

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 10 2015

RECEIVED

AUG 03 2015

Notice of Change in Water Right Ownership

DEPARTMENT OF
WATER RESOURCESDepartment of Water Resources
Eastern Region

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
262719	Yes ☐	Yes ☐		Yes ☐	Yes ☐
262718	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
74-321C	Yes ☒	Yes ☐	74-321C + 7416039	Yes ☐	Yes ☐
74-448	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Myra E Miller
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Don E Miller
New owner(s) as listed on the conveyance document
- Mailing address: 228 Meadowlark Ln City: Hamilton Name connector: ☐ and ☐ or ☐ and/or
State: MT ZIP: 59840-9147
- Telephone: 406-961-3874 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: April 25, 2005
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o 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: Don E Miller Signature of new owner/claimant Title, if applicable: _____ Date: July 30, 2015

Signature: _____ Signature of new owner/claimant Title, if applicable: _____ Date: _____

For IDWR Office Use Only:

Received by: Se Date: 8/3/15 Receipt No. E041328 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: [Signature] Date: 10-30-15

SUPPORT DATA
IN FILE # 74-321C

Warranty Deed

For Value Received MYRA E. MILLER
a single person,

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

DONALD E. MILLER
a single person,

whose current address is

c/o 168 Highway 28,
Salmon, Id 83467

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

SEE EXHIBIT "A" ATTACHED HERETO:

This is a Gift Deed.

Grantor herein reserves a life estate in and to the
property described herein.

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

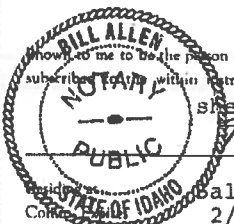
and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: April 25 2005

Myra E. Miller
MYRA E. MILLER

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this 25th day of April 2005
before me, a notary public in and for said State, personally appeared

MYRA E. MILLER



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

Notary Public
Idaho

State of Idaho)
County of Lemhi) SC No. 262718

This instrument was filed for record at the request
of Bill Allen
at 7:00 o'clock AM 29 April 2005
and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder

By [Signature] Deputy
Fee 6.00
Return to _____

Taylor Mountain Surveying
903 Waller Street
Salmon, Idaho 83467
(208) 756-8321

262718

PARCEL "B"

A parcel of land located in the NW ¼, Section 15, T. 21 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the NW Corner of said Section 15, from which the N ¼ Corner of Section 15 bears N 89°31'31" E, 2635.19 ft., the Basis Of Bearing of this description, run thence N 89°31'31" E along the northerly boundary of Section 15 a distance of 454.92 ft. to a point on the northerly right-of-way of State Highway 28;

Thence S 54°21'06" E along said right-of-way a distance of 493.80 ft. to the POINT OF BEGINNING;

Thence N 54°36'00" E leaving said right-of-way a distance of 335.70 ft. to a point in the center of an existing ditch;

Thence along the center of said ditch the following courses:

N 16°34'00" W, 17.00 ft.; N 23°57'08" W, 25.19 ft.;

N 41°43'26" W, 52.02 ft.; N 56°11'47" W, 23.48 ft.;

Continue thence N 56°11'47" W leaving said ditch a distance of 12.68 ft. to a point on said northerly boundary of said Section 15;

Thence N 89°31'31" E along said northerly section boundary a distance of 1283.45 ft.;

Thence S 35°30'53" W a distance of 31.28 ft.;

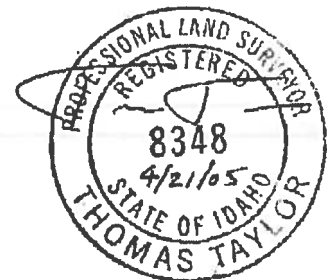
Thence S 89°31'31" W a distance of 631.39 ft.;

