

IDAHO DEPARTMENT OF WATER RESOURCES 09/08/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: J R SIMPLOT CO
PO BOX 27
BOISE ID 83707

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.03 CFS
3.0 AFY

PRIORITY DATE: 09/10/1969

POINT OF DIVERSION:

T06S R33E S20 NWNW Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
INDUSTRIAL	1/01 12/31	0.010 CFS 2.40 AFY
DOMESTIC	1/01 12/31	0.020 CFS 0.60 AFY

PLACE OF USE: INDUSTRIAL Within POWER County

T06S R33E S20 NWNW

DOMESTIC same as INDUSTRIAL

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: License

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7036 V1

WATER RIGHT NUMBER: 29-7036 V1

<u>Owner Type</u>	<u>Name and Address</u>
Also Known As	SIMPLOT
Attorney	GRAY YOUNG OR TERRY UHLING
Current Owner	J R SIMPLOT CO

Priority Date: 09/10/1969

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	1/01 to 12/31	0.010 CFS	2.40 AF
DOMESTIC	1/01 to 12/31	0.020 CFS	0.60 AF
	<u>Total Diversion:</u>	0.030 CFS	3.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 20, Twp 06S, Rge 33E, B.M.
POWER County		

Place of Use

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	33E	20						X											

Total Acres: 0

DOMESTIC same as INDUSTRIALConditions of Approval:

1. C18 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.

Remarks:Comments:

1. bcontor 9/8/2001 Recommendation
Comment: This is essentially a deminums claim except based on license. Recommended as licensed.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7036 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	9/8/2001 11:25:18 AM	bcontor			Active
POD	9/8/2001 11:26:16 AM	bcontor			Active
Source	9/8/2001 11:26:37 AM	bcontor			Active
POU	9/8/2001 11:27:06 AM	bcontor			Active
Use	9/8/2001 11:28:27 AM	bcontor			Active
Season	9/8/2001 11:29:05 AM	bcontor			Active
Quantity	9/8/2001 11:29:28 AM	bcontor			Active
Summary	9/8/2001 11:35:31 AM	bcontor	9/8/2001 11:35:31 AM	bcontor	Active
Summary	9/8/2001 11:41:03 AM	bcontor	9/8/2001 11:41:03 AM	bcontor	Active
Summary	9/8/2001 11:44:41 AM	bcontor	9/8/2001 11:44:41 AM	bcontor	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	9/8/2001 11:33:50 AM	bcontor	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7036 V1

Summary	9/8/2001 11:39:22 AM	bcontor	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right?
Summary	9/8/2001 11:43:00 AM	bcontor	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
POD	9/8/2001 11:27:48 AM	bcontor	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Desktop review, recommend as licensed, essentially deminus water use.
Contacts	9/8/2001 11:24:44 AM	bcontor	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review, recommend as licensed, essentially deminus water use.
Priority Date	9/8/2001 11:23:38 AM	bcontor	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	9/8/2001 11:24:05 AM	bcontor	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7036 V1

POD	9/8/2001 11:24:36 AM	bcontor	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	9/8/2001 11:24:56 AM	bcontor	(Yes) 1. Is the basis of claim decree or license? (Yes) 4. Does the parent right have a source? (Yes) 5. Can the claimed source be verified using the water right file? (Yes) 11. Is a Source remark and/or condition required?
POU	9/8/2001 11:25:25 AM	bcontor	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the parent right have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	9/8/2001 11:26:45 AM	bcontor	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	9/8/2001 11:27:24 AM	bcontor	(Yes) 1. Is the basis of claim decree or license? (Yes) 4. Does the parent right have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	9/8/2001 11:42:04 AM	bcontor	Edited polygons

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 29-7036 Priority September 10, 1969 Amount 0.03 cfs
 of Boise, Idaho
 has complied with the terms and conditions of Permit
 issued pursuant to Application for Permit dated September 10, 1969
 and has submitted proof to the Department of Water Resources on June 21, 1974
 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
 capacity for the diversion of 0.03 cfs of water from a groundwater source
 tributary to _____ and that the permit holder has applied to a beneficial use and
 established a right to use water as follows:

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	from	to		
Industrial	January 1	December 31	0.01 cfs and 2.4 acre feet	
Domestic (1 unit)	January 1	December 31	0.02 cfs and 0.6 acre feet	

Subject, however, to the condition that no more than 0.03 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 3.0 acre feet per year. Said waters to be diverted within the NW¹/₄, Section 20, Twp. 6S, Rge. 33E

Twp.	Range	Sec.	NW ¹ / ₄												Totals
			NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
6S	33E	20													

Industrial use is potatoe storage humidifiers.
 Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.
 The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.
 Witness the seal and signature of the Director, at Boise, Idaho, this 25 day of May 19 82

Acting for the Director
[Signature]

DO NOT MICROFILM
 From WR License File Microfiche
 29-7036, Eastern Region
 Microfiche 7/13/01 JBA

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

FIELD REPORT

1. Name of permit holder Simplot Industries, Inc.
 Postoffice address P. O. Box 2777, Boise, ID Attn: Ron N. Graves Phone 336-2110
 Person to contact _____ Phone 1 1974
 2. Source of water supply: Groundwater ☒ Surface water ☐
 Tributary to _____ (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount .50 c.t.s. for industrial
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount	.16	c.f.s. for	irrigation
		AF/Annum	(nature of use)

Period of Use: from Apr. 1 to Sept. 15
(mo.-day) inclusive (mo.-day)

Amount	c.f.s. for AF/Annum	(nature of use)
--------	------------------------	-----------------

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion .66 cubic feet per second and annual volume AF/Annum.

5. Location of Point(s) of Diversion:

Township	6S	N/S. Range	33E	E/W. B.M.	Section	20	Subdivision	NW	1/4	NW	1/4	Power
												County
Township		N/S. Range		E/W. B.M.	Section		Subdivision		1/4		1/4	County
Township		N/S. Range		E/W. B.M.	Section		Subdivision		1/4		1/4	County

Other Points of Diversions:

Description of diverting works: Pump size --6", 3 hp motor, 12" casing, 140' deep well, pump setting - 75', 2" galvanized pipe conveys water to humidifiers in storage.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

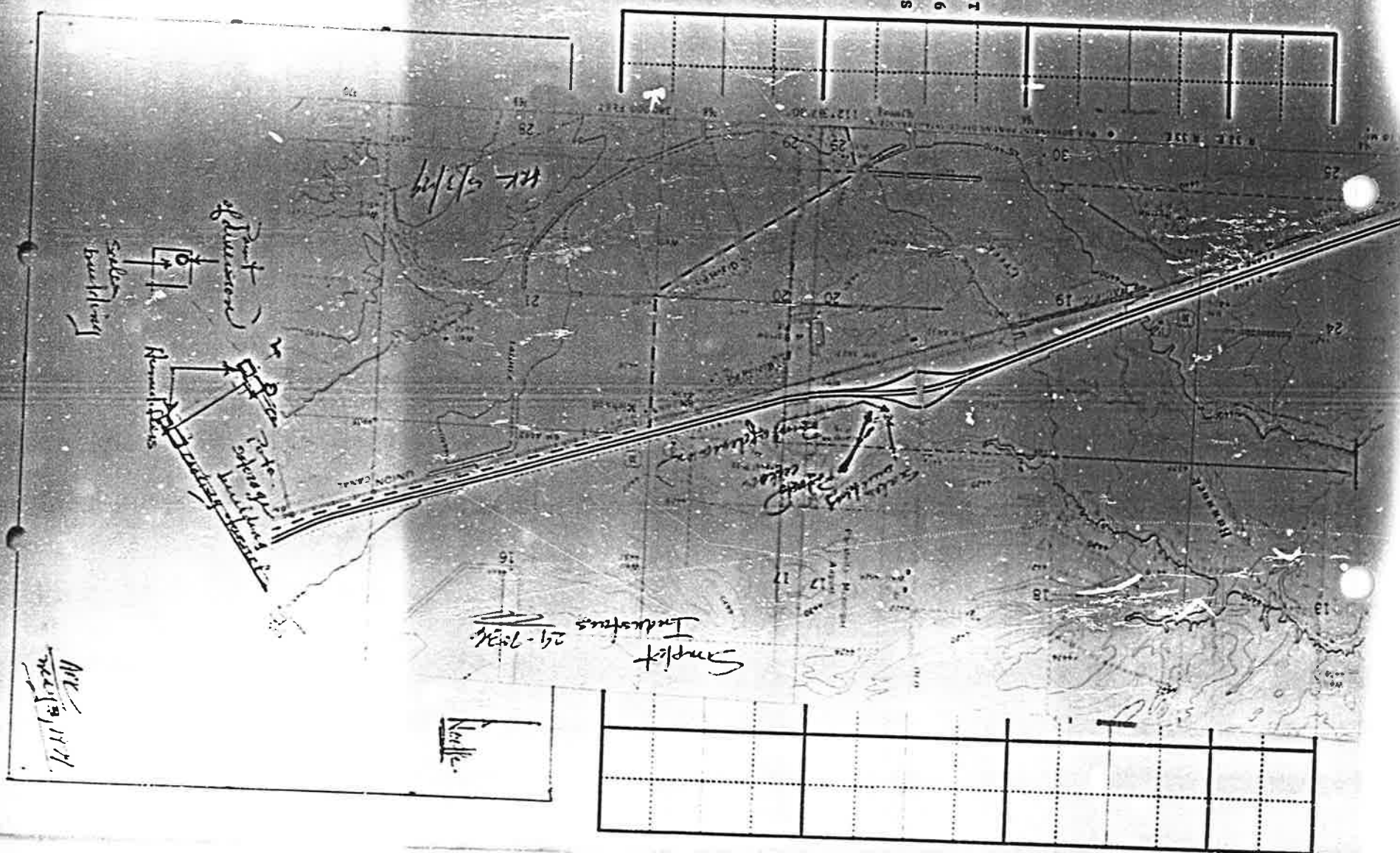
[illegible]

TOTAL ACREAGE 50

Permit No. 29-7036
Examination for b/u

DO NOT MICROFILM
From WR License File Microfiche

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From WR License File Microfiche



