

RECEIVED

AUG 18 2022

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AUG 29 2022

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-10693	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Craig Miller & Tressa Miller
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The C T Miller Living Trust, dated January 11, 2018, and any amendments thereto
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 3006 Alberts Lane American Falls ID 83211
Mailing address City State Zip
- (208) 226-5065 windywheat17@gmail.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: January 25, 2018
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
☐ \$25 per *undivided* water right.
☐ \$100 per *split* water right.
☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Craig Miller 8-9-22
Signature of new owner/claimant Title, if applicable Date
- Craig Miller
Print name
- Signature: Tressa Miller 8-9-22
Signature of new owner/claimant Title, if applicable Date
- Tressa Miller
Print name

For IDWR Office Use Only:

Received by m. Retter Date 8-18-22 Receipt No. E048426 Receipt Amt. 25.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by dy Date 9/8/22

AFTER RECORDING, PLEASE RETURN TO:

Curry D. Andrews, Attorney at Law
ESTATE PROTECTION & PLANNING, PLLC
202 Idaho St., American Falls, ID 83211
(208) 226-5138 Office

Send Tax Statements to:

C T Miller Living Trust
3006 Alberts Lane
American Falls, ID 83211

Instrument # 212101

POWER COUNTY, IDAHO

1-25-2018 11:22:42 AM No. of Pages: 3

Recorded for : CURRY ANDREWS

SHAREE SPRAGUE

Fee: 16.00

Ex-Officio Recorder Deputy

Maureen Schelke

GRANTORS: CRAIG MILLER and TRESSA MILLER
GRANTEE: C T MILLER LIVING TRUST, DATED JANUARY 11, 2018
LEGAL DESC: S36 T8S R30E, T-177
PARCEL No.: RPD1240-04

WARRANTY DEED

THE UNDERSIGNED Grantors, Craig Miller and Tressa Miller, husband and wife, for value received and in consideration of transfer to a revocable living trust do hereby grant, bargain, sell and convey to Grantee, Craig Miller and Tressa Miller, Trustees of the C T Miller Living Trust, dated January 11, 2018, and any amendments thereto, whose address is 3006 Alberts Lane, American Falls, ID 83211, all of their interest in the following described real estate, situated in the County of Power, State of Idaho, together with all after acquired title of the grantors therein, legally described as:

See Exhibit A

With all appurtenances.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And said Grantors do hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that the premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: January 11, 2018

Craig Miller

Craig Miller, Grantor

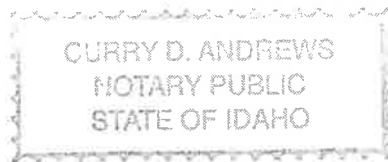
Tressa Miller

Tressa Miller, Grantor

STATE OF IDAHO)
) ss.
COUNTY OF POWER)

On this day personally appeared before me Craig Miller and Tressa Miller, husband and wife, to me known to be the individuals described herein and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 11 day of January, 2018.



A handwritten signature in dark ink, appearing to read "Curry D. Andrews", written over a horizontal line.

NOTARY PUBLIC in and for the State of IDAHO,
Residing in American Falls, Idaho.
My Commission Expires: 06/23/2021

Exhibit "A"
Legal Description
(RPD1240-04)

**Beginning at the Northeast corner of Section 36,
Township 8 South, Range 30 E.B.M.;
Thence South along the Easterly boundary of said Section 36 a distance of
1,395 feet more or less;
Thence South 500 feet;
Thence West 350 feet;
Thence North 500 feet;
Thence East 350 feet to the true point of beginning;
Containing 4.01 acres more or less, consisting of an existing home site
transferred by a family member.**

WARRANTY DEED

For Value Received **CRAIG MILLER, Husband**

the grantor, do hereby grant, bargain, sell and convey unto **CRAIG MILLER AND TRESSA MILLER, HUSBAND AND WIFE**

whose current address is **3006 ALBERTS LANE, AMERICAN FALLS, ID 83211**

the grantee, the following described premises, in POWER County Idaho, to wit:

Beginning at the Northeast corner of Section 36,
Township 8 South, Range 30 E.B.M.;
Thence South along the Easterly boundary of said Section
36 a distance of 1,395 feet more or less;
Thence South 500 Feet;
Thence West 350 feet;
Thence North 500 Feet;
Thence East 350 feet to the true point of beginning;
Containing 4.01 acres more or less, consisting of an
existing home site transferred to a family member.

