



State of Idaho)
) ss.
County of Gem)

Clay Miller Mrs. Betty Miller
(Claimant)

1983.

My commission expires lifetime

Received by jc Date 5/3/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by jc Date 5/3/83 claimant by: _____
\$20.00 fee received by jc Date 5/3/83 # 27975
Published in State Stateman _____
Dates 5/26 & 10/2/83 _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT**

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that

CLAY & Betty MILLER
(Name of Claimant)

(Name of Claimant)

0% MAXfield STAGE- BOISE, IDAHO 83706
(Mailing Address) (Name of Claimant) (Zip Code)

(Mailing Address)

(Zip Code)

Telephone No. 343-0969

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 1885

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water).

Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
UPPER BLACKS Creek tributary to BLACKS Creek RES.

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.50</u>	Use	<u>MINING</u>	Period of Use From <u>4/1</u>	To <u>12/31</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

- (4) 0.50 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE ¼ SE ¼, Sec. 28 Twp. 2N Rge. 4E B.M., County of ADA

Additional points of diversion:

NE 56, SEC. 28, TWP 2N, R6E. NE

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. *DITCHES.*

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres

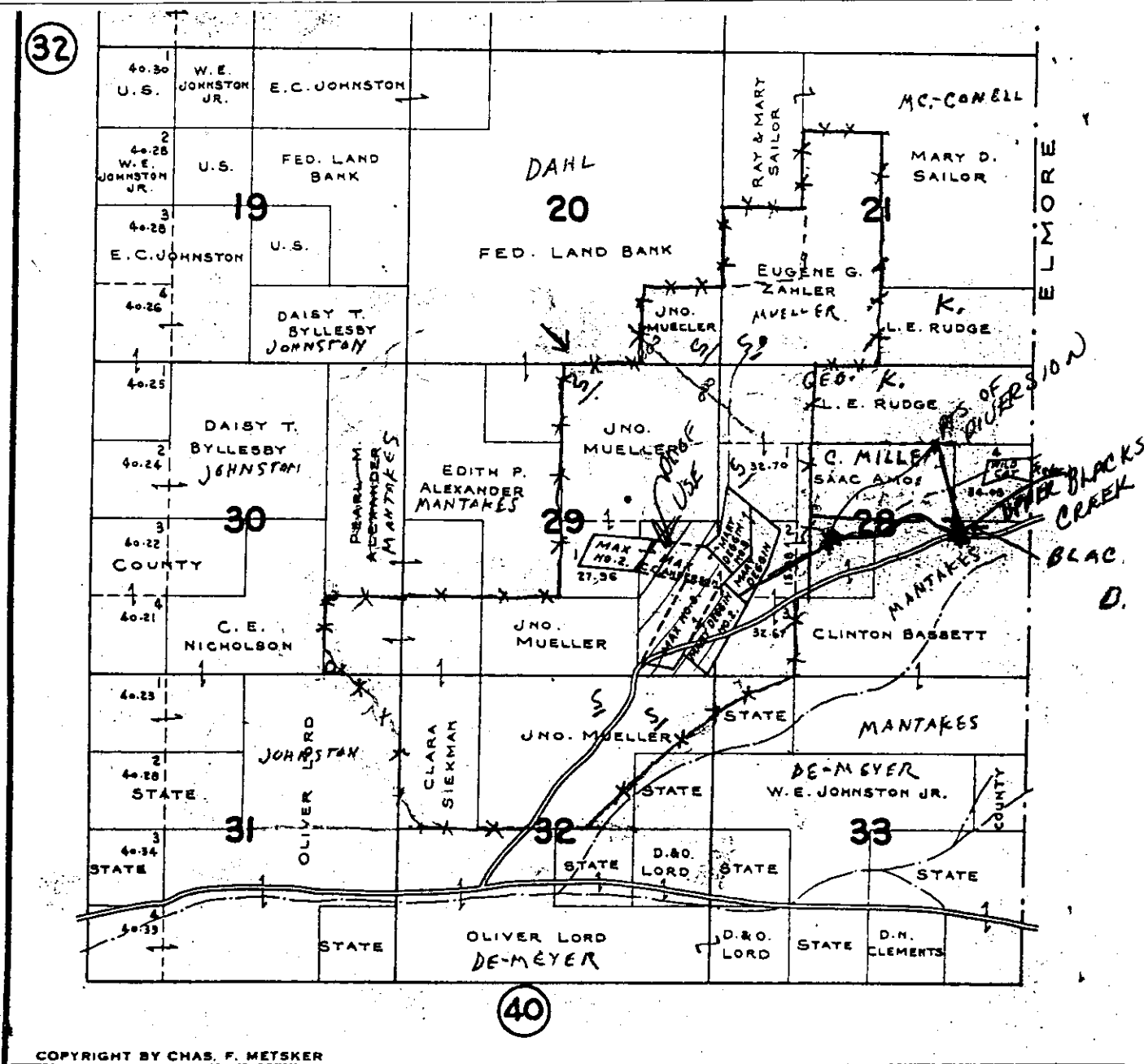
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

