

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: A22-00318A
Date Received: 11/21/1989
Receipt No: E011180
Received By: Kaw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JIM MILLER
Address: 258 WEST 300 SOUTH
HEBER, UT

801-654-4344

84032

2. Date of Priority: JUN 01, 1897

3. Source: DARBY CREEK

Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	45E	14		NE	NW		TETON
				SE	NW		TETON

5. Description of diverting works:

TWO DIVERSION DITCHES TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.100		

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

A.F.A.

8. Total consumptive use is 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	45E	14	SE	NW		IRR	5.0
						Section Acres	5.0

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Date: 11/21/89

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10. Place of Use: Continued

Total Acres 5.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D FROM DARBY CREEK NENW SEC 14, T4N, R45E
SECOND P/D FROM A SECONDARY CHANNEL OF DARBY CK SENW SEC 14, T4N,
R45E.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRR. CO. ET AL
Decree Plaintiff

vs

TETON IRR. CANAL CO.
Decree Defendant

NOV 04 1992

(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.

NOV 04 1992

3771 II NW
(BATES)

NO LATE FEE IF RECEIVED
BY 23 Feb 89

Drive-in
Theater

Gravel
Pit

T
4
N

R4SE Z

BM 6124

6163

621

POINTS OF DIVERSION

Darby

PLACE OF USE

15

14

13

Borrow
Pit

E

T

40'

6086

6183

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Borrow Pits

Springs

22

23

24

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: 39356

Ident. Number

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED
SEP 20 1997
Department of Water Resources
Eastern District Office

To be amended

Please type or print clearly

1. Name of Claimant (s) Jim Miller Phone 801 6544344

Mailing Address 258 W. 300 So. HEBER, UT Zip 84032

2. Date of Priority (Only one (1) per claim) Jan 1, 1897 # 22-0318

3. Source of water supply (a) DARBY CREEK
which is tributary to (b) TETON RIVER

4. a. Location of existing point of diversion is: Township 4 Range 45E Section N 1/2 W 1/2 E 1/2 SE 1/4 NW 1/4
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Open ditches

NOV 04 1997

6. Water is claimed for the following purposes: Darby Creek
(both dates are inclusive) (cfs) (acre feet)
- For irrigation purposes from Apr. 1 to Nov. 1 amount .008 or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 1.008
~~10080.00~~ (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is 8 acre feet per annum.
9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None-applicable
10. Description of place of use:
a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated 4

11. In which county (ies) are lands listed above as place of use located? Iton
12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
Cherry Grove Irrigation Co. or None ()
14. Remarks: Historically, property has been irrigated from two sources, a. Cherry Grove 1 acre b. Secondary channel of Darby creek 4 acres, through open ditches

NOV 04 1992

Last Name Miller Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

A 16x16 grid of 256 squares. Each square contains a crosshair pattern formed by four small squares meeting at a central point. The pattern is consistent across all squares in the grid.

... a half-century ago, the first of the great ...

NOV 04 1992

Last Name Miller

Miller

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number _____

Court _____ Case Number 22-0318 Decree Date June 1, 1897

Plaintiff vs Defendant _____

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

Signature of Claimant (s) Jim Miller Date _____

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____ Organization _____ that I have signed the foregoing

document in the space below as _____ Title _____ of _____ Organization _____

and that the statements contained in the foregoing document are true and correct.

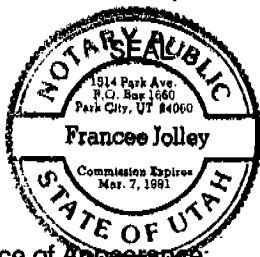
Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Utah)

County of Summit) SS.

Subscribed and sworn (or affirmed) before me this 9th day of Sept 19 88



Notary Public Francee Jolley

Residing at Park City, UT

My Commission Expires 3-7-91

Please Print Name FRANCEE JOLLEY

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

NOV 04 1992

Last Name Miller Ident. Number _____

Copies White-State, Yellow-Claimant