

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: A22-12520
Date Received: 1/31/1989
Receipt No: E005646
Received By: TO

*\$7300 rec'd L.O.
CHECK #2437*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WALTERS PRODUCE INC. 208-458-4451
Address: BOX 177
NEWDALE, ID 83436

2. Date of Priority: DEC 31, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	41E	34	SW	SW	SE		FREMONT

5. Description of diverting works:
WELL/PUMP APPROX 200' DEPTH - 10 H.P - 8" CASING - 2.5" PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.230		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
C/POTATO WAREHOUSE FOR WASHING, AND OTHER COMMERCIAL USES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	41E	34	SW	SE		COMMER	

11. Place of use in counties: FREMONT

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Date: 01/31/89

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NOV 07 1992



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: BENEFICIAL USE

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: _____

For Organizations:

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

Hatters Produce Inc., that I have signed the foregoing
Organization

document in the space below as President of _____

Hatters Produce Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

Harold D. Hatters
Signature of Authorized Agent

Pres. Hatters Produce Inc.
Title and Organization

Jan 31, 1989
Date

State of Idaho

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 31st day

of January 19 89

Anthony A. O'Brien
Notary Public

Residing at Idaho Falls

My Commission Expires 9/12/1994
2 Date: 01/31/89

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Page

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NOV 6 7 1982

FIRST

4. Steel Pipe

North

FIRST

SECOND

MICROFILMED

NOV. 07 1950

55. *homyb, h*

claim 422-12520
existing place of use

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4862
CLAIM NO. A22-12520

Adj - Eastern
RECEIVED
AUG 28 1996
Department of Water Resources
Eastern Region

This is to certify that: **WALTERS PRODUCE INC**
PO BOX 177
NEWDALE ID 83436

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
COMMERCIAL	01/01 to 12/31	0.23 CFS

SOURCE

GROUNDWATER

Priority: 12/31/1951

LOCATION OF POINT(S) OF DIVERSION: SESW, Sec. 34, Township 07N, Range 41E
FREMONT County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

07N 41E 34

SESW

CONDITIONS OF APPROVAL AND REMARKS

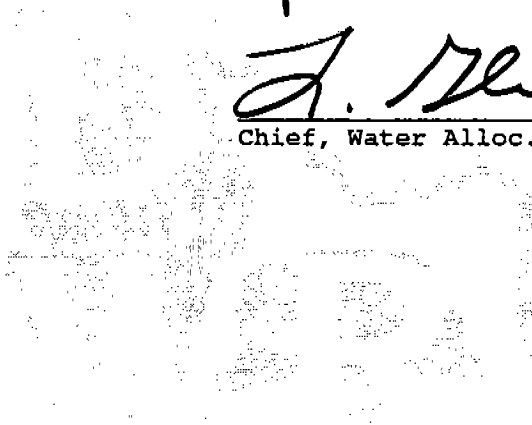
1. Approval of this transfer in no way confirms the right(s) claimed.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

TRANSFER NO. 4862
CLAIM NO. A22-12520

CONDITIONS OF APPROVAL AND REMARKS

5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Claim No. A22-12520 is limited to the total annual diversion volume developed at the original place of use as confirmed through the Snake River Basin Adjudication.
8. Commercial use is for a fresh pack potato processing facility.
9. Place of use is located within Lots 1-7, Block 1, Newdale.

Dated this 21st day of August, 1996


J. Blum Santor

Chief, Water Alloc. Bureau

JUNE 19, 1996

ON-SITE EXAM - CLAIM A22-12520

I FOUND AN 18,350 SQ. FT. BUILDING DEDICATED TO FRESH PACK POTATO PROCESSING. THE WELL WAS LOCATED IN THE BUILDING AND HAS A SUBMERSIBLE PUMP. WATER IS PROVIDED TO WASH THE POTATOES AND FOR CULINARY AND RESTROOM FACILITIES FOR UP TO 55 EMPLOYEES.

THE LOCATION OF THE BUILDING AND WELL IS THE SWSWSE, SEC. 34, T7N, R41E. CLAIMANTS STATE THAT WATER SITS AT APPROXIMATELY 150 FT. DEEP AND WELL HAS A 10 HP PUMP.

SMALL PUMP THEORETICAL;

$$\frac{10 \text{ HP} \times 8.814 \times .7\text{EFF.}}{150 \text{ FT. LIFT} + (2.308 \times 40 \text{ PSI})} = \frac{61.698}{242.32} = 0.25 \text{ CFS}$$

APPLICANTS STATED THAT THE ORIGINAL BUILDING DATED TO THE EARLY 1900S, BUT THE WELL WAS INSTALLED IN THE EARLY 1950S.

I WOULD RECOMMEND APPROVAL OF CLAIM A22-12520.

HAROLD W. JONES
WATER RESOURCE SUPERVISOR

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