

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: **A72-04130**
Date Received: 11/16/1989
Receipt No: M005238
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: GARY LEUZINGER
Address: BOX 157
CHALLIS ID 83326
OR
Name: TIMOTHY LEUZINGER
Address: BOX 157
CHALLIS ID 83226
OR
Name: KAREN DOWTON 208-876-4225
Address: BOX 7
ELLIS ID 83235

2. Date of Priority: JUN 27, 1918

3. Source: SPRING Trib. to: WEST PASS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	17E	32	NE	SW	NW		CUSTER

5. Description of diverting works:
DITCHES, GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.200		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 362.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	17E	29	NE		SW		IRR	10.0
			NW		SW		IRR	15.0
			SW		SW		IRR	40.0
			SE		SW		IRR	9.0
							Section Acres	74.0
		31	NE		NE		IRR	5.0
			SE		NE		IRR	6.0
							Section Acres	11.0
		32	NW		NW		IRR	40.0
			NW		NW		DOMEST	
			SW		NW		IRR	20.0
							Section Acres	60.0
							Total Acres	145.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00234, A72-00235

14. Remarks:
THIS IS A HOT WATER SPRING.

15. Basis of Claim: STATUTORY CLAIM

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
DEC 17 1998
Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 72-00234, 72-00235, 72-04130
Adjudication Claim No(s): _____

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant	<u>Virginia Leuzinger</u>	<u>Gary Leuzinger</u>	<u>Tim Leuzinger</u>
	<u>Box 157, Challis Id.</u>	<u>Box 157, Challis Id.</u>	<u>Box 157, Challis, Id.</u>
4. New Owner/Claimant(s)	<u>Karen Dauton</u>	<u>Gary Leuzinger</u>	<u>Tim Leuzinger</u>
New Mailing Address	<u>Box 7</u>	<u>518 E. 1000 N.</u>	<u>Box 157</u>
City, State and ZIP Code	<u>Ellis, Idaho 83235</u>	<u>Firth, Id. 83236</u>	<u>Challis Id. 83226</u>
New Telephone Number	<u>(208) 876-4225</u>	<u>(208) 357-5405</u>	<u>(208) 879-2215</u>

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 82 Number and type of stock 150

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Karen A. Dauton, Gary Leuzinger, Tim Leuzinger

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

QUITCLAIM DEED

THIS INDENTURE is made this 8th day of FEBRUARY, 1995, between Virginia Nellie Leuzinger, a widow dealing with her sole and separate property, "Grantor" and Timothy Leuzinger, as his sole and separate property as to both income and principal, whose address is Box 157, Challis, Idaho 83226, "Grantee,"

WITNESSETH:

For good and adequate consideration, receipt thereof being hereby acknowledged, the Grantor does hereby QUITCLAIM unto the Grantee an undivided .067 interest in and to property located in Custer County, Idaho, described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

IN WITNESS WHEREOF the said Grantor has executed this instrument as of the day and year first above set forth.

Virginia Nellie Leuzinger
Virginia Nellie Leuzinger

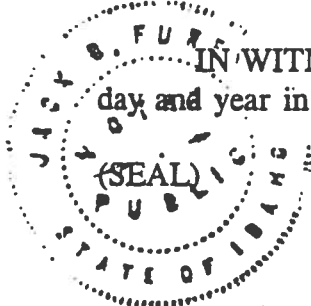
STATE OF IDAHO)

) ss.

County of Bonneville)

On this 8th day of FEBRUARY, 1995, before me, JACK B. FURLEY, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia Nellie Leuzinger, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Jack B. Furley
Notary Public for State of Idaho
Residing at: Challis, Idaho
My Commission Expires: 3/5/97

EXHIBIT "A"

Tracts A, B, and C of Homestead Entry Survey #597, and Tracts A and B of Homestead Entry #722, embracing a portion of approximately Sections 29, 30, 31, and 32, Township 8 North, Range 17, E.B.M., LESS the following described tract, to-wit:

A fraction of Tract B. of H.E.S. No. 722 in approximate unsurveyed Section 29, Township 8 North, Range 17 East, Boise Meridian, Custer County, Idaho, according to the plat accepted by the U.S. Surveyor General's office at Boise, Idaho, August 18, 1920, described as:

Beginning at Corner No. 6 of said H.E.S.; thence North $13^{\circ}38'$ West, 850 feet to Corner No. 7 of said H.E.S.; thence North $31^{\circ}00'$ East along the Northwestern boundary of said H.E.S. 307 feet; thence South $13^{\circ}38'$ East, 850 feet, more or less, to the Northwestern line of the road; thence South $26^{\circ}44'$ West along said Northwestern line of said road 307 feet to the POINT OF BEGINNING, containing 6.0 acres, more or less.

208489
Custer County Reg. of
Peterson, Mrs. Oleen,
Macdonald & Co.
Time 11:55 A.M.
3-30-95
Ethel M. Perkins
Barbara C. Breckon
\$ 6.00

0208488

QUITCLAIM DEED

THIS INDENTURE is made this 8th day of FEBRUARY, 1995, between Virginia Nellie Leuzinger, a widow dealing with her sole and separate property, "Grantor" and Gary Leuzinger and Linda Leuzinger husband and wife, whose address is 518 East 100 North, Firth, Idaho, "Grantees,"

WITNESSETH:

For good and adequate consideration, receipt thereof being hereby acknowledged, the Grantor does hereby QUITCLAIM unto the Grantees an undivided .067 interest to each of them in and to property located in Custer County, Idaho, described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

IN WITNESS WHEREOF the said Grantor has executed this instrument as of the day and year first above set forth.

Virginia Nellie Leuzinger
Virginia Nellie Leuzinger

STATE OF IDAHO)

) ss.

County of Bonneville)

On this 8th day of FEBRUARY, 1995, before me, JACK B. FURRY, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia Nellie Leuzinger, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Jack B. Furry
Notary Public for State of Idaho
Residing at: Challis, Idaho
My Commission Expires: 3/9/97

EXHIBIT "A"

Tracts A, B, and C of Homestead Entry Survey #597, and Tracts A and B of Homestead Entry #722, embracing a portion of approximately Sections 29, 30, 31, and 32, Township 8 North, Range 17, E.B.M., LESS the following described tract, to-wit:

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Beginning at Corner No. 6 of said H.E.S.; thence North $13^{\circ}38'$ West, 850 feet to Corner No. 7 of said H.E.S.; thence North $31^{\circ}00'$ East along the Northwesternly boundary of said H.E.S. 307 feet; thence South $13^{\circ}38'$ East, 850 feet, more or less, to the Northwesternly line of the road; thence South $26^{\circ}44'$ West along said Northwesternly line of said road 307 feet to the POINT OF BEGINNING, containing 6.0 acres, more or less.

208488
Custer County Reg. of
Peterson, Moss, Olsen,
Meacham & Carr
11:55 A.M.
3-30-95
Barbara C. Meacham
6⁰⁰

QUITCLAIM DEED

THIS INDENTURE is made this 8th day of FEBRUARY, 1995
 between Virginia Nellie Leuzinger, a widow dealing with her sole and separate
 property, "Grantor" and Sidney Dowton and Karen Dowton husband and wife, whose address
 is Box 7, Ellis, ID 83235, "Grantees,"

WITNESSETH:

For good and adequate consideration, receipt thereof being hereby acknowledged,
 the Grantor does hereby QUITCLAIM unto the Grantees an undivided .067 interest to each of
 them in and to property located in Custer County, Idaho, described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances
 thereunto belonging or in anywise appertaining.

IN WITNESS WHEREOF the said Grantor has executed this instrument as of the day
 and year first above set forth.

Virginia Nellie Leuzinger
 Virginia Nellie Leuzinger

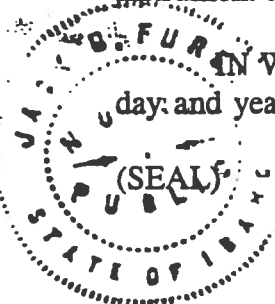
STATE OF IDAHO)

) ss.

County of Bonneville)

On this 8th day of FEBRUARY, 1995, before me, JAMES B. FURRY, the
 undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia Nellie
 Leuzinger, known to me to be the persons whose names are subscribed to the foregoing
 instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the
 day and year in this certificate first above written.



James B. Furry
 Notary Public for State of Idaho
 Residing at: 6111111, there in
 My Commission Expires: 3/5/97

EXHIBIT "A"

Tracts A, B, and C of Homestead Entry Survey #597, and Tracts A and B of Homestead Entry #722, embracing a portion of approximately Sections 29, 30, 31, and 32, Township 8 North, Range 17, E.B.M., LESS the following described tract, to-wit:

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Beginning at Corner No. 6 of said H.E.S.; thence North $13^{\circ}38'$ West, 850 feet to Corner No. 7 of said H.E.S.; thence North $31^{\circ}00'$ East along the Northwesternly boundary of said H.E.S. 307 feet; thence South $13^{\circ}38'$ East, 850 feet, more or less, to the Northwesternly line of the road; thence South $26^{\circ}44'$ West along said Northwesternly line of said road 307 feet to the POINT OF BEGINNING, containing 6.0 acres, more or less.

