

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: A29-10851
Date Received: 3/29/1990
Receipt No: MOO 6425
Received By: CJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HENRY A. LISTER 208-775-3524
Address: 5777 N. RAPID CREEK RD.
INKOM, ID 83245

AND/OR

Name: DEMARIS LISTER 208-775-3524
Address: 5777 N. RAPID CREEK RD.
INKOM, ID 83245

2. Date of Priority: JUL 01, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	36E	34	NW	SE	SE		BANNOCK

5. Description of diverting works:
WELL, 6" CASING, 36' DEEP, JET PUMP

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		
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 30 CATTLE, HORSES, SHEEP & GOATS

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Date: 03/29/90

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	36E	34	SE	SE		DOMEST	
			SE	SE		STOCK	
			SE	SE		IRR	2.0
						Section Acres	2.0
						Total Acres	2.0

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:

A29-10852, A29-10853, IN-STREAM STOCKWATER

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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): Henry R. Lister Date: 3-29-90
Dorinda Lister Date: 3-29-90

State of Idaho)

County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 29th day

of March 19 90

Carter Fritschle
Notary Public

Seal

Residing at Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994

P.U. P.D.

R36E

T6S

T7S

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Log for claim A29-10851

Spatial Dynamics BTD

9/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s36e	34	SESE	2	5.1	POD placement? / Indiscernible
Totals:			2	5.1	

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DEMARIS LISTER	07/01/1950	IRRIGATION	04-01 11-01	0.060 CFS	
C	HENRY A LISTER		STOCKWATER	01-01 12-31	0.020 CFS	
	5777 N RAPID CREEK RD		DOMESTIC	01-01 12-31	0.040 CFS	
	INKOM ID 83245					
	(208) 775-3524					
TOTAL DIVERSION:					0.120 CFS	
CONSUMPTIVE USE:						5.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T06S R36E S34 NWSESE BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		SUM
06S	36E	34	:				:				:				:	02
															2.0	
															TOTAL ACRES	2.0

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
06S	36E	34	:				:				:				:	S

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
06S	36E	34	:				:				:				:	D

POU County: BANNOCK

Non-Irrigation Uses: DOMESTIC, 1 HOME; STOCKWATER, 30 CATTLE, HORSES, SHEEP & GOATS

Other Rights: A29-10852, A29-10853, IN-STREAM STOCKWATER

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-10852 A29-10853

Other Water Rights Listing Overlapping Place(s) of Use:
A29-10852 A29-10853

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:

AJ5809WP
No. A29-10851

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 309

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Audit: 03/29/90 MOBILE2 08/04/94 THOMPSON 03/29/95 POST-STD

RECEIVED
MAR 2 0 1995

State of Idaho
Department of Water Resources
900 N. Skyline Drive
Idaho Falls, ID 83402-4718

Department of Water Resources
Eastern District Office

Re: A-29-18050, A29-10852, A29-10851, A29-10853
DeMaris & Henry A. Lister Water Adjudication
5777 N Rapid Creek Road Priority Use
Inkom, ID 83245

Domestic & stock water useage plus small use of water
from Rapid Creek for pasture.

Brief description and history of property: 127 acres

High elevation, mountainous area composed mostly of dry-graze, non-irrigated land (no row crops) with Rapid Creek running through entire length of property. Small pastures line one side of creek adjacent to the county road, with very steep land rising to higher elevation dry farms.

This is part of an original homestead dating back to about 1903, with no deeded water rights. A subsequent owner, Tom Jones, purchased the property in the late 1920's. He had the pastures along the creek improved by leveling, brush & willow clearing and diking the creek to avoid flooding during high water. These pastures remain the same today. He traded 5 acres to a Mr. Killian to drill the domestic wells for homesites and built our house for his own use in 1948. Useage of water was the same as today, i.e. D&S with supplement from creek and small springs.

Leonard Carlsen purchased and owned the property from 1955 to 1962. Same useage, no diversion for irrigation, supplement to well for watering back yard, garden, & close-in pasture.

Henry A. & DeMaris Lister purchasers - 1962 to present.
Same water useage. Daughter, Kathy Wynn & husband, live on the upper homesite with the same traditional useage of water.

Note: This property lies in 4 sections, with Sec. 34 & 35 coming together in the yard. Enclosed is a copy of the county map, color coded to indicate lie of land and position of pastures and homesites.

Yellow - Property boundary
Green - Rapid Creek
Red - 2 Homesites

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The light spots between creek and county road are small pastures.

The foregoing is true to the best of our knowledge.

Henry A. Lister
Henry A. Lister

DeMaris Lister
DeMaris Lister

Subscribed and Sworn to before me, Notary Public
In and For the State of Idaho, this 17th day of
March, 1995.

Lana Lister
NOTARY

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