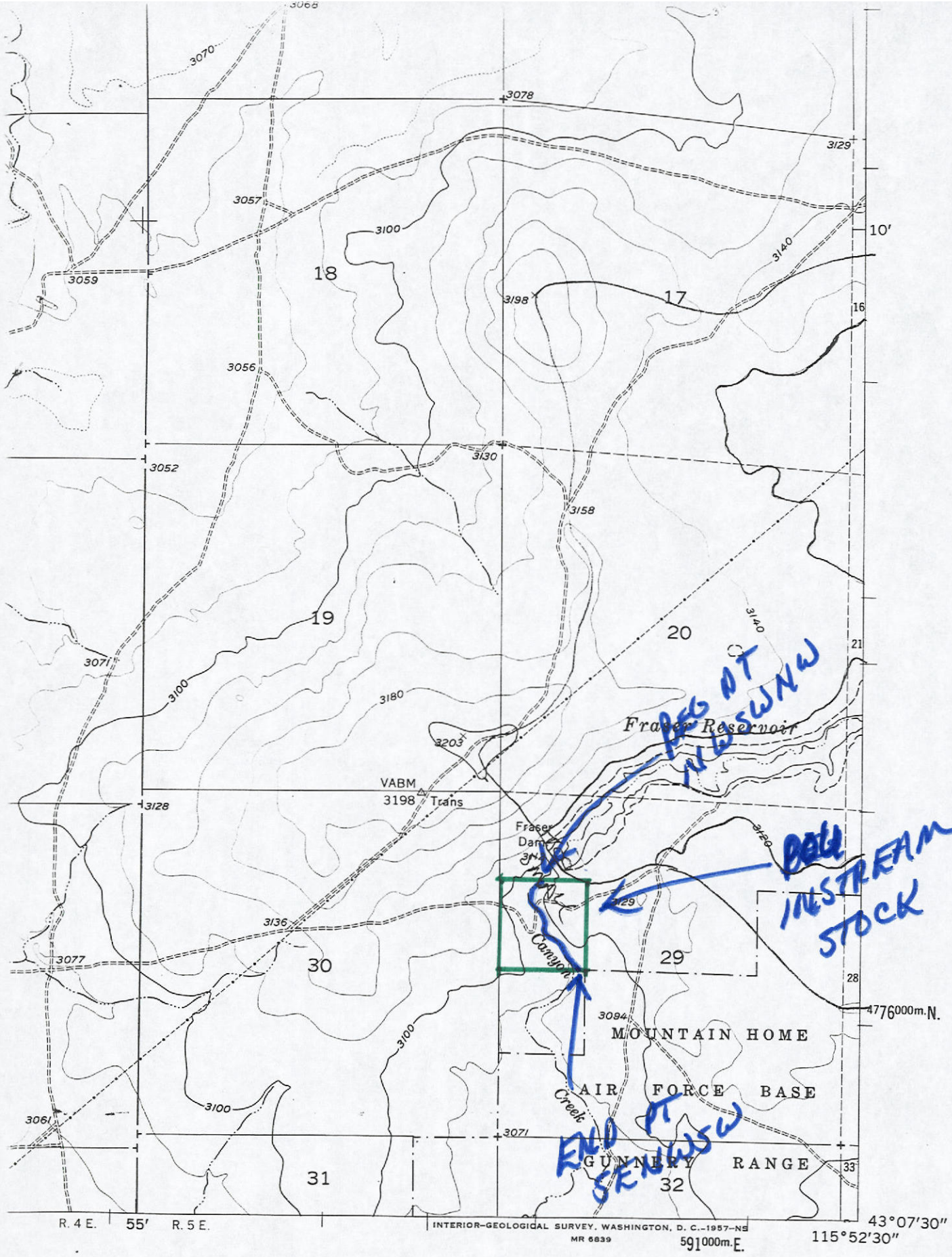
