

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 47-2283
Date Received: 11/17/1988
Receipt No: S003889
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

J R SIMPLOT SELF DECLARATION REVOCABLE TRUST Phone: (208)336-2110
J R SIMPLOT AS TRUSTEE
C/O RONALD N GRAVES
PO BOX 27
BOISE ID 83707-0027

2. Date of Priority: 12/27/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
14S	15E	21	NW	NW	SE	TWIN FALLS	

5. Description of diverting works:

WELL AND PUMP #1

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	4.24	

7. Total Quantity Appropriated is:
4.24 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
14S	15E	15	SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			NE	SW		IRRIGATION	40
						Section Acres	200
14S	15E	21	NE	NE		IRRIGATION	20
			NW	NE		IRRIGATION	20
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NW	SE		IRRIGATION	5
						Section Acres	125
						Total Acres	325

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

14. Remarks:

TRANS. 3110.

15. Basis of Claim: License

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

NOV 04 2004

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>47-12</u>	<u> </u>	<u> </u>	<u>47-2365</u>	<u>A47-2365</u>	<u> </u>
<u>47-14</u>	<u> </u>	<u> </u>	<u>47-2424</u>	<u>A47-2424</u>	<u> </u>
<u>47-19</u>	<u> </u>	<u> </u>	<u>47-7071</u>	<u>A47-7071</u>	<u> </u>
<u>47-2281</u>	<u>A47-2281</u>	<u> </u>	<u>47-7102</u>	<u>A47-7102</u>	<u> </u>
<u>47-2283</u>	<u>A47-2283</u>	<u> </u>	<u>47-7733</u>	<u>A47-7733</u>	<u> </u>

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 (Please see attached Warranty Deed)

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Jane and Ronald Pierce
PO Box 151 Rogerson, ID 83302
4. New Owner/Claimant(s) J.R. Simplot Self-Declaration of Revocable Trust
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 27
- City, State and ZIP Code Boise, ID 83707
- New Telephone Number (208) 336-2110
5. Date you acquired the property May 15, 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

J.R. Simplot, Trustee by Ronald N. Graves Attorney-in-Fact
J.R. Simplot Self-Declaration of REVOCABLE Trust
by Ronald N. Graves, Attorney-in-Fact

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

Simplet Personal # 721

Case No. 44155sm

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

Twin Falls County, Idaho

Recorded for:
TITLEFACT

11:08am May 15, 2000
2000 - 007108

No. of Pages: 2 Fee: \$8.00
ROBERT S. FORT
Ex-Officio Recorder
Deputy: CH

**** SPACE ABOVE FOR RECORDER ****

WARRANTY DEED

FOR VALUE RECEIVED RONALD W. PIERCE, JR., also known as RONALD W. PIERCE, also known as RONALD PIERCE, JR. and MARY JANE PIERCE, also known as JANE PIERCE, husband and wife, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto J.R. SIMPLOT, as Trustee of the J.R. SIMPLOT SELF-DECLARATION OF REVOCABLE TRUST established by written instrument dated December 21, 1989, and registered in the Fourth Judicial District of the State of Idaho, Ada County, as No. 3T-788, hereinafter called Grantee, whose address is: P.O. Box 27, Boise, Idaho 83707, the following described premises in Twin Falls County, Idaho; to-wit:

Township 14 South, Range 15 East, Boise Meridian, Twin Falls County, Idaho

Section 15: S $\frac{1}{2}$;S $\frac{1}{4}$ NE $\frac{1}{4}$

EXCEPT

BEGINNING at survey station 115+74 of "A" lateral survey as located which point is on section line 1620.8 feet South of section corner common to Section 10, 11, 14 and 15, Township 14 South, Range 15 E., B.M.;

THENCE North along said section line, 300.8 feet, more or less to the Northeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15;

THENCE West along the North boundary of said forth, 100 feet;

THENCE South 8°29' East 681.3 feet, to a point on the East section line of Section 15;

THENCE Northerly along said section line 380.5 feet, to the POINT OF BEGINNING.

Section 16: All

Section 21: E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{4}$

Section 22: All

Section 27: NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 28: N $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$

ALL SUBJECT TO: Twin Falls Highway District right of way.

Township 15 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho

Section 27: N $\frac{1}{2}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 28: ALL

Section 33: NE $\frac{1}{4}$ NE $\frac{1}{4}$

A tract of land located in Section 20, 21, 22, and 29 of Township 15 South, Range 17 E., B.M., Twin Falls County, Idaho and more particularly described as follows:

COMMENCING at the Southeast corner of Section 29 and being the TRUE POINT OF BEGINNING;

THENCE North 89°52'01" West along the South boundary of Section 29 for a distance of 335.60 feet to the intersection of a fence line and the South boundary of Section 29;

THENCE along an existing fence line on the following courses:

North 11°37'25" West, 2787.30 feet;

North 10°48'00" West, 1870.88 feet;

North 10°02'25" West, 857.95 feet;

North 2°41'45" West, 3348.50 feet;

North 2°12'01" West, 960.83 feet;

South 77°43'24" East, 2253.09 feet;

South 78°00'16" East, 638.66 feet;

South 88°39'36" East, 2717.06 feet;

South 7°06'26" West, 524.68 feet;

