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FORM 202

JUN 09 2005

WATER RESOURCES
WESTERN REGION

Ident. No. 63-32238 12/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

AMENDED
2/7/06

1. Name of Applicant Steven L. Stout and Chris L. Stout Phone 208-342-4102

Mailing address 4017 North La Mesita Way, Boise, ID 83702

2. Source of water supply Boise River which is a tributary of Snake River

3. Location of point of diversion is Township 5N Range 4W Sec. 32, in the SE 1 NE 1 Govt. Lot 1, B.M., Canyon County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 30.0 cfs for recreation purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 30.0 cfs for wildlife purposes from 1/1 to 12/31 (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)

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

5. Total quantity to be appropriated is (a) 30.0 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source water will be diverted from the river through the Baxter Ditch (existing irrigation ditch and diversion)

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

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

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. recreation purpose includes fishing in existing slough and waterfowl hunting in fields and ponds; wildlife use includes seasonal wetlands, flooding fields, and maintaining open water on slough for waterfowl habitat.

9. 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 the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	4W	31	W, lot 1	W, lot 10	W, lot 4	W, lot 5													
		31	R, lot 1	R, lot 10	R, lot 4	R, lot 5													

Total number of acres to be irrigated _____

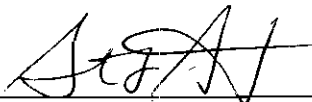
10. Describe any other water rights used for the same purposes as described above. 63-31350 ✓
This application additive to 63-31350 for a total of 35 cfs.

11. a. Who owns the property at the point of diversion? Dan Bilbao
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: existing agreement for diversion of water right 63-00152B

12. Remarks: This application proposes diversion of water through the Baxter Ditch for hunting, fishing, and wildlife purposes. Diversion will occur primarily during the non-irrigation season. Water may also be diverted during the irrigation season at times when there is excess capacity in the ditch. Water will return to the river from the outlet of the slough in the SENW or SWNE of Section 31. Water use will be non-consumptive.

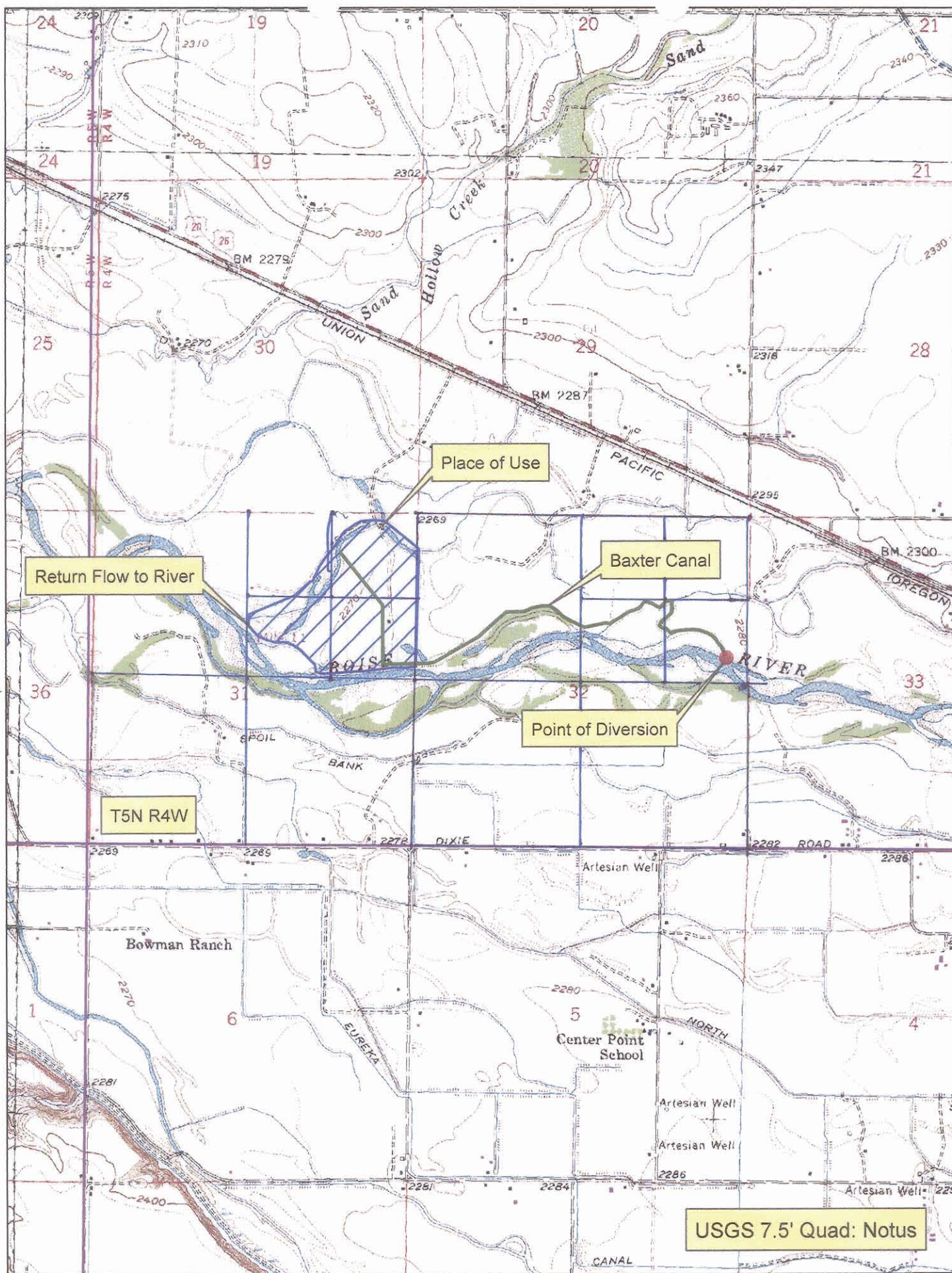
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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


 Signature of Applicant (and title, if applicable)

Received by RLFW SK Date 6/9/05 Time 1:00 pm Preliminary check by DAN 382
 Fee \$ 1,210.00 Receipted by SK # W033034 Date 6-9-05
 Publication prepared by DB Date 4/9/08 Published in PRESS TRIBUNE; APRIL 17 & 24, 2008
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OCT 14 2005

WATER RESOURCES
WESTERN REGION

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED
USING ONE OF THE THREE ALTERNATIVES BELOW

Name of Applicant Steven L. Stout and Chris L. Stout

Mailing Address 4017 North La Mesita Way

Boise, ID 83702

Application No. _____
(if known)

☐ IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

☐ PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

[Signature]

Date

Oct 14, 2005

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082