

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 63-26912
Date Received: 6/17/1992
Receipt No: C024596
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BEN CHOUTCHOURROU Phone: (208)459-1898
6020 SE 10TH AVE
CALDWELL ID USA 83605

TONI CHOUTCHOURROU Phone: (208)459-1898
6020 SE 10TH AVE
CALDWELL ID USA 83605

2. Date of Priority: 07/07/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
06N	03W	19	SE	SE	SW	PAYETTE	

5. Description of diverting works:

WELL, APPROX. 85' DEEP, 8" CASING, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.06	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	03W	19	SE	SW	DOMESTIC	

11. Place of use in counties: PAYETTE

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

RECEIVED

JUL 11 2006

WATER RESOURCES
WESTERN REGION

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A63-26912				

RECEIVED

JUL 24 2006

WATER RESOURCES
WESTERN REGION

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Darville Scott Compton
6240 SE 10th AVE Caldwell, ID

4. New Owner/Claimant(s)

Ben & Toni Chouteau

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

6020 SE 10th AVE

City, State and ZIP Code

Caldwell, ID 83607

New Telephone Number

208 459-1898

5. Date you acquired the property

1994

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Ben Christensen
Tom Christensen

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by JD Date 7-11-04 Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by JD AJ Date 7-25-04 WR _____ Date _____

251632

SEP 1 1994

48-7

QUITCLAIM DEED

For Value Received DARRELL SCOTT COMPTON aka DARRELL SCOTT MICHAEL COMPTON
AKA SCOTT MICHAEL COMPTON AND DOREEN COMPTON AKA DOREEN L. COMPTON FKA DOREEN HEINRICH,
husband and wife

do hereby convey, release, remise and forever quitclaim unto BERNARD CHOUTCHOURROU AND
TONI L. CHOUTCHOURROU, husband and wife

whose current address is ⁶²⁴⁰ 624 SE 10th Caldwell, Idaho 83605

the following described premises, to-wit:

see attached exhibit "A"

This is being recorded to correct the description for the deed recorded
March 25, 1994 as instrument No. 248935.

RECORDED

SEP 9 1994

Payette County
Assessor's Office

together with their appurtenances.

Dated:

Scott Michael Compton
Scott Michael Compton

Doreen Compton
Doreen Compton

STATE OF IDAHO, COUNTY OF Payette
On this 25th day of June, 1994,
before me, a notary public in and for the said State, per-
sonally appeared
Scott Michael Compton &
Doreen Compton

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Carole E. [Signature]
Residing at Payette
Comm. Expires 8/17/94
Notary Public
Idaho

STATE OF IDAHO, COUNTY OF Payette
I hereby certify that this instrument was filed for record at
the request of FIRST AMERICAN TITLE CO.

4 minutes past 1:00 o'clock P.M.,
26 day of August, 1994, in my office, and duly recorded in Book 48
Not Deeds at Page 251632

LAURA L. STIGILE
Ex-Officio Recorder
[Signature]
Deputy.

Page \$ 600
Mail to:

INSTRUMENT NO.

251



251632

Exhibit "A"

