

01/16/2003

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

RIGHT NUMBER: 29-4038B

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

SOURCE: LOWER ROCK CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.000 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/01/1905

POINT OF DIVERSION:

T07S R36E S36 SWNWSE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

04/01 11/01

0.020 CFS

PLACE OF USE: STOCKWATER Within BANNOCK County

T08S R36E S01

NWNW

T08S R36E S01

SWNW

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

RECEIVED

APR - 4 2002

Department of Water Resources

APR 01 2002

REQUEST FOR WITHDRAWAL OF CLAIM

Form 25a

Department of Water Resources
Eastern District OfficeName of Claimant:
(Please Print)

Paul Lish (David H. Lish, former)

Mailing Address:

PO Box 108, Inkom, ID 83245

Amount:

\$

Receipt No.:

County of Water Right:

Bannock

Claim No(s):

29-4038 (B)

I wish to withdraw the Notice(s) of Claim to a Water Right which number(s) appear above and for which I previously paid a filing fee to the Idaho Department of Water Resources. I do not /do not X request a refund of the filing fee. If a refund is requested I have attached an explanation of the justification for granting a refund.

Paul Lish
(Signature of Claimant)

March 27, 2002
(Date)

(Signature of Claimant)

(Date)

(Signature of Claimant)

(Date)

Return to:

Idaho Department of Water Resources
Adjudication Section-----
For IDWR UseApproval Region
Approval State Office
Data Entry
Claim File

Initials

Date

EMB
[Signature]
[Signature]

