

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 67-2135A
Date Received: 5/19/2006
Receipt No: C081294
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LORRAINE MILLER Phone: (208)253-4808
PO BOX 224
COUNCIL ID USA 83612

EVERT JACK MILLER Phone: (208)253-4808
PO BOX 224
COUNCIL ID USA 83612

2. Date of Priority: 05/23/1928

3. Source: UNNAMED STREAM Trib. to: COTTONWOOD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16N	01W	14	NE NW	ADAMS	

5. Description of diverting works:

East Fork Ditch

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16N	01W	14	NW	NW	IRRIGATION	1
					Section Acres	1
					Total Acres	1

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 67-2135.

15. Basis of Claim: License

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AUG 06 2012

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:

Ident. Number

Date Received

Receipt Number

39576

67-2135

05/19/06

C081294

d.e. p. 5-19-06

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) EVERT JACK & LORRAINE MILLER Phone (208) 253-4808

Mailing Address P.O. Box 224 Council, IDAHO Zip 83612

2. Date of Priority (Only one (1) per claim) MAY 23, 1928

3. Source of water supply (a) unnamed stream
which is tributary to (b) Cottonwood Creek

4. a. Location of existing point of diversion is: Township 16N Range 1W Section 14,

1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of Adams

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. EAST FORK DITCH

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MAY 22 2006

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 0.02 or 4.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.02 (cfs) and/or (b) 4.0 (acre feet)

8. Total consumptive use claimed is 4.0 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	
<u>11eN</u>	<u>1W</u>	<u>14</u>					<u>1</u>												<u>1</u>

Total number of acres irrigated 1

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

12. 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.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks: Portion of 67-2135

Last Name Miller Ident No. 67-2135

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Scale: 2 inches equals 1 mile

A 16x16 grid of 256 squares. Each square contains a small crosshair pattern consisting of a vertical line, a horizontal line, and a diagonal line intersecting at the center. The lines are thin and black, and the background of each square is white. The grid is composed of 16 columns and 16 rows, with each square being approximately 12.5x12.5 units in a 200x200 coordinate system.

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MAY 22 2006

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 67-2135
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)

Evert Jack Miller
Lorraine Miller

Date

5/19/06

Date

5-19-06

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 _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

19th

day of

May

19

2006

Notary Public

Craig L. Gutter

Residing at

Boise ID

My Commission Expires

8/04/07

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

Miller

Ident. Number

67-2135

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MAY 22 2006

Claim to a portion of 67-2135 by Jack & Lorraine Miller

67-2135
Miller

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MAY 22 2006



RESIDENTIAL/COMM LAND APPRAISAL
INQUIRY

SCREEN 1

PARCEL NO: RP C000001442 A

- - - LAND INFORMATION - - -
01 NEIGHBORHOOD: 1 URBAN **X** 2 SUBURB 3 RURAL 4 REC
6 STABLE **X** 7 IMPROVE 8 DECLINE
02 OFF-SITE IMP: 1 STREET-NONE 2 PUBLIC **X** 3 PRIVATE 4 ASPHALT **X**
5 GRAVEL 6 SIDEWLK 7 CB/GUTTER
03 TOPOGRAPHY: 1 LOW 2 LEVEL 3 MODERATE SLOPE **X** 4 STEEP SLOPE
04 WATER FRONT: 1 LAKE 2 RIVER 3 ACCRETION 4 BLUFF LAND
5 FLOOD PLAIN 6 BEACH 7 GRADE
05 ON-SITE UTIL: 1 ELECTRIC **X** 2 GAS 3 UNDERGROUND ELE/TEL 4 CABLE TV
5 WATER **X** 6 WELL 7 SEWER **X** 8 SEPTIC
06 SUBJ DIMENSIONS: FRONTAGE 112.170 DEPTH 342.500
07 SITE INFO: 1 LOCATION 2 AMENITIES 3 LANDSCAPING 4 VIEW
5 DETRIMENTS 6 ZONED
08 REMARKS:

APPRAISAL DATE: 07252001 APPRAISER: GG

REVIEW YR 2002
PARCEL--> RP

A

Miller 67-2135

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MAY 22 2006

5/18/06

PM 00 - PARCEL MASTER INQUIRY

14:04:31

PARCEL: RP C00000144240 A

F12=RC F14=HO

MILLER, JACK & LORRAINE*

LEGAL DESCRIPTION

ACREAGE IN COUNCIL

T16N R1W SEC 14

TAX #1637 IN NW4NW4 PT NW4NW4

.86 AC

PO BOX 224

COUNCIL ID 83612-0224
802 E SCHOOL AVENUE

F3=Exit F5=Refresh F12=Cancel

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
20	2002	860	AC	15569				
41	2002			30406	30406	15203		

