

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



AMENDED CLAIM TO A WATER RIGHT AMENDED

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Wes Miles &/or Lowell Miles
(Name of Claimant)
Star Route Box 398 Grace, ID 83241 Telephone No. 425-3316
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) May 1912

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Snowmelt and springs tributary to sinks

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.04cfs</u>	Use <u>Stockwater</u>	Period of Use From <u>5-1</u>	To <u>11-1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.04cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ SE ¼, Sec. 8 Twp. 10S Rge. 39E B.M., County of Bannock
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Water trough and pipe from small spring

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	39E	8													X				

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: 300 head of cattle

(7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

Twp
10S

Rge
39E

Point of Diversion
& Place of Use.

Received by JCM Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by EMC Kew Date 12-28-83 5 Jan 1984 claimant by: _____
\$30.00 fee received by CW Date 6-30-83 #25769
Published in Idaho State Journal _____
Dates 1/19 - 1/26/84 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



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The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Wes Miles and/or Lowell Miles

Star Route, Box 398, Grace, ID 83241 (Name of Claimant)

Telephone No. 425-3316

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) May, 1912

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
 snow melt and springs tributary to sinks

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

		(Both dates inclusive)	
(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>0.04 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>5/1</u>	To <u>11/1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
(4) <u>0.04 cfs</u>	TOTAL QUANTITY USED.		

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ SE ¼, Sec. 8 Twp. 10S Rge. 39E B.M., County of Bannock
 Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. water trough and pipe from small spring

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres

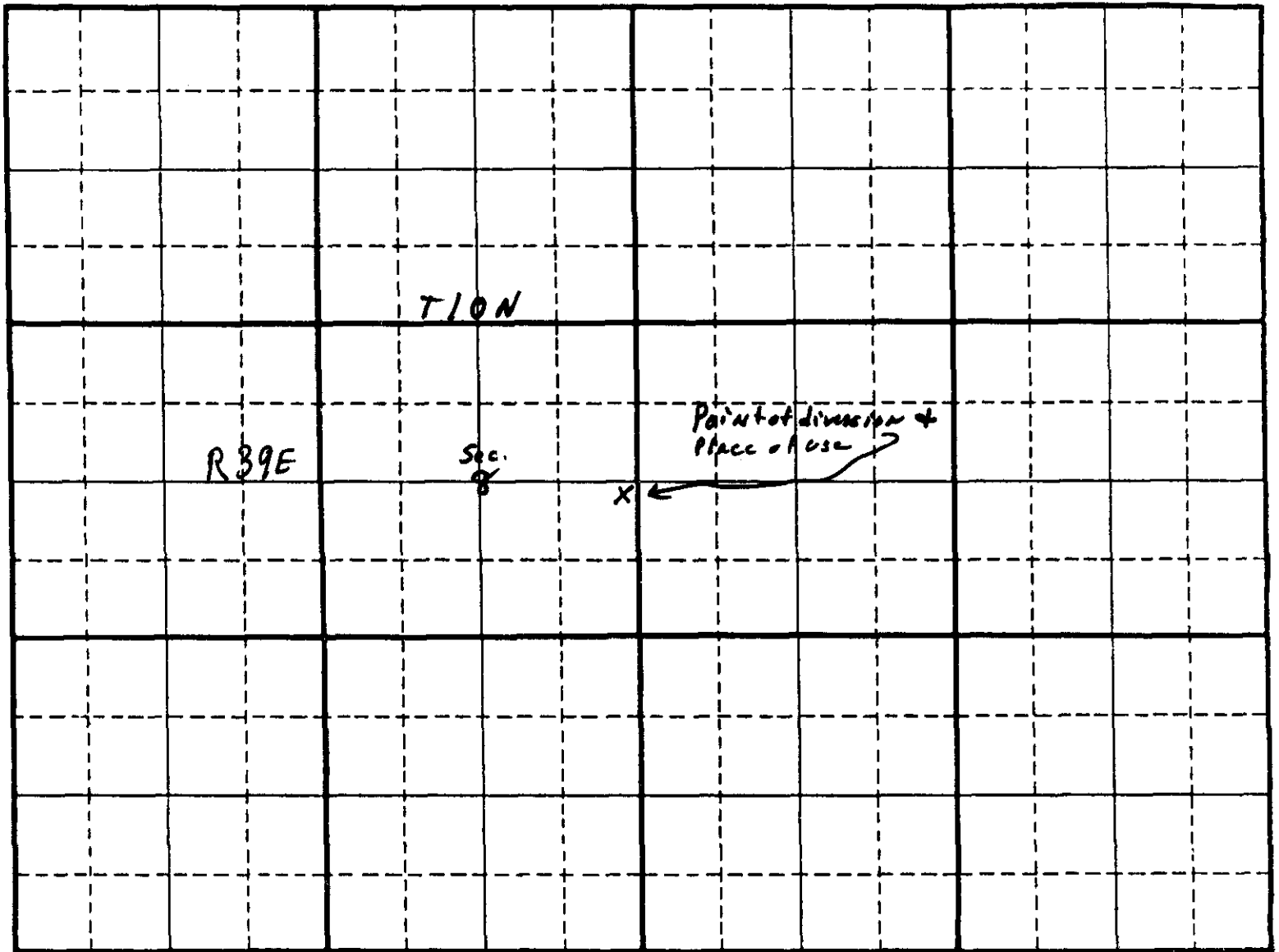
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: 300 head cattle

