

05/16/2005

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

RIGHT NUMBER: 78-4092

NAME AND ADDRESS: BILL SPICKELMIRE
PO BOX 246
RIGGINS ID 83549

ROBERT SPICKELMIRE
PO BOX 246
RIGGINS ID 83549

SOURCE: HAILEY CREEK

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.320 CFS

The quantity of water under this right for stockwater uses shall not exceed 13,000 gallons per day.

This right when combined with 78-2015 shall proved no more than .32 cfs nor more than 15 acres of irrigation.

PRIORITY DATE: 07/01/1909

POINT OF DIVERSION:

T24N R01E S22 SWNW Within IDAHO County
T24N R01E S22 SENW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	02/15 10/30	0.300 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T24N R01E S22	SWNW	12.0	T24N R01E S22	SENW	1.0
T24N R01E S22	NWSW	2.0			

STOCKWATER Within IDAHO County

T24N R01E S22	SWNW	T24N R01E S22	SENW
T24N R01E S22	NWSW		

15 ACRES TOTAL

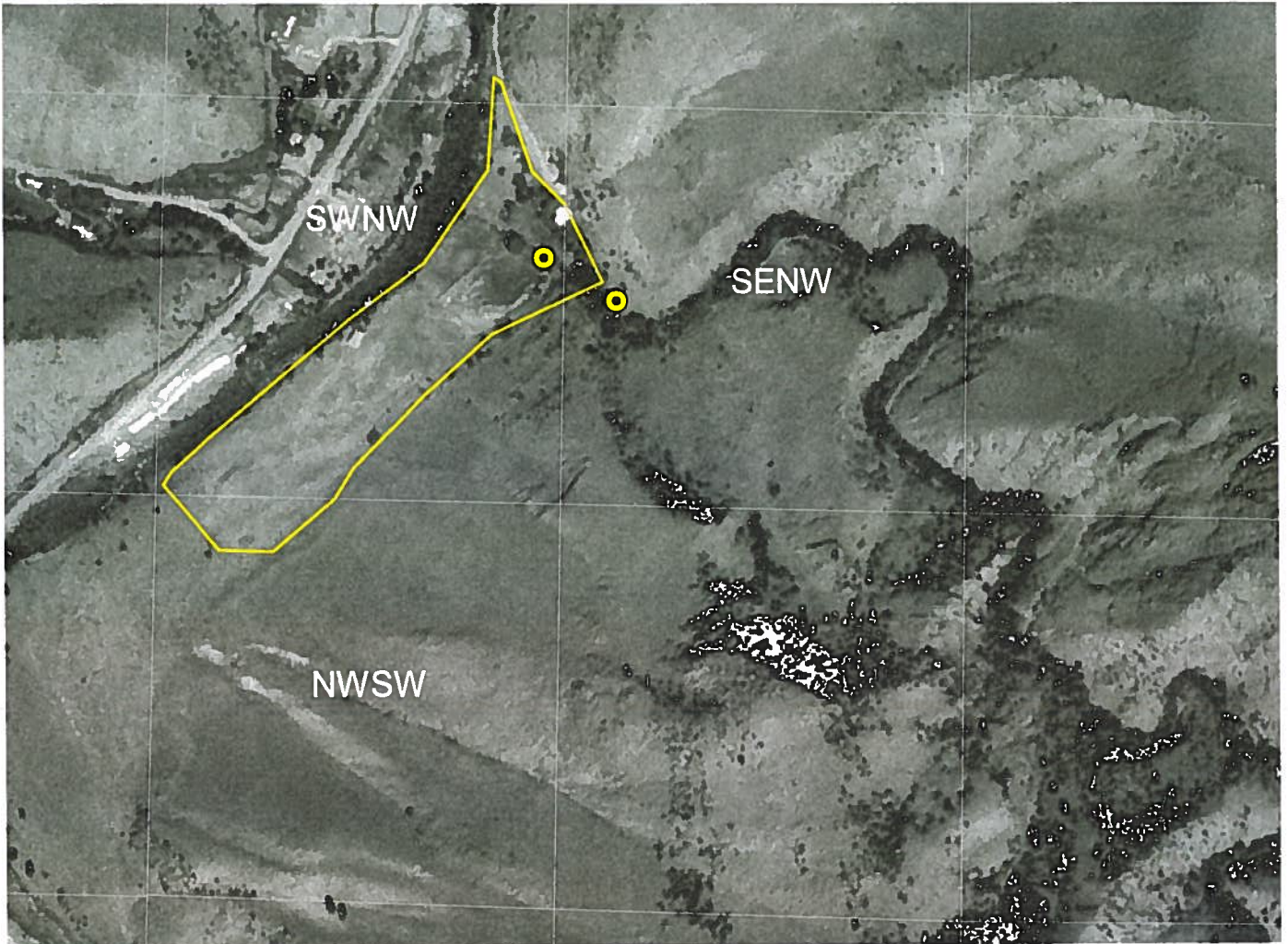
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