TOTALS 860 45975 30406 15203

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=Srch F22=EU

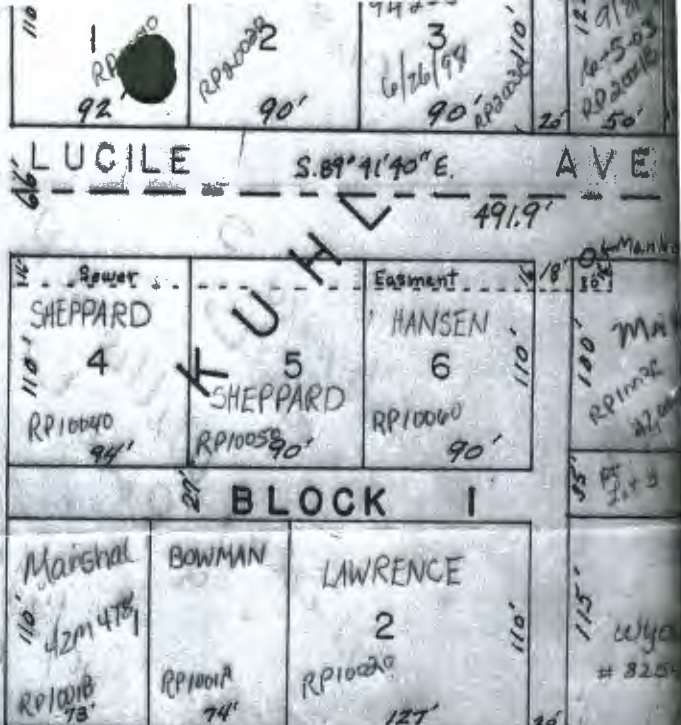
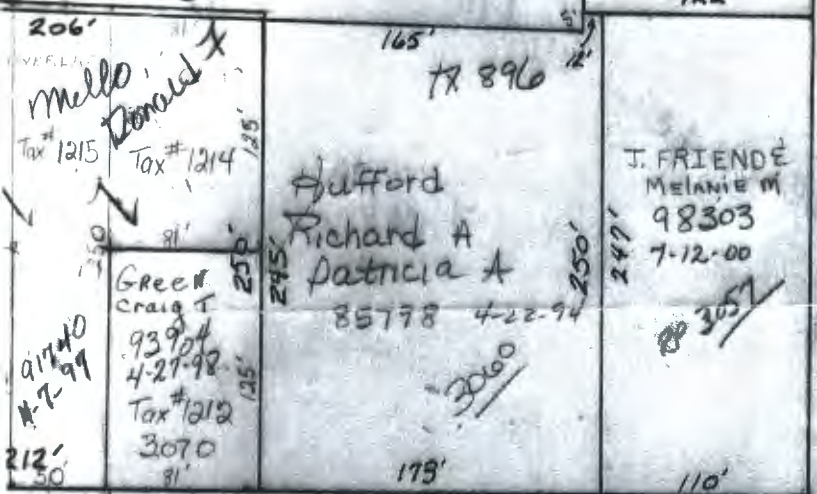
T16N R1W Sec 14

