

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 29-07083
Date Received: 3/28/97
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RONALD H DEE Phone: (801) 272-9898

1738 E 6525 S
SALT LAKE CITY UT USA 84122

CHARLENE C DEE Phone: (801) 272-9898

1738 E 6525 S
SALT LAKE CITY UT USA 84122

2. Date of Priority: 01/28/1980

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
12S	37E	7	NE NW	BANNOCK

5. Description of diverting works:

WELL, PUMP AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.88	308

7. Total Quantity Appropriated is:
0.88 C.F.S. and/or 308 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
12S	37E	6	SE	SW		IRRIGATION	27.5
			SW	SE		IRRIGATION	27.5
			SE	SE		IRRIGATION	5
						Section Acres	60
12S	37E	7	NE	NW		IRRIGATION	39
			NW	NW	1	IRRIGATION	54
			SW	NW	2	IRRIGATION	56
			SE	NW		IRRIGATION	40
						Section Acres	189
						Total Acres	249

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
CHANGED OWNERSHIP PER REQUEST/CV/09-21-00

15. Basis of Claim: License

50
249
299

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: A29-07083
Date Received: 3/28/1997
Receipt No: E023066
Received By: EMC.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DENNIS LISH 208-897-5394
Address: 3126 E WOODLAND RD
DOWNEY ID 83234-1704
OR
Name: BEVERLY LISH 208-897-5394
Address: 3126 E WOODLAND RD
DOWNEY ID 83234-1704

A2907083

2. Date of Priority: JAN 28, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	7		NE	NW		BANNOCK

5. Description of diverting works:
WELL, PUMP AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.880		308.00

7. Total Quantity Appropriated is:
0.880 C.F.S. (and/or) 308.00 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
12S	37E	6	SE	SW		IRR	27.5

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
12S	37E	6	SW	SE	IRR	27.5	
			SE	SE	IRR	5.0	
			Section Acres			60.0	
		7	NE	NW	IRR	39.0	
			NW	NW	1	IRR	54.0
			SW	NW	2	IRR	56.0
			SE	NW	IRR	40.0	
			Section Acres			189.0	
			Total Acres			249.0	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-07534

14. Remarks:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 88 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 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): Dennis Lisl Date: 3-28-97

Date: _____

State of Idaho)
County of Bonneville.) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of MARCH 19 97

Ernest Carlson
Notary Public

Seal

Residing at Blaho Falls

My Commission Expires 6-14-2000

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-07083	12S 37E	7		NE	NW			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A29-07534 NONE

WR RECORDS IN SAME 40 ACRE TRACT
29-07383
29-07534

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-07083	12S 37E	6		SW	SE			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
12S	37E	7		NE	NW			BANNOCK		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: GROUNDWATER

TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

A. ROOT WATER RIGHT NUMBERS: A29-07083

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	37E	6	SE	SW		LISH, DENNIS	A29-07083 / 27.5	29-07083 / 20.0	32.0		
			SE	SW		LISH, BEVERLY	A29-07534 / 27.5	29-07534 / 11.0			
12S	37E	6	SW	SE		LISH, DENNIS	A29-07083 / 27.5	29-07083 / 40.0	23.0		
			SW	SE		LISH, BEVERLY	A29-07534 / 27.5	- /			
			SW	SE		US DEPT OF AGRICULTURE		29-07383 / 10.0			
12S	37E	6	SE	SE		LISH, DENNIS	A29-07083 / 5.0	29-07083 / 20.0	4.0		
			SE	SE		LISH, BEVERLY	A29-07534 / 5.0	- /			
12S	37E	7	NE	NW		LISH, DENNIS	A29-07083 / 39.0	29-07083 / 35.0	32.0		
			NE	NW		LISH, BEVERLY	A29-07534 / 39.0	29-07534 / 39.0			
12S	37E	7	NW	NW	1	LISH, DENNIS	A29-07083 / 54.0	- /	57.0		
			NW	NW	1	LISH, BEVERLY	A29-07534 / 54.0	29-07534 / 54.0			
12S	37E	7	SW	NW	2	LISH, DENNIS	A29-07083 / 56.0	- /	58.0		
			SW	NW	2	LISH, BEVERLY	A29-07534 / 56.0	29-07534 / 56.0			
12S	37E	7	SE	NW		LISH, DENNIS	A29-07083 / 40.0	29-07083 / 35.0	34.0		
			SE	NW		LISH, BEVERLY	A29-07534 / 40.0	29-07534 / 40.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A29-07083	249.00	150.00	240.00
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POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-07083	GROUNDWATER	LISH, DENNIS	0.880	0.003	308.00	1.23
A29-07534	GROUNDWATER	LISH, BEVERLY	3.010	0.012		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 29-07534

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

TUGG
BIOX
#334

F.H.A. #531

17.4

27.5

27.5

5

NHE

29.6

CH. NHE

12

7

5

4.2

L#1

54

39

6

7.3

8

8.0

10

16.2

T12S R37E

A29-07083

A29-07534

L#2

56

40

12

89.7

11

25.6

89.8

LEON JENSEN
#404 CN #60
CRP 87-96

RIGHT NUMBER: 29-7083
NAME AND ADDRESS: RONALD H DEE
1738 E 6525 S
SALT LAKE CITY UT 84122

CHARLENE C DEE
1738 E 6525 S
SALT LAKE CITY UT 84122

SOURCE: GROUND WATER
QUANTITY: 0.88 CFS
375.3 AFY

TRIBUTARY:

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 3.01 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 871.5 AF. COMBINED RIGHT NOS.: 29-07083, 29-07534

PRIORITY DATE: 05/09/1972

POINT OF DIVERSION:
T12S R37E S7 NENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	0.880 CFS 375.30 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County

T12S R37E S06	SESW	27.0	T12S R37E S06	SWSE	27.0
T12S R37E S06	SESE	5.0	T12S R37E S07	NENW	39.0
T12S R37E S07 Lot 1 NWNW		55.0	T12S R37E S07 Lot 2 SWNW		56.0
T12S R37E S07	SENW	40.0			

249 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 190 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 249 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-07083, 29-07534

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

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

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 21, 2000

RONALD H & CHARLENE C DEE
1738 E 6525 S
SALT LAKE CITY UT 84122

RE: CHANGE IN OWNERSHIP FOR A29-02325C, A29-07083,
A29-07534 and A29-12903

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice(s) for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DELOGIC
OK 6/9/00
RECEIVED

JUN 09 2000

Department of Water Resources
Eastern Region

DATE OF CLOSING: 5-12-00

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet. ON DEED ATTACHED

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) A-29-02325C 1/3 int. in Sec. 5, T. 12 S., R. 37 E BM
Assigned by IDWR: A-29-12903 Spring in S, T. 12 S., R. 37 E BM
A-29-07534 Wells in Sec. 6 & 7, T. 12 S., R. 37 E BM
A-29-07083
- [] Name and Address of Former Owner/Claimant(s)(Seller): Dennis D Lish
3126 E. Woodland Rd.
Downey, ID 83234
- [] New Owner/Claimant (Purchaser): RONALD H. DEE and CHARLENE C. DEE
- [] New Mailing Address: 1738 East 6525 St
San City Utah 84122
- [] New Telephone Number: (801) 272-9898
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: WARRANTY DEED
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) Ronald H. Dee Date 5-11-00
Charlene C. Dee Date 5/11/00
- [] Signature of Former Owner/Claimant(s): Dennis D. Lish Date 5/12/00
Beverly A. Lish Date 5/12/00

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Log for claim A29-07083

Spatial Dynamics TWB

5/31/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s37e	6	SESW	27.5	40	Permissible place of use?
12s37e	6	SWSE	27.5	40	No apparent use
12s37e	6	SESE	5	38	Permissible place of use?
12s37e	7	NENW	39	40	
12s37e	7	NWNW	54	56	
12s37e	7	SWNW	56	56	
12s37e	7	SENW	40	40	
Totals:			249	310	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. [REDACTED] Priority May 9, 1972 Amount 0.88 cfs

THIS IS TO CERTIFY, that Biglers Farms
of Downey, Idaho, has complied with the terms and conditions of Permit
No. 29-7083 issued pursuant to Application for Permit dated May 9, 1972,
and has submitted proof to the Department of Water Resources on May 31, 1977,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.88 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.88</u> cfs and	<u>375.3</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.88 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
375.3 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, Twp.
12S, Rge. 37E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	37E	6											20				20	20	80
		7		20	20		35			35									110

Total number of acres irrigated 190

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of
June, 19 82.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant RANDY A. JONES Phone _____
Post Office address General Delivery, Smoot, WY 83126

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)
- b. License No. 29-7083 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water Groundwater tributary to _____4. Date of priority May 9, 1972

5. Water is used for the following purposes:

amount 0.88 cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 0.88 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 6
Township 12 S Range 37 E, B.M., in Bannock County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	37E	6											20				40	20	80
		7		20	20		35			35									110

MICROFILMED

Total number of acres to be irrigated: 190

9. Describe any other water rights used for the same purpose as described above Permit 29-7534
Permit 29-7383

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

MICROFILMED

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 0.88 c.f.s. &/or _____ acre feet
- b. Description of diverting works Well/pump to 9 sprinkler lines
- c. Describe the reasons for the proposed changes We have abandoned the old well and we have used another in Sec. 7. Also we would like this right reduced in acreage size to bring cfs/acre up to almost 0.01 cfs/acre.

2. Change in point of diversion

Point of diversion NE ¼ NW ¼, Section 7 Township 12S
Range 37E, B.M., Bannock County
Additional points _____

3. Change in place of use

- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer None - Permit 29-7534 & Permit 29-7383 will be used to eventually license the other acres.

