

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A21-11974
Date Received: 7/13/1992
Receipt No: E017602
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RANDY HILLMAN 208-356-7557
Address: 5518 N 4000 W
REXBURG ID 83440

2. Date of Priority: APR 1, 1906

3. Source: SPRING Trib. to: HENRYS FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	39E	27	NW	NE	SW		MADISON

5. Description of diverting works:
STOCK DRINK DIRECTLY FROM SPRING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR 200 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	39E	27	NE	SW		STOCK	

11. Place of use in counties: MADISON

A2111974

NOT RECORDED
NOV 04 1992

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kathy J. Hillman Date: July 13, 1992

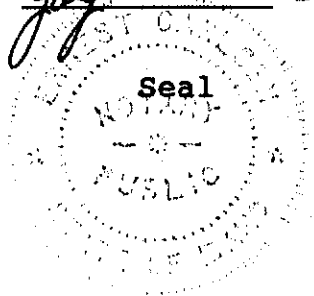
Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 13 day

of July 19 92

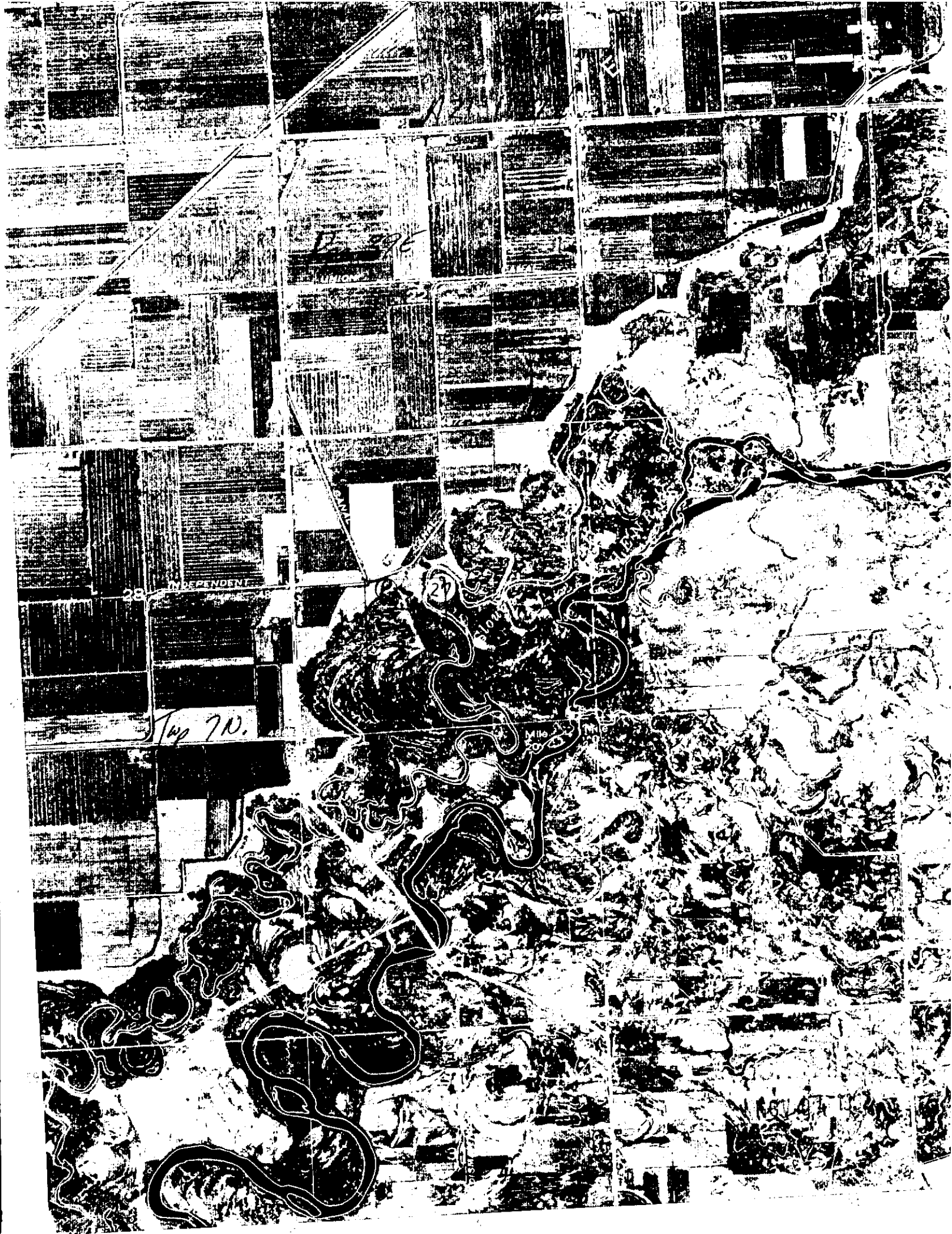
Ernest Carlson
Notary Public



Residing at Shabo Falls, Id.

My Commission Expires 6-14-1994

MICROFILMED
NOV 04 1992



AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-22-1997

PAGE: A-3

RIGHT NUMBER: 21-11974

NAME & ADDRESS: RANDY HILLMAN
5518 N 4000 W
REXBURG ID 83440

*Ewell Charles M. Etns.
7319 Vista Del Mar
La Jolla, CA 92037*

SOURCE: SPRING

TRIBUTARY: HENRYS FORK

QUANTITY: 0.04 CFS

PRIORITY DATE: 04/01/1906

POINT OF DIVERSION: T07N R39E S27

NWNESEW

Within MADISON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER STOCKWATER FOR 200 RANG

PERIOD OF USE

01-01 12-31

QUANTITY

0.04 CFS

PLACE OF USE:

STOCKWATER

T07N R39E S27

Within MADISON County

NESW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 07N39E 27 7204

160 Acres

no improvements

*48-195
4000 N 4000 W
La Jolla, CA*

Verified by

Amaly

Date: *9-22-97*

Verification Source:

*Computer printouts
