

Idaho Department of Water Resources



Claim Number: 02-60
Legal: T05S, R03E, S5
Reviewed By: SJR 6/20/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



CONTRACTOR: Karan Waters

CLAIM/ID: 02-00060 Date: 5-30-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	5S	3E	5							40	40	06-25	05-39							144
GIS										40	39	36	44							159
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 3

Total Claimed Acres: 144

Overlapping FOU Claim #'s:

Total GIS Acres: 159

COMMENTS:

per claim map

Idaho Department of Water Resources

Claim Number: 02-00060

Legal: T05S, R03E, S05

Reviewed By:



Point of Diversion



Place of Use

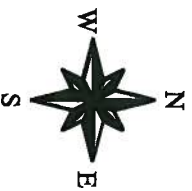
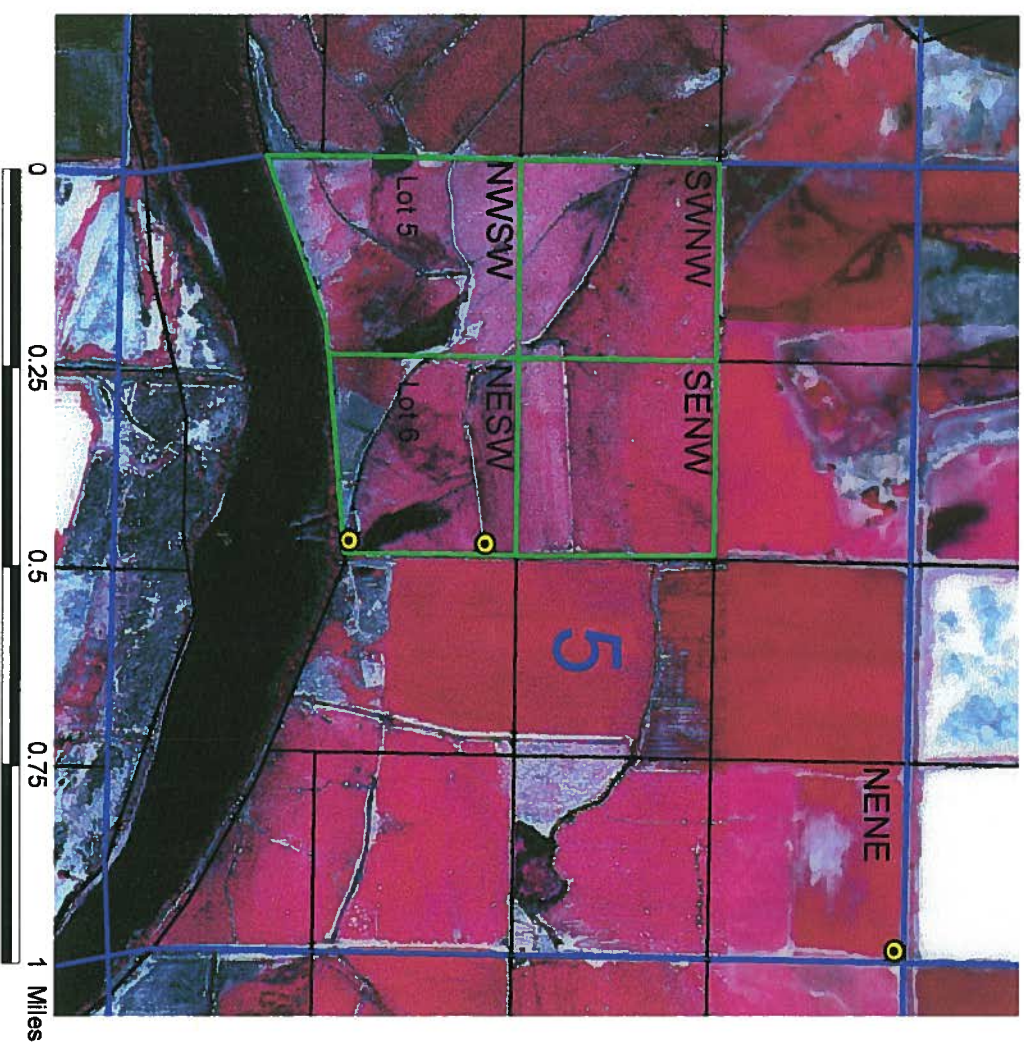


