

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 95-13941Date Received: 3/22/10Receipt No: N023865BReceived By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

1. Name of Claimant(s) Paul Miller Phone (208) 755-6429Mailing Address 4700 W. Foothill Drive Coeur d'Alene ID Zip 83814
Street or Box City State2. Date of Priority: (Only one per claim) Dec 31 1964
Month/Day/Year (YYYY)3. Source of water supply (Check one) Ground Water ☒ or Other () (a) _____
which is tributary to (b) _____4. Location of Point of Diversion is: Township 50N, Range 4W, Section 9
SW 1/4 of NW 1/4, or Govt. Lot 8 BM. County of Kootenai;
Parcel (PIN) no. 0-J419-000-003

Additional points of diversion if any: _____

If available, GPS coordinates: _____

5. Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, 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.

Well & Pump6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)
For Domestic purposes from Mar 15 to Nov 15 amount .02 cfs or AFY ()

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed .02 cfs () or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) Lawn irrigation

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MAR 22 2010

9. Location of Place of Use is: Township 50N, Range 4W, Section 9,
SW 1/4 of NW 1/4, Govt. Lot 8 BM. Parcel (PIN) no. _____

If different than shown in Item 4

for (Check One) Domestic ☒ Stock () Domestic and Stock ()

Additional places of use, if any _____

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 ☒ No ()

If the 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.

None or None ☒

13. Remarks:

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

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

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: _____

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) Paul D Miller Date: _____

Date: _____

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

Title of _____ Organization

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

Title of _____ 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, _____, 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 _____

Address _____

Date _____

Last Name _____ Identification No. _____

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WARRANTY DEED

ESTHER HAZEL MILLER, a widow, "Grantor", in consideration of the receipt of One (\$1.00) Dollar and other valuable considerations from PAUL R. MILLER, JR., a married man, "Grantee", hereby grants, bargains, sells, conveys and confirms unto the Grantee:



All of Government Lot 8, Section 9, Township 50 North Range 4, W. B. M., Kootenai County, Idaho, except the East 313 feet thereof, and ✓

All of the Northwest 1/4 of the Southwest 1/4 of Section 9, Township 50 North Range 4, W. B. M., Kootenai County, Idaho, except the East 313 feet thereof, ✓

Together with the right to take water from the springs on the Northwest 1/4 of the Southwest 1/4 of Section 9, and the West 198 feet of the Northeast 1/4 of the Southwest 1/4 of Section 9, Township 50 North Range 4, W. B. M., Kootenai County, Idaho, for the use of the Grantees, and the right to maintain across the said property a water line for the purpose of taking said water, this easement to be perpetual and to run with the land and in service to the property hereby conveyed,

Reserving unto the Grantor a life estate in the home now occupied by the Grantor on the Northwest 1/4 of the Southwest 1/4, Section 9, Township 50 North Range 4, W.B.M., Kootenai County, Idaho, together with sufficient land around said home for the convenient and reasonable use of said home by the Grantor, and together with the right of ingress and egress across the property hereby conveyed to the said home retained by the Grantor,

TO HAVE AND TO HOLD unto the Grantee forever, the Grantor covenanting to have and to hereby convey absolute, unencumbered fee simple title to the whole and every part of the granted premises except taxes for 1964 and subsequent years, which the Grantee assumes and agrees to pay, and to forever warrant and defend the Grantee in the quiet and peaceful possession of the whole and every part of the granted premises against any lawful claims whatsoever.

The rights and obligations hereunder shall extend to the heirs, successors and/or assigns of the respective parties hereto.

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