

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-7204

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 PORTNEUF 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

LOCATION OF POINT OF DIVERSION(S): NENE , Sec. 36, Township 7S, Range 36E
Bannock County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</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.

MICROFILMED

Acting for the

Director

Norman Young

MAR 05 1987

Identification No. 29 7204

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

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: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	36E	36			30														30

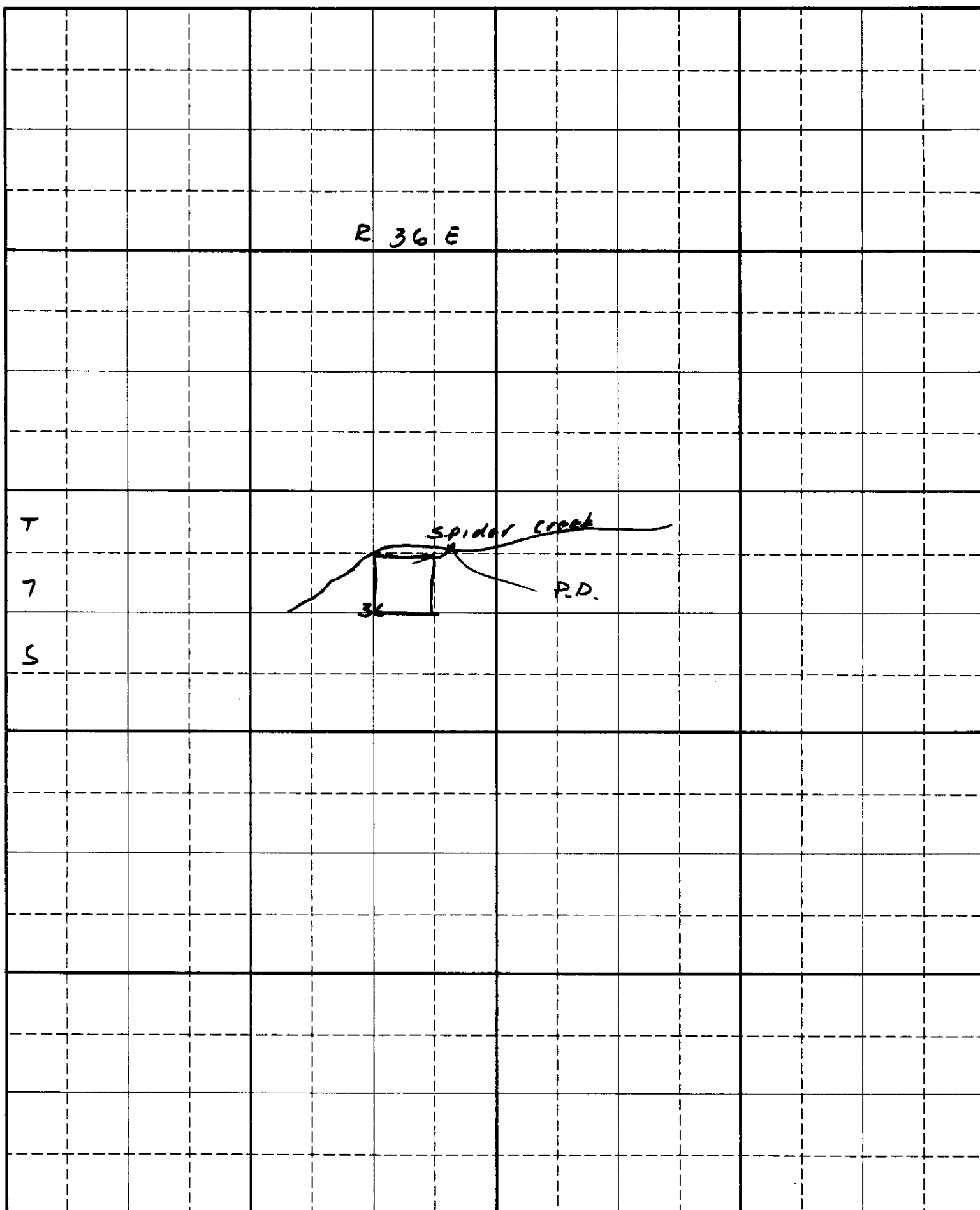
Total number of acres to be irrigated 30
None

c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion Omar Nestor
b. Who owns the land to be irrigated or place of use Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant is leasing property.

