

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: A29-07347
Date Received: 6/16/1988
Receipt No: E000419
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CATHERINE SPINNER 208-254-3487
Address: 2641 E. TWO MILE
MC CAMMON, ID 83250

2. Date of Priority: OCT 01, 1976

3. Source: TWO MILE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	37E	33	NW	NW			BANNOCK

5. Description of diverting works:
PIPELINE TO GRAVITY SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.760		

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

8. Total consumptive use is 110.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	37E	32	SW	SW		IRR	7.0
Section Acres							7.0

A29-07347

Page 1

Date: 06/16/88

MICROFILMED

NOV 13 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	37E	5	NW	NW		IRR	26.0
						Section Acres	26.0
		6	NE	NE		IRR	11.0
						Section Acres	11.0
						Total Acres	44.0

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: LICENSE
Water Right Number: 297347

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): X Catherine Spinner Date: X June 16, 1988

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of June 19 88

Valerie Gray
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/99

No Fee

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: A29-07347
Date Received: 6/16/1988
Receipt No: E000419
Received By: HUT

AMENDED NOTICE OF CLAIM TO A WATER RIGHT AMENDED
ACQUIRED UNDER STATE LAW

1. Name: CATHERINE SPINNER 208-254-3487
Address: 2641 E. TWO MILE
MC CAMMON, ID 83250

2. Date of Priority: OCT 01, 1976

3. Source: UNNAMED STREAM Trib. to: WAGENER CANYON

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	37E	33	NW	NW	NW	✓	BANNOCK

5. Description of diverting works:
PIPELINE TO GRAVITY SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.760	✓	1540

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

8. Total consumptive use is 110.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	37E	32	SW	SW		IRR	7.0
Section Acres							7.0

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NOV 13 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	37E	5	NW	NW	IRR	26.0
					Section Acres	26.0
		6	NE	NE	IRR	11.0
					Section Acres	11.0
					Total Acres	44.0

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: LICENSE
Water Right Number: 297347

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): *Catherine Spurrer* Date: *6/17/89*

Date: _____

State of Idaho)
County of *Bonneville*) SS.

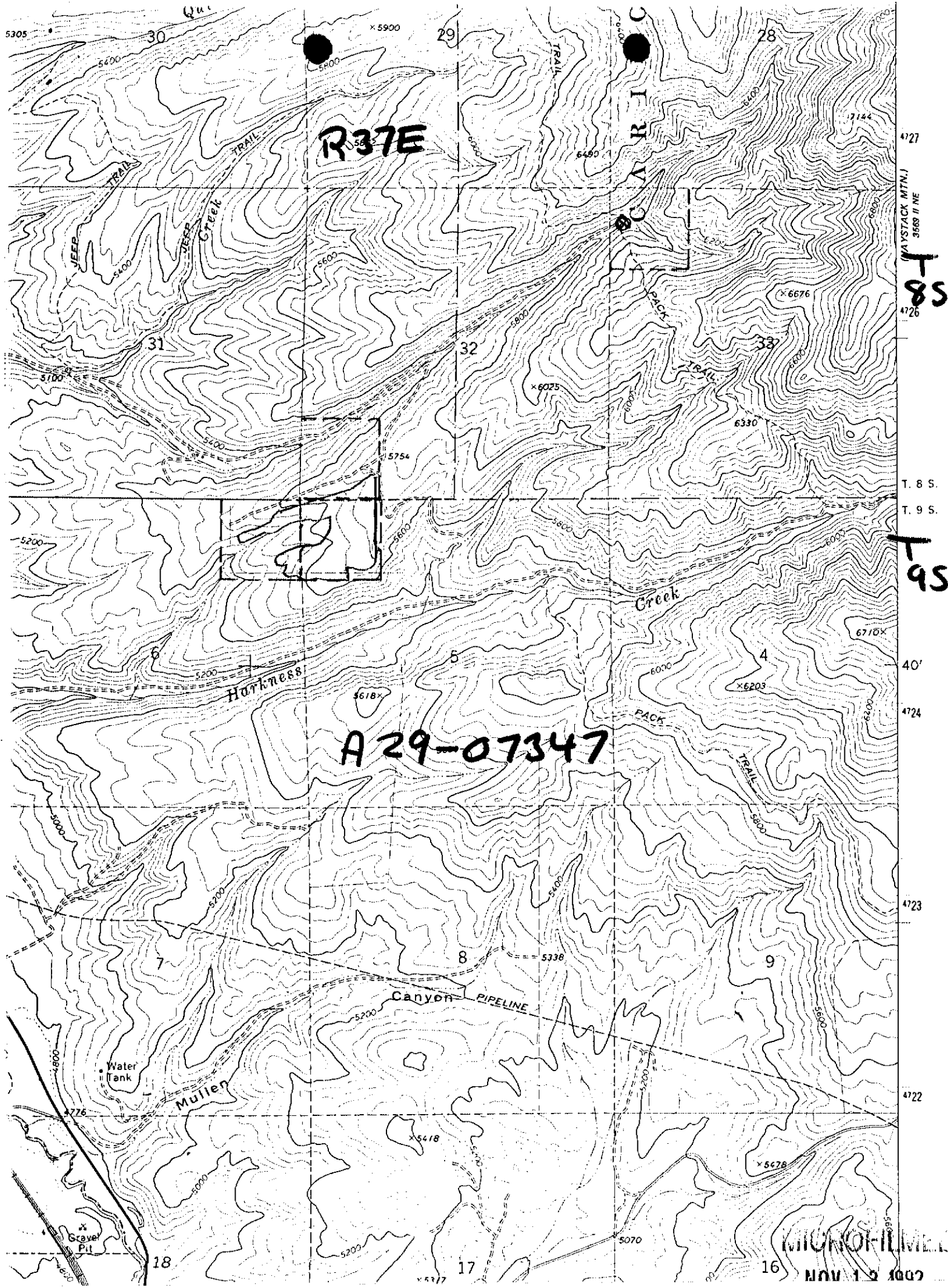
Subscribed and sworn (or affirmed) before me this *7th* day

