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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: A41-10258  
Date Received: 8/20/1999  
Receipt No: S022467  
Received By: See

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JAMES JUAN SPILLETT 208-548-2468  
Address: PO BOX 278  
ROCKLAND ID 83271

2. Date of Priority: APR 1, 1908

3. Source: ROCK CREEK, SOUTH FORK Trib. to: ROCK CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 10S      | 31E   | 29      | SW     | SE     | NW     |     | POWER  |

5. Description of diverting works:  
DAMS AND PUMPS, JACKSON DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 0.200 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 10S      | 31E   | 20      | NW     | NW     |     | IRR | 2.0   |
|          |       |         | NW     | SW     |     | IRR | 24.0  |
|          |       |         | SW     | SW     |     | IRR | 24.0  |

Section Acres 50.0

10. Place of Use: Continued

Total Acres 50.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:  
41-00008B

14. Remarks:

THIS IS WATER THAT HAS BEEN USED WHEN THE EXCESS WATER WAS  
AVAILABLE AND WOULD BE CUT BACK AS WATER WAS NEEDED TO FILL  
ARBITRATION RIGHTS.

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 \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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CIVIL CASE NUMBER: 39576

Ident. Number

A41-10258

Date Received

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5022467

see

NOTICE OF CLAIM  
TO A

High Water

WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

AUG 20 1999

Department of Water Resources  
Southern Region

Please type or print clearly

1. Name of Claimant (s) James Juan Spillet Phone (208) 548-2469Mailing Address Box 278 (4546 Highway 375) Zip 832712. Date of Priority (Only one (1) per claim) 1 April 19083. Source of water supply (a) Rock Creek, South Fork  
which is tributary to (b) Rock Creek4. a. Location of existing point of diversion is: Township 10 S Range 31 E Section 29,SW 1/4 of SE 1/4 of NW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of \_\_\_\_\_Additional points of diversion if any: T10 S R31 E S20 NW SW

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. Dam, Headgate, Bypass, MeasuringBoxAdditional Point of Diversion: Pump on South Fork of Rock Creek

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 10-31 amount 0.2 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 0.2 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) \_\_\_\_\_

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | 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 |        |
| 10S | 31E | 20  |        |       |       |       |        | 2     |       |       |        | 24    | 24    |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 50

11. In which county (ies) are lands listed above as place of use located? Power

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
41-00088 (Adshood Pitch) - 0.8 CFS or None ( )

14. Remarks: This is water that has been used when the excess water was available and would be cut back as water was needed to fill arbitrated rights.

Last Name SPILLET Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number \_\_\_\_\_  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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

Signature of Claimant (s) \_\_\_\_\_

Date 8/11/99

Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

Title

of \_\_\_\_\_, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_

Title

of \_\_\_\_\_

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_

Date \_\_\_\_\_

State of Idaho/or Idaho )  
County of Power ) SS.

Subscribed and sworn (or affirmed) before me this 11 day of August 19 99

Notary Public

Lorri Robinson

Residing at

Rockland

My Commission Expires

7-23-99

Please Print Name

17. Notice of Appearance

Notice is hereby given that \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name SPILLETT Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

