

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A21-07138
Date Received: 3/01/1989
Receipt No: E005934
Received By: KCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LAYNE MILLER 208-624-7478
Address: RT. 2 BOX 46-3
ST. ANTHONY, ID 83445
OR
Name: DELL MILLER 208-624-7548
Address: RT. 2 BOX 46-3
ST. ANTHONY, ID 83445



2. Date of Priority: SEP 09, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	39E	1	SW	NW			FREMONT

5. Description of diverting works:
WELL PUMP MAINLINE TO CENTER PIVOT & LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.400		

7. Total Quantity Appropriated is:
2.400 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 300.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A21-07138

Page 1

Date: 03/01/89

MICROFILMED
OCT 21 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	39E	1	NE	NW		IRR	7.0
			NW	NW		IRR	7.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NW	SW		IRR	26.0

Section Acres 120.0

Total Acres 120.0

11. Place of use in counties: **FREMONT**

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

P/D SAME AS 21-7305 & APPLICATION FOR PERMIT 21-7377(SWAN FALLS)

15. Basis of Claim: LICENSE
Water Right Number: 217138

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

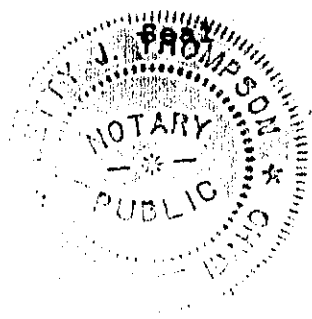
Signature of Claimant(s): Dell Miller Date: 3/1/89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of March 19 89

Betty J. Thompson
Notary Public



Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires MY COMMISSION EXPIRES: 6-30-94

35 36
2 1

A-891

36.4

37.7

R39E

T
7
N

A-808
1-5

A-140

A-324

A-74

A-74

A-74

A-74

A-74

A-74

POINT OF DIVERSION

PLACE OF USE

A-591

D
15.6

35
30.6

A-891

H
38
23.4

J
9.2

T
7
N

459A

A-599

A

18.5

A-161

O
11.5

F
3.2

A21-07138

RECORDED

OCT 21 1962

DATE: 06/09/98
PAGE: 1

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 8, 1999

BRYAN LARSEN
1721 E 500 N
ST ANTHONY ID 83445

RE: CHANGE IN OWNERSHIP FOR A21-07305 AND A21-07138

Dear Mr. Larsen:

It has come to our attention that you may have recently purchased a tract of land in Fremont County. The property to which I am referring was most recently owned by Del Miller. The legal descriptions are as follows:

T07N R39E S1 NE1/4 NW1/4
T07N R39E S1 NW1/4 NW1/4
T07N R39E S1 NW1/4 SW1/4
T07N R39E S1 NE1/4 NW1/4
T07N R39E S1 NW1/4 NW1/4
T07N R39E S1 SW1/4 NW1/4
T07N R39E S1 SE1/4 NW1/4
T07N R39E S1 NW1/4 SW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermulen

For Autumn Jones
Records Clerk

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 9, 1998

PATRICIA MILLER
206 N CENTER
PARKER RT
ST ANTHONY ID 83445

RE: CHANGE IN OWNERSHIP FOR A21-07138

Dear Ms. Miller:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure: Notice(s) of Claim

DELOGJA 3/10/98
DELOG GT 6/2/98
RECEIVED

MAR 9 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) An undivided 1/2 interest in #21-7138
Adjudication Claim Number(s) _____

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Layne Miller
206 N. Center - Parker, St. Anthony, ID 83445

4. New Owner/Claimant(s) Patricia Miller
Name connector (check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 206 N. Center - Parker Route, St. Anthony, ID 83445

City, State and ZIP Code _____

New Telephone Number (208) 624-7478

5. Date you acquired the property 10/31/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

I acquired all of Layne Millers undivided 1/2 interest. I was his spouse.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Patricia Miller Date 12-17-97

Date _____

- (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

LYNN HOSSNER
Attorney at Law
109 North Second West
St. Anthony, Idaho 83445
(208) 624-3782

DISTRICT SEVEN COURT County of Fremont State of Idaho Filed: OCT 31 1997 By: MICKIE FUNKE, CLERK Deputy Clerk
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IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT
MAGISTRATE DIVISION

In the Matter of the Estate of	)	Case No. SP 97-171
LAYNE MILLER, a/k/a	)	
LAYNE L. MILLER,	)	DECREE
Deceased.	)	

Upon consideration of the Petition for Summary Administration of Estate filed by Patricia Miller on July 30, 1997, in which the surviving spouse is the sole beneficiary of the estate, the Court finds that:

1. The facts set forth in the Petition are true and the required notice has been given.
2. The decedent, Layne Miller and Patricia Miller were married on June 17, 1959 and remained married until the date of decedent's death.
3. Decedent died on August 5, 1997 at the age of 63 years while a resident of Parker, Fremont County, Idaho.
4. Patricia Miller is the sole heir or devisee of the decedent.
5. Decedent died intestate.
6. The schedule of property listed below is a full and complete inventory of the property owned by the decedent in Idaho and all of the property is community property.

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED as follows:

1. Patricia Miller is the surviving spouse of the decedent and is the sole heir or devisee of the decedent.
2. The property of the decedent described in this paragraph is hereby vested in Patricia Miller free and clear of all right, title, claim or demand of any person or persons

claiming or attempting to claim under the estate of the decedent as heir, devisee, or otherwise, except as a proper creditor. The property is described as follows:

Tax Number 1768 located in Lot 6, and the South 4 Rods of the West 10 Rods of Lot 3, Block 20 of the Townsite of Parker, Fremont County, Idaho as per the recorded plat thereof.

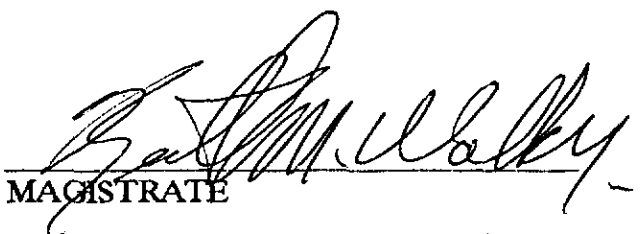
Partnership property of Dell Miller and Lois J. Miller husband and wife and Layne Miller and Patricia Miller, husband and wife:

S1/2NW1/4 less Tax 3; NW1/4SW1/4 less Tax 5; Section 1, Township 7 North, Range 39 E., B.M., Fremont County, Idaho together with 1 1/9 share of the capital stock of the St. Anthony Union Canal Company and all other water and ditch rights thereto belonging and used herewith.

3. Patricia Miller shall assume and be liable for any and all debts that might be a claim against the decedent.

4. There shall be no administration of the estate of the decedent.

Dated this 31st day of October, 1997.


MAGISTRATE