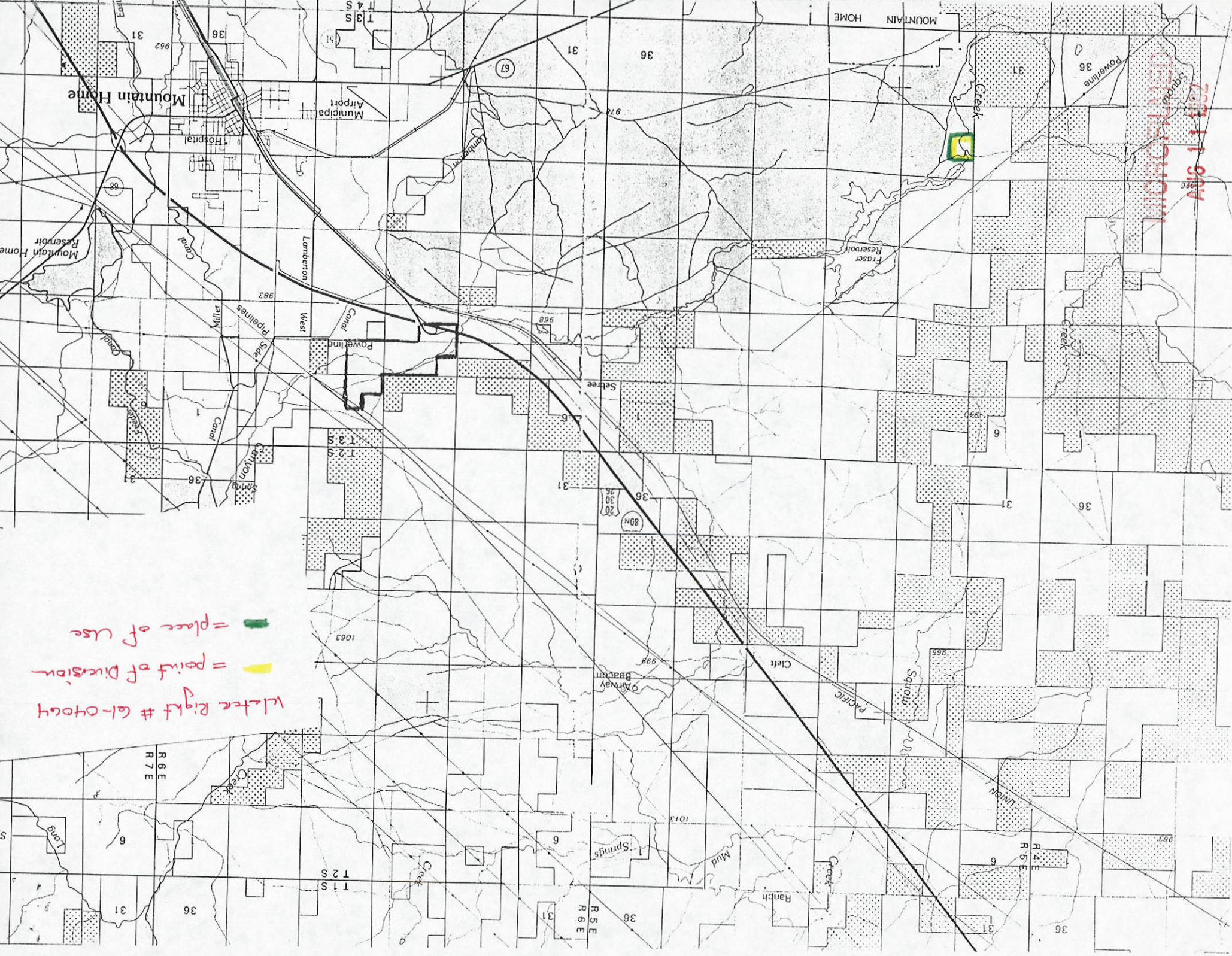


