

01/03/2003

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

RIGHT NUMBER: 29-297C

NAME AND ADDRESS: IRVIN L SPRAKER  
729 N OLD HWY 91  
INKOM ID 83245

SOURCE: RAPID CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.240 CFS

PRIORITY DATE: 06/19/1902

POINT OF DIVERSION:

T07S R36E S14 NWSWSW Within BANNOCK County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.240 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S14 SWSW 12.0

12 ACRES TOTAL

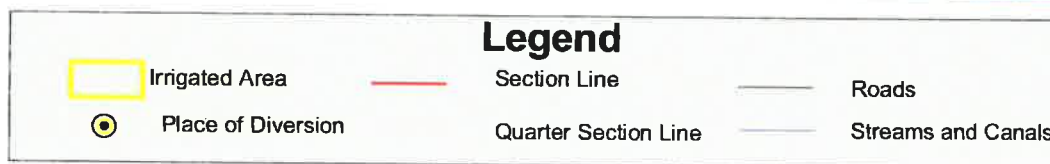
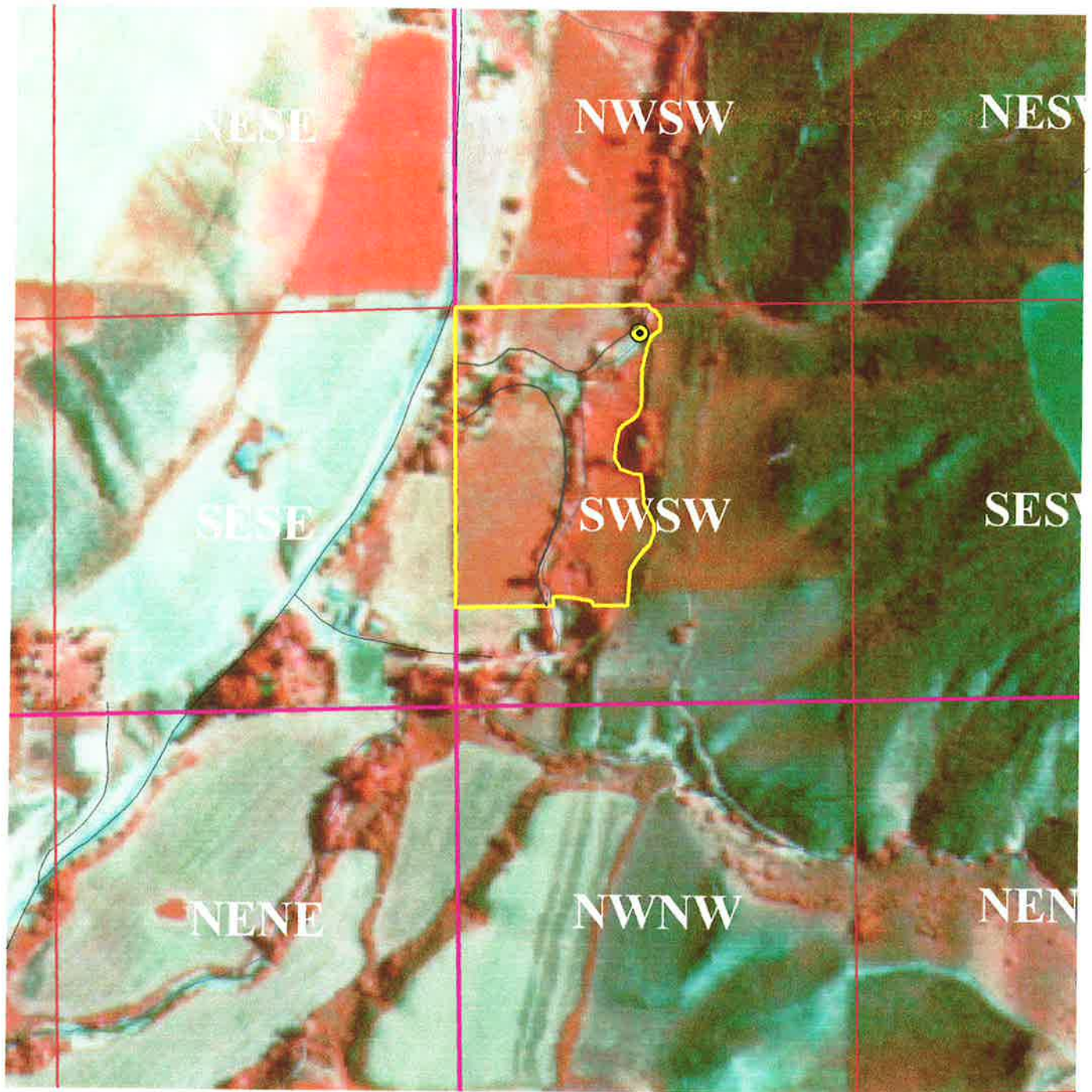
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: Decreed