208490
Custer County Reg. of
Petersen, Miss. Olsen
Macham & Carr
11:55 A.M.
3-30-95
Barbara C. Brice
6⁰⁰ Deputy

QUITCLAIM DEED

THIS INDENTURE is made this 26 day of Dec., 1994,
between Virginia Nellie Leuzinger, a widow dealing with her sole and separate
property, "Grantor" and Gary Leuzinger and Linda Leuzinger husband and wife, whose
address is 518 E. 1000 No. Fifth, "Grantees,"
Idaho

WITNESSETH:

For good and adequate consideration, receipt thereof being hereby acknowledged,
the Grantor does hereby QUITCLAIM unto the Grantees an undivided .067 interest to each of
them in and to property located in Custer County, Idaho, described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances
thereunto belonging or in anywise appertaining.

IN WITNESS WHEREOF the said Grantor has executed this instrument as of the day
and year first above set forth.

Virginia Nellie Leuzinger
Virginia Nellie Leuzinger

STATE OF IDAHO)

County of Bennett) ss.

On this 26 day of December, 1994, before me, JACK B. FURLEY, the
undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia Nellie
Leuzinger, known to me to be the persons whose names are subscribed to the foregoing
instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the
day and year in this certificate first above written.

(SEAL)

JACK B. FURLEY
Notary Public for State of Idaho
Residing at: CHAMBERS, THOMAS
My Commission Expires: 3/5/97

EXHIBIT "A"

Tracts A, B, and C of Homestead Entry Survey #597, and Tracts A and B of Homestead Entry #722, embracing a portion of approximately Sections 29, 30, 31, and 32, Township 8 North, Range 17, E.B.M., LESS the following described tract, to-wit:

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0208547

 Custer County Reg. of
Petersen, Moss Olsen
Meacham & Carr
 10:45 A.M.
 4-12 1995
 Clerk M. Pack, Clerk
Wendy Murphy
 6⁰⁰ Deputy

QUITCLAIM DEED

THIS INDENTURE is made this 26 day of Dec., 1994,
 between Virginia Nellie Leuzinger, a widow dealing with her sole and separate
 property, "Grantor" and Sidney Dowton and Karen Dowton husband and wife, whose address
 is Box 7, Ellis, Id., "Grantees,"
 83236

WITNESSETH:

For good and adequate consideration, receipt thereof being hereby acknowledged,
 the Grantor does hereby QUITCLAIM unto the Grantees an undivided .067 interest to each of
 them in and to property located in Custer County, Idaho, described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances
 thereunto belonging or in anywise appertaining.

IN WITNESS WHEREOF the said Grantor has executed this instrument as of the day
 and year first above set forth.

Virginia Nellie Leuzinger
 Virginia Nellie Leuzinger



STATE OF IDAHO

County of Custer
~~Bonneville~~

)
) ss.
)

On this 26 day of December, 1994, before me, JACK B. FURRY, the
 undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia Nellie
 Leuzinger, known to me to be the persons whose names are subscribed to the foregoing
 instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the
 day and year in this certificate first above written.

(SEAL)

Jack B. Furry
 Notary Public for State of Idaho
 Residing at: Challis, Idaho
 My Commission Expires: 3/5/97

EXHIBIT "A"

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0208548

 Custer County Reg. of
Petersen, Moss, Olsen
Meacham & Carr
 10:46 A.M.
 4-12-95
 Cecil M. Peck, Clerk
Wendy Murphy
 6⁰⁰ _____

QUITCLAIM DEED

THIS INDENTURE is made this 27 day of Dec., 1994,
 between Virginia Nellie Leuzinger, a widow dealing with her sole and separate
 property, "Grantor" and Timothy Leuzinger, as his sole and separate property as to both income
 and principal, whose address is Box 157 Challis, Id., "Grantee,"
 83226

WITNESSETH:

For good and adequate consideration, receipt thereof being hereby acknowledged,
 the Grantor does hereby QUITCLAIM unto the Grantee an undivided .067 interest in
 and to property located in Custer County, Idaho, described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances
 thereunto belonging or in anywise appertaining.

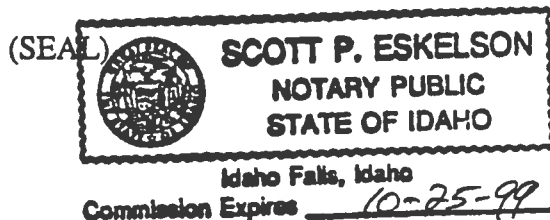
IN WITNESS WHEREOF the said Grantor has executed this instrument as of the day
 and year first above set forth.

Virginia Nellie Leuzinger
 Virginia Nellie Leuzinger

STATE OF IDAHO)
) ss.
 County of Bonneville)

On this 27th day of Dec., 1994, before me, Scott P. Eskelson the
 undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia Nellie
 Leuzinger, known to me to be the persons whose names are subscribed to the foregoing
 instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the
 day and year in this certificate first above written.



Scott P. Eskelson
 Notary Public for State of Idaho
 Residing at: Id Falls
 My Commission Expires: 10-25-99

EXHIBIT "A"

Tracts A, B, and C of Homestead Entry Survey #597, and Tracts A and B of Homestead Entry #722, embracing a portion of approximately Sections 29, 30, 31, and 32, Township 8 North, Range 17, E.B.M., LESS the following described tract, to-wit:

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0208549

 Custer County Reg. of
Petersen, Thos. Olsen
Meacham & Carr
 10:48 A.M.
 4-12-1395
 Wanda J. Murphy
 6th _____

QUITCLAIM DEED

THIS INDENTURE is made this 3 day of March, 1997,
between Virginia Nellie Leuzinger, a widow dealing with her sole and separate property,
"Grantor," and Sidney Dowton and Karen Dowton, husband and wife, whose address is Box
7, Ellis, ID 83235, "Grantees,"

WITNESSETH:

For good and adequate consideration receipt thereof being hereby acknowledged,
the Grantor does hereby QUITCLAIM unto the Grantees an undivided .066 interest to each of
them in and to property located in Custer County, Idaho, described as follows to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and
appurtenances thereunto belonging or in anywise appertaining.

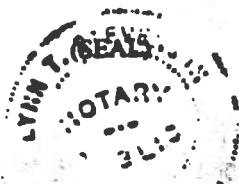
IN WITNESS WHEREOF the said Grantor has executed this instrument as of the
day and year first above set forth.

Virginia Nellie Leuzinger
Virginia Nellie Leuzinger

STATE OF IDAHO)
) ss.
County of Custer)

On this 3rd day of March, 1997, before me, Dennis T. Stevenson
the undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia
Nellie Leuzinger, known to me to be the person whose name is subscribed to the foregoing
instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the
day and year in this certificate first above written.



Dennis T. Stevenson
Notary Public for State of Idaho
Residing at: Challis
My Commission Expires: 4-24-97

QUITCLAIM DEED -1-

EXHIBIT "A"

Tracts A, B, and C of Homestead Entry Survey #597, and Tracts A and B of Homestead Entry #722, embracing a portion of approximately Sections 29, 30, 31, and 32, Township 8 North, Range 17, E.B.M., LESS the following described tract, to-wit:

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212979

Custer County Reg. of
Peterson, Mrs.

1140.4

3-7 1927

E. C. Murphy
16

212978

QUITCLAIM DEED

THIS INDENTURE is made this 3 day of March, 1997,
between Virginia Nellie Leuzinger, a widow dealing with her sole and separate property,
"Grantor," and Timothy Leuzinger, as his sole and separate property as to both income and
principal, whose address is Box 157, Challis, Idaho, ID 83226, "Grantee,"

WITNESSETH:

For good and adequate consideration, receipt thereof being hereby acknowledged,
the Grantor does hereby QUITCLAIM unto the Grantee an undivided .066 interest in and to
property located in Custer County, Idaho, described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and
appurtenances thereunto belonging or in anywise appertaining.

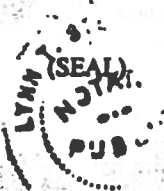
IN WITNESS WHEREOF the said Grantor has executed this instrument as of the
day and year first above set forth.

Virginia Nellie Leuzinger
Virginia Nellie Leuzinger

STATE OF IDAHO)
) ss.
County of Custer)

On this 3rd day of March, 1997, before me, Lynda T. Stearns,
the undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia
Nellie Leuzinger, known to me to be the person whose name is subscribed to the foregoing
instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the
day and year in this certificate first above written.



Lynda T. Stearns
Notary Public for State of Idaho
Residing at: Challis
My Commission Expires: _____

QUITCLAIM DEED -1-

EXHIBIT "A"

Tracts A, B, and C of Homestead Entry Survey #597, and Tracts A and B of Homestead Entry #722, embracing a portion of approximately Sections 29, 30, 31, and 32, Township 8 North, Range 17, E.B.M., LESS the following described tract, to-wit:

A fraction of Tract B. of H.E.S. No. 722 in approximate unsurveyed Section 29, Township 8 North, Range 17 East, Boise Meridian, Custer County, Idaho, according to the plat accepted by the U.S. Surveyor General's office at Boise, Idaho, August 18, 1920, described as:

Beginning at Corner No. 6 of said H.E.S.; thence North $13^{\circ}38'$ West, 850 feet to Corner No. 7 of said H.E.S.; thence North $31^{\circ}00'$ East along the Northwestern boundary of said H.E.S. 307 feet; thence South $13^{\circ}38'$ East, 850 feet, more or less, to the Northwestern line of the road; thence South $26^{\circ}44'$ West along said Northwestern line of said road 307 feet to the POINT OF BEGINNING, containing 6.0 acres, more or less.

