

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: A29-07204
Date Received: 3/28/1990
Receipt No: M006407
Received By: RWH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID H. LISH 208-775-3739
Address: 841 E. NESTER RD.
INKOM, ID 83245

2. Date of Priority: JUN 26, 1974

3. Source: SPIDER CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	36E	36	SW	NE	NE		BANNOCK

5. Description of diverting works:
HEADGATE BOX DIVERSION TO 6" PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		84.90

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 84.90 A.F.A.

8. Total consumptive use is 75.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	36E	36	SW	NE		IRR	30.0

Section Acres 30.0

Total Acres 30.0

A29-07204

Page 1

Date: 03/28/90

MICROFILMED

NOV 13 1992



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:

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 ☒ 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): David A. Lish Date: 3-28-90

Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of March 19 90

John Dale Carlson
Notary Public

Seal

Residing at Boise Id
My Commission Expires 4/2/91

03/23/2001

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

RIGHT NUMBER: 29-7204

NAME AND ADDRESS: DAVID H LISH
841 E NESTER RD
INKOM, ID 83245

SOURCE: SPIDER CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.2 CFS
84.9 AFY

PRIORITY DATE: 06/26/1974

POINT OF DIVERSION: T07S R36E S36

SWNE

Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4-01 11-01

QUANTITY
0.20 CFS
84.90 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County
T07S R36E S36 SWNE 30

30 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Log for claim A29-07204

Spatial Dynamics AM11

8/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s30e	30	SWNE	30	40	
Totals:			30	40	

AJ5809NP
No. A29-07204

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 163

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID H LISH 841 E NESTER RD INKOM ID 83245 (208) 775-3739	06/26/1974	IRRIGATION	04-01 11-01	0.200 CFS	84.90 AFA
					TOTAL DIVERSION:	0.200 CFS
					CONSUMPTIVE USE:	84.90 AFA 75.00 AFA

Water Source: SPIDER CREEK

Tributary to: PORTNEUF RIVER

Stage: LICENSE

Point(s) of Diversion: T07S R36E S36 SWNE

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
---	---	---		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		---
07S	36E	36	:			30	:						:					:					:	30.0
																							TOTAL ACRES	30.0

POU County: BANNOCK

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-04038A

Conditions of Approval:

R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 29H.

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

Misc: Water District Number: 29H Field Inspection Flag:
Presumption Flag:

Audit: 03/28/90 HAUMANN 07/26/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 1009-1201

Priority: June 26, 1974

Amount: .20 CFS

84.9 AF

This is to certify, that DAVID H. LISH
RT. 1 BOX 116

INKOM, ID 83245 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 26, 1974, and has submitted proof to the Department of Water Resources on August 7, 1979, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .24 cfs of water from;

SPIDER CREEK tributary to PORINEUF RIVER

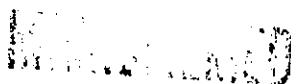
and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>	
Irrigation	04/01 to 11/01	.20 cfs	84.9 af	
<u>LOCATION OF POINT OF DIVERSION(S):</u>		NENE , Sec. 36, Township 7S, Range 36E Bannock County		
<u>PLACE OF USE:</u> Irrigation				
<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
7S 36E 36	SWNE 30			30
Total number of acres irrigated:				30

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license is subject to control by the watermaster of State Water District No. 29H.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27th day of January, 1987.