South 3°50'26" East, 1074.55 feet;

South 59°17'51" East, 1443.02 feet;

South 82°13'04" East, 2516.47 feet;

South 4°58'48" East, 1081.02 feet;

to the intersection of the existing fence and the North boundary of Section 27;

THENCE leaving the existing fence line South 89°53'59" West along the North boundary of Section 27 for a distance of 2506.97 feet to the Northwest corner of Section 27;

THENCE South 89°52'46" West along the North boundary of Section 28 for a distance of 2641.49 feet to the North $\frac{1}{4}$ corner of Section 28;

THENCE South 89°55'45" West along the North boundary of Section 28 for a distance of 2644.81 feet to the Northwest corner of Section 28;

THENCE South 1°07'14" East along the West boundary of Section 28 for a distance of 2639.08 feet to the West ¼ corner of Section 28;

THENCE South 0°01'09" East along the West boundary of Section 28 for a distance of 2643.45 feet to the Southwest corner of Section 28 and being the TRUE POINT OF BEGINNING.

ALL SUBJECT TO: Twin Falls Highway District right of way.

Township 16 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho

Section 23: SW¼NE¼; NE¼SE¼; W¼SE¼

Section 26: W¼NE¼; E¼NW¼

ALL SUBJECT TO: Twin Falls Highway District right of way.

Township 15 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 29: NE¼SW¼; S¼SW¼; SE¼

Section 32: N¼; N¼SW¼

Section 33: E¼; E¼W¼; W¼NW¼

ALL SUBJECT TO: Twin Falls Highway District right of way.

Township 16 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 4: NW¼SW¼

Section 5: S¼NE¼; SE¼; W¼

ALL SUBJECT TO: Twin Falls Highway District right of way.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Except for and subject to those rights, easements, restrictions, zoning regulations, land use regulations and other applicable rules and regulations as appear of record or by use upon the premises. And except taxes due and accruing for the year 2000 and succeeding years.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: May 10, 2000

Ronald W. Pierce, Jr.
RONALD W. PIERCE, JR.

Mary Jane Pierce
MARY JANE PIERCE

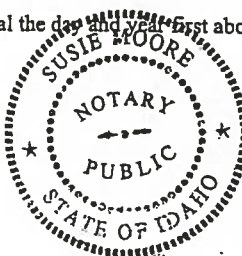
* * * * *

STATE OF IDAHO
County of Twin Falls

On this 15th day of May, 2000, before me, a Notary Public in and for said State, personally appeared RONALD W. PIERCE, JR., also known as RONALD W. PIERCE, also known as RONALD PIERCE, JR. and MARY JANE PIERCE, also known as JANE PIERCE, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

Susie Moore
Notary Public for Idaho
Residing at Twin Falls
Commission expires 11-28-2002



SCANNED

FEB 12 2002

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: A47-02283
Date Received: 11/17/1988
Receipt No: S003889
Received By: SC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RON PIERCE 208-655-4354
Address: BOX 151
ROGERSON, ID 83302

OR
Name: JANIE PIERCE 208-655-4354
Address: BOX 151
ROGERSON, ID 83302

2. Date of Priority: DEC 27, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	15E	21	NW	NW	SE		TWIN FALLS

5. Description of diverting works:
WELL AND PUMP #1

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.240		

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

8. Total consumptive use is 975.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A47-02283

Page 1

Date: 11/17/88

COPY

MICROFILMED

MAR 11 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	15E	15	SW	NE		IRR	40.0
			NE	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 200.0

21	NE	NE	IRR	20.0
	NW	NE	IRR	20.0
	SW	NE	IRR	40.0
	SE	NE	IRR	40.0
	NW	SE	IRR	5.0

Section Acres 125.0

Total Acres 325.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
A47-07102, A47-02281.

14. Remarks:
TRANS. 3110.

15. Basis of Claim: LICENSE
Water Right Number: 25337

COPY

MICROFILMED

MAR 11 1993

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: 1

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): Ronald Pierce Jr Date: 11-17-88

Date: _____

State of Idaho

County of Twin Falls)
SS.

Subscribed and sworn (or affirmed) before me this 17th day

of November 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

COPY

MICROFILMED

MAR 11 1993

07

MAR 11 1993

COPY

11/08/2006

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

RIGHT NUMBER: 47-2283

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION REVOCABLE TRUST
PO BOX 27
BOISE ID 83707-0027

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.240 CFS
1,137.500 AFY

The rights listed below are limited to a total combined annual diversion volume of 7122.5 af. Combined Right Nos.: 47-2281, 47-2283, 47-2365, 47-2424, 47-7071, 47-7102, 47-7122

PRIORITY DATE: 12/27/1954

POINT OF DIVERSION:

T14S R15E S21 SESENE Within TWIN FALLS County
T14S R15E S21 NWNWE Within TWIN FALLS County
T14S R15E S22 SWSESW Within TWIN FALLS County
T14S R15E S23 SWSWSW Within TWIN FALLS County
T14S R15E S28 SWNENW Within TWIN FALLS County
T14S R15E S28 SENENW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	4.240 CFS 1,137.50 AFY

PLACE OF USE:

IRRIGATION in TWIN FALLS County

T14S R15E S14	SWNW	40.00	T14S R15E S14	SENW	40.00
T14S R15E S14	NESW	40.00	T14S R15E S14	NWSW	40.00
T14S R15E S14	SWSW	40.00	T14S R15E S14	SESW	40.00
T14S R15E S15	SWNE	40.00	T14S R15E S15	NESW	40.00
T14S R15E S15	SWSW	40.00	T14S R15E S15	SESW	40.00
T14S R15E S15	NWSE	40.00	T14S R15E S21	NENE	32.00
T14S R15E S21	NWNE	30.00	T14S R15E S21	SWNE	40.00
T14S R15E S21	SENE	40.00	T14S R15E S21	NENW	40.00
T14S R15E S21	SENW	40.00	T14S R15E S21	NESW	38.00
T14S R15E S21	SESW	40.00	T14S R15E S21	NESE	40.00
T14S R15E S21	NWSE	40.00	T14S R15E S21	SWSE	40.00
T14S R15E S21	SESE	40.00	T14S R15E S22	NENE	33.00
T14S R15E S22	NWNE	34.00	T14S R15E S22	SWNE	30.00
T14S R15E S22	SENE	30.00	T14S R15E S22	NENW	34.00
T14S R15E S22	NWNW	36.00	T14S R15E S22	SWNW	31.00

11/08/2006

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

T14S R15E S22	SESW	31.00	T14S R15E S22	NESW	40.00
T14S R15E S22	NWSW	40.00	T14S R15E S22	SWSW	40.00
T14S R15E S22	SESW	40.00	T14S R15E S22	NESE	40.00
T14S R15E S22	NWSE	40.00	T14S R15E S22	SWSE	39.00
T14S R15E S22	SESE	38.00	T14S R15E S23	NENW	40.00
T14S R15E S23	NWNW	40.00	T14S R15E S23	SWNW	40.00
T14S R15E S23	NWSW	40.00	T14S R15E S23	SWSW	39.00
T14S R15E S27	NENE	33.00	T14S R15E S27	NWNE	35.00
T14S R15E S27	SWNE	36.00	T14S R15E S27	SENE	32.00
T14S R15E S27	NENW	40.00	T14S R15E S27	NWNW	40.00
T14S R15E S27	SESW	40.00	T14S R15E S28	NENE	40.00
T14S R15E S28	NWNE	40.00	T14S R15E S28	NENW	24.00

2035 ACRES TOTAL

This right is limited to the irrigation of 325 acres within the place of use described above in a single irrigation season.

Right Nos. 47-2283 and 47-2424 are limited to the irrigation of a combined total of 335 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.

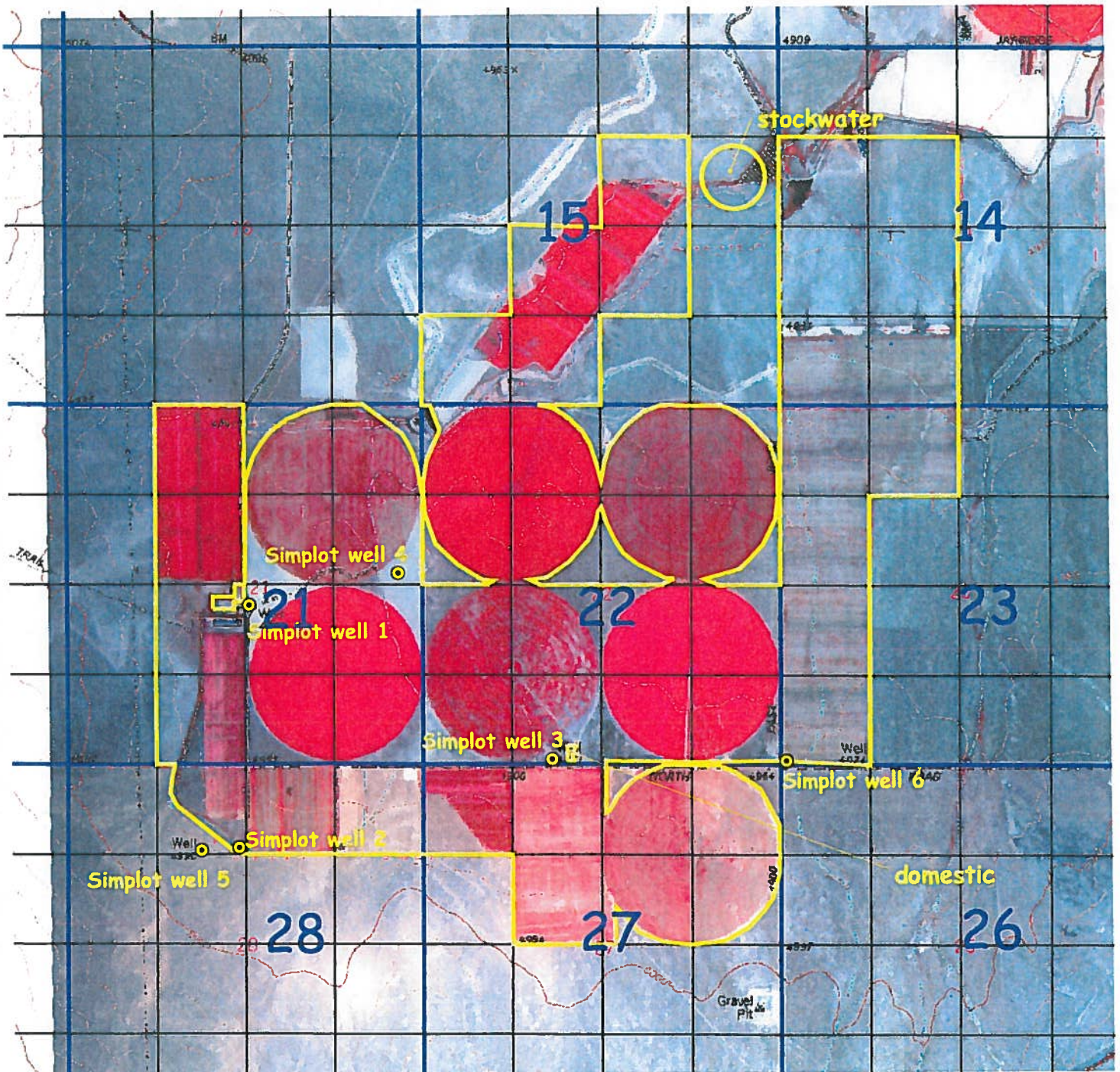
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Idaho Department of Water Resources

