

01/27/2009

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

RIGHT NUMBER: 63-21537

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.670 CFS
87.100 AFY

The rights listed below are limited to a total combined diversion rate of 12.48 cfs and to a total combined annual diversion volume of 5779.7 AF.
Combined Right Nos.: 63-4968, 63-5036, 63-5038, 63-5039, 63-2731, 63-5037, 63-21537, 63-21541 and 63-7678.

PRIORITY DATE: 06/01/1949

POINT OF DIVERSION:

T04N R03W S18 SWSW Lot 8 Within CANYON County

T04N R03W S18 SESW Within CANYON County

T04N R03W S18 NWSE Within CANYON County

T04N R03W S19 SENE Within CANYON County

T04N R03W S19 NESE Within CANYON County

T04N R03W S19 NWSE Within CANYON County

T04N R03W S20 NESW Within CANYON County

T04N R03W S20 NWSW Within CANYON County

T04N R03W S20 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	01/01 12/31	0.040 CFS 2.00 AFY
STOCKWATER	01/01 12/31	0.670 CFS 85.10 AFY

Commercial use is for offices.

PLACE OF USE: STOCKWATER in CANYON County

T04N R03W S18	NESW	T04N R03W S18	NWSW
T04N R03W S18	SWSW	T04N R03W S18	SESW
T04N R03W S18	NESE	T04N R03W S18	NWSE
T04N R03W S18	SWSE	T04N R03W S18	SESE
T04N R03W S19	NENE	T04N R03W S19	NWNE
T04N R03W S19	SWNE	T04N R03W S19	SENE
T04N R04W S13	SESW	T04N R04W S13	NESE
T04N R04W S13	NWSE	T04N R04W S13	SWSE

01/27/2009

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

T04N R04W S13	SESE	T04N R04W S24	NENE
T04N R04W S24	NWNE	T04N R04W S24	SWNE
T04N R04W S24	SENE		
<u>COMMERCIAL in CANYON County</u>			
T04N R03W S19	SWNE	T04N R03W S19	SENE

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

The following rights are diverted through points of diversion described above: 63-4968, 63-5036, 63-5038, 63-5039, 63-2731, 63-5037, 63-21537, 63-21541 and 63-7678.

Stockwater use is for 6350 range cattle.



Idaho Department of Water Resources

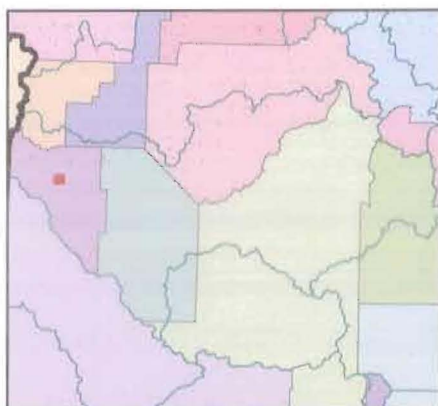
SRBA Recommendation

63-21537

(COMMERCIAL)

Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by Kay Walker
On January 27, 2009
1987/88 Aerial Photography

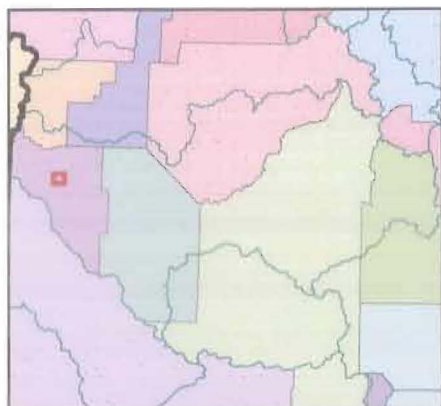


Idaho Department of Water Resources

SRBA Recommendation
63-21537
(STOCKWATER)

