

Affidavit of Publication

JUL 2 1979

STATE OF IDAHO
County of Bonner,

ss.

Department of Water Resources
Northern District Office

Pete Thompson

being duly sworn, says that he is the publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

Applications Water Permits Nos. 967788 and 97-7132 and 97-7133

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 14 day of June, 1979, and ending on the 21 day of June, 1979, and that said notice was published in said newspaper proper, and not in supplement form.

Subscribed and sworn to before me this

20 day of June, 1979

Notary Public for Idaho,

Residing at Priest River, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

96-7788

BITETTI, RAND D.
HCR 66 BOX 856, SANDPOINT, ID 83864

Source: GROUNDWATER

Date Filed: 05-30-1979

Amount: 0.06 CFS

Diversion Point: SWSE Sec 14 T 55N R 04W, BONNER Co.

Use: DOMESTIC (0.06 CFS) from 01-01 to 12-31

Place of Use: SESE Sec 14 T 55N R 04W

Diversion Means: WELL & PUMP

97-7132

BENNETT, LARRY P.
P.O. BOX 452, OAK CREEK, CO 80467

Source: UNNAMED CREEK tributary to QUARTZ CREEK QUARTZ CREEK tributary to PRIEST RIVER

Dated Filed: 06-05-1979

Amount: 0.10 CFS

Diversion Point: NWSW NWSW Sec 25 T 58N R 05W, BONNER Co.

Use: IRRIGATION (0.02 CFS) from 03-15 to 11-15

DOMESTIC (0.08 CFS) from 01-01 to 12-31

Place of Use: NWSW Sec 25 T 58N R 05W FOR 1 ACRES

Diversion Means: GRAVITY—FLOW PIPE

97-7133

HOLLEY, STEPHEN C.
RT. 1 BOX 456, PRIEST RIVER, ID 83856

Source: GROUNDWATER

Date Filed: 05-30-1979

Amount: 0.20 CFS

Diversion Point: SESE NESE Sec 22 T 56N R 05W, BONNER Co.

Use: IRRIGATION (0.20 CFS) from 03-15 to 11-15

STOCKWATER (0.02 CFS) from 01-01 to 12-31

DOMESTIC (0.08 CFS) from 01-01 to 12-31

Place of Use: NESE SESE Sec 22 T 56N R 05W for 10 ACRES

Diversion Means: WELL & PUMPS

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id, 83814, on or before JULY 2, 1979.

C. STEPHEN ALLRED
Director
Published 6-14 and 6-21-79

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)

License of Water Right No. 96-7788 Priority June 20, 1979 Amount .04 cfs

THIS IS TO CERTIFY, that RAND D. BITETTI
of Sandpoint, Idaho, has complied with the terms and conditions of Permit
No. 96-7788 issued pursuant to Application for Permit dated May 30, 1979,
and has submitted proof to the Department of Water Resources on August 22, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u> at	<u>.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than .04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Twp. 55N,
Rge. 4W, B.M. in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
55N	4W	14																	

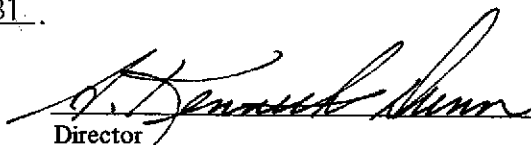
Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22 day of
July, 19 81.

MICROFILMED


Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-7788)

IN THE NAME OF RAND D. BITETTI)

ORDER OF REINSTATEMENT

WHEREAS, on May 30, 1979, Rand D. Bitetti applied to the Department of Water Resources for a permit to appropriate 0.06 cubic feet per second of water from a groundwater source to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Twp. 55N, Rge. 4W, B.M., Bonner County, to be used for domestic purposes, and,

WHEREAS, on July 13, 1979, the Department approved said application and issued Permit No. 96-7788 with the condition that proof of construction of works and application of water to beneficial use be submitted on or before August 1, 1980; and,

WHEREAS, on May 31, 1980, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on August 7, 1980, the Department notified the permit holder that Permit No. 96-7788 had lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on August 22, 1980;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-7788 be REINSTATED and the priority advanced to June 20, 1979.