of *June* 19 *89*

Betty Thompson
Notary Public

Seal

Residing at _____
My Commission Expires *6/30/94*



R37E

A29-07347

T8S

T9S

MICROFILMED

NOV 12 1967

Log for claim A29-07347

Spatial Dynamics PJM

8/22/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s37e	32	SWSW	7	6.7	
09s37e	5	NWNW	26	29	
09s37e	6	NENE	11	8.6	
Totals:			44	44.3	

Claimed AS Licensee So Recommended

ADDED 154⁸ AC (AC Lic.)

MINOR CHANGES TO AC DIST. DUE TO GPS CLOS

AJ5809NP
No. A29-07347

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 168

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CATHERINE SPINNER 2641 E TWO MILE MC CAMMON ID 83250 (208) 254-3487	10/01/1976	IRRIGATION	03-15 11-15	0.760 CFS	
TOTAL DIVERSION:					0.760 CFS	
CONSUMPTIVE USE:						110.00 AFA

Water Source: UNNAMED STREAM

Tributary to: WAGENER CANYON

Stage: LICENSE

Point(s) of Diversion:

T08S R37E S33

NWNW

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	37E	32	:																	:	7.0
09S	37E	5	:																	:	26.0
09S	37E	6	:	11																:	11.0
TOTAL ACRES																				:	44.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-02212

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

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

Audit: 06/16/88 JONES 06/07/89 JONES 07/26/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 29-7347 Priority October 1, 1976 Amount 0.76 cfs

THIS IS TO CERTIFY, that Mrs. Catherine Wagener Spinner
of McCammon, Idaho, has complied with the terms and conditions of Permit
No. 29-7347 issued pursuant to Application for Permit dated October 1, 1976,
and has submitted proof to the Department of Water Resources on October 19, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.76 cfs of water from Two Mile Creek,
tributary to Portneuf River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>March 15</u> to <u>November 15</u> at <u>0.76</u> cfs and <u>154.0</u> acre feet			
from _____ to _____ at _____ cfs and _____			
from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.76 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
154.0 acre feet per year, said waters to be diverted within the NW1/4 Section 33,
Twp 8S, Rge 37E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8S	37E	32											7						7
9S	37E	5						26											26
		6	11																11

Total number of acres irrigated 44

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CONDITIONS OF APPROVAL

- a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of September, 19 86.

Billy D. Fleeman
Acting for the Director

UNRECORDED

RECEIVED

JUL 30 1986

STATE OF IDAHO

Ident. No. _____

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)

APPROVED

Comes now Mrs. Catherine Wagener Spinner Phone 254-3487
of (address) Rt. 1, Box 133 McCammon, ID 83250, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 29-7347, and requests that the permit be changed as follows:

1a. Point of diversion: NW 1/4 NW 1/4, Section 33, Township 8S, Range 37E,
B.M., County of Bannock. Other points of diversion: _____

1b. Source: Two Mile Creek tributary to Portneuf River

2a. Period and nature of use:

Amount 0.76 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

2b. The maximum quantity diverted shall not exceed 0.76 cfs or 154.0 acre feet
per year.

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	37E	32											7						7
9S	37E	5					26												26
		6	11																11

Total number of acres to be irrigated = 44

4. Date of priority: October 1, 1976

WATER RESOURCES

5. Conditions (if any):

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at McCammon, Id., this 29 day of July, 1986.
10:30 A.M.
Catherine Spinner
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ☒ Receipted by sp Date 7-30-86 #38876

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby Approve the above Application for Amendment for Permit No. 29-7347.