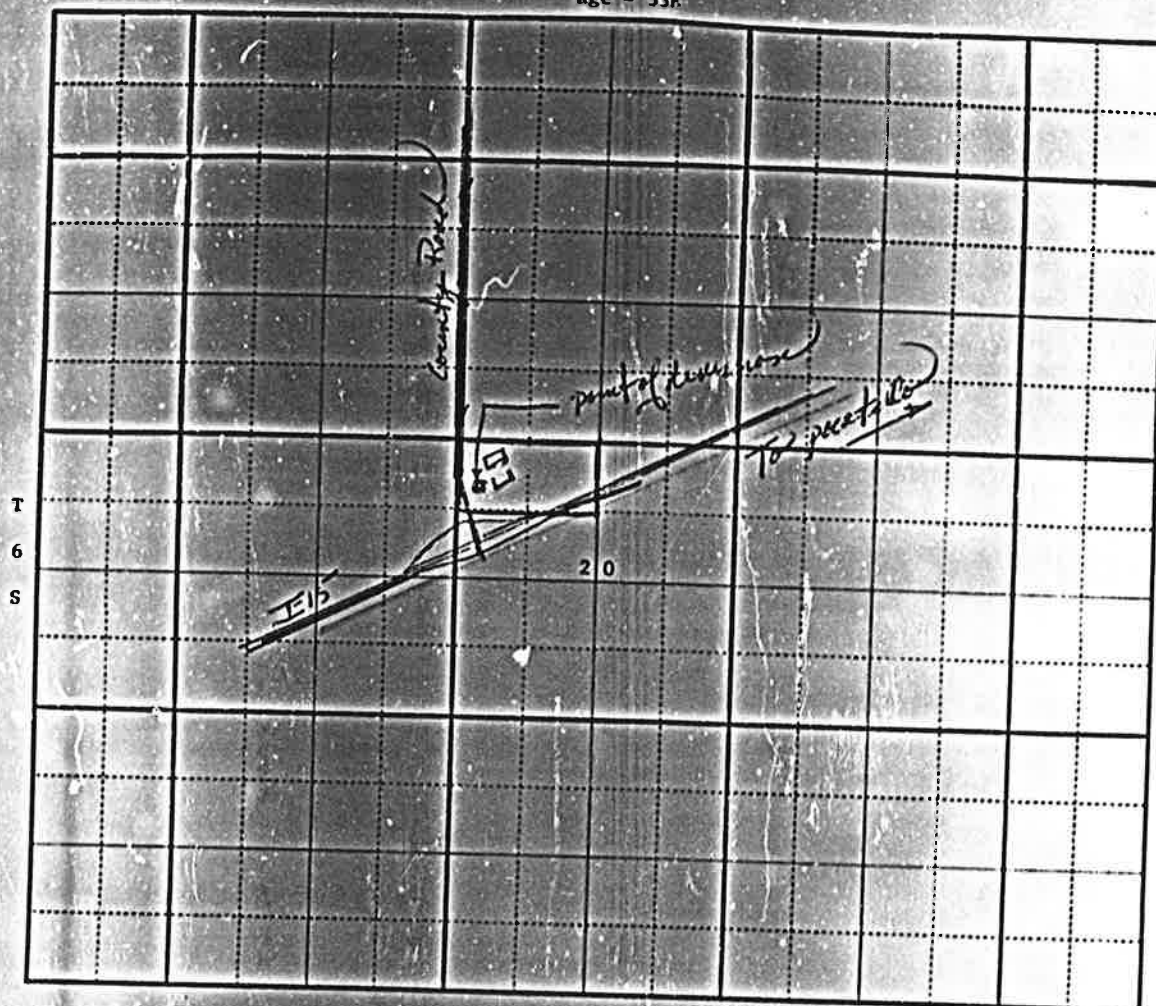
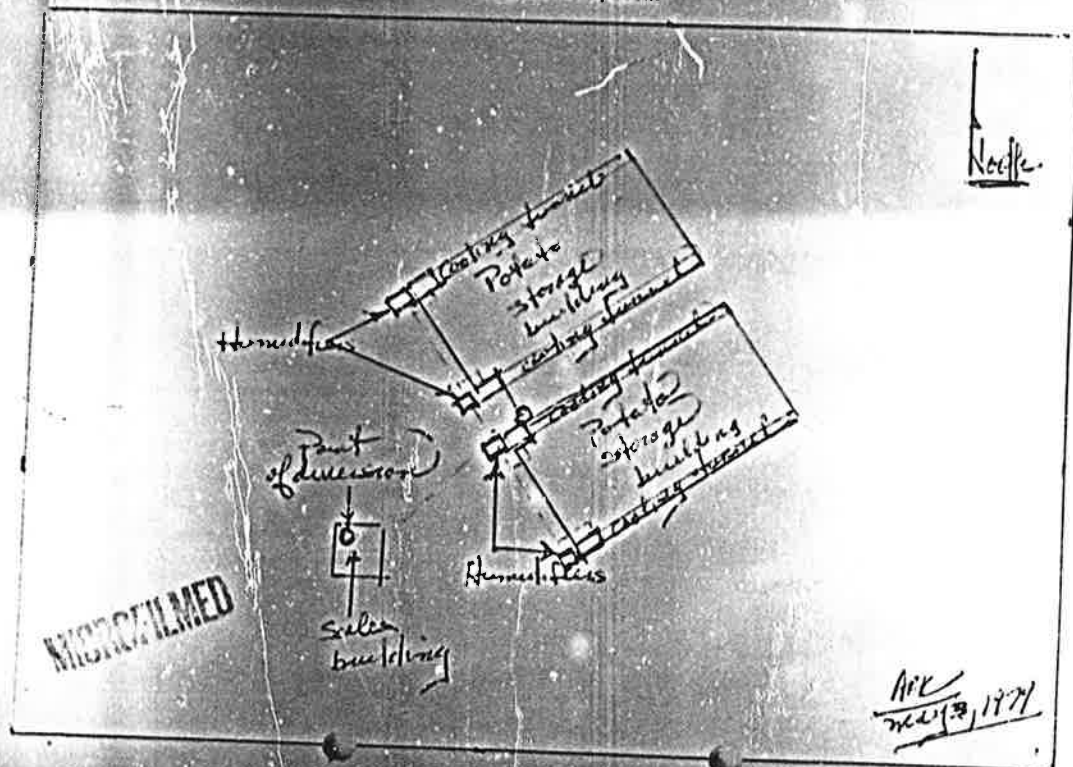