PLACER MINING

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: _____

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Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Gem) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Clay Miller Mrs. Betty Miller
(Claimant)

Sworn to before me this 3 day of May 1983.

Notary Public
Residing at Emmett

My commission expires lifetime

FOR DEPARTMENT USE ONLY

Received by JS Date 5/3/83 Exception filed by: _____ Date _____
Prelim. check by JS Date 5/3/83 Forwarded to claimant by: _____
Published in Booth Stateman Date 5/3/83 # 27975
Dates 5/26 & 10/2/83

NOTICE OF CLAIMS
TO WATER RIGHTS
The following claim(s) have been
filed on water right(s) created by di-
version and beneficial use:

63-5011
THOMAS, THEODORE W. &/or
EDITH G.
POLLOCK, ID 83547
Source: GROUNDWATER
Priority Date: 03/15/1937
Diversion Point: LOT 06 (NWSW) Sec
06 T 04N R 01E
Use: IRRIGATION (0.50 CFS)
In: LOT 06 (NWSW) Sec 06 T 04N R
01E FOR 34 ACRES

63-5015
FRIDAY, ROBERT &/or MARILYN
4190 N. STAR RD.
MERIDIAN, ID 83642
Source: GROUNDWATER
Priority Date: 04/01/1958
Diversion Point: SWSW Sec 32 T 04N
R 01W
Use: IRRIGATION (0.74 CFS)
In: SWSW Sec 32 T 04N R 01W FOR 37
ACRES

63-5016
HOLADAY, TERRY
RT. 3, KUNA, ID 83634
Source: GROUNDWATER
Priority Date: 01/01/1972
Diversion Point: SESE Sec 14 T 02N R
01W
Use: DOMESTIC (0.04 CFS)
In: SESE Sec 14 T 02N R 01W

63-5017
SKELTON, NANCY E.
BONAR, MARTHA P.
7009 PET HAVEN, BOISE, ID 83706
Source: GROUNDWATER
Priority Date: 01/01/1955
Diversion Point: NESE Sec 33 T 03N
R 03E
Use: IRRIGATION (0.06 CFS)
DOMESTIC (0.04 CFS)
In: NESE Sec 33 T 03N R 03E FOR 3
ACRES

63-5019
MARSHALL, C. R. &/or NANCY R.
RT. 1, 2414 BURNS ST.
EAGLE, ID 83616
Source: GROUNDWATER
Priority Date: 01/01/1955
Diversion Point: SWSW Sec 09 T 04N
R 01E
Use: DOMESTIC (0.04 CFS)
In: SWSW Sec 09 T 04N R 01E

63-5020
MARSHALL, C. R. &/or NANCY R.
RT. 1, 2414 BURNS ST.
EAGLE, ID 83616
Source: GROUNDWATER
Priority Date: 01/01/1920
Diversion Point: SWSW Sec 09 T 04N
R 01E
Use: DOMESTIC (0.04 CFS)
In: SWSW Sec 09 T 04N R 01E

