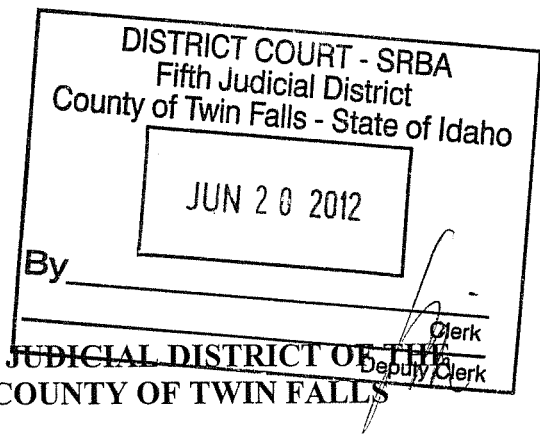


RECEIVED

JUN 21 2012

DEPARTMENT OF
WATER RESOURCES



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

In Re SRBA

) Water Right Claim: 65-09429

Case No. 39576

)
) ORDER GRANTING MOTION TO FILE
) LATE NOTICE OF CLAIM
)
)
)

On March 30, 2012, the J. R. Simplot Company, by and through counsel, Paul L. Arrington, filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on June 19, 2012. This *Motion* complied with all procedural requirements under **SRBA Administrative Order 1**, and no objections were made to this late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for the above-captioned water right is **granted**.

The original Notice of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claim will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of **SRBA Administrative Order 1** 4d(2)(h).

IT IS SO ORDERED.

Dated: June 20, 2012.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on June 20, 2012, with sufficient first-class postage to the following:

J R SIMPLOT COMPANY

Represented by:

PAUL L ARRINGTON

113 MAIN AVE W, STE 303

PO BOX 485

TWIN FALLS, ID 83303-0485

Phone: 208-733-0700

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

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

RECEIVED

JUN 21 2012

DEPARTMENT OF
WATER RESOURCES

Ident. Number 65-9429

Date Received DISTRICT COURT - SRBA

Receipt No: Fifth Judicial District

Received County of Twin Falls - State of Idaho

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

MAR 30 2012

1. Name of Claimant(s)

J.R. SIMPLOT COMPANY
PO BOX 27
BOISE ID USA 83707

Phone: 208-336-2110

By

Clerk

Deputy Clerk

2. Date of Priority: 04/01/1965

3. Source: SPRINGS Trib. to: LITTLE WHITLEY GULCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	05W	9	NE NE	PAYETTE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.44	
IRRIGATION FROM STORAGE	3/15	11/15	0.44	5

7. Total Quantity Appropriated is:
0.44 C.F.S. and/or 5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

C095580
6/21/2012
SR7

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	05W	9	NE	NE	IRRIGATION	15
			SE	NE	IRRIGATION	7
					Section Acres	22
					Total Acres	22

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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: _____

For Organizations:

I do solemnly swear or affirm that I am SENIOR VICE PRESIDENT, SECRETARY & GENERAL COUNSEL of J.R. SIMPLOT COMPANY, that I have signed the foregoing document in the space below as SENIOR VICE PRESIDENT, SECRETARY & GENERAL COUNSEL of J.R. SIMPLOT COMPANY, and that the statements contained in the foregoing document are true and correct.

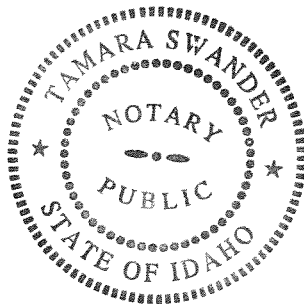


TERRY T. UHLING
SENIOR VICE PRESIDENT, SECRETARY & GENERAL COUNSEL

MARCH 29, 2012
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 29 day of MARCH 2012



Tamara Swander
Notary Public

Residing at Emmett

My commission Expires 4-4-2018