Section Lines



Quarter Quarter Lines

1987 Napp Photo

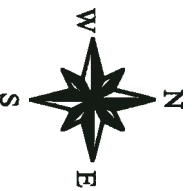
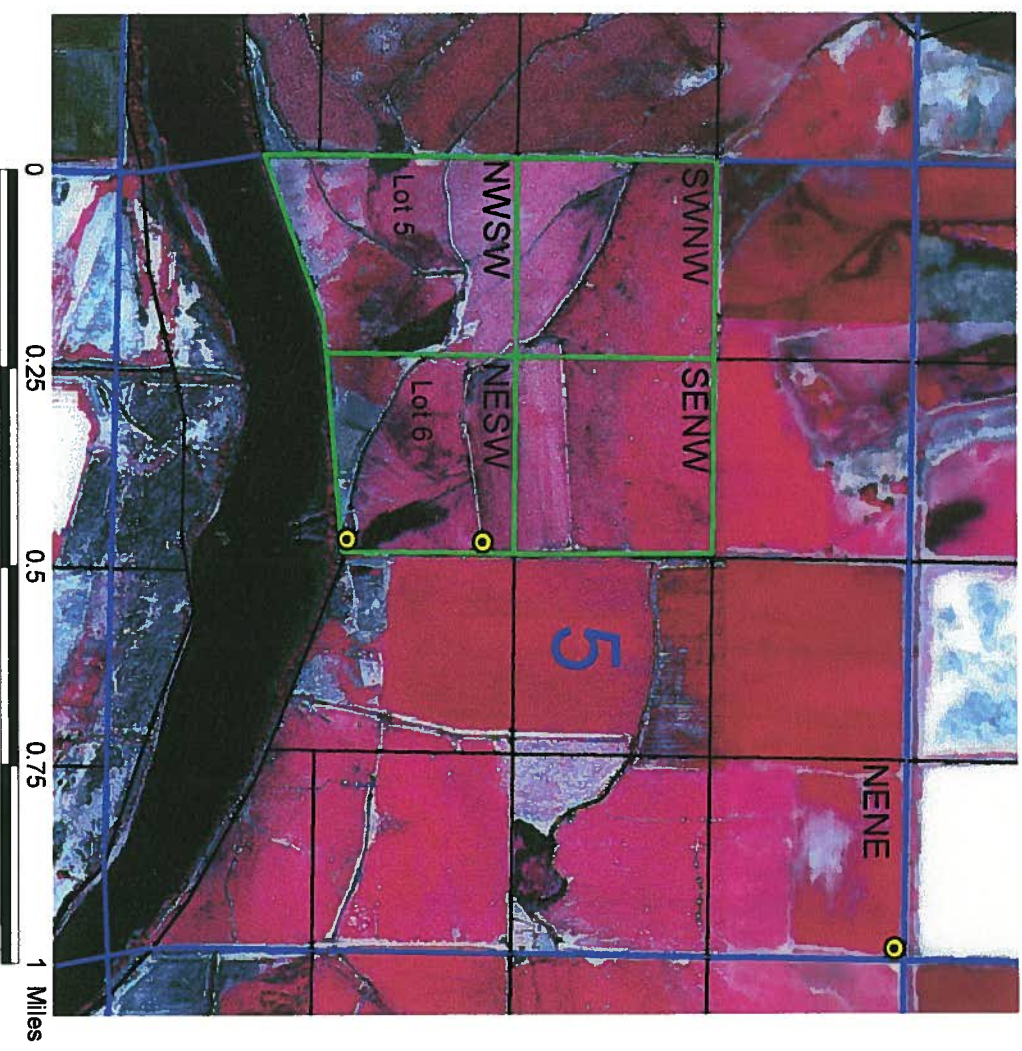


Idaho Department of Water Resources

Claim Number: 02-00060
Legal: T05S, R03E, S05
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines

1987 Napp Photo



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: A02-00060

Date Received: 12/6/89

Receipt No: 6013324

Received By: [Signature]

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 01, 1950

3. Source: SNAKE RIVER
UNNAMED DRAIN

Trib. to: COLUMBIA RIVER
SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	03E	5	NE	NE	NE	6	ELMORE
			NE	NE	SW		ELMORE
			SE	NE	SW		ELMORE

5. Description of diverting works:
PUMP, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.880		
STOCKWATER	01/01	12/31	0.020		26.80

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

A.F.A.