Dated this 8th day of September, 1980.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant RAND D. BITETTI Phone (208) 2635919

Post office address HCR 66 Box 886 SANAPoint ID 83864

2. Source of water supply GROUND WATER which is a tributary of _____

3. Location of point of diversion is SW ~~SE~~ $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14 Township 55N

Range 4W B.M. BANNER CO County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Dec. 31 - TK

Amount 0.06 for DOMESTIC purposes from JAN 1 to JAN 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 1 1/2 H.P. AERATOR SUBMER. PUMP
1 1/2" PVC Well -> HOUSE

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6" inches; proposed depth of well is 40 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14 Township 55N

Range 4W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

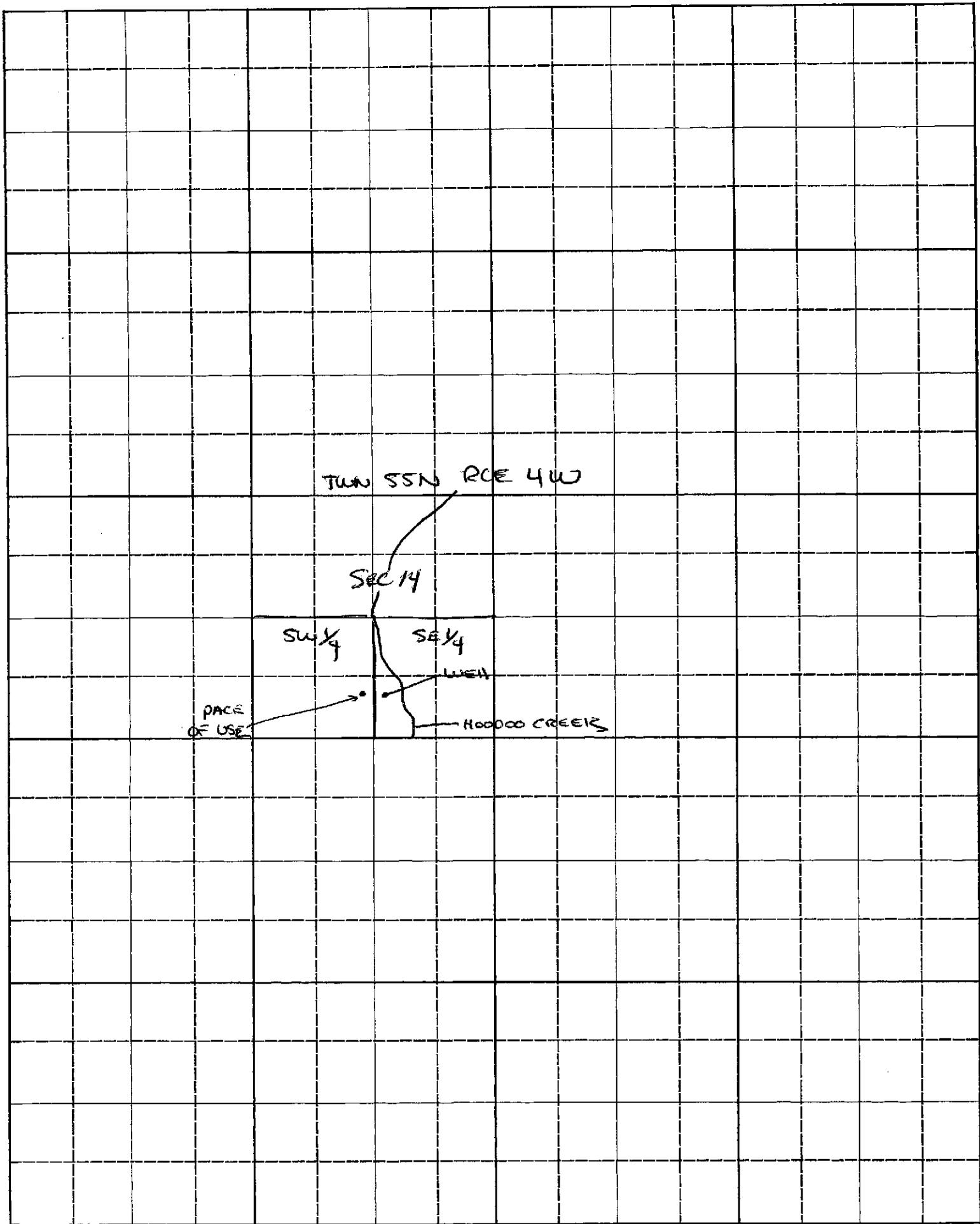
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

David A. Brelch
(Applicant)

Proposed Priority 5/30/79

Received by ms Date 5/30/79 Time 12 noon
Preliminary check by AK Fee \$ 20.50
Receipted by ms Date 6/5/79 (13600)
Publication prepared by ms Date 6/6/79
Published in Pine River Times
Publication dates 6/14-21/79
Publication approved LBH Date 7/3/79
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RYA J.J.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-7788, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 80.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this 13th day of July, 19 79.