0212978

Custer County Reg. of
Peterson Moss

11:40 A.M.
3-7-1927

E. H. Pack, Reg.
W. J. Murphy

6-2-1927

212980

QUITCLAIM DEED

THIS INDENTURE is made this 3 day of March, 1997,
between Virginia Nellie Leuzinger, a widow dealing with her sole and separate property,
"Grantor," and Gary Leuzinger and Linda Leuzinger, husband and wife, whose address is 581
East 100 North, Firth, Idaho, "Grantees,"

WITNESSETH:

For good and adequate consideration, receipt thereof being hereby acknowledged,
the Grantor does hereby QUITCLAIM unto the Grantees an undivided .066 interest to each of
them in and to property located in Custer County, Idaho, described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated by reference.

TOGETHER WITH all and singular the tenements, hereditaments and
appurtenances thereunto belonging or in anywise appertaining.

IN WITNESS WHEREOF the said Grantor has executed this instrument as of the
day and year first above set forth.

Virginia Nellie Leuzinger
Virginia Nellie Leuzinger

STATE OF IDAHO)
) ss.
County of Custer)

On this 3rd day of March, 1997, before me, Lynn T. Stevenson
the undersigned, a Notary Public in and for the State of Idaho, personally appeared Virginia
Nellie Leuzinger, known to me to be the person whose name is subscribed to the foregoing
instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the
day and year in this certificate first above written.

LYNN T. STEVENSON
(SEAL)

Lynn T. Stevenson
Notary Public for State of Idaho
Residing at: Challis
My Commission Expires: 4-24-97

212980

EXHIBIT "A"

Tracts A, B, and C of Homestead Entry Survey #597, and Tracts A and B of Homestead Entry #722, embracing a portion of approximately Sections 29, 30, 31, and 32, Township 8 North, Range 17, E.B.M., LESS the following described tract, to-wit:

A fraction of Tract B. of H.E.S. No. 722 in approximate unsurveyed Section 29, Township 8 North, Range 17 East, Boise Meridian, Custer County, Idaho, according to the plat accepted by the U.S. Surveyor General's office at Boise, Idaho, August 18, 1920, described as:

Beginning at Corner No. 6 of said H.E.S.; thence North 13°38' West, 850 feet to Corner No. 7 of said H.E.S.; thence North 31°00' East along the Northwestern boundary of said H.E.S. 307 feet; thence South 13°38' East, 850 feet, more or less, to the Northwestern line of the road; thence South 26°44' West along said Northwestern line of said road 307 feet to the POINT OF BEGINNING, containing 6.0 acres, more or less.

212980

Custer County Reg. of
Peterson

11-40-22
3-7-327
C. E. Conroy
- 6 -

USDA-FmHA
Form FmHA 19
(Rev. 6-94)

THIS MO

DOUG

residing in

HC62

herein called "B"

Department of A
herein called the

WHEREA
agreement(s) or
is payable to the
upon any default

Date of Instrum

March 4, 1997

THIS

(The interest
may be increased
And the no
thereof pursuant
statutes administ

And it is
Government, or
secure payment
or attach to the
Government ag

And this
which may be
amount due un

NOW
in the event the
payment of the
the payment of
Borrower's sign
of any default
made by the C
Borrower cont
and assign

of

Dr

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: A72-04130
Date Received: 11/16/1989
Receipt No: MO05238
Received By: RAO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VIRGINIA LEUZINGER 208-879-2215
Address: BOX 157
CHALLIS, ID 83326
OR
Name: GARY LEUZINGER
Address: BOX 157
CHALLIS, ID 83326
OR
Name: TIMOTHY LEUZINGER
Address: BOX 157
CHALLIS, ID 83226

2. Date of Priority: JUN 27, 1918

3. Source: SPRING Trib. to: WEST PASS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	17E	32	NE	SW	NW		CUSTER

5. Description of diverting works:
DITCHES, GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.200		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 362.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A72-04130

Page

11/16/89

MICROFILMED
MAR 18 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	17E	29	NE		SW		IRR	10.0
			NW		SW		IRR	15.0
			SW		SW		IRR	40.0
			SE		SW		IRR	9.0
			Section Acres					74.0
		31	NE		NE		IRR	5.0
			SE		NE		IRR	6.0
			Section Acres					11.0
		32	NW		NW		IRR	40.0
			NW		NW		DOMEST	
			SW		NW		IRR	20.0
			Section Acres					60.0
			Total Acres					145.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00234, A72-00235

14. Remarks:
THIS IS A HOT WATER SPRING.

15. Basis of Claim: STATUTORY CLAIM

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



3N

MICROFILMED

MAR 18 1993

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: 1

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): Virginia Leuzinger Date: 11-16-89
Date: _____

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 89 day
of November 19 89
Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

RECEIVED

MAY 24 1993

Department of Water Resources
Southern Region Office

April 1, 1992

Dear Sir:

I am enclosing evidence of priority for water rights on the West Pass Creek and the East Fork of the Salmon River. (May 1, 1926-- see attachment 1)

See attachment 2 for notarized letter for additional supporting evidence.

Sincerely yours,

Virginia Leuzinger

attachment

RECEIVED

MAY 24 1993

Department of Water Resources
Southern Region Office

manner and to the extent as in paragraph seven herein set forth.

7. That the following named persons, parties to this suit, are entitled to the uninterrupted use of the flow of the waters of East Fork of the Salmon River and its tributaries, forks, branches, springs and streams, hereinafter named, upon the lands mentioned and described in the complaint, answer and cross-complaint and stipulations on file herein, and appurtenant to said lands as hereinafter specified, in the following amounts and from the following dates, to-wit:

Among others.

That ROSE NOWACKI is the owner of Tracts "A", "B", and "C" in H. E. Survey No. 597 and Tracts "A" and "B" in H. E. Survey No. 722, embracing a portion of, approximately, Sections 29, 30, 31 and 32 in Township 8 North, Range 17, E. B. M., and appurtenant to said land she is entitled to 1.2 cubic feet per second of time of the waters of West Pass Creek and the East Fork of the Salmon River, with date of priority May 1, 1926 and she is also entitled to 1.66 cubic feet per second of time of the waters of West Pass Creek, with date of priority May 1, 1936.

8. IT IS FURTHER ADJUDGED AND DECREED That each of the parties to this action shall pay his or her own costs of this action.

9. That each and every of the parties to this suit, plaintiffs and defendants, their agents, servants, attorneys and employees, and each, every and all persons acting in aid of and for any of the parties to this suit, are hereby forever restrained and enjoined from in any way or manner interfering with or diverting or using the waters of said East Fork of the Salmon River and its tributaries, except in accordance with the terms and provisions of this decree.

Dated this 14th day of February, 1938.

FILED

STATEMENT

I irrigated for John F. Yeiter on the Warm Springs Ranch, at the mouth of the West Pass Creek when I was a young boy of 16 in 1934. Then later for Rose Nowaski after she purchased the land in 1937.

They were using water from both the East Fork of the Salmon River and the West Pass Creek and also from a warm water spring which flowed onto the ranch.

Lawrence E Baker

IDAHO FORMS OF ACKNOWLEDGMENT

1. Acknowledgment Certificate (Individual Known by Notary)

State of Idaho)

County of Custer) §

On this 3rd day of April, in the year of 1992, before me SHARON HAMILTON, personally appeared LAWRENCE E BAKER, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he (she) (they) executed the same. Subscribed and sworn to before me this 3rd day of April, 1992.

Sharon Hamilton
Notary Public

My Commission Expires: 10-21-94 . Residing at: Challis .

Virginia Leuzinger
Box 157
Challis, ID 83226

State of Idaho
Department of Water Resources
2228 Shoreline St. East
Twin Falls, Idaho 83301





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04130
VIRGINIA LEUZINGER
GARY LEUZINGER
BOX 157
CHALLIS

ID 83326

A72-04130
TIMOTHY LEUZINGER
BOX 157

CHALLIS

ID 83226

RE: Evidence of Priority

RESPONSE DEADLINE
MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **May 1, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 18 1993

NAME:

Leuzinger

CLAIM: 72- D4130

CORRESPONDENCE

EVIDENCE OF

PRIORITY

Water Right Number - R72-04130

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
LEUZINGER

GARY

LEUZINGER

TIMOTHY

1 - 118 E 1000 N
2 -
3 -
City- FIRTH
Phone - 208-357-5405
1 - BOX 157
2 -
3 -
City- CHALLIS
Phone - 208-000-0000
1 - BOX 7
2 -
3 -
City- ELLIS
Phone - 208-876-4225
State- ID Zip- 83236

DOWTON

KAREN

1 - BOX 157
2 -
3 -
City- CHALLIS
Phone - 208-876-4225
State- ID Zip- 83235

*** O - ORIGINAL OWNER ***
LEUZINGER

VIRGINIA

1 - BOX 157
2 -
3 -
City- CHALLIS
Phone - 208-879-2215
State- ID Zip- 83326

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/27/1918 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
UNNAMED SPRING SALMON RIVER, EAST FORK

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
08N 17E 32 NE SW NW (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040
01 - IRRIGATION 04/01 10/31 0.360

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.400 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08N 17E 31 NE NE 01 IRRIGATION (37) CUSTER
08N 17E 31 NW NE 01 IRRIGATION (37) CUSTER
08N 17E 32 NW NW 01 IRRIGATION (37) CUSTER
08N 17E 32 SW NW 01 IRRIGATION (37) CUSTER
08N 17E 32 NW NW 43 DOMESTIC (37) CUSTER

Total Acres:

4.5

Water right number - R72-04130

Prefix Translation: RESEARCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +									
Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576	
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-	12/16/1998	Old Case Number	-		
Response Filed Date	-	00/00/0000	Verified Date	-	00/00/0000	Old Judicial District	-		
Claim Received Date	-	11/16/1989	Last Amended Date	-	M005238	Temporary Right	-	P	
			Receipt Number	-	Y	Water District	-		
			POU Ownership Flag	-	OR	Federal/State Indicator	-	S	
			Name Connector	-		Presumption Flag	-		
				-		Notice of Error Flag	-		

COMMUNICATION DOCUMENTATION

December 16, 1998

Regarding:

Customer:

72-04130

Gary Leuzinger

From: Vikie Hancock

[illegible]

Gary Leuzinger called to tell me that the changes to claims 72-00234, 72-00235 and 72-04130 looked good except for an explanatory remark on 72-04130.

