

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: A29-04471
Date Received: 3/21/1990
Receipt No: M006310
Received By: JB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROLAND M. LEAMAN 208-233-7930
Address: 9259 GIBSON JACK CREEK RD.
POCATELLO, ID 83204
OR
Name: DONNA M. LEAMAN 208-233-7930
Address: 9259 GIBSON JACK CREEK RD.
POCATELLO, ID 83204

A2904471

2. Date of Priority: MAY 01, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	35E	18	SW	SE	SE		BANNOCK

5. Description of diverting works:
WELL 97' DEEP, 6" CASING, 400', 5/8" GARDEN HOSE & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.240 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 4.9 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	18	SE	SE		IRR	1.3
						Section Acres	1.3
		19	NE SE	NE SE		IRR DOMEST	0.4
						Section Acres	0.4
						Total Acres	1.7

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:
IRRIGATED ACRES = 1.7

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 _____

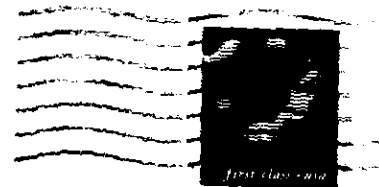
Notary Public

Seal

Residing at _____
My Commission Expires _____



Donna Leaman
9259 W Gibson Jack Rd
Pocatello ID 83204-7233



State of Idaho
Dept of Water Resources
Eastern District Office - Craig Saxton
900 N. Skyline Dr. Suite A
Idaho Falls Idaho
83402-1718

83402+1718 

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 29-4471

Owner Type
Current Owner
Current OwnerName and Address
DONNA M LEAMAN
ROLAND M LEAMAN
9259 GIBSON JACK CREEK RD
POCATELLO, ID 83204
(208)233-7930

RECEIVED

MAY 08 2001

Department of Water Resources
Eastern RegionPriority Date: 05/01/1957
Basis: Beneficial Use
Status: ActiveSource
GROUND WATER

Tributary to

Beneficial Use
IRRIGATION
DOMESTIC

From	To	Diversion Rate	Volume	Subuse Code
3/15	11/15	0.2 CFS		
1/01	12/31	0.04 CFS		
		0.24 CFS		

Location of Point(s) of Diversion:

GROUND WATER

SWSESE

Sec. 18

Township 07S

Range 35E

BANNOCK County

IRRIGATION Use:
Acre Limit: 1.7

Place(s) of use:

Place of Use Legal Description: IRRIGATION

BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07S	35E	18		SESE	1.3									
		19		NENE	0.4									

Place of Use Legal Description: DOMESTIC

BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07S	35E	19		SESE										

Total Acres: 1.7

Remarks:

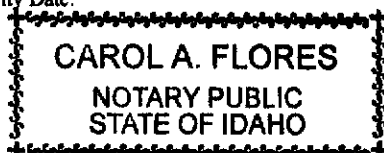
1. General

IRRIGATED ACRES = 1.7

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Donna M Leaman, moved into this home the later part of 1961, and have been using this water since for house and lawns. Thank you.



Water Right 29-4471

Carol A. Flores, Notary
Bannock County
Commission Expires 7-17-2004

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 029-04471Date Received 3-21-90Receipt Number MO06310

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Roland Moe Donna M. Heaman Phone (1233-7930
Mailing Address 9259 Gibson Jack Creek Rd. Pocatello ID Zip 83204

2. Date of Priority (Only one (1) per claim) May 1 1957

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 7S Range 3SE Section 18,
SW 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: _____

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. 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 97' deep; 6" casing
1 hp pump. 400' 5/8 inch garden hose and
sprinklers.

