

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

RIGHT NUMBER: 22-12018

NAME AND ADDRESS:

LES VAN LEERDAM
PO BOX 626
DRIGGS ID 83422

SOURCE:

Source:
TETON CREEK

Tributary:
TETON RIVER

QUANTITY:

0.050 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE:

05/31/1952

POINT OF DIVERSION:

T05N R45E S36 NWNWNE
Within TETON County

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/15 10/31
~~04/15 07/31~~

0.050 CFS

STOCKWATER

04/15 10/31
~~04/15 07/31~~

0.020 CFS

PLACE OF USE:

IRRIGATION within TETON County
T05N R45E S35 NENE 1.3
STOCKWATER within TETON County
T05N R45E S35 NENE
1.3 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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 - Beneficial Use

Water is conveyed through a side channel of Teton Creek, with the beginning of the side channel located at T5N R45E S25 SWSE.

Stockwater use is for 10 range cattle.



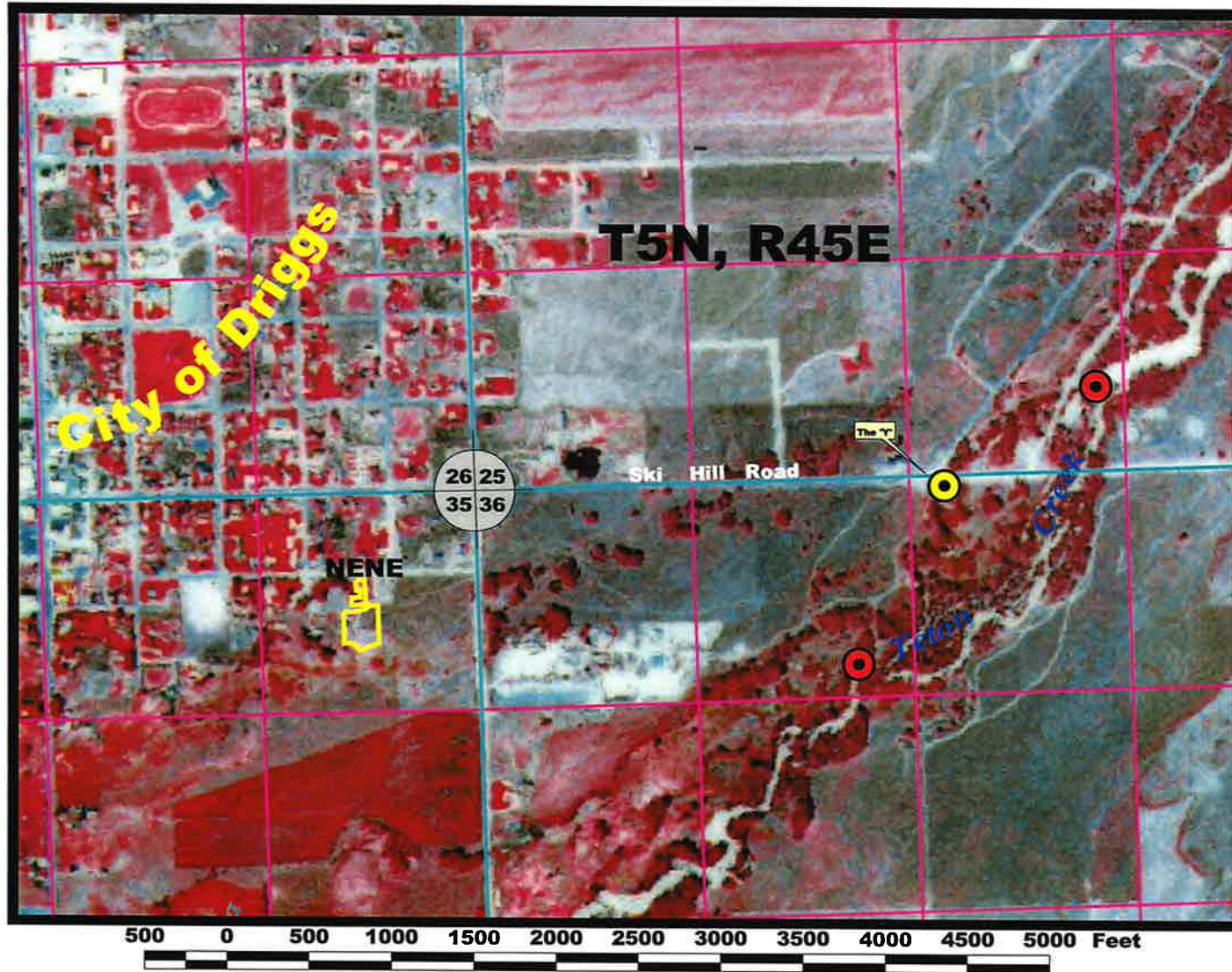
State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-12018