Diagram of System



DO NOT MICROFILM
From WR License File Microfiche

APR
24/93, 1971

DATE OF EXAM: May 2, 1979

ACREAGE
Found: n/a
Recommended: n/a

Irrigation Requirement: n/a Ac FilAc

USE
Irrigation Q = 0.0 cfs V = 1.0 AF/Ann. from Jan 1 to Dec 31
Domestic Q = 0.0 cfs V = 1.0 AF/Ann. from Jan 1 to Dec 31
Livestock Q = 0.0 cfs V = 1.0 AF/Ann. from Jan 1 to Dec 31
Industrial Q = 0.0 cfs V = 1.0 AF/Ann. from Jan 1 to Dec 31
* See reverse side for calculations

Is water co-mingled? yes no X

Name source: n/a
twp. N/S. Rge E/W. B.M. Sec Sub 1/4 1/4 County

Exchange? yes no X

Name source exchanged with: n/a
twp. N/S. Rge E/W. B.M. Sec Sub 1/4 1/4 County

Point of injection: n/a
twp. N/S. Rge E/W. B.M. Sec Sub 1/4 1/4 County

Point of exchange: n/a
twp. N/S. Rge E/W. B.M. Sec Sub 1/4 1/4 County

Total Q measured: n/a Method of measurement: theoretical ✓

Total Q recommended: 0.0 cfs Meter No. n/a Type: n/a Condition: n/a

Total V recommended: 1.5 AF/yr 3.0 *

Recommended Amendments:

P.D.
Place of Use
Other: amend nature of use from irrigation to domestic
None

MEASUREMENT CALCULATION:
Use - 30 gph/unit = 0.4 gpm/unit = 0.006 cfs/unit x 4 units = 0.024 cfs
allow 0.0 cfs V = 1.5 AF/yr by assignment (industrial)
Domestic Q = 0.0 cfs V = 1.00 AF/yr by assignment
Well is located under the exchanger building
SYSTEM DESCRIPTION: Allow 0.6 AF for domestic
Groundwater is diverted from a 10" HD deep well through a 10" diam
pvc pipe to a 3/4" submersible pump & motor in a 2" diam
galvanized water line presently under a potato storage building
and a exchanger building. 2 bathrooms and a kitchen
are located in the exchanger building. The water is used for
water for a max of 1 household (2 sink, 1 kitchen, 1 bathroom)
REMARKS: 2 are refrigerated humidifiers (North) 2 are humidifiers only (South)
The water is pumped out elevated floor ceiling fixtures located
along each side of the long storage building for purposes of
potato preservation. The irrigation use could be the water
for the rest of the field. It is suggested that an
irrigation water be human consumed by telephone conversation with
Examiner's Signature: Anthony J. Haysbark Date: May 3, 1979 Hugo Delucia

Checked by: John D. Carmon Date: 12/11/79

Approved by: [Signature] Date: 4-12-82

System described by Don Graves of Sargent
SWL approx 50' industries

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From WR License File Microfiche

Volume Calculations

Industrial

$$.01 \times 448.8 = 4.5 \text{ gpm} \times 60 = 270 \text{ gph}$$

$$270 \times 8 = 2,160 \text{ gpd} \times 365 = \frac{788,400 \text{ gpy}}{325,900} = 2.4 \text{ AF}$$

