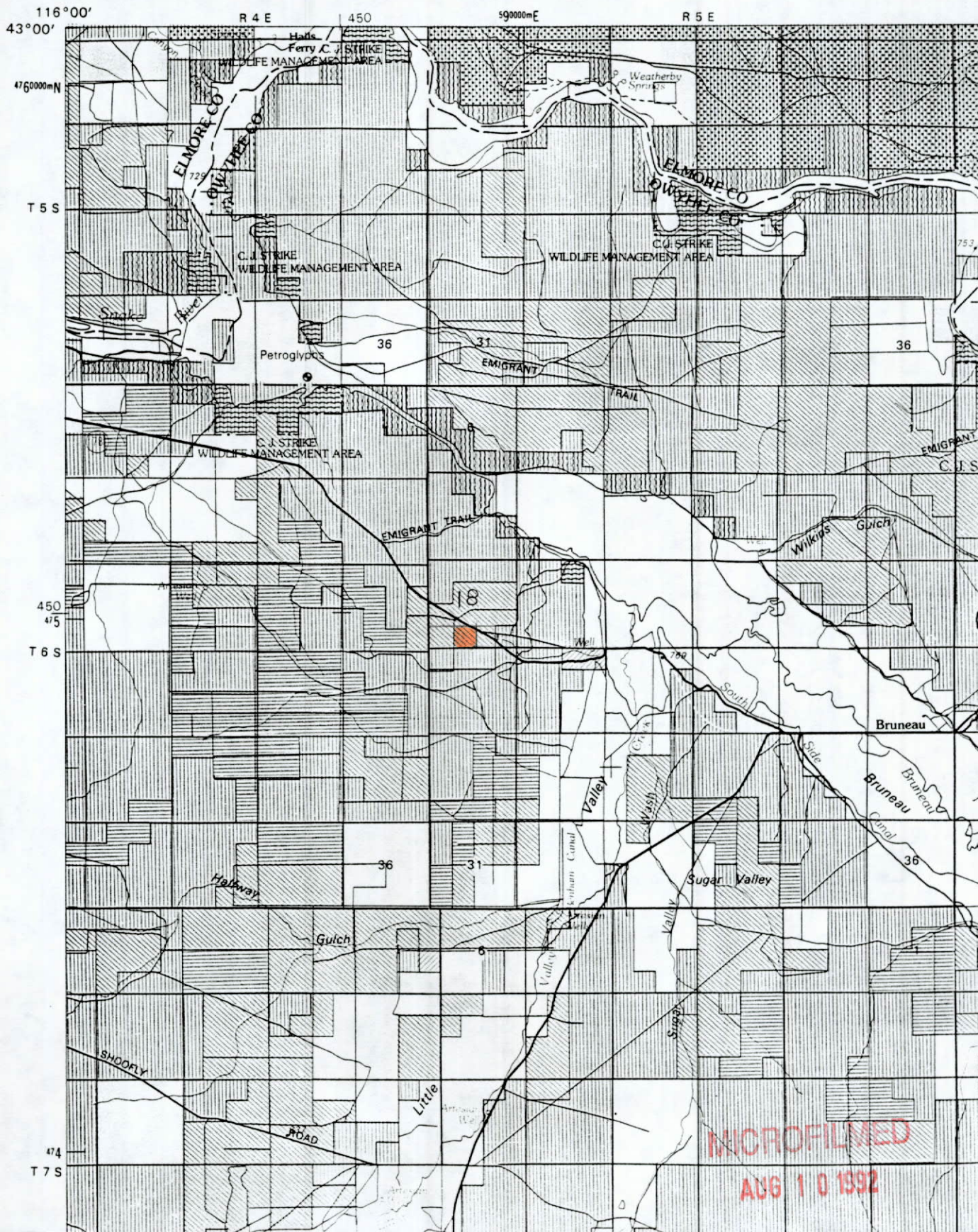


Water Right # 51-2140

EXDac # 511 202

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

(MURPHY)



MICROFILMED
AUG 10 1992

State of Idaho License and Certificate of Water Right

Water License No. G-26382Amount 0.02 c.f.s.

Water District No. _____

Priority June 1, 1956

THIS IS TO CERTIFY that GUY CUSHMAN - Assignee - DEAN E. CALL of Blackfoot, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 1, 19 56; that Permit No. G-26382 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.02 second feet, was issued thereunder on October 21, 19 64, showing that said works were completed on the 23rd day of June, 19 61; and that on the 23rd day of June, 19 61.

DEAN E. CALL

of Pocatello, 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 domestic use and irrigation, under Use Permit No. G-26382 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 13 of Licenses at page 8031, on the 21st day of October, 19 64; The right hereby confirmed dates from June 1, 19 56;

The Point of Diversion is located

In the SE 1/4 SW 1/4 Sec. 18, Twp. 6 S, R. 5 E, B. M. Owyhee County

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 0.02 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>6 S.</u>	<u>5 E.</u>	<u>18</u>	<u>SE 1/4 SW 1/4</u>	<u>40</u>	<u>1</u>

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 21st day of October, 19 64.

