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A33-02068

10:00:42 07-15-96

Min. Rate	0.00	CFS
Max. Rate	4.07	CFS
Avg. Rate	4.02	CFS
FLOW RATE	4.00	CFS
NET TOT(X1)	599663	GAL
POS TOT(X1)	254482	GAL
NEG TOT(X1)	11633	GAL

10:04:17 07-15-96

Min. Rate	0.00	CFS
Max. Rate	4.10	CFS
Avg. Rate	4.02	CFS
FLOW RATE	4.01	CFS
NET TOT(X1)	606123	GAL
POS TOT(X1)	260942	GAL
NEG TOT(X1)	11633	GAL

SETUP NO. 1

PIPE O.D
10.780 IN

PIPE WALL THICKNESS
0.308 IN

10:04:44 07-15-96

Min. Rate	0.00	CFS
Max. Rate	4.10	CFS
Avg. Rate	4.01	CFS
FLOW RATE	4.03	CFS
NET TOT(X1)	606929	GAL
POS TOT(X1)	261748	GAL
NEG TOT(X1)	11633	GAL

PIPE I.D
10.164 IN

PIPE MATERIAL
CARBON STEEL

PIPE SOUND VELOCITY
10597.129 F/S

LINER MATERIAL
NONE

LINER SOUND VELOCITY
0.000 F/S

LINER THICKNESS
0.000 IN

INSIDE ABS ROUGHNESS
0.00015000

FLUID MATERIAL
WATER

FLUID SOUND VELOCITY
4863.330 F/S

FLUID VISCOSITY
1.132 Cst

TRANSDUCER TYPE
STANDARD

TRANSDUCER MOUNTING
U

TRANSDUCER SPACING
8.830 IN

10:06:42 07-15-96

Min. Rate	0.00	CFS
Max. Rate	4.10	CFS
Avg. Rate	4.02	CFS
FLOW RATE	4.01	CFS
NET TOT(X1)	610474	GAL
POS TOT(X1)	265293	GAL
NEG TOT(X1)	11633	GAL

Pancheri Inc. Badger Cr. Well. 15 July 1996



07/15/96

POLYSONIC MEASUREMENT OF PANCHERI INC. WELL
A33-02068. MEASUREMENT BY STEVE GARRISON
WITH ROMAN PANCHERI ATTENDING. PHOTO BY
A. RUBERRY.



Photo 4. POINT OF INJECTION OF WELL 33-02068 INTO Little Lost River. Looking FROM River to DITCH.



Photo 5. POINT OF INJECTION OF WELL 33-02068 INTO THE Little Lost River. Looking FROM DITCH TO RIVER

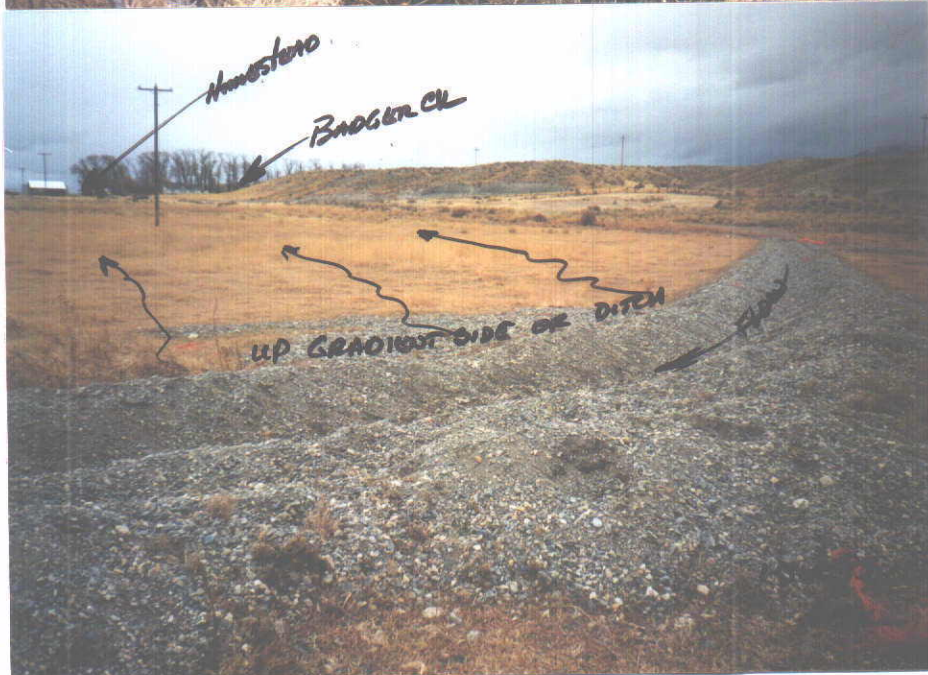


Photo 6. Shows LOWER PASTURES AT BADGER CR RANCH. NOTE GRAVELLY DITCH.

PANCHER'S BADGER CR RANCH
A33-00032, 00035A; NON AS 02068

Photos taken: 1 Dec 95 ABN

Looking Northeastly

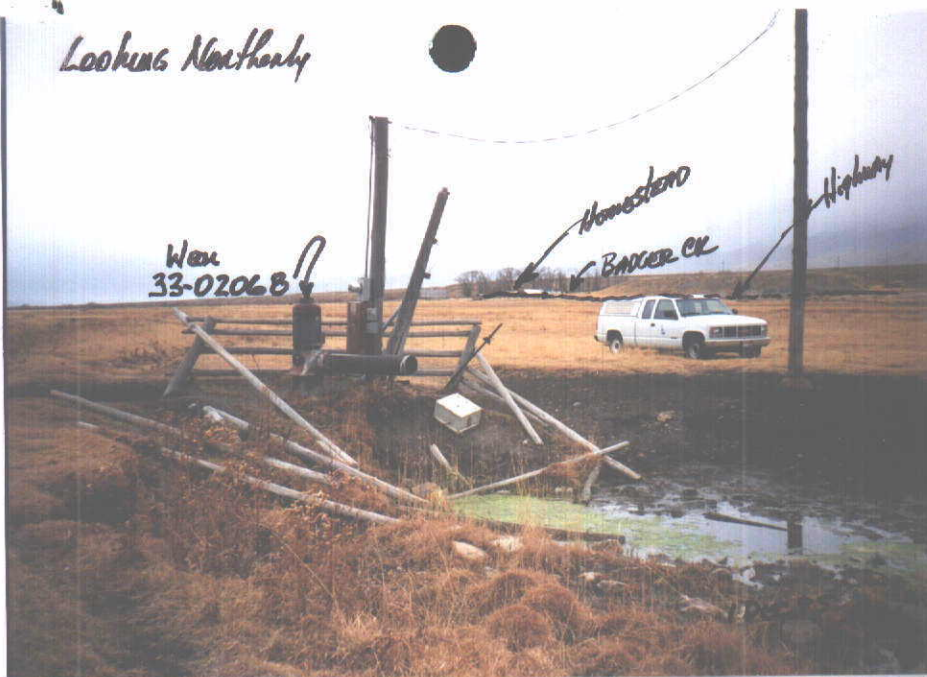


Photo 1. Well 33-02068, AS OF 12 DEC. 95 NO ADJUDICATION CLAIM HAS BEEN FILED. PANCHERI AND K. FOSTER (ATTORNEY) HAVE BEEN INFORMED.

THIS WELL OPEN DISCHARGES TO A DITCH THEN FLOWS THROUGH THE PARSHALL FLUME (IN PHOTO 3) THEN ON INTO LITTLE LOST RIVER (SEE PHOTOS 4 AND 5).

Looking Southcaly

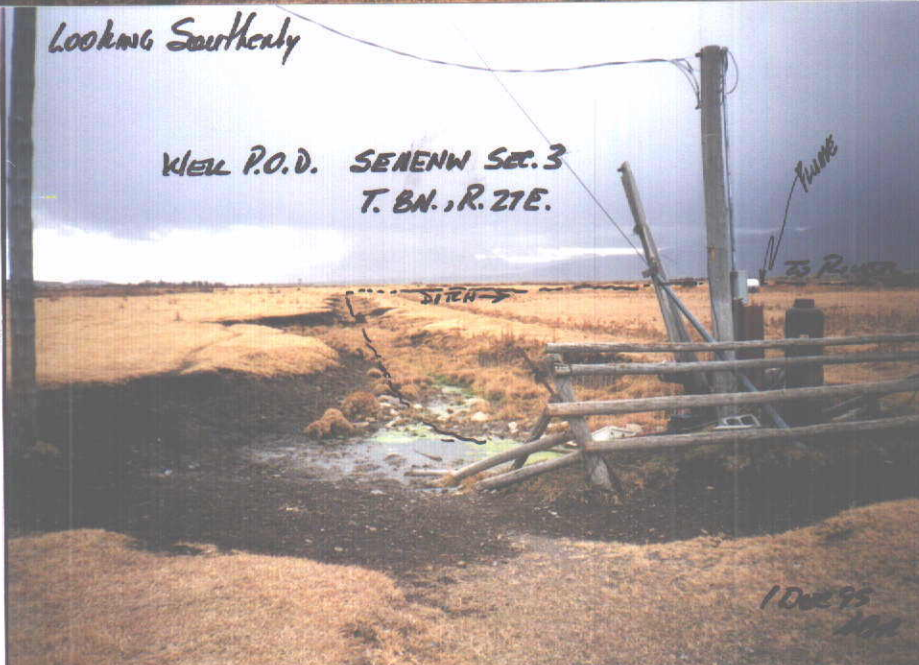


Photo 2. Looking South DOWN THE DITCH TO RIVER.

Motor: GE 30AD
SN: XGJ6B74210

PUMP: FAIRBANKS-MORSE
H6H 100A
10" OPEN DISCH.

P.O.D. SEENW SEC. 3 T. 2N. R. 27E.

Looking NORTHERSTERly



Photo 3. PARSHALL FLUME WHICH MEASURES WELL OUTOUT. FLUME APPEARS LEVEL AND IN GOOD CONDITION.

PANCHERI'S BADGER CR PANCH

33-02068
WELL NON-ADJUDICATION.

