

08/10/2006

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

RIGHT NUMBER: 75-14127

NAME AND ADDRESS: LINDA A MILLER
3020 W 4650 S
ROY UT 84067

JEFFERY R MILLER
3020 W 4650 S
ROY UT 84067

SOURCE: LAKE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 11/14/1961

POINT OF DIVERSION:

T19N R21E S2 SENENE Lot 1 Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.080 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T20N R21E S36 Lot 4 SENW 2.60

2.6 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 75-13993

07/13/2006

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

RIGHT NUMBER: 75-14127

NAME AND ADDRESS: LINDA A MILLER
3020 W 4650 S
ROY UT 84067

JEFFERY R MILLER
3020 W 4650 S
ROY UT 84067

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

Forfeited/abandoned due to non-use from 1990 to present.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 75-13993

Forfeited/abandoned: Abandoned due to non-use from 1990 to present

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO.:

75-14127

T20N R21E Sec 36

T19N R21E Sec 2

LEGEND

⊙ Point(s) of Diversion

□ Place(s) of Use

Lot Numbers

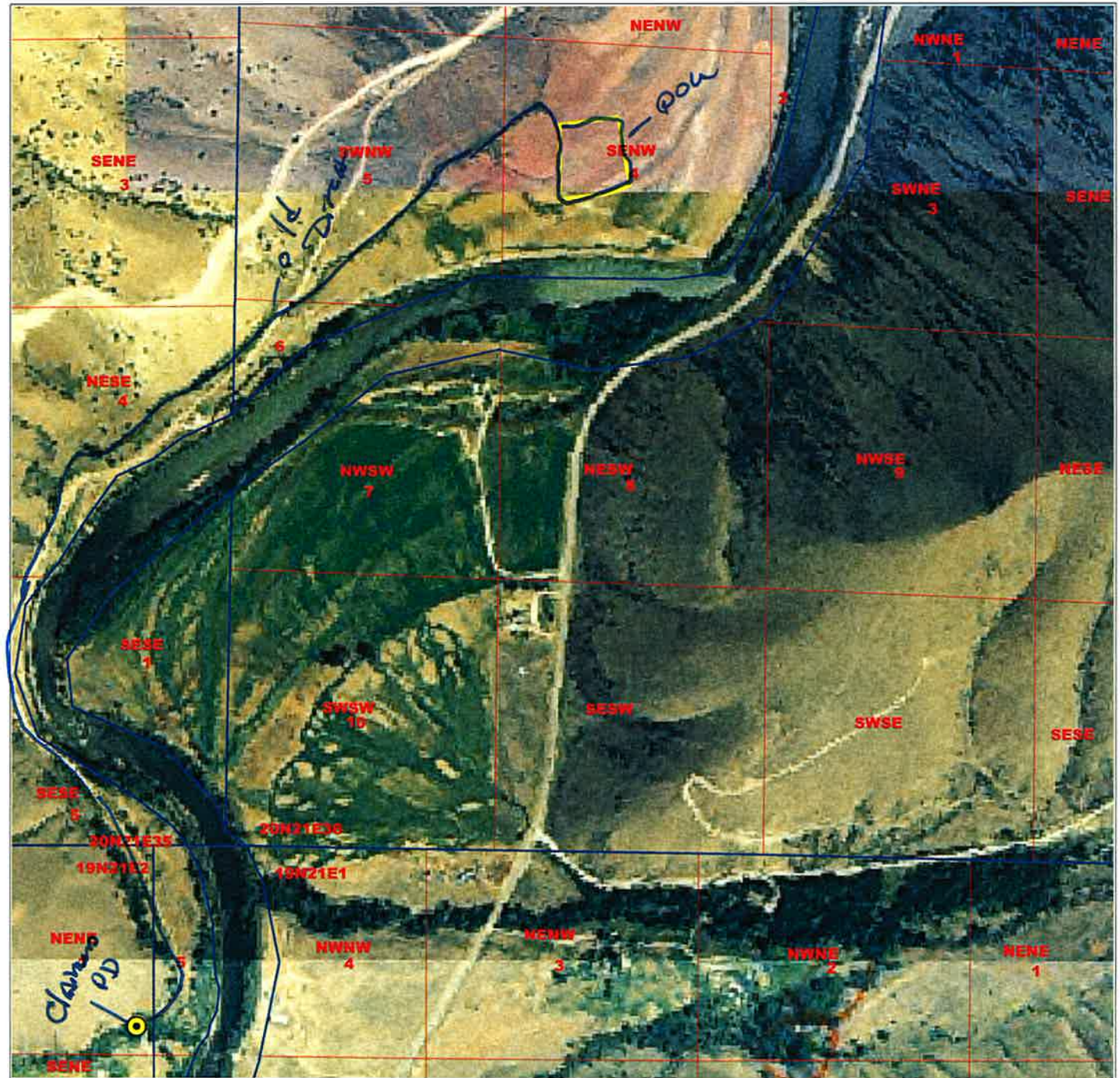
□ Quarter Quarter Lines

□ Section Lines

IMAGE 1993 True Color



Prepared By: Danielle Favreau
May11, 2005



0.1 0 0.1 0.2 0.3 0.4 0.5 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO.:

75-14127

T20N R21E Sec 36

T19N R21E Sec 2

LEGEND

⊙ Point(s) of Diversion

□ Place(s) of Use

Lot Numbers

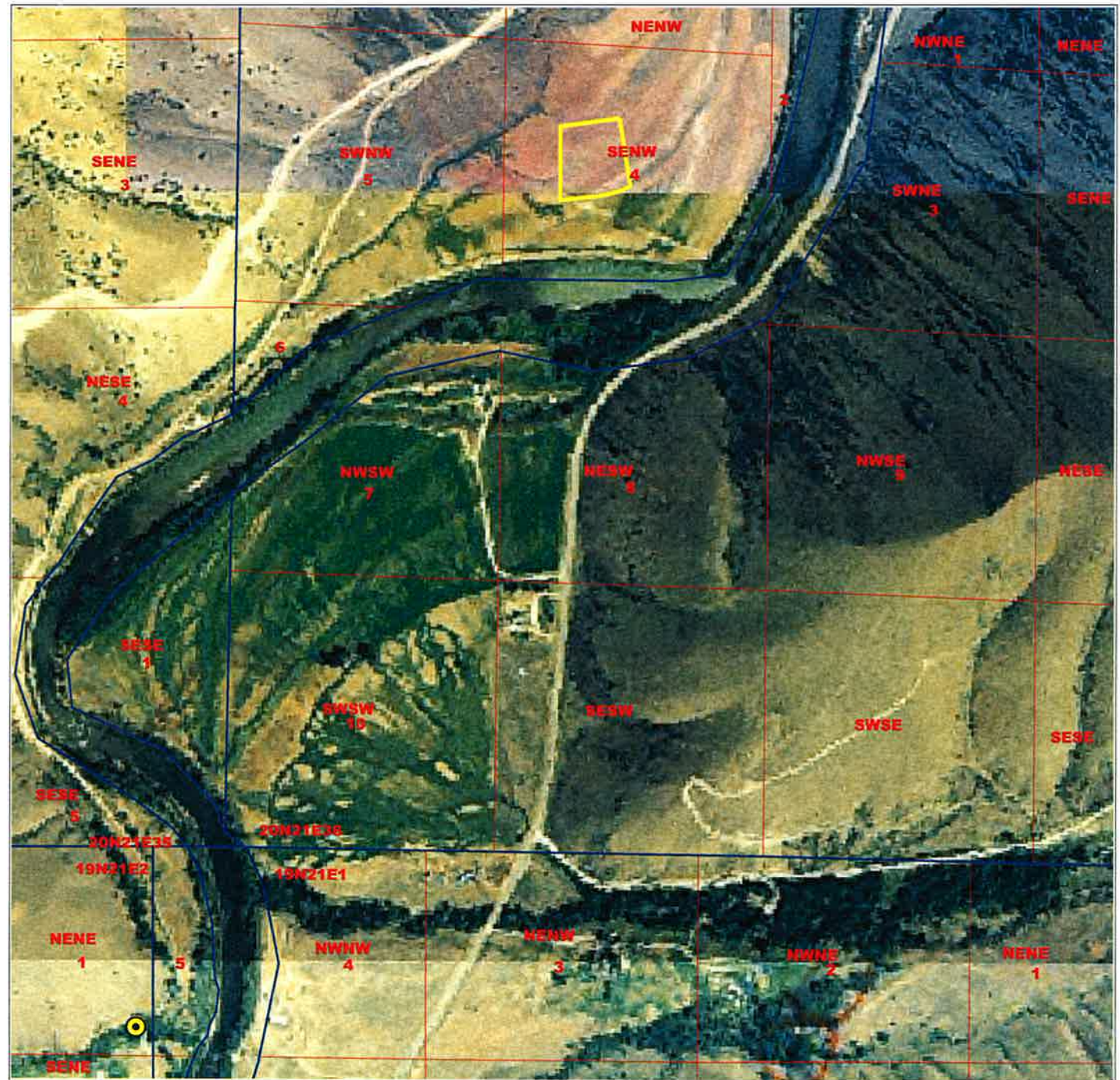
□ Quarter Quarter Lines

□ Section Lines

IMAGE 1993 True Color



Prepared By: Danielle Favreau
May11, 2005



0.1 0 0.1 0.2 0.3 0.4 0.5 Miles

Pedigree Search (History of Water Right Number splits)

