

0.03 ACRES

1.23 ACRES

0.44 ACRES

5N30E 6
N 5W

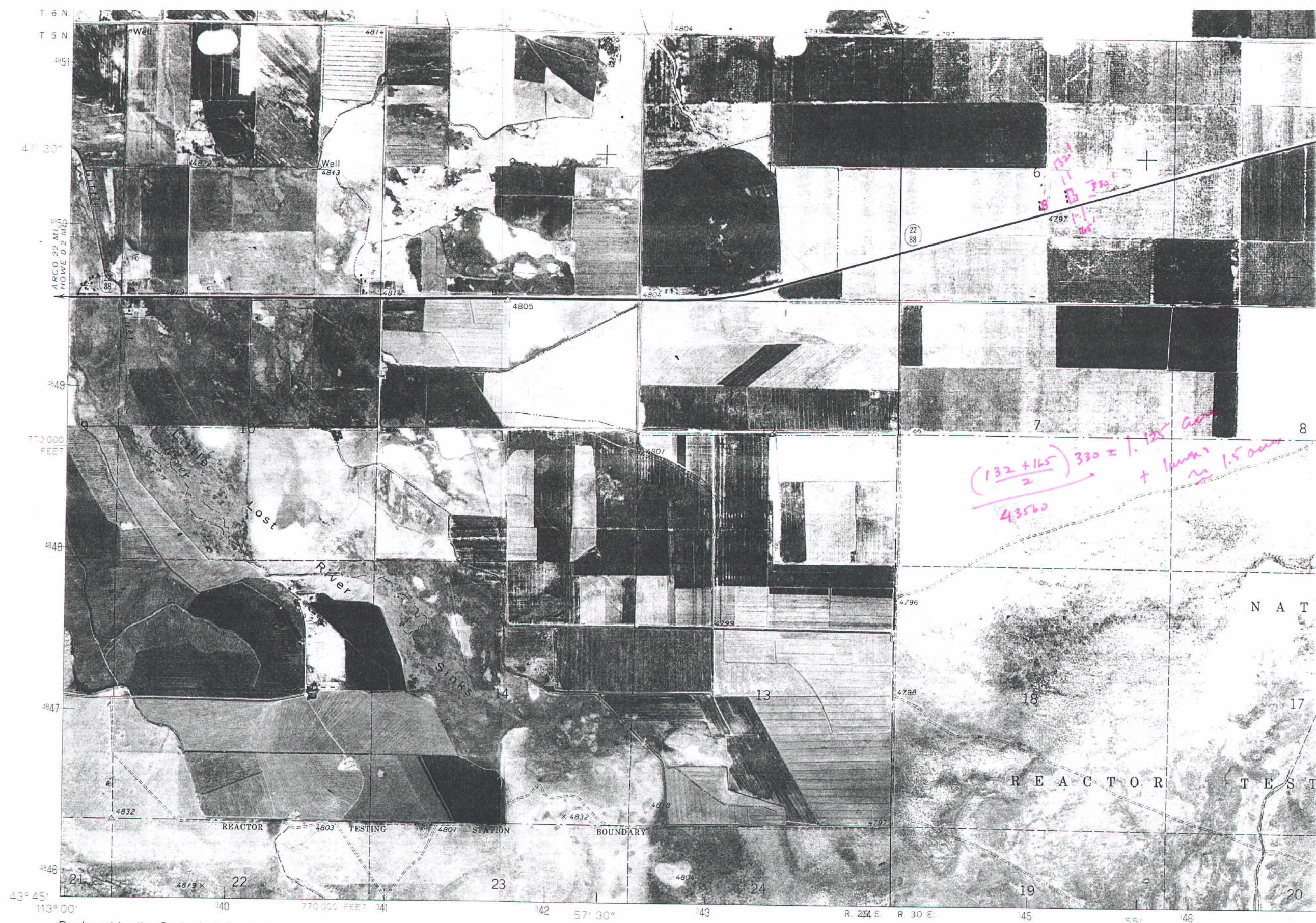
POD per Pedro Gomez
8/10/99

5N30E 6
NWSE

33-10092

$\varepsilon \approx 1.7$ acres

T 6 N
T 5 N



Produced by the Geological Survey
in cooperation with the Soil Conservation Service
Orthophotograph prepared from 1:78,000-scale
aerial photographs taken July 14, 1977
Projection and 10,000-foot grid ticks
Idaho coordinate system, central zone
(transverse Mercator)
1000-meter Universal Transverse Mercator grid ticks,
zone 12. 1927 North American datum

