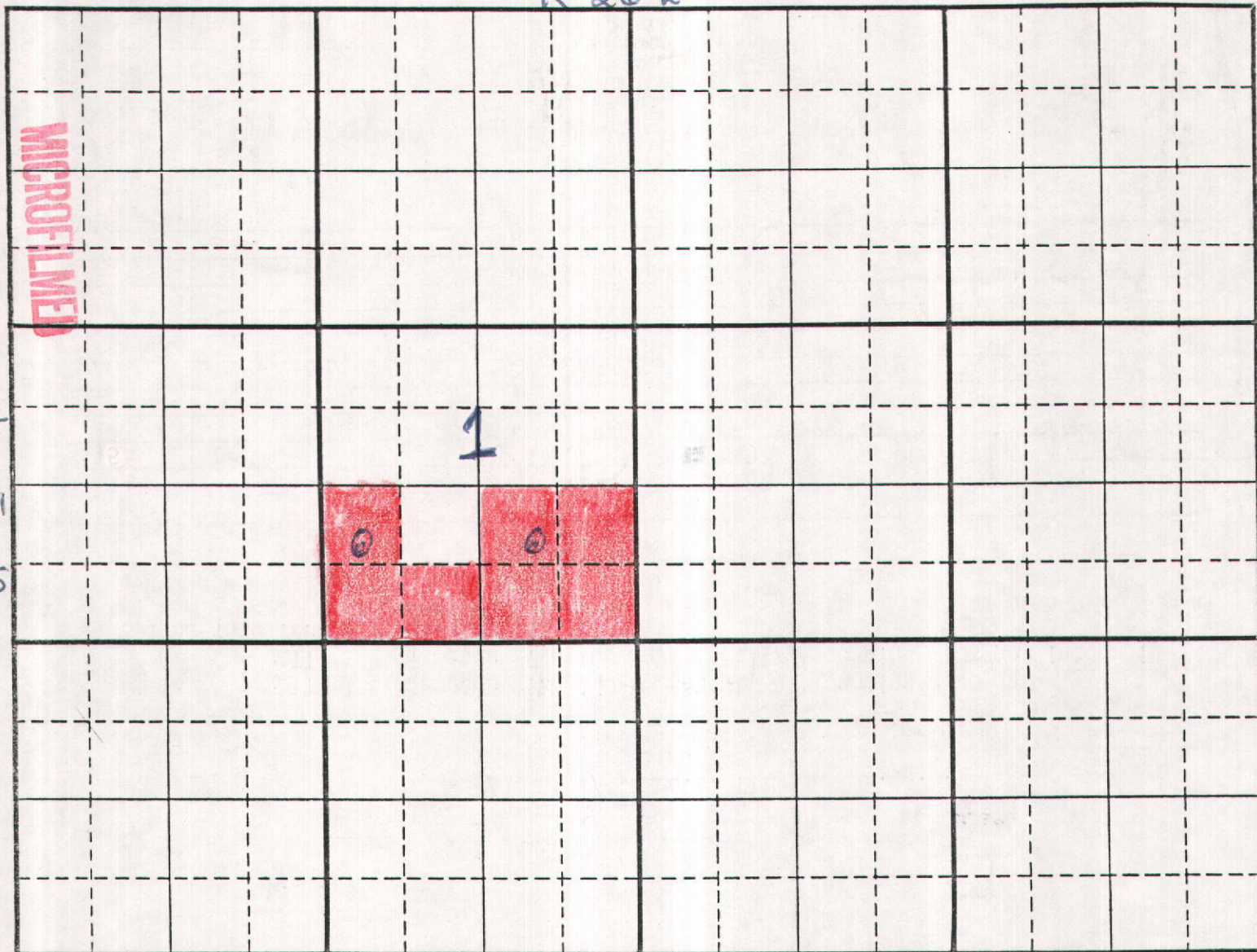


(8) Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

R 26 E



Scale: 2 inches equal 1 mile. @ well

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho )  
County of Ada ) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 29th day of June, 1983.