MICROFILMED

NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount .20 or _____

For DOMESTIC purposes from 1/1 to 12/30 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.24 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 4.92 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) D/1 HOUSEHOLD

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	
7S	3SE	18																1.3	1.3
7S	3SE	19	.4																.4
7S	3SE	18															D		

Total number of acres irrigated 1.7

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

12. Do you own the property listed above as place of use? Yes ☒ 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: IRRIG. ACRES = 1.7

MICROFILMED

NOV 13 1992

Last Name _____ 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 29-04471

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) Roland M. Luman Date 3-21-90

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 _____)

County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 21st day of March 1990

SEAL

Notary Public Anna Baerndt

Residing at _____

My Commission Expires _____

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 _____

MICROFILMED

NOV 13 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant



75
35E

NOV 18 1954

April 12, 2001

29-04471
RONALD LEAMAN
DONNA LEAMAN
9259 GIBSON JACK CREEK RD
POCATELLO ID 83204

RE: EVIDENCE OF PRIORITY

Dear Claimant (s):

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

4/23/01 Richard Hollingsworth called for his mother Donna Leaman and I explained what I needed for Priority Evidence. Richard's personal Rights not found on file

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

.....
The Department can not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by May 12, 2001, **referencing all documents with the corresponding Notice number.** If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at 525-7161.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim 29-04471

Log for claim A29-04471

Spatial Dynamics LTD

9/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	18	SESE	1.3	1.1	POD placement?
07s35e	19	NENE	0.4	0.3	
Totals:			1.7	1.4	

no other Rights - no microfilm

5/2/01 Donna Leaman Called. She is sending me an affidavit saying she moved into the House in 1961 and The well was in place - vice lady. Ronald Passed 11 yrs ago.

AJ5809NP
No. A29-04471

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 226

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
-----		-----	-----	-----	-----	-----
C	DONNA M LEAMAN	05/01/1957	IRRIGATION	03-15 11-15	0.200 CFS	
C	ROLAND M LEAMAN		DOMESTIC	01-01 12-31	0.040 CFS	
	9259 GIBSON JACK CREEK RD					
	POCATELLO ID 83204					
	(208) 233-7930					
				TOTAL DIVERSION:	0.240 CFS	
				CONSUMPTIVE USE:		4.90 AFA
	Water Source: GROUNDWATER		Tributary to:		Stage: BENEFICIAL USE	

AJ5809NP
No. A29-04471

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 227

Point(s) of Diversion: T07S R35E S18 SWSESE BANNOCK County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE														
		NENE		NWNE		SWNE		SENE		: NENW		NWNW		SWNW		SENW		: NESW		NWSW		SWSW		SESW		: NESE		NWSE		SWSE		SESE		:
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
07s	35E	18	:								:								:						:								01	: 1.3
07s	35E	19	:		.4						:								:						:								0.4	
																												TOTAL ACRES	: 1.7					

Place of use Legal Description for: DOMESTIC

NE												NW				SW				SE														
		NENE		NWNE		SWNE		SENE		: NENW		NWNW		SWNW		SENW		: NESW		NWSW		SWSW		SESW		: NESE		NWSE		SWSE		SESE		:
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
07s	35E	19	:								:								:						:								D	:

POU County: BANNOCK

Non-Irrigation Uses: D/ ONE HOUSEHOLD

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:

A29-00275 A29-04268

Remarks: GEN IRRIGATED ACRES = 1.7

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 03/21/90 BAUMHOFF 07/25/94 THOMPSON 03/29/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Roland Malcolm Leaman

(Name of Claimant)

Gibson Jack Creek Rd. Pocatello, ID 83204 Telephone No. 232-4639
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) May 1, 1957

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Groundwater tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs. sf)	(Domestic, Irrigation, Stock, Etc.)	(Both dates Inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>0.04</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity <u>0.20</u>	Use <u>Irrigation</u>	Period of Use From <u>3-15</u>	To <u>11-15</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 0.24cfs TOTAL QUANTITY USED.

(cfs. sf)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 SE 1/4, Sec. 18 Twp. 7S Rge. 35E B.M., County of Bannock

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Well 400 L/F 5/8 Garden hose.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	35E	18																	1.29
7S	35E	19	.35																.35

