

RECEIVED

SEP 21 2022

STATE 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?
75-10935	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: Serry L. McMillan and Christine G. Smith
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Rolland R. Miller
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

S Heather Lane Carmen ID 83462
Mailing address City State Zip
(208) 756-4718
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: 9/28/07

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o 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):
 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: [Signature] 9/18/22
Signature of new owner/claimant Title, if applicable Date
Rolland R. Miller
Print name

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

For IDWR Office Use Only:

Received by M. Pettis Date 9-21-22 Receipt No. E048573 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 [Signature] Processed by [Signature] Date 9/29/2022

OCT 03 2022

273688

State of Idaho)
County of Lemhi) SS No. _____

This instrument was filed for record at the request

of Shanna L. Gilmerat 2:10 o'clock pm on 9-28-2007

and duly filed and indexed in the records of Lemhi

County Terri J. Morton
Ex-Officio RecorderBy Shanna L. Gilmer DeputyFee 300Return to AT

WARRANTY DEED

Order No.: 3070704412L-G

FOR VALUE RECEIVED

Shanna L. Gilmer and Randy K. Gilmer, Wife and Husband

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Rolland R. Miller and Judy C. Becker, both single persons

whose current address is

123 Lake Creek Road Salmon, ID 83467

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

A PORTION OF LOT 1, BLOCK 5, LAKE CREEK SUBDIVISION NO. 1, SECTION 2,
T. 19 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE
PARTICULARLY DESCRIBED AS FOLLOWS:BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 1 RUN THENCE
S. 00° 10' 42" E., 219.45 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1;
THENCE N. 86° 58' 28" W., 282.22 FEET TO THE SOUTH CORNER OF LOTS 1 AND
2, SAID BLOCK 5;THENCE N. 00° 10' 03" W., 219.45 FEET TO THE INTERSECTION WITH THE
SOUTH LINE OF BLOCK 6;THENCE S. 86° 58' 28" E. ALONG SAID SOUTH LINE BLOCK 6, 282.18 FEET
TO THE POINT OF BEGINNING.EXCEPTING THEREFROM A 20X56 LEISURE MOBILE MANOR MOBILE
HOME FROM THE ABOVE DESCRIBED REAL PROPERTY.TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns
forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in
fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions,
covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

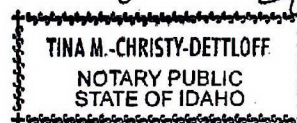
And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 9-28-07Shanna L. Gilmer
Shanna L. GilmerRandy K. Gilmer
Randy K. Gilmer

State of Idaho

County of LEMHIOn this 28TH day of SEPTEMBER in the year 2007 before me, a Notary Public in and for said state,
personally appeared Shanna L. & Randy K. Gilmer known or identified to me to be the person whose name is
subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

Tina M. Christy-Dettloff
Notary Public for the State of Idaho

WARRANTY DEED

For Value Received CHRISTINE G. SMITH, WHO ACQUIRED TITLE AS
CHRISTINE G. MC MILLAN

the grantor , do ^{as} hereby grant, bargain, sell and convey unto SHANNA L. GILMER AND
RANDY K. GILMER, WIFE AND HUSBAND

the grantee s, the following described premises, in Lemhi County Idaho, to wit:
AN UNDIVIDED ONE-HALF INTEREST

SEE ATTACHED EXHIBIT "A"

State of Idaho)
County of Lemhi)

256738

SS No.

This instrument was filed for record at the request
of Lemhi Title

at 2:15 o'clock P m 24 Nov 2003

and duly filed and indexed in the records of Lemhi
County

Terri J. Morton
Ex-Officio Recorder

By U Baumut Deputy

Fee 10.00

Return to _____

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
THEIR heirs and assigns forever. And the said Grantor does hereby covenant to
and with the said Grantees , that she 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: 11/24/2003

Christine G. Smith
CHRISTINE G. SMITH

Christine G. McMillan
CHRISTINE G. MC MILLAN

STATE OF ~~IDAHO~~ COUNTY OF Beaver
On this 27th day of November 2003
before me, a notary public in and for said State, personally
appeared CHRISTINE G. SMITH WHO ACQUIRED
TITLE AS CHRISTINE G. MC MILLAN

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

Gayla Curtis
Residing at Beaver
Comm. Expires 10-01-04



STATE OF IDAHO, COUNTY OF _____
I hereby certify that this instrument was filed for re-
cord at the request of _____

at _____ minutes past _____ o'clock m.
this _____ day of _____
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

Deputy.