Miller 67-2135

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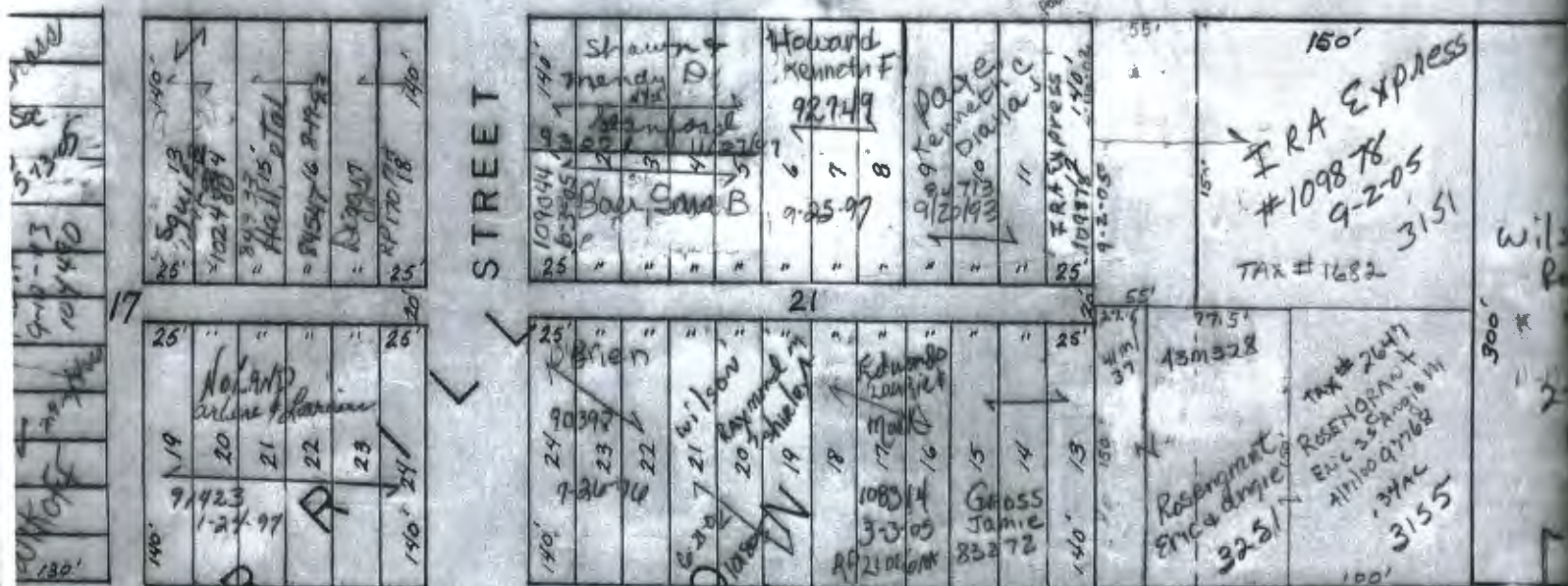
Record of Survey - 96437

#1047, 1048 & 1049



ILLINOIS

AVE



E CALIFORNIA

AVE



BERKLEY

ARLINGTON

LLC 1/2 int.
ES INC 1/2 int.
7-06

3.52 AC.
RP 100000, 454004

SCANNED
MAY 22 2006

Receipt Details for ID C081294

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/19/2006 3:32:18 PM	5/22/2006 12:00:46 PM	STATE	\$51.00	Check
Payer		MILLER, EVERT JACK AND LORRAINE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1982			
Card Expiration Date	Credit Card Transaction #		

Comment #67-2135**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$51.00	ADJUDICATION FILING FEE	41503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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[Print Report](#)

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Idaho Department of Water Resources

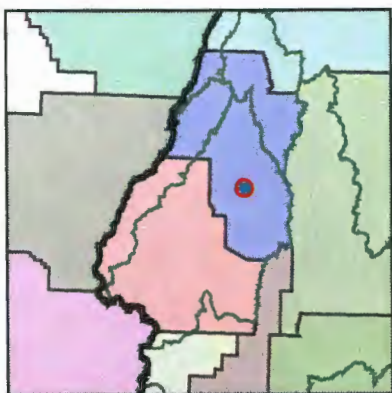
SRBA Recommendation:

67-2135A

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Adams County
IDWR Basin 67

AUG 6 2012

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0 0.1 0.2 Miles

Prepared by V. Music
On Thursday, November 30, 2006
1987/88 Aerial Photography

11/16/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-2135A

LORRAINE MILLER
PO BOX 224
COUNCIL ID 83612
Telephone Number: (208)253-4808

EVERT JACK MILLER
PO BOX 224
COUNCIL ID 83612
Telephone Number: (208)253-4808

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

Disagree with point of diversion

3. Give a brief explanation as to why you disagree with these portions:

TALKED TO VICKY

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: *11-29-06*

SIGNATURE:

Evert Jack Miller

Please print your name:

EVERT JACK MILLER

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

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11/16/2006

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

RIGHT NUMBER: 67-2135A

NAME AND ADDRESS: LORRAINE MILLER
PO BOX 224
COUNCIL ID 83612

EVERT JACK MILLER
PO BOX 224
COUNCIL ID 83612

SOURCE: WASTE WATER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 05/23/1922

POINT OF DIVERSION:

T16N R01W S14 ~~NENW~~ Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.020 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T16N R01W S14 NWNW 0.70

0.7 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

This right is a split from former right 67-2135.