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

Affidavit of Publication

RECEIVED

JUL 2 1979

STATE OF IDAHO
County of Bonner,

ss.

Department of Water Resources
Northern District Office

Pete Thompson

being duly sworn, says that he is the publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

Applications Water Permits Nos. 967788 and 97-7132 and 97-7133

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 14 day of June, 1979, and ending on the 21 day of June, 1979, and that said notice was published in said newspaper proper, and not in supplement form.

Subscribed and sworn to before me this

20 day of June, 1979

Notary Public for Idaho,

Residing at Priest River, Idaho

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96-7728

BITETTI, RAND D.
HOR 83 BOX 856, SANDPOINT,
ID 83864

Source: GROUNDWATER

Date Filed: 05-30-1979

Amount: 0.06 CFS

Diversion Point: SWSE Sec 14 T

55N R 04W, BONNER Co.

Use: DOMESTIC (0.06 CFS)

from 01-01 to 12-31

Place of Use: NESE Sec 14 T

55N R 04W

Diversion Means: WELL &

PUMP

97-7132

BENNETT, LARRY P.

P.O. BOX 452, OAK CREEK,

CO 80467

Source: UNNAMED CREEK

tributary to QUARTZ CREEK

QUARTZ CREEK tributary to

PRIEST RIVER

Dated Filed: 06-05-1979

Amount: 0.10 CFS

Diversion Point: NWSW NWSW

Sec 25 T 58N R 05W, BONNER

Co.

Use: IRRIGATION (0.02 CFS)

from 03-15 to 11-15

DOMESTIC (0.03 CFS) from 01-

01 to 12-31

Place of Use: NWSW Sec 25 T

58N R 05W FOR 1 ACRES

Diversion Means: GRAVITY—

FLOW PIPE

97-7133

HOLLEY, STEPHEN C.

RT. 1 BOX 456, PRIEST

RIVER, ID 83856

Source: GROUNDWATER

Date Filed: 05-30-1979

Amount: 0.20 CFS

Diversion Point: SESE NESE

Sec 22 T 56N R 05W, BONNER

Co.

Use: IRRIGATION (0.20 CFS)

from 03-15 to 11-15

STOCKWATER (0.02 CFS)

from 01-01 to 12-31

DOMESTIC (0.03 CFS) from 01-

01 to 12-31

Place of Use: NESE SESE Sec

22 T 56N R 05W for 10 ACRES

Diversion Means: WELL &

PUMPS

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id, 83814, on or before JULY 2, 1979.

C. STEPHEN ALLRED

Director

Published 6-14 and 6-21-79

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 13, 1987

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 765-4639

RECEIVED
OCT 16 1987

Mr. M. E. Cavasar, Jr.
County Supervisor
Farmers Home Administration
1500 Highway 2
Sandpoint, Id. 83864

Department of Water Resources

Dear Mr. Cavasar:

The records of this Department indicate that Mr. Bitetti filed for Water Rights on three separate occasions, but only one of these filings resulted in a licensed water right. That right is identified by License No. 96-7788, a copy of which I have enclosed. Permit No. 96-7500 was lapsed due to failure of the permit holder to have the required beneficial use examination performed. Permit No. 96-7909 was lapsed due to failure of the permit holder to file the required proof of beneficial use form.

It is not possible to reinstate the two lapsed permits, but the license will remain valid for a period of five years of non-use. At that time, you can apply for an extension of time to avoid forfeiture through non-use. You maybe granted up to an additional five years of non-use before forfeiture. No reminders or notice of forfeiture are generated by this office.