ROAD CLASSIFICATION
Light-duty Unimproved dirt - - - - -

(CRATER RINGS SE)

- Water Right # 61-0404
- = point of Division
- = place of use



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: A61-04064
Date Received: 1/3/90
Receipt No: CO 13788
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

83707

2. Date of Priority: JAN 01, 1916

3. Source: CANYON CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	05E	29	SW	NW			ELMORE

5. Description of diverting works:
DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER STORAGE	01/01	12/31			3535.00
STOCKWATER FROM STORAGE	04/01	07/10			3535.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 3535.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	05E	29	SW	NW		STO FS	

11. Place of use in counties: ELMORE

A61-04064

Page 1

Date: 12/29/89

MICROFILMED

AUG 11 1992

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: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: One 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.

[Signature]
Signature of Authorized Agent

Secretary, J. R. Simplot Company
Title and Organization

January 3, 1990
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of January 19 90

[Signature]
Notary Public

Seal

Residing at _____ Meridian

My Commission Expires 11-06-91
Date: 12/29/89

A61-04064

Page

2

MICROFILMED

AUG 11 1992

AJ0749NP
No. R61-04064

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

DATE: 11/19/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JR SIMPLOT COMPANY PO BOX 27 BOISE ID 83707	01/01/1916	STOCKWATER	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: CANYON CREEK

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T03S R05E S29

NWSWNW

ELMORE County

Point(s) of Ending Stream Reach: T03S R05E S29

SESNNW

ELMORE County

Place of use Legal Description for: STOCKWATER

NE												NW				SW				SE														
T	R	S	NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
03S	05E	29	:		:		:		:		:		:		:		:		:		:		:		:		:		:		:		:	

POU County: ELMORE

Other Rights: NONE

Remarks: GEN STOCKWATER, 1000 RANGE CATTLE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 61A

Field Inspection Flag:

Presumption Flag:

Comments: Date: 11/19/1998 User-ID: JSHURTE Subject: CHANGE IN USE
PER A CONVERSATION WITH VIC CONRAD OF JR SIMPLOT CO., IT WAS
DECIDED TO RECOMMEND THIS RIGHT FOR INSTREAM STOCKWATER USE AT
THE SAME PLACE OF USE AND POINT OF DIVERSION LISTED FOR THE
STORAGE ORIGINALLY CLAIMED. FRASER RESERVOIR FAILED IN 1986 AND
THIS CLAIM WAS TO BE DISALLOWED. HOWEVER, PER REQUEST THE USE
WAS CHANGED TO INSTREAM STOCKWATER AT THE SAME LOCATION, SINCE

AJ0749NP
No. R61-04064

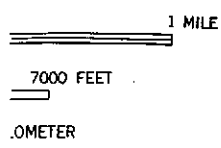
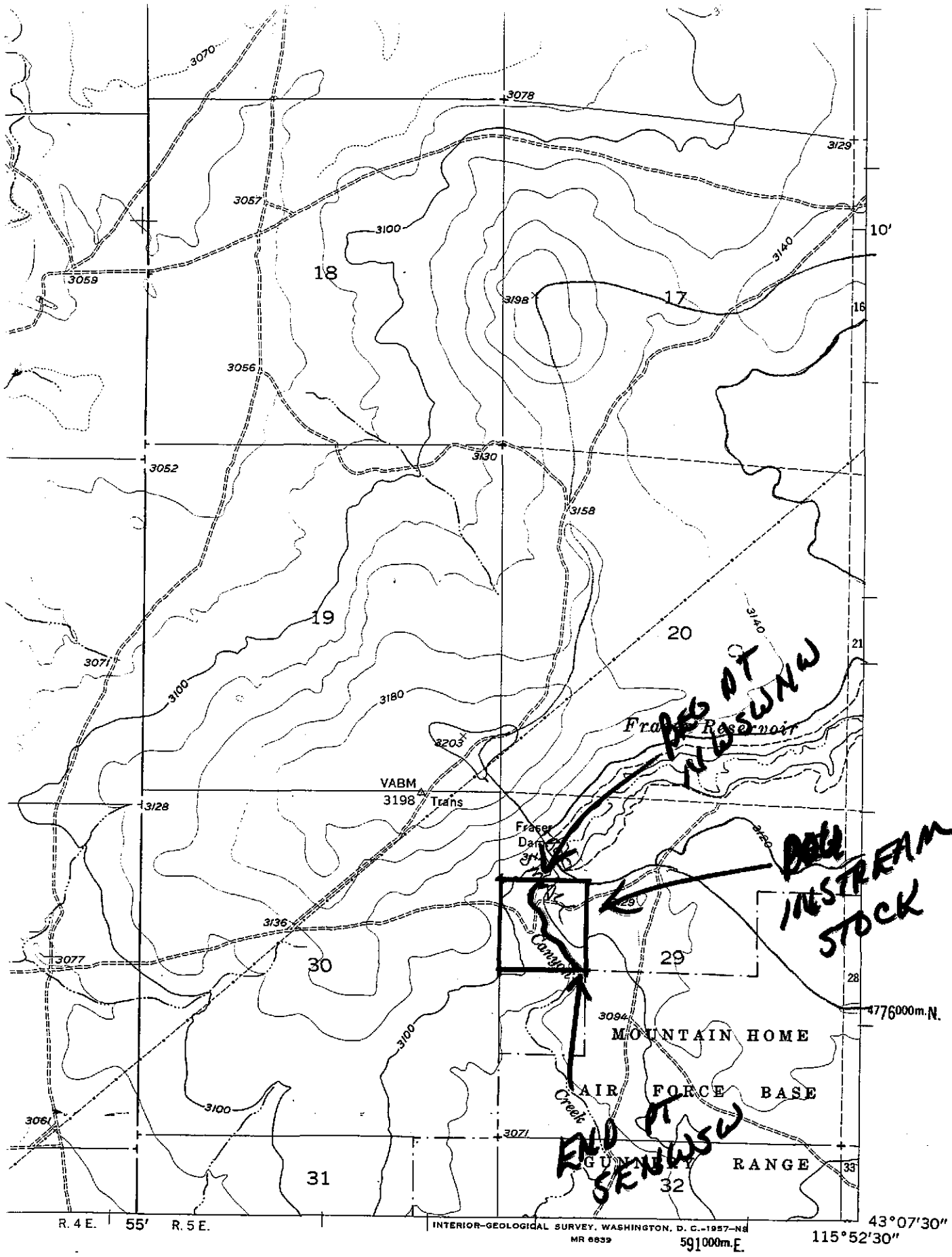
IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/19/98
PAGE: 2