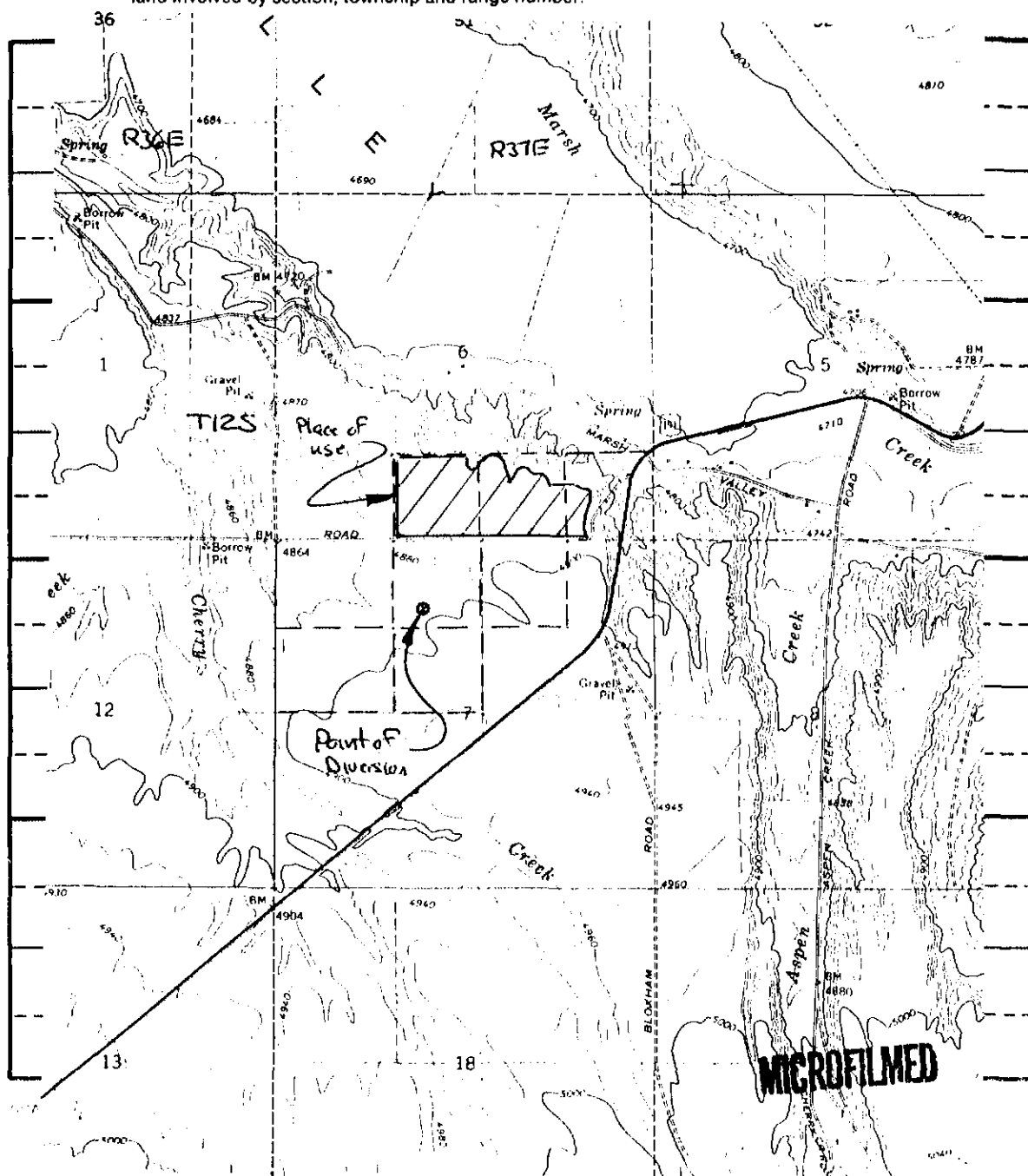
c. Describe the lands and place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	37E	6												37			30	6	73

Total number of acres to be irrigated 73

4. Describe any other water rights used for the same purpose as described above. None

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



OCT 24

MICROFILMED

D. REMARKS

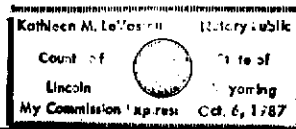
The intent of this transfer is to (1) change the point of diversion,
(2) change the place of use to conform to actual practice, (3) consolidate the acreage.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Jane Jones
(Signature of Applicant)

Subscribed and sworn to before me this 13th day of November, 1984.



Kathleen M. Lefferson
(Notary Public)

My commission expires _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 29-7083
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 26th day of July, 1985

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by CN Date 11-21-84 4:00pm Protest filed by _____
Prelim. check by HWS Fee \$5000 #34345
Received by CN Date 11-21-84
Published in Malco State Journ. Copies of protest forwarded by _____
Pub. dates 12-6 & 12-13-84 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial
_____ rec'd. _____ by RDC

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
 (TYPE OR PRINT IN INK)

1. Name of applicant BIGLERS FARMS, by Murrell Bigler, General Partner
 post office address Downey, Idaho
2. Source of water supply Ground Water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 6 Township 12S
 Range 37E B.M. Bannock County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 3.8 for irrig. purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. 3.8 cubic feet per second ~~xxxxxx~~
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Well, Pump, Mainline & Sprinklers

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
 capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 18 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
 is 5 years.
 b. Estimated construction cost is \$ 14,000.
8. Description of proposed uses:
 a. If water is not for irrigation: NA
 (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
 Range _____ B.M. _____
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered: _____

 (4) Name of municipality to be served _____, or number of families to be
 supplied with domestic water: _____
 (5) If water is to be used for other purposes describe: _____

