

COPY

RECEIVED

AUG 17 2001

Department of Water Resources
Southern Region

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 43-2547
Date Received: 6/8/89
Receipt No: C007327
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

J R SIMPLOT CO
PO BOX 27
BOISE ID USA 83707

Phone:

2. Date of Priority: 04/25/1962

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	26E	12	SE SE	CASSIA	
12S	27E	19	NE SW	CASSIA	
12S	26E	24	NE NE	CASSIA	
12S	26E	13	SW NE	CASSIA	

5. Description of diverting works:

5 WELLS, PUMPS, AND MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	4	

7. Total Quantity Appropriated is:

4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
12S	26E	1	SE	SE		IRRIGATION	14
						Section Acres	14
12S	26E	12	NE	NE		IRRIGATION	11
			SE	NE		IRRIGATION	14
			NE	SE		IRRIGATION	32
			SE	SE		IRRIGATION	39
						Section Acres	96
12S	26E	13	NE	NE		IRRIGATION	39
			SE	NE		IRRIGATION	40
			SW	NE		IRRIGATION	27
			NE	SE		IRRIGATION	39
			SE	SE		IRRIGATION	39
						Section Acres	184
12S	26E	24	NE	NE		IRRIGATION	39
			SE	NE		IRRIGATION	39
						Section Acres	78
12S	27E	6	NE	NW	3	IRRIGATION	11
			NW	NW	4	IRRIGATION	21
			SE	NW		IRRIGATION	30
			SW	NW	5	IRRIGATION	49
			NE	SW		IRRIGATION	30
			NW	SW	6	IRRIGATION	49
			SW	SW	7	IRRIGATION	39
						Section Acres	229
12S	27E	7	NW	NW	1	IRRIGATION	45
			SE	NW		IRRIGATION	17
			SW	NW	2	IRRIGATION	51
			NE	SW		IRRIGATION	19
			NW	SW	3	IRRIGATION	51
			SE	SW		IRRIGATION	38
			SW	SW	4	IRRIGATION	51
						Section Acres	272
12S	27E	18	SE	NW		IRRIGATION	39
			NE	NW		IRRIGATION	40
			NW	NW	1	IRRIGATION	51
			SW	NW	2	IRRIGATION	51
			NE	SW		IRRIGATION	39
			NW	SW	3	IRRIGATION	51
			SE	SW		IRRIGATION	39
			SW	SW	4	IRRIGATION	51
						Section Acres	361
12S	27E	19	NE	NW		IRRIGATION	36
			NW	NW	1	IRRIGATION	51
			SE	NW		IRRIGATION	7

SW	NW	2	IRRIGATION	51
			Section Acres	145
			Total Acres	1379

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: 43-2378, 43-2484, 43-2522, 43-2548, & 43-10426

14. Remarks:

2 WELLS IN SEC. 19, NE 1/4, SW 1/4

CLAIM AMENDED TO INCLUDE ALL IRRIGATED ACRES IN THE SYSTEM UNDER A PERMISSABLE PLACE OF USE. THIS RIGHT IS LIMITED TO 200 ACRES. 6/22/01 jr

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: 0

For Organizations:

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

Vice President, Secretary and General Counsel, J. R. Simplot Company
Title and Organization

August 16, 2001

Date

State of Idaho)
County of Ada) SS.

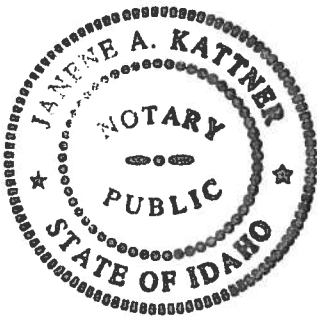
Subscribed and sworn (or affirmed) before me this
of August 2001

16th
Janene A. Kattner

Notary Public

Residing at Boise, Idaho

My commission Expires 5/31/02





J.R. SIMPLOT COMPANY ONE CAPITAL CENTER 999 MAIN STREET SUITE 1300
P.O. BOX 27 BOISE, IDAHO 83707-0027 (208) 336-2110 FAX (208) 389-7515

CORPORATE HEADQUARTERS

RECEIVED
AUG 17 2001
Department of Water Resources
Southern Region

August 16, 2001

Jeannie Robertson
Adjudication Agent
State of Idaho
Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

Re: SRBA Claims Nos. 43-10426, 43-2378, 43-2484, 43-2522, 43-2548, 43-2547, 43-4202, 43-4195 (Simplot's Bar M Ranch).

