

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 43-2313A

WATER RIGHT NUMBER: 43-2313A

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SIMPLOT BOISE, ID 83707
Current Owner	GARY B HARPER 2040 E 850 S DECLO, ID 83323 (208)645-2227
Original Owner	J R SIMPLOT CO PO BOX 27 BOISE, ID 83707
Original Owner	RUBY A SIMPLOT BOISE, ID

Priority Date: 06/19/1948

Basis: License

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 10/31	5.200 CFS	
	<u>Total Diversion:</u>	5.200 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 2,	Twp 12S,	Rge 26E, B.M.
CASSIA 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	
12S	26E	2					40.0	40.0	40.0	40.0	40.0	25.0			40.0	40.0			305.0

Total Acres: 305

Conditions of Approval:Remarks:

- General 2 P/D IN SWNW, S2, T12S, R26E.^^^

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 43-2313A

Comments:

Dates and Other Information:

Claim Received Date: 6/8/89
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
43-2382	432382	___	_____	_____	___
43-2313A	43 2313A	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) JR SIMPLOT COMPANY
ONE CAPITAL CENTER Box 27 Boise
4. New Owner/Claimant(s) GARY B. HARPER
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2040 E. 850 S.
- City, State and ZIP Code DECILO ID 83323
- New Telephone Number () 645-2227
5. Date you acquired the property 15 DEC 1998

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Gary B. Harper
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, set on this 15th day of December, 1998, that **J.R. SIMPLOT COMPANY**, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, to it in hand paid by **GARY B. HARPER AND SUSAN C. HARPER**, husband and wife, ("Grantee") does and by these presents hereby grants, bargains, sells and conveys unto the said Grantee, their heirs, successors and assigns, the personal property described on Exhibit A, attached hereto and incorporated herein, situated on certain real property located in Cassia County, Idaho, which real property is described on Exhibit B, attached hereto and incorporated herein.

TO HAVE AND TO HOLD, AS IS and WHERE IS, the same to said Grantee, their heirs, successors and assigns, forever; and the undersigned for its successors and assigns hereby covenants and agrees to and with the said Grantee their heirs, successors and assigns, to warrant and defend the title to said property, goods and chattels against the lawful claim of all and every person and persons whomsoever.

IN WITNESS WHEREOF, Grantor has caused this document to be executed and affixed by its duly authorized officers this 15th day of December, 1998.

J.R. SIMPLOT COMPANY

By 

STEPHEN A. BEEBE, President & CEO

ATTEST:



RONALD N. GRAVES, Secretary

EXHIBIT A

Personal Property Detail

Description

1. General Electric Motor 100 horse, model - 5K6276XC72A, serial - UYJ703126
2. Well head - Lane & Bowler, model - 14RH, serial - D10263
3. Booster - Marathon Electric Motor 100 horse, model VH404TTDS8264-N, serial - 19-00395-7/26-07
4. Cornell Pump, model - 6RB100-4, serial - 63230
5. Wade's Rain Movers, 3 lines; 34 joints per line
6. 2 extra wheels to go around the pump on 1 line
7. Pomona Turbine Pump, serial - PD315
8. Fairbanks Morris Motor 50 horse, serial - PS163L, Frame - 2005 #F225781, BM, H6L1088A-14
9. Valley Pivot, model - 6000, serial - 1812020 Rev. G., 7 towers; endgr & Booster
10. 75 joints of handline

EXHIBIT B

PARCEL ONE

Northwest quarter of Section 2, Township 12 South, Range 26 East, Boise Meridian, Cassia County, Idaho.

Excepting and reserving a 20 foot easement for a domestic water pipeline, the centerline of which is described as follows:

Beginning at the West $\frac{1}{4}$ corner of Section 2 - 12S - 26E; thence West 80 feet along the South line of the Northwest $\frac{1}{4}$ of Section 2 to the True Point of Beginning and the Centerline of this description; thence

North 2335.89 feet to a point 100 feet South of the County road right of way; thence

East 80 feet more or less to the West line of Section 2 and the Point of Terminus.

PARCEL TWO

North half of the Southeast quarter and the North half of the Southwest quarter, Section 2, Township 12 South, Range 26 East, Boise Meridian, Cassia County, Idaho.

PARCEL THREE

All of Blocks 5, 6, 14, 15, 16, 17, 18, 19, 20 & 21, together with the streets and unnamed block fragments adjoining the above blocks in the Townsite of Idahome, Cassia County, Idaho, excepting and reserving the following described parcel:

Part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3 of Township 12 South, Range 26 East of the Boise Meridian, also being part of Blocks 16, 17 & 18 of the Idahome Townsite.

Beginning at the NE corner of Section 3 of T.12 S., R.26 E., B.M. said corner marked by a 5/8" rebar which shall be the Point of Beginning; thence

South 00° 08' 03" East along the east line of Section 3 for a distance of 203.58 feet to a $\frac{1}{2}$ " rebar; thence

North 89° 36' 57" West for a distance of 671.52 feet to a $\frac{1}{2}$ " rebar; thence

North 00° 43' 05" East for a distance of 199.27 feet to a $\frac{1}{2}$ " rebar; thence

South 89° 59' 04" East along the north line of Section 3 for a distance of 668.53 feet to the Point of Beginning.

