

T5068 LAMB-WESTON

4/29/02
SM

Eastern

JUN 19 1998

**Department of Water Resources
Eastern Region**

AMENDED

AMENDED

TRANSFER NO. 5068

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.

SOURCE
GROUNDWATER

NWSE , Sec. 35, Township 07S, Range 30E
SWSE , Sec. 35, Township 07S, Range 30E
POWER County

TWN RGE SEC

07S 30E 35	NENW	NWNW	SWNW
	SENW	NESW	NWSW
	SWSW	SESW	NWSE
	SWSE		

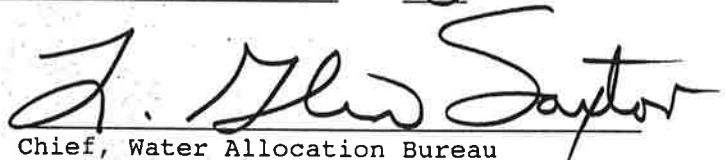
1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

TRANSFER NO. 5068
WATER RIGHT NO(S). 35-02603/35-04127/35-12670

CONDITIONS OF APPROVAL AND REMARKS

3. 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.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- (*) 5. The total instantaneous diversion of water from all points of diversion under Transfer 5068 shall not exceed 10.03 cfs, nor a total combined annual volume of 4408.0 af.
- (*) 6. Rights 35-02603, 35-04127 and 35-12670 when combined shall not exceed a total annual diversion volume of 4408.0 af.
7. Approval of Transfer 5068 does not confirm claimed Rights 35-04127 and 35-12670.
8. The water used for industrial use under this transfer approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used for industrial use as authorized by these water rights.
- * 9. Industrial use includes a potato processing plant located in the W1/2SE, S35, T07S, R30E.
- * 10. Two points of diversion are located within NWSE, S35, T07S, R30E.

Dated this 15th day of June, 1998.


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 35-02603, 35-04127 & 35-12670

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5068

DATE: May 26, 1998

Transfer 5068 adds points of diversion and changes the place of use under Rights 35-02603, 35-04127 and 35-12670. The applicant is identifying the place of use for the land application area needed to comply with water quality requirements and the use of the three wells and rights as a single combined system.

The priority of A3512670, fire protection use on 35-04127, diversion rates under 35-04127 and 35-12670, and diversion volume were adjusted according to SRBA recommendations, the transfer application and current standards. The additional place of use described for land application is not considered an enlargement of the use of these rights when water is first used for industrial use in the potato processing plant.

Recommended conditions include multiple points of diversion limits, measuring & reporting, land application limits and standard transfer conditions.

4/29/02 All Rts PD'd to Lamb-Winston
RECOMM'S V2 COMPLY w/ Tx.

SRBA CLAIMS
NOT DECREEED
AS OF 6-1-99

MICROFILMED

JUN 02 1998

RECEIVED

JUN 05 1998

Department of Water Resources
Eastern Region

TRANSFER NO. 5068

WATER RIGHT NO(S). 35-02603/35-04127/35-12670

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.

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 35, Township 07S, Range 30E
SWSE , Sec. 35, Township 07S, Range 30E
POWER County

TWN RGE SEC

07S 30E 35

07S 30E 35

NENW

SENW

SWSW

SWSE

NWNW

NESW

SESW

SWNW

NWSW

NWSE

CONDITIONS OF APPROVAL AND REMARKS

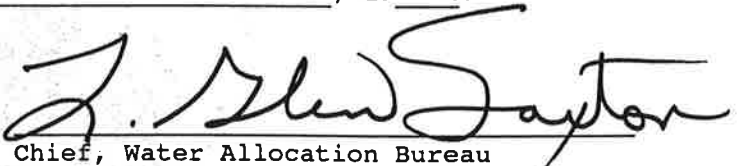
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WATER RIGHT NO(S). 35-02603/35-04127/35-12670

CONDITIONS OF APPROVAL AND REMARKS

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4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- * 5. The total instantaneous diversion of water from all points of diversion under Transfer 5068 shall not exceed 10.03 cfs, nor a total combined annual volume of 4408.0 af.
- * 6. Rights 35-02603, 35-04127 and 35-12670 when combined shall not exceed a total annual diversion volume of 4408.0 af.
7. Approval of Transfer 5068 does not confirm claimed Rights 35-04127 and 35-12670.
8. The water used for industrial use under this transfer approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used for industrial use as authorized by these water rights.
9. Industrial use is for a potato processing plant located in the W1/2, S35, T07S, R30E.
10. Two points of diversion are located within NWSE, S35, T07S, R30E.

