

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: A29-07460
Date Received: 3/30/1990
Receipt No: E012697
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM A. LEIGHTON 208-237-8411
Address: 1820 GOVERNMENT RD.
POCATELLO, ID 83202

2. Date of Priority: SEP 06, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	33E	2	NW	NW			BANNOCK

5. Description of diverting works:
WELL & PUMP TO HOME AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		38.50
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 39.70 A.F.A.

8. Total consumptive use is 22.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOME S/ 2 COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	2	NW	NW		IRR	5.0
			SW	NW		IRR	4.0

Section Acres 9.0

A29-07460

Page 1

Date: 04/02/90

A2907460



MICROFILMED

NOV 13 1992

10. Place of Use: Continued

Total Acres 9.0

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:

15. Basis of Claim: LICENSE

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

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): William A. Leighton Date: 4-2-90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of April 19 90

Dave Chiles
Notary Public

Seal

Residing at Haize, Id
My Commission Expires 2/26/96

Log for claim A29-07460

Spatial Dynamics BTD

9/22/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s33e	2	NWNW	5	7.8	
06s33e	2	SWNW	4	5.2	
Totals:			9	13	

AJ5809NP
No. A29-07460

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 111

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM A LEIGHTON 1820 GOVERNMENT RD POCATELLO ID 83202 (208) 237-8411	09/06/1978	IRRIGATION DOMESTIC	04-01 11-01 01-01 12-31	0.200 CFS 0.040 CFS	38.50 AFA 1.20 AFA
TOTAL DIVERSION:					0.200 CFS	39.70 AFA
CONSUMPTIVE USE:						22.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R33E S02 NWNW

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
06S	33E	2	:							05	04									:	9.0
TOTAL ACRES																				9.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: BANNOCK

Non-Irrigation Uses: D/ ONE HOME S/ 2 COWS

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-07716A A29-07716B A29-12276

Other Water Rights Listing Overlapping Place(s) of Use:
A29-07716 A29-07716A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 04/02/90 DCARLSON 07/28/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 29-7460 Priority September 6, 1978 Amount 0.20 cfs

THIS IS TO CERTIFY, that William A. Leighton
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7460 issued pursuant to Application for Permit dated September 6, 1978,
and has submitted proof to the Department of Water Resources on April 6, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.25 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.20</u> cfs and	<u>38.5</u> acre feet
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
<u>(1 Unit)</u>	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.20 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
39.7 acre feet per year, said waters to be diverted within the NW1/4 NW1/4 Section 2,
Twp 6S, Rge 33E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				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	
<u>6S</u>	<u>33E</u>	<u>2</u>						<u>5</u>	<u>6</u>										<u>11</u>

Total number of acres irrigated 11

CONDITIONS OF APPROVAL

- a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15TH day of JULY, 19 86.

Acting for the Norm C. Young
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant William A. Leighton Phone: 237-8411
post office address 1124 Curtis, Pocatello, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 6S
Range 33E B.M. Bannock County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .20 for irrigation purpose from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .04 for domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 150 feet
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years
b. Estimated construction cost is \$ 3300
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 6S
Range 33E B.M. _____
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____