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

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

Dated: 2-18-98

Craig Miller

Tressa Miller

STATE OF IDAHO, COUNTY OF Power
On this 18th day of Feb., 1998,
before me, Notary Public in and for said State, personally
appeared Craig Miller

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

Linda Annen
Notary Public
Residing at American Falls, Idaho
Comm. Expires 10.26.2000

1.69368

Instrument #	
Swr #	<u>8</u> Time <u>12:50 PM</u>
Req. of	<u>Craig Miller</u>
FEB 18 1998	
POWER COUNTY AM FALLS	
SCHNEIDER	
DEPUTY <u>12-300</u>	



ESTATE PROTECTION
& PLANNING PLLC

Curry D. Andrews
Macy M. White
Lesley N. Casner
Attorneys at Law
202 Idaho Street
American Falls, ID 83211
(208) 226-5138 Office
curryandrews@gmail.com
macymwhite.jd@gmail.com
lesleycasnerlaw@gmail.com

NOTICE OF OWNERSHIP CHANGE: REVOCABLE LIVING TRUST FUNDING
THE C T MILLER LIVING TRUST, DATED JANUARY 11, 2018, AND ANY AMENDMENTS THERETO

Details Attached to Notice of Change in Water Right Ownership Form

Water Right No.	Deed/Instrument No.	Tracing Deed	Additional Notes
29-10693	212101	169368	POWER COUNTY

Enclosures:

Check for \$25.00 (\$25 per water right);

Certificate of Trust and Trustee Affidavit (showing Trustee authority);

Print out from IDWR website – Water Map & Report (using map tool);

Instrument Nos. 212101, and 169368 (Tracing Deed).

*For questions or additional information, please contact Estate Protection & Planning, PLLC.
202 Idaho Street, American Falls, ID 83211
(208) 226-5138*

Certification of Trust for the C T Miller Living Trust dated January 11, 2018

Pursuant to Idaho Statutes, this Certification of Trust is signed by all the currently acting Trustees of the C T Miller Living Trust dated January 11, 2018, who declare:

1. The Grantors are Craig Miller and Tressa Miller. The trust is revocable by the Grantors, acting jointly and not separately.
2. The Trustees of the trust are Craig Miller and Tressa Miller. The signature of one Trustee is sufficient to exercise the powers of the Trustee.
3. The Trustee Succession provisions are set forth in Article Three of the trust.
4. The tax identification number of the trust is the Social Security number of Craig Miller.
5. Title to assets held in the trust will be titled as:

Craig Miller and Tressa Miller, Trustees of the C T Miller Living Trust
dated January 11, 2018, and any amendments thereto.
6. An alternative description will be effective to title assets in the name of the trust or to designate the trust as a beneficiary if the description includes the name of at least one initial or successor Trustee, any reference indicating that property is being held in a fiduciary capacity, and the date of the trust.
7. Excerpts from the trust document that establish the trust, designate the Trustee, and set forth the powers of the Trustee will be provided upon request. The powers of the Trustees include the power to acquire, sell, assign, convey, pledge, encumber, lease, borrow, manage, and deal with real and personal property interests.
8. The terms of the trust provide that a third party may rely upon this Certification of Trust as evidence of the existence of the trust and is specifically relieved of any obligation to inquire into the terms of this trust or the authority of my Trustee, or to see to the application that my Trustee makes of funds or other property received by my Trustee.
9. The trust has not been revoked, modified, or amended in any way that would cause the representations in this Certification of Trust to be incorrect.

January 11, 2018

Craig Miller
Craig Miller, Trustee

Tressa Miller
Tressa Miller, Trustee

STATE OF IDAHO

)

) ss.

