

T 12 N R 5 W

POOR ORIGINAL

16	15
21	22

Section 21

Section 22

Water use
HEL
14.9

3
6.5
HEL

* WELL Location

HEL
2
18.5

CRP '87
HEL

4
33.6

3
30.8

5
3.9

MICROFILMED

AUG 05 1994
HEL

21	22
28	27

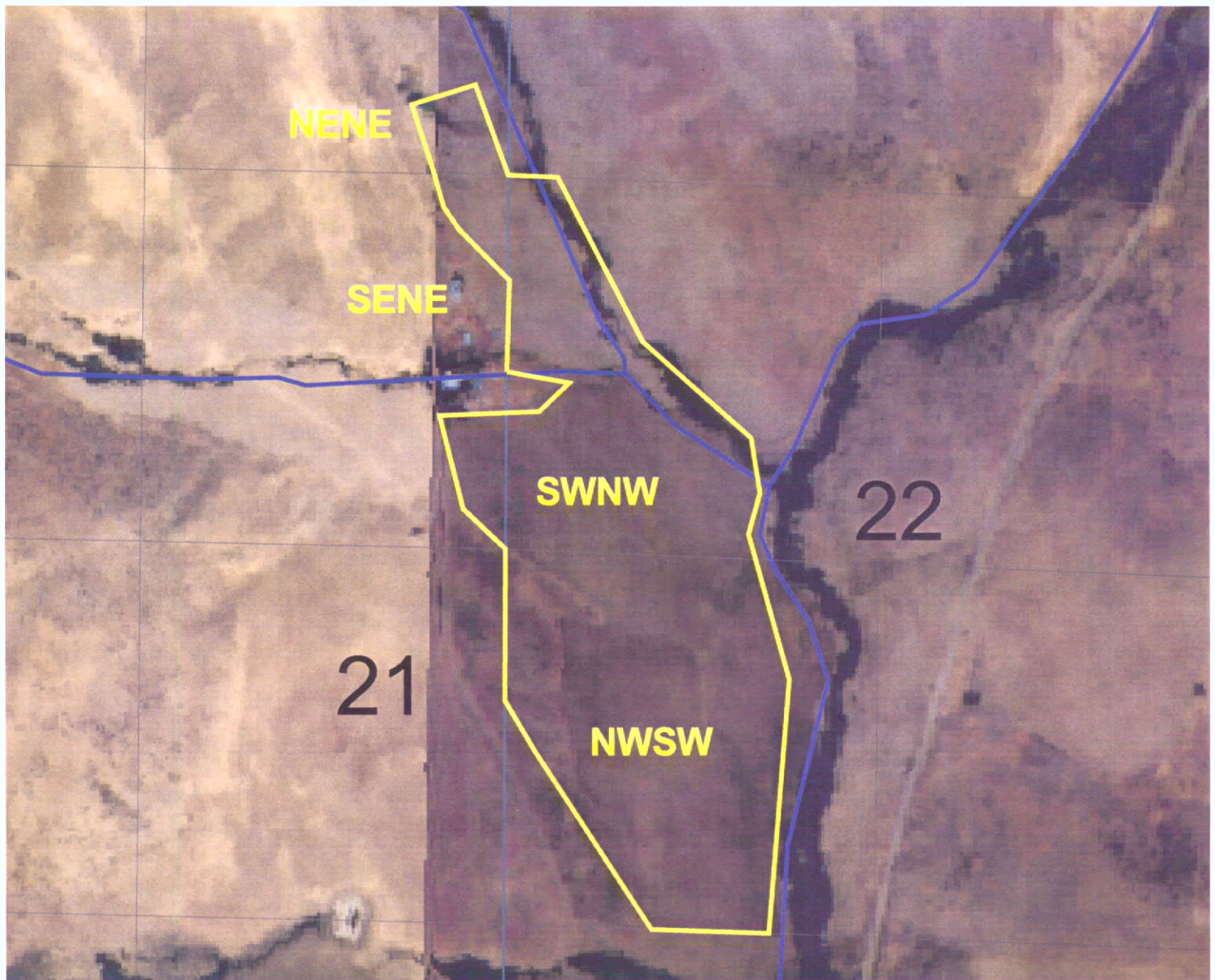
CRP '87
HEL

6
45.1

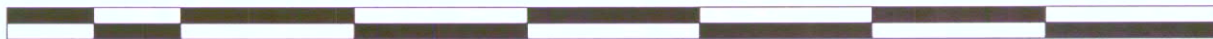
CRP '87
HEL

Idaho Department of Water Resources

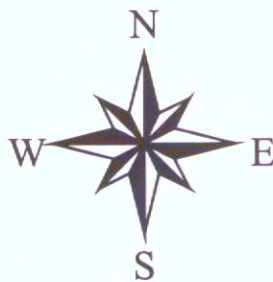
67-7004



500 0 500 1000 1500 2000 2500 3000 Feet



T12N, R05W, S21 & S22



Prepared by Anita L. Warntjes
February 9, 2004
1993/94 True Color Photo

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: **A67-07004**
Date Received: 10/20/1989
Receipt No: W006490
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: MAX E MILLER 785-562-4098
Address: 304 N 12TH
MARYSVILLE KS 66508
2. Date of Priority: OCT 11, 1967
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 12N | 05W | 22 | SE | SW | NW | | WASHINGTON |
5. Description of diverting works:
654' WELL, 12" CASING, 3 HP SUBMERSIBLE PUMP, DITCH, SPRINKLERS
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.080 | | |
7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 241.5 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	21	NE	NE		IRR	2.0
			SE	NE		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
		22	SW	NW	IRR	18.0
			NW	SW	IRR	25.0
					Section Acres	43.0
					Total Acres	48.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
67-2196

14. Remarks:

AC. IRR. = 68.5.

IN 1968 AN IRRIGATION SYSTEM WAS INSTALLED TO IRRIGATE 48 ACRES,
THIS WELL IS TO SUPPLEMENT THIS ACREAGE.

ADDRESS CHANGED PER CLAIMANT LETTER 10/28/98. DB

15. Basis of Claim: LICENSE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 17, 1998

MAX E MILLER
304 N 12TH
MARYSVILLE KS 66508

RECEIVED

OCT 27 1998

WATER RESOURCES
WESTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DEER
DIRECTOR

OCT 27 1998

Department of Water Resources

Re: Snake River Basin Adjudication (SRBA)
Water Right No. A67-13439, A67-02196, A67-07004, A67-13440, A67-13441, A67-13443, A67-13444
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our Western Regional office postmarked by October 1, 1998. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office toll-free at 1-800-451-4129 to obtain a form to make this required change to the water right records.

Yours truly,

Sandy Egbert
Clerical Specialist

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

785-562-4098
Telephone number

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: **A67-07004**
Date Received: 10/20/1989
Receipt No: W006490
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: MAX E MILLER 208-549-2514
Address: 1462 CHICKEN CREEK ROAD
WEISER ID 83672

2. Date of Priority: OCT 11, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	22	SE	SW	NW		WASHINGTON

5. Description of diverting works:
654' WELL, 12" CASING, 3 HP SUBMERSIBLE PUMP, DITCH, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is 241.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	21	NE	NE		IRR	2.0
			SE	NE		IRR	3.0

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AUG 05 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
		22	SW	NW	IRR	18.0
			NW	SW	IRR	25.0
					Section Acres	43.0
					Total Acres	48.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
67-2196

14. Remarks:

AC. IRR. = 68.5.

IN 1968 AN IRRIGATION SYSTEM WAS INSTALLED TO IRRIGATE 48 ACRES,
THIS WELL IS TO SUPPLEMENT THIS ACREAGE.

15. Basis of Claim: LICENSE

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: _____

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AUG 05 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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AUG 05 1994

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 107-07004Date Received 10-20-89Receipt Number W006490

RECEIVED

OCT 20 1989

PIM 10-19-89

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Max E. Miller Phone (208) 549-2514Mailing Address 1462 Chicken Creek Road Zip 836722. Date of Priority (Only one (1) per claim) 10/11/673. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 12 N Range 5 W Section 22,
SE 1/4 of SW 1/4 of NW 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. 3 horse power submersible
pump 12" casing 254' deep discharged into ditch
or mainline of sprinkler system

MICROFILMED

AUG 05 1994

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 0.08 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.08 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is ~~241.5~~ 241.5 acre feet per annum.

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

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	
12N	5W	22							✓18			✓25							43
12N	5W	21	✓2			✓3													5

Total number of acres irrigated 48

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
A diversion from Monroe Creek and Chicken Creek or None ()

14. ~~Remarks:~~ IPWR no 67-2196
Located T 12N-R5W-S 21 - NE $\frac{1}{4}$ of NE $\frac{1}{4}$
and T 12N-R5W-S 22 - SE $\frac{1}{4}$ of NW $\frac{1}{4}$

Remark: In 1968 an irrigation system was installed to
irrigate 48 acres this well is to supplement this
acreage - Change of name and address due to
change of ownership (from prior farms)

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Last Name _____ Ident No. _____ AUG 05 1994 Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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

Decree _____

If applicable provide IDWR Water Right Number 67-07004

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) Mar E. Miller Date 10/19/89

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

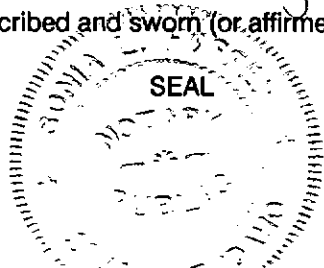
Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho SS.