8. Total consumptive use is 504.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/2000 RANGE.

A02-00060

Page 1

Date: 12/06/89

MICROFILMED
AUG 07 1992

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05S	03E	5	SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW	6	IRR	25.0
			NW	SW	5	IRR	39.0
						Section Acres	144.0
						Total Acres	144.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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.

Ronald L. Lower
Signature of Authorized Agent

Secretary, J. R. Simplot Company
Title and Organization

12-06-89

Date

State of Idaho)
County of Ada) SS.

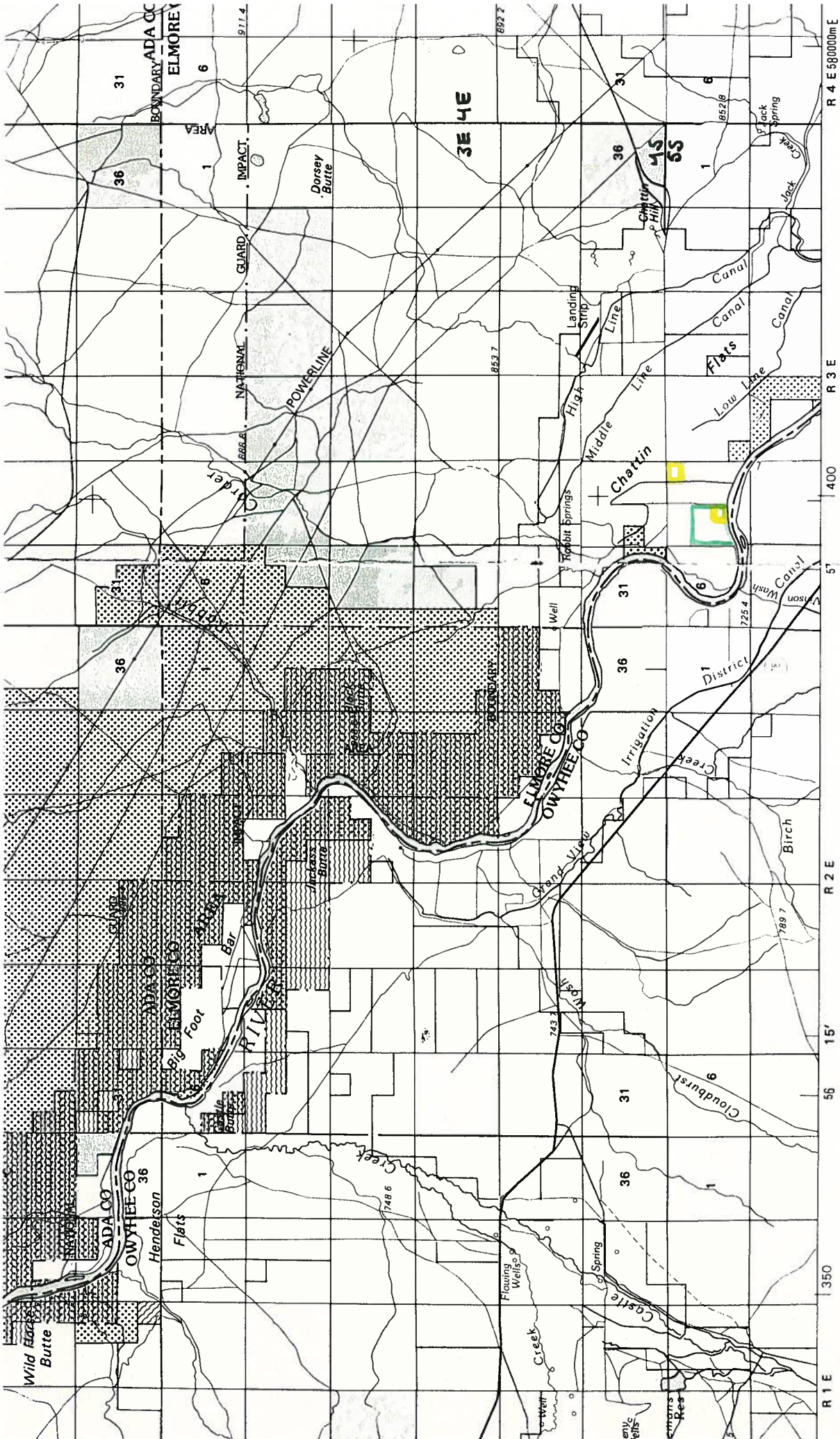
Subscribed and sworn (or affirmed) before me this 6th day
of December 19 89

