

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: A41-00013C
Date Received: 3/09/1990
Receipt No: S011453
Received By: tw

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: MAY 01, 1881

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	29		NE	NW		POWER

5. Description of diverting works:
JACKSON DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

7. Total Quantity Appropriated is:
0.200 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

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:
A41-00008E

14. Remarks:

P/U NOT GIVEN IN DECREE. SEE FILE.
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. SEE ATTACHED MAP.

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 Spillitt Date: Mar. 9. 1990

Date: _____

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 9th day

of Mar 19 90

Lois White
Notary Public

Seal

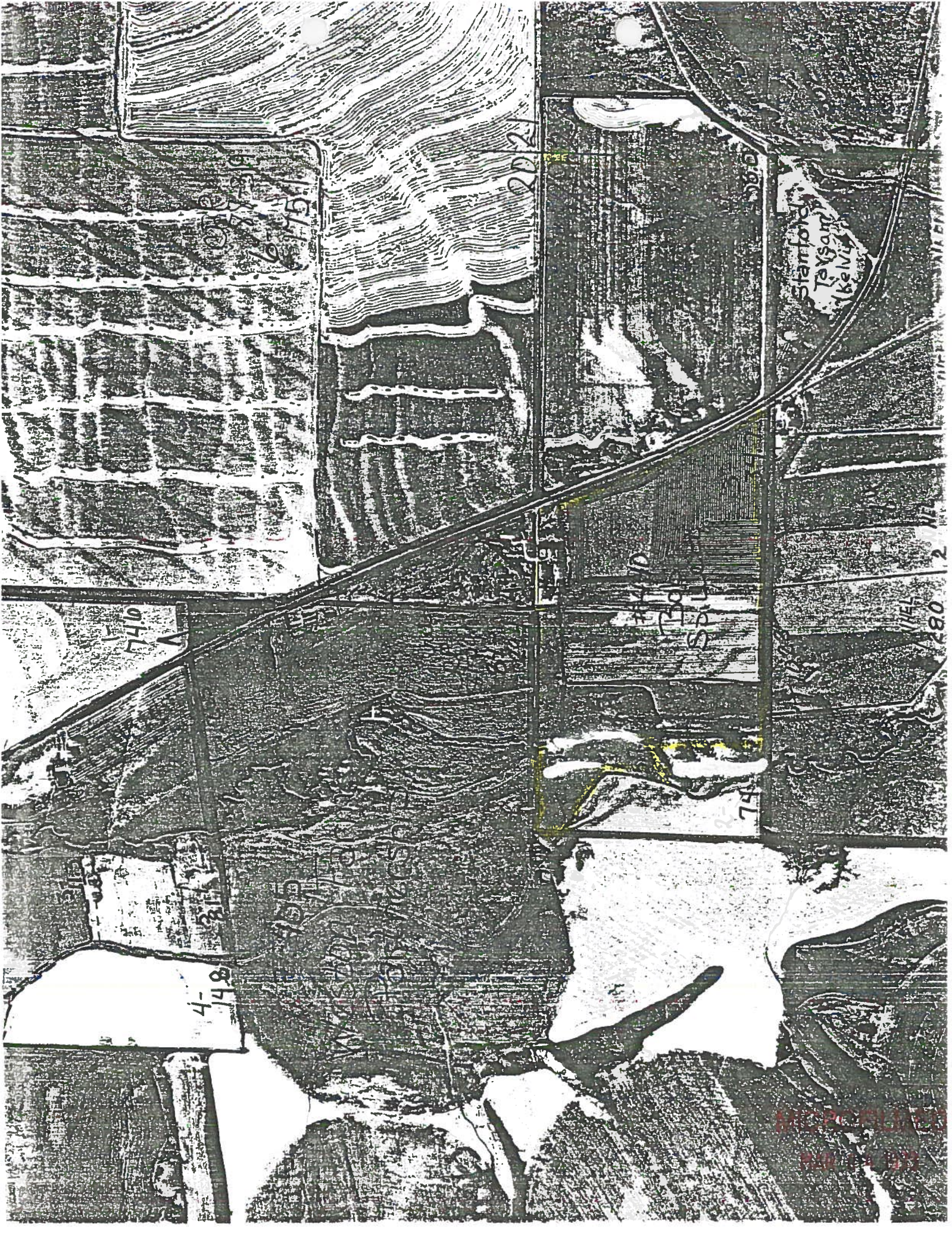
Residing at TF

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"	
Adnhead Ditch		10-1-79
<i>Nelson</i> B. B. Saylor ~~70"~~ 70.56 - 5 days 7 hrs = 127		
Orrin Tayson ~~33"~~ 18.33 33 hrs. = 33		
<i>Weston</i> Bert Nelson ~~30"~~ 26.67 48 = 48		
<i>Frank</i> Orrin Spillettt ~~30"~~ 26.67 48 = 48		
<i>Spillet</i> Ray Spillettt ~~15"~~ 17.77 32 hrs. = 32		
West Ditch	275"	5-4-84
Ralphs Bros. 34.36"		
Gussell Halling 57.31"		
J. B. 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"		
Fredcham Kelly Ditch	100"	5-20-84
Allen Reper 77"		
John Kildaw 23"		
<i>X</i> Jackson Ditch	30"	5-1-81
Orrin Spillettt 10"		
Bert Nelson 10"		
Ray Spillettt 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"		