Russell G. Walker  
(Claimant)  
Barrel J. Walker  
Notary Public  
Residing at Boise, Idaho

My commission expires Lifetime

ck date stamped 4/30/83

FOR DEPARTMENT USE ONLY

|                                      |                                    |                     |              |      |
|--------------------------------------|------------------------------------|---------------------|--------------|------|
| Received by <u>marcy</u>             | Date <u>7-11-83</u>                | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>TBL</u>          | Date <u>7-26-83</u>                |                     | claimant by: |      |
| \$20.00 fee received by <u>marcy</u> | Date <u>7-13-83</u> # <u>29193</u> |                     |              |      |
| Published in <u>south id press</u>   |                                    |                     |              |      |
| Dates <u>10/19 &amp; 10/26/83</u>    | <u>10/20 &amp; 10/27/83</u>        |                     |              |      |

## RECEIVED

Department of Water Resources  
Southern District Office

## CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

**The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.**

Notice is hereby given that Simplot Industries, Inc. (C & Y)  
(Name of Claimant)  
P.O. Box 27 Boise, Idaho 83701 Telephone No. 336-2110  
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 7-1-61

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

- (3) Describe the ground water (well) tributary to Snake - Columbia purpose for which the water has been used and the time during the year when you have used the right claimed:

| (cfs, gpd, AFA) |                   | (Domestic, Irrigation, Stock, Etc.) |                   | (Both dates inclusive)               |                      |
|-----------------|-------------------|-------------------------------------|-------------------|--------------------------------------|----------------------|
|                 |                   |                                     |                   | (Mo., Day)                           | (Mo., Day)           |
| Quantity        | <u>5.6 cfs</u>    | Use                                 | <u>Irrigation</u> | Period of Use From <u>04-01</u>      | To <u>10-31</u>      |
| Quantity        | <u>          </u> | Use                                 | <u>          </u> | Period of Use From <u>          </u> | To <u>          </u> |
| Quantity        | <u>          </u> | Use                                 | <u>          </u> | Period of Use From <u>          </u> | To <u>          </u> |
| Quantity        | <u>          </u> | Use                                 | <u>          </u> | Period of Use From <u>          </u> | To <u>          </u> |
| Quantity        | <u>          </u> | Use                                 | <u>          </u> | Period of Use From <u>          </u> | To <u>          </u> |

- (4) 5.6 cfs TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)  
NW ¼ SW ¼, Sec. 1 Twp. 11S Rge. 26E B.M., County of Cassia  
 Additional points of diversion: NW 1/4, SE 1/4, Sec. 1, T11 S R 26E, B.M.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 1 well 16" diameter with 150 hp set at 240' pumping 2000 gpm  
1 well 16" diameter with 150 hp set at 170' pumping 3100 gpm into main-  
line into irrigation system.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

