

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)
Case No. 39576)
)
)
)
_____)

Water Rights: 61-7170

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING

IDWR has completed the following administrative proceeding:

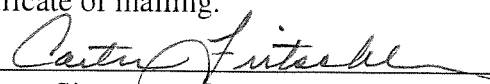
- Address change
- Substitution of Party
- IC § 42-222 transfer
 - Point of diversion Place of use
 - Period of use Nature of use
 - Split of water right Change in ownership
 - Other

XX IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 1-28-13



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on January 29, 2013, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	<input type="checkbox"/>	overnight mail
Snake River Basin Adjudication	<input checked="" type="checkbox"/>	regular mail
P.O. Box 2707	<input type="checkbox"/>	hand-delivered
Twin Falls, ID 83303-2707	<input type="checkbox"/>	facsimile

2. Copies to:

Clive Strong	<input type="checkbox"/>	overnight mail
Off ice of the Attorney General	<input checked="" type="checkbox"/>	regular mail
P.O. Box 44449	<input type="checkbox"/>	hand-delivered
Boise, ID 83711-4449	<input type="checkbox"/>	facsimile

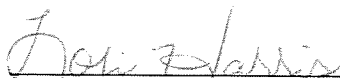
United States Dept of Justice	<input type="checkbox"/>	overnight mail
Environment & Natural Resource Div	<input checked="" type="checkbox"/>	regular mail
550 West Fort Street MSC 033	<input type="checkbox"/>	hand-delivered
Boise ID 83724	<input type="checkbox"/>	facsimile

Director of IDWR	<input checked="" type="checkbox"/>	hand-delivered
PO Box 83720		
Boise ID 83720		

3. Copies to all parties to the subcase:

J R Simplot Co	<input type="checkbox"/>	overnight mail
c/o Terry Uhling	<input checked="" type="checkbox"/>	regular mail
999 Main St Ste 1300	<input type="checkbox"/>	hand-delivered
Boise ID 83707	<input type="checkbox"/>	facsimile

<input type="checkbox"/>	overnight mail
<input type="checkbox"/>	regular mail
<input type="checkbox"/>	hand-delivered
<input type="checkbox"/>	facsimile



 Signature of person mailing this document

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 61-7170

NAME AND ADDRESS:

J R SIMPLOT CO
C/O TERRY UHLING
999 MAIN ST STE 1300
BOISE ID 83707

SOURCE: Source: Tributary:
GROUND WATER

QUANTITY: 7.000 CFS
87.700 AFY

Rights 61-02162, 61-02163, 61-2164, 61-02165, and 61-07170 when combined shall not exceed a total diversion rate of 18.22 cfs.

PRIORITY DATE: 10/24/1973

POINT OF DIVERSION:

T04S R04E S31 SESE
Within ELMORE County

T05S R04E S4 NWSW
Within ELMORE County

T05S R04E S5 NWNW
Within ELMORE County

T05S R04E S5 SENW
Within ELMORE County

T05S R04E S5 SENW
Within ELMORE County

T05S R04E S5 NESW
Within ELMORE County

~~T05S R04E S5 SESW~~
~~Within ELMORE County~~

T05S R04E S5 NESE
Within ELMORE County

T05S R04E S5 NESE
Within ELMORE County

PURPOSE AND PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	<u>03/01 11/15</u>	7.000 CFS 60.00 AFY
	4/01 10/31	
STOCKWATER	01/01 12/31	<u>0.230 CFS 16.10 AFY</u>
		0.260 CFS
<u>STOCKWATER STORAGE</u>	<u>01/01 12/31</u>	<u>10.40 AFY</u>
<u>DOMESTIC</u>	01/01 12/31	<u>0.040 CFS 1.20 AFY</u>
		0.080 CFS
<u>DIVERSION TO STORAGE</u>	<u>01/01 12/31</u>	<u>7.000 CFS</u>

Domestic use is for 1 home and a shop and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE:

IRRIGATION within ELMORE County

<u>T04S R04E S31 SWSE 39.0</u>	
<u>T04S R04E S31 SESE 40.0</u>	
<u>T05S R04E S04 NWSW 40.0</u>	
<u>T05S R04E S05 NWNW 38.0</u>	T05S R04E S05 NWNW 40.0
<u>T05S R04E S05 SWNW 40.0</u>	
<u>T05S R04E S05 SENW 35.0</u>	T05S R04E S05 SENW 40.0
<u>T05S R04E S05 NESW 39.0</u>	T05S R04E S05 NESW 10.0
<u>T05S R04E S05 NWSW 40.0</u>	
<u>T05S R04E S05 SWSW 39.0</u>	T05S R04E S05 SWSW 20.0
<u>T05S R04E S05 SESW 40.0</u>	
<u>T05S R04E S05 NESE 40.0</u>	
<u>T05S R04E S05 NWSE 37.0</u>	T05S R04E S05 NWSE 10.0
<u>T05S R04E S05 SWSE 40.0</u>	
<u>T05S R04E S05 SESE 39.0</u>	
<u>T05S R04E S06 NENE 39.0</u>	
<u>T05S R04E S06 NWNE 40.0</u>	
<u>T05S R04E S06 SWNE 40.0</u>	
<u>T05S R04E S06 SENE 40.0</u>	
<u>T05S R04E S06 NESE 40.0</u>	
<u>T05S R04E S06 NWSE 40.0</u>	
<u>T05S R04E S06 SWSE 40.0</u>	
<u>T05S R04E S06 SESE 40.0</u>	
<u>T05S R04E S07 NENE 40.0</u>	
<u>T05S R04E S07 SENE 40.0</u>	
<u>T05S R04E S08 NENE 40.0</u>	
<u>T05S R04E S08 NWNE 40.0</u>	
<u>T05S R04E S08 SWNE 40.0</u>	
<u>T05S R04E S08 SENE 40.0</u>	
<u>T05S R04E S08 NENW 40.0</u>	
<u>T05S R04E S08 NWNW 40.0</u>	T05S R04E S08 NWNW 20.0
<u>T05S R04E S08 SWNW 40.0</u>	T05S R04E S08 SWNW 20.0
<u>T05S R04E S08 SENW 40.0</u>	

STOCKWATER within ELMORE County

T05S R04E S06 NWSE
T05S R04E S08 NENE

STOCKWATER within ELMORE County

STORAGE
T05S R04E S06 NWSE
T05S R04E S08 NENE

DOMESTIC within ELMORE County

~~T04S R04E S31 SESE~~
T05S R04E S05 SENW

~~STOCKWATER Same as IRRIGATION~~

1265 ACRES TOTAL

~~400 ACRES TOTAL~~

Rights 61-02162, 61-02163, 61-2164, 61-02165, and 61-07170 when combined shall not exceed irrigation of a total of 1265 acres in a single irrigation season.

This right is limited to the irrigation of 400 acres within the place of use described above in a single irrigation season.

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.

~~THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - License Permit

Rights 61-02162, 61-02163, 61-2164 and 61-02165 are also diverted through the points of diversion described above.

~~STOCKWATER, 1200 RANGE CATTLE.~~