Copies Of These Maps Can Be Obtained
At Bonneville Blue Print Boise Idaho



AJ0749NP
No. R33-10092

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	11/01/1961	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.020 CFS 0.150 CFS	6.00 AFA

TOTAL DIVERSION: 0.150 CFS 6.00 AFA

Water Source: GROUNDWATER Tributary to: BUTTE County Stage: BENEFICIAL USE

Point(s) of Diversion: T05N R30E S06 NW/4SE

Place of use Legal Description for: STOCKWATER

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac
05N 30E 6	:	:	:	:

Place of use Legal Description for: DOMESTIC

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac
05N 30E 6	:	:	:	:

POU County: BUTTE

Conditions of Approval:

- N09 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- 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.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

Comments: Date: 08/05/1999 User-ID: BCONTR Subject: PRIORITY EVIDENCE OF PRIORITY ON DOMESTIC IS DRILLER'S LOG 11/1/1961. 7/14/1977 ORTHO PHOTO SHOWS IRRIGATION; NO PROOF OF PRIORITY

detected



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

133-02054

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 14, 1999

Vic Conrad
J.R. Simplot Co.
P.O. Box 27
Boise, Idaho 83707

Dear Vic:

Enclosed is a copy of the sketch I included with an August 1999 memo to Harold Jones, IDWR water rights supervisor in the Eastern Region office. As we discussed on the phone, it appears that there are adequate acres of authorized place of use, currently not irrigated, to transfer to the north corners which you wish to irrigate.

This letter also confirms the outline of our conversation today:

- Transfer needed:

Combine north places of use and south places of use into one large Permissible Place of Use.

Correct location of Well #5 from T5N R29E Section 1 NWNWNW to T6N R29E Section 35 SESESE.

Move some authorized place of use from south pivot corners to north pivot corners.

- Evidence of Priority for 33-10092

The recommendation includes authorization for the small lawns on the permanent homes. The only area of concern is the large lawn associated with the trailer homes. I have a 1975 aerial photograph that documents the place of use of the large lawn area. What we need is evidence that the irrigation started prior to March of 1963. An affidavit from someone who personally saw the lawns or the irrigation would be adequate.

We also discussed the possibility of including the large lawn in the transfer. The lawn would be identified as part of the authorized place of

use and the domestic well would be identified as an additional point of diversion.

Please feel free to call again if this is not clear or if you find other concerns with the recommendations.