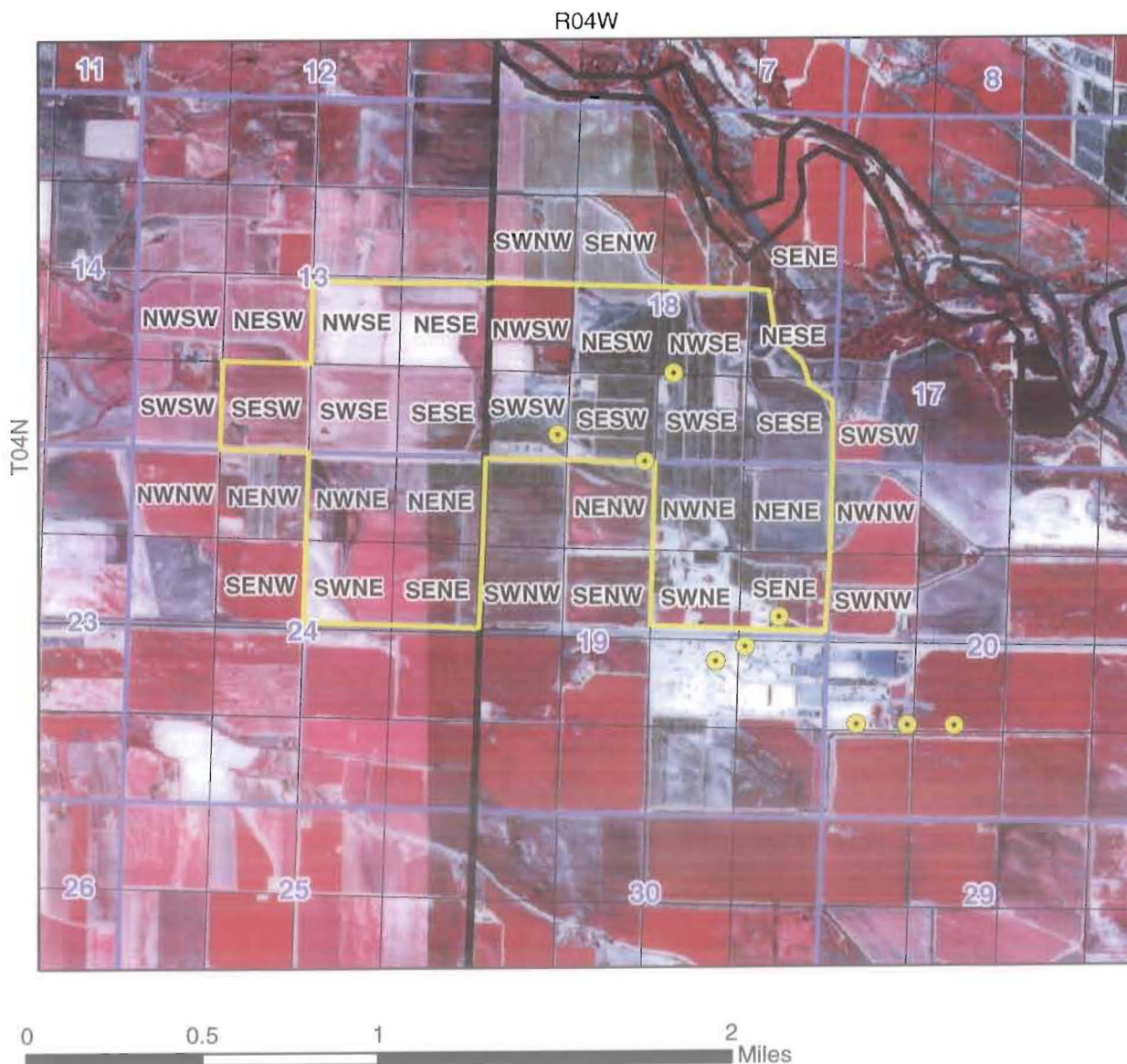
Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63

Prepared by Kay Walker
On January 27, 2009
1987/88 Aerial Photography



<u>Basin</u>	<u>Sequence</u>	<u>Rate(cfs)</u>	<u>Volume(af)</u>	<u>Water Use(s)</u>	<u>PRIORITY DATES</u>	<u>SOURCE</u>	<u>HEAD</u>	
63	21537**	0.67	85.10	COMMERCIAL, STOCKWATER	6/1/1949*	ground water	6,350	
63	21541**	0.58	35.50	STOCKWATER	1/1/1955***	ground water	2,650	
63	21598	0.44	26.80	STOCKWATER	4/15/1945	ground water	2,000	
63	21559	0.46	28.10	STOCKWATER	4/1/1955	ground water	2,100	
63	21561	0.31	18.80	STOCKWATER	4/1/1955	ground water	1,400	
63	21557	0.46	28.10	STOCKWATER	4/1/1957	ground water	2,100	
63	7678**	0.40	134.00	STOCKWATER	10/26/1972	ground water	10,000	
63	21538**	0.11		STOCKWATER, DOMESTIC	1/1/1925	ground water	1,040	Decreed
63	21539**	0.11		STOCKWATER, DOMESTIC	1/1/1930	ground water	1,040	Decreed
63	21540**	0.11		STOCKWATER, DOMESTIC	1/1/1930	ground water	1,040	Decreed
63	21597	0.04		STOCKWATER, DOMESTIC	1/1/1929	ground water	100	Decreed
						<i>total =</i>		
*pursuant to aerial photography								
**common system with 63-4968, 63-5036, 63-5038, 63-5039, 63-2731, 63-5037								
***pursuant to affidavit of Richard Bicandi								

SRBA

PARTIAL DECREE 63-21538

Issued on 03-31-2000.