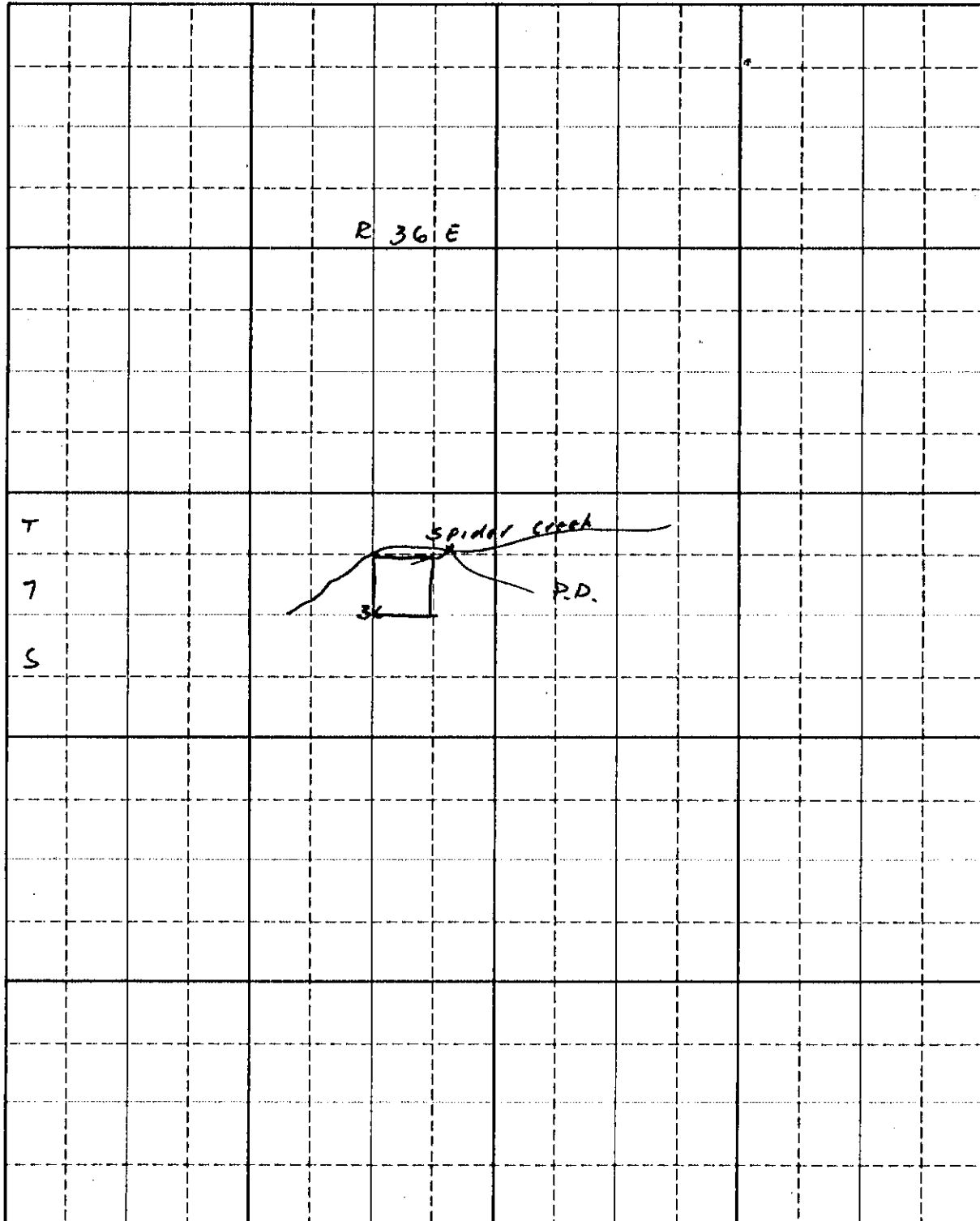
Attest: the

Director

Norman C. Young

1009-1201

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,

David H. Lisk
(Applicant)

MICROFILMED

Proposed Priority: 6-26-1974

Received by MB Date 6-26-74 Time 12:20 p.m.
Preliminary check by MB Fee \$ 10.00
Receipted by MB Date 6-26-74 # 12936
Publication prepared by MB Date 6-27-74
Published in Idaho State Journal
Publication dates July 4 & 11, 1974
Publication approved MB Date 7-5-74
Priority reduced to _____ Reason _____

Protests filed by: Keith P. Christensen

Copies of protests forwarded by MB
Hearing held by _____ Date _____
Recommended for approval denial by Rec JLB

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. 29-7204, 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 September 1, 1979.
- c. Other: (1) 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 18 day of _____ September 19 74.

