

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: 41-00008E 41-00013C 41-10033 (sec 29)
2. The following REQUIRED information must be submitted with this form: 41-10034 (sec. 7.)
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Grace Barnard Spillett
4. New Owner/Claimant(s) Robert R Spillett and James V. Spillett
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address PO Box 144
City, State and ZIP Code Rockland ID 83271
New Telephone Number (208) 548-2254 AKA: (K) SPILLETT BROS.
5. Date you acquired the property June 25, 1995
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Robert R Spillett Sr.
James V Spillett
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

PERSONAL REPRESENTATIVES' DEED

Robert R. Spillett and James V. Spillett (Ted), the duly appointed Co-Personal Representatives of the Estate of Grace Barnard Spillett, Deceased, without warranties, grants, distributes and conveys unto Robert R. Spillett and James V. Spillett (Ted) all of the Deceased's right, title and interest to the following described real property:

Parcel 1:

All of NE $\frac{1}{4}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ & S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 29, Tp. 10 S., R. 31 E. Boise Mer. (and a strip along N. part of SW $\frac{1}{4}$ NE $\frac{1}{4}$).

Said strip is from an existing water ditch & fence line to the north line of this (latter) 1/16 Sec. It extends from W'rly line of State Hiway 37, where it is about 38 ft. wide, W. 1270 ft., more or less, to N.-W. corner of this 1/16 Sec., where it is about 27 ft. wide. Containing 7/8 acre, more or less.

(NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28) Also the W. 330 ft., N. of county road known as Sand Hallow Road. Containing 8.0 acres, more or less, and more particularly described as follows:

Place of beginning at the N.-W. corner of said Sec. 28; Thence S. $\frac{1}{4}$ mi. to a 1/16th cor., which is marked with a 1" x 1" steel Stk. with 15" of length left above the ground, & N.-W. of said road; Thence N 31° 8' E 339 ft.; Thence N 40° 46' E 236 ft. (to a point;) Thence north 852 ft., more or less, to the N. line of said Sec. 28; Thence W. 330.0 ft. to place of beginning.

Parcel 2:

All of SE $\frac{1}{4}$ NW $\frac{1}{4}$ & S $\frac{1}{2}$ of NE $\frac{1}{4}$ Sec. 29, Tp. 10 S., R. 31 E., Boise Mer.; except a strip of land between N. line of SW $\frac{1}{4}$ NE $\frac{1}{4}$ and an existing irrigation-water ditch S. The strip is about 30 ft. wide, N.-S., & about 1270 E.-W. from N.-W. Cor. of this 1/16 Sec., E., to the W'rly. line of State Highway #37, & is 27 ft. wide at W. end & 33 ft. at E. end, 0.875 A., more or less.

Also the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, same Tp. & R., except the W. 330.0 ft. of latter 1/16 Sec., from N. Sec. 28 line S. to an existing fence line N.-W'rly. from a county road, known as Sand Hallow Road. This parcel more particularly described as follows:

Place of beginning at the N.-W. Cor. of said Sec. 28; Thence south $\frac{1}{4}$ mile to the N. on W. Sec. 28 line, 1/16 which point is marked with a 1" x 1" iron bar driven, (Cor. to about 15" above ground); Thence N 31° 8' E 339.0 ft. to a point; Thence N 40° 46' E 236.0 ft., more or less, to a Pt. that is 330.0 ft. E. from the W. line of said Sec. 28; Thence N'rly., on a line parallel to the W. Sec. 28 of line, 852.0 ft., more or less, to the N. line of this Sec.; Thence W. 330.0 ft. to place of beginning.

Containing 8.0 acres, more or less. in north-westerly corner of said Sec. 28.

Parcel 3:

The North Half of the Northeast Quarter of the Northwest Quarter; the North Half of the Northwest Quarter of the Northeast Quarter of Section Twenty-nine, Township Ten, South, Range Thirty-one, E.B.M.,

Together with all water, and water and ditch rights appurtenant to and used with said land, including (but not limited to) eight and eight ninths $8 \frac{8}{9}$ miners inches of water more or less from the Adzhead and the Tayson irrigating ditch from the South fork of Rock Creek in Power County, Idaho; also Seven and Seven-ninths $7 \frac{7}{9}$ miners inches of water more or less from the Charles Tayson, Jr., irrigating ditch from Rock Creek in Power County, Idaho; also four and four-ninths $4 \frac{4}{9}$ miners inches of water more or less from the Stradder irrigation ditch from Rock Creek in Power County, Idaho; also a proportionate right, title and interest in the flumes, head-gates and ditches conveying said water upon the land to be irrigated.

Parcel 4:

East Half of the Northwest Quarter of Section 20, Township 10 South, Range 31, E.B.M.

Parcel 5:

Lots one (1) through sixteen (16) both inclusive in the Houtz Addition to the City of Rockland, Idaho.

Parcel 6:

All that portion of the hereinafter described strip of land lying within

The Southeast Quarter of the Northwest Quarter of Section Twenty, Township Ten, South, Range Thirty-one, E.B.M., said strip of land being described as follows, to wit:

A strip of land one hundred (100) feet, wide, being fifty (50) feet on each side of the center line of main track of the new line of the Oregon Short Line Railroad, from American Falls to Landing, as the same is now located over and across the Northwest quarter of the Northwest quarter ($NW\frac{1}{4} NW\frac{1}{4}$) the South Half of the Northwest Quarter ($S\frac{1}{2}NW\frac{1}{4}$) and the East half of the Southwest quarter ($E\frac{1}{2}SW\frac{1}{4}$) of Section Twenty (20), Township Ten (10) South, Range Thirty-one (31) East of the Boise Meridian, in Power County, Idaho, the location of said center line of main track being more particularly described as follows:

Beginning a point in the North line of said Section Twenty (20) and six hundred fourteen (614) feet east of the northwest corner thereof; thence South 14 degrees 28 minutes East, for a distance of twenty three hundred fifty and one tenth (2350.1) feet; thence along a spiralled curve to the left, with a radius of nineteen hundred ten and one tenth (1910.1) feet, for a distance of five hundred eighty seven and eight tenths (587.8) feet; thence South 29 degrees

51 minutes East, for a distance of twenty one hundred sixty nine and one tenth (2169.1) feet, to a point in the East line of said East half of the Southwest quarter (E½SW¼) and six hundred thirty five (635) feet, more or less, North of the Southeast corner thereof. Said strip of land containing in all eleven and seventy two hundredths (11.72) acres, more or less:

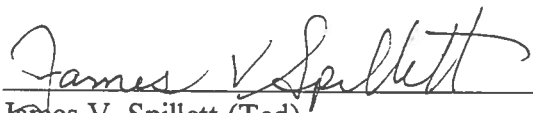
Said strip of land being a portion of the land conveyed under date of August 9th, 1919, by Benjamin Joseph Spillett, and his wife Rose Spillett, and George Walter Spillett, and his wife Estella Spillett, to Oregon Short Line Railroad Company, a corporation, which deed was recorded in Book 46, page 250, of the records of Power County, Idaho:

Said land having also been conveyed under date of June 8th, 1918, by Benjamin J. Spillett, administrator of the estate of James E. Spillett, deceased, to said Oregon Short Line Railroad Company, a corporation, which deed was recorded in Book 46, at page 153 of the records of Power County, Idaho.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee(s), and (their, his, her) heir(s) and assign(s) forever.

