



CORPORATE HEADQUARTERS

May 7, 2003

Ernest Carlsen
State of Idaho
Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402

RECEIVED

MAY 09 2003

Department of Water Resources
Eastern Region

Re: IDWR Water right Nos. 29-2375, 29-2501, 29-2502, and 29-7763.

Dear Mr. Carlsen:

As a follow-up to the notices of error filed with you on or before April 21, 2003, enclosed are amended notices of claim for each of the above referenced water rights. In preparing the maps attached these amended claims I discovered the following industrial places of use were omitted from the earlier error notices:

Township 6 South Range 34 East B.M.

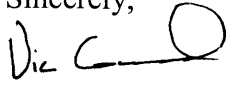
Section 8: NENW (Industrial)
SWNW (Industrial)
SEnw (Industrial)
NWSW (Industrial)

These places of use are included for each of the enclosed amended claims. In addition, I wanted to note the following administrative matters that may need to be referenced under these amended claims:

1. IDWR Transfer No. 4129 approved on January 21, 1994, authorized adding a new point of diversion to water right no. 29-2501. Because this was an administrative proceeding that began after the commencement of the SRBA I did not identify this 1994 well on these claims. Simplot refers to this well as Well No. 7. It is used along with the other wells identified as points of diversion under these amended claims in the industrial process. Please let me know if it is appropriate to add reference to Well No. 7 as a point of diversion under these rights.
2. IDWR Permit no. 29-7437 permits the application of effluent from Simplot's Pocatello Plant to land. The permitted place of use under 29-7437 is more extensive than the place of use identified under the amended claim nos. 29-2375, 29-2501, 29-2502 and 29-7763 because the place of use for land application was smaller when the SRBA began (Nov. 1987). In responding to the amended claim item no. 13 (other water rights used), I did not identify permit no. 29-7437 on any of the amended claims. I was not sure if this permit should be referenced because

of its status in the administrative process. If referencing permit no. 29-7437 on these claims is appropriate, please advise me if you need any additional information from Simplot to allow for such a reference.

Sincerely,

A handwritten signature in black ink, appearing to read "Vic Conrad", with a large circular flourish at the end.

Vic Conrad
Land and Development

Enclosures