COZ ✓
UCC tax in POD in 1966 when millers
bought the property

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AUG 06 2012



Idaho Department of Water Resources

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AUG 06 2012

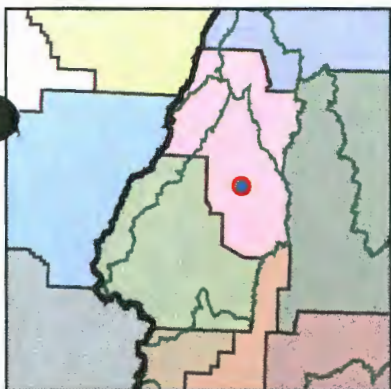
SRBA Recommendation:

67-2135A

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by V. Music
On Thursday, November 16, 2006
1987/88 Aerial Photography

POD location
since 1966. Chamber
Recommendation

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2135A V1

WATER RIGHT NUMBER: 67-2135A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LORRAINE MILLER PO BOX 224 COUNCIL, ID 83612 (208)253-4808
Current Owner	EVERT JACK MILLER PO BOX 224 COUNCIL, ID 83612 (208)253-4808

Priority Date: 05/23/1922

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

WASTE WATER	NE1/4NW1/4	Sec. 14, Twp 16N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION Within ADAMS County

T16N R01W S14 NWNW 0.7

Total Acres: 0.7

Conditions of Approval:

1. P21 This right is a split from former right 67-2135.
2. C18 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.

Remarks:

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2135A V1

Comments:

1. Vmusic 11/16/2006 POU

Comment: LOT IS .9 ACRE AND AFTER I REMOVED HOUSE, ROADS, ETC, RECOMMENDED .7 ACRE

2. Vmusic 11/16/2006 QUANTITY

Comment: CLAIMANT CLAIMED THE ENTIRE .28 CFS LICENSED FOR 5 ACRES. RECOMMENDED .02 CFS FOR .7 ACRES

3. Vmusic 11/16/2006 POD

Comment: NO CLUE WHERE POD IS SO PLACED IN SPOT THAT SEEMED MOST REASONABLE. I REALLY WONDER IF THE LOT IS WATERED BY WASTEWATER AT ALL NOW

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	11/16/2006 10:20:39 AM	Vmusic			Active
Priority Date	11/16/2006 10:23:47 AM	Vmusic			Active
POD	11/16/2006 10:24:33 AM	Vmusic			Active
Source	11/16/2006 10:48:50 AM	Vmusic			Active
POU	11/16/2006 10:49:16 AM	Vmusic			Active
Use	11/16/2006 10:50:34 AM	Vmusic			Active
Season	11/16/2006 10:51:11 AM	Vmusic			Active
Quantity	11/16/2006 10:51:51 AM	Vmusic			Active
Summary			11/16/2006	Vmusic	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	11/13/2006 2:13:31 PM	cfritsch	Bulk Copy
General	11/16/2006 10:23:27 AM	Vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (No) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	11/16/2006 10:24:13 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?

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AUG 16 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2135A V1

Source	11/16/2006 10:48:26 AM	Vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (No) 5. Can the claimed source be verified using the water right file? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
POU	11/16/2006 10:48:52 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	11/16/2006 10:50:10 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	11/16/2006 10:50:47 AM	Vmusic	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Contacts	11/16/2006 10:20:19 AM	Vmusic	(No) 1. Do you want to schedule an appointment?

Comment for 1: DESKTOP REVIEW

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2135A V1

Quantity	11/16/2006 10:51:27 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	11/16/2006 10:53:20 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	11/16/2006 10:49:51 AM	Vmusic	Updated shape for Active POU
POD	11/16/2006 10:47:45 AM	Vmusic	Updated shape

Water Supply Bank:

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AUG 06

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-2135A

11/16/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
67-10414	Claim	16N	01W	14	NE	NW		GROUND WATER	CITY OF COUNCIL
67-4302	Claim	16N	01W	14	NE	NW		SPRING SINKS	CARLOS L WEED
67-10437	Claim	16N	01W	14	NE	NW		SPRING SINKS	ELLA E WEED
67-13672	Claim	16N	01W	14	NE	NW		SPRINGS	
67-13859	Claim	16N	01W	14	NE	NW		SPRINGS	
67-2157	Claim	16N	01W	14	NE	NW		SPRINGS SINKS	ELLA E WEED
67-2135	Claim	16N	01W	14	NE	NW		UNNAMED STREAM COTTONWOOD CREEK	GEORGE W LEWIS
67-2135A	Claim	16N	01W	14	NE	NW		UNNAMED STREAM COTTONWOOD CREEK	LORRAINE MILLER
67-4302	Water Right	16N	01W	14	NE	NW		SPRING SINKS	CARLOS L WEED
67-2157	Water Right	16N	01W	14	NE	NW		SPRINGS	CARLOS L WEED
67-2135	Water Right	16N	01W	14	NE	NW		UNNAMED STREAM COTTONWOOD CREEK	GEORGE W LEWIS