R. Keith Hijo
Director

Identification No. 29 7204

Application No. _____

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 David H. Lish
post office address Route #1, Box 116, Inkom, ID PH: 775-3739
2. Source of water supply Spider Creek which is a tributary of Portneuf River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36 Township 7S
Range 36E 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 0.20 for Irrigation 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. 0.20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Ditch and Headgate

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 _____ inches; proposed depth of well is _____ 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 \$ _____.
8. Description of proposed uses: N.A.
a. If water is not for irrigation:
(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: _____

MICROFILMED

[illegible]

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

10. Remarks _____

Meeting of
10/10/04

3. Water will be used for the following purposes:

Period of Use: from April 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Period of Use: from _____ to _____ (mo.-day) inclusive (mo.-day)

Other uses:

Department of Water Resources

RECEIVED
MAY 29 1966

Permit No. 29-7204
Examination for Bir

4. Total amount to be appropriated:

Max Rate of Diversion 0.20 cubic feet per second and annual volume AF/Annum.

5. Location of Point(s) of Diversion:

Township 7S N/S, Range 36E E/W, B.M., Section 36, Subdivision NE 1/4 NE 1/4, Bannock County

Township N/S, Range E/W, B.M., Section, Subdivision 1/4 1/4, County

Township N/S, Range E/W, B.M., Section, Subdivision 1/4 1/4, County

Other Points of Diversions:

Description of diverting works: Ditch and Headgate

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 30

T 7 s R 36E

N

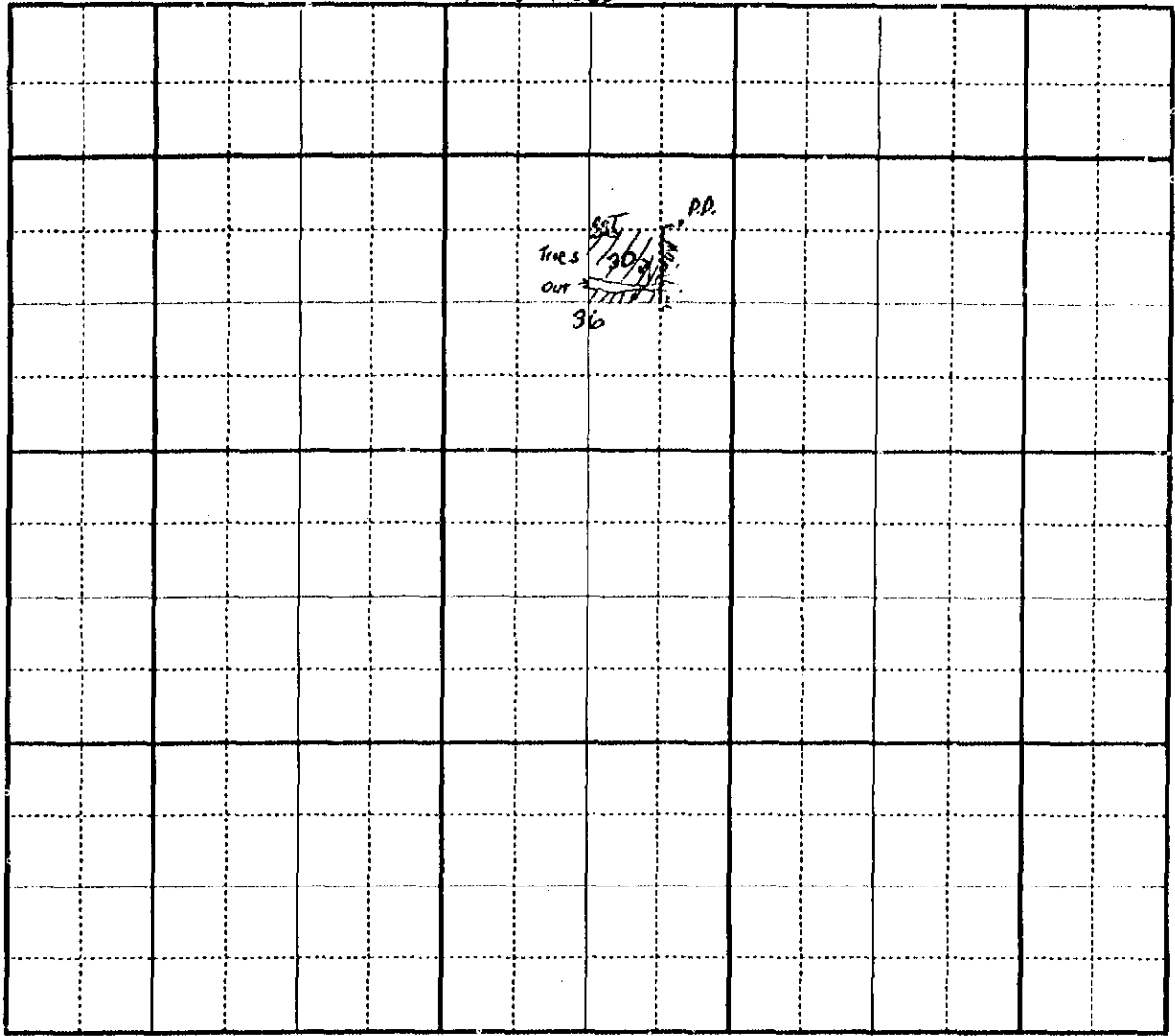
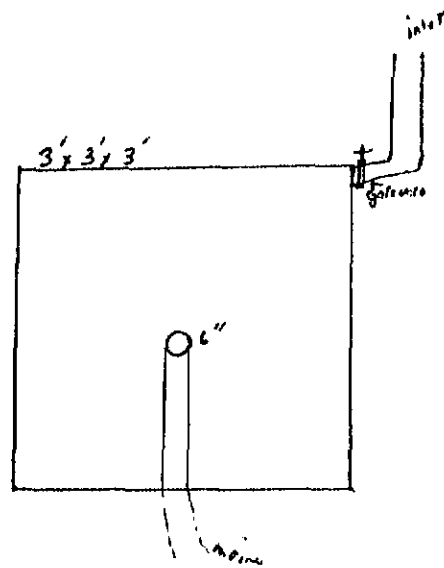