Vicki A. Lower
Notary Public

Seal

Residing at Meridian, Idaho

My Commission Expires 11-06-91



R 4 E 580000m E
Printed 1977

ROAD CLASSIFICATION

- Primary highway, hard surface
- Secondary highway, hard surface
- Light-duty road, hard or improved surface
- Unimproved road, or street
- Trail
- Interstate Route
- U.S. Route
- State F

LEGEND

- Village or locality
- Landmark building
- Perennial stream, lake
- Intermittent stream, lake

= place of use

= point of Division

142# A02-00060

IDAHO

QUADRANGLE LOCATION

MICROFILMED

AUG 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

C.O.

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 20, 1994

RECEIVED

MAY 20 1994

WATER RESOURCES
WESTERN REGION

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

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

Dear Ms. Pepe:

Our records were modified May 19, 1994, to reflect Terry Uhling and Gray Young as co-counsel for J. R. Simplot Company. Bruce Belzer was removed from the water right claim records on which he appeared as counsel.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely,

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:regions

MICROFILMED

AUG 10 1994

CORPORATE HEADQUARTERS

RECEIVED

MAY 20 1994

WATER RESOURCES
WESTERN REGION

April 12, 1994

RECEIVED

APR 14 1994

Department of Water Resources

Donald V. Shaff
Manager, Adjudication Section
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

*Records modified 05-19-94
by Don Shaff. Sel. file
copy attached. -Jal*

RE: Snake River Basin Adjudication
Case No. 39576 and Subcase Nos. 36-13320 & 57-02203A

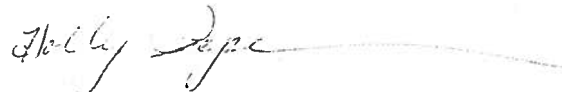
Dear Mr. Shaff:

In response to your letter of March 24, 1994, please modify your records to reflect that Terry T. Uhling and Gray Young are co-counsel of record in the above referenced matter. Mr. Uhling and Mr. Young are in-house counsel for J. R. Simplot Company, and, therefore, would be apprised of all matters relating to the claims of Simplot and its related company subsidiaries and affiliates as a matter of course. The attached Exhibit A does represent all water rights we are aware of at this time to which the Notice applies.

For your information, I have also enclosed a copy of a letter and attached Notice of Withdrawal from Diana Delaney, Chief Deputy Clerk of the Snake River Basin Adjudication Clerk's Office, which indicates that Bruce Belzer never was recorded as being counsel for J. R. Simplot Company.

If you have any questions, feel free to call me at 389-7201.

Sincerely,



Holly Pepe
Legal Department

/hp
Enclosures
5517v

MICROFILMED

AUG 10 1994

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



RECEIVED
APR 14 1994
Department of Water Resources

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

April 6, 1994

Gray Young
Terry Uhling
J. R. Simplot Company
P.O. Box 27
Boise, ID 83707

Records modified 05-19-94
by Don Shaff. Sel. file
copy attached. - Sel

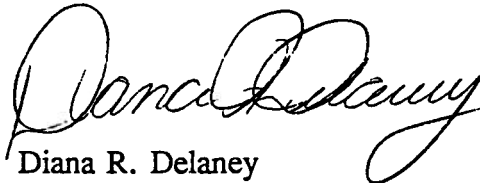
RE: Appearance of J. R. Simplot in Subcase Nos. 36-13320 and 57-02203A

Dear Mr. Young and Mr. Uhling:

Enclosed I am returning your *Notice of Withdrawal of Counsel* which was received by the court on April 5, 1994, and which stated that Bruce L. Belzer was withdrawing as counsel for J. R. Simplot Company in the above-referenced subcases.

After a search of the files for the above subcase, I am unable to locate any appearance by Bruce L. Belzer. However, on January 28, 1994, a *Notice and Entry of Appearance* was filed on behalf of J. R. Simplot in these subcases. That notice listed Gray Young and Terry Uhling as counsel for J. R. Simplot.

