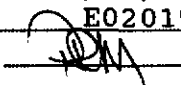


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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: A25-04194
Date Received: 8/23/1994
Receipt No: E020197
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A2504194

1. Name: MARVIN G. MILLER 208-538-7122
Address: 296 N 4570 E
RIGBY ID 83442
OR
Name: LYNETTE R. MILLER 208-538-7122
Address: 296 N 4570 E
RIGBY ID 83442

2. Date of Priority: NOV 1, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	40E	19	NW	NE			JEFFERSON

5. Description of diverting works:
WELL & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.130		

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

8. Total consumptive use is 26.0 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

10. Place of Use:

NOV 11 1994

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	40E	19	NW	NE		IRR	7.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	7.0
					Total Acres	7.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR. = 6.5.

15. Basis of Claim: STATUTORY CLAIM

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): Marvin S. Miller Date: 8-23-94

Date: _____

MICROFILMED

NOV 01 1994

State of Idaho)
County of BOONVILLE) SS.

Subscribed and sworn (or affirmed) before me this 23 day
of AUGUST 19 94

[Signature]
Notary Public

Seal

Residing at IDAHO Falls

My Commission Expires 9-14-94

MICROFILMED

NOV 07 1994

Log for claim 25-04194

Spatial Dynamics CAT

12/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04n40e	19	NWNE	7	40	POD placement? / Indiscernible
Totals:			7	40	

AJ5809NP
No. A25-04194

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/26/00
PAGE: 70

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARVIN G MILLER	11/01/1960	IRRIGATION	04-01 11-01	0.130 CFS	
C	LYNETTE R MILLER					
	296 N 4570 E					
	RIGBY ID 83442					
	(208) 538-7122					
				TOTAL DIVERSION:	0.130 CFS	
				CONSUMPTIVE USE:		26.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T04N R40E S19 NWNE

JEFFERSON County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
04N	40E 19			07														7.0
																	TOTAL ACRES	7.0

POU County: JEFFERSON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
25-10220 25-10581 25-10953 25-11009 A25-10220 A25-10953 A25-11009

Remarks: GEN AC. IRR. = 6.5.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 08/25/94 MEYER 03/29/95 POST-STD

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.

Notice is hereby given that McKay and or Mary Evans
(Name of Claimant)
Rt. 2 Rigby, ID 83442 Telephone No. 538-7757
(Mailing Address) (Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) November 1, 1960

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)
Groundwater tributary to _____

(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. at)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	.13	Use	Irrigation	4-1	To 11-1
Quantity		Use			To
Quantity		Use			To
Quantity		Use			To
Quantity		Use			To

(4) 0.13 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 19 Twp. 4N Rge. 40E B.M., County of Jefferson
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. 12" diameter well to sprinkler system.

(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]

