

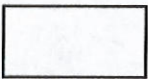
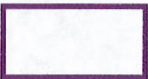
Idaho Department of Water Resources

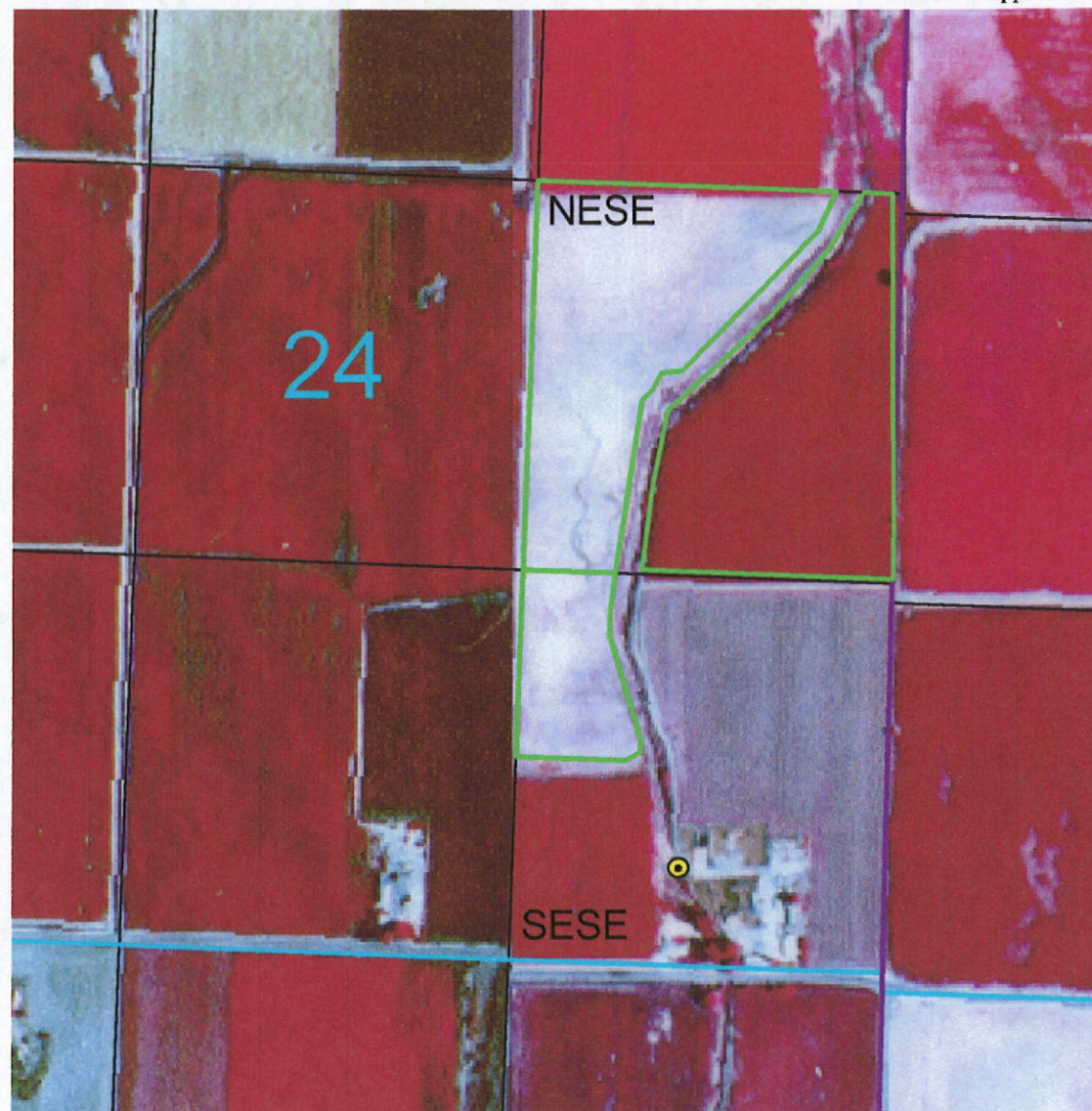
Claim Number: 57-10216

Legal: T03N, R06W, S24

Reviewed By:

1987 Napp Photo

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



0 0.25 0.5 Miles



57-10216
3N, 6W, S24



57-10216





3N

6W

Sec. 23

NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1)	35.5
NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2)	35.8
SW $\frac{1}{4}$ NE $\frac{1}{4}$	37.8
SE $\frac{1}{4}$ NE $\frac{1}{4}$	33.4
NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3)	34.8
NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 4)	15.3
SW $\frac{1}{4}$ NW $\frac{1}{4}$	15.0
SE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 5)	38.1
NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 6)	16.0
SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 7)	8.0
NE $\frac{1}{4}$ SE $\frac{1}{4}$	35.6
NW $\frac{1}{4}$ SE $\frac{1}{4}$	39.3
SW $\frac{1}{4}$ SE $\frac{1}{4}$	21.0
SE $\frac{1}{4}$ SE $\frac{1}{4}$	32.6

Sec. 24

NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1)	27.9
NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2)	35.8
SW $\frac{1}{4}$ NE $\frac{1}{4}$	37.4
SE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 5)	27.0
NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3)	31.0
NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 4)	33.7
SW $\frac{1}{4}$ NW $\frac{1}{4}$	33.9
SE $\frac{1}{4}$ NW $\frac{1}{4}$	36.6
NE $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
NW $\frac{1}{4}$ SW $\frac{1}{4}$	35.4
SW $\frac{1}{4}$ SW $\frac{1}{4}$	35.1
SE $\frac{1}{4}$ SW $\frac{1}{4}$	36.3
NE $\frac{1}{4}$ SE $\frac{1}{4}$	33.0
NW $\frac{1}{4}$ SE $\frac{1}{4}$	38.9
SW $\frac{1}{4}$ SE $\frac{1}{4}$	38.5
SE $\frac{1}{4}$ SE $\frac{1}{4}$	37.5

Sec. 25

NE $\frac{1}{4}$ NE $\frac{1}{4}$	33.3
NW $\frac{1}{4}$ NE $\frac{1}{4}$	31.4
SW $\frac{1}{4}$ NE $\frac{1}{4}$	37.4
SE $\frac{1}{4}$ NE $\frac{1}{4}$	38.3
NE $\frac{1}{4}$ NW $\frac{1}{4}$	31.0
NW $\frac{1}{4}$ NW $\frac{1}{4}$	33.3
SW $\frac{1}{4}$ NW $\frac{1}{4}$	26.5
SE $\frac{1}{4}$ NW $\frac{1}{4}$	28.0
NE $\frac{1}{4}$ SW $\frac{1}{4}$	33.6
NW $\frac{1}{4}$ SW $\frac{1}{4}$	24.5
SW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	30.8
NE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 3)	38.6
NW $\frac{1}{4}$ SE $\frac{1}{4}$	34.0
SW $\frac{1}{4}$ SE $\frac{1}{4}$	12.7
SE $\frac{1}{4}$ SE $\frac{1}{4}$	27.3

1492.9

Claims A57-10216

POINT OF DIVERSION FROM SAGE CREEK LOCATED IN THE SESE, SEC. 24, TWP. 3N,
RGE. 6W

PHOTO # 1



← kw
11/15/90

PHOTO # 2

PLACE LEVEL WAS SET UP TO DO MANNINGS MEASUREMENT (LOOKING NORTH)



RECEIVED
1207/01
OCT 07 1992
kw

Claims A57-10216

PHOTO # 3

PLACE LEVEL WAS SET UP TO DO MANNINGS MEASUREMENT (LOOKING SOUTH)



PHOTO # 4

LOCATION OF UPSTREAM CROSS SECTION



MICROFILMED
OCT 6 / 1992

fw
7/23/91

Claims A57-10216

LOCATION OF DOWNSTREAM CROSS SECTION

PHOTO # 5



STOCKWATER PLACE OF USE (LOOKING NORTH)

PHOTO # 6



MICROFILMED
OCT 07 1992

Claims A57-10216

IRRIGATION PLACE OF USE (Looking North)

PHOTO # 7



MICROFILMED

OCT 07 1992

457-10216

T 3N, RW, Sec. 24

MICROFILMED

OCT 07 1992

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: A57-10216
Date Received: 12/13/1988
Receipt No: M002147
Received By: DE-KW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LEGRAND LEAVITT 208-337-4107
Address: RT.1 BOX 1204
HOMEDALE ID 83628

2. Date of Priority: JUL 15, 1946

3. Source: SAGE CREEK Trib. to: SUCCOR CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	06W	24		SE	SE		OWYHEE

5. Description of diverting works:
APPROX. 1 HP PUMP, PIPELINE TO STOCK TANK, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/01	0.820		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is 144.2 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 500 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	06W	24	NE	SE		IRR	34.2
			NE	SE		STOCK	
			SE	SE		IRR	7.0

10. Place of Use: Continued

Section Acres 41.2

Total Acres 41.2

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

GEM IRR. DIST.

