

12/18/2007

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

RIGHT NUMBER: 24-4016

NAME AND ADDRESS: J R SIMPLOT CO
C/O TERRY T UHLING
999 MAIN STREET SUITE 1300
PO BOX 27
BOISE ID 83707

SOURCE: ROCK CREEK

TRIBUTARY: CROW CREEK

QUANTITY: 3.900 CFS
450.000 AFY

PRIORITY DATE: 01/26/1903

POINT OF DIVERSION:

T09S R46E S21 SWSESW Within CARIBOU County

T09S R46E S21 SWSESW Within CARIBOU County

T09S R46E S28 SENENW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

3.900 CFS
450.00 AFY

PLACE OF USE: IRRIGATION in CARIBOU County

T09S R46E S21	NESW	15.00	T09S R46E S21	SESW	32.00
T09S R46E S21	NESE	7.30	T09S R46E S21	NWSE	13.00
T09S R46E S21	SWSE	13.00	T09S R46E S22	NWNE	9.10
T09S R46E S22	SWNE	5.30	T09S R46E S22	NENW	7.90
T09S R46E S22	SENE	26.00			

128.6 ACRES TOTAL

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

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 as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

*Sent to Ray
12/18/07*

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 24-4016
Date Received: 12/5/1989
Receipt No: E011253
Received By:

**AMENDED NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

J R SIMPLOT CO Phone: (208) 336-2110

C/O TERRY T UHLING
999 MAIN STREET SUITE 1300
PO BOX 27
BOISE ID USA 83707

2. Date of Priority: 01/26/1903

3. Source: ROCK CREEK Trib. to: CROW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	46E	21	SE NE NW	CARIBOU	
09S	46E	28	NE NE NW	CARIBOU	

5. Description of diverting works:

DAM, HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
IRRIGATION	04/15 10/15	5	623

7. Total Quantity Appropriated is:
5 C.F.S. and/or 623 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	46E	21	NW	SE	IRRIGATION	23
			SW	SE	IRRIGATION	13
			NE	SW	IRRIGATION	17
			SE	SW	IRRIGATION	32
			NE	SE	IRRIGATION	8
					Section Acres	93
09S	46E	22	NW	NE	IRRIGATION	10
			SW	NE	IRRIGATION	6
			NE	NW	IRRIGATION	8
			SE	NW	IRRIGATION	26
					Section Acres	50
					Total Acres	143

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

2 DIVERSION POINTS WITHIN SESW SEC 21 T 09S R 46E CHANGE IN OWNERSHIP 10-25-94 GJT.

SOURCE ALSO KNOWN AS HORSE CREEK. 2-25-97 HWJ.

OWNERSHIP SAME; PARTNERSHIP NAME CHANGED 3-24-97/HWJ/DC/JT Approval of Transfer No. 5040 does not confirm Claimed Right No. 24-04016.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

15. Basis of Claim: Statutory Claim

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing

Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the

Organization
foregoing document are true and correct. _____

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

11/11/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 24-4016

NAME AND ADDRESS: J R SIMPLOT CO
C/O TERRY T UHLING
999 MAIN STREET SUITE 1300
PO BOX 27
BOISE ID 83707

SOURCE: ROCK CREEK

TRIBUTARY: CROW CREEK

QUANTITY: 5.000 CFS
623.000 AFY

PRIORITY DATE: 01/26/1903

POINT OF DIVERSION:

T09S R46E S28 SENENW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	4.720 CFS 578.90 AFY
RECREATION	04/15 10/15	0.280 CFS 44.10 AFY

PLACE OF USE: IRRIGATION in CARIBOU County

T09S R46E S21	NESW	29.00	T09S R46E S21	SESW	30.00
T09S R46E S21	NESE	38.00	T09S R46E S21	NWSE	32.00
T09S R46E S22	SWNE	2.00	T09S R46E S22	SWNW	3.40
T09S R46E S22	SENW	31.00			

RECREATION in CARIBOU County

T09S R46E S21	SWNW	T09S R46E S21	NESW
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165.4 ACRES TOTAL

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

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