63-5021
STRONG, GLEN L.
P.O. BOX 44, EAGLE, ID 83616
Source: GROUNDWATER
Priority Date: 01/01/1945
Diversion Point: LOT 01 (NENE) Sec
20 T 04N R 01E
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.16 CFS)
In: NENE Sec 20 T 04N R 01E

63-5026
MOSMAN, FRANK D. &/or
ELAINE M.
RT. 1, EAGLE, ID 83616
Source: GROUNDWATER
Priority Date: 11/01/1940
Diversion Point: NESE Sec 09 T 04N
R 01W
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.03 CFS)
DOMESTIC (0.04 CFS)
In: NESE Sec 09 T 04N R 01W FOR 1
ACRES

63-5028
COLLISTER UNITED METHODIST
CHURCH
4400 TAFT, BOISE, ID 83703
Source: GROUNDWATER
Priority Date: 01/01/1950
Diversion Point: SESW Sec 29 T 04N
R 02E
Use: DOMESTIC (0.04 CFS)
In: SESW Sec 29 T 04N R 02E

63-5029
SPARKS, DALE L. &/or JULIANNA J.
4141 WILLOW CREEK RD.
EAGLE, ID 83616
Source: GROUNDWATER
Priority Date: 01/01/1960
Diversion Point: NENE Sec 32 T 05N
R 01E
Use: IRRIGATION (0.12 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.04 CFS)
In: NENE Sec 32 T 05N R 01E FOR 6
ACRES

63-5031
APPLE VALLEY SUBDIVISION
C/O DIANE D. SPENCER
6045 BECKY DR.
MERIDIAN, ID 83642
Source: GROUNDWATER
Priority Date: 01/01/1930
Diversion Point: NESW Sec 33 T 04N
R 01W
Use: IRRIGATION (1.49 CFS)
STOCKWATER (0.04 CFS)
In: NESW NWSW Sec 33 T 04N R 01W
FOR 75 ACRES

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Jill Backsen, being duly
sworn, deposes and says: That she is the Principal
Clerk of The Idaho Statesman, a daily newspaper
printed and published at Boise, Ada County, State
of Idaho, and having a general circulation therein
and which said newspaper has been continuously and
uninterruptedly published in said County during a
period of twelve consecutive months prior to the
first publication of the notice, a copy of which
is attached hereto; that said notice was published
in the regular edition of The Idaho Statesman for

two insertions, beginning with the
issue of May 26, 1983, and ending with the
issue of June 2, 1983.

Jill Backsen
Subscribed and sworn to before me this 2nd
day of June, 1983.

Jessie M. McClure
Notary Public for Idaho, Residing at Boise, Idaho
Meridian

63-5001
REYNOLDSON, AGNES V. &/or
ROGER L.
P.O. BOX 44, STAR, ID 83669
Source: GROUNDWATER
Priority Date: 01/01/1935
Diversion Point: SWSW Sec 08 T 04N
R 01W
Use: DOMESTIC (0.04 CFS)
In: SWSW Sec 08 T 04N R 01W

63-5004
JACKSON, STANLEY B.
2365 W. VICTORY RD.
MERIDIAN, ID 83642
Source: GROUNDWATER
Priority Date: 01/01/1943
Diversion Point: NWNE Sec 26 T 03N
R 01W
Use: STOCKWATER (0.13 CFS)
DOMESTIC (0.04 CFS)
In: NWNE Sec 26 T 03N R 01W

63-5005
FAUBION, DONALD J.
7805 USTICK RD., BOISE, ID 83704
Source: GROUNDWATER
Priority Date: 01/01/1955
Diversion Point: NENE Sec 01 T 03N
R 01E
Use: DOMESTIC (0.11 CFS)
In: NENE Sec 01 T 03N R 01E

63-5010
MILLER, CLAY &/or BETTY
C/O MAYFIELD STAGE
BOISE, ID 83706
Source: UPPER BLACKS CREEK
trib. to BLACKS CREEK RES-
ERVOIR
Priority Date: 01/01/1885
Diversion Point: NESE NESW Sec 28
T 02N R 04E
Use: MINING (0.50 CFS)
In: NESE SESE Sec 29 T 02N R 04E