/s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

51-2140

DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26382

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Dean E. Call, M. D., 5110 Cherokee, Pocatello, Idaho2. Source of water supply: subterranean3. Location of point of diversion: Is in the SE 1/4 of Section 18T. 6 S. R. 5 E. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: Artesian Well
2900' deep, graduating down in size from 14" to 12" at bottom of well.
12" casing through 16" casing on top of ground. 16" cap extends 1' above
ground. 12" cap extends 2' through 16" cap with 12" Tee - 4'-8" long extending
well with a 12" Gate Valve at end of pipe discharging into small well.
12" vertical cap has cap bolted on top. Well can be controlled. The
12" cap and 16" cap is sealed about ground level.

5. Water is used for: irrigation and domestic6. 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):

SE 1/4, N 1/2, SE 1/4, N 1/2, SE 1/4, Sec. 18, T. 6 S., R. 5 E., B. M.

4/23/63 - small garden (1.5 ac) in SE 1/4 Sec 18.

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

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

Remarks: No one around. (9-23-64)

710059 - 70090
See P. 1-2 (21563 - 21564) - (1.5 ac)

Temp 112°F Flowing Sp. 27 sec. - Q: 11.6 cfs - 0.247 cfs. or 1.5 inches

Water is flowing into ditch away from garden plot - westing. 9/23/63

This examination was made on the 17 day of April 1963

Rain's pocket water has been used for (Signed) Long Johnson
9/23/63 (1.5 ac) irrigate garden 1.50' long x 15' wide
Temp 105°F Q: 11.6 cfs - 0.247 cfs. or 1.5 inches

Examiner

206202

27/305
230
216
133
5

57466 cts.

D: Sacke River 30087 Dean
L: " " 30090 Lloyd
J: " " 31563 Jones
B: " " 31564 Beverly

R-5E.