MICROFILMED

MAR 04 1993



RECEIVED
MAR 24 1977

Split
Water Right Number 41-00013
Last Name

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

*** C - CURRENT OWNER *** JACKSON
BRADLEY
1 -
2 -
3 -
City-
Phone -
State-
Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1981 D - DECREED
+ - - Source - - - - - + + - - - - - Tributary - - - - - + + - - - - -
ROCK CREEK, SOUTH FORK ROCK CREEK

+ - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code)
Twn Rng Sec Tract Lot RFlg County
10S 31E 29 NE NW (77) POWER
+ - - - - Description Period From Period To Water Use Diversion Rate Diversion Volume
Code

01 - IRRIGATION
+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +
0.600 0.600

+ - - - - Place of Use - - - - - Description
Twn Rng Rng Sec Tract Lot Acres Code
10S 31E 20 NW NW 01 IRRIGATION (77) POWER
10S 31E 20 SW NW 01 IRRIGATION (77) POWER
10S 31E 20 NE SW 01 IRRIGATION (77) POWER
10S 31E 20 NW SW 01 IRRIGATION (77) POWER
10S 31E 20 SW SW 01 IRRIGATION (77) POWER
10S 31E 20 SE SW 01 IRRIGATION (77) POWER

Total Acres:
+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -
+ - - - - - Remarks - - - - -
P/U NOT GIVEN BY DECREE. SEE FILE.
AC. IRRIG. = 30
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY

MICROFILMED
MAR 04 1993
Jackson ditch
Split 3 ways @ 10" each
A - Weston 10"
B - Juan Spill 10"
C - Grace Spill 10"



L-20

MICROFILMED
MAR 11 1993

Water Dist 71

South Fork

Page 1

All Dates 1800

DECREE NUMB	DECREEE OWNER	PRESENT OWNER	DELIVERY DITCH	INCHES	PRIORITY	DAT	COMMENTS
-001	H.P. HOUTZ	CHARLES, IVAN	PRIVATE PUMP	70	Apr	1 80	
-001	H.P. HOUTZ	UDY BROS.	PRIVATE PUMP	20	Apr	1 80	
-001	H.P. HOUTZ	CHARLES, IVAN	MEADOW PUMP	45	Apr	1 80	TILL JUNE 15
-001	H.P. HOUTZ	NELSON, CLIFFORD		35	Apr	1 80	TILL JUNE 15
-003	ANDREW ALLEN	7UD RANCHES	TAYSOM MEADOW	85	May	14 80	EXCEPT JULY AND AUG.
-003	ANDREW ALLEN	7UD RANCHES	LANDING	15	May	14 80	EXCEPT JULY AND AUG.
-004	S.N. MORRIS	BLAINE MITCHELL	LANDING	~~90~~ 50"	May	17 80	EXCEPT JULY & AUG. TRANS. 3059
-004	S.N. MORRIS	STAN GROOM	LANDING DITCH	~~60~~ 100"	May	17 80	TRANS. 3509
-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	
1-006	JOSEPH BROWN	ROSCOE WESTON		ALL			
1-007	WILLIAM FURGESO	BOB SPILLETT	BROWN-PARKER	30	May	6 83	
1-008 B	CHARLES TAYSON	SPILLETT, JUAN	ADSHEAD	26.67	Oct	1 79	
1-008 D	CHARLES TAYSON,	WESTON, ROSCOE	ADSHEAD	26.67	Oct	1 79	
1-008 E	CHARLES TAYSON	SPILLETT, RAY	ADSHEAD	17.77	Oct	1 79	
1-008	CHARLES TAYSON	TAYSON, ORRIN	ADSHEAD	8.89	Oct	1 89	
1-008	DAVID TAYSON	TAYSON, ORRIN	ADSHEAD	9.44	Oct	1 89	
1-008	DAVID TAYSON	7UD RANCHES	ADSHEAD	30.56	Oct	1 79	
1-008	WILLIAM ADSHEAD	7UD RANCHES	ADSHEAD	40	Oct	1 79	
11-009	HYRUM FRODSHAM	MUIR, DANA	PRIVATE PUMP	25	May	17 80	
11-009	HYRUM FRODSHAM	7UD RANCHES	LANDING	15	May	17 80	
11-010	JAMES HARTLEY	JOHN HAYES		30	Apr	1 84	
11-011	JOHN HARTLEY	JOHN HAYES		22	Apr	1 84	
11-012	HYRUM HARTLEY	UDY BROS.		48	May	8 84	EXCEPT JULY & AUG
11-012	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 SPILLETT	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	
41-44-49	S.C. HATCH	MITCHELL, BLAINE	PRIVATE PUMP	40	May	17 80	TRANS 2953
41-045	GEORGE McDONALD			40	May	1 85	

why different dates
41-00050

MICROFILMED

MAR 04 1993

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..