78-4092



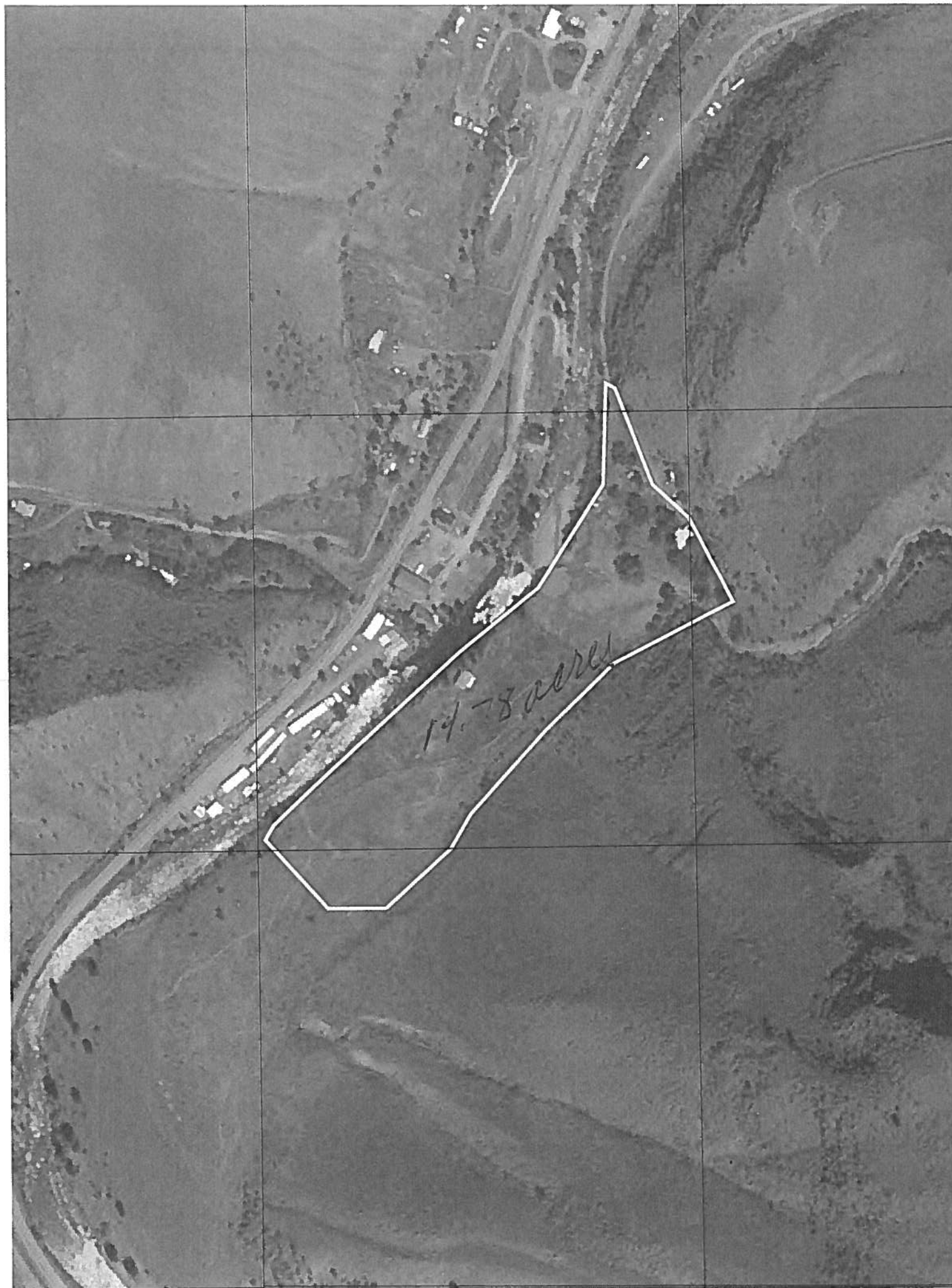
0 400 800 Feet

Section 22
T24N R1E



- Point of Diversion
- Place of Use

Map prepared on May 16, 2005
By Kenneth Knoblock
Idaho Department of Water Resources



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: A78-04092
Date Received: 5/10/1988
Receipt No: C000611
Received By: 5

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BILL SPICKELMIRE 208-628-3329
Address: PO BOX 246
RIGGENS ID 83549
OR
Name: ROBERT SPICKELMIRE 208-628-3329
Address: PO BOX 246
RIGGENS ID 83549
2. Date of Priority: JUL 1, 1909
3. Source: HAILEY CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	01E	22	NE	SW	NW		IDAHO
				SE	NW		IDAHO
5. Description of diverting works:
DIVERSION DAM AND GRAVITY DITCH SYSTEM
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	02/15	10/15	0.360		
STOCKWATER	01/01	12/31	0.020		
7. Total Quantity Appropriated is:
0.360 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10HD/RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	22	SW	NW		IRR	13.0
			SE	NW		IRR	5.0
Section Acres							18.0
Total Acres							18.0

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED BY RDH ON JANUARY 13, 1992.
Diversion consists of 5 ditches and three pipes.
P/D questionable, depending on recent survey.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

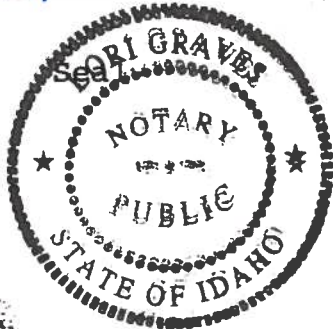
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): William S. Spivey/miniz Date: 9/9/98

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of Sept 19 98 Loi Guzman
Notary Public



Residing at Bain
My Commission Expires 6/18/04

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
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CIVIL CASE NUMBER: 39576