=====

Comments: Date: 11/19/1998 User-ID: JSHURTE Subject: CHANGE IN USE
IT IS THE NATURAL CHANNEL OF CANYON CREEK AND STOCK HAVE BEEN
GRAZING AND WATERING THERE SINCE GRAZING BEGAN IN THE AREA. THE
BEGINNING POINT IS IN THE NWSNW, S29 AND ENDING POINT IN THE
SESNNW, S29 WITH THE POB IN THE SWNW, S29.

Audit: 11/19/98 JSHURTE



ROAD CLASSIFICATION
 Light-duty Unimproved dirt

(CRATER RINGS SE)

NOTE - Per dam safety records - Dam failed Feb. 1986.

AJ5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

06/24/97 09:18:49
Page 1

Water Right Number - R61-04064

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - - +

+ - - - - Address - - - - - +

*** A - ATTORNEY ***
YOUNG, GRAY OR BRUCE BELZER

1 - J R SIMPLOT CO LEGAL DEPT
2 - 999 MAIN ST STE 1300
3 - PO BOX 27
City- BOISE
Phone - 208-389-7318

State- ID Zip- 837070027

*** C - CURRENT OWNER ***
JR SIMPLOT COMPANY

1 - PO BOX 27
2 -
3 -
City- BOISE
Phone - 208-000-0000

State- ID Zip- 83707

*** K - ALSO KNOWN AS ***
SIMPLOT

1 -
2 -
3 -
City- BOISE
Phone - 208-000-0000

State- ID Zip- 83707

*** O - ORIGINAL OWNER ***
SMITH

JEAN

1 -
2 -
3 -
City- X
Phone - 208-000-0000

State- ID Zip- 0

AGUIRRE

DOMINGO M.

1 - 315 E. 5TH NORTH
2 -
3 -
City- MOUNTAIN HOME
Phone - 208-000-0000

State- ID Zip- 83647

+ - - Priority Date - - +
01/01/1916

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +

+ - - Status - - - +
I - DISALLOWED

+ - - Source - - - - - +
CANYON CREEK

+ - - Tributary - - - - - +
SNAKE RIVER

Point of Diversion						Diversion Name
Twn	Rng	Sec	Tract	Lot	RFlg	County
03S	05E	29	SW NW		(39)	ELMORE

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
05	STOCKWATER STORAGE	01/01	12/31		3535.00
06	STOCKWATER FROM STORAGE	04/01	07/10		3535.00

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
	3535.00		0.0	

NOTE: This claim can now be recommended - if verified - BLM withdrew 61-04144. This will be recommended in the B61 aug. report.

Rotamie
(back on
shelf)
for B61
aug. report

Water right number - R61-04064

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
03S	05E	29	SW NW			06	STOCKWATER FROM STORAGE	(39) ELMORE

+ - - Diversion Means - DAM

+ - - Non-Irrigation Use - S/1000 RANGE.

+ - - Other Rights for Same Use - NONE

Remarks	
GEN	RECOMMENDED AS RIGHT NO. 61-04144.

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

+ - - - - Conditions of Approval - - - - -

P06 - RECOMMENDED AS RIGHT NO. _____: This is included for a

- claim that is PROPOSED to be disallowed because the right claimed
- is recommended pursuant to another right. The remark indicates
- the water right number of the OTHER right that is proposed to be
- recommended. If you are not mailed a notice of the recommendation
- of the OTHER right, then the OTHER right is recommended in
- another claimant's name.