Photos taken: 1 DEC 95 SBR

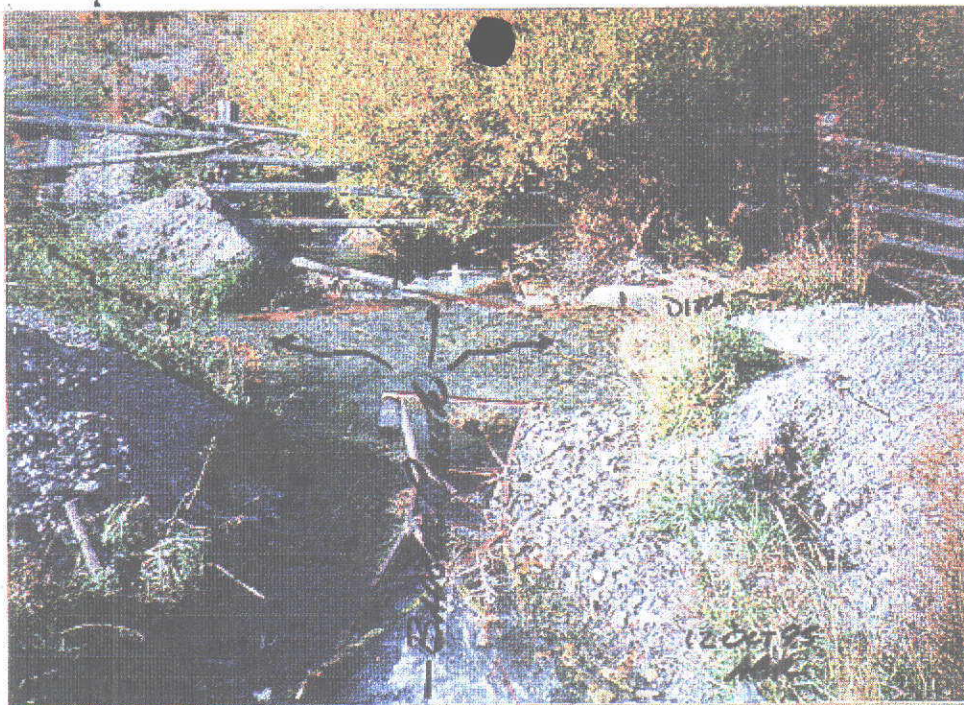


Photo 1. TAKEN FROM THE LITTLE LOST RIVER HIGHWAY AT THE BADGER CREEK CULVERT. THIS IS THE POINT OF DIVERSION FROM BADGER CREEK. AN EXCHANGE DIVERSION FROM THE LITTLE LOST RIVER IS ALSO USED (SEE PHOTO 4 THIS SET) USE OF BADGER CREEK WATER IS EXCHANGED FOR LITTLE LOST RIVER WITH 33-00032 (CLAIMED AS: A33-00032A).



Photo 2. OLD UNSERVICEABLE FLUME CROSSING LITTLE LOST RIVER (HIDDEN IN UNDERGROWTH - FLOWING RIGHT TO LEFT). THIS FLUME CARRIED BADGER CREEK AND/OR LITTLE LOST RIVER EXCHANGE WATER TO THE WEST SIDE OF LITTLE LOST RIVER. SEE DEER CREEK CLAIM A33-10119. NO LONGER USED.

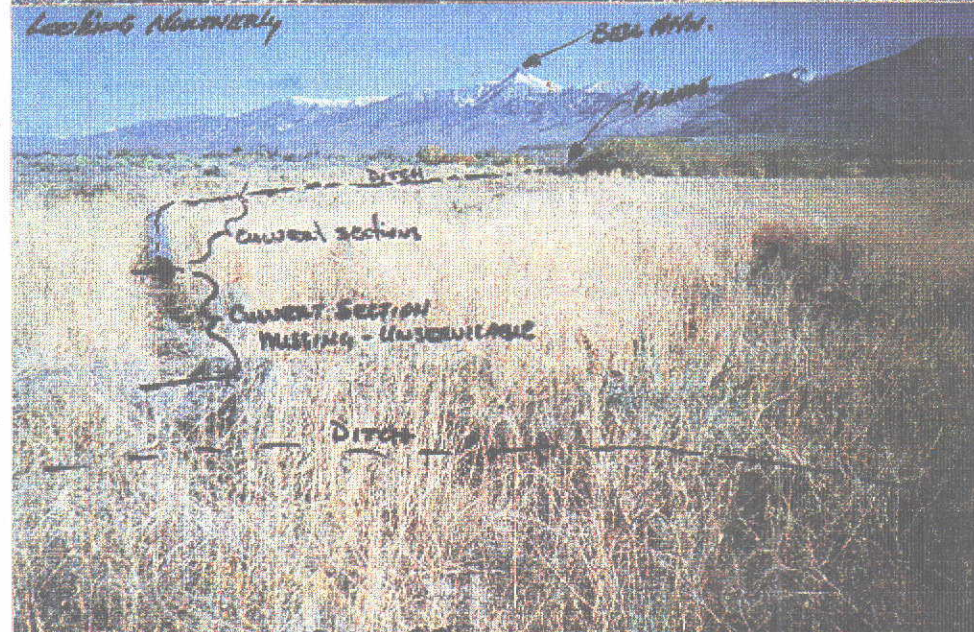


Photo 3. SHOWS THE OLD DITCH AND CULVERT SECTIONS WHICH ONCE CONVEYED BADGER CREEK WATER (A LITTLE LOST RIVER EXCHANGE WATER) TO THE AREA NOW CLAIMED AS SERVICED BY DEER CREEK WATER. SEE A33-10119.

PANCHERI INC.
33-00035A

Diagrams taken from

12 Oct 95
ABR

BADGER CR RANCH

Looking East

UPPER DIVERSION ON

LITTLE LOST RIVER

OF BADGER CREEK RANCH



Looking Northwest

Badger Mtn.

Diversion and
Little Lost River
Exchange Facility



Photo 4. Shows Little Lost R.
EXCHANGE DIVERSION FOR THE
BADGER CREEK DECIDED RIGHT

Photo 5. Shows PLACES OF USES
OF BADGER CREEK AND LLR
EXCHANGE WATER.

THIS AREA IS ON THE NORTH
SIDE OF BADGER CREEK.

PANCHERI INC.
33-00035A

Photos Taken: 12 Oct 95 ABR

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

(REGIONAL)

DIVERSION
VOLUME

1190.00

1190.00 AFA

BUTTE County
BUTTE County
BUTTE County
BUTTE County
BUTTE County

[illegible]

Other Rights: 33-07007

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
C05 - PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT WITH RIGHT NO. 33-07007 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 10.84 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1897 AF-.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 30.80 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 5390 AF-.

RIGHT NO. 33-02054, 33-02075, 33-02076A, 33-07007

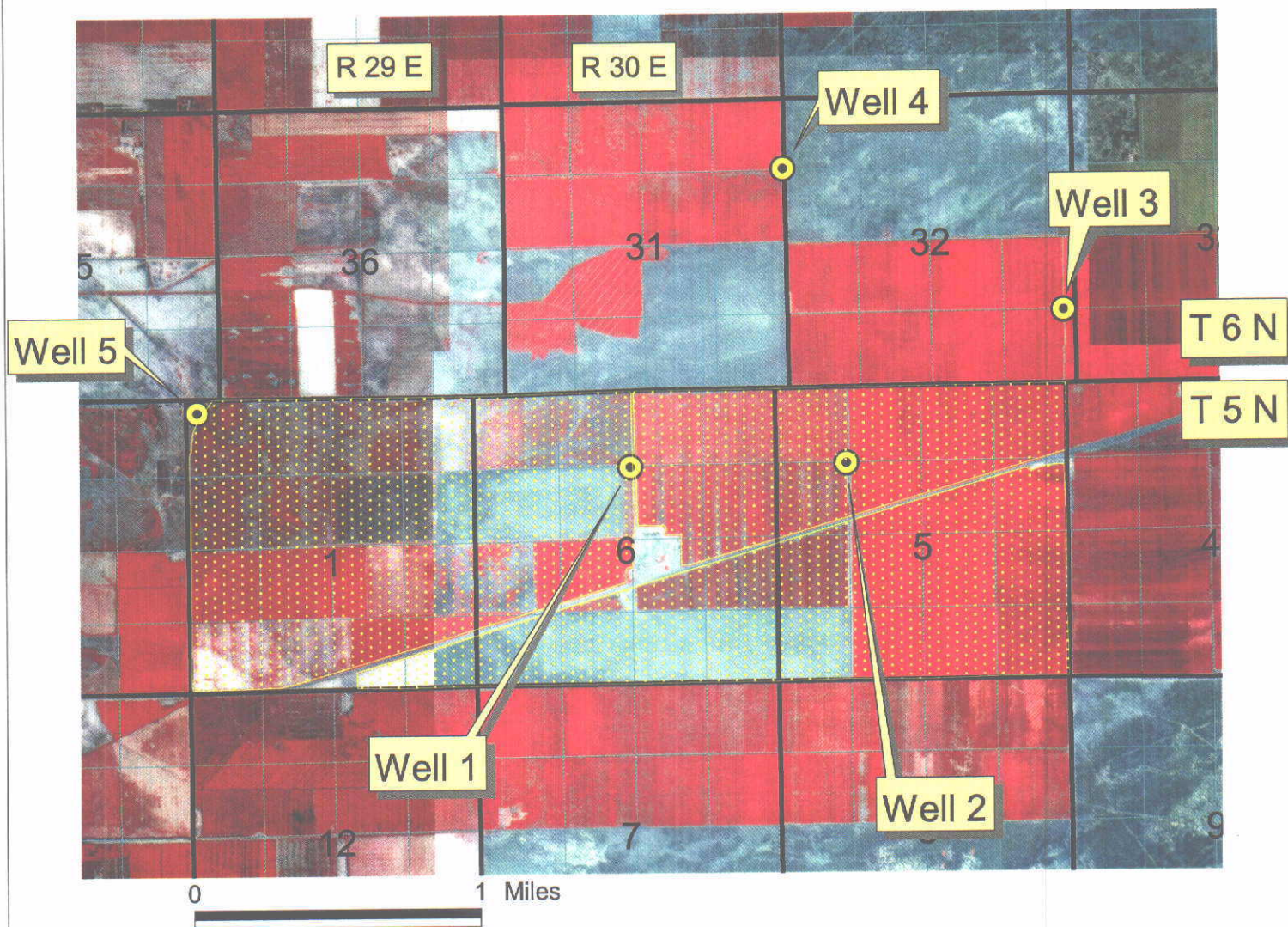
POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 340 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 33-07007 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 542 ACRES IN A SINGLE IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF

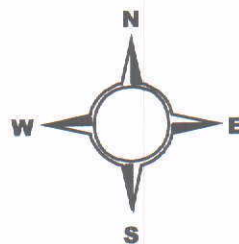
80,78
67,48
3-07061.
E14 1928 List

Idaho Department of Water Resources

Water Rights 33-02054, 33-02075, 33-02076A, 33-02076B,
33-07007, 33-07053, 33-07061