& maps*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

January 5, 1997

CHARLES M EWELL
7319 VISTA DEL MAR
LA JOLLA CA 92037

RE: Snake River Basin Adjudication (SRBA)
Water Right No. A21-11974

Dear Mr. Ewell:

We have been advised you may be the new owner of the property with the water right referenced above.

According to the county records, this property has no improvements on it. The claim to the property is for stockwater purposes. The department needs proof the water right is used for stockwater.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form, documentation and proof of stockwater use to my attention at this office no later than January 19, 1997.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

Encl: Change of ownership form
Copy of A21-11974

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A21-12360
Date Received: 1/30/1995
Receipt No: E020640
Received By: DK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN PALMER 208-356-0696
Address: PALMER ENTERPRISES INC
17 W 1500N
REXBURG ID 83440

AND/OR

Name: LUDEAN PALMER 208-356-0696
Address: PALMER ENTERPRISES INC
17 W 1500N
REXBURG ID 83440

A2112360

2. Date of Priority: APR 1, 1920

3. Source: COLD SPRING CREEK Trib. to: PINE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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Beginning Point of Instream Flow	10N	41E	24	NE	NW		FREMONT
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Ending Point of Instream Flow	10N	41E	24	NE	NW		FREMONT
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5. Description of diverting works:
INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

MICROFILMED

NOV 06 1995

9. Non-irrigation uses:
STOCKWATER, 100 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	41E	24	NE NW		STOCK	

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

Dean L. Palmer

Date:

Jan 30-1995

Date: _____

MICROFILMED

NOV 11 1995

State of Idaho

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30 day

of Jan 19 95

[Signature]
Notary Public

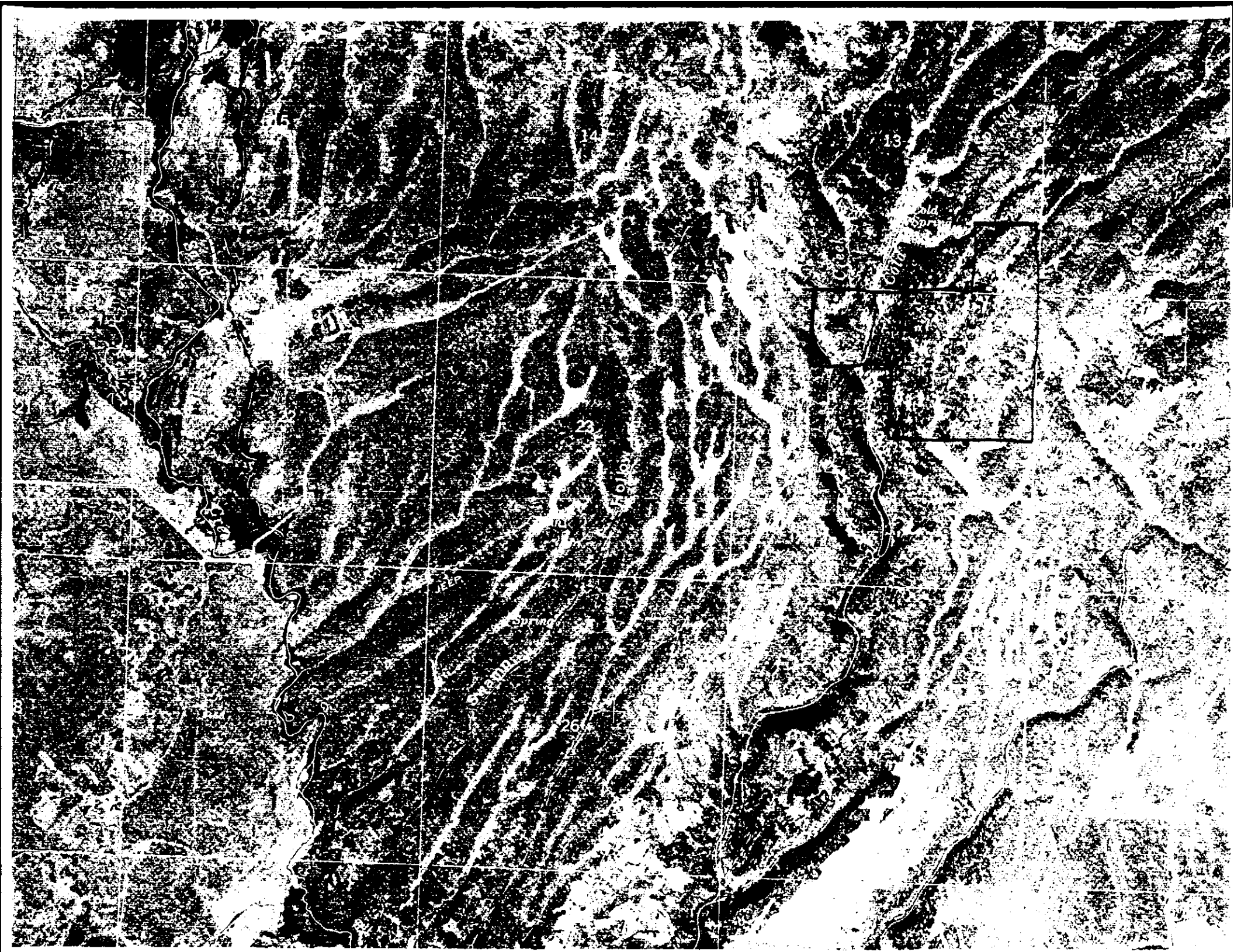
Seal

Residing at Heise Id

My Commission Expires 2/26/96

MICROFILMED

NOV 06 1996



STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP JAN 20 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page. Department of Water Resources
Incomplete forms will be returned. Eastern Region

1. Water Right No(s).: _____
Adjudication Claim No(s).: ADJ-12366
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Dean Palmer + or Ludean Palmer
17 W 1500 N - Rexburg, Id 83440
4. New Owner/Claimant(s) H.A. + Erada Bitter
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address 9336 S. 15th W
City, State and ZIP Code Idaho Falls, Id 83402
New Telephone Number (208) 524-2791
5. Date you acquired the property Feb 3, 1995
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) H.A. Bitter
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

shall be reduced by the amount of any mortgage to which excepted insurance has agreed, assumed, or taken subject to the satisfaction of the insured by an insured and which is a charge or lien on the property described or referred to in Schedule A, and the amount so paid shall be deemed a payment under this policy to the insured owner.