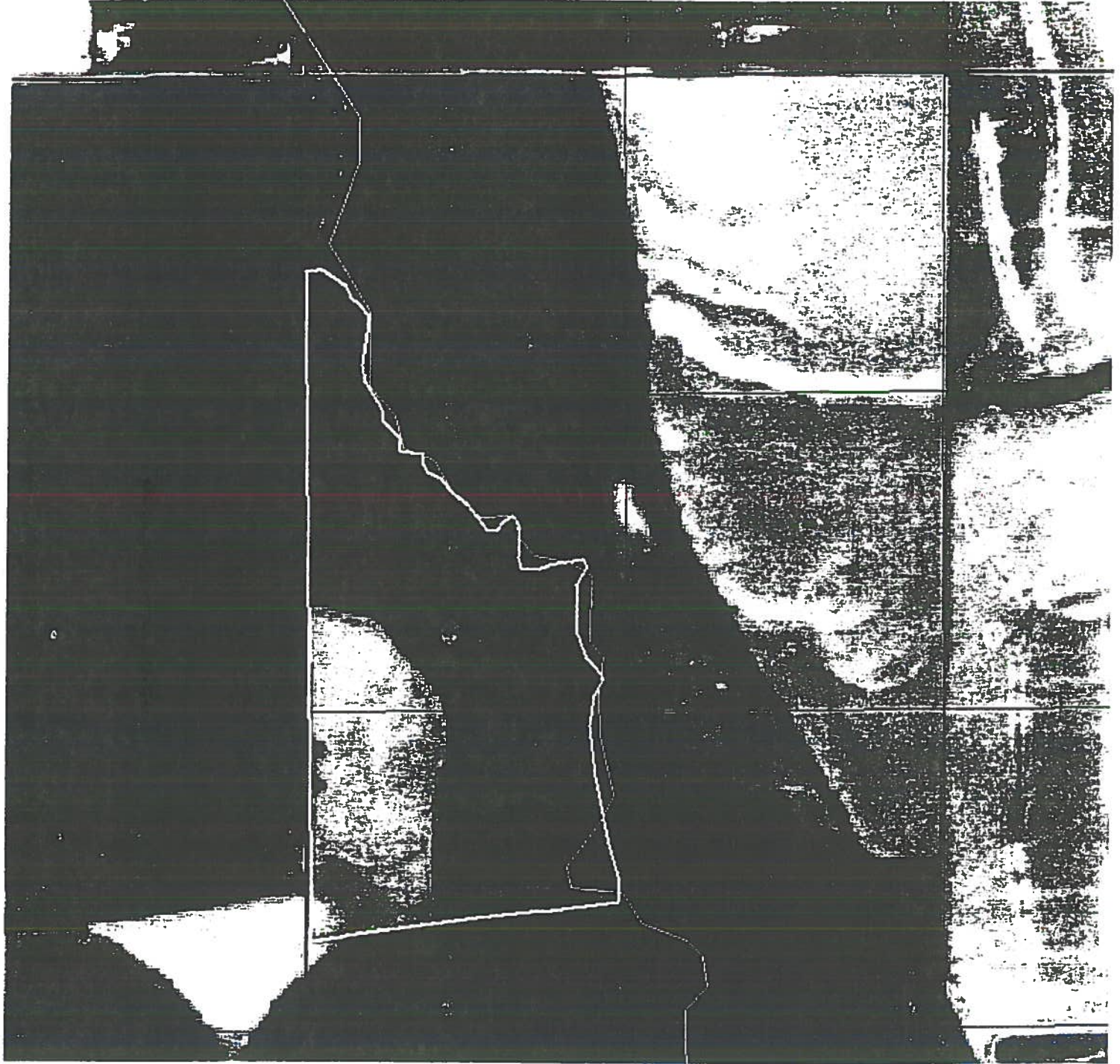
Scale: 2 inches equals 1 mile

A 16x16 grid of 256 squares. Each square contains a crosshair pattern of dashed lines. The pattern consists of a vertical dashed line and a horizontal dashed line intersecting at the center of the square. The lines are thin and light gray, set against a white background. The grid is composed of solid black lines separating the squares.

*Copies: White-State, Yellow-Claimant*

# IDAHO DEPT OF WATER RESOURCES

## ~~41-00008B~~ & 41-00013B



660 0 660 1320 Feet



T10S R31E SEC. 20

RECOMMENDED PLACE OF USE  
• POINT OF DIVERSION  
/ SECTION LINES  
□ 1/4 - 1/4 LINES

GIS PLACE OF USE PRESENTATION  
1987 & /OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND  
DATE: June 14, 1999

Box 278  
Rockland, ID 83271  
phone: (208) 548-2468  
August 11, 1999

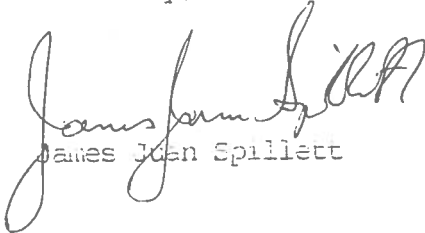
Idaho Department of Water Resources  
ATTN: Steve Clelland  
222 Shoshone Street East  
Twin Falls, ID 83301

SUBJECT: Completed Forms for "Notice of Claim to (High or Excess) Water  
Rights - 41-00008E (Acshead Ditch) & 41-00013E (Jackson Ditch)

As per the public meeting held in the Rockland City Hall on Tuesday,  
August 10, 1999, I am hereby submitting completed forms for the excess  
or high water historically used with my rights of 41-00008E and 41-00013E.

Also inclosed are checks for \$50.00 each (Numbers 684 and 685) for  
application fees for these rights.