10. Remarks

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 LD Fee \$ 10.00
Received 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 OB Date 7/5/74
Priority reduced to _____ Reason _____

Protests filed by: Keith C. Christensen

Copies of protests forwarded by MB
Hearing held by _____ Date _____
Recommended for approval denial by RDC 1/58

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, 19 79.
- 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. Karl Higin
Director

LIC

01 WATER RIGHT NUMBER - 29-7204

02 OLD (D) NUMBER -

ADJ. FLAG TRANSLATION: STANDARD WATER RIGHT NUMBER

03001 - LISH ✓ LAST NAME

04001 - DAVID H. ✓ FIRST NAME

05001 - C ✓ ORIG. OWNER

06 ADD LINE 1 - RT. 1 BOX 116 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - INKOM ✓

10 STATE - ID ✓ 11 ZIP - 83245

12 STAGE - P PERMIT LIC

13 STATUS -

14001 - SPIDER CREEK ✓ SOURCE

15001 - PORTNEUF RIVER ✓ TRIBUTARY OF

16 DIVERSION MEANS - DITCH & HEADGATE. ← Delete

17 COUNTY - 05 BANNOCK

18 DIVERSION CAPACITY - 1.000 .2419 TOTAL DIVERSION RATE - 1.200 ✓20 TOTAL DIVERSION VOLUME - 1.00 84.921 WATER DISTRICT - 29H

----- DIVERSION POINTS -----					----- STREAM INDEX FIELDS -----										
TRACT	SEC	TWN	RNG	LOT	RFLG										
22001 - NENE ✓	23001 - 36 ✓	24001 - 07S ✓	25001 - 36E ✓	26001 - 27001 -											
			28001 - 0	272.0	452.0	27.0	1.0	0.0	0.0	0.0	0	0	0	1.1	

29 NON-IRRIGATION USE -

----- PLACE OF USE -----		-----		-----		-----		-----	
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT			
30001 - 01 IRRIGATION ✓	31001 - 07S ✓	32001 - 36E ✓	33001 - 35 ✓	34001 - SWNE	35001 - <u>30</u> ✓	36001 -			
									TOTAL ACRES: <u>30</u> ✓

----- WATER USE -----		-----		-----		-----	
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME			
37001 - 0401 ✓	38001 - 1101 ✓	39001 - 01 IRRIGATION	40001 - <u>0.200</u> ✓	41001 - <u>10.00</u> <u>84.9</u>			

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - REMARKS

APPROVAL CONDITIONS: 45001 - ✓ ROY

46 OTHER RIGHTS FOR SAME USE -

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
47 PRIORITY - 26-JUN-1974 ✓	55 LICENSE -	63 TRANSFER/AMENDED -			
48 PROOF DUE - 1-SEP-1979	56 APPL RECEIVED - <u>6-26-74</u>	64 DLE/CAREY ACT -			
49 PROOF MADE - 7-AUG-1979 ✓	57 FIELD EXAM MADE - 5-MAY-1980	65 FLAG_1 - N			
50 APPROVE/DENIED - 18-SEP-1974	58 DECREE -	66 FLAG_2 - 2			
51 PROTESTED -	59 START WORK -	67 FLAG_3 -			
52 HEARING -	60 ORDER SHOW CAUSE -				

----- D A T E S ----- D A T E S ----- F L A G S -----
53 VERIFIED - 61 DATE_1 -
54 LAST UPDATE - 26-SEP-1986 62 DATE_2 -

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING }
DEVICE REQUIREMENT FOR PERMIT NO. 29-7204 }

ORDER

WHEREAS, it has been determined by the Department of Water Resources that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from said permit.