Townships 5 and 6 North
Ranges 29 East and 30 East



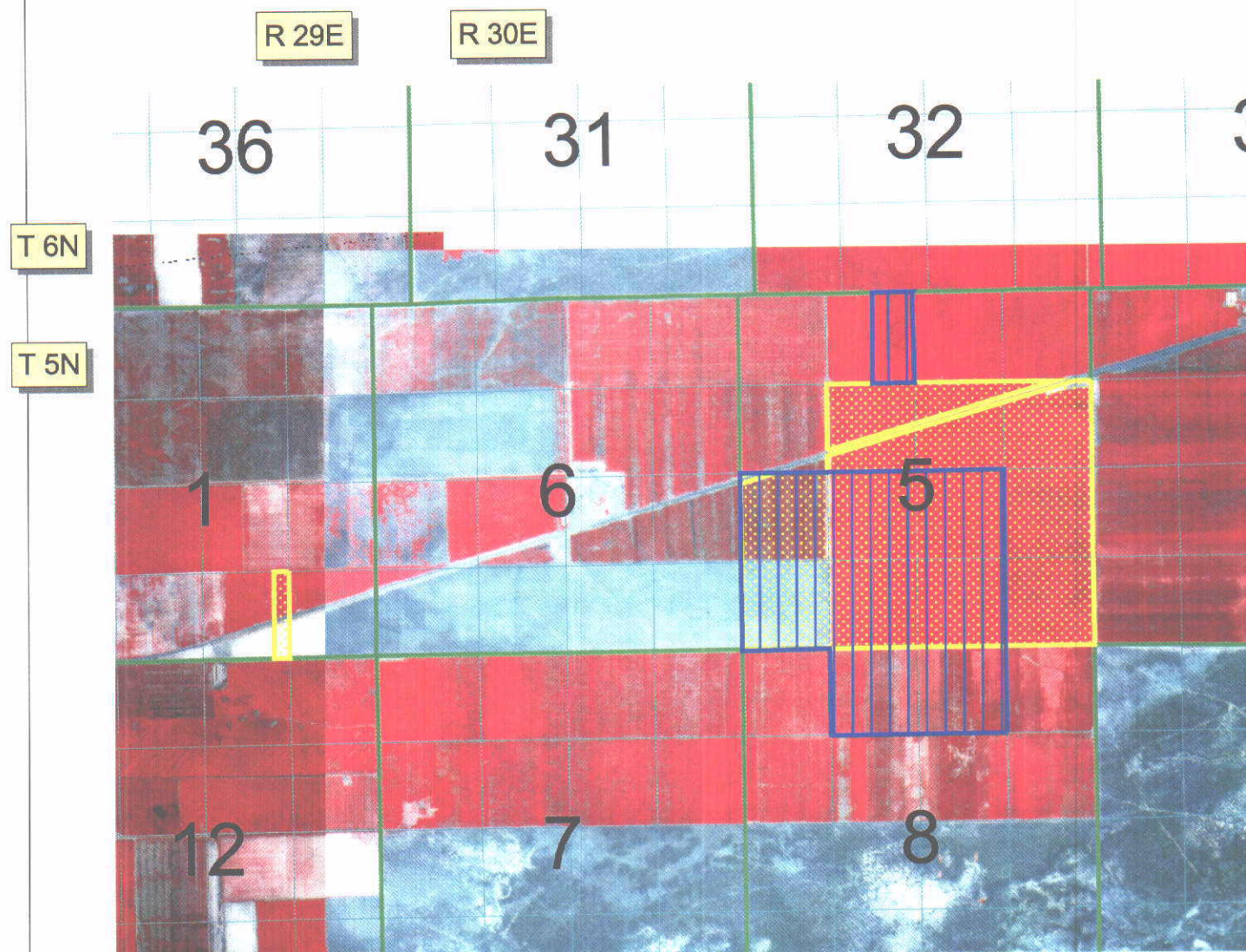
- Points of Diversion
- Permissible Place of Use
- Section Lines
- Quarter-Quarter Lines

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by Bryce A. Contor
October, 1999

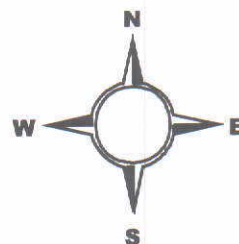
Idaho Department of Water Resources

Original Licensed Places of Use

Water Rights 33-02076B, 32-07007



0 2640 5280 Feet

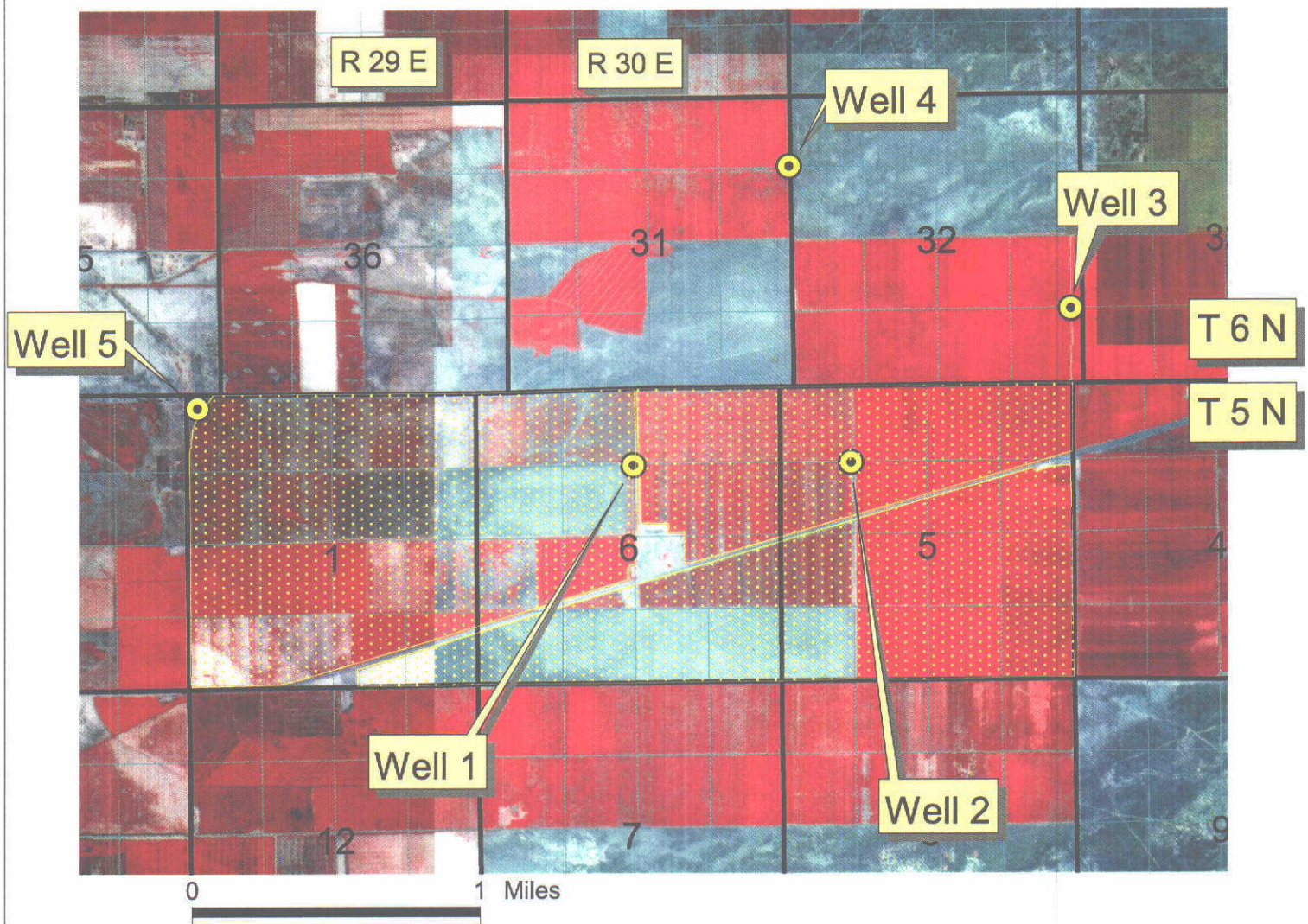


- 2076B
- 7007
- Sections
- Quarter-Quarters

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by Bryce A. Contor
August, 1999

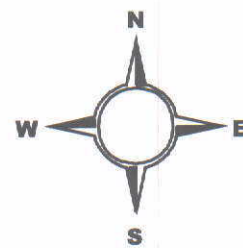
Idaho Department of Water Resources

Water Rights 33-02054, 33-02075, 33-02076A, 33-02076B,
33-07007, 33-07053, 33-07061



Townships 5 and 6 North
Ranges 29 East and 30 East

- Points of Diversion
- Permissible Place of Use
- Section Lines
- Quarter-Quarter Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by Bryce A. Contor
October, 1999

Water Right Number - 33-02076B

Prefix Translation: WATER RIGHT

Old (D) Number - 25536

```

+ - - - - Last Name - - - - +
+ - - - - First Name - - +
+ - - - - Address - - - - +
*** C - CURRENT OWNER ***
RUBY CO.
1 -

```

*** O - ORIGINAL OWNER ***
HOPE LAND & WATER CO. INC.

1 -
2 -
3 -
City- TWIN FALLS State- ID Zip- 833010000
Phone -

+ - -	Priority Date	- - +		+ - -	Status	- - - +
	09/05/1958					
+ - -	Region	- - - +		+ - -	Stage	- - - +
	15 EASTERN				L - LICENSE	

```

+ + + + + Source + + + + +
GROUNDWATER
+ + + + + Tributary + + + + +

```

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
06N	29E	16	SW SW	(23)	BUTTE					
		17	SE SE	(23)	BUTTE					
		21	NE NE	(23)	BUTTE					

Code	Description	Period From	Water Use	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		4/1-10/31			6.800	

+ - Total Div. Rate	+ - Total Div. Volume	+ - Total Div. Capacity	+ - Total Consumptive Use	+ - KW Usage
6.800			0.0	

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
05N	30E	5	NE NW		20.0		01	IRRIGATION	(23) BUTTE
05N	30E	5	NW SW		40.0		01	IRRIGATION	(23) BUTTE
05N	30E	5	SW SW		40.0		01	IRRIGATION	(23) BUTTE
05N	30E	5	SE SW		40.0		01	IRRIGATION	(23) BUTTE
05N	30E	5	NW SE		40.0		01	IRRIGATION	(23) BUTTE
05N	30E	5	SW SE		40.0		01	IRRIGATION	(23) BUTTE
05N	30E	8	NW NE		40.0		01	IRRIGATION	(23) BUTTE
05N	30E	8	NE NW		40.0		01	IRRIGATION	(23) BUTTE
Total Acres:					300.0				

+ - - Diversion Means -

+ - - Non-Irrigation Use -

20.0
160.0
80.0
40.0
40.0
340.0

(NE SW missing on current eqmt)