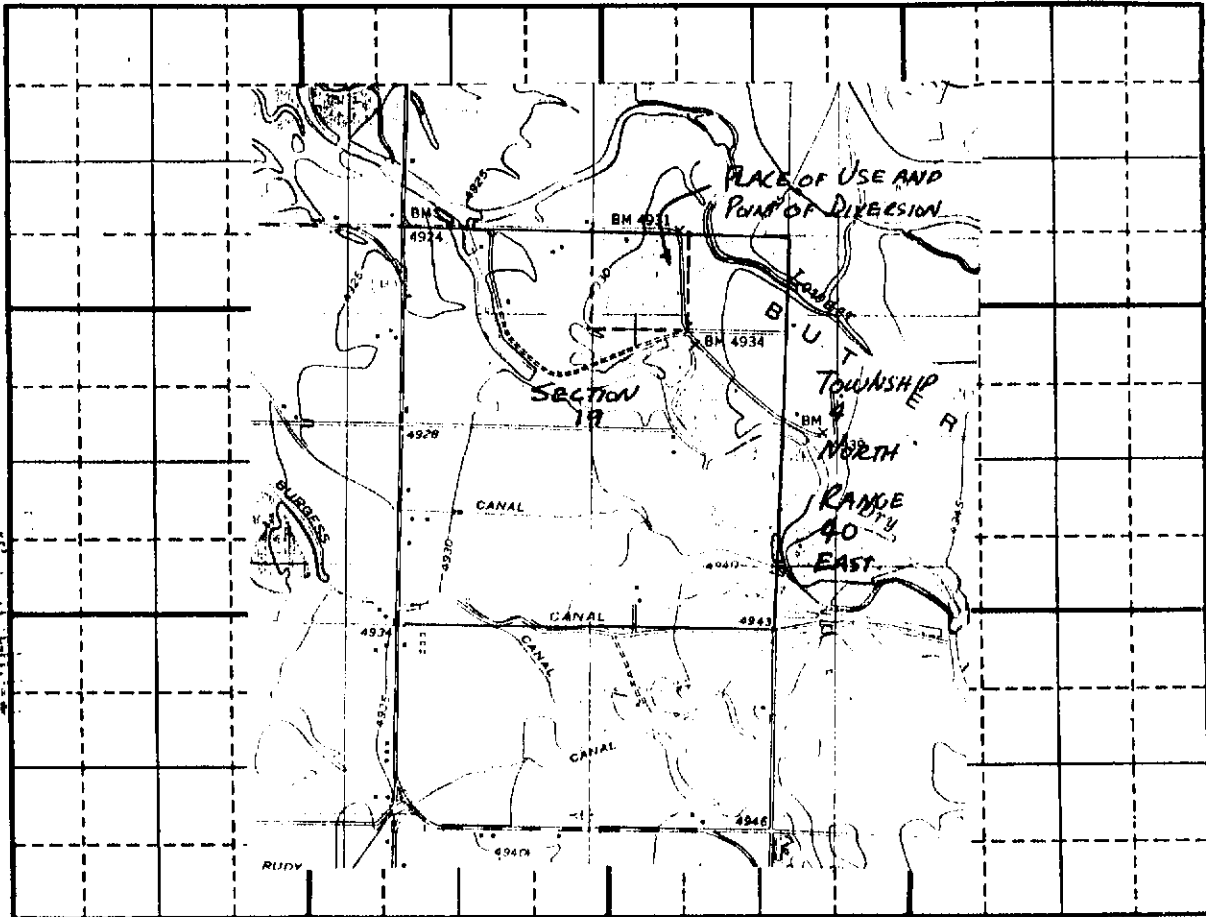
No. of acres 6.5

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: _____

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

18) 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 Bannock) 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 24th day of May, 1983.
McKay Evans (Claimant)
Charles Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>S.M.</u>	Date <u>5/24/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>HWS</u>	Date <u>5-24-83</u>		claimant by:	
\$30.00 fee received by <u>SM</u>	Date <u>5/24/83 #17897</u>			
Published in <u>Argby Star</u>				
Dates <u>6/2 - 6/9/83</u>				

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

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 McKay and or Mary Evans

Rt. 2

Rigby, ID

83442

Telephone No. 538-7757

(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) November 1, 1960

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)

Groundwater

tributary to

- (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>.13</u>	Use	<u>Irrigation</u>	Period of Use From <u>4-1</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) | 0.13 | TOTAL QUANTITY USED. |
|-----|------|----------------------|

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NW ¼ NE ¼, Sec. 19 Twp. 4N Rge. 40E B.M., County of Jefferson

Additional points of diversion:

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No. of acres 6.5

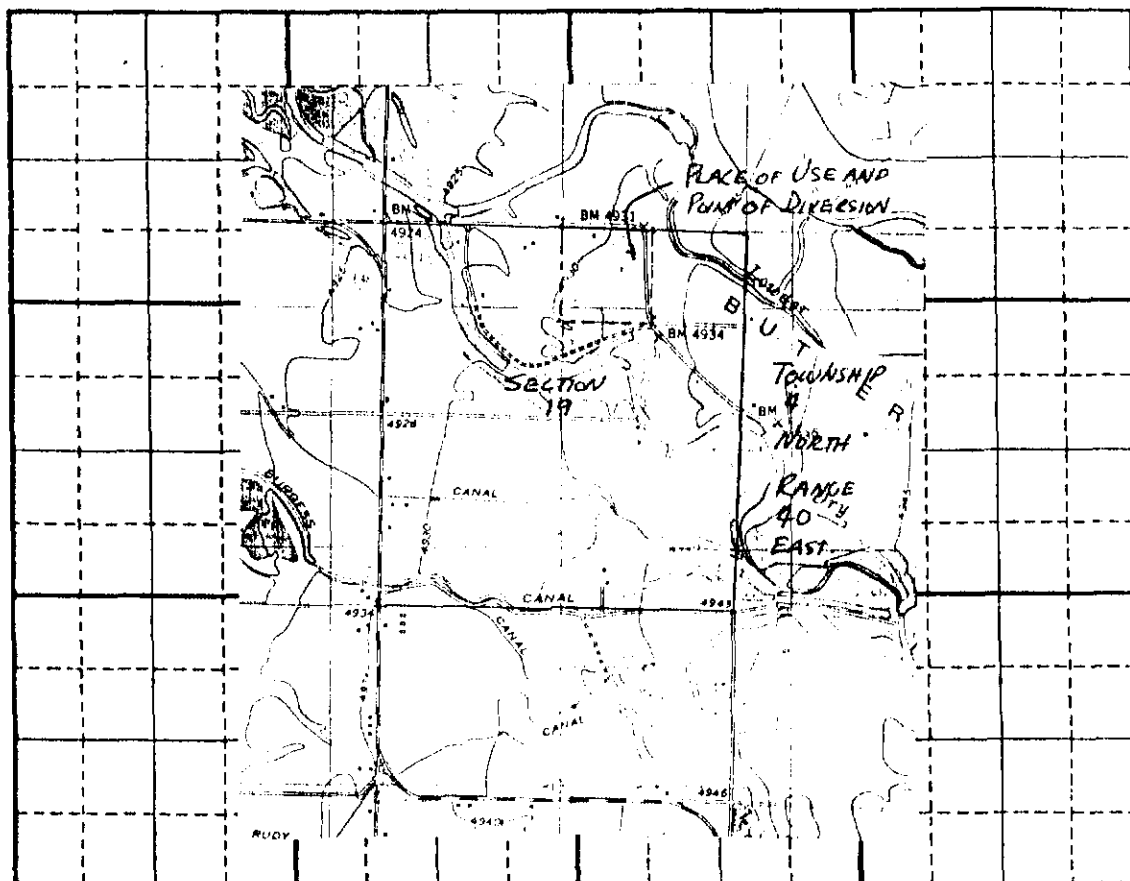
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NOV 1 1964

18) Remarks _____



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County of Bannock } ss.

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Sworn to before me this 24th day of May, 1983

McKay Evans
(Claimant)
Arthur Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by S.M. Date 5/24/83 Exception filed by: _____ Date _____
Prelim. check by AW Date 5-24-83
\$30.00 fee received by SM Date 5/24/83 76097
Published in Argby Star
Dates 6/12 6/19/83

RECORDED
NOV 11 1983