DATED this 7 day of July, 1999.


Robert R. Spillett
Co-Personal Representative


James V. Spillett (Ted)
Co-Personal Representative

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: A41-00008E
Date Received: 3/09/1990
Receipt No: S011453
Received By: hw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GRACE SPILLETT 208-548-2202
Address: 4602 SOUTH ROCKLAND HWY.
ROCKLAND, ID 83271

2. Date of Priority: OCT 01, 1879

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	Lot	County
10S	31E	33		NE	NW		POWER

5. Description of diverting works:
ADZHEAD DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.720		

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

8. Total consumptive use is 178.2 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	31E	29	NW	NE		IRR	29.4
			NE	NW		IRR	30.0

Section Acres 59.4

A41-00008E

Page 1

Date: 03/09/90

MICROFILMED

MAR 04 1993

10. Place of Use: Continued

Total Acres 59.4

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:
A41-00013C

14. Remarks:

P/U NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
RT. IS FOR 1.6 CFS AT ALL TIMES, BUT 3.2 CFS IS USED 1/2 THE TIME
LAST NAME OF RIGHT HOLDER GIVEN INCORRECTLY AS TAYSON.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IN PLEADINGS IS H. P. HOUTZ.
ACTUAL ACRES IRRIGATED = 59.4, ALL WITHIN NENW & NWNE QUARTERS OF
SECTION 29.

15. Basis of Claim: DECREED

Case Number:
Court :
Decree date:

HOUTZ

Decree Plaintiff

vs

ET AL.

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

Signature of Claimant(s): Grace Spillert Date: Mar. 9, 1990

Date: _____

State of Idaho)
County of Tf) SS.

Subscribed and sworn (or affirmed) before me this 9 day
of Mar 19 90

L. White
Notary Public

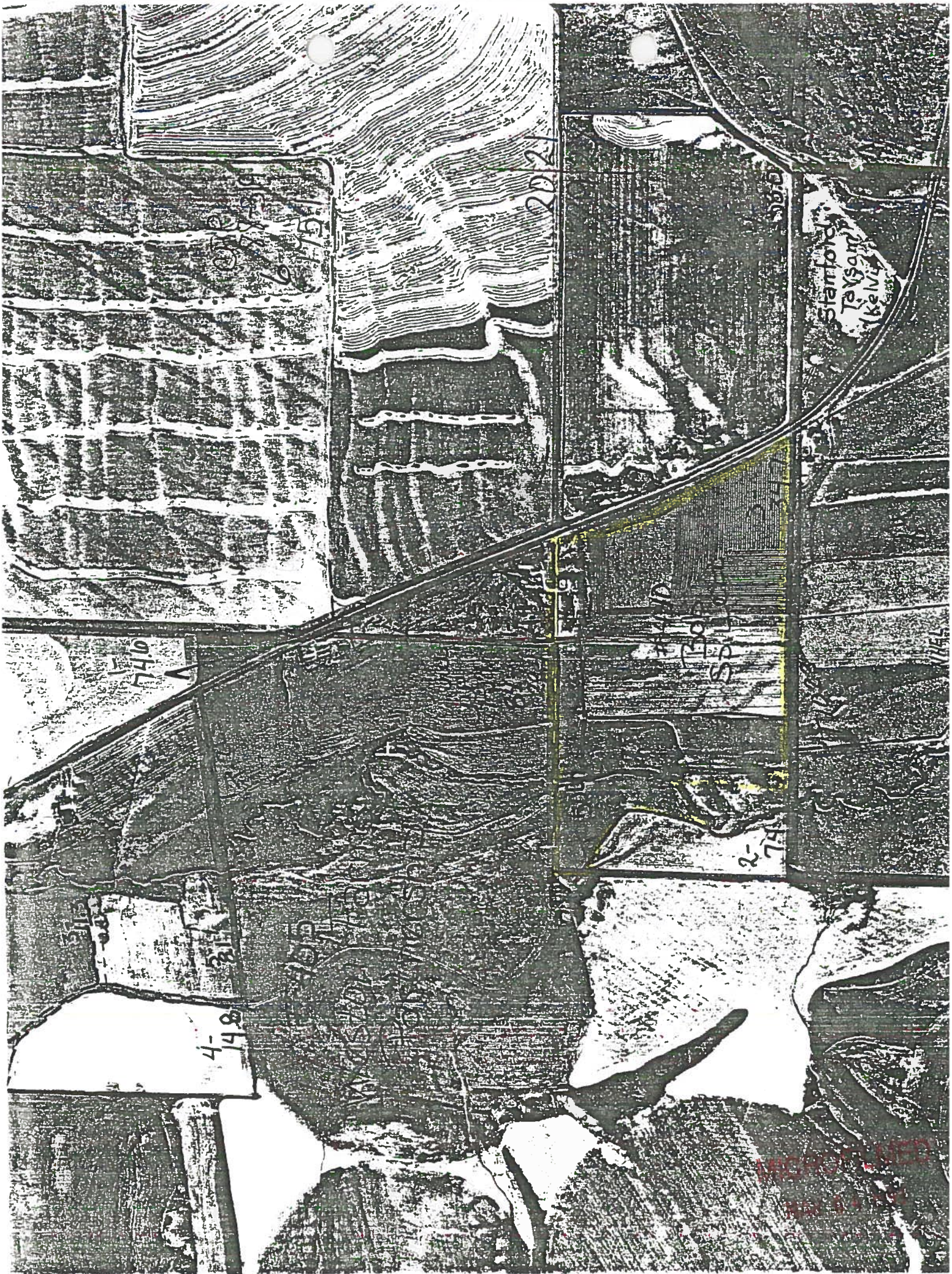
Seal

Residing at Tf
My Commission Expires 5/94

DITCH	INCHES	PRIORITY
Woods Ditch	50"	3-12-81
Alvin Ralphs 45"	Ivan Charles 1"	
Ralphs Bros. 1"	Gordon Robinson 1"	
Wayne Cox 1"	Scott Nelson 1"	
Houtz Perry Ditch	to June 15th, 170"	4-1-80
Ivan Charles 40"	from June 15th 90"	
Don Benson 20"		
Houtz E st	to June 15th, 75"	
Clifford Nelson 35" -35" on 6/15	from June 15th, 30"	
Admhead Ditch	160"	10-1-79
<i>Nelson</i> B. B. Saylor 70.56 - 5 days 7 hrs = 127		
<i>Upton</i> Orrin Tayson 26 18.33 33 hrs. = 33		
<i>Upton</i> Bert Nelson 30 26.67 48 = 48		
<i>Upton</i> Orrin Spillet 30 26.67 48 = 48		
<i>Upton</i> Ray Spillet 10 17.77 32 hrs. = 32		
West Ditch	275"	5-4-84
Ralphs Bros. 34.36"		
Gussell Halling 57.31"		
J. E. Hunter 80.21"		
Melvin McLean 63.01"		
P. W. Cox 11.46"		
Harold Permann 11.46"		
Jay Ralphs 17.19"		
Hillhouse May Ditch	50"	5-15-84
R. H. Swinn 23.46"		
Mary Eliason 12.87"		
Farold Nelson 10.61"		
Joe Nelson 3.06"		
Fredsham Kelly Ditch	100"	5-20-84
Allen Roper 77"		
John Kildaw 23"		
Jackson Ditch	30"	5-1-81
Orrin Spillet 10"		
Bert Nelson 10"		
Ray Spillet 10"		
Woods Tyler Ditch	64"	6-15-83
	20"	3-12-81
	30"	5-1-85
Total 114"		
Irvin Moss 4"		
Harold Tyler 34.24"		
Ken Hartley 40"		
P. W. Cox 6"-6"		
Elsie Bernard 10"		