Notary Public
Gayla Curtis
195 North Main
Beaver, Utah 84713
My Commission Expires
Oct. 1, 2004
State of Utah

LEMHI TITLE & ABSTRACT - SALMON, IDAHO

INSTRUMENT NO.

SCANNED

OCT 03 2022

EXHIBIT "A"

**Taylor Mountain Surveying
903 Waller St.
Salmon, Idaho 83467
(208) 756-8321**

256738

PROPERTY DESCRIPTION - McMILLAN

A portion of Lot 1, Block 5, Lake Creek Subdivision No. 1, Section 2, T 19 N,
R 21 E, Boise Meridian, Lemhi County Idaho, more Particularly described as follows:
Beginning at the NE Corner of said Lot 1 run thence S00°10'42"E, 219.45 feet to
the SE Corner of said Lot 1;

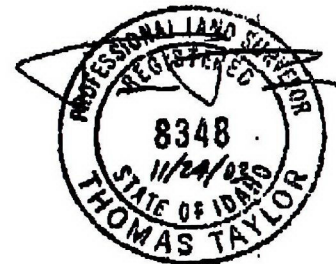
Thence N86°58'28"W, 282.22 feet to the south corner of Lots 1 and 2, said
Block 5;

Thence N00°10'03"W, 219.45 feet to the intersection with the south line of
Block 6;

Thence S86°58'28"E along said south line Block 6, 282.18 feet to the Point of
Beginning.

Subject to use and maintenance easements along the existing power lines, phone
lines, roads, and under ground water lines used for irrigation and to produce power.

Said parcel contains 1.42 acres



SCANNED

OCT 03 2022

WARRANTY DEED

For Value Received JERRY LEE MCMILLAN

the grantor, do es hereby grant, bargain, sell and convey unto SHANNA L. GILMER AND RANDY K. GILMER, WIFE AND HUSBAND

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

AN UNDIVIDED ONE-HALF INTEREST

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor do es 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 he will warrant and defend the same from all lawful claims whatsoever.

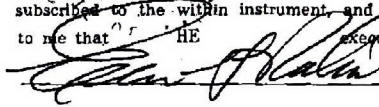
Dated: NOVEMBER 24, 2003


JERRY LEE MCMILLAN

STATE OF IDAHO, COUNTY OF LEMHI

On this 24th day of NOVEMBER, 2003 before me, a notary public in and for said State, personally appeared JERRY LEE MCMILLAN

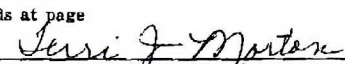
known to me to be the person whose name IS subscribed to the within instrument, and acknowledged to me that HE executed the same.


Notary Public
Residing at SALMON, Idaho
Comm. Expires 1/10/04

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of Lemhi Title

at sixteen minutes past ten o'clock A.M., this 26th day of November 2003, in my office, and duly recorded in Book of Deeds at page


Ex-Officio Recorder

By Karen Baumer Deputy.

Fees \$ 6.00
Mail to:

INSTRUMENT NO. 256739

256739

EXHIBIT "A"

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

PROPERTY DESCRIPTION - McMILLAN

A portion of Lot 1, Block 5, Lake Creek Subdivision No. 1, Section 2, T 19 N,
R 21 E, Boise Meridian, Lemhi County Idaho, more Particularly described as follows:
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the SE Corner of said Lot 1;

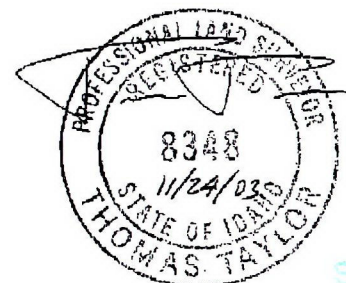
Thence $N86^{\circ}58'28''W$, 282.22 feet to the south corner of Lots 1 and 2, said
Block 5;

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Block 6 ;

Thence $S86^{\circ}58'28''E$ along said south line Block 6, 282.18 feet to the Point of
Beginning.

