



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7860 FAX: (208) 327-7866

cc: Jo T.
Lori H.



OCT 07 1994

March 24, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Department of Water Resources
Eastern District Office

Terry T. Uhling
Assistant General Counsel
Environmental & Regulatory Affairs
J. R. Simplot Company
P.O. Box 27
Boise, ID 83707

10/3/94 Still show
Belzer R63-21592
-35-04175
-35-08131

modified R Records to
match A Records of above.

RE: Snake River Basin Adjudication (SRBA)
Notice of Appearance (NOA) Dated January 28, 1994

Dear Mr. Uhling:

In response to the NOA referenced above, before we can modify our records to show you as co-counsel with Gray Young, we need confirmation the water rights shown on the enclosed Adjudication Name Index or others are the claims to which your Notice applies. You may decide, after reviewing the name index, additional Notices of Appearance are necessary to cover the myriad of companies that operate under the Company umbrella. We have not received notification that Bruce Belzer has withdrawn as counsel.

Please contact me if you have any questions or concerns.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state
Enclosure:
Adjudication Name Index

MICROFILMED
NOV 15 1996

EXAM MAP FOR

A35-0475-9/24/92

1007 PHRIEL

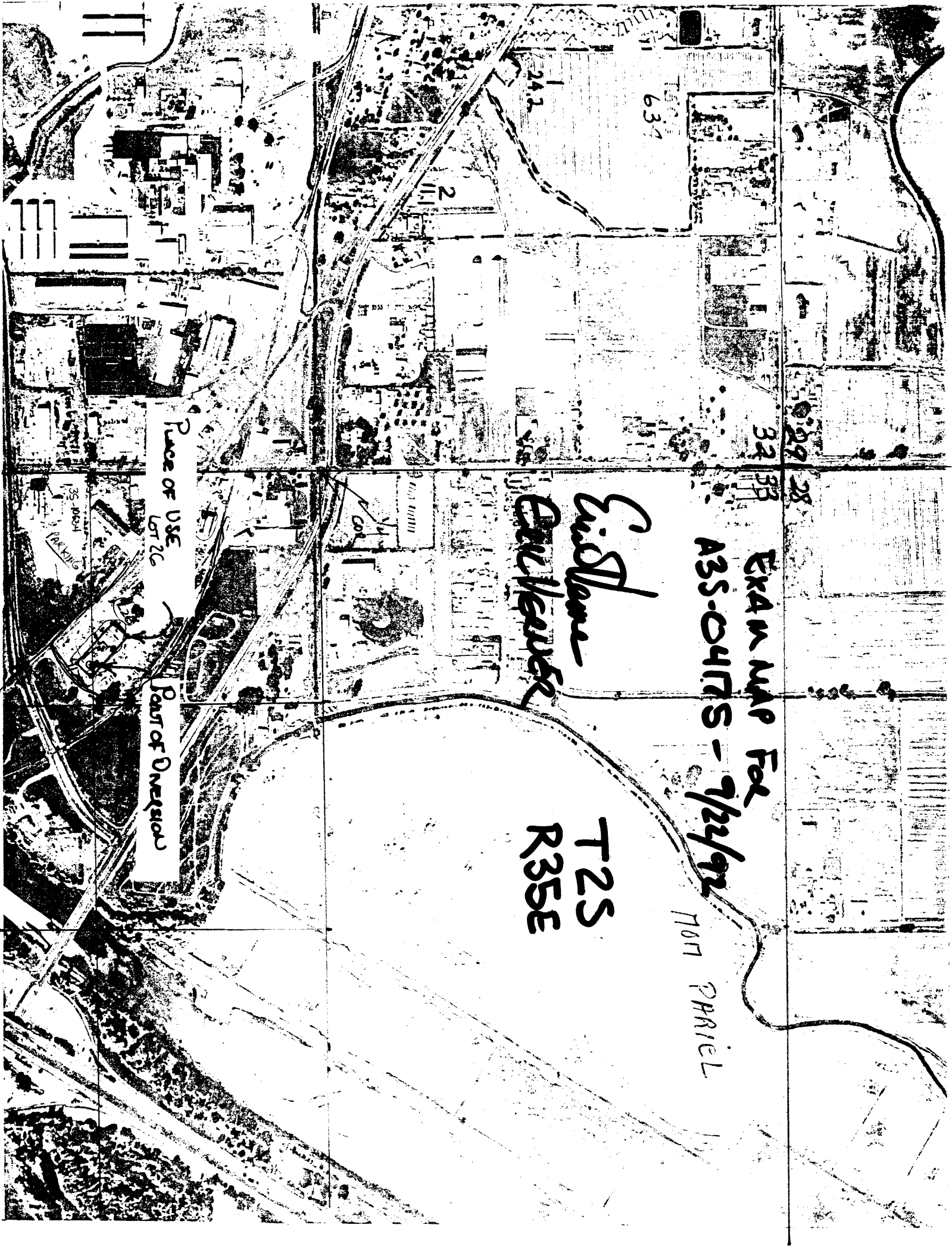
Ernst
C. H. H. H.

