

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: A63-08515
Date Received: 5/7/90
Receipt No: 2016711
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUNNY SLOPE ORCHARDS PARTNERSHIP 208-336-2110
Address: P.O. BOX 27
BOISE, ID 83707

2. Date of Priority: FEB 28, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	03W	7	NE	SE			CANYON

5. Description of diverting works:
WELL, PUMP, DITCHES, POND, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.380		670.60

7. Total Quantity Appropriated is:
1.380 C.F.S. (and/or) 670.60 A.F.A.

8. Total consumptive use is 640.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	7	NE	NE		IRR	7.0
			NW	NE		IRR	17.0
			SW	NE		IRR	34.0
			SE	NE		IRR	27.0

A63-08515

Page 1

Date: 05/04/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	7	NE	NW		IRR	33.0
			NE	SE		IRR	34.0
			NW	SE		IRR	31.0

Section Acres 183.0

Total Acres 183.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRRIG. DISTRICT

14. Remarks:

15. Basis of Claim: LICENSE

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: One Map

For Organizations:

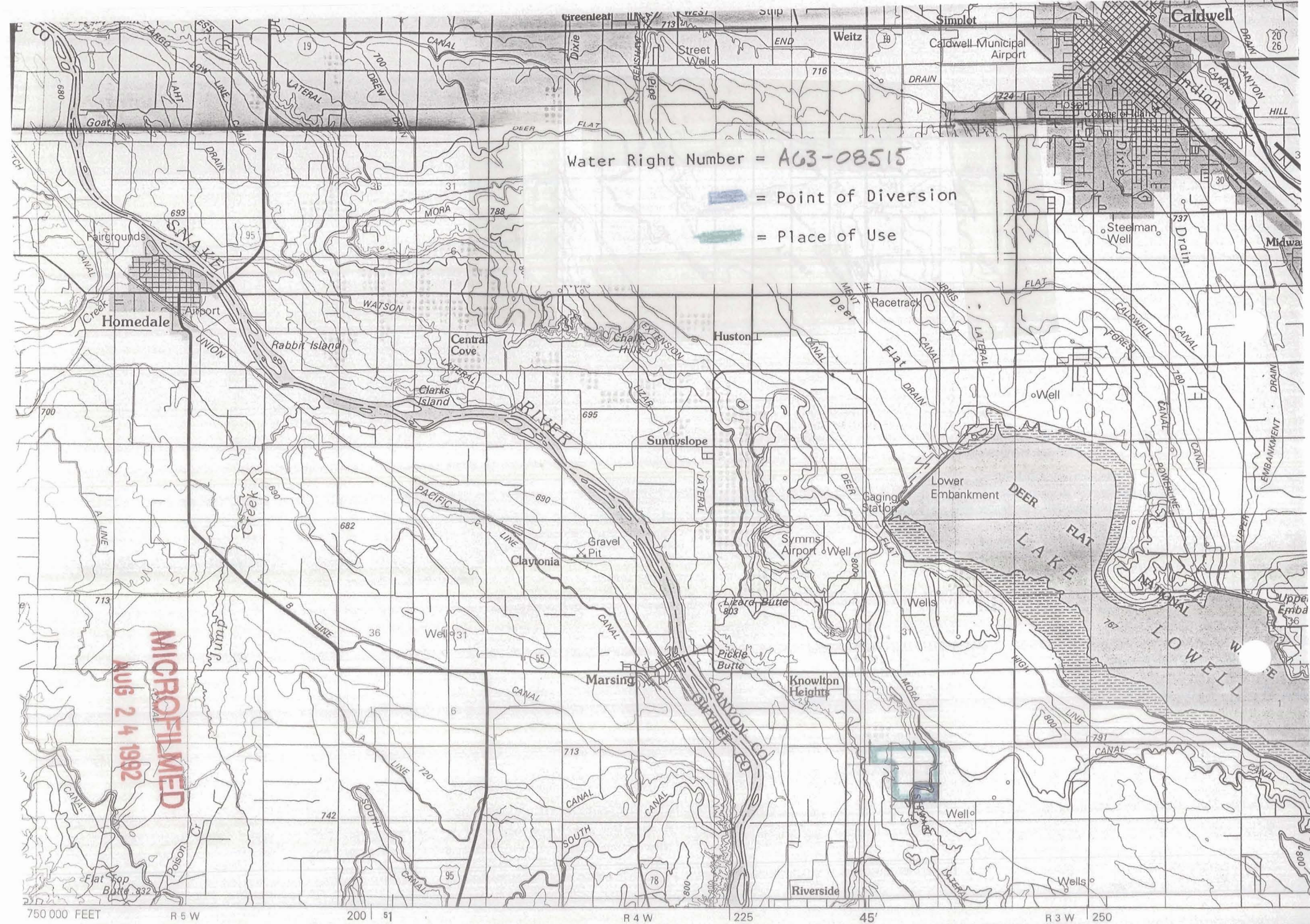
I do solemnly swear or affirm that I am a Partner of Sunny Slope Orchards Partnership, that I have signed the foregoing Organization document in the space below as a Partner of Sunny Slope Orchards Partnership and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

