

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: A63-31012  
Date Received: 11/16/1998  
Receipt No: C043912  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

|          |                   |              |
|----------|-------------------|--------------|
| 1. Name: | ROBERT M WILLCUTS | 208-459-9595 |
| Address: | 19744 MIDDLE RD   |              |
|          | CALDWELL ID       | 83605        |
| AND/OR   |                   |              |
| Name:    | JANE WILLCUTS     | 208-459-9595 |
| Address: | 19744 MIDDLE RD   |              |
|          | CALDWELL ID       | 83605        |

2. Date of Priority: DEC 15, 1995

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

|          |       |         |        |        |     |     |        |
|----------|-------|---------|--------|--------|-----|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 04N      | 04W   | 26      | SW     | NW     |     |     | CANYON |

5. Description of diverting works:  
WELL, 178' DEEP, 6" CASING, 2 HP PUMP

6. Water is used for the following purposes:

|            |       |       |       |      |        |
|------------|-------|-------|-------|------|--------|
| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
| DOMESTIC   | 01/01 | 12/31 | 0.060 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.060 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
1 HOME

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 04N      | 04W   | 26      | SW     | NW  |     | DOMEST |       |
|          |       |         | SW     | NW  |     | STOCK  |       |

11. Place of use in counties: CANYON

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

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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):

Robert M. Willard

Date: Nov 16, 1998

Date: \_\_\_\_\_

State of Idaho )

County of Ada )

SS.

Subscribed and sworn (or affirmed) before me this 16<sup>TH</sup> day

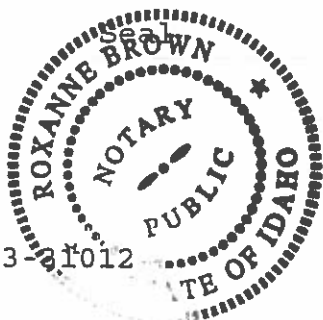
of November 19 98

Roxanne Brown

Notary Public

Residing at Boise, ID

My Commission Expires 5-16-2002



**RECEIPT**  
For Monies Paid  
to the  
Idaho Department of Water Resources

Receipt No: C043912

Date: 11/16/1998  
Time: 12:37:13

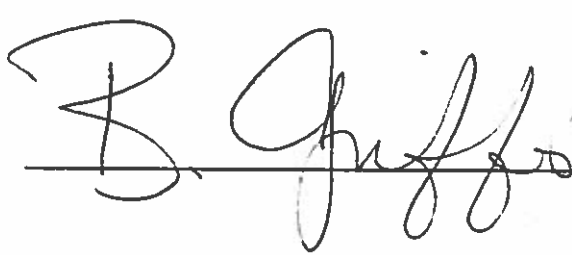
Received  
From: BOB WILLIAMS INSURANCE IN

| Type of Payment  |       | Program A cct |      | Amount |
|------------------|-------|---------------|------|--------|
| ADJUD FILING FEE | 41503 | 337           | 1155 | 25.00  |

CHECK 6072

Total \$ 25.00

Region: STATE

Signature: 

10/20/2006

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-31012

NAME AND ADDRESS: JANE WILL CUTS  
19744 MIDDLE RD  
CALDWELL ID 83607

ROBERT M WILL CUTS  
19744 MIDDLE RD  
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/15/1995

POINT OF DIVERSION:

T04N R04W S26 SWNW Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u>       | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------------|----------------------|-----------------|
| STOCKWATER                  | 1/01 12/31           | 0.060 CFS       |
| DOMESTIC                    | 1/01 12/31           | 0.060 CFS       |
| Domestic use is for 1 home. |                      |                 |

PLACE OF USE: STOCKWATER Within CANYON County

T04N R04W S26 SWNW

DOMESTIC Within CANYON County

T04N R04W S26 SWNW

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

09/29/2006

NOTICE OF ERROR  
REPLY

RECEIVED

OCT 20 2006

WATER RESOURCES  
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-31012

JANE WILLCUTS  
19744 MIDDLE RD  
CALDWELL ID 83605  
Telephone Number: (208)459-9595

ROBERT M WILLCUTS  
19744 MIDDLE RD  
CALDWELL ID 83605  
Telephone Number: (208)459-9595

} ZIP code changed  
To 83607

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.  
DATE: 10-16-06 SIGNATURE: Robert M Willcuts  
Please print your name: Robert M. Willcuts

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

08/23/2006

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

## REAL PROPERTY INQUIRY

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*****
01 6R36439-000- -0 230-00 SCH139+ 01 32,900 31.05
*****
10 25,000 1.00
WILLCUTS ROBERT M + 19 2.25
WILLCUTS JANE H/W + 31 107,100
+
+
+
19744 MIDDLE RD +
CALDWELL ID 83607 +
*****
26-4N-4W NW + TOTAL 165,000 34.30
SWNW LS TX 28 *****
+ SURVEY INST 9529531
+ DRAIN DR VALUE APPR MKB
+ CLASS 3 REAP 05 MAN 04 UNIT 1
+ PARCEL 6R04N04W263601 H/O Y C/B N
+ PRIOR ACCOUNT 5R36439-000- -0
+ 02 MH on Property NO
+ 03 Traits 04 Companion Sheet

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MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R36439000 0 UNIT 001 TOTAL UNITS 1

SITE 19744 MIDDLE RD CA SEC/TWN/RNG 26-4N-4W

ASSESSED VALUE 165,000 ACREAGE 34.30

SUB/PARK NAME YEAR/MAKE

CLASS 3 OWNER / OCCUPIED HOUSE CLASS ' 3' SPACE LOT BLOCK

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*****
YR BUILT 1995 AIR COND CENTRAL AIR CARPORT N
STORY 1 STORY HEATING CARPORT SQ FT
FIRST SQ FT 1560 EXTERIOR HARDBOARD DECK/PATIO? Y
SECOND SQ FT ROOF WOOD SHAKES POOL?
BEDS 4 BSMT SQ FT SPA? N
BATHS 2.00 % BSMT FIN LOT SIZE
FRPLC 1 GARAGE A2 NEIGHBORHOOD 0
GARAGE SQ FT 590

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*****
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO
REAL ACCOUNT

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