Subject to a county road right of way along the north and east sides, State Highway 81 right of way along the west side, the Plat of Idahome Townsite and to any other easements or right of ways existing or of record.

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: A43-02313A
Date Received: 6-08-89
Receipt No: C007327
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. R. SIMPLOT COMPANY
Address: P.O. BOX 27
BOISE, ID 83707

2. Date of Priority: JUN 19, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	26E	2	SW	NW			CASSIA

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/31	5.200		

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

8. Total consumptive use is 915.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	26E	2	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0

A43-02313A

Page 1

Date: 06/06/89

MICROFILMED
MAR 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	26E	2	SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	25.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
						Section Acres	305.0
						Total Acres	305.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
43-02382

14. Remarks:
2 P/D IN SWNW, S2, T12S, R26E.

15. Basis of Claim: LICENSE
Water Right Number: 20508

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: One Map

For Organizations:

I do solemnly swear or affirm that I am _____ Secretary _____ of _____ Title _____
J. R. Simplot Company, that I have signed the foregoing
_____ Organization
document in the space below as _____ Secretary _____ of
_____ Title _____
J. R. Simplot Company and that the statements contained in the
_____ Organization
foregoing document are true and correct.

Harold L. Gower
Signature of Authorized Agent
Secretary, J. R. Simplot Company
Title and Organization

6-7-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of June 19 89

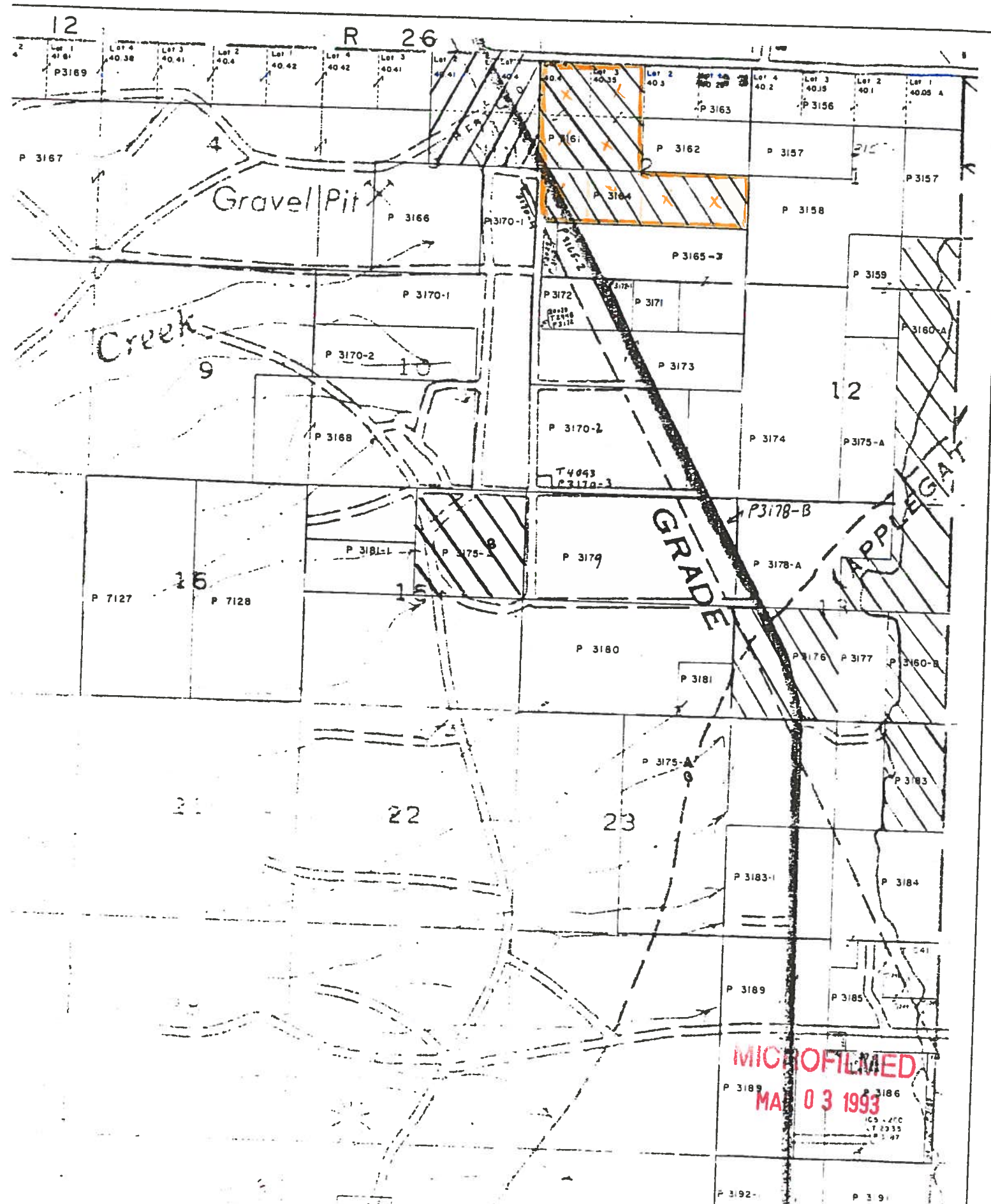
Vicki A. Gower
Notary Public

Seal

Residing at _____ Meridian _____

My Commission Expires 11-06-91

A43-C2313A



INPUT: AJ_SELECTION:FRAZEE-NAME-SIMPLOT.SET

ADJUDICATION ATTORNEY NAME ADD/UPDATE

TIME: 23:15:44.0
PAGE: 3

TYPE OF ACTION: ADD
MODIFY ALL FIELDS FLAG:

LAST NAME: YOUNG, GRAY OR BRUCE BELZER
ADDRESS LINE 1: J R SIMPLOT CO LEGAL DEPT
ADDRESS LINE 3: PO BOX 27
CITY: BOISE

FIRST NAME:
ADDRESS LINE 2: 999 MAIN ST STE 1300
STATE: ID ZIP: 837070027
PHONE NUMBER: (208) 389-7318

A36-04180	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-04181	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-04182	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-04256	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-07333	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-07636	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-08154	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-13319	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-13320	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00141	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00142	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00143	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00465	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00692A	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00692B	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-11907	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-11908	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00099C	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00100C	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00101C	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00102C	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00103C	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00104B	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00105	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00106	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00107	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00256	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00257	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00258	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00275	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00276	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00277	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00317	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00318	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00481	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02010	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02045	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02115A	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02115B	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02313A	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02329	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02378	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02382	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02471	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02472	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02473	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02475	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02483	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02484	ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE

GRAY YOUNG
BRUCE BELZER
Attorneys at Law
J. R. Simplot Company Legal Department
999 Main Street, Suite 1300
P.O. Box 27
Boise, ID 83707
(208) 389-7318
(208) 389-7515 Telefacsimile

Attorneys for J. R. Simplot Company

RECEIVED
JAN 21 1992

Department of Water Resources

RECEIVED

APR 06 1993

Department of Water Resources
Southern Region Office

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF CASSIA

In Re the General Adjudication
of Rights to the Use of Water
From the Snake River Drainage
Basin Water System.

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States;
The State of Idaho;
and All Claimants to the Use
of Water from the Snake River
Basin Water System,

Respondents.

ALICE FOSHA, HELEN FLINT, and
BEVERLY ADAMS, individuals,

Plaintiffs,

vs.

A. KENNETH DUNN, Director of the
Department of Water Resources
of the State of Idaho,

Twin Falls County
Civil Case No. 39576

and

Cassia County
Civil Case No. 13770-12-83

NOTICE OF APPEARANCE

*Don modified thru
C.A.N. program.*

*4-1-93
- Jf*

Defendants.)

IN THE MATTER OF THE GENERAL)
DETERMINATION OF RIGHTS TO THE)
USE OF GROUNDWATER DIVERTED)
FROM SECTIONS 19, 20, 21, 28, 29,)
30, 31, 32, AND 33, T. 11 S.,)
R. 27 E., B.M.)

A. KENNETH DUNN, Director of the)
Department of Water Resources)
of the State of Idaho,)

Counterplaintiff,)

vs.)

ALICE FOSHA, HELEN FLINT, and)
BEVERLY ADAMS, individuals,)

Counterdefendants.)

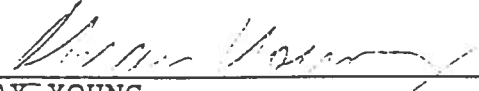
TO ALL PARTIES:

GRAY YOUNG, Assistant General Counsel, J. R. Simplot
Company, hereby enters his appearance as co-counsel on behalf
of J. R. Simplot Company in this action. All notices to
J. R. Simplot Company should be delivered to the following
address:

Gray Young
Bruce Belzer
J. R. Simplot Company
Legal Department
999 Main Street, Suite 1300
P.O. Box 27
Boise, ID 83707

DATED this 20th day of January, 1992.

By


GRAY YOUNG

Assistant General Counsel

4507vrl-20-92/1:42

CERTIFICATE OF MAILING

I HEREBY CERTIFY that a true and correct copy of the foregoing NOTICE OF APPEARANCE was mailed this 20th day of January, 1992, in an envelope with sufficient first-class postage prepaid thereon to the following:

Idahome Farms, Inc.
1925 Oakley Avenue
Burley, ID 83318

Dennis Jay Harper
Star Route
Declo, ID 83323

Roland Allen Land &
Livestock
Star Route
Malta, ID 83342

Mark J. Taylor
Strong & Hanni
5th Floor, Boston Building
Salt Lake City, UT 84111
Attorney for Fosha, et al.

Leo A. Jardine
Jardine, Linebaugh,
Brown & Dunn
Suite 400
370 East South Temple
Salt Lake City, UT 84111
Attorney for Raft River Ranches, Inc.

