

**T06N R02W
S08**

Idaho Department of Water Resources

Claims: 65-07423

Prepared by:

RON HOWERTON

Date: 6 SEP 00

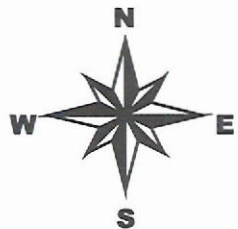
 **Place of use**

 **POD**

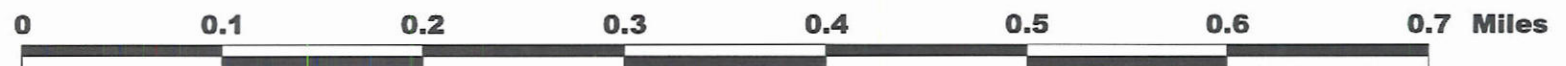
 **SECTION**

 **1/4 1/4**

15 Acres



1987 NAPP



**T06N R02W
S08**

Idaho Department of Water Resources

Claims: 65-07423

Prepared by:

RON HOWERTON

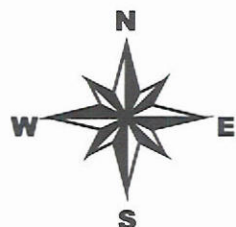
Date: 6 SEP 00

 **Place of use**

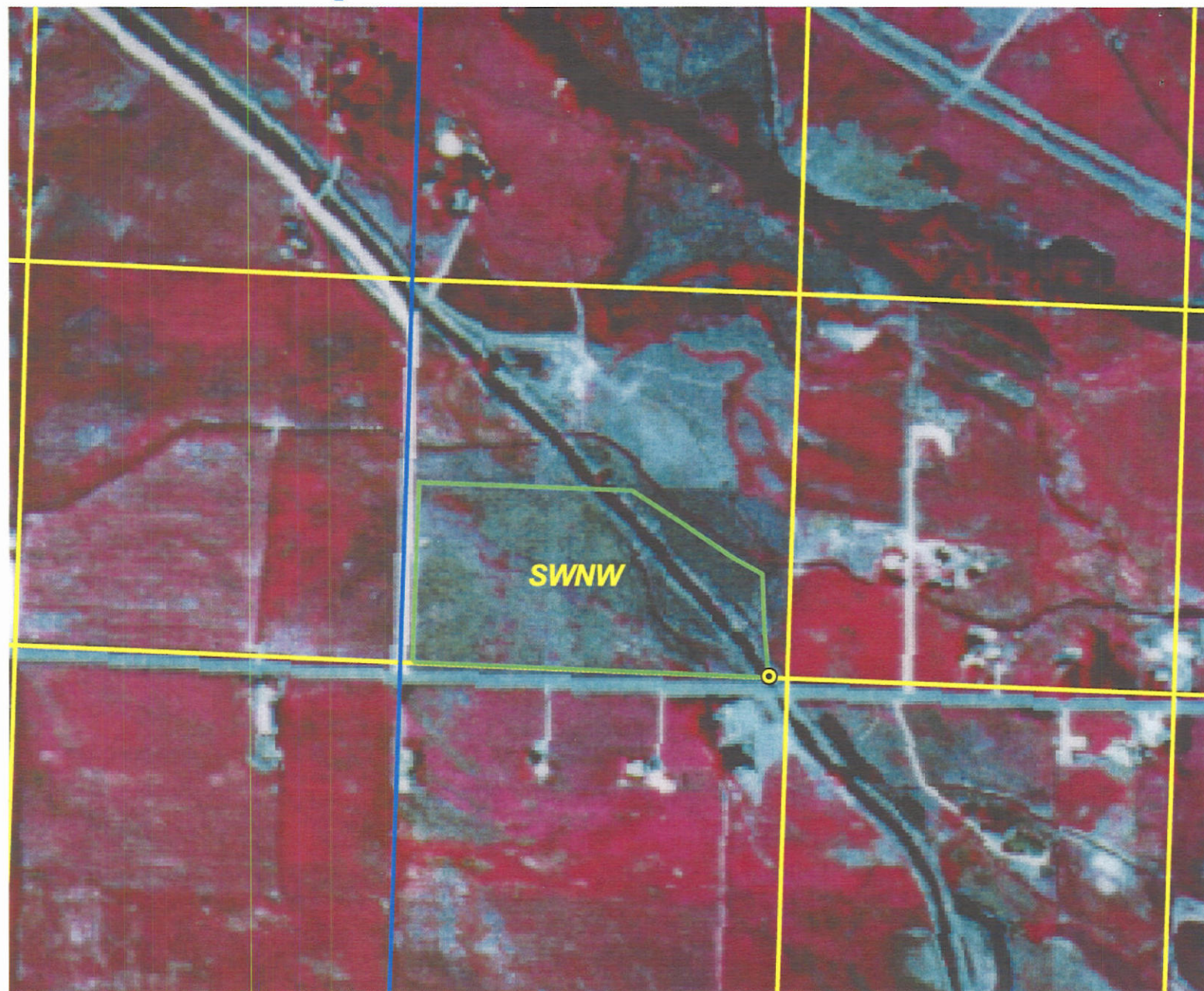
 **POD**

 **SECTION**

 **1/4 1/4**



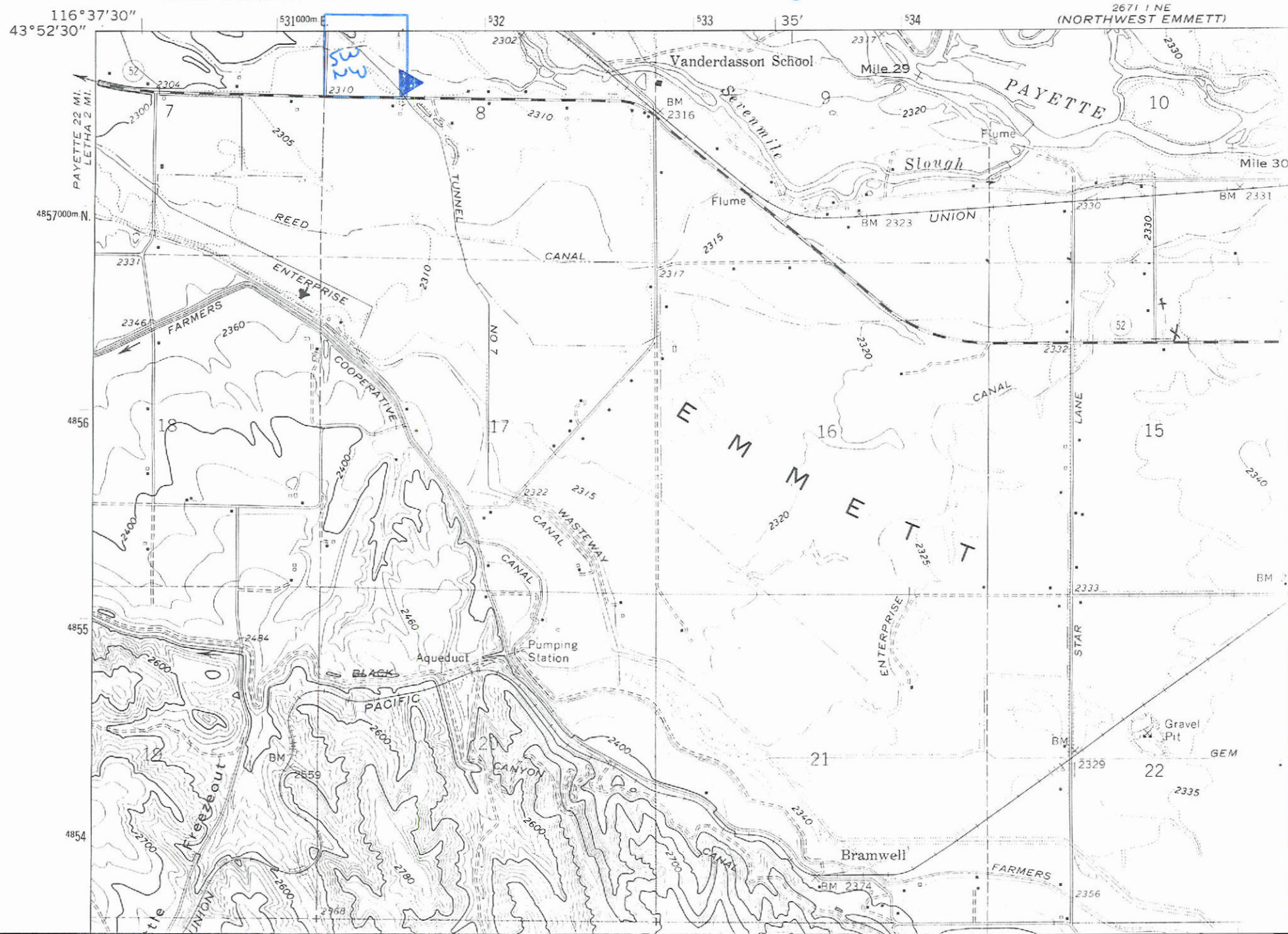
1987 NAPP



2671 - NW
(LETHA)