Water Right Number - A41-00013

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
SPLIT RIGHT

1 -
2 -
3 -
City- X
Phone - 208-000-0000
State- ID Zip- 0

*** O - ORIGINAL OWNER ***
JACKSON

BRADLEY
1 -
2 -
3 -
City- X
Phone - 208-000-0000
State- ID Zip- 0

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1881 17 SOUTHERN 2 - SEE REMARKS

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

+ - - - - Point of Diversion - - - - -
Twn Rng Sec Tract Lot Rflg County
10S 31E 29 NE NW (77) POWER

+ - - - - Water Use - - - - - Diversion Rate Diversion Volume
Code Description Period From Period To
01 - IRRIGATION 0.600

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.600 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
10S	31E	20	NW NW			01	IRRIGATION	(77) POWER	
10S	31E	20	SW NW			01	IRRIGATION	(77) POWER	
10S	31E	20	NE SW			01	IRRIGATION	(77) POWER	
10S	31E	20	NW SW			01	IRRIGATION	(77) POWER	
10S	31E	20	SW SW			01	IRRIGATION	(77) POWER	
10S	31E	20	SE SW			01	IRRIGATION	(77) POWER	

Total Acres:

+ - - Diversion Means -
+ - - Non-Irrigation Use -

Receipt Number	- XXXXXXX	Water District	- 41
POU Ownership Flag	- Y	Federal/State Indicator	- S
Name Connector	-	Presumption Flag	-
		Notice of Error Flag	-

Water Right Number - 41-00013

Prefix Translation:

WATER RIGHT

Old (D) Number -

Last Name -

First Name -

Address -

*** C - CURRENT OWNER ***
JACKSON

BRADLEY

1 -
2 -
3 -
City-
Phone -

State- Zip-

Priority Date - 05/01/1881

Region - 17 SOUTHERN

Stage - D - DECREED

Status -

Source - ROCK CREEK, SOUTH FORK

Tributary - ROCK CREEK

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
10S	31E	29	NE NW			(77)	POWER	

01 - IRRIGATION

0.600

Total Div. Rate - 0.600

Total Div. Volume -

Total Div. Capacity -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
10S	31E	20	NW NW			01	IRRIGATION		(77) POWER
10S	31E	20	SW NW			01	IRRIGATION		(77) POWER
10S	31E	20	NE SW			01	IRRIGATION		(77) POWER
10S	31E	20	NW SW			01	IRRIGATION		(77) POWER
10S	31E	20	SW SW			01	IRRIGATION		(77) POWER
10S	31E	20	SE SW			01	IRRIGATION		(77) POWER

- - - Diversion Means -

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

P/U NOT GIVEN IN DECREE. SEE FILE.
AC. IRRIG. = 30.

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.

Water right number - 41-00013 Prefix Translation: WATER RIGHT

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

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - - Decree Plaintiff - - - + + - - - - - Decree Defendant - - - +
HOUTZ ET AL. 06/06/1903

+ - - - - - Comments - - - - - +
No Comments found

+ - - Audit Fields - 01/27/87 05/28/88 CONVERT

+ - - - - - 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
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	- 41
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 06/06/1903	Presumption Flag	-		

COPY

RECEIVED

FEB 27 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - CRDA
TWIN FALLS CO., IDAHO
FILED

2007 FEB 20 AM 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 Spillet
986 Bryan
Pocatello ID 83201

Robert R Spillet
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: 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. 41-00008E 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESRECEIVED
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. Spillet
(New) James V. Spillet[] Old Mailing Address: 986 Bryan
Pocatello, ID 83201[] New Mailing Address: 986 Bryan
Pocatello, ID 83201Telephone Number: (208) 237-4195[] Signature(s) of Owner(s) James V. Spillet

(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

IDWR Employee/Agent: Steve Clelland

10/18/2002 9:15 AM

RE:

CALLIN/BACK JACKSON/ADSHEAD

He called to tell me he is satisfied with the rights as drafted and mailed to him and his brother, Robert. He told me to proceed with our next step in the process of his right for reporting. I told him I think we submit a new recommendation to the court. He was going to call Juan S. and tell him the decision he has made. Phone 237-4195.