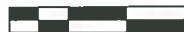
Right(s): 47-2281, 2283, 2365, 2424
7071, 7102, 7122

Recommended Place of Use
TWP 14S RNG 15E S14, 15, 21, 22,
23, 27, 28

Prepared November 8, 2006



660 0 6601320 Feet



-  Recommended Place of Use
-  Recommended Point of Diversion
-  PLSS Section Lines
-  Quarter Section Lines



GIS Place of Use Presentation
1987 NAPP Aerial Photography

Prepared by Amanda Kriwox

Season of Use : 4-1 to 10-31

3.5 AFA

Sumplot PPU → 2035 acres

14515E S14,15,21,22,23,27,28

COMBINED LIMITS DATA WORKSHEET					
Individual Rights:					
	WR #	Rate	Volume	Tot. Acres	Acre Limit
1	47-2281	4.04	892.5		255
2	47-2283	4.24	1137.5		325
3	47-2365	5.92	1036		296
4	47-2424	6.87	1167.6		328
5	47-7071	6.40	1122.6		320
6	47-7102	3.46	1316		376
7	47-7122	6.0	1546.7		440
8					
9					
10					
Combinations:					
	WR #	Combined Rate	Combined Volume	Combined Acres	
pou overlap	47-7102		n/e		n/e
	47-2281		1316 AF		376 acres
pou overlap	47-2365	17.21			
	47-2424				
	47-7071				
	47-7122				
pou overlap	47-2424				n/e
	47-2283				335 acres
Other Conditions, Remarks:					
1	well #1	7102 + 2283	→ no stated c. limit		
2	well #2	7102 + 2281	→ limit = 1316 AF		
3	well #3	7071 + 7122 + 2365 + 2424	→ 4873 AF		
4	well #4	7071 + 7122 + 2365 + 2424	→ 4873 AF		
5	well #5	7102 + 2281	→ 1316 AF		
6	well #6	7071 + 7122 + 2365 + 2424	→ 4873 AF		
7					
8					
9					
10					

$$(255)(3.5) = 892.5$$

$$(325)(3.5) = 1137.5$$

→ wind season of use

Stockwater only in
S15 SENE & SESE
partial S22 NENE

SESE + S22
not claimed

Volume c. use

2424 + 2365 + 7071 + 7122 NTE 17.21 cfs (E 1834)

7102 + 2281 NTE 1316 AF

2283 = 1137 AF

all 7 combined NTE 7122.5 (based on 2035 acres x 3.5 AF)

2424, 2365, 7071, 7122
wells = 3, 4, 6

2281 + 7102
well 2 & 5

2283
well 1



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 8, 2004

ATTN VIC CONRAD
J R SIMPLOT SELF-DECLARATION REVOCABLE TRUST
PO BOX 27
BOISE ID 83707

Re: SRBA Claim(s) 47-2281, 47-2283, 47-2365, 47-2424, 47-7071, 45-7102,
47-7733

Dear Mr. Conrad:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership as requested. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Trish Fawcett', is written over a horizontal line.

Trish Fawcett
Technical Records Specialist

Enc.

CORPORATE HEADQUARTERS

RECEIVED

NOV 04 2004

Department of Water Resources
Southern Region

November 3, 2004

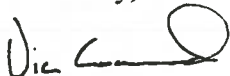
Doug Jones
State of Idaho
Department of Water Resources
1341 Filmore Street, Suite 200
Twin Falls, ID 83301

Re: IDWR Water Right Nos. 47-12, 47-14, 47-19, 47-2281, 47-2283, 47-2365, 47-2424, 47-7071, 47-7102 and 47-7733.

Dear Doug:

Enclosed is a Notice of Change of Water Right Ownership for the above referenced water rights and the related claims filed in the Snake River Basin Adjudication. Please contact me should you need any additional information to update your records to show the current owner.