Sincerely,

Bryce A. Contor

33-0219

33-0225

Transfer 3722

Field Observations 8/10/99

Byron A. Conton



unauthorized irrigation



authorized POLL not irrigated

6N29E 35

6N29E 36

6N30E 32

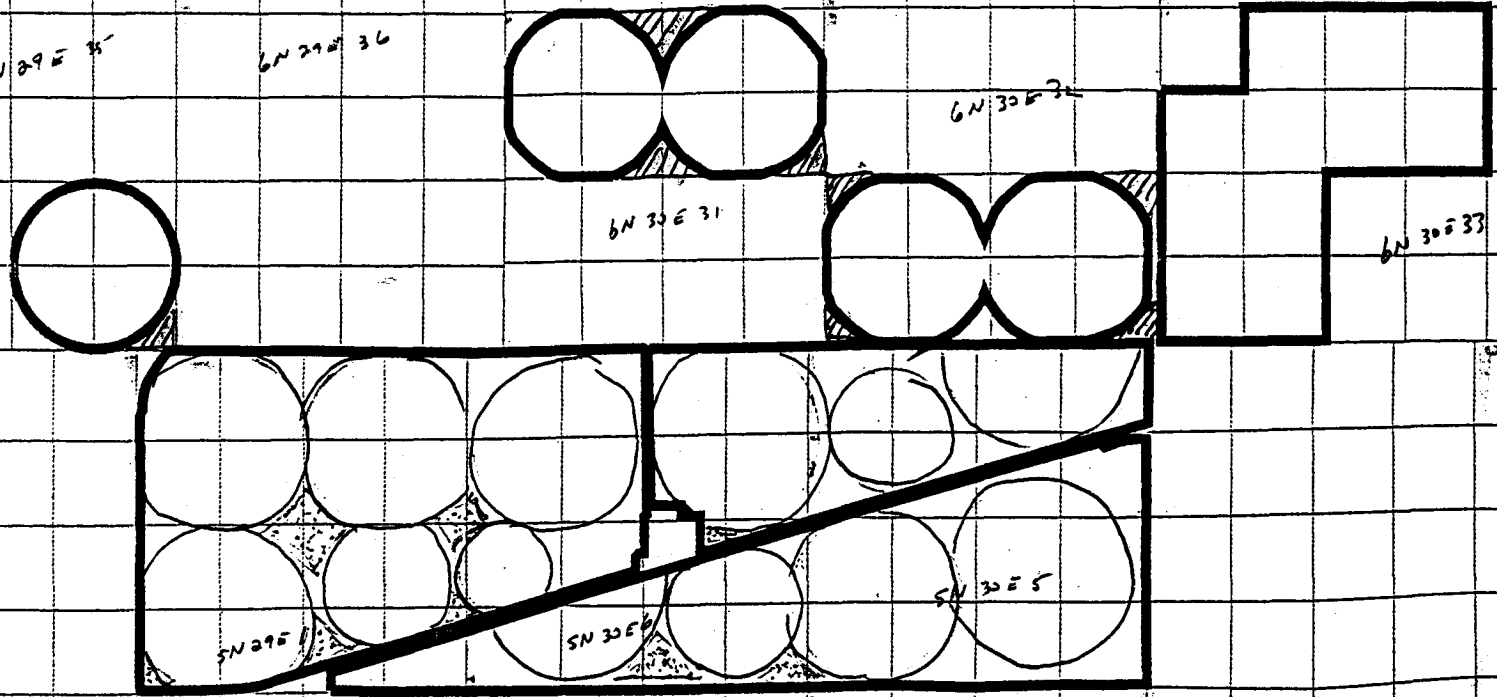
6N30E 31

6N30E 33

5N29E 11

5N30E 6

5N30E 5



CORPORATE HEADQUARTERS

RECEIVED

NOV 02 1999

Department of Water Resources
Eastern Region

October 29, 1999

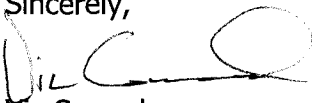
Bryce Contor
Water Right Agent, Adjudication Section
State of Idaho
Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402

Re: SRBA Claim No. A33-10092.

Dear Bryce:

Enclosed for filing is an amendment of the above referenced claim to correct the location described for the point of diversion.

Sincerely,



Vic Conrad
Simplot Land and Development

Enclosure

To: File A33-10092
Fr: Bryce A. Contor
Date: 10/25/1999

Bryce

Re: Recommendation

- 1) Domestic Rate: 8 homes = 0.13 cfs per chart values.
Priority = 11/1/1961 per well log.
POU = 05N 30E 06 NWSE
05N 30E 06 NESW per GIS
POD 05n 30E 06 NWNWSE per GIS
- 2) Stockwater Rate: 0.02
Priority = 11/1/1961 per well log.
POU = 05N 30E 06 NWSE
POD 05n 30e 06 NWNWSE
- 3) Irrigation Disallowed.
a) No proof of priority prior to 1963 requirement for permit.
b) No observed use in 1998 and 1999; perhaps no longer needed.
c) I discussed w. Vic Conrad the need for proof of priority & Conrad has not responded.

0.13 + 0.02 = 0.15

Per consultation w/ Ernie & Harold Jones:

*Rate = 8 homes = 0.13 cfs (homes only)
2 lawns = 0.02 cfs (1 am in)
Stockwater = 0.02 cfs non-additive per Al Rubeney
0.15*

*Volume 2 homes w/ lawns @ 1.2 = 2.4
6 homes w/o lawns @ 0.6 = 3.6
6.0 cfs*

*No N11
No N13*

Note no N11 no N13 because \$5220 paid in fees.

0.03 ACRES

1.23 ACRES

0.44 ACRES

5N 30E 6
NWSE

5N 30E 6
NWSE

33-10092

$\varepsilon \approx 1.7 \text{ am}$

10092

POD - SN 30E 6 NWSE per diller's log &
NAPP.

Q - 8 hours $\approx$ 0.13 cfs - chart in black book

Shortwater 0.02

Dm - 1.54.03 0.045

$\Sigma =$ 0.195

(N09) (N11)

Proof of Priority -

D - well log Nov 1 1961

Dm - waiting for Vic Corral

1977 Orthophoto shows cor.



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 1996

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
Legal Department

/hp
Enclosures
5517v

MICROFILMED
NOV 15 1996

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
NOV 15 1996

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
Boise, Idaho 83707
Telephone: (208) 389-7318
Fax: (208) 389-7515

7 Attorneys for J. R. Simplot Company

1994 APR - 5 PM 2:52
DISTRICT COURT - SRB
TWIN FALLS CO., IDAHO
FILED

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

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

Civil Case No. 39576

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

19 Petitioner,)

20 v.)