(12 day turns)

MICROFILMED
MAR 04 1993



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

split
Water Right Number 41-00008A
+ - - - - Last Name - - - - +

Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - First Name - - +

H. R. 0.5334
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GRACE
WARREN

*** CURRENT OWNER ***
WESTON
SPILLET

TAYSOM

*** ORIGINAL OWNER ***
TAYSOM, SR.
1 -
2 -
3 -
City-
Phone -
1 -
2 -
3 -
City-
Phone -

CHARLES

CHARLES

TAYSOM, JR.

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/01/1879 17 D - DECREED

ROCK CREEK, SOUTH FORK

Point of Diversion - - - - -
Tributary - - - - -
ROCK CREEK

Water Use - - - - -
Period From - - - - -
Period To - - - - -
Diversion Rate - - - - -
Diversion Volume - - - - -

WR

01 - IRRIGATION
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.600

08A
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IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

SNP
(124)

Water right number -		41-00008A		Adj. flag translation:		Standard Water Right Number		
Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
10S	31E	20	NE SW			01	IRRIGATION	(77) POWER
10S	31E	20	NW SW			01	IRRIGATION	(77) POWER
10S	31E	20	SE SW			01	IRRIGATION	(77) POWER
10S	31E	29	NW NE			01	IRRIGATION	(77) POWER
10S	31E	29	SW NE			01	IRRIGATION	(77) POWER
10S	31E	29	NE NW			01	IRRIGATION	(77) POWER
10S	31E	29	SE NW			01	IRRIGATION	(77) POWER

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - -

P/U NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
RT. IS FOR 1.6 CFS AT ALL TIMES, BUT 3.2 CFS IS USED 1/2 THE TIME
LAST NAME OF RIGHT HOLDER GIVEN INCORRECTLY AS TAYSON.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IN PLEADINGS IS H. P. HOUTZ.

+ - -

Conditions of Approval - - - - -

No Conditions of Approval found.

+ - - Decree Plaintiff - - - +

HOUTZ

ET AL.

+ - - Decree Defendant - - - +

06/06/1903

+ - - Audit Fields -

+ - -

Water Rights Dates and Flags Area - - - - -

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	- P
Start Work Date	-	00/00/0000	Verified Date	-	00/00/0000	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	- 41
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	06/06/1903					

Water Dist 41

South Fork

All Dates 1800

Page 1

W20RIGHTS SFORK

t: DECREE NUMBER

EE NUMB DECREEED OWNER

PRESENT OWNER

DELIVERY DITCH

INCHES

PRIORITY DAT COMMENTS

01	H.P. HOUTZ	CHARLES, IVAN	PRIVATE PUMP	70	Apr 1 80	
01	H.P. HOUTZ	UDY BROS.	PRIVATE PUMP	20	Apr 1 80	
01	H.P. HOUTZ	CHARLES, IVAN	MEADOW PUMP	45	Apr 1 80	TILL JUNE 15
01	H.P. HOUTZ	NELSON, CLIFFORD		35	Apr 1 80	TILL JUNE 15
03	ANDREW ALLEN	7UD RANCHES	TAYSON MEADOW	85	May 14 80	EXCEPT JULY AND AUG.
03	ANDREW ALLEN	7UD RANCHES	LANDING	15	May 14 80	EXCEPT JULY AND AUG.
04	S.N. MORRIS	BLAINE MITCHELL	LANDING	22 50"	May 17 80	EXCEPT JULY & AUG. TRANS. 3059
04	S.N. MORRIS	STAN GROOM	LANDING DITCH	64 100"	May 17 80	TRANS. 3509
05	JOSEPH BROWN	WESTON, ROSCOE	WESTON MEADOW	30	Apr 10 80	EXCEPT JULY AND AUG.
05-0050	JOSEPH BROWN	ROSCOE WESTON	BROWN-PARKER	47	May 6 83	
006	JOSEPH BROWN	ROSCOE WESTON		ALL		
007	WILLIAM FURGESO	ROSCOE WESTON ROR SPILLETT	BROWN-PARKER	30	May 6 83	
008 B	CHARLES TAYSON	SPILLETT, JUAN	ADSHEAD	26.67	Oct 1 79	
008 D	CHARLES TAYSON	WESTON, ROSCOE	ADSHEAD	26.67	Oct 1 79	
008 E	CHARLES TAYSON	SPILLETT, RAY	ADSHEAD	17.77	Oct 1 79	
008	CHARLES TAYSON	TAYSON, ORRIN	ADSHEAD	8.89	Oct 1 89	
008	DAVID TAYSON	TAYSON, ORRIN	ADSHEAD	9.44	Oct 1 89	
008	DAVID TAYSON	7UD RANCHES	ADSHEAD	30.56	Oct 1 79	
008	WILLIAM ADSHEAD	7UD RANCHES	ADSHEAD	40	Oct 1 79	
009	HYRUM FRODSHAM	MUIR, DANA	PRIVATE PUMP	25	May 17 80	
009	HYRUM FRODSHAM	7UD RANCHES	LANDING	15	May 17 80	
1-010	JAMES HARTLEY	JOHN HAYES		30	Apr 1 84	
1-011	JOHN HARTLEY	JOHN HAYES		22	Apr 1 84	
1-012	HYRUM HARTLEY	UDY BROS.		48	May 8 84	EXCEPT JULY & AUG
1-012	HYRUM HARTLEY	UDY BROS.		18	May 8 84	JULY & AUG
1-013 C	BRADLY JACKSON	RAY SPILLET	JACKSON	10	May 1 81	
1-013 A	BRADLY JACKSON	ROSCOE WESTON	JACKSON	10	May 1 81	
11-013 B	BRADLY JACKSON	ORRIN SPILLETT	JACKSON	10	May 1 81	
11-014	E.T. OLNEY	RON KRESS	POND	20	Apr 1 89	
41-015	JAMES MONSON	UDY BROS.		ALL	May 1 83	
41-015	JOHN MANTIWITCH	JOHN HAYES		ALL	May 1 83	WEST OF HIGHWAY
41-015	V.I. STEWART	ROSCOE KRESS	POND	ALL	May 1 83	
41-016	JOSEPH FERKINS	UDY BROS.		15	Apr 1 86	BOOK 1 JUDGEMENTS P. 64 POWER CO.
41-017	I.L. STEWART	JOHN HAYES	RES.	ALL	Apr 1 86	
41-44-49	S.C. HATCH	MITCHELL, BLAINE	PRIVATE PUMP	40	May 17 80	TRANS 2953
41-045	GEORGE McDONALD			40	May 1 85	

why different before
41-00050

MICROFILMEI

MAR 04 1993

COPY

RECEIVED

FEB 27 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT OF
TWIN FALLS COUNTY
FILED

