

04/09/2003

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

RIGHT NUMBER: 29-13378

NAME AND ADDRESS: MONTE LISH
2263 N INKOM RD
INKOM ID 83245

SHELLEY LISH
2263 N INKOM RD
INKOM ID 83245

SOURCE: JACKSON CREEK

TRIBUTARY: RAPID CREEK

QUANTITY: 0.012 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-13373 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.018 CFS.

PRIORITY DATE: ~~06/01/1985~~ 7/2/1947

POINT OF DIVERSION:

T07S R36E S22 SWSENE Within BANNOCK County Source: JACKSON CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.012 CFS
STOCKWATER	01/01 12/31	0.012 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County
T07S R36E S22 SESE 0.6
STOCKWATER same as IRRIGATION

0.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-13373 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 0.60 ACRES IN A SINGLE
IRRIGATION SEASON.

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: Beneficial Use

Stockwater use is for 4 horses.

02/25/2003

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

RIGHT NUMBER: 29-13373

NAME AND ADDRESS: MONTE LISH
2263 N INKOM RD
INKOM ID 83245

SHELLEY LISH
2263 N INKOM RD
INKOM ID 83245

SOURCE: RAPID CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.012 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-13378 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.018 CFS.

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T07S R36E S22 NENENE Within BANNOCK County Source: RAPID CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.012 CFS
STOCKWATER	04/01 10/31	0.012 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S22 SESE 0.6

STOCKWATER same as IRRIGATION

0.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-13378 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 0.60 ACRES IN A SINGLE
IRRIGATION SEASON.

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: Decreed

Stockwater use is for 4 horses.

12/17/2002

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

RIGHT NUMBER: 29-13378

NAME AND ADDRESS: MONTE LISH
2263 N INKOM RD
INKOM ID 83245

SHELLEY LISH
2263 N INKOM RD
INKOM ID 83245

SOURCE: JACKSON CREEK

TRIBUTARY: RAPID CREEK

QUANTITY: 0.012 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-13373 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.018 CFS.

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T07S R36E S22 SWSENE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.012 CFS
STOCKWATER	04/01 10/31	0.012 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S22 SESE 0.6

STOCKWATER same as IRRIGATION

0.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-13373 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 0.60 ACRES IN A SINGLE
IRRIGATION SEASON.

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:

Stockwater use is for 4 ~~range-cattle~~.