Sincerely,


Diana R. Delaney
Chief Deputy Clerk

DRD

Enclosure

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

MICROFILMED

AUG 10 1994

1 GRAY YOUNG, Assistant General Counsel
2 TERRY T. UHLING, Assistant General Counsel
3 Environmental & Regulatory Affairs
4 J. R. SIMPLOT COMPANY
5 P.O. Box 27
6 999 Main Street, Suite 1300
7 Boise, Idaho 83707
8 Telephone: (208) 389-7318
9 Fax: (208) 389-7515

10 Attorneys for J. R. Simplot Company

1994 APR - 5 PM 12:52
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

13 In Re the General Adjudication)
14 of Rights to the Use of Water)
15 from the Snake River Basin)
16 Water System.)

Civil Case No. 39576

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

Petitioner,)

v.)

NOTICE OF WITHDRAWAL
OF COUNSEL

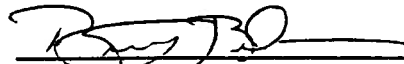
22 The United States; the State of)
23 Idaho; and all claimants to the)
24 use of water from the Snake)
25 River Basin Water System,)

Defendants.)

1 **PLEASE TAKE NOTICE** that Bruce L. Belzer hereby withdraws as
2 counsel of record for J. R. Simplot Company in the above entitled matter
3 and the following listed subcases:
4

5 36-13320
6 57-02203A

7 DATED this 4th day of April, 1994.

8 

9 Bruce L. Belzer
10 Assistant General Counsel for
11 J. R. Simplot Company
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of April, 1994, I caused to be served a true and correct copy of the foregoing by United States mail, postage prepaid, addressed to the following:

James Annest
Law Office of James Annest
1742 Overland Avenue
Burley, Idaho 83318

Richard F. Smith
P.O. Box 70
Rexburg, Idaho 83440

Josephine P. Beeman
MOFFATT, THOMAS, BARRETT,
ROCK & FIELDS
First Security Bank Building
911 West Idaho
P.O. Box 829
Boise, Idaho 83701

Brad A. Flinders
STUNZ, FONDA, NICHOLS, KIYUNA,
OKAI, HORTON & FLINDERS
P.O. Box 1565
Nyssa, Oregon 97913

Cliff S. Bentz
YTURRI, ROSE, BURNHAM,
BENTZ & HELFRICH
P.O. Box 450
Fruitland, Idaho 83619

Kent W. Foster
HOLDEN, KIDWELL, HAHN & CRAPO
330 Shoup Avenue
P.O. Box 50130
Idaho Falls, Idaho 83405

Randall C. Budge
RACINE, OLSON, NYE,
COOPER & BUDGE, CHARTERED
201 East Center, Suite 2A
P.O. Box 1391
Pocatello, Idaho 83204-1391

Randall C. Fredricks
COSHO, HUMPHREY, GREENER &
WELSH, P.A.
Carnegie Building
815 West Washington Street
Boise, Idaho 83702

Rebecca Craven
Deputy Counsel
Robert T. Anderson
Staff Attorney
Nez Perce Tribal Executive
Committee
Office of Legal Counsel
P.O. Box 305
Lapwai, Idaho 83540-0305

Raymond D. Givens
Jeffrey C. Fereday
Michael C. Creamer
Christopher H. Meyer
Roy L. Eiguren
GIVENS, PURSLEY, & HUNTLEY
277 North Sixth Street, Suite 200
P.O. Box 2720
Boise, Idaho 83701

1 Richard A. Cummings
2 MEULEMAN, MILLER, STROTHER &
3 CUMMINGS
4 960 Broadway, Suite 400
P.O. Box 955
Boise, Idaho 83701

5 John D. Hansen
6 HANSEN, BEARD, ST. CLAIR,
7 PETERSON & SULLIVAN,
8 CHARTERED
9 683 North Capital Avenue
P.O. Box 51718
Idaho Falls, Idaho 83402-1718

10 HEPWORTH, NUNGESTER &
11 LEZAMIZ, CHARTERED
12 133 Shoshone Street North
P.O. Box 389
Twin Falls, Idaho 83303-0389

13 Cecil D. Hobdey
14 HOBDEY & HOBDEY
15 Attorneys at Law
16 125 Fifth Avenue West
P.O. Box 176
Gooding, Idaho 83330

18 Dana L. Hofstetter
19 Murray D. Feldman
20 HOLLAND & HART
21 West One Plaza, Suite 1400
22 101 South Capitol Boulevard
P.O. Box 2527
Boise, Idaho 83701