Center Plate welded on



T.
6
S.

13

18

19

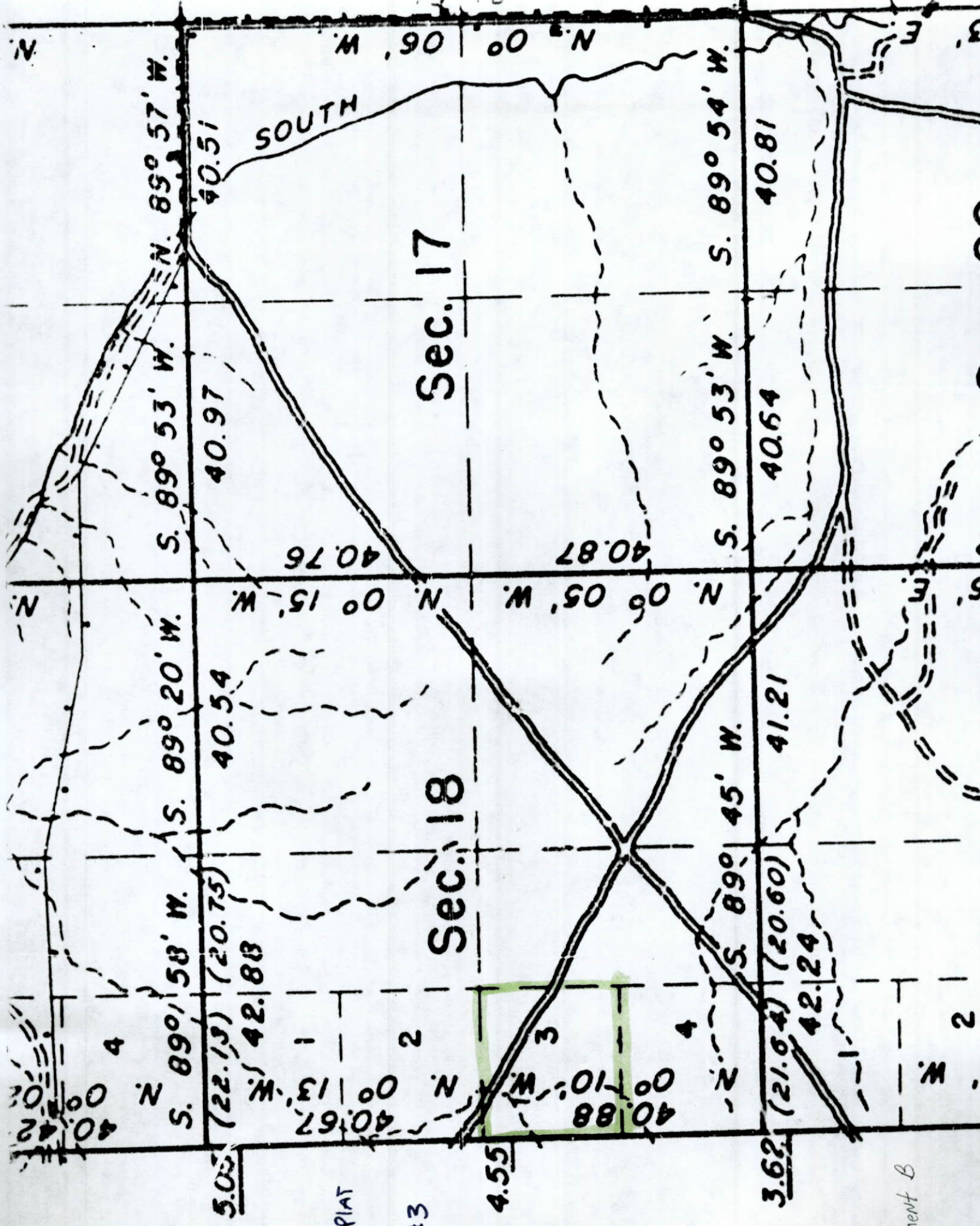
Garden

TO BURNER

Subdivisions 1

Area 1

P2 .02 cfs or inch



GOVT PLAT
TAP
1943

Attachment B



PHOTOGRAPHER AND DATE OF PHOTOS T. T. WILCOX 10/22/1993 & 11/04/1993

FILE NO. AS1-02140 T065 R05E S.18 NWSW



① Location of well

Picture taken from southwest corner of domestic area, looking south.

Power lines are underground

11/04/1993



② Place of use is trailer home on the right (north).

2nd home was moved to location at unknown time.

~~It~~ Moved from Simplot's Three Creek ranch to present location.

No irrigation from well.

ATTACHMENT E

AMI
1500

5.70 CFS
A08-02166

Aug 1966
1.310 CFS

2629

Hwy

13

Well

POD

2808

2763

24

2715

2672

2621

2601

A51-02140
Simplet

19

18

Ditch

BM 2620

2668

+ 2617

VABM

2678

2597

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: A51-02140
Date Received: 3/1/89
Receipt No: COO5643
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAR 01 1989

1. Name: J.R. SIMPLOT COMPANY
Address: P.O. BOX 27
BOISE, ID

83707

2. Date of Priority: JUN 01, 1956

Department of Water Resources

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	05E	18	SE	SW			OWYHEE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is

Acres Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	05E	18	SE	SW		IRR	1.0
			SE	SW		DOMEST	

Section Acres 1.0

A51-02140

Page 1

Date: 02/17/89

RECORDED

AUG 10 1989

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 26382

RECORDED

AUG 10 1992

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 Map

For Organizations:

I do solemnly swear or affirm that I am Secretary of Title

 J. R. Simplot Company , that I have signed the foregoing Organization document in the space below as Secretary of Title

 J. R. Simplot Company and that the statements contained in the Organization foregoing document are true and correct.

James W. House
Signature of Authorized Agent

Secretary, J. R. Simplot Company
Title and Organization

2-28-89

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of February 19 89

Vicki A. Lower
Notary Public

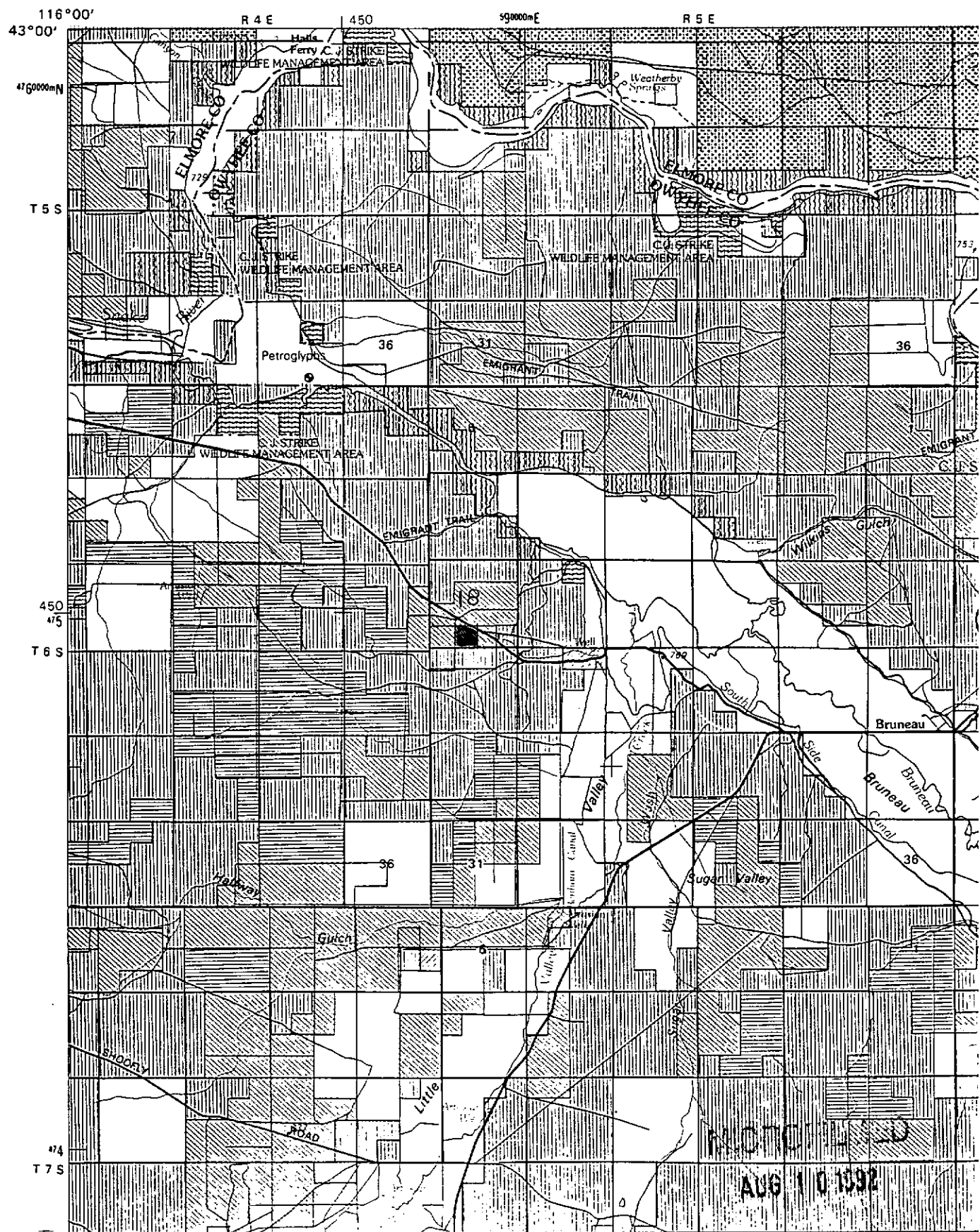
Seal

Residing at Meridian, Idaho

My Commission Expires 11-06-91

EXDOC # SH 202

(MURPHY)



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

DATE: 07/21/98
PAGE: 1

TOTAL DIVERSION: 0.02 CFS

Tributary to:

OWYHEE County

22

35

Other Rights: NONE

- THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

EXP **PROPERTY ALSO KNOWN AS FARM 3**

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

AJ0749NP
No. R51-02140

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

DATE: 07/21/98
PAGE: 2

Comments:

Date: 11/05/1993 User-ID: MINICUC Subject: IRRIGATION
ALL IRRIGATION IS WITH SNAKE RIVER WATER (02-00006, 02-00015,
02-02166). NO IRRIGATION FROM WELL FOUND - LICENSING EXAMINER
FOUND .15 ACRE GARDEN IN 1963.

Date: 04/16/1996 User-ID: MINICUC Subject: LEGALS & OVERLAPS
LICENSE 51-02160 COVERS THE SAME DOMESTIC USE PLUS A QUONSET HUT
OUTBUILDING FROM THE SAME WELL. UNKNOWN WHEN SECOND DOMESTIC UNIT
WAS ADDED BUT IS EXEMPT USE, AS IS THE QUONSET HUT.
POD & POU QQ LICENSED INCORRECTLY - EXAMINER CLEARLY INCORRECT ON
LICENSING EXAM. SEE MAPS IN FILE. 04/16/1996 MM.

Audit: 07/21/98 SBOCK

DATE: 04/16/96
PAGE: 1

DIVERSION
VOLUME

OWYHEE County

ESSE ESSE

c Lt AC Lt AC :

• •

Objection Filed Date:

Field Inspection Flag:

Date: 04/16/1996 User-ID: MMINICUC Subject: LEGALS & OVERLAPS
LICENSE 51-02160 COVERS THE SAME DOMESTIC USE PLUS A QUONSET HUT
OUTBUILDING FROM THE SAME WELL. UNKNOWN WHEN SECOND DOMESTIC UNIT
WAS ADDED BUT IS EXEMPT USE, AS IS THE QUONSET HUT.
POD & POU QO LICENSED INCORRECTLY - EXAMINER CLEARLY INCORRECT ON
LICENSING EVAL SEE MAPS IN FILE 04/16/1996 MM

Audit: 04/16/96 MMINICUC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:44:08
04/15/96