09/27/2002

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

RIGHT NUMBER: 41-13C

NAME AND ADDRESS: JAMES V SPILLETT
PO BOX 144
ROCKLAND ID 83271

ROBERT R SPILLETT
PO BOX 144
ROCKLAND ID 83271

SOURCE: SOUTH FORK ROCK CREEK TRIBUTARY: ROCK CREEK

QUANTITY: 0.20 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:	T10S R31E S29	NWNE	22.5	T10S R31E S29	NENW	25.5
---------------	---------------	------	------	---------------	------	------

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.

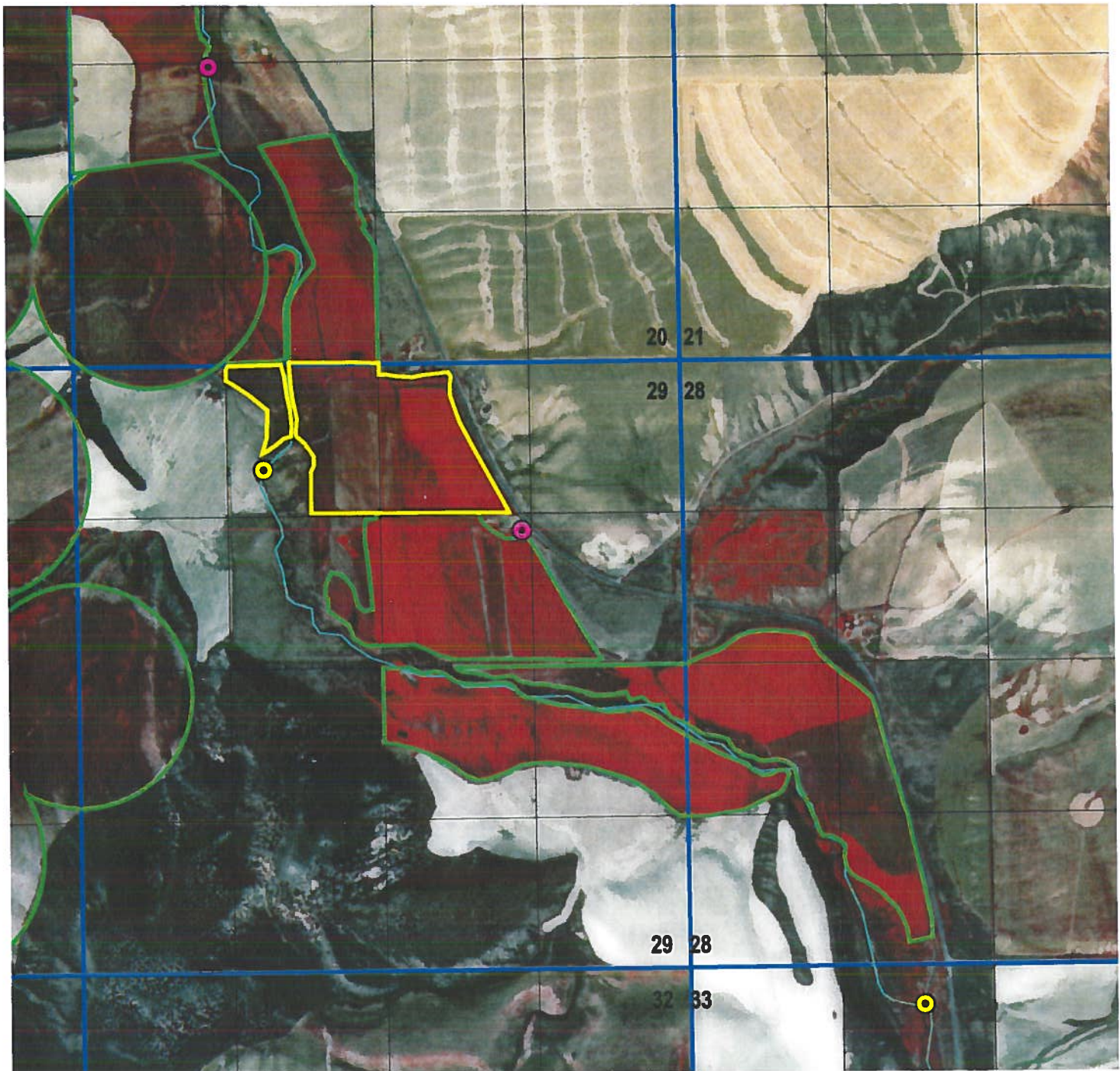
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: Decreed

IDAHO DEPT OF WATER RESOURCES

41-13C



660 0 660 1320 Feet

T10S, R31E
SEC 29



- 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: SEPTEMBER 27, 2002

*** REVISED ***

JACKSON

- 13A WESTON
- 13B JUAN S.
- 13C JAMES S.