Sincerely,

  
James Juan Spillet



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

August 20, 1999

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

JAMES JUAN SPILLETT  
PO BOX 278  
ROCKLAND ID 83271

RE: High Water Claims Filed A41-10258 & A41-10259

Dear Mr. Spillett,

Enclosed are your copies of the high water claims as they are recorded with the department. Your receipt for the fees are attached also.

If you have further questions feel free to call me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

STEVE CLELLAND  
Sr. Water Resource Agent

Enc:

Water Right Number - R41-10258 Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
SPILLET

JAMES JUAN

1 - PO BOX 278

2 -

3 -

City- ROCKLAND

Phone - 208-548-2468

State- ID Zip- 83271

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +  
04/01/1909 17 SOUTHERN J - BENEFICIAL USE+ - - Source - - - - - + + - - - - Tributary - - - - - +  
ROCK CREEK, SOUTH FORK ROCK CREEK

+ - - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot Rflg County

10S 31E 29 SW SE NW (77) POWER JACKSON DITCH

+ - - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - - +  
Code Period From Period To

01 - IRRIGATION 04/01 10/31 0.200

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - - +  
0.200 0.0+ - - - - - Place of Use - - - - - Description - - - - - County - - - - - +  
Twn Rng Sec Tract Lot Acres Code10S 31E 20 NW NW 2.0 01 IRRIGATION (77) POWER  
10S 31E 20 NW SW 24.0 01 IRRIGATION (77) POWER  
10S 31E 20 SW SW 24.0 01 IRRIGATION (77) POWER

Total Acres: 50.0

+ - - Diversion Means - DAMS AND PUMPS, JACKSON DITCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 41-000088

+ - - - - - Remarks - - - - - +

POU1 USE OF THIS RIGHT WITH RIGHT NOS. 41-000088, 41-000138 &  
41-10259 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 50  
ACRES IN A SINGLE IRRIGATION SEASON.

+ - - - - - No Old Water Right Numbers Found - - - - - Old Water Right Numbers - - - - - +

Water right number - R41-10258

Prefix Translation: RESEARCH

+ - - - - Decree Plaintiff - - - + - - - - Decree Defendant - - - + - - - - Decree Date - - +  
00/00/0000

+ - - - - Decree Plaintiff - - - + - - - - Decree Defendant - - - + - - - - Decree Date - - +  
00/00/0000

+ - - - - Decree Plaintiff - - - + - - - - Decree Defendant - - - + - - - - Decree Date - - +  
00/00/0000

Date: 10/20/1999 User Id: DJONES Subject: COPIED FROM REMARKS  
THIS IS WATER THAT HAS BEEN USED WHEN THE EXCESS WATER WAS AVAILABLE AND WOULD BE CUT BACK AS WATER WAS NEEDED TO FILL  
ARBITRATION RIGHTS.

Date: 10/20/1999 User Id: DJONES Subject: RECOMMENDATION  
HIGH WATER CLAIM, PRIORITY JUNIOR TO 41-02001.

+ - - Audit Fields - - +  
10/20/99 DJONES

+ - - - - Adjudication Rights Dates and Flags Area - - - - -

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing  | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number       | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | -            | Old Case Number         | -       |
| Response Filed Date  | - 00/00/0000 | Verified Date         | - 00/00/0000 | Old Judicial District   | -       |
| Claim Received Date  | - 08/20/1999 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - S022467    | Water District          | - 41    |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | -            | Presumption Flag        | -       |
|                      |              |                       |              | Notice of Error Flag    | -       |

3/23/00  
scu

POD #s:

46

POU #s:

83

GIS w/-8B ~~#138~~

Gis ✓

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5. Description of diverting works:  
DAMS AND PUMPS, JACKSON DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 0.200 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 10S      | 31E   | 20      | NW     | NW     |     | IRR | 2.0   |
|          |       |         | NW     | SW     |     | IRR | 24.0  |
|          |       |         | SW     | SW     |     | IRR | 24.0  |

Section Acres 50.0

10. Place of Use: Continued

Total Acres 50.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:  
41-00008B

14. Remarks:

THIS IS WATER THAT HAS BEEN USED WHEN THE EXCESS WATER WAS  
AVAILABLE AND WOULD BE CUT BACK AS WATER WAS NEEDED TO FILL  
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**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 )  
 ) SS.  
County of \_\_\_\_\_ )

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day

of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

- 0013B

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b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
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Box

Additional Point of Diversion: Pump on South Fork of Rock Creek

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 10-31 amount 0.2 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 0.2 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) \_\_\_\_\_

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | 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 |        |
| 10S | 31E | 20  |        |       |       |       |        | 2     |       |       |        | 24    | 24    |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 50

11. In which county (ies) are lands listed above as place of use located? Power

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If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
41-00088 (Adshead Pitch) - 0.8 CFS or None ( )

14. Remarks: This is water that has been used when the excess water was available and would be cut back as water was needed to fill arbitrated rights.