A. Lynne Krogh-Hampe
Deputy Attorney General
Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706-2237


VICKI SPANGLER

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-2313A V1

WATER RIGHT NUMBER: 43-2313A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY B HARPER 2040 E 850 S DECLO, ID 83323 (208)645-2227
Original Owner	SIMPLOT BOISE, ID 83707
Original Owner	J R SIMPLOT CO PO BOX 27 BOISE, ID 83707
Original Owner	RUBY A SIMPLOT BOISE, ID

Priority Date: 06/19/1948

Basis: License

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	03/15 to 11/15	5.200 CFS	1,220.00 AF
	<u>Total Diversion:</u>	5.200 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4NW1/4	Sec. 2,	Twp 12S,	Rge 26E, B.M.
CASSIA 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	
12S	26E	2	39.0	39.0	38.0	39.0	39.0	39.0	33.0		39.0	39.0			39.0	39.0			305.0
					L 3				L 4										

Total Acres: 305

Conditions of Approval:

- 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:

- Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1220 AF. COMBINED RIGHT NOS.: 43-2382 AND 43-2313A.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-2313A V1

2. Place of Use USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
- Irrigation COMBINED TOTAL OF 305 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT
NOS. 43-2382 AND 43-2313A.

Comments:

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

05/11/2001

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-2313A

J R SIMPLOT CO
PO BOX 27
BOISE ID 83707

GARY B. HARPER
2040 E. 850 S.
DECLO, ID 83323

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2 - wells on this Property rather than one
ONLY ONE is or will be used

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

___ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 27 MAY

SIGNATURE:

Gary B. Harper

Please print your name:

GARY B. HARPER

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

02/27/2001

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

RIGHT NUMBER: 43-2313A

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

SOURCE: GROUND WATER

VERIFIED BY: *KKC*

QUANTITY: 5.2 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1220 AF. COMBINED RIGHT
NOS.: 43-2382 AND 43-2313A.

PRIORITY DATE: 06/19/1948

POINT OF DIVERSION: T12S R26E S2 SWSWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	5.20 CFS 1,220.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T12S R26E S2	LOT 3	NENW	39
T12S R26E S2		SWNW	38
T12S R26E S2		NESW	39
T12S R26E S2		NESE	39
T12S R26E S2	LOT 4	NWNW	39
		SESW	39
		NWSW	33
		NWSE	39

305 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 305 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS. 43-2382 AND 43-2313A.

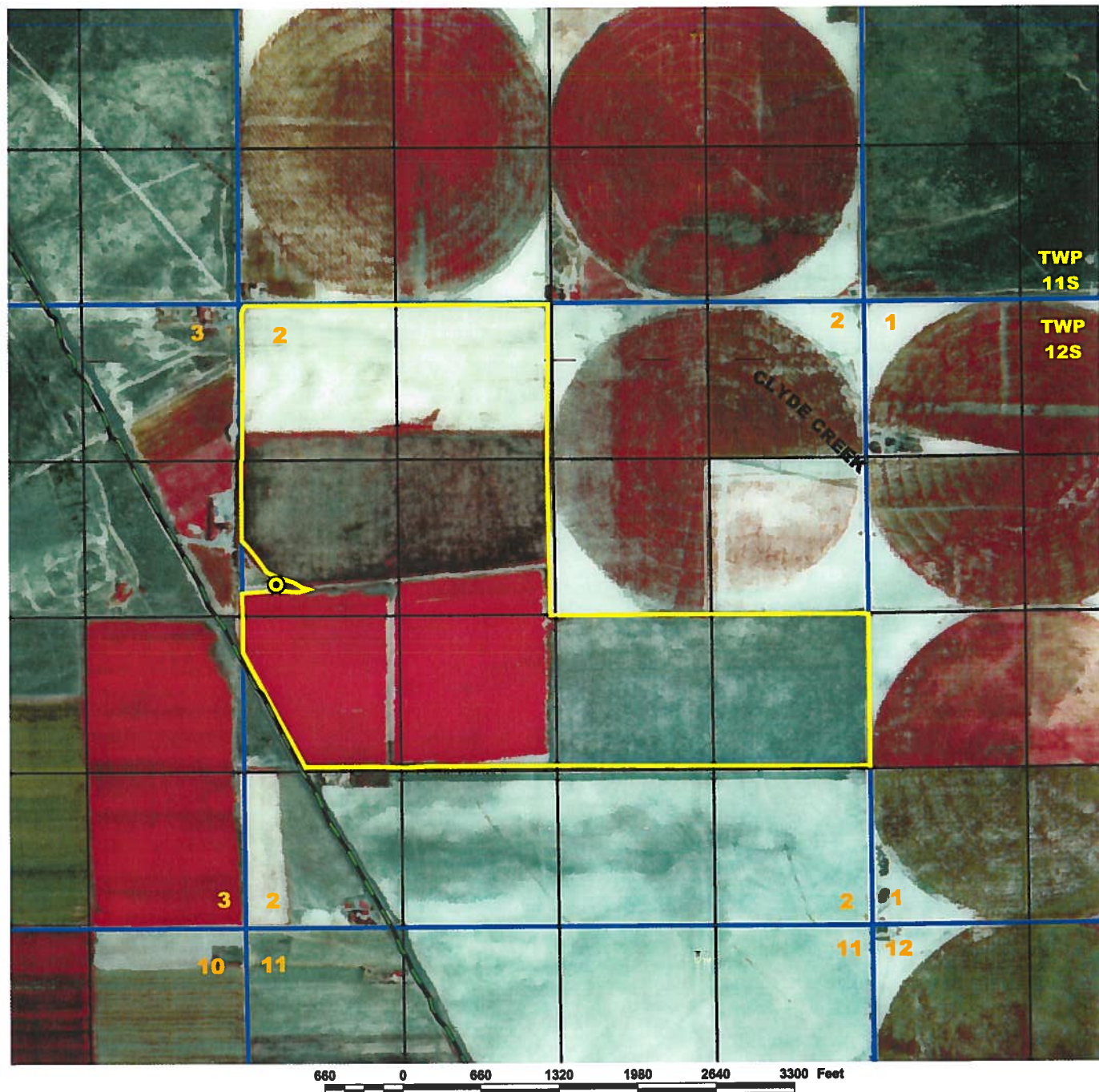
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
43-2382 AND 43-2313A**