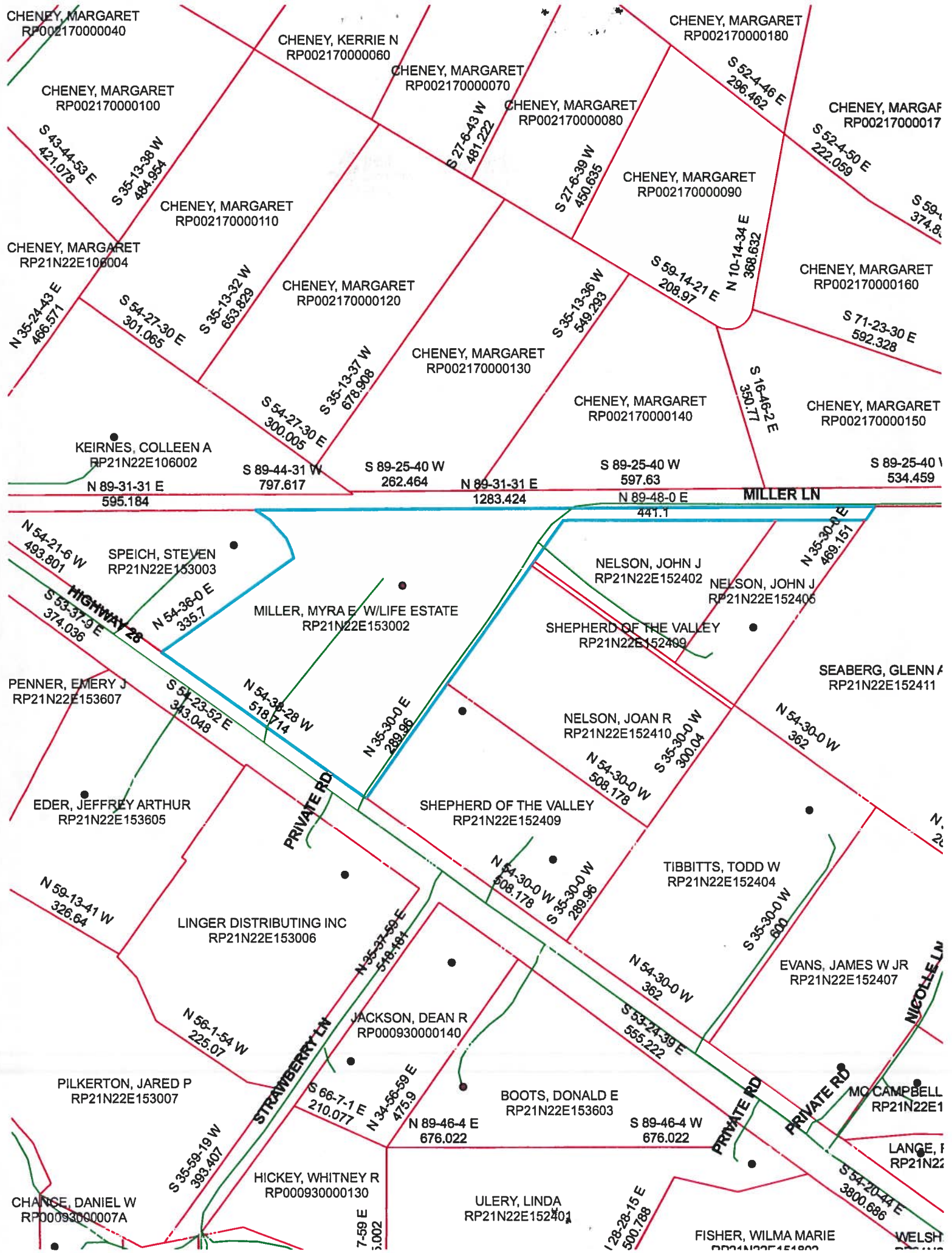
Thence S 35°30'53" W a distance of 704.00 ft. to a point on said northerly right-of-way of State Highway 28;

Thence N 54°21'06" W along said right-of-way a distance of 515.38 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 6.38 ACRES
ZERO SPLITS REMAIN

SUBJECT TO: An easement for ingress and egress along an existing road (Miller Lane), as shown on R.O.S. Inst. No. 225277.