Partner, Sunny Slope Orchards Partnership
Title and Organization

05-04-90

Date



OK-file

Approved

RECEIVED
MARCH 22 1990

State of Idaho
Department of Water Resources
**REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)**

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Sunny Slope Orchards Partnership (208) 336-2110
Name of Claimant Phone Number

P.O. Box 27 Boise Idaho 83707
Mailing Address City State Zip

Canyon County March 22, 1990
County(s) where place of use is located Date claim originally due

See Exhibit A incorporated herein.
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

See Exhibit B incorporated herein.

Claimant requests an extension to (45 Days) May 7, 19 90

SUNNY SLOPE ORCHARDS PARTNERSHIP
SCOTT R. SIMPLOT March 20, 19 90
Signature Date of request

Partner
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to May 7, 19 90

Signed this 22 day of March, 19 90

Director or his designated agent

DAVID B. SHAW

MICROFILMED

AUG 24 1992

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-08515

R ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>						
T. OF DIV.							DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE							
L. OF USE							FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF							
CONSUMPTIVE USE							
NATURE OF USE							
PERIOD OF USE							
BASIS OF CLAIM							
REMARKS							

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

*IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: Claimed as licensed

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER(SEE COMMENTS) = 6

WR5809NP
No. 63-08515

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/20/95
PAGE: 94

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J. R. SIMPLOT P.O. BOX 27 BOISE ID 83707	✓02/28/1977	IRRIGATION	03-15 11-15	✓1.380 CFS	✓670.60 AFA
TOTAL DIVERSION:					✓1.380 CFS	✓670.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 1.380 CFS

Point(s) of Diversion: T02N R03W S07 ✓ NESE ✓

CANYON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
02N	03W	7	:	07	17	34	27	:	33	:	:	:	:	:	:	34	31	:	183.0	:	
				✓	✓	✓	✓	:	✓	:	:	:	:	:	:	✓	✓	:	183.0	:	✓
				TOTAL ACRES																:	

Pou County: CANYON

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

Dates:	App. Received:	02/28/1977	Priority Date:	02/28/1977
	Proof Due Date:	04/01/1982	Proof Made Date:	02/18/1982
	Exam Made Date:	07/10/1986	Exam Sent to S.O.:	
	Licensed Date:	09/11/1987		

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 11/03/87 05/01/88 CONVERT

03/01/2006

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

RIGHT NUMBER: 63-8515

NAME AND ADDRESS: SUNNY SLOPE ORCHARDS PARTNERSHIP
PO BOX 27
BOISE ID 83707

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.380 CFS
670.600 AFY

PRIORITY DATE: 02/28/1977

POINT OF DIVERSION:

T02N R03W S7 NESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

1.380 CFS
670.60 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T02N R03W S07	NENE	7.00	T02N R03W S07	NWNE	17.00
T02N R03W S07	SWNE	34.00	T02N R03W S07	SENE	27.00
T02N R03W S07	NENW	33.00	T02N R03W S07	NESE	34.00
T02N R03W S07	NWSE	31.00			

183 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.