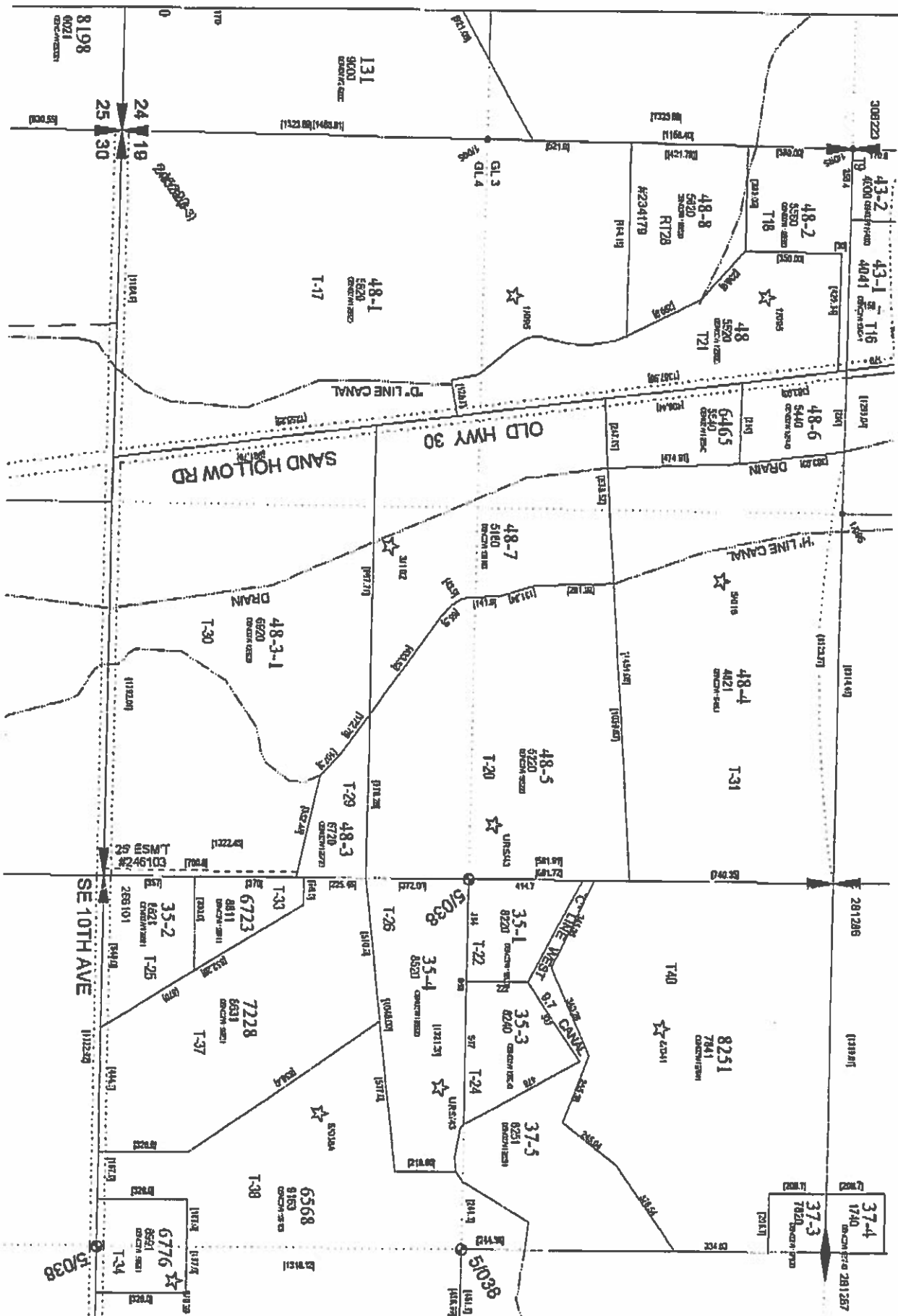
A parcel of land being a portion of the Southeast 1/4 of the Southwest 1/4 and Government Lot 4, all in Section 19, T.6N., R.3W., B.M., Payette County, Idaho, said parcel being more particularly described as follows:

Commencing at the Brass Cap marking the South 1/4 corner of said Section 19; thence, N.0°06'00"W. 25.00 feet along the east line of said SE 1/4 SW 1/4 of Section 19 to an iron pin; thence, N.89°43'57"W. 22.00 feet along the north right-of-way of SE 10th. Avenue to an iron pin, said point being the REAL POINT OF BEGINNING; thence continuing along said right-of-way, N.89°43'57"W. 1392.01 feet to an iron pin; thence, N.7°53'32"W. 936.52 feet along the east right-of-way of US Highway 30 to an iron pin; thence leaving said right-of-way, S.89°43'57"E. 962.71 feet to an iron pin on the east right-of-way of Black Canyon Canal; thence along said right-of-way the following courses and distances to iron pins: S.54°35'34"E. 172.76 feet; thence, S.44°55'41"E. 107.30 feet; thence leaving said right-of-way, S.77°12'44"E. 352.48 feet to an iron pin; thence, S.0°12'38"W. 675.80 feet to the REAL POINT OF BEGINNING,

AND

A parcel of land being a portion of the Southwest 1/4, Section 19, T. 6 N., R. 3 W., B.M., Payette County, Idaho, said parcel being more particularly described as follows:

Commencing at the Brass Cap marking the South 1/4 corner of said Section 19; thence N. 0°06'00" W. 1904.36 feet along the east line of said SW 1/4 of Section 19 to an iron pin; thence S. 85°51'53" W. (of record S. 85°52'26" W.) 1059.63 feet to the east right-of-way of Black Canyon Canal, said point being the REAL POINT OF BEGINNING; thence along said right-of-way the following courses and distances: S. 2°15'11" E. 281.92 feet; S. 17°27'04" E. 131.39 feet; S. 4°37'50" E. 141.90 feet; S. 30°55'54" E. 43.93 feet; S. 49°46'52" E. 55.53 feet; S. 54°35'34" E. 433.52 feet; Thence leaving said right-of-way, N. 89°43'57" W. 962.71 feet to an iron pin on the east right-of-way of US Highway 30; thence N. 7°53'32" W. 830.32 feet (of record N. 7°53'30"W. 830.36) along said right-of-way to an iron pin; thence leaving said right-of-way N. 85°51'53" E. (of record S. 85°52'26"W.) 598.43 feet to the REAL POINT OF BEGINNING.