2007 FEB 23 PM 11 45

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

SUBCASE NO. 41-8E, 41-13C
41-10230

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 2-21-07


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/23, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

Copies to:

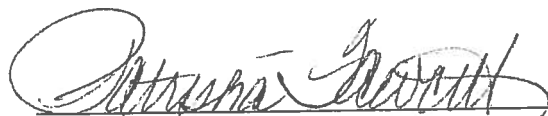
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

James V Spillett
986 Bryan
Pocatello ID 83201

Robert R Spillett
PO Box 144
Rockland ID 83271

Jason Walker
Ling Robinson & Walker
PO Box 396
Rupert ID 83350



Signature of person or attorney mailing the form

02/16/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 41-8E
NAME AND ADDRESS: ROBERT R SPILLETT
PO BOX 144
ROCKLAND ID 83271

JAMES V SPILLETT
986 BRYAN
POCATELLO ID 83201

SOURCE: SOUTH FORK ROCK CREEK TRIBUTARY: ROCK CREEK
QUANTITY: 0.355 CFS

THE QUANTITY LISTED ABOVE SHALL BE MEASURED AT THE POINT OF
DIVERSION LISTED FOR THIS RIGHT BY MEANS OF A MEASURING BOX OF
THE TYPE AND DIMENSIONS DECREED BY IN RE HOUTZ ET AL (ONEIDA
COUNTY, SIXTH JUDICIAL DISTRICT COURT, JUNE 6, 1903). ANY CHANGE
IN THE METHOD OF MEASUREMENT SHALL CONSTITUTE A CHANGE IN THE
POINT OF DIVERSION REQUIRING APPROVAL BY THE IDAHO DEPARTMENT
OF WATER RESOURCES AS A TRANSFER PURSUANT TO I.C. SECTION
42-222.

PRIORITY DATE: 10/01/1879

POINT OF
DIVERSION: T10S R31E S33 NENENW Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	0.355 CFS

PLACE OF USE: IRRIGATION in POWER County

T10S R31E S29	NWNE	22.50	T10S R31E S29	NENW	20.50
43 ACRES TOTAL					

USE OF THIS RIGHT WITH RIGHT NO. 41-10230 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 43 ACRES IN A SINGLE IRRIGATION
SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO
LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

02/16/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 41-13C

NAME AND ADDRESS: JAMES V SPILLETT
986 BRYAN
POCATELLO ID 83201

ROBERT R SPILLETT
PO BOX 144
ROCKLAND ID 83271

SOURCE: SOUTH FORK ROCK CREEK

TRIBUTARY: ROCK CREEK

QUANTITY: 0.200 CFS

THE QUANTITY LISTED ABOVE SHALL BE MEASURED AT THE POINT OF DIVERSION LISTED FOR THIS RIGHT BY MEANS OF A MEASURING BOX OF THE TYPE AND DIMENSIONS DECREED BY IN RE HOUTZ ET AL (ONEIDA COUNTY, SIXTH JUDICIAL DISTRICT COURT, JUNE 6, 1903). ANY CHANGE IN THE METHOD OF MEASUREMENT SHALL CONSTITUTE A CHANGE IN THE POINT OF DIVERSION REQUIRING APPROVAL BY THE IDAHO DEPARTMENT OF WATER RESOURCES AS A TRANSFER PURSUANT TO I.C. SECTION 42-222.

PRIORITY DATE: 05/01/1881

POINT OF
DIVERSION: T10S R31E S29 SWNENW Within POWER County
T10S R31E S33 NENENW Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.200 CFS

PLACE OF USE: IRRIGATION in POWER County

T10S R31E S29	NWNE	22.50	T10S R31E S29	NENW	25.50
48 ACRES TOTAL					

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 48 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 41-8E & 41-10230.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

02/16/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 41-10230
NAME AND ADDRESS: ROBERT R SPILLETT
PO BOX 144
ROCKLAND ID 83271

JAMES V SPILLETT
986 BRYAN
POCATELLO ID 83201

SOURCE: SOUTH FORK ROCK CREEK TRIBUTARY: ROCK CREEK
QUANTITY: 1.000 CFS

THE QUANTITY LISTED ABOVE SHALL BE MEASURED AT THE POINT OF
DIVERSION LISTED FOR THIS RIGHT BY MEANS OF A MEASURING BOX OF
THE TYPE AND DIMENSIONS DECREED BY IN RE HOUTZ ET AL (ONEIDA
COUNTY, SIXTH JUDICIAL DISTRICT COURT, JUNE 6, 1903). ANY CHANGE
IN THE METHOD OF MEASUREMENT SHALL CONSTITUTE A CHANGE IN THE
POINT OF DIVERSION REQUIRING APPROVAL BY THE IDAHO DEPARTMENT
OF WATER RESOURCES AS A TRANSFER PURSUANT TO I.C. SECTION
42-222.

PRIORITY DATE: 04/01/1909

POINT OF
DIVERSION: T10S R31E S33 NENENW Within POWER County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	4/01 10/31	1.000 CFS
PLACE OF USE:	<u>IRRIGATION in POWER County</u>		
	T10S R31E S29 NWNE 22.50 T10S R31E S29 NENW		20.50
	43 ACRES TOTAL		

USE OF THIS RIGHT WITH RIGHT NO. 41-00008E IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 43.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO
LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

SOUTHERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

February 23, 2007

JAMES V SPILLETT
986 BRYAN
POCATELLO ID 83201

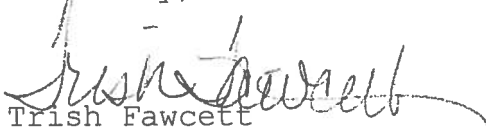
RE: SRBA Claim(s) 41-8E, 41-13C, 41-10230

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,


Trish Fawcett
Technical Records Specialist

Enclosure

cc: Robert R Spillett
PO Box 144
Rockland ID 83271

Jason Walker
Ling Robinson & Walker
PO Box 396
Rupert ID 83350

NCAP.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
FEB 15 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): 41-8E 41-10230 41-13C

[] Name(s): (old) James Z. Spillett
(New) James V. Spillett

[] Old Mailing Address: 986 Brian
Pocatello, ID 83201

[] New Mailing Address: 986 Bryan
Pocatello, ID 83201

Telephone Number: (208) 237-4195

[] Signature(s) of Owner(s) James V. Spillett
(Include your title if on behalf of company or organization)

Date: 2/14/07

February 14, 2007

State of Idaho
Department of Water Resources
Twin Falls ID 83301

Re: Name Change and Spelling

Dear Terry,

Your letter indicated you needed a correction on my address only. I need to bring to your attention that the middle initial in my name was wrong as well as the spelling of my last name. I have made these corrections on the form I am returning to you.

