

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APR 18 2024

DEPT. OF WATER RESOURCES

## 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 57-11567              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 57-11568              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: BRANDAU, RICHARD H  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Miller, Timothy Jason / Miller, Victoria L.  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

4750 Goldbucke Way  
Mailing address  
(208) 871-0542  
Telephone

Marsing ID 83639  
City State Zip  
vtcmiller@hotmail.com  
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: \_\_\_\_\_

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: [Signature] Title, if applicable \_\_\_\_\_ Date 4-15-24

Signature of new owner/claimant

Timothy Jason Miller

Print name

Signature: [Signature] Title, if applicable \_\_\_\_\_ Date 4-15-24

Signature of new owner/claimant

Victoria L. Miller

Print name

For IDWR Office Use Only:

Received by Ku Date 4.18.24 Receipt No. C118165 Receipt Amt. 50.00

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 4-19-24

Water Rts that go w/ land & permit that Millers are purchasing

1/31/24, 9:08 AM

Idaho Department of Water Resources

Home Contact Us

**IDAHO** Department of Water Resources

Connie Brandau  
3-27-24

## Water Right and Adjudication Search

↓ Choose One or More Search Items

↓ Click "Search" To Enter Your Parameters

RECAP

| Options      | Type        | Basin | Sequence | Suffix   | Application Number | Basis   | Status | Priority Date | Div Rate (cfs) | Source                                               | Water Use  | Owner                                                                                      |
|--------------|-------------|-------|----------|----------|--------------------|---------|--------|---------------|----------------|------------------------------------------------------|------------|--------------------------------------------------------------------------------------------|
| Details      | Water Right | 57    | 7        | Schuster |                    | Decreed | Active | 05/20/1879    | 1.38           | REYNOLDS CREEK                                       | IRRIGATION | BRANDAU, CONNIE M; BRANDAU, RICHARD                                                        |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  |            |                                                                                            |
| Details      | Water Right | 57    | 12069    | Schuster |                    | Decreed | Active | 05/20/1879    | 0.19           | REYNOLDS CREEK                                       | IRRIGATION | BRANDAU, CONNIE M; BRANDAU, RICHARD H                                                      |
| More Options |             |       |          |          |                    |         |        |               |                | MAP 3                                                |            |                                                                                            |
| Details      | Water Right | 57    | 280      | W7       |                    | Decreed | Active | 05/21/1879    | 2              | REYNOLDS CREEK                                       | IRRIGATION | BRANDAU, CONNIE M; BRANDAU, RICHARD H                                                      |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  |            |                                                                                            |
| Details      | Water Right | 57    | 1013     | W7       |                    | Decreed | Active | 05/01/1890    | 0.04           | GROUND WATER                                         | DOMESTIC   | BRANDAU, CONNIE M; BRANDAU, RICHARD H                                                      |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  |            |                                                                                            |
| Details      | Water Right | 57    | 2065     | W7       |                    | Decreed | Active | 05/12/1914    | 0.4            | REYNOLDS CREEK                                       | IRRIGATION | BRANDAU, CONNIE M; BRANDAU, RICHARD H                                                      |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  |            |                                                                                            |
| Details      | Water Right | 57    | 11567    | W7       |                    | Decreed | Active | 05/12/1914    | 1.26           | REYNOLDS CREEK                                       | IRRIGATION | BRANDAU, RICHARD H                                                                         |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  |            |                                                                                            |
| Details      | Water Right | 57    | 11568    | W7       |                    | Decreed | Active | 09/21/1914    | 3.9            | REYNOLDS CREEK                                       | IRRIGATION | BRANDAU, RICHARD H                                                                         |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  |            |                                                                                            |
| Details      | Water Right | 57    | 2247     | W7       |                    | Decreed | Active | 10/08/1961    | 0.52           | GROUND WATER                                         | IRRIGATION | BRANDAU, CONNIE M; BRANDAU, RICHARD H                                                      |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  | USE        |                                                                                            |
| Details      | Water Right | 57    | 7696     | W7       |                    | License | Active | 06/19/2000    | 0.02           | SPRING                                               | STOCKWATER | BRANDAU, CONNIE M; BRANDAU, RICHARD H                                                      |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  | SPRING     |                                                                                            |
| Details      | Water Right | 57    | 11766    |          |                    | Decreed | Active | 06/01/1875    | 0.02           | EAST FORK SQUAW CREEK, SALMON CREEK, UNNAMED STREAMS | STOCKWATER | BRANDAU, HENRY; BRANDAU, RICHARD; CHIPMUNK GRAZING ASSN                                    |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  |            |                                                                                            |
| Details      | Water Right | 57    | 10914    |          |                    | Decreed | Active | 06/01/1875    | 0.02           | HARDTRIGGER CREEK, MIDDLE FORK HARDTRIGGER CREEK     | STOCKWATER | BRANDAU, HENRY; BRANDAU, RICHARD; CHIPMUNK GRAZING ASSN; MILLER, GWEN K; MILLER, TIMOTHY R |
| More Options |             |       |          |          |                    |         |        |               |                | MAP                                                  |            |                                                                                            |