12. PAYMENT OF LOSS

17. NOTICES, WHEN REQUIRED TO BE GIVEN THE COMPANY SHALL BE REQUIRED TO BE FURNISHED TO THE COMPANY AT THE ISSUING OFFICE AND SHALL BE ADDRESSED TO THE COMPANY AT THE ISSUING OFFICE.

Security Union Title Insurance Company
Claims Department

REXBURG, IDAHO 83403

WARRANTY DEED

For Value Received

Dean Palmer and LuDean Palmer, HUSBAND AND WIFE.

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

H.A. Bitter and Evada Bitter, HUSBAND AND WIFE.

whose current address is

9336 South 15 West, Idaho Falls, Id 83042

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

Township 10 North, Range 41 East, Boise Meridian, Fremont
County, Idaho.

Section 13: SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 24: NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ ✓

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he the owner in fee simple of said premises; that they are free from all incumbrances except: Subject to all existing patent reservations, easements, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations.

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

Dated: February 3, 1995

Dean Palmer

Dean Palmer

LuDean Palmer

LuDean Palmer

STATE OF IDAHO, COUNTY OF MADISON

On this 3rd day of FEBRUARY, 1995, before me, a notary public in and for said State, personally appeared

Dean Palmer
LuDean Palmer
HUSBAND AND WIFE.

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

John R. Lathan
Notary Public

Residing at Rexburg, Idaho
Comm. Expires 06/15/97

Microfilm No.