Thank you for bringing these errors to my attention.

Sincerely, 

James V. Spillett

Water Right Number - R41-00008E Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***
SPILLETT

ROBERT R

1 - PO BOX 144
2 -
3 -

City- ROCKLAND State- ID Zip- 83271
Phone - 208-548-2254
1 - PO BOX 144
2 -
3 -

JAMES V

City- ROCKLAND
Phone - 208-548-2254
1 - PO BOX 144
2 -
3 -

State- ID Zip- 83271

*** K - ALSO KNOWN AS ***
SPILLETT BROTHERS

*** O - ORIGINAL OWNER ***
SPILLETT

GRACE

1 - 4602 SOUTH ROCKLAND HWY
2 -
3 -

State- ID Zip- 83271

State- ID Zip- 83271

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/01/1879 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + - - - - Tributary - - - - - +
ROCK CREEK, SOUTH FORK ROCK CREEK

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot Rflg County

10S 31E 33 NE NE NW (77) POWER ADSHEAD DITCH

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

01 - IRRIGATION 04/01 10/31 0.355

Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.355 0.0

TwN Rng Sec Tract Lot Acres Code Description County

10S 31E 29 NW NE 22.5 01 IRRIGATION (77) POWER
10S 31E 29 NE NW 20.5 01 IRRIGATION (77) POWER

Total Acres: 43.0

Remarks updated

Wat

	Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/20/1994	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	- 03/09/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
			Receipt Number	- S011453	Water District	- 41
			PQU Ownership Flag	- Y	Federal/State Indicator	- S
			Name Connector	- AND	Presumption Flag	-
					Notice of Error Flag	-

File: H2ORIGHTS SFORK

Report: DECREE NUMBER

DECREEE NUMB DECREEED OWNER PRESENT OWNER DELIVERY DITCH INCHES PRIORITY DAT COMMENTS

41-001	H.P. HOUTZ	CHARLES, IVAN	PRIVATE PUMP	70	Apr 1 80	
41-001	H.P. HOUTZ	UDY BROS.	PRIVATE PUMP	20	Apr 1 80	
41-001	H.P. HOUTZ	CHARLES, IVAN	MEADOW PUMP	45	Apr 1 80	TILL JUNE 15
41-001	H.P. HOUTZ	NELSON, CLIFFORD		35	Apr 1 80	TILL JUNE 15
41-003	ANDREW ALLEN	7UD RANCHES	TAYSOM MEADOW	85	May 14 80	EXCEPT JULY AND AUG.
41-003	ANDREW ALLEN	7UD RANCHES	LANDING	15	May 14 80	EXCEPT JULY AND AUG.
41-004 A	S.N. MORRIS	BLAINE MITCHELL	LANDING	80 50"	May 17 80	EXCEPT JULY & AUG. TRANS. 3059
41-004 C	S.N. MORRIS	STAN GROOM	LANDING DITCH	60 100"	May 17 80	TRANS. 3509
41-005	JOSEPH BROWN	WESTON, ROSCOE	WESTON MEADOW	30	Apr 10 80	EXCEPT JULY AND AUG.
41-005-0050	JOSEPH BROWN	ROSCOE WESTON	BROWN-PARKER	47	May 6 83	
41-006	JOSEPH BROWN	ROSCOE WESTON		ALL		
41-007	WILLIAM FURGESO	BOB SPILLET	BROWN-PARKER	30	May 6 83	
41-008 B	CHARLES TAYSON	SPILLET, JUAN	ADSHEAD	26.67	Oct 1 79	
41-008 D	CHARLES TAYSON,	WESTON, ROSCOE	ADSHEAD	26.67	Oct 1 79	
41-008 E	CHARLES TAYSON	SPILLET, RAY	ADSHEAD	17.77	Oct 1 79	
41-008	CHARLES TAYSON	TAYSON, ORRIN	ADSHEAD	8.89	Oct 1 89	
41-008	DAVID TAYSON	TAYSON, ORRIN	ADSHEAD	9.44	Oct 1 89	
41-008	DAVID TAYSON	7UD RANCHES	ADSHEAD	30.56	Oct 1 79	
41-008	WILLIAM ADSHEAD	7UD RANCHES	ADSHEAD	40	Oct 1 79	
41-009 B	HYRUM FRODSHAM	MUIR, DANA	PRIVATE PUMP	25	May 17 80	
41-009	HYRUM FRODSHAM	7UD RANCHES	LANDING	15	May 17 80	
41-010	JAMES HARTLEY	JOHN HAYES		30	Apr 1 84	
41-011	JOHN HARTLEY	JOHN HAYES		22	Apr 1 84	
41-012	HYRUM HARTLEY	UDY BROS.		48	May 8 84	EXCEPT JULY & AUG
41-012	HYRUM HARTLEY	UDY BROS.		18	May 8 84	JULY & AUG
41-013 C	BRADLY JACKSON	RAY SPILLET	JACKSON	10	May 1 81	
41-013 A	BRADLY JACKSON	ROSCOE WESTON	JACKSON	10	May 1 81	
41-013 B	BRADLY JACKSON	ORRIN SPILLET	JACKSON	10	May 1 81	
41-014	E.T. OLNEY	RON KRESS	POND	20	Apr 1 89	
41-015	JAMES MONSON	UDY BROS.		ALL	May 1 83	
41-015	JOHN MANTIWITCH	JOHN HAYES		ALL	May 1 83	WEST OF HIGHWAY
41-015	V.I. STEWART	ROSCOE KRESS	POND	ALL	May 1 83	
41-016	JOSEPH FERKINS	UDY BROS.		15	Apr 1 86	BOOK 1 JUDGEMENTS P. 64 FOWER CO.
41-017	I.L. STEWART	JOHN HAYES	RES.	ALL	Apr 1 86	
41-044-49	S.C. HATCH	MITCHELL, BLAINE	PRIVATE PUMP	40	May 17 80	TRANS 2953
41-045	GEORGE McDONALD			40	May 1 85	

All Dates 1800

why different dates
41-00050

Robert & James V Spillet
43ac

MICROF

MAR 04

June 11, 1999

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 9, 1999

Water right number: 41-00008E

GRACE SPILLETT
4602 SOUTH ROCKLAND HWY
ROCKLAND ID 83271

7/7/99 Change of Ownership
su submitted to
IDWR

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

We will file additional claims for
High water on this parcel.

X I AGREE with this proposed recommendation; no changes need to be made.