Sincerely,



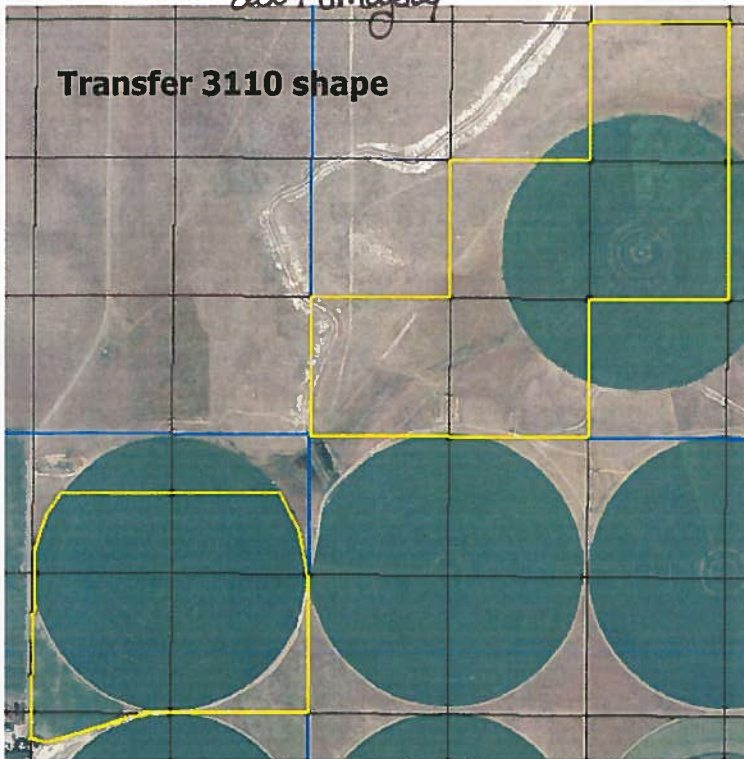
Vic Conrad
Land, Water & Asset Recovery

Enclosure

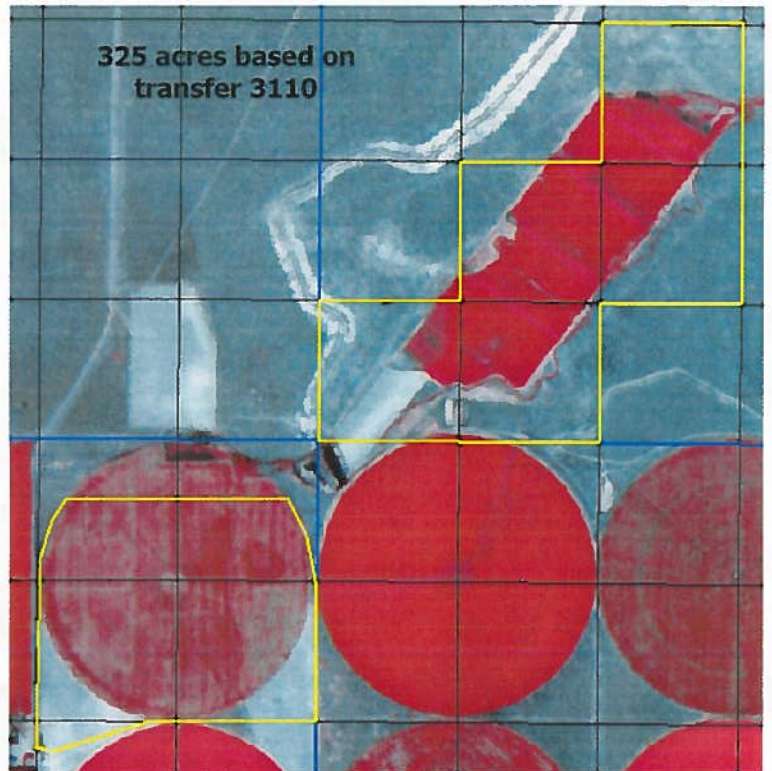
47-2283

2004 imagery

Transfer 3110 shape



325 acres based on transfer 3110

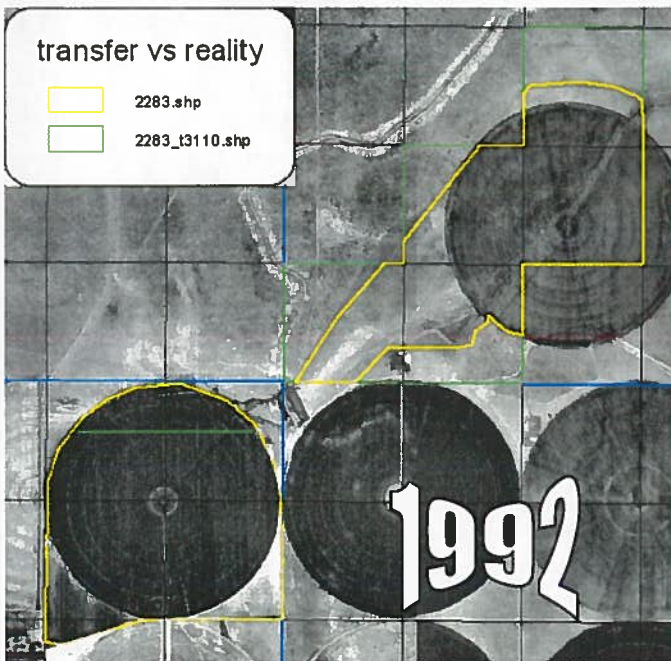


Transfer 3110 was approved in 1985 and the SRBA claim for 47-2283 was filed in 1988. However, 1987-2004 imagery does not show that the approved number of acres in S15 are being irrigated; less acres of irrigation in S15 than claimed. Based on 1992-2004 imagery, approximately **278 acres** appear irrigated (w/ a different acre distribution).