Subject to use and maintenance easements along the existing power lines, phone
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Said parcel contains 1.42 acres



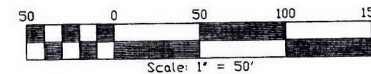
SCANNED

OCT 03 2022

*Part of
Lot 1, Block 5
Lake Creek Subdivision No. 1
Section 2, T 19 N, R 21 E, BM
Lemhi County, Idaho.*



FND. GLO C.C. COR.
C.P.&F. INST. NO. 243741



FND. BLM N. 1/16 COR.
C.P.&F. INST. NO. 243736

COUNTY RECORDER'S CERTIFICATE
Time: 8:45 A Date: 11/5 Month: NOV., 2008
Book: 14 Page: 66 Instrument No. 260920
Recorder: *Jerry S. McMillen*
By: *K. J. J. J.*

SURVEYORS CERTIFICATE

I, Thomas Taylor, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that this plot is an accurate representation of the survey completed under my supervision.

Thomas Taylor License No. 8348 Date 11/5/09

LEGEND



Section corner control



Placed 5/8" x 30" Rebar with a plastic cap marked "TMS LS 8348".



Placed 1/2" x 24" Rebar with a plastic cap marked "TMS LS 8348".



Placed 1/2" x 24" Rebar with a plastic cap marked "TMS LS 8348" set previous survey.



Found 1/2" Rebar with a plastic cap marked "Bruce L.S. 6522".

P.O.B.

POINT OF BEGINNING.



Fence Line.