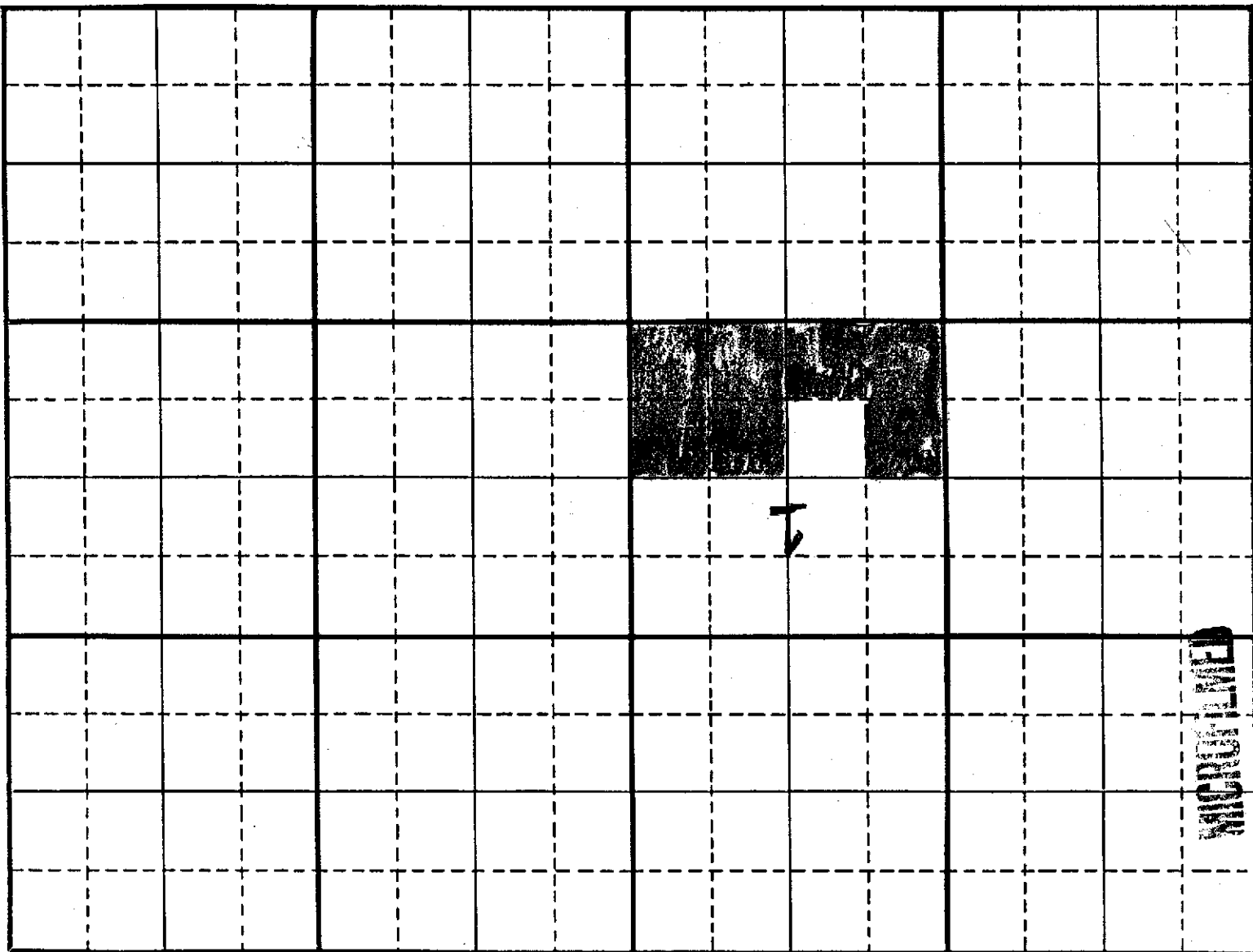
No. of acres 280

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: \_\_\_\_\_

**NOTE:** Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: \_\_\_\_\_

R 26 E



Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

) ss. )

County of

Ada

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this

June

(Claimant)

James H. Brown - Secretary

Paul G. Walker

Notary Public

Residing at  
Boise, Idaho

My commission expires

Augustine

FOR DEPARTMENT USE ONLY

Received by mine Date 7-11-83 Exception filed by: 7-11-83 Forwarded to 7-11-83 Date  
Prelim. check by TR Date 7-11-83 claimant by: 7-11-83 Date  
Published in with id form Date 7-13-83 # 29193

Dates

07/11/83 10/20 & 10/22/83

# SOUTH IDAHO PRESS

BURLEY, IDAHO

## AFFIDAVIT OF PUBLICATION

County of Cassia, )

) ss.

STATE OF IDAHO )

*Mary Summers*, being first  
duly sworn, deposes and says that she is the

*Click* of the South Idaho  
Press, a daily newspaper published at Bur  
ley, Idaho, in the county aforesaid and that  
the paper is of general circulation therein  
Deponent further states that the printed no  
tice attached hereto was duly published  
according to law in the regular editions c

The South Idaho Press for *Two*  
consecutive weeks, commencing with the issu  
dated *October 20<sup>th</sup>* 1983, and endin  
with the issue dated *October 27<sup>th</sup>*, 1983

Subscribed and sworn to before m  
this *30<sup>th</sup>* day of *Novem*  
1983.

*Kenneth Dunn* Notary Pub

Cost of Publication *\$126.00*

Notary Fee

Total Cost *\$126.00*

RECEIVED

4 1983

Writer Resources  
Bureau Office

MICROFILMED

83-289

### NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following  
claim(s) to water right(s) have been established by  
diversion and application to beneficial use:

01-4050

U.S. DEPT. OF INTERIOR

BUREAU OF RECLAMATION, ATTN: 424 BOX 043,  
550 W. FORT ST., BOISE, ID 83724

Source: LAKE WILCOTT RESERVOIR trib. to SNAKE  
RIVER

Priority Date: 01/01/1907

Diversion Pt: LOT 03 LOT 08 Sec 01 T 09S R 25E

Use: IRRIGATION (30000.0 AF); POWER  
(30000.0 AF)

43-4191

COTTLE, ALBERT J.

MALTA, ID 83342

Source: CASSIA CREEK trib. to RAFT RIVER

Priority Date: 06/15/1873

Diversion Pt: SWSW Sec 20 T 13S R 26E

Use: IRRIGATION (4.00 CFS)

In: SWSW SESE NESE NWSE Sec 21 T 13S R 26E FOR  
160 ACRES

43-4192

COTTLE, ALBERT J.

MALTA, ID 83342

Source: GROUNDWATER

Priority Date: 10/30/1917

Diversion Pt: SWNW Sec 12 T 13S R 26E

Use: IRRIGATION (0.04 CFS); DOMESTIC (0.08  
CFS)

In: SWNW Sec 12 T 13S R 26E FOR 3 ACRES

43-4193

COTTLE, ALBERT J.

