

No Color
Documents
In File

11 4029

Being Processed in Idaho Falls

Identification No. _____
Claim No. 11-4029
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant ARLO M. RASMUSSEN and/or V. LAMONT PUGMIRE
post office address St. Charles, Idaho
2. The point of diversion is in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 22 Township 15 S
Range 43 E B.M. located on unnamed spring
(name of source)
tributary to _____ in Bear Lake County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

May 1, 1905 amount: .00169 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed .00169 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use livestock period of use from May 1 to Oct. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____
_____ ;

_____; if so, give dates and explain _____

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

0203

b. Do you get water through a ditch owned by several users? NO If yes, give the name of the ditch
_____. The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____
75 cows, 75 calves, 2 bulls and 30 yearlings

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
This application is for the water right of a natural spring located on the
preceding page description. This spring has existed since 1905, when the land
was homesteaded (see enclosed letter). This spring was at first used for live-
stock, culinary and irrigation purposes. At the present time, it is used to
water livestock. This spring was measured on October 30, 1971. The measurement
was 0.00169 per second feet or 0.71 gallons per minute. We would like to point
out that this was taken when the water level was low, being in the fall of the
year. It would be higher in the spring of the year to some extent.

State of Idaho

County of Bear Lake } ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the
foregoing claim to a water right, together with all attached information, and that the matters and facts therein are
true to the best of the affiants knowledge.

and Arlo M. Rasmussen
V. Leamont Pugnire
Claimant

Sworn to before me this 23rd day of November, 1971

My Commission
Expires Oct 10th 1974

Stephen Shephard
Notary Public
Residing at Paris, Idaho

My commission expires _____

For Department Use Only

Received by <u>ef</u> Date <u>11-24-71</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>ef</u> Date <u>11-24-71</u>	<u>Rec'd</u>	_____	_____
Fee received by <u>ef</u> Date <u>#8502</u> Fee <u>\$2502</u>	<u>10-20</u>	_____	_____
Approved for publication by _____	_____	_____	_____
Published in <u>New Examiner</u> Dates <u>12-16-23-71</u>	_____	<u>11-4029</u>	_____

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	_____	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	_____	acre feet
	Total claimed:		1.2 c.f.s. or	_____	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

Identification No. _____
Claim No. 11-4
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Arlo M. Rasmussen and V. Lamont Pugmire
post office address St. Charles, Idaho Box 103
2. The point of diversion is in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 22 Township 15 South
Range 43 East B.M. located on _____
(name of source)
- tributary to _____ in Bear Lake County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

X October 30, 1971 amount: .00169 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed .00169 c.f.s. or _____ acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

X use culinary period of use from 1905 to 1920 (both dates inclusive)
X use irrigation period of use from 1905 to 1920 (both dates inclusive)
use livestock period of use from 1905 to 1971 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped flowing spring ; depth of well is undetermined feet; diameter of well is 30 inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is a natural spring _____ ;

11 4029

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

[illegible]

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch _____ . The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 75 cows 75 calves
2 bulls 30 yearlings

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities_____

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preceding page description. This spring has existed since 1905 when the land
was homesteaded(see enclosed letter). This spring was at first used for
livestock, culinary, and irrigating purposes. At the present time it is used
to water livestock. This spring was measured on October 30, 1971. The measure-
ment was .00169 per second feet or .71 gallons per minute. We would like to
point out that this was taken when the water level was low, being in the fall
of the year. It would be higher in the spring of the year to some extent.

State of Idaho }
County of _____ } ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this _____ day of _____, 19____.

