

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 COEUR D'ALENE-SPOKANE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Ident. Number 95-9643  
Date Received: 3/23/2009  
Receipt No: N020108 A  
Received By: *WJ*

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

BITTERROOT WATER CO INC Phone: (208)660-2560

PO BOX 2306  
HAYDEN LAKE ID USA 83835

2. Date of Priority: 04/11/1994

3. Source: GROUND WATER Trib. to: ,

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County   | Type |
|----------|-------|---------|-----------------------|----------|------|
| 53N      | 03W   | 29      | SW SW                 | KOOTENAI |      |
| 53N      | 03W   | 29      | SW SW                 | KOOTENAI |      |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose         | From  | To    | C.F.S.     | (or) A.F.A |
|-----------------|-------|-------|------------|------------|
| MUNICIPAL       | 01/01 | 12/31 | 0.75       | 192        |
| FIRE PROTECTION |       | 01/01 | 12/31 0.75 |            |

7. Total Quantity Appropriated is:  
0.75 C.F.S. and/or 192 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use             | Acres |
|----------|-------|---------|----------------|-----------------|-------|
| 53N      | 03W   | 20      | NE SW          | FIRE PROTECTION |       |
|          |       |         | SE SW          | FIRE PROTECTION |       |

|     |     |    |    |    |                 |
|-----|-----|----|----|----|-----------------|
|     |     |    | NE | SE | FIRE PROTECTION |
|     |     |    | NW | SE | FIRE PROTECTION |
|     |     |    | SW | SE | FIRE PROTECTION |
|     |     |    | SE | SE | FIRE PROTECTION |
|     |     |    | NE | SW | MUNICIPAL       |
|     |     |    | SE | SW | MUNICIPAL       |
|     |     |    | NE | SE | MUNICIPAL       |
|     |     |    | NW | SE | MUNICIPAL       |
|     |     |    | SW | SE | MUNICIPAL       |
|     |     |    | SE | SE | MUNICIPAL       |
| 53N | 03W | 28 | NE | SW | MUNICIPAL       |
|     |     |    | NW | SW | MUNICIPAL       |
|     |     |    | SW | SW | MUNICIPAL       |
|     |     |    | NE | SW | FIRE PROTECTION |
|     |     |    | NW | SW | FIRE PROTECTION |
|     |     |    | SW | SW | FIRE PROTECTION |
| 53N | 03W | 29 | NE | NE | FIRE PROTECTION |
|     |     |    | NW | NE | FIRE PROTECTION |
|     |     |    | SW | NE | FIRE PROTECTION |
|     |     |    | SE | NE | FIRE PROTECTION |
|     |     |    | NE | NW | FIRE PROTECTION |
|     |     |    | NW | NW | FIRE PROTECTION |
|     |     |    | SW | NW | FIRE PROTECTION |
|     |     |    | SE | NW | FIRE PROTECTION |
|     |     |    | NE | SW | FIRE PROTECTION |
|     |     |    | NW | SW | FIRE PROTECTION |
|     |     |    | SW | SW | FIRE PROTECTION |
|     |     |    | SE | SW | FIRE PROTECTION |
|     |     |    | NE | SE | FIRE PROTECTION |
|     |     |    | NW | SE | FIRE PROTECTION |
|     |     |    | SE | SE | MUNICIPAL       |
|     |     |    | NE | NE | MUNICIPAL       |
|     |     |    | NW | NE | MUNICIPAL       |
|     |     |    | SW | NE | MUNICIPAL       |
|     |     |    | SE | NE | MUNICIPAL       |
|     |     |    | NE | NW | MUNICIPAL       |
|     |     |    | NW | NW | MUNICIPAL       |
|     |     |    | SW | NW | MUNICIPAL       |
|     |     |    | SE | NW | MUNICIPAL       |
|     |     |    | NE | SW | MUNICIPAL       |
|     |     |    | NW | SW | MUNICIPAL       |
|     |     |    | SW | SW | MUNICIPAL       |
|     |     |    | SE | SW | MUNICIPAL       |
|     |     |    | NE | SE | MUNICIPAL       |
|     |     |    | NW | SE | MUNICIPAL       |
|     |     |    | SW | SE | MUNICIPAL       |
|     |     |    | SW | SE | FIRE PROTECTION |
|     |     |    | SE | SE | FIRE PROTECTION |
| 53N | 03W | 30 | NE | NE | FIRE PROTECTION |
|     |     |    | SE | NE | FIRE PROTECTION |
|     |     |    | NE | NE | MUNICIPAL       |
|     |     |    | SE | NE | MUNICIPAL       |
| 53N | 03W | 32 | NE | NE | MUNICIPAL       |
|     |     |    | NW | NE | MUNICIPAL       |
|     |     |    | SE | NE | MUNICIPAL       |
|     |     |    | NE | SE | MUNICIPAL       |
|     |     |    | SE | SE | MUNICIPAL       |
|     |     |    | NE | NE | FIRE PROTECTION |
|     |     |    | NW | NE | FIRE PROTECTION |
|     |     |    | SE | NE | FIRE PROTECTION |

|     |     |    |    |    |                 |
|-----|-----|----|----|----|-----------------|
|     |     |    | NE | SE | FIRE PROTECTION |
|     |     |    | SE | SE | FIRE PROTECTION |
| 53N | 03W | 33 | NW | NW | FIRE PROTECTION |
|     |     |    | NW | NW | MUNICIPAL       |

11. Place of use in counties: KOOTENAI

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.

Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

This right does not grant any right-of-way or easement across the land of another.

Place of use is within the area served by the public water supply system of Bitterroot Water Co Inc. The place of use is generally located within Sections 20, 28, 29, 30, 32 and 33, Township 53N, Range 03W.

Point of diversion parcel number 0-7350-001-002-0.

Point of diversion parcel number 53n03w-29-6400.

15. Basis of Claim: License

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 COEUR D'ALENE-SPOKANE 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: 3

For Organizations:

I do solemnly swear or affirm under penalty of perjury that I am

OWNER of BITTERROOT WATER CO.  
Title Organization

that I have signed the foregoing document in the space below as

OWNER of BITTERROOT WATER CO. and that the  
Title Organization

statements contained in the foregoing document are true and correct.

Kim Riskel  
Signature of Authorized Agent

OWNER BITTERROOT WATER CO.  
Title and Organization

3-23-09  
Date