

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: A65-08890
Date Received: 11/03/1988
Receipt No: X9999999
Received By: CLX DE

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALLEN A. LEAKE 208-459-7213
Address: 18790 EL PASO RD
CALDWELL, ID 83605
2. Date of Priority: JUN 01, 1969
3. Source: SPRING Trib. to: ROCK CREEK (RICHARD CREEK)

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	03E	3	NW	SE			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 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 of	Lot	Use	Acres
13N	03E	3	NW	SE		DOMEST	

11. Place of use in counties: VALLEY

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

A65-08890

Page 1

Date: 02/02/89

MICROFILMED
SEP 23 1992

13. Other Water Rights Used:

14. Remarks:

LOT 67, BLOCK 1, WEST MOUNTAIN SUBDIVISION #3.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree 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/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 _____

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. No.

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

Please type or print clearly:

Name of Claimant(s) Allen A. Leake

Mailing Address (include Zip Code) 18790 El Paso Rd (New)
Caldwell, Idaho
83605

Phone Number (208) 459-7213

MICROFILMED

SEP 23 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: 65-08890

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY: _____

RECEIVED

NOV 03 1988

No #enc. Jhu
Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: ALLEN A. LEAKE
ADDRESS: ROUTE 7 *Box 474*
CALDWELL, ID

83605

2. DATE OF PRIORITY: JUN 01, 1969

3. SOURCE: SPRING

TRIB. TO: ROCK CREEK (RICHARD CREEK)

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
13N	03E	2	NW	SE			VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

7. TOTAL QUANTITY APPROPRIATED IS:
0.040 C.F.S. (AND/OR)

1.20 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
13N	03E	2	NW	SE		DOMEST	

11. PLACE OF USE IN COUNTIES: VALLEY, VALLEY

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

65-08890

PAGE

1

DATE: 09/30/88

MICROFILMED 462

SEP 23 1992

13. OTHER WATER RIGHTS USED:

14. REMARKS:

LOT 67, BLOCK 1, WEST MOUNTAIN SUBDIVISION #3.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO

DECREE PLAINTIFF

VS

A & C CORP., ET AL.

DECREE 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 ~~X~~ 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): Allen A. Leape DATE: 11-1-88

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF

TITLE

_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION

DOCUMENT IN THE SPACE BELOW AS _____ OF

TITLE

_____, AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION

FOREGOING DOCUMENT ARE TRUE AND CORRECT.

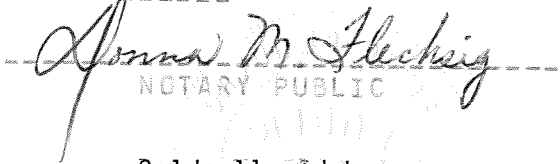
SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

MICROFILMED

SEP 23 1992

STATE OF IDAHO

)
) SS.COUNTY OF CanyonSUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 2nd DAYOF November 1988
NOTARY PUBLICRESIDING AT Caldwell, IdahoMY COMMISSION EXPIRES 12-20-91

MICROFILMED

SEP 23 1992

PAGE 1
Oct-20-1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

RETURN SERVICE REQUESTED

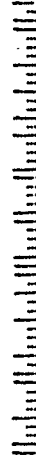
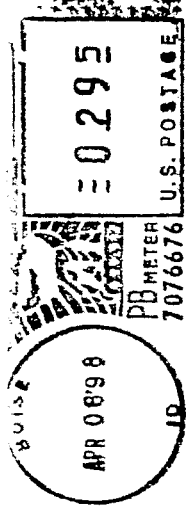
IMPORTANT WATER RIGHT INFORMATION

65-08890
ALLEN A LEAKE
18790 EL PASO RD
CALDWELL ID 83605

RECEIVED

APR 09 1998

Department of Water Resources





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 6, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

65-08890
ALLEN A LEAKE
18790 EL PASO RD
CALDWELL ID 83605

RE: Domestic and/or Stockwater Rights in Basin 65
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 65, the Payette River basin. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in these basins will be recommended in a later process.

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

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed later this 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 that you have about your water right(s) or this adjudication process.

Sincerely,

A handwritten signature in black ink, appearing to read 'Karl J. Dreher'.

