

AJ0749NP
No. R35-04175

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/22/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JR SIMPLOT COMPANY PO BOX 27 BOISE ID 83707	05/01/1955	INDUSTRIAL DOMESTIC	01-01 12-31 01-01 12-31	0.20 CFS 0.04 CFS	0.04 AFA 0.63 AFA
TOTAL DIVERSION:					0.20 CFS	0.67 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T02S R35E S33 Lot26(SENWSW)

BINGHAM County

Place of use Legal Description for: INDUSTRIAL

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
02S	35E	33	:																				
												26-I											

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
02S	35E	33	:																				
												26-D											

POU County: BINGHAM

Non-Irrigation Uses: 2 RESTROOMS

Remarks: USE INDUSTRIAL, FERTILIZER PLANT.

Dates: Exam Made Date: 09/22/1992 Verified Date: Objection Filed Date:

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

Comments: Date: 05/22/1998 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
CORRECTED ATTORNEY NAMES, ADDRESS. 10/04/94 SS.

Audit: 05/22/98 ARUBERRY

SCANNED
AUG 26 2005
PROFILE

ATTENTION
Mr. PROCTOR

STAND DEPARTMENT OF WATER RESOURCES
INDUSTRIAL CLAIMS SECTION

DATE: 10/03/00
PAGE: 10

NAME & ADDRESS
1 3 STAND OF COMPANY
7000 WY 27
01000 00 00000

PERMIT
DATE
05/01/1985

WATER USE
INDUSTRIAL
PROCESSING

USE PERMIT
FROM 10-01
TO 10-01

TERMINATION
DATE
0.00 000
0.00 000

TERMINATION
VOLUME
0.00 000
0.00 000

STAND DEPARTMENT

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SCANNED

AUG 26 2005

PROFILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

17:03:59
05/29/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-04175

LAST: J. R. SIMPLOT COMPANY
ADDRESS: P.O. BOX 27
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83707

OWNER CODE: C

LAST: SIMPLOT
ADDRESS:
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83707

OWNER CODE: K

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: 9/22/92

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

STOPPED AT PLANT AND MET ~~THE~~ PLANT SUPERVISOR. HE SHOWED ^{ME} THE WELL LOCATION.
HE DESCRIBED THE SYSTEM OPERATION TO ME. THE PRIMARY USE IS FOR CULINARY
WATER IN 2 RESTROOMS. ONLY OTHER USE IS FOR 1 24HR PERIOD IN THE SPRING
WATER IS USED IN MIXING A CERTAIN CHEMICAL FERTILIZER. HE SAID THAT
THEY USE ~ 400 TONS OF H₂O TO MAKE 1000 TONS OF THE COMPOUND.

A. AJ CLAIM: # A35-04175 PRIORITY DATE: 05-01-1955 STAGE: S
B. WR RECORD: # 35-04175 PRIORITY DATE: 05-01-1955 STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE FIELD
N EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
05-01-1955

REVIEWED BY

DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-04175	02S	35E	33		NW	SW	26	BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

NR RECORDS IN SAME 40 ACRE TRACT
35-02790

SOURCE: GROUNDWATER

TRIB:

B. NR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-04175	02S	35E	33		NW	SW		BINGHAM

OTHER NR RECORDS WITH SAME NR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A35-10419 NONE

35-02790

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
Y
D

REMARKS:

VERIFIED LOCATION IN FIELD - SE1/4SW1/4 Lot 26.

FRANKLIN SUBMERSIBLE PUMP - Model 2343177004 - HPS.0 1992 INSTALLED
PSI 45

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
2S	3SE	33	SE	SW	SW	26	BING

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: EGV

DATE: 9-22-92

2 RESTROOMS

- NO LIQUID MIXING OF FERT. - Product 1034 ¹⁰⁰⁰ TONS MADE / 400 TONS OF WATER
2/1 3/1 3/1
- WASHING EQUIPMENT (PICK-UPS)

24hr. PERIOD

THEORETICAL CAPACITY OF SYSTEM: ^{Given} HP = 5.0; ^{*}H = 40' ; PSI = 45 ; E = 70%

$$Q = \frac{HP(8.814)E}{H + (PSI \cdot 2.308)} = \underline{\underline{0.207 \text{ cfs}}}$$