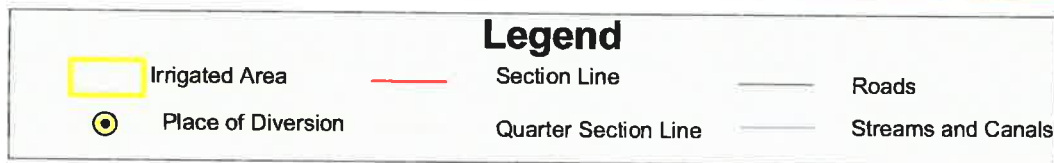
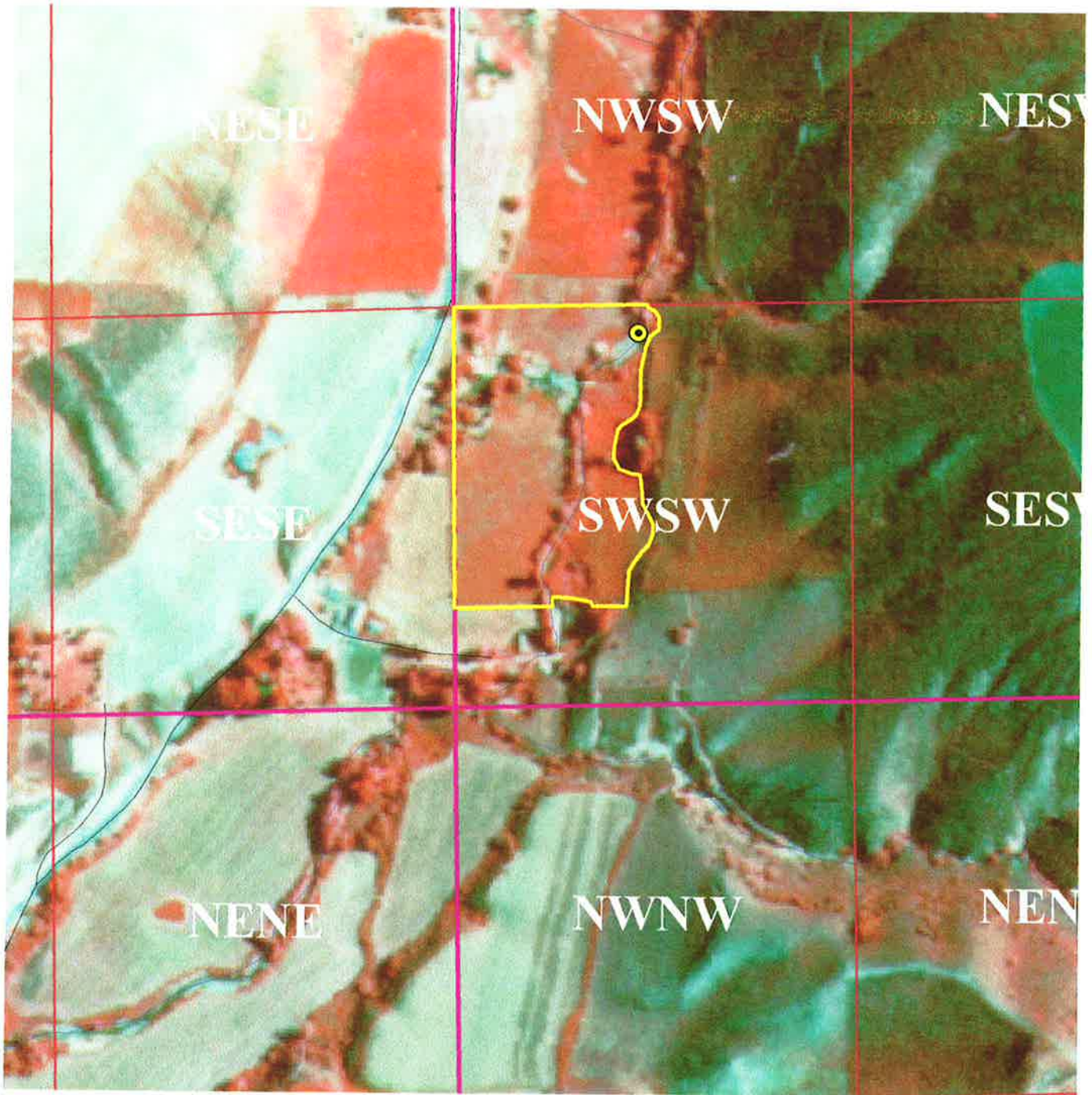
Water Right Claim Number A29-00297C  
Township , 7S36E