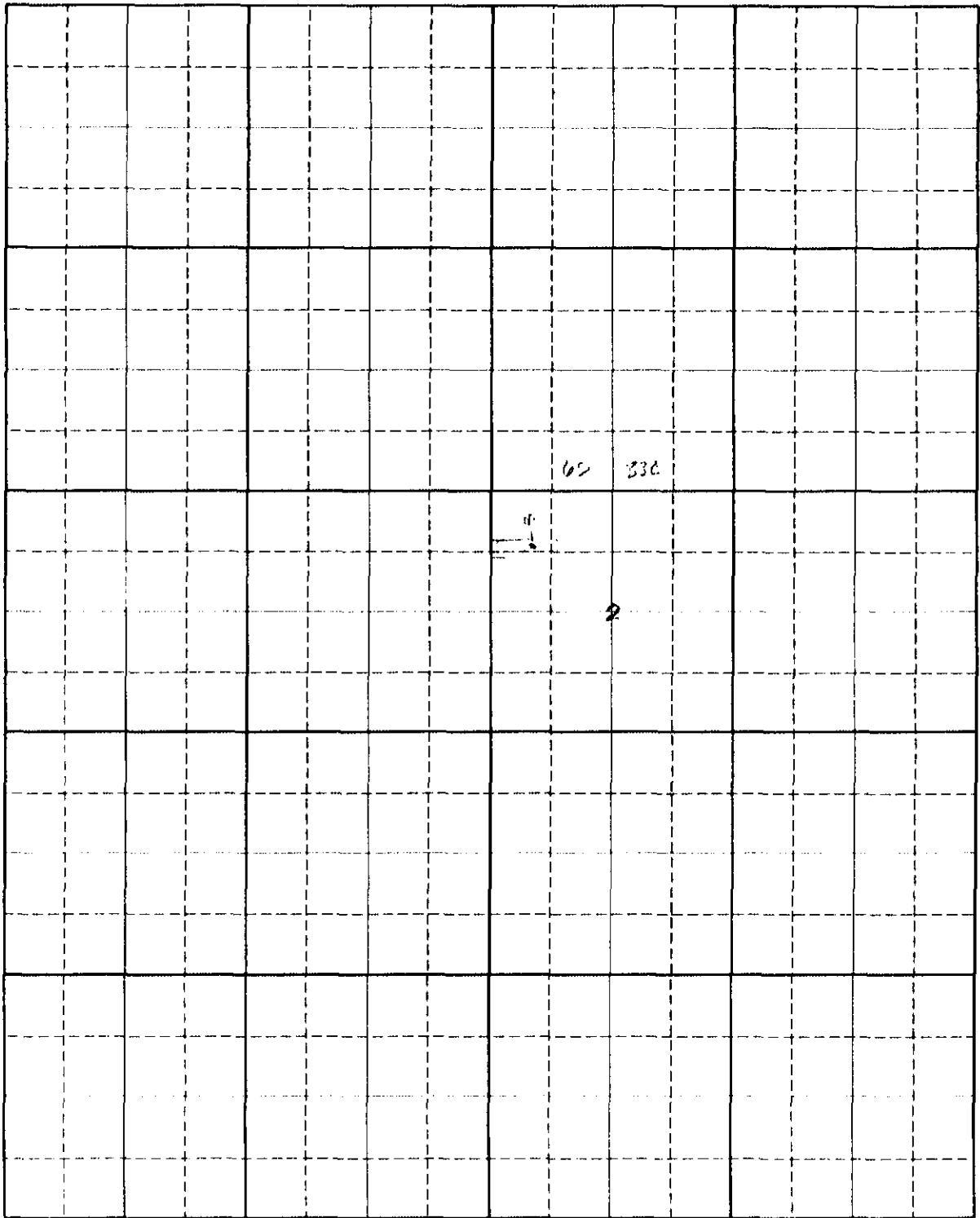
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water, _____
(5) If water is to be used for other purposes describe _____

[illegible]

c. Describe any other water rights used for the same purposes as described above. none

- [illegible]

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

W A Leighton
(Applicant)

Received by JH Date 9-6-78 Time 1:00 PM
 Preliminary check by SM Fee \$ 20.00 # 11524
 Receipted by JH Date 9-6-78
 Publication prepared by _____ Date _____
 Published in IDAHO STATE JOURNAL
 Publication dates SEPT 14-21, 1978
 Publication approved 97 Date 9-27-78
 Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by SPC fg

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7460, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions.

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 83.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 24th day of October, 1978.

L. Glen Saxton

Chief, Operations Bureau

SEP 21 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

29-7460

Permit No.

Department of Water Resources

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7-19-83 Accompanied by William Leighton Total Q measured 0.25 ✓
 Source Groundwater Tributary to _____ Supp. annubar measurement sheet used? _____
 Source is surface water, estimate total flow of source _____
 Methods of measurement Pitot Gauge Meets permit requirements? _____
 Measurement calculations: 25psi, 1 1/4" N, 26 birds = 4.38 gpm x 26 birds = 113.8 gpm or 0.25 cfs ✓

Irrigation for 11 acres limited to
0.20 cfs by permit

Allowance for Domestic + 1.2 cfs ✓

$V = 11 \text{ acres} \times 3.5 \text{ cfs} = 38.5 \text{ cfs} \checkmark$ $0.20 \times 1.9835 \times 214 = 84.9 \text{ AF}$

WELL DIV. NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
	7 1/2	Gould	NA					

System Description well, pump submerged (7 1/2 hp pump) set at 130' with line to one home, stock tank and sprinkler line.

Code with map on reverse side. Disregard code if only one.