* FROM WELL LOGS IN VICINITY

A. ROOT WATER RIGHT NUMBERS: A35-04175

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	35E	33	NW	SW		J. R. SIMPLOT COMPANY	A35-04175 /	35-04175 /			
			NW	SW		DEWEY IRRIGATION, INC.	A35-10419 /	- /			
			NW	SW		NONPAREIL PROCESSING CORP.	A35-12853 /	- /			
			NW	SW	(26)	RIVERSIDE CANAL CO.	A01-001178A/21.0	- /		DOMESTIC -	
			NW	SW		RIVERSIDE CANAL CO.	A01-00118AV/21.0	- /			
			NW	SW		RIVERSIDE CANAL CO.	A01-00157 /21.0	- /		2 RESTROOMS	
			NW	SW		RIVERSIDE CANAL CO.	A01-00264 /21.0	- /			
			NW	SW		RIVERSIDE CANAL CO.	A01-00324 /21.0	- /			
			NW	SW		RIVERSIDE CANAL CO.	A01-10057 /21.0	- /			
			NW	SW	3	RIVERSIDE DITCH CO.		01-00157A /			
			NW	SW	3	RIVERSIDE DITCH CO.		01-00158A /			
			NW	SW		IDAHO POTATO STARCH CO. LTD.		35-02790 /			
02S	35E	33	NW	SW		J. R. SIMPLOT COMPANY	A35-04175 /	35-04175 /			
			NW	SW		DEWEY IRRIGATION, INC.	A35-10419 /	- /			
			NW	SW		NONPAREIL PROCESSING CORP.	A35-12853 /	- /			
			NW	SW	(26)	RIVERSIDE CANAL CO.	A01-001178A/21.0	- /		INDUSTRIAL	
			NW	SW		RIVERSIDE CANAL CO.	A01-00118AV/21.0	- /			
			NW	SW		RIVERSIDE CANAL CO.	A01-00157 /21.0	- /			
			NW	SW		RIVERSIDE CANAL CO.	A01-00264 /21.0	- /			
			NW	SW		RIVERSIDE CANAL CO.	A01-00324 /21.0	- /			
			NW	SW		RIVERSIDE CANAL CO.	A01-10057 /21.0	- /			
			NW	SW	3	RIVERSIDE DITCH CO.		01-00157A /			
			NW	SW	3	RIVERSIDE DITCH CO.		01-00158A /			
			NW	SW		IDAHO POTATO STARCH CO. LTD.		35-02790 /			
TOTAL ACRES							A35-04175				

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(>)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

PRESUMPTION FLAG:

REMARKS:

PLACE OF USE VERIFIED IN FIELD - PROPERTY OVERLAPS NW³/₄SW, SW³/₄SW, BUT USES ARE
ALL W/1 NW³/₄SW. DOMESTIC & INDUSTRIAL

RECOMMENDATIONS:

TOTAL ACRES:

None D/I

REVIEWED BY:

ESV

DATE:

9-22-92

A. AJ CLAIMED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A35-04175	INDUSTRIAL	FROM 01-01 TO 12-31	.200 CFS
A35-04175	DOMESTIC	FROM 01-01 TO 12-31	.200 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			.200 CFS

B. WR RECORDED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
35-04175	INDUSTRIAL	FROM 12-01 TO 08-01	.010 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			.010 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	Y/N	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY?	(Y/N)	Y	Y
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)	Y	Y
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)	Y	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER? Y() N() EXPLAIN IN REMARKS, BELOW.

REMARKS:

• USE - DOMESTIC - TWO RESTROOMS - ALLOW 0.04 cfs.

INDUSTRIAL - ACCORDING TO PLANT SUPER, USE 400 TONS OF WATER FOR 1 (ONE)

• Q: 24 HR PERIOD PER YR WHICH EQUATES TO:

(400 TONS H₂O) $\frac{2000 \#}{\text{TON}} \cdot \frac{62.37 \#}{\text{ft}^3 \text{ H}_2\text{O}} = 12,826.7 \text{ ft}^3 \text{ H}_2\text{O}$ TO DELIVER IN 24 HR.

WILL BEEN: $12,826.7 \text{ ft}^3 \cdot \frac{\text{DAY}}{24 \text{ hr}} \cdot \frac{\text{hr}}{60 \text{ MIN}} \cdot \frac{\text{MIN}}{60 \text{ SEC}} = 0.148 \text{ CFS}$

• PERIOD OF USE OK.