4-1-2002
4-04-02
4-04-02

SCANNED

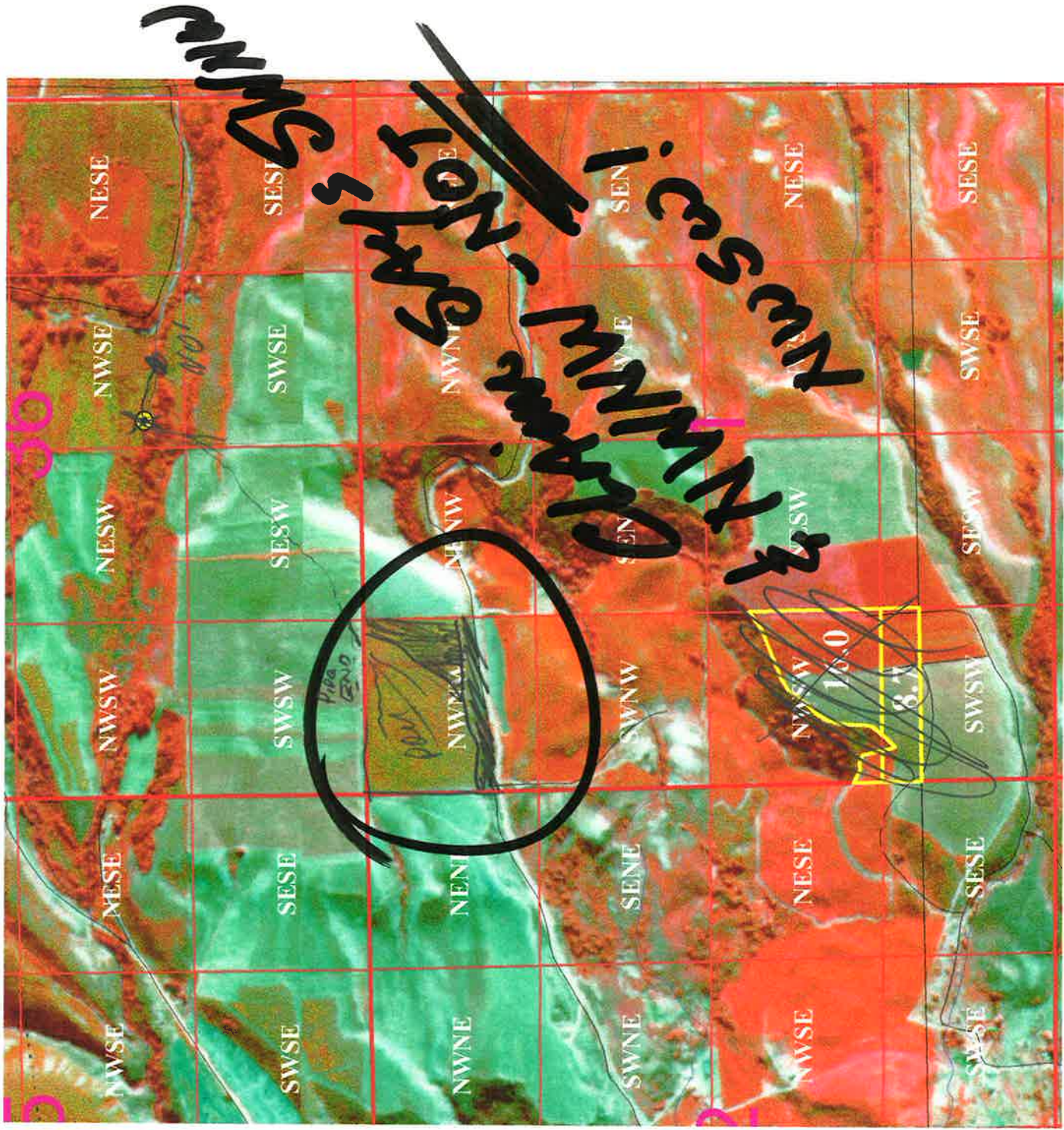
MAR 06 2006

PROFILED

Water Right Claim Number A29-04038B

08/11/2000

Township , 8S36E



Legend

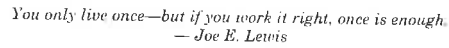
- Irrigated Area
- Section Line
- Quarter Section Line
- Place of Diversion
- Roads
- Streams and Canals

700 0 700 1400 Feet



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26

Daily Record of Events

330th Day 35 Left Week 48

5:30 Canyon Shoreson Nature (WRF) HQ's
NOT IN - Explained too much c/s -
NOT enough. AC - Ask son/aim to
call I & T thing Monday 12/2.

Immigration portion Disallowances - Nov US\$
1980 to 1987, no Germany

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STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

November 20, 2002

Mrs LaRae Lish
PO Box 189
Inkom ID 83245

Re: 29-04038B

Dear Claimant(s):

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources in Basin 29 in the Snake River Basin Adjudication.

The Department of Water Resources has previously contacted you regarding proper ownership for the above water right and evidence to support a recommendation of the water right. I have enclosed a change of ownership form with this letter for you to complete. In order to make a positive recommendation of this water right, each element of the water right must be proven. The Department plans to issue its Preliminary Recommendations on this water right in January, 2003.

If the Department does not receive information for this claim, the Department will have no option but to recommend to the SRBA Court that your water right be disallowed, meaning that the water right will not be valid.

Please contact Allen Ruberry at the Eastern Region Office for the Idaho Department of Water Resources at 208-525-7161 or you can contact me directly at 208-327-5404. **If we do not hear from you by December 4, 2002, then your water right will be recommended as disallowed.**

Very truly yours,

A handwritten signature in black ink, appearing to read "Candice M. McHugh".

CANDICE M. McHUGH
Deputy Attorney General
Idaho Department of Water Resources

CMM/pm
cc: Allen Ruberry
Enclosure

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MAR 06 2006

Ruberry, Allen

From: Ruberry, Allen
Sent: Wednesday, November 13, 2002 1:16 PM
To: McHugh, Candice
Subject: CHANGE OWNER

I have a claim **29-04038B** that is claimed by a deceased man. The wife is living and I have spoke with her several times. She tells me and in-fact has sent a Deed of Distribution naming several of her children and/or other relatives (?) as heirs or owners of the land and therefore the water right. The problem is some of the heirs are also deceased and I have requested several times to have a representative of the distribution contact me... to no success. I spoke with her again and she says the "Kids" just want to withdraw the claim..... again I can't get any one to respond to any of my several requests. The last letter I wrote to her was dated October 30, 02.

She does have other water rights which are ok and have been recommended successfully. By the way she has provided a copy of the death cert.

Please send her a letter of AG status.....

Mrs LaRae Lish
PO Box 189
Inkom ID 83245

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MAR 06 2006

30 October 2002

Mrs LaRae Lish
PO Box 189
Inkom ID 83245

Re: Withdrawal of SRBA water right claim 29-04038B

Dear Mrs. Lish;

Once again, the above referenced water right claim has surfaced in my piles of 'to do's'. As I review the file, I find notes discussing the withdrawal of the claim by your children or heirs as listed on the Deed of Distribution.

At this point in time, I am unable to proceed with a recommendation of this water right claim. I have not received the withdrawal form previously discussed and some of the heirs, as named by the Deed of Distribution, are apparently deceased as well, so ownership cannot be completed.

Please call me or have your representative contact me, at 525-7161, so that we might discuss a remedy to this problem.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc; file

A simple plan: Allow the ownership to go to Mrs. Lish (David was Husband). Recommendation to PD then offer the right for sale, let it go to forfeiture, TX or, put it to use.

*- Now - use
S. 1994.*

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21 March 2002

Mrs LaRae Lish
PO Box 189
Inkom ID 83245

RE: Withdrawal of SRBA claim 29-04038B

Dear Mrs. Lish:

As per our telephone discussion this morning regarding the above referenced water right claim please find enclosed a withdrawal form.

Please have your son sign it and return it to my attention. Thank you for your attention in this matter.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

Cc; File

Enclosure; withdrawal form

10/30/02 No REPLY TO THIS LETTER.