14. Remarks:

CLAIM AMENDED TO INCLUDE ALL ACREAGE IRRIGATED FROM SAGE CREEK.
SEE RECEIPT NO. W013580 - KW 8/30/91

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 _____

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-10216

Date: 2-26-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	3N	6W	24													34.2			7	41.2
GIS																34.2			5	39.2
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 41.2

Overlapping EOU Claim #'s:

Total GIS Acres: 39.2

COMMENTS:

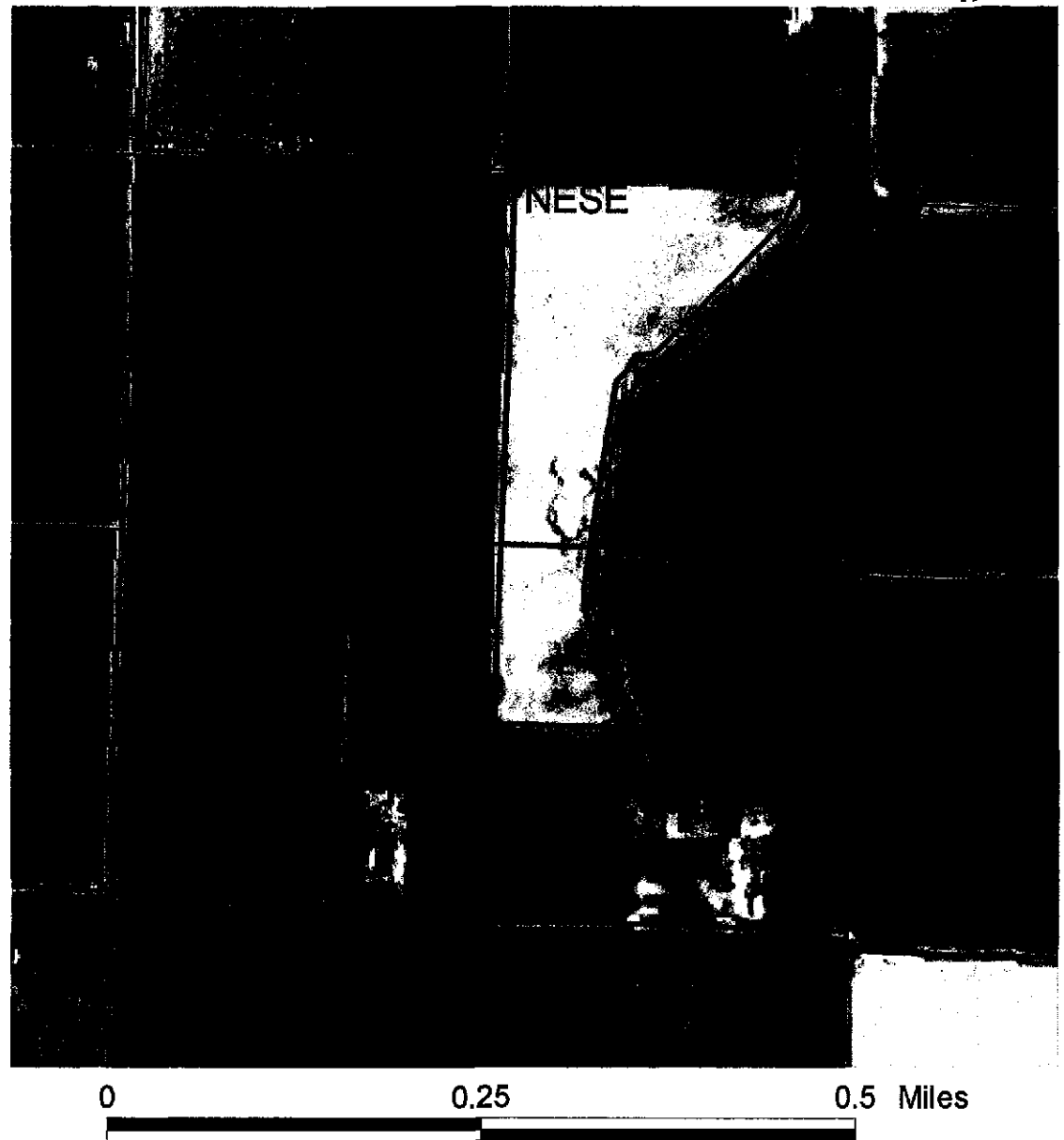
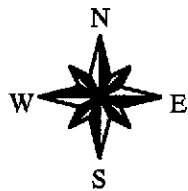
Per claim maps. I looks very close on the maps what they are claiming. I would be going over quite a bit to get claimants two extra acres.

Idaho Department of Water Resources

Claim Number: 57-10216
Legal: T03N, R06W, S24
Reviewed By:

1987 Napp Photo

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines
- Township/Range Lines



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 57-10216

1997 DEC 15 AM 10:59

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: LEGRAND LEAVITT
 RT 1 BOX 1204
 HOMEDALE ID 83628

SOURCE: SAGE CREEK TRIBUTARY: SUCCOR CREEK

QUANTITY: 0.82 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 07/15/1946

POINT OF DIVERSION: T03N R06W S24 SESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.82 CFS
	STOCKWATER	01-01 12-31	0.12 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
 T03N R06W S24 NESE 34.2 SESE 7
 41.2 ACRES TOTAL

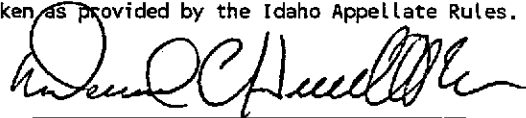
STOCKWATER Within Owyhee County
T03N R06W S24 NESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

AJ0749NP
No. R57-10216

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/06/97
PAGE: 1

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=====
OWNER      PRIORITY  USE PERIOD  DIVERSION  DIVERSION
CODE       DATE       FROM TO     RATE      VOLUME
-----
C  LEGRAND LEAVITT      07/15/1946  IRRIGATION  03-15 11-15  0.82 CFS
    RT 1 BOX 1204        STOCKWATER   01-01 12-31  0.12 CFS
    HOMEDALE ID 83628
    (208) 337-4107
                                TOTAL DIVERSION:  0.82 CFS
=====
```

Water Source: SAGE CREEK

Tributary to: SUCCOR CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T03N R06W S24 SESE

OWYHEE County

Place of use Legal Description for: IRRIGATION

```

      NE      NW      SW      SE
    NENE  NENE  NENE  NENE  :  NENE  NENE  NENE  NENE  :  NENE  NENE  NENE  NENE  :  SUM
    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  :
    ---  ---  :  ---  ---  ---  ---  ---  ---  :  ---  ---  ---  ---  ---  ---  :  ---  ---  ---  ---  :
03N 06W 24  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :
                                TOTAL ACRES  41.2
```

Place of use Legal Description for: STOCKWATER