23 William R. Hollifield
24 HOLLIFIELD AND TOLMAN
25 249 Third Avenue East
P.O. Box 66
Twin Falls, Idaho 83303-0066

Blair J. Grover
Grover Law office, Chartered
102 North Clark
P.O. Box 36
Rigby, Idaho 83442-0036

Roger D. Ling
LING, NIELSEN & ROBINSON
615 H Street
P.O. Box 396
Rupert, Idaho 83350

J. Dee May
MAY & MAY LAW OFFICES
516 Second Street East
P.O. Box 1846
Twin Falls, Idaho 83303

Don A. Olowinski
Albert P. Barker
Richard B. Burleigh
HAWLEY, TROXELL, ENNIS & HAWLEY
877 West Main Street
P.O. Box 1617
Boise, Idaho 83701

Bert L. Osborn
26 South Ninth Street
P.O. Box 158
Payette, Idaho 83661

David B. Lincoln
Scott L. Campbell
ELAM & BURKE
Key Financial Center, 10th Floor
702 West Idaho Street
P.O. Box 1539
Boise, Idaho 83701

1 William A. Parsons
2 Kent Fletcher
3 PARSONS, SMITH, STONE &
4 FLETCHER
5 137 West 13th Street
6 P.O. Box 910
7 Burley, Idaho 83318

8 William F. Ringert
9 Daniel V. Steenson
10 RINGERT, CLARK, CHARTERED
11 455 South Third Street
12 P.O. Box 2773
13 Boise, Idaho 83701-2773

14 James P. Speck
15 HOGUE, SPECK & AANESTAD, P.A.
16 120 East Avenue
17 P.O. Box 987
18 Ketchum, Idaho 83340

19 Douglas R. Whipple
20 WHIPPLE'S LAW OFFICE, CHTD.
21 111 West 15th Street
22 P.O. Box 249
23 Burley, Idaho 83318

24 Craig R. Zaiss
25 CRAIG R. ZAISS, P.A.
26 Attorney at Law
27 305 Grover Street
28 P.O. Box 628
Parma, Idaho 83660

Addresses Under A.O.1., Section 7.d(2)

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

Jerry R. Rigby
Ray W. Rigby
RIGBY, THATCHER, ANDRUS,
RIGBY & KAM, CHARTERED
25 North Second East
P.O. Box 250
Rexburg, Idaho 83440

John A. Rosholt
James C. Tucker
ROSHOLT, ROBERTSON & TUCKER
142 Third Avenue North
P.O. Box 1906
Twin Falls, Idaho 83303-1906

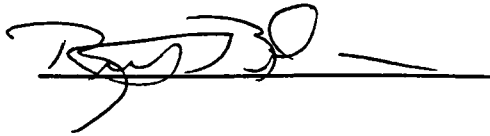
Larry Sullivan
SCHROEDER, HUTCHENS & SULLIVAN
P.O. Box 220
Vale, Oregon 97918

Jeanette Wolfley
Candy L. Jackson
Shoshone-Bannock Tribes
P.O. Box 306
Fort Hall, Idaho 83203

MICROFILMED

AUG 10 1994

1 United States Department of Justice
2 Environment & Natural Resources Division
3 550 West Forth Street, Box 33
4 Boise, Idaho 83724

5 
6

7 5500v
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICTOF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF

Snake River from base of
Milner Dam to ~~WYOMING RASHN~~
Oregon borderNOTICE OF CLAIM
TO A
WATER RIGHT

02-0060	
I.D. No.	Map No.
\$ 105.00	19462
Fee Paid	Receipt No.

Notice is hereby given that J. R. SIMPLOT COMPANY

(Name of Claimant)

P.O. Box 27, Boise, Idaho 83707

(Mailing Address)

Tom Blessinger
342-8194

Telephone No.