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-2135A

11/16/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2135A	Claim	16N	01W	14	NW	NW		IRRIGATION	1/	LORRAINE MILLER
4099	Claim	16N	01W	14	NW	NW		IRRIGATION	2.5/611.6	SORENSEN RINEHART DITCH CO
11487	Claim	16N	01W	14	NW	NW		IRRIGATION	0.3/736.2	SORENSEN RINEHART DITCH CO
14764	Claim	16N	01W	14	NW	NW		IRRIGATION	1/	RONALD D WILSON
2135	Water Right	16N	01W	14	NW	NW		IRRIGATION	5/5	GEORGE W LEWIS

SCANNED
AUG 06 2012

67-2135 needs to be split

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-2135

WATER RIGHT NUMBER: 67-2135 A.

Owner Type Name and Address
Original Owner GEORGE W LEWIS

COUNCIL, ID
Current Owner LORRAINE MILLER
PO BOX 224
COUNCIL, ID 83612
(208)253-4808
Current Owner EVERT JACK MILLER
PO BOX 224
COUNCIL, ID 83612
(208)253-4808

Priority Date: 05/23/1928
Basis: License
Status: Active

1/22? 5/29/1922 - licensed - recommended as licensed -
claimant made up?

Source Tributary
UNNAMED STREAM waste water COTTONWOOD CREEK Weiser R.

Beneficial Use From To Diversion Rate Annual Volume
IRRIGATION 03/15 to 11/15 0.200 CFS .02

Total Diversion: 0.100 CFS .02

Location of Point(s) of Diversion
UNNAMED STREAM NE1/4NW1/4 Sec. 14, Twp 16N, Rge 01W, B.M.
ADAMS County

I have no idea where PDD is.

Place of Use
IRRIGATION Within ADAMS County

T16N R01W S14 NWNW 10 .7

Total Acres: 1

lot is 1/4 acre - removed roads, etc & rec .7 acs -
no change in quantity.

Conditions of Approval:

1. PORTION OF 67-2135

Remarks:

Comments:

claimed entire licensed a (et. 1 cfs for 5 acres) for 1 ac irrigation

SCANNED

AUG 06 2012

License and Certificate of Water Right

Water License No. 15618

Amount 0.1200 ft

THIS IS TO CERTIFY that George W. Lewis,
of Council, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 29, 19 22; that Permit No. 15618
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.1 second feet, was issued thereunder on August 17, 19 22, showing that said works
were completed on the 9th day of August, 19 22; and that on the 17th
day of October, 19 22.

George W. Lewis

of Council , State of Idaho , made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of an unnamed stream , a tributary of Cottonwood Creek: , for the purpose of irrigation and domestic use , under Use Permit No. 15518 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3185 , on the 26th day of August , 1924 ;

The right hereby confirmed dates from May 29, 1922 :

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 14, Tp. 16 N., R. 1 W., B. M.
County of Adams

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.1 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 N.	1 W.	14	NE $\frac{1}{4}$ SE $\frac{1}{4}$	5	5

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho,

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
 1924 26th day of August, 1924

~~CONFIDENTIAL~~
Commissioner of Reclamation.