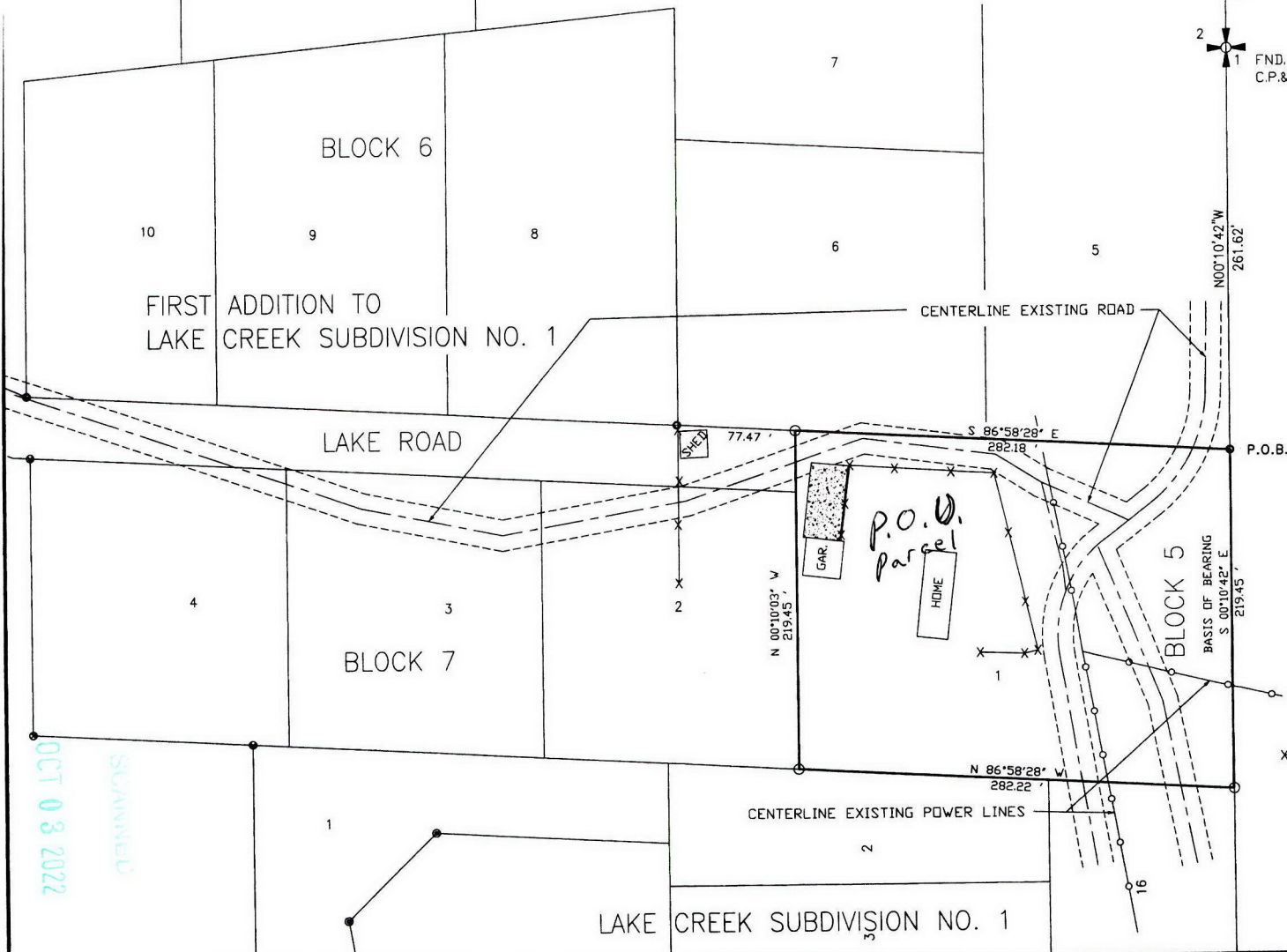
RECORD OF SURVEY

Jerry McMillen
Sec. 2, T. 19 N., R. 21 E., B.M.

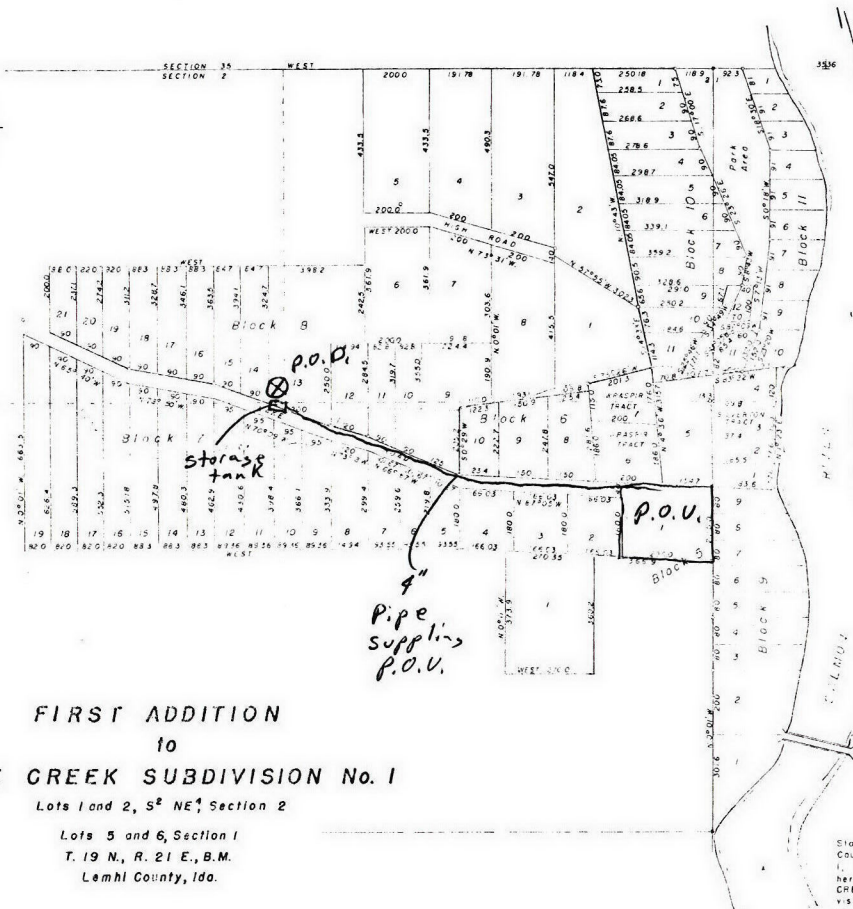
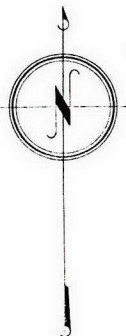
TAYLOR MOUNTAIN SURVEYING
PROFESSIONAL LAND SURVEYING
403 MILLER STREET
Sutton, Idaho 83467
(208) 756-6321

