

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: A29-10852
Date Received: 3/29/1990
Receipt No: 1006426
Received By: CS

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: APR 01, 1912

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

4. Point of Diversion:

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

5. Description of diverting works:
PORTABLE PUMPS, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.150		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 30 HORSES, CATTLE, SHEEP AND GOATS

A29-10852

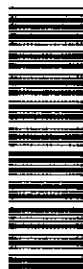
Page 1

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		STOCK	
			SE	SE		IRR	2.0
						Section Acres	2.0
		35	SW	SW		STOCK	
			SW	SW		IRR	3.0
						Section Acres	3.0
						Total Acres	5.0

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:

A29-10853, A29-10851, A29-10850, 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 ☒ 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 A. Lister Date: 3-29-90
Ruth A. 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

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

33

34

35

P.U.

R 36E

T6S

T7S

A29-10852

Shaw

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Jackson

Log for claim A29-10852

Spatial Dynamics BTD

9/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s36e	34	SESE	2	5.1	Indiscernible
06s36e	35	SWSW	3	4.7	
Totals:			5	9.8	

AJ5809NP
No. A29-10852

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 310

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HENRY A LISTER	04/01/1912	IRRIGATION	04-01 11-01	0.150 CFS	
C	DEMARIS LISTER		STOCKWATER	01-01 12-31	0.020 CFS	
	5777 N RAPID CREEK RD					
	INKOM ID 83245			TOTAL DIVERSION:	0.150 CFS	
	(208) 775-3524			CONSUMPTIVE USE:		12.50 AFA

Water Source: RAPID CREEK

Tributary to: PORTNEUF RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:	T06S R36E S34	SESE	BANNOCK County
	S35	SWSW	BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESE	NWSE	SWSE	SESE		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
06S	36E	34	:																						
06S	36E	35	:																						
																							02	:	2.0
																							03	:	3.0
																							TOTAL ACRES	:	5.0

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE									
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESE	NWSE	SWSE	SESE		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
06S	36E	34	:																						
06S	36E	35	:																						
																							S	:	
																							S	:	

POU County: BANNOCK

Non-Irrigation Uses: STOCKWATER, 30 HORSES, CATTLE, SHEEP AND GOATS

Other Rights: A29-10853, A29-10851, A29-10850, IN-STREAM STOCKWATER

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-10850 A29-10851 A29-10853

Other Water Rights Listing Overlapping Place(s) of Use:
A29-10850 A29-10851 A29-10853

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	
Audit:	03/29/90 MOBILE2	08/04/94 THOMPSON	03/29/95 POST-STD

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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
5777 N Rapid Creek Road
Inkom, ID 83245
Water Adjudication
Priority Use

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 1930'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.

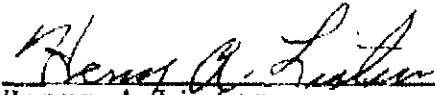
Note: This property lies in 4 sections, with Sec. 34 & 35
coming together in the yard. Enclosed is a copy of the
county map, color coded to indicate lie of land and
position of pastures and homesites.

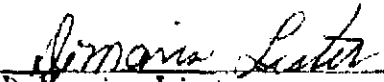
Yellow - Property boundary
Green - Rapid Creek
Red - 2 Homesites

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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


DeMaris Lister

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


NOTARY

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