

T5485 JR SIMPLOT CO - *WITHDRAWN*.

APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED

PART 1

Department of Water Resources
Eastern Region

Name of applicant J. R. Simplot Company Phone 208-336-2110

Post Office address P. O. Box 27 Boise, ID 83707

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes This transfer is being filed to change diversion points,
the place and nature of use for a portion of this license.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|---------------|-----------------------|------------------|---------------|
| 24-02005(B) | Sept. 9, 1904 | 1.76 | Industrial | 4/1 to 10/31 |
| | | | | to |
| | | | | to |
| | | | | to |

2. Total amount of water being transferred 1.76 c.f.s. cubic feet per second and/or _____ acre-feet per annum.

- * 3. Source of water Sage Creek tributary to Crow Creek
* See additional sources below

- 4. Point(s) of Diversion:**

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	9	8S	46E	Canbou *	Smoky Creek Tributary to Tygee Creek
		SW	SE	10	8S	46E	" *	Tygee Creek Tributary to Stump Creek
		NE	NW	16	8S	46E	" *	Smoky Creek Tributary to Tygee Creek
		NE	NW	7	9S	46E	" *	Sage Creek Tributary to Crow Creek

5. Lands irrigated or place of use: See Attachment "B"

[illegible]

PART 1

6. General Information:

a. Description of diversion system Intake screen and suction hose

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
That portion of the place of use being transferred will not be irrigated.

d. Remarks:

Industrial use includes dust abatement on haul road for Simplot's Smoky Canyon Mine.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

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PART 2

TRANS NO. 5485

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 24-02005

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	4.36 CFS
DOMESTIC	to	
	Totals	4.36 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
DEER HOLLOW CREEK	TYGEE CREEK
TYGEE CREEK	STUMP CREEK
MILLER CREEK	TYGEE CREEK

Priority: 09/29/1904

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 9, Township 08S, Range 46E
 SWSE , Sec. 10, Township 08S, Range 46E
 SWNW , Sec. 15, Township 08S, Range 46E
 SWSW , Sec. 15, Township 08S, Range 46E
 NENW , Sec. 16, Township 08S, Range 46E
 CARIBOU County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S	46E	9	SESE 39			39
		10	NESW 33	NWSW 27	SWSW 31	91
		15	NWNW 17	SWNW 25	NWSW 18	
			SWSW 28			88
Total number of acres irrigated:						218

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

1. SOURCE NAMES ARE NOT IDENTIFIED AS SUCH BY USGS QUAD.

Response to Part 1 B.5 "Lands Irrigated or place of use" after the requested change.

Twp.	Rng.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	45E	24																I	
		25	I			I									I			I	
9S	45E	12																I	
		13	I	I	I	I													
8S	46E	30						I	I			I	I						
		31						I	I			I	I	I			I		
9S	46E	6		I	I								I	I		I	I		
		7					I	I	I	I	I	I	I	I					
		18					I	I	I	I									

I = Industrial Use

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See Attached Map Labeled, "IDWR Transfer of Water Right No. 24-02005 June, 1999."

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Industrial	1.76 c.f.s.	12 hrs/Day	4/1 to 10/31

2. Quantity and quality of return flows and location of discharge:

There will not be any return flow or discharge associated with the industrial use.

3. Describe effects on other water uses resulting from the proposed change:

The proposed change will not have any effect on other water rights.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

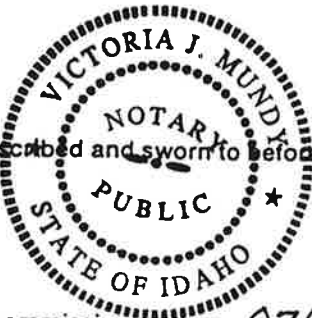
I understand that any willful misrepresentations made in this application may result in voiding its approval.

J. R. Simplot Company

By: Ronald N. Graves

Ronald N. Graves, Secretary

Subscribed and sworn to before me this 30th day of June, 19 99.



Victoria J. Mundy
(Notary Public)

My commission expires 07/06/2004

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and _____ attachments

Received by [Signature] Date 7-2-1999

Protest filed by _____

Prelim. check by [Signature] Fee \$100.00

Receipted by [Signature] Date 7-2-1999

Published in Caribou County Sun

Copies of protest forwarded by _____

Pub. dates July 14 & 21st 1999

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____

by _____

Copy of transfer sent to lien holder _____