Karl J. Dreher
Director

Enclosures

RIGHT NUMBER: 65-08890

NAME AND ADDRESS: ALLEN A LEAKE
18790 EL PASO RD
CALDWELL ID 83605

SOURCE: SPRING TRIBUTARY: CASCADE RESERVOIR

QUANTITY: 0.04 CFS
1.2 AFY

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

PRIORITY-DATE: 06/01/1969

POINT OF DIVERSION T13N R03E S03 NWSE Within VALLEY County

PURPOSE AND PERIOD OF USE:				PERIOD OF USE		QUANTITY	
PURPOSE OF USE				PERIOD OF USE		QUANTITY	
DOMESTIC 1 HOME				01-01	12-31	0.04	CFS
						1.2	AFY

PLACE OF USE: DOMESTIC Within VALLEY County
T13N R03E S03 NWSE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
PARCEL NO. RP 002830010670 A
PROPERTY ALSO KNOWN AS LOT 67, BLK 1, WEST MOUNTAIN SUBDIV. #3
TRIBUTARY ALSO KNOWN AS ROCK CREEK (RICHARD CREEK)

AJ0749NP
No. R65-08890

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

DATE: 03/23/98
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALLEN A LEAKE 18790 EL PASO RD CALDWELL ID 83605 (208) 459-7213	06/01/1969	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
TOTAL DIVERSION:					0.04 CFS	1.20 AFA

Water Source: SPRING

Tributary to: CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion:

T13N R03E S03

NWSE

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
13N	03E	3	:																

POU County: VALLEY

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. RP 002830010670 A
PROPERTY ALSO KNOWN AS LOT 67, BLK 1, WEST MOUNTAIN SUBDIV. #3
TRIBUTARY ALSO KNOWN AS ROCK CREEK (RICHARD CREEK)

Dates: Exam Made Date: Verified Date: 03/23/1998 Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Audit: 03/23/98 SBOCK

DATE: 02/11/98
PAGE: 1

Stage: DECREED

Audit: 02/11/98 CWALKER

AJ5809NP
No. R65-08890

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/23/98
PAGE: 129

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALLEN A LEAKE 18790 EL PASO RD CALDWELL ID 83605 (208) 459-7213	06/01/1969	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
TOTAL DIVERSION:					0.04 CFS	1.20 AFA

Water Source: SPRING

Tributary to: ROCK CREEK (RICHARD CREEK)

Stage: DECREED

Point(s) of Diversion:

T13N R03E S03

NWSE

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
13N	03E	3	:																
			:																

POU County: VALLEY

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP RP 002830010670 A

add EXP-JOI

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Comments: *date* Date: 03/10/1997 User-ID: CORR4 Subject: COPIED FROM REMARKS
LOT 67, BLOCK 1, WEST MOUNTAIN SUBDIVISION #3.

Audit: 03/10/97 CORR4

WR5809NP

No. 65-08890

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/23/98

PAGE: 116

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALLEN A. LEAKE ROUTE 7 CALDWELL ID 83605	06/01/1969	DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: SPRING

Tributary to: ROCK CREEK

Stage: DECREED

Point(s) of Diversion:

T13N R03E S03

NWSE

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
13N	03E	3	:																		
			:																		

Pou County: VALLEY

Remarks: GEN LOT 67, BLOCK 1, WEST MOUNTAIN SUBDIVISION #3.

Dates:	App. Received:	Priority Date:	06/01/1969
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT 07/14/89 CURTIS

WATER RIGHT NUMBER - A65-08890

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
LEAKE

ALLEN A.

1 - 18790 EL PASO RD
2 -
3 -
CITY- CALDWELL
PHONE - 208-459-7213

STATE- ID ZIP- 83605

+ - - PRIORITY DATE - - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
06/01/1969 14 WESTERN D - DECREED

+ - - - - SOURCE - - - - + + - - - - - TRIBUTARY - - - - - +
SPRING ROCK CREEK (RICHARD CREEK)

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
13N 03E 3 NW SE (85) VALLEY

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040 1.20

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 1.20 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
13N 03E 3 NW SE 43 DOMESTIC (85) VALLEY

+ - - DIVERSION MEANS - *pump + pipeline*
+ - - NON-IRRIGATION USE - *domestic - house*
+ - - OTHER RIGHTS FOR SAME USE - *none*

+ - - - - REMARKS - - - - - +
LOT 67, BLOCK 1, WEST MOUNTAIN SUBDIVISION #3.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - + + - - - DECREE DEFENDANT - - - - + + - DECREE DATE - +
STATE OF IDAHO A & C CORP., ET AL. 01/21/1986

+ - - AUDIT FIELDS - 02/02/89 GIBSON

WATER RIGHT NUMBER - A65-08890

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - COMMENTS - - - - - +
ND COMMENTS FOUND

+ - - - - - 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	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 11/03/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	- 65
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- X999999	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

RP 0028300/0670 A

DATA ENTRY

ENTERED 04 3-10
CHECKED 14 3-12

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
JUL 09 1992

CERTIFIED
DEC 27 1992
WATER EXAMINER