MALTA, ID 83342

Source: CASSIA CREEK trib. to RAFT RIVER

Priority Date: 06/15/1873

Diversion Pt: NENW SWSW SESE Sec 21 T 13S R  
26E

Use: STOCKWATER (0.11 CFS)

In: NENW SWSW SESE Sec 21 T 13S R 26E

43-4194

SIMPLOT INDUSTRIES, INC.

P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 02/11/1960

Diversion Pt: NESE Sec 31 T 10S R 27E

Use: IRRIGATION (2.14 CFS)

In: NENW NWNW SWNW SENW Sec 31 T 10S R 27E  
FOR 125 ACRES

43-4195

SIMPLOT INDUSTRIES, INC. - C&Y

P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 06/12/1956

Diversion Pt: NENW Sec 19 T 12S R 27E

Use: IRRIGATION (10.40 CFS)

In: NENW NWNW SWNW SENW NENW NWSW SWSW  
SESE Sec 18 T 12S R 27E FOR 520 ACRES

43-4196

SIMPLOT INDUSTRIES, INC.

DBA C&Y FARMS, RAFT RIVER CATTLE CO., P.O.

BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 12/28/1948

Diversion Pt: LOT 04 (SWSW) Sec 07 T 13S R 27E

Use: IRRIGATION (3.20 CFS)

In: NWNE SWNE NENW NWNW SWNW SENW NWSW  
SESE Sec 07 T 13S R 27E FOR 284 ACRES

43-4197

SIMPLOT INDUSTRIES, INC.

DBA C&Y FARMS, P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 06/29/1961

Diversion Pt: NWSW Sec 14 T 13S R 26E

Use: IRRIGATION (2.40 CFS)

In: NWNW SWNW Sec 12 T 13S R 26E NWSW Sec 13  
T 13S R 26E FOR 120 ACRES

43-4198

SIMPLOT INDUSTRIES, INC.

P.O. BOX 27, BOISE ID 83703

Source: GROUNDWATER

Priority Date: 03/10/1961

Diversion Pt: NESE Sec 26 T 10S R 27E

Use: IRRIGATION (3.40 CFS)

In: SESE SESE NESE NWSE SESE Sec 26 T 10S R  
27E FOR 170 ACRES

43-4199

SIMPLOT INDUSTRIES, INC. (C&Y)

P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 07/01/1961

Diversion Pt: NWSW NWSE Sec 01 T 11S R 26E

In: NWSW SWSW SESE NESE NWSE SESE Sec 01  
T 11S R 26E FOR 280 ACRES

43-4200

SIMPLOT INDUSTRIES, INC. (C&Y)

P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 12/23/1959

Diversion Pt: NWNE Sec 30 T 11S R 27E

Use: IRRIGATION (7.40 CFS)

In: NENE NWNE SWNE SESE NENW NWSE SWSE  
Sec 19 T 11S R 27E NWNE NENW Sec 30 T 11S R  
27E FOR 370 ACRES

43-4201

SIMPLOT INDUSTRIES, INC.

P.O. BOX 27, BOISE, IDA 83701

Source: GROUNDWATER

Priority Date: 07/05/1952

Diversion Pt: SWNW Sec 02 T 12S R 26E

Use: IRRIGATION (8.90 CFS)

In: NENW NWNW SWNW SENW NESE NWSE SWSE  
SESE NENW NWSW SWSW Sec 02 T 12S R 26E  
FOR 445 ACRES

43-4202

SIMPLOT INDUSTRIES, INC. (C&Y)

P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 02/25/1959

Diversion Pt: SESE Sec 12 T 12S R 26E

Use: IRRIGATION (9.60 CFS)

In: NENE SESE NESE SESE Sec 12 T 12S R 26E NENW  
NWNW SWNW SENW NWSW SWSW Sec 07 T 12S R 27E FOR 480 ACRES

43-4203

SIMPLOT INDUSTRIES, INC. (C&Y)

P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 04/01/1961

Diversion Pt: SWNE Sec 35 T 10S R 27E

Use: IRRIGATION (2.40 CFS)

In: NWNE SWNE NENW Sec 35 T 10S R 27E FOR  
120 ACRES

43-4204

DURFEE, MARK

SUBLETTE RT., MALTA, ID 83342

Source: DIVE HOLLOW CREEK SPRING trib. to  
SINKS

Priority Date: 09/18/1912

Diversion Pt: SESE Sec 03 T 14N R 12E SWSE Sec 29  
T 16S R 28E

Use: IRRIGATION (0.1840 CFS); DOMESTIC  
(0.1840 CFS)

In: SENW Sec 29 T 16S R 28E

43-4205

MACKLEY, THOMAS J.