Diagram of System

JDC.



MAILED
MAY 10 1961

DATE OF EXAM May 5, 1980

ACREAGE
Found 36 Ac
Recommended 30 Ac

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q = .20 c.f.s. V = 84.9 AF/Ann. from April 1 to Nov. 1 2 1/4 ✓
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: _____
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 1.20 0.24 Method of measurement pressure gauge on sprinkler later. ✓

Total Q recommended .20 Meter No. _____ Type _____ Condition good

Total V recommended 84.9

Recommended Amendments: (No overlap)

P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:
$$\frac{30 \text{ psi}}{1 \frac{1}{2}'} \times \frac{28 \text{ psi}}{1 \frac{1}{2}'} \times \frac{30 \text{ psi}}{1 \frac{1}{2}'} = 6.29 \text{ gpm}$$
$$\frac{106.73 \text{ gpm}}{100 \text{ ft}} = 1.0673 \text{ gpm/ft}$$
$$1.0673 \text{ gpm/ft} \times 17 \text{ nozzle} = 18.14 \text{ gpm}$$
$$18.14 \text{ gpm} \times 1.9835 \times 2.14 \text{ ft/s} = 84.9 \text{ ft/s}$$
$$3.6 \text{ ft/s} \times 30 \text{ Ac} = 108 \text{ ft/s}$$

SYSTEM DESCRIPTION:

This is a gravity flow sprinkler system. Diversion on Spider Creek consists of a ditch to a 3' x 3' x 3' concrete headbox. Diversion is 800' from headbox. main line 16" dia from headbox fills when overflow gate with is raised down. Excess overflow. Can run 33 hrs but because of leaks in only running 17 nozzle at the time of exam. 13/64

REMARKS:

M. Daniel H. Lick along to demonstrate system.

FILED

MAR 11 1981

Examiner's Signature John Dale Carlson

Date 4/24/86

Checked by H.W. Jones

Date 5-16-86

Approved by Jim

Date 1-9-87