08/25/2000



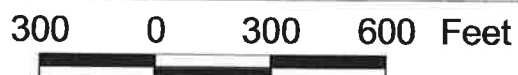
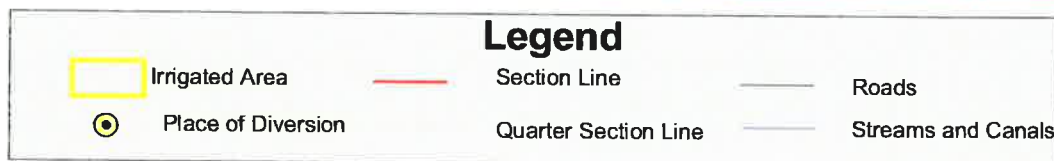
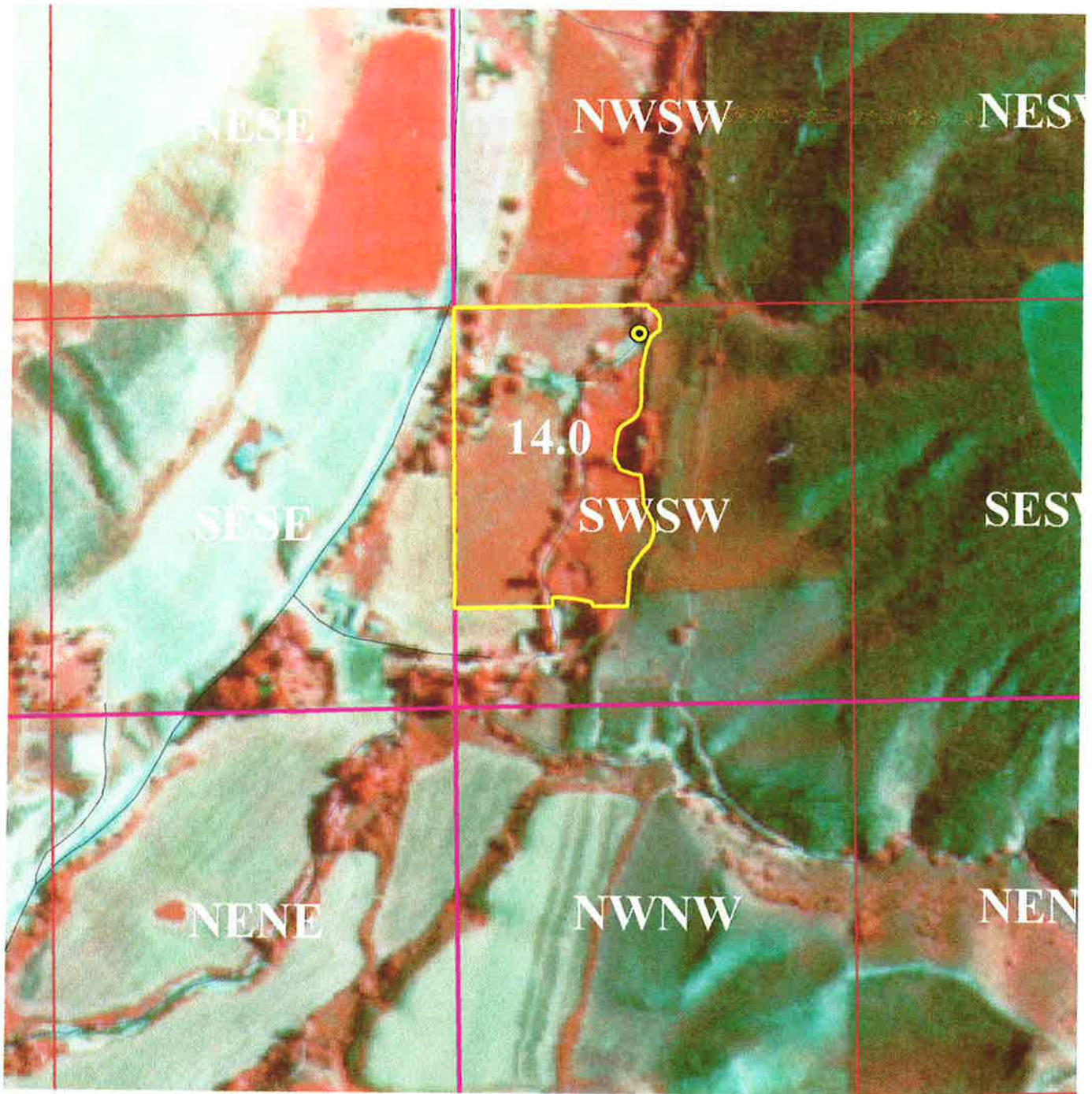
Water Right Claim Number A29-00297C  
Township , 7S36E