Dated this 28th day of August, 1978.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>VCY</u>	<u>6/28/74</u>	Application No. <u>29-7204 Seal</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>"</u>	<u>"</u>	In form to receipt <u>Yes</u>
	<u>"</u>	<u>"</u>	Send Copies to: ☐ Idaho State Health Department <u>NA.</u> ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	<u>NA.</u> ☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>Yes</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>None Active</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> <u>NA</u>
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) <u>NA.</u> ☐ Increasing (comment) _____
(9)	<u>"</u>	<u>"</u>	Comments: <u>Spider CK is a tributary to Lower Rock CK, a decreed stream. A pending application has been protested.</u>
(10)	<u>MB</u>	<u>7/15/74</u>	Affidavit of Publication received (date) <u>July 15, 1974</u>
(11)			Final date for protests <u>July 22, 1974</u> Protests received: yes <u>X</u> no _____
(12)	<u>KDC</u>	<u>9/11/74</u>	Date and Place of hearing <u>LAWA HOTSPRINGS 9/9/74</u> Decision reached at hearing <u>PROTEST WITHDRAWN</u> <u>(SEE INCLUDED WITHDRAWAL)</u>
(13)	<u>"</u>	<u>"</u>	All requested information received from agencies or applicant yes <u>etc</u> no _____
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>6/26/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required <u>that this permit be subject to all prior existing water rights.</u> ☐ See attached sheet for additional conditions of approval <u>HS</u> ☐ No additional conditions for approval
(15)	District <u>E</u>	By <u>KDC</u>	Date <u>8/2/74</u> <u>Copy</u> <u>E.J.</u>

RECEIVED

1974

PROOF OF PUBLICATION

RECEIVED

STATE OF IDAHO
County of Bannock

ss.

JUL 15 1974

Katherine Wanner

Department of Water Resources
Eastern District Office
She

being first duly sworn on oath deposes and says: That
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

July 4, 1974, 19____
July 11, 1974, 19____
_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

That said paper has been continuously and uninterruptedly pub-
lished in said County for a period of seventy-eight weeks prior to the
publication of said notice or advertisement and is a newspaper within
the meaning of the laws of Idaho.

Katherine Wanner

Subscribed and sworn to before me this 11th
day of July, 1974

Della L. Leadford

Notary Public, State of Idaho

Residence: Pocatello, Idaho

Commission Expires
March 5, 1977

MICROFILMED

PRC OF PUBLICA .ION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David H. Lish, Route No. 1, Box 116, Inkom, Idaho has on 6-26-74 submitted Application No. 29-7204 for a permit to appropriate 0.20 cubic feet per second of water from Spider Creek tributary of Portneuf River by means of ditch and head gate within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 7S, R. 36E, B.M., Bannock County; to be used from Apr. 1 to Nov. 1 for the irrigation of 30 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 7S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before July 22, 1974.

R. Keith Higginson
Director

July 4, 11, 1974
No. 429

being first duly sworn on oath deposes and says: That.....
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....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....

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.....
Katherine Warner

Subscribed and sworn to before me this 11th, 1974

day of July, 1974

.....
Ruth L. Ladford

Notary Public, State of Idaho

Residence: Pocatello, Idaho

MICROFILMED

PROOF OF PUBLICATION

RECEIVED

STATE OF IDAHO
County of Bannock

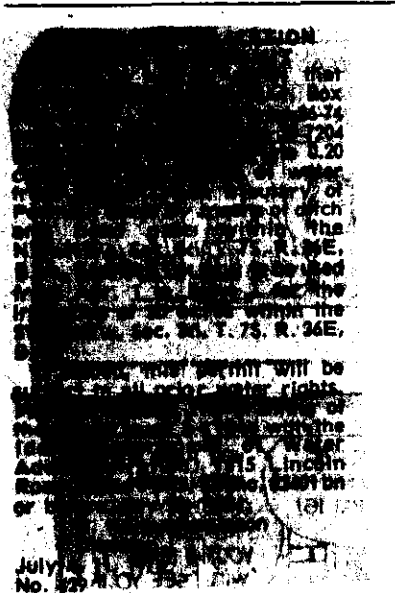
ss.

