

06/24/2003

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

RIGHT NUMBER: 29-7763

NAME AND ADDRESS: J R SIMPLOT CO
999 MAIN ST STE 1300
PO BOX 27
BOISE ID 83707

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
72.400 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 8,500 AF. COMBINED RIGHT NOS.: 29-2375,
29-2501, 29-2502, 29-7763.

PRIORITY DATE: 01/17/1984

POINT OF DIVERSION:

T06S R34E S7 NESW Within POWER County
T06S R34E S7 SESW Within POWER County
T06S R34E S7 SESW Within POWER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

INDUSTRIAL

1/01 12/31

0.100 CFS
72.40 AFY

PLACE OF USE: INDUSTRIAL Within BANNOCK County

T05S R34E S25	NENE	T05S R34E S25	NWNE
T05S R34E S25	SWNE	T05S R34E S25	SENE
T05S R34E S25	NENW	T05S R34E S25	NESW
T05S R34E S25	NWSW	T05S R34E S25	SWSW
T05S R34E S25	SESW	T05S R34E S25	NESE
T05S R34E S25	NWSE	T05S R34E S25	SWSE
T05S R34E S25	SESE	T05S R34E S31	NENW
T05S R34E S31	NWNW	T05S R34E S31	SWNW
T05S R34E S31	SENW	T05S R34E S36	NENE
T05S R34E S36	NWNE	T05S R34E S36	SWNE
T05S R34E S36	SENE	T05S R34E S36	NENW
T05S R34E S36	NWNW	T05S R35E S30	NENE
T05S R35E S30	NWNE	T05S R35E S30	SWNE
T05S R35E S30	SENE	T05S R35E S30	NENW
T05S R35E S30	NWNW	T05S R35E S30	SWNW
T05S R35E S30	SENW	T06S R34E S07	SENE
T06S R34E S07	NESW	T06S R34E S07	SESW
T06S R34E S07	NESE	T06S R34E S07	NWSE
T06S R34E S07	SWSE	T06S R34E S07	SESE
T06S R34E S08	NENW	T06S R34E S08	NWNW
T06S R34E S08	SWNW	T06S R34E S08	SENW
T06S R34E S08	NESW	T06S R34E S08	NWSW
T06S R34E S08	SWSW	T06S R34E S08	SESW

06/24/2003

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

T06S R34E S08	SWSE	T06S R34E S17	NWNE
T06S R34E S17	NENW		

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.

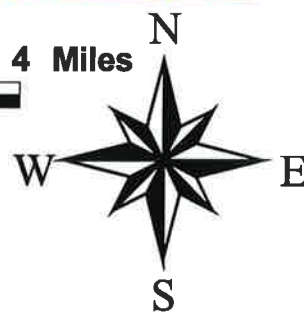
EXPLANATORY MATERIAL: License



**State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-2375, 29-2501,
29-2502, 29-7763.**



Industrial



-  Well.shp
-  Place of use.shp
-  Townships
-  Sections
-  QQ

PROFILE

SCANNED

MAY 11 2004

GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by R. Warner
Date: June, 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

June 9, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

J R SIMPLOT COMPANY
C/O VIC CONRAD, LAND DEVELOPMENT
PO BOX 27
BOISE ID 83707

RE: Basin 29 Notices of Error; Water Right Nos. 29-2501, 29-2502, 29-2375, & 29-7663.

Dear Mr. Conrad:

Thank you for sending in your notice of error for the above referenced water rights. In the cover letter, you mentioned that you had discovered that there were four quarter-quarters in Section 8 of Township 6 South, Range 34 East, B.M., that should have been included.

Please find enclosed four revised claims to a water right for the above referenced adjudication water right claim numbers. I am sending these revised claims for your review. They should reflect the locations that were provided upon your signed claim copies. They reflect what is now shown in the department's database. If there are any discrepancies, please mark them up and return them to my attention.

Your other concerns are noted and are being evaluated. We hope to respond to them soon.

If you have any questions regarding this matter, please feel free to call me at 525-7161.

Respectfully submitted,


W. Roger Warner
Adjudication Specialist

Enclosure(s) Revised Claims to a water right for water right numbers 29-2501, 29-2502, 29-2375, & 29-7663.

PROFILE

SCANNED
MAY 11 2004

February 21, 2003

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003.