W56
1970 TOPO

T6N R2W S08 SW NW



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: A65-07423
Date Received: 1/11/1990
Receipt No: ~~W007572~~ VOID JFW
Received By: JFW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARTIN C. LEONARD
Address: 1222 E. PHILLIPS ST.
EMMETT, ID 83617

Name: HELENE M. LEONARD
Address: 1222 E. PHILLIPS ST.
EMMETT, ID 83617
2. Date of Priority: OCT 05, 1973
3. Source: TUNNEL NUMBER SEVEN WASTEWA Trib. to: PAYETTE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	02W	8	SW	NW			GEM
5. Description of diverting works:
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.300		67.50
7. Total Quantity Appropriated is:
0.300 C.F.S. (and/or) 67.50 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	02W	8	SW NW		IRR	15.0
Section Acres						15.0
Total Acres						15.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks: *Permit under Payette Adjudication NO FEES.*

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): Martin C. Leonard. Date: Jan 11-1990
Helene M. Leonard Date: Jan 11-1990

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 11th day

of JAN 19 90

Melvin Gene Gibson
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 9-2-1994

R

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

No New Address found

65-7423

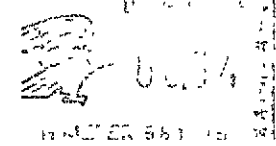
ef

NAME AND ADDRESS:

HELENE M LEONARD
MARTIN C LEONARD
1222 E PHILLIPS ST
EMMETT, ID 83



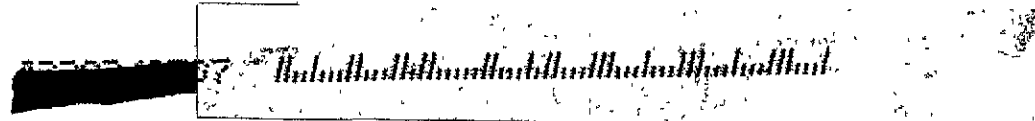
- ☐ MOVED LEFT NO ADDRESS
- ☐ NOT DELIVERABLE AS ADDRESSED
- ☐ UNABLE TO FORWARD
- ☐ ATTEMPTED-NOT KNOWN
- ☐ UNCLAIMED ☐ REFUSED
- ☐ NO SUCH STREET NUMBER
- ☐ INSUFFICIENT ADDRESS
- ☐ NO MAIL RECEPTACLE
- ☐ BOX CLOSED NO ORDER
- ☐ DECEASED ☐ VACANT
- ☐ FORWARDING ORDER EXPIRED



RECEIVED

JUL - 9 2002

Department of Water Resources



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
Case No 39576) I R.C.P. 54(b) FOR
) Water Right 65-07423

NAME AND ADDRESS: HELENE M LEONARD
MARTIN C LEONARD
1222 E PHILLIPS ST
EMMETT, ID 83617

SOURCE TUNNEL NO 7 WASTEWAY TRIBUTARY: PAYETTE RIVER

QUANTITY. 0.30 CFS
67 50 AFY

PRIORITY DATE: 10/05/1973

POINT OF DIVERSION: T06N R02W S08 SWNW Within Gem County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 03-15 TO 11-15 0 30 CFS
67 50 AFY

PLACE OF USE Irrigation Within Gem County
T06N R02W S08 SWNW 15.0
15 0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE I.C. SECTION 42-1412(6).

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.


Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED
JUL 10 2002
WATER RESOURCES
WESTERN REGION

12
13
14
15
16
17
18

三、

[illegible]

W. A. R. R.

IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard St
PO Box 83720
Boise, ID 83720-0098
(208) 327-7900

HELENE M LEONARD

MARTIN C LEONARD
1222 E PHILLIPS ST
EMMETT ID

☐ MOVE
☐ NL
☐ DATE
☐ ATG
☐ LING
☐ NO
☐ HT
☐ AG
☐ RL

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 10, 2001

RE: Water Rights in Reporting Area 15, Basin 65
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in Basin 65 for the Payette River drainage basin. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note that you have 120 days in which to review your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Emmett, Payette, Weiser, Idaho City, and Cascade, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed the first part of next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

A handwritten signature in black ink, appearing to read 'Karl J. Dreher', is written over a horizontal line.