10465

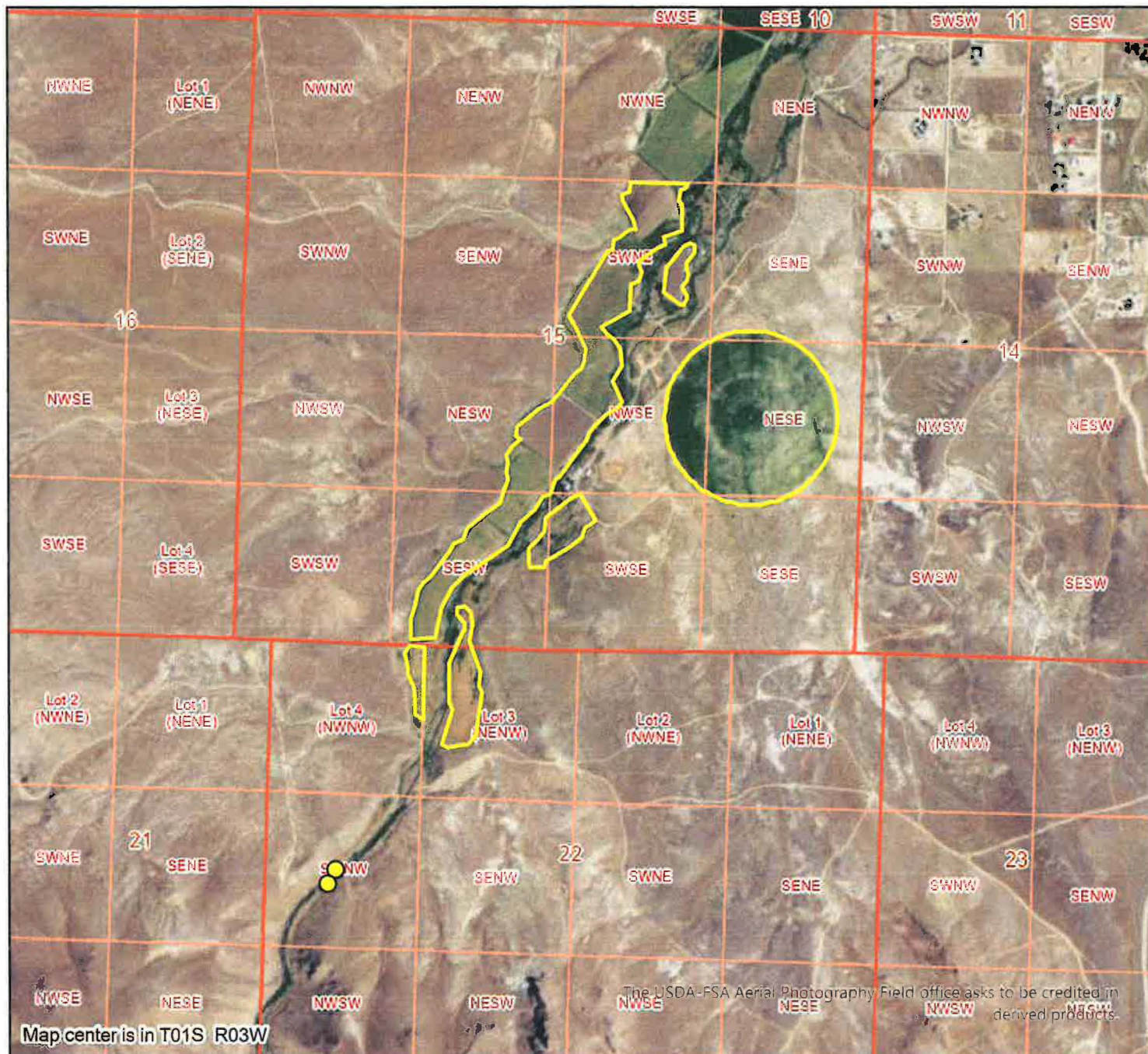
State of Idaho  
Department of Water Resources