10"
10"
10"
30"

9/26/02
SCC

SPLIT
REVIEW

ADSHED

- 8B JUAN S.
- 8C TAYSON
- 8D WESTON
- 8E JAMES S.
- 8F TUD NELSON

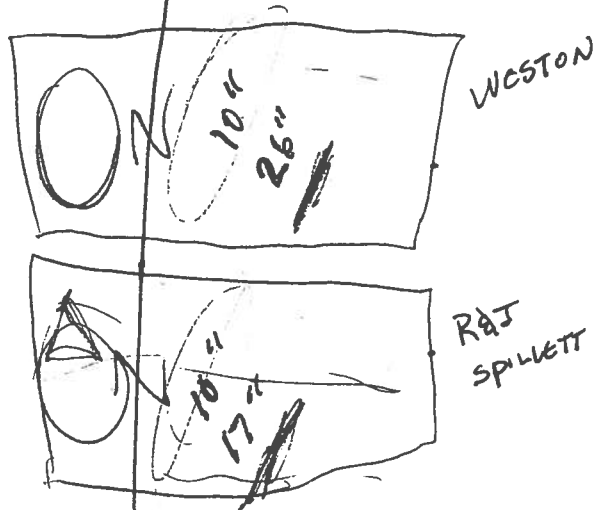
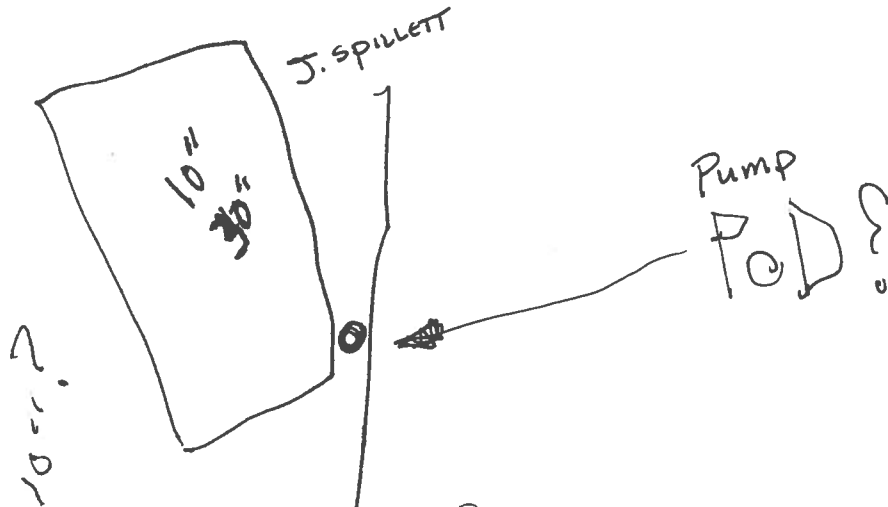
REC'D
26.67"
18.33"
26.67"
17.77"
70.56"
160"

ALTERNATE
FLOW
30"
20
30
10
70
160 *

(* CLAIMS DO NOT
MATCH THESE
NUMBERS)

190" both ditches till '92

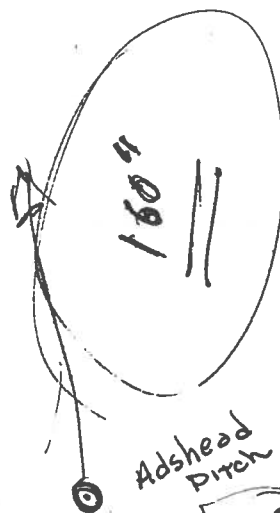
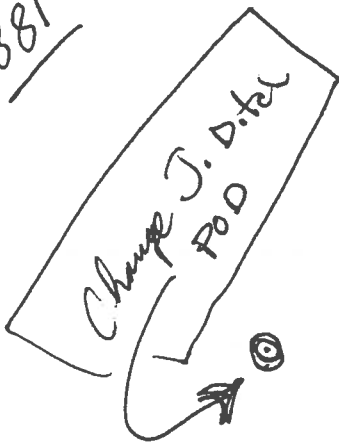
9/17/02 SCC
Rockland
SETTLEMENT



1879
PRIORITY
Date
08

41-0213
808

1881



13

DATE: 07/07/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT R SPILLETT	05/01/1881	IRRIGATION	04-01 10-31	0.10 CFS	
C	JAMES V SPILLETT					
	PO BOX 144					
	ROCKLAND ID 83271					
	(208) 548-2254					
				TOTAL DIVERSION:	0.10 CFS	

Stage: DECREED

POWER County

SE

[illegible]

Other Rights: 41-00008E

Objection Filed Date:

Field Inspection Flag:
Presumption flag:

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: 41-00013C

GRACE SPILLETT
4602 SOUTH ROCKLAND HWY
ROCKLAND ID 83271

7/7/99 Change of Ownership
sw 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):

flow rate of 5" on 5 acres.