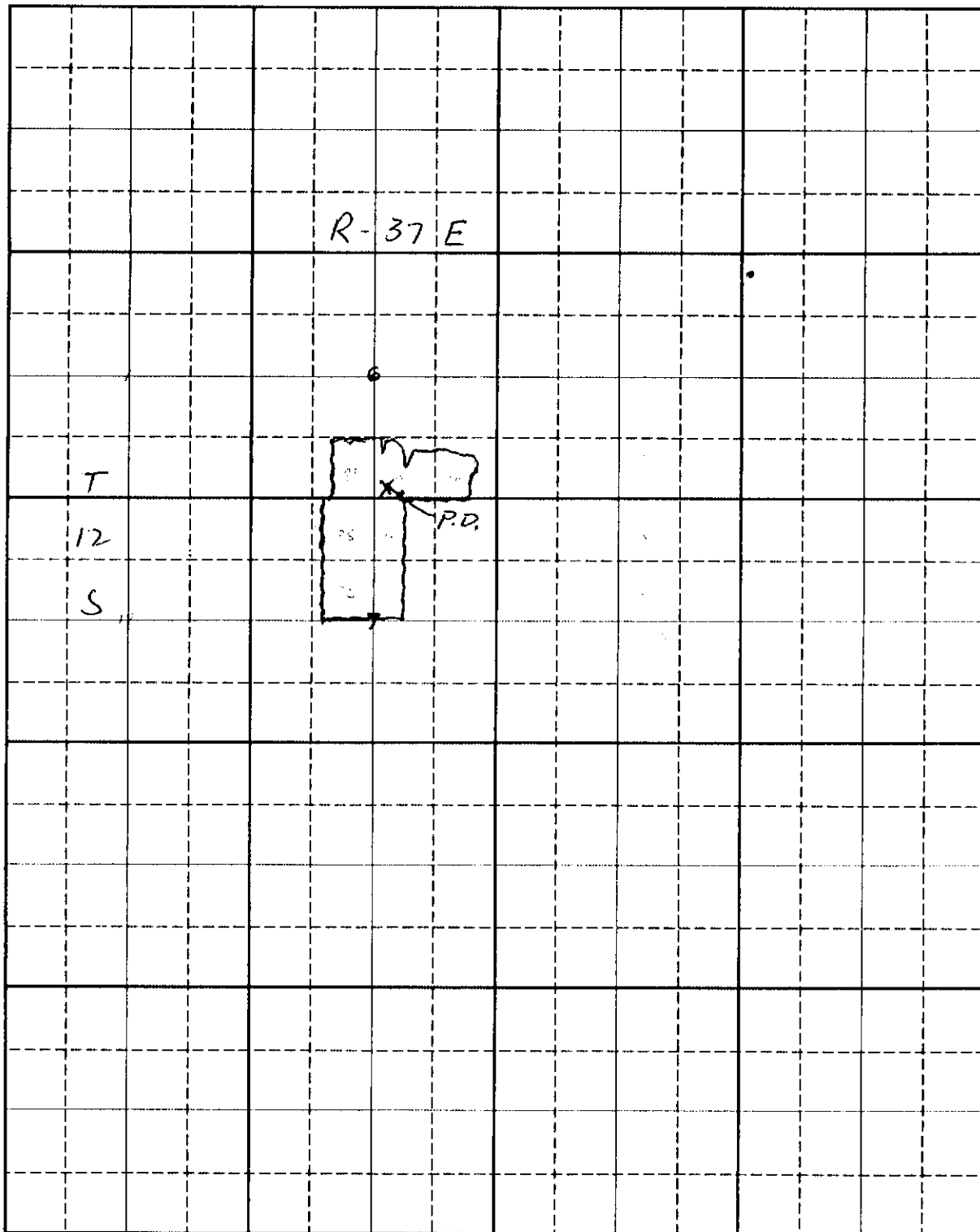
RECORDED

[illegible]

c. Describe any other water rights used for the same purposes as described above. NONE

- [illegible]

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

BIGLER FARMS

BY: Murrel Bigler, General Partner
(Applicant)

Murrel Bigler

20 2007

Received by AKY Date 5/9/72 Time 5:30 pm
 Preliminary check by _____ Fee \$ 55.00
 Receipted by AKY Date 5/9/72
 Publication prepared by hw Date 5/11/72
 Published in Idaho State Journal, Pocatello, Ida.
 Publication dates 5-18-25-72
 Publication approved AK Date 5-31-72
 Priority ~~reduced~~ to 5/9/72 Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by D. B. C. C.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

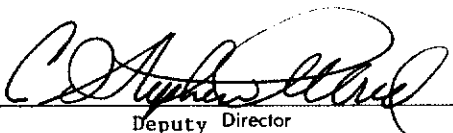
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29 7083, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1977.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 27 day of June, 1972.


 Deputy Director

1972

6/6

917C

72
(948)

