

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: A22-12893
Date Received: 9/23/1991
Receipt No: E016439
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVEN LEIBLER 208-787-2475
Address: BOX 78
VICTOR ID 83455
AND/OR
Name: CAROL LEIBLER 208-787-2475
Address: BOX 78
VICTOR ID 83455

A2212893



2. Date of Priority: JUN 12, 1968

3. Source: TRAIL CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	45E	13	NW	SE			TETON

5. Description of diverting works:
HEADGATE FROM TRAIL CK INTO KIMBAL DITCH TO POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	0.020		
DOMESTIC	01/01	12/31	0.040		

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 HOME

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	45E	13	NW	SE		IRR	
			NW	SE		DOMEST	

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

SEE RECEIPT NO. E002634 FOR ADDITIONAL \$28.00 TO ADD TO THIS
CLAIM WHICH REC'D \$25.00

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 _____
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IN RE THE GENERAL ADJUDICATION
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THE SNAKE RIVER BASIN WATER SYSTEM

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Ident. Number A22-12893Date Received 8-14-91 / 80Receipt Number EO 16439

See Receipt E002634
Pd. 25.00

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

AUG 14 1991

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Steven and/or Carol Leidler Phone (208) 787 2475
Mailing Address Box 78 Victor ID Zip 83455

2. Date of Priority (Only one (1) per claim) 1968 June 12

3. Source of water supply (a) Trail Creek
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 3N Range 4E B.M. Section 13
NW 1/4 of [redacted] of SE 1/4, Govt. Lot, _____ B.M., County of Teton

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.

Creek into Kimball Head gate from Trail
from Kimball canal, Ditch
flow pipe from pond over
Creek. Water pumped from pond for
domestic irrigation.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 5/1 to 10/1 amount .06 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .06 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimus acre feet per annum.

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

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	
3N	45E	13														D			

Total number of acres irrigated

3

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

Teton

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:

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Last Name

Leibler

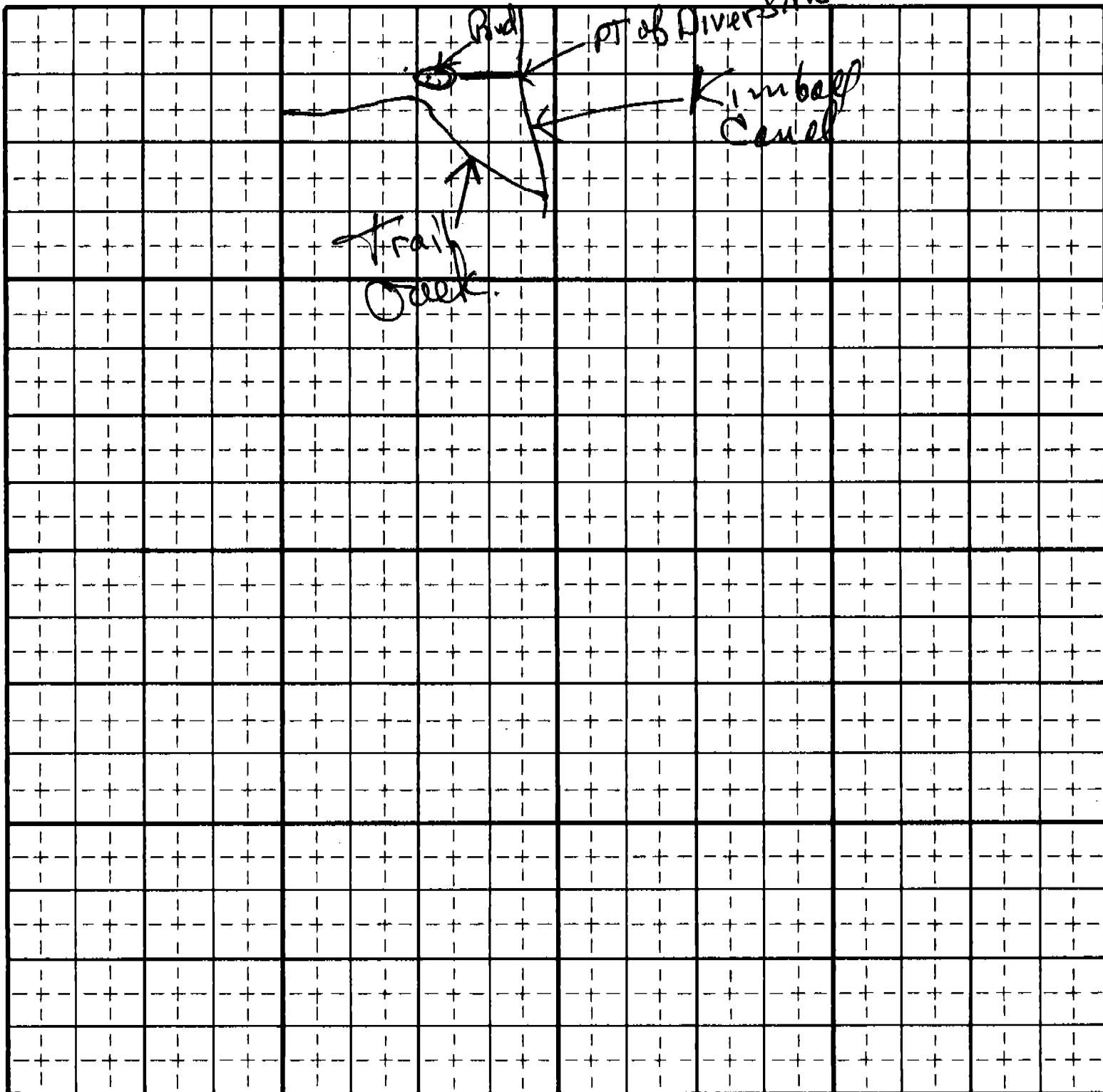
Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