Parent Right 0.02 cfs/aere
3.0 AF/aere

Adjudication Pedigree for 75-2149

-- Water Right Number / Status /Reason for split

--75-2149 /Parent /Ownership Change 78.7A 1.56 cfs 237 AF

--75-2149A /Parent /Ownership Change 74.7 1.48

--75-2149C /See Remarks /Combined

--75-2149E /Parent /Ownership Change

--75-2149F /Parent /Ownership Change

--75-13992 /Active /Ownership Change 5.1A .17

--75-13993 /PARENT /Ownership Change

--75-14126 /Active /Ownership Change 30 .6

--75-14127 /Active /Ownership Change 138 .052

--75-2149G /Active /Ownership Change 6.9 .22

--75-2149D /Parent /Combined

--75-2149E /Parent /Ownership Change

--75-2149F /Parent /Ownership Change

--75-13992 /Active /Ownership Change

--75-13993 /PARENT /Ownership Change

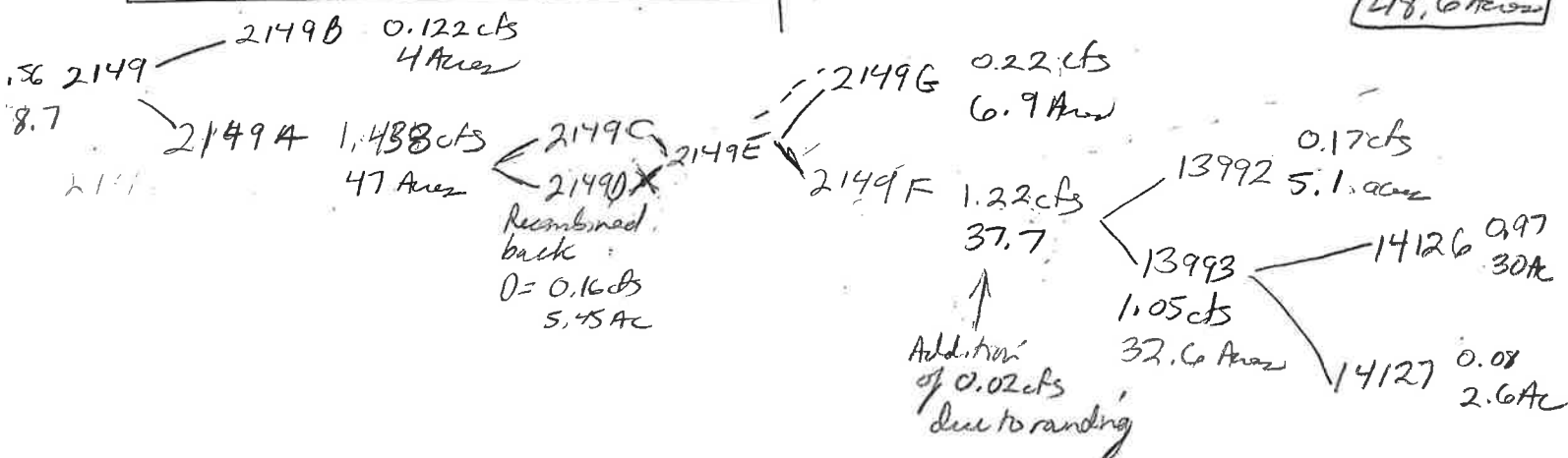
--75-14126 /Active /Ownership Change

--75-14127 /Active /Ownership Change

--75-2149G /Active /Ownership Change

--75-2149B /Active /Ownership Change 4.0 .122

Water Right Pedigree for 75-2149

Split/Overlap Analysis – Water Right No. 2149[illegible]

Right No.	Rate of Diversion	Irrigated acres	Rec. Diversion (cfs)
2149	1.56		
2149B	0.122		
21496	0.22		
13992	0.17		
14126	0.97		
14127	0.08		
	<u>1.562</u>		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 75-14127

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☒ No Change ADDRESS
☐ NEW ADDRESS: _____
2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☐ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: See remarks

4. ☐ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:
GPS Site Tag No.: _____

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

See remarks

6. ☐ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☐ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☐ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☐ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

diversion from Lake Creek has been removed, ditch has
been filled in several places. Lano also has claim from
Salmon River