Domestic

1 unit w/ inside use only

$$.02 \text{ cfs} \div .6 \text{ AF}$$

$$R = \frac{4 \frac{1}{2}}{80}$$

DO NOT MICROFILM
From WR License File Microfiche

$$Q = \frac{(50) + (50)(2.3)}{(5)(6.70)(8.814)} = \frac{119.5}{188.51}$$

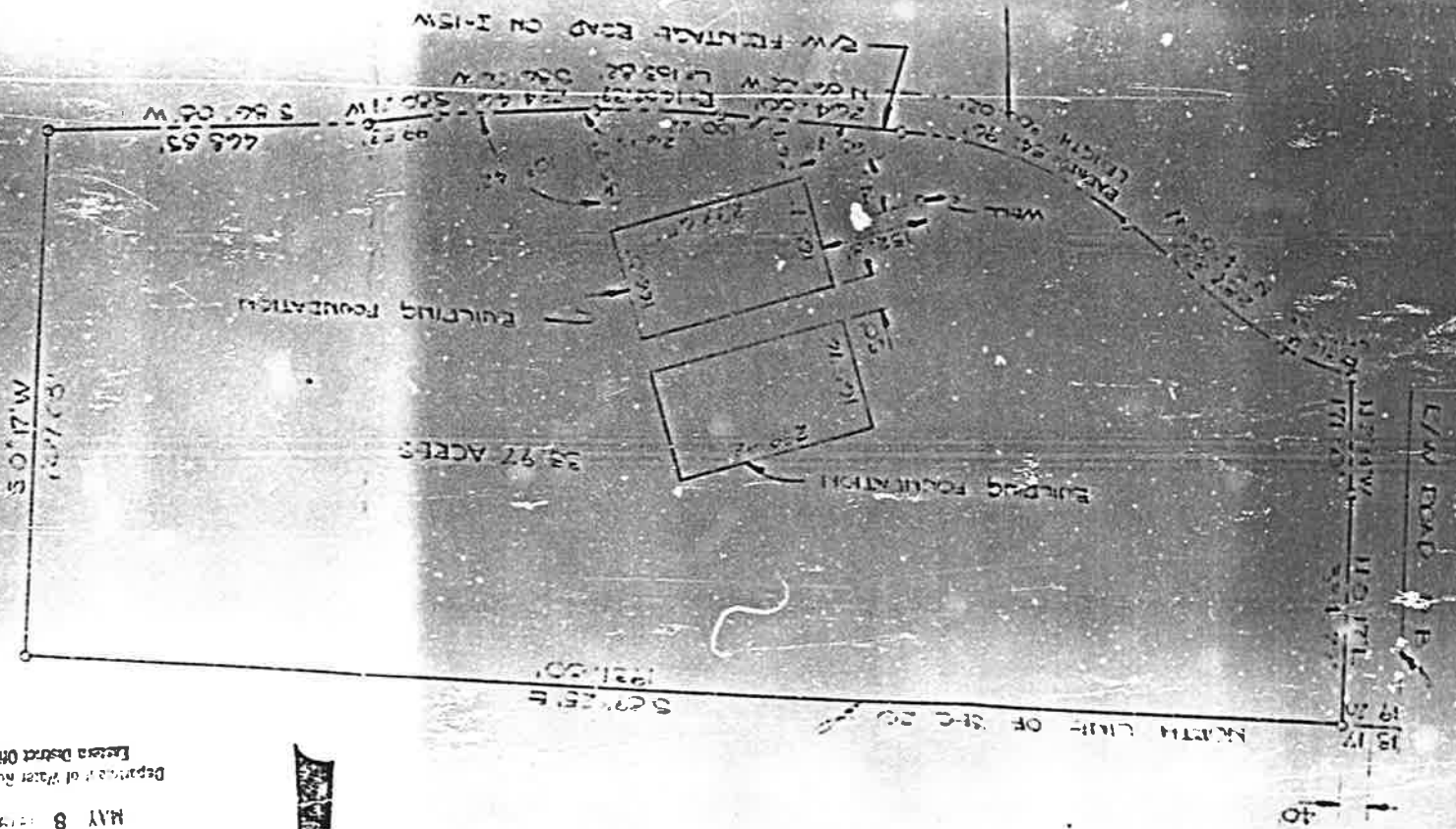
capacity

$$Q = \frac{(110)(4.4)(8.814)}{(500) + (100)(2.3)} =$$

theoretical capacity

 DO NOT MICROFILM
 From WR License File Microfiche

RECEIVED
 MAY 8 1974
 Department of Water Resources
 Eastern District Office



1693
 1974 MAY 8
 DEPT. OF WATER RESOURCES
 EASTERN DISTRICT OFFICE
 931.50 feet;
 of way line
 ect, more or
 Night having
 or less; thence
 get, more or
 Right having
 less; thence
 get, more or
 Left line
 Lons, Co
 (Lahlo
 feet; thence
 71.2, 334.79
 line
 city are
 no



State of Idaho

SCANNED

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

E.O.

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 20, 1994

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

RECEIVED
MAY 24 1994

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

Department of Water Resources
Eastern District Office

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

NOV 13 1996

CORPORATE HEADQUARTERS

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

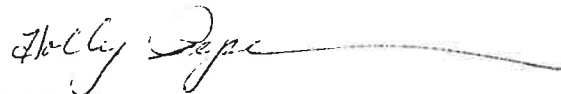
Dear Mr. Shaff:

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

NOV 13 1996

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



RECEIVED
APR 14 1994
Department of Water Resources

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
(208) 738-3011
FAX (208) 738-2121

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,

A handwritten signature in cursive script, reading "Diana R. Delaney".

Diana R. Delaney
Chief Deputy Clerk

DRD

Enclosure

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

MICROFILMED
NOV 13 1990

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
Boise, Idaho 83707
Telephone: (208) 389-7318
Fax: (208) 389-7515

7 Attorneys for J. R. Simplot Company

1994 APR - 5 PM 2:52
DISTRICT COURT - SRB
TWIN FALLS CO., IDAHO
FILED

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

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

Civil Case No. 39576

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

19 Petitioner,)

20 v.)

NOTICE OF WITHDRAWAL
OF COUNSEL

