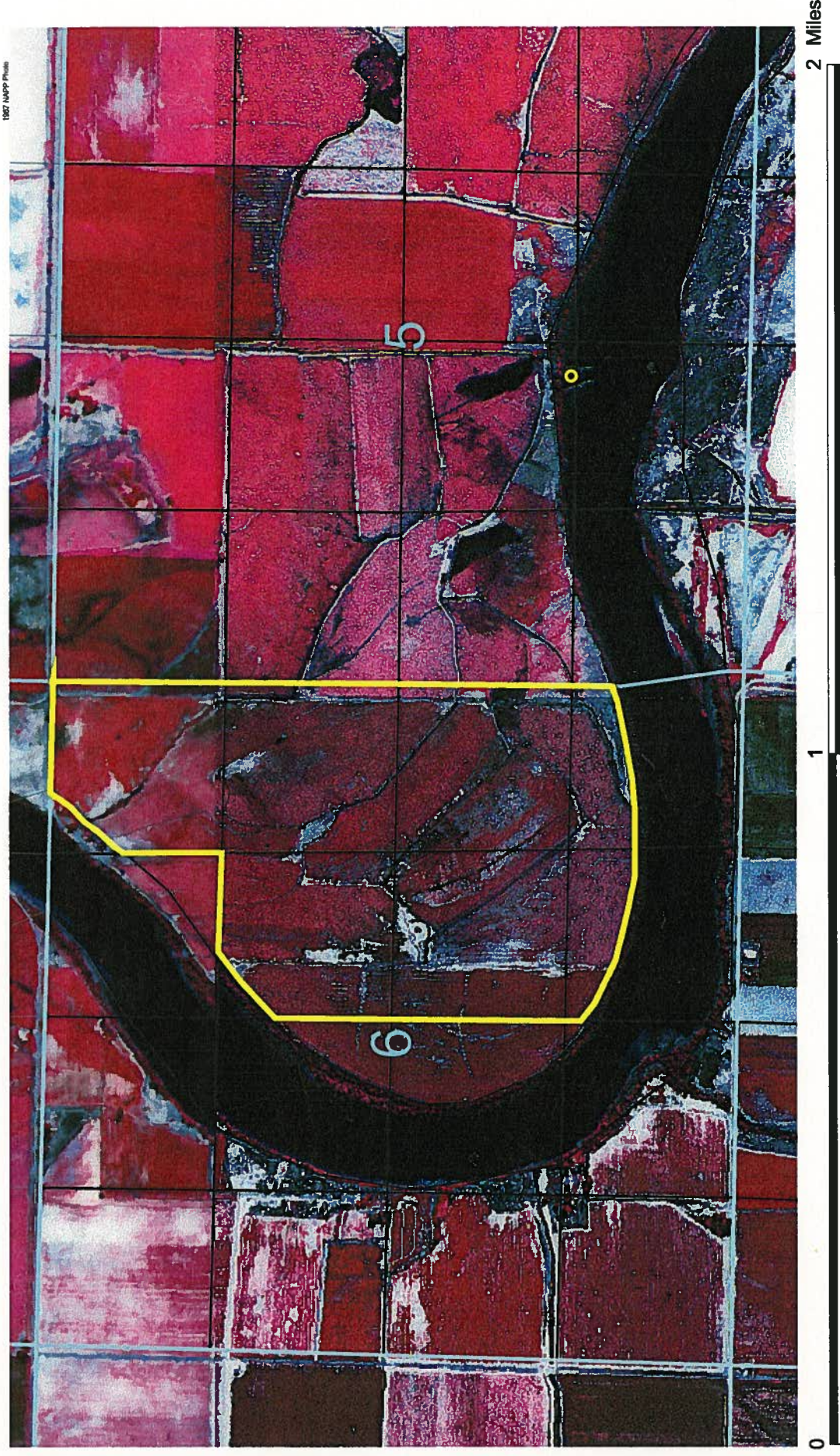


Idaho Department of Water Resources



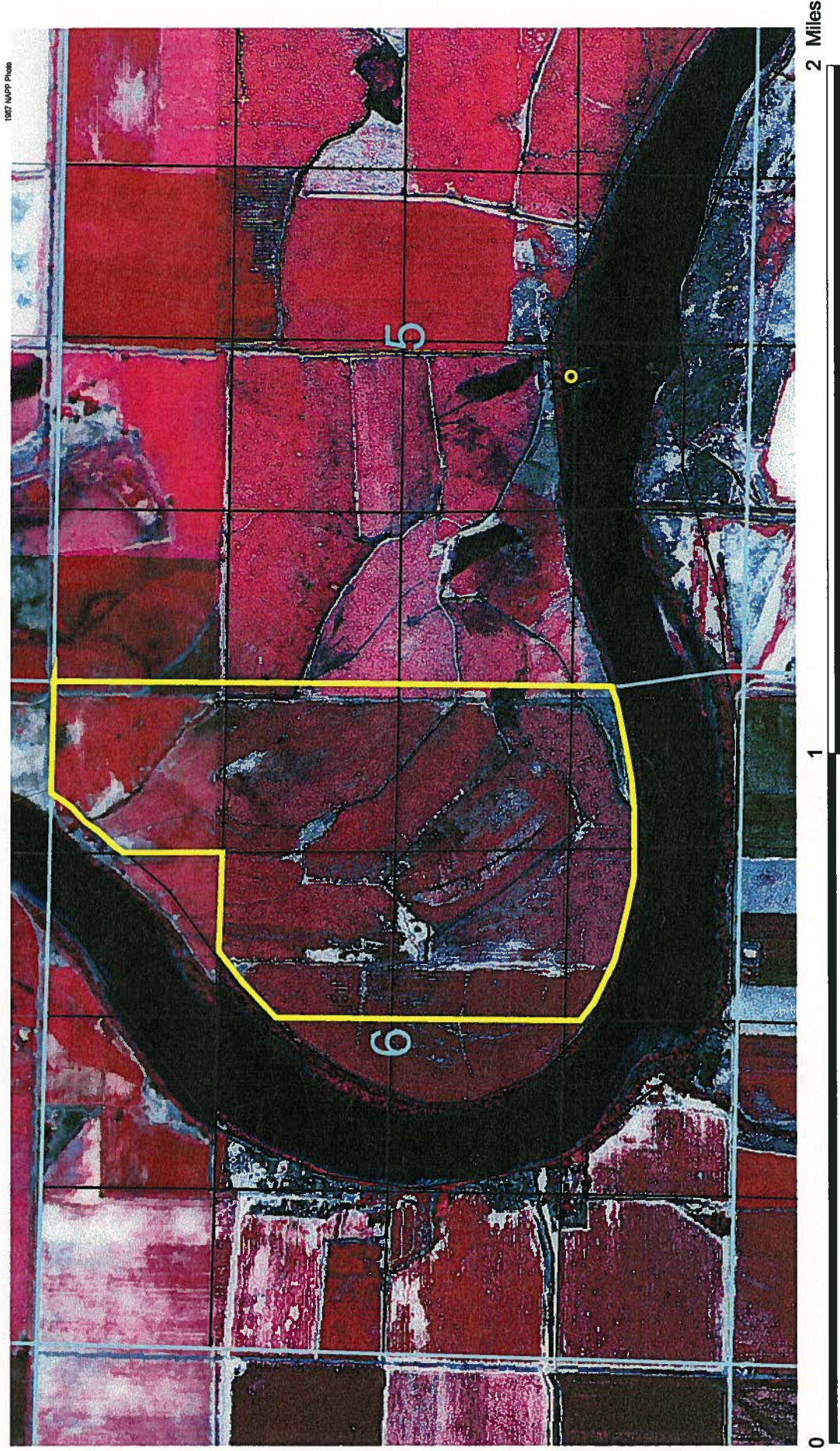
Claim Number: 02-87
Legal: T05S, R03E, S5 & 6
Reviewed By: SJR 6/20/05

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



SCANNED

Idaho Department of Water Resources



Claim Number: 02-87
Legal: T05S, R03E, S5 & 6
Reviewed By: SJR 6/20/05

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



06/20/2005

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

RIGHT NUMBER: 2-87
NAME AND ADDRESS: J R SIMPLOT CO
C/O RON GRAVES
999 MAIN ST STE 1300
PO BOX 27
BOISE ID 83707
SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 2.160 CFS
Right Nos. 2-60 and 2-87 are limited to a total combined diversion rate of 2.93 cfs.
PRIORITY DATE: 03/15/1958
POINT OF DIVERSION:
T05S R03E S5 SENESW Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	2.160 CFS