If we can be of any other assistance, please contact this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - License

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

MICROFILMED
APR 06 1988



United States
Department of
Agriculture

Farmers
Home
Administration

1500 Highway 2
Sandpoint, ID 83864

96-7500 X
7788
7909

October 2, 1987

RECEIVED

OCT 16 1987

Idaho Department of Water Resources
4055 Government Way
Rt. 5 Box 203, Suite 1
Coeur d'Alene, Idaho 83814

Department of Water Resources

RE: Rand Bitetti Farm - Vay, Idaho

Gentlemen:

Farmers Home Administration has gained title to the above-captioned farm located in Section 14, Township 55N, Range 4W in Bonner County through voluntary conveyance in lieu of payment. The attached copy of FmHA's title policy and Deed in Satisfaction of Mortgage Indebtedness executed by the Bitettis evidence the ownership of the Government.

As a result of the change in ownership, this Agency is requesting information as to the status of the water rights or permits on the unit. If water usage is based on permits, please provide us with the criteria for converting them to water rights. We also need to know if a Government agency needs to apply for an extension somewhat like that being issued in conjunction with the Conservation Reserve Program when the unit could possibly not be irrigated for a period exceeding five years.

Your assistance in this matter would be appreciated, and if you need additional information, please feel free to contact my office at 263-7556, or write Farmers Home Administration, 1500 Highway 2, Sandpoint, Idaho 83864.

Sincerely,

for M. E. CAVASAR, JR.
County Supervisor

Att.

RECEIVED
OCT 5 1987

MICROFILMED

APR 06 1988

Department of Water Resources
Northern District Office



Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination should be sent to:
Secretary of Agriculture, Washington, D.C. 20250

NOV 25 1985

FORM FMAA-ID 465-1
(Rev. 10-6-76)

314373

UNITED STATES DEPARTMENT OF AGRICULTURE
Farmers Home Administration

126

DEED IN SATISFACTION OF MORTGAGE INDEBTEDNESS

FOR VALUE RECEIVED

herein referred to as Grantors, hereby grant, bargain, sell, and convey unto the UNITED STATES OF AMERICA, acting through the Farmers Home Administration, United States Department of Agriculture, herein referred to as Grantees, the following described real property, with tenements, hereditaments, and appurtenances, to wit:

All that portion of the S $\frac{1}{2}$ of Section 14, Township 55 North, Range 4 West, Boise Meridian, Bonner County, Idaho, lying West of Hoodoo Creek; EXCEPT the portion beginning at a point on the N line of the SW $\frac{1}{4}$ of said Section 14, which bears West, 660' from
-continued on reverse-

Grantors herein acknowledge that the property described herein is subject to a mortgage in favor of Grantees and said mortgage is in default and subject to foreclosure. That this deed is executed and given in full satisfaction of said mortgage and is intended as a conveyance, absolute in legal effect as well as in form, of the title to said premises to the second party and not as a mortgage, trust conveyance, or security of any kind, and that possession of said premises is hereby surrendered to said party; and that in executing this deed the Grantor is not acting under any misapprehension as to the effect thereof, nor under any duress, undue influence, or misrepresentation by the second party, or its agent, or attorney:

DATED 11/4/85, 19 85

[Signature]
[Signature]

STATE OF _____)
County of _____) ss:

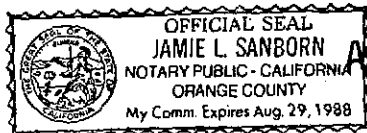
RECEIVED
OCT 5 1987

On this 4th day of November, 19 85, before me, Department of Water Resources
and for said County and State, personally appeared RANDY D. BIRCH and
_____, his wife, to me known to be the identical individual(s)
as described in and who executed the within and foregoing instrument and whose name(s)
15 subscribed thereto, and acknowledged to me that he signed, sealed, and executed
the same as A free and voluntary act and deed, for the uses and purposes
therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above mentioned.

RECORDED

(SEAL)



APR 06 1988

[Signature]
Notary Public in and for the State
of California
Residing at Aradim, CA
My Bond expires Aug. 29, 1988

Until a change is requested, all tax statements shall be sent to the following address:

Farmers Home Administration, 1500 Highway 2,
Sandpoint, Idaho 83864

ED BY ZHA
BOOK 247 OF deeds
PAGE 126 FEE 400

'86 JAN 29 AM 10 12

CLIFFORD A. CHAPIN
RECORDER OF BONNER
COUNTY BY SR DEP.

