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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: A63-02239
Date Received: 4/26/90
Receipt No: C016525
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SIMPLOT LIVESTOCK CO.
Address: P.O. BOX 27
BOISE, ID

83707

2. Date of Priority: MAY 18, 1914

3. Source: UNNAMED STREAM Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	21		NE	SW		CANYON

5. Description of diverting works:
PUMP, RUN OFF TRACTOR PTO

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.600		
INDUSTRIAL	01/01	12/31	1.000		

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

8. Total consumptive use is 682.5 Acre Feet Per Annum.

9. Non-irrigation uses:
I/DUST ABATEMENT IN FEEDLOT PENS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	18	NW	SW		IRR	35.0
			NW	SW		INDUST	

A63-02239

Page 1

Date: 04/06/90

MICROFILMED

AUG 18 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	18	SW	SW		INDUST	
						Section Acres	35.0
	04W	13	NE	SE		IRR	40.0
			NW	SE		IRR	35.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	155.0
						Total Acres	190.0

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:
NONE

14. Remarks:
IRRIGATION IN SWSW OF SEC 18 WAS ABANDONED. INDUSTRIAL USE WAS
ADDED FOR DUST ABATEMENT IN SWSW AND NWSW OF SEC 18 AT THAT TIME.

15. Basis of Claim: LICENSE
Water Right Number: 10222

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

Simplot Livestock Co., that I have signed the foregoing
Organization

document in the space below as Secretary of _____
Title

Simplot Livestock Co. and that the statements contained in the
Organization

foregoing document are true and correct.

Russell L. Howe
Signature of Authorized Agent

Secretary, Simplot Livestock Co.
Title and Organization

04-17-90

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 17th day

of April 19 90

Vicki A. Lowe
Notary Public

Seal

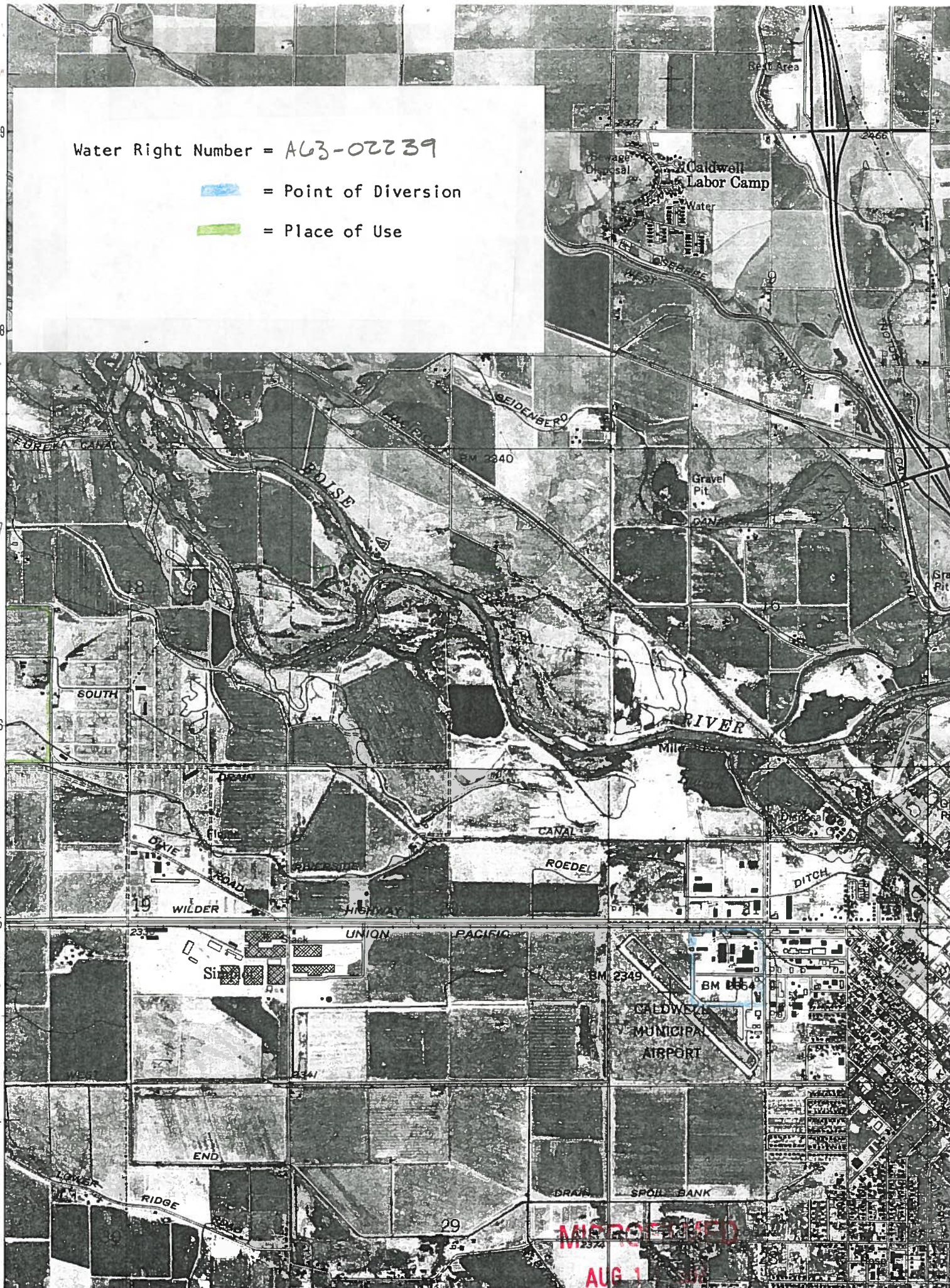
Residing at Meridian

My Commission Expires 11-06-91

Water Right Number = A63-02239

Point of Diversion = Point of Diversion

Place of Use = Place of Use



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

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-02239

MAR 17 2009

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: SIMPLOT LIVESTOCK CO
PO BOX 27
BOISE, ID 83707

SOURCE: UNNAMED STREAM TRIBUTARY: BOISE RIVER

QUANTITY: 4.60 CFS

This right when combined with all other rights shall not exceed
0.02 cfs per acre at the field headgate for the lands listed
herein.

PRIORITY DATE: 05/18/1914

POINT OF DIVERSION: T04N R03W S21 NESW Within Canyon County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	3.80 CFS
Industrial	01-01 TO 12-31	0.80 CFS

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
irrigation use and a priority date earlier than the date a
partial decree is entered for this right.
Industrial use is for dust abatement.

PLACE OF USE:

Irrigation		Within Canyon County
T04N R03W S18 LOT 7	(NWSW) 35.0	
R04W S13	NESE 40.0	NWSE 35.0
	SWSE 40.0	SESE 40.0
190.0 Acres Total		

Industrial		Within Canyon County
T04N R03W S18 LOT 7	(NWSW)	LOT 8 (SWSW)

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

MAR 17 2009

Red R. Booth
SPECIAL MASTER

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

RIGHT NUMBER: 63-2239

NAME AND ADDRESS: SIMPLOT LIVESTOCK CO
PO BOX 27
BOISE ID 83707

SOURCE: UNNAMED STREAM

TRIBUTARY: BOISE RIVER

QUANTITY: 4.600 CFS

This right when combined with all other rights shall not exceed 0.02 cfs per acre at the field headgate for the lands listed herein.

~~This right when combined with Right Nos. 63-222K, 63-5036, 63-5037, 63-5038, 63-5039, 63-10034, and 63-21734 shall provide no more than .02 cfs per acre at the field headgate.~~

PRIORITY DATE: 05/18/1914

POINT OF DIVERSION:

T04N R03W S21 NESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
INDUSTRIAL	01/01 12/31	0.800 CFS
IRRIGATION	03/15 11/15	3.800 CFS

Industrial use is for dust abatement.

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 irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County

T04N R03W S18 Lot 7 NWSW	35.00	T04N R04W S13	NESE	40.00
T04N R04W S13	NWSE	35.00	T04N R04W S13	SWSE 40.00
T04N R04W S13	SESE	40.00		

INDUSTRIAL in CANYON County

T04N R03W S18 Lot 7 NWSW	T04N R03W S18 Lot 8 SWSW
--------------------------	--------------------------

190 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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

Use of this right is combined with water from Pioneer Dixie Ditch Co.

~~Industrial use is for dust abatement~~

02/06/2009

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

RIGHT NUMBER: 63-2239

NAME AND ADDRESS: SIMPLOT LIVESTOCK CO
PO BOX 27
BOISE ID 83707

SOURCE: UNNAMED STREAM

TRIBUTARY: BOISE RIVER

QUANTITY: 4.600 CFS

This right when combined with all other rights shall not exceed 0.02 cfs per acre at the field headgate for the lands listed herein.

PRIORITY DATE: 05/18/1914

POINT OF DIVERSION:

T04N R03W S21 NESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
INDUSTRIAL	01/01 12/31	0.800 CFS
IRRIGATION	03/15 11/15	3.800 CFS

Industrial use is for dust abatement.

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 irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County

T04N R03W S18 Lot 7 NWSW	35.00	T04N R04W S13	NESE	40.00
T04N R04W S13	NWSE	35.00	T04N R04W S13	SWSE 40.00
T04N R04W S13	SESE	40.00		

INDUSTRIAL in CANYON County

T04N R03W S18 Lot 7 NWSW	T04N R03W S18 Lot 8 SWSW
--------------------------	--------------------------

190 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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

Use of this right is combined with water from Pioneer Dixie Ditch Co.

