

01/28/2008

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

RIGHT NUMBER: 2-7132

NAME AND ADDRESS: KRISTI SCHIERMEIR
29393 DAVIS RD
BRUNEAU ID 83604

DONALD L SCHIERMEIR
29393 DAVIS RD
BRUNEAU ID 83604

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 6.140 CFS
1,535.00 AFY

Rights 2-10236, 2-10237 and 2-07132 when combined shall not exceed a total diversion rate of 31.71 cfs.

PRIORITY DATE: 11/27/1973

POINT OF
DIVERSION:

T06S R05E S8 NESWSW Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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IRRIGATION	03/15 11/15	6.140 CFS 1,535.00 AFY
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The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in OWYHEE County

T06S R04E S25	NWSW	40.00	T06S R04E S25	SWSW	40.00
T06S R04E S25	SESW	40.00	T06S R04E S25	SWSE	40.00
T06S R04E S25	SESE	40.00	T06S R04E S26	SENE	28.00
T06S R04E S26	NESE	39.00	T06S R04E S26	SESE	40.00

307 ACRES TOTAL

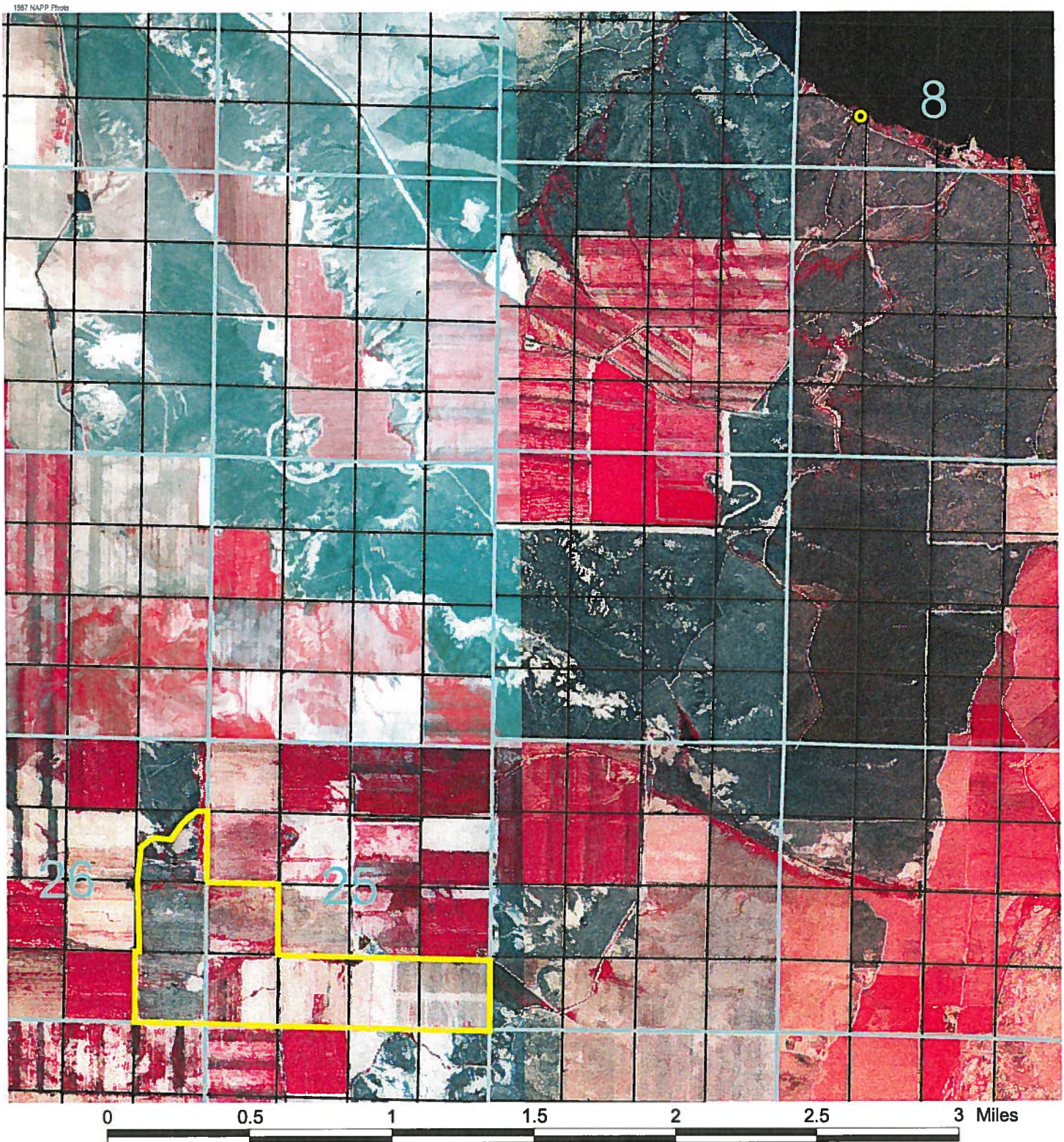
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