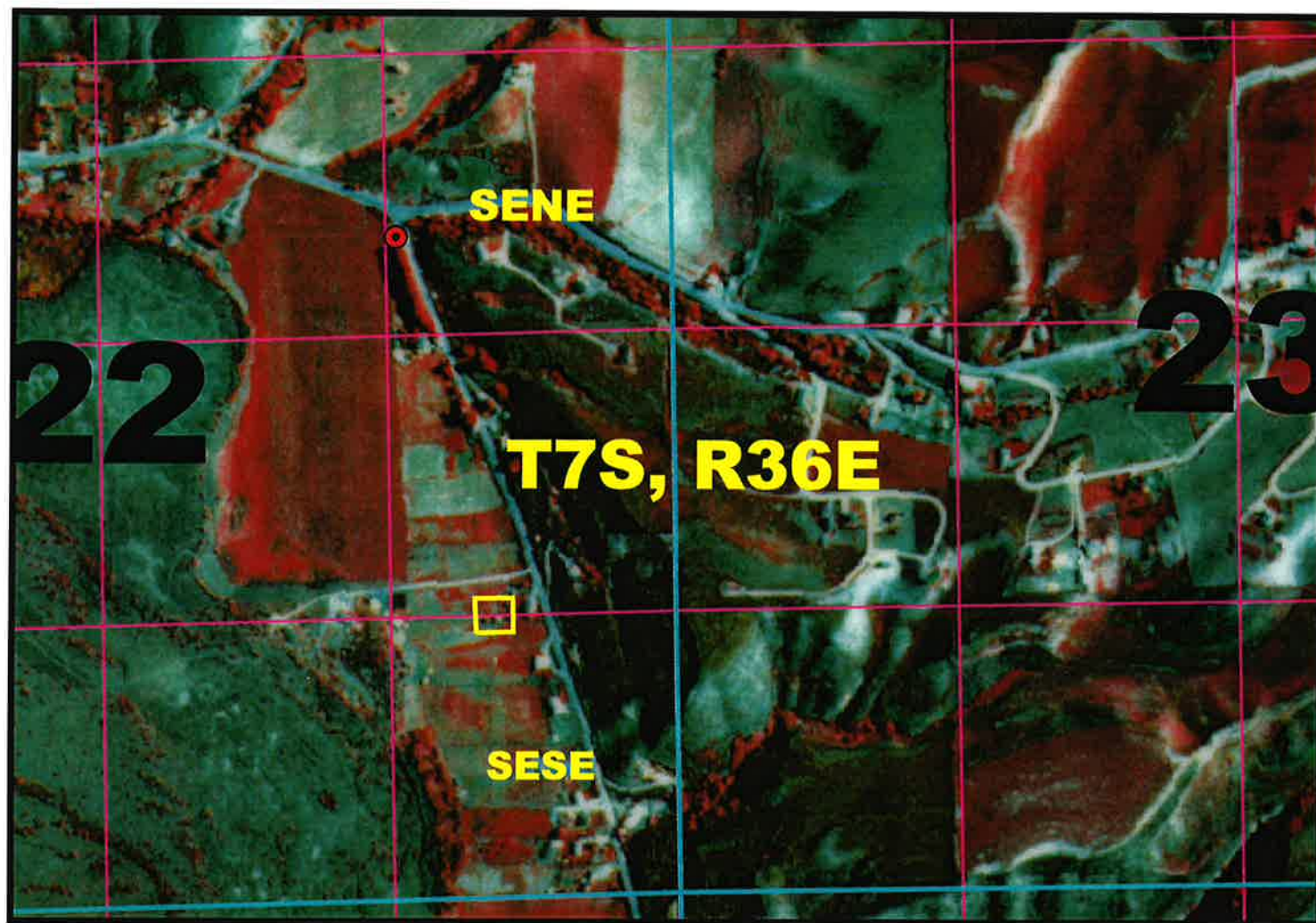
Horses



STATE OF IDAHO

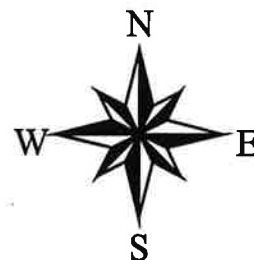
Department of Water Resources
Eastern Region

Water Right(s): 29-13378



Total Irrigated Acres: 0.60

-  Point(s) of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: December 2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13378 V1

WATER RIGHT NUMBER: 29-13378 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MONTE LISH 2263 N INKOM RD INKOM, ID 83245 (208)775-3795
Current Owner	SHELLEY LISH 2263 N INKOM RD INKOM, ID 83245

Priority Date: 06/01/1885

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
JACKSON CREEK	RAPID CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.012 CFS	
STOCKWATER	04/01 to 10/31	0.012 CFS	
	<u>Total Diversion:</u>	0.012 CFS	

Location of Point(s) of Diversion

JACKSON CREEK	SW1/4SE1/4NE1/4	Sec. 22, Twp 07S, Rge 36E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	36E	22																.6	.6

Total Acres: 0.6

STOCKWATER same as IRRIGATIONConditions of Approval:

1. C18 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.
2. X02 Stockwater use is for 4 range cattle.

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-13373 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.018 CFS.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 29-13373 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 0.60 ACRES IN A SINGLE IRRIGATION SEASON.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13378 V1

Comments:

1. csaxton 12/17/2002 Diversion Rate

Comment: This right was over claimed. Deeds were requested from all claimants. Some claimants were deeded 1 inch per acre, some claimants were deeded ½ inch per acre, and some of the claimant deeds were silent. If the deed shows a duty of water, that amount recommended. Claimants that did not provide a deed will be recommended ½ inch per acre. Jackson creek water is used on this property (co-mingled with Rapid Creek). However Jackson Creek water was not decreed. Use of Jackson creek water is treated as a beneficial use right. Some users of Rapid Creek would not file a claim on Jackson Creek. When Jackson Creek water is being delivered, they will not have right to be on the rotation.

2. csaxton 12/17/2002 POD

Comment: POD not defined in Decree. No C03.

3. csaxton 12/17/2002 Stock - SOU

Comment: No evidence that stockwater is diverted outside the irrigation SOU.