# Water Right

57-11567

IRRIGATION

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.



Legend

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



Date created: 4/15/2024



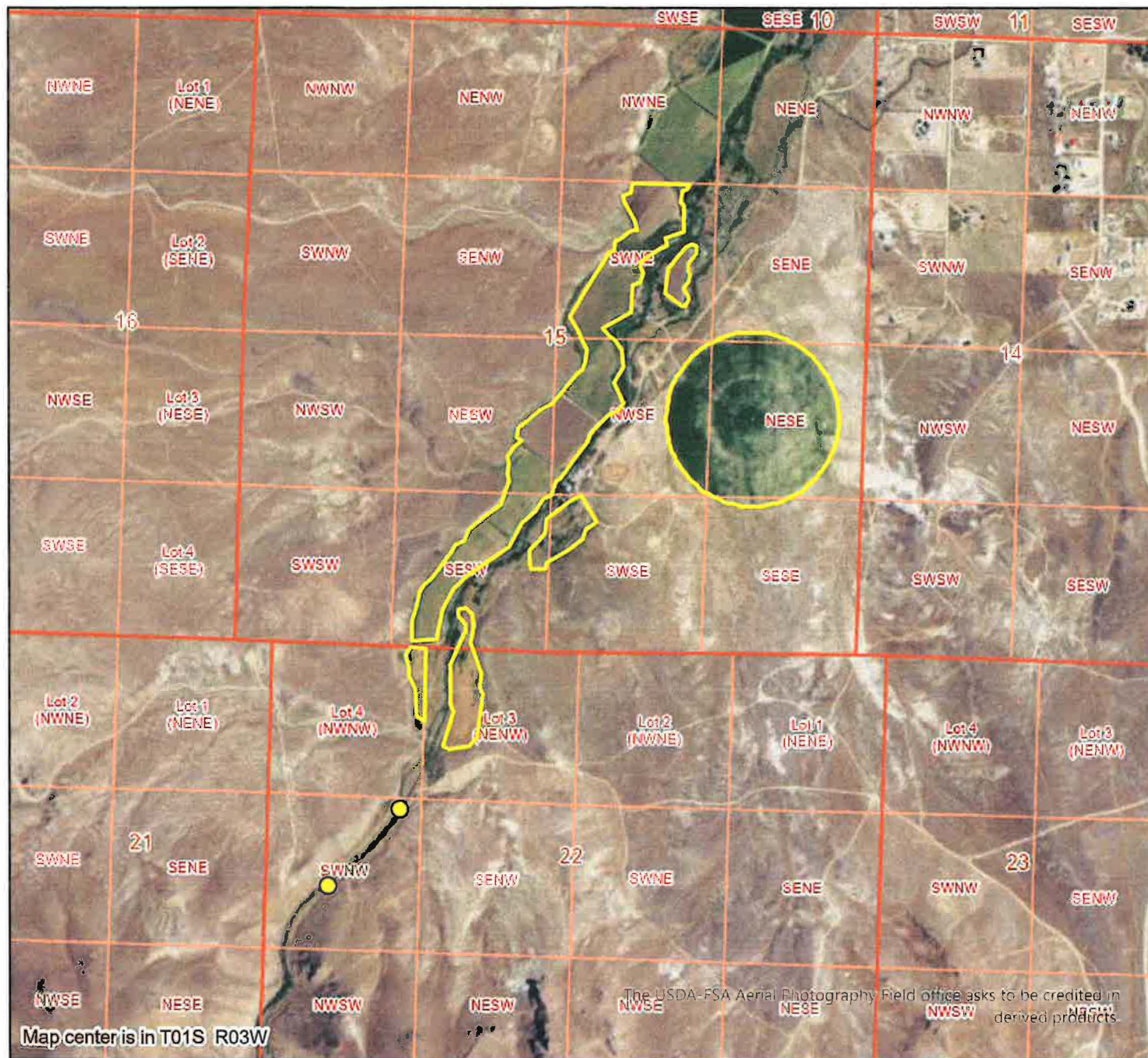
State of Idaho  
Department of Water Resources