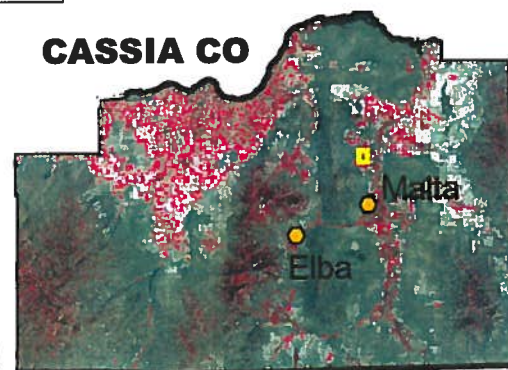
PLACE OF USE
TWP 12S, RNG 26E, SEC 2
Data entry on February 27, 2001

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**



CASSIA CO



SD-0611-2 Basin: 43 Starting Water Right: 02313

S	Water	Name	W	Priority	STG/	Use	Y
L	Right No.	Last, First	N	Date	STS	Source	Desc
-	43-02313	SIMPLOT, RUBY A.	C	00/00/0000	/Z		WR
-	43-02313A	SIMPLOT, RUBY A. 5.2	C	06/19/1948	L/	GROUNDWATER	IRR WR
-	43-02313B			00/00/0000	/Z		WR
-	43-02313C	KOBE BROTHERS	C	06/19/1948	L/	GROUNDWATER	IRR WR
-	43-02313D	BUCK, THAYNE	C	06/19/1948	L/	GROUNDWATER	IRR WR
-		BUCK, MARILYN	C				
-	A43-02313A	J R SIMPLOT COMPANY 5.2	C	06/19/1948	L/	GROUNDWATER	IRR AJ
-	A43-02313B	SPLIT RIGHT	C	06/19/1948	/Z	GROUNDWATER	IRR AJ
-						SPLIT RIGHT	
-	A43-02313C	HARPER, SUSAN	C	06/19/1948	L/	GROUNDWATER	IRR AJ
-		HARPER, GARY B.	C				
-	A43-02313D	BUCK, THAYNE	C	06/19/1948	L/	GROUNDWATER	IRR AJ
-		BUCK, MARILYN	C				
-	R43-02313B	SPLIT RIGHT	C	06/19/1948	/Z	GROUNDWATER	IRR AJ
-						SPLIT RIGHT	

* Decreed copied to Water Right Database (G6=Print Profile Rpt) (G8=Cancel)
 (Enter=Continue) (G1=Print Screen Query) (G7=This Query) (Menu _____)

CLAIM NUMBER A43-02382 DATE 2-27-01
A43-02313A AGENT KKC

TRANSFER NUMBER _____

CLAIMED ACRE TOTAL 30

GIS ACRE TOTAL _____

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	<u>12S</u>	<u>26E</u>	<u>2</u>					<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>25</u>			<u>40</u>	<u>40</u>			<u>3</u>
GIS								<u>39</u>	<u>39</u>	<u>38</u>	<u>39</u>	<u>39</u>	<u>33</u>			<u>39</u>	<u>39</u>			<u>3</u>
RECOM													<u>34</u>							
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B43-POU.SHP

SHAPE NOS.

305 Acres

2313 A

5.20cfs

x.02

2382

152cfs

6.10cfs

5.72cfs

B43-POD.SHP

NOS. DESCRIPTION

Vol for 43-2382

.52 * 1.98 * 246 days = 253 AFA

for 2313 A

305 * 4 = 1220 AFA

DBF TABLES UPDATED _____

B43-DBPOU.DBF _____

B43-DBPOD.DBF _____

JPEG LAYOUT _____

State of Idaho License and Certificate of Water Right

Water License No. 2058

Water District No.

Amount 5.2 cubic feet per second

Priority June 27, 1953

THIS IS TO CERTIFY that

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 10, 1943, that Permit No. 2058 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.2 second feet, was issued thereunder on August 28, 1954, showing that said works were completed on the 27th day of June, 1953, and that on the 27th day of June, 1953,

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of the falls on the Boise River, for the purpose of irrigation

, under Use Permit No. 2058 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 9 of Licenses at page 1339, on the 28th day of August, 1954.

The right hereby confirmed dates from June 10, 1943.