NOTICE OF WITHDRAWAL
OF COUNSEL

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

24 Defendants.)
25 _____)

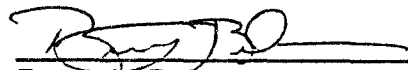
MICROFILMED

NOV 15 1996

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
57-02203A

6 DATED this 4th day of April, 1994.
7

8 
9 Bruce L. Belzer
10 Assistant General Counsel for
11 J. R. Simplot Company
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MICROFILMED
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

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

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OKAI, HORTON & FLINDERS
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Nyssa, Oregon 97913

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BENTZ & HELFRICH
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COOPER & BUDGE, CHARTERED
201 East Center, Suite 2A
P.O. Box 1391
Pocatello, Idaho 83204-1391

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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
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Boise, Idaho 83701

MICROFILMED

NOV 15 1996

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7 PETERSON & SULLIVAN,
8 CHARTERED
9 683 North Capital Avenue
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Idaho Falls, Idaho 83402-1718

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11 LEZAMIZ, CHARTERED
12 133 Shoshone Street North
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13 Cecil D. Hobdey
14 HOBDEY & HOBDEY
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16 125 Fifth Avenue West
17 P.O. Box 176
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18 Dana L. Hofstetter
19 Murray D. Feldman
20 HOLLAND & HART
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22 101 South Capitol Boulevard
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24 HOLLIFIELD AND TOLMAN
25 249 Third Avenue East
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27 Twin Falls, Idaho 83303-0066
28

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Grover Law office, Chartered
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Richard B. Burleigh
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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

MICROFILMED

NOV 15 1996

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

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Ray W. Rigby
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RIGBY & KAM, CHARTERED
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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

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11 James P. Speck
12 HOGUE, SPECK & AANESTAD, P.A.
13 120 East Avenue
14 P.O. Box 987
15 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

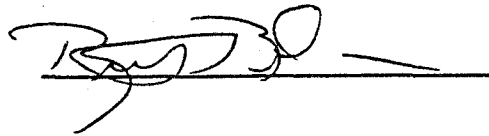
22 **Addresses Under A.O.1., Section 7.d(2)**

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

28 **MICROFILMED**

NOV 15 1996

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

5 
6

7 5500v
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MICROFILMED
NOV 15 1996

SCALE 1:24,000

0 1 MILE

0 1000 2000 3000 4000 5000 6000 7000 FEET

Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho

Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho

RECEIVED
SEP 3 1963

WELL LOG AND REPORT OF THE STATE RECLAMATION ENGINEER OF IDAHO

Department of Reclamation

Permit No. _____ Well No. _____ County Butt

Owner Simplot Farms

Address Nowa, Idaho

Driller Cushman and Johnson Drilling Co.

Address Blackfoot, Idaho

Well location N 1/4, S 4 1/4 Sec. 6, T. 5 N/S, R. 30 E/W ^{lost}

Size of drilled hole 8 in.

650 ft. Total depth of well

Give depth to standing water from the ground 255 ft Water temp. 54.0 °Fahr.

On "Pumping Test" delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet.

Size of pump and motor used to make test No. test

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

(TYPE AND SIZE OF VALVE, ETC.)

Water will be used for House and potatoe cellar Weight of casing per lineal foot 22

Thickness of casing 0/4 in Casing material Steel

(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing Top to 558 ft

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
8"	Top	520	520'	
6"	498	558	60'	With a 22 ft. lapse.

Number and size of perforations 28.3/8 x 2 in. located 160 feet to 167 feet from ground

Date of commencement of well Sept. 15, 1961 Date of completion of well Nov. 1, 1961

57-308 - 6 70058

WELL LOG

[illegible]

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is true and correct to the best of my knowledge and belief.

Signed Cushman and Johnson Drillind Co

By Charles A. King

Dated Dec. 12, 1961, 19 .

License No. 16

AJ0749NP
No. R33-10092

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

DATE: 10/25/99
PAGE: 2

Comments:

Date: 08/05/1999 User-ID: BCONTOR Subject: PRIORITY
BEFORE 1963 STATUTORY PERMIT REQUIREMENT WAS PRESENTED. IRR
PORTION OF CLAIM DISALLOWED. BCONTOR 10/25/1999.

Date: 08/05/1999 User-ID: BCONTOR Subject: LEGAL OF POD
LEGAL OF POD CHANGED PER DRILLER'S LOG.

Date: 10/25/1999 User-ID: BCONTOR Subject: DIVERSION RATE & VOLUME
RATE CALCULATED AT 8 HOMES = .13 CFS, 2 LAWNS = .02 CFS.
VOLUME = TWO HOMES W/ LAWNS & STOCKWATER = 2.4 AFA.
SIX HOMES W/O LAWNS = 3.6 AFA.

