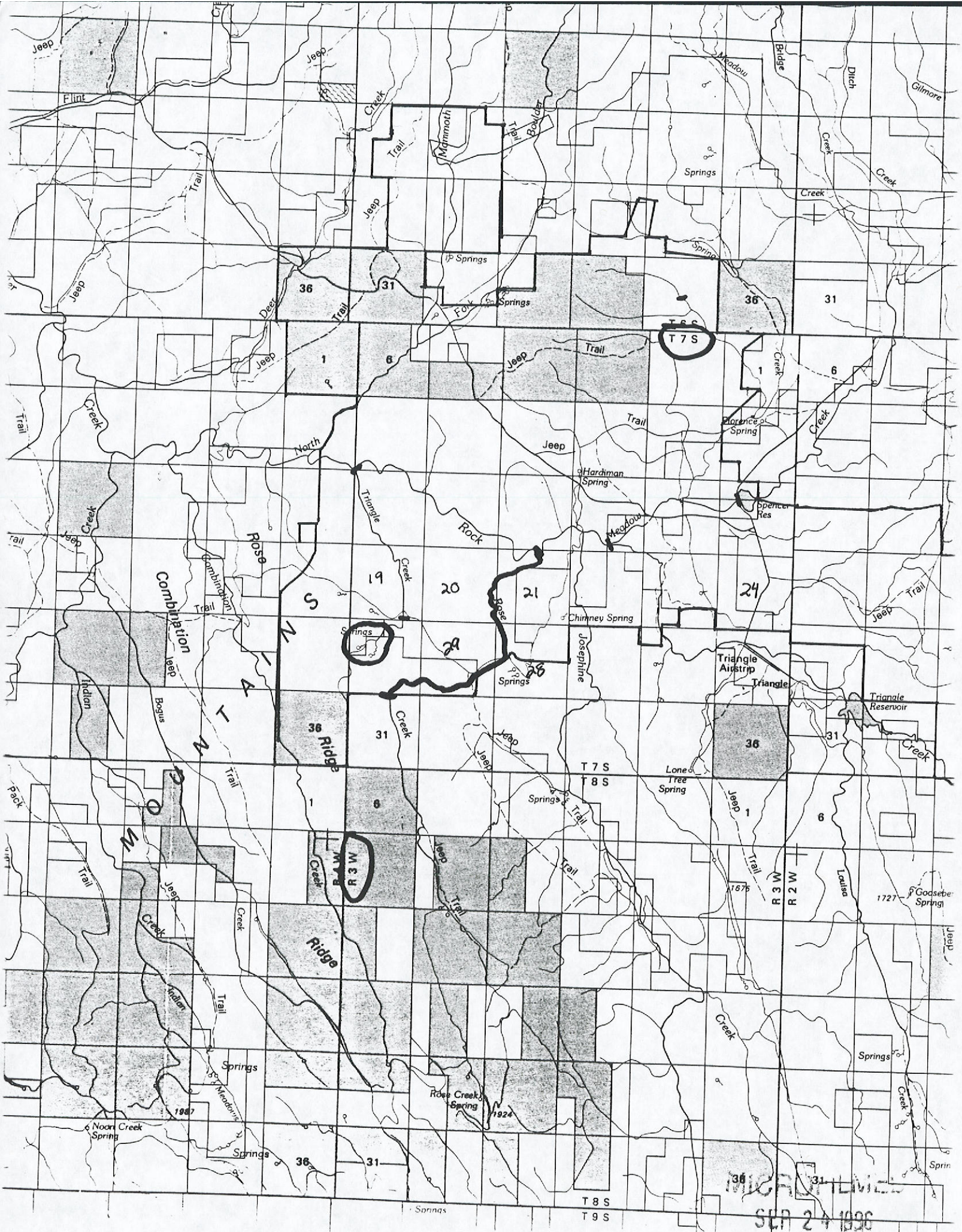
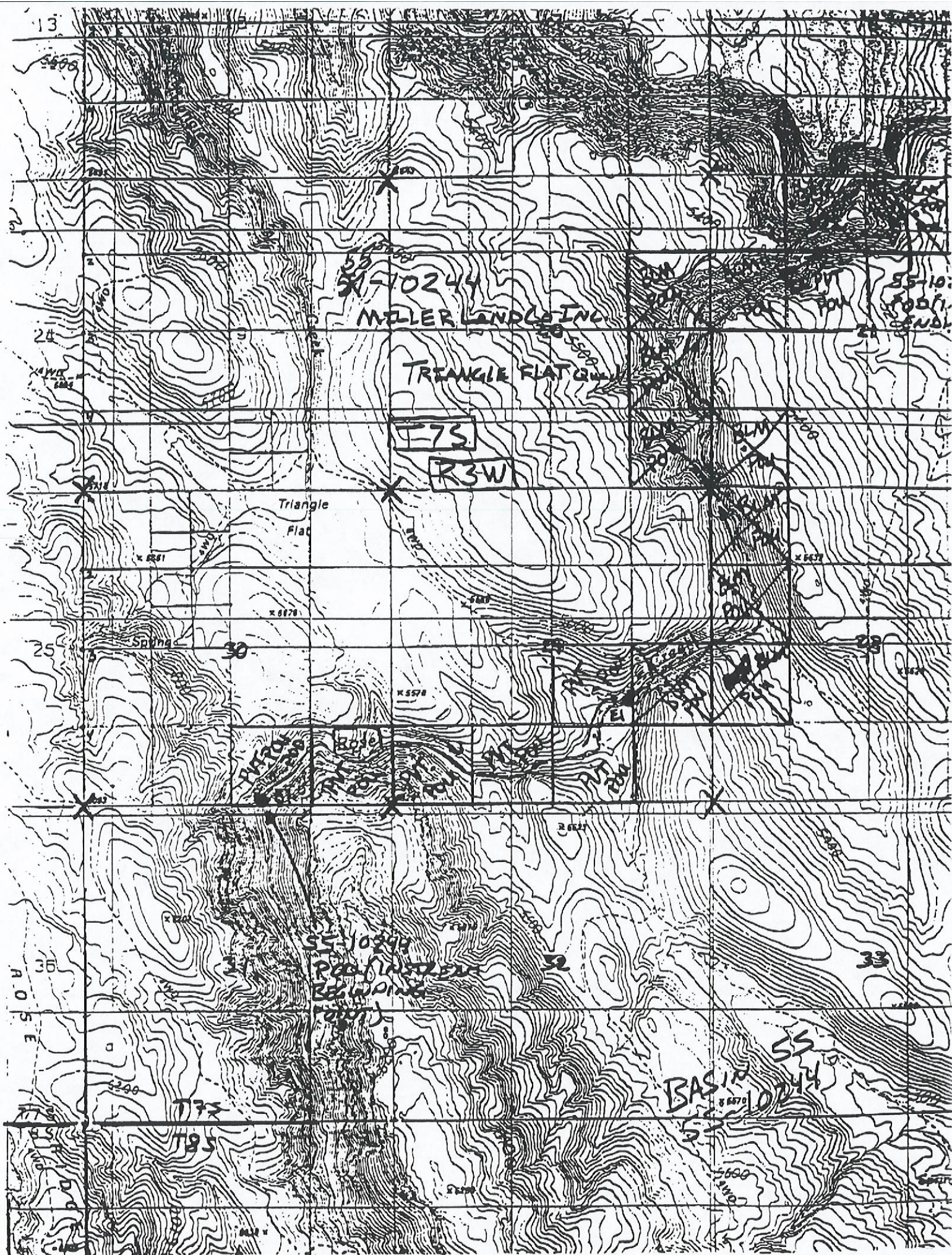