08/25/2000



Water Right Claim Number A29-00297C  
Township , 7S36E

08/25/2000



## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-297C V1

WATER RIGHT NUMBER: 29-297C V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                 |
|-------------------|-------------------------------------------------------------------------|
| Current Owner     | IRVIN L SPRAKER<br>745 N OLD HWY 91<br>INKOM, ID 83245<br>(208)775-3410 |

Priority Date: 06/19/1902

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| RAPID CREEK   | PORTNEUF RIVER   |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 04/01 to 10/31          | 0.240 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.240 CFS             |                      |

Location of Point(s) of Diversion

|                |                 |                                 |
|----------------|-----------------|---------------------------------|
| RAPID CREEK    | NW1/4SW1/4SW1/4 | Sec. 14, Twp 07S, Rge 36E, B.M. |
| BANNOCK County |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |      |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|------|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW   | SE | NE | NW | SW | SE |        |
| 07S | 36E | 14  |    |    |    |    |    |    |    |    |    |    | 12.0 |    |    |    |    |    | 12.0   |

Total Acres: 12

Conditions of Approval:

1. C18 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.

Remarks:Comments:

1. csaxton 1/3/2003 POD  
Comment: POD not defined in Decree. No C03.

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-297C V1

Dates and Other Information:

Decreed Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Defendant:  
Plaintiff:  
Civil Case Number:  
Judicial District:  
Notice of Error Flag:  
State or Federal: S  
Owner Name Connector:  
Water District Number:  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 29-297C V1

WATER RIGHT NUMBER: 29-297C V1

|                   |                                                                         |
|-------------------|-------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                 |
| Current Owner     | IRVIN L SPRAKER<br>729 N OLD HWY 91<br>INKOM, ID 83245<br>(208)775-3410 |

Priority Date: 06/19/1902

Basis: Decreed

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| RAPID CREEK   | PORTNEUF RIVER   |

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | 04/01 to 10/31          | 0.240 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.240 CFS             |                      |

Location of Point(s) of Diversion

|                |                 |                                 |
|----------------|-----------------|---------------------------------|
| RAPID CREEK    | NW1/4SW1/4SW1/4 | Sec. 14, Twp 07S, Rge 36E, B.M. |
| BANNOCK County |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |      |    | SE |    |    |    |        |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|------|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW   | SE | NE | NW | SW | SE | Totals |
| 07S | 36E | 14  |    |    |    |    |    |    |    |    |    |    | 12.0 |    |    |    |    |    | 12.0   |

Total Acres: 12

Conditions of Approval:

1. C18 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.

Remarks:

Comments:

1. csaxton 1/3/2003 POD  
Comment: POD not defined in Decree. No C03.

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES  
 Adjudication Recommendation Report 29-297C V1

Dates and Other Information:

Decreed Date:  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 Defendant:  
 Plaintiff:  
 Civil Case Number:  
 Judicial District:  
 Notice of Error Flag:  
 State or Federal: S  
 Owner Name Connector:  
 Water District Number:  
 Generic Max Rate Per Acre:  
 Generic Max Volume Per Acre:  
 Swan Falls Trust or Nontrust:  
 Swan Falls Dismissed:  
 DLE Act Number:  
 Carey Act Number:  
 Mitigation Plan: False

Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Contacts       | 1/3/2003 3:03:59 PM       | csaxton         |                           |                 | Active        |
| Contacts       | 1/3/2003 3:04:05 PM       | csaxton         |                           |                 | Active        |
| Priority Date  | 1/3/2003 3:04:38 PM       | csaxton         |                           |                 | Active        |
| POD            | 1/3/2003 3:05:07 PM       | csaxton         |                           |                 | Active        |
| Source         | 1/3/2003 3:12:49 PM       | csaxton         |                           |                 | Active        |
| POU            | 1/3/2003 3:13:09 PM       | csaxton         |                           |                 | Active        |
| Use            | 1/3/2003 3:14:23 PM       | csaxton         |                           |                 | Active        |
| Season         | 1/3/2003 3:14:46 PM       | csaxton         |                           |                 | Active        |
| Quantity       | 1/3/2003 3:15:39 PM       | csaxton         |                           |                 | Active        |
| Summary        |                           |                 | 01/03/2003                | csaxton         | Active        |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                            |
|----------------|------------------------|-----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Contacts       | 1/3/2003 3:03:58 PM    | csaxton         | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: FE 11/1/01                                                                                                                                                                                                                                           |
| Contacts       | 1/3/2003 3:04:05 PM    | csaxton         | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: FE 11/1/01                                                                                                                                                                                                                                           |
| POD            | 1/3/2003 3:05:07 PM    | csaxton         | (Yes) 1. Is the basis of this claim a Decree or License?<br>(No) 4. Does the Decree or License have a POD?<br>(No) 6. Is there evidence that there has been a change in the POD?<br>(Yes) 9. Does the file contain all the necessary information to verify the POD?<br>(No) 10. Is a POD remark and/or condition required? |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-297C V1

|               |                     |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|---------------|---------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD           | 1/3/2003 3:05:38 PM | csaxton | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Priority Date | 1/3/2003 3:04:38 PM | csaxton | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?                                                                                                                                            |
| POD           | 1/3/2003 3:06:48 PM | csaxton | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Source        | 1/3/2003 3:12:49 PM | csaxton | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                                                                                                                                                                                                                                                                                                                |
| POU           | 1/3/2003 3:13:09 PM | csaxton | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?<br>(No) 14. Is a POU remark and/or condition required?                                                                                                                                                                                                                                                                                                |
| POU           | 1/3/2003 3:13:31 PM | csaxton | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| POU           | 1/3/2003 3:13:48 PM | csaxton | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Use           | 1/3/2003 3:14:22 PM | csaxton | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?<br>(No) 13. Is a Purpose of Use remark and/or condition required?                                                                                                                                                                                                                                                                                                 |
| Season        | 1/3/2003 3:14:46 PM | csaxton | (Yes) 1. Is the basis of claim Decree or License?<br>(No) 4. Does the Decree or License have a Period of Use?<br>(No) 6. Is there evidence that there has been a change in the Period of Use?<br>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?<br>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?<br>(Yes) 15. Is irrigation claimed as a Purpose of Use?<br>(No) 18. Is a Period of Use remark and/or condition required? |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-297C V1

