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STATE OF IDAHO Department of Water Resources Transfer No. 4122
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 21 2002

APPLICATION FOR TRANSFER OF WATER RIGHT (AMENDED)

PART 1

**WATER RESOURCES
WESTERN REGION**

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

Post Office address PO 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 application shall involve only the remaining portion of Water Right 61-2165 that will be used for irrigation purposes. The balance of this right is included in a separate transfer application to change the nature, season and place of use from irrigation to year round stockwater. (See Part 1B.6.d)

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	
61-2165	12/2/1963	3.12 cfs	Irrigation	3-1	to 11-1
					to
					to
					to

2. Total amount of water being transferred 3.12 cubic feet per second and/or 877.5 acre-feet per annum.

3. Source of water groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	31	4S	4E	Elmore	Well #10
		SE	SE	31	4S	4E	"	Well # 1
		NW	SW	4	5S	4E	"	Well # 7
		NW	NW	5	5S	4E	"	Well # 2
		SE	NW	5	5S	4E	"	Well # 3
		NE	SW	5	5S	4E	"	Well # 4
		NE	SE	5	5S	4E	"	Well # 5 and 6
		SE	NE	6	5S	4E	"	Well # 8

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	
5S	4E	5									39		39	40		37	40		195
																	TOTAL		195

PART 1**6. General Information:**

- a. Description of diversion system Wells, pumps, underground pipelines

- 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:
The land will continue to be irrigated.

- d. Remarks:
This amendment to a transfer filed in 1993 shall add existing points of diversion to
the remaining irrigation use under water right no. 61-2165.

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 _____.

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED See Attached SRBA Director's Report

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above 61-7170

SRBA DIRECTORS REPORT 61-02165

Return to SRBA Home Page

IWT072

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

Right Number: 61-02165

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* THIS DIRECTORS REPORT HAS BEEN AMENDED SINCE *
*           IT WAS 1ST FILED.           *
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IC 42-222 TRANSFER: POINT OF DIVERSION

Name and Address: J R SIMPLOT COMPANY
PO BOX 27
BOISE, ID 83707

Source: GROUNDWATER

Quantity: 5.03 CFS
1413.00 AFY

Priority Date: 12-02-1963

Diversion Point:	T04S R04E S31	SESE	Within Elmore County
	T05S R04E S04	NWSW	
	S05	NWNW	
		SESW	
		NESW	
		NESE	
	S06	SENE	

Purpose and			
Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	03-01 TO 11-01	5.03 CFS
			1413.00 AFY

Place of Use:	Irrigation		Within Elmore County
	T05S R04E S04	NWSW 40	
	S05	NESW 39	SWSW 39
		SESW 40	NESE 40
		NWSE 37	SWSE 40
		SESE 39	

314 Acres Total

Other Provisions Necessary for Definition / Administration of this Water Right:

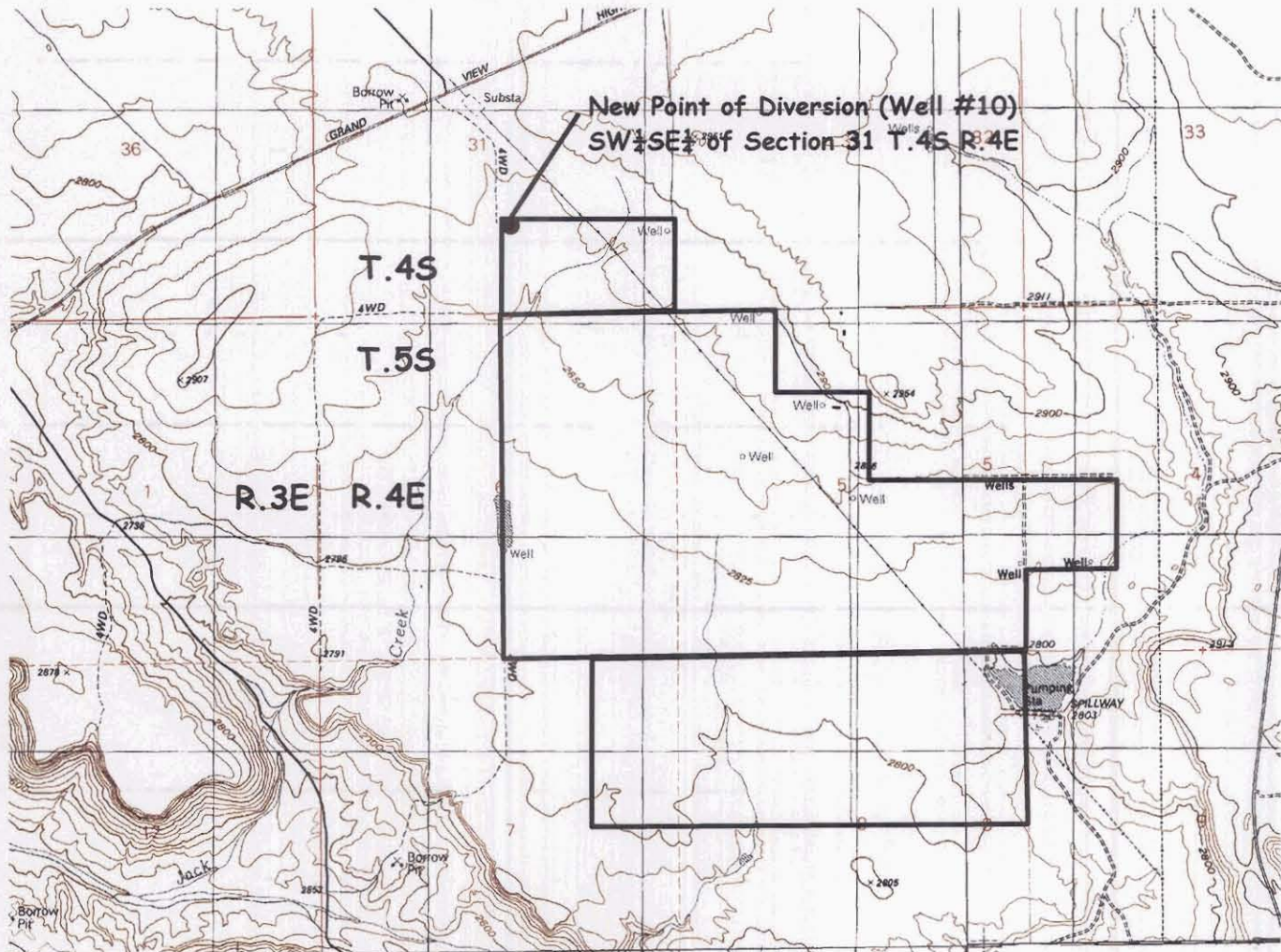
Explanatory Material: Basis of Claim - License

[Return to SRBA Home Page](#)

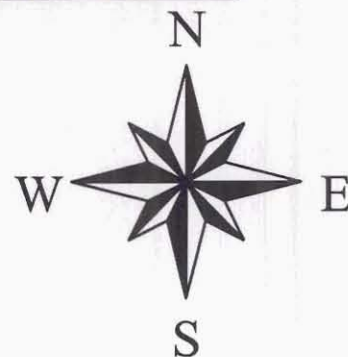
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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.

New Point of Diversion
Water Right No. 61-2165



0.9 0 0.9 1.8 Miles



PART 3**B. CHANGES IN NATURE OF USE** (No proposed Nature of Use changes with this portion of 61-2165)

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____

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

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

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.

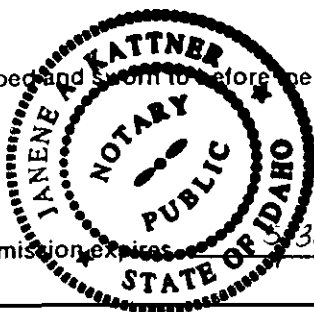
J.R. Simplot Company

By: _____

Ronald N. Graves

(Signature of Applicant)

Vice President, Secretary and Chief Legal Officer

Subscribed and sworn to before me this 20th day of June, 2002.

(Notary Public)

My commission expires _____

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Received by _____ Date _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____