shape was # 1 w/ 47-7102??

transfer vs reality

- 2283.shp
- 2283_t3110.shp



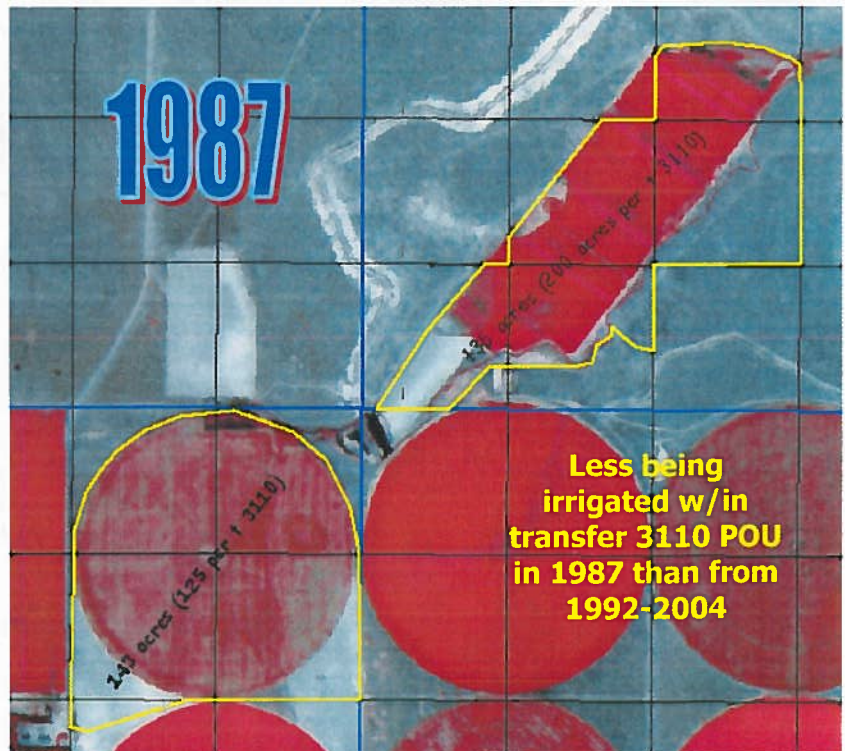
1992

K06 → 325 acres

E55 → 2283 + 2424 nte 335 acres

E54 → all 7 nte 6702.5 AF

1987



Less being irrigated w/in transfer 3110 POU in 1987 than from 1992-2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Ralph Schnell Phone 655-4276
Post Office address Box 122, Rogerson, ID 83302

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 47-2283 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water Groundwater tributary to _____4. Date of priority 12-27-1954

5. Water is used for the following purposes:

amount 4.24 cfs for Irrig. & Dom. purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 4.24 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21
Township 14S Range 15E, B.M., in Twin Falls County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>14S</u>	<u>15E</u>	<u>14</u>	<u>35</u>	<u>25</u>			<u>25</u>	<u>25</u>											<u>110</u>
		<u>15</u>			<u>20</u>						<u>15</u>		<u>15</u>	<u>10</u>		<u>30</u>			<u>90</u>
		<u>21</u>	<u>20</u>	<u>20</u>	<u>40</u>	<u>40</u>										<u>5</u>			<u>125</u>

Total number of acres to be irrigated 325

9. Describe any other water rights used for the same purpose as described above

47-2281, 47-2424

MICROFILMED

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D. REMARKS

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

MICROFILMED

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 4.24 c.f.s. &/or _____ acre feet
- b. Description of diverting works Existing well & pump, sprinklers
- c. Describe the reasons for the proposed changes Provide more water for use with sprinkler system on Sec. 15 lands