Dear Jeannie:

Enclosed are amendments to the above referenced SRBA claims. Please arrange for these amended claims to be filed in the SRBA and then please send me written confirmation of that filing.

Sincerely,

Vic Conrad
Land and Development

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 7, 2001

VIC CONRAD
LAND AND DEVELOPMENT
J R SIMPLOT COMPANY
PO BOX 27
BOISE ID 83707-0027

RE: SRBA AMENDED CLAIMS: 43-2378, 43-2484, 43-2522, 43-2547, 43-2548,
43-4195, 43-4202, & 43-10426

Dear Vic,

Enclosed are your copies of the amended claims you recently submitted. I have made my recommendations accordingly, reflecting the information we agreed upon in our meetings, which precipitated these amendments. I probably should not have included 43-4195 and 43-4202 in these amendments. They were a part of our original plan, which we later ended up changing, and reflected **beneficial use claims connected to a particular license** due to the government lot issue. I have recommended these two for disallowal, recognizing that **all the beneficial acres will now be recommended in 43-10426.**

I am also including a color layout of the property as will be recommended in the upcoming Director's Report, since you didn't receive one in our preliminary mailing.

Please feel free to call if you have any questions.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

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: A43-02547
Date Received: 6-08-89
Receipt No: 0007327
Received By:
 OK

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: APR 25, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	26E	12		SE	SE		CASSIA
		13		SW	NE		CASSIA
		24		NE	NE ✓		CASSIA
	27E	19		NE	SW		CASSIA

5. Description of diverting works:
5 WELLS, PUMPS, AND MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.000		

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

A.F.A.

8. Total consumptive use is 600.0 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	13	NE	SE		IRR	39.0
			SE	SE		IRR	38.0
						Section Acres	77.0
	27E	18	SW	NW	2	IRR	40.0
			NW	SW	3	IRR	43.0
			SW	SW	4	IRR	40.0
						Section Acres	123.0
						Total Acres	200.0

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:
NONE

14. Remarks:
2 WELLS IN SEC. 19, NE 1/4, SW 1/4

15. Basis of Claim: LICENSE
Water Right Number: 30476

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: Two Maps

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.

[Signature]
Signature of Authorized Agent

Secretary, J. R. Simplot Company

Title and Organization

6-8-89

Date

State of Idaho)
County of Ada) SS.
_____)