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29-4038B

3/21/02 815am CAUDO LARUE LISH ABOUT DOCUMENTS TO
EXPLAIN (show) OWNERSHIP. SHE SAYS (HER KIDS) JUST
WANT TO WITHDRAW THE CLAIM SINCE IT WOULD BE TOO COSTLY
TO GET WATER TO PROPERTY - *DM*

SENT WITHDRAWAL FORM -

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29-40388
Citizenship History. → Problems

Original claim filed by David Howard Lish on 3/28/1990. David then passed away March 16, 1992. Mrs. Lish, LARS, provided copy of Death Cert. DED OF DISTRIBUTION AND CHANGE OF CITIZENSHIP. Attached. In addition, a Change of Citizenship was filed on RTs (claims) 29-7204 and 29-4033 by Mrs. Lish which show here as current number due to Do and BEING A COMMUNITY PROPERTY STATE.

Now since 29-40388 was filed by David H. Lish, as above noted, David BEING A COMMUNITY PROPERTY STATE, AND THE 1992 DED OF DISTRIBUTION naming David H. Lish (as 1/7) owner of property, THORSON LISTED WITH claim to water right, 29-040388, THE CLAIM RECOMMENDED David IS BEING RECOMMENDED w/ LARS LISH REPLACING David H. Lish (DECEASED)

01/04/02

TERSON, w/ LARS LISH, RECALLING CITIZENSHIP LISTINGS AS SHOWN IN DED OF DISTRIBUTION, 1992. ADVISED SINCE THERE ARE NOW TWO DECEASED OWNERS AND SHE NOW HOLDS 2/7 INTEREST THAT DOCUMENTATION MUST BE SUBMITTED SHOWING CONTACT OWNERS NAMES, PLUS JAMES McATKIN IS NOW UNDER WILSON).

We will discuss the matter with other owners to provide CITIZENSHIP INFORMATION w/ 1 MONTH.

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29-04038 (42-225a IC)

ORIGINAL CLAIM AS RECORDED:

- ① Priority Date: 04/01/1905 - Supported by a statement from ALA LISH; makes reference to WRBING "FILED IN 1905 AND DITCHES MADE AND WORK IN USE..." STATEMENT DATED 9 July 1974.
- ② Sources of Original Claim: A) Lower Rock Cr NWSB Sec. 36
B) Spider Creek NENS Sec. 36
T. 7S. 12. 36E.
- ③ $Q = 1.2$ cfs on 69 acres (irrigation)

SPLIT BY SRBA CLAIMS AS: DOCUMENTS CONTAINED IN Part A.

29-04038A, 0.80 cfs on 40 ac. (Same Priority Date as above)

2 POD's / Sources: Spider Cr @ SWNENS Sec. 36 7S/36E
Spring @ SESENE Sec. 36

* CONTINUATION OF ABSTRACT OF TITLE (CIRCA 1913)

DESCRIPTION... TOGETHER ... CERTAIN SPRINGS ARISING
NORTHEAST OF SAND LAND, ALSO WATERS OF LITTLE ROCK CR.
FOR 40 ACRES.

29-04038B, 0.40 cfs on 26 ac. (Same Priority Date as above)

1 POD / Sources: Lower Rock Cr @ SWNENS Sec. 36 7S/36E

Claims: Irrig 0.40
Stock 0.02 $\rightarrow$ NON-ADDITION = 0.40 cfs
(20 CATTLE HORSES)

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Σ OF CLAIMS: 1.20 cfs on 66 ac, Spider Cr, Spgs, Lower Rock Cr
Priority April 01, 1905 $\Rightarrow$ OK



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID 29 4038 B
POD ID 202921
Quad Bonneville Peak
Claim Type L
Easting 646733
Northing 186635
GPSID A0011646

Diversion Description

SLIDEGATE DIVERSION TO PIPE LINE, SPRINKLER SYSTEM. Ditch is dry, 12" slidegate is 2 feet above current diversion level. Use orifice equation to calculate flow.

THIS DATA RELATES TO 29-7204 ON SPIDON CREEK - 4038 IS CLAIMED OFF LOWER ROCK CREEK.

Assumptions

Assume .25 ft of head above slide gate.

Invoice

2000-037-01-0

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

POD ID 202921 01.JPG

Photos

POD ID 202921 02.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

1.85838035726005

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

1

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

0

☒ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water
above orifice
centerline

0.25

☐ Weir

(Use only for water flowing freely over weir)

Height of water
above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel
Description

Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System

☐

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

☐

New Contact Comments

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29-04038B ⇒ This claim does not correlate to 29-04038. Change it to 10k series.

10/25/01 Visited POD, FOUND PIPS WITH BRASS WATER FROM LOWER ROCK Ck. 12 PIPS. DEVICES. PIPS IS OPEN DISCHARGE FOR FLOOD IRRIG.