Ident. Number: **A78-04092**
Date Received: 5/10/1988
Receipt No: C000611
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BILL SPICKELMIRE 208-628-3329
Address: PO BOX 246
RIGGENS ID 83549
OR
Name: ROBERT SPICKELMIRE 208-628-3329
Address: PO BOX 246
RIGGENS ID 83549
2. Date of Priority: JUL 1, 1909
3. Source: HAILEY CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	01E	22	NE	SW	NW		IDAHO
5. Description of diverting works:
DIVERSION DAM AND GRAVITY DITCH SYSTEM
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	02/15	10/15	0.360		
STOCKWATER	01/01	12/31	0.020		
7. Total Quantity Appropriated is:
0.360 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10HD/RANGE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	22	SW	NW		IRR	18.0
			SW	NW		STOCK	
						Section Acres	18.0
						Total Acres	18.0

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

OWNERSHIP CHANGED BY RDH ON JANUARY 13, 1992.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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: _____

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State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A78-04092 & A78-04093

[] Name and Address of
Former Claimant(s): RALPH AND GAY ROBBIE

P.O. Box 468

RIGGINS, IDAHO 83549

[] New Claimant(s): BILL AND ROBERT SPICKELMIRE

P.O. Box 246

[] New Mailing Address: RIGGINS, IDAHO 83549

New Telephone Number: (208) 628 - 3329

[] Does the change in ownership result in a splitting of the
water right claimed? yes ☒ no
If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership

Describe proof attached:

(Proof of ownership must describe either the property
conveyed or include the claim number. Proof of ownership is
not required if this form is signed by the former claimant.)