The Point of Diversion is located

in the NW 1/4, Sec. 2, Tp. 12 S., R. 10 E., B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S.	26 S.	2	NE 1/4	40	40
			N 1/2	40	40
			S 1/2	40	40
			SW 1/4	40	40
			NE 1/4	40	40
			N 1/2	40	40
			S 1/2	40	40
			SW 1/4	40	40
			Number of Acres Actually Irrigated	-	305

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, at Boise, Idaho, this 28th day of August, 1954.

(SEAL)

E. N. HUMPHREY
Deputy State Reclamation Engineer.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:16:12
11/29/99

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A43-02313A

154

LAST: SIMPLOT FIRST: RUBY A

ADDRESS:

CITY: BOISE

PHONE NUMBER: 208-000-0000

STATE: ID ZIP: 0

OWNER CODE: 0

LAST: J R SIMPLOT COMPANY

ADDRESS: PO BOX 27

CITY: BOISE

PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83707

OWNER CODE: C

LAST: SIMPLOT

ADDRESS:

CITY: BOISE

PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83707

OWNER CODE: K

LAST: YOUNG OR TERRY UHLING

ADDRESS: ENV AND REGULATORY AFFAIRS

J R SIMPLOT COMPANY

PO BOX 27

CITY: BOISE

PHONE NUMBER: 208-389-7318

FIRST: GRAY

STATE: ID ZIP: 837070027

OWNER CODE: A

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: GEN 2 P/D IN SWNW, S2, T12S, R26E.

DATABASE

Y

FIELD

EXAMINER

Y() N()

✓

CONTACT PERSON: _____ PHONE NUMBER: (____) ____-____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) TIME: ____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) ____-____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A43-02313A PRIORITY DATE: 06-19-1948 STAGE: L

B. WR RECORD: # 43-02313A PRIORITY DATE: 06-19-1948 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(✓) N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(✓)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW) Y() N(✓)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(✓) Y() N()

FIELD EXAM COMPLETED N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()

LICENSE ISSUED N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A() Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(✓) N()

NOTES:

RECOMMENDED PRIORITY DATE:

06-19-1948
REVIEWED BY RA

DATE 12/2/99

POINT OF DIVERSION REVIEW SHEET

CLAIM NUMBER: A43-02313A

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A43-02313A	12S	26E	2	SW	NW				CASSIA		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A43-02382
A43-10397

WR RECORDS IN SAME 40 ACRE TRACT

43-02382
43-04201

SOURCE: GROUNDWATER ✓

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
43-02313A	12S	26E	2	SW	NW				CASSIA		

OTHER WR RECORDS WITH SAME WR POD

43-02382
43-04201

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX
A43-02382
A43-10397

SOURCE: GROUNDWATER ✓

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N() ✓

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N() ✓

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N() ✓

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N() ✓

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N() ✓

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N() ✓

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) 7/21/2024

AJ FIELD EXAM (DATE OF FIELD EXAM)

NAME OF EXAMINER

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

Recommend as licensed and claimed.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)									
TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME
12S	26E	2	SW	NW			FLAG	CASSIA	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—
SOURCE: GROUNDWATER									
TRIB:									

REVIEWED BY: *RB* DATE: *12/12/99*
SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS:		A43-02313A
		A43-02313B
		A43-10632
		R43-02313B
		R43-10632
		A43-02313C
		A43-02313D
		R43-02313C
		R43-02313D

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	26E	2	NE	NW		J R SIMPLOT COMPANY	A43-02313A / 40.0	43-02313A / 40.0			
			NE	NW		J R SIMPLOT COMPANY	A43-02382 / 40.0	43-02382 / 40.0			
			NE	NW		J.R. SIMPLOT CO.		43-04201 / 40.0			
12S	26E	2	NW	NW		J R SIMPLOT COMPANY	A43-02313A / 40.0	43-02313A / 40.0			
			NW	NW		J R SIMPLOT COMPANY	A43-02382 / 40.0	43-02382 / 40.0			
			NW	NW		J.R. SIMPLOT CO.		43-04201 / 40.0			
12S	26E	2	SW	NW		J R SIMPLOT COMPANY	A43-02313A / 40.0	43-02313A / 40.0	40.0		40.0
			SW	NW		J R SIMPLOT COMPANY	A43-02382 / 40.0	43-02382 / 40.0			
			SW	NW		J R SIMPLOT COMPANY	A43-10397 /	- /			
			SW	NW		J R SIMPLOT COMPANY	43-10397 /	- /			
			SW	NW		J.R. SIMPLOT CO.		43-04201 / 40.0			
12S	26E	2	SE	NW		J R SIMPLOT COMPANY	A43-02313A / 40.0	43-02313A / 40.0	38.0		
			SE	NW		J R SIMPLOT COMPANY	A43-02382 / 40.0	43-02382 / 40.0			
			SE	NW		J.R. SIMPLOT CO.		43-04201 / 40.0			
12S	26E	2	NE	SW		J R SIMPLOT COMPANY	A43-02313A / 40.0	43-02313A / 40.0	40.0		40.0
			NE	SW		J R SIMPLOT COMPANY	A43-02382 / 40.0	43-02382 / 40.0			
			NE	SW		J.R. SIMPLOT CO.		43-04201 / 40.0			
12S	26E	2	NW	SW		J R SIMPLOT COMPANY	A43-02313A / 25.0	43-02313A / 25.0	41.0		
			NW	SW		J R SIMPLOT COMPANY	A43-02382 / 25.0	43-02382 / 25.0			
			NW	SW		J.R. SIMPLOT CO.		43-04201 / 30.0			
12S	26E	2	NE	SE		J R SIMPLOT COMPANY	A43-02313A / 40.0	43-02313A / 40.0	41.0		
			NE	SE		J R SIMPLOT COMPANY	A43-02382 / 40.0	43-02382 / 40.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NE	SE		J.R. SIMPLOT CO.		43-04201 / 40.0			
12S	26E	2	NW	SE		J R SIMPLOT COMPANY	A43-02313A / 40.0	43-02313A / 40.0	42.0		
			NW	SE		J R SIMPLOT COMPANY	A43-02382 / 40.0	43-02382 / 40.0			
			NW	SE		J.R. SIMPLOT CO.	43-04201 / 40.0				
ADDITIONAL POU FOUND											