Subscribed and sworn (or affirmed) before me this 8th day
of June 19 89

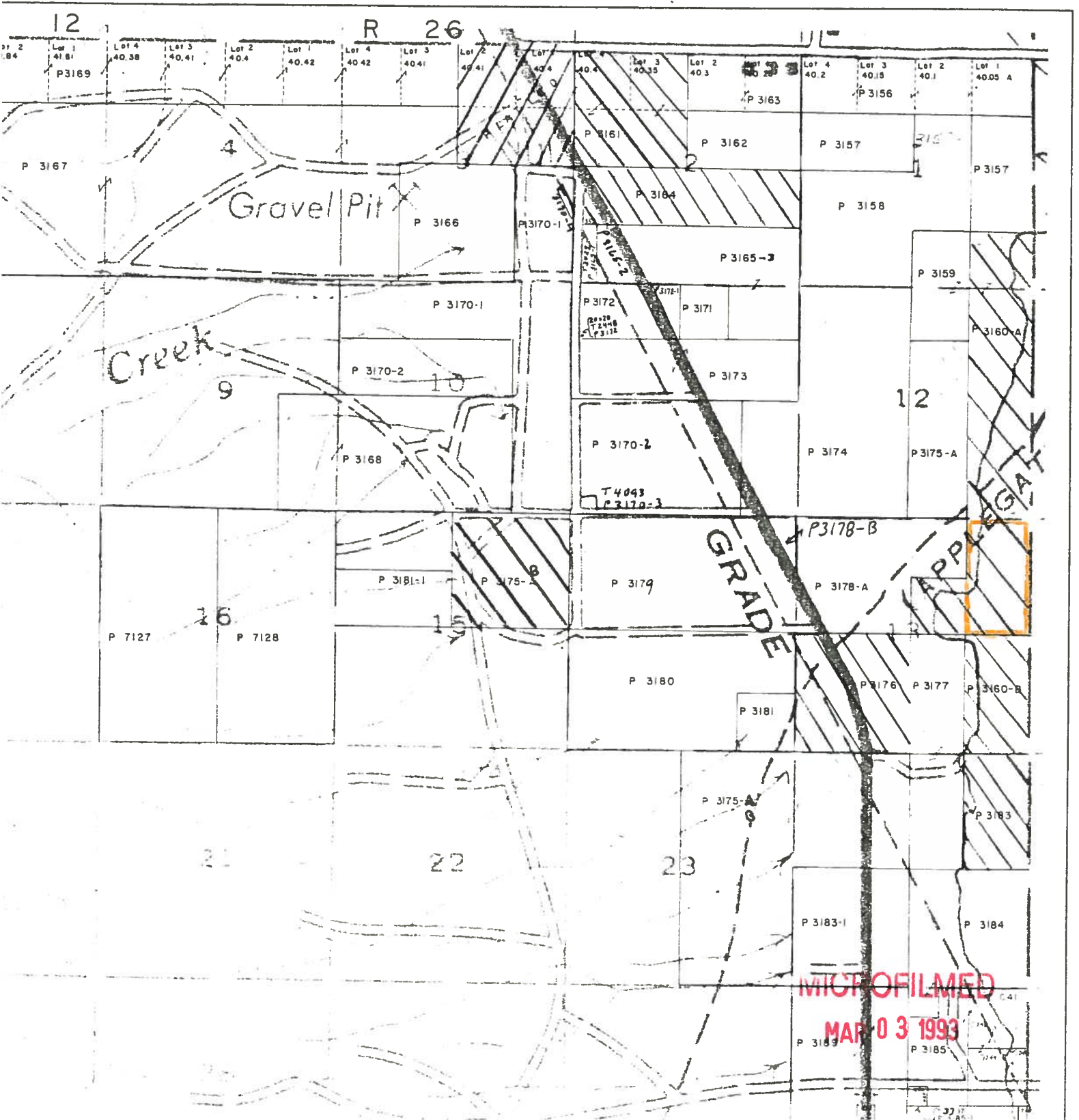
Vicki A. Lower
Notary Public

Seal

Residing at _____ Meridian _____

My Commission Expires 11-06-91

A43-02547





Lot	Area
Lot 4	50.5
Lot 3	40.04
Lot 2	40.05
Lot 1	40.06
Lot 4	40.08
Lot 3	40.4
Lot 4	39.8
Lot 3	39.78
Lot	39.77
Lot 5	50.62
Lot 6	50.68
Lot 7	50.74
Lot 1	50.75
Lot 2	50.77
Lot 3	50.78
Lot 4	50.8
Lot 1	50.8
Lot 2	50.75
Lot 3	50.7
Lot 4	50.65
Lot 1	50.6
Lot 2	50.49
Lot 3	50.39
Lot 4	50.28

P 3427

P 3428

P 3429

P 3430

14

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MICROFILMED
MAR 03 1993

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

STATE: ID ZIP: 837070027

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

A43-02465	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02468	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02469	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02504	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02505	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02516	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02517	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02519	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02522	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02536	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02547	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A3-02548	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A3-02569	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-02575	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-04021A	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-04021B	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-04194	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-04195	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-04197	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-04199	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-04202	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-07056	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-07068	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-07145	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10397	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10398	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10399	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10400	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10401	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10402	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10403	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10404	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10405	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A3-10406	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A3-10407	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10408	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10426	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10578	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10579	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10590	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10591	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A43-10592	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A45-02179	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A45-02719	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A45-02746	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A45-11847	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A47-04312	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A51-02140	ATTORNEY NAME	SUCCESSFULLY ADDED TO NAME FILE
A57-02202	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
-H*

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.)

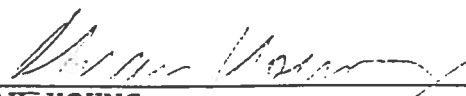
TO ALL PARTIES:

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

VERIFIED BY *[Signature]* 9/6/06

IDAHO DEPARTMENT OF WATER RESOURCES 09/06/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

43-2547

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.00 CFS
800.0 AFY

PRIORITY DATE: 04/25/1962

POINT OF DIVERSION:

T12S R26E S12 NESESE Within CASSIA County
T12S R26E S13 SWSWNE Within CASSIA County
T12S R26E S24 NWNENE Within CASSIA County
T12S R27E S19 NENESW Within CASSIA County
T12S R27E S19 SWNESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	4.000 CFS 800.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S12	NENE	11.0	T12S R26E S12	SENE	14.0
T12S R26E S01	SESE	14.0	T12S R26E S12	NESE	32.0
T12S R26E S12	SESE	39.0	T12S R26E S13	NENE	39.0
T12S R26E S13	SWNE	27.0	T12S R26E S13	SENE	40.0
T12S R26E S13	NESE	39.0	T12S R26E S13	SESE	39.0
T12S R26E S24	NENE	39.0	T12S R26E S24	SENE	39.0
T12S R27E S18	NENW	40.0	T12S R27E S18 Lot 1	NWNW	51.0
T12S R27E S18 Lot 2	SWNW	51.0	T12S R27E S18	SENE	39.0
T12S R27E S18	NESW	39.0	T12S R27E S18 Lot 3	NWSW	51.0
T12S R27E S18 Lot 4	SWSW	51.0	T12S R27E S18	SESE	39.0
T12S R27E S19	NENW	36.0	T12S R27E S19 Lot 1	NWNW	51.0
T12S R27E S19 Lot 2	SWNW	51.0	T12S R27E S19	SENE	7.0
T12S R27E S06 Lot 3	NENW	11.0	T12S R27E S06 Lot 4	NWNW	21.0
T12S R27E S06 Lot 5	SWNW	49.0	T12S R27E S06	SENE	30.0
T12S R27E S06	NESW	30.0	T12S R27E S06 Lot 6	NWSW	49.0
T12S R27E S06 Lot 7	SWSW	39.0	T12S R27E S07 Lot 1	NWNW	45.0
T12S R27E S07 Lot 2	SWNW	51.0	T12S R27E S07	SENE	17.0
T12S R27E S07	NESW	19.0	T12S R27E S07 Lot 3	NWSW	51.0
T12S R27E S07 Lot 4	SWSW	51.0	T12S R27E S07	SESE	38.0

1379 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 200 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 1146 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
43-2378, 43-2484, 43-2522, 43-2547, 43-2548, & 43-10426.

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

IDAHO DEPARTMENT OF RESOURCES 09/06/2001
PRELIMINARY RECOMMENDATION OF WATER REQUIRED UNDER STATE LAW

THIS PARTIAL DECREE IS SUBJECT TO GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER BY BE ULTIMATELY
DETERMINED BY THE COURT AT A TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECISION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

43-2378, 43-2484, 43-2522, 43-2547, 43-2548 & 43-10426



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON SEPT. 6, 2001
TWP 12S, RNG 26E, SEC. 1, 12, 13, & 24
TWP 12S, RNG 27E, SEC. 6, 7, 18, & 19



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

Memorandum

To: Simplot Bar M Ranch Rights

CC: 43-2378, 43-2484, 43-2522, 43-2547, 43-2548, 43-4195, 43-4202, & 43-10426

From: Jeanie Robertson 

Date: 9/7/2001

Re: Recommendations

Kelly Christensen and myself met with Vic Conrad, representative for Simplot, several times, trying to answer questions we had about these claims. There are five licenses, two statutory claims and one beneficial use claim associated with this property. We had originally planned to recommend the two statutory claims as beneficial use rights developed at the same time as licenses but not licensed due to government lot issues. 43-4195 was to be associated with license 43-2547 for an extra 31 acres, and 43-4202 was to be associated with license 43-2522 for an extra 30.5 acres. We then opted to include all the beneficial use acres under one right, 43-10426. This amounted to 118.2 acres. There were various amounts of water measured during field exams for the licenses but were not included in the licenses because of either original permit or acre limitations. A total system capacity of 3.78 cfs was available, which allowed a claim and recommendation of 2.36 cfs, an inch per acre for the 118.2 acres. We then disallowed the two statutory claims 43-4195 and 43-4202 and recommended them as 43-10426. A total of 1379 acres appeared to be irrigated in the 1987 aerial photos. The licenses and beneficial use right (43-10426) totaled 1146 acres. Simplot declined to file an expansion claim for the extra acres and decided to just be limited to the 1146 acres within the 1379 acre ppu. The rights are all recommended to the 1379 acre ppu, with their own acre limitations and within a total of 1146 acres in any given year.

43-2378 meas. & lic. @ 2.4 cfs on (160 Ac.)

43-2484 6.8 cfs meas. (367 Ac.)

- 6.4 cfs lic. (permit app.)

.4 cfs available

43-2522 3.84 cfs meas. (149.5 Ac.)

- 2.99 cfs lic. (acre limitation)

.85 cfs available

43-2547 4.16 cfs meas. (200 Ac.)

- 4.00 cfs lic. (acre limitation)

.16 cfs available

Σ

.4

.85

.16

43-2548 5.4 cfs meas.