```

      NE      NW      SW      SE
    NENE  NENE  NENE  NENE  :  NENE  NENE  NENE  NENE  :  NENE  NENE  NENE  NENE  :
    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  :
    ---  ---  :  ---  ---  ---  ---  ---  ---  :  ---  ---  ---  ---  ---  ---  :  ---  ---  ---  ---  :
03N 06W 24  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :
                                TOTAL ACRES  41.2
```

POU County: OWYHEE

Other Rights: GEM IRR. DIST.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
57-10215 57-10216 57-10284 A57-10215 A57-10216 A57-10284

Other Water Rights Listing Overlapping Place(s) of Use:
57-10216 A57-10216

Conditions of Approval:

- W01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- GEM IRRIGATION DISTRICT.
- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

Remarks: EXP STOCKWATER, 500 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 11/06/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:

AJ0749NP
No. R57-10216

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/06/97
PAGE: 2

Audit: 11/06/97 MSCHULTE

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: NOV-06-1997
PAGE: A-1-----
RIGHTS FROM: SOURCE: SAGE CREEK TRIBUTARY: SUCCOR CREEK

RIGHT NUMBER: 57-10216

NAME AND ADDRESS: LEGRAND LEAVITT
RT 1 BOX 1204
HOMEDALE ID 83628

SOURCE: SAGE CREEK TRIBUTARY: SUCCOR CREEK

QUANTITY: 0.82 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR STOCKWATER, 300 HEAD CATTLE

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 07/15/1946

POINT OF DIVERSION: T03N R06W S24 SESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		<u>Irrigation Season</u>	0.82 CFS
		03/13 11/13	
STOCKWATER		01-01 12-31	0.12 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
T03N R06W S24 NESE 34.2 SESE 7
41.2 ACRES TOTAL

STOCKWATER Within Owyhee County
T03N R06W S24 NESE

CONSUMPTIVE USE: 144/2 AFT

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-06-1997

PAGE: A-2

57-10216 (CONT.)

USE OF THIS RIGHT IS COMBINED WITH WATER FROM
GEM IRRIGATION DISTRICT.

STOCKWATER, 500 RANGE CATTLE

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 104

144.20 AFA *Sette*

Stage: BENEFICIAL USE

	NE				:	NW				:	SW				:	SE				:		
T R S :	Lt Ac	NENE	NWNE	SWNE	SENE	: Lt Ac	NENW	NNNW	SNNW	SENW	: Lt Ac	NESW	NWSW	SWSW	SESW	: Lt Ac	NESE	NWSE	SWSE	SESE	: SUM	
----- :	----	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	Lt Ac	: ----	
03N 06W 24 :						:					:					:	34			07	: 41.2	
																		TOTAL ACRES				: 41.2

[illegible]

Other Rights: GEM IRR. DIST.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
57-10215 57-10216 57-10284 A57-10215 A57-10216 A57-10284

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

57-10216 A57-10216

Conditions of Approval:

- W01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- GEM IRRIGATION DISTRICT.
N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
(N07) - THE CONSUMPTIVE USE VOLUME IS ONLY FOR THE IRRIGATION PORTION
- OF THIS WATER RIGHT.
N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

Delete

Dates: Exam Made Date: Verified Date: 08/21/1996 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:

AJ0749NP
No. R57-10216

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/06/97
PAGE: 2

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Comments: Date: 08/21/1996 User-ID: MMINICUC Subject: STOCKWATER
STOCKWATER, 500 HEAD CATTLE

to EXP

Audit: 00/00/00

Audit: 07/31/91 WALKER 08/30/91 WALKER 10/26/91 WALKER 01/09/92 WALKER
07/29/92 PR-PRODM

MICROFILMED
OCT 07 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-10216

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	Y	kw & rm 11-15-90	5	N	Y- kw 5/16	kw 8-30	
PT. OF DIV.	Y	"	5	N	N		DATA ENTRY COMPLETED
SOURCE	Y	"	5	N	N		BY kw DATE 8/30
PL. OF USE	Y	"	5,2	Y	Y- kw 7-29		FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF	Y	kw & rh 7-23-91	5	Y	Y- kw 7-29		BY _____ DATE _____
CONSUMPTIVE USE	Y	kw	5	Y	N		
NATURE OF USE	Y	kw & rm 11-15-90	5	N	N		
PERIOD OF USE	Y	kw	5	N	N		
BASIS OF CLAIM	Y	kw	5	N	N		
REMARKS	Y	kw	5	N	N		

VERIFICATION CODES

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES ☒ NO ☒

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

COMMENTS: _____

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OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:52:17
08/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-10216

LAST: LEAVITT
ADDRESS: RT. 1 BOX 1204
CITY: HOMEDALE
PHONE NUMBER: 208-337-4107

FIRST: LEGRAND
STATE: ID ZIP: 83628

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM ✓

DATABASE
N

FIELD
EXAMINER
KW

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 11/15/90

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

*See attached field exam telephone conversation
memo for this information.*

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9-13-90

11-2-90 no answer 'kin

11-6 would not set me schedule but said we could call him on the 15th and if he's home we could conduct exam. (close to morn. appt.)

11-15

FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER A57-10216, A57-10215

NAME OF CONTACT Leland Leavitt

PHONE NO. 337-4107

ADJ. AGENT Linda Warner

DATE SET FOR EXAM 9-28 @ 3:45

LOCATION From Nomedale - S. on 95 toward Jordan Valley
No 3 miles, turn right (west), 3 more miles
to metal shop ^(greenish) by road. Lt. Blue
house (double wide mobile). Name on
mailbox.

Diverting at full rates? Yes - But will fluctuate.

Type of measuring devices? No

Places to make measurements? _____

Type of system? (pipeline, ditches) ditch irr.

How many laterals are used? _____

Length and size of mainline? _____

Size of Motor used for each P/D? _____

Estimate of depth to water? _____

Pressure at well? _____

Pressure at sprinkler head? _____

COMMENTS Concrete headgate to ditch, pump. May do
streamflow in ditch. Some live water & some
wastewater

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OCT 07 1992

A. AJ CLAIM: # A57-10216 PRIORITY DATE: 07-15-1946 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
kw

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS:

Recommendations pending receipt of evidence of priority. kw