→ CAPACITY OF WELL IS ESTIMATED @ 0.207 cfs, RECOMMEND Q FOR INDUSTRIAL USE @ 0.20 cfs AS CLAIMED. FOR DOMESTIC, ALLOW 0.04 cfs.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 0.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.010 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***

** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **

** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD THEORETICAL ^{PAGES} SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A01-001178A	SNAKE RIVER	RIVERSIDE CANAL CO.	1.220			
A01-00264	SNAKE RIVER	RIVERSIDE CANAL CO.	30.000	0.010		
A01-00324	SNAKE RIVER	RIVERSIDE CANAL CO.	50.000	0.017		
A01-10057	SNAKE RIVER	RIVERSIDE CANAL CO.	99.350	0.033		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-04175	INDUSTRIAL	J. R. SIMPLOT COMPANY	FROM 01-01 TO 12-31	.200 CFS	
A35-04175	DOMESTIC	J. R. SIMPLOT COMPANY	FROM 01-01 TO 12-31	.200 CFS	
A35-10419	COMMERCIAL	DEWEY IRRIGATION, INC.	FROM 01-01 TO 12-31	.040 CFS	
A35-12853	COMMERCIAL	NONPAREIL PROCESSING CORP.	FROM 01-01 TO 12-31	2.300 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES NONE X 0.02 CFS/ACRE = CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1.0 AF/A

ACRES X CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES X DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.) *

DOMESTIC USE: ALLOW 400 gal/day / RESTROOM = 800 gal/day @ 5 days/wk For 52 weeks/yr
= 208,000 gal/yr = 0.63 AFA - CONSUMPTIVE USE - WILL

INDUSTRIAL USE: 12,826.7 gal/yr = 0.04 afa, CONSUMPTIVE USE = 0.04 afa (REMOVED FROM SITE)
328,826.7 afa

* SEE APPENDIX IN, IOWA HANDBOOK

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>DOMESTIC</u>	<u>1/1 12/31</u>	<u>0.04</u>	<u>0.63</u>	<u>0</u>
<u>INDUSTRIAL</u>	<u>1/1 12/31</u>	<u>0.20</u>	<u>0.04</u>	<u>0.04</u>
TOTAL FOR THIS RIGHT		<u>0.20</u>	<u>0.67</u>	<u>0.04</u>
REVIEWED BY: <u>EE</u>	DATE: <u>9-28-92</u>			

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(S)	()
FORFEIT/ABANDON _____	(S)	()
ADDITIONAL DIV. AMOUNT _____	(S)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-04175

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.010

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-04175	0.200	-		35-04175	0.010
TOTAL CFS		0.200				0.010

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

BENEFICIAL USE RIGHT

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

9-28-92

NAME OF FIELD EXAMINER: _____

TITLE: _____

SWA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

17:03:59
05/29/91

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-04175

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		ED 9-22-92	N	5,1	ED 9-28-92	ED 9-28-92	ED 9-28-92
SOURCE								
PLACE OF USE	Y			N	5,2			
DIV. AMOUNT CFS/VOLUME	Y			Y	5			
CONSUMPTIVE USE	-							
PURPOSES	Y			N	6,5			
PERIOD OF USE	Y			N	5			
BASIS OF CLAIM	Y			Y (1)	6			
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

cc: G. T.
Lori H.

RECEIVED

OCT 07 1994

March 24, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Department of Water Resources
Eastern District Office

Terry T. Uhling
Assistant General Counsel
Environmental & Regulatory Affairs
J. R. Simplot Company
P.O. Box 27
Boise, ID 83707

10/3/94 Still show
Belzer RB3-21592
-35-04175
-35-08131

Modified R Records to
match records of above.

RE: Snake River Basin Adjudication (SRBA)
Notice of Appearance (NOA) Dated January 28, 1994

Dear Mr. Uhling:

In response to the NOA referenced above, before we can modify our records to show you as co-counsel with Gray Young, we need confirmation the water rights shown on the enclosed Adjudication Name Index or others are the claims to which your Notice applies. You may decide, after reviewing the name index, additional Notices of Appearance are necessary to cover the myriad of companies that operate under the Company umbrella. We have not received notification that Bruce Belzer has withdrawn as counsel.