Duplicate

JUL 15 1974

Katherine Wanner

Department of Water Resources
Eastern District Office



being first duly sworn on oath deposes and says: That ^{She} was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

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July 4	19 74	19
July 11	19 74	19
	19	19
	19	19
	19	19

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Katherine Wanner

Subscribed and sworn to before me this 11th

day of July, 1974

Leola L. Ladford

Notary Public, State of Idaho

Residence: Pocatello, Idaho

COMMISSION EXPIRES
March 5, 1977

MICROFILMED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Duplicate

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..... *Katherine Wanner*

Subscribed and sworn to before me this

day of July, 19.....

..... *Leola L. Ladford*

Notary Public, State of Idaho

Residence: Pocatello, Idaho

.....
March 5, 1977



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

~~JOHN V. EVANS~~

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 29, 1987

RE: Permit No. 29-7204

David H. Lish
Rt. 1, Box 116
Inkom, ID 83245

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 05 1987

T 7 s R 36E

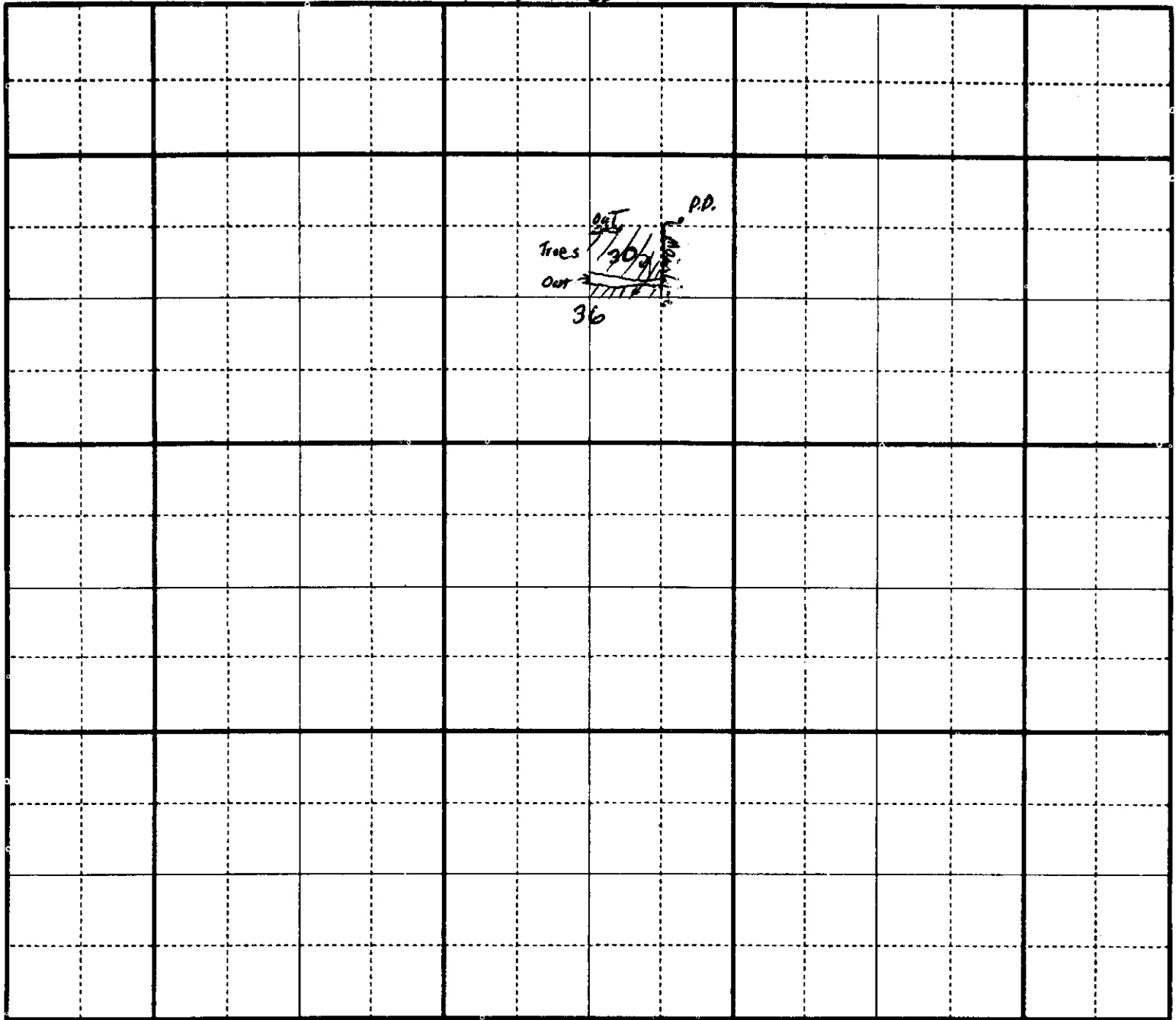
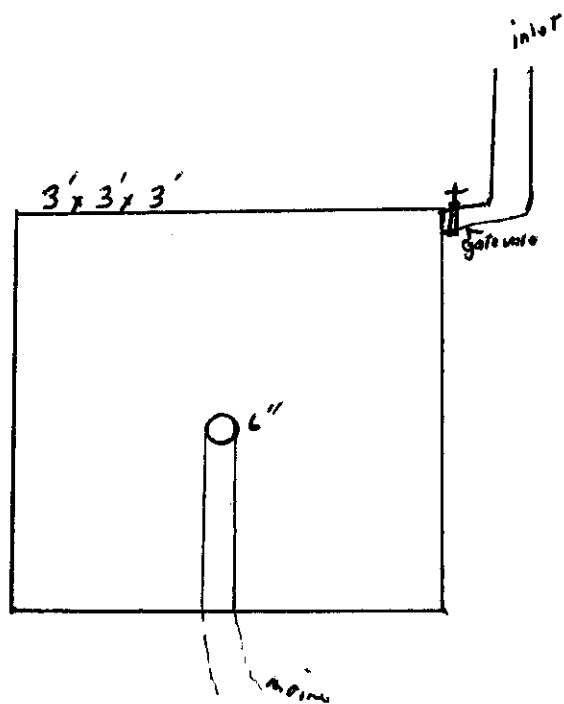