RECEIVED

JAN 07 2009

DEPARTMENT OF
WATER RESOURCES

2009 JAN 06 AM 10:15
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA	)	ORDER SETTING STATUS
	)	CONFERENCE
Case No. 39576	)	
		SUBCASE NOS: SEE ATTACHED EXHIBIT A

Please be advised that Special Master THEODORE R. BOOTH
has set a Status Conference in the above subcase(s)
as follows:

TUESDAY, MARCH 10, 2009 at 01:30 PM (MT)

SRBA
253 - 3RD AVENUE NORTH
TWIN FALLS, ID

Parties may participate by telephone by dialing the number
225-383-1099 and when prompted entering the code 675342.

IT IS SO ORDERED.

Dated: JANUARY 06, 2009

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 1/06/09

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING STATUS CONFERENCE was mailed on JANUARY 06, 2009, with sufficient first-class postage to the following:

J R SIMPLOT COMPANY
SIMPLOT LIVESTOCK CO

Represented by:
GRAY A YOUNG

J R SIMPLOT COMPANY
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707-0027
Phone: 208-336-2110

SIMPLOT LIVESTOCK CO

Represented by:
NORMAN S JENSEN

805 W FRANKLIN
BOISE, ID 83702
Phone: 208-338-7204

J R SIMPLOT COMPANY
SIMPLOT LIVESTOCK CO

Represented by:
TERRY T UHLING

J R SIMPLOT COMPANY
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707-0027
Phone: 208-336-2110

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Exhibit A

Subcase Nos:

63-02239
63-02240
63-02386
63-02425
63-02657
63-02731
63-03107
63-04968
63-05036
63-05037
63-05038
63-05039
63-07244
63-07678
63-10034
63-21537
63-21541
63-21557
63-21559
63-21561
63-21598
63-22210

RECEIVED

OCT 08 2008

DEPARTMENT OF
WATER RESOURCES

2008 OCT 07 AM 09:46
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	ORDER SETTING STATUS
	)	CONFERENCE
Case No. 39576	)	
_____	)	SUBCASE NOS: SEE ATTACHED EXHIBIT A

Please be advised that Special Master THEODORE R. BOOTH
has set a Status Conference in the above subcase(s)
as follows:

TUESDAY, JANUARY 06, 2009 at 10:00 AM (MT)

SRBA
253 - 3RD AVENUE NORTH
TWIN FALLS, ID

Parties may participate by telephone by dialing the number
225-383-1099 and when prompted entering the code 675342.

IT IS SO ORDERED.

Dated: OCTOBER 07, 2008

/s/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 10/07/08

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING STATUS CONFERENCE was mailed on OCTOBER 07, 2008, with sufficient first-class postage to the following:

J R SIMPLOT COMPANY
SIMPLOT LIVESTOCK CO
Represented by:
GRAY A YOUNG
J R SIMPLOT COMPANY
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707-0027
Phone: 208-336-2110

SIMPLOT LIVESTOCK CO
Represented by:
NORMAN S JENSEN
805 W FRANKLIN
BOISE, ID 83702
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J R SIMPLOT COMPANY
SIMPLOT LIVESTOCK CO
Represented by:
TERRY T UHLING
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999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707-0027
Phone: 208-336-2110

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Exhibit A

Subcase Nos:

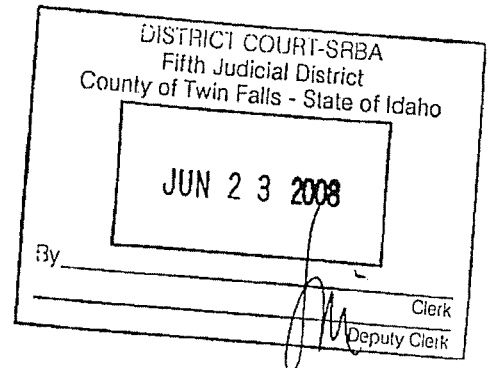
63-02239
63-02240
63-02386
63-02425
63-02657
63-02731
63-03107
63-04968
63-05036
63-05037
63-05038
63-05039
63-07244
63-07678
63-21537
63-21541
63-21557
63-21559
63-21561
63-21598
63-22210



J.R. SIMPLOT COMPANY ONE CAPITAL CENTER 999 MAIN STREET SUITE 1300
P.O. BOX 27 BOISE, IDAHO 83707 (208) 336-2110 FAX (208) 389-7515

CORPORATE HEADQUARTERS

June 19, 2008



Ms. Diana R. Delaney
Deputy Clerk
Snake River Basin Adjudication
253 3rd Avenue North
Twin Falls, ID 83301

*all attorney's
records
OK - kw
7/8/08*

Re: SRBA Case No. 39576, Subcase Nos. 63-02597, 63-04936, 63-09961 ("Simplot Meat Products, LLC") and Subcase Nos. 63-02239, 63-02240, 63-02386, 63-02425, 63-02657, 63-02731, 63-03107, 63-04968, 63-05036, 63-05037, 63-05038, 63-05039, 63-07244, 63-07678, 63-21537, 63-21541, 63-21557, 63-21559, 63-21561, 63-21598, 63-22210 ("J.R. Simplot Company Caldwell Plant Claims and Simplot Livestock Co. Caldwell Feedlot Claims")

Dear Ms. Delaney:

Per our telephone discussion yesterday morning, I am providing you with the following information in connection with the current legal representation and status of ownership of the above-referenced claims. As the Court records show, the initial hearings on the captioned claims were held in Nampa, Idaho on Thursday, June 5, 2008. I appeared as Associate General Counsel for the following entities:

J. R. Simplot Company,
Simplot Livestock Co., and
Simplot Meat Products, LLC

Special Master Booth's notice setting status conference on October 7, 2008 at 9:30 a.m. for all of the captioned Subcases was correctly forwarded to my attention at the appropriate address.

Special Master Booth inquired as to two other matters:

1. Apparently Ronald N. Graves appears as Counsel of Record on at least some of the captioned Subcases. Mr. Graves has retired as General Counsel of the J. R. Simplot Company and its affiliates, and his successor is Terry T. Uhling. Any correspondence from the Court could be properly addressed to Mr. Uhling or to me or to both of us, in the Court's discretion.

Ms. Diana R. Delaney
June 19, 2008
Page 2

2. Due to internal re-organization, Simplot Meat Products, Inc. was succeeded by Simplot Meat Products, LLC, the members of which are SMP, Inc. (which is simply a new name for the corporation previously known as Simplot Meat Products, Inc.) 50% and J. R. Simplot Company 50%. A Notice of Change of Ownership with the Deed will be filed in the very near future with the IDWR to formally document that change. A copy of the Deed has also been enclosed for your information.

Hopefully this letter will provide you with sufficient information to fully update the Court's records in the captioned Subcases. I would be more than happy to submit pleadings or any other documentation that either Special Master Booth or you may request should that be considered necessary.

Thank you for your assistance and please do not hesitate to contact me at (208) 389-7318 if you have any questions.

Sincerely,


GRAY YOUNG
Associate General Counsel
and Assistant Secretary

GY/vs

Enclosure

c: Terry Uhling (w/encl)
Vic Conrad (w/encl)
Director of IDWR, Attn: Nick Spencer, P.O. Box 83720, Boise, ID 83720-0098 (w/encl)

INSTRUMENT NO. 9 10344

Simplot Meat Products
Simplot Meat #21

CORPORATION WARRANTY DEED

THIS INDENTURE, made as of the 1st day of April, 1996, between SMP, Inc. formerly known as Simplot Meat Products, Inc., formerly known as Keim Beef Packing, Inc., a corporation duly organized and existing under the laws of the State of Idaho, and having its principal office in Idaho at 999 Main Street, Suite 1300, P.O. Box 27, Boise, Idaho 83707-0027, in the County of Ada, Grantor, and Simplot Meat Products L.L.C., an Idaho limited liability company, whose address is 999 Main Street, Suite 1300, P.O. Box 27, Boise, Idaho 83707-0027, County of Ada, State of Idaho, Grantee.

W I T N E S S E T H:

That Grantor, having been hereunto duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to it in hand paid by Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto Grantee, and to its successors and assigns forever, all the following described real estate situated in Nampa, County of Canyon, State of Idaho, to-wit:

See EXHIBIT A attached hereto and incorporated herein.

Together with the structures, buildings, easements improvements, all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including but not limited to all water rights, ditch rights and related rights, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of Grantor.

To have and to hold, all and singular, the above mentioned and described premises, together with the appurtenances, unto Grantee, and to its successors and assigns forever, and the Grantor, and its successors, shall and will warrant and by these presents forever defend the said premises in the quiet and peaceable possession of Grantee, its successors and assigns, against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend, subject to such easements, covenants, encumbrances, restrictions and zoning regulations as appear in the records of Canyon County, Idaho and subject to the lien for current general property taxes.

IN WITNESS WHEREOF, Grantor has caused its corporate name to be hereunto subscribed by its President and its

corporation seal to be affixed by its Secretary in pursuant to said resolution the day and year first above written.

SMP, INC.

By Stephen A. Beebe
Stephen A. Beebe, President

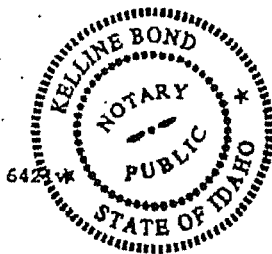
ATTEST:

Ronald N. Graves
Ronald N. Graves, Secretary

STATE OF IDAHO)
) ss.
County of Ada)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

On this 2nd day of April, 1996, before me, a Notary Public in and for said State, personally appeared Stephen A. Beebe and Ronald N. Graves, the President and Secretary, respectively, of the corporation that executed the foregoing instrument and acknowledged to me that such corporation executed the same.



Kelline Bond
Notary Public for Idaho
Residing at: Bosee, Idaho
My Commission Expires: 10-18-98

PARCEL I:

All that portion of the Northeast Quarter of the Northwest Quarter of Section 16, Township 3 North, Range 2 West of the Boise Meridian, Canyon County, Idaho, lying South of the Southerly right of way line of Interstate Highway 80 North, EXCEPTING THEREFROM the West 25 feet.

