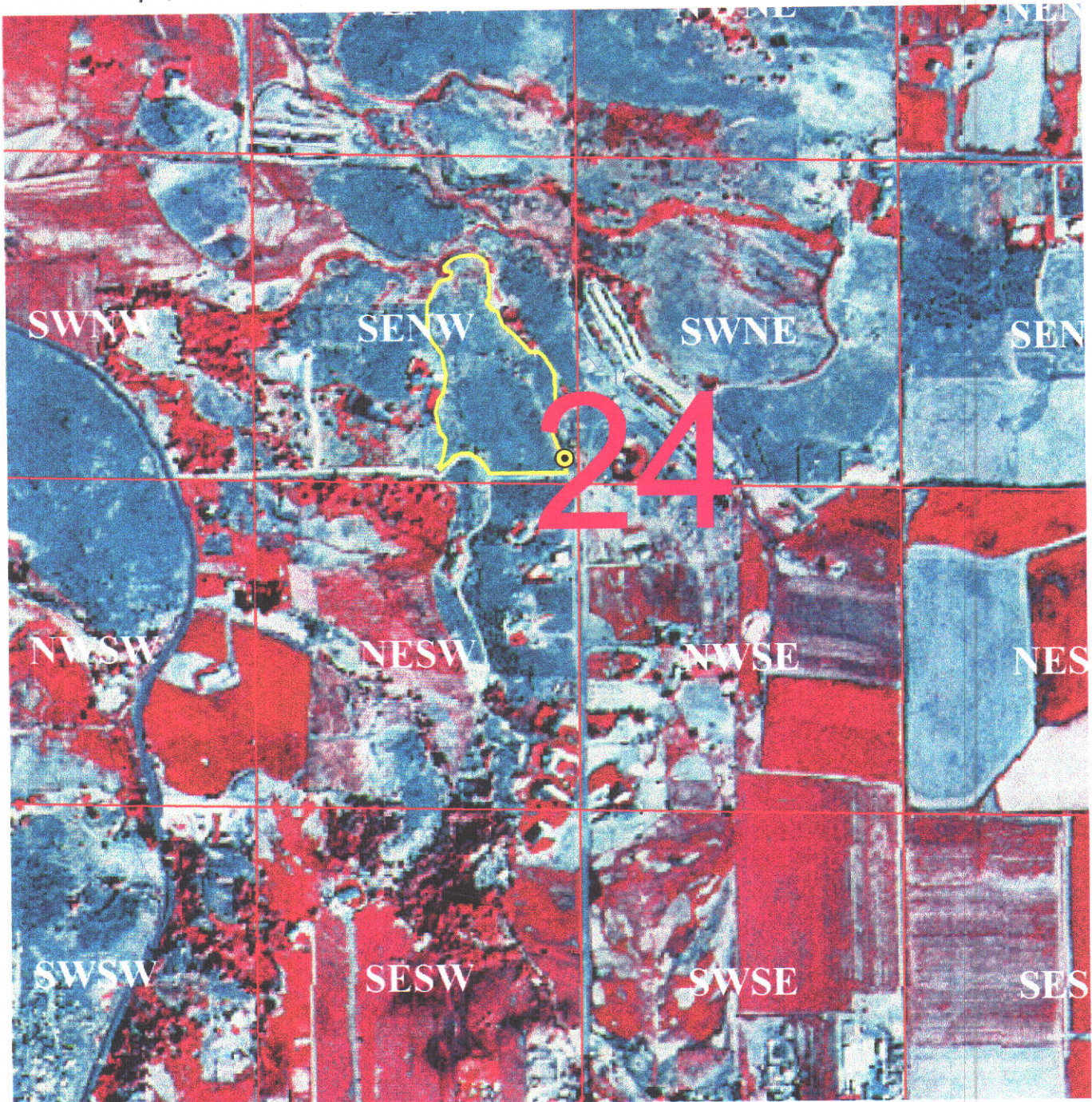


Water Right Claim Number 47-04490
Township , 9S14E