Point(s) of Diversion:

T5N, R45E

Sec. 36 NWNWNE

Place of Use: (part of)

T5N, R45E

Sec. 35 NENE

LEGEND



Point of Diversion

SESE

Place of Use



Section



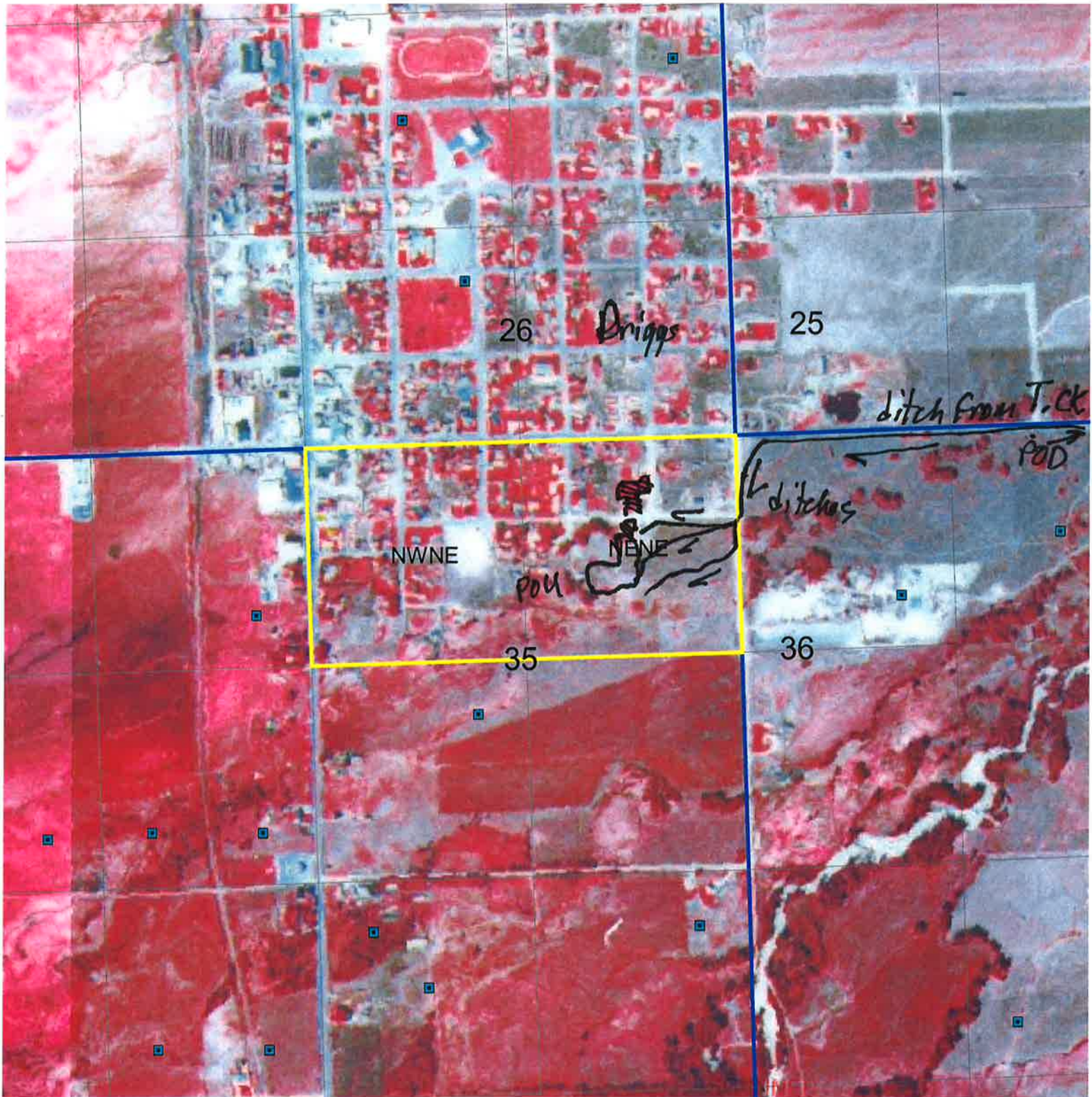
Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: December 2004