Rec'd amended evidence of priority - 5/15/91

RECOMMENDED PRIORITY DATE:

7-15-1946

REVIEWED BY

kw

DATE

8-30-91

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OCT 07 1992

AMENDED AFFIDAVIT

RE: NOTICE OF CLAIM NO. A57-10216 SAGE CREEK WATER

STATE OF IDAHO)
County of Owyhee) ss.

LEGRAND LEAVITT, upon his oath having been first duly sworn,
deposes and states:

1. That I am a resident of Homedale, Owyhee County, Idaho,
and have been for over 45 years.

2. That in July of 1946 I built a diversion dam in Sage Creek for the purpose of irrigating crop land.

3. That I have used this system to supply water for 41.2 acres of crop land every irrigating season since that date, or for 45 years.

DATED this 13th day of August, 1991.

Legrand Leavitt

SUBSCRIBED AND SWORN to before me this 13th day of August,
1991.

Sylvia L. Roland
Notary Public for Idaho
Residing at Homedale, Idaho
My Commission Expires: 6/22/94

6/22/94
MICROFILMED

OCT 07 1992

AMENDED AFFIDAVIT

RE: NOTICE OF CLAIM NO. A57-10216 SAGE CREEK WATER

STATE OF IDAHO)
County of Owyhee) ss.

J. RAY LEVANGER, upon his oath having been first duly sworn,
deposes and states:

1. That I am a resident of Homedale, Owyhee County, Idaho, and have been for over 45 years.

2. That I am a neighbor of Legrand Leavitt.

3. That I have seen his dam and diversion system which irrigates 41.2 acres working on Sage Creek every year, continuously, since 1946.

DATED this 13th day of August, 1991.

J. Ray Levanger

SUBSCRIBED AND SWORN to before me this 13th day of August,
1991.

Sylvia L. Roland
Notary Public for Idaho
Residing at Homedale, Idaho
My Commission Expires: 6/22/94

MICROFILMED

OCT 07 1992

RECEIVED
MAY 24 1991

AFFIDAVIT

Department of Water Resources
Western Regional Office

RE: NOTICE OF CLAIM NO. A57-10216 SAGE CREEK WATER

STATE OF IDAHO)
 ss.
County of Owyhee)

LEGRAND LEAVITT, upon his oath having been first duly sworn,
deposes and states:

1. That I am a resident of Homedale, Owyhee County, Idaho,
and have been for over 45 years.
2. That in July of 1946 I built a diversion dam in Sage
Creek for the purpose of irrigating crop land.
3. That I have used this system to supply water for 25
acres of crop land every irrigating season since that date, or 45
years.

DATED this 22 day of May, 1991.

Legrand Leavitt
Legrand Leavitt

SUBSCRIBED AND SWORN to before me this 22 day of May,
1991.

Sylvia L. Roland
Notary Public for Idaho
Residing at Homedale, Idaho
My Commission expires: 6-22-94

MICROFILMED
OCT 07 1992

RECEIVED
MAY 24 1991

Department of Water Resources
Western Regional Office

AFFIDAVIT

RE: NOTICE OF CLAIM NO. A57-10216 SAGE CREEK WATER

STATE OF IDAHO)
) ss.
County of Owyhee)

J. RAY LEVANGER, upon his oath having been first duly sworn,
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1. That I am a resident of Homedale, Owyhee County, Idaho,
and have been for over 45 years.

2. That I am a neighbor of Legrand Leavitt.

3. That I have seen his dam and diversion system working
on Sage Creek every year, continuously, since 1946.

DATED this 22 day of May, 1991.

J. Ray Levanger
J. Ray Levanger

SUBSCRIBED AND SWORN to before me this 22 day of May,
1991.

Opelia S. Roland
Notary Public for Idaho
Residing at Homedale, Idaho
My Commission expires: 6-22-94

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OCT 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-10216	03N	06W	24		SE	SE		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A57-10215 NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: SAGE CR.

TRIB: ~~SUCKER~~ CR.

Succor

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
Y

FIELD
EXAMINER
KW
KW

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>3N</u>	<u>6W</u>	<u>24</u>		<u>SE</u>	<u>SE</u>		<u>Owyhee</u>

SOURCE: Sage Creek

TRIB: Succor Creek

REVIEWED BY: Ray Walker

DATE: 6-15-91

OCT 07 1992

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WESTERN REGION

CLAIM NUMBERS 57-10216

AGENT MTS DATE 10-16-97

TOTAL ACRES FROM RECOMMENDATION 41.2

GEOGRAPHIC INFO SYSTEM ACRES 40

READY FOR DECREE ☒ (YES) SENT FOR DECREE ☐ (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	3N	6W	24													34			7 41
GIS																34			6 40
RECOM																			
GIS																			

POLYGON CREATED ON 80__

POLYGON # () () () () _____ UPDATED BY

ATTRIBUTES OF B57-POU.SHP (73) (74) (75) () ()

ATTRIBUTES OF B57-POD.SHP (39) () () () ()

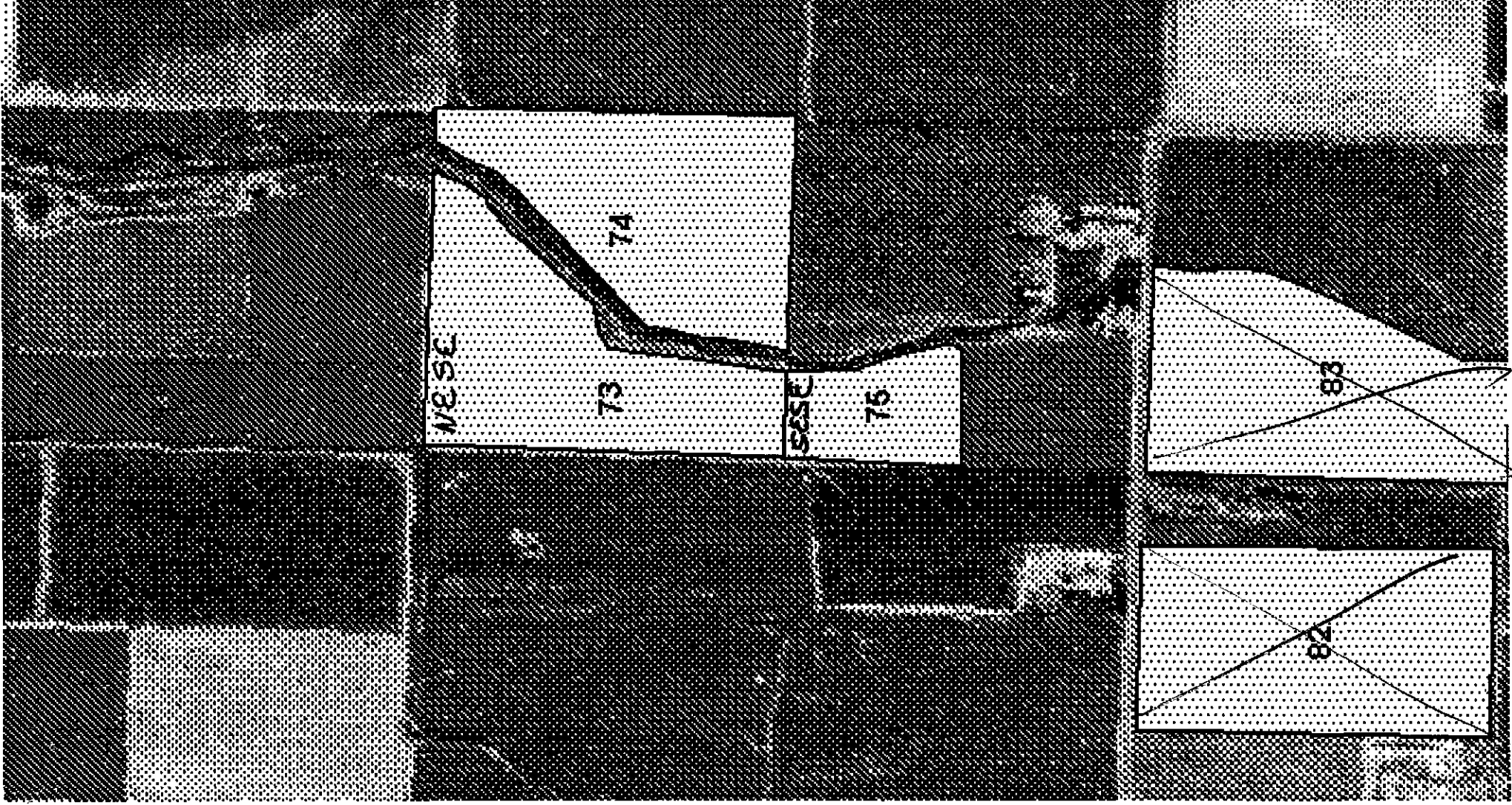
B57-DBPOU.DBF _____ UPDATED BY

B57-DBPOD.DBF _____ UPDATED BY

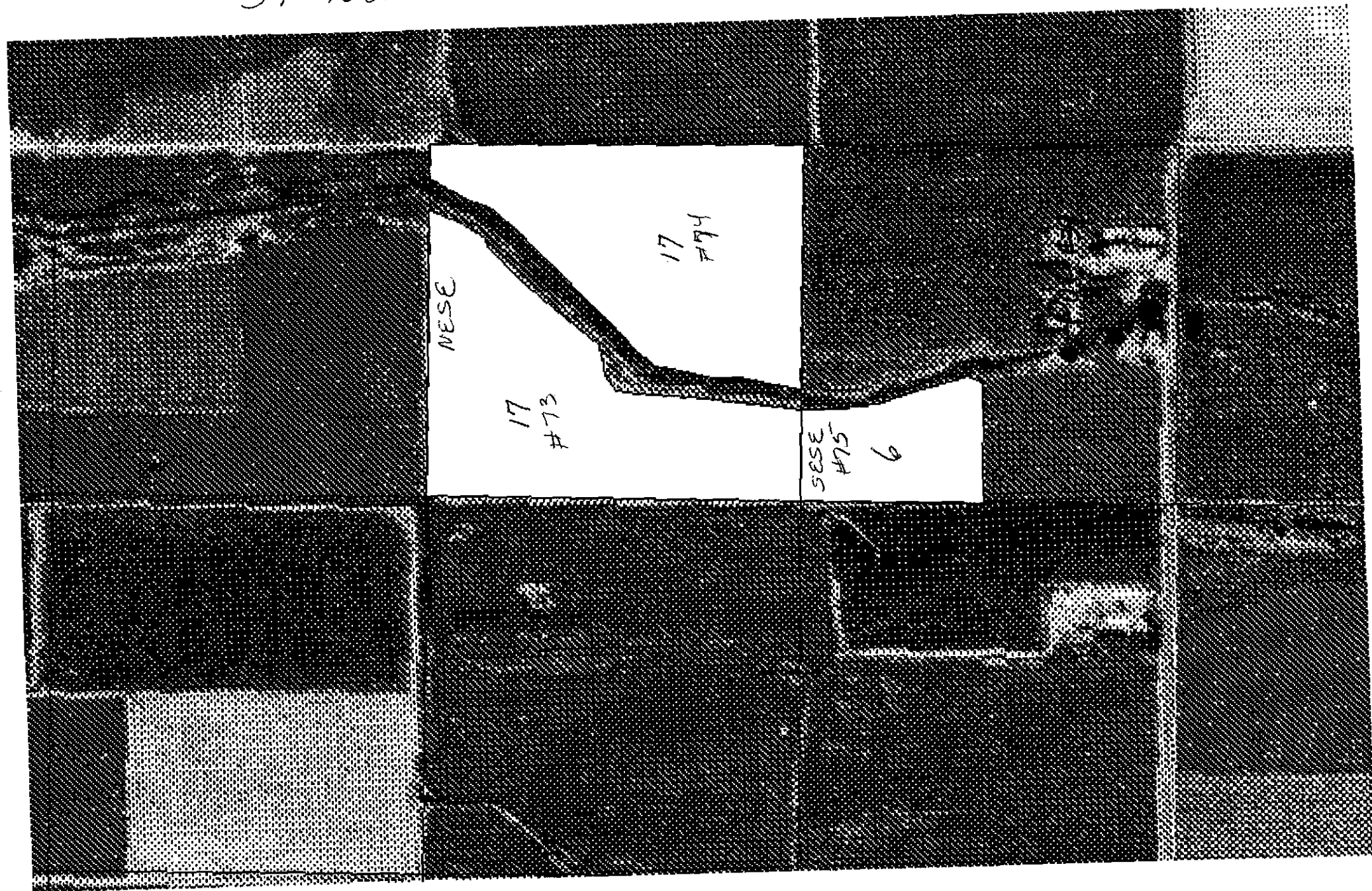
RDH GPSTABLE

DRAFT

57-10216
3N, 6W, S24



57-10216



1A 17.5
T120

865
T109

1B 17.6
B

25.0
S

24.2
8

124
A187-91
92A-71

800-964
T123
A 17.5

19

96

110 122.4

A189-99
502A-71

2B 11.58

4D 0.21

5E 14.4

E 10.5

900455-1056
T126
A 17.4

35.4
A

35.5
B

900-965
T126
2.2

800-964
T128

35.5
B

37.7
C

116.2
E

625
A 14.4

44B 156

A814-89
274A 342

414-89

A200-148
142A 7.27

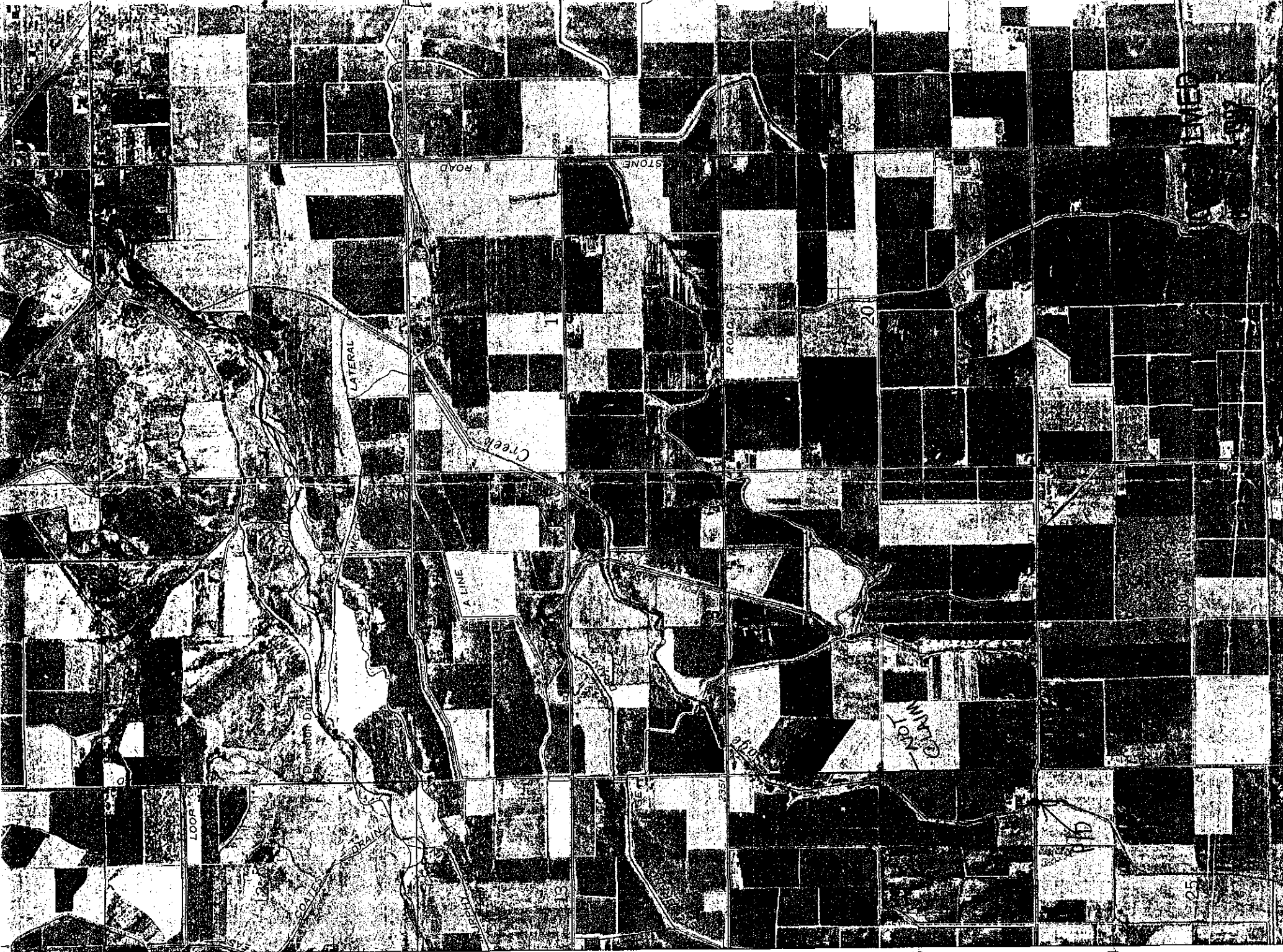
MICRO

1909

41 A57-80

00

11



3000' N

428

427

426

35'

425

424

25

A. ROOT WATER RIGHT NUMBERS: A57-10216

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
03N	06W	24	NE	SE		LEAVITT , LEGRAND	A57-10216 /18.0	- /			
03N	06W	24	SE	SE		LEAVITT , LEGRAND	A57-10216 / 7.0	- /			
03N	06W	24	NE	SE		LEAVITT , LEGRAND	A57-10216 /	- /			
TOTAL ACRES							A57-10216	25.00			

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(☒) N(☒)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
kw

PRESUMPTION FLAG:

REMARKS:

*Mr. Leavitt irrigates 41.2 acres with Sage Creek.
He had claimed only 25 acres - amended claim
Per our recommendation - see letter of 7-29-91*

RECOMMENDATIONS:

TOTAL ACRES:

41.2

REVIEWED BY:

kw

DATE:

8/30/91

WR5810NP
(OD-138)IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORTDATE: 05/15/91
PAGE: 1

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM			
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
A5710216	NO MATCHES FOR THIS POU IN AJ-POU-TEMP																									
	NO MATCHES FOR THIS POU IN WR-POU																									
A5710216	LEAVITT	J	SAGE CR.				03N	06W	24	:										18	7	:	25			