MICROFILMED
SEP 24 1996



13

24

25

35

$R = 0.5$



MILLER LAND CO INC

TRIANGLE FLAT WELLS

75

R3-W

Triangle
Flat

Spring

30

Rose

55-10244

PODCASTED
BEHIND
PODCAST

力子

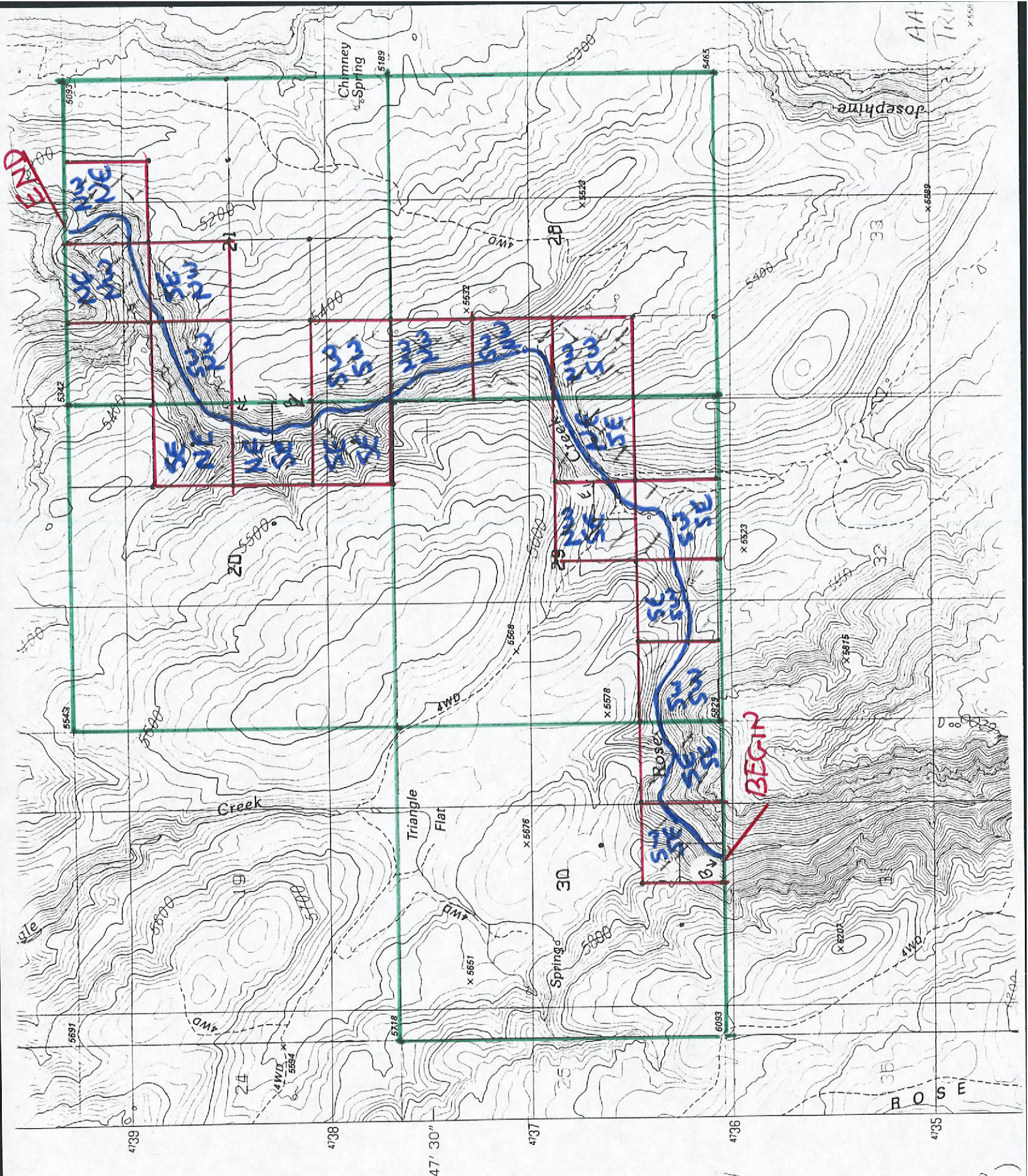
T95

33

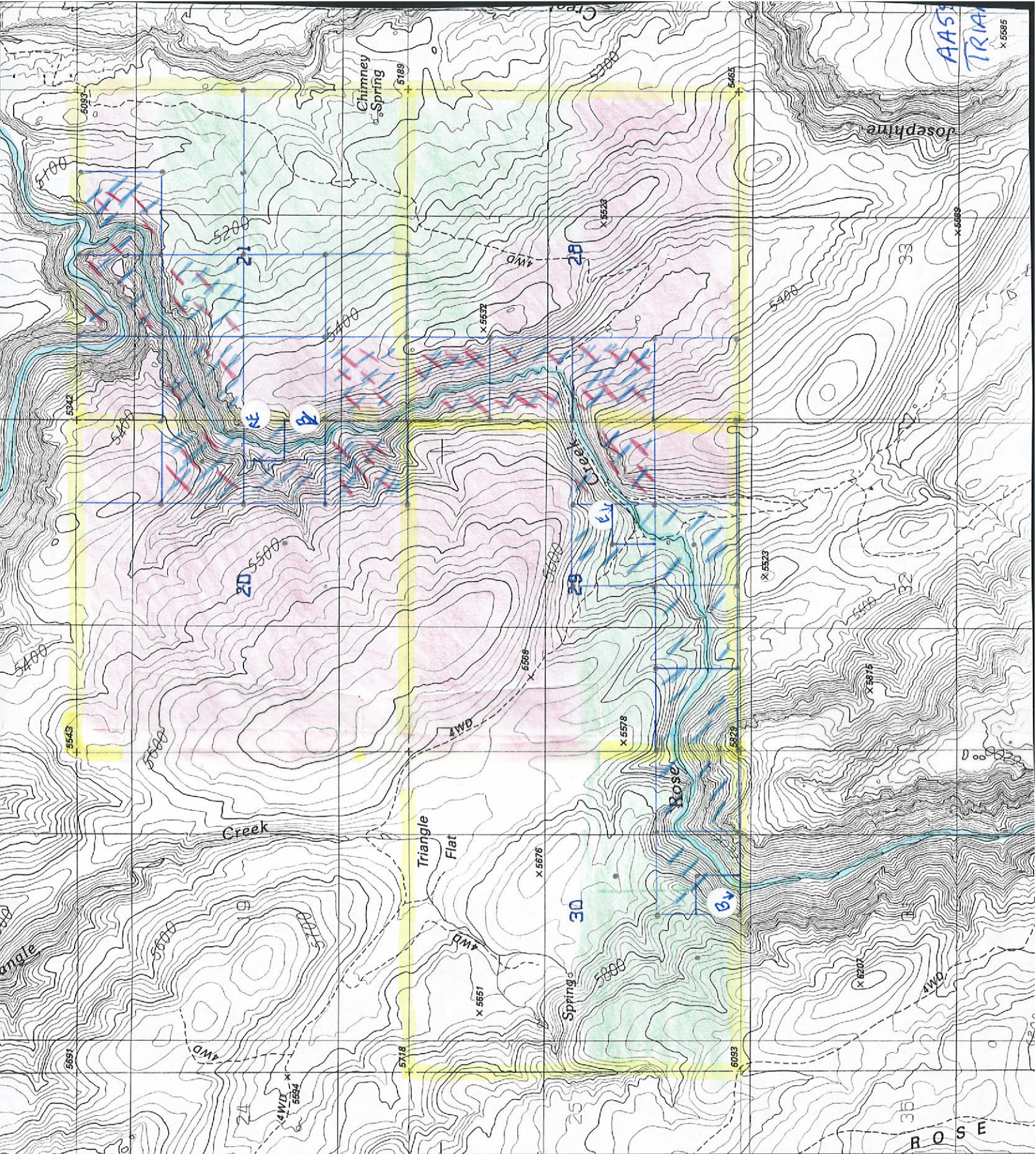
SS
BASIN 10244
86570

SS
0244

Spring



ASS (1990)
TRIANGLE FLAT
TOES
RO3W
OWNERSHIP
FROM
TRIANGLE
BLM MAP
(1976)



AA53
TRIANGLE
X 5585

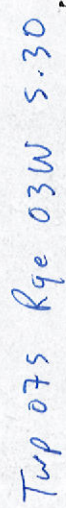
BLM
PRIVATE

/// = ASS-
10244

/// BLM
CLAIMS

ASS (1990)
TRIANGLE FLAT

MICROFILMED
SEP 24 1996
TOP ROW
OWNERSHIP
FROM
TRIANGLE
BLM MAP



SEP 24 1996

PLACE OF USE OVERLAP REVIEW

CLAIM NO.	TWN	RNG	SEC	NE				NW				SW				SE				TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>A55</u>																				
*- 10244	07S	03W	20				S									S			S	
- 10545 (BLM)			20				S												S	
- 12470 (BLM)			20									S								
- 12471 (BLM)			20									S								
*- 10244	07S	03W	21		S			S		S	S			S						
- 10565 (BLM) - RoseCR			21		S														S	
~~10545 (BLM) - RoseCR~~																				
- 11355 (BLM) - RoseCR			21		S			S												
~~10545 (BLM) - RoseCR~~																				
- 10545 (BLM) RoseCR										S	S			S						
*- 10244	07S	03W	28					S		S				S						
- 10545 (BLM)			28				S	S		S									S	
- 11354 (BLM)			28					S		S				S						
- 11329 (BLM)			28									S								
*- 10244	07S	03W	29											S	S	S	S	S		
~~10545 (BLM)~~																				
- 11354 (BLM)			29													S				
10244	07S	03W	30															S	S	