- 3.03 cfs lic. (acre limitation)

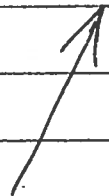
2.37 cfs available

2.37

3.78 cfs Tot
avail.

43-10426 sec. 118.2 B.U. acres

needs 2.36 cfs @ 1" per acre - OK



01/30/2001

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

RIGHT NUMBER: 43-2547

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

SOURCE: GROUND WATER

QUANTITY: 4 CFS

PRIORITY DATE: 04/25/1962

POINT OF DIVERSION:	T12S R26E S12	SESE	Within CASSIA County
	T12S R26E S13	SWNE	Within CASSIA County
	T12S R26E S24	NENE	Within CASSIA County
	T12S R27E S19	SWNESW	Within CASSIA County
	T12S R27E S19	SENESW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03-15 11-15

QUANTITY
4.00 CFS
800.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>							
T12S R26E S13		NESE	40	T12S R26E S13		SESE	40
T12S R27E S18	LOT 2	SWNW	40	T12S R27E S18	LOT 3	NWSW	40
T12S R27E S18	LOT 4	SWSW	40				

200 ACRES TOTAL

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

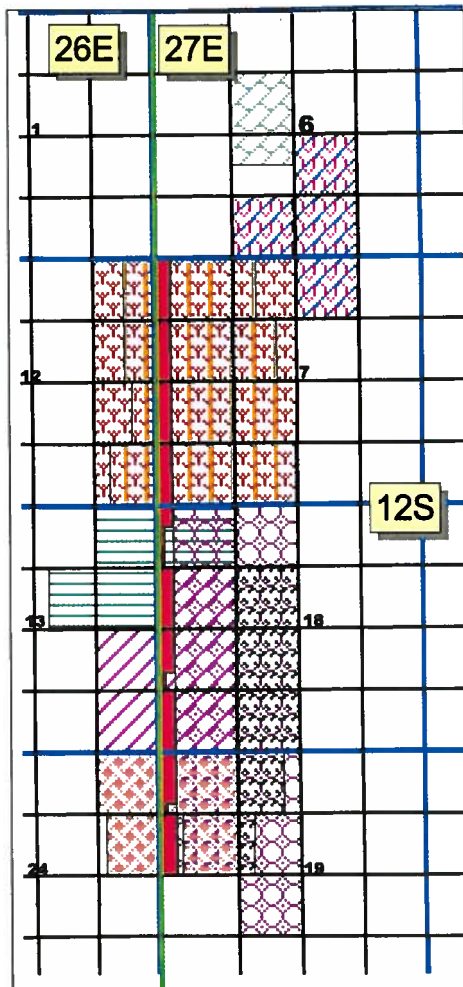
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This preliminary recommendation is based upon inadequate information and does not reflect the expected final recommendation for this right and any other overlapping rights. Communication between the claimant and the department is required to resolve the outstanding issues.