Last Name SPILLHETT Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number \_\_\_\_\_  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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

Signature of Claimant (s) James Juan Spillert

Date 8/11/99

Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

Title \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_

Title \_\_\_\_\_

of \_\_\_\_\_

Organization

and that the statements contained in the foregoing document are true and correct.

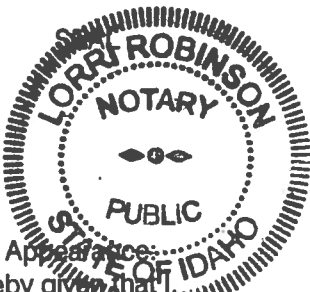
Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_

Date \_\_\_\_\_

State of Idaho/or Idaho )  
County of Power ) SS.

Subscribed and sworn (or affirmed) before me this 11 day of August 19 99



Notary Public Lorry Robinson

Residing at Rockland

My Commission Expires 7-23-99

Please Print Name

17. Notice of Appearance:

Notice is hereby given that \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

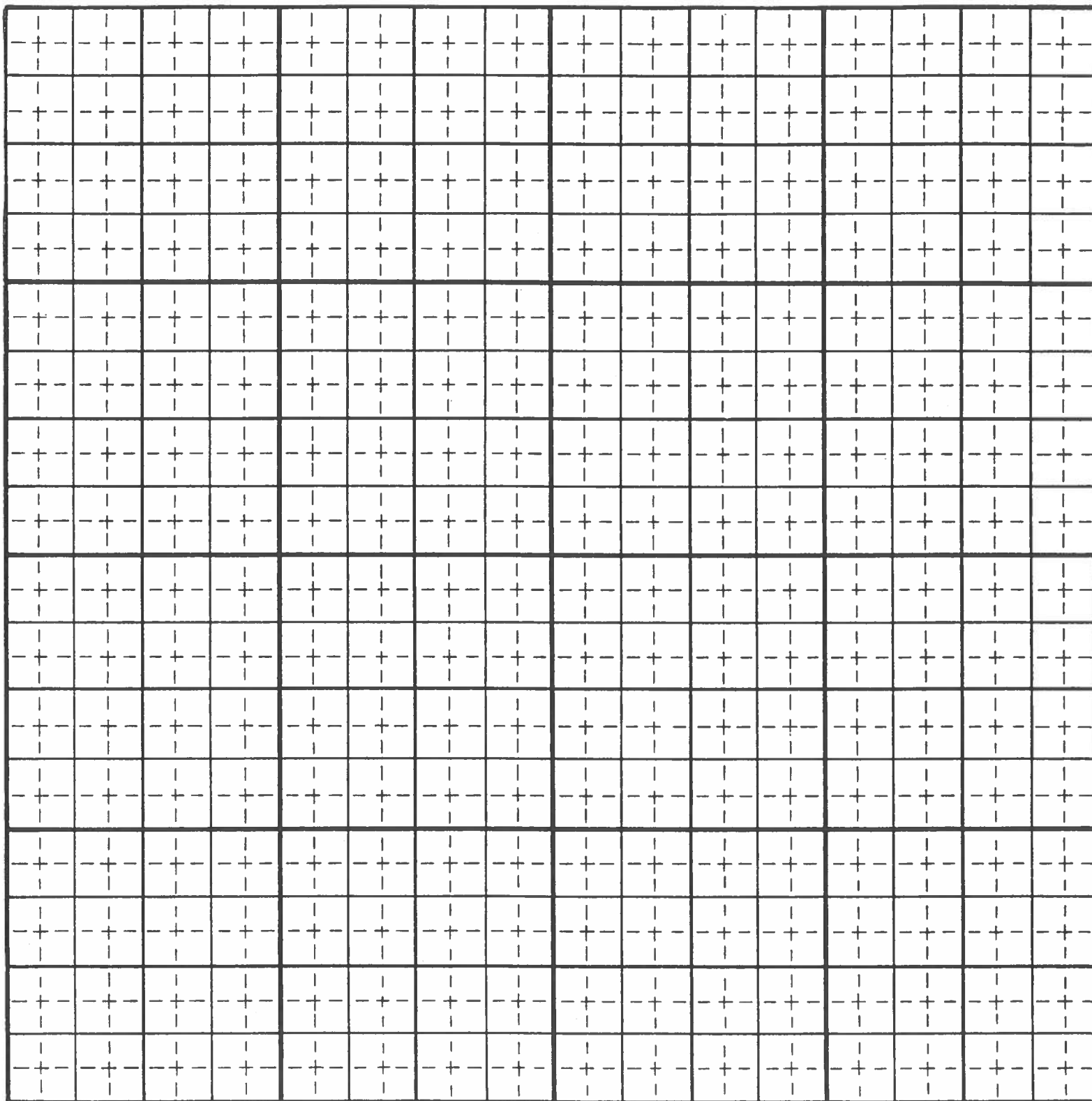
Date \_\_\_\_\_

Last Name SPILLERT Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

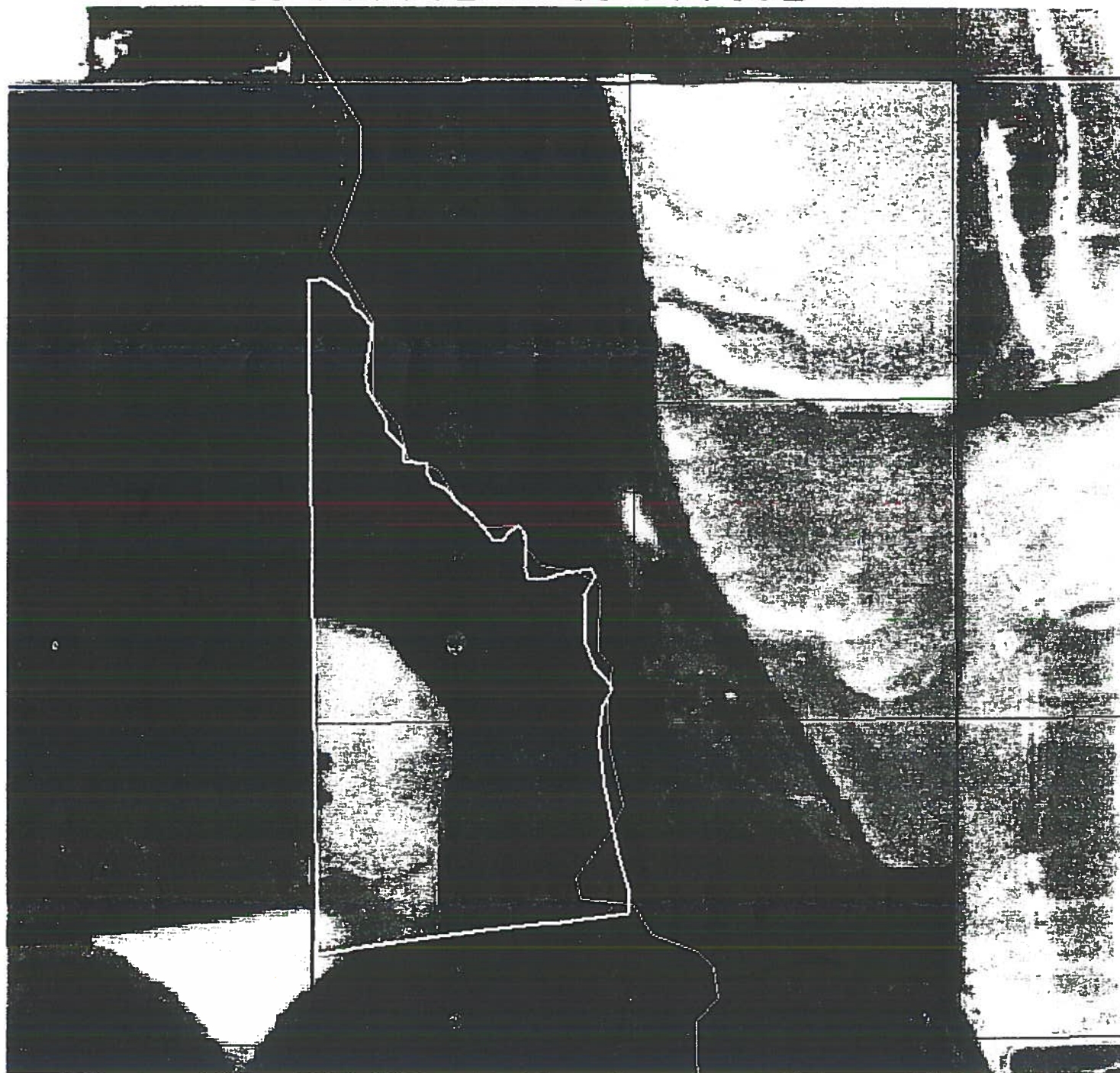


Last Name SPILLET Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

# IDAHO DEPT OF WATER RESOURCES

~~41-00008B~~ & 41-00013B



660 0 660 1320 Feet



T10S R31E SEC. 20

- RECOMMENDED PLACE OF USE
- POINT OF DIVERSION
  - ∧ SECTION LINES
  - 1/4 - 1/4 LINES

GIS PLACE OF USE PRESENTATION  
1987 & OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND  
DATE: June 14, 1999