F
33.4

G
24.8

F
15.2

C
31.4

A
10.6

F
50.3

Section 7
no. 122

A
20.8

STATE
Highway

B
170.1

C
93.5

D
22.1

E
5.1

B
5.4

A
4.5

C
4.0

D
13.6

F
2.0

2.8
18.7

MILK
LAND

29 7083

7-72-85

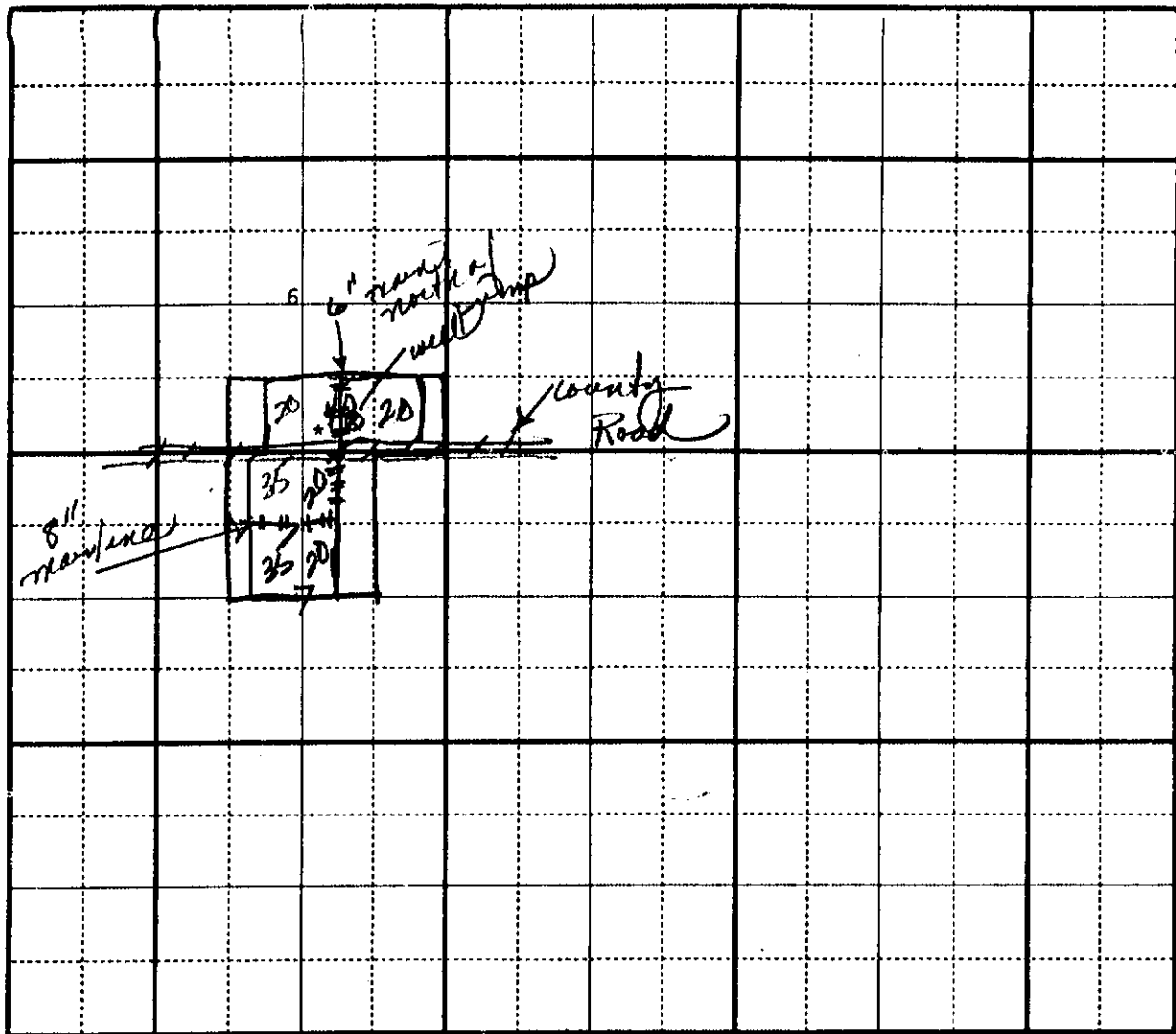
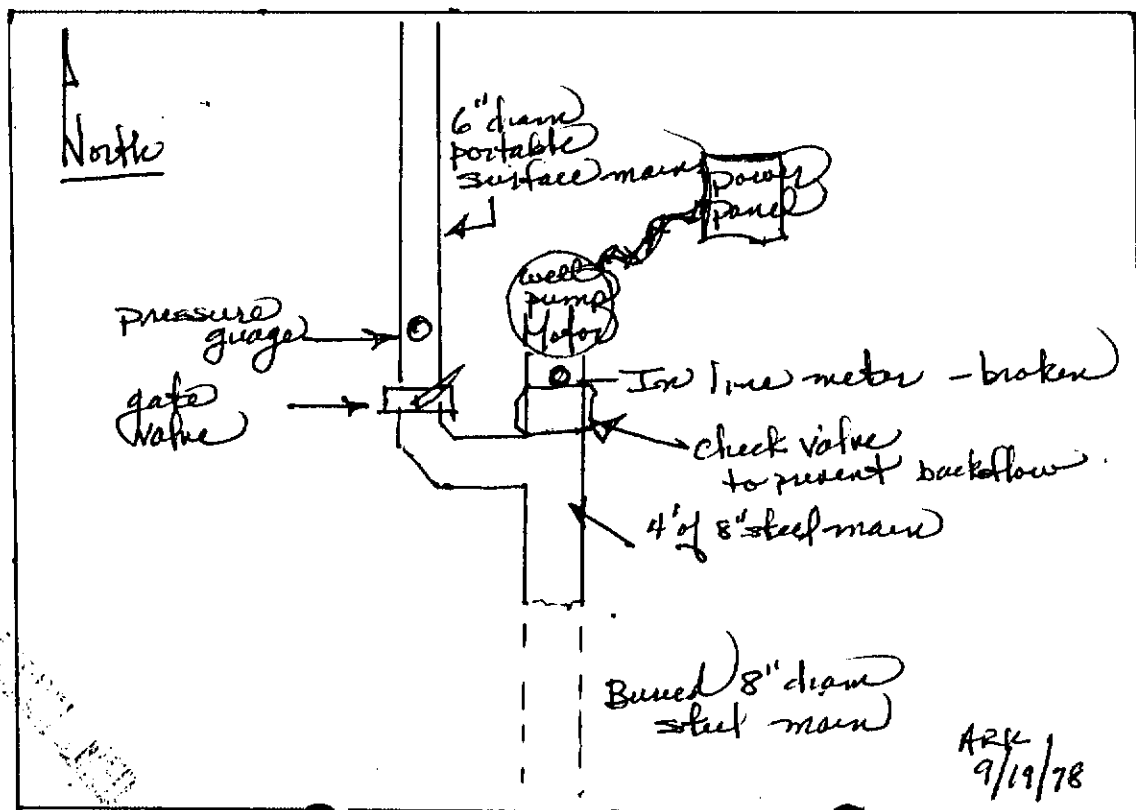
T
12
S