02/26/2001



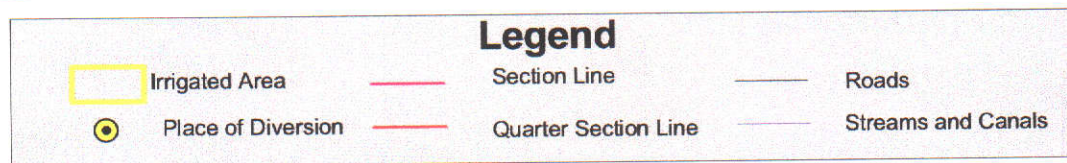
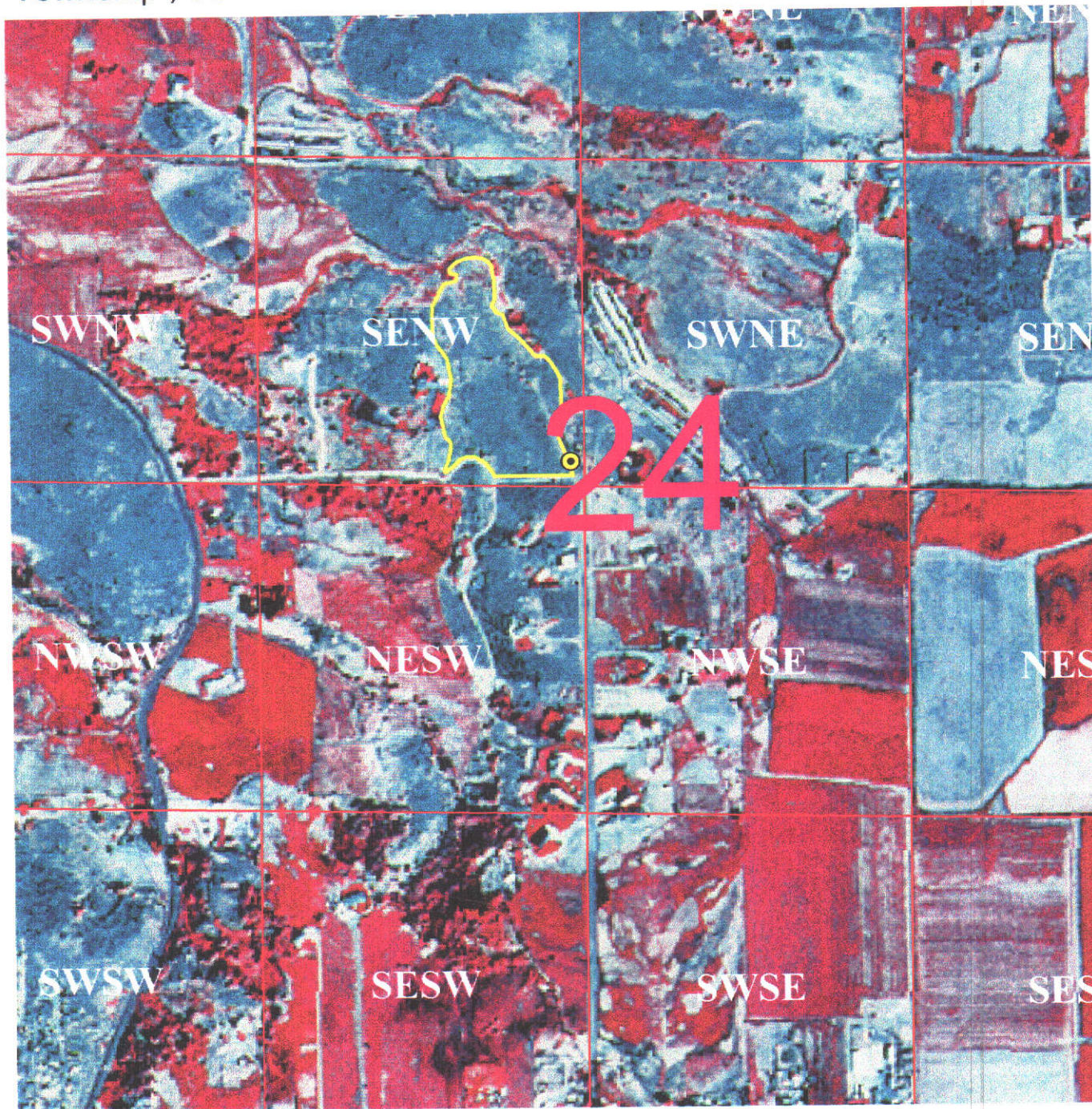
Legend

Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals



Water Right Claim Number 47-04490
Township , 9S14E

02/26/2001



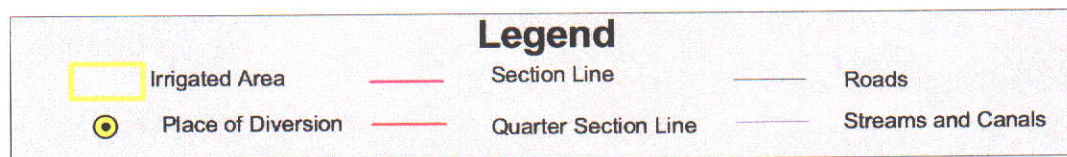
400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-04490
Township , 9S14E

02/26/2001



400 0 400 800 Feet



SPATIAL
DYNAMICS

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: A47-04490
Date Received: 12/14/1988
Receipt No: S004476
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROXANNE MILLER 208-543-6661
Address: P.O. BOX 25
BUHL, ID 83316
2. Date of Priority: JUN 01, 1958
3. Source: WASTE WATER Trib. to: TWIN FALLS CANAL SYSTEM
4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|-----|-----|------------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 09S | 14E | 24 | SE | NW | | | TWIN FALLS |
5. Description of diverting works:
DITCH, GRAVITY SYSTEM
6. Water is used for the following purposes:
- | | | | | | |
|------------|-------|-------|--------|------|--------|
| Purpose | From | To | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 0.210 | | |
7. Total Quantity Appropriated is:
0.210 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 21.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	14E	24	SE	NW		IRR	7.0
Section Acres							7.0
Total Acres							7.0

A47-04490

Page 1

Date: 12/14/88

MICROFILMED

MAR 11 1993

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

A47-04489

14. Remarks:

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

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): Roxanne Miller Date: 12-14-88

Date: _____

State of Idaho)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 14th day

of December 19 88

Steve Bell
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7, 1994

COMMUNICATION DOCUMENTATION

She came in to discuss the possible purchase of some lands and wanted to know the story for the water rights as listed above. I told her of the ongoing SRBA and the rights were claims to a water right and will not be validated until the exams are done and the decree issued. We reviewed the maps of the area and it does appear the acres may be closer to the 7 acres than the 12 acres of the two rights. Suggested she contact the TFCC to see if the wastewater right is infringing on their system.



GOVERNOR PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-04490
ROXANNE MILLER
P.O. BOX 25
BUHL

ID 83316

RE: Evidence of Priority

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided by the claimant supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enc.

NOV 28 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

~~SECRET~~ ANDRWS

Governor PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-04490
ROXANNE MILLER
P.O. BOX 25
BUHL

ID 83316

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* RESPONSE DEADLINE *
* MARCH 15, 1995 *

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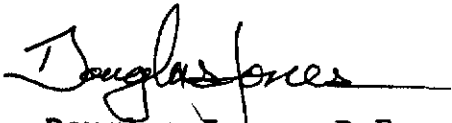
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January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read "Douglas Jones", written over a horizontal line.

Douglas Jones, P.E.
Water Rights Supervisor

Enc.

AJ5809NP
No. A47-04490

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/10/95
PAGE: 12

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROXANNE MILLER P.O. BOX 25 BUHL ID 83316 (208) 543-6661	06/01/1958	IRRIGATION	04-01 11-01	0.21 CFS	
TOTAL DIVERSION:					0.21 CFS	
CONSUMPTIVE USE:						21.00 AFA

Water Source: WASTE WATER

Tributary to: TWIN FALLS CANAL SYSTEM

Stage: STATUTORY CLAIM

Point(s) of Diversion: T09S R14E S24 SENW

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09S	14E	24	:																	:	7.0
																				TOTAL ACRES	7.0

POU County: TWIN FALLS

Other Rights: A47-04489

Dates: Exam Made Date:

Verified Date: 03/07/1986

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

EVIDENCE OF PRIORITY

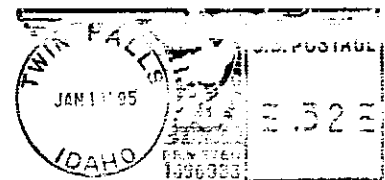
**A GUIDE TO
SOURCES WHICH
MAY CONSTITUTE
PROOF OF THE
PRIORITY DATE
OF YOUR WATER RIGHT**



IDAHO DEPARTMENT OF WATER RESOURCES

APRIL 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
222 Shoshone Street East • Twin Falls, Idaho • 83301-6105



NOV 28 1996

Call

Not at
this
address



DEPT OF WATER RESOURCES

JAN 18 1995

Dept of Water Res.
Northern Region Office

Log for claim 47-04490

Spatial Dynamics LTD

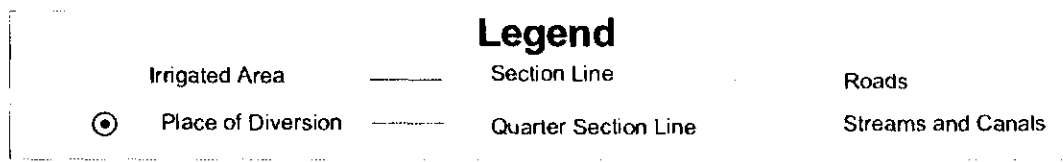
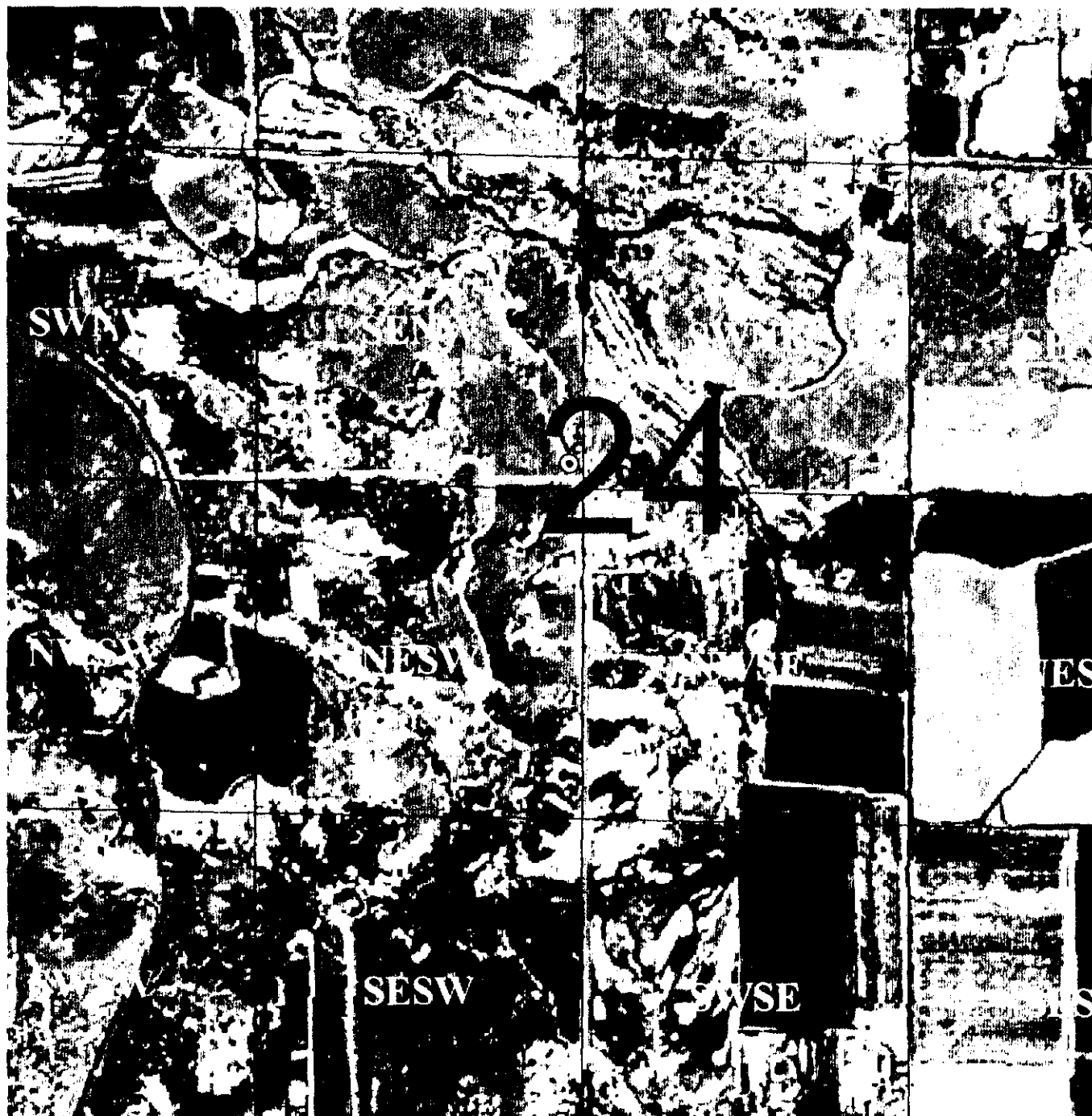
2/26/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s14e	24	SENW	7	7.1	
Totals:			7	7.1	