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A51-02140

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	N		11/11	N		11/11	11/11	
POINT OF DIV			10/22/1993	Y		04/15/1996	04/15/1996	
SOURCE			11/04/1993	N				
PLACE OF USE	Y		T	Y				
DIV. AMOUNT CFS/VOLUME	Y		10/22/1993	N				
CONSUMPTIVE USE	-			N/A				
PURPOSES OF USE				Y				
PERIOD OF USE	Y			N				
BASIS OF CLAIM				N				
REMARKS								

BARCODE UPDATED
WHOM/DATE

11/11 04/15/1996

03-15-11-15	0.02 CFS
01-01 12-31	0.02 CFS

Stage: LICENSE

Water Source: GROUNDWATER

SESH SWWSW L-3

T06\$ R05E \$18

Point(s) of Diversion:

Place of use Legal Description for: IRRIGATION

MS

35

[illegible]

Place of use Legal Description for: DOMESTIC

MS

35

[illegible]

POU County: OWYHEE

Non-Irrigation Uses: ~~D41-HOUSEHOLD~~ ~~101~~ House holds, ~~water~~

Other Rights: NONE

Objection Filed Date:

Verified Date:

Dates: _____ Exam Made Date: 11/04/1502

Field Inspection Flag:

Misc: Water District Number:

old No: 26382

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:44:08
04/15/96

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A51-02140

LAST: YOUNG OR TERRY UHLING
ADDRESS: ENV AND REGULATORY AFFAIRS
J R SIMPLOT COMPANY
PO BOX 27

FIRST: GRAY

CITY: BOISE
PHONE NUMBER: 208-389-7318

STATE: ID ZIP: 837070027

OWNER CODE: A

LAST: CALL
ADDRESS:
CITY: POCATELLO
PHONE NUMBER: 208-000-0000

FIRST: DEAN E

STATE: ID ZIP: 83201

OWNER CODE: O

LAST: J R SIMPLOT COMPANY
ADDRESS: PO BOX 27
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83707

OWNER CODE: C

LAST: SIMPLOT
ADDRESS:
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83707

OWNER CODE: K

LAST: CUSHMAN
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

FIRST: GUY

STATE: ID ZIP: 0

OWNER CODE: O

FIELD EXAM REQUIRED?

FIELD
EXAMINER
77

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
N

NO REMARKS IN CLAIM

CONTACT PERSON: Frank Bachman

PHONE NUMBER: (208) 834-2231

DATE OF FIELD EXAM: 11/04/1993

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Hwy 78, past Bureau, past F&G property - long driveway angles off Hwy on
south side. In 4 miles past junction of hwy 51 & 78.

A. AJ CLAIM: # A51-02140 PRIORITY DATE: 06-01-1956 STAGE: L

B. WR RECORD: # 51-02140 PRIORITY DATE: 06-01-1956 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y(X) N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y() N(X)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)

Y(X) N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(X) Y() N()

FIELD EXAM COMPLETED

N/A(X) Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A(X) Y() N()

LICENSE ISSUED

N/A(X) Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?

N/A(X) Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(X) N()

NOTES: 04/15/1996: No irrigation of 1 acre plot evident on NAPP. Field exam found domestic use but irrigation has been changed to another domestic use and is also used in an outbuilding (Quonset hut for machinery). Field exams in 1964 & 1965 found ~~15~~ 15 acres but 1 acre was licensed. NAPP confirms Quonset hut & No irrigation. ~~XXXX~~ 2 no domestic use is exempt use. 1973 field exam for 51-02140 found one domestic and Quonset hut. Quonset hut is also exempt use - can be considered outbuilding for dom. use. 2nd home added after 1973. TTT

RECOMMENDED PRIORITY DATE:

06-01-1956

REVIEWED BY THH

DATE 04/25/1996

State of Idaho License and Certificate of Water Right

Water License No. G-26182

Amount - 0.02 c.f.s.

Water District No.

Priority - June 1, 1956

THIS IS TO CERTIFY that GUY CUSHMAN, Assignee - DEAN E. CALL,

of Blackfoot, Idaho

made application for a permit to appropriate the

public waters of the State of Idaho, dated June 1, 1956

that Permit No. G-26382

was issued under said application; that Certificate of Completion of works, with a carrying capacity of

0.02 second feet, was issued thereunder on October 21, 1961

showing that said works

were completed on the 23rd day of June, 1961

and that on the 23rd

day of June, 1961

DEAN E. CALL

of Pocatello, State of Idaho, made proof to the satisfaction of the

State Reclamation Engineer of Idaho, of the right to use the waters of the well

a tributary of subterranean flow for the purpose of domestic use and irri-

gation under Use Permit No. G-26382 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

13 of Licenses at page 8031 on the 21st day of October, 1961

The right hereby confirmed dates from

June 1, 1956

The Point of Diversion is located

in the SE 1/4, S4, T4, R5E, B. Mayhew County

That the amount of water to which such right is entitled and hereby confirmed, for the purpose aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.02 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	25 E.	16	SE 1/4	40	3

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

21st day of October, 1961

1961

R. W. THOMAS

Deputy State Reclamation Engineer

(SEAL)

51-9110

NOTES: 04/15/1996: Point of diversion & place of use described incorrectly on the license. Field examiner shows Hwy 78 as 1/4 mile south ^{+ east} than it's actual location. The well is located in the NW 1/4 and always

has been. See QR compared to licensing exam. No actual change in pop.