2076 B
7007

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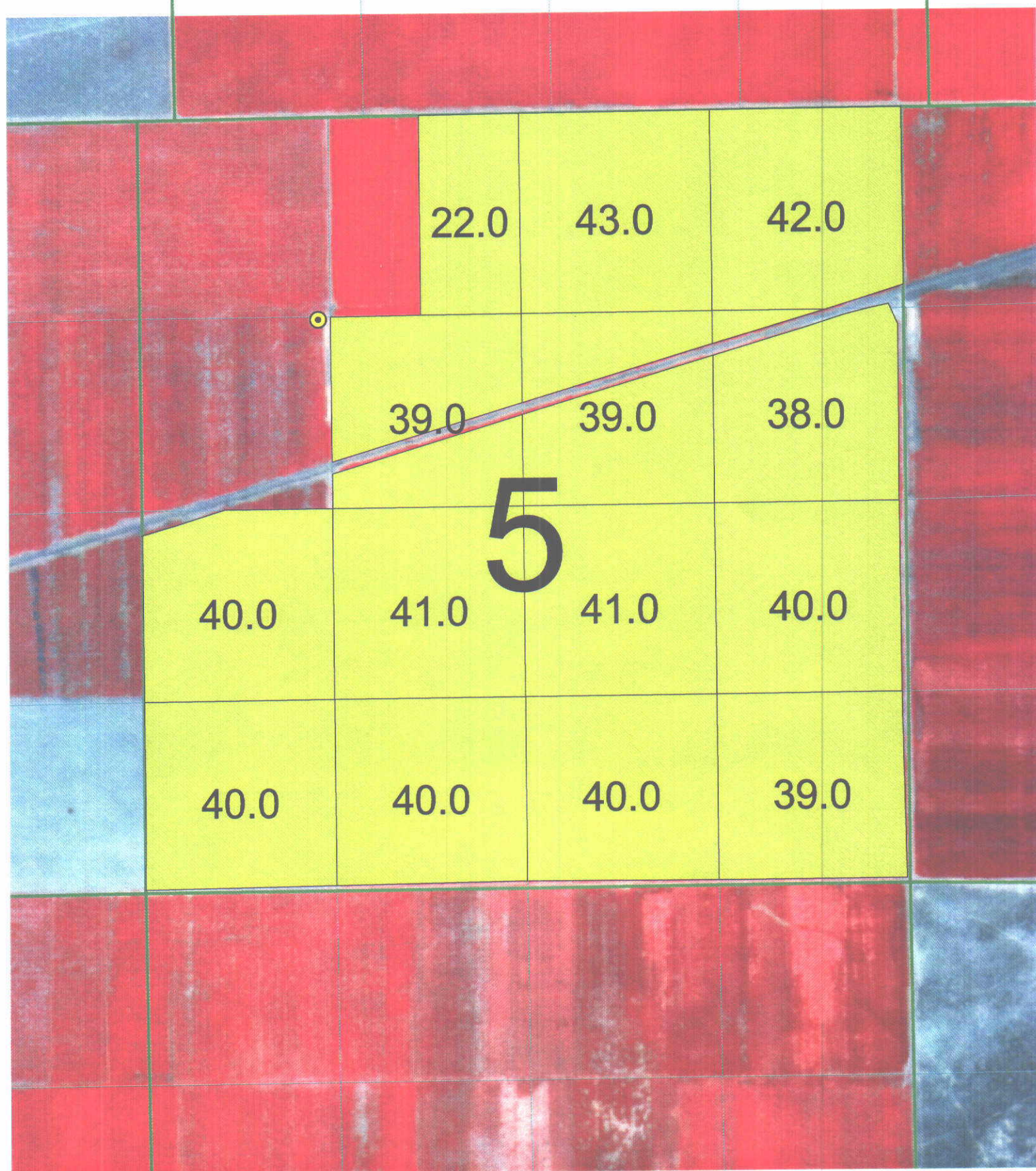
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2076 B



Section 5 NESW
on original WR but
not on database

A33-02076B

1987/1988

original license wr database

2076B
7007

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2076B

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AJ0749NP
No. R33-020768

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

DATE: 10/25/99
PAGE: 2

Remarks:

DIVERSION DESCRIBED ABOVE: 33-02054, 33-02075, 33-02076a,
33-02119, 33-02125, 33-07007, 33-07053, 33-07061

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag: C

Comments:

Date: 08/05/1999 User-ID: BCONTOR Subject: COPIED FROM REMARKS
OTHER RIGHTS: A33-02054, A33-02075, A33-02076a, A33-02119,
A33-02125, A33-07007, A33-07053, A33-07061
THESE RIGHTS ARE ALL PART OF THE SAME SYSTEM.

CLAIM AMENDED 8/99 TO CORRECT LEGAL LOCATION OF POD'S. BCONTOR.

Date: 08/05/1999 User-ID: BCONTOR Subject: SPLIT
THE EXISTENCE OF 02076a & B DOES NOT INDICATE A SPLIT; THE
ORIGINAL LICENSE WAS ISSUED IN TWO STAGES.

Date: 08/05/1999 User-ID: BCONTOR Subject: ACRES
WR DATABASE SHOWS POU = 300 ACRES. ORIGINAL WR SHOWS 340 ACRES.
THIS RECOMMENDATION BASED ON 340 ACRES, ASSUMING DIFFERENCE IS
A CLERICAL ERROR OF OMITTING NESW OF SECTION 5 ON LAND LIST.

Date: 08/05/1999 User-ID: BCONTOR Subject: ACCOMPLISHED TRANSFER
THE ACCOMPLISHED TRANSFER IS A CHANGE IN PLACE OF USE FROM
05N 30E 08 N4NE AND NENW TO 05N 30E 05 NENE AND N4NE AND CHANGE
IN POINT OF DIVERSION FROM WELL ORCHARD IN THE NORTH WEST PART OF
06N 29E TO WELLS ON AJ CLAIM.

Audit:

10/25/99 BCONTOR



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

E.O.

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 20, 1994

HOLLY PEPE
LEGAL DEPARTMENT
J R SIMPLOT COMPANY
PO BOX 27
BOISE ID 83707-0027

RECEIVED
MAY 24 1994

RE: Snake River Basin Adjudication (SRBA)
Co-counsel for J. R. Simplot Company

Department of Water Resources
Eastern District Office

Dear Ms. Pepe:

Our records were modified May 19, 1994, to reflect Terry Uhling and Gray Young as co-counsel for J. R. Simplot Company. Bruce Belzer was removed from the water right claim records on which he appeared as counsel.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely,

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:regions

MICROFILMED
NOV 15 1994

CORPORATE HEADQUARTERS

April 12, 1994

RECEIVED

APR 14 1994

Department of Water Resources

Donald V. Shaff
Manager, Adjudication Section
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

*Records modified 05-19-94
by Don Shaff. Sel. file
copy attached. -Jal*

RE: Snake River Basin Adjudication
Case No. 39576 and Subcase Nos. 36-13320 & 57-02203A

Dear Mr. Shaff:

In response to your letter of March 24, 1994, please modify your records to reflect that Terry T. Uhling and Gray Young are co-counsel of record in the above referenced matter. Mr. Uhling and Mr. Young are in-house counsel for J. R. Simplot Company, and, therefore, would be apprised of all matters relating to the claims of Simplot and its related company subsidiaries and affiliates as a matter of course. The attached Exhibit A does represent all water rights we are aware of at this time to which the Notice applies.

For your information, I have also enclosed a copy of a letter and attached Notice of Withdrawal from Diana Delaney, Chief Deputy Clerk of the Snake River Basin Adjudication Clerk's Office, which indicates that Bruce Belzer never was recorded as being counsel for J. R. Simplot Company.

If you have any questions, feel free to call me at 389-7201.

Sincerely,

Holly Pepe

Holly Pepe
Legal Department

/hp
Enclosures
5517v

ACROFILMED
NOV 15 1995

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



RECEIVED
APR 14 1994
Department of Water Resources

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

April 6, 1994

Gray Young
Terry Uhling
J. R. Simplot Company
P.O. Box 27
Boise, ID 83707

*Records modified 05-19-94
by Don Shaff. Sel. file
copy attached. - Sel*

RE: Appearance of J. R. Simplot in Subcase Nos. 36-13320 and 57-02203A

Dear Mr. Young and Mr. Uhling:

Enclosed I am returning your *Notice of Withdrawal of Counsel* which was received by the court on April 5, 1994, and which stated that Bruce L. Belzer was withdrawing as counsel for J. R. Simplot Company in the above-referenced subcases.

After a search of the files for the above subcase, I am unable to locate any appearance by Bruce L. Belzer. However, on January 28, 1994, a *Notice and Entry of Appearance* was filed on behalf of J. R. Simplot in these subcases. That notice listed Gray Young and Terry Uhling as counsel for J. R. Simplot.

Sincerely,

Diana R. Delaney
Chief Deputy Clerk

DRD

Enclosure

cc: Chief, Natural Resources Division
U.S. Department of Justice

MICROFILMED
APR 15 1995

1 GRAY YOUNG, Assistant General Counsel
2 TERRY T. UHLING, Assistant General Counsel
3 Environmental & Regulatory Affairs
4 J. R. SIMPLOT COMPANY
5 P.O. Box 27
6 999 Main Street, Suite 1300
7 Boise, Idaho 83707
8 Telephone: (208) 389-7318
9 Fax: (208) 389-7515

10 Attorneys for J. R. Simplot Company

1991 APR - 5 PM 2:52
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

11 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
12 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

13 In Re the General Adjudication)
14 of Rights to the Use of Water)
15 from the Snake River Basin)
16 Water System.)

Civil Case No. 39576

17 The State of Idaho, ex rel.)
18 R. Keith Higginson in his)
19 official capacity as director)
20 of the Idaho Department of)
21 Water Resources,)

Petitioner,)

v.)

NOTICE OF WITHDRAWAL
OF COUNSEL

22 The United States; the State of)
23 Idaho; and all claimants to the)
24 use of water from the Snake)
25 River Basin Water System,)

Defendants.)