T25
R35E

Place of Use
LOT 26

Part of Overlook

35-100-1
PARKING



December 18, 1991

A35-04175 and 04189

J R SIMPLOT COMPANY
PO BOX 27
BOISE ID 83707

*****FINAL REQUEST*****

RE: Evidence of Priority ***RESPONSE DEADLINE***
JANUARY 20, 1992

Dear Sirs:

Our records indicate that your claim, listed above, is based upon either a "Statutory Claim" or "Beneficial Use" of the water. For water rights of this type, the claimed "Priority Date" must be substantiated with supporting evidence. We previously requested this supporting evidence be submitted by July 25, 1991, and to date we have not received the requested documentation.

Before the Department can make a recommendation to the Court to decree the claim, some evidence of the priority date must be submitted. We are enclosing a brochure outlining the types of evidence you may submit, and a printout of your claim for reference. We request that you submit your evidence of priority as soon as possible.

If we do not receive the requested documentation, the Department will recommend the claim be disallowed, due to lack of evidence supporting any priority date.

Please submit the required evidence supporting the priority date by **January 20, 1992.** **Please reference the claim number on your correspondence.** If you have questions or need other assistance, please contact this office.

Sincerely,

Eric Verner
Senior Water Rights Agent

EV:jt

Enclosure: Brochure/Proof Report

DEC 10 1991

17-Jun-1991

J R SIMPLOT CO
PO BOX 27
BOISE ID 83707

RE: **Evidence of Priority**
NO.'S A35-04175 & A35-04189

Dear Claimant:

The Notices of Claim identified with the numbers shown at the end of this letter have been filed in the Snake River Basin Adjudication (SRBA). The Notices indicate the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notices and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notices have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notices be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority dates by JULY 15, 1991, referencing all documents with the corresponding Notice numbers. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

RECORDED
DEC 10 1992

J R SIMPLOT CO
NO.'S A35-04175 & A35-04189
page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:rb

Enc. Brochure on "Evidence of Priority"
Proof Report

DEC 10 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Simple CLA IDENT. NO. 435-04175

DATE RECEIVED 6-07-89 CK # _____ AMOUNT \$ 90-

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	*
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒	☐	
Is the consumptive use correct?	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☐	☒	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	
22. Should this claim be data entered?	☒	☐	

Claim checked by: EF Date: 6-08-89Claim must be returned to claimant: (Yes) ☐ (No) ☒Claimant must be notified of modifications: (Yes) ☐ (No) ☒

Receipt Prepared by: EF

Claim data entered by: _____

Sent to claimant by: _____

Date: 6-07-89

Date: _____

Date: _____

Checked by: _____ Date: _____

Comments: _____

DEC 10 1989