Township 6 North Range 3 West

06N03W19



SUBDIVISIONS ON THIS PAGE



9	8		6	5	4
7	6	5	4	3	2
6	5	4	3	2	1
5	4	3	2	1	0
4	3	2	1	0	-1
3	2	1	0	-1	-2

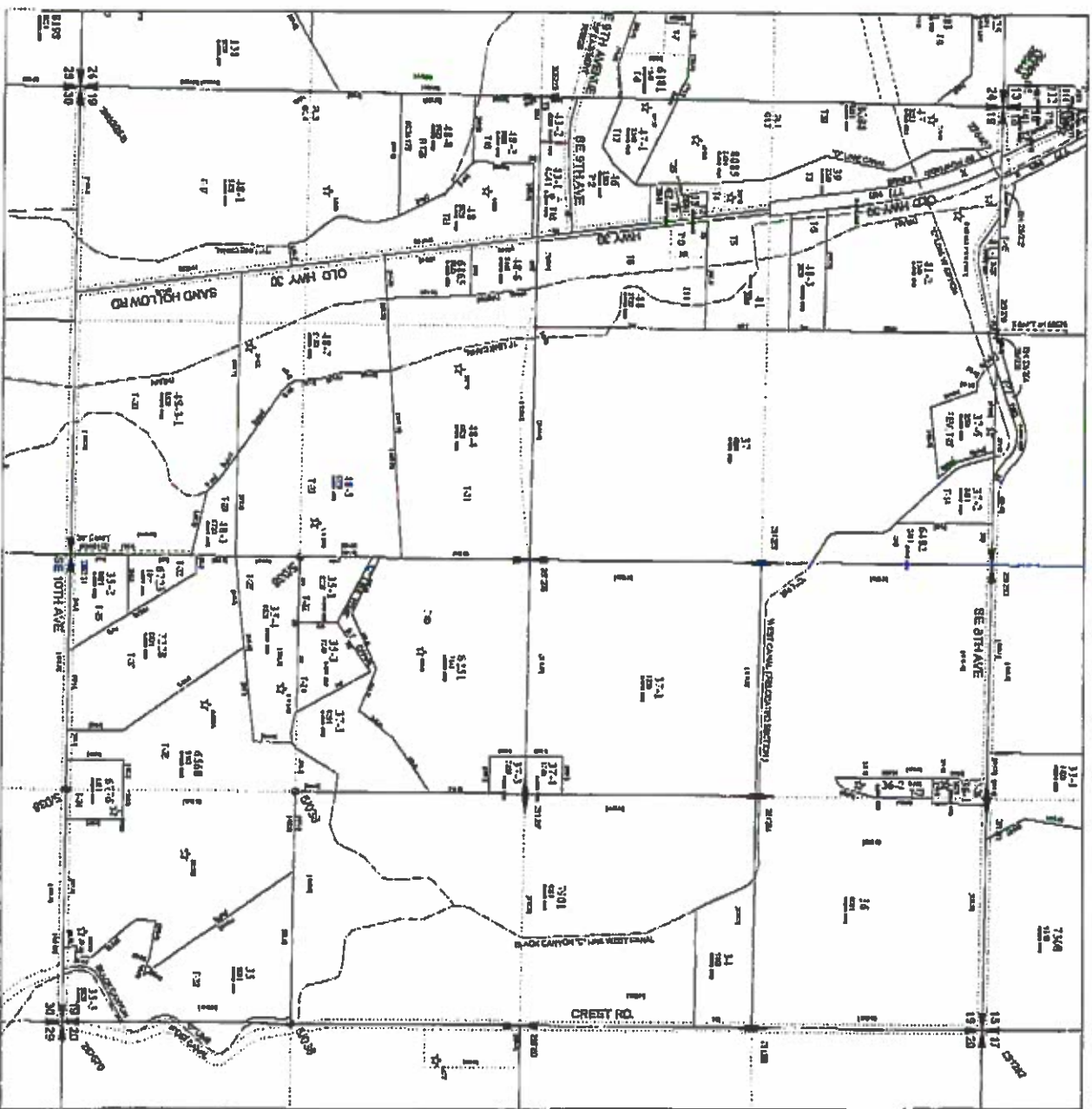
LEGEND

DATE	DESCRIPTION	AMOUNT	BALANCE
12/31/2011	OPENING BALANCE	100.00	100.00
1/1/2012	PAYROLL	50.00	150.00
1/15/2012	RENT	25.00	125.00
2/1/2012	SALES	75.00	200.00
2/15/2012	PAYROLL	50.00	250.00
3/1/2012	RENT	25.00	225.00
3/15/2012	SALES	75.00	300.00
3/31/2012	PAYROLL	50.00	350.00
4/1/2012	RENT	25.00	325.00
4/15/2012	SALES	75.00	400.00
4/30/2012	PAYROLL	50.00	450.00
5/1/2012	RENT	25.00	425.00
5/15/2012	SALES	75.00	500.00
5/31/2012	PAYROLL	50.00	550.00
6/1/2012	RENT	25.00	525.00
6/15/2012	SALES	75.00	600.00
6/30/2012	PAYROLL	50.00	650.00
7/1/2012	RENT	25.00	625.00
7/15/2012	SALES	75.00	700.00
7/31/2012	PAYROLL	50.00	750.00
8/1/2012	RENT	25.00	725.00
8/15/2012	SALES	75.00	800.00
8/31/2012	PAYROLL	50.00	850.00
9/1/2012	RENT	25.00	825.00
9/15/2012	SALES	75.00	900.00
9/30/2012	PAYROLL	50.00	950.00
10/1/2012	RENT	25.00	925.00
10/15/2012	SALES	75.00	1000.00
10/31/2012	PAYROLL	50.00	1050.00
11/1/2012	RENT	25.00	1025.00
11/15/2012	SALES	75.00	1100.00
11/30/2012	PAYROLL	50.00	1150.00
12/31/2012	RENT	25.00	1125.00
12/31/2012	SALES	75.00	1200.00
12/31/2012	PAYROLL	50.00	1250.00
12/31/2012	RENT	25.00	1225.00
12/31/2012	SALES	75.00	1300.00
12/31/2012	PAYROLL	50.00	1350.00
12/31/2012	RENT	25.00	1325.00
12/31/2012	SALES	75.00	1400.00
12/31/2012	PAYROLL	50.00	1450.00
12/31/2012	RENT	25.00	1425.00
12/31/2012	SALES	75.00	1500.00
12/31/2012	PAYROLL	50.00	1550.00