Audit:

10/25/99 BCONTOR

Water Right Number - R33-10092 Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - - First Name - - - + + - - - - Address - - - - - +*** A - ATTORNEY ***
YOUNG OR TERRY UHLING

GRAY

1 - ENV AND REGULATORY AFFAIRS
2 - J R SIMPLOT COMPANY
3 - PO BOX 27
City- BOISE
Phone - 208-389-7518

State- ID Zip- 837070027

*** C - CURRENT OWNER ***
J R SIMPLOT COMPANY1 - PO BOX 27
2 -
3 -
City- BOISE
Phone - 208-000-0000

State- ID Zip- 83707

*** K - ALSO KNOWN AS ***
SIMPLOT1 -
2 -
3 -
City- BOISE
Phone - 208-000-0000

State- ID Zip- 83707

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
11/01/1961 15 EASTERN J - BENEFICIAL USE+ - - Source - - - - - + + - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

05N 30E 6 NW SE (23) BUTTE

+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume43 - DOMESTIC 01/01 12/31 0.130
04 - STOCKWATER 01/01 12/31 0.020
01 - IRRIGATION 04/01 10/31 0.045+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
0.195 0.195 0.0+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County05N 30E 6 NE SW 1.5 01 IRRIGATION (23) BUTTE
05N 30E 6 NE SW 04 STOCKWATER (23) BUTTE
05N 30E 6 NE SW 43 DOMESTIC (23) BUTTE

Total Acres: 1.5

+ - - Diversion Means - WELL, PUMP AND PIPELINE

FROM 0990

Prefix Translation: RESEARCH

No Remarks found.

No Old Water Right Numbers Found

Conditions of Approval

N09 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
- HISTORICAL BENEFICIAL USE.

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

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

| Date: 08/05/1999 | User Id: BCONTOR | Subject: PRIORITY | Comments: |
|--|------------------|-------------------|-----------|
| EVIDENCE OF PRIORITY ON DOMESTIC IS DRILLER'S LOG 11/1/1961. | | | |

+ - - Audit Fields - - + + 08

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| 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 | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 01/12/1990 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - C013984 | Water District | - |
| | | PQU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND/OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

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: **A33-10092**
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: NOV 1, 1961

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 05N | 30E | 6 | NW | SE | | | BUTTE |

5. Description of diverting works:
WELL, PUMP AND PIPELINE

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.160 | | |
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |
| IRRIGATION | 04/01 | 11/01 | 0.045 | | |

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

A.F.A.

8. Total consumptive use is

3.7 Acre Feet Per Annum.

9. Non-irrigation uses:

D/8 HOMES, S/4 HORSES

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 05N | 30E | 6 | NE | SW | | DOMEST | |
| | | | NE | SW | | STOCK | |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 05N | 30E | 6 | NE | SW | | IRR | 1.5 |
| Section Acres | | | | | | | 1.5 |
| Total Acres | | | | | | | 1.5 |

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:
NONE

14. Remarks:
CLAIM AMENDED 8/99 TO RECONCILE POD LEGAL DESCRIPTION WITH
DRILLER'S LOG AND AERIAL PHOTOS. BCONTOR.

15. Basis of Claim: BENEFICIAL USE

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: 0

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
Ronald N. Graves
Secretary J.R. Simplot Company
Title and Organization

10-29-99

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of October 19 99

[Signature]
Notary Public

Seal

Residing at 999 Main Street, Boise ID
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: A33-10092
Date Received: 1/12/90
Receipt No: 0013984
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: NOV 01, 1961

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05N | 30E | 6 | NE | SW | | | BUTTE |

5. Description of diverting works:
WELL, PUMP AND PIPELINE

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.160 | | |
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |
| IRRIGATION | 04/01 | 11/01 | 0.045 | | |

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

A.F.A.

8. Total consumptive use is 3.7 Acre Feet Per Annum.

9. Non-irrigation uses:
D/8 HOMES, S/4 HORSES

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 05N | 30E | 6 | NE | SW | | DOMEST | |

A33-10092

Page

1

Date: 01/10/90

MICROFILMED
NOV 18 1992

A3310092



\$5200
fee

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 05N | 30E | 6 | NE | SW | | STOCK | |
| | | | NE | SW | | IRR | 1.5 |
| | | | | | | Section Acres | 1.5 |
| | | | | | | Total Acres | 1.5 |

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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

J. R. Simplot Company and that the statements contained in the
Organization
foregoing document are true and correct.

Russell L. Gamm
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

Vicki D. Lowe
Notary Public

Seal

Residing at Meridian

My Commission Expires 11-06-91