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

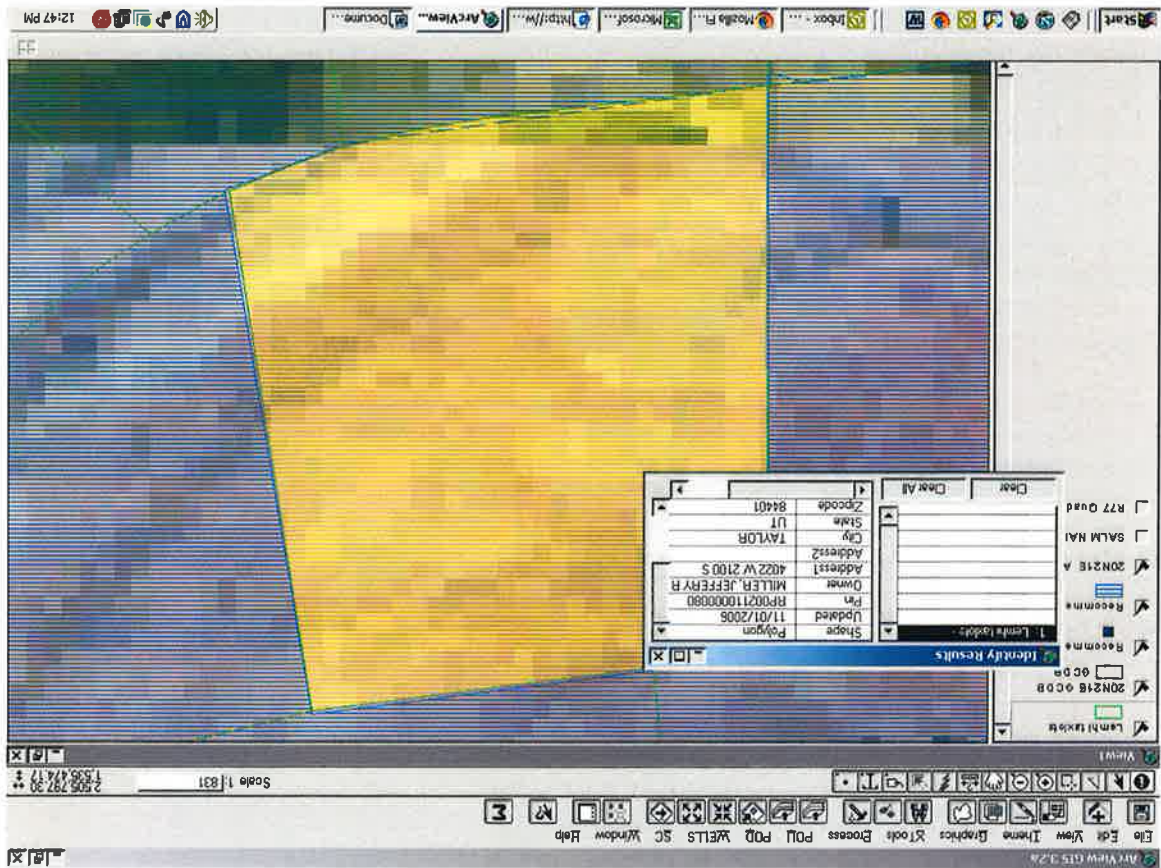
DATE EXAM CONDUCTED: 6-2-06

FIELD EXAMINER: Bob Foster

Print Name

Bob Foster

Signature





State of Idaho

DEPARTMENT OF WATER RESOURCES

7600 Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

NORTHERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

March 16, 2007

SCANNED
MAR 16 2007

Jeffery R. Miller
4022 W. 2100 S
Taylor, UT 84401

Re: 75-14127 and 75-14129

Dear Jeffery:

This packet was mailed to Roy, Utah and was returned to our office. The county records show that this is your address. In order for you to receive future correspondence you need to file the enclosed change of address form and return it to this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth Knoblock', written over a horizontal line.

Kenneth Knoblock
Water Rights Supervisor



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 17, 2003

JEFFERY & LINDA MILLER
3020 W 4650 S
ROY UT 84067

RE: CHANGE IN OWNERSHIP FOR 75-13993 & 75-13995

Dear Mr. & Mrs. Miller:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

75-13993 split into:

75-14126, 30 acres, 0.97 cfs, Adams

75-14127, 2.6 acres, .08 cfs, Miller

75-13995 split into:

75-14128, 30 acres, 0.62 cfs, Adams

75-14129, 2.6 acres, .05 cfs, Miller

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree

Technical Records Specialist

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

RECEIVED

OCT 14 2003

Department of Water Resources
Eastern Region

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
	75-13993				
	75-13995				

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) Darty Cathlene Adams
4364 Bonita Rd, #314
Bonita CA 91902
4. New Owner/Claimant(s) JEFFERY R. AND LINDA A. MILLER
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 3020 W. 4650 S.
- City, State and ZIP Code Roy UT 84067
- New Telephone Number (801)--777-4643
5. Date you acquired the property 9/23/2003

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	AI Date _____	WR _____ Date _____

Warranty Deed

For Value Received

DARTY CATHELENE ADAMS, a single person,

the grantor, do hereby grant, bargain, sell and convey unto

JEFFERY R. MILLER AND LINDA A. MILLER,
husband and wife,

whose current address is

3020 W. 4650 S.
Roy UT 84067

the grantee S, the following described premises, in Lemhi

County Idaho, to wit:

Lot 8 of Ponderosa Estates, as per official plat recorded
January 7, 2000 under Instrument No. 243128, in Book 7 of
Plats at Page No. 9, records of Lemhi County, Id