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Choose Landscape Orientation when printing.

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

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000

GALLONS PER DAY.

PRIORITY DATE: 01/01/1925

POINT OF DIVERSION: T04N R03W S18 SWSW Within Canyon County

SESW

S19 NWNE

SENE

SWSENE

NENW

NENWNW

NENESE

NENWSE

S20 SWNESW

SENWSW

R04W S13 SWSE

S24 NENW

2 POINTS OF DIVERSION LOCATED IN T04N, R03W, S19, NENW.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	<u>0.11 CFS</u>
	Domestic 2 HOMES	01-01 TO 12-31	<u>0.04 CFS</u>
PLACE OF USE:	Stockwater	Within Canyon County	
	T04N R03W S18	NESW	NWSW

	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
S19	NENE	NWNE
	SWNE	SENE
R04W S13	SESW	NESE
	NWSE	SWSE
	SESE	
S24	NENE	NWNE
	SWNE	SENE

Domestic

Within Canyon County

T04N R03W S19 SENE

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

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

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).

[Return to SRBA Home Page](#)

SRBA PARTIAL DECREE 63-21539

Issued on 03-31-2000.

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NAME AND ADDRESS:	SIMPLOT LIVESTOCK COMPANY		
	PO BOX 27		
	BOISE, ID 83707		
SOURCE:	GROUNDWATER		
QUANTITY:	0.11 CFS		
	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000		
	GALLONS PER DAY.		
PRIORITY DATE:	01/01/1930		
POINT OF DIVERSION:	T04N R03W S18	SWSW	Within Canyon County
		SESW	
	S19	NWNE	
		SENE	
		SWSENE	
		NENW	
		NENWNW	
		NENESE	
		NENWSE	
	S20	SWNESW	
		SENWSW	
	R04W S13	SWSE	
	S24	NENW	
	2 POINTS OF DIVERSION LOCATED IN T04N, R03W, S19, NENW.		
PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.11 CFS
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
PLACE OF USE:	Stockwater	Within Canyon County	
	T04N R03W S18	NESW	NWSW

	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
S19	NENE	NWNE
	SWNE	SENE
R04W S13	SESW	NESE
	NWSE	SWSE
	SESE	
S24	NENE	NWNE
	SWNE	SENE

Domestic

Within Canyon County

T04N R03W S18

SWSW

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

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

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).

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SRBA

PARTIAL DECREE 63-21540

Issued on 03-31-2000.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS: SIMPLOT LIVESTOCK COMPANY

PO BOX 27

BOISE, ID 83707

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000

GALLONS PER DAY.

PRIORITY DATE: 01/01/1930

POINT OF DIVERSION: T04N R03W S18

SWSW Within Canyon County

SESW

NWNE

SENE

SWSENE

NENW

NENWNW

NENESE

NENWSE

S20

SWNESW

SENWSW

R04W S13

SWSE

S24

NENW

2 POINTS OF DIVERSION LOCATED IN T04N, R03W, S19, NENW.

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

Stockwater

01-01 TO 12-31

0.11 CFS

Domestic 1 HOME

01-01 TO 12-31

0.04 CFS

PLACE OF USE:

Stockwater

Within Canyon County

T04N R03W S18

NESW

NWSW

	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
S19	NENE	NWNE
	SWNE	SENE
R04W S13	SESW	NESE
	NWSE	SWSE
	SESE	
S24	NENE	NWNE
	SWNE	SENE
Domestic		Within Canyon County
T04N R03W S18	SESW	

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

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

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).

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-21597

WATER RIGHT NUMBER: 63-21597

Owner Type Name and Address

Current Owner J R SIMPLOT CO

Attorney J R SIMPLOT CO

Priority Date: 01/01/1929

Basis: Decreed

Status: Active

Source Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Annual Volume

DOMESTIC 1/01 to 12/31 0.040 CFS

STOCKWATER 1/01 to 12/31 0.040 CFS

Total Diversion: 0.040 CFSLocation of Point(s) of DiversionGROUND WATER SW1/4SW1/4 Sec. 17, Twp 04N, Rge 03W, B.M.
CANYON CountyPlace of Use

DOMESTIC

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												X					

STOCKWATER

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												X					

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-21597

3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS 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.
4. PARCEL NO. 4R349820000 STOCKWATER, 100 RANGE CATTLE

