

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-1008

RIGHT NUMBER: 37-11908

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

SOURCE: GROUNDWATER

QUANTITY: 0.05 CFS

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

PRIORITY DATE: 08/17/1968

POINT OF DIVERSION: T02S R20E S01 NWNWSE Within BLAINE County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.05 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T02S R20E S01 NWSE

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. RP02S200015810A

Claim proofread by: WW

Date: 1030

D 7-29-98

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: A37-11908
Date Received: 10/21/1988
Receipt No: C003007
Received By:

✓ B.H.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. R. SIMPLOT COMPANY 208-336-2110
Address: P.O. BOX 27
BOISE, ID 83707

2. Date of Priority: AUG 17, 1968

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	20E	1	NW	NW	SE		BLAINE

5. Description of diverting works:
1 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	20E	1	NW	SE		DOMEST	

11. Place of use in counties: BLAINE

A37-11908

Page 1

Date: 07/26/89

MICROFILMED
FEB 25 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: 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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

SP
RHR

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Identification No. 437-11908
Date Received 10-21-88
Receipt Number 6003007

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) J. R. Simplot Company Phone (208) 336-2110

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

2. Date of Priority (Only one per claim) 8-17-68 Month/Day/Year

3. Source of water supply (Check one) (X) Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source

4. Location of point of diversion is: Township 2S Range 20E
Section 1, NW 1/4 of NW 1/4 of SE 1/4, Govt. Lot _____, BM.,
County of Blaine

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 1 HP pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

	Month/Day	Month/Day	(cfs)
For <u>Domestic</u> purposes from	<u>1-1</u>	to <u>12-31</u>	amount <u>.05</u>
	(Both dates are inclusive)		
For _____ purposes from _____	to _____	amount _____	

7. Total quantity claimed .05 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - one household

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FEB 23 1993

10. Place of use is: Township: 2s Range 20E

Section 1, NW 1/4 of SE 1/4, Govt. Lot SE, B.M.,

County of Blaine for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

NONE

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do X do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 1 (Map)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Vice President

of J. R. Simplot Company, that I have signed the foregoing

document in the space below as Vice President of J. R. Simplot Company

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature] Date 10-21-88

Title and Organization J. R. Simplot Company - Vice President

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 21st day of October 19 88

SEAL

Notary Public Vicki A. Lower

Residing at Meridian, Idaho

My Commission Expires 11-06-91

Last Name J. R. Simplot Company Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED
FEB 25 1993

INPUT: AJ_SELECTION:FRAZEE-NAME-SIMPLOT.SEL

TYPE OF ACTION: ADD

MODIFY ALL FIELDS FLAG:

LAST NAME: YOUNG, GRAY OR BRUCE BELZER

ADDRESS LINE 1: J R SIMPLOT CO LEGAL DEPT

ADDRESS LINE 3: PO BOX 27

CITY: BOISE

FIRST NAME:

ADDRESS LINE 2:999 MAIN ST STE 1300

STATE: ID ZIP: 837070027

PHONE NUMBER: (208) 389-7318

A36-04180 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-04181 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-04182 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-04256 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-07333 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-07636 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-08154 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-13319 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A36-13320 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00141 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00142 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00143 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00465 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00692A ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-00692B ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-11907 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A37-11908 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00099C ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00100C ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00101C ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00102C ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00103C ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
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A43-00277 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00317 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00318 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-00481 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02010 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02045 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02115A ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02115B ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02313A ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02329 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02378 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02382 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02471 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02472 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02473 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02475 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02483 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE
A43-02484 ATTORNEY NAME SUCCESSFULLY ADDED TO NAME FILE

MICROFILMED
OCT 25 1994

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.

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

Petitioner,

vs.

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

Respondents.

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,

Twin Falls County
Civil Case No. 39576

and

Cassia County
Civil Case No. 13770-12-83

NOTICE OF APPEARANCE

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

*4-1-93
- JF*

MICROFILMED
OCT 25 1994

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

4607v1-20-92,1,42

NOTICE OF APPEARANCE - 2

MICROFILMED
OCT 25 1994

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 & Manni
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

MICROFILMED
OCT 25 1994

WATER RIGHT NUMBER - A37-11908

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

STATE- ID ZIP- 83707

PHONE - 208-336-2110

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

1 -
2 -
3 -

CITY- BOISE

STATE- ID ZIP- 83707

PHONE - 208-000-0000

+ - - PRIORITY DATE - - +
08/17/1968

+ - - - REGION - - - +
ERROR IN REGION

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

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

+ - - - - TRIBUTARY - - - - - +

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

02S 20E 1 NW NW SE (13) BLAINE

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

43 - DOMESTIC

01/01

12/31

0.050

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.050 0.0

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

02S 20E 1 NW SE

43 DOMESTIC

(13) BLAINE

+ - - DIVERSION MEANS - 1 HP PUMP.

+ - - NON-IRRIGATION USE - D/1 HOUSE.

+ - - OTHER RIGHTS FOR SAME USE - NONE.

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

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

MICROFILMED
NOV 27 1995

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

PREFIX TRANSLATION: ADJUDICATION CLAIM

[illegible]

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	-	00/00/0000	OLD JUDICIAL DISTRICT	-	
CLAIM RECEIVED DATE	-	10/21/1988	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	-	C003007	FEDERAL/STATE INDICATOR	-	S
CLAIMS TAPE ERROR FLG	-		POU OWNERSHIP FLAG	-	Y	PRESUMPTION FLAG	-	
FEE EXEMPT FLAG	-		NAME CONNECTOR	-		NOTICE OF ERROR FLAG	-	

RP025200015810A

RECEIVED 12-28-93 MS
RECEIVED 1-2-94

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

VERIFIED
FEB 27 1992

PROOF

ÄN 11 b 1992

CERTIFIED

MAR 23 1992

WATER EXAMINER