Please contact me if you have any questions or concerns.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state

Enclosure:

Adjudication Name Index

SCANNED

AUG 26 2005

PROFILED

MICROFILMED

NOV 15 1996

32 33 28 29
Exam Map For
A35-0475 - 9/24/92

End Lane
Earl Weaver

T25
R35E

Non Parcel

Port of Use
Lot 2C

Port of Unversical

PROFILED

SCANNED
AUG 28 2005

December 18, 1991

A35-04175 and 04189

J R SIMPLOT COMPANY
PO BOX 27
BOISE ID 83707

FINAL REQUEST

RE: Evidence of Priority *RESPONSE DEADLINE*
JANUARY 20, 1992

Dear Sirs:

Our records indicate that your claim, listed above, is based upon either a "Statutory Claim" or "Beneficial Use" of the water. For water rights of this type, the claimed "Priority Date" must be substantiated with supporting evidence. We previously requested this supporting evidence be submitted by July 25, 1991, and to date we have not received the requested documentation.

Before the Department can make a recommendation to the Court to decree the claim, some evidence of the priority date must be submitted. We are enclosing a brochure outlining the types of evidence you may submit, and a printout of your claim for reference. We request that you submit your evidence of priority as soon as possible.

If we do not receive the requested documentation, the Department will recommend the claim be disallowed, due to lack of evidence supporting any priority date.

Please submit the required evidence supporting the priority date by January 20, 1992. Please reference the claim number on your correspondence. If you have questions or need other assistance, please contact this office.

Sincerely,

Eric Verner
Senior Water Rights Agent

EV:jt

Enclosure: Brochure/Proof Report

PROFILED

SCANNED
AUG 26 2005

MICROFILMED
DEC 10 1992

17-Jun-1991

J R SIMPLOT CO
PO BOX 27
BOISE ID 83707

RE: **Evidence of Priority**
NO.'S **A35-04175** & **A35-04189**

Dear Claimant:

The Notices of Claim identified with the numbers shown at the end of this letter have been filed in the Snake River Basin Adjudication (SRBA). The Notices indicate the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notices and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notices have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notices be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority dates by JULY 15, 1991, referencing all documents with the corresponding Notice numbers. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

PROFIT

SCANNED
AUG 26 2005

MICROFILMED
DEC 10 1992

J R SIMPLOT CO
NO.'S A35-04175 & A35-04189
page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:rb

Enc. Brochure on "Evidence of Priority"
Proof Report

PROFILED

SCANNED
AUG 26 2005

MICROFILMED
DEC 10 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Simple CLA IDENT. NO. 435-04175DATE RECEIVED 6-07-89 CK # _____ AMOUNT \$ 90-

- | | YES | NO | Required Info? |
|--|--|-------------------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ N/A | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ N/A | ☐ | |
| Is the consumptive use correct? | ☒ N/A | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ N/A | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ N/A | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ N/A | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☐ | ☒ | * |
| 20. Is the fee enclosed correct? | ☒ Exempt | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ N/A | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: RF Date: 6-08-89Claim must be returned to claimant: (Yes) ☒ (No) ☐Claimant must be notified of modifications: (Yes) ☒ (No) ☐Receipt Prepared by: RF Date: 6-07-89
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments: _____

PROFILE

SCANNED
AUG 26 2005MICROFILMED
DEC 10 1992

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: A35-04175

Date Received: 6-07-89

Receipt No: 0007291

Received By:

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: MAY 01, 1955

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	35E	33	NW	SW			BINGHAM

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.200		
DOMESTIC	01/01	12/31	0.200		

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

A.F.A.

8. Total consumptive use is 1.0 Acre Feet Per Annum.

9. Non-irrigation uses:
RETAIL FERTILIZER OUTLET

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	35E	33	NW	SW		INDUST	
			NW	SW		DOMEST	

A35-04175

Page 1

Date: 05/25/89

A3504175



PROFILED

SCANNED
AUG 26 2005

RECORDED

DEC 10 1992

11. Place of use in counties: BINGHAM

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 X 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.

[Signature]
Signature of Authorized Agent

Secretary, J. R. Simplot Company
Title and Organization

5-25-89

Date

PROFITED

SCANNED
AUG 26 2005

MICROFILMED

DEC 10 1992

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of May 19 89

Vicki R. Lower
Notary Public

Seal

Residing at Meridian, Idaho

My Commission Expires 11-06-91

A35-04175

Page 3

Date: 05/25/89

PROFILE

SCANNED
AUG 26 2005

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Sunset Sub.	32N 42E	Sunset Sub.	23N 30E	Boat Dock	21N 35E
Cedar Point Sub.	26N 29E	Toveywood Est.	20N 30E	Boat Dock	31N 41E
Cedarwood Est.	25N 31E	Twitchell Sub.	22N 30E	Boise Base Line	35N 5E
Cou Acres Est.	22N 24E	Valley View Acres	27N 24E	Boise Base Line	35N 40E
Country Haven Sub.	25N 29E	Westwood Acres	22N 23E	Bomb Sight	26N 19E
East Moreland Sub.	24N 29E	Wildwood Est #2	23N 38E	Box Spring	16N 48E
El Ray Sub.					