PLACE OF USE: IRRIGATION Within ELMORE County

T05S R03E S06 Lot 3 NENE	22.0	T05S R03E S06 Lot 2 SWNE	25.0
T05S R03E S06 SENE	31.0	T05S R03E S06 NESE	2.0
T05S R03E S06 Lot 1 NWSE	13.0	T05S R03E S06 Lot 8 SWSE	10.0
T05S R03E S06 Lot 9 SESE	5.0		

108 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: Beneficial Use

Use of this right is combined with water from Snake River Irrigation District.
Right No. 2-60 is also diverted through point of diversion described above.

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: A02-00087
Date Received: 12/6/89
Receipt No: CO 13324
Received By: 91

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: MAR 15, 1958

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	SW	6	ELMORE
			SE	NE	SW		ELMORE
		6		NE	NE		ELMORE
				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	5.080		

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

A.F.A.

8. Total consumptive use is 889.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A02-00087

Page 1

Date: 12/06/89

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AUG 07 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	03E	6	NE		NE	3	IRR	35.0
			NW		NE		IRR	15.0
			SW		NE	2	IRR	35.0
			SE		NE		IRR	31.0
			SE		NW		IRR	15.0
			NW		SW	1	IRR	13.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE	8	IRR	15.0
			SE		SE	9	IRR	15.0
							Section Acres	254.0
							Total Acres	254.0

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.

[Signature]
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

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 12-00087 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	6	03- 35	15	02- 35	31				15		01- 13			40	40	08- 15	09- 15	254
GIS				39		35	40					14- 14				40	40	10	15	233
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 4

Total Claimed Acres: 254

Overlapping FOU Claim #'s:

Total GIS Acres: 233

COMMENTS:

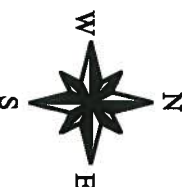
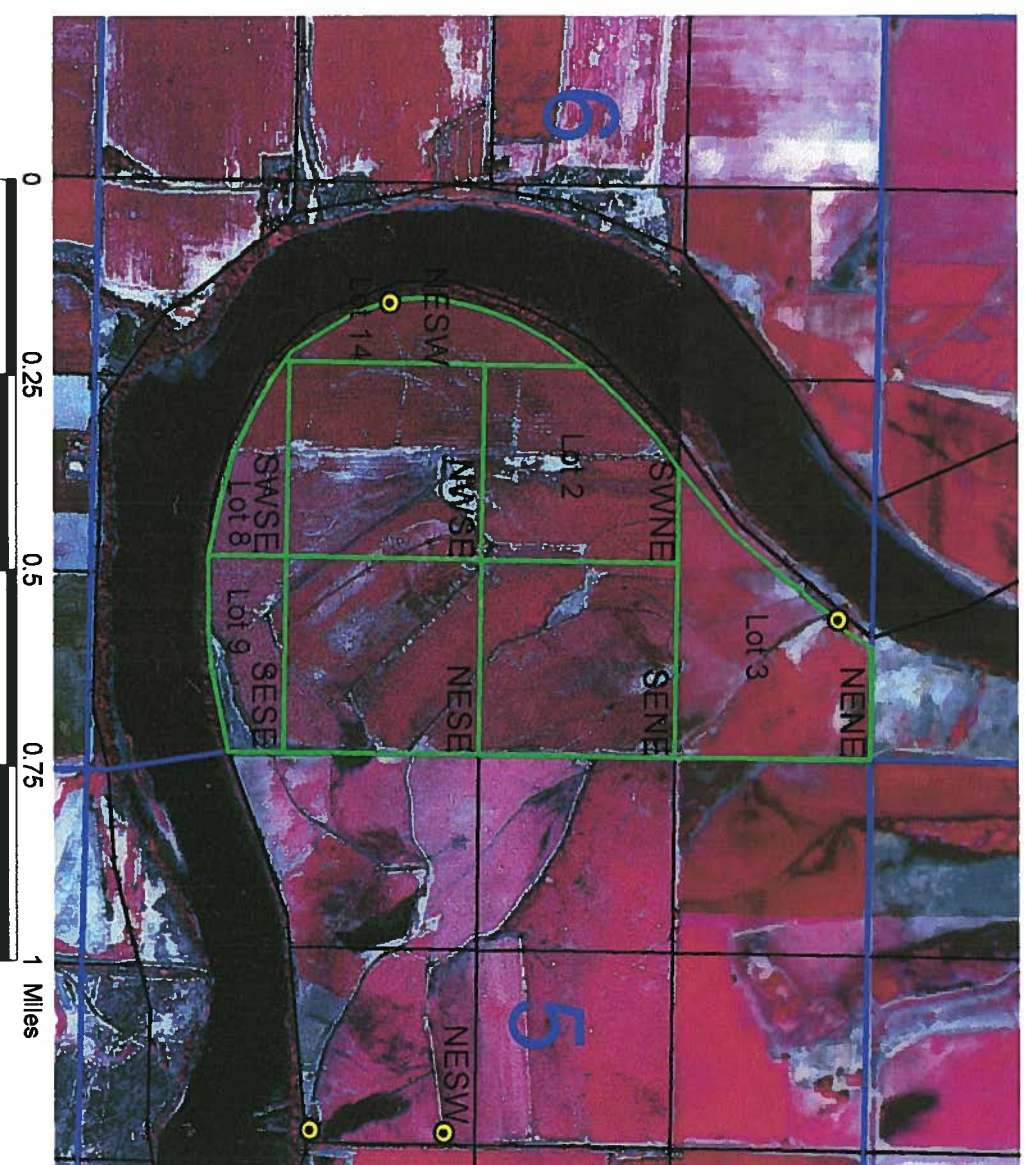
per claim map