See also ~~88~~ 51-02160, unclaimed in SRBA. License holder was brother of licensee holder of 51-02140. 51-02160 is for 2000 waters, but no recapturement was made; single domestic

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

900

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	COUNTY
06S	05E	18		SE	SU			OWAYHEE	OWAYHEE

051YHF

065 05E 18 SW NW SW 3 Owyhee

DIVERSION NBR

DIVERSION NAME

SOURCE: GROUNDWATER

TR18:

REVIEWED BY: TH [Signature] DATE: 04/15/1996

SYSTEM DESCRIPTION: DESCRIBED BELOW (X), SEE LICENSE FILE (X), OR SEE ATTACHMENT ()

04/15/1996: Water piped to trailer house, small home, & quonset hut used for machinery,
Very small garden plot. 777

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No G-26382

This proof is for completion of works & Beneficial Use in Water District No.

1. Name of applicant: Dean E. Call, et al, 1110 Cherokee, Pocatello, Idaho

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the SE 1/4 of Section 18

T. 6 S., R. 5 E., County of Owyhee

Describe works as they exist, giving dimensions and capacities of same: Afters well

was dug to bottom of well for 16-18 ft. Afters well

was dug to bottom of well for 16-18 ft. Afters well

was dug to bottom of well for 16-18 ft. Afters well

was dug to bottom of well for 16-18 ft. Afters well

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was dug to bottom of well for 16-18 ft. Afters well

was dug to bottom of well for 16-18 ft. Afters well

was dug to bottom of well for 16-18 ft. Afters well

The drawing is a technical plan view on a grid. It includes the following elements:

- Top Left:** A small table with handwritten data:

27	123	123
28	123	123
29	123	123
30	123	123
31	123	123
32	123	123
33	123	123
34	123	123
35	123	123
36	123	123
37	123	123
38	123	123
39	123	123
40	123	123
41	123	123
42	123	123
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91	123	123
92	123	123
93	123	123
94	123	123
95	123	123
96	123	123
97	123	123
98	123	123
99	123	123
100	123	123
- Top Right:** A table with handwritten data:

D:	Snake River	30087	Dean
L:	"	30090	Depp
J:	"	31563	Joan
B:	"	31564	Beverly
- Center:** The text "R-5E" is written in the center of the grid.
- Right Side:** A diagram of a structure with a chimney. Annotations include "Center Plate welded" and "Ring plate welded between 10' and 12'".
- Bottom Left:** A diagram of a structure with a chimney. Annotations include "Center Plate welded" and "Ring plate welded between 10' and 12'".
- Bottom Center:** The text "Subdivisions" is written.
- Bottom Right:** The text "Area" is written.
- Bottom Far Right:** The text "P= 102 ft x 100 ft" is written.

A. ROOT WATER RIGHT NUMBERS: A51-02140
R51-02140

B. POU LISTING

THP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
06S	05E	18	SE	SW		J R SIMPLOT COMPANY	A51-02140 / 1.0	51-02140 / 1.0	41.0		
			SE	SW		YOUNG OR TERRY UHLING, GRAY	A02-00006 / 39.0	- /			
			SE	SW		YOUNG OR TERRY UHLING, GRAY	A02-00015 / 39.0	- /			
06S	05E	18	SE	SW		J R SIMPLOT COMPANY	A51-02140 /	51-02140 / 1.0	41.0		
			SE	SW		YOUNG OR TERRY UHLING, GRAY	A02-00006 / 39.0	- /			
			SE	SW		YOUNG OR TERRY UHLING, GRAY	A02-00015 / 39.0	- /			

ADDITIONAL POU FOUND

NW SW

Domestic

TOTAL ACRES A51-02140 1.00 2.00 82.00

POU COUNTY: OWYHEE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (X), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

Y(X) N()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-02140	GROUNDWATER	J R SIMPLOT COMPANY	0.020	0.020		
A02-00006	SNAKE RIVER	YOUNG OR TERRY UHLING, GRAY	5.780	0.016		
A02-00015	SNAKE RIVER	YOUNG OR TERRY UHLING, GRAY	1.310	0.003		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

Y() N(X)