SEP 24 1996

RECEIVED

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: A55-10244
Date Received: 2/ 4/1992
Receipt No: W014101
Received By: Shu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MILLER LAND CO INC 208-495-2444
Address: 2124C HWY 45
MELBA ID 83641

2. Date of Priority: MAY 20, 1871

3. Source: ROSE CREEK Trib. to: ROCK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
----------	-------	---------	--------	--------	-----	-----	--------

Beginning Point of Instream Flow							
07S	03W	30		SW	SE		OWYHEE

Ending Point of Instream Flow							
07S	03W	21		NW	NE		OWYHEE

5. Description of diverting works:
INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 500 HEAD RANGE CATTLE

MICROFILMED

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	03W	20	SE		NE		STOCK	
			NE		SE		STOCK	
			SE		SE		STOCK	
		21	NW		NE		STOCK	
			NE		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			SW		SW		STOCK	
		28	NW		NW		STOCK	
			SW		NW		STOCK	
			NW		SW		STOCK	
		29	SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
		30	SW		SE		STOCK	
			SE		SE		STOCK	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:
DEEDED GROUND AND BLM GRAZING ALLOTMENT

15. Basis of Claim: BENEFICIAL USE

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 A55-10244
Date Received 2-4-92
Receipt Number W14101

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Miller Land Co., Inc. Phone () 495-2444
Mailing Address 2124C Hwy. 45, Melba Zip 83641

2. Date of Priority (Only one (1) per claim) May 20, 1871

3. Source of water supply (a) Rose Cr.
which is tributary to (b) Rock Cr.

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 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 7S Range 3W Section 30, _____ 1/4 of SW 1/4 of SE 1/4,
Govt. Lot _____ B.M., County of Owy.
ending point is: Township 7S Range 3W Section 21, _____ 1/4 of NW 1/4 of
NE 1/4, Govt. Lot _____ B.M., County of Owy.

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.

MICROFILMED
SEP 24 1996

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 1-1 to 12-31 amount 0.12 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.12 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 500 hd range cattle

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	
7S	30	21		S			S		S	S			S						
		20				S									S			S	
		28						S	S			S							
		29											S	S	S	S	S		
		30															S	S	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Owy.

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. _____ or None (X)

14. Remarks: Deeded ground & BLM grazing allotment

Last Name _____ Ident No. _____

MICROFILMED
Copies: White State Yellow-Claimant
SEP 24 1996

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
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) _____ Date _____

_____ Date _____

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

of Millwood Co _____, that I have signed the foregoing
Organization _____

document in the space below as President of Millwood Co Inc
Title _____ Organization _____

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

Signature of Authorized Agent John A. Miller _____

Title and Organization President, Millwood Co Inc Date 2-4-92

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 4 day of Feb. 19 92

SEAL

Notary Public Linda Werner _____

Residing at _____ **LINDA WERNER**
RESIDING AT EAGLE, IDAHO

My Commission Expires _____ **MY COMMISSION EXPIRES DEC. 8, 1994**

Please Print Name

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.

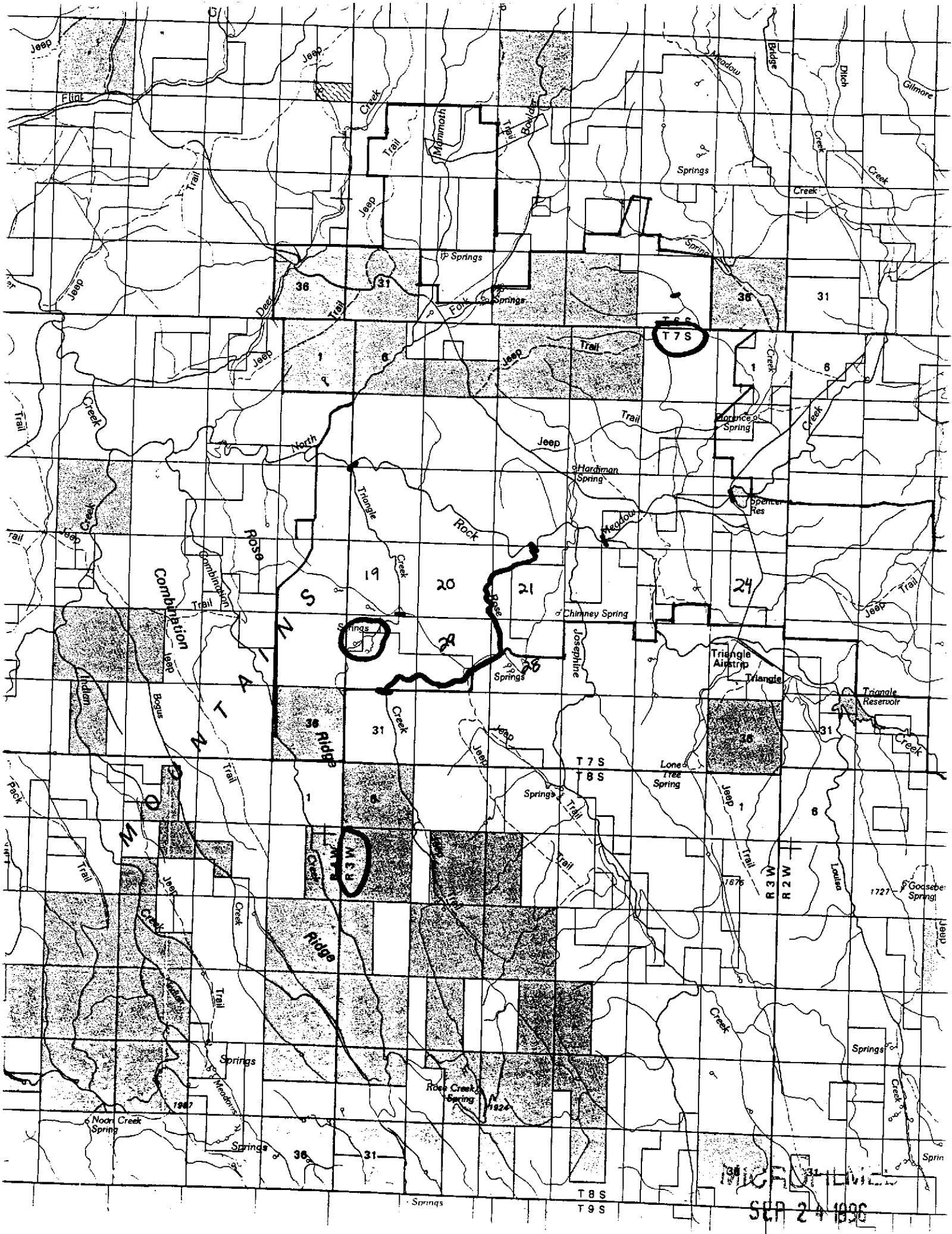
Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
SEP 24 1996



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

1999 MAR 26 AM 9:23

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 55-10244

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME AND ADDRESS: MILLER LAND CO INC
2124C HWY 45
MELBA, ID 83641

SOURCE: ROSE CREEK TRIBUTARY: ROCK CREEK

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/20/1871

POINT OF DIVERSION: T07S R03W S21 NWSNW (Instream Beginning Point) Within Owyhee County
S29 NWSNW (Instream Ending Point)
S30 SENWSE (Instream Ending Point)
SWSWE (Instream Beginning Point)

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Stockwater 01-01 TO 12-31 0.02 CFS

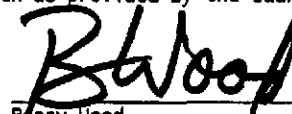
PLACE OF USE: Stockwater Within Owyhee County
T07S R03W S21 SENW
S29 SWSW SESW
NWSE SWSE
S30 SWSE SESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

1999 MAR 26 AM 9:23

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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

In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 55-10244
_____	)	

On February 22, 1999, an *Amended Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Amended Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* issued January 12, 1999, and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 55-10244 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED MAR 26 1999.