AND

All of that portion of the South Half of the Northwest Quarter, and of the Northeast Quarter of the Southwest Quarter, lying North and East of the Northeasterly right-of-way line of the Oregon Short Line Railroad Company, in Section 16, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, EXCEPTING THEREFROM, that certain right-of-way in Book 64 of Deed, page 529.

ALSO EXCEPTING THEREFROM:

COMMENCING at the center of Section 16, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, said point being the TRUE POINT OF BEGINNING; thence South 0 degrees 18'05" West 336.71 feet along the Easterly boundary of the Northeast Quarter Southwest Quarter, said Section 16 to a point on the Northeasterly right of way line of the Oregon Short Line Railroad; thence North 46 degrees 16'10" West 575.00 feet along said Northeasterly right of way line of the Oregon Short Line Railroad to a point; thence at right angles and bearing North 43 degrees 43'50" East 557 feet to a point on the centerline of Indian Creek; thence Southeasterly along said centerline of Indian Creek to a point on the Easterly boundary of the Southeast Quarter Northwest Quarter, said Section 16; thence South 0 degrees 17'55" West 425 feet along said Easterly boundary of the Southeast Quarter Northwest Quarter, Section 16 to the POINT OF BEGINNING.

AND ALSO EXCEPTING THEREFROM:

A portion of Section 16, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described by metes and bounds as follows:

COMMENCING at the Northwest corner of Section 16, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and running South 0 degrees 02'35" West 623.39 feet along the Westerly boundary of said Section 16 to its intersection with the centerline of the Oregon Short Line Railroad; thence South 46 degrees 16'10" East 1538.90 feet (inadvertently described as 1939.39 feet in a description by J-U-B ENGINEERS, INC., dated April 26, 1973) along the

said center line of the Oregon Short Line Railroad to a point; thence at right angles and bearing North 43 degrees 43'50" East 186.94 feet to the TRUE POINT OF BEGINNING; thence at right angles and bearing North 46 degrees 16'10" West 52.00 feet along a line parallel to and 186.94 feet Northeasterly from the said center line of the Oregon Short Line Railroad to a point; thence at right angles and bearing North 43 degrees 43'50" East 110.00 feet to a point; thence at right angles and bearing South 46 degrees 16'10" East 110.00 feet along a line parallel to and 296.94 feet Northeasterly from the said centerline of the Oregon Short Line Railroad to a point; thence at right angles and bearing South 43 degrees 43'50" West 110.00 feet to a point; thence at right angles and bearing North 46 degrees 16'10" West 58.00 feet along a line parallel to and 186.94 feet Northeasterly from the said centerline of the Oregon Short Line Railroad to the POINT OF BEGINNING.

PARCEL II:

A portion of Section 16, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described by metes and bounds as follows:

COMMENCING at the Northwest corner of Section 16, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and running South 0 degrees 02'35" West 623.39 feet along the Westerly boundary of said Section 16 to its intersection with the centerline of the Oregon Short Line Railroad; thence South 46 degrees 16'10" East 1538.90 feet (inadvertently described as 1939.39 feet in a description by J-U-B ENGINEERS, INC., dated April 26, 1973) along the said center line of the Oregon Short Line Railroad to a point; thence at right angles and bearing North 43 degrees 43'50" East 186.94 feet to the TRUE POINT OF BEGINNING; thence at right angles and bearing North 46 degrees 16'10" West 52.00 feet along a line parallel to and 186.94 feet Northeasterly from the said centerline of the Oregon Short Line Railroad to a point; thence at right angles and bearing North 43 degrees 43'50" East 110.00 feet to a point; thence at right angles and bearing

South 46 degrees 16'10" East 110.00 feet along a line parallel to and 296.94 feet Northeasterly from the said center line of the Oregon Short Line Railroad to a point; thence at right angles and bearing
South 43 degrees 43'50" West 110.00 feet to a point; thence at right angles and bearing
North 46 degrees 16'10" West 58.00 feet along a line parallel to an 186.94 feet Northeasterly from the said center line of the Oregon Short Line Railroad to the POINT OF BEGINNING.

PARCEL III:

A portion of the Northwest Quarter Northwest Quarter, Section 16, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described by metes and bounds asd follows:

COMMENCING at the Northwest corner of Section 16, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho and running
South 0 degrees 20'35" West 623.39 feet along the Westerly boundary of said Section 16 to a point on the centerline of the Oregon Short Line Railroad right of way; thence
South 46 degrees 16'10" East 1025.05 feet along said centerline of the Oregon Short Line Railroad right of way to a point on the Southerly boundary of the Northwest Quarter Northwest Quarter, said Section 16, said point bears
South 89 degrees 31'05" East 744.93 feet from the Southwest corner of the said Northwest Quarter Northwest Quarter, Section 16; thence
South 89 degrees 31'05" East 145.95 feet along said Southerly boundary of the Northwest Quarter Northwest Quarter, Section 16 to a point on the Northeasterly right of way line of the said Oregon Short Line Railroad, said point being the TRUE POINT OF BEGINNING; thence continuing
South 89 degrees 31'05" East 374.00 feet along said Southerly boundary of the Northwest Quarter Northwest Quarter, Section 16 to a point on the centerline of Indian Creek; thence
North 32 degrees 08'14" West 23.75 feet along said centerline of Indian Creek to a point; thence
North 89 degrees 31'05" West 382.46 feet along a line parallel to and 20.00 feet Northerly from the said Southerly

boundary of the Northwest Quarter Northwest Quarter,
Section 16 to a point on the said Northeasterly right of
way line of the Oregon Short Line Railroad; thence
South 46 degrees 16'10" East 29.19 feet along said Northeasterly
right of way line of the Oregon Short Line Railroad
to the POINT OF BEGINNING.

Purported Address:

616 WEST RAILROAD
NAMPA, IDAHO 83687

96 APR 2 PM 4 26
RECORDED
NEW J. EERR
CANYON CNTY RECORDER
BY *A. G. Balmer*
REQUEST ALLIANCE - NAMPA
FILE *Deed* FEB 18 1900

9610344

2008 JUN 10 PM 02:56
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	NOTICE SETTING STATUS
	)	CONFERENCE
Case No. 39576	)	
_____	)	SUBCASE NOS: SEE ATTACHED EXHIBIT A

Please be advised that Special Master THEODORE R. BOOTH
has set a Status Conference in the above subcase(s)
as follows:

TUESDAY, OCTOBER 07, 2008 at 09:30 AM (MT)

SRBA
DISTRICT COURT
253 3RD AVENUE NORTH
TWIN FALLS, ID

Parties may participate by telephone by dialing the number
225-383-1099 and when prompted entering the code 675342.

Dated: JUNE 10, 2008

/S/ DIANA R DELANEY
Deputy Clerk
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 6/10/08

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING STATUS CONFERENCE was mailed on JUNE 10, 2008, with sufficient first-class postage to the following:

J R SIMPLOT CO
SIMPLOT LIVESTOCK CO
Represented by:
GRAY A YOUNG
JR SIMPLOT COMPANY
999 MAIN ST, 13TH FL
PO BOX 27
BOISE, ID 83707-0027
Phone: 208-336-2110

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Exhibit A

Subcase Nos:

63-02239
63-02240
63-02386
63-02425
63-02657
63-02731
63-03107
63-04968
63-05036
63-05037
63-05038
63-05039
63-07244
63-07678
63-21537
63-21541
63-21557
63-21559
63-21561
63-21598
63-22210

RECEIVED

MAY 06 2008

DEPARTMENT OF
WATER RESOURCES

2008 MAY 05 PM 01:16
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	ORDER SETTING SUBCASE(S)
	)	FOR INITIAL HEARING
Case No. 39576	)	
_____	)	SUBCASE NOS: SEE ATTACHED EXHIBIT A

The Initial Hearing for this subcase will be held before
Special Master THEODORE R. BOOTH

THURSDAY, JUNE 05, 2008 at 02:45 PM (MT)
NAMPA
120 - 9TH AVE S
NAMPA, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
JUNE 02, 2008 or hearing will not be vacated.

IT IS SO ORDERED.

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 5/04/08

(continued)

Dated: MAY 05, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on MAY 05, 2008,
with sufficient first-class postage to the following:

J R SIMPLOT CO
C/O RON GRAVES
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707
Phone: 208-336-2110

J R SIMPLOT CO
SIMPLOT LIVESTOCK CO
PO BOX 27
BOISE, ID 83707

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Exhibit A

Subcase Nos:

63-02239
63-02240
63-02386
63-02425
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63-02731
63-03107
63-04968
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63-05037
63-05038
63-05039
63-07244
63-07678
63-21537
63-21541
63-21557
63-21559
63-21561
63-21598
63-22210

09/18/2006

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

RIGHT NUMBER: 63-2239

NAME AND ADDRESS: SIMPLOT LIVESTOCK CO
PO BOX 27
BOISE ID 83707

SOURCE: UNNAMED STREAM

TRIBUTARY: BOISE RIVER

QUANTITY: 4.600 CFS

This right when combined with Right No. 63-222K, 63-5036, 63-5037, 63-5038, 63-5039, 63-10034 and 63-21734 shall provide no more than .02 cfs per acre at the field headgate.

PRIORITY DATE: 05/18/1914

POINT OF DIVERSION:

T04N R03W S21 NESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
INDUSTRIAL	01/01 12/31	0.800 CFS
IRRIGATION	03/15 11/15	3.800 CFS

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 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

T04N R03W S18 Lot 7 NWSW	35.00	T04N R04W S13	NESE	40.00	
T04N R04W S13	NWSE	35.00	T04N R04W S13	SWSE	40.00
T04N R04W S13	SESE	40.00			

INDUSTRIAL Within CANYON County

T04N R03W S18 Lot 7 NWSW	T04N R03W S18 Lot 8 SWSW
--------------------------	--------------------------

190 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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

Industrial use is for dust abatement.