 SPATIAL
DYNAMICS

Water Right Claim Number 47-04490
Township , 9S14E

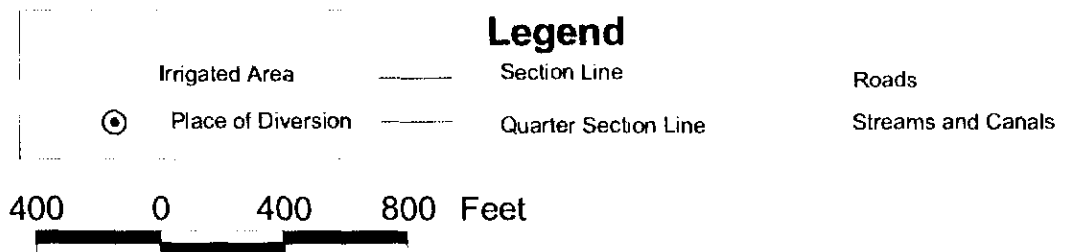
02/26/2001



SPATIAL
DYNAMICS

Water Right Claim Number 47-04490
Township , 9S14E

02/26/2001



*SPATIAL
DYNAMICS*

Water Right Claim Number 47-04490
Township , 9S14E

02/26/2001



Legend

Irrigated Area



Place of Diversion

Section Line

Quarter Section Line

Roads

Streams and Canals



400 0 400 800 Feet

SPATIAL
DYNAMICS

AJ5809NP
No. A47-04490

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/30/01
PAGE: 154

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROXANNE MILLER PO BOX 25 BUHL ID 83316 (208) 543-6661	06/01/1958	IRRIGATION	04-01 11-01	0.210 CFS	
TOTAL DIVERSION:					0.210 CFS	
CONSUMPTIVE USE:						21.00 AFA

Water Source: WASTE WATER

Tributary to: TWIN FALLS CANAL SYSTEM

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T09S R14E S24

SENW

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
---	---	---	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---
09S	14E	24	:					:					:					:							:	7.0
																							TOTAL ACRES	7.0		

POU County: TWIN FALLS

Other Rights: A47-04489

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
47-12251 47-13009 A47-04029A A47-04489 A47-12251 A47-13008 A47-13009 A47-14983

Other Water Rights Listing Overlapping Place(s) of Use:
A47-04489 A47-14983

Dates: Exam Made Date: Verified Date: 03/07/1986 Objection Filed Date:

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

Audit: 12/14/88 CLELLAND 03/30/95 POST-STD

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 Larry O. Smith (Name of Claimant)
Route #3 Box 196, Buhl, ID 83316 (Mailing Address) Telephone No. 543-4472 (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) 1958

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)
1st/2nd Wastewater tributary to Twin Falls Canal System

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.21cfs</u>		Use <u>Irrigation</u>		Period of Use From <u>Apr 1</u>	To <u>Nov 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) TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NW 1/4 Sec. 24 Twp. 9S Rge. 14E B.M., County of Twin Falls
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. Ditch to gravity 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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	14E	24								7									7