TOTAL ACRES	A43-02313A	305.00	305.00	242.00
POU COUNTY: CASSIA				

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

Y() N()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV.	RATE	DIV.	RATE/ACRE	DIV.	VOL.	DIV.
A43-02313A	GROUNDWATER	J R SIMPLOT COMPANY		5.200		0.017			
A43-02382	GROUNDWATER	J R SIMPLOT COMPANY		0.520		0.001			

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A43-10397	DOMESTIC	J R SIMPLOT COMPANY	FROM 01-01	TO 12-31	0.040 CFS
A43-10397	STOCKWATER	J R SIMPLOT COMPANY	FROM 01-01	TO 12-31	0.120 CFS
43-10397	DOMESTIC	J R SIMPLOT COMPANY	FROM 01-01	TO 12-31	0.040 CFS
43-10397	STOCKWATER	J R SIMPLOT COMPANY	FROM 01-01	TO 12-31	0.120 CFS

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 43-02382

Y() N()

sample
125, 26E, 2

A43-02313A
A43-02382

SEE
DP-16

2153
T1519

2 2193
T1518

8
76.6

7
77.7

6
37.1

2585
T1520

T1521

AJC5 acres = 273.7

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

☒ NAPP, IDWR NO. CC37; ☒ ASCS PHOTO; () OTHER _____

NOTES:

*licensed to 305.0 acres; claimed as licensed;
verified by NAPP & ASCS photo*

RECOMMENDATIONS:

TOTAL ACRES: 305.0 N/A ()REVIEWED BY: RB DATE: 12/9/99

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A43-02313A IRRIGATION	FROM 03-15 TO 10-31	5.200 CFS ✓	
TOTAL DIVERSION RATE/VOLUME		5.200 CFS ✓	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
43-02313A IRRIGATION	FROM TO	5.200 CFS ✓	
TOTAL DIVERSION RATE/VOLUME		5.200 CFS ✓	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(✓) N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N(✓)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N(✓)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(✓) N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N(✓)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N(✓)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(✓) Y() N()

NOTES:

Standard irrigation season for this area is 3-15 to 11-15; no season on base.

AJ CLAIM TOTAL DIVERSION RATE: 5.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 5.200 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

FLOW MEASUREMENT

MEASUREMENT METHOD n/a, SEE ATTACHED CALCULATIONS.

F.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 305 x 0.02 CFS/ACRE = 6.1 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 305 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 1220 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 915.0 AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS

[illegible]

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	DATABASE EXAMINER	REC. DIV VOL. AF/A	DATABASE EXAMINER	REC. CONS. USE
IRRIGATION	03-15 11-15 19-24	5.200	1330	1330	915.0	
TOTAL FOR THIS RIGHT		5.200			915.0	

NON-IRRIGATION USES CLAIMED: NONE

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: RA DATE: 12/19/99

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

F02 (2, 145, 265, 50, 20N4)

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP	ACCEPTED AS CLAIMED	NEEDS REVIEW
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()
	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 43-02313

DATABASE 11.520 CFS
TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A43-02313B	A43-02313A	5.200	R43-02313C	2.700	43-02313A	5.200
A43-02383	A43-02313C	2.700	R43-02313D	0.500	43-02313C	2.700
-	A43-02313D	D.500	R43-10632	6.320	43-02313D	0.500
-	A43-10632	6.320	-	-	43-02383	3.120
TOTAL CFS		14.720		9.520		11.520