Mrs. Lisa Smith no irrig. Sunk at [15-10] Road [Lower Rock Creek Road].

01/04/02

Contractor failed to Assess This claim properly. They instead concluded this Pt. at 29-07204 which is From Sparrow Creek.

Actual POD is a Rock Dam To A Ditch off Lower Rock Creek to Pou should

Field Exam

① POD 10/25/01 OK

② Pou 10/25/01 OK

③ Monsum ⇒ Contractor

④ GPS ⇒ Contractor

⑤ Priority date evidence

Note: THE SPATIAL Dynamics Layouts program are worthless!

It don't depict POD ⇒ wrong place

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OK per claim map ⇒ CI 5 shows 18" to its channel





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

May 3, 2001

DAVID H LISH
PO BOX 189
INKOM ID 83245

RE: CHANGE OF ADDRESS FOR A29-04033, A29-07204, A29-04038B AND A29-10829

Dear Mr. Lish:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

David H Lish
841 E Nester Rd
Inkom ID 83245

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)

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MAY 15 2001

PROFILED

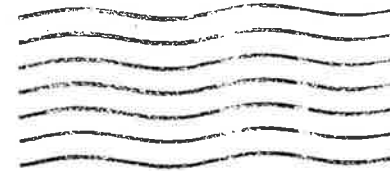
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

P.O. Box 189

29-4033
29-7204
29-10829
29-4038B
~~29-4038B~~

LISH, DAVID H
841 E NESTER RD
INKOM ID



NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD

SCANNED
MAR 06 2006

DELOG AR
12/10/01

RECEIVED

DEC 10 2001

Department of Water Resources
Eastern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPPlease print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.1. Water Right No(s): 29-4038Adjudication Claim N 29-04038B

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former
Owner/ClaimantDavid Howard Lish841 Nestor Rd. Inkom, ID (See attached Cert of death)

4. New Owner/Claimant(s)

See attached deed #740428 for new owners

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

City, State and ZIP Code

PO Box 108Inkom, ID 83245

New Telephone Number

(208) 775-3607

5. Date you acquired the property

March 23, 1992

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right 26.31 Number and type of stock20 cattle and horsesDiversion rate in CFS 0.400 Number of homes you acquired 0 Other uses7. Signature of New Owner(s) _____
or Claimant(s) _____

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

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STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION RESOURCES

EASTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

August 12, 1974

Re: Claim to a Water Right No. 29-4037 & 29-4038

Ms. Arla M. Lish
Route #1, Box 117
Inkom, Idaho 83245

Dear Ms. Lish:

The Department of Water Resources has completed the processing of your claims to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claims will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of the claims do not, in themselves, guarantee you water rights; they only record and preserve the information and the evidence which you included in your claims.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

We are enclosing, for your records, copies of your claims. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

Enc: Copies of claims

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State of Idaho CERTIFICATE OF DEATH

ONLY A COPY OF THIS DOCUMENT, CERTIFIED BY THE STATE REGISTRAR, WITH THE DEPT. OF HEALTH & WELFARE RAISED SEAL, SHALL BE USED AS PRIMA FACIE EVIDENCE OF THIS DEATH UNDER IDAHO CODE 39-2414 & 39-274

State File No. _____
Local Reg. No. 6-113

DECEDENT

TYPE OR PRINT IN PERMANENT BLACK INK DO NOT USE FELT TIP PEN

NAME OF DECEDENT: For use by physician or institution

DECEDENT — NAME FIRST DAVID			MIDDLE HOWARD			LAST LISH			SEX Male	DATE OF DEATH (Month, Day, Year) March 16, 1992
SOCIAL SECURITY NUMBER <u>018-26-1293</u>			AGE - Last Birthday (Yrs.) 65	UNDER 1 YEAR MONTHS	UNDER 1 YEAR DAYS	DATE OF BIRTH (Month, Day, Year) May 27, 1926			BIRTHPLACE (City and State or Foreign Country) Inkom, Idaho	
WAS DECEDENT EVER IN U.S. ARMED FORCES? XX Yes ☐ No			PLACE OF DEATH (Check only one) * (1) ☐ Inpatient (2) ☐ ER/Outpatient (3) ☐ DOA			OTHER (4) ☐ Licensed Nursing Home (5) XX Private Residence			(6) ☐ Licensed Shelter Home (7) ☐ Other (Specify) _____	
FACILITY NAME AND ADDRESS (If not a hospital, enter name of place, street and number) 841 E. Nestor Rd. (Private Residence)						CITY, TOWN OR LOCATION OF DEATH Inkom, Idaho			COUNTY OF DEATH Bannock	
MARITAL STATUS — Married, Never Married, Widowed, Divorced (Specify) Married			SURVIVING SPOUSE (If wife, give maiden name) LaRae Barron			DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Do not use retired.) Foreman			KIND OF BUSINESS / INDUSTRY Cement Plant	
RESIDENCE STATE Idaho	COUNTY Bannock	CITY, TOWN OR LOCATION Inkom			STREET AND NUMBER 841 East Nestor Road			ZIP CODE 83245		
INSIDE CITY LIMITS? ☐ Yes XX ☒ No		WAS DECEDENT OF HISPANIC ORIGIN? (Specify No or Yes — If yes, specify Cuban, Mexican, Puerto Rican, etc.) ☐ Yes XX ☒ No			RACE — American Indian, Black, Japanese, White, etc. (Specify) White		16 DECEDENT'S EDUCATION (Specify only highest grade completed) Elementary/Secondary (0-12) College (1-4 or 5+)			