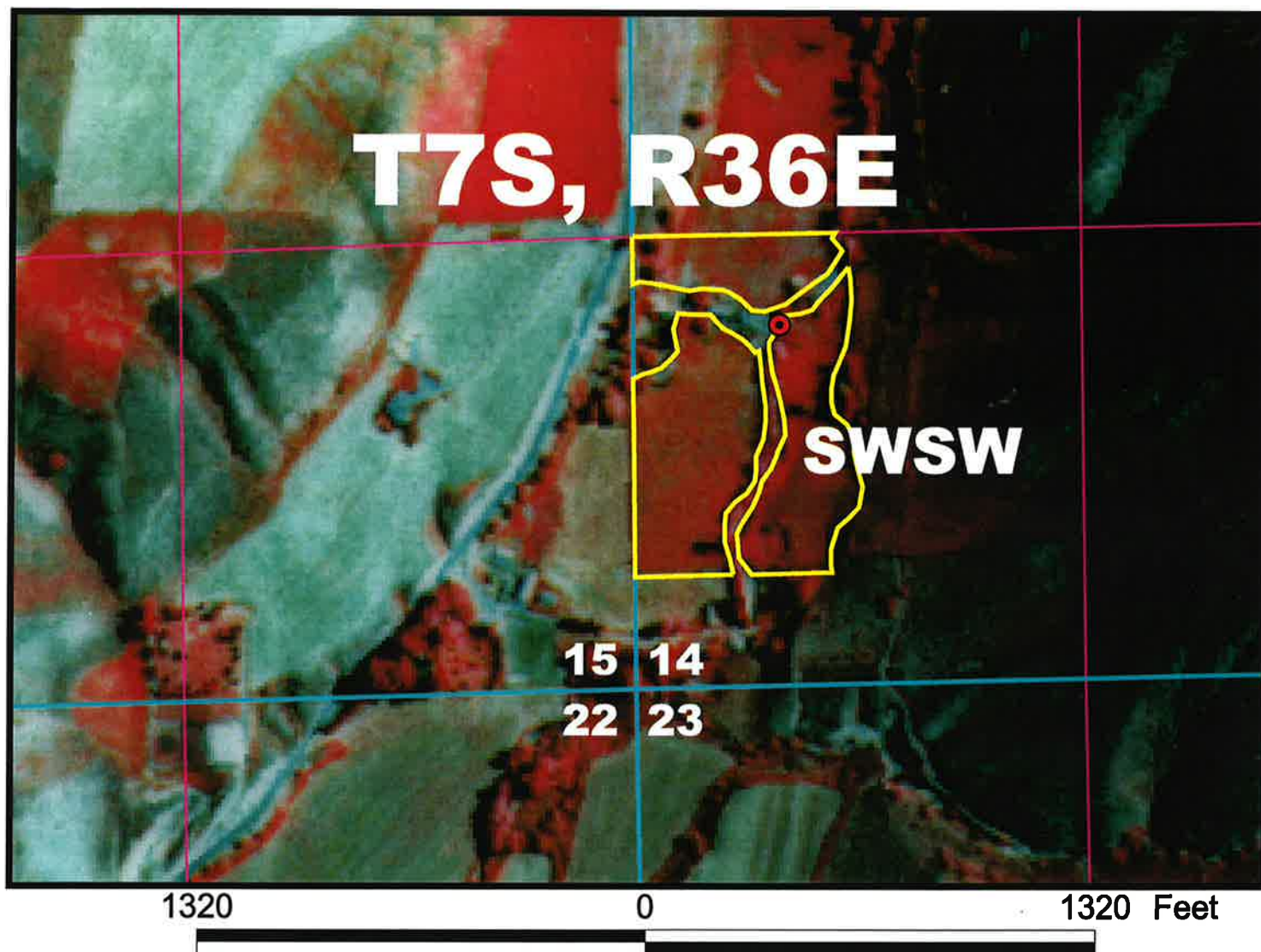
|          |                     |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|----------|---------------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Quantity | 1/3/2003 3:15:39 PM | csaxton | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?</p> <p>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?</p> <p>(No) 8. Does the parent right have an annual diversion volume limit?</p> <p>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?</p> <p>(No) 12. Is a Quantity remark or condition required?</p> |
| Summary  | 1/3/2003 3:17:44 PM | csaxton | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p> <p>(No) 5. Is an additional remark and/or condition required?</p> <p>(Yes) 6. Would you like to view the recommended right?</p> <p>(Yes) 7. Is this a split or combined right?</p> <p>(No) 8. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 9. Would you like to set the verification date?</p>                  |



# STATE OF IDAHO

Department of Water Resources  
Eastern Region

Water Right(s): 29-00297C



**Total Irrigated Acres: 12.0**



Point(s) of Diversion



Place of Use



Quarter Quarter Lines

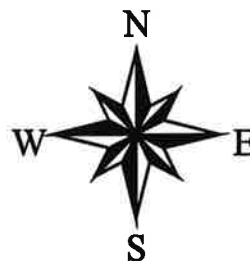


Section Lines

PROFILE

SCANNED

JUL 27 2005



GIS Place of Use Illustration  
1987/1988 NAPP Photography  
Prepared by: C. Saxton  
Date: January 2003

02/18/2003

NOTICE OF ERROR  
REPLY

*Craig's*

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: April 21, 2003

Water right number: 29-297C

IRVIN L SPRAKER

745 729 N OLD HWY 91

INKOM ID 83245

Telephone Number: (208)775-3410

*Done 3/25/03*

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:

*Legal description for Property. — OK*

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

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

DATE: *25 March 03*

SIGNATURE:

*[Signature]*

Please print your name:

*IRVIN SPRAKER*

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

**PROFILED**

**SCANNED  
JUL 27 2005**

CHANGE IN ADDRESS

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

[ ] Water Right Number(s): <sup>Done</sup> 29-7209, <sup>Done</sup> 29-7729, <sup>Done</sup> 29-297C  
<sup>Done</sup> 29-285C

