

08/19/2003

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

RIGHT NUMBER: 45-13588
NAME AND ADDRESS: RACHEL STOUT
RT 2 BOX 2058
BURLEY ID 83318

LEON STOUT
RT 2 BOX 2058
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY:

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

PRIORITY DATE: 01/01/1932

POINT OF DIVERSION:

T10S R23E S27 SESESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC

PERIOD OF USE
01/01 12/31

QUANTITY
0.040 CFS

PLACE OF USE:

DOMESTIC Within CASSIA County

T10S R23E S27 SESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Parcel number RP10S23E276600

RENUMBERED FROM 43-10415



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

8/19/03

LEON & RACHEL STOUT
180 E 100 S
BURLEY ID 83318

RE: Domestic Rights and Address Updates

Dear Mr. & Mrs. Stout

I have completed the work needed to include the two incorrectly numbered domestic claims into the upcoming IDWR Director's Report. We have renumbered claim 43-10416 to 45-13474 and claim 43-10415 to 45-13588. Copies of the computer data for the records are enclosed for your reference.

Although I have reached you at the above address our records and the court records still contain the Rt. & Box number address. Our experience is that the post office is increasingly returning these addresses as insufficient. Please take a moment and either sign this letter and return it to me signifying the correct address or to write a separate note with the correct address and mail it to me. This would be sufficient to change our records and assure that you receive important mailings regarding your water rights.

Thank very much for your patience through this process and I look forward to hearing back from you. I would welcome a telephone call if have other questions.

Sincerely,

Douglas Jones, PE
Water Rights Supervisor
Southern Adjudication Unit

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 45-13588
Date Received: 8/14/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RACHEL STOUT Phone: (208)678-2907

RT 2 BOX 2058
BURLEY ID USA 83318

LEON STOUT Phone: (208)678-2907

RT 2 BOX 2058
BURLEY ID USA 83318

2. Date of Priority: 01/01/1932

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	23E	27	SE SE SW	CASSIA	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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10S 23E 27 SE SW DOMESTIC

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

CLAIM RENUMBERED FROM 43-10415

15. Basis of Claim: Beneficial Use

Jones, Doug

From: Jones, Doug
Sent: Thursday, August 14, 2003 9:08 AM
To: Fritschle, Carter
Subject: Stout - Hold On

Carter,

I may have solved the questions I had.

There was lots of court activity on these. PowerDocs was a bust, but I found some "repository" mail on A012 that had SMRs and Orders. These helped me a lot. Some things that threw us out here were not finding the 43-10416 file, seeing 45-13474 claim POD spatially in B43 with that number's recommendation POD in B45, and finding 43-10415 POD spatially in B45 all with.

In the end I decided to 1) Update the claim info for 45-13474 to reflect the Rec'n; 2) Create a new claim number for 43-10415 in B45 and complete recommendation; and 3) Give non-Active status to appropriate records.

Whatta mess.

Thanks anyway, sorry I distracted you.

Doug

AJ5856NP

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

DATE: AUG-18-1997
PAGE: A-185

RIGHT NUMBER:

43-10415

NAME & ADDRESS:

RACHEL STOUT
LEON STOUT
RT 2 BOX 2058
BURLEY ID 83318

SOURCE:

GROUNDWATER

QUANTITY:

0.04 CFS

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

PRIORITY DATE:

01/01/1932

POINT OF DIVERSION:

T10S R23E S27

SESEW

Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

DOMESTIC

Within CASSIA County

T10S R23E S27

SESW

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. RP10S23E276600

Claim proofread by:

KT

Date:

9-5

AJ5856NP

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

DATE: AUG-8-1997
PAGE: A-190

RIGHT NUMBER: 43-10415

NAME & ADDRESS: RACHEL STOUT
LEON STOUT
RT 2 BOX 2058
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 01/01/1932

POINT OF DIVERSION: T10S R23E S27 SESEW Within CASSIA County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R23E S27 SESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PARCEL NO. RP10S23E276600

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Claim data entry by: 

Date: 8-14-97

Data entry verified by: 197

Date: 8/15

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: A43-10415
Date Received: 6/08/1989
Receipt No: S007664
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEON STOUT 208-678-2907
Address: RT 2 BOX 2058
BURLEY, ID 83318

AND/OR

Name: RACHEL STOUT 208-678-2907
Address: RT 2 BOX 2058
BURLEY, ID 83318

2. Date of Priority: JAN 01, 1932

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	27E	23	SE	SE	SW		CASSIA

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	27E	23	SE SW		DOMEST	

11. Place of use in counties: CASSIA

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): Leon R. Thant Date: 6-8-89
Date: _____

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 8 day

of James 19 89

Notary Public

Seal

Residing at TF

My Commission Expires 5/94

MICROFILMED
MAR 05 1993

WATER RIGHT NUMBER - A43-10415

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
STOUT

LEON

1 - RT 2 BOX 2058

2 -

3 -

CITY- BURLEY

STATE- ID ZIP- 83318

PHONE - 208-678-2907

STOUT

RACHEL

1 - RT 2 BOX 2058

2 -

3 -

CITY- BURLEY

STATE- ID ZIP- 83318

PHONE - 208-678-2907

+ - - PRIORITY DATE - - +
01/01/1932

+ - - - REGION - - - +
ERROR IN REGION

+ - - - 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)

10S 27E 23 SE SE SW (31) CASSIA

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

43 - DOMESTIC

01/01

12/31

0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040

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

10S

27E

23

SE SW

43 DOMESTIC

(31) CASSIA

+ - - DIVERSION MEANS - WELL & PUMP

+ - - NON-IRRIGATION USE - D/I HOUSE

+ - - 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.

MICROFILMED
MAR 6 5 1993

CERTIFIED
SEP 29 1991
WATER EXAMINER