

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: **A63-30815**
Date Received: 5/11/1998
Receipt No: W023865
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: RICHARD L BITTICK 208-454-8206
Address: 17140 UPPER PLEASANT RIDGE RD
CALDWELL ID 83605
AND
Name: CYNTHIA A BITTICK 208-454-8206
Address: 17140 UPPER PLEASANT RIDGE RD
CALDWELL ID 83605
2. Date of Priority: JUN 30, 1916
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 04N | 03W | 30 | NE | SE | | | CANYON |
5. Description of diverting works:
WELL, 6", 90', PUMP HOUSE & PRESSURE PUMP. DRILLED IN 1916.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 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:
DOMESTIC, 1 HOME; STOCKWATER, 2 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	30	NE	SE		DOMEST	

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:

USED FOR HOUSE, OCCASIONALLY SPRINKLE YARD AND SMALL GARDEN. FILL
TWO SMALL STOCK TANKS.

15. Basis of Claim: BENEFICIAL USE

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

Identification No. A63-30815
Date Received 4/29/98
Receipt Number W023865

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

APR 29 1998

WATER RESOURCES
WESTERN REGION

Filing Fee \$25

Please type or print clearly

and Cynthia A Bittick

1. Name of Claimant (s) (DICK) Richard L. BITTICK Phone (208) 454-8206

Mailing Address 17140 UPPER Pleasant Ridge Road Caldwell, Id. Zip 83605

2. Date of Priority (Only one per claim) 1916 June / 1 / 1916 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater ☐ or Other () (a) WELL
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 4 North Range 3 WEST OF THE BOISE meridian
Section 30, West HALF of Northeast 1/4 of Southwest 1/4, Govt. Lot _____, BM., Canyon County

Additional points of diversion if any: None

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well, 6" 90' Pump house & Pressure Pump, Drilled in 1916
For Domestic use

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 104 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 104 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic use And stockwater, 1 house hold 2 horses.

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 4 - North Range 3 WEST OF THE BOISE, Meridian, Canyon County
Section 30, WEST HALF 1/4 of Northeast 1/4, Govt. Lot OF Southeast 1/4, B.M.,
County of CANYON County for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any OCCASIONALLY SPRINKLE yard + garden

11. In which county (ies) are lands listed above as place of use located? CANYON County

12. Do you own the property listed above as place of use? Yes X No
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
NONE

14. Remarks: I use this well for the house, occasionally to sprinkle yard and small garden, and to fill two small stock tanks.

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court NONE Decree Date NONE Plaintiff vs Defendant NONE

If applicable provide IDWR Water Right Number

16. Signature (s)

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

Number of Attachments

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) (Dick) Richard L. Bittick Date 4-19-98

X Cynthia A. Bittick Date 4-19-98

For Organizations: I do solemnly swear or affirm that I am

of Title , that I have signed the foregoing

document in the space below as Organization of

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Date

Title and Organization

State of Idaho/or

County of Canyon } SS. (Dick) Richard L. Bittick

Subscribed and sworn (or affirmed) before me this 24th day of April 1998

SEAL

Notary Public Carmie L. Farwell

Residing at Calderwood

My Commission Expires 7-30-2000

Last Name Ident No.

Copies: White-State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

08/22/2006

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

RIGHT NUMBER: 63-30815

NAME AND ADDRESS: RICHARD L BITTICK
17140 UPPER PLEASANT RIDGE RD
CALDWELL ID 83605

CYNTHIA A BITTICK
17140 UPPER PLEASANT RIDGE RD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 06/30/1916

POINT OF DIVERSION:

T04N R03W S30 NESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC Within CANYON County

T04N R03W S30 NESE

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

Stockwater use is for 2 horses.

REAL PROPERTY INQUIRY

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01 6R35512-000- -0 230-00 SCH139+ 12 37,900 1.88
+++++
32 14,700
BITTICK RICHARD L + 34 89,300
BITTICK CYNTHIA A H/W +
+
+
+
17140 UPPER PLEASANT RIDGE RD +
CALDWELL ID 83607 +
+++++
30-4N-3W SE + TOTAL 141,900
TX 18 IN W1/2 NESE ++++++
+ SURVEY INST 8712752
+ DRAIN DR VALUE APPR TAM
+ CLASS 3 REAP 05 MAN 04 UNIT 1
17140 UPPER PLEASANT RDGE, CA + PARCEL 6R04N03W307600 H/O Y C/B N
+ PRIOR ACCOUNT 5R35512-000- -0
+ 02 MH on Property NO

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MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R35512000 0 UNIT 001 TOTAL UNITS 1

SITE 17140 UPPER PLEASANT RDGE CA SEC/TWN/RNG 30-4N-3W
 ASSESSED VALUE 141,900 ACREAGE .00
 SUB/PARK NAME YEAR/MAKE
 CLASS 3 OWNER / OCCUPIED HOUSE CLASS ' 3 ' SPACE LOT BLOCK

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YR BUILT 1916 AIR COND AIR - NONE CARPORT N
STORY 1 STORY HEATING OIL CARPORT SQ FT
FIRST SQ FT 1664 EXTERIOR PLYWOOD DECK/PATIO? Y
SECOND SQ FT ROOF WOOD SHAKES POOL? N
BEDS 3 BSMT SQ FT SPA? N
BATHS 1.50 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT

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 COMMENTS MOBILE HOME ONLY
 WIDTH/LENGTH
 EXPANDO