JOB NO.	DATE	BY	CHECKED BY	DATE
260920	11-16-08	J.T.	J.T.	11-16-08

SHEET
1
OF
1



OCT 03 2022
SCANNED



**FIRST ADDITION
to
LAKE CREEK SUBDIVISION No. 1**
Lots 5 and 6, Section 1
T. 19 N., R. 21 E., B.M.
Lemhi County, Ida.

State of Idaho } ss
County of Lemhi } ss
Dedication
Be it known, that we, C. V. Miles and Eva Miles, husband and wife, residing at Salmon, Idaho, owners and proprietors of Lots 1 and 2 and the S² NE⁴ of Section 2, and Lots 5 and 6 of Section 1, T. 19 N. 21 E. Boise Meridian, in Lemhi County, Idaho, have caused a portion of the same to be surveyed and divided, to be known as the FIRST ADDITION to the LAKE CREEK SUBDIVISION No. 1, and that all Streets and Alleys, as shown on this plot, are hereby deeded and donated to the use of the property owners only in witness whereof, we have hereunto set our hands and seals, this 30th day of December, 1967.

State of Idaho } ss
County of Lemhi } ss
On this 30th day of December, 1967, before me, for the State of Idaho, personally appeared C. V. and Eva Miles, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

Approved by the Lemhi County Board of Commissioners at Salmon, Idaho this 30th day of Dec 1967

Notary Public
Clerk

Filed for Record at the request of _____
this 30th day of December, 1967, at _____ o'clock _____ M., and Recorded in Book 2 of Plots, at page _____ Records of Lemhi County, at Salmon, Idaho.

State of Idaho } ss
County of Lemhi } ss
I, Hugh M. Comer, Registered Land Surveyor in the State of Idaho, hereby certify that the survey of the FIRST ADDITION to the LAKE CREEK SUBDIVISION No. 1, was surveyed by me and under my supervision, that the survey was correctly made and is accurately represented on this plot.

655
10-2-68
HUGH M. COMER



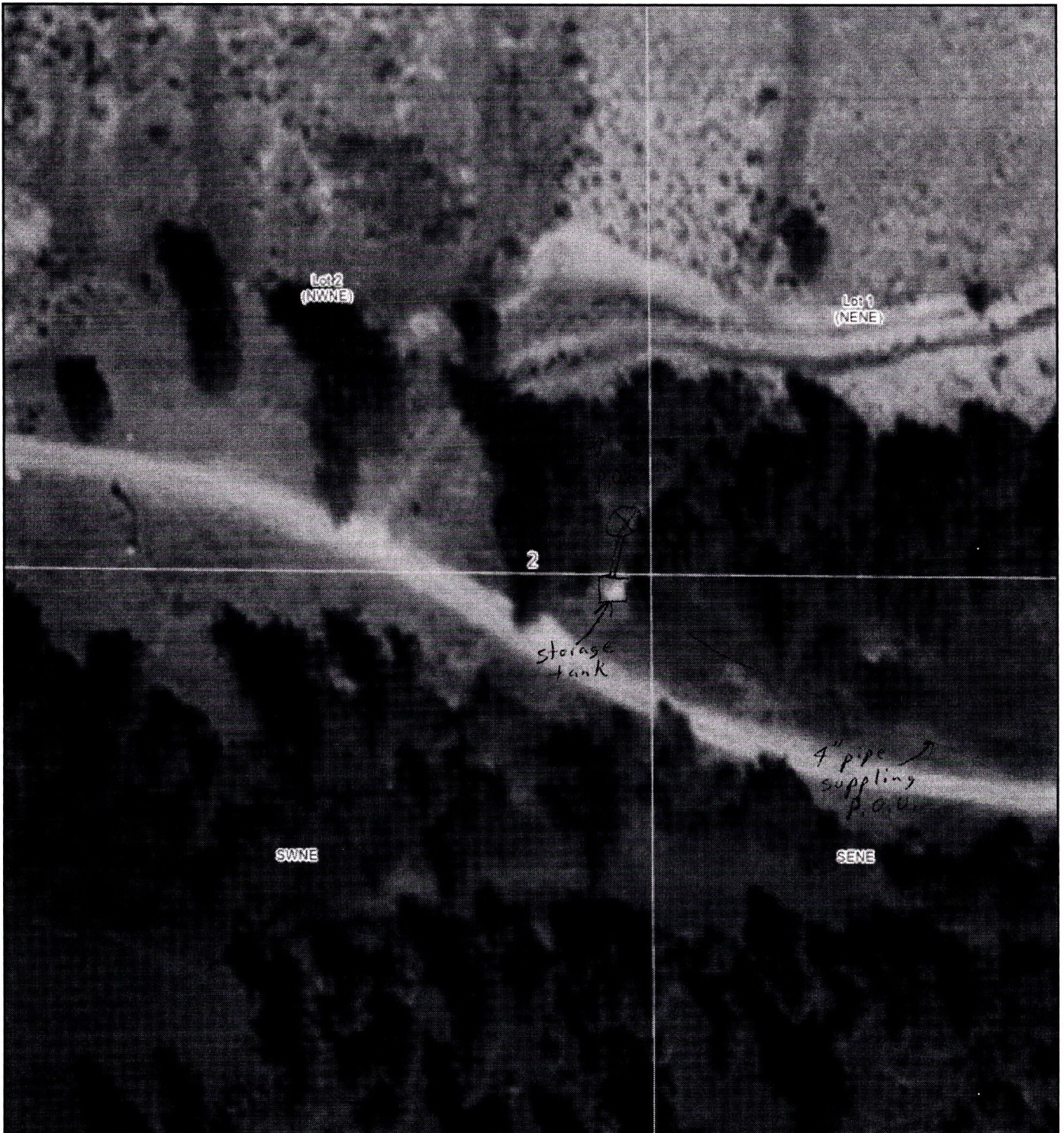
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P.O.U.