22-12018

7/16/04
DO



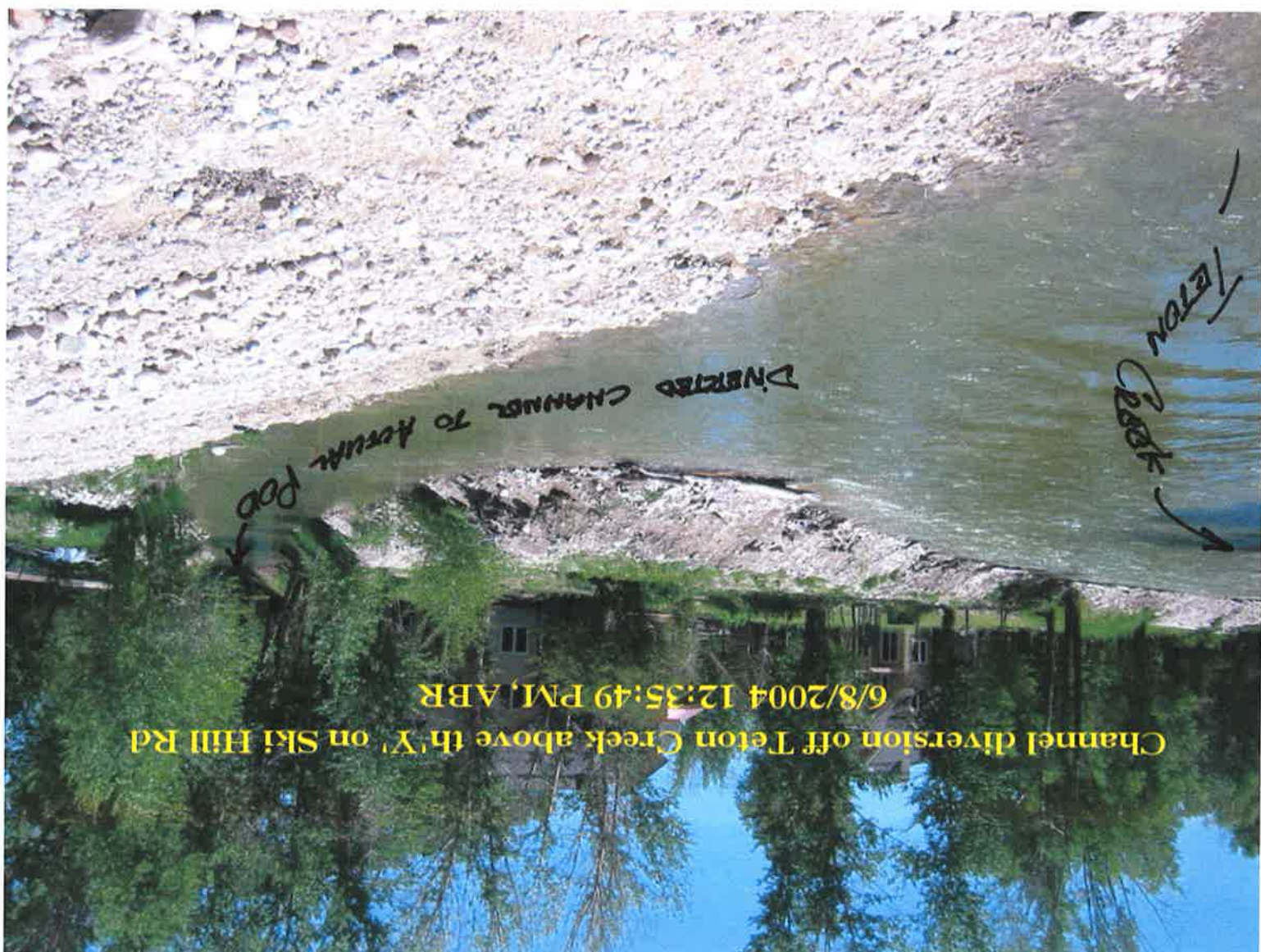
PROFILED

SCANNED FEB 11 2005
FEB 11 2005

PROFITABLE

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