

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-1382

RIGHT NUMBER: 45-11920

NAME & ADDRESS: KENNETH R TROST
RT 1 BOX 362
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/01/1970

POINT OF DIVERSION: T09S R25E S27 NENESE Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within MINIDOKA County
T09S R25E S27 NESE

DOMESTIC Within MINIDOKA County
T09S R25E S27 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 09S25E277200
STOCKWATER, 5 HORSES, 10 COWS

Claim prepared by:
Date:

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: A45-11920
Date Received: 10/05/1989
Receipt No: S009637
Received By: lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENNETH R. TROST 208-436-9464
Address: RT 1 BOX 362
RUPERT, ID 83350

2. Date of Priority: MAY 01, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	25E	27	NE	NE	SE		CASSIA

5. Description of diverting works:
158' WELL

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		
STOCKWATER	01/01	12/31	0.020		

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:
D/1 HOUSE, S/5 HORSES, 10 COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	25E	27	NE	SE		DOMEST	
			NE	SE		STOCK	

A45-11920

Page 1

Date: 10/05/89

MICROFILMED
MAR 10 1993

11. Place of use in counties: MINIDOKA

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 A45-11920

Date Received _____

Receipt Number 5009637

RECEIVED
JUN 09 1989
Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED
OCT 4 1989
Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Kenneth R. Trost Phone (208) 436-9464Mailing Address RT 1 Box 362 Rupert, Id Zip 833502. Date of Priority (Only one (1) per claim) Estimate (May, 1970)3. Source of water supply (a) Ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 9 Range 25 Section 27,
NE 1/4 of NE 1/4 of SE 1/4, Govt. Lot, - B.M., County of Cassia

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 9 Range 25 Section 27, NE 1/4 of NE 1/4 of SE 1/4,Govt. Lot _____ B.M., County of Cassiaending point is: Township 9 Range 25 Section 27, NE 1/4 of NE 1/4 ofSE 1/4, Govt. Lot _____ B.M., County of Cassia5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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 158'Drilled 1970

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount .04 or -

For Stockwater purposes from 1-1 to 12-31 amount .02 or -

For ~~Irrigation~~ ^{KJ} purposes from ~~3-15~~ ^{KJ} to ~~11-15~~ ^{KJ} amount ~~.03~~ ^{KJ} or ~~15~~ ^{KJ}

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .09 .06 ^{KJ} (cfs) and/or (b) 15 ^{KJ} (acre feet)

8. Total consumptive use claimed is 15 ^{KJ} acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 Household, 5 Horses, 10 Cows

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9	25	27				^{KJ}													^{KJ}

Total number of acres irrigated 5 1/2 ^{KJ}

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

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. _____ or None ()

14. Remarks:

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Last Name TROST Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Signature of Claimant (s) Kenneth R. Frost Date 6/8/89

Date _____

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

Title
of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)
County of Minidoka) SS.

Subscribed and sworn (or affirmed) before me this 8th day of June 19 89

SEAL

Notary Public Kelly Fleet

Residing at Reupert, Idaho

My Commission Expires 5/26/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name TRUST Ident. Number _____

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MAR 10 1993

Copies White State, Yellow-Claimant



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

June 19, 1989

R. KEITH HIGGINSON
Director

Kenneth R. Trost
Rt. 1 Box 362
Rupert, ID 83350

RE: SRBA CLAIM

DEAR CLAIMANT:

PLEASE FIND ENCLOSED YOUR ADJUDICATION CLAIM AND YOUR CHECK # 1472 FOR \$ 55. YOU ARE GIVEN THE OPPORTUNITY TO WITHDRAW THIS CLAIM AS ORIGINALLY FILED. ANY WATER RIGHT DEVELOPED AFTER 3/15/1963, FOR ANY USE OTHER THAN SINGLE FAMILY DOMESTIC USE AND OR STOCKWATER USING 13,000 GALLONS PER DAY OR LESS, IS REQUIRED TO HAVE AN APPLICATION FOR PERMIT FILED. THIS INCLUDES USES SUCH AS IRRIGATION OF OVER 1/2 ACRE OR DOMESTIC USE FOR A COMMERCIAL BUSINESS.

SINCE WE CAN FIND NO RECORD OF A PERMIT OR LICENSE FOR THE USE YOU DESCRIBE, THE DEPARTMENT, IN ITS FINAL REPORT TO THE COURT, WOULD BE FORCED TO RECOMMEND THAT YOU CLAIM BE REJECTED.

AT THIS POINT PLEASE CONSIDER THE FOLLOWING OPTIONS:

RETURN THE CLAIM AS FILED UNDERSTANDING THAT THE THE DEPARTMENT WILL RECOMMEND THE CLAIM REJECTED. UPON REJECTION YOU CAN PURSUE LITIGATION.

RECORD THE USE NOW BY FILING FOR AN APPLICATION FOR PERMIT. (PLEASE CONTACT OUR OFFICE FOR FORMS, INSTRUCTIONS OR ASSISTANCE)

FILE MODIFIED CLAIM OR CLAIMS WHICH WOULD PROPERLY RECORD YOUR USE. FOR EXAMPLE, IF YOUR USE IS MULTIPLE DOMESTIC YOU COULD FILE MULTIPLE CLAIMS EACH MEETING THE SINGLE FAMILY DOMESTIC DEFINITION. BUT BEFORE RETURNING SUCH CLAIMS PLEASE READ THE ENCLOSED DRAFT TEXT FOR D&S BROCHURE. DUE TO A RECENT COURT RULING YOU MAY DEFER FILING SUCH CLAIMS.

IF YOU CHOOSE TO FILE ADJUDICATION CLAIMS, YOU WILL NEED TO RETURN THEM WITH THE CORRECT FEE WITHIN 30 DAYS FROM THE DATE OF THIS LETTER OR THE CLAIMS WILL BE CONSIDERED LATE AND EACH SUBJECT TO ADDITIONAL LATE FEES WHICH COULD BE \$50 OR MORE. IN RETURNING CLAIMS PLEASE ATTACH A COPY OF THIS LETTER. IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT OUR OFFICE.

SINCERELY,

Lori White

LORI WHITE
SR. WATER RESOURCE AGENT

ENCL:

MICROFILMED

MAR 10 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

. Oct. 16, 1989

Re: A45-11920

KENNETH R TROST
RT 1 BOX 362
RUPERT ID 83350

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 10 1993

WATER RIGHT NUMBER - A45-11920

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
TROST

KENNETH R.

1 - RT 1 BOX 362
2 -
3 -
CITY- RUPERT
PHONE - 208-436-9454

STATE- ID ZIP- 83350

+ - - PRIORITY DATE - - +
05/01/1970

+ - - - REGION - - - +
17 SOUTHERN

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

09S 25E 27 NE NE SE (31) CASSIA

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.020

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.060 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

09S 25E 27 NE SE 04 STOCKWATER (67) MINIDOKA
09S 25E 27 NE SE 43 DOMESTIC (67) MINIDOKA

+ - - DIVERSION MEANS - 158' WELL

+ - - NON-IRRIGATION USE - D/1 HOUSE, 3/5 HORSES, 10 COWS

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +
NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/00

MICROFILMED
OCT 28 1994

WATER RIGHT NUMBER - A45-11920

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 10/05/89 WHITE

+ - - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 10/04/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S009637	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

09/25/91 277200

DATA ENTRY
ENTERED 1-4-92
CHECKED 2/3/93

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
NOV 15 1991

PROOF
SEP 17 1991

CERTIFIED
DEC 23 1991
WATER EXAMINER

DATA ENTRY
ENTERED 2-16-93
CHECKED 3/1/93