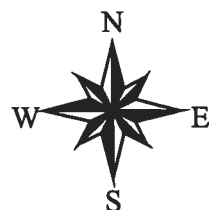
Rights 2-10236 and 2-10237 are also diverted through the point of diversion described above.

Idaho Department of Water Resources



Claim Number: 02-07132
Legal: T06S, R05E, S8
T06S, R04E, S25 & 26
Reviewed By: SJR 3/4/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



03/04/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 2-7132

NAME AND ADDRESS: JAMES M MILLS
29632 MORMON BLVD
BRUNEAU ID 83604

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 6.140 CFS
1,535.000 AFY

Rights 2-10236, 2-10237 and 2-07132 when combined shall not exceed a total diversion rate of 31.71 cfs.

PRIORITY DATE: 11/27/1973

POINT OF DIVERSION:

T06S R05E S8 NESWSW Within OWYHEE County

Rights 2-10236 and 2-10237 are also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

6.140 CFS
1,535.00 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within OWYHEE County

T06S R04E S25	NWSW	40.0	T06S R04E S25	SWSW	40.0
T06S R04E S25	SESW	40.0	T06S R04E S25	SWSE	40.0
T06S R04E S25	SESE	40.0	T06S R04E S26	SENE	28.0
T06S R04E S26	NESE	39.0	T06S R04E S26	SESE	40.0

307 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 02-7132

Priority: November 27, 1973 Amount: 6.14 CFS 1535.0 AFA

This is to certify, that JAMES M. MILLS
HC 85 BOX 141-A-2
BRUNEAU, ID 83604

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated November 27, 1973, and
has submitted proof to the Department of Water Resources on April 27, 1982, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of 31.71 cfs of water from;

SNAKE RIVER

tributary to COLUMBIA RIVER

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>				
Irrigation	03/15 to 11/15	6.14 cfs	1535.0 afa				
<u>LOCATION OF POINT OF DIVERSION(S):</u>		SWSW , Sec. 8, Township 6S, Range 5E Owyhee County					
<u>PLACE OF USE:</u> Irrigation							
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
6S	4E	25	NWSW 38 ✓	SWSW 39 ✓	SESW 39 ✓	SWSE 40 ✓	195
			SESE 39 ✓				112
	26		SENE 36 ✓	NESE 37	SESE 39		
Total number of acres irrigated:							307

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The maximum combined rate of diversion under this right & Right 02-7076 shall not exceed 31.71 cfs.