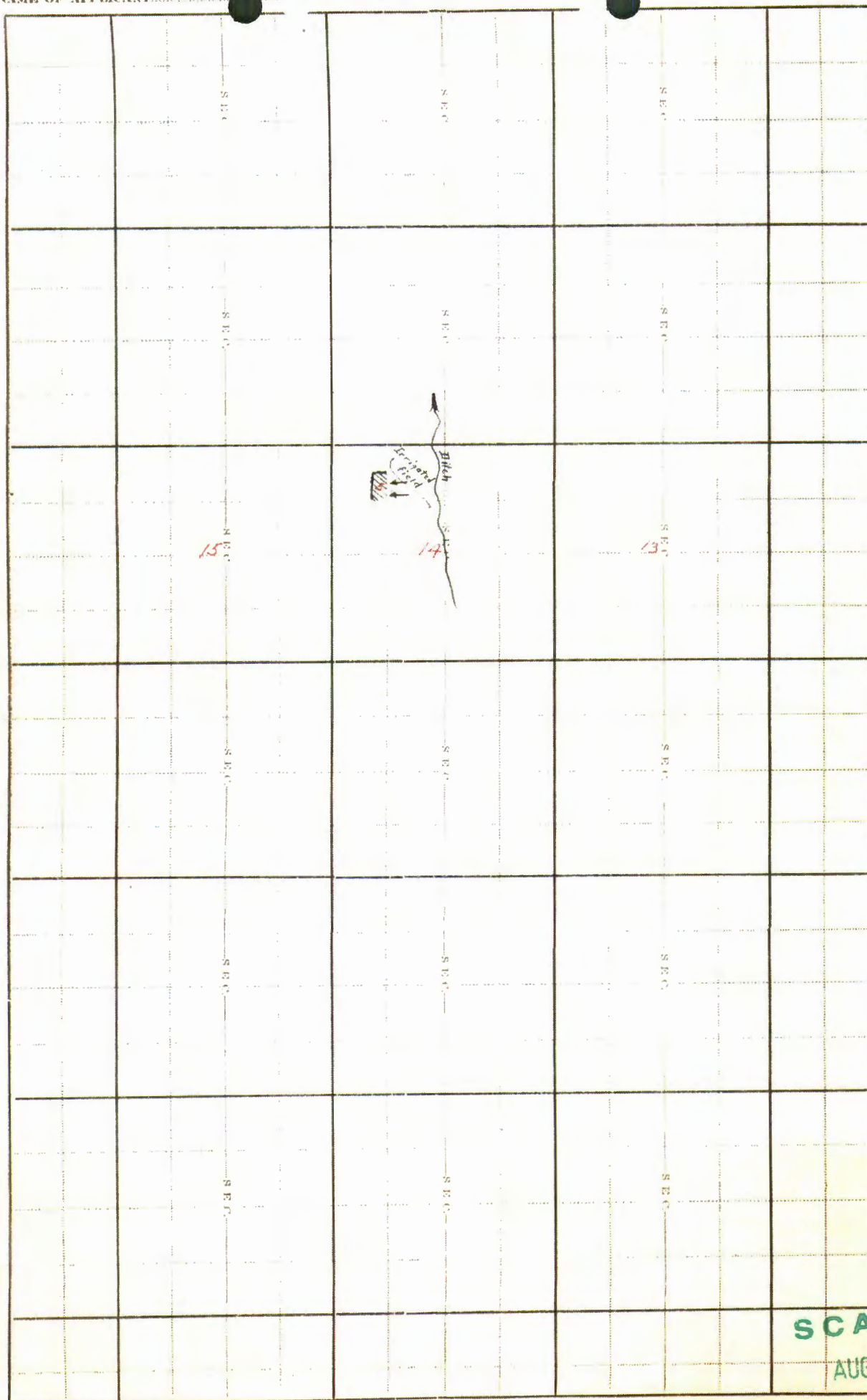
APPLICATION FOR PERMIT **67-2135** TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 22035
Permit No. 15518
District No. 419K

1. Name of Applicant: **George W. Lewis,**
Postoffice address: **Council,** County: **Adams,** State: **Idaho.**
 - I. If applicant is a corporation, give:
 - (a) Date and place of incorporation:
 - (b) Amount of capital stock:
 - (c) Amount paid in:
 - (d) Names and addresses of directors:
 - II. The financial resources of the applicant are:
 - (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:
2. Quantity of water claimed: **1/10** cubic feet per second.
3. Source of water supply: **waste water** which is a tributary of **Cottonwood & East Fork**
4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the **NE $\frac{1}{4}$** of the **NW $\frac{1}{4}$**
of Section **14** , T. **16 N.**, R. **1 W.** , B. M., County of **Adams.**
5. Water is to be used for: **irrigation and domestic purposes.**
6. If for mining, milling, power or manufacturing purposes, give:
 - (a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.
 - (b) Amount of power generated: H. P., under feet head.
 - (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.
7. Estimated cost of works: \$
8. Kind of works: **No works are necessary as the water already flows over the land.**
9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam
10. Size of headgate: width feet; height feet
11. Ditch: Width at bottom feet; width at water line feet; depth of water
feet; dimensions of flume
Diameter of pipe inches; length of conduit miles.
Average grade per mile feet
12. The time required for the completion of such work is **6 months** years.
13. The time required for the complete application of the water to the proposed use is ---- additional years.
14. The land to be irrigated is described in the following tabulation: **See Remarks.**

SCANNED
AUG 06 2012

(9/24/23)



SCALE: 2 INCHES EQUALS 1 MILE. DRAW PLAN IN INK.

15518

SCANNED
AUG 06 2012

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

George W. Lewis. Applicant.

By Agent.

Date of first receipt at Department of Reclamation. 9 A. M. May 24, 1922.