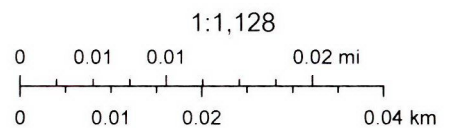
=49?0/::9:...:†:»:†:†
O: 0834: :@9?Dfl: /,3:

ArcGIS Web Map



9/18/2022, 8:33:59 PM

-  Quarter Quarters
-  PLS Sections
-  Townships



Esri, HERE, GeoTechnologies, Inc., Maxar, Microsoft, Esri, HERE, Garmin, GeoTechnologies, Inc.

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

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 75-10435

NAME AND ADDRESS: CHRISTINE G MC MILLAN
JERRY L MC MILLAN
RT 2 BOX 240-47
SALMON, ID 83467

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1965

POINT OF DIVERSION: T19N R21E S02 SWNE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Lemhi County
T19N R21E S02 SENE

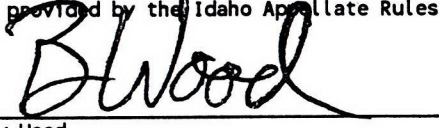
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

SCANNED

MAY 23 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 29, 2022

ROLLAND R MILLER
8 HEATHER LN
CARMEN ID 83462-4503

Re: Change in Ownership for Water Right No(s): 75-10435

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) 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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

SCANNED

OCT 03 2022

IDWR,

In 2007, myself and Judy C. Becker (girlfriend) bought the property. We were married in 2008. In 2020 she died, leaving me the property.

I recently became aware the property had a water right.

The Beneficial Use Field Report for 75-7524 has a diagram showing the hillside infiltration gallery (the P.O.D. shown on attached paperwork) and the water tank the spring flows into. From the tank there is a 4" water line that provide the water to the P.O.U.

Based from Google Earth the P.O.D. at the spring is $45^{\circ}00'32.1''\text{N} / 113^{\circ}56'21.6''\text{W}$, the tank is at $45^{\circ}00'31.8''\text{N} / 113^{\circ}56'21.6''\text{W}$. ~~The~~ Base from Lemhi County Parcel Viewer map, the spring and tank are located in the southwesterly corner of Lot 13, Block 8 of First Addition to Lake Creek Subdivision No. 1.

Thank you
A. Miller

SCANNED

OCT 03 2022