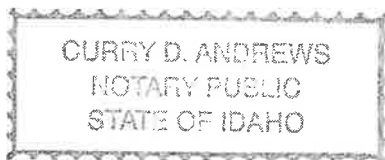
COUNTY OF POWER

)

On this day, January 11, 2018, before me personally appeared Craig Miller and Tressa Miller, as Trustees, personally known to me (or proved to me on the basis of satisfactory evidence) to be the individuals whose names are subscribed to the foregoing Certification of Trust, and acknowledged that they executed the same as their voluntary act and deed for the purposes therein contained.

Witness my hand and official seal.

[Seal]



Curry D. Andrews

Curry D. Andrews, Notary Public
202 Idaho Street
American Falls, Idaho 83211
My commission expires: 06/23/2021

Trustee's Affidavit

Craig Miller and Tressa Miller being first duly sworn upon oath, depose and say:

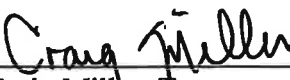
1. Affiants are the Trustees of the Revocable Living Trust named below and as such have the authority to execute this Trustee's Affidavit.
2. This Trustee's Affidavit relates to the C T Miller Living Trust, dated January 11, 2018.
3. The names of the currently serving Trustees of the above-described trust are:

Craig Miller

Tressa Miller

4. Selected provisions of the trust, including the pages naming the initial Trustees, creating the trust, stating the relevant trustee powers, stating the revocability of the trust, designating successor Trustees, as well as a copy of the signature pages, may be attached to this Trustee's Affidavit or are available upon request.
5. Under the terms of the trust, any person may rely upon this Trustee's Affidavit as evidence of the existence of the trust and is relieved of any obligation to verify that any transaction entered into by a Trustee or successor Trustee is consistent with the terms and conditions of the trust.
6. The other provisions of the trust are of a personal nature and set forth the distribution of trust property. They do not modify the powers of the Trustee.
7. The trust has not been revoked.

Dated: January 11, 2018



Craig Miller, Trustee



Tressa Miller, Trustee

STATE OF IDAHO

)

) ss.

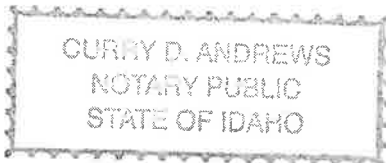
COUNTY OF POWER

)

On this day, January 11, 2018, before me personally appeared Craig Miller and Tressa Miller, as Trustees, personally known to me (or proved to me on the basis of satisfactory evidence) to be the individuals whose names are subscribed to the foregoing Trustee's Affidavit, and acknowledged that they executed the same as their voluntary act and deed for the purposes therein contained.

Witness my hand and official seal.

[Seal]



A handwritten signature in cursive script, appearing to read "Curry D. Andrews", written over a horizontal line.

Curry D. Andrews, Notary Public
202 Idaho Street
American Falls, Idaho 83211
My commission expires: 06/23/2021