12/31/2012	RENT	25.00	1525.00
12/31/2012	SALES	75.00	1600.00
12/31/2012	PAYROLL	50.00	1650.00
12/31/2012	RENT	25.00	1625.00
12/31/2012	SALES	75.00	1700.00
12/31/2012	PAYROLL	50.00	1750.00
12/31/2012	RENT	25.00	1725.00
12/31/2012	SALES	75.00	1800.00
12/31/2012	PAYROLL	50.00	1850.00
12/31/2012	RENT	25.00	1825.00
12/31/2012	SALES	75.00	1900.00
12/31/2012	PAYROLL	50.00	1950.00
12/31/2012	RENT	25.00	1925.00
12/31/2012	SALES	75.00	2000.00
12/31/2012	PAYROLL	50.00	2050.00
12/31/2012	RENT	25.00	2025.00
12/31/2012	SALES	75.00	2100.00
12/31/2012	PAYROLL	50.00	2150.00
12/31/2012	RENT	25.00	2125.00
12/31/2012	SALES	75.00	2200.00
12/31/2012	PAYROLL	50.00	2250.00
12/31/2012	RENT	25.00	2225.00
12/31/2012	SALES	75.00	2300.00
12/31/2012	PAYROLL	50.00	2350.00
12/31/2012	RENT	25.00	2325.00
12/31/2012	SALES	75.00	2400.00
12/31/2012	PAYROLL	50.00	2450.00
12/31/2012	RENT	25.00	2425.00
12/31/2012	SALES	75.00	2500.00
12/31/2012	PAYROLL	50.00	2550.00
12/31/2012	RENT	25.0	

[illegible]

CHAS. L. BROWN & SONS, 200 WEST 10TH ST., ST. LOUIS, MO. 63102
 AVAILABLE IN THE FOLLOWING STATES: ALABAMA, ARIZONA, ARKANSAS,
 CALIFORNIA, COLORADO, CONNECTICUT, DELAWARE, FLORIDA, GEORGIA,
 ILLINOIS, INDIANA, IOWA, KANSAS, KENTUCKY, LOUISIANA, MAINE,
 MARYLAND, MASSACHUSETTS, MICHIGAN, MINNESOTA, MISSISSIPPI,
 MISSOURI, MONTANA, NEBRASKA, NEVADA, NEW HAMPSHIRE, NEW JERSEY,
 NEW YORK, NORTH CAROLINA, NORTH DAKOTA, OHIO, OKLAHOMA,
 OREGON, PENNSYLVANIA, RHODE ISLAND, SOUTH CAROLINA, SOUTH
 DAKOTA, TENNESSEE, TEXAS, VERMONT, VIRGINIA, WASHINGTON,
 WEST VIRGINIA, WISCONSIN, WYOMING.