He requested that I be more descriptive about the complex of springs, and specify that they only divert from the hot part of the spring complex for domestic. The irrigation water comes from a mixture of hot and cold water. He also wanted to make sure there was a remark that the natural channel of the spring, even with no diversion, would not reach the East Fork Salmon River, but had sunk into the ground. I added to the explanatory remark and sent him a profile report so that he could review the change.

CLAIM NUMBER 22-04130

DATE 12-11-98

TRANSFER NUMBER

AGENT JH

CLAIMED ACRE TOTAL

GIS ACRE TOTAL 4.5

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	08N	17E	31																
GIS				23.5															.73
RECOM																			
CLAIM	08N	17E	32																
GIS								20.18											3.8
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.

470 4.5 acres

B72-DBPOD.SHP

NOS. DESCRIPTION

318 Spring NESW NW Section 32 08N R17E

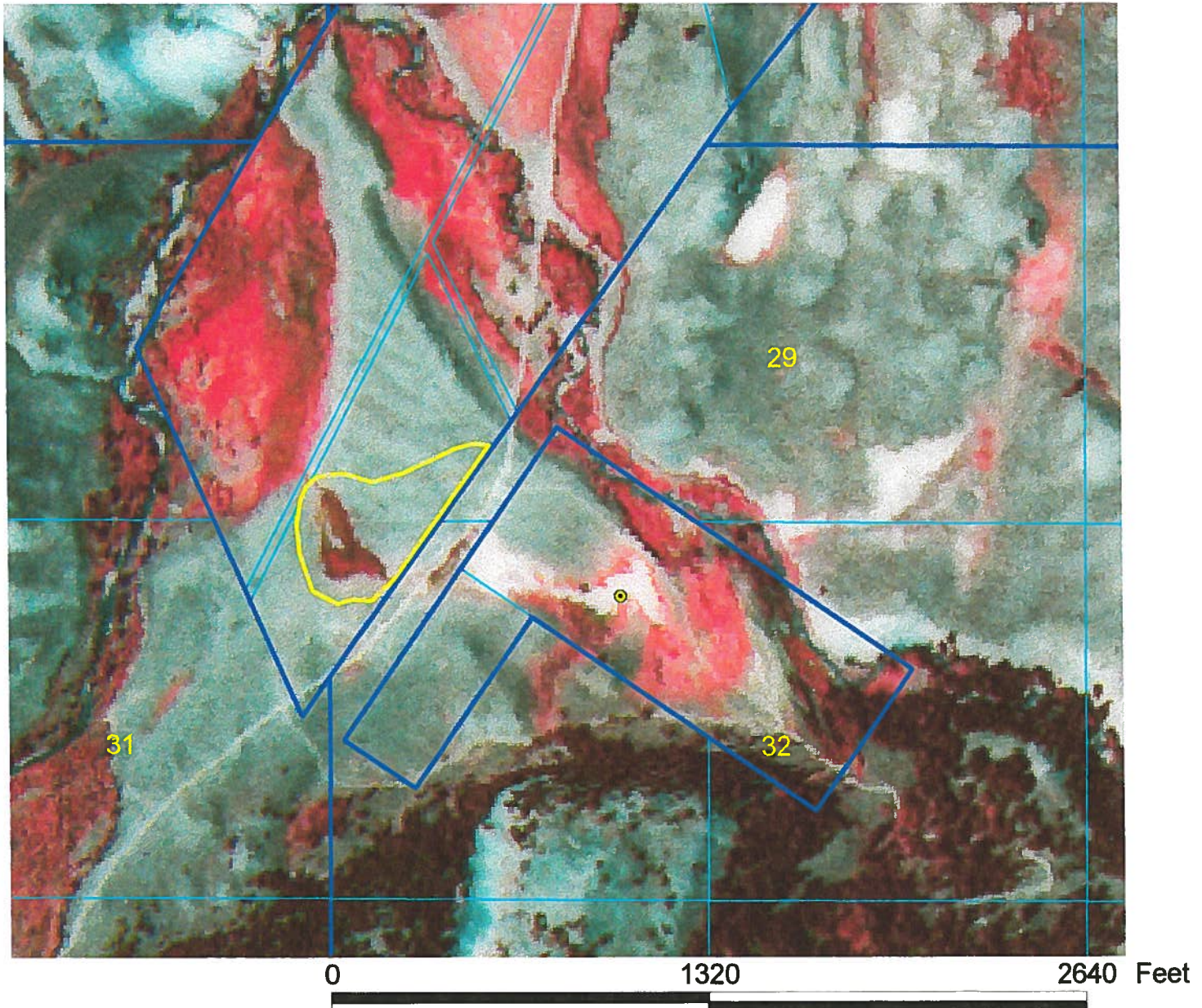
DBF TABLES UPDATED

B72-DBPOU.DBF

B72-DBPOD.DBF

RIGHT 72-04130

**RECOMMENDED PLACE OF USE
TWP 08N, RNG 17E, SEC 29,31,32
data entry on December 11, 1998**



-  **RECOMMENDED PLACE OF USE**
-  **RECOMMENDED POINT OF DIVERSION**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**
-  **SUBDIVISION LOT BOUNDARIES**

**GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOTGRAPHY
DATA ENTRY BY VIKIE HANCOCK**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

December 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Gary Leuzinger
Timothy Leuzinger
Karen Dowton
118 E 1000 N
Firth, Idaho 83236

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: A72-00234, A72-00235, A72-04130

Dear Claimants:

I am taking the liberty of sending this copy of the amended and updated claims referenced above to Gary and Linda, as the changes were made under their direction. The points of diversion added to claims 72-00234 and 72-00235 should be exactly as we determined in Challis on Wednesday, but please check to make sure you agree with the data as it now appears.

Regarding claim number 72-04130, I calculated the acres that Gary drew on the GIS image, and determined that the area encompassed 4.5 acres. This is significantly less than the 10 acres that we roughly guessed it was, so I had to adjust the amount of water recommended for irrigation. I recommended 0.36 cfs for irrigation use based upon a soil and climate analysis, which indicates that under the most extreme conditions, you may need as much as .08 cfs per acre to adequately irrigate the particular 4.5 acres allowed under this right. Be aware that the Department did not have exact soils information for your acreage, so I based my calculations on data from similar properties downstream. In addition, I recommended the original 0.04 cfs for domestic use, which brings the total diversion from the spring to 0.40 cfs.

Please contact me if this does not meet with your approval. Baring any further communication from you, I'll assume that you wish me to go ahead and recommend your rights to the court as they now appear. I want to thank you for taking the time to talk to me on the 9th. It was a pleasure to work with you, and to meet and talk with your mother, Virginia. If I can be of any further assistance, let me know - otherwise, have a great Holiday and enjoy your winter down south.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vikie Hancock'.

Vikie Hancock
Water Resource Agent

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

22-04130

 DATE: 12-11, 1998

REVIEWED BY

DA

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DAF	.18	.15			5.33	7.27
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DRF	.18	.19			9.08	9.68
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
G01	.10	.12			12.47	10.51
KEG	.08	.07			8.73	10.06
MBF	.15	.12			7.65	5.81
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
PD2	.11	.12			5.15	4.74
Q	.26	.21			13.2	10.4
RE2	.29	.21			3.15	4.74
RP1	.19	.21			4.89	4.57
SH1	.06	.05			9.37	12.10
SOC	.08	.07			7.38	8.08
SSA	.15	.14			4.79	5.01
SXF	.12	.11			6.14	6.80
TC1	.06	.06			9.82	9.55
TD1	.04	.03			12.46	16.50
TS1	.08	.08			9.82	9.55
WB2	.13	.13			5.37	5.43
WAA	.19	.16			3.81	4.23
WBB	.17	.14			3.36	3.84
WC1	.07	.06			11.24	13.45
WPT	.19	.15			3.16	3.69
WV1	.07	.06			11.24	13.45
XHS						
YN1	.18	.14			5.38	6.92

The rate per acre calculations are based upon a 300 foot run at a 2% slope. An 8 hour set time was also used. Individual graded border evaluations, soil characteristics work sheets, and peak irrigation diversion requirement work sheets have been created and archived separately for each soil type.

Where actual rotation is shorter than the optimal rotation, optimal rotation is the criteria to be used for the recommendation analysis and, therefore, the rotation percentage adjustment is not necessary. The rate becomes the acres per soil type times the rate per acre from the above chart.