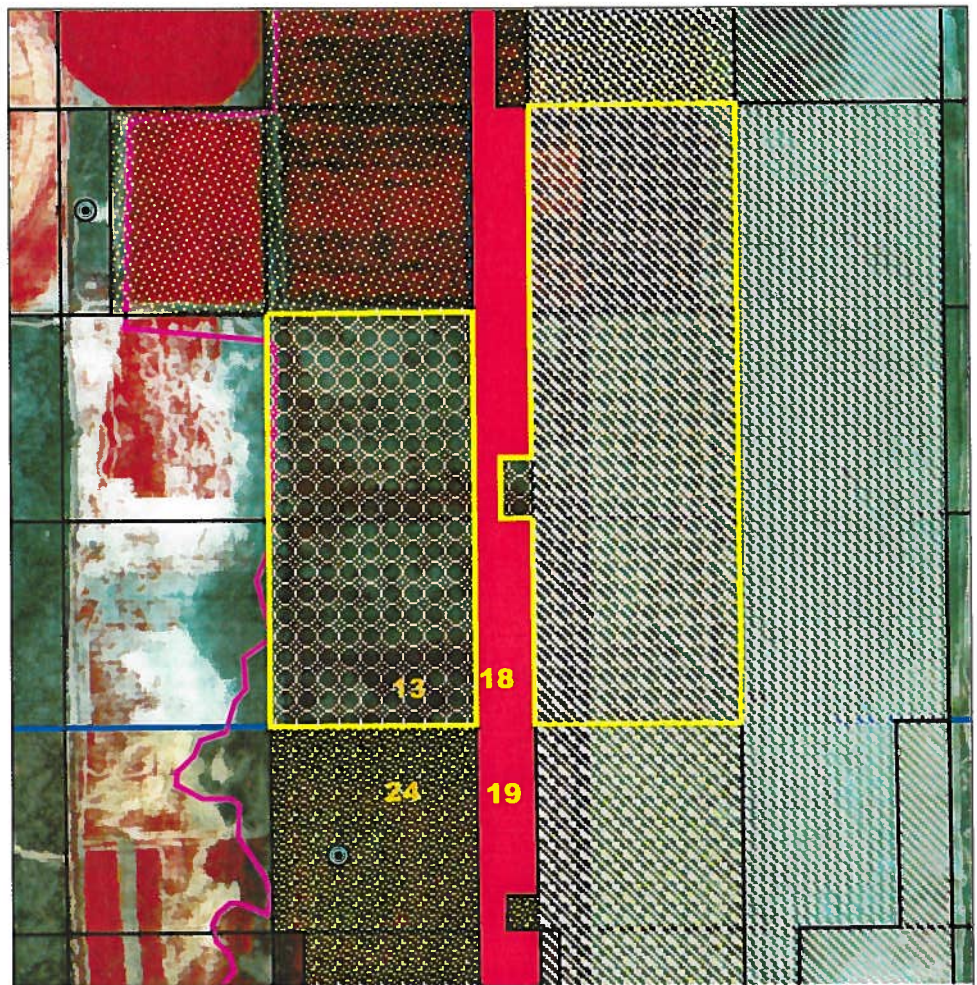
Idaho Department of Water Resources

RECOMMENDED PLACE OF USE FOR 43-2547



BAR C PLACE OF USE OVERVIEW

- 43-2010
- 43-2045
- 43-2378
- 43-2484
- 43-2522
- 43-2547
- 43-2548
- 43-257
- 43-4195
- 43-4202
- no claim



LICENSED PLACE OF USE PRELIMINARY RECOMMENDED P/U

- 43-2547
- 43-4195 - DISALLOWED -



This preliminary recommendation is based upon inadequate information and does not reflect the expected final recommendation for this right and any other overlapping rights. Communication between the claimant and the department is required to resolve the outstanding issues.

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

PLACE OF USE
TWP 12S, RNG 26E SEC 13 and
TWP 12S, RNG 27E, SEC 18
Data entry on January 30, 2001

CLAIM NUMBER A43-02547 DATE _____
 _____ AGENT _____

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 200
 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	12S	26E	13													39			38	77
GIS	12S	26E	13																	
RECOM	12S	26E	13																	
CLAIM	12S	27E	18							40				43	40					123
GIS	12S	27E	18																	
RECOM	12S	27E	18																	
CLAIM																				
GIS																				
RECOM																				

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

MTD-UN241

Rd1E

Rd7E

13

18

24

19

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30476/43-2547 Priority April 25, 1963 Amount 4.0 cfs

THIS IS TO CERTIFY, that Raft River Cattle Company
of Declo, Idaho has complied with the terms and conditions of Permit
No. 30476/43-2547 issued pursuant to Application for Permit dated April 25, 1963
and has submitted proof to the Department of Water Administration on April 27, 1965
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 4.16 cfs and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____ is hereby confirmed in the following amounts:

Amount 4.0 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 4.0 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE 1/4 Sec. 24, Twp. 12 S., Rge. 36 E., B.M.
in the county of Cassia and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 800 acre feet per year or
4.0 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NW 1/4				SW 1/4				SE 1/4				TOTALS
			Acres	Feet	Feet	Feet	Acres	Feet	Feet	Feet	Acres	Feet	Feet	Feet	
12S	26E	12									38.3			38	77.3
12S	27E	12					40			42.7	40				122.7
							(lot)			(lot)	(lot)				
							31			31	40				