Water Right Number: 29-7763

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Industrial Places of Use

2. Describe the changes you wish to make in the proposed recommendation:

In addition to the places of use recommended, the following industrial places of use should be added to this water right:

Township and Range	Sec.	1/4 1/4	County	Use	Township and Range	Sec.	1/4 1/4	County	Use
<u>T.5S R.34E</u>	25	NENE	Bannock	Industrial	<u>T.5S R.34E</u>	36	NENW	Bannock	Industrial
		NWNE	Bannock	Industrial			NWNW	Bannock	Industrial
		NENW	Bannock	Industrial	<u>T.5S R.35E</u>	30	NENE	Bannock	Industrial
		SWNE	Bannock	Industrial			NWNE	Bannock	Industrial
		SENE	Bannock	Industrial			SWNE	Bannock	Industrial
		NESW	Bannock	Industrial			SENE	Bannock	Industrial
		NWSW	Bannock	Industrial			NENW	Bannock	Industrial
		SWSW	Bannock	Industrial			NWNW	Bannock	Industrial
		SESW	Bannock	Industrial			SWNW	Bannock	Industrial
		NESE	Bannock	Industrial			SENE	Bannock	Industrial
		NWSE	Bannock	Industrial	<u>T.6S R.34E</u>	7	SENE	Bannock	Industrial
		SWSE	Bannock	Industrial			NESE	Bannock & Power	Industrial
		SESE	Bannock	Industrial			SESE	Power	Industrial
	31	NENW	Bannock	Industrial		8	NESW	Bannock	Industrial
		NWNW	Bannock	Industrial			NWNW	Bannock	Industrial
		SWNW	Bannock	Industrial			SWSW	Bannock	Industrial
		SENE	Bannock	Industrial			SESW	Bannock	Industrial
	36	NENE	Bannock	Industrial			SWSE	Bannock	Industrial
		NWNE	Bannock	Industrial		17	NWNE	Bannock	Industrial
		SWNE	Bannock	Industrial			NENW	Bannock	Industrial
		SENE	Bannock	Industrial					

PROFILED

SCANS TO
MAY 1 1 2003

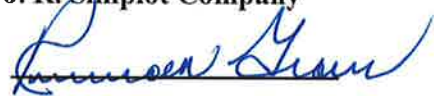
3. Give a brief explanation as to why you disagree with these portions:

The site where the industrial water is land applied was not identified among the recommended places of use. The description provided in response to question no. 2 are the places of use for the industrial land application site existing as of November, 19, 1987, the commencement date for the Snake River Basin Adjudication.

_____ I AGREE with this proposed recommendation; no changes need to be made.

J. R. Simplot Company

DATE: April 16, 2003

SIGNATURE: By: 

Please print your name: Ronald N. Graves, Senior Vice President,
Secretary and Chief Legal Officer

IDWR Regional Office, 900 North Skyline Drive, Suite A, Idaho Falls, ID 83402 (208) 525-7161

SCANNED

MAY 11 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7763 V1

WATER RIGHT NUMBER: 29-7763 V1

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

Priority Date: 01/17/1984

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	0.100 CFS	72.40 AF
	<u>Total Diversion:</u>	0.100 CFS	72.40 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4SW1/4	Sec. 7,	Twp 06S,	Rge 34E, B.M.
POWER County				
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 7,	Twp 06S,	Rge 34E, B.M.
POWER County				
GROUND WATER	NE1/4SE1/4SW1/4	Sec. 7,	Twp 06S,	Rge 34E, 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	34E	7																	X

Total Acres: 0

Conditions 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:

1. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 8,500 AF. COMBINED RIGHT NOS.: 29-2375, 29-2501, 29-2502, 29-7763.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-7763 V1

Comments:

1. bcontor 9/12/2001 Recommendation

Comment: Per post-1987 AJ license. See paper file 29-2020 "general" flap and eCVR 29-2375 for discussion of combined use limitation.