Section 13, NW 1/4 & S.E. 1/4



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Last Name

Leibler

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

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)

Date 8/9/91

Date 8/9/91

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 for)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 12th day of August 19 91

SEAL

Notary Public Bonnie Johnson

Residing at Idaho

My Commission Expires 10/1/92

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

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Last Name Ident. Number

Copies White-State, Yellow-Claimant

ACTION REQUIRED

FROM: Jo Thompson, Secretary
TO: Steven Leidler

8-8-91

Return by 8-15-91
of refund of 25.00
will be processed
immediately!

Please find enclosed a:

- Copy of your original claim to use as a guide in filling out the irrigation form.
- irrigation forms to be filled out, signed and notarized
- copy of receipt for 25.00 P.D. on the original claim.
- copy of June 27, 1991 letter. You need to use this letter as a guide also in filling out the new irrigation form. Some areas of the letter are high lighted so you will know what other information we requested to complete the original you filed. If you have any questions before mailing, call me & I will help you with the form. Please send 28.00 to file the notation.

NOV 07 1991

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8-8-91 - Spoke to Leibler today. He last letter
of July 31th, he said I mailed an inv.
form, copy letter (7-31), copy orig. notice,
and a note.

File: 5-DAY - Ret. date is 8-15-91

JULY 31, 1991

STEVEN LEIBLER
BOX 78
VICTOR ID 83455

RE: NOTICE OF CLAIM

Dear Mr. Leibler:

This office will initiate procedures for refunding the filing fee paid in conjunction with the Notice of Claim form you submitted for the Snake River Basin Adjudication (SRBA). The refund will be sent to you from our State Office in Boise, Idaho.

On June 27, 1991, this office sent a letter advising that action by you was needed before your Notice could be processed. The 30-day time period provided for completing this task has expired, without the Notice being returned.

The effect of this action will be to remove this Notice from the Department's records. Should you decide to refile this Notice once the refund has been issued, the new filing will be subject to a late fee of \$50.00 or 15% of the filing fees, whichever is greater, on a per claim basis.

I will keep your Notice of Claim in my office for 5 working days. If we have not heard from you, the refund process will be initiated by the State office.

Of course, if you have any questions, please feel free to contact this office at 525-7161.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

FILE:

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Steven Leibler
Page - 2 -

Please return the Notice and your check for \$28.00 by
July 26, 1991 to avoid a late fee.

I regret the inconvenience this may cause you and
appreciate your patience.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim
Instructions
Copy of Original Notice

File: TIC

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JUNE 27, 1991

STEVEN LEIBLER
BOX 78
VICTOR ID 83455

RE: NOTICE OF CLAIM

Dear Mr. Leibler:

After speaking with you today on the phone, I discussed your Notice with one of our agents, Greg Taylor.

Since your priority date is before May 20, 1971, the correct procedure is to file a Beneficial Use Claim for irrigation of the three acres. An Application for Permit would have been correct if your priority date was after May 20, 1971. I have enclosed the form for your use in this matter. I am returning a "copy" of your original Notice to aide you in filling out the irrigation form. I will hold the original Notice you filed in 1988 in my file until I hear from you.

The form you originally filled out is limited to domestic and stockwater uses associated with a home or any uses not exceeding 2500 gallons per day.

Please complete the enclosed form, sign it, having your signature notarized and return it to this office to my attention.

In Item #2, please estimate a month and day to complete the priority date.

Use the instruction booklet enclosed to determine the correct amount of cfs in Item #6 for the amount of acres you are irrigating. In Item #9, if there are no other uses of the water other than irrigating the land, please indicate "none" on this line.

The filing fee is \$50.00, plus \$1.00 for each acre irrigated. If you are irrigating three acres, the fee will be \$53.00. Taking into account the \$25.00 already paid, simply submit a check or money order for the balance due (\$28.00).

53
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4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Leibler, SteveCLAIM NO. A22-12893

DATE RECEIVED _____

CK # _____

AMOUNT \$ _____

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	N/A
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒	☐	N/A
Is the consumptive use correct?	☒	☐	N/A
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒	☐	N/A
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐	N/A
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒	☐	N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	Exempt
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	N/A
22. Should this claim be data entered?	☒	☐	

Claim checked by: 20Date: 8-15-91

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by: _____

Claim data entered by: _____

Sent to claimant by: _____

Date: _____

Date: _____

Date: _____

Checked by: MICROFILM Date: _____Comments: OK D.E.

NOV 07 1992