

12/11/2006

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

RIGHT NUMBER: 75-14182

NAME AND ADDRESS: HENRY V MILLER
PO BOX 295
NORTH FORK ID 83466

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 09/12/2002

POINT OF DIVERSION:

T24N R19E S22 SESWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER in LEMHI County

T24N R19E S22	SESW	T24N R19E S22	SWSE
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DOMESTIC in LEMHI County

T24N R19E S22	SESW	T24N R19E S22	SWSE
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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.

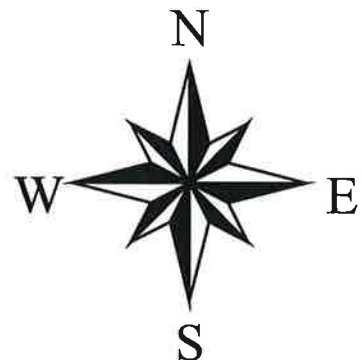
The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

75-14182



-  Lemhi taxlots
-  GCDB24N19E GCDB
-  Recommendation POD
-  Application POD
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp



NOVEMBER 1, 2006

NOTE TO THE FILE:

THE CLAIM STATES THE POINT OF DIVERSION IS FROM A WELL LOCATED IN THE SWSE OF SEC. 22, T24N, R19E. THE WELL DRILLER'S REPORT STATES THE WELL FOR HENRY MILLER WAS CONSTRUCTED IN THE NENW OF SEC 22, T24N, R19E. THE LEMHI COUNTY TAX LOT INFORMATION SHOWS HENRY MILLER'S PROPERTY IS LOCATED IN THE SESW AND SWSE OF SEC. 15, T24N, R19E.

THE CLAIM ALSO STATED HENRY MILLER'S PROPERTY OR PLACE OF USE WAS LOCATED IN THE SESW OF SEC. 22, T24N, R19E., WHICH IS CONTRARY TO THE COUNTY TAX LOT RECORDS.

THIS EXAMINER BELIEVES THERE WERE NUMERIOUS MISTAKES IN PROPERLY IDENTIFYING WHERE THE POD AND POU WERE LOCATED BY THE CLAIMANT.

THE POD AND POU WERE IDENTIFIED AND PLACED IN ACCORDANCE WITH CURRENT LEMHI COUNTY TAX LOT RECORDS AND AERIAL PHOTOGRAPHS WITHIN IDWR'S ARCVIEW PROGRAM.



KEITH E. FRANKLIN
SENIOR WATER RESOURCES AGENT

*connected
ArcView had an
error.*



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 11, 2006

Henry V. Miller
PO Box 295
North Fork, Idaho 83466

Re: Claim 75-14182

Dear Mr. Miller:

Enclosed is a new map and a preliminary recommendation reflecting the comments you made on the Notice of Error Reply. Please contact me if the changes are incorrect.

Sincerely,

Keith E. Franklin
Water Resources Agent

Encl/kf

11/20/2006

**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: 12/13/2006

Water right number: 75-14182

HENRY V MILLER

PO BOX 295

NORTH FORK ID 83466

Telephone Number: (208)394-2219

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

*Property should be in Sect 22 of T24N, R19E not Sect 15
Please send copy of map.*

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

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

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

DATE: 12/6/06

SIGNATURE: Henry Miller

Please print your name: _____

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

RECEIVED
FEB 25 2005
DEPARTMENT OF
WATER RESOURCES

CIVIL CASE NUMBER: 39576

Identification No. 75-14182Date Received 2-25-05Receipt Number CD76919

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

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.

Filing Fee \$25

Please type or print clearly.

1. Name of Claimant (s) HENRY V MILLER Phone (208) 394-2219Mailing Address PO Box 295 NORTH FORK ID Zip 834662. Date of Priority (Only one per claim) SEPT 12, 2002 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township T 24 N Range R 19 ESection 22 SE 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, BM.,County of LEMHIAdditional points of diversion if any: NONE

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. DOMESTIC WELL 72 FT.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For DOMESTIC purposes from JAN 1 to DEC 31 amount .04 (cfs)For STOCK WATER purposes from JAN 1 to DEC 31 amount .02 (Both dates are inclusive)7. Total quantity claimed .06 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 HOME, 1 BARN, 2 HORSES

SCANNED

MAR - 2 2005

10. Place of use is: Township: 1, 24 N Range 12 19 E
Section 22, SE 1/4 of SW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
☒ None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) Henry V Miller Date 2/10/05
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____
Organization _____, that I have signed the foregoing
document in the space below as _____ of _____
Title _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

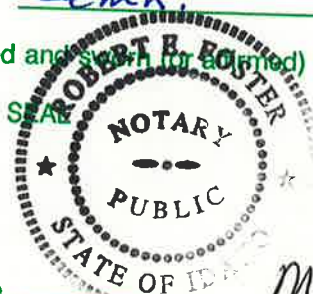
Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Lemhi) SS.

Subscribed and sworn to (for signed) before me this 10th day of Feb. 10/2005



Notary Public Robert E. Foster

Residing at Salmon Id

My Commission Expires 02-16-07

Last Name Miller Ident No. 75-14182

Copies: White-State, Yellow-Claimant

SCANNED

MAR - 2 2005