(7) If you are claiming water as a member of an organization, list name of organization: _____

MICRO MED

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Donnerville) 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 affiant's knowledge.

Sworn to before me this 30th day of June, 1983.
Lowell Miles (Claimant)

Callen Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by JCM Date 6-30-83 Exception filed by: _____ Date _____
Prelim. check by AW Date 10/27/83
\$30.00 fee received by CW Date 6-30-83
Published in Idaho State Journal #25769
Dates 11/10 & 11/17/83

PROOF OF PUBLICATION RECEIVED

STATE OF IDAHO
County of Bannock

ss.

NOV 21 1983

Department of Water Resources
Eastern District Office

Shirley J. Arlotta

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

November 11, 1983, 19____
November 17, 1983, 19____
_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Shirley J. Arlotta

Subscribed and sworn to before me this 18th

day of November, 1983

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

PROOF OF PUBLICATION

NOV 21 1983

STATE OF IDAHO
County of Bannock

ss.

Shirley J. Arlotta

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That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Subscribed and sworn to before me this 18th

day of November, 1983

Notary Public, State of Idaho
Residence: Pocatello, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

29-4457

MILES, WES &/or LOWELL
STAR RT., BOX 398, GRACE, ID 83241
Source: UNNAMED STREAM trib. to
SINKS
SPRINGS trib. to SINKS
Priority Date: 05-01-1972
Diversion Pt: NESE Sec 08 T 10S R 39E
Use: STOCKWATER (0.04 CFS)
In: NESE Sec 08 T 10S R 39E
29-4459

SEXTON, REX
GARDNER, RICHARD D.
BOX 386, MINK CREEK RD., POCA-
TELLO, ID 83204
Source: SORREL STREAM trib. to
PORTNEUF RIVER
Priority Date: 06-05-1950
Diversion Pt: SESW SWSE Sec 09 T 07S
R 36E NWNE SWNE Sec 16 T 07S R 36E
Use: IRRIGATION (0.11 CFS)
STOCKWATER (0.02 CFS)
In: SESW SWSE Sec 09 T 07S R 36E
NWNE SWNE Sec 16 T 07S R 36E
FOR 21 ACRES
29-4460