DATE: _____

SIGNATURE: _____

Please print your name: _____

Robert H. Spillett
James V. Spillett

HW right: 441-10230

IDWR Southern Regional Office, 1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380, (208) 736-3033

DATE: 06/11/99
PAGE: 1

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

AJ0749NP
No. R41-00008E

OWNER CODE: C
NAME & ADDRESS: GRACE SPILLETT
4602 SOUTH ROCKLAND HWY
ROCKLAND ID 83271
(208) 548-2202
PRIORITY DATE: 10/01/1879
WATER USE: IRRIGATION
USE PERIOD FROM TO: 04-01 10-31
DIVERSION RATE: 0.72 CFS
DIVERSION VOLUME: 0.72 CFS
TOTAL DIVERSION: 0.72 CFS

Water Source: ROCK CREEK, SOUTH FORK
Tributary to: ROCK CREEK
Point(s) of Diversion: T10S R31E S33 NENENW
Stage: DECREED
POWER County

Place of use Legal Description for: IRRIGATION												
NE				NW				SW				SE
		NENE		NNNE		NNNW		NNNW		NWSW		NWE
		SUNE		SENE		SENE		SENE		SWSE		SESE
		Lt		Lt		Lt		Lt		Lt		Lt
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		Lt		Lt		Lt		Lt		Lt		Lt
		Ac										

CLAIM NUMBER
A41-00008E
DATE
5/20/99
TRANSFER NUMBER

A41-00013C
AGENT
SCU
CLAIMED ACRE TOTAL
59.4
GIS ACRE TOTAL
49.0

				NE				NW				SW				SE			
	TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
- 8E																			
CLAIM	10S	31E	29		29.4			30											59.
GIS					22.5			20.5											43.
RECOM					22.5			20.5											43.
- 13C																			
CLAIM	10S	31E	29		29.4			30											59.
GIS					5			5											5
RECOM					5			5											5
CLAIM																			
GIS																			
RECOM																			

B41-POU.SHP
SHAPE NOS.
105

~~Revised POU due to incorrect ownership of lands.~~
Separated POU by Ditch system.
* limited by Decreed duty of Water to 1"/Ac.
- 8E 36" limits to 36 Ac
- 13C 10". only 5 acres POU = 0.10 Ac

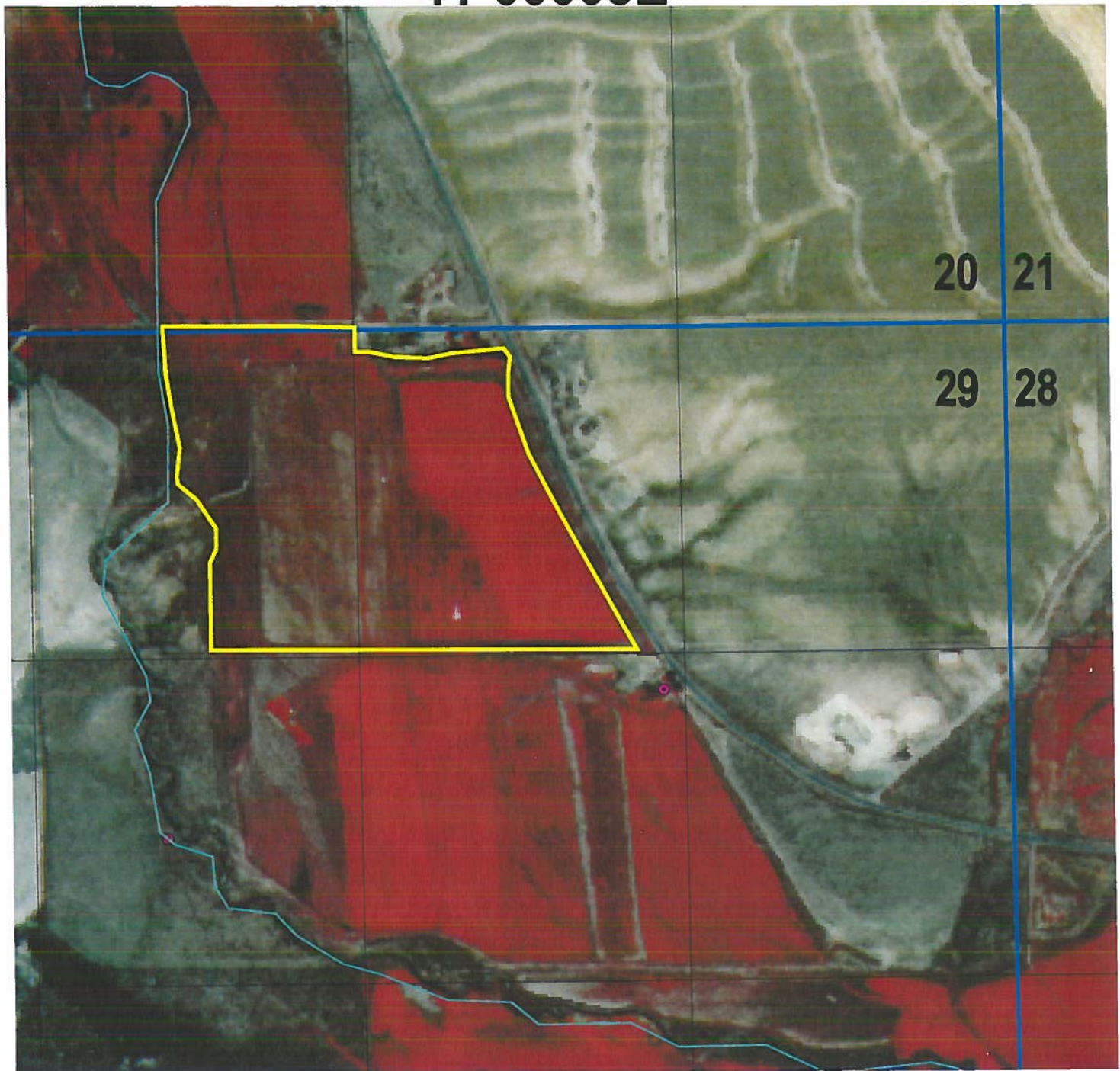
B41-POD.SHP
NOS.
DESCRIPTION
46
ADSHEAD Ditch (41-0008E) S. 33 NENE NW (36 Ac in 43Ac PPU
54
JACKSON Ditch (41-00013C) S. 29 SWSE NW (5 Ac pou