Karl J. Dreher
Director

Enclosures

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

RIGHT NUMBER: 65-7423

NAME AND ADDRESS: MARTIN C LEONARD
1222 E PHILLIPS ST
EMMETT ID 83617

HELENE M LEONARD
1222 E PHILLIPS ST
EMMETT ID 83617

SOURCE: TUNNEL NO 7 WASTEWAY TRIBUTARY PAYETTE RIVER

QUANTITY: 0.300 CFS
67.50 AFY

PRIORITY DATE: 10/05/1973

POINT OF
DIVERSION: T06N R02W S8 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE.

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.300 CFS 67.50 AFY

PLACE OF USE IRRIGATION Within GEM County
T06N R02W S08 SWNW 15.0

15 ACRES TOTAL

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF
THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A
POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

MARTIN C LEONARD

65-7423

HELENE M LEONARD
1222 E PHILLIPS ST
EMMETT, ID 83617

65-7423

Ron

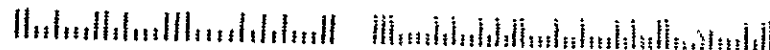
AUK

RECEIVED

MAY 11 2001

WATER RESOURCES
WESTERN REGION

052





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season."

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim:

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. **To have a timely filing you must file this claim with IDWR by May 25, 2001.** IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,

David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



☒ OVER, LEFT NO ADDRESS
☒ FORWARDING ORDER EXPIRED
☐ DATE LISTED NOT IN OVN
☐ UNDELIVERED
☐ NO POSTAGE
☐ NO POSTAGE
☐ INSUFFICIENT ADDRESS

RECEIVED

MAR 16 2001

WATER RESOURCES
WESTERN REGION

A large, stylized handwritten signature in black ink.

MARTIN C LEONARD

HELENE M LEONARD
1222 E PHILLIPS ST
EMMETT ID

65-07423
sent again 3/20/01

Gen Cty Assessor →

Douglas Leonard et al
3930 Alante Way
Sacramento CA 95826

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-7423

NAME AND ADDRESS: HELENE M LEONARD
MARTIN C LEONARD
1222 E PHILLIPS ST
EMMETT, ID 83617

SOURCE: TUNNEL NO. SEVEN WASTEWAY TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.3 CFS
67.5 AFY

PRIORITY DATE: 10/05/1973

POINT OF DIVERSION: T06N R02W S8 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03-15 11-15

QUANTITY
0.30 CFS
67.50 AFY

PLACE OF USE:

IRRIGATION Within GEM County
T06N R02W S8 SWNW 15

15 ACRES TOTAL

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

AJ5809NP
No. A65-07423

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/06/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARTIN C LEONARD	10/05/1973	IRRIGATION	03-15 11-15	0.300 CFS	67.50 AFA
C	HELENE M LEONARD					
	1222 E PHILLIPS ST					
	EMMETT ID 83617					
TOTAL DIVERSION:					0.300 CFS	67.50 AFA

Water Source: TUNNEL ^{N0.} NUMBER SEVEN WASTEWAY / Tributary to: PAYETTE RIVER /

Stage: LICENSE

Point(s) of Diversion: T06N R02W S08 SWNW /

GEM 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
06N	02W	8	:																	:	15.0
TOTAL ACRES																				15.0	

POU County: GEM

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

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

C18

WR5809NP
No. 65-07423

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/06/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARTIN C. LEONARD	10/05/1973	IRRIGATION	03/15 11/15	0.300 CFS	67.50 AFA
C	HELENE M. LEONARD					
	1222 E. PHILLIPS ST.			TOTAL DIVERSION:	0.300 CFS	67.50 AFA
	EMMETT ID 83617					

Water Source: TUNNEL NUMBER SEVEN WASTEWAY

Tributary to: PAYETTE RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.710 CFS

Point(s) of Diversion: T06N R02W S08

SWNW

GEM 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
06N	02W	8	:								15									:	15.0
																				TOTAL ACRES	15.0

Pou County: GEM

Other Water Rights Listing Overlapping Place(s) of use:
65-00085

Dates:	App. Received:	Priority Date:	10/05/1973
	Proof Due Date: 12/01/1984	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 02/10/1986		

Misc: Water District Number: Field Exam Fee:

Audit: 03/10/86 04/30/88 CONVERT 07/14/89 CURTIS

**T06N R02W
S08**

Idaho Department of Water Resources

Claims: 65-07423

Prepared by:

RON HOWERTON

Date: 6 SEP 00

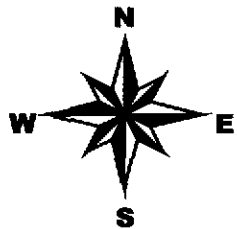
 **Place of use**

 **POD**

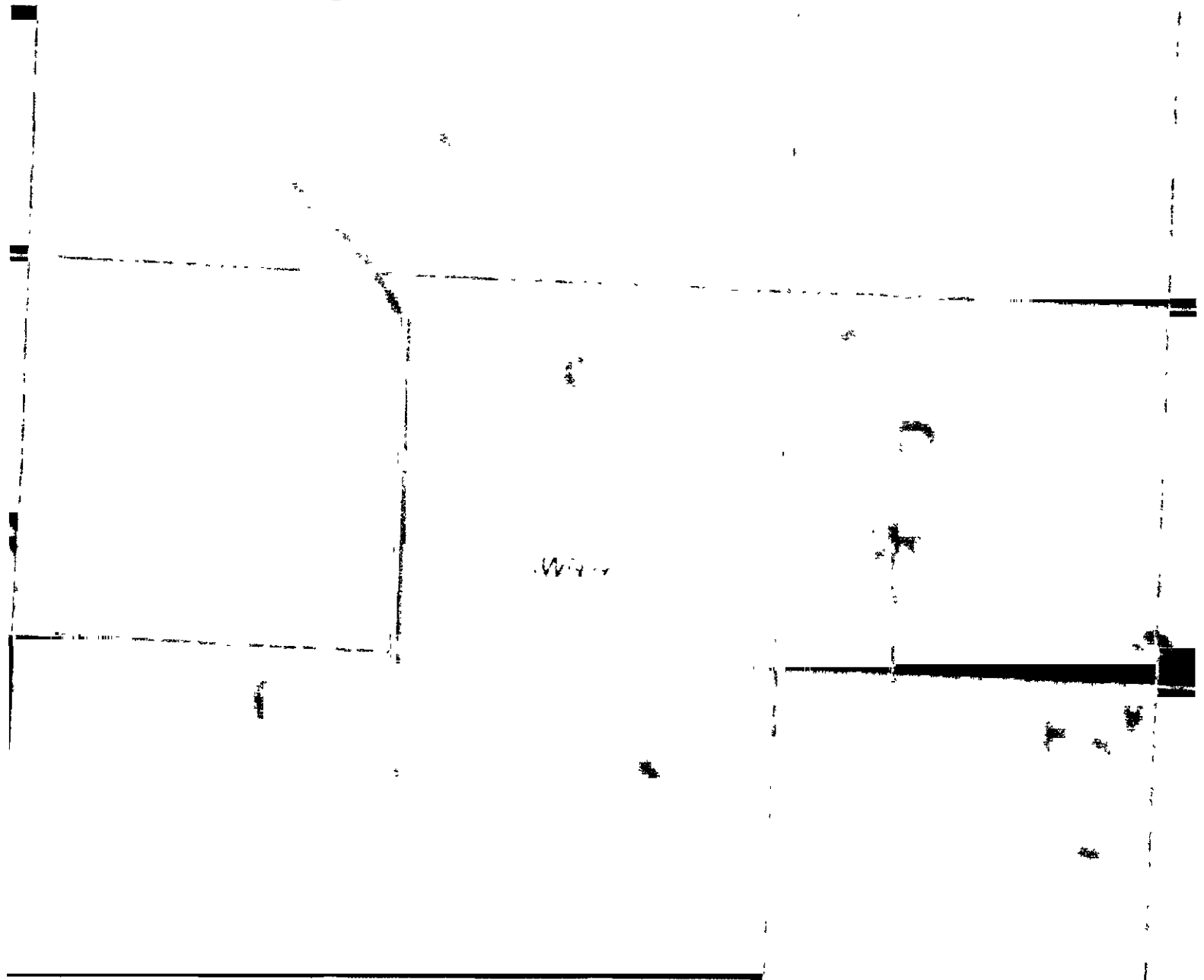
 **SECTION**

1/4 1/4

15 Acres



1987 NAPP



**T06N R02W
S08**

Idaho Department of Water Resources

Claims: 65-07423

Prepared by:

RON HOWERTON

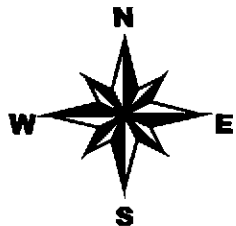
Date: 6 SEP 00

 **Place of use**

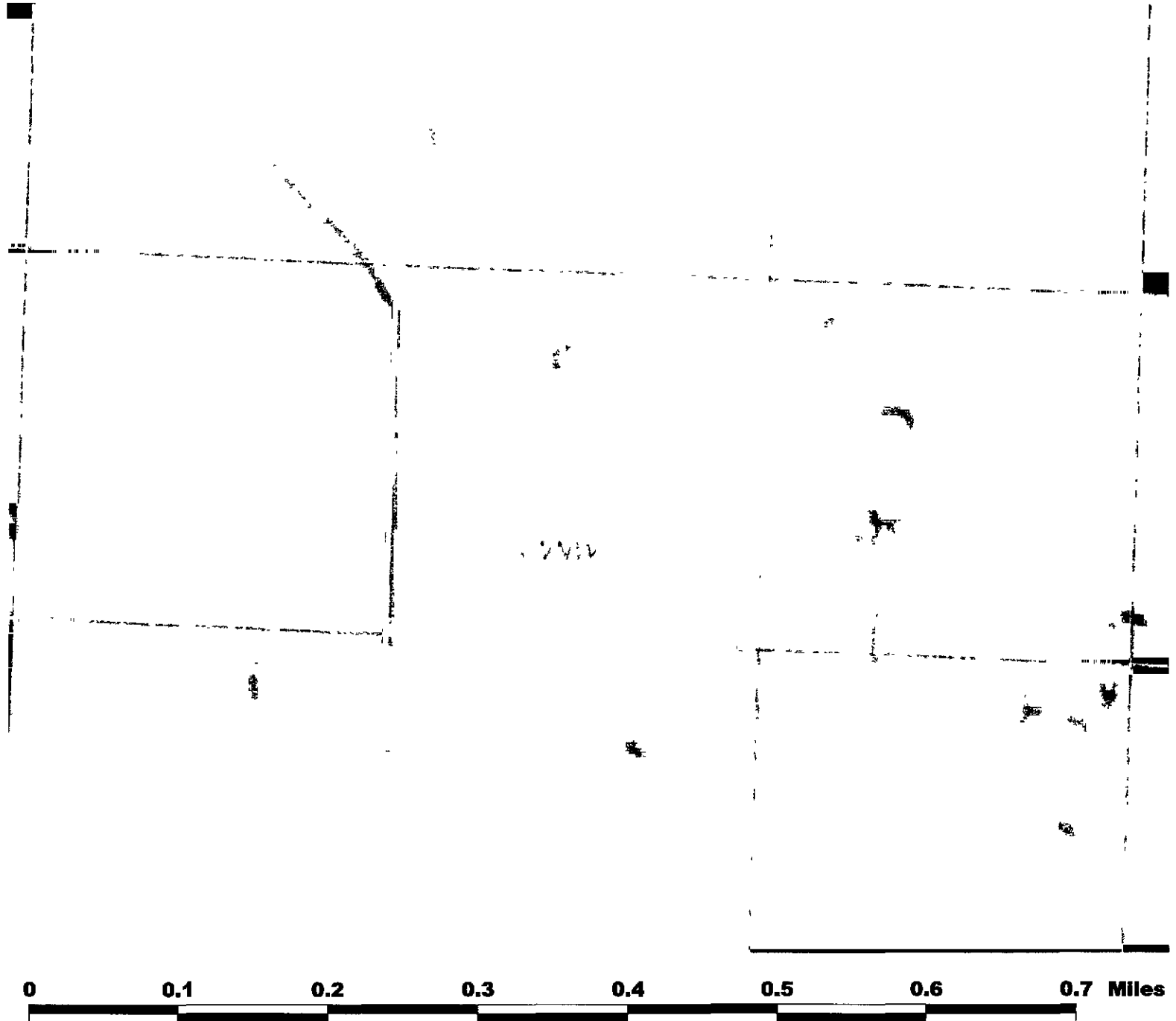
 **POD**

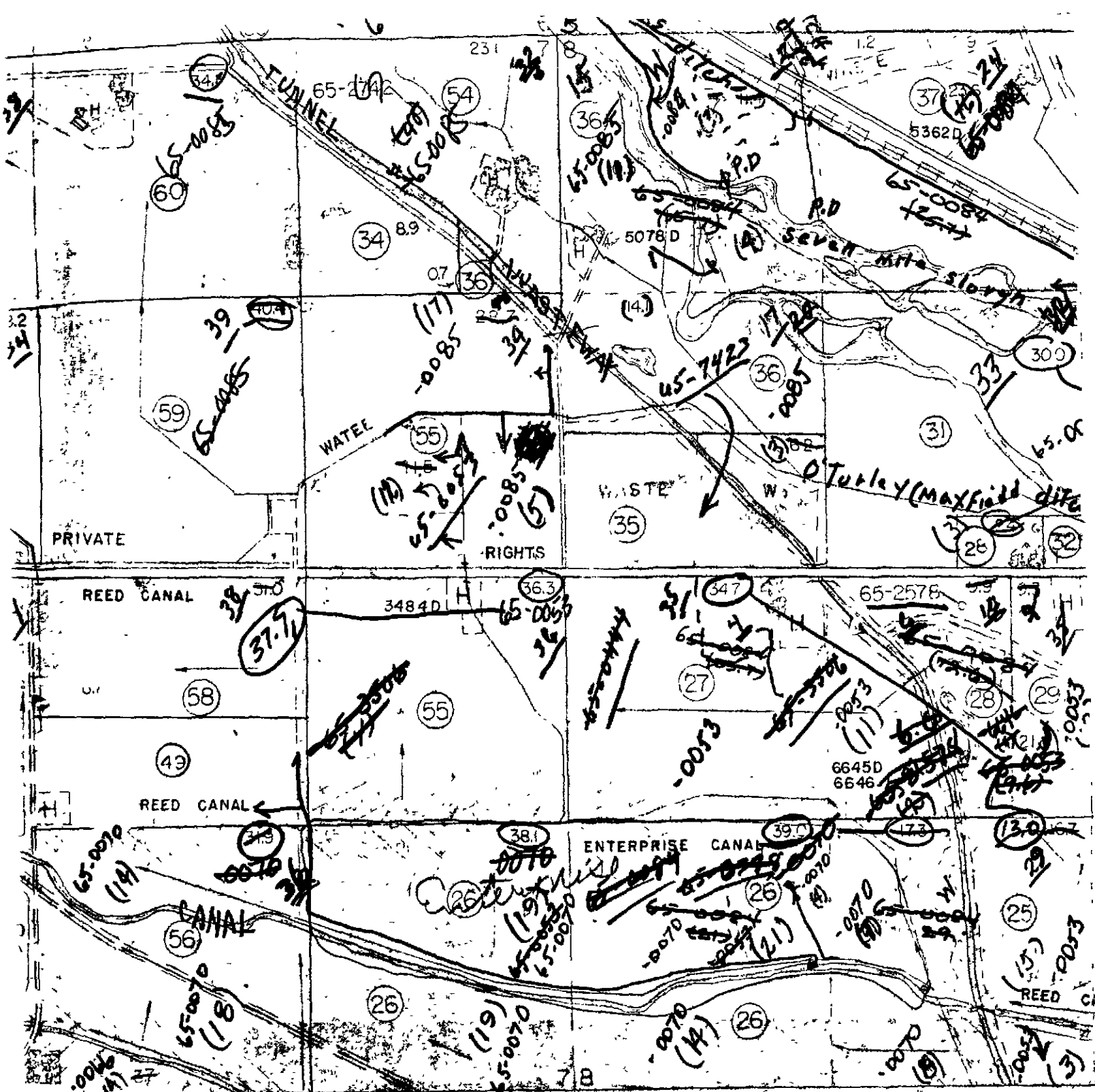
 **SECTION**

1/4 1/4



1987 NAPP





1. NICHOLS, Hazel N. 3319E
2. GARFIELD, Lee H. 3327D
3. NIELSEN, Wm. J. 3392D
4. ADAMSON, Ira
5. BANE, Belle
6. SISLER, Jay H. 2405D/3308D/3311D
7. GRABNER, Harold
8. HECKMAN, Don 3690M/3691D/3692D
9. ISLAND INC. 5106D
10. ROGERS, Michael 5294D
11. KATES, Herbert L. 1698E
12. SHARP, Garnold
13. ROCKHILL, Wm. D. 5259E
14. COOPER, Clay 5257D
15. POMEROY, Jesse E. 5269D
16. P. 1075D

MAP "B"