LYON, KENNETH E. &/or BEVERLY
P. O. BOX 4866, POCA TELLO, ID 83201
Source: GROUNDWATER
Priority Date: 04-01-1975
Diversion Pt: NENW Sec 33 T 06S R 34E
Use: DOMESTIC (0.04 CFS)
In: NENW Sec 33 T 06S R 34E
Exceptions to a claim may be filed with
the Director, Dept. of Water Resources,
150 Shoup Ave., Suite 15, Idaho Falls,
Idaho 83402
S/KEN DUNN, Dir.
November 11, 17, 1983
No. 452

RECEIVED

STATE OF IDAHO
County of Bannock

Department of Water Resources
Eastern District Office

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of Ameri-
ca, more than 21 years of age, and the Principal Clerk of THE IDAHO
STATE JOURNAL, a daily newspaper, printed and published at Pocatello,
Bannock County, Idaho, and having a general circulation therein.

<u>January 19</u>	, 19 <u>84</u>	<u> </u>	, 19 <u> </u>
<u>January 26</u>	, 19 <u>84</u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>
<u> </u>	, 19 <u> </u>	<u> </u>	, 19 <u> </u>

Jeri L. Larsen

day of January, 19 84

Notary Public, State of Idaho
Residence: Pocatello, Idaho



PROOF OF PUBLICATION

FEB 2 1984

STATE OF IDAHO
County of Bannock

ss.

Department of Water Resources
Eastern District Office

Jeri L. Larsen

NOTICE OF AMENDED CLAIM TO A WATER RIGHT NO. 29-4457

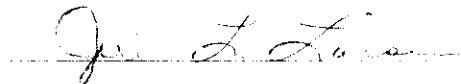
Notice is hereby given that Claim to a Water Right No. 29-4457 in the name of Wes Miles &/or Lowell Miles, Grace, Idaho was filed with a priority date of May 1, 1912 for the diversion and application to beneficial use of 0.04 cfs of water from snow melt and springs tributary to sinks with the point of diversion within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 10S, R. 39E, B.M. Bannock County; the water is claimed to be used from 5-1 to 11-1 for stockwater purposes within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 10N, R. 39E, B.M. The claimant now proposes to amend Claim No. 29-4457 amending the place of use to within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 10S, R. 39E, B.M. Any exceptions to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.
S/A. KENNETH DUNN
Director
January 19, 26, 1984
No. 616

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

January 19, 1984, 19
January 26, 1984, 19
, 19, 19
, 19, 19
, 19, 19
, 19, 19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.



Subscribed and sworn to before me this 27th

day of January, 19 84



Notary Public, State of Idaho
Residence: Pocatello, Idaho

February 9, 1984

RE: Amended Claim to a Water Right No. 29-4457

Wes Miles &/or Lowell Miles
Star Route, Box 398
Grace, Idaho 83241

Gentlemen:

The Department of Water Resources has completed the processing of your amended claim to a water right and no further action is authorized under Sections 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 amended 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 amended 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 amended claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

MICROFILMED

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

NO. 29-4457

Notice is hereby given that Claim to a Water Right No. 29-4457 in the name of Wes Miles &/or Lowell Miles Grace, Idaho was filed with a priority date of May 1, 1912 for the diversion and application to beneficial use of 0.04 cfs of water from snow melt and springs tributary to sinks with the point of diversion within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 10S, R. 39E, B.M. Bannock County; the water is claimed to be used from 5/1 to 11/1 for stockwater purposes within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 10N, R. 39E, B.M.

The claimant now proposes to amend Claim No. 29-4457 amending the place of use to within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 10S, R. 39E, B.M.

Any exceptions to any claim of water right may be filed with the Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401.

A. KENNETH DUNN

Director

Published in the Idaho State Journal on 1/19 & 1/26/84.