2. Describe the changes you wish to make in the proposed recommendation:

we want the 10" as decreed.

3. Give a brief explanation as to why you disagree with these portions:

makes no sense to file on high water
when we already have a decree for the extra
inch per acre.

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

DATE: _____ SIGNATURE: _____
Please print your name: _____

Robert R. Spillett
James V. Spillett

IDWR note: may be able to base the HW Rec'd on existing claim of 10".
SCC

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

Hold off on filing a HW right at this time.

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.

Water Right No(s):

Adjudication Claim No(s):

41-00008E 41-00013C 41-10033 (sec 29)

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.

Name and Address of Former
Owner/Claimant

Grace Barnard Spillett

New Owner/Claimant(s)

Robert R Spillett and James V. Spillett

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

PO Box 144

City, State and ZIP Code

Rockland ID 83271

New Telephone Number

(208) 548-2254

AKA: (K)

Date you acquired the property

June 25, 1995

SPILLETT Bros.

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.

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.)

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:

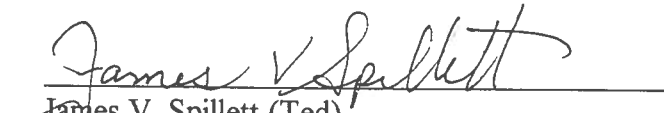
Said land having also been conveyed under date of June 8th, 1918, by Benjamin J. Spillett, administrator of the estate of James E. Spillett, deceased, to said Oregon Short Line Railroad Company, a corporation, which deed was recorded in Book 46, at page 153 of the records of Power County, Idaho.

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

:SS

)

IN WITNESS WHEREOF, I have hereto set my hand and seal the day, month and year first in this certificate written.

Maureen Schelste
NOTARY PUBLIC FOR IDAHO
My Commission Expires: 7-18-2002
American Falls, Idaho

173094

INSTRUMENT # _____
TIME 12:21 pm
REQ. OF GAMES SPILLERT
Robert Spillert
JUL - 7 1999
POWER COUNTY AM. FALLS
CHRISTINE STEINLICH
BY Linda Ammer
DEPUTY Pd. 12-00

VERIFIED BY

AJ0749NP
No. R41-00013C

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

DATE: 06/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GRACE SPILLETT 4602 SOUTH ROCKLAND HWY ROCKLAND ID 83271 (208) 548-2202	05/01/1981	IRRIGATION	04-01 10-31	0.10 CFS	
TOTAL DIVERSION:					0.10 CFS	

Water Source: ROCK CREEK, SOUTH FORK

Tributary to: ROCK CREEK

Stage: DECREED

Point(s) of Diversion:

T10S R31E S29

S4SENW

POWER County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: SUM
10S 31E 29	: 05	:	:	:	: 5.0
TOTAL ACRES					5.0

POU County: POWER

Other Rights: 41-00008E

Dates: Exam Made Date: 07/20/1994

Verified Date: 06/11/1999

Objection Filed Date:

Misc: Water District Number: 41

Field Inspection Flag:
Presumption Flag:

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

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

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
- 8E																			
LAIM	10S	31E	29		29.4			30											59.4
GIS	(Adhead Ditch)				22.5			20.5											43.0
ECOM					22.5			20.5											43.0
- 13C																			
LAIM	10S	31E	29		29.4			30											59.4
GIS	(Jackson Ditch)				5			5											5
ECOM					5			5											5
LAIM																			
GIS																			
ECOM																			