NOV 15 1990

1 PLEASE TAKE NOTICE that Bruce L. Belzer hereby withdraws as
2 counsel of record for J. R. Simplot Company in the above entitled matter
3 and the following listed subcases:
4

5 36-13320
6 57-02203A

7 DATED this 4th day of April, 1994.

8 
9 Bruce L. Belzer
10 Assistant General Counsel for
11 J. R. Simplot Company
12
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RECORDED
NOV 15 1996

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of April, 1994, I caused to be served a true and correct copy of the foregoing by United States mail, postage prepaid, addressed to the following:

James Annest
Law Office of James Annest
1742 Overland Avenue
Burley, Idaho 83318

Richard F. Smith
P.O. Box 70
Rexburg, Idaho 83440

Josephine P. Beeman
MOFFATT, THOMAS, BARRETT,
ROCK & FIELDS
First Security Bank Building
911 West Idaho
P.O. Box 829
Boise, Idaho 83701

Brad A. Flinders
STUNZ, FONDA, NICHOLS, KIYUNA,
OKAI, HORTON & FLINDERS
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Nyssa, Oregon 97913

Cliff S. Bentz
YTURRI, ROSE, BURNHAM,
BENTZ & HELFRICH
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Kent W. Foster
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Idaho Falls, Idaho 83405

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Pocatello, Idaho 83204-1391

Randall C. Fredricks
COSHO, HUMPHREY, GREENER &
WELSH, P.A.
Carnegie Building
815 West Washington Street
Boise, Idaho 83702

Rebecca Craven
Deputy Counsel
Robert T. Anderson
Staff Attorney
Nez Perce Tribal Executive
Committee
Office of Legal Counsel
P.O. Box 305
Lapwai, Idaho 83540-0305

Raymond D. Givens
Jeffrey C. Fereday
Michael C. Creamer
Christopher H. Meyer
Roy L. Eiguren
GIVENS, PURSLEY, & HUNTLEY
277 North Sixth Street, Suite 200
P.O. Box 2720
Boise, Idaho 83701

1 Richard A. Cummings
2 MEULEMAN, MILLER, STROTHER &
3 CUMMINGS
4 960 Broadway, Suite 400
5 P.O. Box 955
6 Boise, Idaho 83701

5 John D. Hansen
6 HANSEN, BEARD, ST. CLAIR,
7 PETERSON & SULLIVAN,
8 CHARTERED
9 683 North Capital Avenue
10 P.O. Box 51718
11 Idaho Falls, Idaho 83402-1718

10 HEPWORTH, NUNGESTER &
11 LEZAMIZ, CHARTERED
12 133 Shoshone Street North
13 P.O. Box 389
14 Twin Falls, Idaho 83303-0389

13 Cecil D. Hobdey
14 HOBDEY & HOBDEY
15 Attorneys at Law
16 125 Fifth Avenue West
17 P.O. Box 176
18 Gooding, Idaho 83330

18 Dana L. Hofstetter
19 Murray D. Feldman
20 HOLLAND & HART
21 West One Plaza, Suite 1400
22 101 South Capitol Boulevard
23 P.O. Box 2527
24 Boise, Idaho 83701

23 William R. Hollifield
24 HOLLIFIELD AND TOLMAN
25 249 Third Avenue East
26 P.O. Box 66
27 Twin Falls, Idaho 83303-0066

Blair J. Grover
Grover Law office, Chartered
102 North Clark
P.O. Box 36
Rigby, Idaho 83442-0036

Roger D. Ling
LING, NIELSEN & ROBINSON
615 H Street
P.O. Box 396
Rupert, Idaho 83350

J. Dee May
MAY & MAY LAW OFFICES
516 Second Street East
P.O. Box 1846
Twin Falls, Idaho 83303

Don A. Olowinski
Albert P. Barker
Richard B. Burleigh
HAWLEY, TROXELL, ENNIS & HAWLEY
877 West Main Street
P.O. Box 1617
Boise, Idaho 83701

Bert L. Osborn
26 South Ninth Street
P.O. Box 158
Payette, Idaho 83661

David B. Lincoln
Scott L. Campbell
ELAM & BURKE
Key Financial Center, 10th Floor
702 West Idaho Street
P.O. Box 1539
Boise, Idaho 83701

NOV 15 1995

1 William A. Parsons
2 Kent Fletcher
3 PARSONS, SMITH, STONE &
4 FLETCHER
5 137 West 13th Street
6 P.O. Box 910
7 Burley, Idaho 83318

Jerry R. Rigby
Ray W. Rigby
RIGBY, THATCHER, ANDRUS,
RIGBY & KAM, CHARTERED
25 North Second East
P.O. Box 250
Rexburg, Idaho 83440

6 William F. Ringert
7 Daniel V. Steenson
8 RINGERT, CLARK, CHARTERED
9 455 South Third Street
10 P.O. Box 2773
11 Boise, Idaho 83701-2773

John A. Rosholt
James C. Tucker
ROSHOLT, ROBERTSON & TUCKER
142 Third Avenue North
P.O. Box 1906
Twin Falls, Idaho 83303-1906

10 James P. Speck
11 HOGUE, SPECK & AANESTAD, P.A.
12 120 East Avenue
13 P.O. Box 987
Ketchum, Idaho 83340

Larry Sullivan
SCHROEDER, HUTCHENS & SULLIVAN
P.O. Box 220
Vale, Oregon 97918

14 Douglas R. Whipple
15 WHIPPLE'S LAW OFFICE, CHTD.
16 111 West 15th Street
17 P.O. Box 249
18 Burley, Idaho 83318

Jeanette Wolfley
Candy L. Jackson
Shoshone-Bannock Tribes
P.O. Box 306
Fort Hall, Idaho 83203

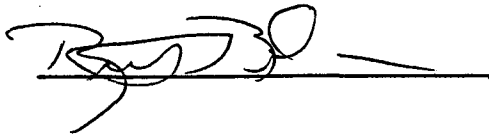
17 Craig R. Zaiss
18 CRAIG R. ZAISS, P.A.
19 Attorney at Law
20 305 Grover Street
21 P.O. Box 628
22 Parma, Idaho 83660

23 **Addresses Under A.O.1., Section 7.d(2)**

24 Chief, Natural Resources Division
25 Office of the Attorney General
26 State of Idaho
27 P.O. Box 44449
28 Boise, Idaho 83711-4449

NOV 15 1995

1 United States Department of Justice
2 Environment & Natural Resources Division
3 550 West Forth Street, Box 33
4 Boise, Idaho 83724

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RECEIVED
NOV 15 1996

Sinplot 33-02076B, 33-07007

02076B Originally licensed for 6.800 cfs on 345.0 acres. Database WR record shows 6.800 cfs on 300 acres, apparently a typo. $\frac{6.80}{340} = 0.02/\text{acre}$

07007 licensed for 4.68 cfs on 442 acres. Overlap review in file neglects to consider 2076B. $4.68/442 = 0.011/\text{acre}$.

No combined use limitations exist, so overlap acres (approx 240 acres) had allowable 0.031/acre.

02076B has accomplished Δ POD from Section 8 to N $\frac{1}{2}$ NE Section 5. 02076B has accomplished Δ POD from well orchard in N part of 06N 29E to 5 wells on claims.

Well #5 claimed & recommended in 5N29E 1 NWNW. Per well log noted in Shelley Keen fax, current well #5 in 6N 29E 35 SESESE was drilled in 1990. Accomplished transfer in POD is not recommended because it occurred post 1987.

Recommendation includes accomplished Δ POU
for 707 of 7 acres from SN 29E 1 SWSE
to SN 30E 5 NENE & NUNE.

With overlaps considered, original licenses
allow irrigation of 544 acres w/ 11.48 cfs
 $= 0.021$ cfs/acre. Recommendation is
for Permissible Place of use of 542 acres
w/ combined limitation of 0.02 cfs/acre $= 10.84$

2076B
7007

36

31

32

20

1

6

5

7

38
40
40
40
40

39

39

39

40

40

40

40

40

40

40

← 7007

7
20
39
39
39

12

$40 \times 10 =$

400

544

7

2076B

8



	22.0	43.0	42.0
	39.0	39.0	38.0
	40.0	41.0	40.0
	40.0	40.0	39.0

5

~~7007~~
7007

36

31

32

1

6

5

← 7007

12

7

2076 B

8



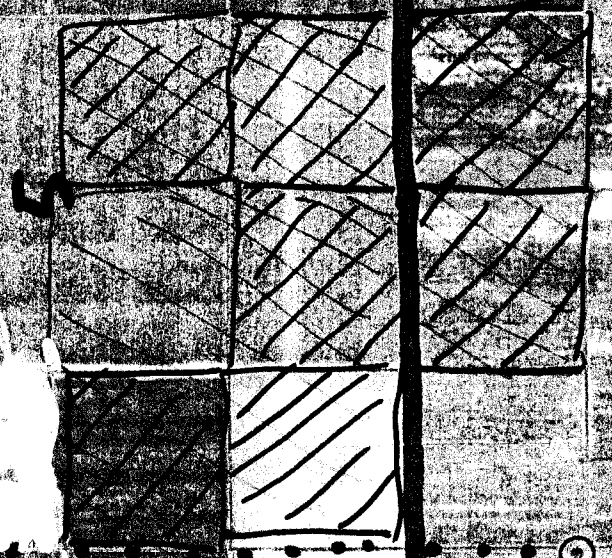
Section 5 1831
on original of 10
not on letter

A33-000-1000

1831/1

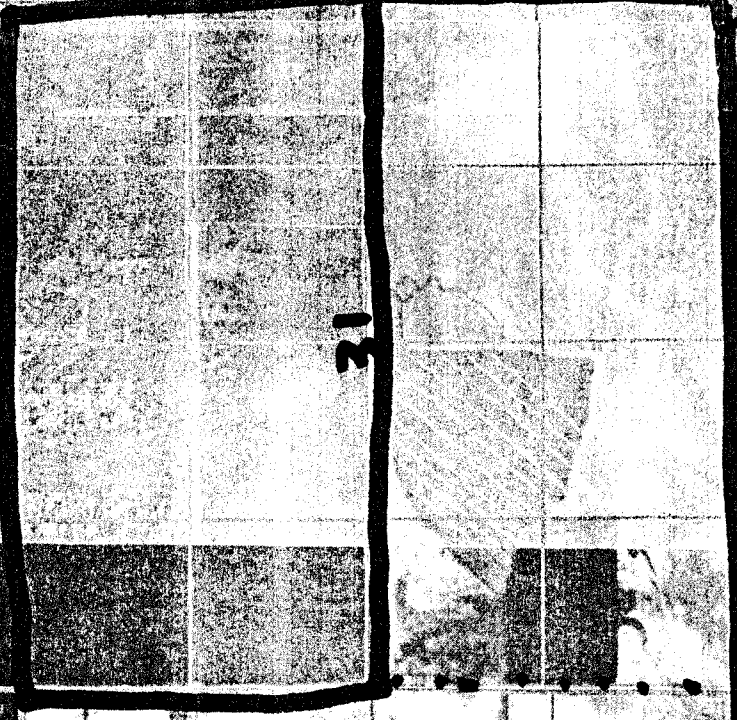


(22)
(20)



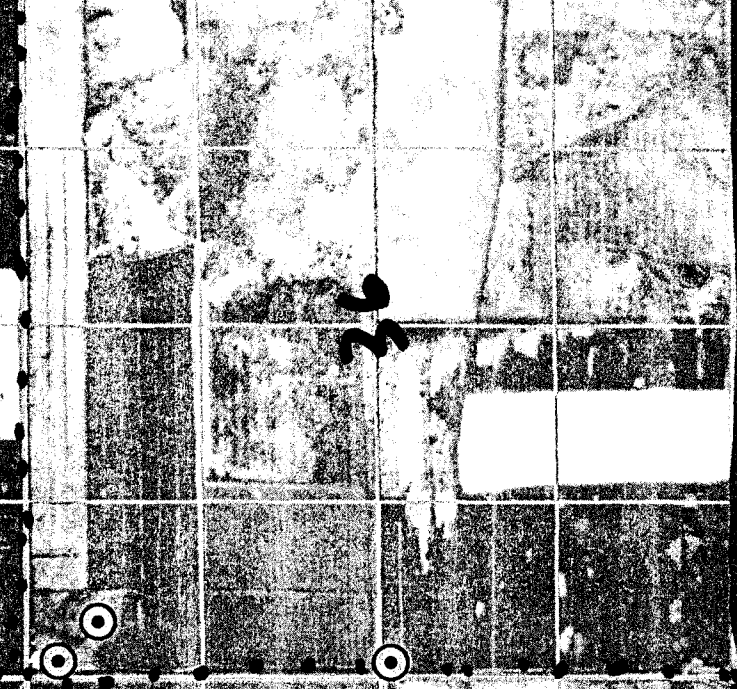
3

ur database



6

7



1831

DO NOT FILE

23 2076 B

8 :

purposes
and shall

is
rated

or place

also, this

near.