	1986 MAPPING DATA ---	-	COUNTY 73 QUAD X 53	03N	06W	24	:				40	:			42	41	:	40	37	40	41	:	40	41	:	362

Claimant also uses "New" Gem
 Srs. Dist. on this land. kw 5/15/91
 water

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Farmed
New Gem

Sec. 23

NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1)	35.5
NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2)	35.8
SW $\frac{1}{4}$ NE $\frac{1}{4}$	37.8
SE $\frac{1}{4}$ NE $\frac{1}{4}$	33.4
NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3)	34.8
NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 4)	15.3
SW $\frac{1}{4}$ NW $\frac{1}{4}$	15.0
SE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 5)	38.1
NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 6)	16.0
SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 7)	8.0
NE $\frac{1}{4}$ SE $\frac{1}{4}$	35.6
NW $\frac{1}{4}$ SE $\frac{1}{4}$	39.3
SW $\frac{1}{4}$ SE $\frac{1}{4}$	21.0
SE $\frac{1}{4}$ SE $\frac{1}{4}$	32.6

NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1)	27.9
NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2)	35.8
SW $\frac{1}{4}$ NE $\frac{1}{4}$	37.4
SE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 5)	27.0
NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3)	31.0
NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 4)	33.7
SW $\frac{1}{4}$ NW $\frac{1}{4}$	33.9
SE $\frac{1}{4}$ NW $\frac{1}{4}$	36.6
NE $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
NW $\frac{1}{4}$ SW $\frac{1}{4}$	35.4
SW $\frac{1}{4}$ SW $\frac{1}{4}$	35.1
SE $\frac{1}{4}$ SW $\frac{1}{4}$	36.3
NE $\frac{1}{4}$ SE $\frac{1}{4}$	38.9
NW $\frac{1}{4}$ SE $\frac{1}{4}$	38.9
SW $\frac{1}{4}$ SE $\frac{1}{4}$	38.5
SE $\frac{1}{4}$ SE $\frac{1}{4}$	37.5

Sec. 25

NE $\frac{1}{4}$ NE $\frac{1}{4}$	33.3
NW $\frac{1}{4}$ NE $\frac{1}{4}$	31.4
SW $\frac{1}{4}$ NE $\frac{1}{4}$	37.4
SE $\frac{1}{4}$ NE $\frac{1}{4}$	38.3
NE $\frac{1}{4}$ NW $\frac{1}{4}$	31.0
NW $\frac{1}{4}$ NW $\frac{1}{4}$	33.3
SW $\frac{1}{4}$ NW $\frac{1}{4}$	26.5
SE $\frac{1}{4}$ NW $\frac{1}{4}$	28.0
NE $\frac{1}{4}$ SW $\frac{1}{4}$	33.6
NW $\frac{1}{4}$ SW $\frac{1}{4}$	24.5
SW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	30.8
NE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 3)	38.6
NW $\frac{1}{4}$ SE $\frac{1}{4}$	34.0
SW $\frac{1}{4}$ SE $\frac{1}{4}$	12.7
SE $\frac{1}{4}$ SE $\frac{1}{4}$	27.3

1492.9

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-10216 IRRIGATION	FROM 04-01 TO 10-01	.400 CFS
A57-10216 STOCKWATER	FROM 01-01 TO 12-31	.120 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.400 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	<u> </u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<u> </u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u> </u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N() — No previous record.

AJ TOTAL CLAIMED DIVERSION RATE: 0.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y *EW*

B. FLOW MEASUREMENT

MEASUREMENT METHOD Mannings, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☒) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

Claimant also uses water from Gem Spr. Dist.
which is diverted in Oregon so no claim
was filed on this water.

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MANNING EQUATION CHANNEL CAPACITY RESULTS

7-26-1991^{kw}
~~05-14-1980~~

File Number: A57-10216

Claimant: LEGRAND LEAVITT

Channel measured: SAGE CREEK TRIB. TO SUCCOR CREEK

Date of measurement: 7/23/91

Measurement location:

SESE

Calculation prepared by: KAY WALKER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 169 feet.

The upstream and downstream rod readings are 4.61 and 4.89 feet.

The channel cross section is 2.25 ft-sq.

The wetted perimeter is 4.00 feet.

The hydraulic radius is 0.56 feet.

The slope is 0.0017

The roughness coefficient is 0.0250

The flow velocity is 1.652 ft/sec.

The rate of flow is 3.71 cfs.

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CROSS SECTION NUMBER 1

For File Number A57-10216 for the SAGE CREEK TRIB. TO SUCCOR CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.65	0.65	0.50
3	0.98	0.98	1.00
4	1.08	1.08	1.50
5	0.99	0.99	2.00
6	0.59	0.59	2.50
7	0.00	0.00	2.96

The area for this cross section is 2.13 square feet
and the wetted perimeter is 3.83 feet.

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CROSS SECTION NUMBER 2

For File Number A57-10216 for the SAGE CREEK TRIB. TO SUCCOR CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.78	0.78	0.50
3	0.94	0.94	1.00
4	0.95	0.95	1.50
5	0.94	0.94	2.00
6	0.78	0.78	2.50
7	0.00	0.00	3.00

The area for this cross section is 2.19 square feet
and the wetted perimeter is 3.90 feet.

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CROSS SECTION NUMBER 3

For File Number A57-10216 for the SAGE CREEK TRIB. TO SUCCOR CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.34	0.34	0.50
3	0.84	0.84	1.00
4	1.05	1.05	1.50
5	0.98	0.98	2.00
6	0.92	0.92	2.50
7	0.70	0.70	3.00
8	0.00	0.00	3.50

The area for this cross section is 2.41 square feet
and the wetted perimeter is 4.27 feet.

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MANNING EQUATION-DATA COLLECTION

Claim No(s): A57-10215

Name of Claimant: _____

Name of Ditch, Canal, or Stream Name: SAGE CREEK

Date of Measurement: 7/23/91 Data Collected By: Kay Walker / Ron Hawertol

Measurement Location: 1/4 1/4 Section T R

General Description and Comments

Cross-section Data

Basis: High water mark () Maximum capacity ()

Note: A minimum of five readings is necessary; first and last rod reading must be equal or zero.

Depth or Rod Reading	Dist. from Initial Point	Depth or Rod Reading	Dist. from Initial Point
1. <u>0</u>	<u>0</u> UPSTREAM	11. <u>0.95</u>	<u>1.5</u>
2. <u>0.65 Ft</u>	<u>0.5 Ft</u>	12. <u>0.94</u>	<u>2.0</u>
3. <u>.98 Ft</u>	<u>1.0 Ft</u>	13. <u>0.78</u>	<u>2.5</u>
4. <u>1.08 Ft</u>	<u>1.5 Ft</u>	14. <u>0</u>	<u>3.0</u>
5. <u>0.99 Ft</u>	<u>2.0 Ft</u>	15. <u>0</u>	<u>DOWNSTREAM</u>
6. <u>.59 Ft</u>	<u>2.5 Ft</u>	16. <u>0.34</u>	<u>0.5</u>
7. <u>0</u>	<u>2.96 Ft</u>	17. <u>0.84</u>	<u>1.0</u>
8. <u>0</u>	<u>0</u> INSTR.	18. <u>1.05</u>	<u>1.5</u>
9. <u>0.78 Ft</u>	<u>0.5 Ft</u>	19. <u>0.98</u>	<u>2.0</u>
10. <u>0.94</u>	<u>1.0 Ft</u>	20. <u>0.92</u>	<u>2.5</u>