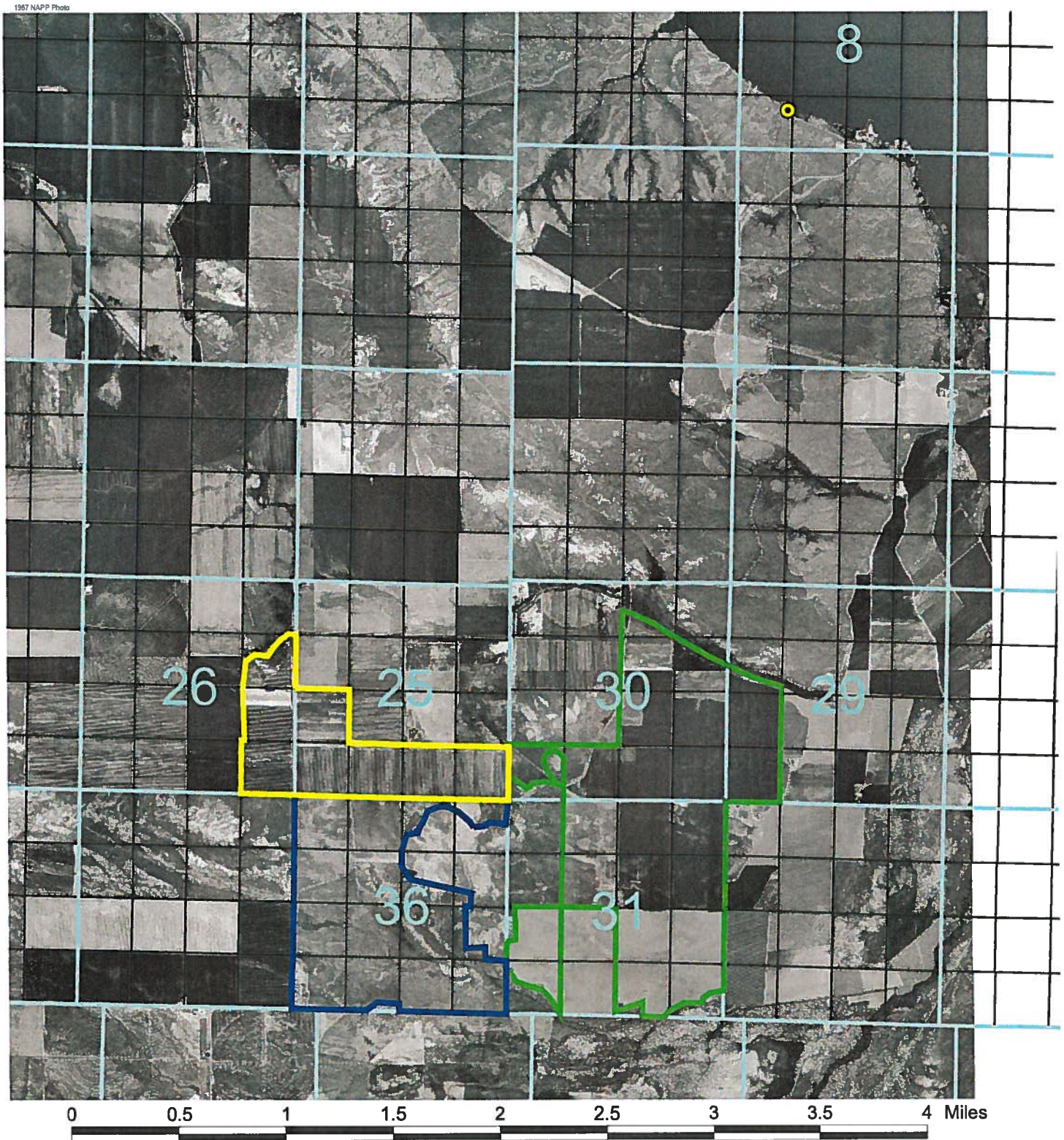
This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 16th day
of April, 1988.