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: 29
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	9/12/2001 1:36:46 PM	bcontor			Active
POD	9/12/2001 1:40:39 PM	bcontor			Active
Source	9/12/2001 1:41:01 PM	bcontor			Active
POU	9/12/2001 1:42:13 PM	bcontor			Active
Use	9/12/2001 1:42:37 PM	bcontor			Active
Season	9/12/2001 1:43:18 PM	bcontor			Active
Quantity	9/12/2001 1:45:03 PM	bcontor			Active
Summary	9/12/2001 1:45:58 PM	bcontor	9/12/2001 1:45:58 PM	bcontor	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	9/12/2001 1:36:05 PM	bcontor	Edited point location
POD	9/12/2001 1:36:23 PM	bcontor	Edited PLS
POD	9/12/2001 1:37:16 PM	bcontor	Edited PLS
POD	9/12/2001 1:38:01 PM	bcontor	Edited point location
POD	9/12/2001 1:38:18 PM	bcontor	Edited PLS
POD	9/12/2001 1:40:05 PM	bcontor	Edited polygons

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7763 V1

Contacts	9/12/2001 1:36:13 PM	bcontor	(No) 1. Do you want to schedule an appointment? Comment for 1: Field inspection already completed
Priority Date	9/12/2001 1:35:20 PM	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	9/12/2001 1:36:57 PM	bcontor	Edited point location
POD	9/12/2001 1:39:13 PM	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	9/12/2001 1:39:35 PM	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? (No) 11. Is a Source remark and/or condition required?
POU	9/12/2001 1:40:47 PM	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	9/12/2001 1:41:11 PM	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	9/12/2001 1:41:53 PM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7763 V1

POD	9/12/2001 1:43:37 PM	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? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - see paper file 29-2020 and eCVR 29-2375 for discussion of combined use limitation
Summary	9/12/2001 1:44:33 PM	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
Water Right Report

07/18/2001

WATER RIGHT NO. 29-7763

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J R SIMPLOT CO PO BOX 27 BOISE, ID 83707

Priority Date: 01/17/1984
Basis: License
Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
INDUSTRIAL	1/01	12/31	0.1 CFS	72.4 AFA	
Total Diversion			0.1 CFS	72.4 AFA	

Location of Point(s) of Diversion:

GROUND WATER	NESW	Sec. 07	Township 06S	Range 34E	POWER County
GROUND WATER	SESW	Sec. 07	Township 06S	Range 34E	POWER County

Licensed Diversion Capacity: 19.62

Place(s) of use:

<u>Place of Use</u>	<u>Legal Description</u>	<u>County</u>
INDUSTRIAL		POWER County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06S	34E	7		SESW										

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 29 .

Dates:

Licensed Date: 10/03/1986
Decreed Date:
Permit Proof Due Date: 11/1/1989
Permit Proof Made Date: 10/28/1985
Permit Approved Date: 11/23/1984
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Application Received Date:
Protest Deadline Date:
Number of Protests:0

Other Information:

Receipt Number(s):
State or Federal:
Owner Name Connector:

State of Idaho
Department of Water Resources

License of Water Right No. 29-7763 Priority January 17, 1984 Amount 0.10 cfs
THIS IS TO CERTIFY, that J. R. Simplot Co.

THIS IS TO CERTIFY, that J. R. Simplot Co. Priority January 17, 1984 Amount 0.10 cfs
of Boise, Idaho
No. 29-7763, has complied with the terms and conditions of Permit
issued pursuant to Application for Permit dated January 17, 1984
and has submitted proof to the Department of Water Resources on October 28, 1985
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 19.62 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
Industrial

Period of Use
from January 1 to December 31

Rate of Diversion
at 0.10

Annual Volume
cfs and 72.4 acre feet

from 1a at cfs and

from 1b at cfs and

(both dates inclusive) at cfs and

Subject, however, to the condition that no more than 0.10 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 72.4 acre feet per year, said waters to be diverted within the SE 1/4 of Section 7, T. 12N., R. 10E., S. 1E.,

Section 7, Twp 6S, Rge 34E SE1SW1, NE1SW1

Description and location of place of use:

[illegible]

Total number of acres irrigated _____

Signature page not complete
Microfiche

DO NOT MICROFILM
From WR License File Microfiche

From WR License File Microfiche

29-7763, Eastern Region

Microtenu 7/13/01, Bac

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

29-7763

Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

From field exams on the already licensed P.D.'s

	Capacity	Licensed amount
29-2375	8.0 cfs	6.68 cfs
29-2501	6.38	5.57
29-2502	6.66	6.66
	Σ 21.04	Σ 18.91 cfs

* Theoretical Q
total exceeds
licensed amount
therefore recommend
lic for 0.1 cfs ✓