Diagram of System

ARL
9/19/78

DATE OF EXAM 7/24/78
ACREAGE 190 ac ✓
Found 190 ac
Recommended 190 ac
Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = .88 c.f.s. V = 375.29 AF/Ann. from April to Nov
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub _____ 1/4 _____ 1/4 _____ County _____

Point of injection: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub _____ 1/4 _____ 1/4 _____ County _____

Total Q measured .88 Method of measurement pitot tube

Total Q recommended .88 Meter No. 10645 Type Badger Condition Broken

Total V recommended 375.29 463

Recommended Amendments:

$$\frac{.8(75) 8.8}{250 + 40(2.3)} = \frac{342}{342} = 1.54 \text{ ft}$$

(@ water level = 250')

P.D. _____
Place of Use _____

Other _____
None

MEASUREMENT CALCULATION:

Measured 342.71 gpm (see pitot tube measurement on reverse side)
448.8 gpm/cfs @ .88 cfs capacity
 $V = 190 \text{ ac} \times 3.5 = 665 \text{ Af/yr} > 1.9835 \times .88 \times 215 = 375.29$

SYSTEM DESCRIPTION:

Groundwater is diverted from a 250' deep well having a 16" diam casing by means of a 75 H.P. General Electric Triclad (3p) induction motor n/a - 5K6 258X H.P. 312 845-207538 & by means of a Johnston vertical turbine pump # 5352 & Average irrigated by pressurized sprinklers - 2 wheel-line & 2 handlines.

REMARKS:

System shown & described by Mr. Bigler
No conflicting rights

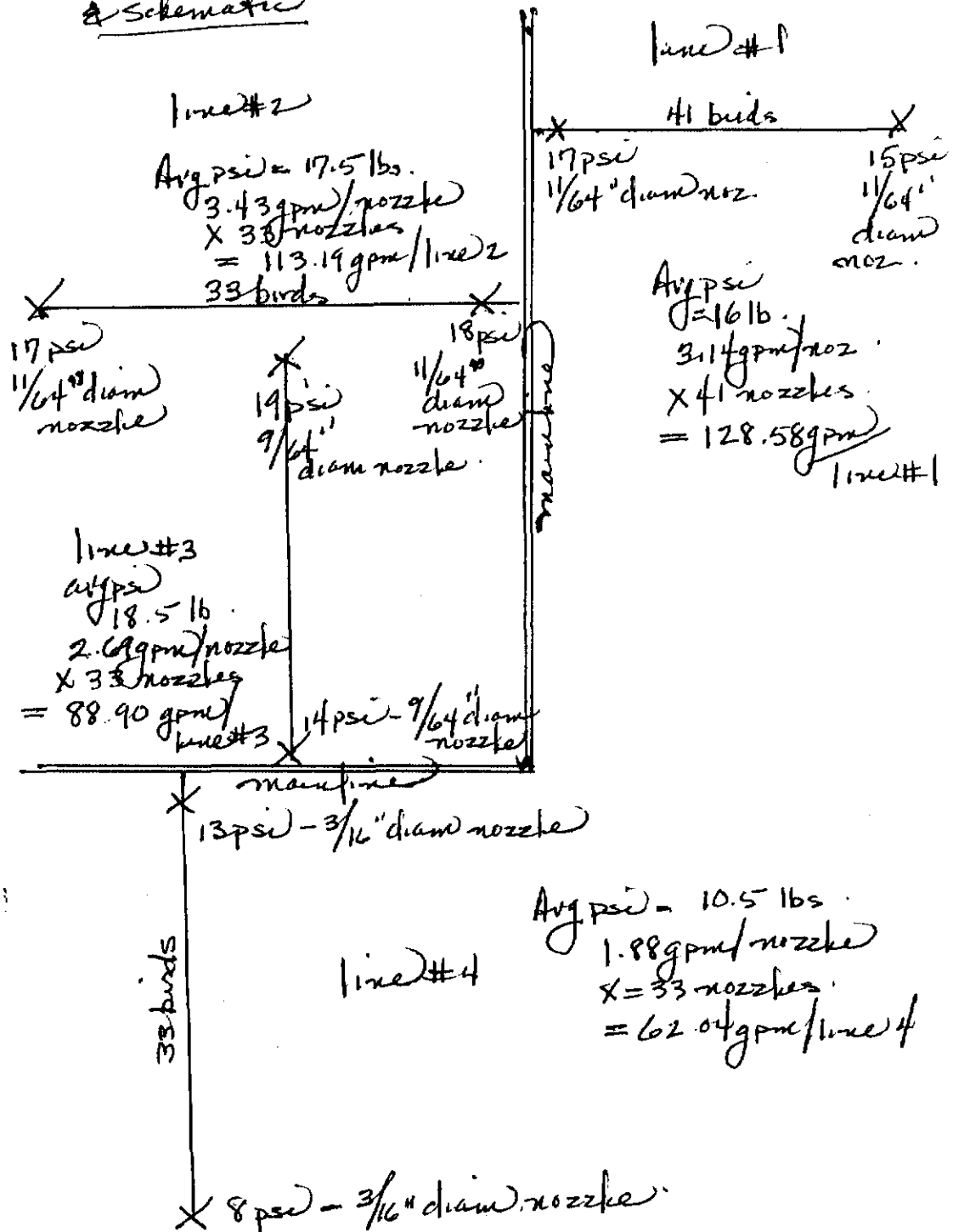
Examiner's Signature Anthony R. Kozlowski Date 9/19/78