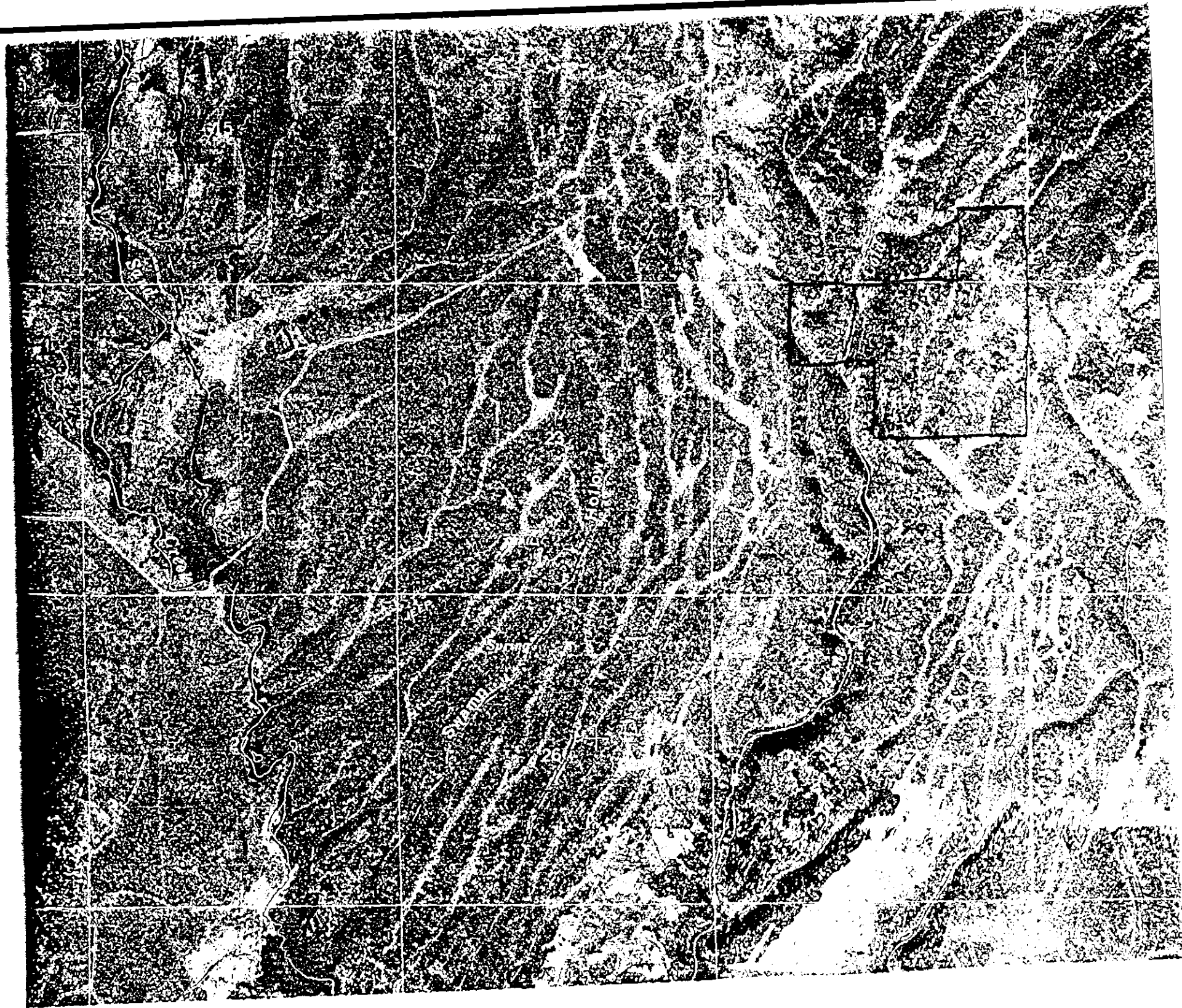
434863

At 7 Day Feb 1995
14:16 O'clock PM

MICKIE FUNKE
FREMONT CO. RECORDER
Fee \$ 3- *C.M.* Deputy

Recorded At Request of
AMERICAN LAND TITLE CO. INC.

Furnished by the AMERICAN LAND TITLE CO. INC., Boise, Idaho



AJ0749NP
No. A21-12360

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 02/10/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	H A BITTER	04/01/1920	STOCKWATER	01-01 12-31	0.04 CFS	
C	EVADA BITTER					
	9336 S 15TH W					
	IDAHO FALLS ID 83402					
	(208) 524-2791					
				TOTAL DIVERSION:	0.04 CFS	

Water Source: COLD SPRING CREEK

Tributary to: PINE CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T10N R41E S24
Point(s) of Ending Stream Reach: T10N R41E S24

NENW
NENW

FREMONT County
FREMONT County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
10N 41E 24	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: FREMONT

Non-Irrigation Uses: STOCKWATER, 100 CATTLE

Remarks: GEN CHANGED OWNERSHIP PER REQUEST./AJ/02-10-1998

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

COPY



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 10, 1998

H A BITTER
9336 S 15TH W
IDAHO FALLS ID 83402

RE: CHANGE IN OWNERSHIP FOR A21-12360

Dear Mr. & Mrs. Bitter:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Autumn Jones
Records Clerk

Enclosure: Notice(s) of Claim

COPY

RIGHT NUMBER: 21-12360

NAME & ADDRESS: DEAN PALMER
LUDEAN PALMER
PALMER ENTERPRISES INC
17 W 1500N
REXBURG ID 83440*H. A. & Evada Bitter
9336 S 15th W
I. F., 83402*

SOURCE: COLD SPRING CREEK

TRIBUTARY: PINE CREEK

QUANTITY: 0.04 CFS

PRIORITY DATE: 04/01/1920

POINT OF DIVERSION: T10N R41E S24

NENW (INSTREAM BEGINNING POINT) Within FREMONT County
NENW (INSTREAM ENDING POINT)

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER STOCKWATER, 100 CATTLE	01-01 12-31	0.04 CFS

PLACE OF USE:

STOCKWATER

Within FREMONT County

T10N R41E S24 ✓

NENW ✓

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

*RP 5360**no improvements
200 acres*Verified by *Sandy* Date: *9-23-97*Verification Source: *Numeris roll*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 5, 1997

H. A. & EVADA BITTER
9336 S 15TH W
IDAHO FALLS ID 83402

RE: Snake River Basin Adjudication (SRBA)
Water Right No. A21-12360

Dear Mr. Ewell:

We have been advised you may be the new owner of the property with the water right referenced above.

According to the county records, this property has no improvements on it. The claim to the property is for stockwater purposes. The department needs proof the water right is used for stockwater.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form, documentation and proof of stockwater use to my attention at this office no later than January 19, 1997.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

A handwritten signature in cursive script that reads "Danni M. Smith".

Danni M. Smith
SRBA Sr. Secretary

Encl: Change of ownership form
Copy of A21-12360