2. Change in point of diversion No Change

Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Change in place of use

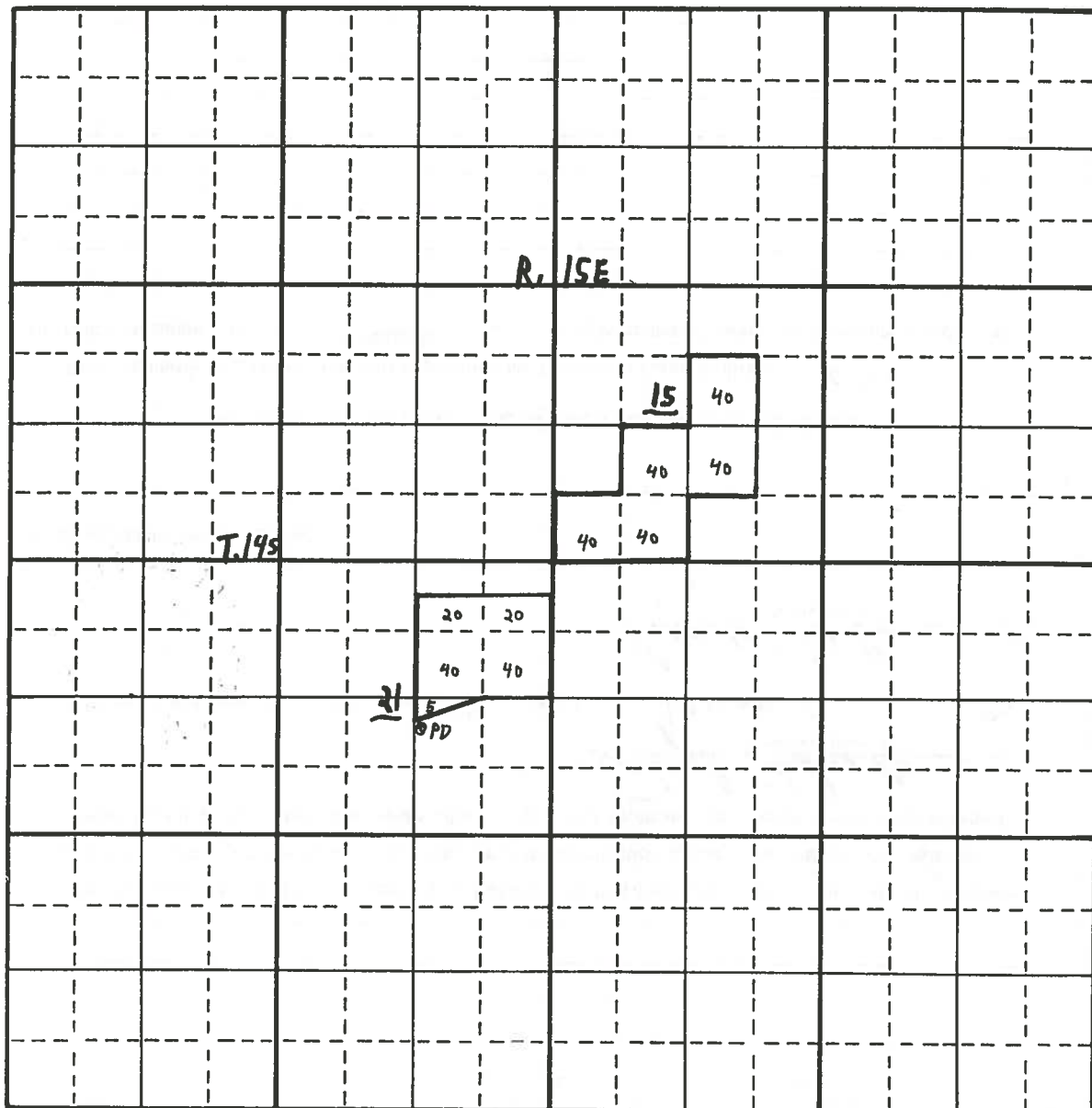
- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Land will be irrigated from a new well developed under Permit

c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
14S	15E	15			40						40		40	40		40			200
		21	20	20	40	40										5			125

Total number of acres to be irrigated 325

- Describe any other water rights used for the same purpose as described above. _____
47-2281, 47-2424
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

MICROFILMED

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Ralph Schnell
(Signature of Applicant)

Subscribed and sworn to before me this 28 day of January, 19 85.

Loren O Halmer
(Notary Public)

My commission expires life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 47-2283
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 22nd day of July, 19 85

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 1-28-85 Protest filed by None

Prelim. check by [Signature] Fee \$50.00

Received by [Signature] Date 1-28-85 #35268

Published in terris news Copies of protest forwarded by _____

Pub. dates 2/2 & 3/7/85 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for approval denial

_____ rec'd. by ADM Jim

State of Idaho

License and Certificate of Water Right

Water License No. G-25337

Amount 4.24 c.f.s.

Water District No.

Priority Dec. 27, 1954

THIS IS TO CERTIFY that RALPH F. SCHNELL of Rogerson, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 27, 1954; that Permit No. G-25337 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.24 second feet, was issued thereunder on July 10, 1959, showing that said works were completed on the 22nd day of September, 1958; and that on the 22nd day of September, 1958,

RALPH F. SCHNELL

of Rogerson, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation & domestic use, under Use Permit No. G-25337 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6682, on the 10 day of July, 1959; The right hereby confirmed dates from December 27, 1954;

The Point of Diversion is located

in the NW 1/4, SE 1/4, Sec. 21, Tp. 14 S, R. 15 E., B. M. County Twin Falls

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.24 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S.	15 E.	14	NE 1/4 NE 1/4	40	35
			NW 1/4 NE 1/4	40	25
			NE 1/4 NW 1/4	40	25
			NW 1/4 NW 1/4	40	25
		15	SW 1/4 NE 1/4	40	20
			NE 1/4 SW 1/4	40	15
			SW 1/4 SW 1/4	40	15
			SE 1/4 SW 1/4	40	10
		21	NW 1/4 SE 1/4	40	30
			NE 1/4 NE 1/4	40	20
			NW 1/4 NE 1/4	40	20
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			NW 1/4 SE 1/4	40	5
			Total number of acres to be irrigated:		325

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 10 day of July, 1959.

GEO. N. CARTER

State Reclamation Engineer. 17 2283

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-33186
Permit No. G- 25337
District No.