314373

(legal description continued)

the Northeast corner of said SW $\frac{1}{4}$; thence South, at right angles to the North line of said SW $\frac{1}{4}$, 1650 feet; thence East at right angles to a point on the center line of Hoodoo Creek; thence Northwesterly, along said center line to its point of intersection with the East line of said SW $\frac{1}{4}$; thence North along said East line to the Northeast corner of said SW $\frac{1}{4}$; thence West along the North line of said SW $\frac{1}{4}$ to the point of beginning.

Return to:
In Hq
1590 Highway 2
Sandpoint

COMMITMENT FOR TITLE INSURANCE

SAFECO TITLE INSURANCE COMPANY OF IDAHO INFORMATION

The Title Insurance Commitment is a legal contract between you and the Company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, contact the issuing office.

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AGREEMENT TO ISSUE POLICY	ONE (1)
SCHEDULE A	INSERT
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4. Description of the Land	
SCHEDULE B-I -- REQUIREMENTS	INSERT
SCHEDULE B-II -- EXCEPTIONS (Parts A and B)	INSERTS
CONDITIONS	TWO (2)

MICROFILMED

APR 06 1988

ALTA COMMITMENT - 1982

SCHEDULE A

1. Commitment Date: January 30, 1986 at 8:00 A. M. Your: BITETTI

2. Policy (or policies) to be issued: Our No. 44658

(a) Standard Owner's Policy

Policy Amount: \$ 10,000.00

(EXACT AMOUNT TO BE DETERMINED
AT A LATER DATE)

Proposed Insured:

UNITED STATES OF AMERICA

(b) Loan Policy:

(Standard Coverage_____) (Extended Coverage_____) Policy Amount: \$

Proposed Insured:

(c)

Policy Amount: \$

Proposed Insured:

3. FEE SIMPLE interest in the land described in this Commitment is owned, at the Commitment Date, by UNITED STATES OF AMERICA, Acting Through The Farmers Home Administration, United States Department of Agriculture.
4. The land referred to in this Commitment is described as follows:

(SEE DESCRIPTION ATTACHED)

MAILED

APR 06 1988

SCHEDULE A

ALTA Commitment - 1982

SAFECO Stock No. IDP-371A (3-83)



DESCRIPTION

IN THE COUNTY OF BONNER, STATE OF IDAHO

All that portion of the S $\frac{1}{2}$ of Section 14, Township 55 North, Range 4 West, Boise Meridian, Bonner County, Idaho, lying West of Hoodoo Creek;

EXCEPT the portion beginning at a point on the North line of the SW $\frac{1}{4}$ of said Section 14, which bears West, 660 feet from the Northeast corner of said SW $\frac{1}{4}$; thence South, at right angles to the North line of said SW $\frac{1}{4}$, 1650 feet; thence East at right angles to a point on the center line of Hoodoo Creek; thence Northwesterly, along said center line to its point of intersection with the East line of said SW $\frac{1}{4}$; thence North along said East line to the Northeast corner of said SW $\frac{1}{4}$; thence West along the North line of said SW $\frac{1}{4}$ to the point of beginning.

- - - - -

MICROFILMED

APR 06 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~STEPHEN A. LUND~~

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

July 29, 1981

Rand D. Bitetti
Rt. 1, Box 135
Priest River, ID 83856

Dear Mr. Bitetti,

RE: Permit No. 96-7788

Enclosed is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 10, 1981

Rand D. Bitetti
Rt. 1, Box 135
Priest River, ID 83856

Dear Mr. Bitetti,

A representative of this Department has made an examination of the works covered by your Permit No. 96-7788, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Twp. 55N, Rge. 4W, B.M.

Beneficial use: Domestic use for 1 unit within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Twp. 55N,
Rge. 4W.

Priority date established: June 20, 1979 (late proof)

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,
MICROFILMED

JIM JOHNSON
Water Distribution Supervisor

RECEIVED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

JAN 21 1931

Department of Water Resources

96-7788

Permit No.

9-1

CONTACT WITH PERMIT HOLDER

DATE _____

INITIALS

REMARKS

☐ Appointment letter mailed:

☐ Telephone call made:
(List Telephone No. used)

☐ Appointment scheduled for:
(Date, time, location)

EXAMINATION

Date 1-16-81 Accompanied by — Total Q. measured —

If source is surface water, estimate total flow of source _____

Methods of measurement _____ Meets Permit requirements? yes

Measurement calculations:

One hour 0.08-1.2

[illegible]

System Description *6" x 40' well with submersible pump & pipeline*

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE

Domest.