PARENTS

FATHER — NAME Howard Samuel Lish	BIRTHPLACE Idaho	MOTHER — FULL MAIDEN NAME Arla Richardson	BIRTHPLACE Idaho
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INFORMANT

INFORMANT'S NAME (Type/Print) LaRae Lish	MAILING ADDRESS (Street and Number or Rural Route Number, City or Town, State, Zip Code) 841 East Nestor Road Inkom, Idaho 83245
---	---

DISPOSITION

METHOD OF DISPOSITION XX Burial ☐ Cremation ☐ Removal from Idaho 20a ☐ Donation ☐ Other (Specify) _____	PLACE OF DISPOSITION (Name of cemetery, crematory, or other place) Inkom Cemetery	LOCATION — City or Town, State Inkom, Idaho
---	--	--

CAUSE OF DEATH

SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH <i>[Signature]</i>		LICENSE NUMBER (of Licensee) M-597	NAME AND ADDRESS OF FACILITY Henderson Funeral Home Pocatello, Idaho	
TIME OF DEATH 9:15 A.M.	DATE PRONOUNCED DEAD (Month, Day, Year) March 16, 1992	WAS CASE REFERRED TO CORONER? ☐ Yes XX ☒ No	MANNER OF DEATH (Check One) XX ☒ Natural ☐ Homicide ☐ Suicide ☐ Accident ☐ Pending Investigation ☐ Could Not Be Determined	
27. PART I Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line. IMMEDIATE CAUSE IMMEDIATE CAUSE (Final disease or condition resulting in death) a. <i>Respiratory arrest</i> DUE TO (or as a consequence of): b. <i>Widespread metastatic melanoma</i> DUE TO (or as a consequence of): c. _____ DUE TO (or as a consequence of): d. _____ DUE TO (or as a consequence of): 27. PART II. Other Significant Conditions contributing to death but not resulting in the underlying cause given in Part I.				
			WAS AN AUTOPSY PERFORMED? ☐ Yes XX ☒ No	WERE AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? ☐ Yes ☐ No

CERTIFIER

IF DEATH WAS DUE TO OTHER THAN NATURAL CAUSES, THE CERTIFIER MUST COMPLETE AND SIGN THE CERTIFICATE

CERTIFIER (Check only one) XX ☒ PHYSICIAN — To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated. ☐ CORONER — On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner as stated.		
SIGNATURE AND TITLE OF CERTIFIER <i>[Signature]</i> June Heilman, M.D.	LICENSE NUMBER M-4221	DATE SIGNED (Month, Day, Year) 19/Mar/92
NAME AND ADDRESS OF CERTIFIER (Type/Print) June Heilman, M.D., 333 N. 18th Ave., Pocatello, Idaho 83201		

TO BE USED FOR EXTERNAL CAUSES ONLY

DATE OF INJURY (Mo., Day, Yr.)	HOUR OF INJURY	DESCRIBE HOW INJURY OCCURRED	LOCATION (Street or Route Number, City/Town, or County, and State)
INJURY AT WORK? ☐ Yes ☐ No IF TRANSPORTATION ACCIDENT, Specify ☐ Driver ☐ Passenger ☐ Pedestrian ☐ Other _____ PLACE OF INJURY — At home, farm, street, factory, office building, etc. (Specify)			

CORONER'S REVIEW AREA

CORONER'S ACTION (Check One) (1) ☐ Reviewed Only (2) ☐ Reviewed, Completed Items 26 and/or 30 (3) ☐ Reviewed, Amended and Certified	CORONER'S SIGNATURE	DATE SIGNED (Month, Day, Year)
---	---------------------	--------------------------------

REGISTRAR

REGISTRAR'S SIGNATURE <i>[Signature]</i>	DATE FILED (Month, Day, Year) Mar 23, 1992
---	---

SCANNED

MAR 06 2006

VITAL STATISTICS COPY

RECEIVED APR 30 1985
RECEIVED MAY 3 1985

748545

CORRECTION
DEED OF DISTRIBUTION
BY PERSONAL REPRESENTATIVES

740428

THIS DEED, made by DAVID H. LISH, ARLEN M. LISH, SHARON LAKE, and ANA LEE LISH, as Personal Representatives of the Estate of ARLA M. LISH, Deceased, Grantors, to DAVID H. LISH, PAUL LISH, MITCH LISH, TAMARA MCATEER, MONTE LISH, MACHELLE RENEE BERNHARDT, and MACHELLE RENEE BERNHARDT, as Conservator of the estate of CHE BERNHARDT, a minor and protected person, Grantees, whose address is Route 1, Box 116, Inkam, Idaho 83245.