Witness my hand this 17 day of September, 1986.

Bobby D. Fleeman
Acting for the Director

UNRECORDED

ok
Sim

Identification No. 29 7347

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

APPROVED

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

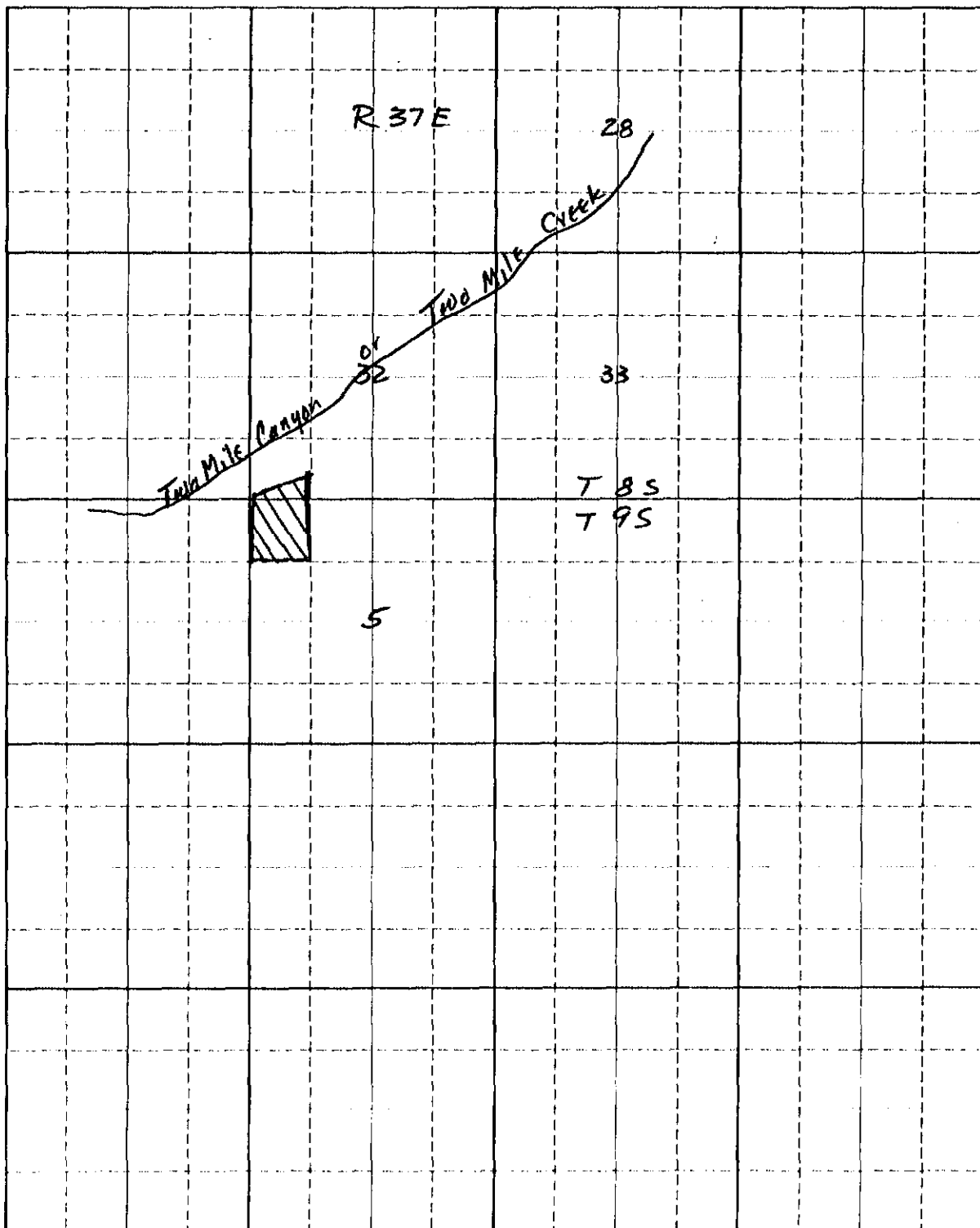
1. Name of applicant Mrs. Catherine Wagener Spinner Phone: 307-877-3543
post office address 422 Sapphire, Kemmerer, Wyoming 83101
2. Source of water supply Two Mile Canyon or Two Mile Creek which is a tributary of Portneuf River
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 28 Township 8S
Range 37E B.M. Bannock County; additional points of diversion if any: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, T. 8S, R. 37E, B.M.
- 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 0.90 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. 0.90 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. ditches and gravity sprinkler system
- 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 \$ 2,000.00
8. Description of proposed uses:
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: _____

[illegible]

c. Describe any other water rights used for the same purposes as described above. None

10. Remarks Applicant is making this filing for the high water runoff.

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.