The above conveyance is made free and clear of all other encumbrances except:
Rights of way and easements, reservation in Federal patents and state deeds,
or other restrictions imposed by law, building and use restrictions of
records, building and zoning regulations and ordinances of any governmental
unit whether of sight or of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S, their
heirs and assigns forever. And the said Grantor do hereby covenant to and with the said
Grantees, that she is the owner in fee simple of said premises; that they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: September 18 2003

Darty Cathlene Adams

DARTY CATHELENE ADAMS
CALIFORNIA ACKNOWLEDGMENT

PLEASE SEE ATTACHED
CALIFORNIA ACKNOWLEDGMENT

CALIFORNIA
STATE OF CALIFORNIA, COUNTY OF SAN DIEGO
On this 9/17/03 day of Sept 2003
before me, a notary public in and for said State, personally appeared

DARTY CATHELENE ADAMS

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
she executed the same

PLEASE SEE ATTACHED

ACKNOWLEDGMENT

Notary Public
Residing at Bonita, CA
Comm. Expires 4-23-2004
CALIF XXXX

256064

State of Idaho
County of Lemhi) SS No.

This instrument was filed for record at the request
of Alliance Title

at 2:00 o'clock PM 9-23 2003

and duly filed and indexed in the records of Lemhi
County Terri J. Moulton

Ex-Officio Recorder

By *Terri J. Moulton* Deputy

Fee 6.00

Return to 6.1

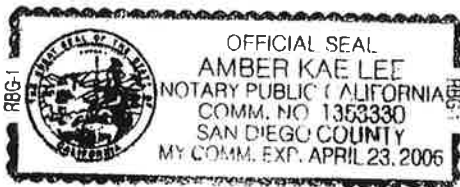
ALLIANCE

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of San Diego } ss.On 9.17.03, before me, Amber Kae Lee, notary public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")personally appeared Darcy Cathleen Adams
Name(s) of Signer(s)

☒ personally known to me
☒ proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Place Notary Seal Above

Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: warranty deedDocument Date: 9/18/03 Number of Pages: 1Signer(s) Other Than Named Above: n/a