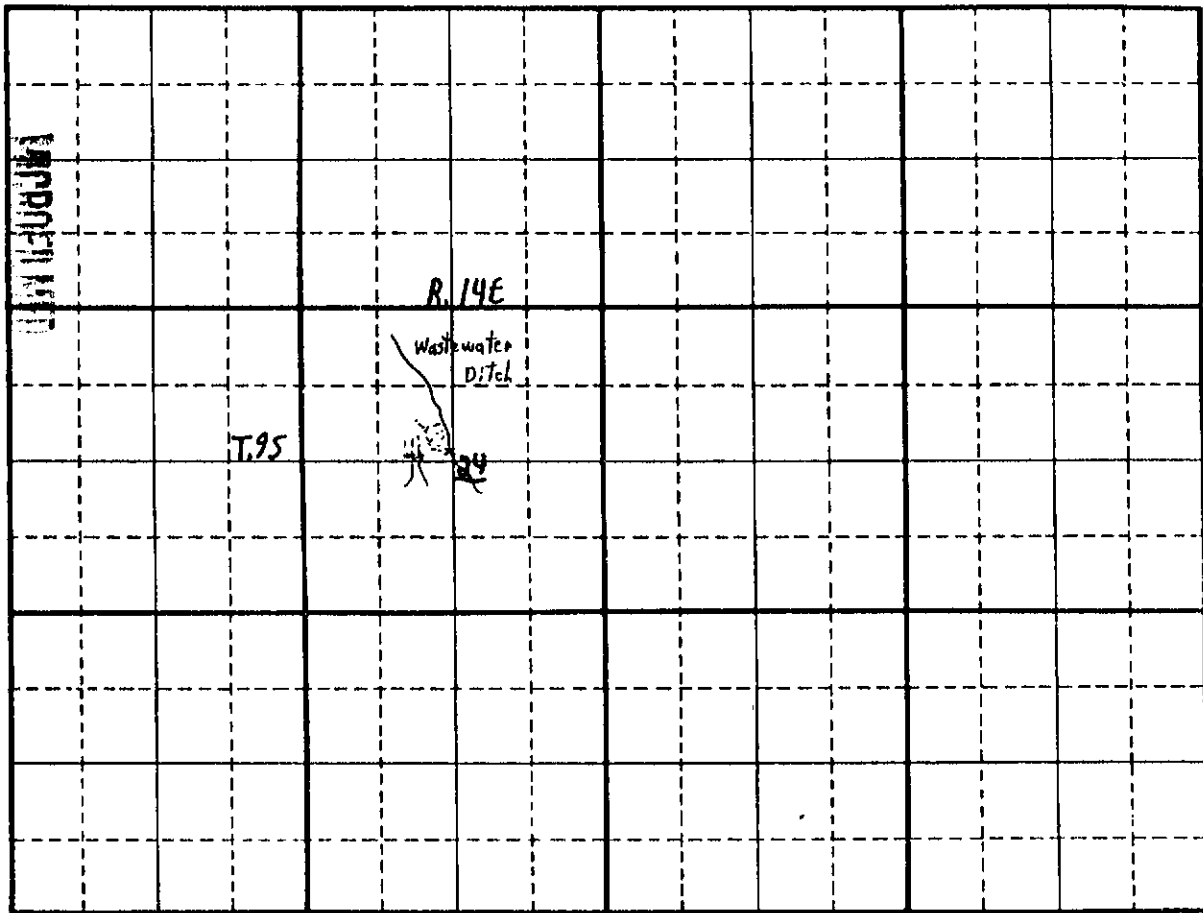
No. of acres 7

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:

(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)

) ss.

County of Twin Falls)

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.

Larry Smith
(Claimant)

Sworn to before me this 1st day of November

, 1983

Loren O. Halmer
Notary Public

Residing at Twin Falls, ID

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by J.F. Stanton Date 11-1-83 Exception filed by: _____ Date _____
Prelim. check by J.C. Blum Date _____
\$100 \$20.00 fee received by J.F. Stanton Date 11-1-83 + 32721
Published in Times News
Dates 11/1 + 12/1/83