Use of this right is combined with water from Pioneer Dixie Ditch Co.

Idaho Department of Water Resources

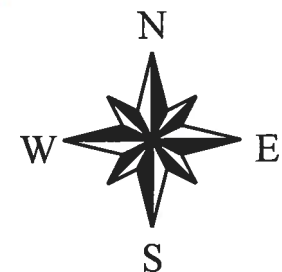
**T04N, R03W,
SEC 18
T04N, R04W,
SEC 13**



-  Place of Use
-  Section Lines
-  1/4 1/4

 Point of Diversion

Irrigated Acres = 190



1987 NAPP

**Claim No: 63-2239
Prepared By: Kimberly Brown
Date: April 12, 2006**

0

1 Miles



Water license No. 10222

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2239

WATER RIGHT NUMBER: 63-2239 ✓

Owner Type

Current Owner

Name and Address

SIMPLOT LIVESTOCK CO ✓

PO BOX 27

BOISE, ID 83707

Original Owner

A BALLENTYNE

CALDWELL, ID 83605

Attorney

J R SIMPLOT CO

ENV AND REGULATORY AFFAIRS

ATTN: GRAY YOUNG OR TERRY UHLING

PO BOX 27

BOISE, ID 83707-0027

(208)389-7318

Priority Date: 05/18/1914 ✓

Basis: License ✓ (in 1918)

Status: Active

Source

UNNAMED STREAM ✓

Tributary

BOISE RIVER

Beneficial Use

INDUSTRIAL ✓

IRRIGATION ✓

From To

1/01 to 12/31 ✓

3/15 to 11/15 ✓

Diversion Rate

0.8 1.000 CFS ✓

3.8 4.600 CFS ✓

Total Diversion:

4.600 CFS ✓

Annual Volume

Location of Point(s) of Diversion

UNNAMED STREAM

CANYON County ✓

NE1/4SW1/4 ✓

Sec. 21, Twp 04N, Rge 03W, B.M. ✓

(no govt. lots)

Place of Use

INDUSTRIAL ✓

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 04N	03W	18																	

IRRIGATION ✓

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 04N	03W	18																	

ADD S39 - Season of use is 3/01 to 11/15.

ADD C04 - Purpose of Use Accomplished Transfer

ADD - Use is combined with water from Pioneer Dixie Ditch

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2239

✓ 04N 04W 13			✓ 40.0	✓ 35.0	✓ 40.0	✓ 40.0	155.0
--------------	--	--	--------	--------	--------	--------	-------

Total Acres: 190

(230 AC licensed)

Conditions of Approval:

Comments - 1.

IRRIGATION IN SWSW OF SEC 18 WAS ABANDONED. INDUSTRIAL USE WAS ADDED FOR DUST ABATEMENT IN SWSW AND NWSW OF SEC 18 AT THAT TIME.

Remarks:ADD 005 - POU Accomplished TransferComments:ADD - Industrial use is for dust abatement
(in the SWSW and NWSW of Sec. 18, 4N, 3N)ADD E62 - when combined with:Water Supply Bank:

63- 222K

63- 5036

63- 5037

63- 5038

63- 5039

63- 10034

63- 21734

} shall not exceed 0.02
cfs/acre
(at the field headgate)

Parcel Nos: R 3606400000 (80.1 AC)

R 3606500000 (73.7 AC)

+ a portion of R 3499700000 (39.7- 40.4 AC)

Field Exam Date 9.17.06

(in - office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$150.00
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information ADD: L7 & L8 in Sec. 18
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63- 2239

Owner: Singlot Livestock Co. Phone No. _____

Current Address: P.O. Box 27 Boise 83701

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☒ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: in - office verification

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☒ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

See Report of Engineer.**OVERLAP REVIEW**

Other water rights with the same point of diversion: _____

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain: _____

WATER USESSeason of use is 3/01 - 11/15. (ADD S39 Condition)☐ No change☐ Different UsesUse Irrigation From _____ To _____ Amount 3.8 CFS _____ AFAUse Industrial From _____ To _____ Amount 0.8 CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**ADD CO — Purpose of Use Acc. Trans. - Domestic use was licensed, but not claimed☐ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

Industrial use was claimed, but not licensed.**PLACE OF USE:**☐ No Change☒ Changes shown below:ADD COS — POU Accomplished Transfer*SWSW, S18 was licensed for 40.0 acres, but not claimed.

* SWAN, S18 was licensed for 40 Acres

Place of Use			NE				NW				SW ADD Golt. lots -				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4 N	3W	18										L7	L8						

Overlap with other water rights: 63-222k, 63-5036, 63-5037, 63-5038,
63-5039, 63-10034, 63-21734 (+) Pioneer Dixie ditch
 Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
when combined shall not exceed 0.02 cfs/acre or
4.5 afa/acre.

Delivery System Narrative: See Report of Engineer.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 9.17.06 (in-office verification)

FIELD EXAMINER: Kimberly Brown

As licensed-

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2239

WATER RIGHT NUMBER: 63-2239

Owner Type Name and Address
Current Owner A BALLENTYNE

 CALDWELL, ID 83605

Priority Date: 05/18/1914

Basis: License

Status: Active

Source Tributary
UNNAMED STREAM BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	4.600 CFS	
DOMESTIC	/ to /		
	<u>Total Diversion:</u>	4.600 CFS	

Location of Point(s) of Diversion
UNNAMED STREAM NE1/4SW1/4 Sec. 21, Twp 04N, Rge 03W, B.M.
 CANYON County

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	03W	18											35.0	40.0					75.0
04N	04W	13													40.0	35.0	40.0	40.0	155.0

Total Acres: 230

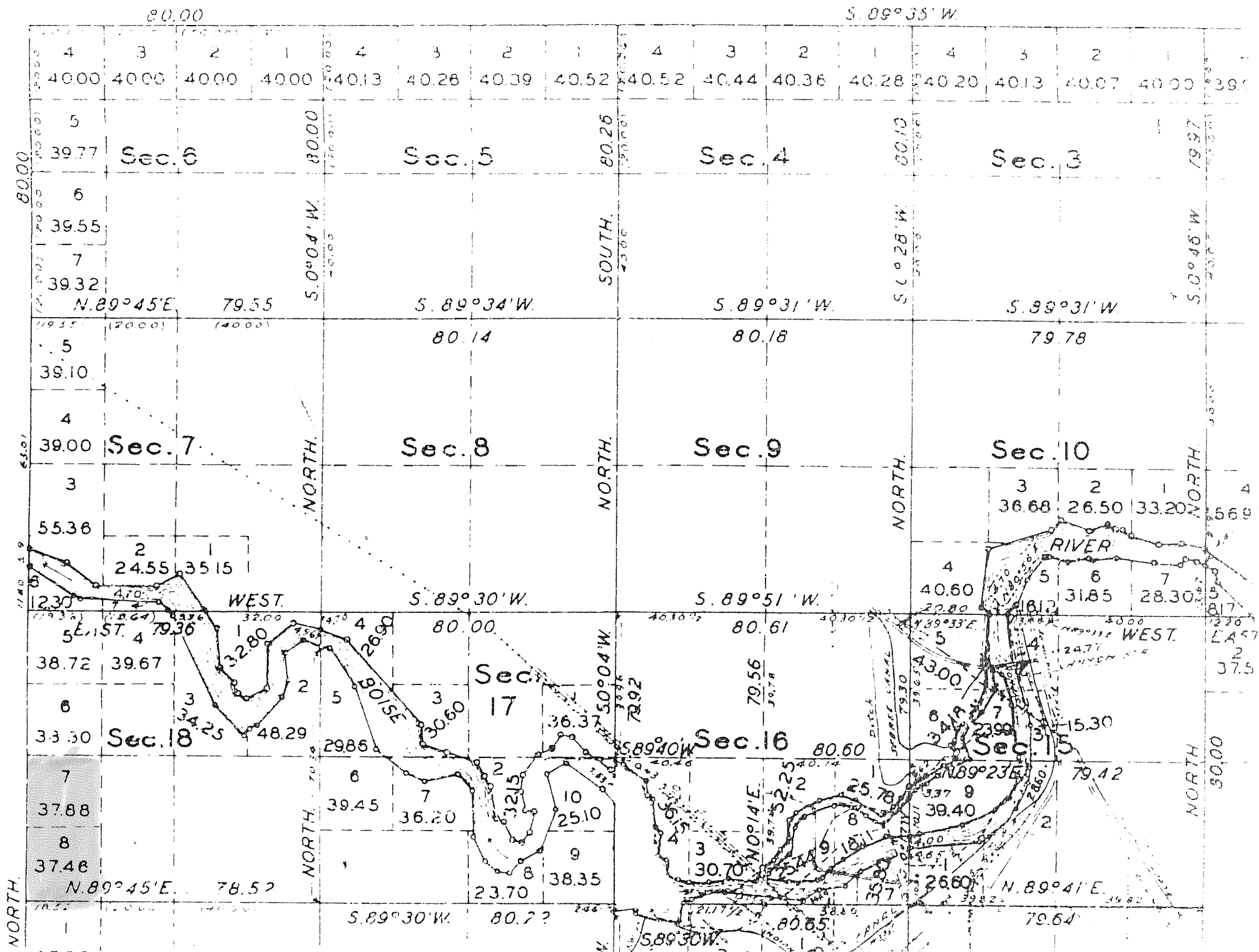
DOMESTIC same as IRRIGATION

Conditions of Approval:

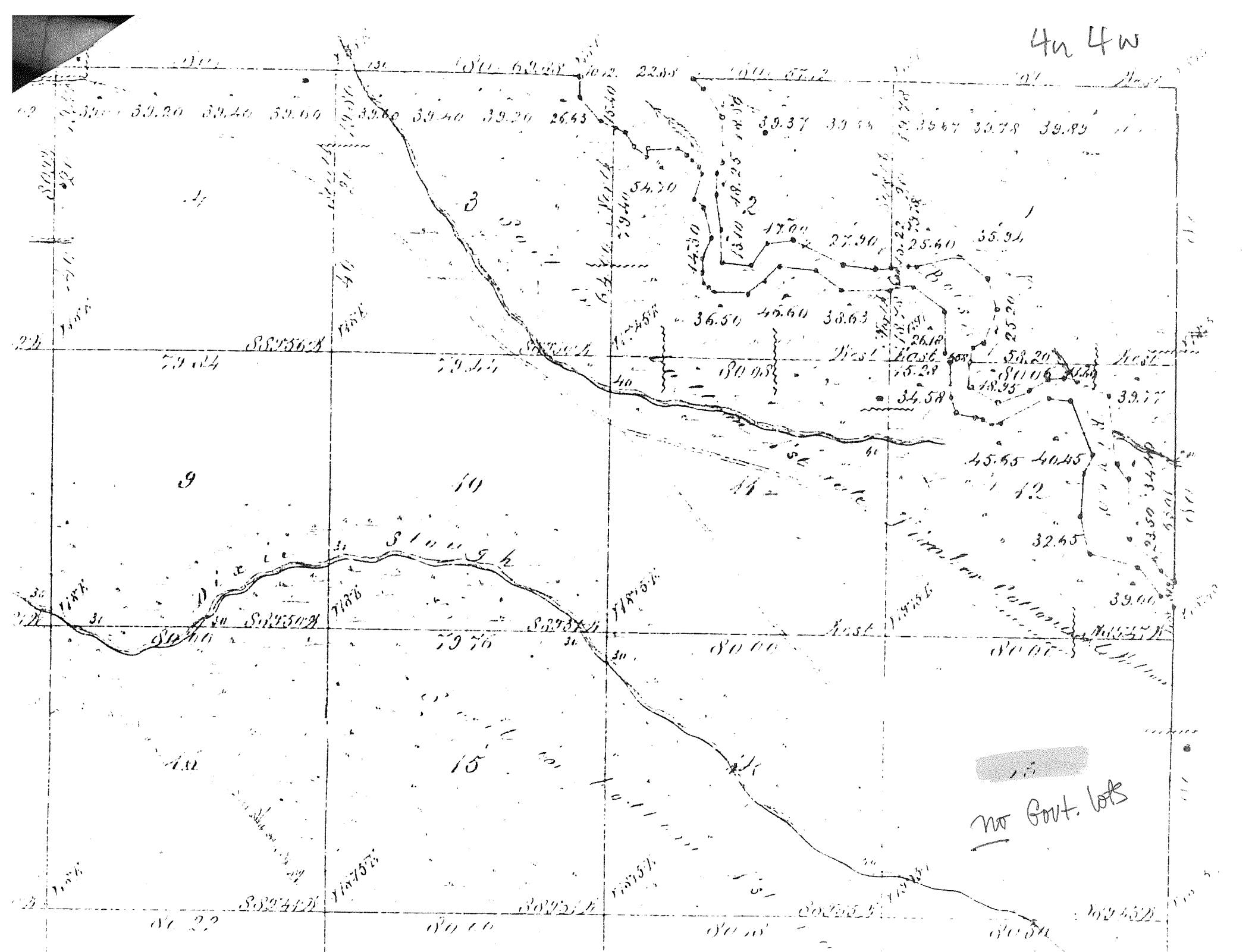
Remarks:

Comments:

4m SW



4n 4w



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2239

03/16/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
233C	Claim	04N	03W	18	NW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
-374	Claim	04N	03W	18	NW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
137A	Claim	04N	03W	18	NW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
233L	Claim	04N	03W	18	NW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
21540	Water Right	04N	03W	18	NW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
~~2239~~	~~Claim~~	~~04N~~	~~03W~~	~~18~~	~~NW~~	~~SW~~		~~INDUSTRIAL~~		~~SIMPLOT LIVESTOCK CO~~
222C	Claim	04N	03W	18	NW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
~~2239~~	~~Claim~~	~~04N~~	~~03W~~	~~18~~	~~NW~~	~~SW~~		~~IRRIGATION~~	~~35/190~~	~~SIMPLOT LIVESTOCK CO~~
5038	Claim	04N	03W	18	NW	SW		STOCKWATER		J R SIMPLOT CO
21537	Claim	04N	03W	18	NW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
21541	Claim	04N	03W	18	NW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
21538	Water Right	04N	03W	18	NW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
21539	Water Right	04N	03W	18	NW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
222M	Claim	04N	03W	18	NW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
222N	Claim	04N	03W	18	NW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
~~2239~~	~~Water Right~~	~~04N~~	~~03W~~	~~18~~	~~NW~~	~~SW~~		~~IRRIGATION~~	~~35/230~~	~~A BALLENTYNE~~
7678	Claim	04N	03W	18	NW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
7678	Claim	04N	03W	18	SW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
21540	Water Right	04N	03W	18	SW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
21539	Water Right	04N	03W	18	SW	SW		DOMESTIC		SIMPLOT LIVESTOCK CO
137A	Claim	04N	03W	18	SW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
~~2239~~	~~Claim~~	~~04N~~	~~03W~~	~~18~~	~~SW~~	~~SW~~		~~INDUSTRIAL~~		~~SIMPLOT LIVESTOCK CO~~
21595	Water Right	04N	03W	18	SW	SW		DOMESTIC		SIMPLOT LIVESTOCK CO
233L	Claim	04N	03W	18	SW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
~~2239~~	~~Water Right~~	~~04N~~	~~03W~~	~~18~~	~~SW~~	~~SW~~		~~IRRIGATION~~	~~40/230~~	~~A BALLENTYNE~~
21537	Claim	04N	03W	18	SW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
21541	Claim	04N	03W	18	SW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
21538	Water Right	04N	03W	18	SW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO

SWSW
licensed, but
not claimed

*SWSW
licensed,
but not
claimed*

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2239

03/16/2006

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
21539	Water Right	04N	03W	18	SW	SW		STOCKWATER		SIMPLOT LIVESTOCK CO
21596	Claim	04N	03W	18	SW	SW		DOMESTIC		SIMPLOT LIVESTOCK CO
222C	Claim	04N	03W	18	SW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
222M	Claim	04N	03W	18	SW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
222N	Claim	04N	03W	18	SW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
233C	Claim	04N	03W	18	SW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
-374	Claim	04N	03W	18	SW	SW		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
5038	Claim	04N	03W	18	SW	SW		STOCKWATER		J R SIMPLOT CO
222B	Water Right	04N	03W	18	SW	SW	8	IRRIGATION		S E SMITH
222L	Claim	04N	03W	18	SW	SW	8	INDUSTRIAL		SIMPLOT LIVESTOCK CO
7678	Claim	04N	04W	13	NE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21540	Water Right	04N	04W	13	NE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
~~2239~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~NE~~	~~SE~~		~~IRRIGATION~~	~~40/190~~	~~SIMPLOT LIVESTOCK CO~~
21537	Claim	04N	04W	13	NE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21541	Claim	04N	04W	13	NE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21539	Water Right	04N	04W	13	NE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
~~2239~~	~~Water Right~~	~~04N~~	~~04W~~	~~13~~	~~NE~~	~~SE~~		~~IRRIGATION~~	~~40/230~~	~~A BALLENTYNE~~
21538	Water Right	04N	04W	13	NE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
-374	Claim	04N	04W	13	NE	SE		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
5038	Claim	04N	04W	13	NE	SE		STOCKWATER		J R SIMPLOT CO
-374	Claim	04N	04W	13	NW	SE		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
21734	Claim	04N	04W	13	NW	SE		IRRIGATION	30/317	J R SIMPLOT CO
5038	Claim	04N	04W	13	NW	SE		STOCKWATER		J R SIMPLOT CO
21540	Water Right	04N	04W	13	NW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
~~2239~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~NW~~	~~SE~~		~~IRRIGATION~~	~~35/190~~	~~SIMPLOT LIVESTOCK CO~~
~~2239~~	~~Water Right~~	~~04N~~	~~04W~~	~~13~~	~~NW~~	~~SE~~		~~IRRIGATION~~	~~35/230~~	~~A BALLENTYNE~~
21538	Water Right	04N	04W	13	NW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21539	Water Right	04N	04W	13	NW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO

*SWSW removed
from claim*

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2239

03/16/2006

3

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7678	Claim	04N	04W	13	NW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21537	Claim	04N	04W	13	NW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21541	Claim	04N	04W	13	NW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
~~2239~~	~~Water Right~~	~~04N~~	~~04W~~	~~13~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~40/230~~	~~A BALLENTYNE~~
5038	Water Right	04N	04W	13	SW	SE		IRRIGATION	40/999	SIMPLOT LIVESTOCK CO
21538	Water Right	04N	04W	13	SW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21539	Water Right	04N	04W	13	SW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
374	Claim	04N	04W	13	SW	SE		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
~~2239~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~40/190~~	~~SIMPLOT LIVESTOCK CO~~
222K	Claim	04N	04W	13	SW	SE		IRRIGATION	40/80	SIMPLOT LIVESTOCK CO
5036	Claim	04N	04W	13	SW	SE		IRRIGATION	40/999	J R SIMPLOT CO
5037	Claim	04N	04W	13	SW	SE		IRRIGATION	40/999	J R SIMPLOT CO
~~5038~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~40/999~~	~~J R SIMPLOT CO~~
5039	Claim	04N	04W	13	SW	SE		IRRIGATION	40/999	J R SIMPLOT CO
222A	Water Right	04N	04W	13	SW	SE		IRRIGATION		W F TRACY
~~5036~~	~~Water Right~~	~~04N~~	~~04W~~	~~13~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~40/999~~	~~J R SIMPLOT CO~~
~~5037~~	~~Water Right~~	~~04N~~	~~04W~~	~~13~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~40/999~~	~~J R SIMPLOT CO~~
~~5039~~	~~Water Right~~	~~04N~~	~~04W~~	~~13~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~40/999~~	~~J R SIMPLOT CO~~
~~5038~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~SW~~	~~SE~~		~~STOCKWATER~~		~~J R SIMPLOT CO~~
21537	Claim	04N	04W	13	SW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21541	Claim	04N	04W	13	SW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21540	Water Right	04N	04W	13	SW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
10034	Claim	04N	04W	13	SW	SE		IRRIGATION	40/959	J R SIMPLOT CO
7678	Claim	04N	04W	13	SW	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
~~5036~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~SE~~	~~SE~~		~~IRRIGATION~~	~~35/999~~	~~J R SIMPLOT CO~~
~~5037~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~SE~~	~~SE~~		~~IRRIGATION~~	~~35/999~~	~~J R SIMPLOT CO~~
~~5038~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~SE~~	~~SE~~		~~IRRIGATION~~	~~35/999~~	~~J R SIMPLOT CO~~
~~5039~~	~~Claim~~	~~04N~~	~~04W~~	~~13~~	~~SE~~	~~SE~~		~~IRRIGATION~~	~~35/999~~	~~J R SIMPLOT CO~~

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2239

03/16/2006

4

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
5036	Water Right	04N	04W	13	SE	SE		IRRIGATION	35/999	J R SIMPLOT CO
21540	Water Right	04N	04W	13	SE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
222K	Claim	04N	04W	13	SE	SE		IRRIGATION	40/80	SIMPLOT LIVESTOCK CO
374	Claim	04N	04W	13	SE	SE		IRRIGATION	40/2960	PIONEER DIXIE DITCH CO
2239	Claim	04N	04W	13	SE	SE		IRRIGATION	40/190	SIMPLOT LIVESTOCK CO
10034	Claim	04N	04W	13	SE	SE		IRRIGATION	35/959	J R SIMPLOT CO
222A	Water Right	04N	04W	13	SE	SE		IRRIGATION		W F TRACY
2239	Water Right	04N	04W	13	SE	SE		IRRIGATION	40/230	A BALLENTYNE
7678	Claim	04N	04W	13	SE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
5037	Water Right	04N	04W	13	SE	SE		IRRIGATION	35/999	J R SIMPLOT CO
5038	Water Right	04N	04W	13	SE	SE		IRRIGATION	35/999	SIMPLOT LIVESTOCK CO
5039	Water Right	04N	04W	13	SE	SE		IRRIGATION	35/999	J R SIMPLOT CO
5038	Claim	04N	04W	13	SE	SE		STOCKWATER		J R SIMPLOT CO
21537	Claim	04N	04W	13	SE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21541	Claim	04N	04W	13	SE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21538	Water Right	04N	04W	13	SE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO
21539	Water Right	04N	04W	13	SE	SE		STOCKWATER		SIMPLOT LIVESTOCK CO

overlap review -

Adjudication Claim Report 63-222K

Owner Type

Attorney

Original Owner

W F TRACY

CALDWELL, ID 83605

Original Owner

W A BLACK

BOISE, ID 83705

Current Owner

SIMPLIT LIVESTOCK CO
PO BOX 27
BOISE, ID 83707

Basis: **Decreed**

Status: Active

Tributary

SNAKE RIVER

From _____ To _____

Annual Volume

3/15 to 11/15

1.000 CFS

Total Diversion: 1.000 CFS

BOISE RIVER

SE1/4SW1/4

Sec. 10, Twp 04N, Rge 03W, B.M.

CANYON County

BOISE RIVER

NE1/4NE1/4

Sec. 21, Twp 04N, Rge 03W, B.M.

CANYON County

(Injection)

BOISE RIVER

NW1/4NE1/4

Sec. 21, Twp 04N, Rge 03W, B.M.

CANYON County

(Rediversion)

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	13															40.0	40.0	80.0

Total Acres: 80

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-222K

Conditions of Approval:

1. THIS WATER CARRIED IN THE PIONEER DIXIE DITCH.
TRANS. 608.
THIS RIGHT IS DUPLICATE FILING FOR WATER RIGHT NO. 63-00222A.
A DUPLICATE CLAIM WAS FILED BY PIONEER DIXIE DITCH CO AND IS CLAIMED UNDER
A63-00222M.

Remarks:

Comments:

Water Supply Bank:

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5036

WATER RIGHT NUMBER: 63-5036

Owner Type

Attorney

Name and Address

J R SIMPLOT CO
ENV AND REGULATORY AFFAIRS
ATTN: GRAY YOUNG OR TERRY UHLING
PO BOX 27
BOISE, ID 83707-0027
(208)389-7318

Current Owner

J R SIMPLOT CO
C/O RON GRAVES
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707
(208)336-2110

- overlap

Priority Date: 03/10/1943

Basis: Statutory Claim

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

INDUSTRIAL

From To

3/15 to 11/15

1/01 to 12/31

Diversion Rate

2.670 CFS

2.670 CFS

Annual VolumeTotal Diversion:

2.670 CFS

Location of Point(s) of Diversion

GROUND WATER

CANYON County

NE1/4NW1/4

Sec. 13, Twp 04N, Rge 04W, B.M.

GROUND WATER

CANYON County

NE1/4NE1/4SE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NE1/4NW1/4SE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NW1/4NE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SW1/4SE1/4

Sec. 13, Twp 04N, Rge 04W, B.M.

GROUND WATER

CANYON County

NE1/4NW1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SE1/4SW1/4

Sec. 18, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SW1/4NE1/4SW1/4

Sec. 20, Twp 04N, Rge 03W, B.M.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5036

GROUND WATER	SW1/4SE1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SE1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4NW1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SW1/4	Sec. 18, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SE1/4NW1/4SW1/4	Sec. 20, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	17						5.0	5.0		15.0	10.0	25.0	35.0					95.0
04N	03W	18	35.0	15.0	15.0	25.0	40.0	40.0	35.0	40.0	15.0							29.0	289.0
04N	03W	19	25.0				20.0	30.0	35.0	25.0									135.0
04N	03W	20					30.0	30.0	25.0	30.0									115.0
04N	04W	12																30.0	30.0
04N	04W	13	40.0	35.0	30.0	35.0												40.0 35.0	215.0
04N	04W	24	30.0	30.0	20.0	40.0													120.0

Total Acres: 999

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	19													X				

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5036

1. THIS CLAIM IS FOR UTILIZATION OF EFFLUENT FROM FOOD PROCESSING PLANT FOR IRRIGATION USE.
SEE ATTACHMENTS FOR MAP AND DESCRIPTION OF WELLS IN COMMON SYSTEM.
TWO POINTS OF DIVERSION IN NENW OF SEC. 19, T4N, R3W.

Remarks:

Comments:

Water Supply Bank:

overlap review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5037

WATER RIGHT NUMBER: 63-5037

Owner Type

Current Owner

Name and Address

J R SIMPLOT CO
C/O RON GRAVES
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707
(208)336-2110

Attorney

J R SIMPLOT CO
ENV AND REGULATORY AFFAIRS
ATTN: GRAY YOUNG OR TERRY UHLING
PO BOX 27
BOISE, ID 83707-0027
(208)389-7318

- overlap

Priority Date: 06/14/1961

Basis: Statutory Claim

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

INDUSTRIAL

IRRIGATION

From To

1/01 to 12/31

3/15 to 11/15

Diversion Rate

2.230 CFS

2.230 CFS

Annual VolumeTotal Diversion:

2.230 CFS

Location of Point(s) of Diversion

GROUND WATER

CANYON County

SW1/4SE1/4

Sec. 13, Twp 04N, Rge 04W, B.M.

GROUND WATER

CANYON County

NE1/4NE1/4SE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SE1/4NE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NE1/4NW1/4NW1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SW1/4NE1/4SW1/4

Sec. 20, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NW1/4NE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SW1/4SW1/4

Sec. 18, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SW1/4SE1/4NE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5037

GROUND WATER	NE1/4NW1/4	Sec. 13, Twp 04N, Rge 04W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SE1/4SW1/4	Sec. 18, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4SE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SE1/4NW1/4SW1/4	Sec. 20, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	19														X			

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	17						5.0	5.0		15.0	10.0	25.0	35.0					95.0
04N	03W	18	35.0	15.0	15.0	25.0	40.0	40.0	35.0	40.0	15.0						29.0		289.0
04N	03W	19	25.0				20.0	30.0	35.0	25.0									135.0
04N	03W	20					30.0	30.0	25.0	30.0									115.0
04N	04W	12															30.0		30.0
04N	04W	13	40.0	35.0	30.0	35.0											40.0	35.0	215.0
04N	04W	24	30.0	30.0	20.0	40.0													120.0

Total Acres: 999

Conditions of Approval:

Page 3

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5037

1. THIS CLAIM IS FOR UTILIZATION OF EFFLUENT FROM FOOD PROCESSING PLANT FOR IRRIGATION USE.
SEE ATTACHMENTS FOR MAP AND DESCRIPTION OF WELLS IN COMMON SYSTEM.
TWO POINTS OF DIVERSION IN NENW OF SEC. 19, T4N, R3W.