341-POU.SHP
SHAPE NOS.
106

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 cfs

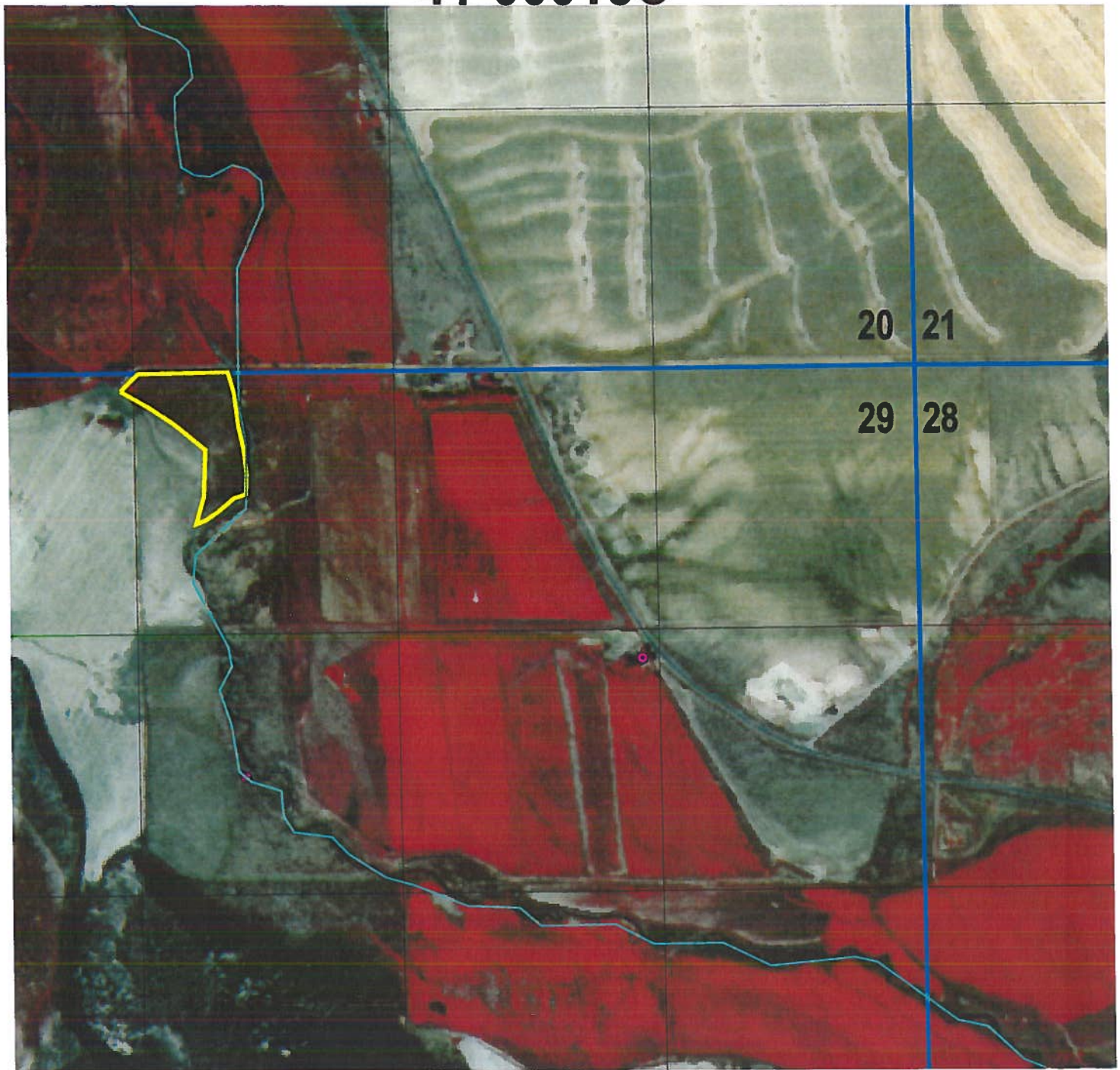
NOS.	DESCRIPTION	T10S R31E:
54	ADSHAD Ditch (41-0008E)	S. 33 NENE NW (36 Ac in 43 Ac PPU)
	JACKSON Ditch (41-00013C)	S. 29 SWSE NW (5 Ac pou)

DBF TABLES UPDATED
341-DBPOU.DBF
341-DBPOD.DBF
PEG LAYOUT

41-00008E.jpg & 41-00013C.jpg

IDAHO DEPT OF WATER RESOURCES

41-00013C



660 0 660 1320 Feet

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

Revised
9/26/02
SC

T10S R31E SEC. 29, NENW

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

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



WESTON

18

19

#253
Sub
Spilled

1716

20 21

74.6

SEP
90-39
6-
171.1

WESTON

WESTON

20 21

29 28

#443
Sub
Spilled

2 NH

2 NH

2 NH

2 NH

2 NH

2 NH

2 NH

2 NH

2 NH

2 NH

2 NH

2 NH

2 NH

MICROFILMED

MAR 04 1999

29 28

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:47:31
04/19/91

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A41-00013C

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								
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-PQ = 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 - A41-00013C

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

*** O - ORIGINAL OWNER ***
JACKSON

BRADLEY

1 -
2 -
3 -
City- X State- ID Zip- 0
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1881 17 SOUTHERN D - DECREED

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

+ - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - - +
Twn Rng Sec Tract Lot Rflg County

10S 31E 29 NE NW (77) POWER

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume - - - - - +
01 - IRRIGATION 04/01 11/01 0.200

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +
0.200 0.200 178.2

+ - - - - Twn Rng Sec Tract Lot Acres Place of Use 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 - JACKSON DITCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A41-00008E

+ - - - - - - - - - - - Remarks - - - - - +
P/U NOT GIVEN IN DECREE. SEE FILE.
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.

