

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 COEUR D' ALENE-SPOKANE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Ident. Number 95-929

Date Received: 8/21/2009

Receipt No: NO FEE

Received By: dm

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

Patrick E. Miller, Mary Kathleen Miller Seppi,

1. Name of Claimant (s) Bret C. Miller and Tara L. Miller Phone (208) 765-6821

Mailing Address 2106 Canyon Drive Coeur d'Alene ID ZIP 83815
Street or Box City State

2. Date of Priority (Only one (1) per claim) 5/01/1943
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (x) (a) Twin Lakes
which is tributary to (b) Rathdrum Creek

4. a. Location of Point of Diversion Is: Township 53N, Range 05W, Section 36,
NW, 1/4 of SE, 1/4 Govt. Lot 2, BM., County of Kootenai

Parcel (PIN) no. 0456000E008A

Additional points of diversion If any: _____

If available, GPS Coordinates _____

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

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

Govt. Lot _____, BM., County of _____

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

Govt. Lot _____, BM., 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. Pump well pipe installed

for intake well buried underground
beneath water on lot 8 & 9
located near and close to cross
road for water on lot 31 per

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AUG 21 2009

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For - Domestic purposes from 4/01 to 10/31 amount 0.04 or 1.2

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) 1.2 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Domestic 1 Household

9. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Parcel (PIN) no(s) 0456000E008A + 046000000310 Total number of acres irrigated

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

11. 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.

12. Describe any other water rights used at the same place and for the same purposes as described above.

or None (x)

13. Remarks: Water Right 95-929 originally provided for a diversion from Upper Twin Lakes at Accord to Lot 1 First Addition to Lake Park for domestic use on Lot 4 Lake Park acre tracts (see map). This is an accomplished transfer to change point of diversion to Lot 8, First Addition to Harborview and the place of use to Lots 8, 9, 31st First Addition to Lake Park

Last Name

Identification No.

and Lot 31, Lake Park acre tracts. (see map)

P8M

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14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License () Permit () Decree (X) *gsm*

Court KOOTENAI Decree Date 04/19/1988 Plaintiff v. Defendant TWIN LAKE ADD

If applicable provide IDWR Water Right Number 95-929

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane 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: 1 *gsm*

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) *Patrick E. Miller* Date: 8/20/09

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing 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 _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, Patrick E. Miller, will be acting as attorney at law of 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 *Patrick E. Miller* Date 8/20/09

Address P.O. Box E
Coeur d'Alene, ID 83816

Last Name _____ Identification No. _____

AUG 21 2009

14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License () Permit () Decree ()

Court _____ Decree Date 04/19/1988 Plaintiff v. Defendant _____

If applicable provide DWR Water Right Number 95-929

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Number of attachments: 4

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Kathleen Leppi

Date: 8/20/09

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____
Title Organization
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_____ of _____
Title Organization
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Title and Organization _____

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Coeur d'Alene, ID 83816

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Signature page
P.E.M.

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AUG 21 2009

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Signature of Claimant (s) [Signature] Date: 8/20/2009

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Signature Page
[Signature]

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Signature of Claimant (s) Patrick E. Miller Date: 8/20/09

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_____ of _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

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Title and Organization _____

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Signature page
PKM

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