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

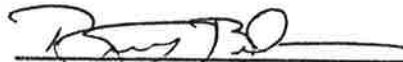
25 Defendants.)
26 _____)
27)
28)

MICROFILMED
NOV 13 1990

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
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MICROFILMED
NOV 13 1990

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,
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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
NOV 13 1998

1 Richard A. Cummings
2 MEULEMAN, MILLER, STROTHER &
3 CUMMINGS
4 960 Broadway, Suite 400
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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

MICROFILMED
NOV 13 1990

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

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MICROFILMED
NOV 13 1990

SCANNED

MAY 10 2001

51

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: A29-07036
Date Received: 4/18/90
Receipt No: C016378
Received By: JP

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: SEP 10, 1969

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	Count
06S	33E	20	NW	NW			POWER

5. Description of diverting works:
WELL, PUMP & PIPELINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		0.60
INDUSTRIAL	01/01	12/31	0.010		2.40

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

3.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

I/POTATOE STORAGE HUMIDIFIERS, D/SCALEHOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	20	NW	NW		INDUST	

11. Place of use in counties: POWER

A29-07036

Page 1

Date: 04/13/90

A2907036



MICROFILMED

NOV 13 1992

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

13. Other Water Rights Used:
NONE

14. Remarks:
TRUCKERSVILLE STORAGE

15. Basis of Claim: LICENSE

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
J. R. Simplot Company, that I have signed the foregoing
Organization Title
document in the space below as Secretary of
J. R. Simplot Company and that the statements contained in the
Organization Title
foregoing document are true and correct.

Richard L. Groves
Signature of Authorized Agent

Secretary, J. R. Simplot Company
Title and Organization

04-17-90

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of April 19 90

Vicki A. Lawrence
Notary Public

Seal

Residing at Meridian

My Commission Expires 11-06-91