Q (cfs)

0.04

V (afa)

1.2

FROM

151

TO

12-31

Total

0.04

1. 2

Remarks Blu Card filled out for Hoodoo Creek. 96-7500 -
However an ext of time has been granted on 96-7500 - JK

MICROFILMED

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SWSE, 14, 55N, 402

Place(s) of Use

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature _____

Approved by

Date 1-19-80

Date 7/19/87

Date 6/19/11

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 96-7788.

Name(s) of Permit Holder: RAND D. BITETTI

Post Office Address: RT 1 BOX 135

PIEST RIVER, ID 83856 Tel. No. 263-5919

Source of Water: HOODOO CREEK

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

8-18-80 **MICROFILMED** Rand D. Bick
 Date Signature of Permit Holder

BITETTI

RT. 1

Priest



RECEIVED

AUG 22 1980



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

WATER RIGHT NUMBER 96-7788

OWNER LAST NAME - BITETTI

FIRST NAME - RAND D.

ORIG OWNER -

ADDRESS LINE 1 - RT. 1 BOX 135

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - PRIEST RIVER

STATE - ID ZIP CODE - 83856

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 06-20-1979 COUNTY - BONNER

TOTAL DIV. RATE -

1.04

.0600 -CFS

TOTAL DIV. VOLUME - 1.2 .00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSE 14 55N 04W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .04 .0600 CFS USE DIV. VOLUME - 1.2 .00 AFA

USE - DOMESTIC

X4/ PLACE OF USE - TWN 55N RNG 04W SEC 14 TRACT SESW LOT AC

DECREE NAME -

DATE -

SWSE

TOTAL ACRES

0

REMARKS - REINSTATED 9-8-1980.

X REINSTATED 9-8-1980.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 08-01-1980 PERMIT/DENIED - 07-13-1979 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - WELL & PUMP

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: [Signature] APPLICATION NUMBER: 96-7788

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: _____
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7/2/77
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
5-30-79 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: [Signature] Date: 7-5-79

STATE OFFICE REVIEW:

0.06 cfs is the approx amt that
the applicants pump will yield

- ☐ See attached sheet for more information.

By: [Signature] Date: 7/12/79

RECEIVED

JUL 10 1979

Department of Water Resources

MICROFILMED

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BITETTI, RAND D.
HCR 66 BOX 856
SANDPOINT, ID 83864

AUGUST 04, 1980

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 96-7788 HAS LAPSED SINCE YOU HAVE NOT NOTIFIED US THAT YOU HAVE COMPLETED THE PROJECT BY THE DATE REQUIRED ON YOUR PERMIT. YOU WERE PROVIDED FORMS FOR THAT PURPOSE IN OUR NOTICE TO YOU DATED MAY 31, 1980.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD, ENCLOSED, OR SHOW OTHER REASONABLE CAUSE WHY THE PERMIT SHOULD BE REINSTATED WITHIN 60 DAYS FROM THE DATE OF THIS LAPSE NOTICE.

C. STEPHEN ALLRED
DIRECTOR

ENCLOSURE

CERTIFICATION OF MAILING
I hereby certify that on 8/7/80
a copy of this letter was
deposited in the United States mail,
postage prepaid, addressed to the
individual(s) named above.
[Signature]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

BITETTI, RAND D.
HCR 66 BOX 856
SANDPOINT, ID 83864

138170

MAY 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7788 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

July 17, 1999

Rand D. Bitetti
HCR 66, Box 856
Sandpoint, ID 83864

Dear MR. Bitetti:

RE: Permit No. 96-7788

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

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96-ZZ88-

BITETTI, RAND D.

HCR 66 BOX 856, SANDPOINT, ID 83864

Source: GROUNDWATER

Date Filed: 05/30/1979

Amount: 0.06 CFS

Diversion Point: SWSE Sec 14 T 55N R 04W, BONNER Co.

Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31

Place of Use: SESW Sec 14 T 55N R 04W

Diversion Means: WELL & PUMP

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

June 7, 1979

Mr. Rand D. Bitetti
HCR 66 box 856
Sandpoint, Idaho 83864

RE: 96-7788

Dear Mr. Bitetti:

Enclosed is Receipt No. 13600 in the amount of \$20.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Styra

PMS

Enclosure

MICROFILMED