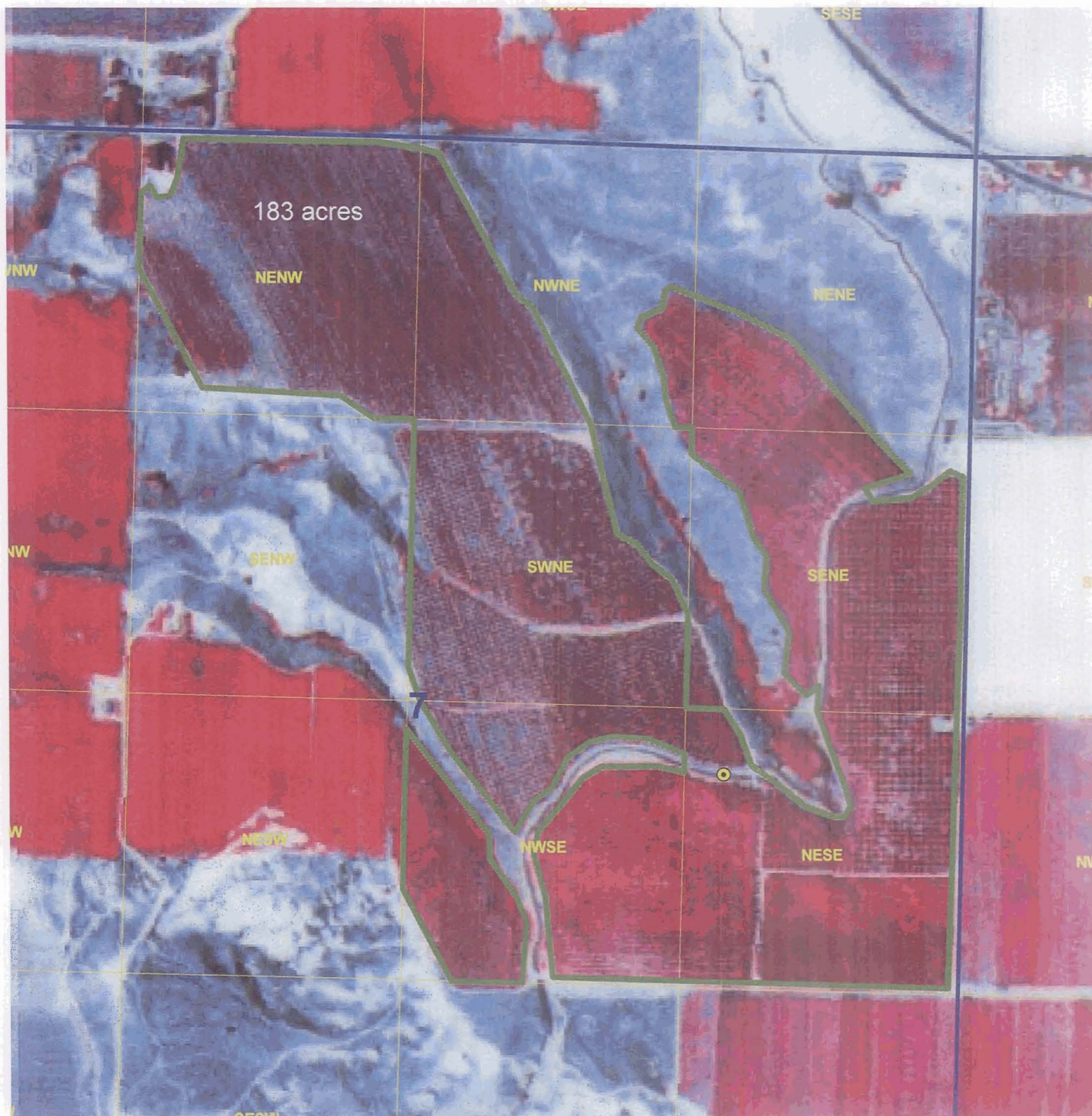
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Wilder Irrigation District.

Idaho Department of Water Resources

63-8515

T02N R03W S7



- Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



400 0 400 800 1200 1600 Feet

IDWR

Prepared by: Sandy Egbert

Date: March 1, 2006

1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-31403

03/01/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-31222	Claim	03N	02W	36	NW	SE		GROUND WATER	GARY R CHILDRESS
63-19714	Claim	03N	02W	36	NW	SE		GROUND WATER	STEVEN L HENRICKSON
63-31403	Claim	03N	02W	36	NW	SE		GROUND WATER	PATSY D DONAHUE
63-31419	Claim	03N	02W	36	NW	SE		GROUND WATER	PATSY D DONAHUE
63-19714	Water Right	03N	02W	36	NW	SE		GROUND WATER	STEVEN L HENRICKSON