Idaho Department of Water Resources

Claim Number: 02-00087
Legal: T05S, R03E, S06
Reviewed By:

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

1987 Napp Photo



1987 Napp Photo

Reviewed By:

-
- The map shows a proposed 10-lot subdivision in the N. 36th St. area of Tulsa, Oklahoma. The subdivision is outlined in green and consists of 10 lots, numbered 1 through 14. The lots are arranged in a grid-like pattern, with Lot 14 at the top, Lot 12 in the middle, and Lot 1 at the bottom. The lots are labeled with their respective section identifiers: NENE, SESE, SENE, NENE, NENE, SESE, SENE, NENE, NENE, and NENE. The map also shows the surrounding area, including the N. 36th St. and the N. 37th St. The map includes a scale bar from 0 to 1 mile and a north arrow.



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

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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

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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 - SRB
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,)

22 v.)

NOTICE OF WITHDRAWAL
OF COUNSEL

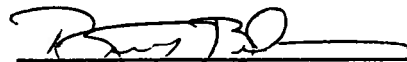
23 The United States; the State of)
24 Idaho; and all claimants to the)
25 use of water from the Snake)
26 River Basin Water System,)

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 4~~th~~ day of April, 1994.
8

9 
10 Bruce L. Belzer
11 Assistant General Counsel for
12 J. R. Simplot Company
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MICROFILMED
AUG 10 1994

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
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Nyssa, Oregon 97913

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

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330 Shoup Avenue
P.O. Box 50130
Idaho Falls, Idaho 83405

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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

MICROFILMED
AUG 10 1994

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

10 James P. Speck
11 HOGUE, SPECK & AANESTAD, P.A.
12 120 East Avenue
13 P.O. Box 987
Ketchum, Idaho 83340

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

14 Douglas R. Whipple
15 WHIPPLE'S LAW OFFICE, CHTD.
16 111 West 15th Street
17 P.O. Box 249
Burley, Idaho 83318

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

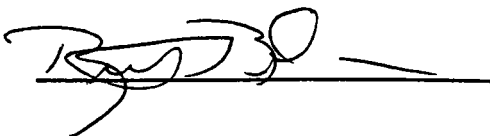
17 Craig R. Zaiss
18 CRAIG R. ZAISS, P.A.
19 Attorney at Law
20 305 Grover Street
21 P.O. Box 628
Parma, Idaho 83660

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

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

27 **MICROFILMED**
28 **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 
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7 5500v
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MICROFILMED
AUG 10 1994

WATER RIGHT NUMBER 02-0087

OWNER LAST NAME - J.R. SIMPLOT CO.