# Water Right

57-11568

IRRIGATION

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.



Date created: 4/15/2024

Legend

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





**PioneerTitleCo.**  
GOING BEYOND

610 S. Kimball Avenue  
Caldwell, ID 83605

ELECTRONICALLY RECORDED-DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT

File No. 849849 VH/EM

Instrument # 317369

MURPHY, OWYHEE, IDAHO

2024-04-15 03:04:34 No. of Pages: 4

Recorded for: PIONEER TITLE COMPANY/OWYHEE

ANGELA BARKELL Fee: \$15.00

Ex-Officio Recorder Deputy: map

Index To: DEED WARRANTY

Electronically Recorded by Simplifile

### WARRANTY DEED

For Value Received Richard Henry Brandau and Connie Marie Brandau, as Co-Trustees of The Brandau Family Trust under Trust agreement dated April 20, 2016

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Timothy Jason Miller and Victoria L. Miller, husband and wife

hereinafter referred to as Grantee, whose current address is 6750 Goldbuckle Way, Marsing, ID 83639

The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: March 28, 2024

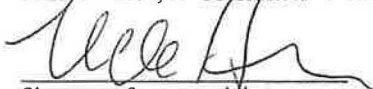
The Brandau Family Trust dated April 20, 2016

By: Richard Henry Brandau  
Richard Henry Brandau, Co-Trustee

By: Connie Marie Brandau  
Connie Marie Brandau, Co-Trustee

State of Idaho, County of Canyon

This record was acknowledged before me on April 15, 2024 by Richard Henry Brandau and Connie Marie Brandau, as Co-Trustees of The Brandau Family Trust u/t/a dated April 20, 2016.



Signature of notary public

Commission Expires: \_\_\_\_\_

Residing in: Caldwell, ID  
Commission Expires: 12/02/2028



EXHIBIT A

Tract I:

Parcel 1:

In Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho  
Section 22: Government Lots 3 and 4

Parcel 2:

In Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho  
Section 15: South Half of the Northeast Quarter, Southeast Quarter, and the East Half of the Southwest Quarter

Tract II:

Parcel 1:

In Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho  
Section 15: North Half of the Northeast Quarter

Parcel 2:

A parcel of land located in the Southeast Quarter of Section 10, Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

COMMENCING at an aluminum cap marking the southeast corner of Section 10; thence North 89°51'55" West, coincident with the south line of the Southeast Quarter of the Southeast Quarter of said Section 10, a distance of 28.00 feet to a 5/8" rebar "PLS 9366" and the POINT OF BEGINNING; thence continuing North 89°51'55" West, coincident with said south line, 2620.97 feet to an aluminum cap marking the South quarter corner of said Section 10; thence North 0°50'54" East, coincident with the west line of the Southwest Quarter of the Southeast Quarter of said Section 10, a distance of 1329.03 feet to a 5/8" rebar "no cap" marking the CS 1/16 corner of said Section 10; thence South 89°37'45" East, coincident with the north line of said Southwest Quarter of the Southeast Quarter, a distance of 1324.70 feet to a 5/8" rebar "no cap" marking the SE 1/16 corner of said Section 10; thence North 0°51'44" East, coincident with the west line of the Northeast Quarter of the Southeast Quarter of Section 10, a distance of 1323.47 feet to a 5/8" rebar "no cap" marking the CE 1/16 of said Section 10; thence South 89°23'38" East, coincident with the north line of said Northeast Quarter of the Southeast Quarter, a distance of 1324.95 feet to an aluminum cap marking the quarter corner common to Sections 10 and 11; thence South 0°52'19" West, coincident with the east line of said Northeast Quarter of the Southeast Quarter of Section 10, a distance of 944.19 feet to a 5/8" rebar "PLS 11574"; thence North 64°57'27" West, 498.20 feet to a 5/8" rebar "PLS 11574"; thence South 5°25'05" West, 873.25 feet to a 5/8" rebar "PLS 11574"; thence South 24°55'04" East, 1139.29 feet to the POINT OF BEGINNING.