			<u>3.0</u>
			<u>3.5</u>

Slope Data

Basis: High water mark (X) Channel bottom () Land surface ()

Channel length from cross section: Upstream 84' Downstream 85'

Total channel length used for slope measurement: _____

Rod reading at engineers level: _____

Upstream rod reading 4.61 - High Water Mark(if taken from channel bottom) _____ = _____

Downstream rod reading 4.39 - High Water Mark(if taken from channel bottom) _____ = _____

Note: The downstream rod reading must be higher than the upstream rod reading. YES

Are maps and/or photos attached? Yes ()

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4.62
3.78
84' UPSTREAM
DISTANCE

INSTR
0

5.0
4.15
85' DOWNSTREAM
DISTANCE

DOWNSTREAM JUL 10 7 1992

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020	X	(1)	negligible	.000	X	(1)
rock	.025		(2)	minor	.010		(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
SURFACE IRREGULARITY				VEGETATION			
smooth	.000	X	(1)	low	.005	X	(1)
minor	.005		(2)		.010		(2)
moderate	.010		(3)	medium	.015		(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
.040		(7)					
.050		(8)					
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000	X	(1)	minor	1.00	X	(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 41.2 x 0.02 CFS/ACRE = 0.824 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 50.0 AF/A

ACRES 41.2 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 ✓ =

TOTAL CONSUMPTIVE USE 144.2 AF/A

3. IRRIGATION DIVERSION VOLUME

N/A - surface water

CLAIMED DIVERSION VOLUME = AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>Irrig.</u>	<u>4-1 10-1</u>	<u>0.82</u>	<u>N/A</u>	<u>144.2</u>
<u>Stock</u>	<u>1-1 12-31</u>	<u>0.12</u>	<u>N/A</u>	<u>N/A</u>
TOTAL FOR THIS RIGHT		<u>0.82</u>	<u>N/A</u>	<u>144.2</u>
REVIEWED BY: <u>KW</u>	DATE: <u>8/30/91</u>			

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(☒)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-10216 *N/A*

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-10216	0.400	-		-	
	TOTAL CFS	0.400				

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

Kay Walker
Kay Walker

DATE:

8-30-91

TITLE:

Sr. Water Resource Agent

OCT 07 1992

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SYSTEM DESCRIPTION ATTACHMENT TO CLAIM VERIFICATION REPORT

CLAIM NO. A57-10216

Concrete diversion structure with dirt ditches. Pump out of diversion into ditches.

per
aerial
photo
& exam.
→ 23.5 ~~25~~ ^{1/2} acres irrigated (as claimed) from dirt ditch diversion to gated pipe - west field.

16.2 acres irrigated (not on claim) using 1 HP pump on East side of property.

"New" Lem Arr. District water can be used on all this property.

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OCT 07 1992

Claims A57-10216

POINT OF DIVERSION FROM SAGE CREEK LOCATED IN THE SESE, SEC. 24, TWP. 3N,
RGE. 6W

PHOTO # 1



← kw
11/15/90

PHOTO # 2

PLACE LEVEL WAS SET UP TO DO MANNINGS MEASUREMENT (LOOKING NORTH)



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kw

Claims A57-10216

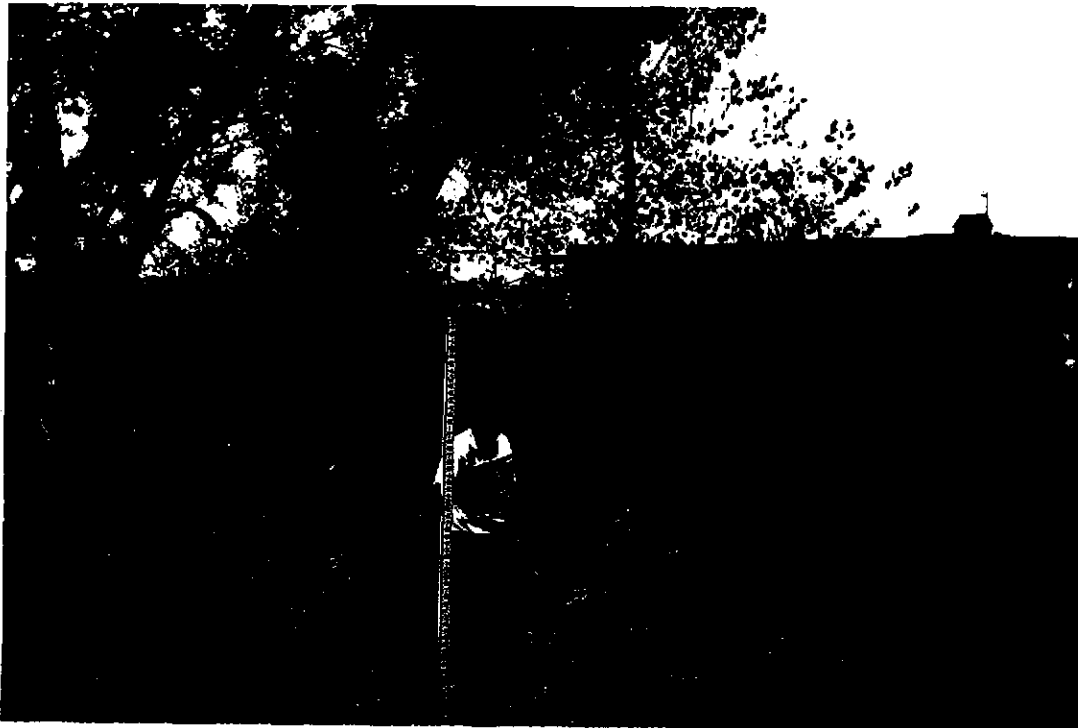
PLACE LEVEL WAS SET UP TO DO MANNINGS MEASUREMENT (LOOKING SOUTH)

PHOTO # 3



LOCATION OF UPSTREAM CROSS SECTION

PHOTO # 4



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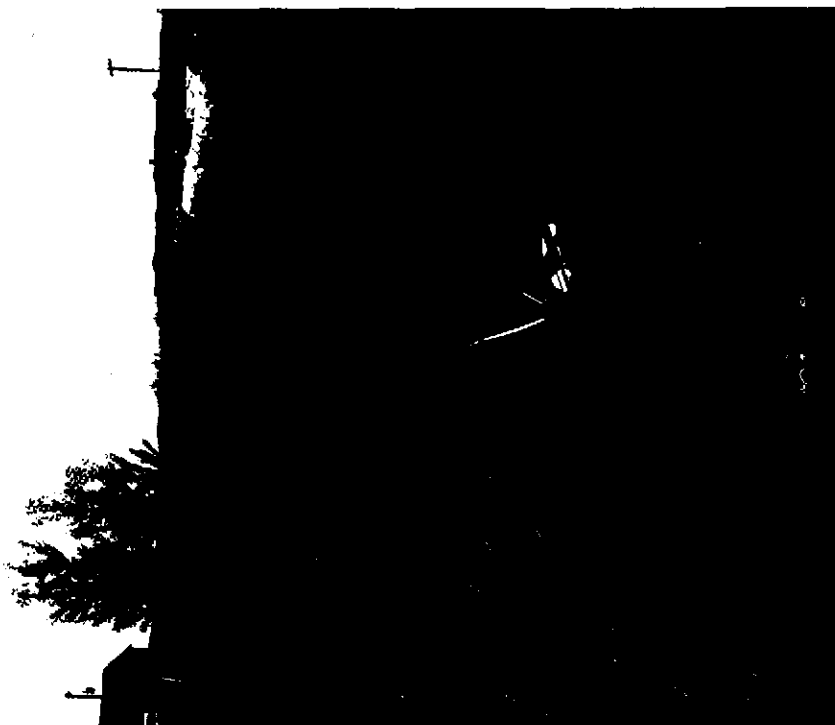
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EW
7/23/91

Claims A57-10216

LOCATION OF DOWNSTREAM CROSS SECTION

PHOTO # 5



STOCKWATER PLACE OF USE (LOOKING NORTH)

PHOTO # 6



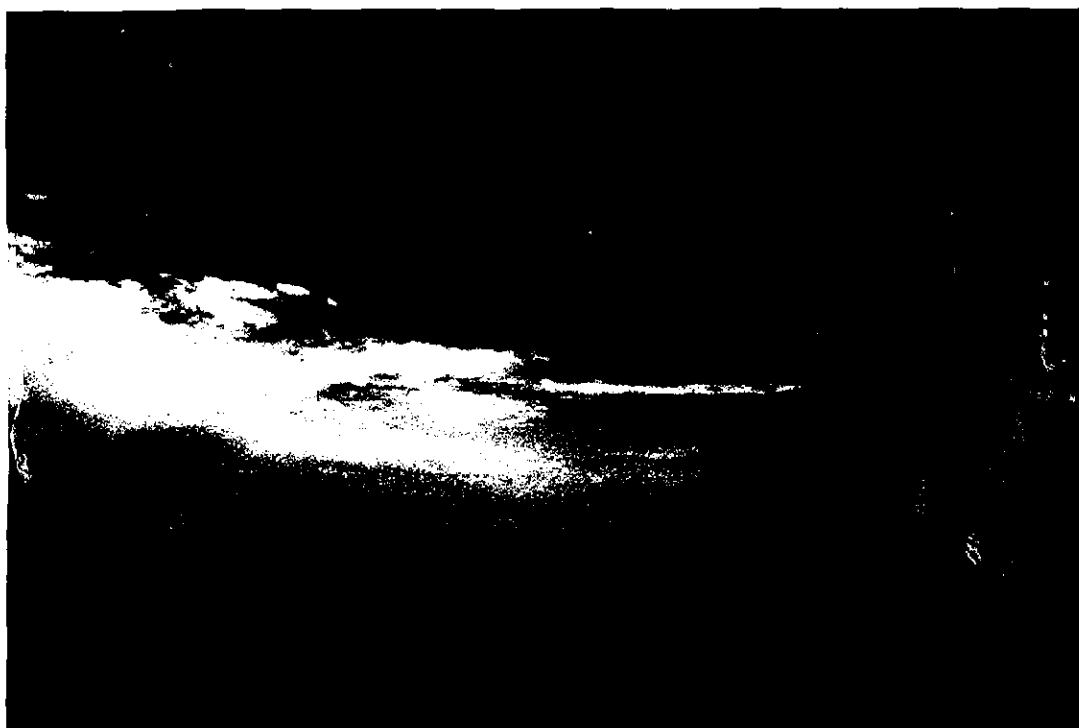
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Claims A57-10216

IRRIGATION PLACE OF USE (Looking North)

PHOTO # 7



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DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet For

SRBA Claim Verification Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Claim Verification Report(CVR)
- ☒ Copy of Adjudication Claim
- ☒ Copies of pertinent files(prev. rts., exams, etc.)
- ☒ Well Inspection Form (If Needed)
- ☒ Copy of U.S.G.S. Quad map, orthophotoquad, or NAPP photography
- ☒ Check P.D. & P.U. desc. for Govt. Lots(if a lot is found, a copy of the Govt. plat is needed to add the lot onto the R claim file later.
- ☒ Check CVR for P.D. overlap(see page titled Pt. of Div. Review Sheet)
- ☒ Check AJ & WR P/D indexes(to ck. accuracy of CVR overlap ckd. above)
Overlap ___yes ☒no If yes: ___copy of claims & water rights incl?
Type of Overlap? ___ Add acres or uses to existing system
___ Increase rate of flow or volume
___ Other: _____
- ☒ Check CVR for P.U. overlaps(see page titled Pl. of Use Review Sheet)
- ☒ Check AJ & WR P/U indexes(to ck. accuracy of CVR overlap ckd. above)
Overlap ___yes ☒no If yes: ___copy of claims & water rights incl?
Type of Overlap? ___ Increase rate of flow or volume
___ Add P/D's
___ Increase number of acres within tracts
___ Different source for same acres
___ Other: _____
- ☒ Appointment Letter Sent? _____(initial & date)
- ☒ Appointment Made and Telephone Conversation Memo Attached

B. After Conducting the Exam, the File Contains:

- ___ Fully Completed and Signed CVR Form
- ___ Photographs of Point(s) of Diversion and Place of Use
- ___ Completed map outlining Point(s) of Diversion and Place of Use

C. Review and Processing:

- Claim No. submitted for weekly exam completed prog. report? ___Yes ___No
Exam completed date data entered on claim _____(initial & date)
Claim Verification Report completed _____(initial & date)
Was CVR spot-checked by Supervisor? ___Yes ___No _____(initial & date)
R claim file created _____(initial & date)
Recommendations entered on R claim file _____(initial & date)

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OCT 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 19, 1991

RE: NOTICE OF CLAIM NO. A57-10216 Sage Creek Water

Legrand Leavitt
Rt. 1, Box 1204
Homedale, ID 83628

Dear Mr. Leavitt:

I have received your letter about amending your claim on Sage Creek to include all acres irrigated and your check for the additional 16 acres of land to be added. Enclosed is Receipt No. W013580 in the amount of \$16.00.

