

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78313

This is to certify that: JAMES JUAN SPILLETT
4546 ROCKLAND HWY
ROCKLAND, ID 83271

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
41-10258	WR/DECREED	4/1/1909	0.200 cfs	N/A	N/A	50.0	SOUTH FORK ROCK CREEK
41-10259	WR/DECREED	4/1/1909	0.800 cfs	N/A	N/A	50.0	SOUTH FORK ROCK CREEK

Purpose of Transfer (Changes Proposed)

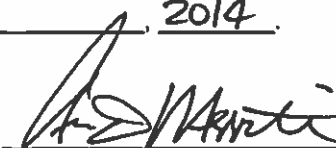
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
41-10258	NO	YES	YES	NO	NO	NO
41-10259	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
41-10258	41-10258	0.200 cfs	N/A	N/A	50.0	N/A	N/A	N/A	N/A	N/A
41-10259	41-10259	0.800 cfs	N/A	N/A	50.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.000 cfs	N/A	N/A	50.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 15th day of May, 2014.


Southern Region Manager

SUPPORT DATA

IN FILE # 41-10258

Transfer No. 78313

WATER RIGHT NO. 41-10259

As Modified by Transfer No. 78313

In accordance with the approval of Transfer No. 78313, Water Right No. 41-10259 is now described as follows:

Right Holder: JAMES JUAN SPILLETT
4546 ROCKLAND HWY
ROCKLAND, ID 83271

Priority Date: 4/1/1909

Source: SOUTH FORK ROCK CREEK **Tributary:** ROCK CREEK

BENEFICIAL USE **From** **To** **Diversion Rate**
IRRIGATION 4/01 to 10/31 0.800 cfs
0.800 cfs

LOCATION OF POINT(S) OF DIVERSION

SOUTH FORK ROCK CREEK NENWSW Sec 20 Twp 10S Rge 31E POWER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	31E	20						2.0	24.0			24.0							50.0

POU Total Acres: 50.0

CONDITIONS OF APPROVAL

1. Use of this right with right Nos. 41-00008B, 41-00013B and 41-10258 is limited to the irrigation of a combined total of 50 acres in a single irrigation season.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 41.
3. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
4. 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.
5. The following rights are diverted through the point of diversion described above: 41-8B, 41-13B, 41-10258, and 41-10259.

Transfer No. 78313

WATER RIGHT NO. 41-10259
As Modified by Transfer No. 78313

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



WATER RIGHT NO. 41-10258

As Modified by Transfer No. 78313

In accordance with the approval of Transfer No. 78313, Water Right No. 41-10258 is now described as follows:

Right Holder: JAMES JUAN SPILLETT
4546 ROCKLAND HWY
ROCKLAND, ID 83271

Priority Date: 4/1/1909

Source: SOUTH FORK ROCK CREEK **Tributary:** ROCK CREEK

BENEFICIAL USE **From** **To** **Diversion Rate**
IRRIGATION 4/01 to 10/31 0.200 cfs
0.200 cfs

LOCATION OF POINT(S) OF DIVERSION

SOUTH FORK ROCK CREEK NENWSW Sec 20 Twp 10S Rge 31E POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	31E	20						2.0	24.0			24.0							50.0

POU Total Acres: 50.0

CONDITIONS OF APPROVAL

1. Use of this right with right Nos. 41-00008B, 41-00013B and 41-10259 is limited to the irrigation of a combined total of 50 acres in a single irrigation season.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.41.
3. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
4. 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.
5. The following rights are diverted through the point of diversion described above: 41-13B, 41-8B, 41-10258, and 41-10259.

Transfer No. 78313

WATER RIGHT NO. 41-10258
As Modified by Transfer No. 78313

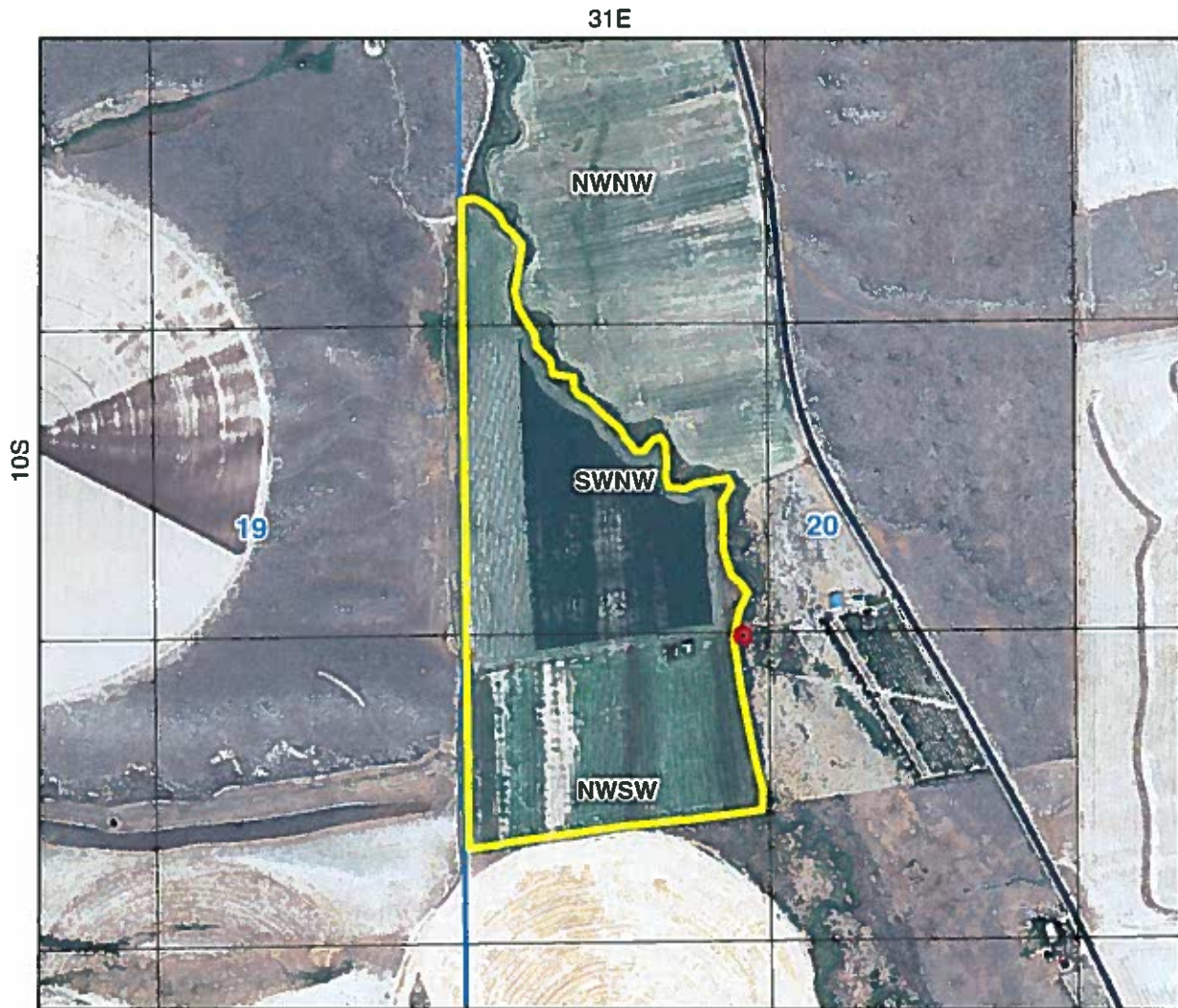
CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78313
Rights: 41-10258 and 41-10259

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.075 0.15 0.3 Miles