The right hereby confirmed dates from September 5

, 19 5

The Point of Diversion is located SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17;

in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Tp. 6 N, R. 29 E, B. M. Butte County

That the amount of water to which such right is entitled and hereby confirmed, for the aforesaid, is limited to an amount actually needed and beneficially used for said purposes, not exceed 6.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N	30 E	5	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	20
		8	W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$	160 80 40 40	160 80 40 40
Total number of acres to be irrigated: supplemental				340	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, ID

16th day of November

, 19 66

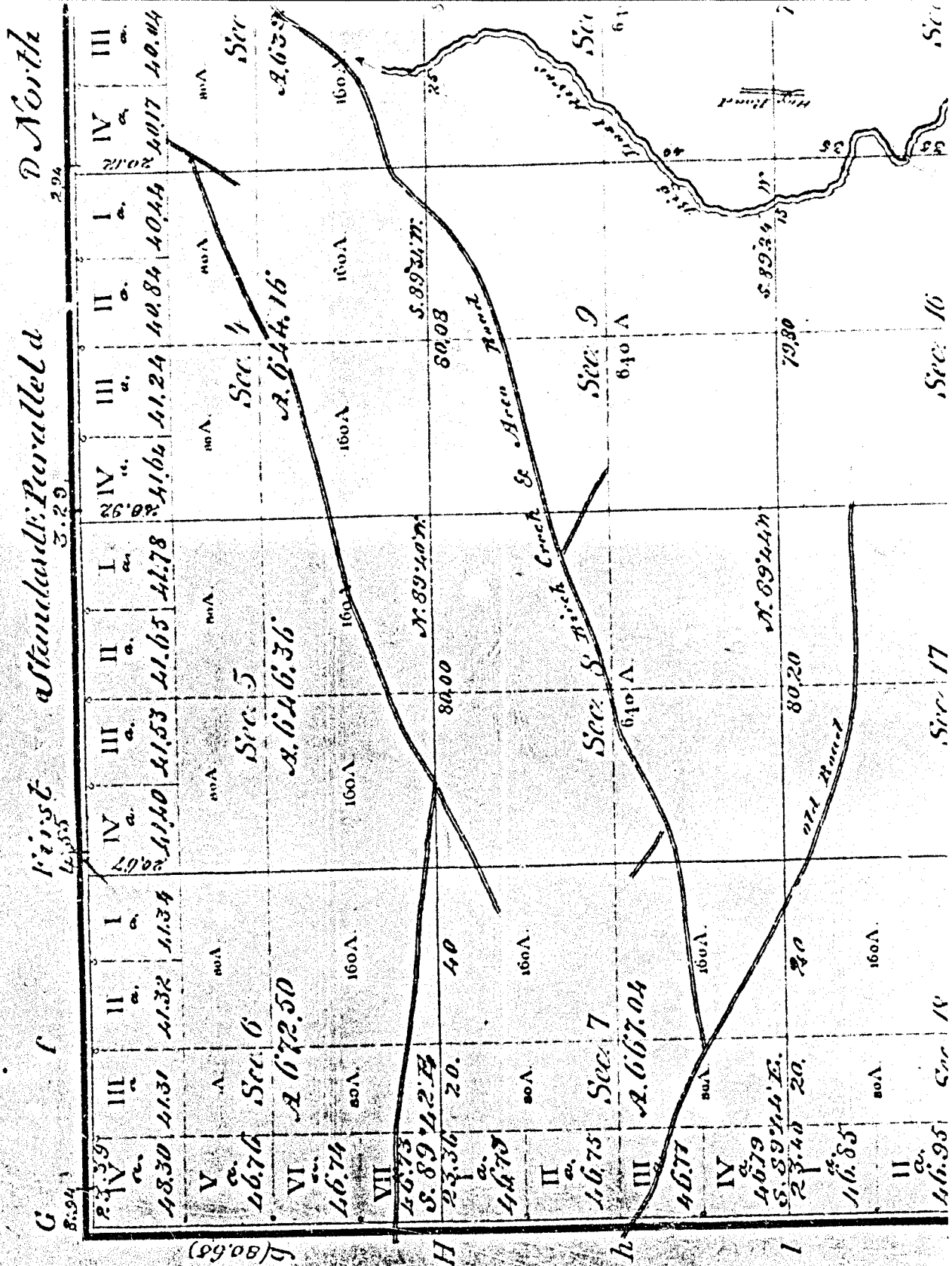
/s/ JACK A. BARNETT
Assistant State Reclamation Engineer

(SEAL)

DO NOT FILM

33-02076 W

Township No. 5 North, Range No. 30 E



Water Right Number - 33-020768

Prefix Translation: WATER RIGHT

Old (D) Number - 25536

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

*** C - CURRENT OWNER ***
RUBY CO.

- 1 -
- 2 -
- 3 -

State- ID Zip- 833010000

City- TWIN FALLS
Phone -

*** O - ORIGINAL OWNER ***
HOPE LAND & WATER CO. INC.

- 1 -
- 2 -
- 3 -

State- Zip-

City-
Phone -

--- Priority Date --- + --- Region --- + --- Stage --- + --- Status --- +
09/05/1958 15 EASTERN L - LICENSE

--- Source --- + --- Tributary --- +
GROUNDWATER

--- Point of Diversion --- +
--- Diversion Name --- + --- Diversion Rate --- + --- Diversion No. --- +

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
06N	29E	16	SW SW			(23) BUTTE				
		17	SE SE			(23) BUTTE				
		21	NE NE			(23) BUTTE				

--- Code --- Description --- Period From --- Period To --- Water Use --- Diversion Rate --- Diversion Volume --- +

01 - IRRIGATION

6.800

--- Total Div. Rate --- + --- Total Div. Volume --- + --- Total Div. Capacity --- + --- Total Consumptive Use --- + --- KW Usage --- +
6.800 0.0

--- Twn --- Rng --- Sec --- Tract --- Lot --- Acres --- Place of Use --- Code --- Description --- County ---

05N	30E	5	NE NW	20.0	01	IRRIGATION	(23) BUTTE	20.0
05N	30E	5	NW SW	40.0	01	IRRIGATION	(23) BUTTE	160.0
05N	30E	5	SW SW	40.0	01	IRRIGATION	(23) BUTTE	
05N	30E	5	SE SW	40.0	01	IRRIGATION	(23) BUTTE	
05N	30E	5	NW SE	40.0	01	IRRIGATION	(23) BUTTE	80.0
05N	30E	5	SW SE	40.0	01	IRRIGATION	(23) BUTTE	40.0
05N	30E	8	NW NE	40.0	01	IRRIGATION	(23) BUTTE	40.0
05N	30E	8	NE NW	40.0	01	IRRIGATION	(23) BUTTE	40.0
				Total Acres:	300.0			340.0

(NE SW missing on
current map)

--- Diversion Means ---

--- Non-Irrigation Use ---

603
605

WATER RIGHT

- - - Remarks - - -
No Remarks found.

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

- - - Conditions of Approval - - -
No Conditions of Approval found.

+ - - - Decree Defendant

- - -Comments- - -
No Comments Found

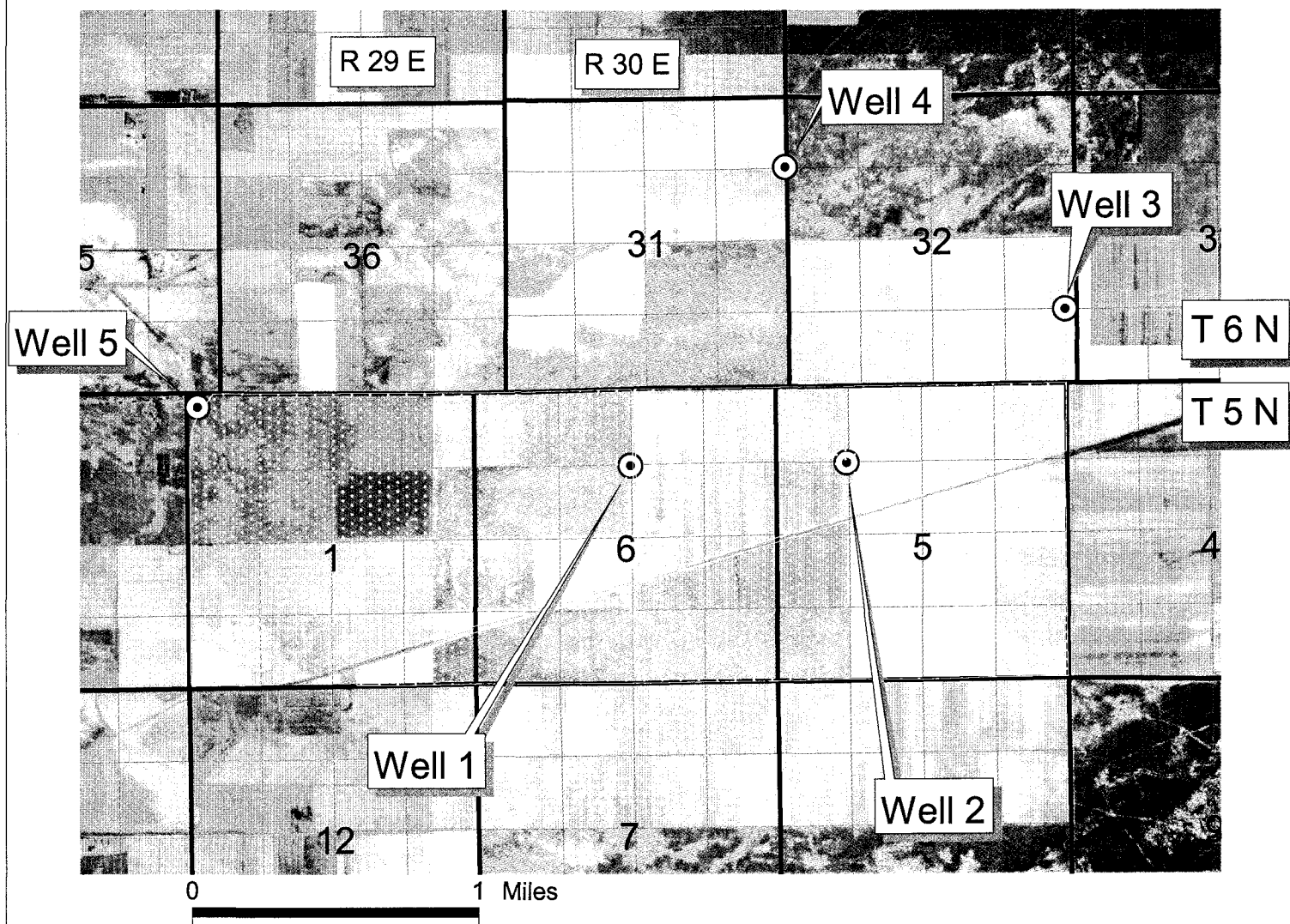
+ - - Audit Fields - 12/30/86 05/22/88 CONVERT 08/10/95 BCHAPMAN