* Recommend 0.10 cfs by permit

Theoretical $Q = \frac{8.8(200)(.92)}{2.31(100) + 60}$

$$= 5.56 \text{ cfs}$$

Total theoretical

$$Q = \frac{8.8(250)(.93)}{2.31(100) + 60} = 7.03 \text{ cfs}$$

7.03 well #4
7.03 well #5
5.56 well #6

b) Volume Calculations for Irrigation: N/A

$$Q_{\text{TOTAL}} = 19.62 \text{ cfs}$$

CAPACITY ✓

 $V_{ia} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ $V_{da} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ $V = \text{Smaller of } V_{ia} \text{ and } V_{da} =$

c) Volume Calculations for Other Uses:

$$V_{ind} = 0.1 \text{ cfs} \times 365 \text{ days} \times 1.9835 = 72.4 \text{ afa}$$

2. Overlap Review

a) Other water rights with same place of use: None

b) Other water rights with same point of diversion: Licenses 29-2501, 29-2502, 29-2375

c) Analysis:

DO NOT MICROFILM
From WR License File Microfiche

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
29-7763					2104 cfs

19.62 3.5

Address:

tributary to KLA

Period of Use
From To

Annual Volume
V (afa)

1-1

12-34

0.10

72.4

0.10

72.4

7. Point(s) of Diversion: No Change

(7) Extension: No Change

No.	Govt. Lot	%	%	%	Sec.	Twp.	Rge.	County

Place(s) of this lot:

8. Place(s) of Use *No Change*

[illegible]

9. Recommended Conditions/Remarks:

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Date 6-27-86

Date 16 July 1986

Date 8-20-86

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From WR License File Microfiche

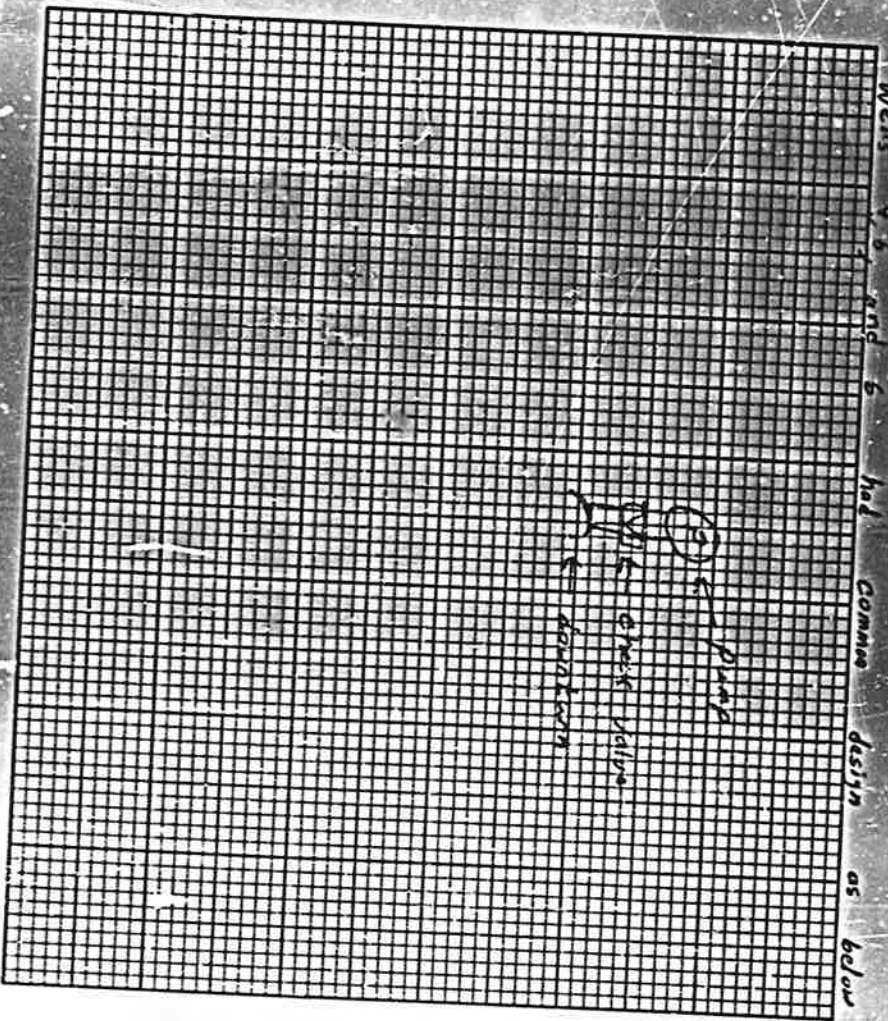
Place(s) of Use:					Irrigation - give acres served by system at time of exam. Indicate Method of Determination															
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals	
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4		
6 S	34 E	7												I						
																			Total Acres _____	