Checked by Robert A. Parker Date 1/14/79

Approved by [Signature] Date 4-12-82

Overlap Review attached 5-19-82

Pilot tube Measurement & schematic



Q tot = line 1 - 128.58 gpm
 line 2 - 113.19 gpm
 line 3 - 88.90 gpm
 line 4 - 62.04 gpm
 392.71 gpm/system
 ÷ 448.8 = .88 cfs

3/16" diam nozzle

AJ5809NP
No. A29-07083

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 132

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DENNIS LISH	01/28/1980	IRRIGATION	04-01 11-01	0.880 CFS	308.00 AFA
C	BEVERLY LISH					
	3126 E WOODLAND RD			TOTAL DIVERSION:	0.880 CFS	308.00 AFA
	DOWNNEY ID 832341704					
	(208) 897-5394					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T12S R37E S07

NENW

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
12S	37E	6	:													27			27	05	:	60.0
12S	37E	7	:							39	01-54	02-56	40								:	189.0
																				TOTAL ACRES		249.0

POU County: BANNOCK

Other Rights: 29-07534

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-07534

Other Water Rights Listing Overlapping Place(s) of Use:
A29-07534

Conditions of Approval:

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

Remarks: POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 88 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag: C

Audit: 04/03/97 ECARLSEN

16-1
UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

QUITCLAIM DEED

95017523

The UNITED STATES OF AMERICA, acting through the Administrator of the Farmers Home Administration, United States Department of Agriculture, CONVEYS and QUITCLAIMS to

DENNIS D. LISH and BEVERLY A. LISH, husband and wife

, Grantee, for the sum of \$170,615.00

ADDRESS: 303 North Old Hwy 91
Inkom, Id. 83245

all interest in the following described real estate situated in the Counties of Oneida and Bannock

State of Idaho

, to-wit:

THE PROPERTY CONVEYED BY THIS DEED IS SUBJECT TO WETLAND CONSERVATION
EASEMENTS WHICH ARE ATTACHED AS EXHIBIT B

ONEIDA COUNTY, STATE OF IDAHO

Township 14 South, Range 36 East, Boise Meridian:
Section 2: Lot 3; S $\frac{1}{2}$ NW $\frac{1}{4}$; ALSO

Commencing at the Northwest Corner of the SW $\frac{1}{4}$ of said Section 2, and running thence East 160 rods; thence South 68 rods; thence South 83°30' West 161 rods, more or less, to the point on the Section line 76 rods South of the point of beginning; thence North 76 rods to the place of beginning.

All that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 2 lying South of the Deep Creek County Road running through said tract.

Commencing at the Northwest Corner of Lot 3, of said Section 2; thence South to the Southwest Corner of said Lot 3; thence West 12 chains; thence North 18°00' East 10.25 chains; thence North 27°00' East 3.00 chains; thence North 52°30' East 9 chains to the place of beginning.

EXCEPTING FROM THE ABOVE PROPERTY THE FOLLOWING: (1) Commencing at a point 689 feet South, more or less, from the West Quarter Corner of Section 2, said point being the South boundary line of the Deep Creek Road; and thence running South 63°41' East 1178 feet along said Road to the North boundary line of the Old Deep Creek Road; thence South 87°40'50" West 1056.77' along the Old Road to the Section line; thence North 565 feet to the point of beginning; (2) Existing easements and roadways and land conveyed to the State of ID by Quitclaim Deed dated March 20, 1954, found of record in Book 29 of Deeds, Page 70; Right-of-Way Deed dated May 9, 1957, found of record in Book 29 of Deeds, Page 192; Warranty Deed dated January 11, 1961, found of record in Book 29 of Deeds, Page 406; Warranty Deed dated October 31, 1972, found of record on film as Instrument No. 91054; and Right-of-Way Deed dated March 20, 1954, found of record in Book 29 of Deeds, Page 79, all records of Oneida County, ID.

Microfilm No. 122316

27 Day November 1995

at 2:20 P.M. in Book 29 of Deeds

Patricia M. Wright

Oneida Co. Recorder

Fee \$ 48.00

Recorded at Request of

E. J. Anti

THE PROPERTY DESCRIPTION IS CONTINUED AS EXHIBIT A

FmHA 1955-49 (Rev. 10-28-81)

122516

This deed is executed and delivered pursuant to the provisions of

16-2

authority set forth in 7 CFR 1900, Subpart A.