Capacity(ies) Claimed by Signer

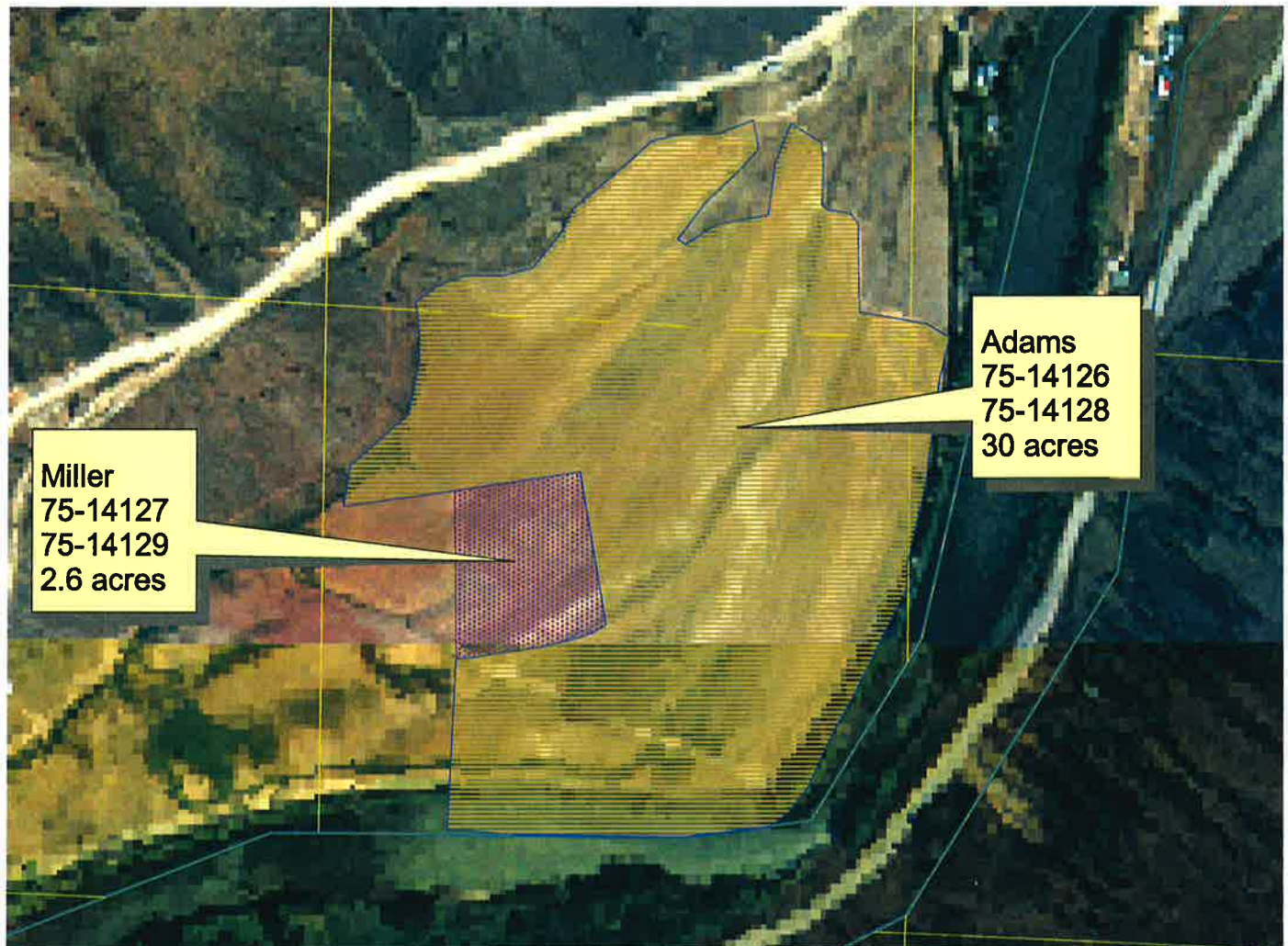
Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

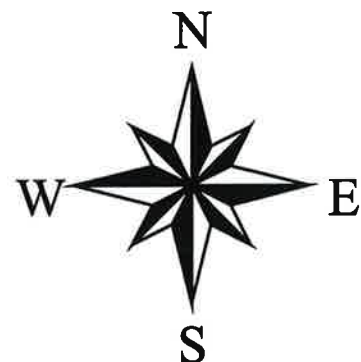
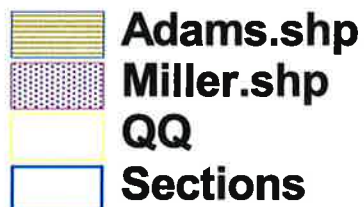
Signer Is Representing: _____

**RIGHT THUMBPRINT
OF SIGNER**
Top of thumb here

Splits of 75-13993 & 75-13995



0.07 0 0.07 0.14 Miles



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 75-14127
Date Received: 10/17/2003
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

LINDA A MILLER Phone: (801)777-4643
3020 W 4650 S
ROY UT USA 84067

JEFFERY R MILLER Phone: (801)777-4643
3020 W 4650 S
ROY UT USA 84067

2. Date of Priority: 11/14/1961

3. Source: LAKE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
19N	21E	2	SE NE NE 1	LEMHI	

5. Description of diverting works:

DITCH, CEMENT PIPELINE, WOODEN HEADGATE, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.08	

7. Total Quantity Appropriated is:
0.08 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
----------	-------	---------	----------------	-----	-------

A7514127



20N

21E 36

SE NW 4

IRRIGATION

2.6

Section Acres

2.6

Total Acres

2.6

11. Place of use in counties: LEMHI

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 75-13993

15. Basis of Claim: License