

AFFIDAVIT OF PUBLICATION

**NOTICE OF CLAIMS
TO WATER RIGHTS**
Notice is hereby given
that the following claim(s) to
water right(s) have been
established by diversion and
application to beneficial use:
85-4153
MILLER, DWIGHT E. &/or
WILMA J.
RT. 1 BOX 9, KAMIAH, ID
83536
Source: GROUNDWATER
Priority Date: 01/01/1957
Amount: 0.04 CFS
Diversion Point: NWSW Sec
07 T 33N R 04E, IDAHO Co.
Use: DOMESTIC (0.04 CFS)
from 01/01 to 12/31
Place of Use: NWSW Sec 07
T 33N R 04E
Any exception to any claim
of water right may be filed
with the Director of the
Idaho Department of Water
Resources, 4055 Gov't Way,
Coeur d'Alene, Id, 83814.
C. STEPHEN ALLRED
Director
Published 11/5 & 11/12/80
N5-12

Kpm
11/14/80

_____ Nona Donaldson _____ being first duly
sworn, says he is the Office Manager
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state; that the said notice, of which the one hereto attached
is a true copy, was published in said paper for 2 weeks,
being published 2 times, the first publication being
on the 5th day of November, 1980,
and the last publication on the 12th day of
November, 1980; and that the said notice
was published in the newspaper proper and not a supplement;
that said newspaper has been continuously and uninterruptedly
published in said county during a period of more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Nona Donaldson

Subscribed and sworn to before me this 12th day
of November, 1980

Marilyn J. Stolley, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

NOV 13 1980

Department of Water Resources
Northern District Office

MICROFILMED

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.

Notice is hereby given that Dwight E. Miller or Wilma J. Miller (wife)
(Name of Claimant)

Rt. 1 Box 9 Kamiah, Id. 83536 Telephone No 935-2357
(Mailing Address) (Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) 1957

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Groundwater tributary to _____

				(Both dates inclusive)	
(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Mo., Day)	(Mo., Day)
Quantity	0.04	Use	Domestic	Period of Use From	1/1 To 12/31
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) 0.04 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 7 Twp. 33N Rge. 4E B.M., County of Idaho
~~Additional points of diversion: (AKA) Lot 5 Sec. 7 T33N, R4E~~

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. 6" x 60' Well, .5 h.p. pump with pipeline, 40 gallon pressure tank and then
to place of use.

[illegible]

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic for 1 home, including lawn and garden.

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

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

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33N 4E

[illegible]

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.

Dwight E Miller
(Claimant)

FOR DEPARTMENT USE ONLY

Received by MM Date 10/24/80 Exception filed by _____ Forwarded to _____ Date _____
Prelim. check by SK Date 10-24-80 claimant by _____
\$20.00 fee received by MM Date 10/27/80 (15453)
Published in Aruba County Free Press
Dates 11/5 & 12/80

AFFIDAVIT OF PUBLICATION

..... Nona Donaldson being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 5th day of November, 19 80, and the last publication on the 12th day of November, 1980; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Nona Donaldson

Subscribed and sworn to before me this 12th day of November, 19 80

Marilyn J. Holley, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

Kpm
11/14/80

RECEIVED

NOV 18 1980

Deputy U.S. Marshal
Northern District of Idaho

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STATE OF IDAHO
Department of Water Resources

No 15453

Boise, Idaho, 10/27, 1980

RECEIVED
FROM

Dwight Miller

of

Penick & Co.

\$ 30.00

DOLLARS

ck 42-308

FOR

1 Chair

\$ 30 00

\$

\$

\$

\$

TOTAL - - - \$

30 00

MICROFILMED

William D. Steg

85-4153

October 17, 1980

Mr. Dwight E. Miller
Rt. 1 Box 9
Kamiah, Idaho 83536

Dear Mr. Miller:

We are returning your Check No. 92-300 and your Claim to a Water Right. We are also enclosing a Claim to a Water Right form which we have taken the liberty of preparing from the information on your original claim. We have done this for clarification of your claim to a right. The changes are a compilation of the statements you made on your original claim.

The items that have been changed are as follows: Items 3, 5.a., 5.b., and 6.a. In Item 6.a., we have deleted the 3 acres noted here, since you did not indicate that you were irrigating the entire 3 acres.

Please check the claim over carefully to insure that it does describe your right as it now exists and has existed since 1957, have it notarized and return it to this office with a \$80.00 filing fee.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claims (2)
Check

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WATER RIGHT NUMBER 85-4153

OWNER LAST NAME - MILLER FIRST NAME - DWIGHT E. ORIG OWNER -
OWNER LAST NAME - MILLER FIRST NAME - WILMA J. ORIG OWNER -
ADDRESS LINE 1 - RT. 1 BOX 9 ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - KAMIAH STATE - ID ZIP CODE - 83536
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - STAIRY CLM STATUS - PRIORITY - 01-01-1957 COUNTY - IDAHO TOTAL DIV. RATE - .0400 CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NWSW 07 33N 04E LOT REDIV -
FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .0400 CFS USE DIV. VOLUME - .00 AFA
USE - DOMESTIC PLACE OF USE - TWN 33N RNG 04E SEC 07 TRACT NWSW LOT AC
DECREE NAME - DATE - TOTAL ACRES 0
REMARKS - P/D & P/U G. L. 5, S7, 133N, R4E.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. -
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

IDENT. NO. 85-4153

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jk

Right Number 85-4153 ~~Applicant~~ Mellie

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.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By [Signature] Date 12/3/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 12/9/80

MICROFILM

85-4153-

MILLER, DWIGHT E. &/or WILMA J.

RT. 1 BOX 9, KAMIAH, ID 83536

Source: GROUNDWATER

Priority Date: 01/01/1957

Amount: 0.04 CFS

Diversion Point: NWSW Sec 07 T 33N R 04E, IDAHO Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NWSW Sec 07 T 33N R 04E

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

NOVEMBER 24, 1980

DWIGHT E. MILLER
WILMA J. MILLER
RT. 1 BOX 9
KAMIAH ID 83536

RE. Claim No. 85-4153

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,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure

MICROFILMED