No. of acres 1.64

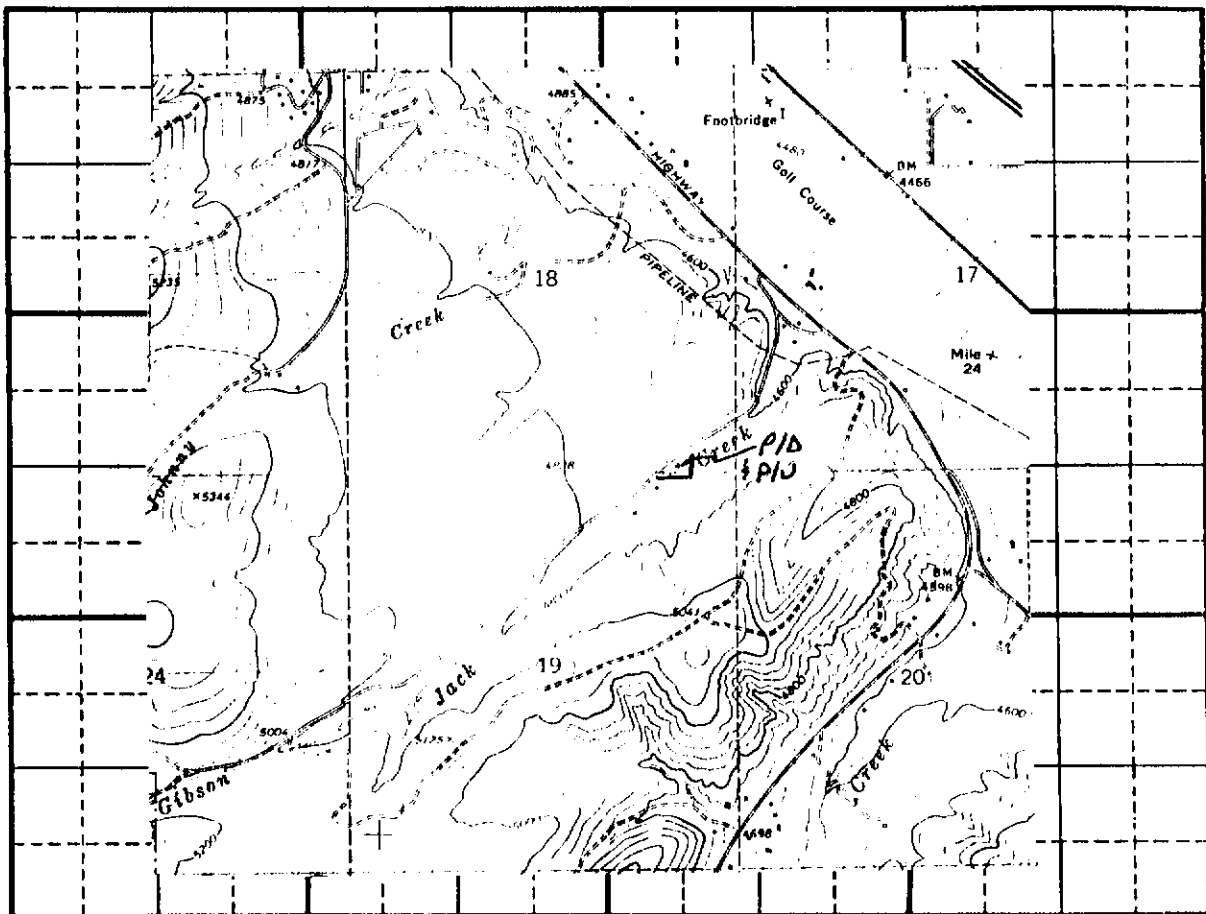
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: 3 horses.

- (7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

RECORDED



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bannock) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 23rd day of July, 1984.

Roland M. Leaman
(Claimant)

Melanie Helmandollar
Notary Public
Residing at Locatella

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by CW Date 7-24-84 Exception filed by: _____ Date _____
Prelim. check by PC Date 7-24-84 Forwarded to claimant by: _____
\$30.00 fee received by CW Date 7-24-84 # 34247
Published in Idaho State Journal
Dates Aug. 2nd, 16th, 1984

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Gibson, Jack C. Rd. Pocatello Idaho 83204 Telephone No. 232 4639
(Mailing Address) (Zip Code)