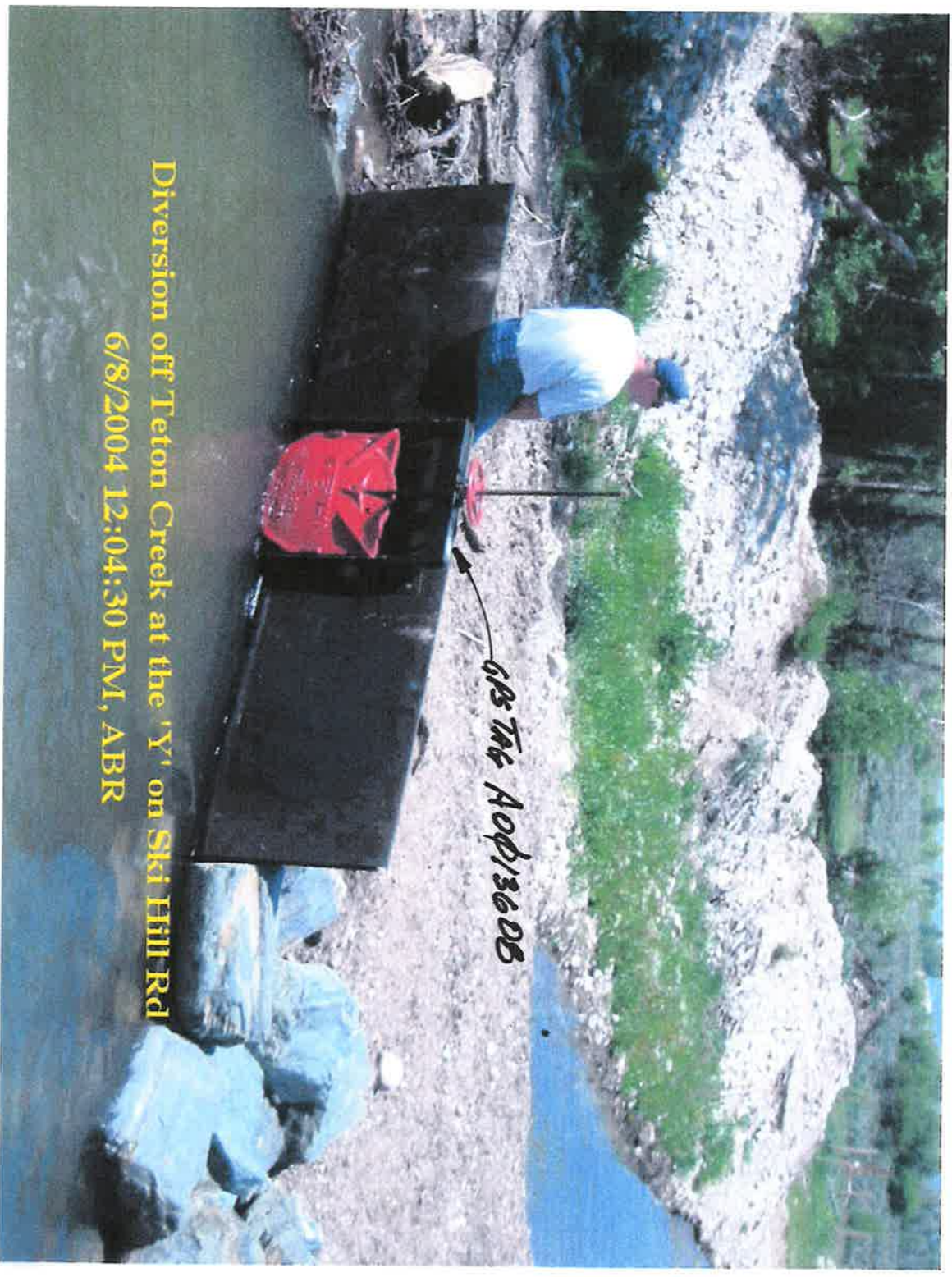
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Channel diversion off Teton Creek above th 'Y' on Ski Hill Rd
6/8/2004 12:35:49 PM, ABR