Notary Public

Residing at _____

My commission expires _____

For Department Use Only

Received by Lee Date 11-17-71

Exception filed by:

Forwarded to
claimant by:

Date _____

Prelim. check by IES Date 11-17-71

Fee received by PA Date 11-17-71 Fee \$ 10.00

Approved for publication by _____

Published in U Dates

11 4029

INSTRUCTIONS

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Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8 c.f.s. or</u>	<u> </u>	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s. or</u>	<u> </u>	acre feet
		Total claimed:	<u>1.2 c.f.s. or</u>	<u> </u>	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

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You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

THE NEWS-EXAMINER

MONTPELIER, IDAHO

RECEIVED

FEB 7 1972

Department of Water Administration
Eastern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

W. Jerome Taylor

being first duly sworn, deposes and says he is
Publisher and Foreman of the News-
Examiner; that the said News-Examiner is a
weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of
general circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for two

successive weeks, commencing with the issue
dated December 16, 19 71

and ending with the issue

dated December 23, 19 71

W. Jerome Taylor
Publisher and Foreman

Subscribed and sworn to before me this 4th day of February, 19 72

J. B. Bugg
Notary Public.

NOTICE OF CLAIM TO A WATER RIGHT

No. 11-4029

Notice is hereby given that Arlo M. Rasmussen and/or V. Lamont Pugmire, Box 103, St. Charles, Idaho has filed a claim to a water right established by diversion and application to beneficial use of .00169 cubic feet per second of water from an unnamed spring with a point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 15S, R. 43E, B. M., Bear Lake County.

The water is claimed to be used from May 1 to October 1 for stock-water purposes for 182 head of cattle with a priority of May 1, 1905

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 240 South Holmes Avenue, Idaho Falls, Idaho 83401.

R. KEITH HIGGINSON

Director

Published in The News-Examiner, Montpelier, Idaho on December 16 and December 23, 1971.

(d-16 23)

11 4029

01 WATER RIGHT NUMBER - 11-4029 02 OLD (D) NUMBER -

LAST NAME

FIRST NAME

ORIG. OWNER

03001 - RASMUSSEN
03002 - PUGMIRE

04001 - ARLO M.
04002 - V. LANDONT

05001 - C
05002 - D

06 ADD LINE 1 - P.O. BOX 103

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - ST. CHARLES

10	STATE - ID	11	ZIP - 832720000
----	------------	----	-----------------

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE
14001 - SPRING

TRIBUTARY OF
15001 - UNNAMED STREAM

16 DIVERSION MEANS -

17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .0100

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	DIVERSION LOT	POINTS RFLG	STREAM	INDEX	FIELD
-------	-----	-----	-----	------------------	----------------	--------	-------	-------

22001	-	NENM	23001	-	22	24001	-	155	25001	-	43E	26001	-	27001	-	28001	-	0	100.0	172.0	12.0	10.0	0.0	0.0	0.0	0	0	0	1.8
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29 NON-IRRIGATION USE - S/182 RANGE.

USE CODE / USE	TWN	RNG	PLACE OF USE	SEC	TRACT	ACRES	LOT
----------------	-----	-----	--------------	-----	-------	-------	-----