Total number of acres irrigated 200

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

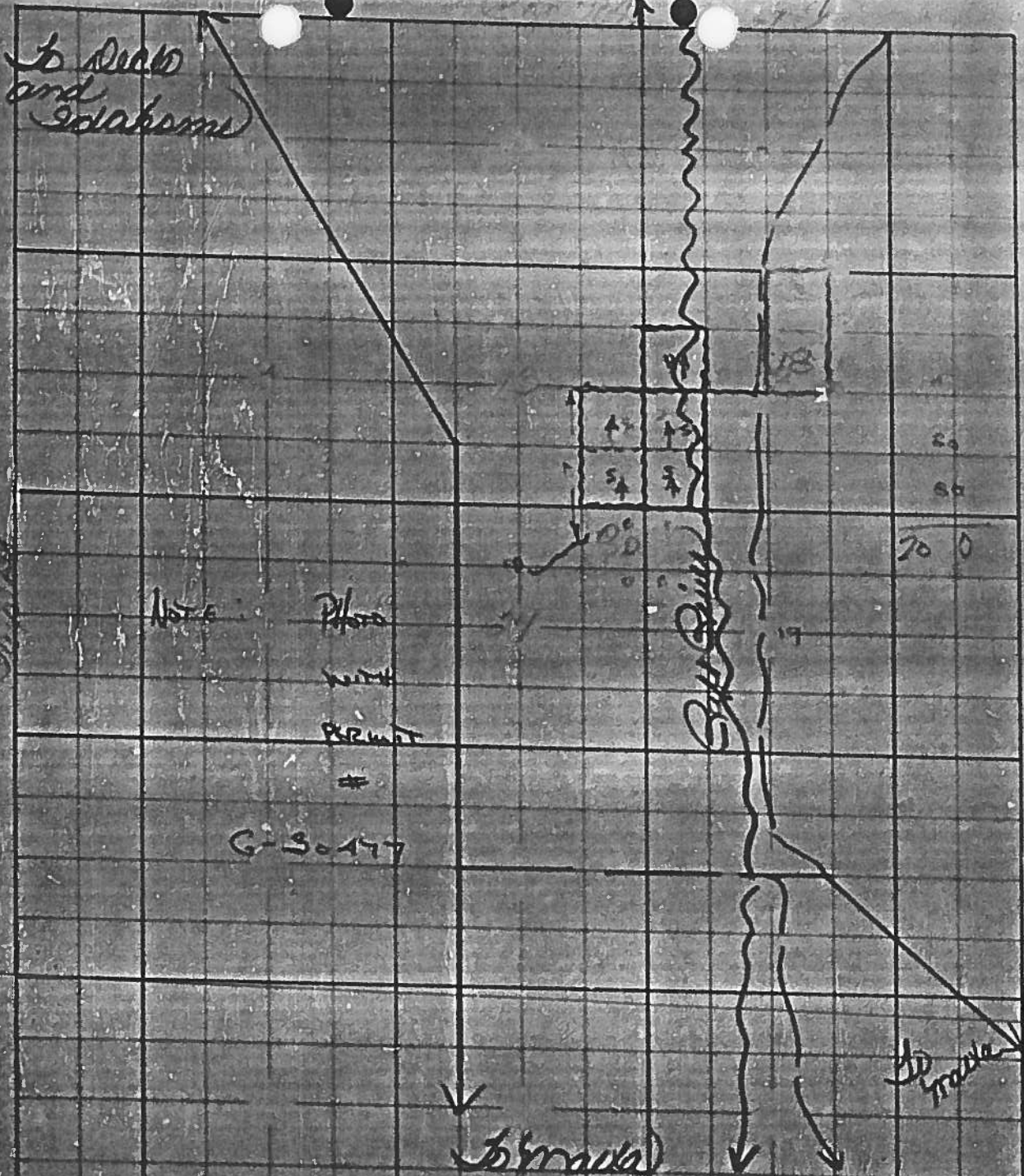
Witness the seal and signature of the Director, affixed at Boise, Idaho, this 21ST day of

MAY 19 73

[Signature]
Director

43 2547

to reach
and
Solahome



NOTE

Photo

with

PERMIT

#

G-30477

↓

to reach

to reach

Correct

NOTE: (SOUTH) (SOUTH) (SOUTH)

Area - 200 Acres

Size - 5

Q - 4.00 c.f.s

VOLUME - 800 ACRES / (SOUTH)

PERMIT - 1000 ACRES

Raft River Cattle Company
Star Route
Oelco, Idaho

Permit No. C-30476 4/9-25-44

Examination for Beneficial use and Completion of Works

Casa

Doc. 24 p. 128 R. 26E

Handky: 4.0 8-1.0

Source:

D.: **Verde, Sec. 24, T. 12S, R. 26 E, 0. N.**

irrigation

Appendix 2

11

Completion of Works:

er Rights:

d: Apr 17 25, 1962

May 2, 1967

April 27, 1965

Friday April 25, 1962

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plot same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plot same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

March 4, 1970

Re: Permit No. 43-2547 (G-30476)

East River Cattle Company
Star Route
Boise, Idaho 83722

Gentlemen:

A representative of this department has made an examination of the works covered by your Permit 43-2547 and has found the following:

Quantity of water diverted: 4.16 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 4.0 c.f.s.