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

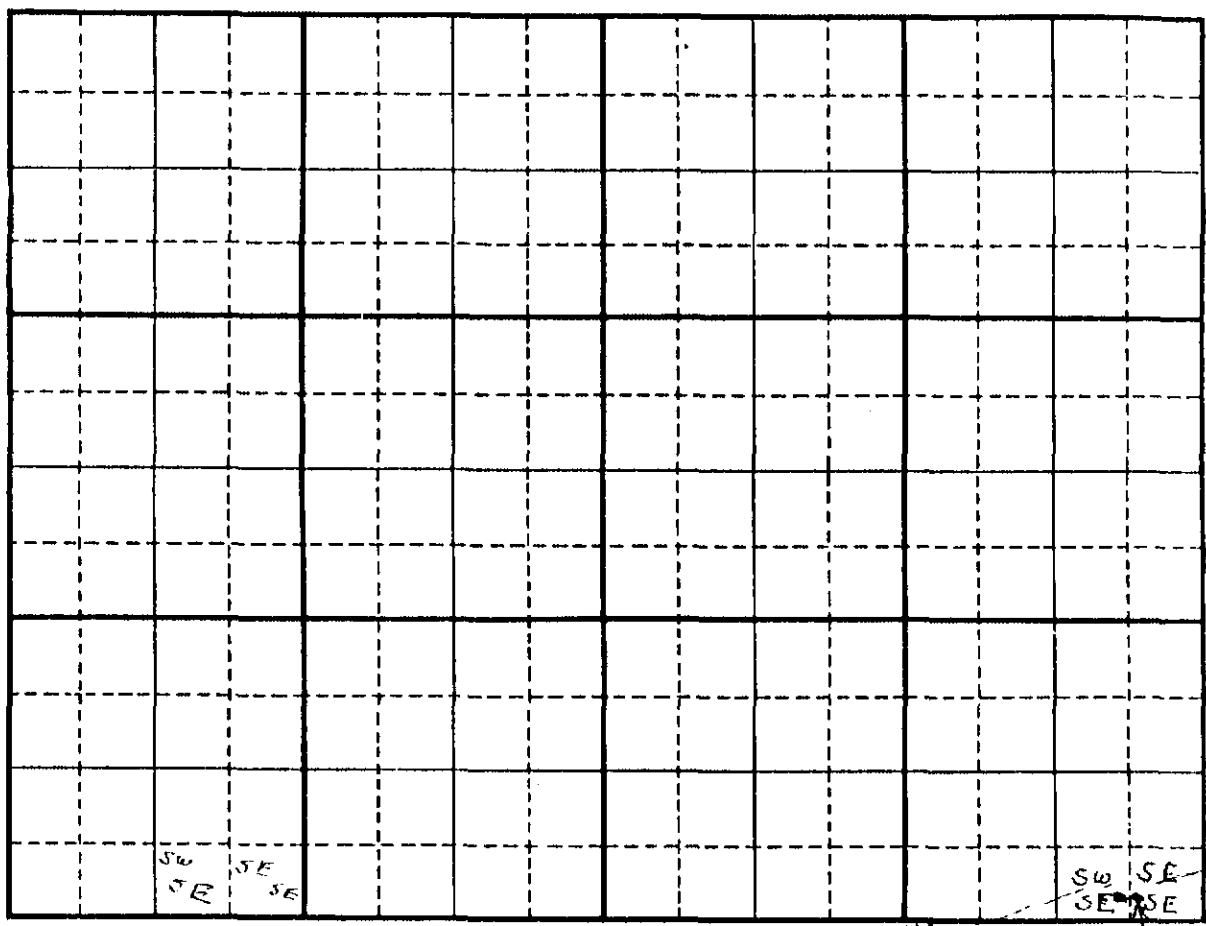
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

(7) If you are claiming water as a member of an organization, list name of organization:

Key 01
TR SE4 SE4 1.29 AC. S18 - T7S - R35 E.B.M. Parcel No. R4013019600
TR NE4 NE4 0.35 AC. S19 - T7S - R35 E.B.M. Parcel No. R4013124500

(B) Remarks

RECORDED



Scale: 2 inches equal 1 mile.

Sec 18 T5 S R 35 E B.M.

Gibson Jack Cr. Rd.

Well

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bannock) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Roland M. Leaman
(Claimant)

Sworn to before me this 27th day of June, 1984.

Melanie Helmandollar
Notary Public
Residing at 645 W Clark Pocatello

My commission expires life

Received by EW Date 7-1-84 FOR DEPARTMENT USE ONLY
Prepaid check by EW Date 6-28-84 Exception filed by: _____ Date _____
\$30.00 fee received by EW Date 7-29-84 H 34247
Published in State of Idaho
Dates Aug. 9 & 16, 1984