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N(☒)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☒) N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(☒) N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. AA11; () TOPOGRAPHIC QUAD, IDWR NO. _____;
() NAPP, IDWR NO. AA11 SE; () ASCS PHOTO; () OTHER _____

NOTES: 04/15/1996: Very small garden found - may be same one described in licensing
exam as is off acre. All irrigation is from snake river water & is for
farm operation. No one acre parcel found. Domestic uses added are very
small - trailer was occupied but house was empty. Licensed irrigation now
domestic even though 1 full acre of irrigation has probably never existed.
However, cannot recommend more than claimed so recommendation is for
single domestic use. Garden is considered part of domestic. 177

RECOMMENDATIONS:

TOTAL ACRES: 0 N/A()

REVIEWED BY: THH DATE: 04/15/1996



PHOTOGRAPHER AND DATE OF PHOTOS T. T. WILCOX 10/22/1993 & 11/04/1993

FILE NO. ASL-02140 T065 R05E S.18 NWSW



① Location of well

Picture taken from southwest corner of domestic area, looking south.

Power lines are underground

11/04/1993



② Place of use is trailer home on the right (north).

2nd home was moved to location at unknown time.

~~It~~ Moved from Simplot's Three Creek Ranch to present location.

No irrigation from well.

ATTACHMENT E

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A51-02140 IRRIGATION	FROM 03-15 TO 11-15	0.020 CFS	
A51-02140 DOMESTIC	FROM 01-01 TO 12-31	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME		0.020 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
51-02140 IRRIGATION	FROM TO	0.020 CFS	
51-02140 DOMESTIC	FROM TO	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME		0.020 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y() N(X) *No irrigation*

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(X) N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(X) N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y() N(X) *Not irrigation*

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(X) N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(X) N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N(X)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(X) Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(X) Y() N()

NOTES: 08/15/1986; Well used for 2 domestic units & outbuilding. Only one domestic unit claimed - other uses are exempt from claim requirements anyway (single ownership, limited to 18000 gpd) - m

AJ CLAIM TOTAL DIVERSION RATE: 0.020 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.020 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE?

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(☒) N(☒)

Y(☒) N(☒) Irrigation

Y() N(☒)

F. FLOW MEASUREMENT

MEASUREMENT METHOD Unknown - see licensing exam, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES x 0.02 CFS/ACRE = CFS
(Taken from pou review) ✓
IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()
IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

1b. CALCULATIONS

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES x DIVERSION VOL. AF/A FOR AREA =
TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A
ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =
TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES: 04/15/1996: This well apparently also licensed under 51-02140, which was for .08 cfs. However no measurement was taken for this license either. The .08 cfs was based on 2 domestic uses @ .04 cfs each. .02 cfs appears to be the limit of the day. 177

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
	FROM	TO	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	0.020				0.0	
DOMESTIC	01-01	12-31	0.020				0.0	
Don	01-01	12-31		0.02				
TOTAL FOR THIS RIGHT			0.020	0.02			0.0	

NON-IRRIGATION USES CLAIMED: D/1 HOUSEHOLD

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

REVIEWED BY: MM DATE: 04/15/1996

FLAG:

A

STANDARD CONDITIONS (CODE):

N11, N12, CO3, CO4, CO5, CO9

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
 FORFEIT/ABANDON _____
 ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
 ()
 ()
 ()

NEEDS REVIEW ()
 ()
 (X)
 ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 51-02140

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A51-02140	0.020	R51-02140	0.020	51-02140	0.020

TOTAL CFS

0.020

0.020

0.020

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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE

FIELD EXAMINER

Y () N ()

NOTES:

04/15/1996; This water right has not been split. There is no irrigation nor has these apparently ever been more than .15 acre of irrigation. 770

AUTHENTICATION:

SIGNATURE: [Signature] DATE: 04/15/1996

NAME OF FIELD EXAMINER: MARIA MINICUCCI TITLE: SR WATER AGENT

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO 1974 IDWR ID NO. ~~AA11~~ AA11	Y(☒) N(☐)
☐ TOPOGRAPHIC	DATE FIELD CHECKED IDWR ID NO.	Y(☐) N(☐)
☒ NAPP	DATE OF PHOTO 07/31/1987 IDWR ID NO. AA11SE	Y(☐) N(☒)
☐ ASCS AERIAL PHOTO	DATE OF PHOTO IDWR ID NO.	Y(☐) N(☐)
☐ ASCS COLOR SLIDE	DATE OF PHOTO IDWR ID NO.	Y(☐) N(☐)
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO IDWR ID NO.	Y(☐) N(☐)
☒ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY 1943	Y(☒) N(☐)
☐ SCS SOIL SURVEY MAP	DATE ISSUED	Y(☐) N(☐)
☐ SUBDIVISION PLAT MAP	DATE OF MAP	Y(☐) N(☐)
☐ OTHER	DATE	Y(☐) N(☐)
☐ OTHER	DATE	Y(☐) N(☐)
☐ OTHER	DATE	Y(☐) N(☐)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☒ LICENSING FIELD EXAM	DATE OF FIELD EXAM 04/17/1963	2	One domestic w/ Garden
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED 10/21/1964	1	Dom, 1 acre irrigation
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED		
☐ SYSTEM DESCRIPTION	DATE DRAWN		
☒ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN 10/22/1993, 11/04/1993	1	
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED		
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED		
☐ OTHER	DATE		
☐ OTHER	DATE		