Water Rights Dates and Flags Area

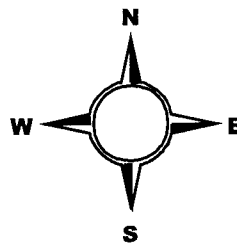
Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Exam to S.O. Date	- 00/00/0000	Verified Date	- 12/30/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 11/16/1966	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	-	Name Connector	-	POU Ownership Flag	-
SRBA Decreed Flag	-				

Idaho Department of Water Resources

Water Rights 33-02054, 33-02075, 33-02076A, 33-02076B,
33-07007, 33-07053, 33-07061



Townships 5 and 6 North
Ranges 29 East and 30 East



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by Bryce A. Contor
October, 1999

Idaho Department of Water Resources

Original Licensed Places of Use

Water Rights 33-02076B, 32-07007

R 29E

R 30E

36

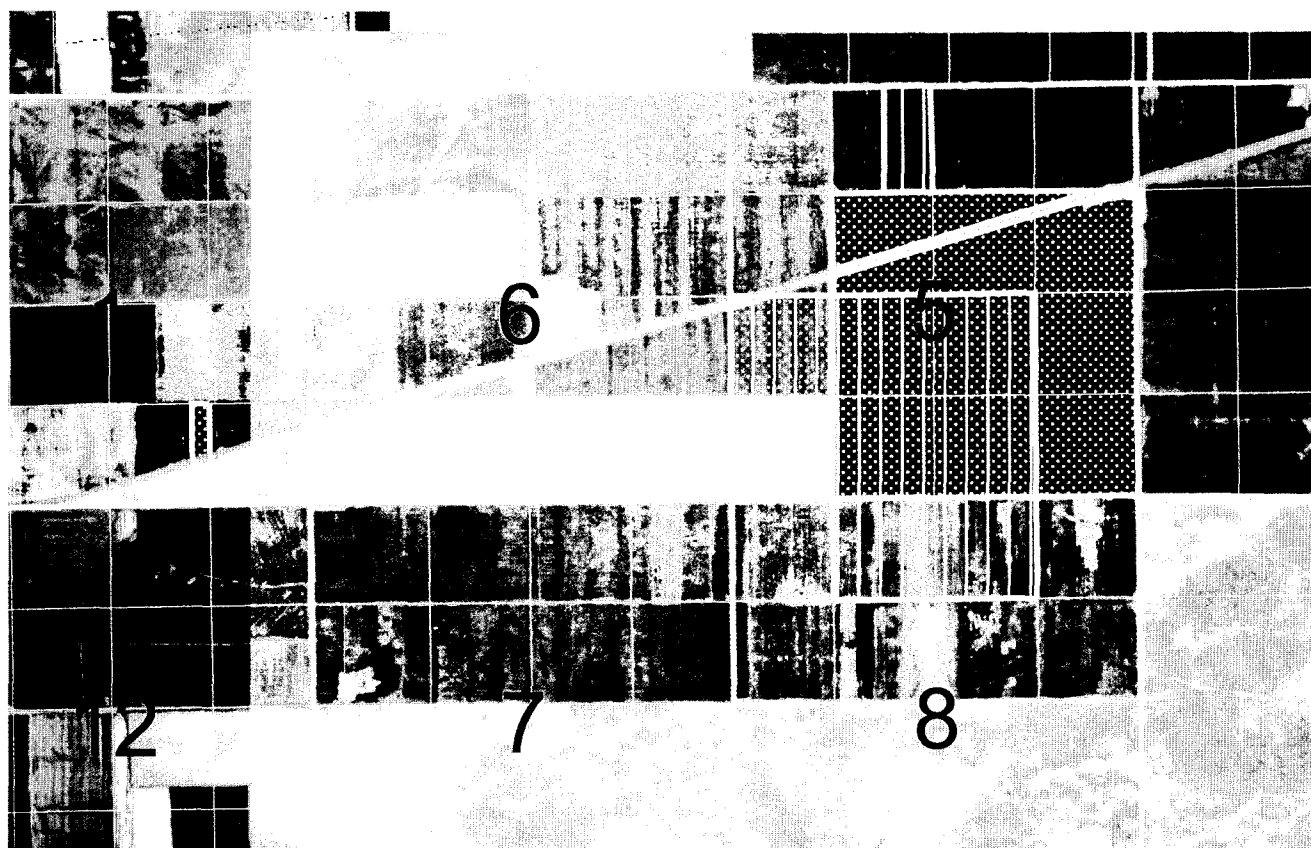
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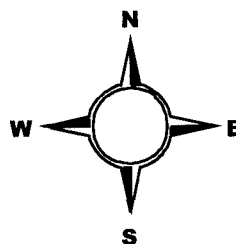
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T 6N

T 5N



0 2640 5280 Feet

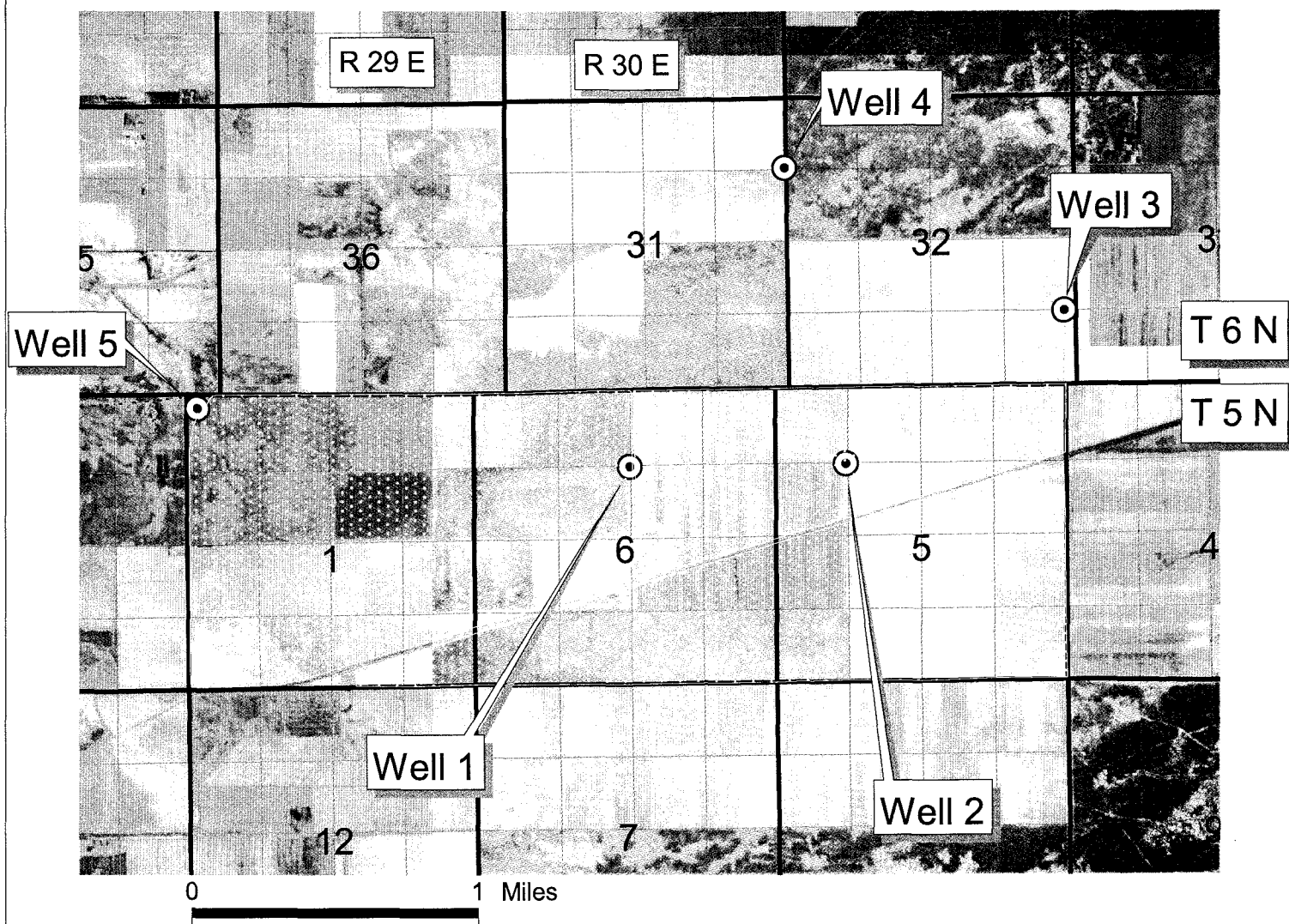


2076B
7007
Sections
Quarter-Quarters

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by Bryce A. Contor
August, 1999

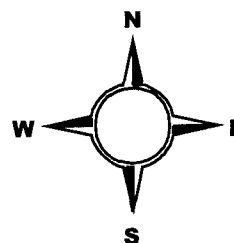
Idaho Department of Water Resources

Water Rights 33-02054, 33-02075, 33-02076A, 33-02076B,
33-07007, 33-07053, 33-07061



Townships 5 and 6 North
Ranges 29 East and 30 East

- ⊙ Points of Diversion
- ⊙ Permissible Place of Use
- ▬ Section Lines
- ▬ Quarter-Quarter Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by Bryce A. Contor
October, 1999

AJ0749NP
No. R33-02076B

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

DATE: 10/25/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J R SIMPLOT COMPANY	03/22/1955	IRRIGATION	04-01 10-31	6.800 CFS	1190.00 AFA
TOTAL DIVERSION:					6.800 CFS	1190.00 AFA

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion:

T05N R29E S01 Lot04(NWNW)
R30E S05
S06
T06N R30E S31
S32 Lot01(NENE SESE)

Stage: LICENSE

BUTTE County
BUTTE County
BUTTE County
BUTTE County

Place of use Legal Description for: IRRIGATION

T	R	S	NENE			NW			SW			SE			SUM	
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESE	NWSE	SWSE	SESE		
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
05N 29E	1	:	01-42	02-42	40	40	:	03-43	04-37	39	40	:	40	39	38	36
05N 30E	5	:	01-42	02-43	39	38	:	03-42	04-42	39	39	:	41	40	40	40
05N 30E	6	:	01-42	02-41	36	41	:	03-42	04-49	05-48	41	:	37	06-46	07-45	41
TOTAL ACRES																1928.0

POU County: BUTTE

Other Rights: 33-02054, 02075, 02076A, 07007, 07053, 07061.