[ ] Old Mailing Address: Irvin Spraker  
729 N Old Hwy 91  
Tukom Rd 83245

[ ] New Mailing Address: 745 N Old Hwy 91  
Tukom Rd 83245

[ ] Telephone Number: 775-3410

[ ] Signature of Claimant: Irvin Spraker

[ ] Date: 25 March 2003

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

PROFILED

SCANNED  
JUL 27 2005

- 9/6/01 : POA within Decreed POA  
: Diversion Rate: 2 of 5 splits = decreed div Rate  
: Source - as decreed
- 10/30/01 : White House + Red Barto Roof  
9 AM Appointment on 11/1/01
- 10-18-02 : 12 acres Found -
- 1-3-03 : Claimant Could have Claimed a portion of  
29-00314 but didn't  
: POA NOT Defined in Decree. NO C/A  
: Claimant did not want this a PPA with  
29-00285C. Not current/Historical Practice.
- 3-25-03: Al Ruberry Processed a C/A today.

PROFILED

SCANNED  
JUL 27 2005

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Claim Report 29-297C

WATER RIGHT NUMBER: 29-297C

Owner Type                      Name and Address  
 Current Owner                  IRVIN L SPRAKER ✓  
                                          729 N OLD HWY 91  
                                          INKOM, ID 83245  
                                          (208)775-3410

Priority Date: 06/19/1902 ✓  
 Basis: Decreed ✓  
 Status: Active ✓

Source                                      Tributary  
 RAPID CREEK ✓                              PORTNEUF RIVER ✓

| <u>Beneficial Use</u> | <u>From</u>      | <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|------------------|-----------|-----------------------|----------------------|
| IRRIGATION ✓          | 4/15 to 10/15    |           | 0.400 CFS             |                      |
|                       | 4/1              | 10/31     | 0.24                  |                      |
|                       | Total Diversion: |           | 0.400 CFS             |                      |
|                       |                  |           | 0.24                  |                      |

Location of Point(s) of Diversion  
 RAPID CREEK ✓                      NW SW1/4SW1/4 ✓                      Sec. 14, Twp 07S, Rge 36E, B.M. ✓  
                                          BANNOCK County

Place of Use  
 IRRIGATION

| Twp | Rge | Sec | NE | NW | SW | SE | Totals |
|-----|-----|-----|----|----|----|----|--------|
| 07S | 36E | 14  | NE | NW | SW | SE | 20.0   |
|     |     |     |    |    |    |    | 12     |

Total Acres: 20  
 12

Conditions of Approval:

C18

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: 9/19/1988  
 State or Federal: S  
 Mitigation Plan: False

PROFILED

SCANNED  
 JUL 27 2005

Split history for Decreed Right 29-00297

Claimed

Recommend

29-00297  
1.2  
60 Estimated  
6/19/1902  
0.02 Per Acre

|                     |                                 |
|---------------------|---------------------------------|
| 29-00297A           | Chandler, Sam                   |
| 0.4                 |                                 |
| 20                  |                                 |
| 29-00297B           | Chandler, George                |
| 0.4                 |                                 |
| 22.7                |                                 |
| 29-00297C           | Spraker, Irvan                  |
| 0.4                 |                                 |
| 20                  |                                 |
| 29-00297D           | Kent, West                      |
| 0.02                |                                 |
| 1.2                 |                                 |
| <del>29-10709</del> | Friedel, Walter <i>29-10790</i> |
| 0.06                |                                 |
| 3                   |                                 |
| 29-13173            | Jackson, Kirk                   |
| 0.01                |                                 |
| 0.3                 |                                 |

|      |
|------|
| 0.4  |
| 20   |
| 0.4  |
| 22.7 |
| 0.24 |
| 12   |
| 0.02 |
| 1.2  |
| 0.06 |
| 3    |
| 0.01 |
| 0.3  |

Underclaimed

Sum of claimed CFS = 1.27  
Sum of claimed Acreage = 66

|           |      |
|-----------|------|
| Sum CFS=  | 1.13 |
| Sum Acre= | 59.2 |

|                         |      |
|-------------------------|------|
| Un-accounted for CFS=   | 0.07 |
| Un-accounted for Acres= | 0.8  |

Based on irrigatable land, it is assumed that this decreed right was for 1" per acre.