[] Signature of New Claimant(s): William S. Spickelmire

Robert L. Spickelmire

Date: 9-4-91

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CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s):

Ray M. Robin

Date:

9-4-91

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

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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: A78-04092
Date Received: 5/10/1988
Receipt No: C000611

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RALPH E. ROBIE 208-628-3907
Address: P.O. BOX 468
RIGGINS, ID 83549
AND/OR
Name: GAY M. ROBIE
Address: P.O. BOX 468
RIGGINS, ID 83549
2. Date of Priority: JUL 01, 1909
3. Source: HAILEY CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 24N | 01E | 22 | NE | SW | NW | | IDAHO |
5. Description of diverting works:
DIVERSION DAM AND GRAVITY DITCH SYSTEM
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 02/15 | 10/15 | 0.360 | | |
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |
7. Total Quantity Appropriated is:
0.360 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10HD/RANGE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	01E	22	SW	NW	IRR	18.0
			SW	NW	STOCK	

Section Acres 18.0

Total Acres 18.0

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Ralph E. Robie Date: 5/10/88
Gay M. Robie Date: 5/10/88

State of Idaho)
County of Ada) SS.

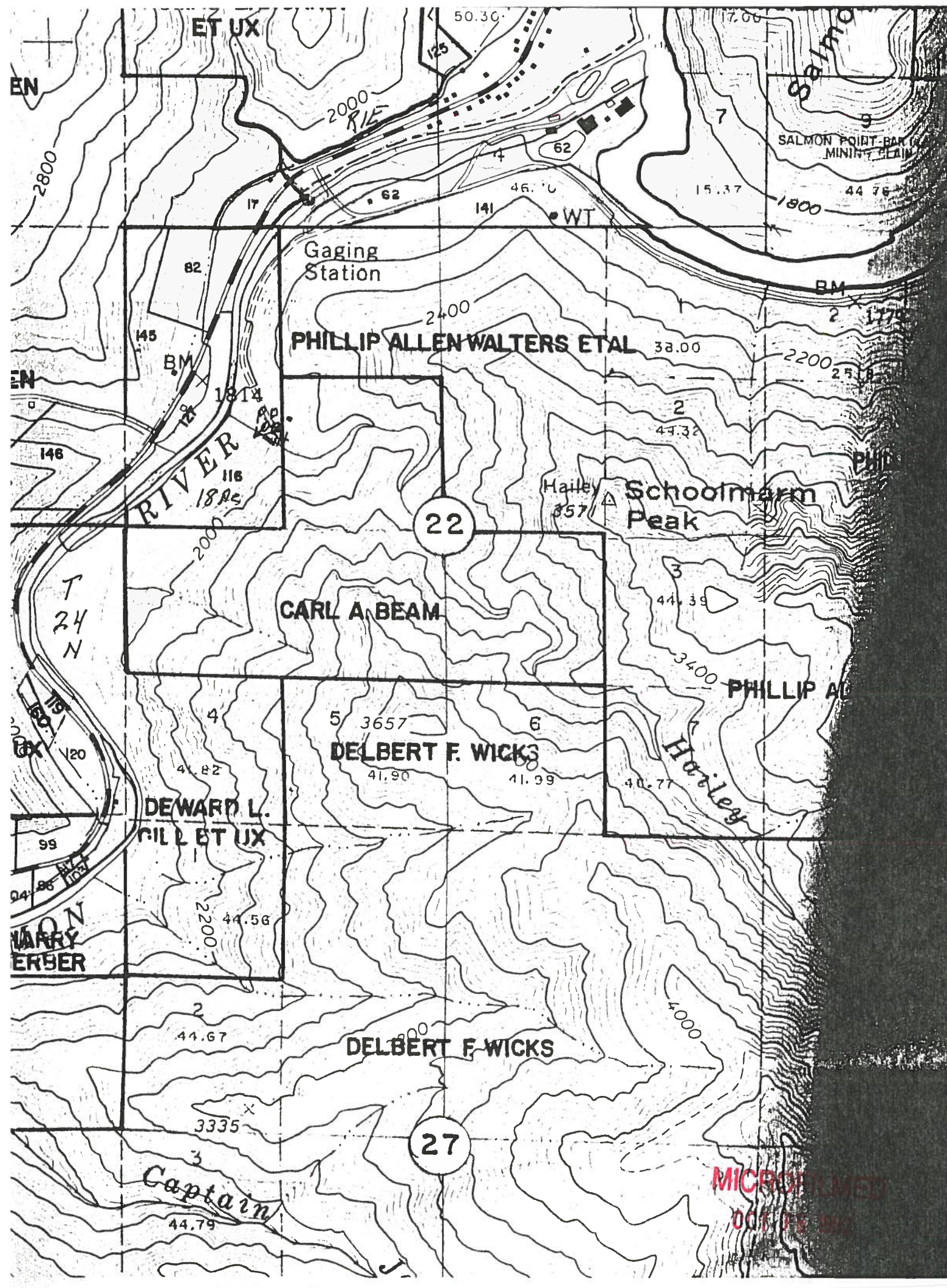
Subscribed and sworn (or affirmed) before me this 10th day