Remarks:Comments:

1. DUNN1 8/27/1993 COPIED FROM REMARKS
Comment: POINT OF DIVERSION LOCALLY KNOWN AS THE MARTIN SILO WELL.

Dates and Other Information:

Licensed Date:
Decreed Date: 3/31/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-21595

WATER RIGHT NUMBER: 63-21595

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SIMPLOT LIVESTOCK CO
Attorney	J R SIMPLOT CO

Priority Date: 04/01/1935

Basis: Decreed

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>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 18, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

DOMESTIC

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											X						

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. 4R349860120
4. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-21595

Comments:

1. DUNN1 8/27/1993 COPIED FROM REMARKS
Comment: POINT OF DIVERSION LOCALLY KNOWN AS THE TRAILER SPACE WELL.

Dates and Other Information:

Licensed Date:
Decreed Date: 3/31/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

MEMORANDUM

TO: SIMPLOT FILES

FROM: KAY WALKER 

RE: ADDITIONAL INFORMATION

Date: September 30, 2008

.....
See file 63-5036 for additional information obtained during field examination and prior to recommendations being made.

MEMORANDUM

TO: SIMPLOT FILES

FROM: KAY WALKER *KW*

RE: Meeting with Vic Conrad

Date: July 17, 2008

.....

Vic and I met on July 15th to discuss the claims objected to in the SRBA and my letter of September 4, 2007, in which I requested additional information regarding the claims.

see documents in file 63-5036 KW

We began by discussing evidence of priority for the feedlot system which is no longer there but should have rights recommended since it was in use and then began shutting down in 2004. It took several years for the entire feedlot to close. Vic submitted copies of aerial photography which document the expansion of the feedlot. The photos range from June of 1949 through October of 1977. He also brought a couple of photographs that were in the Simplot files showing use in the early 1940's (date based on cars in photo) and then another dated September 20, 1949. Vic stated that as the company purchased homesteads surrounding the feedlot the wells, tied to the homesteads, were plumbed into a common system to provide enough water for the cattle. The estimated numbers of cattle contained at the feedlot are as follows:

1955	9,000 head
1963	20,000 head
1971	40,000 head
1979	41,000 head (the additional 1000 head were part of a test pen that was just a temporary part of system. This is the maximum number of cattle under system.)

An affidavit was submitted to document evidence of use by a former employee with personal knowledge from 1968 through 1999. This affidavit, along with the aerial photographs allows recommendation of the feedlot claims. Claims for the feedlot are mainly Nos. 63-5038, 63-21539 and 63-7678. Although some of the claims request early priority dates Vic stated he would be acceptable to a date in the early 1940's which we can document with evidence submitted.

In regard to Claim 63-22210 (expansion in acreage of License 63-2291), evidence submitted is an aerial photograph of the land dated 6/12/1949. The land was definitely irrigated on this date.

Claim 63-21537 is for the "hospital" well, added to the system sometime between 1944 and 1963.

In regard to the processing plant Vic has obtained information of the "history" of the system and interconnection of the wells (after discussing with a former employee) and will get them typed up and submitted in an affidavit. His information from the former employee will document the expansions as they happened. The plant operates 330 days a year with a maximum use of around 5.5 million gallons per day. The water used in the plant is 10-15% consumed and what is not consumed in the plant is then discharged into their irrigation system. Evidence of the discharge into the irrigation system was submitted for 1984 which documents 4.76 million gallons per day (mgd). This flow chart does not account for the 10-15% used inside the plant nor one of the waste streams that waste water is discharged into. The uncharted waste stream would account for an additional 5% of the 5,500 mgd that has been identified. The claims should be recognized by priority date and the volumes based on rate. The industrial use would be 100% consumed since the waste water is then used for land application, i.e. irrigation of their properties.

In determining the 5.5 mgd: **4.76 mgd** (documented in 1984 discharge sheet) $\times 0.15\%$ (water used in plant and 1 additional waste stream) = **0.714 mgd + 4.76 mgd = 5.474 mgd**

5,474,000 mgd/24 hours per day = 228083.3 gallons per hour/60 min per hour = 3801.38 gallons per min/448.8 = 8.47 cfs and at 20% (water used in plant and 1 additional waste stream) they would use **8.83 cfs**.

The above quantity is fairly consistent with the findings of Carter's field examination conducted in July of 1987 on Permit 63-10034. In discussing the examiner's recommendations for that license it was noted that the processing plant does not require more water for processing but the industrial use was filed on the allow the land application of waste water year around. Since the irrigation use only covers irrigation season, the permit holders really need the industrial use to cover land application of waste water during non-irrigation season. An e-mail was sent to water allocations section addressing this matter.