SOIL TYPE	OPTIMAL ROTATION / (chart)	ACTUAL ROTATION / (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
TS1			4.5	.08	1.36 CFS
					CFS
					CFS
					CFS

Based upon soils info downstream

TOTAL ACRES

DECREED RATE =

CLAIMED DIVERSION RATE =

MEASURED DIVERSION RATE =

HUBBLE
1.2

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

11/06/98 16:07:17
Page 1

Water Right Number - R72-04130

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + - - - - Address - - - - -

*** C - CURRENT OWNER ***
LEUZINGER

VIRGINIA

1 - BOX 157

State- ID Zip- 83326

LEUZINGER

GARY

2 -
3 -
City- CHALLIS
Phone - 208-879-2215

State- ID Zip- 83326

LEUZINGER

TIMOTHY

2 -
3 -
City- CHALLIS
Phone - 208-000-0000
1 - BOX 157

State- ID Zip- 83226

+ - - Priority Date - - + + - - - Region - - - - + + - - - Stage - - - - + - - - - Status - - - - +
06/27/1918 17 SOUTHERN J - BENEFICIAL USE

Source - - - - -

Tributary
WEST PASS CREEK

East Fork

+ - - - - Point of Diversion - - - - -

Twn Rng Sec Tract Lot Rflg County
08N 17E 32 NE SW NW (37) CUSTER

+ - - - - Description Period from Period to Water Use Diversion Rate Diversion Volume
Code 43 - DOMESTIC 01/01 12/31 0.040 0.040

+ - - Total Div. Rate - + - - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.040 0.040 0.0

+ - - - - Place of Use - - - - - Description County
Twn Rng Sec Tract Lot Acres Code 43 DOMESTIC (37) CUSTER

Total Acres:

+ - - Diversion Means - DITCHES, GRAVITY FLOW

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00234, 72-00235

ADD RELEGATED FEES

BRACK ON 8
MUSKIE 8
10 acres 8
land
potomac

Prefix Translation: RESEARCH

GEN DOMESTIC USE FOR OUTDOOR SPA

EXP THIS IS A HOT WATER SPRING
WATER TEMPERATURE MEASURED AT 118 DEGREES F.

No Old Water Right Numbers Found

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

```

- - - +
- - - + Decree Defendant - - - +
- - - + Decree Date
00/00/0000

```

- - -Comments- -
No Comments Found

11/06/98 VHANCOCK

- Adjudication Rights Dates and Flags Area

Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-	
Response Filed Date	-	00/00/0000	Verified Date	-	11/06/1998	Old Judicial District	-	
Claim Received Date	-	11/16/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	M005238	Water District	-	
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-	OR	Presumption Flag	-	
						Notice of Error Flag	-	

POU Ownership Flag	- Y	Federal/State Indicator	- S
Name Connector	- OR	Presumption Flag	-
		Notice of Error Flag	-

November 20, 1998

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 72-00234 72-00235 72-04130

VIRGINIA LEUZINGER TIM Leuzinger
GARY LEUZINGER Karen Downton
BOX 157
CHALLIS ID 83226

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
a. Change names as per "Notice of Change of Water Right Ownership" attached. b. add points of diversion as per attachment A
c. add land irrigated by hot water marked "5" on attachment A
d. establish POD for domestic water on water right 72-04130 as attachment A
e. Correct 72-04130 to add 0.4CFM hot water for irrigation use (see 5) on attachment A (10 acres)
2. Describe the changes you wish to make in the proposed recommendation:
(1) Title of property has changed (see attachment D)
(2) Latest version of 72-04130 does not show established use of hot water for irrigation (see attachment A, B, C)
(3) established POD are not shown for POD 5, 2 & 4 (see attachment A)
(4) on right 72-04129 change "source" from Tributary of West Pass Creek to Tributary of East Fork of Salmon River (see attachment B & C)
3. Give a brief explanation as to why you disagree with these portions:
Established use of hot water for irrigation not shown. IDWR Agent assigned wrong string to water rights.

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-9-98 SIGNATURE: Virginia Leuzinger Gary Leuzinger
Please print your name: VIRGINIA LEUZINGER Gary Leuzinger

CONVERSATION MEMO

Date:

12/9/98

Regarding:

72-00234 - 00235
- 04130

Customer:

Gary Leuzinger

From: Vikie Hancock

AA

Mr & Mrs Leuzinger and Virginia Leuzinger brought maps to document 2 additional points of diversion from West Pass creek (00234 + 00235) and the conveyance works for irrigation from the Hot Spring (04130).

He located and labeled the points of diversion and places of use on the GIS polygon shape file sent to him. POB's were numbered and POU's were ~~numbered~~ ^{labeled} with corresponding numbers.

They also brought deeds to document change of ownership from Virginia Leuzinger to the three siblings. Gary Tim & Karen

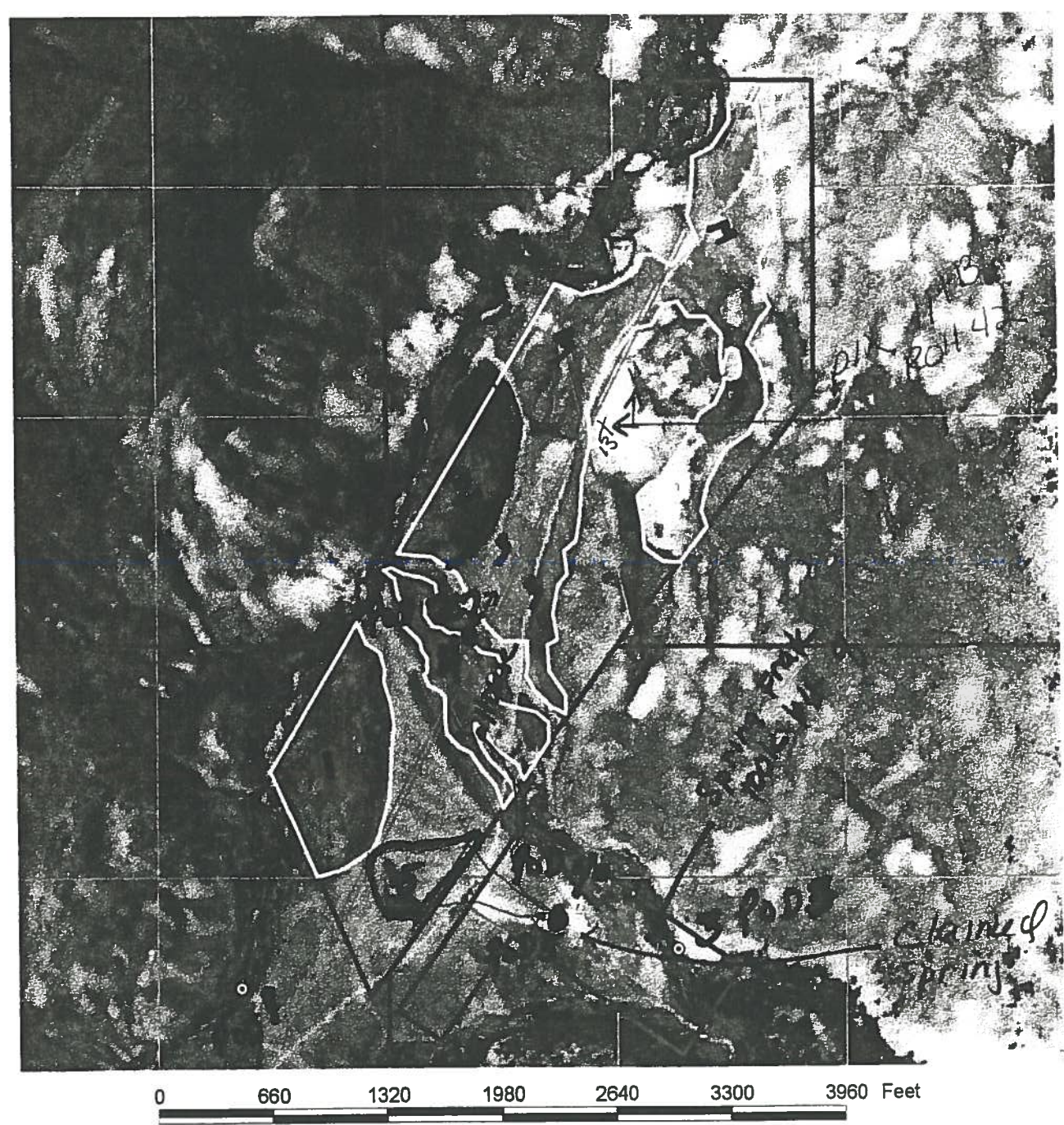
An amended claim was prepared, signed & notarized, this date.

See NOE dated 12/9/98

Attachment

RIGHT 72-00234 and 72-00235 and 72-041130 LEUZINGER

RECOMMENDED PLACE OF USE
TWP 08N, RNG 17E, SEC 29, 31, 32
data entry on October 12, 1998



ORIGINAL IN 72-00234



- ⊙ RECOMMENDED POINT OF DIVERSION
- SECTION LINES
- ▬ QUARTER/QUARTER LINES
- ▬ SUBDIVISION LOT BOUNDARIES

* 90D5 is also
90D for Domestic
use on right # 72-04131

GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOTGRAPHY
DATA ENTRY BY VIKIE HANCOCK

Diversion from ^{hot} spring is a hose into depression in rocks. Hose runs to house & is used for bath tubs.

Flow from spring in channel flows down to irrigate small parcel of ground.

Spring depression is 300' across. Several springs combine. None ever reaches creek. Never did.