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-8515

Priority: February 28, 1977 Amount: 1.38 CFS 670.6 AFA

This is to certify, that J. R. SIMPLOT

P.O. BOX 27

BOISE, ID 83707

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated February 28, 1977, and has submitted proof to the Department of Water Resources on February 18, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 1.38 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>	
Irrigation	03/15 to 11/15	1.38 cfs	670.6 afa	
<u>LOCATION OF POINT OF DIVERSION(S):</u>		NESE , Sec. 7, Township 2N, Range 3W Canyon County		
<u>PLACE OF USE:</u> Irrigation				
<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
2N 3W 7	NENE 7 NENW 33	NWNE 17 NESE 34	SWNE 34 NWSE 31	SENE 27
				183
Total number of acres irrigated:				183

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 11TH day of SEPTEMBER, 1987.

RECORDED

SEP 28 1987

Director

Identification No. _____

Application No. 63-8515

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant J. R. SIMPLOT Phone: (208) 336-2110
post office address P.O. Box 27, Boise, ID 83707, ATTN: R. N. Graves
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 7 Township 2N
Range 3W B.M. Canyon County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into irrig. ditch at a point in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 7 Township 2N Range 3W B.M. _____
4. Water will be used for the following purposes:
Amount 2.50 cfs for irrigation purpose from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 2.50 cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 150 HP diesel pump
16" diameter well, pump into pond 20'x30' then drain into
2 ditches, each $\frac{1}{4}$ mile in length, then drain into mainlines,
one 5" in diameter, and two 4" in diameter
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 400 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 30,000.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water: _____
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	3W	7	40	40	40	40	40								40	40			280

Total number of acres to be irrigated 280

c. Describe any other water rights used for the same purposes as described above.

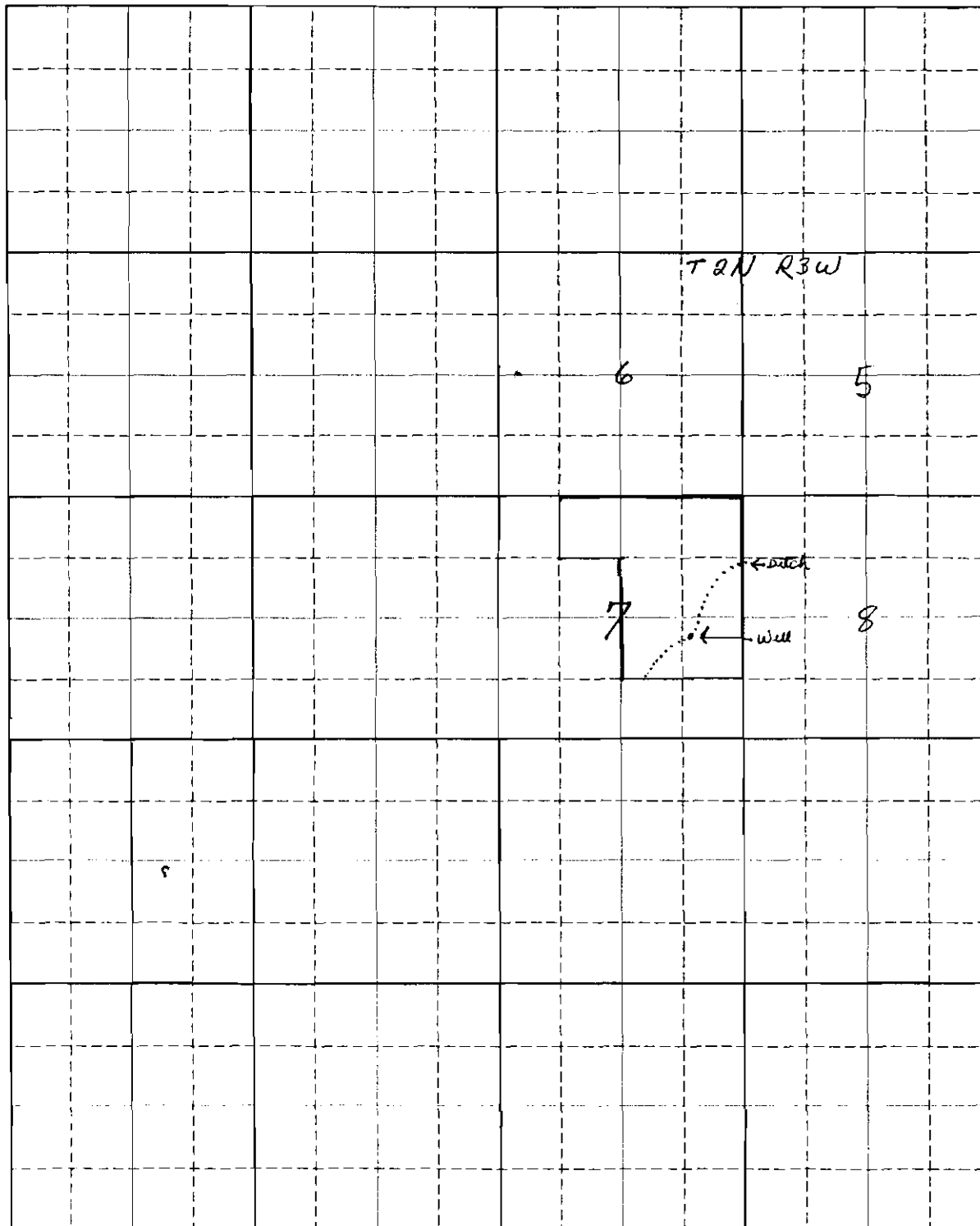
9. a. Who owns the property at the point of diversion J. R. Simplot