BARRY WOOD
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

1999 MAR 29 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	CERTIFICATE OF MAILING
	)	
Case No. 39576	)	
_____	)	Water Right(s): 55-10244

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 55-10244 was mailed
on March 29, 1999, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

MILLER LAND CO INC
Represented by:
RICHARD L. HARRIS
PO BOX 1438
1023 ARTHUR STREET
CALDWELL, ID 83606
Phone: 208-459-1588

USDI BLM
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

DIANA DELANEY
Chief Deputy Clerk

RECEIVED

FEB 24 1999

Department of Water Resources

FEB 22 1999

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED DL

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

In Re SRBA	)	<u>AMENDED</u> SPECIAL MASTER'S
	)	REPORT
Case No. 39576	)	
	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHT 55-10244

I. FINDINGS OF FACT

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990). The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

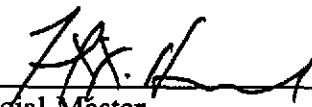
All objections to this water right were resolved by stipulation of the parties with a *Standard Form 5*. All parties to the subcase and IDWR are signatories to the *Standard Form 5*.

On January 12, 1999, a *Special Master's Report and Recommendation* was issued. The recommendation stated an incorrect Point of Diversion and Place of Use.

II. CONCLUSIONS OF LAW

Therefore, based on the file and record herein, IT IS RECOMMENDED that this water right be decreed with the elements as set forth in the *Amended Partial Decree Pursuant to I.R.C.P. 54(b) for Water Right 55-10244*.

DATED February 22, 1999.



Special Master
Snake River Basin Adjudication

RECEIVED

FEB 24 1999

Department of Water Resources

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

FEB 22 1999

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED *DL*

In Re SRBA)
Case No. 39576)

AMENDED
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 55-10244

NAME AND ADDRESS: MILLER LAND CO INC
2124C HWY 45
MELBA, ID 83641

SOURCE: ROSE CREEK

TRIBUTARY: ROCK CREEK

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/20/1871

POINT OF DIVERSION: T07S R03W S21 NWSNW (Instream Beginning Point) Within Owyhee County
S29 NWSNW (Instream Ending Point)
S30 SENWSE (Instream Ending Point)
SWSWSE (Instream Beginning Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:	Stockwater	Within Owyhee County
	T07S R03W S21 SENW	
	S29 SWSW	SESW
	NWSE	SWSE
	S30 SWSE	SESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Barry Wood
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

FEB 22 1999

AK-L
SPECIAL MASTER

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 55-10244

PAGE 1
Feb-11-1999

RECEIVED

FEB 24 1999

Department of Water Resources

FEB 22 1999

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED *SL*

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

In Re SRBA

Case No. 39576

) NOTICE OF ISSUANCE OF
) AMENDED SPECIAL MASTER'S
) RECOMMENDATION

) Subcase 55-10242, 55-10250, 55-10244,
) 55-10243 and 55-10248

On January 12, 1999, Special Master Fritz X. Haemmerle issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED: February 22, 1999.

Debbie Lash
Deputy Clerk

LOIS J. SCHIFFER
Assistant Attorney General
Environment and Natural Resources Division

PAUL F. HOLLEMAN
Attorney, Department of Justice
General Litigation Section
Environment and Natural Resources Division
P.O. Box 663
Washington, D.C. 20044-0663
(202) 305-0494

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

In Re SRBA	)	Subcase Number 55-10244
	)	
Case No. 39576	)	MOTION TO ALTER or AMEND
	)	CLERICAL ERRORS IN
	)	SPECIAL MASTER'S REPORT
	)	

DESCRIPTIVE SUMMARY

This motion is brought by the United States to correct clerical errors in the recent Special Master's report for the above-captioned SRBA subcase.

MOTION

After review of the Special Master's Report, the United States believes there are minor clerical errors that should be corrected before this case proceeds to the Presiding Judge. A fully executed Standard Form 5 was filed with this Court on December 31, 1998, but the Special

Master's Report issued on January 12, 1999, does not reflect the elements as stipulated to by the parties and the Idaho Department of Water Resources in that SF-5.

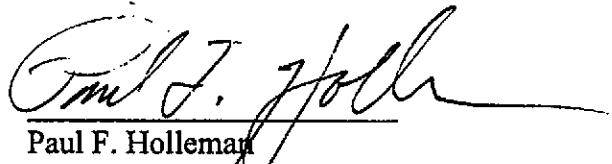
The United States requests that the Special Master issue a revised Special Master's Reports consistent with the Standard Form 5's filed with the Court on December 31, 1998.

For the Court's convenience, the United States attaches to this Motion the Standard Form 5 and the Special Master's Report from January 12, 1999.

Respectfully submitted this 8th day of February, 1999.

United States of America

Dated this 8th of February 1999.


Paul F. Holleman
Attorney, United States
Department of Justice

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on Monday, February 8, 1999, I mailed the original and copies of this *Motion to Alter or Amend Clerical Errors in Special Master's Report*, including all attachments, postage prepaid and addressed as follows:

Original To:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

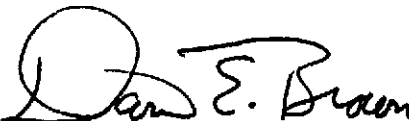
Copy To:

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720

Copies To All Parties To The Subcase:

U.S. Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
Post Office Box 44449
Boise, Idaho 83711-4449



Signature of Person Mailing This Form

RECEIVED
- JAN 14 1999
DOJ/BOISE

1999 JAN 12 AM 9: 51

DISTRICT COURT-SEE
TWIN FALLS COUNTY
FILED

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

In Re SRBA	)	SPECIAL MASTER'S REPORT
	)	
Case No. 39576	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHT 55-10244
	)	

I. FINDINGS OF FACT

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990). The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

All objections to this water right were resolved by stipulation of the parties with a *Standard Form 5*. All parties to the subcase and IDWR are signatories to the *Standard Form 5*.

II. CONCLUSIONS OF LAW

Therefore, based on the file and record herein, IT IS RECOMMENDED that this water right be decreed with the elements as set forth in the *Partial Decree Pursuant to I.R.C.P. 54(b) for Water Right 55-10244*.

DATED: January 12, 1999.


FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 55-10244

1999 JAN 12 AM 9:52
DISTRICT COURT-5th
TWIN FALLS CO, IDAHO
FILED AK

NAME AND ADDRESS: MILLER LAND CO INC
2124C HWY 4S
MELBA, ID 83641

SOURCE: ROSE CREEK TRIBUTARY: ROCK CREEK
QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/20/1871

POINT OF DIVERSION: T07S R03W S21 NWNE (Instream Ending Point) Within Owyhee County
S30 SWSE (Instream Beginning Point)

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Stockwater 01-01 TO 12-31 0.02 CFS

PLACE OF USE:	Stockwater		Within Owyhee County
	T07S R03W S20	SENE	NESE
		SESE	
	S21	NWNE	NENW
		SUNW	SENE
		SWSW	
	S28	NWNW	SUNW
		NWSW	
	S29	SWSW	SESW
		NESE	NWSE
		SWSE	
	S30	SWSE	SESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

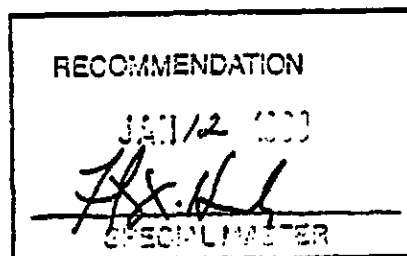
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Barry Wood
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 55-10244



1999 JAN 12 AM 9:52

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

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

In Re SRBA)

Case No. 39576)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

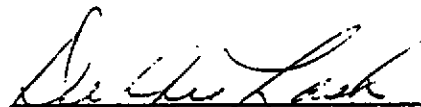
Water Right(s): 55-10244

On January 12, 1999, Special Master FRITZ X HAEMMERLE issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED January 12, 1999.



DEBBIE LASH
Deputy Clerk

1999 JAN 12 AM 9:52

DISTRICT COURT-SR3A
TWIN FALLS CO, IDAHO
FILED 22

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

In Re SRBA)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 55-10244

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on January 12, 1999, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

MILLER LAND CO INC
Represented by:
RICHARD L. HARRIS
PO BOX 1438
1023 ARTHUR STREET
CALDWELL, ID 83606
Phone: 208-459-1588

USDI BLM
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING


DEBBIE LASH
Deputy Clerk

PAGE 1
01/12/99

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

In Re SRBA

Case No. 39576

Subcase No. 55-10244

Standard Form 5

STIPULATED ELEMENTS
OF A WATER RIGHT

RECEIVED
JAN 14 1999
DOJ/BOISE

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Miller Land Co., Inc.

John W Miller
Pres.