Diagram of System

JDC.



RECEIVED

NOV 05 1954

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 1 214 days ✓
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 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:
$$\begin{array}{ccc} 30 \text{ psi} & 20 \text{ psi} & 20 \text{ psi} \\ \times & \times & \times \\ 13/64 & 13/64 & 13/64 \end{array}$$

$$\text{Average psi } 26^{\frac{1}{2}} = 5.35 \text{ gpm} \times 17 \text{ nozzles} = 91 \text{ gpm} = 20 \text{ cfs}$$

$$2 \text{ cfs} \times 1.9835 \times 214 \text{ days} = 84.9 \text{ AF/ann} \quad 3.5 \text{ AF/Ac} \times 30 \text{ Ac} = 105 \text{ AF/ann}$$

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 300' above headbox. main line 16" dia from headbox fills when overflow gate valve is lowered down. Express overflow. Can run 33 holes but because of leaks is only running 17 nozzles at the time of system. ✓
13/64" ✓

REMARKS: Mr. Daniel H. Lisch along to demonstrate system.

MICROFILMED

MAR 05 1981

Examiner's Signature John Dale Carlson Date 4/22/86
Checked by H.W. Jones Date 5-16-86
Approved by Jim Date 1-9-87

David Lish



29-7209
(This info taken in 1986)



← First dam



← second dam



← dumps into
storage box
which goes
to mainline.

END

4/86

MAY 6 1986
Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received \$50.00 *Kew*
Date 5-6-86
Receipt # 39620
Receipt by MD
Sent to S.O. 5-9-86

RECEIVED

MAY 15 1986

1. Permit No. 29 7204

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE: Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: David H. Lish

3. Post Office Address: 841 E. Nestor Rd.

Irkon, Idaho 83245 Telephone No. 775-3739

4. Source of Water: Spider Creek

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 40 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 0.20 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

July 1979

8. Person to contact to accompany the department representative during the field examination:

David H. Lish (Name)