County of Washington

Subscribed and sworn (or affirmed) before me this 19th day of October 19 89



Notary Public Sonia L. Hoffer

Residing at Idaho

My Commission Expires 3/4/94

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 _____

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AUG 05 1994
Copies White-State, Yellow-Claimant

POOR ORIGINAL

T 12 N R 5 W

Section
21

Section 22

16 15
21 22

Water
USC
HEL

3
6.5
HEL

WELL Location

HEL
2
18.5

CRP '87
HEL

3
30.8

4
33.6

5
3.9

MICROFILMED
AUG 05 1994
HEL

21 22
28 27

CRP '87
HEL

6
45.1

CRP '87
HEL

MICROFILMED
AUG 05 1994

WATER RIGHT

- - Conditions of Approval - -
No Conditions of Approval found.

+ - - - Decree Defendant - - +

- - Comments - - -
No comments Found

Water Rights Dates and Flags Area

Proof Due Date	Field Exam Made	Field Exam Fee
Approved/Denied	Protested Date	Swan Falls
Proof Made Date	Hearing Date	Temporary Right
Exam to S.O. Date	Verified Date	DLE/Carey Act
Order Show Cause	Receipt Number	Water District
Licensed Date	Appl Received	Transfer/Amended
Decree Date		

MICROFILMED
 AUG 05 1994

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Miller, Max E.CLAIM IDENT. NO. 67-07004DATE RECEIVED 10-20-89 RECEIPT # W000490 FEE PAID \$ 50 FEE REQ'D \$ 50

	YES	NO	Requir Info?
1. Is the name and address complete with zip code?	<u>X</u>	—	*
2. Is a priority date entered?	<u>X</u>	—	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	<u>X</u>	—	*
3. (a) Is a source entered?	<u>X</u>	—	*
(b) Is a tributary to entered? (if required) N/A <u>X</u>	<u>X</u>	—	*
4. Is the legal description of the p.d. sufficient?	<u>X</u>	—	*
5. Is there a description of the diverting works?	<u>X</u>	—	*
6. Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	<u>X</u>	—	*
Is the period of use included?	<u>X</u>	—	
Is a quantity claimed for each use?	<u>X</u>	—	*
7. Is a total quantity claimed entered?	<u>X</u>	—	
8. If required is a consumptive use entered? N/A <u>—</u>	<u>X</u>	—	
Is the consumptive use correct? N/A <u>—</u>	—	—	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock? If multiple domestic, is single ownership indicated?	—	—	*
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>	—	*
11. Is (are) the county(ies) entered?	<u>X</u>	—	
12. Is the ownership of p.u. checked?	<u>X</u>	—	
13. Are other water rights listed or "none" indicated?	<u>X</u>	—	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A <u>X</u>	<u>X</u>	—	
15. Is the basis of the claim indicated?	<u>X</u>	—	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A <u>—</u> If yes, compare claim w/existing right and attach proof report noting any differences in comments. If no, was water right no. found?	<u>X</u>	—	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A <u>X</u> (If yes, attach a proof report & complete number change) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	<u>X</u>	—	
18. If the claimant requested a monthly docket sheet, was the fee paid? N/A <u>X</u>	<u>X</u>	—	
19. Is the claim signed by the claimant, and is the signature appropriate?	<u>X</u>	—	*
20. Has the claim been signed, sealed, and dated by a notary?	<u>X</u>	—	*
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	<u>X</u>	—	*
22. Is the fee enclosed correct? Exempt <u>—</u>	<u>X</u>	—	*

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AUG 05 1994

- | | YES | NO |
|--|-------------------------------------|-------------------------------------|
| 23. Is this claim being rejected and returned to claimant? | ☐ | ☒ |
| 24. Can this claim be data entered? | ☒ | ☐ |
| 25. Was claim modified? | ☐ | ☒ |
| If yes, do modifications require notification to claimant? | | |
| Note: Modifications made must be explained in comments stating
where the information for any changes was found. | | |