Remarks:

Comments:

Water Supply Bank:

overlap review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5038

WATER RIGHT NUMBER: 63-5038

Owner Type

Current Owner

Name and Address

J R SIMPLOT CO
C/O RON GRAVES
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707
(208)336-2110

Attorney

J R SIMPLOT CO
ENV AND REGULATORY AFFAIRS
ATTN: GRAY YOUNG OR TERRY UHLING
PO BOX 27
BOISE, ID 83707-0027
(208)389-7318

-overlap

Priority Date: 07/20/1944

Basis: Statutory Claim

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

STOCKWATER

From To

1/01 to 12/31

Diversion Rate

1.340 CFS

Annual Volume

INDUSTRIAL

1/01 to 12/31

1.340 CFS

IRRIGATION

3/15 to 11/15

1.340 CFS

Total Diversion:

1.340 CFS

Location of Point(s) of Diversion

GROUND WATER

CANYON County

SW1/4NE1/4SW1/4

Sec. 20, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SW1/4SW1/4

Sec. 18, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NE1/4NE1/4SE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NE1/4NW1/4NW1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SE1/4NE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SW1/4SE1/4

Sec. 13, Twp 04N, Rge 04W, B.M.

GROUND WATER

CANYON County

SE1/4SW1/4

Sec. 18, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NE1/4NW1/4

Sec. 24, Twp 04N, Rge 04W, B.M.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5038

GROUND WATER	SE1/4NW1/4SW1/4	Sec. 20, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4SE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SE1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
04N	03W	18									X	X	X	X	X	X	X	X	
04N	03W	19	X	X	X	X													
04N	04W	13											X	X	X	X	X		
04N	04W	24	X	X	X	X													

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
04N	03W	19				X													

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
04N	03W	17					5.0	5.0			15.0	10.0	25.0	35.0					95.0
04N	03W	18	35.0	15.0	15.0	25.0	40.0	40.0	35.0	40.0	15.0						29.0		289.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5038

04N 03W 19	25.0			20.0	30.0	35.0	25.0					135.0
04N 03W 20				30.0	30.0	25.0	30.0					115.0
04N 04W 12											30.0	30.0
04N 04W 13	40.0	35.0	30.0	35.0						40.0	35.0	215.0
04N 04W 24	30.0	30.0	20.0	40.0								120.0

Total Acres: 999

Conditions of Approval:

- SEE ATTACHMENTS FOR MAP AND DESCRIPTIONS OF WELLS IN COMMON SYSTEM.
TWO POINTS OF DIVERSION IN NENW OF SEC. 19, T4N, R3W.
HOG HOUSE WELL.
NON-IRRIGATION USES: I/ETHANOL, FOOD PROC., WASTE RECOVERY AND APPLICATION,
S/45000 ON SYSTEM (12695 FOR THIS RIGHT).
OTHER RIGHTS: A63-21537, A63-21538, A63-21539, A63-21540, A63-21541, A63-07678,
A63-05036, A63-05037, A63-05039, A63-02731, A63-04968, A63-10034, A63-03107, PIONEER DIXIE
DITCH CO.

Remarks:Comments:Water Supply Bank:

overlap review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5039

WATER RIGHT NUMBER: 63-5039

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	J R SIMPLOT CO ENV AND REGULATORY AFFAIRS ATTN: GRAY YOUNG OR TERRY UHLING PO BOX 27 BOISE, ID 83707-0027 (208)389-7318
Current Owner	J R SIMPLOT CO C/O RON GRAVES 999 MAIN ST STE 1300 PO BOX 27 BOISE, ID 83707 (208)336-2110

- overlap

Priority Date: 09/15/1947

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.780 CFS	
INDUSTRIAL	1/01 to 12/31	1.780 CFS	
<u>Total Diversion:</u>		1.780 CFS	

Location of Point(s) of Diversion

GROUND WATER CANYON County	SE1/4NW1/4SW1/4	Sec. 20, Twp 04N, Rge 03W, B.M.
GROUND WATER CANYON County	SW1/4SE1/4	Sec. 13, Twp 04N, Rge 04W, B.M.
GROUND WATER CANYON County	NE1/4NW1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
GROUND WATER CANYON County	NE1/4NW1/4	Sec. 24, Twp 04N, Rge 04W, B.M.
GROUND WATER CANYON County	NW1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
GROUND WATER CANYON County	NE1/4NW1/4SE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
GROUND WATER CANYON County	SE1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
GROUND WATER CANYON County	SW1/4SE1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5039

GROUND WATER	SE1/4SW1/4	Sec. 18, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4SE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SW1/4	Sec. 18, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4NE1/4SW1/4	Sec. 20, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4NW1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	17					5.0	5.0			15.0	10.0	25.0	35.0					95.0
04N	03W	18	35.0	15.0	15.0	25.0	40.0	40.0	35.0	40.0	15.0						29.0		289.0
04N	03W	19	25.0				20.0	30.0	35.0	25.0									135.0
04N	03W	20					30.0	30.0	25.0	30.0									115.0
04N	04W	12															30.0		30.0
04N	04W	13	40.0	35.0	30.0	35.0											40.0	35.0	215.0
04N	04W	24	30.0	30.0	20.0	40.0													120.0

Total Acres: 999

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	19													X				

Conditions of Approval:

Page 3

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5039

1. THIS CLAIM IS FOR UTILIZATION OF EFFLUENT FROM FOOD PROCESSING PLANT FOR IRRIGATION USE.
SEE ATTACHMENTS FOR MAP AND DESCRIPTIONS OF WELLS IN COMMON SYSTEM.
TWO POINTS OF DIVERSION IN NENW OF SEC. 19, T4N, R3W.

Remarks:

Comments:

Water Supply Bank:

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-10034

WATER RIGHT NUMBER: 63-10034

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J R SIMPLOT CO C/O RON GRAVES 999 MAIN ST STE 1300 PO BOX 27 BOISE, ID 83707 (208)336-2110
Attorney	J R SIMPLOT CO ENV AND REGULATORY AFFAIRS ATTN: GRAY YOUNG OR TERRY UHLING PO BOX 27 BOISE, ID 83707-0027 (208)389-7318

— overlap

Priority Date: 03/17/1983

Basis: Permit

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	1/01 to 12/31	9.800 CFS	
IRRIGATION	3/15 to 11/15	9.800 CFS	
<u>Total Diversion:</u>		9.800 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 24, Twp 04N, Rge 04W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4SE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SW1/4	Sec. 18, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4NW1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SE1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SE1/4SW1/4	Sec. 18, Twp 04N, Rge 03W, B.M.
CANYON County		

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-10034

GROUND WATER	NE1/4NE1/4SE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SE1/4	Sec. 13, Twp 04N, Rge 04W, B.M.
CANYON County		
GROUND WATER	SE1/4NW1/4SW1/4	Sec. 20, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4NE1/4SW1/4	Sec. 20, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SE1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

INDUSTRIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 03W 19				X									X				
04N 03W 20									X								

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 03W 17									15.0	10.0	25.0	35.0					85.0
04N 03W 18	35.0			25.0	40.0	40.0	35.0	40.0	15.0						29.0		259.0
04N 03W 19	25.0				20.0	30.0	35.0	25.0									135.0
04N 03W 20					30.0	30.0	25.0	30.0									115.0
04N 04W 12															30.0		30.0
04N 04W 13	40.0	35.0	30.0	35.0									40.0	35.0			215.0
04N 04W 24	30.0	30.0	20.0	40.0													120.0

Total Acres: 959

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-10034

Conditions of Approval:

1. THE WASTE RECOVERY PLANT WAS BUILT IN 1944 TO FACILITATE FOOD PROCESSING. IN 1985 ETHANOL PRODUCTION BEGAN IN THE SAME LOCATION, I.E. SENE SEC. 19, T4N, R3W. SEE ATTACHMENTS FOR MAP AND DESCRIPTIONS OF WELLS IN COMMON SYSTEM. TWO POINTS OF DIVERSION IN NENW SEC. 19, T4N, R3W. OTHER WATER RIGHTS: PIONEER DIXIE DITCH CO.
2. 01C A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Remarks:

Comments:

Water Supply Bank:

overlap review -

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21734

WATER RIGHT NUMBER: 63-21734

Owner Type

Current Owner

Name and Address

J R SIMPLOT CO
C/O RON GRAVES
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707
(208)336-2110

Attorney

J R SIMPLOT CO
ENV AND REGULATORY AFFAIRS
ATTN: GRAY YOUNG OR TERRY UHLING
PO BOX 27
BOISE, ID 83707-0027
(208)389-7318

- overlap

Priority Date: 01/01/1986

Basis: Beneficial Use

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

INDUSTRIAL

IRRIGATION

From To

1/01 to 12/31

3/15 to 11/15

Diversion Rate

6.340 CFS

6.340 CFS

Annual Volume

Total Diversion:

6.340 CFS

Location of Point(s) of Diversion

GROUND WATER

CANYON County

SW1/4SE1/4

Sec. 13, Twp 04N, Rge 04W, B.M.

GROUND WATER

CANYON County

SE1/4SW1/4

Sec. 18, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SE1/4NW1/4SW1/4

Sec. 20, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SE1/4NE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NE1/4NW1/4SE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NE1/4NW1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

NE1/4NW1/4NW1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

GROUND WATER

CANYON County

SW1/4SE1/4NE1/4

Sec. 19, Twp 04N, Rge 03W, B.M.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21734

GROUND WATER	SW1/4SW1/4	Sec. 18, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4SE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4NE1/4SW1/4	Sec. 20, Twp 04N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NW1/4	Sec. 24, Twp 04N, Rge 04W, B.M.
CANYON County		
GROUND WATER	NW1/4NE1/4	Sec. 19, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	17							15.0				7.0						22.0
04N	03W	18				10.0									25.0				35.0
04N	03W	19					6.0												6.0
04N	04W	13	5.0		2.0	30.0			30.0	29.0	35.0	34.0	31.0	28.0		30.0			254.0

Total Acres: 317

INDUSTRIAL same as IRRIGATIONConditions of Approval:

- SEE ATTACHMENTS FOR MAP AND DESCRIPTIONS OF WELLS IN COMMON SYSTEM.
TWO POINTS OF DIVERSION IN NENW OF SEC. 19, T4N, R3W.
THIS CLAIM IS FOR THE APPLICATION OF FOOD PROCESSING EFFLUENT TO THE ACRES LISTED. THIS CLAIM IS EFFLUENT ONLY AND DOES NOT REPRESENT AN ADDITIONAL AMOUNT DIVERTED FROM THE GROUNDWATER SOURCE.
THIS CLAIM IS AN EXPANSION OF WATER RIGHT NO. 63-10034, 63-07244, 63-03107, 63-02731, AND 63-04968.