Catherine Wagner Spurgeon
(Applicant)

Proposal Priority 10-01-76

Received by let Date 10-01-76 Time 1:30 p.

Preliminary check by mg Fee \$25.50

Received by let Date 10-01-76 12:50 p.

Publication prepared by let Date 10-04-76

Published in Idaho State Journal

Publication dates Oct. 14 & 15, 1976

Publication approved me Date 11-24-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7347, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

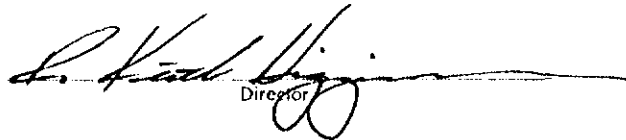
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1981.

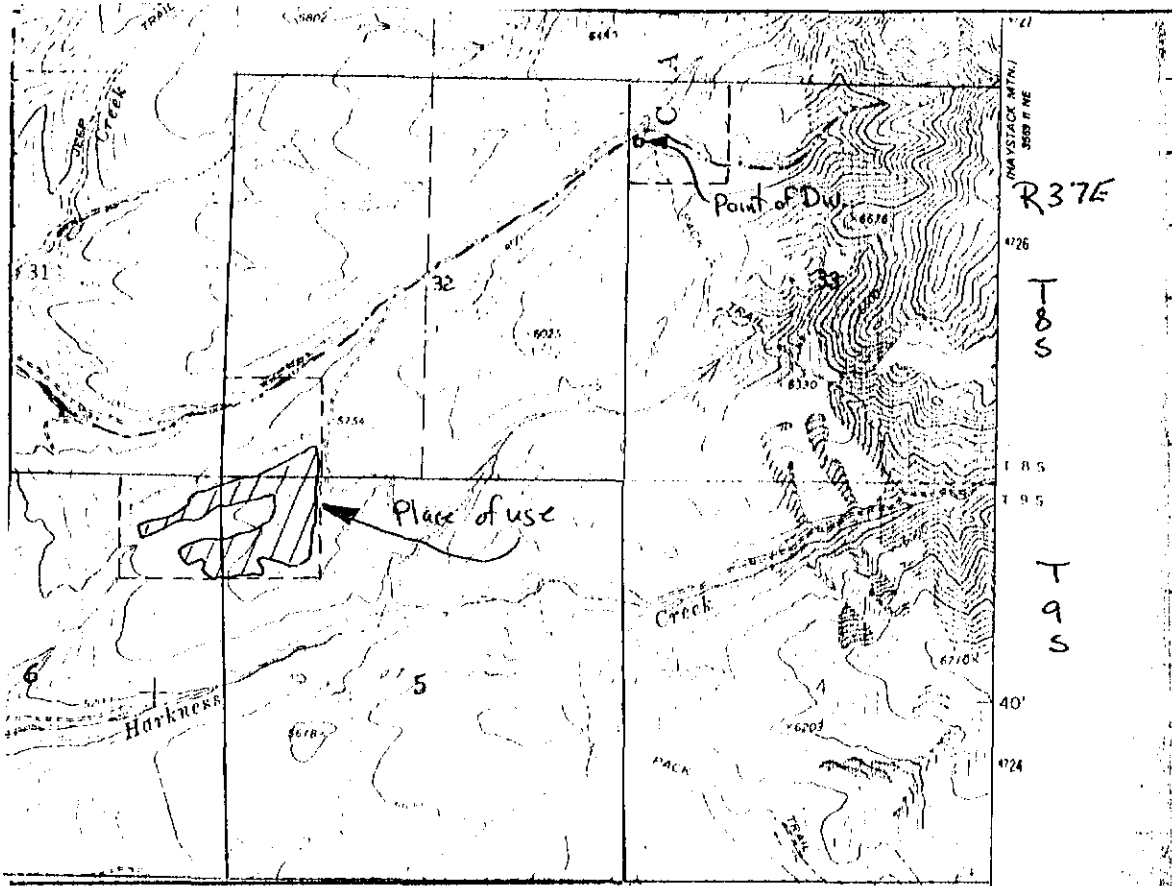
c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 1 day of December, 1976.


Director

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 NW 1/4 Sect. 33 T 8 S R 37 E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	37E	32											7						7 ✓
9S	37E	5						26											26 ✓
		6	11																11 ✓

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☐ Change P.U. as reflected above

☒ Add P.U. as reflected above

☐ Other

Total 44 ✓

Examiner's Signature

Checked by

Approved by

Date 11-23-83

Date 12 Jan 1984

Date 7-2-86

ENCLOSURE



B210
1236

MICROFILMED

B2
1236

Not to Scale