MICROFILMED

State of Idaho
Department of Water Resources

Amended
CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C WILSON

Right Number 29-4457 Applicant Wes & Lowell Miles

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Ernest Carlson Date Feb 9, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 2/15/84

Feb 6, 1984
RECEIVED
FEB 13 1984

Department of Water Resources
MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

November 29, 1983

Wes Miles &/or Lowell Miles
Star Route, Box 398
Grace, ID 83241

RE: Claim #29-4457

Dear Mr. Miles:

In June 1983 you filed a claim for stockwater from snowmelt and springs. While processing this claim a discrepancy in the legal description was indentified. The township for the point of diversion was listed as 10 South while the place of use specified township 10 North.

To rectify the problem we have enclosed a new claim showing the same township for both the point of diversion and place of use.

Please review the claim to confirm the legal description is correct. Then sign the claim in the presence of a notary and return it to this office.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:jk

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

Amended

CLAIM ANALYSIS SHEET
G. F. RAMSEY

EMC

INITIAL REVIEW BY: _____ OCT 27 1983 *12-28-83*

Right Number 29 4457 Applicant WEB OR LOWELL MILES

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS
INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO
THE CLAIMANT ALONG WITH THE APPROPRIATE COVER
LETTER.

CHECK:

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- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

Nov. 28, 1983

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By _____ Date _____

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By _____ Date _____

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

NOVEMBER 2, 1983

Idaho State Journal
P. O. Box 431
Pocatello, Idaho 83201

Gentlemen,

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 23, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 11/10 & 11/17/83.

MICROFILMED

22-4452

MILES, WES &/or LOWELL

STAR RT., BOX 398, GRACE, ID 83241

Source, UNNAMED STREAM trib. to SINKS
SPRINGS trib. to SINKS

Priority Date, 05/01/1912

Diversion Pt. NESE Sec 08 T 10S R 39E

Use, STOCKWATER (0.04 CFS)

In, NESE Sec 08 T 10N R 39E

10S

Corrected
on computer
11/9/83 BP

1 7

1 <0<0<0<0
2 NOTICE OF CLAIMS
3 TO WATER RIGHTS
4 The following claim(s) have been filed
5 on water right(s) created by diversion
6 and beneficial use:
7 29-4457
8 MILES, WES &/or LOWELL
9 STAR RT., BOX 398, GRACE, ID 83241
10 Source: UNNAMED STREAM trib. to
11 SINKS
12 SPRINGS trib. to SINKS
13 Priority Date: 05-01-1912
14 Diversion Pt: NESE Sec 08 T 10S R 39E
15 Use: STOCKWATER (0.04 CFS) — 10S
16 In: NESE Sec 08 T 10N R 39E

Corrected with
newspaper
11/9/83 BP

RECEIVED

1 <o<o<o<o
2 NOTICE OF AMENDED
3 CLAIM TO A WATER RIGHT
4 NO. 29-4457
5 Notice is hereby given that Claim to a
6 Water Right No. 29-4457 in the name of
7 Wes Miles &/or Lowell Miles, Grace,
8 Idaho was filed with a priority date of
9 May 1, 1912 for the diversion and appli-
10 cation to beneficial use of 0.04 cfs of
11 water from snow melt and springs
12 tributary to sinks with the point of
13 diversion within the NE1/4SE1/4 Sec. 8, T.
14 10S, R. 39E, B.M. Bannock County; the
15 water is claimed to be used from 5-1 to
16 11-1 for stockwater purposes within the
17 NE1/4SE1/4 Sec. 8, T. 10N, R. 39E, B.M.
18 The claimant now proposes to amend
19 Claim No. 29-4457 amending the place of
20 use to within the NE1/4SE1/4 Sec. 8, T.
21 10S, R. 39E, B.M.
22 Any exceptions to any claim of water
23 right may be filed with the Dept. of
24 Water Resources, 150 Shoup Ave., Suite
25 15, Idaho Falls, Idaho, 83401.
26 S/A. KENNETH DUNN
27 Director
28 January 19, 26, 1984
29 No. 616
30 <o<o<o<o