Dated this 1st day of June, 1998


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 35-02603, 35-04127 & 35-12670

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5068

DATE: May 26, 1998

Transfer 5068 adds points of diversion and changes the place of use under Rights 35-02603, 35-04127 and 35-12670. The applicant is identifying the place of use for the land application area needed to comply with water quality requirements and the use of the three wells and rights as a single combined system.

The priority of A3⁵12670, fire protection use on 35-04127, diversion rates under 35-04127 and 35-12670, and diversion volume were adjusted according to SRBA recommendations, the transfer application and current standards. The additional place of use described for land application is not considered an enlargement of the use of these rights when water is first used for industrial use in the potato processing plant.

Recommended conditions include multiple points of diversion limits, measuring & reporting, land application limits and standard transfer conditions.

SRBA CLAIMS
NOT DECREEED
AS OF 6-1-98


Transfer No. 5068

Name of applicant Lamb-Weston, Inc. Phone (208) 226-2301
Post Office address P. O. Box 489, American Falls, ID 83211 (2975 Lamb Weston Road)

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 Add land application area to comply with
DEQ water quality requirements. Show
existing Wells #1, #2 and #3 as points of diversion
on all Lamb-Weston water rights.

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
~~A35-02603~~	~~7/7/60~~	~~3.34~~	~~Industrial~~	~~01/01 to 12/31~~
A35-12670	8/24/62	2.01	Industrial	01/01 to 12/31
~~A35-04127~~	~~8/12/61~~	~~4.68~~	~~Indus/Fire Protc.~~	~~01/01 to 12/31~~
~~35-08669~~	~~4/21/88~~	~~1.00~~	~~Irrigation (.03)~~	~~04/01 to 10/31~~
			~~Industrial (.97)~~	~~01/01 to 12/31~~
2. Total amount of water being transferred <u>10.03</u> cubic feet per second and/or _____ acre-feet per annum.				
3. Source of water <u>ground water</u> tributary to _____				
4. Point(s) of Diversion:				

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 197

PART 1

6. General Information:

a. Description of diversion system Existing wells, pumps and pipeline system with treatment ponds and land application system (see maps).

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. See attached Power County tax records, dated 3/14/97.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

Land application area in NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of Section 35, T7S, R30E, requested per application processing memorandum no. 61.

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 _____.

PART 2

TRANS NO. 5068

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-04127

STAGE: STATUTORY CLAIM

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
FIRE PROTECTION	01/01 to 12/31	6.00 CFS

SOURCE

GROUNDWATER

Priority: 08/12/1961

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 35, Township 07S, Range 30E
POWER County

PLACE OF USE: FIRE PROTECTION

TWN RGE SEC

07S 30E 35 NWSE

CONDITIONS/REMARKS:

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-02603

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
INDUSTRIAL	to	3.34 CFS

SOURCE

GROUNDWATER

Priority: 07/07/1960

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 35, Township 07S, Range 30E
POWER County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

07S 30E 35	NWSE	SWSE
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CONDITIONS/REMARKS:

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Claim No. A35-12670

STAGE: BENEFICIAL USE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
INDUSTRIAL	01/01 to 12/31	6.69 CFS

SOURCE

GROUNDWATER

Priority: 08/01/1960

LOCATION OF POINT(S) OF DIVERSION:NWSE , Sec. 35, Township 07S, Range 30E
POWER CountyPLACE OF USE: INDUSTRIALTWN RGE SEC

07S 30E 35 NWSE

CONDITIONS/REMARKS:

1. WELL PUMPS ~3000 GPM.
2. A35-04127 USED AS BACKUP WELL FOR INDUSTRIAL USE AND ALSO FOR FIRE PROTECTION.

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				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.

Robert G. Boom
(Signature of Applicant)

Subscribed and sworn to before me this 25th day of March, 19 97.

E. Louis Cluff
(Notary Public)

My commission expires 02/19/98

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by HWT Date 3-27-97 Protest filed by _____

Prelim. check by _____ Fee \$100⁰⁰ _____

Receipted by HWT #EO23063 Date 3-27-97 _____

Published in Lower County Press Copies of protest forwarded by _____

Pub. dates May 1 and 8, 1997. Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by Bo

Copy of transfer sent to lien holder _____