12-14-98
Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Paul F. Holleman 12/9/98
Paul F. Holleman Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Royann Peterson 12/28/98
Date

IDWR CONCURRENCE:

Susan Clark 12/28/98
Date

CERTIFICATE OF MAILING

I hereby certify that on 12-31, 1998 I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Clive Strong, Chief Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

U.S. Dept. of Justice
Environment & Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, ID 83724

Richard L. Harris, Esq.
1023 Arthur
Caldwell, ID 83605

Miller Land Co., Inc.
2124C Hwy 45
Melba, ID 83641

Sandy Egbert
Signature of person mailing this form

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 55-10244

Name and Address: MILLER LAND CO INC
2124C HWY 45
MELBA, ID 83641

Source: ROSE CREEK

Tributary: ROCK CREEK

Quantity: .02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

Priority Date: 05-20-1871

Diversion Point: T07S R03W S21 NWSNW (Instream Beginning Point)
S30 SWSWSE (Instream Beginning Point)
~~S21 NWNW (Instream Ending Point)~~
S21 NWSNW (Instream Ending Point)
S29 SENWSE (Instream Ending Point)
Within Owyhee County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Stockwater	01-01 TO 12-31	.02 CFS

Place of Use:	Stockwater	Within Owyhee County
	T07S R03W S20	SENE
		SESE
	S21	NWNW
		SENW
		SESW
	S28	NWNW
		SENW
	S29	SWSW
		SESW
		NWSE
		SWSE
	S30	SWSE
		SESE

Other Provisions Necessary for Definition / Administration of this Water Right:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

Explanatory Material: Basis of Claim - Beneficial Use

~~BLM ALLOTMENT NO. WEST ANTELOPE 0574~~

PARCEL NOS. 07S03W211200, 07S03W294800, 07S03W301200
STOCKWATER, 500 RANGE CATTLE

SS-10244

MILLER LAND CO INC

TRIANGLE FLAT

E7S

R3W

Triangle
Flat

SS-10244

PROF. N. STEVEN
S. W. PINE

SS-10244

BASIN

A O S E

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

In Re SRBA

) Subcase No. 55-10244
)
)

Case No. 39576

) Standard Form 5
)
)

) STIPULATED ELEMENTS
) OF A WATER RIGHT
)

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Miller Land Co., Inc.

John W. Miller 12-14-98
Date
P res.

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Paul F. Holleman 12/9/98
Date
Paul F. Holleman
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Rebecca Brown 12/28/98
Date

IDWR CONCURRENCE:

Susan Clark 12/28/98
Date

CERTIFICATE OF MAILING

I hereby certify that on 12-31, 1998 I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

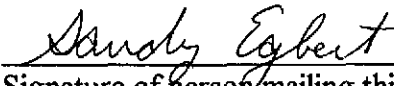
2. Copies to:

Clive Strong, Chief Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

U.S. Dept. of Justice
Environment & Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, ID 83724

Richard L. Harris, Esq.
1023 Arthur
Caldwell, ID 83605

Miller Land Co., Inc.
2124C Hwy 45
Melba, ID 83641



Signature of person mailing this form

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 55-10244

Name and Address: MILLER LAND CO INC
2124C HWY 45
MELBA, ID 83641

Source: ROSE CREEK

Tributary: ROCK CREEK

Quantity: .02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

Priority Date: 05-20-1871

Diversion Point:	T07S R03W S21	NWSENW	(Instream Beginning Point)
	S30	SWSWSE	(Instream Beginning Point)
	~~S21~~	NWNE	(Instream Ending Point)
	S21	NWSENW	(Instream Ending Point)
	S29	SENWSE	(Instream Ending Point)

Within Owyhee County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Stockwater	01-01 TO 12-31	.02 CFS

Place of Use:	Stockwater	Within Owyhee County
	T07S R03W ~~S20~~	~~NESE~~
		~~SESE~~
	S21	NENW
		SENW
		~~SWSW~~
	~~S20~~	~~SWNW~~
		~~NWSW~~
	S29	SESW
		NWSE
		~~SWSE~~
	S30	SESE

Other Provisions Necessary for Definition / Administration of this Water Right:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

Explanatory Material: Basis of Claim - Beneficial Use

~~BLM ALLOTMENT NO. WEST ANTELOPE 0574~~

PARCEL NOS. 07S03W211200, 07S03W294800, 07S03W301200
STOCKWATER, 500 RANGE CATTLE

13

55-10244

MILLER LAND CO INC

TRIANGLE FLAT QUAD

E7S

R3W

Triangle
Flat

55-10244

POB (INSTR
ENDING

55-10244

POB (INSTR
ENDING

55-10244
BASIN

T7S

T9S

33

32

31

36

N.D.S.E

Spring

RECEIVED

FEB 10 1998

Department of Water Resources
Adjudication Bureau

1998 FEB 05 AM 08:31
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA	)	NOTICE SETTING SUBCASE(S)	
	)	FOR INITIAL HEARING	
Case No. 39576	)		
	)	SUBCASE NOS: 55-10242	55-10243
		55-10244	55-10245 55-10247
		55-10248	55-10250 55-10252

The Initial Hearing for this subcase will be held as follows:

WEDNESDAY, APRIL 01, 1998 at 10:30 AM
OWYHEE COUNTY COURTHOUSE
HIGHWAY 78
PO BOX 128
MURPHY, ID

All parties are required to attend and must have full
settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) in an attempt to reconcile any
difference between the claim and the Director's Report.
Bring any and all information you believe is relevant to your
claim and/or objection. If the claim cannot be reconciled at
the Initial Hearing, the court will set the subcase(s) for
trial within 45 days of the Initial Hearing. IF YOU INTEND
TO AMEND YOUR CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL
HEARING.

Dated: FEBRUARY 05, 1998

/S/ DEBBIE LASH

Deputy Clerk

Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 2/05/98

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on FEBRUARY 05, 1998 ,
with sufficient first-class postage to the following:

USDI BLM

Represented by:

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

MILLER LAND CO INC
2124C HWY 45
MELBA, ID 83641
Phone: 208-495-2444

RECEIVED

DEC 10 1997

Department of Water Resources
Adjudication Bureau

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

In Re SRBA)

A. Subcase 55-10244

(Insert water right number)

Case No. 39576)

DOMESTIC AND
STOCK WATER RIGHT
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

R. Lee Leininger, 202 305-0242

Paul F. Holleman, 202 305-0494 and

William M. Ferry, 202 334-1911

United States Department of Justice

Environment and Natural Resource Division

General Litigation Section

550 West Fort Street, MSC 033

Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Miller Land Co., Inc.

Address: 2124C Hwy 45, Melba, Idaho 83641

Name: Address:

Name: Address:

Name: Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: See attached
5. ☒ **Point(s) of Diversion**
Should be: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant does not have a valid water right with the elements claimed.

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JUL-30-1997
PAGE: A-692

RIGHTS FROM: SOURCE: ROSE CREEK TRIBUTARY: ROCK CREEK

RIGHT NUMBER: 55-10244

NAME & ADDRESS: MILLER LAND CO INC
2124C HWY 45
MELBA ID 83641

SOURCE: ROSE CREEK TRIBUTARY: ROCK CREEK

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/20/1871

POINT OF DIVERSION: T07S R03W S30 SWSE (INSTREAM BEGINNING POINT) Within Owyhee County
S21 NWNE (INSTREAM ENDING POINT)

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE:	STOCKWATER	Within Owyhee County			
	T07S R03W S20	<u>SESE</u>	<u>NESE</u>	<u>SESE</u>	
	S21	<u>NWNE</u>	<u>NENW</u>	<u>SWNW</u>	SENW
	S28	<u>SWSW</u>	<u>SWNW</u>	<u>NWSW</u>	
	S29	<u>SWSW</u>	<u>SESW</u>	<u>NESE</u>	NWSE
		<u>S=SE</u>			
	S30	<u>S=SE</u>	<u>SESE</u>		

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM ALLOTMENT NO. WEST ANTELOPE 0574
PARCEL NOS. 07S03W211200, 07S03W294800, 07S03W301200
STOCKWATER, 500 RANGE CATTLE

F.

VERIFICATION (Must be Completed)

State of Idaho)

)ss.