DO NOT MICROFILM
From WR License File Microfiche

 DO NOT MICROFILM
 From WR License File Microfiche

10. Other water rights on these lands None
 11. Other water right diverted from same p.d. 29-2375, 29-2501 and 29-2502

12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe I.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigation/Diversion Attached

14. Remarks Cooling towers use 4-6 gpm in summer months. Amerigas operation is on simplets plant and topped into simplets industrial water system provided by wells 4, 5 and 6.

15. Recommended Amendments
☐ Change P.D. as reflected above
☐ Change P.U. as reflected above
☐ Add P.D. as reflected above
☒ None

16. Examiner's/Consultant's Signature John W. Davidson Date 6-27-86
 IDWR Director's Authorization to Conduct
 Beneficial Use Examination _____

CONSULTANT SEAL



DO NOT MICROFILM
From WR License File Microfiche

29-7763

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

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 29-7763
Date Received: 4/18/1990
Receipt No: C016378
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

J R SIMPLOT CO Phone: (208) 336-2110

999 MAIN ST STE 1300
PO BOX 27
BOISE ID USA 83707

2. Date of Priority: 01/17/1984

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	34E	7	SE SW	POWER	
06S	34E	7	NE SW	POWER	

5. Description of diverting works:

3 WELLS, 3 PUMPS, COMMON PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
INDUSTRIAL	1/01	12/31	0.1	72.4

7. Total Quantity Appropriated is:

0.1 C.F.S. and/or 72.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
----------	-------	---------	----------------	-----	-------

PROFILED

05S	34E	25	NE	NE	INDUSTRIAL
			NW	NE	INDUSTRIAL
			SW	NE	INDUSTRIAL
			SE	NE	INDUSTRIAL
			NE	NW	INDUSTRIAL
			NE	SW	INDUSTRIAL
			NW	SW	INDUSTRIAL
			SW	SW	INDUSTRIAL
			SE	SW	INDUSTRIAL
			NE	SE	INDUSTRIAL
			NW	SE	INDUSTRIAL
			SW	SE	INDUSTRIAL
			SE	SE	INDUSTRIAL
05S	34E	31	NE	NW	INDUSTRIAL
			NW	NW	INDUSTRIAL
			SW	NW	INDUSTRIAL
			SE	NW	INDUSTRIAL
05S	34E	36	NE	NE	INDUSTRIAL
			NW	NE	INDUSTRIAL
			SW	NE	INDUSTRIAL
			SE	NE	INDUSTRIAL
			NE	NW	INDUSTRIAL
			NW	NW	INDUSTRIAL
05S	35E	30	NE	NE	INDUSTRIAL
			NW	NE	INDUSTRIAL
			SW	NE	INDUSTRIAL
			SE	NE	INDUSTRIAL
			NE	NW	INDUSTRIAL
			NW	NW	INDUSTRIAL
			SW	NW	INDUSTRIAL
SE	NW	INDUSTRIAL			
06S	34E	7	SE	NE	INDUSTRIAL
			NE	SW	INDUSTRIAL
			SE	SW	INDUSTRIAL
			NE	SE	INDUSTRIAL
			NW	SE	INDUSTRIAL
			SW	SE	INDUSTRIAL
			SE	SE	INDUSTRIAL
06S	34E	8	NE	NW	INDUSTRIAL
			NW	NW	INDUSTRIAL
			SW	NW	INDUSTRIAL
			SE	NW	INDUSTRIAL
			NE	SW	INDUSTRIAL
			NW	SW	INDUSTRIAL
			SW	SW	INDUSTRIAL
			SE	SW	INDUSTRIAL
SW	SE	INDUSTRIAL			
06S	34E	17	NW	NE	INDUSTRIAL
			NE	NW	INDUSTRIAL

11. Place of use in counties: BANNOCK, POWER

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

13. Other Water Rights Used:

14. Remarks:

WELLS #4, 5, AND 6

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

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: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing

Organization
document in the space below as _____ of
Title

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

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 29-7763
Date Received:
Receipt No: C016378
Received By:

**AMENDED NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

J. R. SIMPLOT COMPANY Phone: (208) 336-2110

999 MAIN ST STE 1300
PO BOX 27
BOISE ID USA 83707

2. Date of Priority: 01/17/1984

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	34E	7	SE SW	POWER	
06S	34E	7	NE SW	POWER	

5. Description of diverting works:

3 WELLS, 3 PUMPS, COMMON PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
INDUSTRIAL	1/01	12/31	0.1	72.4

7. Total Quantity Appropriated is:
0.1 C.F.S. and/or 72.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses: Industrial

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05S	34E	25	NE	NE		INDUSTRIAL	
			NW	NE		INDUSTRIAL	
			SW	NE		INDUSTRIAL	
			SE	NE		INDUSTRIAL	
			NE	NW		INDUSTRIAL	
			NE	SW		INDUSTRIAL	
			NW	SW		INDUSTRIAL	
			SW	SW		INDUSTRIAL	
			SE	SW		INDUSTRIAL	
			NE	SE		INDUSTRIAL	
			NW	SE		INDUSTRIAL	
			SW	SE		INDUSTRIAL	
SE	SE		INDUSTRIAL				
05S	34E	31	SE	NW		INDUSTRIAL	
			SW	NW		INDUSTRIAL	
			NW	NW		INDUSTRIAL	
			NE	NW		INDUSTRIAL	
05S	34E	36	NW	NW		INDUSTRIAL	
			NE	NW		INDUSTRIAL	
			SE	NE		INDUSTRIAL	
			SW	NE		INDUSTRIAL	
			NW	NE		INDUSTRIAL	
			NE	NE		INDUSTRIAL	
05S	35E	30	SE	NW		INDUSTRIAL	
			SW	NW		INDUSTRIAL	
			NW	NW		INDUSTRIAL	
			NE	NW		INDUSTRIAL	
			SE	NE		INDUSTRIAL	
			SW	NE		INDUSTRIAL	
			NW	NE		INDUSTRIAL	
			NE	NE		INDUSTRIAL	
06S	34E	7	NE	SW		INDUSTRIAL	
			SE	SW		INDUSTRIAL	
			NE	SE		INDUSTRIAL	
			NW	SE		INDUSTRIAL	
			SW	SE		INDUSTRIAL	
			SE	SE		INDUSTRIAL	
			SE	NE		INDUSTRIAL	
06S	34E	8	NE	NW		INDUSTRIAL	
			NW	NW		INDUSTRIAL	
			SW	NW		INDUSTRIAL	
			SE	NW		INDUSTRIAL	
			NE	SW		INDUSTRIAL	
			NW	SW		INDUSTRIAL	
			SW	SW		INDUSTRIAL	
			SE	SW		INDUSTRIAL	
SW	SE		INDUSTRIAL				

06S

34E 17

NE NW
NW NE

INDUSTRIAL
INDUSTRIAL

11. Place of use in counties: BANNOCK, POWER
12. Do you own the property listed above as place of use? The above place of use describes land owned by the claimant and land used by the claimant for the land application of industrial process water pursuant to agreements with other landowners.
13. Other Water Rights Used: 29-2375, 29-2501, 29-2502
14. Remarks:

WELLS #4, 5, AND 6
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 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 Organizations:

I do solemnly swear or affirm that I am Sr. Vice President and Secretary of
Title
 J. R. Simplot Company , that I have signed the foregoing
Organization
document in the space below as Sr. Vice President and 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
Sr. Vice President and Secretary for
 J. R. Simplot Company
Title and Organization

Date

State of Idaho)
County of Ada) SS.