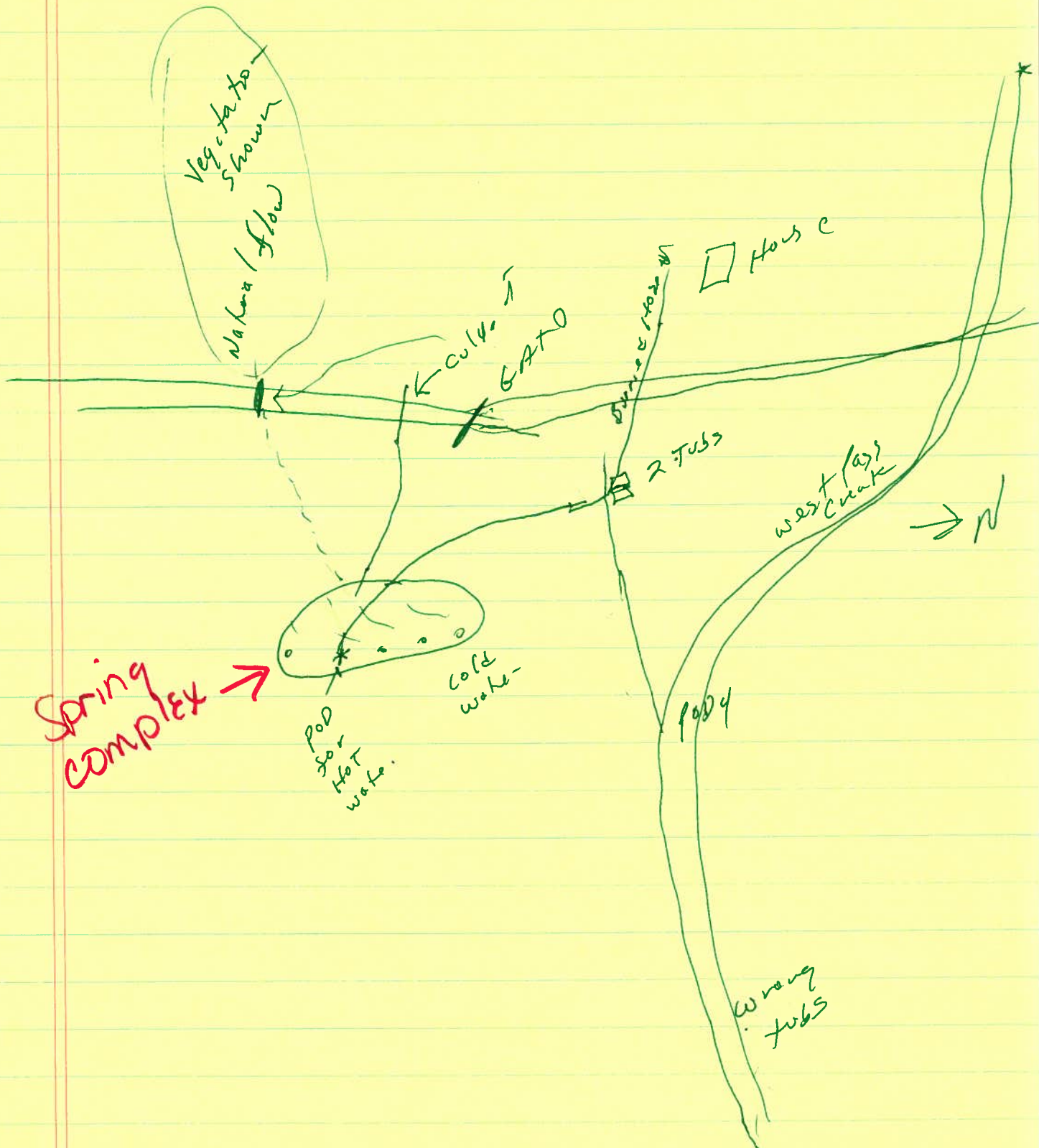
Temperated water is mixture of hot & cold & is moderately warm.

See attached diagram drawn by claimant Gary Heusinger.

D. Hancock
12-9-98

Additional note - it appears that the measurements done by F Hitchcock on 6-27-93 and 9-13-93 were not at the hot spring claimed. Discharge from spring, & amt diverted, is estimated by claimant, based upon amount of land irrigated, as 0.4 cfs.

03/11/2005



RIGHT NUMBER: 72-04130

NAME AND ADDRESS: VIRGINIA LEUZINGER

BOX 157

CHALLIS ID 83326

TIMOTHY LEUZINGER

BOX 157

CHALLIS ID 83226

GARY LEUZINGER

BOX 157

CHALLIS ID 83326

SOURCE: SPRING

TRIBUTARY: ~~WEST PASS CREEK~~ *East Fork*

QUANTITY: 0.04 CFS

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

PRIORITY-DATE: 06/27/1918

POINT OF DIVERSION: T08N R17E S32 NESWN Within CUSTER County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC	01-01 12-31	0.04 CFS
	<i>Irrigation</i>	<i>04-01 12-31</i>	<i>0.4 CFS</i>

PLACE OF USE: DOMESTIC Within CUSTER County
T08N R17E S32 NWNW

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

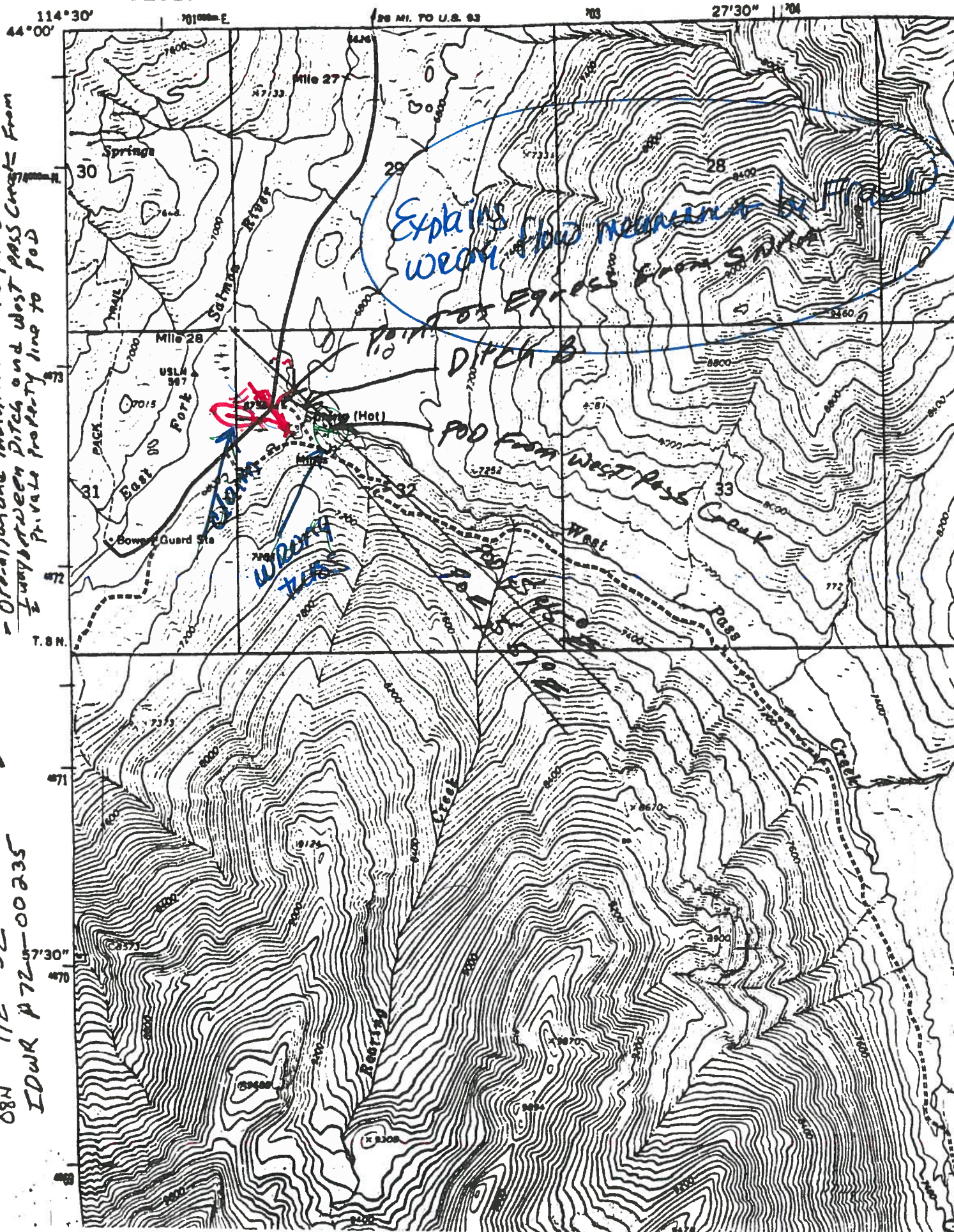
ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
DOMESTIC USE FOR OUTDOOR SPA

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
THIS IS A HOT WATER SPRING
WATER TEMPERATURE MEASURED AT 118 DEGREES F.

Length of 2.00m
Operation and Maintenance requires 10' Road. Approx
Every between Ditch and West Pass Creek = From
Private property line to road

Ditch B

TWN R005 20C
08N 17E 32
IDWR #725-00235





← House
is Behind
Trees



← ditch is
from p/d 4



these are
the correct
tubs for
domestic use
per claimant.
12-9-98

Pix #4 LEUZINGER 09-30-93

See details on pix #5

Pix #5 LEUZINGER 09-30-93

W. of the W. PASS CR. Pod
opp. side of the cr. and
towards the cabin.

Below the road going E.
above the cr.