MICROFILMED

JUN 28 1988

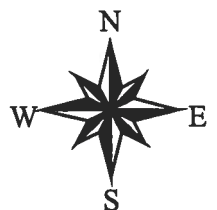
Director

Idaho Department of Water Resources

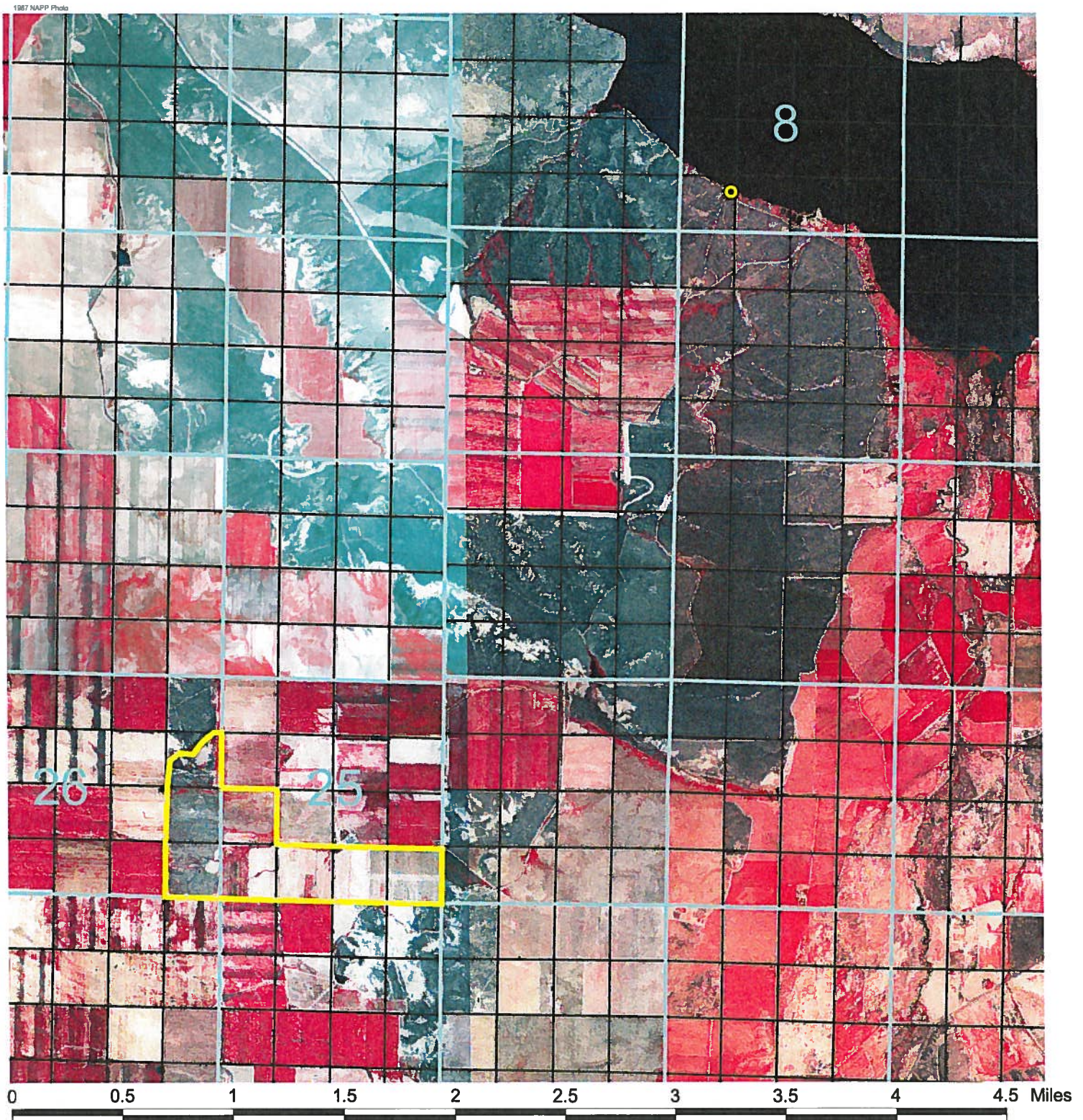


Claim Numbers: 02-7132, 2-10236, 2-10237
POD at: T06S, R05E, S8
Reviewed By: SJR 3/4/05

- Point of Diversion
- 02_7132_rec_pou
- 02_10236_rec_pou
- 02_10237_rec_pou
- Section Lines
- Quarter Quarter Lines



Idaho Department of Water Resources



Claim Number: 02-07132
Legal: T06S, R05E, S8
T06S, R04E, S25 & 26
Reviewed By: SJR 3/4/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



RECEIVED

JAN 23 2004

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

FEB 4 2004

RECEIVED

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
2-7076	2-7076	✓			
2-7132	2-7132 (ADDRESS CHANGE ONLY)				
	Modified CID 2-6-04. ps				

2. The following REQUIRED information must be submitted with this form:

- A. The appropriate FILING FEE. See instructions for fee amounts.
- B. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, WITH ATTACHED LEGAL DESCRIPTION.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s)

BASIN MUTUAL CANAL Co

4. New Owner/Claimant(s)

JAMES M. MILLS

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

29632 Mormon BLVD

City, State and ZIP Code

BRUNEAU ID 83604

New Telephone Number

(208) 587-7374

5. Date you acquired the property

1967

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 73 Date: _____

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	65	4E	25										38	39	39			40	9	1
GIS													40	40	40			40	40	200
Claim																				
GIS			26				36												39	
							39									38			40	
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's _____

Total Claimed Acres: _____

Overlapping FOU Claim #'s:

Total GIS Acres: _____

COMMENTS:

Per claim map & image interpretation.