WHEREAS, Grantors are the qualified Personal Representatives of said estate, filed as Case No. SP-1434, in Bannock County, Idaho; and

WHEREAS, Grantees are entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantors convey and release to Grantees the following described real property in Bannock County, Idaho:

An undivided one-seventh interest to each Grantee (including the minor and protected person by and through his conservator) above named in and to the following described real property:

A tract of land situate in Government Lot 4 of Section 1, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Beginning at the N.W. corner of Government Lot 4 (section corner) monumented with a 3 inch diameter brass tablet marked Bannock County; thence N. 89°46'48" E., along the Northerly boundary of said Government Lot 4 a distance of 1334.04 feet; thence S. 0°16'02" W., along the easterly boundary of said Government Lot 4 a distance of 808.68 feet; thence S. 85°32'54" W., a distance of 947.08 feet; thence S. 87°35'19" W., a distance of 395.75 feet; thence N. 0°36'02" E., along the westerly boundary of said Government Lot 4 a distance of 893.75 feet to the Point of Beginning.

This parcel contains 26.31 acres, more or less.

All according to the Record of Survey as recorded in the office of the Bannock County Recorder.

together with all improvements and appurtenances, and together with rights to water out of Lower Rock Creek.

SCANNED

MAR 06 2006

4-2

Grantors further convey and release to Grantees a 50-foot wide easement for ingress and egress located along that portion of the western boundary, north of the middle line of Lower Rock Creek Road, of the following described property:

A tract of land situate in the NW 1/4 of Section 1, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Beginning at the S.E. corner of the SW 1/4 NW 1/4 (CW 1/16 corner) monumented with a 5/8 inch diameter rebar with a plastic cap attached marked LS 4477; thence N. 89°30'19" W., along the southerly boundary of said SW 1/4 NW 1/4 a distance of 654.93 feet; thence N. 0°38'37" E., a distance of 619.48 feet; thence S. 49°05'49" W., a distance of 338.72 feet; thence S. 82°19'47" W., a distance of 38.53 feet; thence N. 0°36'02" E., a distance of 1215.39 feet; thence N. 8°31'35" W., a distance of 50.02 feet; thence N. 0°36'02" E., a distance of 120.00 feet; thence N. 85°32'54" E., a distance of 947.08 feet; thence S. 0°16'02" W., a distance of 1856.47 feet to the Point of Beginning.

This parcel contains 35.77 acres, more or less. This parcel is subject to a 50 foot right of way for Lower Rock Creek Road.

All according to the Record of Survey as recorded in the Office of the Bannock County Recorder.

Grantors further convey and release to Grantees an easement for use, inspection, maintenance, and repair of the existing underground water pipeline located within the following

described property: *S²N²1/2WSE, S²SWSE*

S 1/2 N 1/2 SW 1/4 SE 1/4, S 1/2 SW 1/4 SE 1/4, Section 36, Township 7 South, Range 36 E.B.M., Bannock County, Idaho, containing 30.985 acres, more or less, according to the Record of Survey as recorded in the Office of the Bannock County Recorder.

and then extending along the northern boundary of the following described property:

A tract of land situate in Government Lot 3 of Section 1, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Beginning at the N.W. corner of said Government Lot 3 (W 1/16 corner) monumented with a 5/8 inch diameter rebar with a plastic cap attached marked L.S. 4477; thence S. 0°16'02" W., along the westerly boundary of said Government Lot 3 a distance of 915.21 feet to the centerline of Lower Rock Creek Road; thence along said centerline as follows: 155.73 feet along the arc of a 1339.39 foot radius curve left the long chord of which