1200 PM Roll 47 #

← HOL
IS Beh.
Trees

← ditch
from p.

these are
the correct
tubs for
domestic use
per claimant.
12-9-98



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:49:02
03/22/95
54

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A72-04130

OWNER CODE: C VIRGINIA LEUZINGER
C GARY LEUZINGER
C TIMOTHY LEUZINGER

NAME & ADDRESS: VIRGINIA LEUZINGER
GARY LEUZINGER
TIMOTHY LEUZINGER

PRIORITY DATE: 06/27/1918

WATER USE: IRRIGATION
DOMESTIC

USE PERIOD FROM TO: 04-01 11-01
01-01 12-31

DIVERSION RATE: 1.20 CFS
0.04 CFS

DIVERSION VOLUME: 362.50 AFA

TOTAL DIVERSION: 1.20 CFS
CONSUMPTIVE USE: 0.04 CFS

Water Source: SPRING

Point(s) of Diversion: T08N R17E S32

Tributary to: WEST PASS CREEK

Stage: STATUTORY CLAIM

CUSTER County

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE		SUM	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESE	NWSE
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
08N 17E 29	05	06		10	15	40	09		
08N 17E 31									
08N 17E 32									
								74.0	
								11.0	
								60.0	
								145.0	

Place of use Legal Description for: DOMESTIC

NE		NW		SW		SE		SUM	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESE	NWSE
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
08N 17E 29	05	06		10	15	40	09		
08N 17E 31									
08N 17E 32									
								74.0	
								11.0	
								60.0	
								145.0	

POU County: CUSTER

Other Rights: A72-00234, A72-00235

Remarks: (THIS IS A HOT WATER SPRING.)

Dates: Exam Made Date:

Verified Date: 01/28/1986

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Non irr use - domestic, outdoor spa

exp
BOS
48°C 118°F

NIN

Recommend domestic only.

06-27-93

5-GAL BUCKET 1³⁵

WENZINGER - DOM

HOT - 48°C. ^{no} home

20 SECS 1 1/2"

20 " IDIAM.

20 " BLK PLASTIC

} .03 cfs

Pipe emerges from side
of elevation above cr.
below road 150' from the
junction - all other HOT
water is seepage opposite
the Pod on the creek.

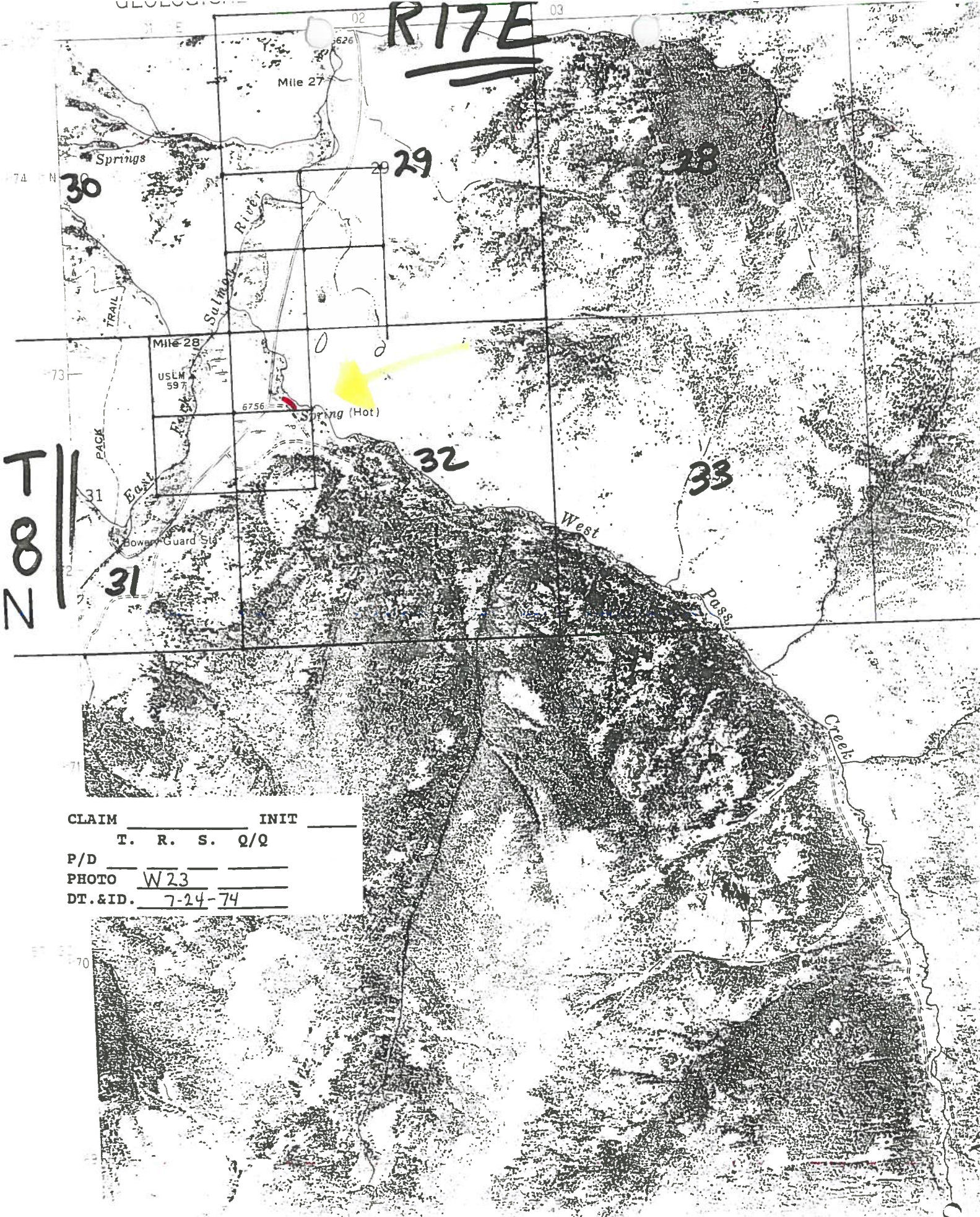
Wrong
Spring
Jat
11-11-98

Wrong
building
at

03 of 5 }

fence line begins @
 So. gate diagonally
 along below elevation
 - going No road crosses
 Cr (small channel goes
 under (culvert) road Bx

R17E



T
8
N

CLAIM _____ INIT _____

T. R. S. Q/Q

P/D _____

PHOTO W23

DT.&ID. 7-24-74

MAP

Water Right Number - R72-04130

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
LEUZINGER VIRGINIA
1 - BOX 157
2 -
3 -
City- CHALLIS
Phone - 208-879-2215
State- ID Zip- 83326

LEUZINGER GARY
1 - BOX 157
2 -
3 -
City- CHALLIS
Phone - 208-000-0000
State- ID Zip- 83326

LEUZINGER TIMOTHY
1 - BOX 157
2 -
3 -
City- CHALLIS
Phone - 208-000-0000
State- ID Zip- 83226

Priority Date - - - + 17 SOUTHERN + - - - Stage - - - + Status - - - +
06/27/1918 I - DISALLOWED

Source - - - - - +
SPRING WEST PASS CREEK

Trn Rng Sec Tract Lot Rflg County Point of Diversion
08N 17E 32 NE SW NW (37) CUSTER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.200
43 - DOMESTIC 01/01 12/31 0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.200 362.5

Trn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08N	17E	29	NE SW		10.0	01	IRRIGATION	(37) CUSTER
08N	17E	29	NW SW		15.0	01	IRRIGATION	(37) CUSTER
08N	17E	29	SE SW		40.0	01	IRRIGATION	(37) CUSTER
08N	17E	29	SE SW		9.0	01	IRRIGATION	(37) CUSTER
08N	17E	31	NE NE		5.0	01	IRRIGATION	(37) CUSTER
08N	17E	31	SE NE		6.0	01	IRRIGATION	(37) CUSTER
08N	17E	32	NW NW		40.0	01	IRRIGATION	(37) CUSTER
08N	17E	32	SW NW		20.0	01	IRRIGATION	(37) CUSTER
08N	17E	32	NW NW			43	DOMESTIC	(37) CUSTER

Water right number - R72-04130 Prefix Translation: RESEARCH

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 145.0

- - - Diversion Means - DITCHES, GRAVITY FLOW

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - A72-00234, A72-00235

- - - Remarks - NO LAWFUL APPROPRIATION SHOWN.

- - - No Old Water Right Numbers Found - - - Old Water Right Numbers - - -

- - - P01 - NO LAWFUL APPROPRIATION SHOWN: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is PROPOSED to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is PROPOSED to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

- - - Decree Plaintiff - - - + - - - Decree Defendant - - - + - - - Decree Date - - - + 00/00/0000

- - - Date: 02/09/1994 User Id: SSRBA Subject: REASON FOR DISALLOWAL THE CLAIMANT DID NOT PROVIDE EVIDENCE OF PRIORITY. RMC 2-9-94 - - - Comments - - -

- - - Audit fields - - - + 02/09/94 SSRBA

Adjudication Rights Dates and Flags Area			
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 02/09/1994
Claim Received Date	- 11/16/1989	Last Amended Date	- 00/00/0000
		Receipt Number	- M005238
		POU Ownership Flag	- Y
		Name Connector	- OR
		Federal/State Indicator	- S
		Presumption Flag	-
		Notice of Error Flag	-
		Civil Case Number	- 39576
		Old Case Number	-
		Old Judicial District	-
		Temporary Right	- P
		Water District	-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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06/04/92

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QUICKLOOK INFORMATION

CLAIM NUMBER: A72-04130

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	☒	None Rec'd	71 06-24-28	☒ DISALLOW	no proof	1-25-93 See	7/11/94-94	7/11/94-94
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

VERIFIED BY CODES

TOPO MAP/ORTHO-PH = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 MAPS PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

See
1-25-93

See
 A72-00234
 A72-00235

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:13:10
06/04/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-04130

LAST: LEUZINGER FIRST: VIRGINIA
ADDRESS: BOX 157
CITY: CHALLIS STATE: ID ZIP: 83326
PHONE NUMBER: 208-879-2215

OWNER CODE: C

LAST: LEUZINGER FIRST: GARY
ADDRESS: BOX 157
CITY: CHALLIS STATE: ID ZIP: 83326
PHONE NUMBER: 208-000-0000

OWNER CODE: C

LAST: LEUZINGER FIRST: TIMOTHY
ADDRESS: BOX 157
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-000-0000

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE
Y

CLAIM REMARKS: THIS IS A HOT WATER SPRING.