4. csaxton 12/17/2002 POU

Comment: Deed submitted by claimant shows POU located entirely in the SESE section 22.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/17/2002 12:36:59 PM	csaxton			Active
Priority Date	12/17/2002 12:50:48 PM	csaxton			Active
Priority Date	12/17/2002 12:50:53 PM	csaxton			Active
POD	12/17/2002 12:51:04 PM	csaxton			Active
Source	12/17/2002 12:52:58 PM	csaxton			Active
POU	12/17/2002 12:53:29 PM	csaxton			Active
Use	12/17/2002 12:55:57 PM	csaxton			Active
Season	12/17/2002 12:56:56 PM	csaxton			Active
Quantity	12/17/2002 12:57:28 PM	csaxton			Active
Summary			12/17/2002	csaxton	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13378 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/17/2002 12:36:58 PM	csaxton	(No) 1. Do you want to schedule an appointment?
POD	12/17/2002 12:51:03 PM	csaxton	Comment for 1: Field Exam 5/31/02 (No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Priority Date	12/17/2002 12:50:47 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? Description for Question 12/13 - Statement from original owner of Murdock Subdivision, Norris M. Murdock.
Priority Date	12/17/2002 12:50:52 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? Description for Question 12/13 - Statement from original owner of Murdock Subdivision, Norris M. Murdock.
POD	12/17/2002 12:51:57 PM	csaxton	Edited point location
POD	12/17/2002 12:52:16 PM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13378 V1

Source	12/17/2002 12:52:57 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - FE 5/31/02
POU	12/17/2002 12:53:28 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - FE 5/31/02 and NAPP photography.
POU	12/17/2002 12:53:49 PM	csaxton	Edited shape boundary
Use	12/17/2002 12:55:56 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam 5/31/02
Season	12/17/2002 12:56:55 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13378 V1

Quantity	12/17/2002 12:57:26 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Claims for 0.20 cfs or less do not require measurement.
Summary	12/17/2002 12:58:34 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (No) 9. Would you like to set the verification date?

Saxton, Craig

From: Shelley Lish [lishshel@isu.edu]
Sent: Thursday, April 24, 2003 12:46 PM
To: Saxton, Craig
Subject: Re: Amended Recommendations

Craig,
When you were at our house and we filled out the Jackson Creek claim, you told us to put the 1885 date "for starters". You told us at the time that you would have to check into it, and probably have to change it to the earliest date you could find a record for. I assumed you were probably still going to change it, so I for one am not surprised. I'm not sure about Norris Murdock's claim that he has rights before us, but it could be, I guess. I forwarded your message to Monte (not Sam), so you may be hearing from him too. As far as I'm concerned, it's no big deal. Relax!
Shelley

"Saxton, Craig" wrote:

> Dear Sam and Shelley,
>
> You are going to hate me but I just found out I made an error on the
> recommendations for 29-13377 and 29-13378 (Jackson Creek claims). I
> recommended a priority date of 6/1/1885. That is the priority date of
the
> Rapid Creek rights, not the Jackson Creek. All users in Murdock
Subdivision
> that claimed use of Jackson Creek were recommended use of Jackson
Creek with
> a 4/2/1947 priority date. I somehow missed this on your claims.
>
> I don't know if we have discussed this so I will briefly explain.
Jackson
> Creek was not mentioned in the Rapid Creek decree, so I can't
recommend a
> priority date that dates back into the decree. So I asked for
evidence of
> when Jackson Creek was first used on the land that is know Murdock
> subdivision. I got an affidavit from Norris M. Murdock that stated he
> bought the property in 1947. Then it is also my understanding that
Norris
> M. has the senior right to Jackson Creek over the Murdock subdivision
users.
> So Norris M got a 4/1/1947 priority and Murdock subdivision users got
> 4/2/1947.
>
> That being said, I should bring it to your attention that Norris KENT
> Murdock disagrees with the 4/2/1947. I told him I needed additional
> evidence of use prior to 1947 in order for me to change the priority
dates.
> If he does supply me evidence, it will change everyone's priority date
in
> Murdock Subdivision (probably to your benefit). Thus....we may not be
done
> yet.
>

> I will keep you informed if there are any changes.
>
> I am so sorry for the confusion and the error on my part. I did not
intend
> to mis-lead you by originally recommending 1885 priority date. I just
had
> everyone claim 1885 specifically for the above mentioned concern with
Norris
> Kent Murdock. If everyone claimed a 1947 priority and I found out
later
> that I could support a 1930 priority date, we would have to amend
everyone's
> claim before I could change the recommendations.
>
> Attached are yet another set of revised recommendations for your
Jackson
> Creek water right recommendations.
>
> Drop me a line if you have any questions on this issue.
>
> Respectfully submitted,
>
> Craig L. Saxton
> csaxton@idwr.state.id.us
> (208) 334-2190
>
>