b. Who owns the land to be irrigated or place of use J. R. Simplot

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks Water to be used as supplemental water for irrigation.

11 Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

[Signature]
(Applicant)

Proposed Priority 2/28/77

Received by sf Date 2-28-77 Time 12:10 pm

Preliminary check by MS Fee \$ \$5.00

Received by sf Date 2-28-77 # 10743

Publication prepared by SP Date March 3, 1977

Published in Idaho Free Press

Publication dates March 10, 1977 + March 17, 1977

Publication approved sf Date 2/28/77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by MS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

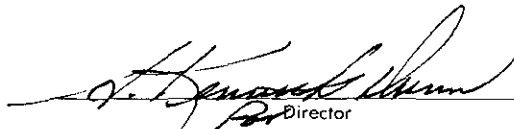
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8515, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 82.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 15 day of April, 1977.


Director

System Description (continued,

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A 150 HP Diesel Engine supplies power to a Johnston pump. The well casing is 15" and is drilled down to 474 feet. 15" ditches divert the water for irrigation as shown on the diagram. A 25 HP Booster pump is also used for the irrigated acres to the north east of the well. The southern 160 acres are irrigated via an 8" mainline which feeds a sprinkler system. The weir used for the measurements was located within 6 feet of the open discharge pipe. Total acreage is 182.5 → 183.

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Main well	GM Diesel	150	5K4236X	Johnston	3"
Booster pump	GE	25	5K4236Y	-	-

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SE	7	2N	3W	Canyon	Topographic Map

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	3W	7	~~34~~	~~34~~	~~34~~	~~34~~									~~34~~	~~34~~			182.5
			7	17	34	27	33								34	3.1			183

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Do not use this space

FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Cipoletti Weir	-	-	-	-	2'	-

2. Measurements:

Irrigation District Water: Pump off .19 ft = .512 cfs
Pump on .43 ft = 1.89 cfs
1.89 - .512 cfs = 1.38 cfs ✓

FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: Weir measurement 1.38 cfs

2. Alternate Method for Checking Purposes: None calculated, lift (Z) not known

PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

N/A

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
Meter Input HP: (6) x 1.34 = _____ (7)
Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{183}{782.5} \times 4.5 = \frac{823.5}{821.25} \text{ ac-in}$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.38 \times 213 \times 1.9835 = 582.0 \text{ ac-in}$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 582.0 \text{ ac-in}$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

Overlap 63-5252 Small domestic wells for farm houses
on the property. Not used in irrigation of lands.

Note: This well is used as a supplemental to surface
water irrigation.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	10/31	1.38 cfs	532.0
Totals:			1.38 cfs	532.0

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Richard J Gempere

Signature

Richard J Gempere

DRR 8/3/86

Certification Date

Field Report Preparation Date

7/10/86

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resource employee on a computer printout attached hereto.

MICROFILMED
SEP 28 1987