County of Ada)

Gary Madenford for

Jay Carlson, BLM Area Manager, duly sworn, upon oath, deposes and says:

(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 12-4-97

Jacqueline L. Ripley
Notary Public for Idaho
Residing at: Boise
My Commission Expires: 4-7-1999

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Dec 5, 1997, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

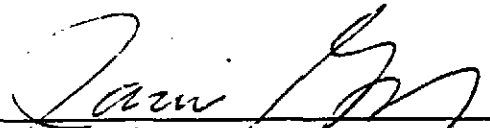
Name: <u>Miller Land Co., Inc.</u>	Address: <u>2124C Hwy 45, Melba, Idaho 83641</u>
Name:	Address:
Name:	Address:
Name:	Address:

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

AJ0749NP
No. R55-10244

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/10/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MILLER LAND CO INC 2124C HWY 45 MELBA ID 83641 (208) 495-2444	05/20/1871	STOCKWATER	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: ROSE CREEK

Tributary to: ROCK CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T07S R03W S30

SWSE

OWYHEE County

Point(s) of Ending Stream Reach: T07S R03W S21

NWNE

OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
07S	03W	20	:				S	:					:					:	S			S	:
07S	03W	21	:		S			:	S		S	S	:			S		:					:
07S	03W	28	:					:		S	S		:		S			:					:
07S	03W	29	:					:					:			S	S	:	S	S	S		:
07S	03W	30	:					:					:					:			S	S	:

POU County: OWYHEE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP BLM ALLOTMENT NO. WEST ANTELOPE 0574
PARCEL NOS. 07S03W211200, 07S03W294800, 07S03W301200
STOCKWATER, 500 RANGE CATTLE

Dates: Exam Made Date: 03/25/1994 Verified Date: 07/10/1997 Objection Filed Date:

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

Comments: Date: 01/20/1994 User-ID: DUNN1 Subject: LAND OWNERSHIP
DEEDED GROUND AND BLM GRAZING ALLOTMENT

Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE

AJ0749NP
No. R55-10244

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/10/97
PAGE: 2

=====

Comments: Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 07/10/97 RHOWERTO

AJ0749NP
No. R55-10244

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/10/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MILLER LAND CO INC 2124C HWY 45 MELBA ID 83641 (208) 495-2444	05/20/1871	STOCKWATER	01-01 12-31	0.11 CFS	0.11 CFS
TOTAL DIVERSION:					0.11 CFS	0.11 CFS

Water Source: ROSE CREEK

Tributary to: ROCK CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T07S R03W S30

SWSE B

OWYHEE County

Point(s) of Ending Stream Reach: T07S R03W S21

NWNE E

OWYHEE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S	: Lt Ac	NENE	Lt Ac	SWNE	SENE	: Lt Ac	NENW	Lt Ac	SWNW	SESW	: Lt Ac	NESE	SESE
07S	03W	20	:					:					:		
07S	03W	21	:					:					:		
07S	03W	28	:					:					:		
07S	03W	29	:					:					:		
07S	03W	30	:					:					:		

POU County: OWYHEE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A55-10244 A55-11355 A55-12083 R55-11355 R55-12083

Conditions of Approval:

- out - L12
- THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
 - ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.
 - N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
 - N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP BLM ALLOTMENT NO. WEST ANTELOPE 0574
PARCEL NOS. 07S03W211200, 07S03W294800, 07S03W301200
STOCKWATER, 500 RANGE CATTLE

Dates: Exam Made Date: 03/25/1994

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

REL
7/10/97

BASIN
WIDE
ISSUE 12

Comments: Date: 01/20/1994 User-ID: DUNN1 Subject: LAND OWNERSHIP
DEEDED GROUND AND BLM GRAZING ALLOTMENT

Date: 03/25/1994 User-ID: MINICUCC Subject: DELETED POB'S AND POD'S
THE FOLLOWING 1/4 1/4'S WERE DELETED FROM THE CLAIM BECAUSE OF
OVERLAPPING BLM CLAIMS:

T07S R03W S20 SENE NESE: BLM CLAIM NO. A55-10545
T07S R03W S21 NWNE: BLM CLAIM NOS. A55-10545, -10565, -11355
MENW: BLM CLAIM NO. A55-11355

SWNW SENW: BLM CLAIM NO. A55-10545
SWSW: BLM VERIFIED CLAIM R55-10545

T07S R03W S28 NENW: BLM CLAIM NO. A55-10545
SWNW: BLM CLAIM NOS. A55-10545, -11354

NWSW: BLM CLAIM NO. A55-11354
T07S R03W S29 NESE: BLM CLAIM NO. A55-11354

THE BEGINNING AND ENDING POINTS FOR THE CLAIM HAVE ALSO BEEN
CHANGED TO REFLECT THE B AND E POINTS FOR THE REMAINING STREAM
REACHES OF THE CLAIM.

Date: 07/14/1995 User-ID: RMCCARTH Subject: CORRECTION
ADDED CONDITION L12

Date: 06/24/1996 User-ID: MMINICUC Subject: CFS
AMT RECOMMENDED BASED ON IDWR FIELD EXAMINER'S HANDBOOK, EXH. 15
FOR 500 HEAD OF CATTLE.

Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 07/10/97 RHOWERTO

*undeleted
partial overlaps
with BLM
can be recommended.*

OPTION: GET ALL USES

ADJUDICATION CLAIM NUMBER: A55-10244

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A55-10244
R55-10244

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07S	03W	20	SE	NE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SE	NE		AMERICA ACTING THROUGH, UNITED	R55-10545 /04/	- / /	
07S	03W	20	NE	SE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			NE	SE		MILLER LAND CO INC	R55-10244 /04/	- / /	
			NE	SE		AMERICA ACTING THROUGH, UNITED	R55-10545 /04/	- / /	
07S	03W	20	SE	SE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SE	SE		AMERICA ACTING THROUGH, UNITED	R55-10545 /04/	- / /	
07S	03W	21	NW	NE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			NW	NE		AMERICA ACTING THROUGH, UNITED	A55-10545 /04/	- / /	
			NW	NE		MILLER LAND CO INC	R55-10243 /04/	- / /	
			NW	NE		MILLER LAND CO INC	A55-10243 /04/	- / /	
			NW	NE		AMERICA ACTING THROUGH, UNITED	A55-11355 /04/	- / /	
			NW	NE		AMERICA ACTING THROUGH, UNITED	A55-12083 /04/	- / /	
			NW	NE		AMERICA ACTING THROUGH, UNITED	R55-11355 /04/	- / /	
			NW	NE		AMERICA ACTING THROUGH, UNITED	R55-12083 /04/	- / /	
07S	03W	21	NE	NW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			NE	NW		MILLER LAND CO INC	R55-10243 /04/	- / /	
			NE	NW		MILLER LAND CO INC	A55-10243 /04/	- / /	
			NE	NW		AMERICA ACTING THROUGH, UNITED	A55-11355 /04/	- / /	
			NE	NW		AMERICA ACTING THROUGH, UNITED	A55-12083 /04/	- / /	
			NE	NW		AMERICA ACTING THROUGH, UNITED	R55-11355 /04/	- / /	
			NE	NW		AMERICA ACTING THROUGH, UNITED	R55-12083 /04/	- / /	
07S	03W	21	SW	NW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SW	NW		AMERICA ACTING THROUGH, UNITED	A55-10545 /04/	- / /	
			SW	NW		AMERICA ACTING THROUGH, UNITED	R55-10545 /04/	- / /	
07S	03W	21	SE	NW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
07S	03W	21	SW	SW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
07S	03W	28	NW	NW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			NW	NW		AMERICA ACTING THROUGH, UNITED	A55-10545 /04/	- / /	
			NW	NW		AMERICA ACTING THROUGH, UNITED	R55-10545 /04/	- / /	
07S	03W	28	SW	NW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SW	NW		AMERICA ACTING THROUGH, UNITED	A55-10545 /04/	- / /	
			SW	NW		AMERICA ACTING THROUGH, UNITED	A55-11354 /04/	- / /	

BLM SAME SOURCE OVERLAP

BLM
OVERLAPS
10545 1874
11355 1874
11354 1874SAME
DIVERGENT BLM

Rock CR

BLM
OVERLAP

OPTION: GET ALL USES

ADJUDICATION CLAIM NUMBER: A55-10244

PAGE: 2

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
			SW	NW		AMERICA ACTING THROUGH, UNITED	R55-10545 /04/	- / /	
			SW	NW		AMERICA ACTING THROUGH, UNITED	R55-11354 /04/	- / /	
07S	03W	28	NW	SW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			NW	SW		AMERICA ACTING THROUGH, UNITED	A55-11354 /04/	- / /	
			NW	SW		AMERICA ACTING THROUGH, UNITED	R55-11354 /04/	- / /	
07S	03W	29	SW	SW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SW	SW		MILLER LAND CO INC	R55-10244 /04/	- / /	
07S	03W	29	SE	SW	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SE	SW		MILLER LAND CO INC	R55-10244 /04/	- / /	
07S	03W	29	NE	SE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			NE	SE		JOSEPHINE CREEK RANCH	A55-13482 /04/	- / /	
			NE	SE		AMERICA ACTING THROUGH, UNITED	A55-11354 /04/	- / /	
			NE	SE		AMERICA ACTING THROUGH, UNITED	R55-11354 /04/	- / /	
07S	03W	29	NW	SE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			NW	SE		MILLER LAND CO INC	R55-10244 /04/	- / /	
			NW	SE		JOSEPHINE CREEK RANCH	A55-13482 /04/	- / /	
07S	03W	29	SW	SE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SW	SE		MILLER LAND CO INC	R55-10244 /04/	- / /	
			SW	SE		JOSEPHINE CREEK RANCH	A55-13482 /04/	- / /	
07S	03W	30	SW	SE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SW	SE		MILLER LAND CO INC	R55-10244 /04/	- / /	
07S	03W	30	SE	SE	✓	MILLER LAND CO INC	A55-10244 /04/	- / /	
			SE	SE		MILLER LAND CO INC	R55-10244 /04/	- / /	
TOTAL ACRES						A55-10244			