DIVERTED CHANNEL TO ACTUAL POOL

Teton Creek



Diversion off Teton Creek at the 'Y' on Ski Hill Rd
6/8/2004 12:04:30 PM, ABR

PROFILE

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RECEIVED

APR 12 2004

April 7, 2004
State of Idaho Dept. of Water Resources

Department of Water Resources
Eastern Region

To those concerned;

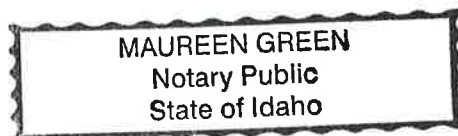
Please review this letter to set evidence of priority of beneficial use of water right claim no. 22-12081. After trying to gain history of my property by talking to family members of the previous owners / renters. The best source I have is Leslie Henrie. He is since deceased but his son Gary Henrie states that he and his family moved to town (Driggs) in 1948. His dad purchased the property next to mine, which then belonged to Edgar Cordon whose estate I bought it from. They milked a few head of cows and had some pasture on their place. They were able to run them at times on the Cordon property. The ditches were already established and the property was irrigated from this water source at that time, just as it is to this day. I'm not at all sure much longer it was before 1948.

The map I made and sent with the General Adjudication claim on my property filed in 09/1988 case # 39576 should show the areas on my place that I am able to irrigate with this water source. I owned this property since 1984. I hope this will provide the proof needed to set the priority date.

Thanks



Les van Leerdam
p/o 626
Driggs, Idaho 83422



APPEARED & SWORN TO BEFORE
ME THIS 9th DAY OF April 12 2004
Maureen Green
NOTARY PUBLIC
RESIDING AT: Teton Co
MY COMMISSION EXPIRES: 08/05/08

claim 22-12018

PROFILED

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FEB 11 2005

MAILED
10 MAR 2004

March 9, 2004

**LES VAN LEERDAM
PO BOX 626
DRIGGS ID 83422**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-12018

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 23, the Swan Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". 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, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of MAY 31, 1952, from TETON CREEK.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, 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**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

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Contacts Data Entry Form

Claim Number: 2212018

Owner Type	Full Name	Address	City	State	Zip
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Current Owner:	<u>LIES VAY LEERDAM.</u>	Phone No.: <u>208-354-8305</u>			
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Current Owner:		Phone No.:			
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Current Owner:		Phone No.:			
----------------	--	------------	--	--	--

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.B.U

FE pod/pou comparison/System.