1. Name of Applicant: RALPH F. SCHNELL
Postoffice address: Rogerson County: Twin Falls State: Idaho
2. Quantity of water claimed: 8.00 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. 8.0 or Idaho
Miners' inches 400 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean Flow, (Well)
4. Location of point of diversion or well is in the NW 1/4 of the SE 1/4 of Section 21
Twp. 14 S. , Rge. 15 E. , B.M., County of Twin Falls
5. Water is to be used for: Irrigation and domestic purposes
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, Pump and ditches
8. Estimated cost of works: \$12,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

By

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G-25337

Recorded in Book 90 Page 25337 Approved Jan. 4, 1955

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before March 4, 1955 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before July 4, 1957

One-fifth of the work above specified to be completed on or before July 4, 1957
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before January 4, 1960

Witness my hand this 4th day of January, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ...ROBERT E. SKYLIE....., Governor of the State of Idaho,
and IRA H. MASTERS....., Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....4th.....
day of January....., 19..55.....

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14 S.	15 E.	14	40	40			40	40			40	40	40	40	40	40	40	40	160
		15			40	40													400
		21	40	40	40	40									40	40	40	40	240
Total Number of Acres to be Irrigated																		800	

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE SUBTERRANEAN WATERS
OF THE STATE OF IDAHO Permit No. G-25337.

Ralph F. Schnell of Rogerson, Twin Falls, County, State of Idaho, the holder of Permit No. G 25337 issued by the State Reclamation Engineer of the State of Idaho, hereby amends said permit by amending page 2, thereof, to delete from the land to be irrigated under said permit, 40 acres in the Southeast Quarter (SE $\frac{1}{4}$) Southeast Quarter (SE $\frac{1}{4}$) Section Twenty-one (21), Twp. Fourteen (14) South, Range Fifteen (15) E.B.M., Twin Falls County, Idaho, and substituting therefor 40 acres in the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) Section Twenty-one (21), Twp. Fourteen (14) South, Range Fifteen (15) E.B.M., Twin Falls County, Idaho.

This amendment is made to correct a typographical error on page 2. of the Application for Permit and to make page 2. thereof correspond with the map submitted therewith which map was approved by the State Reclamation Engineer in connection with the approval of said permit No. G 25337.

Dated: October 9, 1957.

/s/ Ralph F. Schnell
Applicant

STATE OF IDAHO) ss.
County of Twin Falls)

On this 9th day of October, 1957, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho, personally appeared RALPH F. SCHNELL, known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

WITNESS my hand and seal the day and year in this certificate first above written.

(SEAL)

/s/ Edward L. Benoit
Notary Public for the State of Idaho
Residing at Twin Falls, Idaho.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing Application for Amendment to Permit to appropriate the Subterranean Waters of the State of Idaho, No. G 25337. This approval constitutes a new Permit and is issued as an amendment to the original permit to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp
State Reclamation Engineer

Received and recorded in the Department of Reclamation
October 10, 1957.

Permit No. G-25337
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that RALPH F. SCHNELL of Rogerson, County of Twin Falls, and State of Idaho, the holder of Permit No. G-25337, issued upon Application No. G-33186 bearing date of priority of December 27, 1954, authorizing the diversion of 8.0 second feet of the waters of a well, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.24 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 14 S., R. 15 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

315 acres in the NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 14; SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15; NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 14 S., R. 15 E., B. M.

Witness my hand this 10th day of July, 1959. (A. D.)

s/ GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: September 22, 1958

LICENSE ISSUED FOR 4.24 SEC. FL
Page 6682

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25337

REPORT ON PROOF OF COMPLETION OF WORKS AND BENEFICIAL USE

Ralph F. Schnell

Rogerson, Idaho

Appl. 8.0 c.f.s.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-25337

This proof is for C/W & Beneficial Use

In Water District No. _____

1. Name of applicant ✓ Ralph F. Schnell, Rogerson, Idaho

2. Source of water supply: ✓ Subterranean Flow

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21

T. 14S R. 15E County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: 500' x 16"

h = 200' lift = 220' 150 hp H.S. motor #1049988
Sage-Bowler Turbine #21075
Delivery to East thru 10" x 10' pipe into concrete
heading. Flows to fields by gravity.

5. Water is used for: Irrigation and domestic purposes

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Township 14 South, Range 15 East, B.M.

Section 14: NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ (all 40's)

Section 15: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ (all 40's)

Section 21: NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ (all 40's)

Total acres - 800

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

Mr. Schnell along

See Permit G-25273

This examination was made on the 23 day of June, 19 59

(Signed) E. W. Humphrey
Examiner

G-25337

N. well

100' x 100' Dist. 250'

Chap. N.W. Section 1047988

Payne B. Turb.

2/15/15

one been 3' 5"

well shed

shed with fence

Wheeler & Turnbull

under well 5'

line from 5' 5" pipe

8 E. into open ditch.

D-212"

Ralph F. Schnell
Rogerson, Idaho

0254276

Permit No. G-25337

Examination for C/W & Beneficial Use

County Twin Falls

21-14 S. - 15 E.

Q 2 8.0 a.f.s.

S - Well

1/2 = NW 1/4 Sec 21 T 15 S. R. 5 E

the diversion is from the

6' 11"

212"

Filed Dec. 27, 1954

Jan. 1, 1960

No other info

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.