

AJ5856NP

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

DATE: SEP-15-1997

PAGE: A-6

RIGHT NUMBER: 43-04021B

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

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/01/1959

POINT OF DIVERSION: T11S R26E S34 SWNE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 3 HOMES	01-01 12-31	0.06 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T12S R26E S03 NENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP0ID170007020A
STOCKWATER, 500 RANGE CATTLE, 12 HORSES

✓ DJ 9/15

AJ5809NP
No. R43-04021B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/03/97
PAGE: 8

OWNER
CODE NAME & ADDRESS

PRIORITY
DATE WATER USE

USE PERIOD
FROM TO

DIVERSION
RATE

DIVERSION
VOLUME

C J R SIMPLOT COMPANY
PO BOX 27
BOISE ID 83707

06/01/1952 DOMESTIC

01-01 12-31

0.06 CFS

TOTAL DIVERSION: 0.06 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T11S R26E S34 SWNE

CASSIA County

Place of use Legal Description for: DOMESTIC

NE NW SW SE

T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :

12S 26E 3 : D : : : :

POU County: CASSIA

Non-Irrigation Uses: DOMESTIC, 3 HOMES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-04021A A43-04021B A43-10590 R43-04021A

Other Water Rights Listing Overlapping Place(s) of Use:
A43-10037

Remarks: GEN PARCEL NO. RP01D170007020A

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 04/20/92 SMITH 04/02/93 CAN-SHAF 05/19/94 CAN-SHAF 03/30/95 POST-STD

N11
N13

C007327
\$25

DJ

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: A43-04021B
Date Received: 6-08-89
Receipt No: 0007327
Received By: AS

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, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	26E	34	SW	NE			CASSIA

5. Description of diverting works:
WELL AND PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/3 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	26E	3	NE	NE		DOMEST	

11. Place of use in counties: CASSIA

A43-04021B

Page 1

Date: 06/06/89

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MAR 05 1993

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: STATUTORY CLAIM

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 ☒ 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.

Donald L. Brown
Signature of Authorized Agent

Secretary, J. R. Simplot Company
Title and Organization

6-7-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of June 19 89

Vicki A. Lawer
Notary Public

Seal

Residing at _____ Meridian

My Commission Expires 11-06-91
2 Date: 06/06/89

A43-04021B

Page

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MAR 05 1993

INPUT: NJ_SELECTION:FRAZEE-NAME-SIMPILOT.SEL

TYPE OF ACTION: ADD
MODIFY ALL FIELDS FLAG:

LAST NAME: YOUNG, GRAY OR BRUCE BELZER
ADDRESS LINE 1: J R SIMPILOT 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

A43-02485	ATTORNEY NAME	SUCCESSFULLY	ADDED	TO NAME	FILE
A43-02488	ATTORNEY NAME	SUCCESSFULLY	ADDED	TO NAME	FILE
A43-02489	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
A43-02548	ATTORNEY NAME	SUCCESSFULLY	ADDED	TO NAME	FILE
A43-02569	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
A43-10406	ATTORNEY NAME	SUCCESSFULLY	ADDED	TO NAME	FILE
A43-10407	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.

Twin Falls County
Civil Case No. 39576

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

and

Cassia County
Civil Case No. 13770-12-83

Petitioner,

NOTICE OF APPEARANCE

vs.

The United States;
The State of Idaho;
and All Claimants to the Use
of Water from the Snake River
Basin Water System,

Respondents.

*Don modified thru
C.A.N. program.*

*4-1-93
- 26*

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,

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.)

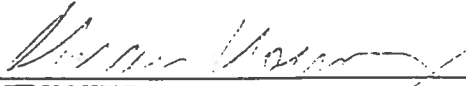
TO ALL PARTIES:

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

4507v1-20-92/1:42

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

WATER RIGHT NUMBER - A43-040218

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
J. R. SIMPLOT COMPANY

1 - P.O. BOX 27

2 -

3 -

CITY- BOISE

PHONE - 208-000-0000

STATE- ID ZIP- 83707

*** O - ORIGINAL OWNER ***
RAFT RIVER CATTLE CO.

1 - P.O. BOX 2777

2 -

3 -

CITY- BOISE

PHONE - 208-000-0000

STATE- ID ZIP- 83701

*** K - ALSO KNOWN AS ***
SIMPLOT

1 -

2 -

3 -

CITY- BOISE

PHONE - 208-000-0000

STATE- ID ZIP- 83707

+ - - PRIORITY DATE - - + + - - REGION - - - + + - - STAGE - - - + + - - STATUS - - - +
06/01/1952 17 SOUTHERN S - STATUTORY CLAIM

+ - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - - - - - - - - - - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

(31) CASSIA

+ - - - - - - - - - - - - - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01 12/31

0.060

+ - - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.060

+ - - - - - - - - - - - - - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

12S 26E 3 NE NE 43 DOMESTIC
+ - - DIVERSION MEANS - WELL AND PIPELINE

+ - - NON-IRRIGATION USE - D/3 HOMES.

+ - - OTHER RIGHTS FOR SAME USE - NONE

(31) CASSIA

MICROFILMED

MAR 05 1993

WATER RIGHT NUMBER - A43-04021B

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - REMARKS - - - - -
NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - - + - - - - DECREE DEFENDANT - - - - -
00/00/0000

+ - - - - AUDIT FIELDS - 06/06/89 PEPPERSA

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

| | | | | | |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| COURT REPORT FILING | - 00/00/0000 | FIELD INSPECTION MADE | - 00/00/0000 | CIVIL CASE NUMBER | - 39576 |
| OBJECTION FILED DATE | - 00/00/0000 | FIELD INSPECTION FLAG | - | OLD CASE NUMBER | - |
| RESPONSE FILED DATE | - 00/00/0000 | VERIFIED DATE | - 06/18/1985 | OLD JUDICIAL DISTRICT | - |
| CLAIM RECEIVED DATE | - 06/08/1989 | LAST AMENDED DATE | - 00/00/0000 | TEMPORARY RIGHT | - P |
| PROOF DUE DATE | - 00/00/0000 | PROOF MADE DATE | - 00/00/0000 | WATER DISTRICT | - |
| LICENSED DATE | - 00/00/0000 | RECEIPT NUMBER | - C007327 | FEDERAL/STATE INDICATOR | - S |
| CLAIMS TAPE ERROR FLG | - | POU OWNERSHIP FLAG | - Y | PRESUMPTION FLAG | - |
| FEE EXEMPT FLAG | - | NAME CONNECTOR | - | | |

RP 01017000 7020A

DATA ENTRY

ENTERED 4-20-92 (JMB)
CHECKED 6/15/92 AB

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

CERTIFIED

OCT 17 1991

WATER EXAMINER

VERIFIED

OCT 17 1991