Box 278  
Rockland, ID 83271  
phone: (208) 548-2468  
August 11, 1999

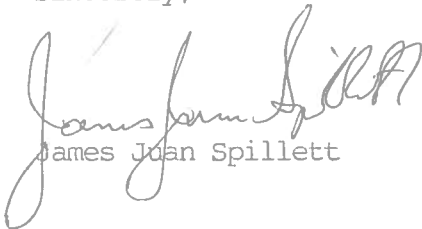
Idaho Department of Water Resources  
ATTN: Steve Clelland  
222 Shoshone Street East  
Twin Falls, ID 83301

SUBJECT: Completed Forms for "Notice of Claim to (High or Excess) Water  
Rights - 41-00008B (Adshead Ditch) & 41-00013B (Jackson Ditch)

As per the public meeting held in the Rockland City Hall on Tuesday,  
August 10, 1999, I am hereby submitting completed forms for the excess  
or high water historically used with my rights of 41-00003B and 41-00013B.

Also inclosed are checks for \$50.00 each (Numbers 684 and 685) for  
application fees for these rights.

Sincerely,



James Juan Spillet



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**  
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380  
Phone: (208) 736-3033 FAX: (208) 736-3037

---

SOUTHERN REGION

August 20, 1999

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

JAMES JUAN SPILLETT  
PO BOX 278  
ROCKLAND ID 83271

RE: High Water Claims Filed A41-10258 & A41-10259

Dear Mr. Spillett,

Enclosed are your copies of the high water claims as they are recorded with the department. Your receipt for the fees are attached also.

If you have further questions feel free to call me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland'.

STEVE CLELLAND  
Sr. Water Resource Agent

Enc:

Water Right Number - R41-10258

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - - - - First Name - - - +

+ - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*

JAMES JUAN

1 - PO BOX 278

2 -

3 -

City- ROCKLAND

Phone - 208-548-2468

State- ID Zip- 83271

+ - - - - Priority Date - - - +

04/01/1909

+ - - - - Region - - - - +

17 SOUTHERN

+ - - - - Stage - - - - +

J - BENEFICIAL USE

+ - - - - Status - - - - +

+ - - - - Source - - - - - +

ROCK CREEK, SOUTH FORK

+ - - - - Tributary - - - - - +

ROCK CREEK

+ - - - - Point of Diversion - - - - - +

County

Twn Rng Sec Tract Lot Rflg County

10S 31E 29 SW SE NW (77) POWER JACKSON DITCH

+ - - - - Description

Period From Period To Water Use

Diversion Rate Diversion Volume

01 - IRRIGATION

04/01 10/31 0.200

+ - - - - Total Div. Rate - +

0.200

+ - - - - Total Div. Volume - +

0.0

+ - - - - Total Consumptive Use - +

0.0

+ - - - - KW Usage - +

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County     |
|-----|-----|-----|-------|-----|-------|------|-------------|------------|
| 10S | 31E | 20  | NW NW |     | 2.0   | 01   | IRRIGATION  | (77) POWER |
| 10S | 31E | 20  | NW SW |     | 24.0  | 01   | IRRIGATION  | (77) POWER |
| 10S | 31E | 20  | SW SW |     | 24.0  | 01   | IRRIGATION  | (77) POWER |

Total Acres: 50.0

+ - - - - Diversion Means - DAMS AND PUMPS, JACKSON DITCH

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use - 41-00008B

+ - - - - Remarks - - - - - +

POU1

USE OF THIS RIGHT WITH RIGHT NOS. 41-00008B, 41-00013B &  
41-10259 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 50  
ACRES IN A SINGLE IRRIGATION SEASON.