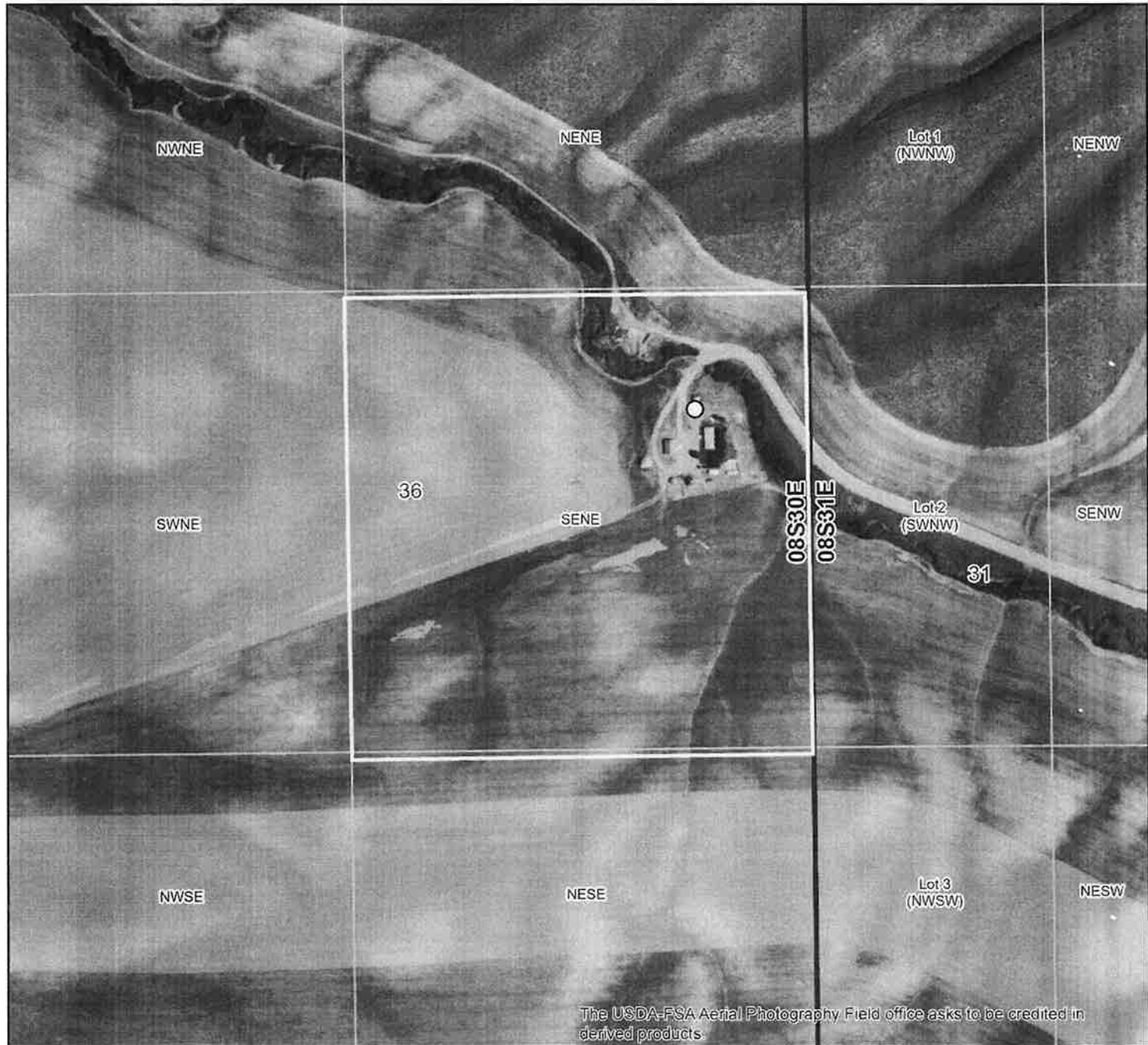
State of Idaho
Department of Water Resources

Water Right

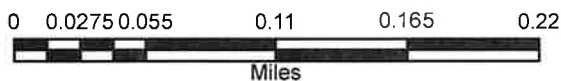
29-10693

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.



Legend

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



Water Right Report : 29-10693(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	MILLER, CRAIG	3006 ALBERTS LN	AMERICAN FALLS	ID	83211
Current Owner	MILLER, TRESSA	3006 ALBERTS LN	AMERICAN FALLS	ID	83211
Original Owner	PERMANN, MARY	405 ADAMS	AMERICAN FALLS	ID	83211

Water Right Status

Priority Date : 4/26/1907

Basis : Decreed

Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
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GROUND WATER

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	08S	30E	36	0	NE	SE	NE	POWER	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.04 CFS	
TOTAL			0.04 CFS	

Places of Use

[Printable View](#)
[Paged View](#)

Place of Use Legal Description : DOMESTIC (POWER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
08S	30E	36		SE	NE		

Conditions

Code Conditions

- N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- PARCEL NO. D 1240-00

Dates

Other Information

Licensed Date :
Decreed Date : 6/22/1998
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
IDAHO DEPARTMENT OF WATER RESOURCES
Enlargement Statute Priority Date :
Application Received Date:
Protest Deadline Date:

State or Federal : S
Water District Number : NWD
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

8/3/2022



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098

Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 9, 2022

C T MILLER LIVING TRUST
3006 ALBERTS LN
AMERICAN FLS ID 83211-5500

Re: Change in Ownership for Water Right No: 29-10693

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

Debbi Judd

Technical Records Specialist

Enclosures