C/O RAFT RIVER STORE, HC 76 BOX 1050, AMER-  
ICAN FALLS, ID 83211

Source: GROUNDWATER

Priority Date: 01/01/1959

Diversion Pt: SESE Sec 36 T 09S R 27E

Use: DOMESTIC (0.04 CFS)

In: SESE Sec 36 T 09S R 27E

43-4223

MYERS, GALEN O.

RT. 1, MURTAUGH, ID 83344

Source: GROUNDWATER

Priority Date: 04/01/1944

Diversion Pt: SWNE SESE Sec 02 T 12S R 19E

Use: IRRIGATION (0.70 CFS)

In: NENE NWNE SWNE SESE NENW SENW SESE NESE  
NWSE SWSE Sec 02 T 12S R 19E NWNW SWNW  
NWSW Sec 01 T 12S R 19E FOR 460 ACRES

43-4224

CONGLETON, EUNICE H.

RT. 3 BOX 3036, BURLEY, ID 83318

Source: GROUNDWATER

Priority Date: 01/01/1913

Diversion Pt: SWNW Sec 09 T 11S R 23E

Use: IRRIGATION (0.02 CFS); STOCKWATER (0.04  
CFS); DOMESTIC (0.04 CFS)

In: SWNW Sec 09 T 11S R 23E FOR 1 ACRES

43-4225

SIMPLOT, J.R.

RT. 3 BOX 25, BURLEY, ID 83318

Source: GROUNDWATER

Priority Date: 01/01/1910

Diversion Pt: SESE Sec 08 T 11S R 23E

Use: IRRIGATION (0.02 CFS); STOCKWATER (0.03  
CFS); DOMESTIC (0.04 CFS)

In: SESE Sec 08 T 11S R 23E FOR 80 ACRES

43-4226

CASSIA COUNTY FARM LABOR SPONSORING ASSN

3821 HILAND AVE., BURLEY, ID 83318

Source: GROUNDWATER

Priority Date: 05/01/1950

Diversion Pt: SWSW Sec 33 T 10S R 23E

Use: DOMESTIC (0.09 CFS)

In: SWSW Sec 33 T 10S R 23E FOR 7 1/2 ACRES

Any exception to any claim of water right may  
be filed with the Director of the Idaho Department  
of Water Resources, 1041 Blue Lakes Blvd. North,  
Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published in the South Idaho Press on October  
20 and 27, 1983.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Southern Region

---

1041 Blue Lakes Blvd. N.  
Twin Falls, Idaho 83301  
(208) 734-3578

NOVEMBER 10, 1983

SIMPLQT INDUSTRIES, INC. (C&Y)  
P.O. BOX 27  
BOISE ID 83701

RE: Claim No. 43-4199

Dear Claimant:

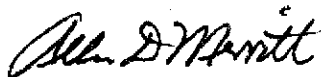
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,



ALLEN D. MERRITT  
Senior Water Resource Analyst

 Enclosure

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

43-4199

SIMPLOT INDUSTRIES, INC. (C&Y)

P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 07/01/1961

Diversion Pt: NWSW NWSE Sec 01 T 11S R 26E

In: NWSW SWSW SESW NESE NWSE SWSE SESE Sec 01 T 11S R 26E FOR 280 ACRES

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published <sup>20</sup>10/19 & <sup>27</sup>10/26/83.

MICROFILMED

ok  
10/13/83

43-4199

JIMPLLOT INDUSTRIES, INC. (C&Y)

P.O. BOX 27, BOISE, ID 83701

Source: GROUNDWATER

Priority Date: 07/01/1961

Diversion Pt: NWSW NWSE Sec 01 T 11S R 26E

in: NWSW SWSW SESW NESE NWSE SWSE SESE Sec 01  
T 11S R 26E FOR 280 ACRES

10/13/83

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Southern Region

---

1041 Blue Lakes Blvd N.  
Twin Falls, Idaho 83301  
(208) 734-3578

OCTOBER 7, 1983

South Idaho Press  
P.O. Box 190  
Burley, Idaho 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before NOVEMBER 7, 1983.

Yours truly,

Mary A. Newby  
Secretary

Encl.

**MICROFILMED**

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: T.G. Blau

Right Number 43-4199 Applicant SIMPLOT INDUSTRIES, INC.

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Adm Date 11/28/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By DC Date 12/15/83