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS.

Remarks: QNT

USE OF THIS RIGHT WITH RIGHT NO. 33-07007 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 10.84 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1897 AF.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 30.78 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 6748 AF. COMBINED RIGHT NOS.: 33-02054, 33-02075, 33-02076A, 33-07007, 33-07053, 33-07061

POU1

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 340 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 33-07007 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 542 ACRES IN A SINGLE

POD # 95, 96, 97, 98, 99

POU # 78

Remarks:

IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 1928 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-02054, 33-02075,
33-02076A, 33-07007, 33-07053, 33-07061.

EXP

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE: 33-02054, 33-02075, 33-02076A,
33-02119, 33-02125, 33-07007, 33-07053, 33-07061.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag: C

Presumption Flag:

Comments:

Date: 08/05/1999 User-ID: BCONTOR Subject: COPIED FROM REMARKS
OTHER RIGHTS: A33-02054, A33-02075, A33-02076A, A33-02119,
A33-02125, A33-07007, A33-07053, A33-07061
THESE RIGHTS ARE ALL PART OF THE SAME SYSTEM.

CLAIM AMENDED 8/99 TO CORRECT LEGAL LOCATION OF POD'S. BCONTOR.

Date: 08/05/1999 User-ID: BCONTOR Subject: SPLIT

THE EXISTENCE OF 02076A & B DOES NOT INDICATE A SPLIT; THE
ORIGINAL LICENSE WAS ISSUED IN TWO STAGES.

Date: 08/05/1999 User-ID: BCONTOR Subject: ACRES

WR DATABASE SHOWS POU = 300 ACRES. ORIGINAL WR SHOWS 340 ACRES.
THIS RECOMMENDATION BASED ON 340 ACRES, ASSUMING DIFFERENCE IS
A CLERICAL ERROR OF OMITTING NESW OF SECTION 5 ON LAND LIST.

Date: 08/05/1999 User-ID: BCONTOR Subject: ACCOMPLISHED TRANSFER

THE ACCOMPLISHED TRANSFER IS A CHANGE IN PLACE OF USE FROM
05N 30E 08 NWNE AND NENW TO 05N 30E 05 NENE AND NWNE AND CHANGE
IN POINT OF DIVERSION FROM WELL ORCHARD IN THE NORTH WEST PART OF
06N 29E TO WELLS ON AJ CLAIM. ACCOMPLISHED TRANSFER TO 06N 29E 36
LOCATION FOR WELL #5 OCCURRED AFTER 1987 SO PRE-1987 LOCATION
OF 5N 29E 1 IS RECOMMENDED. CLAIMANT WILL NEED TO FILE TRANSFER
TO CORRECT THIS.

Audit:

10/25/99 BCONTOR

AJ0749NP
No. R33-020768

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

DATE: 10/25/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J R SIMPLOT COMPANY	03/22/1955	IRRIGATION	04-01 10-31	6.800 CFS	1190.00 AFA
TOTAL DIVERSION:					6.800 CFS	1190.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R29E S01 Lot04(NNNW)
R30E S05 SWNW
S06 SENW
T06N R30E S31 NENE
S32 Lot01(SESE)
BUTTE County
BUTTE County
BUTTE County
BUTTE County

Place of use Legal Description for: IRRIGATION

T	R	S	NE			NW			SW			SE			SUM	
			NENE	NWNE	SENE	NENW	NWNW	SENW	NESE	NWSE	SESW	SESE	SESE			
05N 29E	1	01-42 02-42	40	40	40	03-43 04-37	39	40	40	39	38	36	40	36	37	629.0
05N 30E	5	01-42 02-43	39	38	38	03-42 04-42	39	39	41	40	40	40	40	41	40	645.0
05N 30E	6	01-42 02-41	36	41	41	03-42 04-49	05-48	41	37	06-46	07-45	41	38	25	41	654.0
TOTAL ACRES															1928.0	

POU County: BUTTE

Other Rights: 33-07007

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks: QNT

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USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 30.80 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 5390 AF. COMBINED RIGHT NOS.: 33-02054, 33-02075, 33-02076A, 33-07007

POU1

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 340 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 33-07007 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 542 ACRES IN A SINGLE IRRIGATION SEASON.

EXP

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF

AJ0749NP
No. R33-020768

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

DATE: 10/25/99
PAGE: 2

Remarks:

DIVERSION DESCRIBED ABOVE: 33-02054, 33-02075, 33-02076A,
33-02119, 33-02125, 33-07007.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag: C
Presumption Flag:

Comments:

Date: 08/05/1999 User-ID: BCONTOR Subject: COPIED FROM REMARKS
OTHER RIGHTS: A33-02054, A33-02075, A33-02076A, A33-02119,
A33-02125, A33-07007, A33-07053, A33-07061
THESE RIGHTS ARE ALL PART OF THE SAME SYSTEM.

CLAIM AMENDED 8/99 TO CORRECT LEGAL LOCATION OF POD'S. BCONTOR.

Date: 08/05/1999 User-ID: BCONTOR Subject: SPLIT
THE EXISTENCE OF 02076A & B DOES NOT INDICATE A SPLIT; THE
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WR DATABASE SHOWS POU = 300 ACRES. ORIGINAL WR SHOWS 340 ACRES.
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Date: 08/05/1999 User-ID: BCONTOR Subject: ACCOMPLISHED TRANSFER
THE ACCOMPLISHED TRANSFER IS A CHANGE IN PLACE OF USE FROM
05N 30E 08 NUNE AND NEWW TO 05N 30E 05 NENE AND NUNE AND CHANGE
IN POINT OF DIVERSION FROM WELL ORCHARD IN THE NORTH WEST PART OF
06N 29E TO WELLS ON AJ CLAIM.

Audit:

10/25/99 BCONTOR

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: **A33-02076B**
Date Received: 1/12/1990
Receipt No: C013984
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: J R SIMPLOT COMPANY
Address: PO BOX 27
BOISE ID

83707

2. Date of Priority: SEP 5, 1958

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	30E	5		SW	NW		BUTTE
		6		SE	NW		BUTTE
06N	29E	35	SE	SE	SE		BUTTE
	30E	31		NE	NE		BUTTE
		32		SE	SE		BUTTE

5. Description of diverting works:
WELLS, PUMPS AND PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.800		

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

A.F.A.

8. Total consumptive use is 7572.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	29E	1	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
Section Acres								640.0
	30E	5	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
Section Acres								640.0
		6	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	48.0
			SW		NW		IRR	47.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	30E	6	NW		SW		IRR	47.0
			SW		SW		IRR	47.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	669.0
06N	30E	31	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
							Section Acres	320.0
		32	NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	320.0
		33	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
							Section Acres	440.0

10. Place of Use: Continued

Total Acres 3029.0

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

OTHER RIGHTS: A33-02054, A33-02075, A33-02076A,
A33-02119, A33-02125, A33-07007, A33-07053, A33-07061
THESE RIGHTS ARE ALL PART OF THE SAME SYSTEM.

CLAIM AMENDED 8/99 TO CORRECT LEGAL LOCATION OF POD'S. BCONTOR.

15. Basis of Claim: LICENSE

Water Right Number: 25536

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: None

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.

Ronald N. Graves
Signature of Authorized Agent
Ronald N. Graves
Secretary, J.R. Simplot Company
Title and Organization

10/14/99
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of October 19 99

Jamene A. Kattner
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 5/31/02

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: A33-02076B
Date Received: 1/12/90
Receipt No: 6013984
Received By: JP

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: SEP 05, 1958
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	29E	1	NW	NW			BUTTE
	30E	5	SW	NW			BUTTE
		6	SE	NW			BUTTE
06N	30E	31	NE	NE			BUTTE
		32	SE	SE			BUTTE

5. Description of diverting works:
WELLS, PUMPS AND PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.800		

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

A.F.A.

8. Total consumptive use is 7572.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A33-02076B

Page 1

Date: 01/10/90

MICROFILMED

NOV 18 1992



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	29E	1	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0

Section Acres 640.0

30E	5	NE	NE	IRR	40.0
		NW	NE	IRR	40.0
		SW	NE	IRR	40.0
		SE	NE	IRR	40.0
		NE	NW	IRR	40.0
		NW	NW	IRR	40.0
		SW	NW	IRR	40.0
		SE	NW	IRR	40.0
		NE	SW	IRR	40.0
		NW	SW	IRR	40.0
		SW	SW	IRR	40.0
		SE	SW	IRR	40.0
		NE	SE	IRR	40.0
		NW	SE	IRR	40.0
		SW	SE	IRR	40.0
		SE	SE	IRR	40.0

Section Acres 640.0

6	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SW	NE	IRR	40.0
	SE	NE	IRR	40.0
	NE	NW	IRR	40.0
	NW	NW	IRR	48.0
	SW	NW	IRR	47.0
	SE	NW	IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	30E	6	NE		SW		IRR	40.0
			NW		SW		IRR	47.0
			SW		SW		IRR	47.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0

Section Acres 669.0

06N	30E	31	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0

Section Acres 320.0

32	NE	SW	IRR	40.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0
	NE	SE	IRR	40.0
	NW	SE	IRR	40.0
	SW	SE	IRR	40.0
	SE	SE	IRR	40.0

Section Acres 320.0

33	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SW	NE	IRR	40.0
	SE	NE	IRR	40.0
	NE	NW	IRR	40.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0
	NE	SW	IRR	40.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0

Section Acres 440.0

10. Place of Use: Continued

Total Acres 3029.0

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

OTHER RIGHTS: A33-02054, A33-02075, A33-02076A,
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15. Basis of Claim: LICENSE
Water Right Number: 25536

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: 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 12, 1990
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 12th day of January 19 90

[Signature]
Notary Public

Seal

Residing at Meridian

My Commission Expires 11-06-91