Claim reviewed by: KD Date 11-15-93

Claim data entered by: KD Date 2-3-94

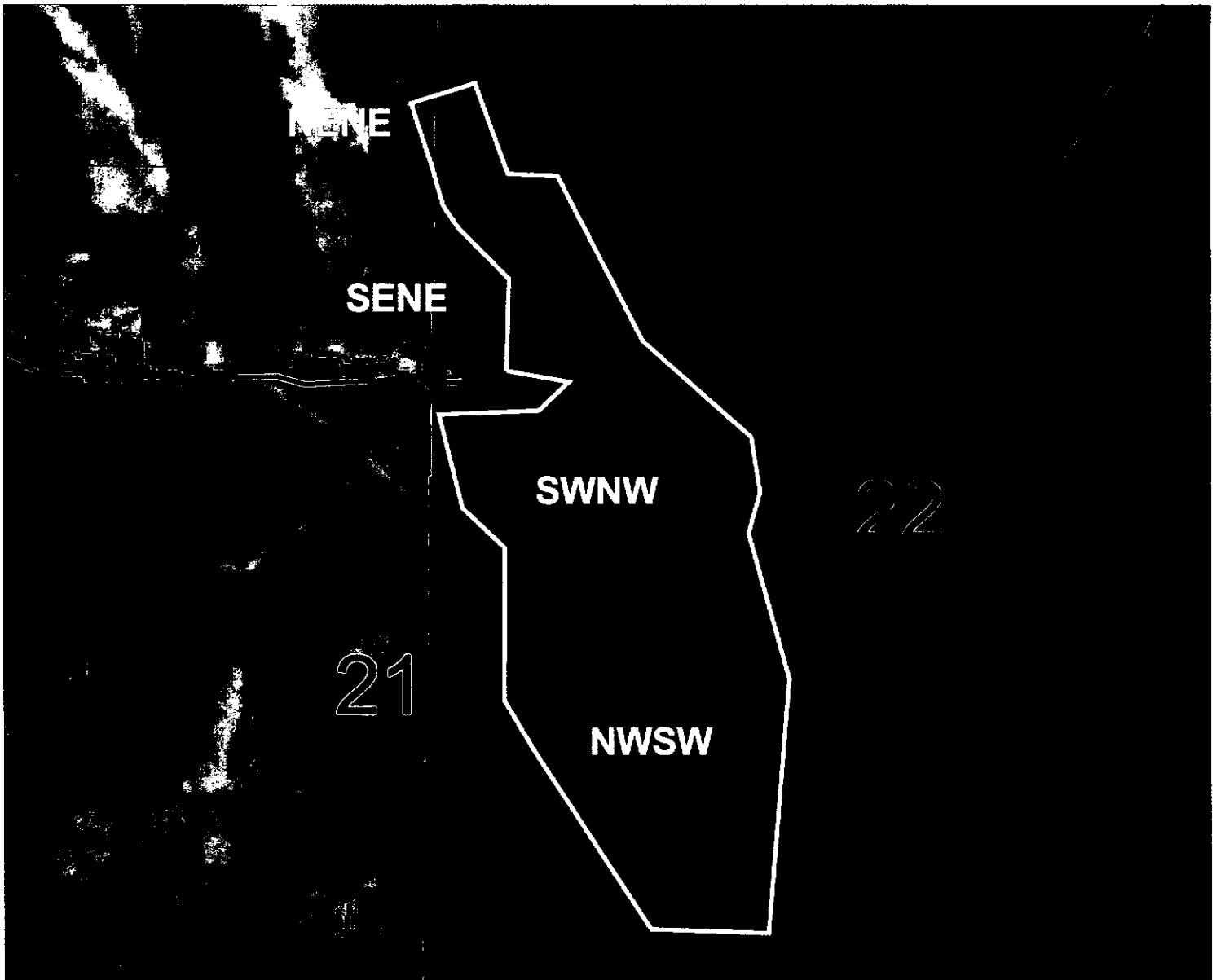
IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER
THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE
RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: Claiming less acreage than on original license.

Proof report attached.

Idaho Department of Water Resources

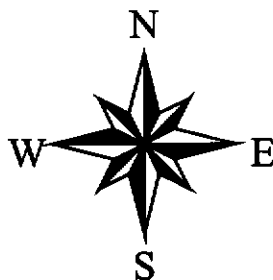
67-7004



500 0 500 1000 1500 2000 2500 3000 Feet

A horizontal scale bar with alternating black and white segments, corresponding to the measurements in feet.

T12N, R05W, S21 & S22



Prepared by Anita L. Warntjes
February 9, 2004
1993/94 True Color Photo



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

October 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Notice of Claim to a Water Right No. A67-02196, A67-07004, A67-13439,
A67-13440, A67-13441, A67-13443, A67-13444

Max E Miller
304 N 12th
Marysville KS 66508

Dear Mr. Miller:

Enclosed are copies of the above referenced claims which reflect the changes in address of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure