

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DARLING INTERNATIONAL INC 208-344-8318
Address: PO BOX 5485
BOISE ID 83705

2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: SWNE Sec. 12, Township 01N, Range 01E
ADA County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	1.960		

5. Total quantity to be appropriated is:
1.960 CFS (and/or) AF

6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL, 75 HP PUMP
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is 16 inches; proposed depth of well is 400 feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 4 year(s).

8. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
01N 01E 12	NWNE 40	SWNE 40	SENE 18	98

Total number of acres irrigated: 98

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:

11. Map of proposed point of diversion and place of use attached? ☒

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 140 Receipted by _____ # W020659 Date 4/4/96

Publication prepared by DB Date 10-31 2008 Published in IDAHO STATESMAN

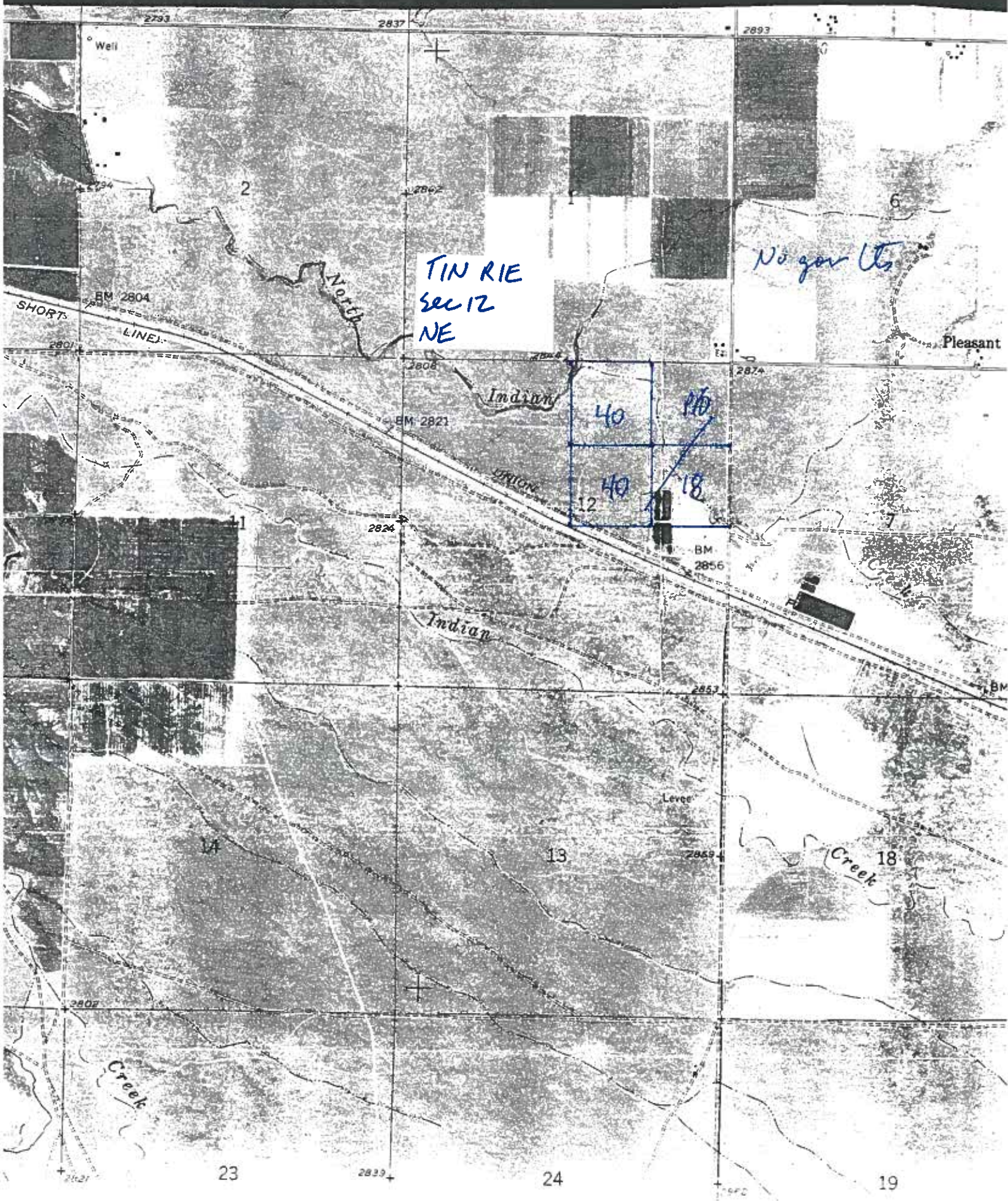
Publication approved _____ DATE: _____ Date NOVEMBER 6 & 13, 2008

Ident. No. 63-12333

Comments: Date: 4/30/1996 User-ID: LGRAVES

Subject: DELAY

Processing delayed pending backlog reduction.



TIN RIE
sec 12
NE

No gov lts

40 40 12 18

RECEIVED

Form 202
10/92

APR 04 1996

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITIdent. No. 63-12333

To appropriate the public waters of the State of Idaho

1. Name of applicant Darling International Inc. Phone (208)344-8318
Post office address P.O. BOX 5485 Boise, ID 83705
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. 12 Township 1N Range 1E B.M. ADA County: additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 300 for irrigation purposes from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 1.96 and/or (b) 300
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 75 HP pump in well

 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 16 inches; proposed depth of well is 400 feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? NO; Drilling firm _____;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
4 years (minimum 1 year).

8. Description of proposed use: *(if irrigation only, go to item 9):*
- Hydropower; show total net of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. _____
 - Other; describe fully. _____

9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	1E	12		40	40	18													98

Total number of acres to be irrigated 98

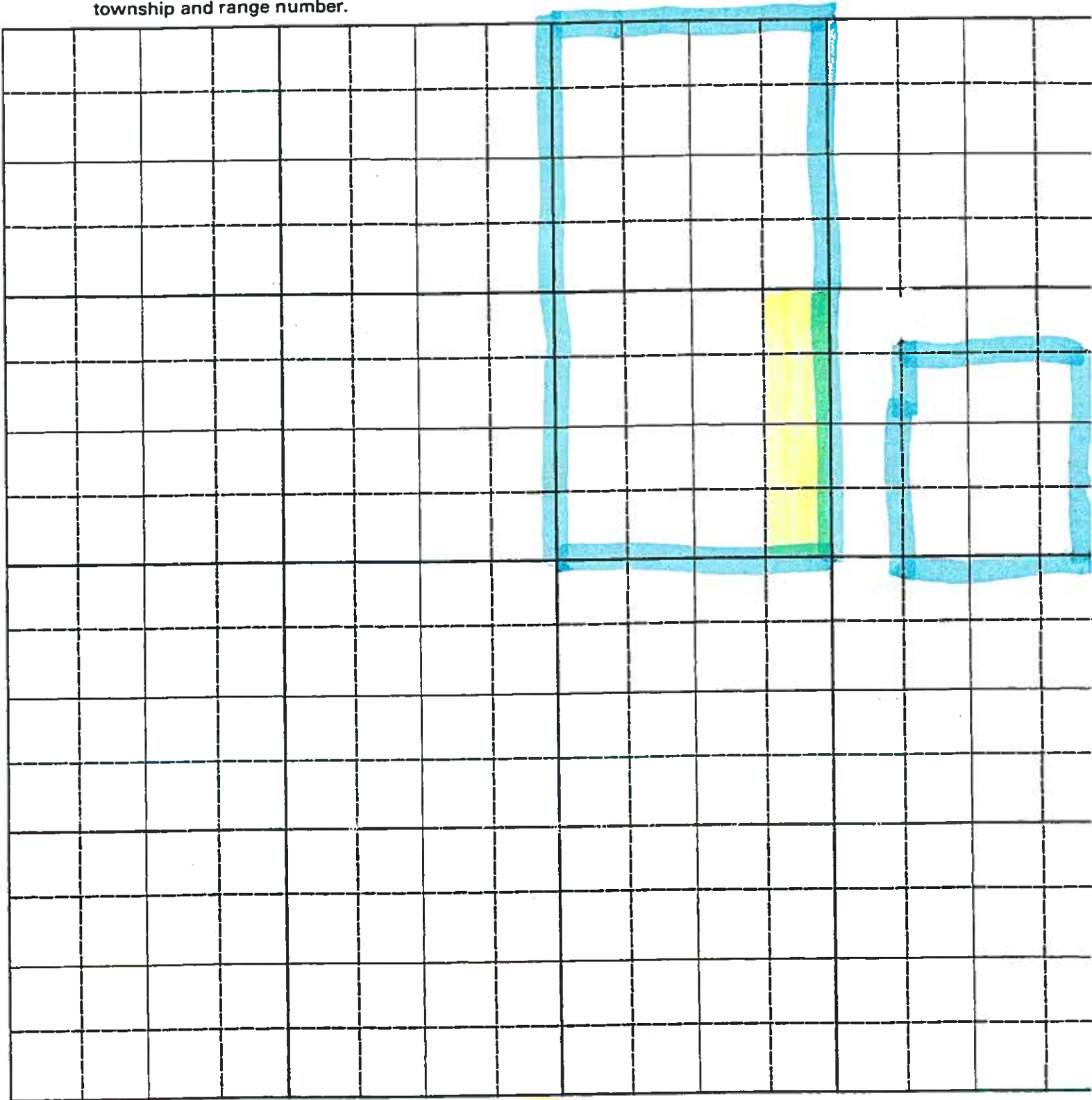
10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Darling International Inc.
 b. Who owns the land to be irrigated or place of use? Darling International Inc.
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: Darling is currently finalizing the purchase of 80 acres of land located at (W½ NE¼ SEC 12 T1N R1E) This application is to install a deep well on the newly acquired land to irrigate 80 acres and an additional 18 acres of currently owned land.

SEC 12 T1N R1E

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 8 inches equal 1 mile.

well location

land to be irrigated

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

C. C. Jones

(Applicant)

Received by _____ Date _____ Time _____
Fee \$ 140- Receipted by OB # 4022 59 Date 4-4-96
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

Officers:

Chairman - Dennis B Longmire
Pres - Kenneth A Chazey
V Pres - Douglas P Anderson

Buffington, Denise

From: Buffington, Denise
Sent: Friday, October 31, 2008 9:13 AM
To: legals@idahostatesman.com
Subject: Legal Notices
Attachments: Ada County - Cover Letter.RTF; 63-11869 Ad.RTF; 63-12264 Ad.RTF; 63-12265 Ad.RTF; 63-12278 Ad.RTF; 63-12287 Ad.RTF; 63-12333 Ad.RTF; 63-12501 Ad.RTF; 63-12546 Ad.RTF; 63-33121 Ad.RTF; X-fer 73905 Ad.doc; X-fer 73817 Ad.doc

Attached please find (11) legal notices, being submitted for publication. Please contact me if you are not able to run the notices on the dates requested.

Thank you,

Denise Buffington
Idaho Department of Water Resources
Western Region

10/31/2008

October 31, 2008

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application for Permit No. 63-11869, 63-12264, 63-12265, 63-12278, 63-12287, 63-12333
63-12501, 63-12546 & 63-33121

RE: Transfer No. 73905
Water Right No(s). 63-32324

RE: Transfer No. 73817
Water Right No(s). 63-7123 63-4023B 63-17454 63-2535 63-4086B

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before 11/24/2008. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-12333

DARLING INTERNATIONAL INC
PO BOX 5485
BOISE ID 83705-5485

Point(s) of Diversion SWNE S12 T01N R01E ADA County Source GROUND WATER

Use: IRRIGATION 03/01 To 11/15 1.96 CFS

Total Diversion: 1.96 CFS

Date Filed: 04/04/1996

Place Of Use: IRRIGATION

T01N R01E S12 NWNE SWNE SENE

Number of Acres 98

Remark: Water bearing zone to be appropriated is from 260 to 350 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/24/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on November 6th & 13th, 2008

RECEIVED

AUG 28 2008

WATER RESOURCES
WESTERN REGION

Response Form

Name of Applicant: **DARLING INTERNATIONAL INC**
Address: **PO BOX 5485**
BOISE, ID 83705

Application No: **# 63-12333**

(Please read carefully and mark)

☒ **Yes, I intend to proceed with the water use development outlined in the application. I retain full possessory interest in the listed point of diversion and place of use locations on the application. I request the Department continue processing the application.** (Please describe on the back updates/changes needed on your application)

(Please fill in) **The estimated (well) water bearing zone will be**
260 ft to 350 ft below the ground surface.

☐ **No, I do not wish to proceed with final processing of this application. I hereby withdraw my Application for Permit to Appropriate the Public Water of the State of Idaho**

Signed this 25 day of Aug 2008

Applicant Signature *Dana Young* For *Darling International Inc.*

Printed Applicant Name *DANA YOUNG*

Return Form to: **J. Westra**
Idaho Dept. of Water Resources
2735 Airport Way
Boise, Idaho 83705



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

July 23, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

DARLING INTERNATIONAL INC
PO BOX 5485
BOISE, ID 83705

RE: Held Application for Permit #63-12333--Filed April 4, 1996

Dear Applicant:

As you aware, the above reference application for permit located in the Boise River Basin has been held by our agency since the 1990s. The Department began holding new groundwater applications for consumptive use due to prolonged drought and concerns about declining aquifer levels. As a result, the Treasure Valley Ground Water Study was initiated. The study was completed in 2002, and now provides modeling for projecting future groundwater availability in the valley. Our agency will commence processing held applications as staff resources are available.

Attached is a profile report of your application as submitted to our agency. Please check carefully the specifics on the application. You must still have full possessory interest- ownership in the listed point of diversion and place of use land locations for processing consideration. Your application will need to have public notice published in your local county newspaper. The notice will be published once per week for 2 consecutive weeks. Anyone having issue with an application may file a protest within the time allowed.

We are asking for you to convey your intentions regarding this application by completing the attached response form. *Please respond to the following:*

- If you desire to develop the water use, and wish our agency to complete the processing of your application, please mark the *YES* response, provide any updates/changes needed, and list the water bearing zone for the well source.

OR

-Mark the *NO* response to withdraw the application. The application will be removed from processing and our records. Our agency will not be able to provide refunds of fees for withdrawn applications.

-Sign, date, and return the response. Response forms need to returned to this office no later than 30 days of this letter date.

Should you have questions about further processing of this application, please contact Denise Buffington or John Westra at the Western Regional Office, phone 334-2190.

Sincerely,

John Westra, Manager Western Region
Enclosure: Proof Report, Response Sheet

for

CONVERSATION MEMORANDUM

DATE 8/7/96FILE 63-12333NAME OF PARTY DANA & Darling Internat'l.EMPLOYEE Steve LesterRE: WATER USES PER my 7/19/96 Comment Letter

- Well = for indust. plant (63-07980)

- process generates add'l. water from animal etc.
remains (= waste water)

- waste water collected in pond, for land appl.
per DEC.

- final step in ^{H₂O} treatment = irrig. to remove
contaminants from waste water.

- has water bank lease for well H₂O to irrig
land where apply waste water.

- so add'l. water beyond complaint via well
is waste H₂O to irrig. with. this is what
requires new w.r. land & Indian Ck so
state trib. to River below Star so surface
water right can be obtained. Sent Appl. form today.

- 63-12333 = propose separate new well from
plant right 63-07980.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 19, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BOB UNGER/PLANNER III
ADA COUNTY DEVELOPMENT SERVICES
650 MAIN
BOISE ID 83702

RE: 96-07-SP DARLING INTERNATIONAL, INC.

Dear Mr. Unger:

The Idaho Department of Water Resources ("IDWR") offers the following comments on the above-referenced project described by your recent letter.

IDWR administers the Stream Protection Act requiring a SCA Permit for any work within the ordinary high water mark of a perennial stream. Such applications must be submitted sixty (60) days before any work is scheduled to start. IDWR is available to review preliminary plans and offer specific comments in this process.

The applicant apparently would like to irrigate land in the West 1/2 of NE 1/4, Sec. 12, T1N, R1E. The information states that waste water and perhaps ground water (well) will be used to irrigate about 80 acres.

No existing irrigation rights for this parcel can be identified by this office. The applicant apparently owns water right license 63-07980, which is mostly for industrial use but includes one acre of irrigation for adjacent land. Darling International filed an application for permit to irrigate 98 acres in the NE 1/4 Sec. 12 from a proposed well. That application, no. 63-12333, was filed on April 4, 1996 but remains on hold pending changes in the moratorium on approval of such water right applications.

Although I cannot predict a timetable under which this pending water right application will be considered, it is safe to state that no action is to be expected for at least two years for the ground water right filing made by the applicant.

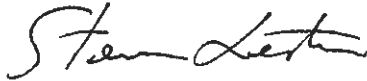
Additionally, the use of waste water for irrigation requires a separate water right, although no application for a waste water right has been filed. A surface water application for irrigation can be processed at this time without delays. An applicant should allow at least sixty days for normal water right application processing.

In summary, an irrigation well cannot be used on the site in question until valid water protection is obtained. Considerable delays are to be expected in securing a ground water right. Waste water, however, could be used for irrigation if a new water right permit is secured.

July 19, 1996
Page 2

This office recommends that any approval by the county be contingent upon the applicant securing a water right permit for waste water from IDWR. Please contact this office for more information.

Sincerely,

A handwritten signature in cursive script, appearing to read "Steve Lester".