MEMO TO SRBA CLAIM FILE NO. SIMPLOT LIVESTOCK

CLAIMANT'S NAME: SIMPLOT LIVESTOCK - FRANK BACHMAN

DATE: 10/28/1993

COUNTY: Owyhee

EMPLOYEE: M. M. NICUCCI

10/27/1993

left message for Mr. Bachman to call. He's out for the rest of the day.

10/25/1993

left message for Mr. Bachman

10/27/1993

left message. He will call me in a.m. tomorrow

10/28/1993. 8:20 am

left message

He'll be in @ 1:30 pm

10/28/1993 FRANK BACHMAN - Office visit 12:30 pm

This well is used for 2 houses + Quonset hut
Also $\approx$ 1,000 STOCK (CATTLE)

CJ STRIKE H₂O used to irrigate FARM 3
"No Well" picture is of actually a lifting station.

OK to recommend as Dom. & Stock

GRAY YOUNG
BRUCE BELZER
Attorneys at Law
J. R. Simplot Company Legal Department
999 Main Street, Suite 1300
P.O. Box 27
Boise, ID 83707
(208) 389-7318
(208) 389-7515 Telefacsimile

Attorneys for J. R. Simplot Company

RECEIVED
JAN 21 1992
Department of Water Resource

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF CASSIA

In Re the General Adjudication
of Rights to the Use of Water
From the Snake River Drainage
Basin Water System.

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States;
The State of Idaho;
and All Claimants to the Use
of Water from the Snake River
Basin Water System,

Respondents.

ALICE FOSHA, HELEN FLINT, and
BEVERLY ADAMS, individuals,

Plaintiffs,

vs.

A. KENNETH DUNN, Director of the
Department of Water Resources
of the State of Idaho,

Twin Falls County
Civil Case No. 39576

and

Cassia County
Civil Case No. 13770-12-83

NOTICE OF APPEARANCE

*Don modified all thru
C.A.N. program.*

of 4-1-92

Defendants.)

IN THE MATTER OF THE GENERAL)
DETERMINATION OF RIGHTS TO THE)
USE OF GROUNDWATER DIVERTED)
FROM SECTIONS 19, 20, 21, 28, 29,)
30, 31, 32, AND 33, T. 11 S.,)
R. 27 E., B.M.)

A. KENNETH DUNN, Director of the)
Department of Water Resources)
of the State of Idaho,)

Counterplaintiff,)

vs.)

ALICE FOSHA, HELEN FLINT, and)
BEVERLY ADAMS, individuals,)

Counterdefendants.)

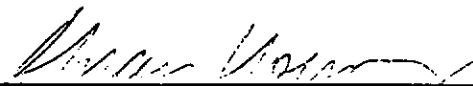
TO ALL PARTIES:

GRAY YOUNG, Assistant General Counsel, J. R. Simplot
Company, hereby enters his appearance as co-counsel on behalf
of J. R. Simplot Company in this action. All notices to
J. R. Simplot Company should be delivered to the following
address:

Gray Young
Bruce Belzer
J. R. Simplot Company
Legal Department
999 Main Street, Suite 1300
P.O. Box 27
Boise, ID 83707

DATED this 20th day of January, 1992.

By


GRAY YOUNG
Assistant General Counsel

4507v/1-20-92/1:42

CERTIFICATE OF MAILING

I HEREBY CERTIFY that a true and correct copy of the foregoing NOTICE OF APPEARANCE was mailed this 20th day of January, 1992, in an envelope with sufficient first-class postage prepaid thereon to the following:

Idahome Farms, Inc.
1925 Oakley Avenue
Burley, ID 83318

Dennis Jay Harper
Star Route
Declo, ID 83323

Roland Allen Land &
Livestock
Star Route
Malta, ID 83342

Mark J. Taylor
Strong & Manni
5th Floor, Boston Building
Salt Lake City, UT 84111
Attorney for Fosha, et al.

Leo A. Jardine
Jardine, Linebaugh,
Brown & Dunn
Suite 400
370 East South Temple
Salt Lake City, UT 84111
Attorney for Raft River Ranches, Inc.

A. Lynne Krogh-Hampe
Deputy Attorney General
Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706-2237


VICKI SPANGLER

AMI
1508

A.08