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 15518
 Recorded in Book ~~54-52~~ Page 15518 Approved May 29, 1922.
 This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
 Bond in the sum of \$ to be filed on or before
 Work to begin on or before July 28, 1922 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
 One-fifth of the work above specified to be completed on or before August 29, 1922.
 The whole of said work to be completed on or before November 29, 1922.
 Beneficial use of water appropriated in accordance herewith, to be made on or before November 29, 1922.

Witness my hand this 29th day of May, 1922.

W. G. SWENDSEN.
 Commissioner of Reclamation.

Remarks:

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16 N.	1 W.	14					5												5
							Total Number of Acres to be irrigated												5
							----- x -----												
Proof of Completion of Works was made August 9th, 1922																			
Certificate of Completion of works was issued August 17th, 1922																			
Permit No. 15518																			
CERTIFICATE OF COMPLETION OF WORKS																			
To All Whom It May Concern:																			
This is to certify that George W. Lewis of Council, County of Adams, and State of Idaho, the holder of permit No. 15518, issued upon Application No. 22035 bearing date of priority of May 24 authorizing the diversion of 0.1 second feet of waste water, County of Adams, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.1 second feet of waste waters, that the point of diversion of said waters is in the NE¼ of the NW¼ of Sec. 14, T. 16 N., R. 1 W. B. M., County of Adams, and that the lands proposed to be irrigated are described as follows, to-wit: 5 acres of land in NW¼ NW¼ Sec. 14, Tp 16 N, R 1 W.																			
Witness my hand this 17th day of August, A. D., 1922.																			
W. G. SWENDSEN Commissioner of Reclamation																			
BK 5-69. 3185																			
SCANNED AUG 06 201																			

BK 5 - Pg. 3185

SCANNED
 AUG 06 2012

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

George W. Lewis. Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation. 9 A. M. May 24, 1922.

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 15518
Recorded in Book ~~5433~~ Page 15518 Approved May 29, 1922.
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho,
and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ _____ to be filed on or before _____
Work to begin on or before July 28, 1922 and to continue diligently and uninterruptedly to completion,
unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before August 29, 1922.
The whole of said work to be completed on or before November 29, 1922.
Beneficial use of water appropriated in accordance herewith, to be made on or before November 29, 1922.

Witness my hand this 29th day of May, 1922.

W. G. SWENDSEN.
Commissioner of Reclamation.

Remarks:

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16 N.	1 W.	14					5												
			Total Number of Acres to be irrigated																
			----- x -----																
Proof of Completion of Works was made August 9th, 1922																			
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Permit No. 15518																			
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This is to certify that George W. Lewis of Council, County of Adams, and State of Idaho, the holder of permit No. 15518, issued upon Application No. 22035 bearing date of priority of May 24 authorizing the diversion of 0.1 second feet of waste water, County of Adams, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.1 second feet of waste waters, that the point of diversion of said waters is in the NE¼ of the Sec. 14, T. 16 N., R. 1 W. B. M., County of Adams, and that the lands proposed to be irrigated are described as follows, to-wit: 5 acres of land in NW¼ NW¼ Sec. 14, Tp 16 N., R 1 W.																			
Witness my hand this 17th day of August, A. D., 1922.																			
W. G. SWENDSEN Commissioner of Reclamation																			

6.1
BK 5- Pg. 3185

SCANNED
AUG 06 2012

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 41-K

1. State name of applicant and number of permit: George W. Lewis - Permit No. 15518
2. State source of water supply: Unnamed stream (Takes water from Cottonwood & East Fork ditches.
3. Location of point of diversion: NW 1/4 Sec. 14, T. 16 N., R. 1 W., B.M.

4. Describe works as they exist, giving dimensions and capacities of same: Plow furrows are used to distribute water over 5 acres used for hay + pasture

5. State whether or not water has been turned into works of diversion: yes

6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): 5 acres in the NW 1/4 Sec. 14, Twp. 16 N., R. 1 W., B.M.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system?

9. Give names and amount of each right:

10. What large stream would the water here appropriated finally reach? none

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks: This is water that would be lost if not used as above

This examination was made on the 24th day of Sept. 1923

(Signed)

Fred L. Johnson

Examiner.