Warranty Deed

For Value Received MYRA E. MILLER, a single person,

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

STEVEN SPEICH AND MIDY SPEICH, husband
and wife,

whose current address is

PO Box 491, Salmon, ID 83467

the grantee, the following described premises, in

County Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO:

This is a gift deed.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that she 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: April 25 2005

Myra E. Miller
MYRA E. MILLER

STATE OF IDAHO, COUNTY OF Lemhi--s
On this 25th day of April, 19X, 2005
before me, a notary public in and for said State, personally appeared

MYRA E. MILLER

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

Notary Public
Idaho
2/19/2009

Date of Idaho) 262719
County of Lemhi) PG No.

This instrument was filed for record at the request
of Bill Allen
at 1:46 o'clock A.M. on April 2005
and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder

By Boaumont Deputy
Fee 6.00
Return to _____

262719

Taylor Mountain Surveying
903 Waller Street
Salmon, Idaho 83467
(208) 756-8321

PARCEL "A"

A parcel of land located in the NW ¼, Section 15, T. 21 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the NW Corner of said Section 15, from which the N ¼ Corner of Section 15 bears N 89°31'31" E, 2635.19 ft., the Basis Of Bearing of this description, run thence N 89°31'31" E along the northerly boundary of Section 15 a distance of 454.92 ft. to a point on the northerly right-of-way of State Highway 28, said point being the POINT OF BEGINNING;

Continue thence N 89°31'31" E along said northerly boundary of Section 15 a distance of 595.19 ft.;

Thence S 56°11'47" E a distance of 12.68 ft. to a point in the center of an existing ditch;

Thence along the center of said ditch the following courses:

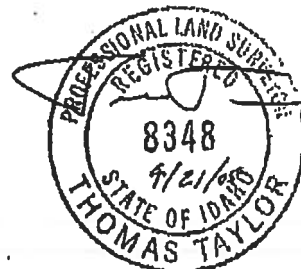
S 56°11'47" E, 23.48 ft.; S 41°43'26" E, 52.02 ft.;

S 23°57'08" E, 25.19 ft.; S 16°34'00" E, 17.00 ft.;

Thence S 54°36'00" W leaving said ditch a distance of 335.70 ft. to a point on said northerly right-of-way;

Thence N 54°21'06" W along said northerly right-of-way of State Highway 28 a distance of 493.80 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 2.50 ACRES
ZERO SPLITS REMAIN







State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 2, 2015

DONALD E MILLER
228 MEADOWLARK LN
HAMILTON MT 59840-9147

Re: Change in Water Right Ownership: Water Right No. 74-321C (Split into 74-321C and 74-16039) and 74-448

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records based on the information received to reflect the change in ownership and has enclosed a computer-generated report for your records.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water right, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Please feel free to contact me at 208-287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Water District No. 74



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 2, 2015

MYRA E MILLER
CLARNECE C MILLER
168 HWY 28
SALMON ID 83467

Re: Change in Water Right Ownership: Water Right No. 74-321C (Split into 74-321C and 74-16039)

Dear Water Right Holder(s):

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is issued to the new owner representing their portion of the original water right. Each water right contains only the portion of the original right for each separate owner. The original water right number reflects your remaining portion of the water right, after the change of ownership. Enclosed is a copy of this water right for your records. Please refer to your water right number when corresponding with our office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

If you have any questions concerning this ownership change, or the enclosed information, please contact me at 208-287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Water District No. 74



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER

Governor

October 16, 2015

GARY SPACKMAN

Director

DON E MILLER
228 MEADOWLARK LN
HAMILTON MT 59840-9147

RE: Ownership Change Water Right: 74-321C

Dear Property Owner:

The Department of Water Resources acknowledges receipt of your request for a Notice of Change of Water Right Ownership on the above mentioned water rights. After reviewing your request, it was determined additional fees will be needed to complete this request.

Water Right 74-321C will need to be divided. You are entitled to 3.3 acres of the water right located in Township 21N, Range 22E, Section 15, NWNW and 1 acre in the NENW. I have attached a map and a water right report for you benefit.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. The Department has determined that the additional filing fee for your notice will be **\$100**. The fee received by the Department was \$25, which is for one water right.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please contact me at 208-287-4942 if you have any questions.

Sincerely,

Jean Hersley

Technical Records Specialist II

Enclosures