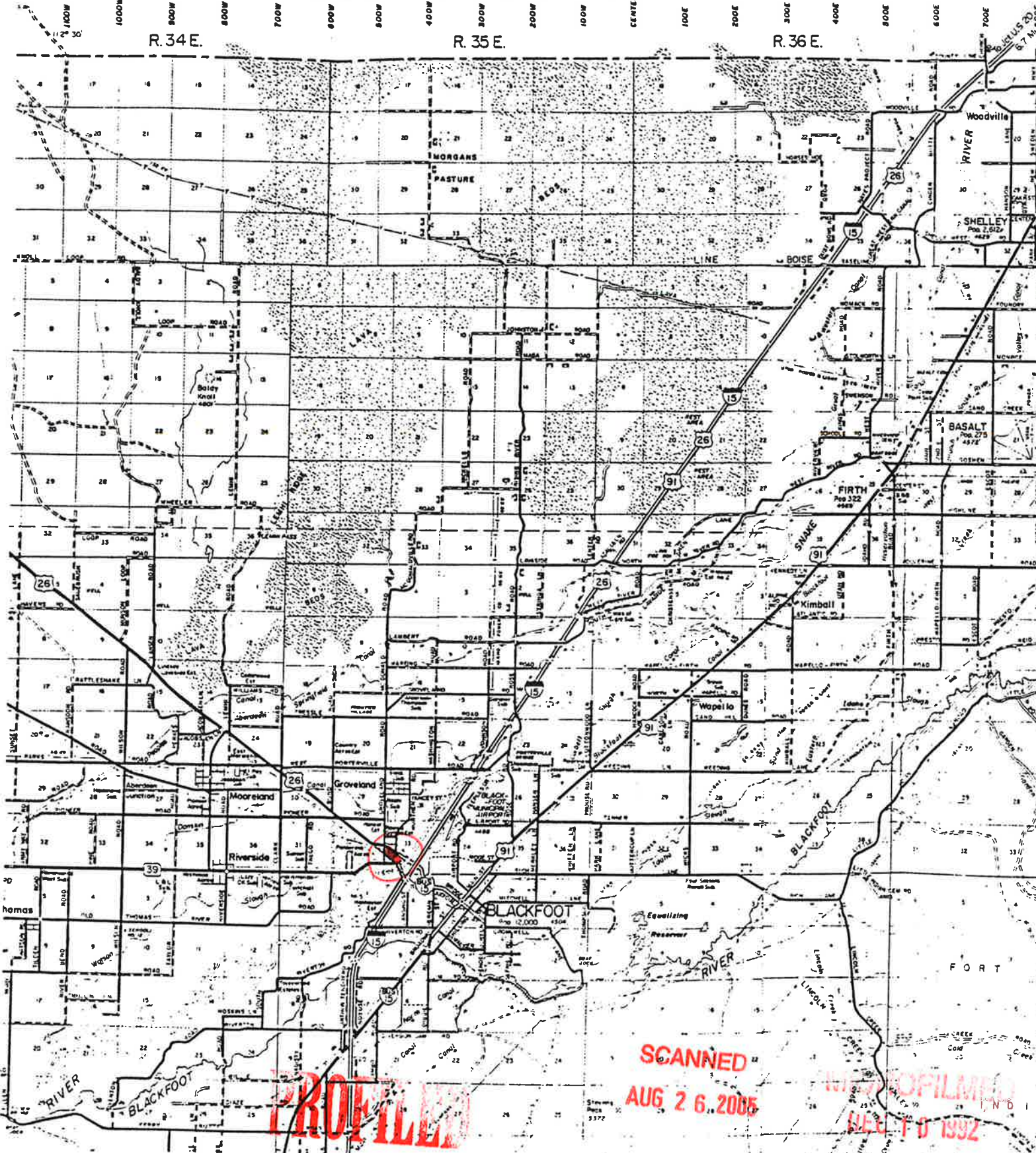
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BONNEVILLE COUNTY

R. 34E.

R. 35E.

R. 36E.



PROFILED

SCANNED
AUG 26, 2005

REPROFILMED
JUL 10 1992