

December 17, 2014

RECEIVED
DEC 22 2014
IDWR/NORTHERN

TO: Linda A. Werner, Water Resource Agent, Sr.

FROM: Susanne E. Marten, Personal Representative of the Janice Miller Estate

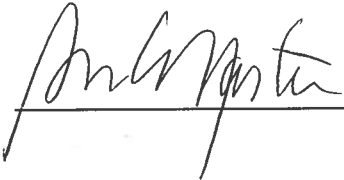
RE: Water Right Claim Number 91-7669

This is a request to amend the Date of Priority from 12/15/11 to May 21, 1930. Enclosed you will find Quit Claim deeds showing the transfer of ownership of the property within Township 45N, Range 05E, Section 15, $\frac{1}{4}$ of $\frac{1}{4}$ NW NE, Lot 7.

I hereby certify that I recall family discussions over the historic use of the aforementioned property. First of all, my grandfather (C. J. Hutchinson) rented the property from the former owner John J. Brislin and then purchased this property May 21, 1930. My grandfather stayed in the cabin while working for the railroad. When the railroad discontinued service to Avery the cabin and property were used as a summer retreat by my mother's (Janice Miller) family and as early as 1955 I recall visiting the property every summer.

I declare under penalty of perjury that the above historical account of the use of the foregoing property is true and correct.

Date signed: 12/17/14

Signature: 

Printed Name: Susanne Marten

CASH CHECK PAYABLE TO:
ELLEN MASTERSON, TREASURER
700 BANK ST; STE 110
WALLACE, ID 83873

2014 TAX BILL/RECEIPT

BILL# 12990
CODE AREA 12-0000

RP45N05E151400A
LAND

2,106

1ST HALF DUE		2ND HALF DUE		FULL DUE		TOT AMT	
TAX	15.11	TAX	15.11	TAX	30.22		3,106
LATE		LATE		LATE			
INT		INT		INT			
COST		COST		COST			
TOT		TOT		TOT		TOT ACRES	.340

MILLER, ROBERT
MILLER, JANICE
5435 S BELL ST
TACOMA WA 98403

1400:107/327
15-45-5

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***
APPEAL DEADLINE FOR SOLID WASTE IS
JAN.20,2015,APPEAL ONLY ?? 208-784-5190

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

PAY WITH DEBIT/CREDIT CARD CALL
208-752-1261 OR ONLINE @
WWW.SHOSHONECOUNTY.ORG *CONV.FEES APPLY*

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE.

MILLER, ROBERT



2014
BILL# 12990

2ND HALF

RP45N05E151400A
12-0000

AMOUNT DUE

SHOSHONE COUNTY
700 BANK ST; STE 110
WALLACE, ID 83873

LATE
INT
COST
TOTAL

DELINQUENT IF NOT PAID ON OR BEFORE JUNE 20, 2015

TAXING DISTRICT RATE
COUNTY .004453221
SCHL #394 OTHER .000193462
SCH394 BDGT STA .000995147
DISTRICT TOTAL .006041997
FOREST ASSESSMENT
FOREST PRACTICES ACT
AMOUNT DUE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE.

MILLER, ROBERT



2014
BILL# 12990

1ST HALF

FULL

RP45N05E151400A
12-0000

AMOUNT DUE

SHOSHONE COUNTY
700 BANK ST; STE 110
WALLACE, ID 83873

LATE
INT
COST
TOTAL

DELINQUENT IF NOT PAID ON OR BEFORE DECEMBER 20, 2014

QUIT CLAIM DEED

For Value Received, CHESTER J. HUTCHINSON, also known as C. J. Hutchinson, and EMILY HUTCHINSON, husband and wife, do hereby convey, release, remise and forever quit claim unto ROBERT HARRIS MILLER and JANICE GRACE MILLER, husband and wife, whose address is 320 N.W. 112th, Seattle 77, Washington, the following described premises, to-wit:

A parcel of land situated in Section 15, Township 45 N. Range 5 E.B.M. commencing at a quarter corner in the center of Sec. 15, thence South 125 feet, thence West 100 feet to Kelly Creek, thence North 150 feet to the St. Joe River, thence East along the bank of the river 100 feet to quarter section line, thence South 25 feet to place of beginning, situated in the County of Shoshone, State of Idaho, together with their appurtenances.

Dated: July 2, 1962

Chester Hutchinson

Emily Hutchinson

STATE OF WASHINGTON)
) ss.
County of Spokane)

On this 2nd day of July, 1962, before me, a notary public in and for the said State, personally appeared CHESTER J. HUTCHINSON, also known as C. J. Hutchinson, and EMILY HUTCHINSON, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Robert M. Goldrick
Notary Public for State of Washington,
Residing at Spokane, Washington.