The maximum quantity diverted shall not exceed 800 acre feet per season.

Beneficial Use: Irrigation of 200 acres within E1/4 Sec. 13, T. 12 S., R. 26 E., B.M.,; and SW1/4, W1/4 Sec. 13, T. 12 S., R. 27 E., B.M.

The priority date established is: April 25, 1963

A fee totaling \$ 15.00 must be received within 30 days from the date of this letter in order that we can issue you the Water License as described above.

Very truly yours,

Donald W. McKelowney
Appropriation Examiner

DWM:dh
cc. J. R. Simplot Company
Box 2777
Boise, Idaho 83701

30476
43-2547

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. A-30676/A3-2547

This proof is for 6/41

In Water District No.

1. Name of applicant: Red River Cattle Co., Star Route, Declo, Idaho
2. Source of water supply: groundwater
3. Location of point of diversion: Is in the NE 1/4 of Section 24
T. 12 S. R. 26 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: Bayou-Bovier Pump with 100 HP G.I. Motor, 30" bore

58 100 HP MOTOR, 440VOLT, 1720 RPM, SER# PW7302116 12" HX 4" NPS
LAME + GUNLER ARM, 2750 GPM @ 120 FL SER# D80021
EAST: 125 HP MOTOR UNILAMAR 125 HP, 230/440 VOLTS, 1720 RPM, SER# G1004831
GUNLER ARM

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

T. 128, R. 26E, Sec. 13	RIDGE	80 Acres
T. 128, R. 27E, Sec. 18	SWAMP, WIND	120

SEE REVENUE SHEET

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: contact Ron Graves, 363-7545, and Ron M. Hings, P.O. Box 2777, Boise, Idaho

SEE ALSO 43-2522 AND 43-2548

This examination was made on the

13000

Paul D. Wilson

43 3547

2017

Always carefully note the location of the point of diversion and accurately plot same.

2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately put same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, light systems and public roads.
4. If any unusual conditions are the correct, make plain statement of them under remarks.
5. Always use the holder, if possible, and so cover the whole with him and your report only upon actual existing facts and conditions.
6. Give general characteristics of soil, topography, and crops raised.

ASAC:	1	Barley
BOS:	1	Barley
Form No. 9-20476-63-254		
Examination for b/h		
Count:	Class:	CP
Quantity (pounds):	300	250 g. 100
	4.0	1.1 g. (proof) same
Source:	groundwater	
F.D.I.	NUTRIT	
Use:	irrigation	
Endowment:		
Product:		
Completion of Work:		
Other Remarks:	none	
Filed:	April 25, 1965	MADE:
Date	May 2, 1967	PRIDNEY
		April 25, 1965

May 15, 1973

Re: Permits No. 39685/43-2522
30476/43-2547
30477/43-2548

Raft River Cattle Company
Box Route
Declo, Idaho 83323

Gentlemen:

A representative of this Department has made an examination of the works covered by the above referenced permits and has found the following:

Permit 39685/43-2522

Quantity of water diverted: 3.84 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 3.99 cfs

The maximum quantity diverted shall not exceed 598 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, Twp. 12S, Rge. 27E, B.M.

Beneficial use: Irrigation of 149.5 acres within the E $\frac{1}{4}$ NE $\frac{1}{4}$ (72.8), Sec. 24, Twp. 12S, Rge. 26E, B.M. and W $\frac{1}{4}$ NW $\frac{1}{4}$ (76.7), Sec. 19, Twp. 12S, Rge. 27E, B.M.

Priority date established: May 1, 1961

Permit 30476/43-2547

Quantity of water diverted: 4.16 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 4.0 cfs

The maximum quantity diverted shall not exceed 800 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Twp. 12S, Rge. 26E, B.M.

Beneficial use: Irrigation of 200 acres within the E $\frac{1}{4}$ SE $\frac{1}{4}$ (77.3), Sec. 13, Twp. 12S, Rge. 26E, B.M. and SW $\frac{1}{4}$ NW $\frac{1}{4}$ (40), W $\frac{1}{4}$ SW $\frac{1}{4}$ (32.7), Sec. 18, Twp. 12S, Rge. 27E, B.M.

Priority date established: April 25, 1962