841 E. Nestor Rd., Irkon, Idaho 83245 (Address) 775-3739 (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

5/1/86
Date

David H. Lish (Signature of Permit Holder (and title, if appropriate))
MAR 05 1987

copy retained for file



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN

29-7204
LISH, DAVID H.
RT. 1 BOX 116
INKOM, ID 83245

138126

April 17, 1986 ✓

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

RECEIVED

MAR 05 1981



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

November 21, 1979

RE: Permit No. 29-7204

David H. Lish
Rt. #1, Box 116
Inkom, ID 83245

Dear Mr. Lish:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 29-704

Name(s) of Permit Holder: DAVID H. LISH

Post Office Address: RT 1 BOX 116

IN KAM FD. 83245 PA. 775-779

Source of Water: _____

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 30 (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed

0-4 1979
 Date

David H. Lish
 Signature of Permit Holder

MICROFILMED

David H. Lusk
Rt 1 Box 116
Irish Idaho 83245



RECEIVED

7 1979



RECEIVED

Department of Water Resources IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE SEP 6 1979
BOISE, IDAHO 83720

Department of Water Resources

August 27, 1979

David H. Lish
Route 1, Box 116
Inkom, ID 83245

Dear Mr. Lish:

Re: Permit No. 29-7204

Enclosed is the statement of beneficial use postcard which you recently submitted. Please complete it by indicating the extent of use.

The permit will remain in good standing if this postcard is returned to this office or our Idaho Falls office by September 10, 1979.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosure

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

101056

June 29, 1979

David H. Lish
Route 1, Box 116
Inkom, ID 83245

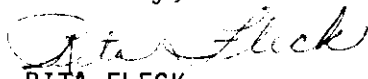
Dear Mr. Lish:

One of the conditions of approval of your water Permit No. 29-7204 was that evidence of the extent of development must be submitted to this office on or before September 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

DEC 4 1979

Dear Wateruser:

The enclosed Order removes the measuring device requirement as a condition of approval from your permit.

If you have installed the measuring device, the field examination can be more expediently conducted by the Department's field examiner as well as you will derive benefit from water management information which may be obtained from the installed meter.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILMED

September 19, 1974

Re: Permit No. 29-7204

David H. Lish
Route 1, Box 116
Inkom, Idaho 83245

Dear Mr. Lish:

Enclosed is a copy of your approved Application for Permit No. 29-7204. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

cc: Keith C. Christensen
Inkom, Idaho

MICROFILMED

I HEREBY WITHDRAW MY PROTEST
AGAINST THE GRANTING OF PERMIT
297204, FILED IN THE NAME OF
DAVID H. LISH, WITH THE UNDERSTANDING
THAT THIS APPROPRIATION WILL BE
SUBJECT TO ALL PRIOR WATER RIGHTS

9-9-74

Keith C. Christensen

MICROFILMED

29-7204

XXXXXXXXXXXXXXXXXXXXXXXXX RESOURCES

September 12, 1974

C
Re: Application for Permit No. 29-7199 Jeanie Rino
" " " No. 29-7204 David H. Lish

Mr. Keith C. Christensen
P.O. Box 54
Inkom, Idaho 83245

Dear Mr. Christensen:

P
Pursuant to your request, please find enclosed a copy of each of the above referenced applications and also, a copy of your withdrawal or protest against the applications.

Very truly yours,

V
RONALD D. CARLSON
Acting District Engineer

RDC:MB

Enclosures

David H Lish 29-7204

Protestant -

Keith Christensen - Claim 29-4032

Acres = 15 acres Q =

Jeanie Rino - 29-7199 o'ber

Protestants

H H Phillips - decree?

David H[?] Lish -

Ar la Lish

Keith Christensen

29-7204 -

MICROFILMED

Jeanie Rino - 29-7199

David H. Lish - 29-7204

Community Center, Lava Hot Springs, Idaho

September 9, 1974 - 10:00 a.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
Bob 711. Lish	Inkom	myself
La Rae Lish	Inkom	myself
David H Lish		myself
Kath L. Christensen	Inkom, Idaho	myself
Mildred Christensen	Inkom	myself
George L. Rino	Inkom, Idaho	myself
W. J. Cranford	Prestello Idaho	myself

MICROFILMED

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S) (Additional charges required for these services)	
☐ Show address where delivered	☐ Deliver ONLY to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.	1 2 3	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO. 411		<i>David Lisk</i>
INSURED NO.		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
DATE DELIVERED 8-30-74		SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