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 6/01/1950(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity 3.0 cfs Use irrigation Period of Use From 3/15 To 10/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)Quantity .02 cfs Use stock Period of Use From 1/1 To 12/31
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)(4) 3.02 cfs TOTAL QUANTITY CLAIMED.(5) A) Point of Diversion: Give location of point where water is diverted from its source
Sec. 5, Twp. 5 S., Rge. 3 E., B.M., 4, Elmore CountyAdditional Points: ① SCI: 2720(1) 482.3 ② Lot 6 (SW) 5.34 T55, R4E 21: 2720(1) 492.1

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

pump and pipeline & SRID CANAL

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
5S	3E	5							40				44.3						84.3
5S	3E	6				40				40		6.5		12.8			5.4		108.2
5S	3E	5							40	2	3	39							84
			6.3		6.2						6.7	6.8					6.9		
		6	22		25	31					13	10			2		5		108

Total no. of acres 192.5192.84

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

stock water - 2,000 Hd. beef cattle

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

(9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.☐ B) Right decreed by court, cite title of case.☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Department of Water Resources

Western Regional Office

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

18 June 1981

(Date)

(Signature of Claimant)

State of IDAHO

Organization

Organization

J. R. SIMPLOT COMPANYCounty of ADA

ss.

Seal

By: Ronald L. Brown

(Signature of Authorized Agent) Secretary

On this 18th day of June, in the year 1981

before me

a notary public, personally appeared

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they) executed the same.

My commission expires

4/27/83

Notary Public residing at

Boise, Idaho

RECEIVED

JUN 22 1981

KEYPUNCHED

D.W. 8/22/84

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 10/27/82

Right No. 02-0060

Claimant SIMPLOT

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

- ☐ License
- ☐ Previous Statutory Claim.
- ☐ Permits, valid or lapsed. Number(s) if different than above _____
- ☐ Decree. Name & date _____
- ☐ Conveyance Loss Calculations. See printout included.
- ☐ Title abstract. ☐ In file. Or, Name & location _____
- ☐ County records. ☐ In file. Or, Name & location _____
- ☐ Affidavits. ☐ In file.
- ☐ Posted Notices, Water Locations Notices. ☐ In file.
- ☐ Deed Records. ☐ In file. Or, Name & location _____
- ☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☒ A.S.C.S. Records. Year & Photograph No. 1957 AIR. PHOTOS REVIEWED AT ELMORE CO. ASSESSORS OFFICE. BELOW

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 8/21/81

☒ Adj. Report in file ☐ Beneficial Use Report in License (S.O.) File

Measurement 2⁹³ cfs. Amount recommended 2⁹³ cfs.

Type of measuring device: ANNUBAR Meter No. _____

Condition GOOD Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 0Q 1977 0-2
JACKASS BUTTE, 2534-77-134

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____

ASCS PHOTOS
CVS-13T-18, or -53, or -55, or -16, or -77, or -79

MEMORANDUM

TO: Files 02-0060, 02-0076, 02-2053, 02-2118, and 02-2139, 02-0087

FROM: Donald W. Shaff *DS*

DATE: April 26, 1983

RE: Points of Diversion

The records of the Snake River Irrigation District were checked to determine whether all these rights were assessed as being inside the irrigation district. The land under 02-0060 has apparently been a part of the district from the beginning. The same may apply to 02-0076 that appeared in the 1919 list of apportionment and benefits as well as the 1953 list. The licenses on the western end of what is apparently the district and sections 25 and 36 are recent additions to the district.

On May 15, 1973, the Simplot Company presented a petition to the district board of directors for inclusion into the district. The notice of hearing for the annexation was published in the Mountain Home News for four consecutive weeks from May 17 to June 7, 1973. No action, either negatively or positively, appears in the records of the district, but in 1974 the Simplot Company was assessed and it paid the operation and maintenance assessment. The company also appears in the 1973 list of assessments without any payment, thus indicating they probably received water through the district system.

As a result, the water rights for these lands will be recommended with the point of diversion of the pumps on the river and of the district canal at C. J. Strike Dam. The lands ^{for ditch loss} will be included in the Snake River Irrigation District but no additional water will be recommended for these lands, either in the name of the district or the Simplot Company.

MICROFILMED
AUG 10 1994

MEMO

TO: File 02-0060
FROM: Don Shaff *DS*
SUBJECT: Claim Review
DATE: 10/27/82

The Claim was changed due to the field exam which found less water ^{*diverted*} ~~devoted~~ than that claimed, and the place of use is slightly different than that indicated on the Claim. The difference in the place of use was coordinated with Jim Ryska, a Simplot employee.