POU COUNTY: OWYHEE

AJ0749NP
No. R55-10244

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/24/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MILLER LAND CO INC 2124C HWY 45 MELBA ID 83641 (208) 495-2444	05/20/1871	STOCKWATER	01-01 12-31	0.11 CFS	
TOTAL DIVERSION:					0.11 CFS	

Water Source: ROSE CREEK

Tributary to: ROCK CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T07S R03W S20 SENESE
S30 SWSWE
Point(s) of Ending Stream Reach: T07S R03W S20 NENESE
S29 SENWSE

OWYHEE County
OWYHEE County
OWYHEE County
OWYHEE County

Place of use Legal Description for: STOCKWATER

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	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:		
07S	03W	20	:								:								:						:								:		
07S	03W	29	:								:								:						:								:		
07S	03W	30	:								:								:						:								:		

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 500 RANGE CATTLE

Other Rights: NONE

Conditions of Approval:

- L12 - THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
- ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
- USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

Remarks: GEN BLM ALLOTMENT NO. WEST ANTELOPE 0574
PARCEL NOS. 07S03W211200, 07S03W294800, 07S03W301200

Dates: Exam Made Date: 03/25/1994 Verified Date: Objection Filed Date:

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

Comments: Date: 01/20/1994 User-ID: DUNN1 Subject: LAND OWNERSHIP
DEEDED GROUND AND BLM GRAZING ALLOTMENT

Date: 03/25/1994 User-ID: MINICUCC Subject: DELETED POU'S AND POD'S

MICROFILMED
SEP 24 1996

AJ0749NP
No. R55-10244

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/24/96
PAGE: 2

Comments: Date: 03/25/1994 User-ID: MINICUCC Subject: DELETED POU'S AND POD'S
THE FOLLOWING 1/4 1/4'S WERE DELETED FROM THE CLAIM BECAUSE OF
OVERLAPPING BLM CLAIMS:
T07S R03W S20 SENE NESE: BLM CLAIM NO. A55-10545
T07S R03W S21 NENE: BLM CLAIM NOS. A55-10545, -10565, -11355
NENW: BLM CLAIM NO. A55-11355
SWNW SENW: BLM CLAIM NO. A55-10545
SWSW: BLM VERIFIED CLAIM R55-10545
T07S R03W S28 NENW: BLM CLAIM NO. A55-10545
SWNW: BLM CLAIM NOS. A55-10545, -11354
NWSW: BLM CLAIM NO. A55-11354
T07S R03W S29 NESE: BLM CLAIM NO. A55-11354
THE BEGINNING AND ENDING POINTS FOR THE CLAIM HAVE ALSO BEEN
CHANGED TO REFLECT THE B AND E POINTS FOR THE REMAINING STREAM
REACHES OF THE CLAIM.

Date: 07/14/1995 User-ID: RMCCARTH Subject: CORRECTION
ADDED CONDITION L12

Date: 06/24/1996 User-ID: MMINICUC Subject: CFS
AMT RECOMMENDED BASED ON IDWR FIELD EXAMINER'S HANDBOOK, EXH. 15
FOR 500 HEAD OF CATTLE.

Audit: 06/24/96 MMINICUC

MICROFILMED
SEP 24 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME
NEW OWNER: _____
☐ No Change ADDRESS
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☐ No Change - POINT OF DIVERSION
☒ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
See comments
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
☐ Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME
☐ Incomplete on claim, the total is, -- -- _____ cfs _____ af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

10. ☐ No Change - PLACE OF USE: (If changed, list below.) *See comments + overlap Review in claim file.*

Use	Twp.	Rge.	Sec.	1/4,	1/4,
_____	_____	_____	_____	_____	_____

Remarks: (Comments pertinent to field examination)

1/4 1/4's were removed from this claim because
of overlapping BLM claims. The beginning
& ending points were also changed to
reflect these changes. MAP in file. BLM
claims & corresponding BLM claims are
listed in the comments.

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS (optional) ☒
 MAP ☒
 SYSTEM DIAGRAM ☐

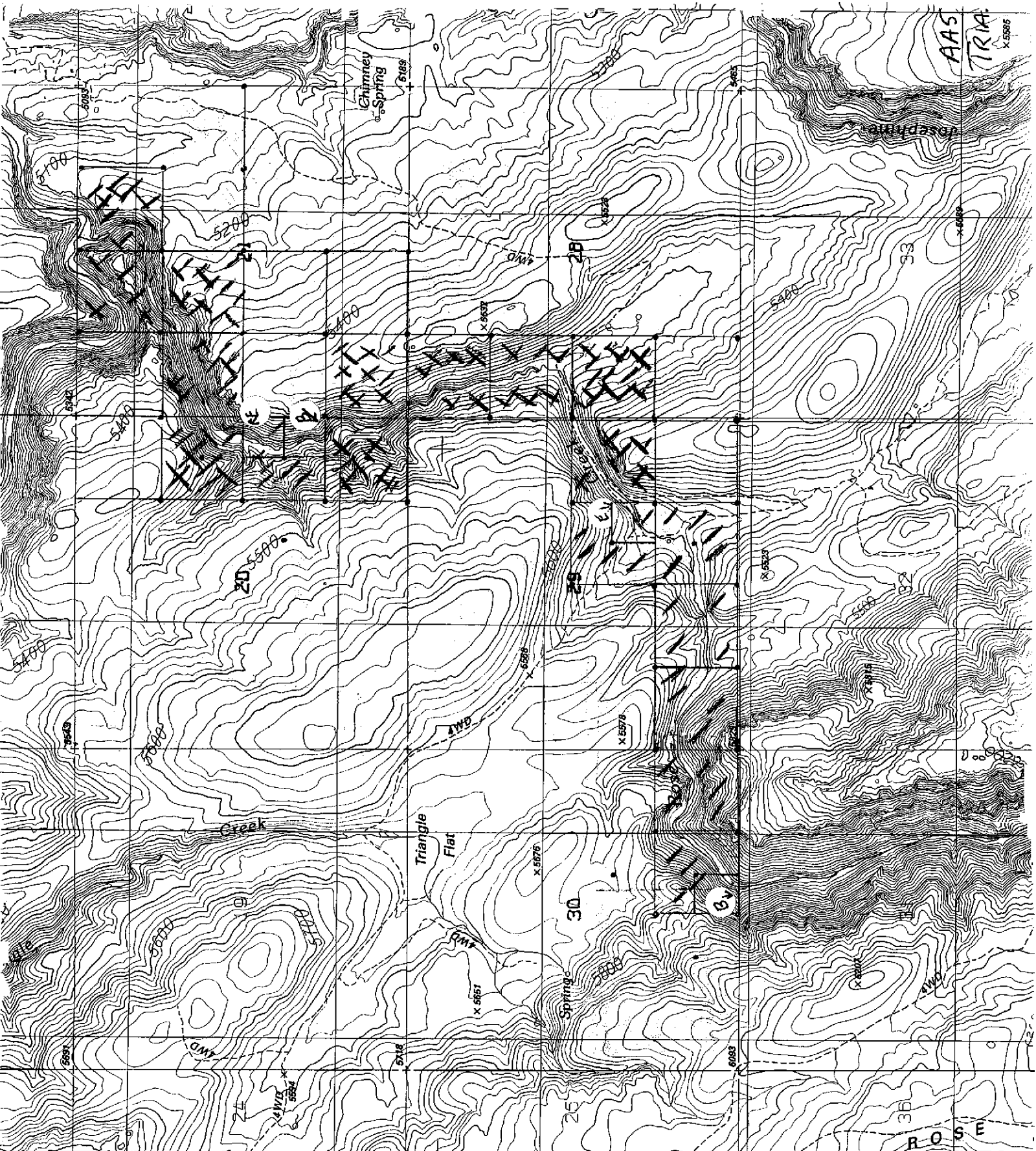
☐
☐
☐

☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED: 03/25/1994 IN OFFICE

FIELD EXAMINER: MARIA MINICUCCI

Signature [Signature]