Parcel 3:

BASIS OF BEARING for this description is North 00°52'29" East, between a Bureau of Land Management (BLM) aluminum cap, marking the West 1/4 corner of Section 11, and a 5/8" rebar with no cap marking the North 1/16 corner of Section 11, both in Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho.

A Parcel of land located in the South Half of the Northwest 1/4 of Section 11, and the Northwest 1/4 of Section 11, and the Northwest 1/4 of the Southwest 1/4 of Section 11, Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

BEGINNING at a BLM aluminum cap, marking the southwest corner of said South Half of the Northwest 1/4 (W1/4 corner);

Thence North 00°53'26" East, coincident with the west line of said South Half of the Northwest 1/4, a distance of 1012.99 feet to a 5/8" rebar/cap PLS 11574;

Thence leaving said west line, South 89°13'17" East, parallel with the north line of said South Half of the Northwest 1/4, a distance of 1060.50 feet to a 5/8" rebar/cap PLS 11574;

Thence South 37°07'54" East, 520.02 feet to a 5/8" rebar/cap PLS 11574;

Thence South 25°46'51" West, 1918.54 feet to a 5/8" rebar/cap PLS 12451;

Thence North 25°53'58" West 1271.40 feet to the POINT OF BEGINNING.

Tract III:

A parcel of land being a portion of the Southeast Quarter of the Southeast Quarter and the East One-Half of the Northeast Quarter of the Southeast Quarter of Section 10 and a portion of the Northwest Quarter of the Southwest Quarter of Section 11, Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

BEGINNING at the Southeast corner of said Southeast Quarter of the Southeast Quarter (Section corner common to 10, 11, 14, and 15) said corner monumented with a 3-inch diameter aluminum disk; thence

North 89° 51' 57" West, a distance of 28.00 feet along the Southerly boundary of said Southeast Quarter of the Southeast Quarter of Section 10, said corner monumented with a 5/8 inch diameter iron pin; thence

North 24° 55' 04" West, a distance of 1458.04 feet to the Southwest corner of said East One-Half of the Northeast Quarter of the Southeast Quarter of Section 10, said corner monumented with a 5/8 inch diameter iron pin; thence

North 00° 51' 58" East, a distance of 1320.93 feet along the Westerly boundary of said East One-Half of the Northeast Quarter of the Southeast Quarter of Section 10 to the Northwest corner of said East One-Half of the Northeast Quarter of the Southeast Quarter of Section 10, corner monumented with a 5/8 inch diameter iron pin; thence

South 89° 23' 36" East, a distance of 662.57 feet along the Northerly boundary of said East One-Half of the Northeast Quarter of the Southeast Quarter of Section 10 to the Northwest corner of said Northwest Quarter of the Southwest Quarter of Section 11, corner monumented with a 3-inch diameter aluminum disk; thence

South 25° 53' 54" East, a distance of 1475.01 feet to the Southeast corner of the West One-Half of the Northwest Quarter of the Southwest Quarter of Section 11, said corner monumented with a 5/8 inch diameter iron pin; thence

North 89° 14' 19" West, a distance of 664.36 feet along the Southerly boundary of said West One-Half of the Northwest Quarter of the Southwest Quarter of Section 11 to the Southwest corner of said West One-Half of the Northwest Quarter of the Southwest Quarter of Section 11 monumented with a 3-inch diameter aluminum disk; thence .

South 00° 52' 30" West, a distance of 1318.27 feet along the Easterly boundary of said Southeast Quarter of the Southeast Quarter of Section 10 to the POINT OF BEGINNING.