95017523

No member of Congress shall be admitted to any share or part of this deed or to any benefit that may arise therefrom.

Dated October 31, , 19 95.

UNITED STATES OF AMERICA (Grantor)

By Bruce L. Bradshaw
Acting State Executive Director, Farm Service Agency
(formerly Farmers Home Administration)
United States Department of Agriculture

In the presence of:

NO. 95017523
REC. FIRST AMERICAN TITLE
95 NOV 22 P 1:46

ACKNOWLEDGMENT

DEF. E. 48.00
NO 452
JANE
SECRET
DC

State of Idaho
County of Ada

On this 31st day of October, before me, the undersigned, a Notary Public in and for said State, personally appeared Bruce L. Bradshaw, known to me to be the Acting State Executive Director, Farm Service Agency, USDA, and person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

In WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above mentioned.

NOTARY SEAL

Lynn R. Ineck
LYNN R. INECK
Notary Public in and for
State of Idaho
Residing in Nampa, ID
My Bond Expires 2-7-98

BANNOCK COUNTY, STATE OF IDAHO

95017523

Cherry Creek

SE1/4 Section 18, Township 12 South, Range 37 E.B.M. / SE1/4SW1/4, Lots *our well south*
 1 and 2, E1/2NW1/4 Section 7, Township 12 South, Range 37 E.B.M. Tax
 3, 4 and 13, Section 5, Township 12 South, Range 37 E.B.M., more
 particularly described as follows:

Tax 4: Beginning at Southeast corner of Northeast quarter of the Southwest quarter of Section 5, in Township 12 South of Range 37 East of the Boise Meridian; thence running North 1092.50 feet along East boundary of Northeast quarter of Southwest quarter of Section 5, same township and range, to stake; thence North 71° West 1400 feet to stake; thence South 300 feet along East boundaries of Southwest quarter of Northwest quarter and Northwest quarter of Southwest quarter of Section 5, same township and range, to stake; thence South 74° East 1263 feet to stake; thence South 18° West 946.75 feet; thence East 402 feet along South boundary of Northeast quarter of Southwest quarter of Section 5, Township 12 South, Range 37 East of the Boise Meridian to place of beginning. Such described tract lying in SE1/4NW1/4 and NE1/4SW1/4 of Section 5, Township 12 South, Range 37 East of the Boise Meridian, Bannock County, Idaho.

Tax 3: Beginning at the Southwest corner of the Northwest quarter of the Southeast quarter of Section 5, Township 12 South, Range 37 East of the Boise Meridian; thence running West 402 feet along the North boundary of the Southeast quarter of the Southwest quarter of Section 5, same township and range, to a stake; thence South 18° West 667.50 feet to a stake in the center of the county road; thence South 76° East 793.5 feet along the center of the county road to a stake; thence North 16° East 1500 feet along the East side of the county road to a stake on the left bank of Marsh Creek, thence with meanders along said bank of Marsh Creek viz. North 14-3/4° West 100 feet, North 50° East 81 feet, North 81° East 53 feet, North 43° East 78-1/2 feet, North 26° West 130 feet, North 74° West 193 feet, North 37-1/4° East 105 feet, North 61-1/2° West 174 feet, South 87° West 106 feet, North 62-3/4° West 149 feet, South 45-3/4° West 100 feet, South 82° West 95 feet to a stake on the left bank of Marsh Creek; thence South 1158-1/2 feet along the West boundary of the NW1/4 of SE1/4 of Section 5, Township 12 South, Range 37 East of the Boise Meridian to the place of beginning; such described tract lying in the SE1/4 of SW1/4 and the W1/2 of SE1/4 of Section 5, Township 12 South, Range 37 East of the Boise Meridian, Bannock County, Idaho.

Tax 13: Beginning at the Southwest corner of Section 5, Township 12 South, Range 37 East of the Boise Meridian, thence North along the West line of said Section 5 to the South 1/16 corner on the West line of said Section 5, thence North 26°00' East 1174.0 feet, thence North 38°45' West 646.0 feet, thence North 28°00' East, 350.00 feet, thence South 67°00' East, 425.0 feet, thence North 27°30' East, 96.66 feet, thence South 68°45' East, 659.33 feet to intersect the West 1/16 line of said Section 5, thence South along said West 1/16 line 300.0 feet to intersect the North line of the Thomas M. Barnes property, thence North 74°00' West, 714.0 feet, thence South 4°15' East 2773.0 feet to intersect the South line of said Section 5, at a point that is Westerly 481.0 feet from the West 1/16 corner on the South line of said Section 5, thence Westerly along said South line of Section 5, 839 feet, more or less, to the point of beginning.

Section 6: SE1/4SW1/4; S1/2SE1/4 Township 12 South,
 Range 37 EAST, Boise Meridian, Bannock County Idaho
 Together with any and all tenements, hereditaments, and appurtenances
 thereunto belonging or used in connection therewith.

Together with all water and water rights used upon or appurtenant to
 said lands, and however evidenced, and particularly Permit No.
 29-7083, issued by the Water Resources Department of the State of
 Idaho.

*Made
 all well
 12-29-7083*