FIELD
EXAMINER

CONTACT PERSON: _____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____)
ACCOMPANIED BY: _____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / REMARKS: _____

09-15-93

2:30 PM

measured 2 black plastic pipes (flues) @ both ends
that have been placed below main portals and take
multiplicity but within frame lower portal.

main 02 sec to fill 5 gal bucket

0118

MEASUREMENT

A. AJ CLAIM: # A72-04130 PRIORITY DATE: 06-27-1918 STAGE: 5

B. WR RECORD: # 72-04130 PRIORITY DATE: 06-27-1918 STAGE: 5

C. FIELD EXAM REQUIRED? ☒ FIELD EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE EXAMINER
N ☒

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIM? Y() N()

REMARKS:

No proof submitted as of this date 1-25-93

DISALLOW

RECOMMENDED PRIORITY DATE:

~~06-27-1918~~

REVIEWED BY

See

DATE

1-25-93

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-04130	08N	17E	32	NE	SW	NW		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
 A PREFIX R PREFIX
 A72-00234 NONE

SOURCE: SPRING TRIB: WEST PASS CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-04130	08N	17E	32		SW	NW		CUSTER

OTHER WR RECORDS WITH SAME WR POD
 AJ CLAIMS IN SAME 40 ACRE TRACT
 A PREFIX R PREFIX
 NONE A72-00234 NONE

SOURCE: SPRING TRIB: WEST PASS CREEK

C. FIELD EXAM REQUIRED?

TRUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
TRUE TO SOURCE DISCREPANCY?	(Y/N)	N	

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:		1/4	1/4	LOT	COUNTY
TWP.	RGE.	SEC.			
SOURCE: SPRING			TRIB: WEST PASS CREEK		
REVIEWED BY:			DATE:		

A. ROOT WATER RIGHT NUMBERS: A72-04130

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	A1 #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	17E	29	NE	SW		LEUZINGER, VIRGINIA	A72-04130 /10.0	72-00234 /			
			NE	SW		LEUZINGER, VIRGINIA	A72-00234 /10.0	72-00234 /			
			NE	SW		LEUZINGER, TIMOTHY	A72-00235 /10.0	72-00235 /			
08N	17E	29	NW	SW		LEUZINGER, VIRGINIA	A72-04130 /15.0	72-00234 /			
			NW	SW		LEUZINGER, TIMOTHY	A72-00234 /15.0	72-00234 /			
			NW	SW		LEUZINGER, TIMOTHY	A72-00235 /15.0	72-00235 /			
08N	17E	29	SW	SW		LEUZINGER, VIRGINIA	A72-04130 /40.0	72-00234 /			
			SW	SW		LEUZINGER, TIMOTHY	A72-00234 /40.0	72-00234 /			
			SW	SW		LEUZINGER, TIMOTHY	A72-00235 /40.0	72-00235 /			
08N	17E	29	SE	SW		LEUZINGER, VIRGINIA	A72-04130 /9.0	72-00234 /			
			SE	SW		LEUZINGER, VIRGINIA	A72-00234 /9.0	72-00234 /			
			SE	SW		LEUZINGER, TIMOTHY	A72-00235 /9.0	72-00235 /			
08N	17E	31	NE	NE		LEUZINGER, VIRGINIA	A72-04130 /5.0	72-04130 /12.0			
			NE	NE		LEUZINGER, VIRGINIA	A72-00234 /5.0	72-00234 /			
			NE	NE		LEUZINGER, TIMOTHY	A72-00235 /5.0	72-00235 /			
08N	17E	31	SE	NE		LEUZINGER, VIRGINIA	A72-04130 /6.0	72-04130 /10.0			
			SE	NE		LEUZINGER, VIRGINIA	A72-00234 /6.0	72-00234 /			
			SE	NE		LEUZINGER, TIMOTHY	A72-00235 /6.0	72-00235 /			
08N	17E	32	NW	NW		LEUZINGER, VIRGINIA	A72-04130 /40.0	72-04130 /20.0			
			NW	NW		LEUZINGER, VIRGINIA	A72-00234 /40.0	72-00234 /			
			NW	NW		LEUZINGER, TIMOTHY	A72-00235 /40.0	72-00235 /			
08N	17E	32	NW	NW		LEUZINGER, VIRGINIA	A72-04130 /20.0	72-04130 /18.0			
			NW	NW		LEUZINGER, VIRGINIA	A72-00234 /20.0	72-00234 /			
			NW	NW		LEUZINGER, TIMOTHY	A72-00235 /20.0	72-00235 /			
TOTAL ACRES							A72-04130	145.00			80.00

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

C. FIELD EXAM REQUIRED? DATABASE FIELD EXAMINER POU COUNTY: CUSTER
DOE TO POU DISCREPANCY? (Y/N) Y

CLAIM NUMBER: A72-04130

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

LATE:

A. AJ CLAIMED USES:

PURPOSES
A72-04130 IRRIGATION
A72-04130 DOMESTIC

MONTH/DAY
FROM 04-01 TO 11-01
FROM 01-01 TO 12-31

DIVERSION QUANTITY
1.200 CFS
.040 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.200 CFS

B. WR RECORDED USES:

PURPOSES
72-04130 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
1.200 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.200 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	(Y/N)	DATE	EXAMINER
DUE TO WATER-USE DISCREPANCY?	(Y/N)		
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)		
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)		

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()
Y() N()

Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 1.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFCIAL 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

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A72-00234, A72-00235

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-04130	SPRING	LEUZINGER, VIRGINIA	1.200	0.008		
A72-00234	WEST PASS CREEK	LEUZINGER, VIRGINIA	1.200	0.008		
	SALMON RIVER, EAST FORK					
A72-00235	WEST PASS CREEK	LEUZINGER, TIMOTHY	1.660	0.011		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES ----- X 0.02 CFS/ACRE = 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 = 362.5 AF/A

ACRES ----- X CONSUMPTIVE VOL. AF/A FOR AREA ----- =

TOTAL CONSUMPTIVE USE ----- AF/A

3. IRRIGATION DIVERSION VOLUME

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.)

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
KATE CES

REC. DTU
VOL. AE/A

REC. CONS.
USE

DATAEASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

TOTAL FOR THIS RIGHT

THE BY

DATE:

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04130

DATABASE
1.200

EXAMINER

TOTAL DIVERSION RATE OF WR SPLITS

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A72-04130

1.200

-

72-04130

1.200

TOTAL CFS

1.200

1.200

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
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

11/25/98 14:56:04
Page 1

Water Right Number - 72-04130

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
LEUZINGER

VIRGINIA

LEUZINGER

GARY

LEUZINGER

TIMOTHY

1 - BOX 157
2 -
3 -
City- CHALLIS
Phone -
1 - BOX 157
2 -
3 -
City- CHALLIS
Phone -
1 -
2 -
3 -
City-
Phone -
State- ID Zip- 83326
State- Zip-

+ - - Priority Date - - +
06/27/1918

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
S - STATUTORY CLAIM

+ - - Status - - - +

+ - - Source - - - - - +
SPRING

+ - - Tributary - - - - - +
WEST PASS CREEK

Tw	Rng	Sec	Tract	Lot	RFLg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
----	-----	-----	-------	-----	------	--------	--------------------	----------------	----------------	---------------

08N 17E 32 SW NW

(37) CUSTER

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
------	-------------	-------------	-----------	-----------	----------------	------------------

01 - IRRIGATION

04/01

11/01

1.200

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.200 0.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

08N 17E 31 NE NE

NE NE

12.0

01

IRRIGATION

(37) CUSTER

08N 17E 31 SE NE

SE NE

10.0

01

IRRIGATION

(37) CUSTER

08N 17E 32 NW NW

NW NW

20.0

01

IRRIGATION

(37) CUSTER

08N 17E 32 SW NW

SW NW

18.0

01

IRRIGATION

(37) CUSTER

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

Total Acres: 60.0

WR BASE RIGHT

Prefix Translation: WATER RIGHT

-	SRBA Deceased Flag	-
-	Licensed Date	00/00/0000
-	Order Show Cause	00/00/0000
-	Exam to S.O. Date	00/00/0000
-	Proof Made Date	00/00/0000
-	Approved/Denied	00/00/0000
-	Proof Due Date	00/00/0000
-	Field Exam Made	00/00/0000
-	Protected Date	00/00/0000
-	Hearing Date	00/00/0000
-	Verified Date	01/28/1986
-	Receipt Number	
-	Appl Received	00/00/0000
-	Name Connector	-
-	PDU Ownership Flag-	
-	Transfer/Amended	
-	Mater District	
-	DLE/Carey Act	
-	Temporary Right	
-	Shan Falls	
-	Field Exam Fee	