> Name: 29-13377.RTF
> 29-13377.RTF Type: WINWORD File (application/rtf)
> Encoding: quoted-printable
>
> Name: 29-13378.RTF
> 29-13378.RTF Type: WINWORD File (application/rtf)
> Encoding: quoted-printable
>

Saxton, Craig

From: Shelley Lish [lishshel@isu.edu]
Sent: Monday, April 14, 2003 10:54 AM
To: Saxton, Craig
Subject: received papers

Hi Craig,

We received all of the water right papers you sent us. Thank you for making all of the changes that you did. I think we will leave it "as is", and not worry about filing for stock water on rapid creek. You are right, the water in our ditch in the spring is from Jackson Creek, so there is really no point. I think we are through bugging you now.

Thanks again,
Monte and Shelley Lish

4/14/2003

12-16-02: Priority date: 11-2-9917: Morris in Newhook has
 5, right over Newhook sub
 2-25-03: Changed EXP statement from a cattle to 4 horses
 per Chairman E-mail
 11-9-03: changed SOA for stock Ac. JOE.

02/13/2003

NOTICE OF ERROR
REPLY

Craig

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-13378

MONTE LISH

2263 N INKOM RD

INKOM ID 83245

Telephone Number: (208) 775-3795

SHELLEY LISH

2263 N INKOM RD

INKOM ID 83245

RECEIVED

MAR 24 2003

WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

*Dates of use
Stockwater for 4 horses instead of cattle*

2. Describe the changes you wish to make in the proposed recommendation:

*Irrigation 3/15 to 11/15 200 - Standard for area is 4/1 - 10/31
Stockwater 1/1 to 12/31 ok
Stockwater for 4 horses ok*

3. Give a brief explanation as to why you disagree with these portions:

*We water our horses in the ditch whenever it is thawed.
Runoff usually starts in March, but by late summer
water is very low.*

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3-10-03

SIGNATURE: Monte Lish

Please print your name: Monte Lish

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

*Craig
4/9/03*

Saxton, Craig

From: Saxton, Craig
Sent: Tuesday, February 25, 2003 9:36 AM
To: 'Shelley Lish'
Subject: RE: Sam Lish water right



Notice_Change_of_29-13373_Modified.29-13378_Modified.
Ownership.pdf... RTF RTF

Dear Shelley and Monte,

I am sorry for your loss.

You are correct that it is easier to change the name on the recommendations now rather than later. Plus it is free if you do it now. If we wait until the rights have gone through the court and been partially decreed, there is a \$25 fee.

Attached is a Notice of Change of Water Right Ownership form. If it doesn't come through, you can download the form from:
www.idwr.state.id.us

Just fill it out for Sam's water right and send it to me or the Idaho Falls office with a copy of the warranty deed with legal description or means of conveyance showing you are now owners of the property. Note that you can ignore item #6 on the form. That would only be applicable if we were splitting the right.

As far as the explanatory statement that says 4 range cattle instead of 4 horses. That sounds like a mistake on my part. I have made the changes on your water rights (attached).

Feel free to contact me if you have further questions.

Respectfully submitted,

Craig L. Saxton

-----Original Message-----

From: Shelley Lish [mailto:lishshel@isu.edu]
Sent: Tuesday, February 25, 2003 9:17 AM
To: Saxton, Craig
Subject: Sam Lish water right

Hi Craig,

We got our packets from IDWR and I have a couple of questions. We haven't had time to REALLY check them out, but one thing we have to know right away is if we can change Sam's water right to Monte's name. Here is why.....Sam passed away on Feb. 16th. He has a trust which gives the property to Monte, but we haven't had time to get the legalities done yet. I assume it would be much easier to get the names changed now rather than after it is all done. Please advise me as to what to do to get this straightened out before the deadline. We should have death certificates next week if we need one for this purpose.

The other question is why our "4 horses" was changed to "4 range cattle", and does it make any difference?

Thanks for any help you can offer.