30001 - 04 STOCKWATER 31001 - 15S 32001 - 43E 33001 - 22 34001 - NENN 35001 - 36001 -

PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
01/01/2010	12/31/2010	0000 / 0000	0.00	0.00
01/01/2011	12/31/2011	0000 / 0000	0.00	0.00
01/01/2012	12/31/2012	0000 / 0000	0.00	0.00
01/01/2013	12/31/2013	0000 / 0000	0.00	0.00
01/01/2014	12/31/2014	0000 / 0000	0.00	0.00
01/01/2015	12/31/2015	0000 / 0000	0.00	0.00
01/01/2016	12/31/2016	0000 / 0000	0.00	0.00
01/01/2017	12/31/2017	0000 / 0000	0.00	0.00
01/01/2018	12/31/2018	0000 / 0000	0.00	0.00
01/01/2019	12/31/2019	0000 / 0000	0.00	0.00
01/01/2020	12/31/2020	0000 / 0000	0.00	0.00
01/01/2021	12/31/2021	0000 / 0000	0.00	0.00
01/01/2022	12/31/2022	0000 / 0000	0.00	0.00
01/01/2023	12/31/2023	0000 / 0000	0.00	0.00
01/01/2024	12/31/2024	0000 / 0000	0.00	0.00
01/01/2025	12/31/2025	0000 / 0000	0.00	0.00
01/01/2026	12/31/2026	0000 / 0000	0.00	0.00
01/01/2027	12/31/2027	0000 / 0000	0.00	0.00
01/01/2028	12/31/2028	0000 / 0000	0.00	0.00
01/01/2029	12/31/2029	0000 / 0000	0.00	0.00
01/01/2030	12/31/2030	0000 / 0000	0.00	0.00
01/01/2031	12/31/2031	0000 / 0000	0.00	0.00
01/01/2032	12/31/2032	0000 / 0000	0.00	0.00
01/01/2033	12/31/2033	0000 / 0000	0.00	0.00
01/01/2034	12/31/2034	0000 / 0000	0.00	0.00
01/01/2035	12/31/2035	0000 / 0000	0.00	0.00
01/01/2036	12/31/2036	0000 / 0000	0.00	0.00
01/01/2037	12/31/2037	0000 / 0000	0.00	0.00
01/01/2038	12/31/2038	0000 / 0000	0.00	0.00
01/01/2039	12/31/2039	0000 / 0000	0.00	0.00
01/01/2040	12/31/2040	0000 / 0000	0.00	0.00
01/01/2041	12/31/2041	0000 / 0000	0.00	0.00
01/01/2042	12/31/2042	0000 / 0000	0.00	0.00
01/01/2043	12/31/2043	0000 / 0000	0.00	0.00
01/01/2044	12/31/2044	0000 / 0000	0.00	0.00
01/01/2045	12/31/2045	0000 / 0000	0.00	0.00
01/01/2046	12/31/2046	0000 / 0000	0.00	0.00
01/01/2047	12/31/2047	0000 / 0000	0.00	0.00
01/01/2048	12/31/2048	0000 / 0000	0.00	0.00
01/01/2049	12/31/2049	0000 / 0000	0.00	0.00
01/01/2050	12/31/2050	0000 / 0000	0.00	0.00
01/01/2051	12/31/2051	0000 / 0000	0.00	0.00
01/01/2052	12/31/2052	0000 / 0000	0.00	0.00
01/01/2053	12/31/2053	0000 / 0000	0.00	0.00
01/01/2054	12/31/2054	0000 / 0000	0.00	0.00
01/01/2055	12/31/2055	0000 / 0000	0.00	0.00
01/01/2056	12/31/2056	0000 / 0000	0.00	0.00
01/01/2057	12/31/2057	0000 / 0000	0.00	0.00
01/01/2058	12/31/2058	0000 / 0000	0.00	0.00
01/01/2059	12/31/2059	0000 / 0000	0.00	0.00
01/01/2060	12/31/2060	0000 / 0000	0.00	0.00
01/01/2061	12/31/2061	0000 / 0000	0.00	0.00
01/01/2062	12/31/2062	0000 / 0000	0.00	0.00
01/01/2063	12/31/2063	0000 / 0000	0	

37001 - 0501	38001 - 1031	39001 - 04	STOCKWATER	40001 -	0.010	41001 -	0.00
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[illegible]REMARKS
- 44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

[illegible]

WRR100
11-4029

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
25-MAR-1986 19:51:20

----- D A T E S -----
54 LAST UPDATE - 18-MAR-1986 62 DATE_2 -

VERIFIED JKN
3/24/86

IDENT. NO. 11-4029

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

OTd No.

New No.