DBF TABLES UPDATED
B41-DBPOU.DBF
B41-DBPOD.DBF
JPEG LAYOUT
41-00008E.jpg & 41-00013C.jpg

sec 31/00 ✓

IDAHO DEPT OF WATER RESOURCES

41-00008E



660 0 660 1320 Feet



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

*Revised
4/26/99
JCC*

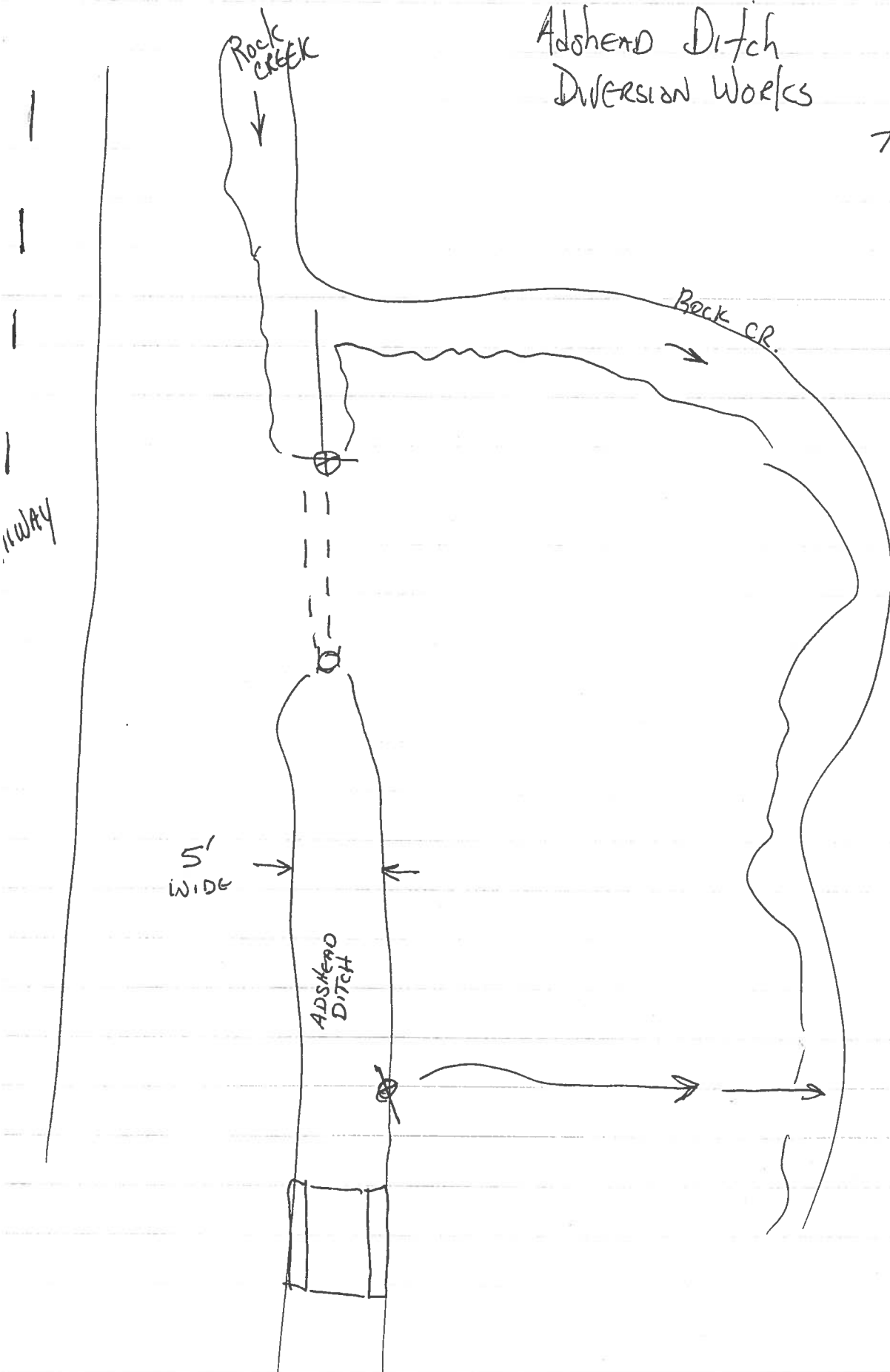
T10S R31E SEC. 29

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

DATA ENTRY BY: STEVE CLELLAND
DATE: June 11, 1999

Adshend Ditch DIVERSION WORKS

7-20-94 sen





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

~~KEGLAND ANDRWS~~

Governor PHILIP E. BATT

R. KEITH HIGGINSON

Director

February 10, 1995

Dear Wateruser:

In response to the Bench Ditch Irrigation Company's letter to IDWR dated January 25, 1995, this letter is being sent to all waterusers of record in the Basin 41 Water District.

As you may know, the arbitration for delivery of water that has operated in the Rockland valley for over 100 years has been very effective in allowing the delivery of water rights by the local watermaster. The box method described in the arbitration has worked to divide the waters fairly, but recent studies of the boxes have determined the actual flow rates that have been delivered for years are different than the rates listed in the arbitration. This is largely due to the fact that the box method, as applied in the valley, is not a standard measuring device.

It is IDWR's position that:

Rights recommended in the ongoing Snake River Basin Adjudication, will be based on the historical beneficial use and historical diversion rate represented by use of the box method.

Conversion to an approved, standard measuring device is encouraged but should not result in a increase in the amount of water diverted. IDWR requests, before any old diversion structure is removed or destroyed, to view and measure the historical diversion rate as delivered by the box described in the arbitration.

Any change in measuring devices or structures that results in an increase of diversion rates above the historical beneficial use will result in injury to junior right holders within the Rock Creek system.

We look forward to working with all waterusers in the district. SRBA examinations will resume in the spring of 1995 and IDWR will measure and evaluate all of the structures diverting from Rock Creek and the East Fork of Rock Creek. If you have questions please contact me at my office in Twin Falls.

Sincerely,

STEVE CLELLAND
Water Resource Agent

A41 - 00008 E

EXAM NOTES
by ser

AH1-00008E spilled

7-20-94

Confirmed ahead ditch use to
diesel pump & sprinklers.

7-20-94

AH1-00013C - Jackson Ditch

No place of use claimed to use this diversion

(→ More review needed to complete)

MR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-P4 = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

Water Right Number - A41-00008E

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

+ - First Name - - +

+ - - - - Address - - - - +

*** C - CURRENT OWNER ***
SPILLETT

GRACE

1 - 4602 SOUTH ROCKLAND HWY.
2 -
3 -

City- ROCKLAND

State- ID Zip- 83271

Phone - 208-548-2202

+ - - Priority Date - - +
10/01/1879+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - +
ROCK CREEK, SOUTH FORK+ - - Tributary - - - - +
ROCK CREEK+ - - - - Point of Diversion - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

10S 31E 33 NE NW (77) POWER

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

01 - IRRIGATION

04/01

11/01

0.720

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.720 0.720 178.2+ - - - - Place of Use - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
10S 31E 29 NW NE 29.4 01 IRRIGATION (77) POWER
10S 31E 29 NE NW 30.0 01 IRRIGATION (77) POWER
Total Acres: 59.4

+ - - Diversion Means - ADZHEAD DITCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A41-00013C

+ - - - - Remarks - - - - +

P/U NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
RT. IS FOR 1.6 CFS AT ALL TIMES, BUT 3.2 CFS IS USED 1/2 THE TIME
LAST NAME OF RIGHT HOLDER GIVEN INCORRECTLY AS TAYSON.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IN PLEADINGS IS H. P. HOUTZ.
ACTUAL ACRES IRRIGATED = 59.4, ALL WITHIN NENW & NWNE QUARTERS OF
SECTION 29.

```
Water right number - A41-00008E      Prefix Translation: ADJUDICATION CLAIM
+ - - - - - Old Water Right Numbers - - - - - +
+ - - - - - Old Water Right Numbers - - - - - +
+ - - - - - A4100008 - - - - - +
+ - - - - - Conditions of Approval - - - - - +
+ - - - - - No Conditions of Approval found.
+ - - - - - Decree Plaintiff - - - +      + - - - - - Decree Defendant - - - +
HOUTZ      ET AL.      00/00/0000
+ - - Audit Fields - 03/09/90 WHITE
+ - - - - - Comments - - - - - +
+ - - - - - No Comments Found
+ - - - - - 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 - 00/00/0000      Old Case Number -
Response Filed Date - 00/00/0000      Verified Date - 00/00/0000      Old Judicial District -
Claim Received Date - 03/09/1990      Last Amended Date - 00/00/0000      Temporary Right - P
Proof Due Date - 00/00/0000      Proof Made Date - 00/00/0000      Water District - 41
Licensed Date - 00/00/0000      Receipt Number - S011453      Federal/State Indicator - S
Claims Tape Error Flag -
Fee Exempt Flag -      Name Connector -      Presumption Flag -
```