Shelley & Monte Lish
Inkom Idaho

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-13378

WATER RIGHT NUMBER: 29-13378

Owner Type Name and Address

Current Owner MONTE LISH ✓
 2263 N INKOM RD
 INKOM, ID 83245
 (208)775-3795 ✓

Current Owner SHELLEY LISH ✓
 2263 N INKOM RD
 INKOM, ID 83245

Priority Date: ~~06/01/1885~~ 4/2/1947

Basis: Beneficial Use ✓

Status: Active ✓

Source

JACKSON CREEK ✓

Tributary

RAPID CREEK ✓

Beneficial Use

IRRIGATION

From To03/15 to 11/15
4/1 10/31Diversion Rate

0.012 CFS ✓

STOCKWATER

01/01 to 12/31
4/1 10/31

0.012 CFS ✓

Annual VolumeTotal Diversion:

0.012 CFS ✓

Location of Point(s) of Diversion

JACKSON CREEK

SW1/4SE1/4SE1/4
NE

Sec. 22, Twp 07S, Rge 36E, B.M. ✓

BANNOCK County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	36E	22																	.6 ✓

Total Acres: 0.6 ✓

STOCKWATER same as IRRIGATION

x 2 : Explan : 4 head

Limited to 0.018
0.6 acConditions of Approval:Remarks:

1. Explanatory STOCKWATER: 4 HEAD ✓
2. Explanatory THIS RIGHT IS A SPLIT FROM FORMER RIGHT 29-13368. ✓

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-13378

Dates and Other Information:

Claim Received Date: 7/9/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

As of 7/15/02

Split history for Decreed Right 29-00294

Claimed			Recommend
29-00294 0.8 Decree Silent Assumed 40	29-00294A	Murdock, Norris M	Not in Decreed POU
		0.3	
		28	
			0.3 * 24

RECEIVED

JUN 28 2002

WATER RESOURCE
WESTERN REGION

I Norris M. Murdock purchased in the fall of 1947, this 80 acres, which is a tract of land in Section 22 township 7 South Range 36 East Boise Meridian which is currently the Murdock Subdivision. I purchased this property from Roy Cardon, who at the time was using water from Rapid Creek and tributaries, which has an old Indian Decree water right. We would divert Jackson Creek, which runs through the place to Rapid Creek until such creek would become low of water. Then we would divert water from Rapid Creek. This has been happening before I purchased the property to the present time, June 26, 2002. As far as I know, this water has been used this way since the Indian water rights was put in place.

I declare this statement to be true.

Norris M. Murdock
NORRIS M. MURDOCK

STATE OF IDAHO
County of Bannock

On the 26th day of June, in the year 2002, before me, a Notary Public in and for said State personally appeared Norris M. Murdock, known to me to be the 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, the day and year in this certificate first above written.

(SEAL)

Charmain Murdock
Notary Public

My commission expires 9-15-03

Residing at Intown, Id 83245

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 29-13378
Date Received: 7/9/2002
Receipt No:
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MONTE LISH Phone: (208)775-3795

2263 N INKOM RD
INKOM ID USA 83245

SHELLEY LISH Phone: (208) 775-3795

2263 N INKOM RD
INKOM ID USA 83245

2. Date of Priority: 06/01/1885

3. Source: JACKSON CREEK Trib. to: RAPID CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	36E	22	SW SE SE	BANNOCK	

5. Description of diverting works:

HEADGATE DITCHES TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.012	
STOCKWATER	01/01	12/31	0.012	

7. Total Quantity Appropriated is:
0.012 C.F.S.

RECEIVED
JUL 29 2002
WATER RESOURCES
WESTERN REGION

8. Total consumptive use:

9. Non-irrigation uses:

Number of Stock: 4

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	22	SE	SE	IRRIGATION	0.6
Section Acres						0.6
Total Acres						0.6

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:

THIS CLAIM AMENDED TO ADD STOCKWATER AND CHANGE ACREAGE DISTRIBUTION. CLAIM SET TO TEMPORARY STATUS UNTIL SIGNED IN FRONT OF A NOTARY AND RETURNED TO THIS OFFICE (CSAXTON 7-11-02).

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 29-13368.

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: _____

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): Mont Lib Date: 7-15-02

Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 15
of July 2002 Dianna Sterner

Notary Public

Residing at Idaho

My commission Expires Oct. 27, 2003

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 29-13378
Date Received: 7/9/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MONTE LISH Phone: (208) 775-3795

2263 N INKOM RD
INKOM ID USA 83245

SHELLEY LISH Phone: (208) 775-3795

2263 N INKOM RD
INKOM ID USA 83245

2. Date of Priority: 06/01/1885

3. Source: JACKSON CREEK Trib. to: RAPID CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
07S	36E	22	SW	SE	SE	BANNOCK	

5. Description of diverting works:

HEADGATE DITCHES TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.012	

7. Total Quantity Appropriated is:
0.012 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	22	NE	SE	IRRIGATION	0.3
			SE	SE	IRRIGATION	0.3
					Section Acres	0.6
					Total Acres	0.6

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:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 29-13368.

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: _____

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____