OVER

SCANNED

AUG 06 2012

15518

PERMIT NO. 15518**Proof of Application of Water to Beneficial Use****Deposition of Holder**

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. George W. Lewis, 66, Council, Idaho, farmer, Council, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit 15518, May, 29, 1922, May 24, 1922.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. The East Fork and Cottonwood Creeks, and the water applied for is waste water from the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Twp. 16, N. R. 1Ques. 5. ^{W. B. M.} Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.Ans. No ditch is necessary to convey the water to the land as the ground slopes from the above mentioned land directly onto the land being irrigated. Some small ditches for distributing the water over the land, are all the works necessary.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivate or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. 5 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Twp. 16 N. R. 1. W. B. M.The ground has all been broken and seeded to timothy meadow.and is now producing about 2 tons of hay to the acre.

Ques. 7. If for other than for irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the specified above?

Ans. About 1/10 cubic feet per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

SCANNED

15518

AUG 06 2012

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. For the past three or four years, I have been making use of s uch waste water as comes down, to irrigate the land described in this proof.

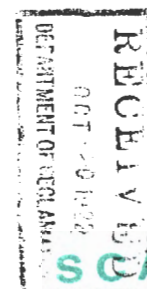
Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to benefical use upon the lands herein described. Give full particulars regarding such other appropriations and right claimed thereunder.

Ans. None.

(Sign) George E. Lewis

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me ,at my office in Council County of Adams State of Idaho, on this 17th day of Oct. A. D. 1922

Matilda M. Mox
Clerk, Dist. Court,
7th Judicial Dist.
in and for Adams County, Idaho.



SCANNED

AUG-06-2012

Permit No. 15518

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Ques. 1. State your name, age, residence, occupation and postoffice address,

Ans. Dale J. Donnelley, 46, Council, grain merchant, Council,
IdahoQues. 2. Are you acquainted with Gap. W. Lewis, the
holder of Permit No. 15518? How long have you known him and where does he reside?

Ans. Yes, ten years at Council, Idaho

Ques. 3. Have you read or heard read said Permit No. 15518, and are you familiar with
its provisions and conditions?

Ans. Yes to both questions

Ques. 4. State source of water supply, place of diversion, and describe works for convey-
ing water from point of diversion to place of use.Ans. East Fork and Cottonwood Ditches, and the water is waste
water from Southwest quarter of Southwest quarter Sec. 11, Twp 16
N, R. 1 W. B. EQues. 5. How many second feet of water do you estimate said works will safely conduct
to place of use, and how much water have you seen being so conveyed?

Ans. Sufficient to flood said land

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give
each subdivision in which water has been used and number of acres irrigated in each sub-
division.) State whether cultivated or natural meadow land and the nature of all improve-
ments which have been made as a direct result of said use.Ans. 5 acres in E. W. 1/4 of N. W. 1/4, Sec. 14, Twp. 16, R. 1 W.
B. E. Timothy meadowQues. 7. If for power or other purposes than irrigation, state how water has been ap-
plied and to what extent.

Ans.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give
your estimate of the amount of water required for its profitable cultivation.Ans. ~~Semi-arid~~ Semi-arid, and requires about an inch to the acre
or 1/10 cubic feet per second

SCANNED

AUG 06 2012

15518

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. ~~I have seen the land before the water was applied to it~~
~~and know that no crop could be raised without the water, and~~
~~have seen the hay harvested from it since it has been under the~~
~~water.~~

(Sign) *John J. Stansbury*

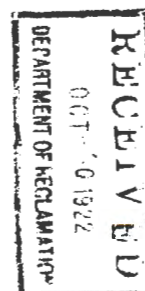
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Council, County of Adams, State of Idaho, on this 17th day of Oct. A. D. 19 22.

Matilda M. Mace

Notary Public

My commission expires _____

Clerk, Dist. Court,
7th Judicial District.
in and for Adams Co.



SCANNED

AUG 06 2012

Permit No. 15513

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

Ques. 1. State your name, age, residence, occupation and postoffice address,

Ans. R. C. Watt, 64, Council, teacher-farmer, Council, Idaho.

Ques. 2. Are you acquainted with Geo. W. Lewis, the holder of Permit No. 15513? How long have you known him and where does he reside?

Ans. Yes, 14 years, Council, Idaho

Ques. 3. Have you read or heard read said Permit No. 15513, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Waste water from ditches from East Fork and Cottonwood Creeks, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 11, Twp 16 N. R. 1 W. and the water runs directly onto the land to be irrigated. The only works necessary are some small ditches for the distribution of the water.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1/10 ~~xx~~ cubic feet per second

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. 5 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, Twp. 16 N. R. 1 W. B. M. Timothy meadows, and the land was of no value except as it is irrigated. The land has all been seeded and now raises from 1 $\frac{1}{2}$ to 2 tons of hay per acre.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Semi-arid, and will require about the amount named in the permit, 1/10 cubic feet per second

SCANNED