DIVERSION RATE REVIEW

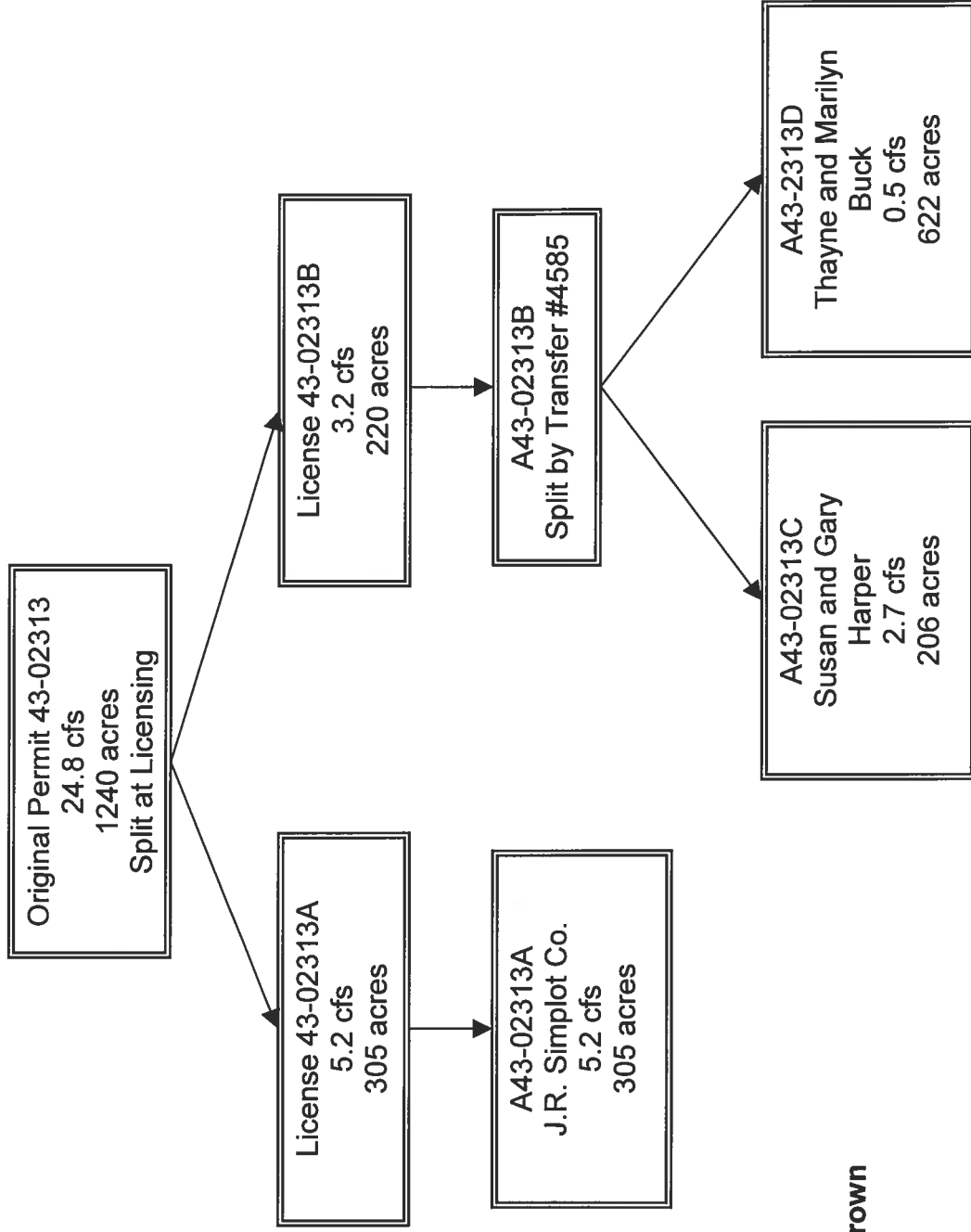
DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE N
FIELD EXAMINER Y() N()

NOTES:

See attached split analysis

SPLIT ANALYSIS OF SRBA CLAIMS



Analysis by Roxanne Brown
December 2, 1999

AUTHENTICATION:

SIGNATURE:

Royanne Brown

DATE:

12/2/99

NAME OF FIELD EXAMINER:

TITLE:

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☐ ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR IO NO. _____	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
☒ NAPP	DATE OF PHOTO _____ <u>1987/88</u> IDWR IO NO. <u>CC32</u>	Y() N() ☒
☒ ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N() ☒
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
☒ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:16:12
11/29/99

PAGE: 18
QUICKLOOK INFORMATION

CLAIM NUMBER: A43-02313A

171

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:17:27
11/29/99
172

PAGE: 19
PROFILE REPORT

CLAIM NUMBER: A43-02313A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J R SIMPLOT COMPANY	06/19/1948	IRRIGATION	03-15-10-31	5.200 CFS	1220
				TOTAL DIVERSION:		5.200 CFS
				CONSUMPTIVE USE:		945.00 AFA

Water Source: GROUNDWATER

Stage: LICENSE

Point(s) of Diversion:

T12S R26E S02

SWNW

CASSIA County

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE			
		NENE NWNE SWNE SENE		NNWN MNWN SWNW SENW		NWSW SWSW SESW		NWSE SWSE SESE			
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
12S	26E	2		40	40	40	40	40	40	40	40
										TOTAL ACRES	
										305.0	
										305.0	

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: 43-02382

Remarks: GEN 2 P/D IN SWNW, S2, T12S, R26E.

Dates: Exam Made Date: Verified Date: 02/26/1985 Objection Filed Date:

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

FOR: 2, 12S, 26E, S2, T12NW
E05: 1220
E11: 305