Idaho Department of Water Resources

Claim Number: 02-07132
Legal: T06S, R04E, S25, 26
Reviewed By:

Point of Diversion
(Located outside of view)



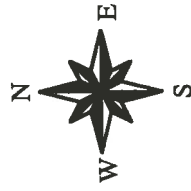
Place of Use



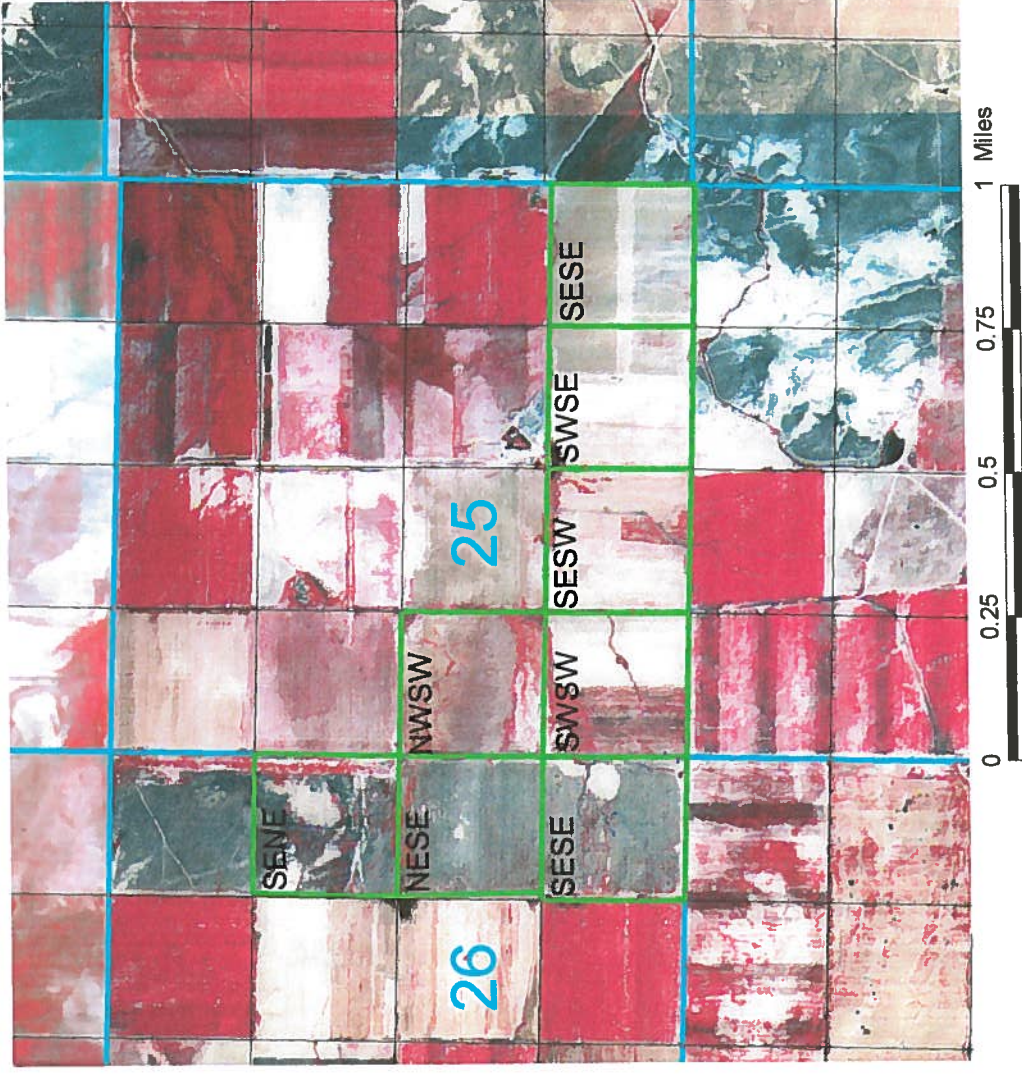
Section Lines



Quarter Quarter Lines



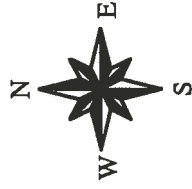
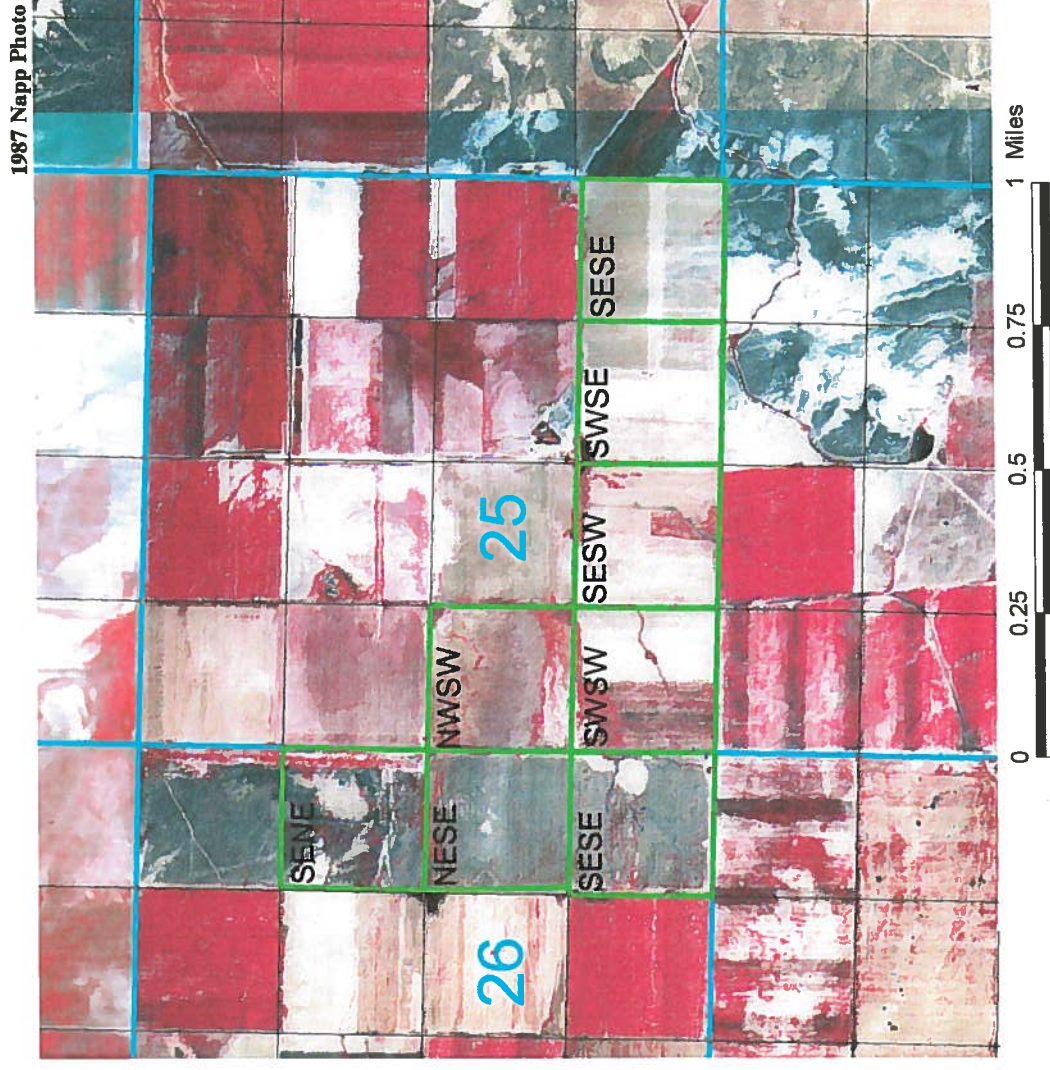
1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 02-07132
Legal: T06S, R04E, S25, 26
Reviewed By:

Point of Diversion
(Located outside of view)



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: A02-07132
Date Received: 1/16/1989
Receipt No: W001976
Received By: E-82

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES M. MILLS 208-845-2903
Address: HC 85 BOX 141-A-2
BRUNEAU, ID 83604

2. Date of Priority: NOV 27, 1973

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	05E	8	NE	SW	SW		OWYHEE

5. Description of diverting works:
125 HP PUMP FROM RIVER TO STORAGE TO PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	6.140		
IRRIGATION STORAGE	03/15	11/15			2.50
IRRIGATION FROM STORAGE	03/15	11/15			2.50
DIVERSION TO STORAGE	03/15	11/15	6.140		

7. Total Quantity Appropriated is:
6.140 C.F.S. (and/or) 2.50 A.F.A.

8. Total consumptive use is 1074.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	04E	25	NW		SW		IRR FS	38.0
			SW		SW		IRR FS	39.0
			SE		SW		IRR FS	39.0
			SW		SE		IRR FS	40.0
			SE		SE		IRR FS	39.0
							Section Acres	195.0
		26	SE		NE		IRR FS	36.0
			NE		SE		IRR FS	37.0
			SE		SE		IRR FS	39.0
							Section Acres	112.0
							Total Acres	307.0

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:
A0207076.

14. Remarks:
The maximum combined rate of diversion under this right &
Right 02-7076 shall not exceed 31.71 cfs.

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 X 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): *James M. Mills* Date: 1-16-89
Date:

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 16 day

of Jan 19 89

Eldon J. Pouch
Notary Public

Seal

Residing at Bode

My Commission Expires 09/08/1997