Steve Lester
Deputy Regional Manager

From: DWR80::SLESTER 9-AUG-1996 11:59:53.77
To: DWR03::NYOUNG
CC: SLESTER
Subj: DARLING INTERNAT'L INC., BASIN 63

Nrom, Dana from this company might call you about irrigation water right question resulting from my comment letter to Ada Co. Development Services. He wanted to get an opinion from my supervisor - and I'd welcome the clarification if I'm out to lunch on this one. Here's the story as I understand it:

1. Company has lic. 63-07980 for .33 cfs ind/dom/irr (but only .03 cfs for irr part).
2. Well supplies processing plant, processing of animal etc. remains generates add'tl water, so waste water from plant (collected in pond?) exceeds that supplied solely from well - excess water produced.
3. Has DEQ land application permit to dispose of all waste water.
4. Now seeks irrigation of crop w/ this water as final step in water quality improvement - nitrogen fixation needed so crop will do the job.
5. So appears has land appl. process w/ DEQ & irrigation b.u. w/ IDWR.
6. Told me has water bank lease for irrigating crop this year re well water.
7. My comment was that needed irr water right for the excess waste water to be used on crop since not simply land appl. & not covered by well aspect.
8. Waste water does not appear directly trib. to anything - sinks, I guess - but within Indian Ck. drainage, which is trib. to river below Star.
9. Should not have problem obtaining new permit for waste water in excess of well compliment to use for irr per location in Basin 63 per most recent direction from S.O. - ok surface water trib. below Star.
10. Although unusual to have waste water source from animal etc. processing, once this excess water hits pond &/or land surface, it becomes part of public water supply - evap. process, percolation to aquifer etc. - so should secure new permit for extra water if seeking beneficial use.
11. He said DEQ told him had never heard of this idea so questions need for new right.
12. Nothing in my comments suggests that a new right from the well is involved - that's currently covered by water bank if his information is correct.
13. As an aside, company has pending appl. for proposed irr well not part of this discussion as far as I can tell (63-12333, held @ Western per backlog).

If you do get a call, please advise me accordingly.

thanks,

Steve



RECEIVED
MAY 13 1996
WATER RESOURCES
WESTERN REGION

P. O. Box 5485
Boise, Idaho 83705

May 10, 1996

Ms. Lori Graves
Sr. Water Resource Agent
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

RE: Application for Water
Rights Permit
Darling International Inc.
P. O. Box 5485
Boise, Idaho 83705

Dear Ms. Graves:

Pursuant to your letter of May 1, 1996, please be advised that the total depth of proposed well would be approximately 350 feet with a water bearing zone in the 260-320 feet depth interval.

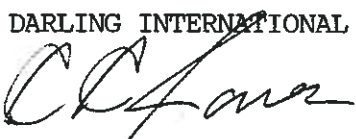
The acres are not currently irrigated from a surface water source.

If you need additional information, please contact me at 208-344-8318.

Thank you.

Cordially,

DARLING INTERNATIONAL INC.


C. C. Jones
General Manager

(208) 344-8318

Fax: (208) 343-8694



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

May 1, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Darling International Inc
c/o Casey Jones
PO Box 5485
Boise ID 83705

RE: APPLICATION FOR PERMIT

Dear Mr. Jones:

Darling International's application for permit to appropriate ground water for irrigation was received on April 04, 1996. Processing of the application must be delayed.

Due to continued drought and to protect existing water rights and water supplies, the Director of this agency declared a moratorium on May 15, 1992, concerning water right applications proposing new consumptive uses of public water. The moratorium has been lifted, but processing of all new or pending applications has been suspended until technical data are available from a comprehensive Treasure Valley ground water study now underway. Initial results of the study will not be available for at least one year.

To facilitate handling of your filing once it can be processed, please provide the following information.

1) What is the proposed depth(s) of the water bearing zone(s) to be developed within the aquifer. For example, a well with a total depth of 250 feet might be developed with a water bearing zone in the 140-190 feet depth interval. For more information on the appropriate water bearing zone for your proposed well, you might contact a licensed well driller or review well drilling reports available at this office.

2) Please confirm whether or not the acres are already irrigated from a surface water source. If so, what is the nature of this existing water use (private system or delivery organization; name of organization etc.)? What is the source of this surface water, e.g. Boise River via Farmers Union Ditch Co.?

This office will hold your application and will begin processing as soon as possible. Delays related to department actions do not affect the date of priority or seniority of any application, once established.

If you have any questions, please feel free to contact this office at 334-2190.

Sincerely,

Lori Graves

Sr Water Resource Agent



RECEIVED
APR 04 1996
WATER RESOURCES
WESTERN REGION

P. O. Box 5485
Boise, Idaho 83705

Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

RE: Darling International Inc.
18305 South Cole Road
Kuna, ID 83634

Dear Sir:

Please find duly filled application and fee for new water rights. The above referenced site has a permit (water right No. A63-07980) for the existing well and an additional point of diversion. However, the application is for installing a new well to exclusively use for irrigation of 98 acres. If you need additional information please contact me at (208)344-8318.

Sincerely,

A handwritten signature in black ink, appearing to read "Casey Jones", written over a horizontal line.

Casey Jones
General Manager

(208) 344-8318

Fax: (208) 343-8694