Please be advised that we must have your signature on the enclosed "Amended" Notice of Claim to a Water Right. Please sign this form in the presence of a notary public and return it to our office at your earliest convenience.

If you have any questions in regard to this matter, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosure: Amended Notice of Claim No. A57-10216

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OCT 07 1992

RECEIVED
AUG 14 1991

Department of Water Resources
Western Regional Office

Legrand Leavitt
Route 1, Box 1204
Homedale, Idaho 83628
August 13, 1991

Ms. Kay Walker
Sr. Water Resource Agent
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Re: Notice of Claim No. A57-10216
Sage Creek Water

Dear Ms. Walker:

Enclosed please find my Amended Affidavit and the Amended Affidavit of J. Ray Levanger as requested by your letter of July 29, 1991. These Affidavits reflect the use of Sage Creek water to irrigate 41.2 acres, as opposed to 25 acres. Also enclosed is my check in the amount of \$16.00.

Please amend Claim No. A57-10216 to add the additional 16.2 acres.

I did attempt to call you today, but you were out of the office. Therefore, if you need additional information, please advise.

Thank you.

Very truly yours,

Legrand Leavitt
Legrand Leavitt

Enclosures

MICROFILMED
OCT 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 29, 1991

RE: NOTICE OF CLAIM NO. A57-10216 Sage Creek Water

Legrand Leavitt
Rt. 1, Box 1204
Homedale, ID 83628

Dear Mr. Leavitt:

Following our measurement of the ditch that you use to divert Sage Creek we found that your ditch will hold plenty of water for the claim you have on file with us.

When we talked to you last October, we understood that you also use Sage Creek water to irrigate the 16.2 acres (see filled in field on attached copy of aerial photo) next to the 25 acre field you have claimed. If you are using Sage Creek to irrigate this 16.2 acre field you need to make a filing on it. If you **have used Sage Creek on this field since prior to May 20, 1971**, you can file another beneficial use claim for the water needed to irrigate these acres. The fee for this water right would be \$50.00 for the claim, \$50.00 for late filing fee and \$16.00 for the acres to be irrigated (total fee would be \$116.00). You would also be required to submit evidence of the priority date you claim if you decide to file a beneficial use claim. If you have irrigated all 41.2 acres since 1946 (date of priority for the 25 acres) and you can provide evidence of priority for this use, we can amend Claim No. A57-10216 and add these additional acres to your claim for \$16.00.

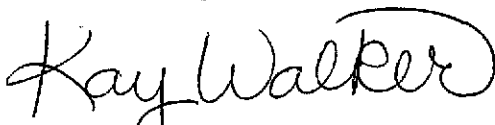
If you **did not irrigate this field prior to May 20, 1971**, you need to file an application for permit to appropriate water to cover this use of Sage Creek. The filing fee for an application for permit would be \$30.00 now, and an additional \$50.00 for the examination of this use once you submit your statement of proof of beneficial use. The priority date on this filing would be the day the application is submitted to our Department.

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OCT 07 1992

If you have any questions in regard to this matter, or if I can be of any help to you in deciding what type of filing you should make on the 16.2 acres, please feel free to contact me. If I do not hear from you by August 15, 1991, I will assume that the 16.2 acre field should not be included in the Snake River Basin Adjudication and that there is no use of Sage Creek water on this land.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in dark ink and is positioned above the typed name.

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosure

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OCT 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

MAILING DATE: May 16, 1991

RESPONSE DATE: May 30, 1991

RE: NOTICE OF CLAIM NO. A57-10216 Sage Creek Water

Legrand Leavitt
Rt. 1, Box 1204
Homedale, ID 83628

Dear Mr. Leavitt:

We are currently in the process of preparing the above referenced Notice of Claim for court decree in the Snake River Basin Adjudication. During this review certain questions arose concerning the claim listed above. All claims with an A57 prefix number are being reviewed at this time. If you have other claims with this prefix, that are not shown here, we may be contacting you again if questions should arise during their review.

This claim was filed based on beneficial use of water dating back to July 15, 1946. On October 12, 1990, the Department sent you a letter requesting that you submit evidence supporting the priority date you have listed on the above claim. This evidence was to have been submitted by December 1, 1990. However, this evidence has not been received in our office.

Before the Department can make a recommendation to the Court for decree of this claim, some evidence of the priority date claimed must be submitted. Again we are enclosing a brochure outlining types of evidence you may submit. If we do not receive the requested information, this claim will be recommended for disallow due to lack of evidence supporting any priority date.

We will be out to measure the water flowing from Sage Creek into your irrigation system on May 21 (next week). You do not have to be present for this measurement unless you want to be there.

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OCT 07 1992

Thank-you for your cooperation. If you should have any questions, or feel that you need help in any way, please contact me at (208)334-2190.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in dark ink and is positioned above the typed name.

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosure:
Evidence of Priority Brochure

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OCT 07 1992

SN 6W 24



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

1000
A57-10216
LEGRAND LEAVITT
RT 1, BOX 1204

RE: Claim No(s): A57-10216

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

HOMEDALE

ID 83628