EXCEPTING THEREFROM the following described parcel:

A parcel of land located in the NW 1/4 of the SW 1/4 of Section 11, Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

BEGINNING said an aluminum cap marking the S 1/16 corner common to Sections 10 and 11;

Thence N. 0°52'19" E., coincident with the west line of said NW 1/4 of the SW 1/4 of Section 11, a distance of 373.85 feet;

Thence S. 64°57'27" E., 59.65 feet to a 5/8" rebar "PLS 11574";

Thence N. 53°17'41" E., 197.14 feet to a 5/8" rebar "PLS 11574";

Thence S. 59°05'55" E., 354.42 feet to a 5/8" rebar "PLS 11574";

Thence S. 25°53'59" E., 325.90 feet to a 5/8" rebar "PLS 9366" on the south line said NW 1/4 of the SW 1/4;

Thence N. 89°14'24" W., coincident with said south line, 664.31 feet to the POINT OF BEGINNING.



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](mailto:idwrinfo@idwr.idaho.gov) • Website: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Mathew Weaver

April 23, 2024

TIMOTHY JASON MILLER  
VICTORIA L MILLER  
6750 GOLD BUCKLE WAY  
MARSING ID 83639-8268

Re: Change in Ownership for Water Right No(s): **57-7, 57-280, 57-1013, 57- 2065, 57-2247, 57-7696, 57-11567, 57-11568, 57-12069**

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)287-4921.

Sincerely,

Debra Mansfield  
Technical Records Specialist 1

Enclosure(s)

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/19/2024

**Water Right 57-11567**

| <u>Owner Type</u> | <u>Name and Address</u>                                                                          |
|-------------------|--------------------------------------------------------------------------------------------------|
| Current Owner     | TIMOTHY JASON MILLER<br>6750 GOLD BUCKLE WAY<br>MARSING, ID 83639-8268<br>jtcmliller@hotmail.com |
| Current Owner     | VICTORIA L MILLER<br>6750 GOLD BUCKLE WAY<br>MARSING, ID 83639-8268<br>jtcmliller@hotmail.com    |
| Original Owner    | RICHARD H BRANDAU<br>9902 WILSON CEMETERY RD<br>MELBA, ID 83641-4244<br>(208) 495-2529           |

**Priority Date:** 5/12/1914

**Basis:** Decreed

**Status:** Active

**Source**  
REYNOLDS CREEK

**Tributary**  
SNAKE RIVER

| <u>Beneficial Use</u> | <u>From</u>                   | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------------------------|-----------|-----------------------|---------------|
| IRRIGATION            | 02/15                         | 07/15     | 1.260 CFS             |               |
|                       | <b><u>Total Diversion</u></b> |           | 1.260 CFS             |               |

**Source and Point(s) of Diversion:**

|                |      |                                          |
|----------------|------|------------------------------------------|
| REYNOLDS CREEK | SWNW | Sec. 22, Twp 01S, Rge 03W, OWYHEE County |
| REYNOLDS CREEK | SWNW | Sec. 22, Twp 01S, Rge 03W, OWYHEE County |

**Place Of Use:**

IRRIGATION within OWYHEE County

|     |     |     | NE |    |      |     | NW        |           |    |    | SW  |    |    |      | SE   |      |     |     |        |
|-----|-----|-----|----|----|------|-----|-----------|-----------|----|----|-----|----|----|------|------|------|-----|-----|--------|
| Twp | Rng | Sec | NE | NW | SW   | SE  | NE        | NW        | SW | SE | NE  | NW | SW | SE   | NE   | NW   | SW  | SE  | Totals |
| 01S | 03W | 15  |    |    | 14.9 | 0.6 |           |           |    |    | 4.8 |    |    | 10.6 | 29.8 | 15.6 | 3.2 | 0.6 | 80.1   |
| 01S | 03W | 22  |    |    |      |     | 4.6<br>L3 | 1.3<br>L4 |    |    |     |    |    |      |      |      |     |     | 5.9    |

Right Acre Limit: 21.00  
POU Total Acres: 86.0

**Conditions of Approval:**

IDAHO DEPARTMENT OF WATER RESOURCES

4/19/2024

Proof Report

1. THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR LESS THAN 57 CFS.
2. THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.
3. X27 This right is limited to the irrigation of 21 acres within the authorized place of use in a single irrigation season.
4. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57R.
5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**Dates and Other Information:**