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - + 00/00/0000
----------------------------------	----------------------------------	-----------------------------------

+ - - Audit Fields - 04/01/94 MCCARTHY

+ - - - - Comments - - - - -

Date: 04/01/1994 User Id: MCCARTHY Subject: REASON FOR DISALLOWAL
BLM IS BELIEVED TO OWN THIS RIGHT AND THE RIGHT HAS BEEN RECOMMENDED AS 61-04144.

+ - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 04/01/1994	Old Judicial District	-
Claim Received Date	- 01/03/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 61A
Licensed Date	- 00/00/0000	Receipt Number	- C013788	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND/OR	Notice of Error Flag	-

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

VERIFIED BY *A. McElroy*
4-1-94

04/01/94 11:24:25
Page 1

Water Right Number - R61-04064

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***
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1 - PO BOX 27
2 -
3 -
City- BOISE State- ID Zip- 83707
Phone - 208-000-0000

*** K - ALSO KNOWN AS ***
SIMPLOT

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2 -
3 -
City- BOISE State- ID Zip- 83707
Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
SMITH

JEAN

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

AGUIRRE

DOMINGO M.

1 - 315 E. 5TH NORTH
2 -
3 -
City- MOUNTAIN HOME State- ID Zip- 83647
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/01/1916 14 WESTERN I - DISALLOWED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
CANYON CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
03S 05E 29 SW NW (39) ELMORE

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
05	- STOCKWATER STORAGE	01/01	12/31		3535.00
06	- STOCKWATER FROM STORAGE	04/01	07/10		3535.00

SEP 27 1996
MICROFILMED

Water right number - R61-04064

Prefix Translation: RESEARCH

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3535.00 0.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
03S	05E	29	SW NW			06	STOCKWATER FROM STORAGE	(39) ELMORE

Total Acres:

+ - - Diversion Means - DAM

+ - - Non-Irrigation Use - S/1000 RANGE.

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - -
RECOMMENDED AS RIGHT NO. 61-04144. ✓

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - -
P06 - RECOMMENDED AS RIGHT NO. _____: This is included for a
- claim that is PROPOSED to be disallowed because the right claimed
- is recommended pursuant to another right. The remark indicates ✓
- the water right number of the OTHER right that is proposed to be
- recommended. If you are not mailed a notice of the recommendation
- of the OTHER right, then the OTHER right is recommended in
- another claimant's name.

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - -
Date: 04/01/1994 User Id: MCCARTHY Subject: REASON FOR DISALLOWAL
BLM IS BELIEVED TO OWN THIS RIGHT AND THE RIGHT HAS BEEN RECOMMENDED AS 61-04144. ✓

+ - - Audit Fields - - +
04/01/94 MCCARTHY

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 04/01/1994	Old Judicial District	-
Claim Received Date	- 01/03/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C013788	Water District	- 61A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-

MICROFILMED
SEP 27 1996

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

04/01/94 11:24:25
Page 3

Water right number - R61-04064

Prefix Translation: RESEARCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Notice of Error Flag -

MICROFILMED
SEP 27 1996

OVERLAP REVIEW PAGE

CLAIM NUMBER: A61-04144

☐ NO OVERLAP WITH PRIVATE INDIVIDUAL CLAIM

☒ OVERLAPS WITH CLAIM BY PRIVATE INDIVIDUAL

CLAIM NO.: A61-04064

☒ OVERLAPPING CLAIM DISALLOWED *BLM believed to own right*

☐ OVERLAPPING CLAIM PARTIALLY DELETED

POB: 61-04144

PRIVATE CLAIMANT NOTIFIED/DATE: _____

☐ NO OVERLAP WITH OTHER FEDERAL CLAIM

☒ OVERLAPS WITH CLAIM BY FEDERAL GOVERNMENT

CLAIM NO.: A61-11709, A61-11176

☒ OVERLAPPING CLAIM DISALLOWED *Statutory claims believed to represent first use*

☐ THIS CLAIM DISALLOWED

☐ OVERLAPPING CLAIM ALLOWED/REMARKS: _____

MICROFILMED
SEP 27 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

January 28, 1993

Re: Claim No(s). A51-04091

CECIL D. ANDRUS
GOVERNOR

A61-04064

R. KEITH HIGGINSON
DIRECTOR

SIMPLOT LIVESTOCK CO
PO BOX 27
BOISE ID 83707

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area should be conducted this summer by Department personnel. Prior to conducting the field exams, we will contact you to discuss details and schedule a time convenient for you.

Please submit the required evidence supporting the priority date(s) by March 15, 1993, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the toll-free number listed on the back page of the pamphlet or the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

MICROFILMED

SEP 27 1996