Water right number - A41-00013C

Prefix Translation: ADJUDICATION CLAIM

Remarks - - - - -
ACTUAL ACRES IRRIGATED = 59.4, ALL WITHIN NEW & NAME QUARTERS
OF SECTION 29. SEE ATTACHED MAP.

A4100013 - - - - - Old Water Right Numbers - - - - -

- - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

Decree Plaintiff - - - +
HOUTZ ET AL. + - - - - Decree Defendant - - - +
+ - Decree Date - +
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 | - | 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 | - | POU Ownership Flag | - Y | Presumption Flag | - |
| Fee Exempt Flag | - | Name Connector | - | | |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:47:31
04/19/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A41-00013C

LAST: JACKSON
ADDRESS: X
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: BRADLEY
STATE: ID ZIP: 0

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

OWNER CODE: C
FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE Y
FIELD EXAMINER

CLAIM REMARKS: P/U NOT GIVEN IN DECREE. SEE FILE.
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. SEE ATTACHED MAP.

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: # A41-00013C PRIORITY DATE: 05-01-1881 STAGE: D

B. WR RECORD: # 41-00013 PRIORITY DATE: 05-01-1881 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
05-01-1881

REVIEWED BY _____ DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TMP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|------------|------|------|------|-----|-----|-----|-----|-------|
| A41-00013C | 10S | 31E | 29 | | NE | NW | | POMER |

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

| A PREFIX | R PREFIX | NONE |
|------------|----------|------|
| A41-00013 | | |
| A41-00008D | | |
| A41-00013A | | |

SOURCE: ROCK CREEK, SOUTH FORK

TRIB: ROCK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TMP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|-------|
| 41-00013 | 10S | 31E | 29 | | NE | NW | | POMER |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

| A PREFIX | R PREFIX | NONE |
|----------|----------|------|
| NONE | | |
| NONE | | |
| NONE | | |

SOURCE: ROCK CREEK, SOUTH FORK

TRIB: ROCK CREEK

C. FIELD EXAM REQUIRED?

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

REMARKS:

| |
|--|
| |
| |
| |
| |
| |
| |

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

SOURCE: ROCK CREEK, SOUTH FORK TRIB: ROCK CREEK

REVIEWED BY: _____ DATE: _____

A. ROOT WATER RIGHT NUMBERS: A41-00013B
A41-00013C

A41-00013A

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 | A41-00013C /30.0 | - | / | | 41.0 |
| | | | NE | NW | | SPILETT, GRACE | A41-00008E /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 | A41-00013C /29.4 | - | / | | 21.0 |
| | | | NW | NE | | SPILETT, GRACE | A41-00008E /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 | | | | | | A41-00013C | 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:

TOTAL ACRES:

REVIEWED BY:

DATE:

A. AJ CLAIMED USES:

PURPOSES
A41-00013C IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
.200 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.200 CFS

B. WR RECORDED USES:

PURPOSES
41-00013 IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY
.600 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.600 CFS

PRESUMPTION FLAG:

C. 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: 0.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.600 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?
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y FIELD DATABASE EXAMINER

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: A41-00008E

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|------------------------|--------------------|-----------|----------------|-----------|----------------|
| A41-00013C | ROCK CREEK, SOUTH FORK | SPILLETT, GRACE | 0.200 | 0.003 | | |
| A41-00008E | ROCK CREEK, SOUTH FORK | SPILLETT, GRACE | 0.720 | 0.012 | | |
| 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 | SPILLETT, GRACE | FROM 01-01 TO 12-31 | .060 CFS | |
| A41-10033 | STOCKWATER | SPILLETT, 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 | DATABASE EXAMINER
0.200 | DATABASE EXAMINER | DATABASE EXAMINER
178.2 |
| TOTAL FOR THIS RIGHT | | 0.200 | | 178.2 |

REVIEWED BY: _____

DATE: _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
() ()
() ()
() ()

NEEDS
REVIEW
() ()
() ()
() ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 41-00013

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.600

EXAMINER

CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| A41-00013 | A41-00013B | 0.200 | - | | 41-00013 | 0.600 |
| A41-00013 | A41-00013C | 0.200 | - | | 41-00013 | 0.600 |
| A41-00013 | A41-00013A | 0.200 | - | | | |
| TOTAL CFS | | 0.600 | | | | 0.600 |

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
N
FIELD
EXAMINER

REMARKS:

AUTHENTICATION:
SIGNATURE: _____ DATE: _____
NAME OF FIELD EXAMINER: _____ TITLE: _____

Water Right Number - 41-00013C Prefix Translation: WATER RIGHT Old (D) Number -

Last Name - + First Name - + Address - +

Priority Date - + Region - + Stage - + Status - +
00/00/0000 ERROR IN REGION

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 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 -