Decreed Date: 2/12/2002

State or Federal: S

Water District Number: 57R

Generic Max Rate Per Acre: 0.060

Generic Max Volume Per Acre: 4.5

Mitigation Plan: False

**Combined Use Limits:**

N/A

**SubCase:**

SubCaseNumber: 57-11567

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

Adjudication Agent:

Basis of Claim: Beneficial Use

Date Filed: 5/4/2001

Objection Status: Active

**Water Supply Bank:**

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/19/2024**

N/A

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/19/2024

**Water Right 57-11568**

| <u>Owner Type</u> | <u>Name and Address</u>                                                                          |
|-------------------|--------------------------------------------------------------------------------------------------|
| Current Owner     | TIMOTHY JASON MILLER<br>6750 GOLD BUCKLE WAY<br>MARSING, ID 83639-8268<br>jtcmliller@hotmail.com |
| Current Owner     | VICTORIA L MILLER<br>6750 GOLD BUCKLE WAY<br>MARSING, ID 83639-8268<br>jtcmliller@hotmail.com    |
| Original Owner    | RICHARD H BRANDAU<br>9902 WILSON CEMETERY RD<br>MELBA, ID 83641-4244<br>(208) 495-2529           |

**Priority Date:** 9/21/1911

**Basis:** Decreed

**Status:** Active

**Source**  
REYNOLDS CREEK

**Tributary**  
SNAKE RIVER

| <u>Beneficial Use</u> | <u>From</u>                   | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------------------------|-----------|-----------------------|---------------|
| IRRIGATION            | 02/15                         | 07/15     | 3.900 CFS             |               |
|                       | <b><u>Total Diversion</u></b> |           | 3.900 CFS             |               |

**Source and Point(s) of Diversion:**

|                |      |                                          |
|----------------|------|------------------------------------------|
| REYNOLDS CREEK | SWNW | Sec. 22, Twp 01S, Rge 03W, OWYHEE County |
| REYNOLDS CREEK | SWNW | Sec. 22, Twp 01S, Rge 03W, OWYHEE County |

**Place Of Use:**

IRRIGATION within OWYHEE County

|     |     |     | NE |    |      |     | NW  |     |    |    | SW  |    |    |    | SE   |      |      |     |        |      |
|-----|-----|-----|----|----|------|-----|-----|-----|----|----|-----|----|----|----|------|------|------|-----|--------|------|
| Twp | Rng | Sec | NE | NW | SW   | SE  | NE  | NW  | SW | SE | NE  | NW | SW | SE | NE   | NW   | SW   | SE  | Totals |      |
| 01S | 03W | 15  |    |    | 14.9 | 0.6 |     |     |    |    | 4.8 |    |    |    | 10.6 | 29.8 | 15.6 | 3.2 | 0.6    | 80.1 |
| 01S | 03W | 22  |    |    |      |     | 4.6 | 1.3 |    |    |     |    |    |    |      |      |      |     |        | 5.9  |

Right Acre Limit: 65.00  
POU Total Acres: 86.0

**Conditions of Approval:**

## Proof Report

1. THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR LESS THAN 57 CFS.
2. THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.
3. X27 This right is limited to the irrigation of 65 acres within the authorized place of use in a single irrigation season.
4. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57R.
5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**Dates and Other Information:**

Decreed Date: 3/12/2002

State or Federal: S

Water District Number: 57R

Generic Max Rate Per Acre: 0.060

Generic Max Volume Per Acre: 4.5

Mitigation Plan: False

**Combined Use Limits:**

N/A

**SubCase:**

N/A

**Water Supply Bank:**

N/A



610 S. Kimball Avenue  
Caldwell, ID 83605

RECEIVED

APR 18 2024

DEPT. OF WATER RESOURCES

April 15, 2024

Department of Water Resources  
322 East Front Street  
Boise, ID. 83702

File No. 849849

Property Address: approx 631.142 acres, 9902 Wilson Cemetery Road, Melba, ID 83641

Sincerely,

Vicki Hunsperger, Escrow Officer  
Ph: (208) 455-7305  
Email: [vhunsperger@pioneertitleco.com](mailto:vhunsperger@pioneertitleco.com)