4/26/83

1957 AERIAL PHOTOS REVIEWED AT THE ASSESSOR'S OFFICE
ELMORE CO. SHOWED THE LAND IN SEC. 5 WAS IRRIGATED,
BUT THE LAND IN SEC. WAS NOT IMPROVED AT THAT TIME.
A LATER WATER RIGHT (02-0087) WILL BE RECOMMENDED
FOR THE SEC. 6 LAND. *DS*

MICROFILMED
AUG 10 1994

IDWR SUPPLEMENTAL FIELD REPORT
FOR ANNUBAR MEASUREMENT

Simploff

Measured by: J. K. N

Date: 8/21/81

Owner: Simploff

Permit #: 02-0060

Description of well &/or measuring site (give distance to restrictions upstream and downstream):

30 NP(F6 225 2424) G. E. Pump - Barma H2O left
(2824-4-6) - 100' - 10" 100-8" steel pipe @ even port 4 ft
from 45° bend in 10" - 8" pipeline very little elev. outlet into
concrete ditch.

Measured inside diameter of pipe in inches 7.8954

Size of Annubar used in test 6"

State ID# of ^{Annubar} Meter used ~~091476~~ 091403

Size Eagle Eye Meter used ~~091476~~ 10-80

State ID# of Meter used 091476

Date of Last Calibration of Meter —

Observed inches of H2O read on Meter 30

Adjusted inches of H2O from Last Calibration —

CALCULATION:
$$\frac{(3.85) \times (A)^2 \times (B)}{448.8} = \frac{293}{3.09} \text{ cfs measured}$$

Where A and B are measured in inches
and 3.85 is a constant for the model
75 Annubar

SKETCH:

$$3.85 \times 62.4 \times 5.77 = \frac{1386.40}{448.8} = 3.09 \text{ cfs}$$

$$3.85 \times 62.337 \times 5.477 = \frac{1314.520}{448.8} = 2.93 \text{ cfs}$$

APPROVED
MICROFILMED

Simplot

[illegible]

MICROFILMED
AUG 10 1994

POOR ORIGINAL

POOR ORIGINAL

81mp107

81mp107



Township No. 36 South. Range No. 3 East of



July 23, 1981

Jim Ryska
SIMPLOT LIVESTOCK CO.
Grand View, ID 83624

Re: 02-0060

Dear Mr. Ryska:

John Noyes asked me to follow through on his request for field inspections of some Simplot water rights around Grand View. The Annubar access port instructions are enclosed.

A quick review of the beneficial use rights showed only one pump actually needs a measurement for our purposes. This pump is in Section 5 upriver from the Boltz place. The beneficial use rights at the Boltz place and Farm 2 are for no more water than the difference between what was measured for the proof examinations years ago and what the license was issued for. We will not need to remeasure these diversions.

Please coordinate the timing of the measurement with John. Thank you for your help and cooperation.

Regards,

DONALD V. SHAFF
Adjudication Section Supervisor

DVS:aje

Enclosure

Simplot - 834-2231

MICROFILMED

AUG 10 1994

IN THE DISTRICT COURT OF THE _____ JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____
Snake River from base of
Milner Dam to
Oregon border DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

I.D. No.	Map No.
\$ 105.00	19462
Fee Paid	Receipt No.

Notice is hereby given that J. R. SIMPLOT COMPANY
(Name of Claimant)
P.O. Box 27, Boise, Idaho 83707
(Mailing Address) (Zip Code)
Telephone No. Tom Blessinger 342-8194

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:
(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 1950

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River
tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 3.0 cfs Use irrigation Period of Use From 3/15 To 10/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity .02 cfs Use stock Period of Use From 1/1 To 12/31
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 3.02 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE Lot 6 $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 5, Twp. 5 S., Rge. 3 E., B.M., Elmore County

Additional Points: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
pump and pipeline

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	3E	5							40				44.3						84.3
5S	3E	6				40				40				12.8			15.4		102.2

Total no. of acres 192.5

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

stock water - 2,000 Hd. - beef cattle

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. Department of Water Resources Western Regional Office
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

18 June 1981

(Date)

(Signature of Claimant)

State of IDAHO

Organization

County of ADA ss.

Seal

Organization

(Signature of Spouse)

(Signature of Authorized Agent)

On this 18th day of June, in the year 1981 before me

a notary public, personally appeared _____

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires _____

Notary Public residing at _____