ADDRESS LINE 1 - P.O. BOX 27

ADDRESS LINE 3 -

SOURCE - SNAKE RIVER

STAGE -

TOTAL DIV. VOLUME -

DIVERSION POINT - NESW 05 05S 03E LOT 06 REDIV -

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE - IRRIGATION

FIRST NAME - DTG OWNER -

ADDRESS LINE 2 -

CITY - BOISE

TRIBUTARY OF - COLUMBIA RIVER

PRIORITY - 03-15-1958

WATER DIST. - 02

SWNW 34 05S 04E LOT 4 REDIV -

USE DIV. RATE -

PLACE OF USE - TWN 05S RNG 03E SEC 6

STATE - ID ZIP CODE - 83707

TOTAL DIV. RATE -

RIGHT BASIS - A

1.2500 -CFS

0.00 AFA

SWNE LOT 02 AC 25

NWSW LOT 01 AC 13

TRACT SENE LOT 06 AC 10

TRACT SESE LOT 05 AC 05

TRACT SENE LOT 03 AC 22

TRACT NENE LOT 03 AC 31

TRACT SENE LOT 06 AC 10

TRACT SESE LOT 05 AC 05

TRACT SENE LOT 03 AC 22

TRACT NENE LOT 03 AC 31

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TRACT NENE LOT 03 AC 31

TRACT SENE LOT 06 AC 10

TRACT SESE LOT 05 AC 05

TRACT SENE LOT 03 AC 22

TRACT NENE LOT 03 AC 31

TRACT SENE LOT 06 AC 10

EARING -

OLD NO. -

TOTAL ACRES 108

Verified 5-04-85

MICROFILMED

AUG 10 1994

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

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

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-0087 I.D. No.	Map No.
\$	Receipt No.
Fee Paid	

Notice is hereby given that J. R. Simplot Co.
(Name of Claimant)

P.O. Box 27, Boise, ID 83707
(Mailing Address) (Zip Code)

Telephone No. _____

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) 3-15-58
- (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 <u>1.25</u>
(CFS, GPD, AF) | Use <u>Irrigation A</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 1.25 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 SW Sec. 5, Twp. 5S, Rge. 3E, B.M., Elmore County
Additional Points: sc1:2720(1)482.3 Lot 4 (NW), S.34, T 5S, R 4E sc1:2720(1)492.1
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 & pipeline and 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%	
			L3		L2						L1	L8				L8	L9		
5S	3E	6	22		25	31					13	10			2	10	5		108

Total no. of acres 108

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

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 Claimed as part of 02-0060. No signature necessary. DVS 4/26/83
- (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. _____

KEYPUNCHED

Sc 8/27/84

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

(Signature of Claimant)

(Date)

Organization

(Signature of Spouse)

State of _____

Organization

County of _____

Seal

(Signature of Authorized Agent)

On this _____ day of _____, in the year _____ 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 _____

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 4/26/83

Right No. 02-0087

Claimant SIM PLOT

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
One of the following:
CVS-13T-18, -53, -55, -16, -77, -79
- ☐ 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 02-0060 ☐ Beneficial Use Report in License (S.O.) File

Measurement 293 cfs. Amount recommended 1.25 cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 09 JACKASS BUTTE

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____

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 will be included in the Snake River Irrigation District but no additional water ^{for ditch loss} will be recommended for these lands, either in the name of the district or the Simplot Company.

MICROFILMED

AUG 10 1994

MEMORANDUM

TO: File 02-0087

FROM: Donald W. Shaff 

DATE: April 26, 1983

RE: Review Analysis

This claim was split out from 02-0060 after reviewing the 1957 ASCS aerial photographs at the assessor's office of Elmore County at Mountain Home. Those photos showed the land in section 5 was irrigated in 1957, but the land in section 6 had not been improved at that date. Therefore, the priority date recommended for that land and the water that goes with it is 3-15-1958. The former right 02-0060 was recommended at one inch per acre. The balance of the measured diversion 2.93 cfs or 1.25 cfs was recommended for this water right.

The point of diversion for the pumps is recommended as well as the point of diversion for the Snake River Irrigation District Canal.

MICROFILMED

AUG 10 1994