AA5
TRIA
X 5285

ROG E

BLM
PRIVATE

ASS (1990)
TRIANGLE FLAT

MICROFILM
SEP 24 1986
TOP
R 24
Owens
FROM
TRIANGLE
BLM MAP

PLACE OF USE OVERLAP REVIEW

CLAIM NO.	TWN	RNG	SEC	NE				NW				SW				SE				TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
A55																				
* - 10244	07S	03W	20				S									S			S	
- 10545 (BLM)			20				S												S	
- 12470 (BLM)			20									S								
- 12471 (BLM)			20									S								
* - 10244	07S	03W	21		S			S		S	S			S						
- 10565 (BLM) - RoseCR			21		S														S	
~~10565 (BLM) - RoseCR~~																				
- 11355 (BLM) - RoseCR			21		S			S												
~~11355 (BLM) - RoseCR~~																				
- 10545 (BLM) RoseCR										S	S			S						
* - 10244	07S	03W	28						S	S				S						
- 10545 (BLM)			28				S		S	S									S	
- 11354 (BLM)			28						S	S				S						
- 11329 (BLM)			28									S								
* - 10244	07S	03W	29											S	S	S	S	S		
~~10244 (BLM)~~																				
- 11354 (BLM)			29													S				
- 10244	07S	03W	30															S	S	

SEP 24 1996

SEP 24 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

RECEIVED

MAR 28 1994

WATER RESOURCES
WESTERN REGION

March 16, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MILLER LAND CO INC
2124C HWY 45
MELBA ID 83641

RE: Notice of Claim in the Snake River Basin Adjudication No. A55-10244

To Whom It May Concern:

Initial review of the above-referenced claim has revealed duplicate filings on a portion of this right. The portion of this right in Twp. 7S, Rge 3W, section 29, has also been claimed by another private claimant. This appears to be an inadvertent error that we would like to clarify at this time.

Please mark the appropriate item regarding the described property and water right:

Are you the: yes
Current Owner X Previous Owner _____ Other _____

If 'Other', please explain: _____

If you are the 'Previous Owner', please give the name of the new owner: _____

Do you believe that you own a portion of this right in section 29?

YES X ALL NO _____

If yes, please explain: I own SW 1/4 - W 1/2 SE 1/4
Section 29 7S-3W 240 acres

These questions must be answered in order to accurately describe the water right. Please answer these questions and return this letter to our office by March 30, 1994. If you have any questions or comments regarding this letter, please contact this office.

Sincerely,

Maria Minicucci
Maria Minicucci

Water Agent, Adjudication Bureau

MM/m

Encs. Profile Report A55-10244

MICROFILMED

SEP 24 1996

CLAIMANT'S NAME: Miller Land Co DATE: 03/24/1994
COUNTY: Owyhee
EMPLOYEE: M Minicucci

Owyhee County assessor's office confirmed ownership of the following lands:

T 07S R 03W S 29

SW $\frac{1}{4}$ E $\frac{1}{2}$ of SE $\frac{1}{4}$

by Johnny Miller of Miller Land Co.

No ownership is listed for E $\frac{1}{2}$ of SE $\frac{1}{4}$, which indicates that the land is in public ownership.

MICROFILMED

SEP 24 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

March 16, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MILLER LAND CO INC
2124C HWY 45
MELBA ID 83641

RE: Notice of Claim in the Snake River Basin Adjudication No. A55-10244

To Whom It May Concern:

Initial review of the above-referenced claim has revealed duplicate filings on a portion of this right. The portion of this right in Twp. 7S, Rge 3W, section 29, has also been claimed by another private claimant. This appears to be an inadvertent error that we would like to clarify at this time.

Please mark the appropriate item regarding the described property and water right:

Are you the:

Current Owner _____ Previous Owner _____ Other _____

If 'Other', please explain: _____

If you are the 'Previous Owner', please give the name of the new owner: _____

Do you believe that you own a portion of this right in section 29?

YES _____ NO _____

If yes, please explain: _____

These questions must be answered in order to accurately describe the water right. Please answer these questions and return this letter to our office by March 30, 1994. If you have any questions or comments regarding this letter, please contact this office.

Sincerely,

Maria Minicucci
Water Agent, Adjudication Bureau

MM/m
Encs. Profile Report A55-10244

MICROFILMED
SEP 24 1996

WATER RIGHT NUMBER - A55-10244

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
MILLER LAND CO INC

1 - 2124C HWY 45
2 -
3 -
CITY- MELBA
PHONE - 208-495-2444

STATE- ID ZIP- 83641

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
05/20/1871 14 WESTERN J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
ROSE CREEK ROCK CREEK

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	DIVERSION NAME
07S	03W	30	SW SE	B	(73)	DWYHEE	
		21	NW NE	E	(73)	DWYHEE	

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
04 - STOCKWATER		01/01	12/31	0.120	

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.120 0.0

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
07S	03W	20	SE NE			04	STOCKWATER	(73) DWYHEE
07S	03W	20	NE SE			04	STOCKWATER	(73) DWYHEE
07S	03W	20	SE SE			04	STOCKWATER	(73) DWYHEE
07S	03W	21	NW NE			04	STOCKWATER	(73) DWYHEE
07S	03W	21	NE NW			04	STOCKWATER	(73) DWYHEE
07S	03W	21	SW NW			04	STOCKWATER	(73) DWYHEE
07S	03W	21	SE NW			04	STOCKWATER	(73) DWYHEE
07S	03W	21	SW SW			04	STOCKWATER	(73) DWYHEE
07S	03W	28	NW NW			04	STOCKWATER	(73) DWYHEE
07S	03W	28	SW NW			04	STOCKWATER	(73) DWYHEE
07S	03W	28	NW SW			04	STOCKWATER	(73) DWYHEE
07S	03W	29	SW SW			04	STOCKWATER	(73) DWYHEE
07S	03W	29	SE SW			04	STOCKWATER	(73) DWYHEE
07S	03W	29	NE SE			04	STOCKWATER	(73) DWYHEE
07S	03W	29	NW SE			04	STOCKWATER	(73) DWYHEE
07S	03W	29	SW SE			04	STOCKWATER	(73) DWYHEE
07S	03W	30	SW SE			04	STOCKWATER	(73) DWYHEE
07S	03W	30	SE SE			04	STOCKWATER	(73) DWYHEE

+ - - DIVERSION MEANS - INSTREAM STOCKWATER

MICROFILMED
SEP 24 1996

WATER RIGHT NUMBER - A55-10244

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - NON-IRRIGATION USE - STOCKWATER, 500 HEAD RANGE CATTLE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - -
DEEDED GROUND AND BLM GRAZING ALLOTMENT

+ - - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 02/06/92 HARRIS

+ - - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING - 00/00/0000	FIELD INSPECTION MADE - 00/00/0000	CIVIL CASE NUMBER - 39576
OBJECTION FILED DATE - 00/00/0000	FIELD INSPECTION FLAG -	OLD CASE NUMBER -
RESPONSE FILED DATE - 00/00/0000	VERIFIED DATE - 00/00/0000	OLD JUDICIAL DISTRICT -
CLAIM RECEIVED DATE - 02/04/1992	LAST AMENDED DATE - 00/00/0000	TEMPORARY RIGHT - P
PROOF DUE DATE - 00/00/0000	PROOF MADE DATE - 00/00/0000	WATER DISTRICT -
LICENSED DATE - 00/00/0000	RECEIPT NUMBER - W014101	FEDERAL/STATE INDICATOR - S
CLAIMS TAPE ERROR FLG -	POU OWNERSHIP FLAG - Y	PRESUMPTION FLAG -
FEE EXEMPT FLAG -	NAME CONNECTOR -	NOTICE OF ERROR FLAG -

West Antelope 0574
073034211200
075034294800
075034301200

"Verified By"
Topo Map/Ortho-PQ
ACOS Map
Watermaster Records
NAPP Photos
Field Exam
Other (Geo Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
DEC 17 1993

CERTIFIED
DEC 17 1993
WATER EXAMINER

+3
DATA ENTRY
ENTERED *1-20-94*
CHECKED *7-20-94*

MICROFILMED
SEP 24 1996