Commission Expires: Jan 27, 1966

STATE OF IDAHO)
) ss.
County of)

I hereby certify that this instrument was filed for record at the request of _____ at _____ minutes past _____ o'clock _____ M., this _____ day of _____, 1962, in my office, and duly recorded in Book _____ of Deeds at Page _____.

Ex-Officio Recorder

By _____

Deputy

Fees:

Mail to:

Warranty Deed

John J. Brislin

TO

C. J. Hutchinson.

STATE OF ~~WASHINGTON~~ IDAHO

County of Shoshone

I hereby certify that the within in-

strument was filed for record in the office of the County Recorder of said

County, on the 5th day of

June A. D. 1930, at

2 o'clock ~~pm~~ ~~am~~

~~minutes~~, P. M., at the request of

C. J. Hutchinson

and recorded on page 266

of Book "63" of Deeds

~~Handwritten signature~~

County Auditor

1.50 pd County Recorder

By Deputy

Recorded on, 19

By Deputy

C. J. Hutchinson

1769

THE STATE OF WASHINGTON,

County of Silver Bow } ss.

Montana

I, Joseph V. Flaherty, a Notary Public in and for the State of ~~Washington~~, do hereby certify that on this 21st day of May, A. D. 1930, personally appeared before me, John J. Brislin, an unmarried man, to me known to be the individual described in and who executed the within instrument, and acknowledged that he signed and sealed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal, this 21st day of May, A. D. 1930

Joseph V. Flaherty
for the state of Montana, Notary Public.
Residing at Butte, Montana, ~~Washington~~

THIS INDENTURE, Made this 15th day of May A. D. 1920.

between John J. Brislin, an unmarried man, part V of the first part, and

~~John J. Brislin, an unmarried man,~~

C. J. Hutchinson part V, of the second part,

WITNESSETH, That the said part AA of the first part, for and in consideration of the sum of

One hundred fifty and No/100 DOLLARS,

to him in hand paid by the said part V of the second part, the receipt whereof is hereby acknowledged,

do es hereby grant, bargain, sell and convey, unto the said part V of the second part, his heirs and

assigns forever, all the tract or parcel of land, lying and being in the County of Shoshone

and State of Idaho, and described as follows, to-wit: A parcel of land situated in section 15 township 45- (fortyfive) N. range five (5) E. B. M. commencing at a quarter corner in the center of section fifteen (15) thence south 125 feet, thence west 100 feet, to Kelly Creek, thence north 150 feet to the St Joe River, thence east along the bank to the river 100 feet to quarter section line, thence south 25 feet, to place of beginning together

with all appertenances thereon.

To HAVE AND TO HOLD THE SAME, Together with all the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, to the said part V of the second part, his heirs and assigns forever.

And the said John J. Brislin

part V of the first part, for

his heirs, executors and administrators, do covenant

with the said part V of the second part, his heirs and assigns, that he is

well seised in fee of the lands and premises aforesaid, and has good right to sell and convey the same in manner and form aforesaid; that the same are free from all encumbrances

And the above bargained and granted lands and premises, in the quiet and peaceful possession of the said party V of the second part, his heirs and assigns, against all persons lawfully claiming, or to claim, the whole or any part thereof, the said part V of the first part will warrant and defend.

IN TESTIMONY WHEREOF, The said part V of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Joseph V. Flaherty

John J. Brislin [SEAL]

[SEAL]

[SEAL]

[SEAL]



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 9, 2014

SUSANNE MARTEN
5435 S BELL
TACOMA WA 98408

Re: Amended Notice of Claim to a Water Right Number 91-7669

Dear Ms. Marten:

We have received the information listing you as personal representative of the Janice Miller Estate, along with the 2014 Tax Bill/Receipt and your letter requesting amendment of the priority date for the above referenced claim. This information is sufficient for the claim amendment; however, we need you to make the changes on the claim form itself.

Consequently, I have enclosed a copy of the claim marked "amended" and ask that you complete item two, which is the priority date, or first-usage date for the water usage in question. Also, is Ms. Miller still listed as the property owner? If not, would you please send along a deed or other conveyance document showing property ownership? I've enclosed a Notice of Change in Water Right Ownership form which will need to be completed only if there is a name change.

Please initial and date any changes that you make on the amended claim form and sign and date the claim under item 15. I also ask that you return this information, to my attention, by December 26, 2014, so we can make the necessary amendments and ensure prompt reporting to the Court for final decree. Be sure to contact me if you have any questions. I can be reached at (208) 762-2802 and by email at linda.werner@idwr.idaho.gov.

Sincerely,

Linda A. Werner
Water Resource Agent, Sr.

Enclosure(s): Copy of Notice of Claim to a Water Right Number 91-7669
Change of Ownership with Instructions
Pamphlet Entitled "Evidence of Priority"