SCANNED  
JUL 27 2005

PROTECTED

## Water Right Report 29-297

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|-------------------------|
| Current Owner     | GEORGE A WHITWORTH      |
|                   | , ID                    |

**Status:** Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| RAPID CREEK   | PORTNEUF RIVER   |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | / to /                  | 1.200 CFS             |                      |
|                       | <u>Total Diversion:</u> | 1.200 CFS             |                      |

Location of Point(s) of Diversion  
RAPID CREEK

Place of Use  
IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 07S | 36E | 14  |    |    |    |    |    | X  | X  |    |    | X  | X  |    |    |    |    |    |        |

**Total Acres: 0**

**Conditions of Approval:**

1. General P/D & P/U INCOMPLETE.^^^

**Comments:**

**Dates and Other Information:**

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-297

Dates and Other Information:

Licensed Date:  
Decreed Date: 6/22/1906  
Water Supply Bank Enrollment Accepted:  
Water Supply Bank Enrollment Removed:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
State or Federal:  
Owner Name Connector:  
Water District Number: 29F  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Decree Defendant:  
Decree Plaintiff:  
Civil Case Number:  
Judicial District:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

SCANNED

JUN 11 2001

Log for claim A29-00297C

Spatial Dynamics LTD

8/25/00

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|---------|-----|------|------------------|----------------|---------|
| 07s36e  | 14  | SWSW | 20               | 14             |         |
| Totals: |     |      | 20               | 14             |         |

AJ5809NP  
No. A29-00297C

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00  
PAGE: 58

| OWNER<br>CODE    | NAME & ADDRESS                                                          | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | IRVIN L SPRAKER<br>729 N OLD HWY 91<br>INKOM ID 83245<br>(208) 775-3410 | 06/19/1902       | IRRIGATION | 04-15 10-15           | 0.400 CFS         |                     |
| TOTAL DIVERSION: |                                                                         |                  |            |                       | 0.400 CFS         |                     |
| CONSUMPTIVE USE: |                                                                         |                  |            |                       |                   | 50.00 AFA           |

Water Source: RAPID CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion: T07S R36E S14 SWSW BANNOCK County

Place of use Legal Description for: IRRIGATION

| NE  |     |    |   | NW |    |    |    | SW |    |    |    | SE |    |   |    |    |    |    |    |    |             |      |      |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|---|----|----|----|----|----|----|-------------|------|------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | Lt | Ac | Lt | Ac | Lt | Ac | :           | SUM  |      |
| 07S | 36E | 14 | : |    |    |    |    |    |    |    |    | 20 |    | : |    |    |    |    |    |    |             | :    | 20.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |   |    |    |    |    |    |    | TOTAL ACRES | 20.0 |      |

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: A29-00285 USED ON LAWN ON ROTATION

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
29-10018 A29-00285C A29-00285G A29-10018 A29-10071

Other Water Rights Listing Overlapping Place(s) of Use:  
A29-00285C A29-00285G

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

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

Audit: 10/06/88 MULLINS 04/04/94 THOMPSON 03/29/95 POST-STD 04/13/00 CVANDERM

JUN 11 2001

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

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-00297C  
Date Received: 8/18/1988  
Receipt No: E002455  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: IRVIN SPRAKER 208-775-3410  
Address: 729 N. OLD HYWAY 91  
INKOM, ID 83245

2. Date of Priority: JUN 19, 1902

3. Source: RAPID CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S      | 36E   | 14      | SW     | SW     |     |     | BANNOCK |

5. Description of diverting works:  
PUMP IN CREEK TO SPRINKLER LINES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.400  |      |        |

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 07S           | 36E   | 14      | SW     | SW  |     | IRR | 20.0  |
| Section Acres |       |         |        |     |     |     | 20.0  |

A2900297C



10. Place of Use: Continued

Total Acres                      20.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

A29-00285 USED ON LAWN ON ROTATION

14. Remarks:

15. Basis of Claim: DECREED

Water Right Number: 290297

Case Number:

Court :

Decree date: 6/22/1906

CHARLES STEWART ET AL

Decree Plaintiff

vs

A. J. DAMRON

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): Lavin Spicher Date: 30 Aug 1988  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Bannock ) SS.

Subscribed and sworn (or affirmed) before me this 30 day  
of Aug 19 88 Carol Broadie  
Notary Public

Seal

Residing at Mc Cammon  
My Commission Expires 9-18-88

A 29-00297C

R 36 F

T 75

Place of Use

NOV 13 1992