Reviewer: _____ Date: _____

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Priority Date Data Entry Form

Claim Number: 2212018

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 31 MAY. 1952 Claimed Basis: B.U.Recommended Priority Date: " Recommended Basis: "☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

EVIDENCE "TENDS" TO SUPPORT 1952 (DISCUSSES 1940)
THIS IS A BU CLAIM AS 1952 FROM TOLON CROOK.
A 1952 PRIORITY FROM TOLON CK WILL LAST ABOUT
30 MINUTES DURING HIGH RUN-OFF ANYWAY - RECOMMEND IT.

Reviewer: _____

Date: SCANNED

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Point of Diversion and Source Data Entry Form

Claim Number: 22120.18Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Tw	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
5N	4SE	36		NW 1/4	TETON	TETON Creek	TETON RIVER

Recommended Point(s) of Diversion and Source.

Tw	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
5N	4SE	36		NW 1/4	TETON	TETON CR	TETON RIVER

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

NO
7/16/05
The POD is a headgate just east of Driggs at the 'Y' intersection on Ski Hill Rd. The source is Teton Creek.

Reviewer: _____ Date: _____

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Place Of Use Data Entry Form

Claim Number: 2212018Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
5N	45E	35	NE	NE	Teton		5	IRRIGATION
			NE	NE	"		'	STOCK WATER

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Document how the POU was verified:

120
 7/16/04 A field exam shows that this parcel is
 irrigated with a series of ditches and dams.

Reviewer: _____ Date: _____

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Season of Use and Quantity Data Entry Form

Claim Number: 2212018Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/15	10/15	0.14	
Stockwater	4/15	10/15	0.02	

Overall Diversion Rate 0.16 Overall Diversion Volume 1Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Percy	5/1	7/31	0.025	
Stock	5/1	7/31	0.02	

Overall Diversion Rate 0.025 Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

CLAIM #14, STATES "... BEGINNING OF MAY ... END OF July.
SO RECOMMENDED.

CLAIMS 0.14 cfs for irrig or SAC - GPS shows 1.25 AC
@ 0.02 cfs/AC X 1.25 AC = 0.025 cfs
ALSO CLAIMS 0.02 cfs AS ADDITIVE VALUE FOR STOCK -
RECOMMEND 0.025 cfs TOTAL w/ stock AS NON-ADDITIVE.

Reviewer: _____

Date: _____

SCANNED

FEB 11 2005

FILED

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A22-12018
Date Received: 9/29/1988
Receipt No: M001470
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: Les van Leerdam 208-354-8305
Address: P.O. Box 626
Driggs, ID 83422

2. Date of Priority: MAY 31, 1952

3. Source: Teton Creek Trib. to: Teton River

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	45E	36	NW	NE			TETON

5. Description of diverting works:
Headgate to ditch to P/U for flood irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.140		
STOCKWATER	04/15	10/15	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/10 Range Cattle

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	35	NE	NE		IRR	5.0
			NE	NE		STOCK	

A22-12018

Page 1

Date: 09/29/88

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FEB 11 2005

PROFILED

MICROFILMED
NOV 06 1992

A2212018



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	35	NW	NE		IRR	2.0
			NW	NE		STOCK	
						Section Acres	7.0
						Total Acres	7.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
None

14. Remarks:
This right is for high water that flows from the beginning of May
to the end of July.

15. Basis of Claim: BENEFICIAL USE

SCANNED
FEB 11 2005

PROFILED

MICROFILMED
NOV 06 1992

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: 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): X *Joe R van Landuy* Date: X 9-29-88
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 29 day
of Sept 19 88

J.P.N.
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 9-12-94

43°45'

A23-12018

48 43000m. N.

1 120 000 FEET
(WYO. 4 WEST)

TSN
R45E

SN

N

PROFILE

SCANNED
FEB 11 2003

MICROFILMED
NOV 9 8 1992