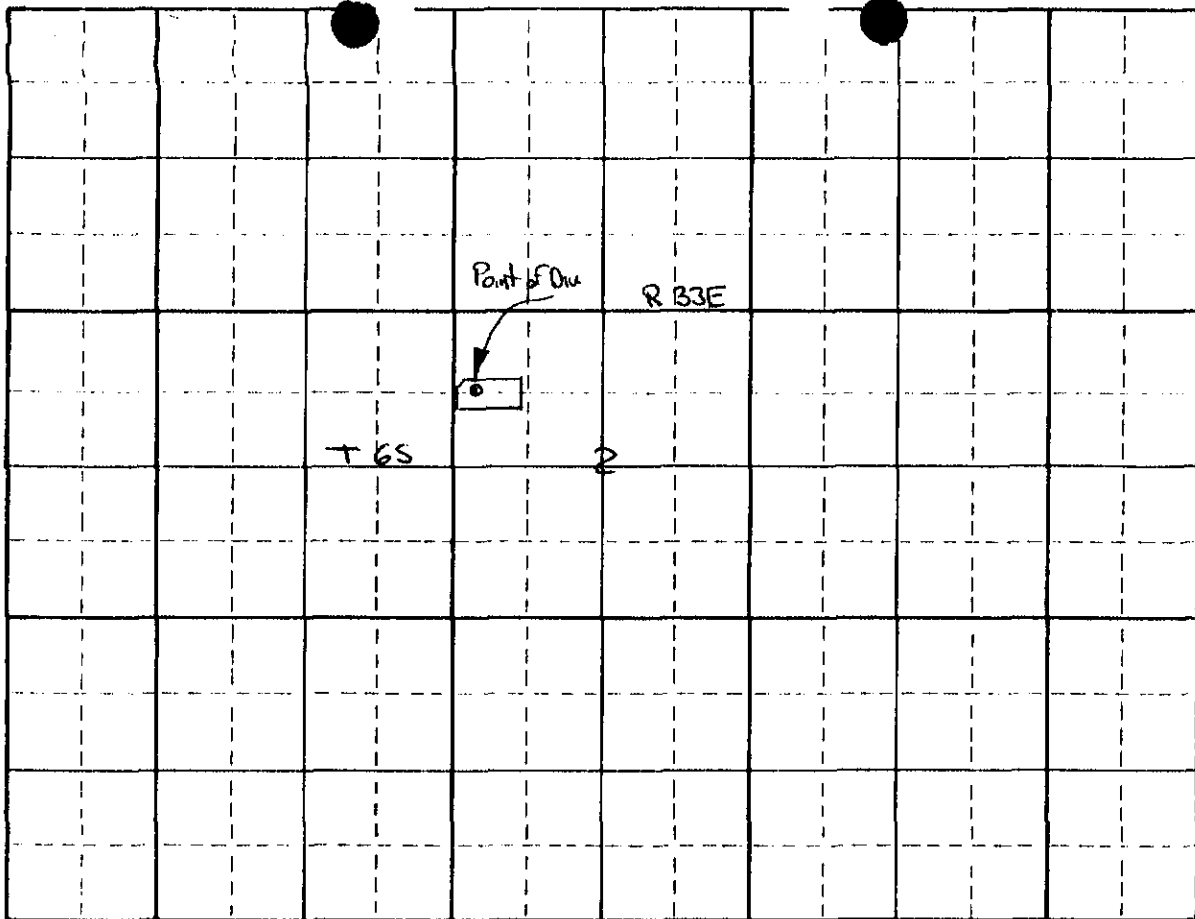
RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ✓ 214 days AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
<u>Domestic (one unit)</u> ✓	<u>0.04</u> ✓	<u>1.2</u> ✓	<u>1-1</u> ✓	<u>12-31</u> ✓
<u>Irrigation</u> ✓	<u>0.20</u> ✓	<u>38.5</u> ✓	<u>4-1</u> ✓	<u>11-1</u> ✓
Total	<u>0.20</u> ✓	<u>39.7</u> ✓		

Remarks No overlapping rights ✓

RECORDED



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

N



□ well

Point(s) of diversion: NW 1/4 NW 1/4 Sect. 2 T6S R33E

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
6S	33E	2						5	6										11 ✓

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

Checked by

Approved by

John Jones
Keith Walker
Kay Walker

Date

Date

Date

4-27-84

18 Sept 1984

7-3-86

21 1460

35.3
2

P3.5

PO

2647

270.8

3
10

3 2
10 11

1675

754

617

Ed Johnson, Inc.

380

662

MICROFILMED

NOT TO SCALE

T-5