Remarks:Comments:

County: Canyon.
Stream: Unnamed stream.
Amount: 4.6 sec. ft.
Use: Irrigation.
Priority: 5-18-14.
District No. 12-A.

STATE OF IDAHO

Water License No. 10222.
Water District No. 12-A.

WHEREAS, On the 18th day of May, A. D. 1914, A. Ballentyne,

of Caldwell, County of Canyon, State of Idaho, duly made application (No. 15178) to me for a permit to use 4.8 cubic feet per second of the waters of an unnamed stream in Water District No. 12-A, County of Canyon, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 28th day of May, A. D. 1914, Permit No. 10222 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 28th day of May, A. D. 1915, and for the application to beneficial use of said water on or before the 28th day of May, A. D. 1916, and,

WHEREAS, On the 18th day of June, A. D. 1915, the time for completion of works under said permit was extended to the 1st day of April, A. D. 1917, and,

WHEREAS, On the 20th day of May, A. D. 1916, A. Ballentyne,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 4.8 cubic feet per second of said water, with date of priority of May 18, 1914, and,

WHEREAS, On the 31st day of August, A. D. 1917, A. Ballentyne,

the holder of said permit, duly made proof of the application to beneficial use of 4.6 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to A. Ballentyne,

of Caldwell, County of Canyon, State of Idaho, the holder and owner of said Permit No. 10222, a perpetual right, dating from May 18, 1914 to the use of 4.6 cubic feet per second of the waters of an unnamed stream,

in the County of Canyon and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 21, T. 4 N., R. 3 W., B. 1.,

and conducted to and upon 230 acres of land, divided as follows: 35 acres in NW $\frac{1}{4}$ of S $\frac{1}{2}$, and 40 acres in SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 18, T. 4 N., R. 3 W.; 40 acres in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, 35 acres in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, 40 acres in SE $\frac{1}{4}$ of SE $\frac{1}{4}$, and 40 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 13, T. 4 N., R. 4 W., B. 1.,

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS My hand and the seal of my office at Boise, Idaho, this 11th day of February, A. D. nineteen hundred and eighteen.

J. H. Smith,

State Engineer.

(Seal)

63 2239

No. 15178

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: A. Ballentyne

Postoffice address: Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are: (a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. The quantity of water claimed is 4 8/10 cubic feet per second.

3. Source of water supply: Unnamed Stream

4. Location of point of diversion: 50 ft. South of W₂ Cor. Sec. 20, T. 4 N. R. 3 W. B. M.

County of Canyon

5. To be used for: Irrigation

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 240 acres.

(b) In the following legal subdivisions: SE₁ Sec. 15, T. 4 N. R. 4 W. B. M.W₂ of SW₄ of Sec. 18, T. 4 N. R. 3 W. B. M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under ft. head

[c] Is water to be returned to any stream?
return:

[d] If so, name stream and locate point of

6. Estimated cost of works: \$385.00

7. Description of works for diversion:

I. Kind of works: Ditch-- Flume

II. Dimensions of works:

[a] Height of dam feet, length of dam at top feet,

length of dam at bottom feet. Material used in construction:

[b] Capacity of reservoir acre feet. (c) Size of headgate, width feet,

Height feet. (d) Conduit Ditch width at bottom 8 feet,

width at water line 14 feet, depth of water 2 feet, diameter of pipe

inches, average grade per mile is 5.2 feet. Length of conduit is 3400 ft. miles,
and it crosses the following quarter sections: SW and LW Sec. 20; LE Sec. 19; SE
and SW Sec. 18, T. 4 N. R. 3 W. B. M.

8. The time required for the completion of the construction of such work is one years.

9. Time required for the complete application of the water to the proposed use is one
additional years.BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public
waters of the State of Idaho as herein set forth.

A. Ballentyne

Applicant.

By

Guy C. McGee

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. May 18, 1914.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 10222
 Recorded in Book 34 Page 10222 Approved May 28, 1914.
 This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.
 Bond in the sum of _____ to be filed on or before _____
 Work to begin on or before July 27, 1914 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
 One-fifth of the work above specified to be completed on or before November 28, 1914.
 The whole of said work to be completed on or before May 28, 1915.
 Beneficial use of water appropriated in accordance herewith, to be made on or before May 28, 1916.

Witness my hand this 26th day of May, 1914.

F. P. KING,

State Engineer.

Remarks:

On proper request of the holder of the above numbered permit, I have this 16th day of June, 1915, extended the time for completion of works thereunder to the 1st day of April, 1917.

J. H. Smith,

State Engineer.

STATE OF IDAHO }
) SS.
 County of Canyon }

A. Ballantyne, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 10222.

That he intends to change the point of diversion, as described in said permit, to the following described point:

A point 1200 feet S. of the N $\frac{1}{2}$ Cor. Sec. 28, T. 4 N., R. 3 W., B. 1 E., in Canyon County, State of Idaho.

That such change will be made for the following reasons, to-wit:

For economy in conducting and using the water.

That no one will be injured by such change and that deponent will make such change at his own risk.

And further deponent saith not.

A. Ballantyne

Subscribed and sworn to before me this 20th day of May, 1916.

(S E A L)

F. E. Mumford

Notary Public
 Residence, Caldwell, Idaho

My commission expires November 8, 1919.

Received by
 Checked by

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9:00 A. M., January 18, 1917.

J. H. Smith, State Engineer.

REPORT OF ENGINEER

1. State name of applicant and number of permit: A. Ballantyne, Permit No. 10222.
2. State source of water supply: Dixie Drain.
3. Location of point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 21, T. 4 N., R. 3 W.B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: _____
5. Describe works as they exist, giving dimensions and capacities of same: Headgate is 6' 8" wide, 30 in. high, 36 in. long. Headgate is of concrete, with grooves for splash-board, 1 ft. in 5 ft. or bottom, 1 to 1 slope, with a grade of 5/100 to 100'. This ditch has a cut of from 3 to 5 feet for the first 1/2 mile, then drops into an old slough and is taken out a short distance below and carried to old ditch previously used by farmers interested in this ditch. Thence carried by old ditch and its laterals to the land of owners. The capacity of this ditch is 600" Approximately. Mr. Ballantyne's laterals from the main ditch are in good shape and will carry sufficient water to irrigate his land.

6. State whether or not water has been turned into works of diversion: Water was used last season for irrigation from this ditch.

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): The NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18 has 35 acres pasture land and SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18 has 40 acres of pasture land. The NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 13 has 20 acres of pasture land and 20 acres of hay. The NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 13 has 30 acres pasture land and 5 acres of hay. The SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 13 has 35 acres of pasture and 5 acres of hay. The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 13 has 30 acres of hay and ten acres of pasture.

8. Submit map on enclosed plat, showing location and details of above description.

Remarks: All of the above pasture land has been plowed and sowed to Blue Grass, and has a good system of irrigation. There are five parties take water from this ditch out of the Dixie Drain. They are A. Ballantyne, S.W. Vail, J.Z. Motlow, J.E. Moreland, and D.G. Ruby.

This examination was made on the 9th day of January, 1918.

(Signed) C.N. Wallis

Examiner.

(This report must be sworn to when not made by an attache of the State Engineer's office)

STATE OF IDAHO

County of _____ } ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191__

My Commission Expires _____

Notary Public.

Name of Applicant - *F. H. Hollister*

T4N

T4N

SEC.

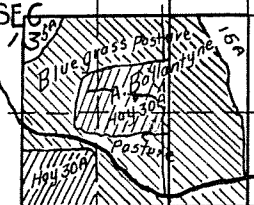
SEC.

SEC.
13

SEC.
18

SEC.

SEC.



SEC.

SEC.

SEC.
24

SEC.
19

SEC.
20

SEC.
21

R4W
R3W

main ditch

point of main
ditch (at right)

SEC.

SEC.

SEC.
25

SEC.
30

SEC.
29

SEC.
28

20

SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK



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

W.O.

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 20, 1994

RECEIVED

MAY 20 1994

WATER RESOURCES
WESTERN REGION

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

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

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
JUL 25 1994



CORPORATE HEADQUARTERS

RECEIVED

MAY 20 1994

WATER RESOURCES
WESTERN REGION

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

JUL 25 1994

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,

A handwritten signature in cursive script, appearing to read "Diana R. Delaney".
Diana R. Delaney
Chief Deputy Clerk

DRD

Enclosure

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

MICROFILMED

JUL 25 1994

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

1994 APR - 5 PM 2:52
DISTRICT COURT - SRB
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.)
17 _____)

Civil Case No. 39576

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

Petitioner,)

24 v.)

NOTICE OF WITHDRAWAL
OF COUNSEL

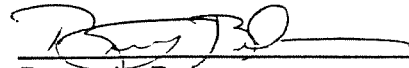
25 The United States; the State of)
26 Idaho; and all claimants to the)
27 use of water from the Snake)
28 River Basin Water System,)
_____)

Defendants.)

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 4~~th~~ day of April, 1994.

8 
9 _____
10 Bruce L. Belzer
11 Assistant General Counsel for
12 J. R. Simplot Company
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JUL 25 1994

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:

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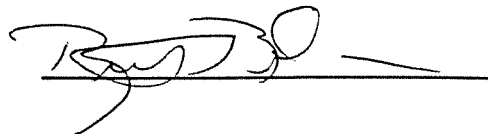
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