of May 19 88

Dana Bellin
Notary Public

Seal

Residing at Caldwell, Id
My Commission Expires 3/21/94



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001 OF 100

CONVERSATION MEMORANDUM

DATE

9/11/98

FILE

A78-04093

NAME OF PARTY

-

EMPLOYEE

JL

RE:

Verification of Location & Use

The spring involved with this claim is in dispute regarding Appl. for permit 78-07390.

PRE-hearing conference I conducted on 9/8/98 in Riggs suggests that on-site verification of location & use is needed.

Suggest delaying SRBA R-file prep until do irrigation claim A78-04092, associated with this situation. Also

A78-04093 = Spicke/mine, protestant to 78-07390.

78-07390 = Gill, believes spring is on her property.

RegionS.O.

CC: 78-04092

78-04092

78-04093

78-04093

78-07390

A78-04092

MEMORANDUM

June 24, 1996

TO: File A78-04092

FROM: KAY WALKER *KW*

RE: Point of Diversion location

Dolly Gill contacted our office this morning with questions concerning the point of diversion of the above referenced claim. She stated that the claimed point of diversion is not correct and the actual point is on property that is not owned by the claimants. She wondered how to correct the location in our records and also about acquiring an easement in writing for the point currently in use. I mentioned that if the point of diversion has been in use since 1909, as claimed, they may have acquired an easement through use of that point. Also, I told her we could prepare a blank copy of the claim and mail it to the claimants and they could make any changes and submit an amended claim to correct our records.

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OCT 22 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

DATE: JANUARY 14, 1992

CECIL D. ANDRUS

BILL AND/OR ROBERT SPICKELMIRE
PO BOX 246
RIGGINS ID 83549

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

NOTICE OF CLAIM NO.(S)
A78-04092

A78-04093

Dear Bill and/or Robert Spickelmire,

Enclosed is a copy(s) of the above referenced claim(s) which reflects the **CHANGE IN OWNERSHIP** of the lands and appurtenant water rights covered by this claim(s).

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim(s) for final court decree.

If you have any questions concerning the enclosed claims(s), feel free to contact this office.

Sincerely,

Ron Howerton

Ron Howerton
Senior Water Agent
Adjudication Bureau

cc: File(s)
A78-04092
A78-04093

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