PRBA BLUELINE

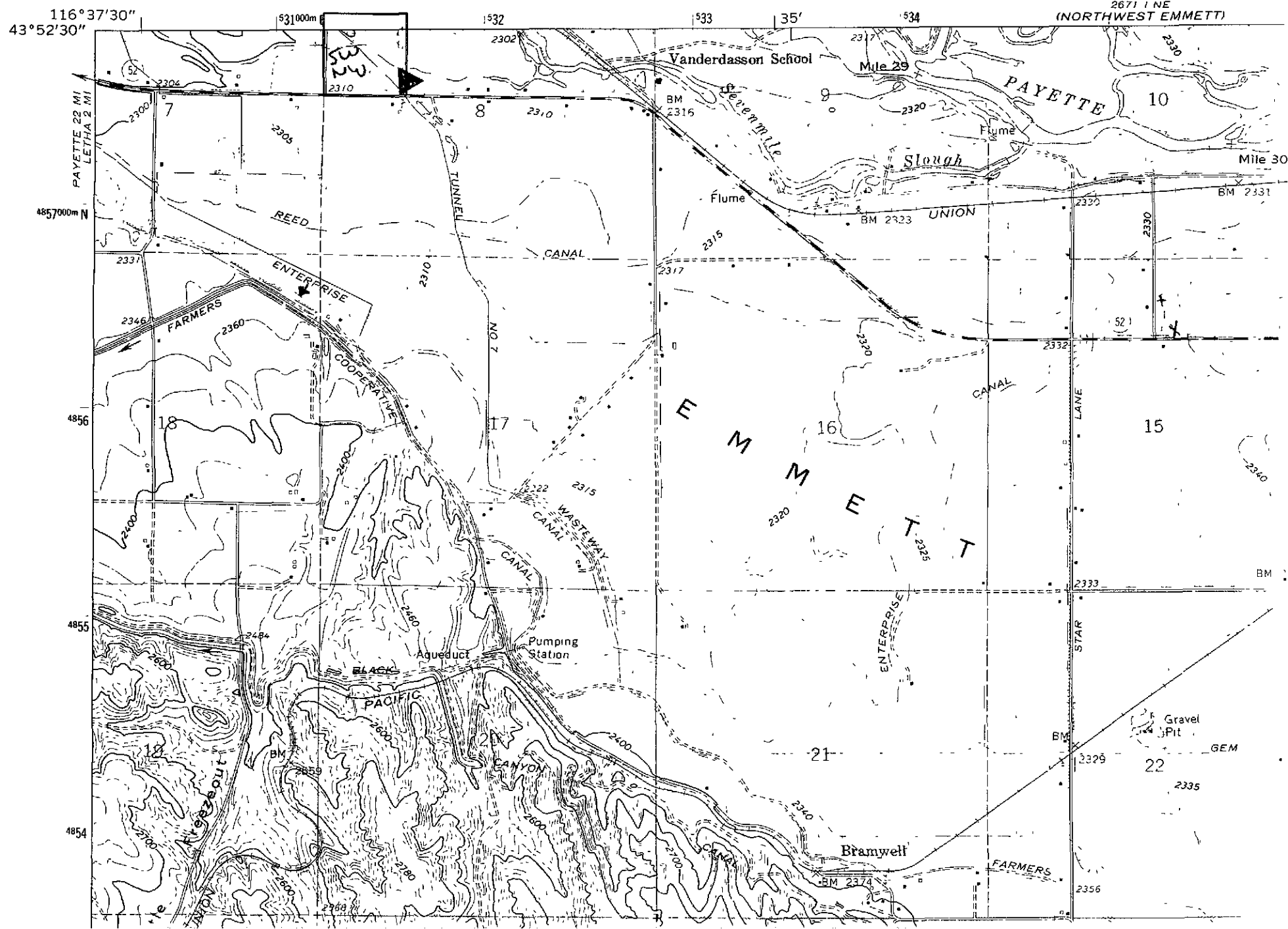
T6N, R2W 50B, 5W NW

2671 NW
(LETHA)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

T6N R2W S08 SW NW

W56
1970 TOPO





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

Jan. 11, 1990

Mr. & Mrs Martin Leonard
1222 E. Phillips
Emmett, ID 83617

Dear Mr. & Mrs. Leonard:

It was brought to my attention, that your permit # 65-7423 was on file when the Payette River was adjudicated in the late 1970's. Fees were charged at that time, and therefore no fee is required to refile. I have enclosed your check #2934

Sincerely,

John Westra
Western Region

MICROFILMED
SEP 23 1992