Exceptions to a claim may be filed
with the Director, Dept. of Water Re-
sources, Western Region, Statehouse,
Boise, Idaho 83720.
A. KENNETH DUNN
Director
Pub. May 26, June 2, 1983

01 WATER RIGHT NUMBER - 63-5010

02 OLD (D) NUMBER -

03001 - MILLER ✓ LAST NAME
03002 - MILLER ✓04001 - CLAY ✓ FIRST NAME
04002 - BETTY ✓05001 - C ORIG. OWNER
05002 - C

06 ADD LINE 1 - C/O MAYFIELD STAGE ✓

07 ADD LINE 2 -

08 ADD LINE 3 - ✓

09 CITY - BOISE ✓

10 STATE - ID ✓

11 ZIP - 83706 ✓

12 STAGE - S STATUTORY CLAIM

13 STATUS -

14001 - SOURCE
UPPER BLACKS CREEK ✓15001 - TRIBUTARY OF
BLACKS CREEK RESERVOIR ✓

16 DIVERSION MEANS - DITCHES ✓

17 COUNTY - 01 ADA ✓

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .500 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

----- DIVERSION POINTS -----									
TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM	INDEX	FIELDS	
22001 - NESE ✓	23001 - 28 ✓	24001 - 02N ✓	25001 - 04E ✓	26001 -	27001 -				
			28001 - 0	0.0	0.0	0.0	0.0	0.0	0 0 0 0.0
22002 - NESW ✓	23002 - 28 ✓	24002 - 02N ✓	25002 - 04E ✓	26002 -	27002 -				
			28002 - 0	0.0	0.0	0.0	0.0	0.0	0 0 0 0.0

29 NON-IRRIGATION USE -

----- PLACE OF USE -----									
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT			
30001 - 13 MINING ✓	31001 - 02N ✓	32001 - 04E ✓	33001 - 29 ✓	34001 - NESE ✓	35001 -	36001 -			
30002 - 13 MINING ✓	31002 - 02N ✓	32002 - 04E ✓	33002 - 29 ✓	34002 - SESE ✓	35002 -	36002 -			
TOTAL ACRES: 0									

----- WATER USE -----									
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME					
37001 - 0101 ✓	38001 - 1231 ✓	39001 - 13 MINING ✓	40001 - 0.500	41001 - 0.00					

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - REMARKS

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

----- D A T E S -----									
47 PRIORITY - 1-JAN-1885 ✓	55 LICENSE -	63 TRANSFER/AMENDED -							
48 PROOF DUE -	56 APPL RECEIVED -	64 DLE/CAREY ACT -							
49 PROOF MADE -	57 FIELD EXAM MADE -	65 FLAG_1 -							
50 APPROVE/DENIED -	58 DECREE -	66 FLAG_2 -							

WRR100
63-5010

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
20-NOV-1985 13:28:05

----- D A T E S ----- D A T E S ----- F L A G S -----

51 PROTESTED -
52 HEARING -
53 VERIFIED -
54 LAST UPDATE - 24-MAY-1983

59 START WORK -
60 ORDER SHOW CAUSE -
61 DATE_1 -
62 DATE_2 -

67 FLAG_3 -

11/24/87
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Right Number

63-5010

Applicant

Miller

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 6/6/83
- ☒ Claim published correctly. Stakeman
5/26 & 10/2/83
- ☐ Exceptions processed.

By DBS

Date

6/24/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

J.V.V.

Date

7-6-83

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RECEIVED
JUL 6 1983

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JUNE 15, 1983

CLAY MILLER
BETTY MILLER
C/O MAYFIELD STAGE
BOISE

ID 83706

RE: Claim No. 63-5010

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Region Supervisor

Enclosure

ENCLOSURE

63-5010

MILLER, CLAY &/or BETTY

C/O MAYFIELD STAGE, BOISE, ID 83706

Source: UPPER BLACKS CREEK trib. to BLACKS CREEK RESERVOIR

Priority Date: 01/01/1885

Diversion Pt: NESE NESW Sec 28 T 02N R 04E

Use: MINING (0.50 CFS)

In: NESE SESE Sec 29 T 02N R 04E

MICROFILMED