RETURN

RECEIVED

PS Form 3811
June 1973

IDAHO DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
1515 LINCOLN RD.
IDAHO FALLS, IDAHO 83401

SEP 9 1974
Department of Water Resources
Eastern District Office

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval)
of Application for Permit No. 29-7204)
in the name of DAVID H. LISH)
_____)

NOTICE OF CONFERENCE AND/OR
HEARING TIME CHANGE

The Department of Water Resources has rescheduled the matter of protest for conference and/or hearing for Monday, September 9, 1974, at 10:00 a.m., at the Community Center, Lava Hot Springs, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources as previously indicated in the hearing notice dated August 23, 1974.

Dated this 28th day of August, 1974.



RONALD D. CARLSON

Asst. to District Engineer

MICROFILMED

IDAHO FALLS, IDAHO 83401

NAME AND ADDRESS OF SENDER

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED
C.O.D.

CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

[illegible]

TOTAL NO. OF PIECES
RECEIVED BY SENDER

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TOTAL NO. OF PIECES REC'D AT P. O.	10
---------------------------------------	----

5

POSTMASTER, PLEASE (Name of receiving employee)

*Show under "Remarks" class postage paid if other than first or if international

APPLICATION FOR REGISTRATION OR CERTIFICATION

(Surcharges are not required on international registered mail)

SENDER: Be sure to follow instructions on other side 27-7204

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S) (Additional charges required for these services)	
☐ Show address where delivered	☐ Deliver ONLY to addressee

RECEIPT

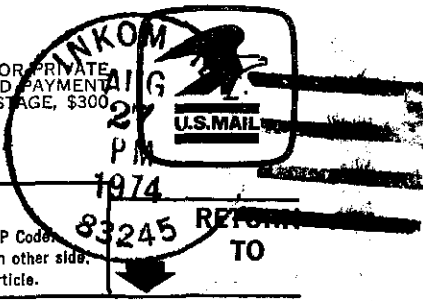
Received the numbered article described below

REGISTERED NO.	1 2 3	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO. 410		<i>David H. Lisk</i>
INSURED NO.		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
DATE DELIVERED	3	SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

RECEIVED

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmarking Delivering Office

SENDER INSTRUCTIONS

Print in the Department of Water Resources, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

PS Form 3811
June 1973

IDAHO DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
1515 LINCOLN RD.
IDAHO FALLS, IDAHO 83401

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

In the Matter of Protest Against Approval)
of Application for Permit No. 29-7204)
in the name of DAVID H. LISH)
_____)

NOTICE OF CONFERENCE

AND/OR HEARING

On June 26, 1974, David H. Lish filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On July 19, 1974, the Department received a protest against approval of said application from Keith C. Christensen.

The Department has set the matter of protest for conference and/or hearing for Monday, September 9, 1974, at 9:30 a.m., at the Community Center, Lava Hot Springs, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved. Because of the similarity of the issues involved in the protests to Application No. 29-7204 - David H. Lish, and No. 29-7199 - Jeanie Rino, the Department proposes to consolidate the conference and hearings as provided in rule 9.7 of the Department's Rules of Practice and Procedure.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 23rd day of August, 1974.



RONALD D. CARLSON

Asst. to District Engineer

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
1515 LINCOLN RD.
IDAHO FALLS, IDAHO 83401

NAME AND ADDRESS OF ADDRESSEE

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED C.O.D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NO.	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R. R. FEE	REG. FEE	ACTUAL VALUE	SURCHARGE	REMARKS*
1	David N. Lind, Rt. #1 Box 116 Jackson	10	31	15				24-7204
2								
3								
4	Copy also sent to Keith C. Christensen							"
5	Box 54, Jackson, Idaho							
6								
7								
8								
9	Sent by Certified Mail 8-23-74							
10	MB							
11								
12								
13								
14								
15								
16								
17								
18								
19								
20								

TOTAL NO. OF PIECES LISTED BY ADDRESSEE

TOTAL NO. OF PIECES REC'D AT P.O.