SCANNED

MAR 06 2006

bears N 77°57'15" E., a distance of 155.64 feet;
 thence N. 74°37'24" E., a distance of 58.68 feet;
 thence N. 69°23'47" E., a distance of 248.75 feet;
 thence 130.52 feet along the arc of a 508.94 foot
 radius curve left the long chord of which bears N.
 62°02'57" E., a distance of 130.17 feet; thence
 N. 54°42'08" E., a distance of 246.11 feet; thence
 136.39 feet along the arc of a 143.46 foot radius
 curve right the long chord of which bears N. 81°56'13"
 E., a distance of 131.31 feet; thence S. 70°49'40" E.,
 a distance of 182.88 feet; thence 163.11 feet along
 the arc of a 145.79 foot radius curve right the long
 chord of which bears S. 38°46'23" E., a distance of
 154.73 feet; thence S. 6°42'51" E., a distance of
 101.07 feet; thence 80.69 feet along the arc of 91.54
 foot radius curve right the long chord of which bears
 S. 18°32'12" W., a distance of 78.10 feet; thence
 S. 43°47'16" W., a distance of 134.77 feet; thence
 267.85 feet along the arc of a 138.32 foot radius
 curve left the long chord of which bears S. 11°41'10"
 E., a distance of 227.92 feet; thence S. 67°09'39" E.,
 a distance of 263.39 feet; thence leaving said
 centerline N. 0°03'43" W., along the easterly boundary
 of said Government Lot 3 a distance of 1340.95 feet;
 thence S. 89°46'48" W., a distance of 1334.04 feet to
 the Point of Beginning.

This parcel contains 25.33 acres, more or less. This
 parcel is subject to a 25 foot road right of way along
 the southerly boundary.

All according to the Record of Survey as recorded in
 the Office of the Bannock County Recorder.

EXECUTED THIS 15 day of November, 1984.

David H. Lish
 DAVID H. LISH

Arlen M. Lish
 ARLEN M. LISH

Sharon Lake
 SHARON LAKE

Ana Lee Lish
 ANA LEE LISH

Personal Representatives of the
 Estate of Arla M. Lish, Deceased

STATE OF IDAHO)
) ss
 County of Bannock)

On this 15 day of November, 1984, before me, the
 undersigned Notary Public in and for said State, personally
 appeared David H. Lish, Arlen M. Lish, Sharon Lake, and Ana Lee
 Lish, known to me to be the persons whose names are subscribed
 to the within instrument, as Personal Representatives of the

MAR 06 2006

740428

A-4

Estate of Arla M. Lish, Deceased, and acknowledged to me that they executed the same as such Personal Representatives.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

NOTARY SEAL.

Patricia Boring
Notary Public for Idaho
Residing at: Pocatello, Idaho

Rerecorded to correct
property description.



NO. 748545
RECORDED AT REQUEST OF
Brent Roche
85 MAY -2 A8:55
OFFICIAL REC'D BY REC. 424
BANKERS BLDG. IDAHO
LARRY W. CHAN RECORDER
FEE \$8.00 DEPUTY ka

MAR 06 2006

IN THE MATTER OF

William Lusk
State of Idaho
County of Butte

VS. DAVIS

Filed July 1906

deposits and that it has been found that the water from the spring on the north side of Lake Park Creek is the same water as the water from the spring on the south side of Lake Park Creek. The water from the spring on the north side of Lake Park Creek is the same water as the water from the spring on the south side of Lake Park Creek.

The water from the spring on the north side of Lake Park Creek is the same water as the water from the spring on the south side of Lake Park Creek. The water from the spring on the north side of Lake Park Creek is the same water as the water from the spring on the south side of Lake Park Creek.

EX-100-225

William Lusk
(Signature)

Subscribed and sworn to before me this 19th day of July 1906

George C. Lusk
(Notary Public)

Residing at Lakemore, Idaho
My commission expires 7-20-11

59 4057

SCANNED

MAY 18 2001

Log for claim A29-04038B

Spatial Dynamics AMH

8/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	1	NWSW	18	16	
08s36e	1	SWSW	8	8.7	
Totals:			26	24.7	

PROFILE

SCANNED

MAR 06 2006

 SPATIAL
DYNAMICS

AJ5809NP
No. A29-04038B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 140

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	04/01/1905	IRRIGATION STOCKWATER	04-01 11-01 04-01 11-01	0.400 CFS 0.020 CFS	
TOTAL DIVERSION:					0.400 CFS	
CONSUMPTIVE USE:						65.00 AFA

Water Source: LOWER ROCK CREEK

Tributary to: PORTNEUF RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T07S R36E S36

SWNWSE

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
08S	36E	1	:							18	08									26.0
TOTAL ACRES																			26.0	

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
08S	36E	1	:																	

POU County: BANNOCK

Non-Irrigation Uses: S, 20 CATTLE AND HORSES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-00602

Other Water Rights Listing Overlapping Place(s) of Use:
A29-04038

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

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

Audit: 03/28/90 HAUMANN 07/15/94 THOMPSON 03/29/95 POST-STD

SCANNED

MAY 18 2001

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: A29-04038B
Date Received: 3/28/1990
Receipt No: M006407
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID H. LISH *PO Box 189* 208-775-3739
Address: 841 E. NESTER RD.
INKOM, ID 83245

