

CERTIFICATE OF MAILING

I certify that on August 13, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

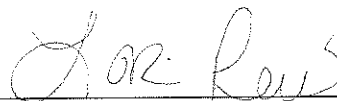
2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

3. Copies to all parties to the subcase:

Simon Farms, Inc.
P.O. Box 403
Fairfield, ID 83327



Signature of person mailing this document

08/9/2007

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-7527	SIMON FARMS INC PO BOX 403 FAIRFIELD ID 83327	Disallowed	Recommended as Right Nos. 37-22186 & 37-22187

08/08/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-22186

NAME AND ADDRESS: SIMON FARMS INC
PO BOX 403
FAIRFIELD ID 83327

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 6.080 CFS
1,114.80 AFY

The rights listed below are limited to a total combined diversion rate of 6.08 cfs and to a total combined annual diversion volume of 2174.8 AF.
Combined Right Nos.: 37-22184, 37-22186, and 37-22188.

PRIORITY DATE: 09/21/1976

POINT OF
DIVERSION:

T01S R15E S17 SENESE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	6.080 CFS 1,114.80 AFY

PLACE OF USE: IRRIGATION in CAMAS County

T01S R15E S04	SWNW	5.20	T01S R15E S04	SENW	6.10
T01S R15E S04	NESW	39.00	T01S R15E S04	NWSW	37.00
T01S R15E S04	SWSW	35.90	T01S R15E S04	SESW	30.00
T01S R15E S09	NENW	38.00	T01S R15E S09	NWNW	39.00
T01S R15E S09	SWNW	39.00	T01S R15E S09	SENW	31.00
T01S R15E S09	NESW	36.00	T01S R15E S09	NWSW	39.00
T01S R15E S09	SWSW	36.00	T01S R15E S09	SESW	32.00

443.2 ACRES TOTAL

This right is limited to the irrigation of 371.6 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 443.2 acres in a single irrigation season. Combined Right Nos.: 37-22186 and 37-22188.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 37-7527.

Right No. 37-22188 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

08/09/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-22187

NAME AND ADDRESS: SIMON FARMS INC
PO BOX 403
FAIRFIELD ID 83327

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.630 CFS
115.20 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 37-22185, 37-22187, and 37-22189 when combined shall not exceed a total diversion rate of 0.63 cfs, a total annual maximum diversion volume of 279.7 af.

Rights 37-21724, 37-22185, 37-22187, and 37-22189 when combined shall not exceed a total diversion rate of 4.99 cfs, a total annual maximum diversion volume of 1385.7 af.

Rights 37-22187 and 37-22189 when combined shall not exceed a total diversion rate of 0.63 cfs, a total annual maximum diversion volume of 141.1 af.

PRIORITY DATE: 09/21/1976

POINT OF
DIVERSION:

T01S R15E S21 SWSENE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.630 CFS 115.20 AFY

PLACE OF USE: IRRIGATION in CAMAS County

T01S R15E S21	NENE	34.00	T01S R15E S21	NWNE	34.00
T01S R15E S21	SWNE	34.00	T01S R15E S21	SENE	34.00
T01S R15E S21	NESE	34.00	T01S R15E S21	SESE	34.00
T01S R15E S22	NENW	34.00	T01S R15E S22	NWNW	34.00
T01S R15E S22	SWNW	34.00	T01S R15E S22	SENW	34.00
T01S R15E S22	NWSW	34.00	T01S R15E S22	SWSW	34.00

408 ACRES TOTAL

Rights 37-22187 and 37-22189 when combined shall not exceed a total irrigation of 45.8 acres.

The rights listed below are limited to the irrigation of a combined total of 408 acres in a single irrigation season. Combined Right Nos.: 37-21724, 37-22185, 37-22187 and 37-22189.

Rights 37-22185, 37-22187 and 37-22189 when combined shall not exceed a total irrigation of 92 acres.

This right is limited to the irrigation of 38.4 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Right No. 37-22189 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

This right is a split from former right 37-7527.