POSTMASTER, PER (Name of receiving employee)

Show under "Remarks" class postage paid if other than first or international

FD-36 (Rev. 5-77, Nov. 1968)

APPLICATION FOR REGISTRATION OR CERTIFICATION

(Surcharges are not required on international registered mail)

GPO-16-8792-15 U.S. GOVERNMENT PRINTING OFFICE

~~XXXXXXXXXXXXXXXXXXXX~~ RESOURCES

August 21, 1974

Mrs. Elma Schultz
204 West Elm
Lava Hot Springs, ID 83246

Dear Mrs. Schultz:

This is to confirm the use of the Community Center for conference and/or hearing to be held by this office on Monday, September 9, 1974, from 9:30 a.m. to 5:00 p.m. and on Tuesday, September 10, 1974, at 9:00 a.m.

Thank you for your cooperation in this matter.

Very truly yours,

RONALD D. CARLSON
Asst. to District Engineer

RDC:MB

RECEIVED
SEP 11 1974

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

Mr. David Lish
Route #1, Box 116
Inkom, Idaho

Re: Application for Permit No. 29-7204

Dear Mr. Lish:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 29-7204. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY: MB

Enc: Copy of Protest(s)

MICROFILMED

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

July 23, 1974

Re: Application No. 29-7204

Mr. Keith C. Christensen
P.O. Box 54
Inkom, Idaho

Dear Mr. Christensen:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY: MB

MICROFILMED

RECEIVED

JUL 19 1974

Department of Water Resources
Eastern District Office

Idaho Department of Water Administration
Mr. INorman Young, Dist. Mgr.
1515 Lincoln Road
Idaho Falls, Idaho 83401

July 18, 1974

Dear Sir:

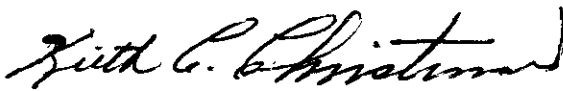
I am writing this letter of protest to the application of water Permit # 29-7204 filed with your office by Mr. David H. Lish.

It is my contention that there is not sufficeint water for this permit to be awarded. I base my contention on the fact that any water that is in excess of Mr. H. H. (Pete) Phillips ' decreed water right belongs to me, Keith C. Christensen to be used for the irrigation of forty (40) acres located in section 35 Township 7, South Range 36 East. This water having been used to irrigate this ground since approximately 1930.

I also know it to be true that there is not sufficient water for my irrigation of this forty acres in the later part of the summer and fall. Therefore, I feel that granting this water permit would purpose a serious hardship to me in maintanining the present condition of my crops and land.

Also Mr. Lish has never irrigated this ground and should not be awarded this permit and deprive me of the use of this water.

Sincerely



Keith C. Christensen
P.O. Box 54
Inkom, Idaho 83201

MICROFILMED

CONVERSATION MEMORANDUM

DATE July 23, 1974

FILE 29-7204

NAME OF PARTY Tammy Achurra, Boise Office

EMPLOYEE Mechelle Butte

RE: Tammy called this dated indicating that the map and description listed in
this application does not agree with the quad maps. Spider Creek runs
through the SE $\frac{1}{4}$, not the NE $\frac{1}{4}$. I spoke with Norm and he indicated that
they would straighten it out at the conference and/or hearing.

June 28, 1974

RE: Claim to a Water Right No. 29-4031 - Christensen
" " " No. 29-4032 - "
" " " No. 29-4033 - Lish
Application for Permit No. 29-7203 - Delbridge
" " No. 29-7204 - Lish

Idaho State Journal
Box 431
Pocatello, Idaho 83201

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:CB

Bill submitted 7-15-74 by MB

Enc: Legal Notice (5)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David H. Lish,

Route #1, Box 116, Inkom, Idaho

has on 6-26-74 submitted Application No. 29-7204

for a permit to appropriate 0.20 cubic feet per second ~~acre feet per annum~~

of water from Spider Creek tributary of Portneuf River

by means of ditch and headgate

within the NE1/4, Sec. 36, T. 7S, R. 36E, B.M., Bannock County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 30 acres

within the SW1/4, Sec. 36, T. 7S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before July 22, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

on July 4 and July 11, 1974.

MICROFILMED

CB
26-74