2. Date of Priority: APR 01, 1905

3. Source: LOWER ROCK CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

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

5. Description of diverting works:
SLIDEGATE DIVERSION TO PIPE LINE, 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	0.400		
STOCKWATER	04/01	11/01	0.020		

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

8. Total consumptive use is 65.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S, 20 CATTLE AND HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	36E	1	NW	NW		STOCK IRR	18.0

A29-04038B

Page 1

Date: 03/28/90

A2904038B



PROFILED

SCANNED

MAR 06 2006

MICROFILMED

NOV 13 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	36E	1	SW NW		IRR	8.0

Section Acres 26.0

Total Acres 26.0

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:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 H. 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

Seal

John Dal Lanyon
Notary Public

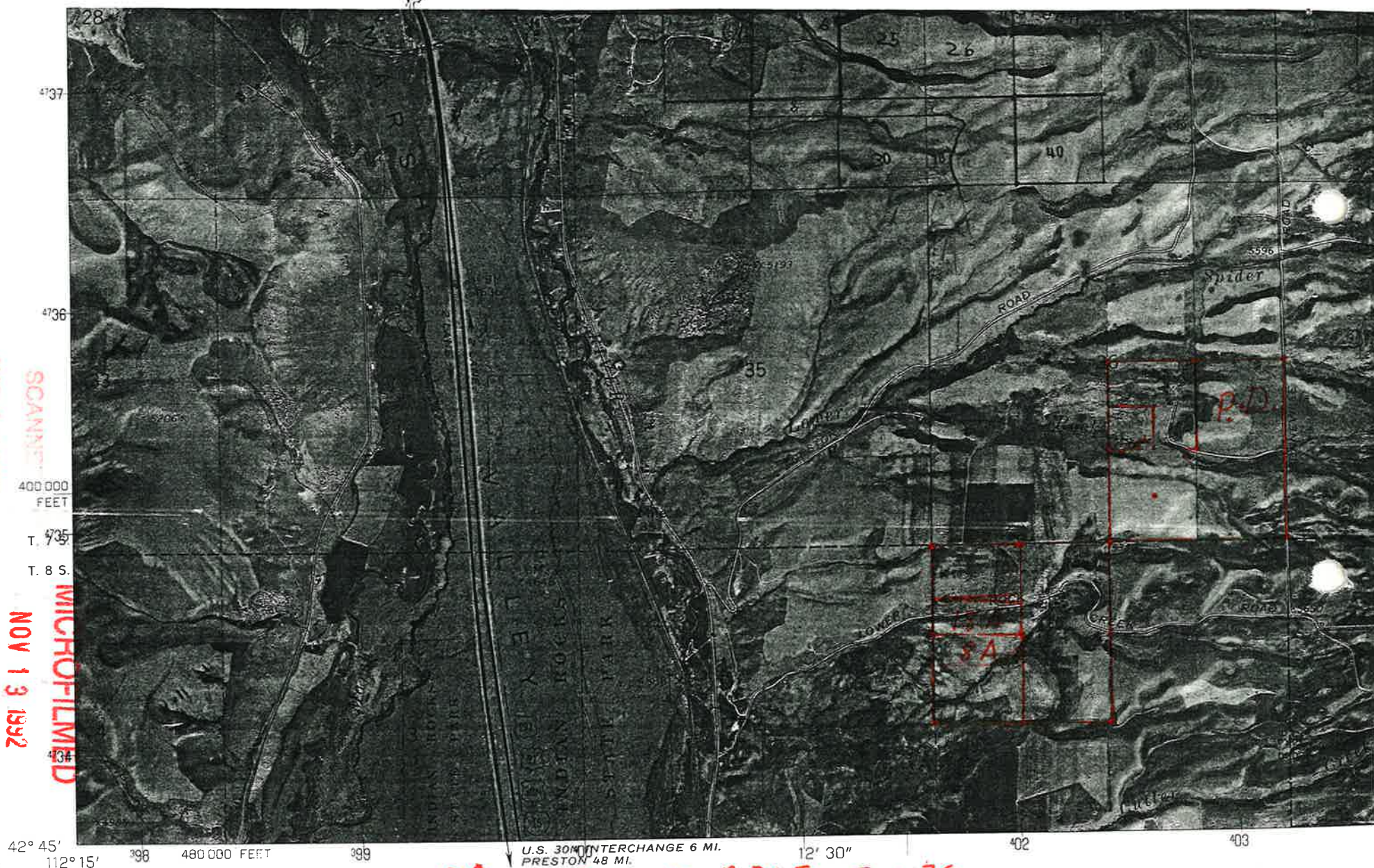
Residing at Boise, ID

My Commission Expires 4/2/99

SCANNING

NOV 13 1992

MICHO-LIMED 434



Produced by the Geological Survey
In cooperation with the Forest Service

P.D. - T 075 R 36E See 36
P.O.U. - T 085 R. 36E See 1.

SCALE 1:24 000