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no license, decree or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of first use, or "Priority Date", for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes the types of evidence required and explains what kind of documents will fulfill this requirement. While we encourage you to read the entire pamphlet, we would like to direct your attention to the right-hand half of this pamphlet once you open it. There you will find information concerning the evidence requirements mentioned above. The other sections describe to you why this evidence is necessary.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, cannot be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the above claim(s) have been or soon will be conducted by Department personnel.

Please submit the required evidence supporting the priority date(s) by December 1, 1990, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact a water resource agent in this office.

Sincerely,

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

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OCT 07 1992

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AUG 28 1991

Department of Water Resources
Western Regional Office

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: A57-10216

Date Received: 12/13/1988

Receipt No: M0021474 W013580

Received By: DE-KW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LEGRAND LEAVITT 208-337-4107
Address: RT. 1 BOX 1204
HOMEDALE, ID 83628

2. Date of Priority: JUL 15, 1946

3. Source: SAGE CREEK Trib. to: SUCCOR CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	06W	24		SE	SE		OWYHEE

5. Description of diverting works:
APPROX. 1 HP PUMP, PIPELINE TO STOCK TANK, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/01	0.820		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is 144.2 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 500 HEAD CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	06W	24	NE	SE		IRR	34.2
			NE	SE		STOCK	
			SE	SE		IRR	7.0

A57-10216

Page 1

Date: 08/19/91

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OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	41.2
					Total Acres	41.2

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
GEM IRR. DIST.

14. Remarks:
CLAIM AMENDED TO INCLUDE ALL ACREAGE IRRIGATED FROM SAGE CREEK.
SEE ALSO RECEIPT NO. W013580 - KW 8/19/91

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): X *Legrand Leavitt* Date: aug 26-91

Date: _____

State of Idaho)
) SS.
County of Owyhee)

Subscribed and sworn (or affirmed) before me this 26th day
of August 1991

Sylvia L. Roland
Notary Public

Seal

Residing at Homedale, Idaho

My Commission Expires 6/22/94

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

RECEIVED
JAN 17 1989

Ident. Number: A57-10216
Date Received: 12/13/1988
Receipt No: M002147
Received By: LL

Department of Water Resources
Western Regional Office

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: LEGRAND LEAVITT 208-337-4107
Address: RT 1, BOX 1204
HOMEDALE, ID 83628

2. Date of Priority: JUL 15, 1946

3. Source: SAGE CR. Trib. to: SUCKER CR.

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	06W	24	SE	SE			OWYHEE

5. Description of diverting works:
APPROX. 1 HP PUMP, PIPELINE TO STOCK TANK, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/01	0.400		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/UP TO 500 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	06W	24	NE	SE		IRR	18.0
			NE	SE		STOCK	

A57-10216

Page 1

Date: 12/13/88

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OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	06W	24	SE	SE		IRR	7.0
Section Acres							25.0
Total Acres							25.0

11. Place of use in counties: OWYHEE

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 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): X Leonard Leavitt Date: 12-13-88
_____ Date: _____

State of Idaho)
County of Owyhee) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of December 19 88

Linda Werner
Notary Public

Seal

Residing at Boise, ID
My Commission Expires 12-8-1994

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: A57-39576-10216
Ident. Number _____
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Legrand Leavitt Phone (208) 337-4107

Mailing Address Rt. 1, Box 1204, Homedale, ID Zip 83628

2. Date of Priority (Only one (1) per claim) July 15, 1946

3. Source of water supply (a) Sage Cr.
which is tributary to (b) Sucker Cr.

4. a. Location of existing point of diversion is: Township 3N Range 6W Section 24,
_____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Owyhee

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. Approx. 1 HP Pump,

Pipeline to stock tank, Ditch

MICROFILMED

OCT 07 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 10-1 amount 0.40 or _____

For Stockwater purposes from 1-1 to 12-31 amount 0.12 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.40 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 50.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Slup to 500 cattle

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	6W	24													18			7	25
		24													S				

Total number of acres irrigated 25

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

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 (X)

14. Remarks:

Last Name _____ Ident No. _____

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It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

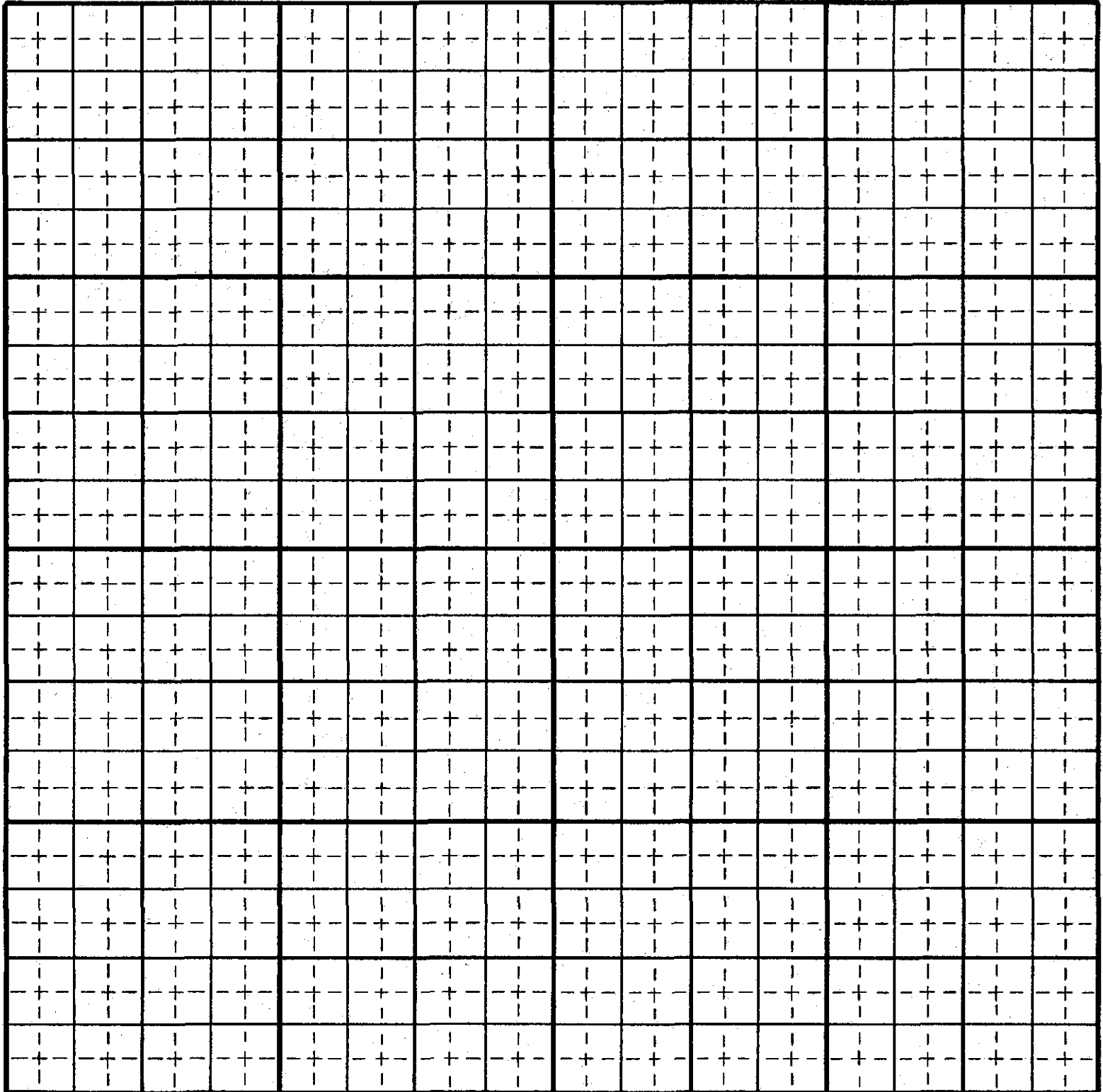
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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

Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

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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) X _____ Date X _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____, that I have signed the foregoing

document in the space below as _____ of _____

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 _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day of _____ 19 _____

SEAL

Notary Public _____

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 _____

Last Name _____ Ident. Number _____

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A57-10216 T3N, R6W, Sec 24