11-4029

Record

1. Original Owner: Arlo M. Rasmussen & V. Lamont Bugmire

Present Owner: _____

2. Address: P.O. Box 1033. City: Saint Charles State: Id Zip: _____4. A. Source of Water: Spring

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): I

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 5-1-1905D. County: 07E. Total Diversion Rate: .01

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NENW</u>	<u>22</u>	<u>15</u>	<u>I</u>	<u>43E</u>	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from 5-1 to 10-31 for I purposes. Amount .01
(cfs or AG-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use code:

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

6. Field Exam Made (P,R,F or blank):

H. Conditions of Approval:

14. Diversion Means (brief narrative):

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

February 17, 1972

Re: Claim to a Water Right No. 11-4029

Arlo M. Rasmussen &/or V. Lamont Pugmire
P. O. Box 103
St. Charles, Idaho 83272

Gentlemen:

The Department of Water Administration has completed the processing of your claim to a water right and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

Enclosure: Copy of claim

11 4029

February 3, 1972

Re: Claim No. 11-4029 - Arlo M. Rasmussen &/or V. Lamont Pugmire

The News -Examiner
P.O. Box 278
Montpelier, ID 83254

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced claim. The legal notice was to have been published in your paper on December 16 and 23, 1972.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Bobbie Johnson
for NORMAN C. YOUNG
District Engineer

11 4029

December 6, 1971

Re: Claim No. 11-4029 - Arlo M. Rasmussen &/or V. Lamont Pugmire

The News Examiner
P.O. Box 278
Montpelier, Idaho 83254

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

Bill submitted to Boise Office 2-16-72 by cl

NCY:BJ
Enc: Legal notice

11 4029

NOTICE OF CLAIM TO A WATER RIGHT

No. 11-4029

Notice is hereby given that Arlo M. Rasmussen &/or V. Lamont Pugmire,
Box 103, St. Charles, Idaho

has filed a claim to a water right established by diversion and appli-
cation to beneficial use of .00169 cubic feet per second ~~444/7444~~
of water from an unnamed spring
with point of diversion in the NE1/4NW4, Sec. 22, T. 15S, R. 43E, B.M.,
Bear Lake County

The water is claimed to be used from May 1 to Oct. 1 for ~~domestic~~ ^{stockwater}
purposes for 182 head of cattle

with a priority of May 1, 1905;

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
~~the place of use is within the~~

Any exception to this claim of water right may be filed with the
Idaho Department of Water Administration, 240 South Holmes Ave., Idaho
Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the News Examiner, Montpelier, Idaho
on December 16 and December 23, 1971.

11 4029

November 18, 1971

Mr. Arlo M. Rasmussen
St. Charles,
Idaho 83272

Dear Mr. Rasmussen:

We are returning a copy of your claim to water right form and a re-typed claim form.

During preliminary processing, a few questions have developed concerning your claim. Item #2 should indicate some source; in this case, probably an unnamed spring. Item #3a should claim the earliest priority that you are going to establish. Item #3b should probably only indicate a use for livestock. The culinary and irrigation uses should be entered in item #9. Also in item #3b, you must indicate the period during each year that you actually use the water. For livestock, you probably use it from January 1 to December 31.

When you have corrected the claim, it must be notarized before we can continue processing it.

Please contact this Department if you need any further advice concerning this matter.

Very truly yours,

James Booker
Appropriation Examiner

JB:cs

Enclosures

11 4029

November 17, 1971

Arlo M. Rasmussen
St. Charles,
Idaho 83272

Dear Mr. Rasmussen:

Attached herewith is your receipt No. 8502 in the amount of \$ 10.00
for your claim application
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

11 4023

St. Charles, Idaho
November 8, 1971

RECEIVED

NOV 17 1971

State of Idaho
Department of Water Administration

Dear Sir:

Department of Water Administration

This letter is written to verify the existence and use of what is known as Lansing Spring. It is located on property owned by Arlo M. Rasmussen of St. Charles, Idaho. The water is used jointly by Arlo M. Rasmussen and V. Lamont Pugmire for livestock purposes at the present time. The location of this spring is at the Northeast corner of Section 22, Township 15 South, Range 43 East of Boise Meridian.

We the undersigned have both lived in the community of St. Charles, Idaho for over 80 years. We verify that this spring has existed on this property of Arlo M. Rasmussen since the year 1905. This spring of water was used for culinary, gardening, and livestock purposes when the land was first homesteaded.

Sincerely,

James Bunderson
St. Charles, Idaho

E. John Rich
St. Charles, Idaho

E. John Rich
James Bunderson

11 4029