2/27/08

Vic called - is still "gathering" information requested. He asked if I wanted the info he had or would I rather have it all in 1 package. I told him to submit it all together & initial hearing would be at end of May. ^{starting} few



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
DAVID R. TUTHILL, JR., Director

December 20, 2007

J R SIMPLOT CO
ATTN: VIC CONRAD
PO BOX 27
BOISE ID 83707

Re: Canyon County Claims to Water Rights

Dear Vic:

We have not received any evidence of priority for the following claims: 63-21537 (stock water & commercial uses), 63-21541, 63-21557, 63-21559, 63-21561, 63-21598 (all stock water claims) and 63-22210 (expansion of Rt. 63-2291 from Bardsley Gulch). We need some type of documentation of the date of priority for these claims in order to change the recommendations that were previously made.

We also need to have some documentation showing when the rights utilizing the 14 wells and 14 pumps were integrated into one system. Claims 63-2731, 63-3107, 63-4968, 63-5036, 63-5037, 63-5038, 63-5039, 63-7244, 63-7678, 63-10034, 63-21537, 63-21538, 63-21539, 63-21540, 63-21541, and 63-21595 are the rights I find under the claimed combined system. Information in our files does not indicate when the wells were incorporated into one system and until we receive some documentation to show that they were integrated before November 19, 1987, we will not be able to recommend the water rights as claimed. The recommendations will reflect the rights as previously recorded unless we receive this information.

It is also noticed that our Department has previously requested completion of "Industrial Use Volume" questionnaires for the rights that include industrial and/or commercial uses. Please note that a portion of Adjudication Memo No. 34 states:

1. Ground water rights

All rights recommended with a source of ground water are to include annual diversion volume, except for ground water rights or portions of ground water rights used solely for:

- a. small D&S purposes as defined by Idaho Code §§ 42-111 or 42-1401A (5) and (12), in which a diversion volume has not been previously determined.**
- b. municipal purposes,**
- c. fire protection purposes.**

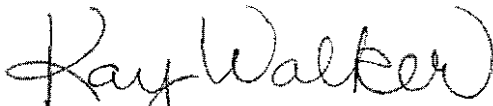
2. Other rights

All other rights to be recommended based on a license or decree that stated an annual diversion volume limitation are to include annual diversion volume.

We would certainly appreciate any information you can supply that would assist us in determining the volumes to be attached to the rights that are being used for industrial and/or commercial uses. If you need to have the questionnaire form sent to you again, please do not hesitate to contact me. If no information is received we will base the volume amounts on what we determine is necessary for the claimed uses.

Please submit all the requested information on or before **January 31, 2008**. Once we receive the information we will need to conduct field examinations on the claims that were not previously substantiated. If you have any questions concerning this letter, or if you need additional time to submit the requested information, please do not hesitate to contact me at 334-2190.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in black ink and is positioned above the printed name.

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Walker, Kay

From: Walker, Kay
Sent: Friday, October 05, 2007 1:10 PM
To: Conrad, Vic E
Cc: Walker, Kay
Subject: RE: Canyon County Claims

Hi, Vic...

Thanks for your quick response! I don't need to meet with the retired maintenance man – he just needs to write an affidavit of his recollection of when the system was interconnected and any other information that he can provide in support of the claims.

Kay

From: Conrad, Vic E [mailto:Vic.Conrad@simplot.com]
Sent: Thursday, October 04, 2007 3:59 PM
To: Walker, Kay
Subject: RE: Canyon County Claims

We gathered water use records on the question of the annual volume used in the plant. I am trying to reach the maintenance man who operated the water system on the feedlot. This person is retired, but is living in Caldwell. He will be able to confirm that all of these points of diversion were connected long before 1987. I just need to connect with him. Once I reach him, would you like to meet him to ask about the water system?

From: Walker, Kay [mailto:Kay.Walker@idwr.idaho.gov]
Sent: Thursday, October 04, 2007 2:54 PM
To: Conrad, Vic E
Cc: Walker, Kay
Subject: Canyon County Claims

Hi, Vic...

I was wondering if you had gathered the information requested in my letter of September 4th yet. I have not heard anything from you and thought maybe an e-mail would remind you that we still need information regarding claims in Canyon County. I have scanned my letter and attached it to this e-mail in case you have not received it. Please let me know when to expect your information. Thanks!!

Kay Walker
IDWR Western Region
334-2190

10/5/2007