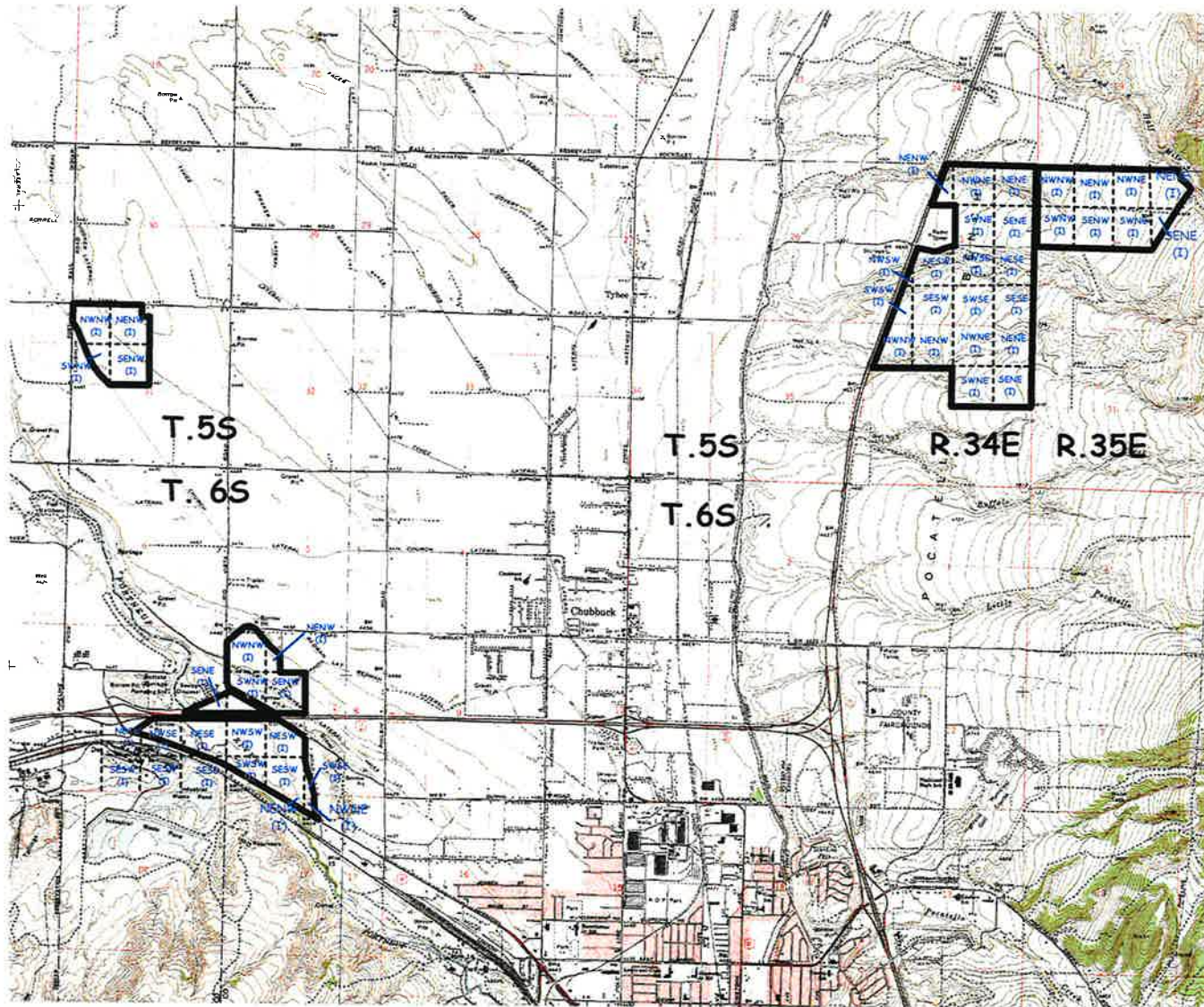
Subscribed and sworn (or affirmed) before me this 7th day of
 May 20 03

[Signature]
Notary Public

Residing at Boise, Idaho

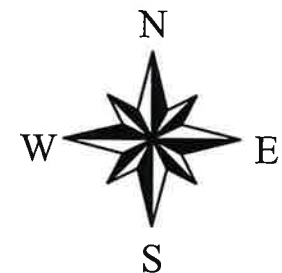
My commission Expires 5/31/03





$\frac{1}{4} \frac{1}{4}$ (I) = Places of Industrial Use

 = Land where process water is land applied



MAY 14 2001

60

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: A29-07763
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: JAN 17, 1984

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	34E	7		NE	SW		POWER
				SE	SW		POWER

5. Description of diverting works:
3 WELLS, 3 PUMPS, COMMON PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.100		72.40

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

72.40 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
INDUSTRIAL

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	34E	7	SE	SW		INDUST	

11. Place of use in counties: POWER

A29-07763

Page 1

Date: 04/13/90

MICROFILMED

NOV 13 1992

A2907763



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

13. Other Water Rights Used:
NONE

14. Remarks:
WELLS #4, 5, AND 6

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 _____
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.

James A. Lawrence
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