SCALE 1-400

[illegible]

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: A63-26912

Date Received: 6/17/1992

Receipt No: CO24590

Received By: HHT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARRELL SCOTT COMPTON 208-459-9525
Address: 6240 SE 10 AVE
CALDWELL ID 83605
AND/OR
Name: DOREEN L. COMPTON 208-459-9525
Address: 6240 SE 10 AVE
CALDWELL ID 83605

2. Date of Priority: JUL 7, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	03W	19	SE	SE	SW		PAYETTE

5. Description of diverting works:
WELL, APPROX. 85' DEEP, 8" CASING, 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		

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:
DOMESTIC, 1 HOUSE

MICROFILMED
SEP 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	03W	19	SE	SW		DOMEST	

11. Place of use in counties: PAYETTE

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: 1

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): *Darrell Scott Longton Date: 6/17/92

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of June 19 92

Helen Harrington
Notary Public

Seal

Helen Harrington, Notary Public
Residing at Residing at Boise, Idaho
My Commission Expires December 1, 1994
My Commission Expires _____

MICROFILMED
SEP 15 1992

857000 N

4856

1.6 MI TO US 30

4855

4854

50'

4853

4852

2671 IV SE
(PARMA SE)

PAYETTE CO
GEM CO

BOYDOW
TRAIL

PIPELINE

Siphon

Siphon

D-ENE

WOLF

IND

32

SE CO

SEP 3 1982

09/29/2006

RECEIVED

NOV 03 2006

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

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: 63-26912

BEN CHOUTCHOURROU
6020 SE 10TH AVE
CALDWELL ID 83605
Telephone Number: (208)459-1898

TONI CHOUTCHOURROU
6020 SE 10TH AVE
CALDWELL ID 83605
Telephone Number: (208)459-1898

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:

(10/89)

I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10/21/06

SIGNATURE:

Please print your name:

Bernard Choutchourrou
Tom Choutchourrou
Bernard Choutchourrou

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

07/25/2006

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

RIGHT NUMBER: 63-26912

NAME AND ADDRESS: BEN CHOUTCHOURROU
6020 SE 10TH AVE
CALDWELL ID 83605

TONI CHOUTCHOURROU
6020 SE 10TH AVE
CALDWELL ID 83605

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: 07/07/1977

POINT OF DIVERSION:

T06N R03W S19 SESW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: DOMESTIC Within PAYETTE County

T06N R03W S19 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.

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

July 25, 2006

BEN CHOUTCHOURROU
TONI CHOUTCHOURROU
6020 SE 10TH AVE
CALDWELL ID 83605

Re: Water Right No. 63-26912

Dear Mr. & Mrs. Choutchourrou:

Enclosed is a copy of the above referenced **Notice of Claim to a Water Right**, which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing.

If you have any questions concerning this water right, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region Office

LH:1
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

July 18, 2006

BEN CHOUTCHOURROU
TONI CHOUTCHOURROU
6020 SE 10TH AVE
CALDWELL ID 83607

Dear Ben & Toni:

Enclosed is the **Notice of Change in Water Right Ownership** form that you recently submitted to our office. We are returning this form for your signature. Please sign on the **Signature of New Owner** line and return to our office in order for us to complete the ownership change for your water right.

If you have any questions, feel free to contact our office.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:l
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

June 27, 2006

BERNARD CHOUTCHOURROU
TONI CHOUTCHOURROU
6020 SE 10TH AVE
CALDWELL ID 83605

RE: NOTICE OF CLAIM NO(S): A63-26912

Dear Mr. & Mrs. Choutchourrou:

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in the ownership for the above claim(s). IDWR records currently show the following name and address as the owner of the claim(s) listed above:

**DARRELL SCOTT COMPTON
DOREEN L COMPTON
6240 SE 10TH AVE
CALDWELL ID 83605**

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership form, as appropriate, to correct our records.

If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at (208) 334-2190.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:1
Enclosures