+ - - - - No Old Water Right Numbers Found

- - - - - Old Water Right Numbers - - - - - +

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

Prefix Translation: RESEARCH

Water right number - R41-10258

Conditions of Approval - - - - -  
No Conditions of Approval found.  
Decree Plaintiff - - - - - + - - - - Decree Defendant - - - - - + - - - - Decree Date - - - - - +  
00/00/0000

-Comments- - - - -  
Date: 10/20/1999 User Id: DJONES Subject: COPIED FROM REMARKS  
THIS IS WATER THAT HAS BEEN USED WHEN THE EXCESS WATER WAS AVAILABLE AND WOULD BE CUT BACK AS WATER WAS NEEDED TO FILL  
ARBITRATION RIGHTS.  
Date: 10/20/1999 User Id: DJONES Subject: RECOMMENDATION  
HIGH WATER CLAIM, PRIORITY JUNIOR TO 41-02001.

Audit Fields - - - - - +  
10/20/99 DJONES

Adjudication Rights Dates and Flags Area - - - - - +  
Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576  
Objection Filed Date - 00/00/0000 Field Inspection Flag - Old Case Number -  
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -  
Claim Received Date - 08/20/1999 Last Amended Date - 00/00/0000 Temporary Right - P  
Receipt Number - S022467 Water District - 41  
POU Ownership Flag - Y Federal/State Indicator - S  
Name Connector - Presumption Flag -  
Notice of Error Flag -

3/23/00  
scu

GIS w/-8B ~~158~~  
POU #s: 83  
POD #s: 46

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

A41-10258

Date Received

Receipt Number

S022467

see

NOTICE OF CLAIM  
TO A

High Water

## WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

AUG 20 1999

Department of Water Resources  
Southern Region

Please type or print clearly

1. Name of Claimant (s) James Juan Spillet Phone (208) 548-2469Mailing Address Box 278 (4546 Highway 375) Zip 832712. Date of Priority (Only one (1) per claim) 1 April 19083. Source of water supply (a) Rock Creek, South Fork  
which is tributary to (b) Rock Creek4. a. Location of existing point of diversion is: Township 10 S Range 31 E Section 29,  
SW 1/4 of SE 1/4 of NW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of \_\_\_\_\_Additional points of diversion if any: T 10 S R 31 E S 20 NW SW

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. Dam, Headgate, Bypass, Measuring

Box

Additional Point of Diversion: Pump on South Fork of Rock Creek

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 4-1 to 10-31 amount 0.2 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 0.2 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) \_\_\_\_\_

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | 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 |        |
| 10S | 31E | 20  |        |       |       |       |        | 2     |       |       |        | 24    | 14    |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 50

11. In which county (ies) are lands listed above as place of use located? Power

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
41-0008B (Adshead Pitch) - 0.8 CFS or None ( )

14. Remarks: this is water that has been used when the excess water was available and would be cut back as water was needed to fill arbitrated rights.

Last Name SPILHETT Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number \_\_\_\_\_  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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

Signature of Claimant (s)

James Juan Spillet

Date 8/11/99

Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

Title

of \_\_\_\_\_, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_

Title

of \_\_\_\_\_

Organization

and that the statements contained in the foregoing document are true and correct.

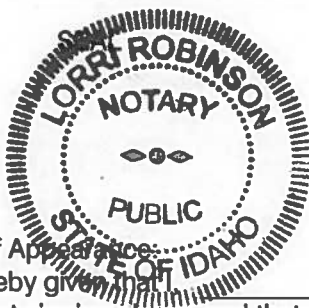
Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_

Date \_\_\_\_\_

State of Idaho/or Idaho )  
County of Power ) SS.

Subscribed and sworn (or affirmed) before me this 11 day of August 19 99



Notary Public

Lorri Robinson

Residing at

Rockland

My Commission Expires

7-23-99

Please Print Name

17. Notice of Appearance

Notice is hereby given that \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name SPILLET Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The grid is composed of 16 columns and 16 rows of these squares.

*Copies: White-State, Yellow-Claimant*