LAST: SPILLETT
ADDRESS: 4602 SOUTH ROCKLAND HWY.
CITY: ROCKLAND
PHONE NUMBER: 208-548-2202
FIRST: GRACE
STATE: ID ZIP: 83271

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
Y EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS:

P/U NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
RT. IS FOR 1.6 CFS AT ALL TIMES, BUT 3.2 CFS IS USED 1/2 THE TIME
LAST NAME OF RIGHT HOLDER GIVEN INCORRECTLY AS TAYSON.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IN PLEADINGS IS H. P. HOUTZ.
ACTUAL ACRES IRRIGATED = 59.4, ALL WITHIN NENW & NNE QUARTERS OF
SECTION 29.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: _/ _/ _

APPOINTMENT MADE: Y() N()

TIME: _: _ A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A41-00008E	10S	31E	33		NE	NW		POWER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX	
A41-00008C	NONE	
A41-00008A		41-00008A
A41-00008D		41-00008B
A41-00013A		41-00008C
A41-00008F		

WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: ROCK CREEK, SOUTH FORK

TRIB: ROCK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
41-00008A	10S	31E	33		NE	NW		POWER
41-00008B	10S	31E	33		NE	NW		POWER
41-00008C	10S	31E	33		NE	NW		POWER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

41-00008B	A41-00008C	NONE
41-00008C		
41-00008A		

SOURCE: ROCK CREEK, SOUTH FORK
ROCK CREEK, SOUTH FORK
ROCK CREEK, SOUTH FORKTRIB: ROCK CREEK
ROCK CREEK
ROCK CREEK

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
		Y		
	DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:						
TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

SOURCE: _____ TRIB: _____ DATE: _____
REVIEWED BY: _____

A. ROOT WATER RIGHT NUMBERS:

A41-00008B
A41-00008C

A41-00008E

A41-00008D

A41-00008F

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	31E	29	NE	NW		SPILETT , GRACE	A41-00008E /30.0	- /			41.0
			NE	NW		SPILETT , GRACE	A41-00013C /30.0	- /			
			NE	NW		WESTON , R. SCOTT	A41-00008D /15.0	- /			
			NE	NW		WESTON , HERBERT R.	A41-00013A /15.0	- /			
			NE	NW		WESTON , H. R.	41-00008A /				
10S	31E	29	NW	NE		SPILETT , GRACE	A41-00008E /29.4	- /			21.0
			NW	NE		SPILETT , GRACE	A41-00013C /29.4	- /			
			NW	NE		SPILETT , GRACE	A41-10033 /	- /			
			NW	NE		WESTON , H. R.	41-00008A /				
			NW	NE		MC DONALD , GEORGE	41-00045 /12.0				
TOTAL ACRES							A41-00008E	59.40			62.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y

FIELD EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

[illegible]

TOTAL ACRES:

100

REVIEWED BY:

DATE:

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A. AJ CLAIMED USES:

PURPOSES
A41-000086 IRRIGATIONMONTH/DAY
FROM 04-01 TO 11-01DIVERSION QUANTITY
.720 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.720 CFS

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAM REQUIRED?	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY?	(Y/N)	N
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)	Y
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.720 CFS
HR ROOT RIGHT TOTAL DIVERSION RATE: CFS*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED? FIELD DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

B. FLOW MEASUREMENT

MEASUREMENT METHOD, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A41-00013C

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A41-00008E	ROCK CREEK, SOUTH FORK	SPILETT, GRACE	0.720	0.012		
A41-00013C	ROCK CREEK, SOUTH FORK	SPILETT, GRACE	0.200	0.003		
A41-00008D	ROCK CREEK, SOUTH FORK	WESTON, R. SCOTT	0.533	0.007		
A41-00013A	ROCK CREEK, SOUTH FORK	WESTON, HERBERT R.	0.200	0.002		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A41-10033	DOMESTIC	SPILETT, GRACE	FROM 01-01 TO 12-31	.060 CFS	
A41-10033	STOCKWATER	SPILETT, GRACE	FROM 01-01 TO 12-31	.030 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 178.2 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	0.720		178.2
TOTAL FOR THIS RIGHT		0.720		178.2

REVIEWED BY: _____

DATE: _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	()
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 41-00008

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.800

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A41-00008B	0.800	-	-	41-00008B	0.800
-	A41-00008C	0.400	-	-	41-00008C	0.800
A41-00008	A41-00008E	0.720	-	-	-	-
A41-00008A	A41-00008D	0.533	-	-	41-00008A	1.600
A41-00008B	A41-00008F	1.410	-	-	41-00008B	0.800
A41-00008C	A41-00008F	1.410	-	-	41-00008C	0.800

TOTAL CFS

5.273

4.800

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)

If NO, is the written review sheet attached? (Y/N)

DATABASE
NFIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____



Pon From Adshead Ditch.

Photo: RA1-12
by sec
7-20-94

A41-00008E
SPILHETT

Water Right Number - 41-00008E		Prefix Translation: WATER RIGHT		Old (D) Number -	
Last Name -		First Name -		Address -	
Priority Date - 00/00/0000	Region - ERROR IN REGION	Stage -	Status -		
Source -	Tributary -				
Twn Rng Sec Tract Lot Rflg County	Point of Diversion -	Stream Index (Blank if no Index Code)			
Code Description	Period From Period To	Water Use -	Diversion Rate	Diversion Volume	
Total Div. Rate - +		Total Div. Volume - +		Total Div. Capacity - +	
Twn Rng Sec Tract Lot Acres Code	Place of Use -	Description	County		
Diversion Means - Non-Irrigation Use - Other Rights for Same Use - Remarks - No Remarks found. Old Water Right Numbers - No Old Water Right Numbers found. Conditions of Approval - No Conditions of Approval found. Decree Plaintiff - + Decree Defendant - + Decree Date - 00/00/0000 Comments - No Comments Found Water Rights Dates and Flags Area - Proof Due Date - 00/00/0000 Field Exam Made - 00/00/0000 Field Exam Fee - Approved/Denied - 00/00/0000 Protested Date - 00/00/0000 Swan Falls - Proof Made Date - 00/00/0000 Hearing Date - 00/00/0000 Temporary Right - Exam to S.O. Date - 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act - Order Show Cause - 00/00/0000 Receipt Number - Water District - Licensed Date - 00/00/0000 Appl Received - 00/00/0000 Transfer/Amended - Decree Date - 00/00/0000 Presumption Flag -					