

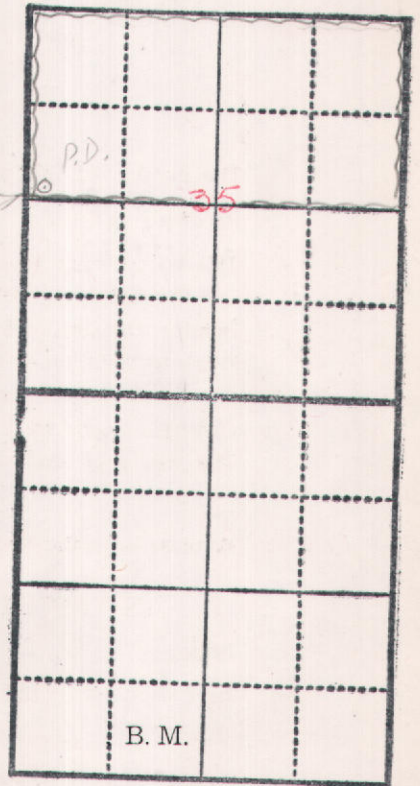
45-2579

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35889
Permit No. G- 27935
District No.

1. Name of Applicant: Anderson Brothers, composed of Albert, Vanness & Ray
Postoffice address: Oakley County: Cassia State: Idaho
2. Quantity of water claimed: 300 inches
 (a) Rate of withdrawal in cubic feet per second 6.0 or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 35
 Twp. 12 S , Rge. 22 E. , B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge.
7. Kind of works: Well, pump and ditches
8. Estimated cost of works: \$ 30,000
9. (a) Is reservoir to be used? no
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 6.0 (cubic feet per second, inches or gallons per minute) is for new lands.



WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name Albert Anderson
Address Oakley Idaho
Owner's Permit No. G 27935

7. WATER LEVEL

Static water level 445 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug2. NATURE OF WORK 45-2579

- ☐
- New well
- ☐
- Deepened
- ☒
- Replacement
-
- ☐
- Abandoned (describe method of abandoning)

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M. Draw Down Hours Pumped

1350 76 10

3. PROPOSED USE

- ☐
- Domestic
- ☒
- Irrigation
- ☐
- Test
-
- ☐
- Municipal
- ☐
- Industrial
- ☐
- Stock

4. METHOD DRILLED

- ☒
- Cable
- ☐
- Rotary
- ☐
- Dug
- ☐
- Other

5. WELL CONSTRUCTION

Diameter of hole 22 inches Total depth 800 feetCasing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>0.312</u> inches	<u>22</u> inches	<u>0</u> feet	<u>246</u> feet
<u>0.250</u> inches	<u>18</u> inches	<u>238</u> feet	<u>517</u> feet
<u>0.250</u> inches	<u>14</u> inches	<u>515</u> feet	<u>684</u> feet
<u>0.250</u> inches	<u>10</u> inches	<u>658</u> feet	<u>790</u> feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation 3/8 inches by 7 inches

Number	From	To
<u>50</u> perforations	<u>420</u> feet	<u>515</u> feet
<u>130</u> perforations	<u>520</u> feet	<u>670</u> feet
<u>100</u> perforations	<u>658</u> feet	<u>790</u> feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

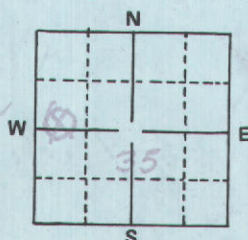
Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal? ☒ Yes ☐ No To what depth 20 feetMaterial used in seal ☐ Cement grout ☒ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County Cassia 45 2579SW 1/4 14 1/4 Sec. 35, T. 13 N/S, R. 22 E/W

10.

Work started Dec 1970 finished Aug 1, 1971

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.Driller's or Firm's Name Harold Bros. Drilling Number 102Address Elba, IdahoSigned By Harold Lloyd Date Aug 13 1971

50
28
12

STATE HWY. NO. 27 TO BURLEY

R-22 E.

27

26

Grand Pit.

T.
12
S.

34

35

P.O.

38	39	39	12
39	40	40	40
77	79	79	52

128

159

287

287

Subdivisions 8

Area ~~197~~ 287 ac

Q = 2.584

26

35

26

25

35

36

P
77.1

O
41.8

F165

N
25.2

Q
77.8

R
51.5

S
35.5

P.D.

C
40.1

B
45.2

A
76.2

F252

D
39.7

E
8.0

F
24.6

G
36.6

35

35

36

2
1
F271

F166

LEGAL NOTICE

NOTICE OF PROOF OF
COMPLETION OF WORKS

and

APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 28 day of September 1962, at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27935, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Orinda Foods, Inc., Box 474, Burley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.0 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T12S-R22E., B.M. Ida.

5. The place where said water is used is N $\frac{1}{2}$, Sec. 35, T12S-R22E., B.M., Ida.

6. The date of priority which said user is prepared to establish is 5/20/59.

GEO N. CARTER

State Reclamation Engineer
Published in Burley Herald-Bulletin Aug. 24, 31; Sept. 7 and 14, 1962.

27935

Affidavit of Publication

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Dean Stanley Sherk, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at last four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated Aug 27, 1962, and ending with the issue dated Sept 4, 1962.

Subscribed and sworn to before me this 14 day of Sept, 1962

Samuel Nelson
Notary Public in and for the State of Idaho
Residing at Burley, Idaho

27935

RECEIVED
NOV 19 1962

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10 A.M., on the 28 day of September 1962., at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27935, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ore-Ida Foods, Inc., Box 174, Burley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.0 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T12S-R22E., B.M. Ida.

5. The place where said water is used is N $\frac{1}{2}$, Sec. 35, T12S-R22E., B.M., Ida.

6. The date of priority which said user is prepared to establish is 5/20/59.

GEO. N. CARTER

State Reclamation Engineer
Published in Burley Herald-Bulletin Aug. 24, 31; Sept. 7 and 4, 1962.

27935

RECEIVED

Transfer No. 3139

APR 26 1985

Water Right No. 45-2579Department of Water Resources
Southern Division
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Department of Water Resources

Name of applicant First Security Bank of Idaho, N.A. Phone 338-2125Post Office address Attn: Mr. LaMar Giles, P. O. Box 7069, Boise, Idaho 83730

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)

In case of _____ vs _____

dated in _____ in _____ county of _____
(Name of court)b. License No. 45-2579 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
- by purchase; deeds
- have previously been supplied to the Department

3. Source of water groundwater tributary to _____4. Date of priority May 20, 1959

5. Water is used for the following purposes:

amount 2.58 for irrigation purposes from March 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right: a. 2.58 CFS cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is SW 1/4 of NW 1/4 of Section 35
Township 12S Range 22E, B.M., in Cassia County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	22E	35	12	39	40	40	39	38	39	40									287

Total number of acres to be irrigated 2879. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years

No.

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B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted same c.f.s. &/or _____ acre feet
- b. Description of diverting works same
- c. Describe the reasons for the proposed changes to change location of use and to reflect sprinklers.

2. Change in point of diversion

Point of diversion same 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
The underlying property will be sold without water. The new owner will use Oakley Canal shares on the property.

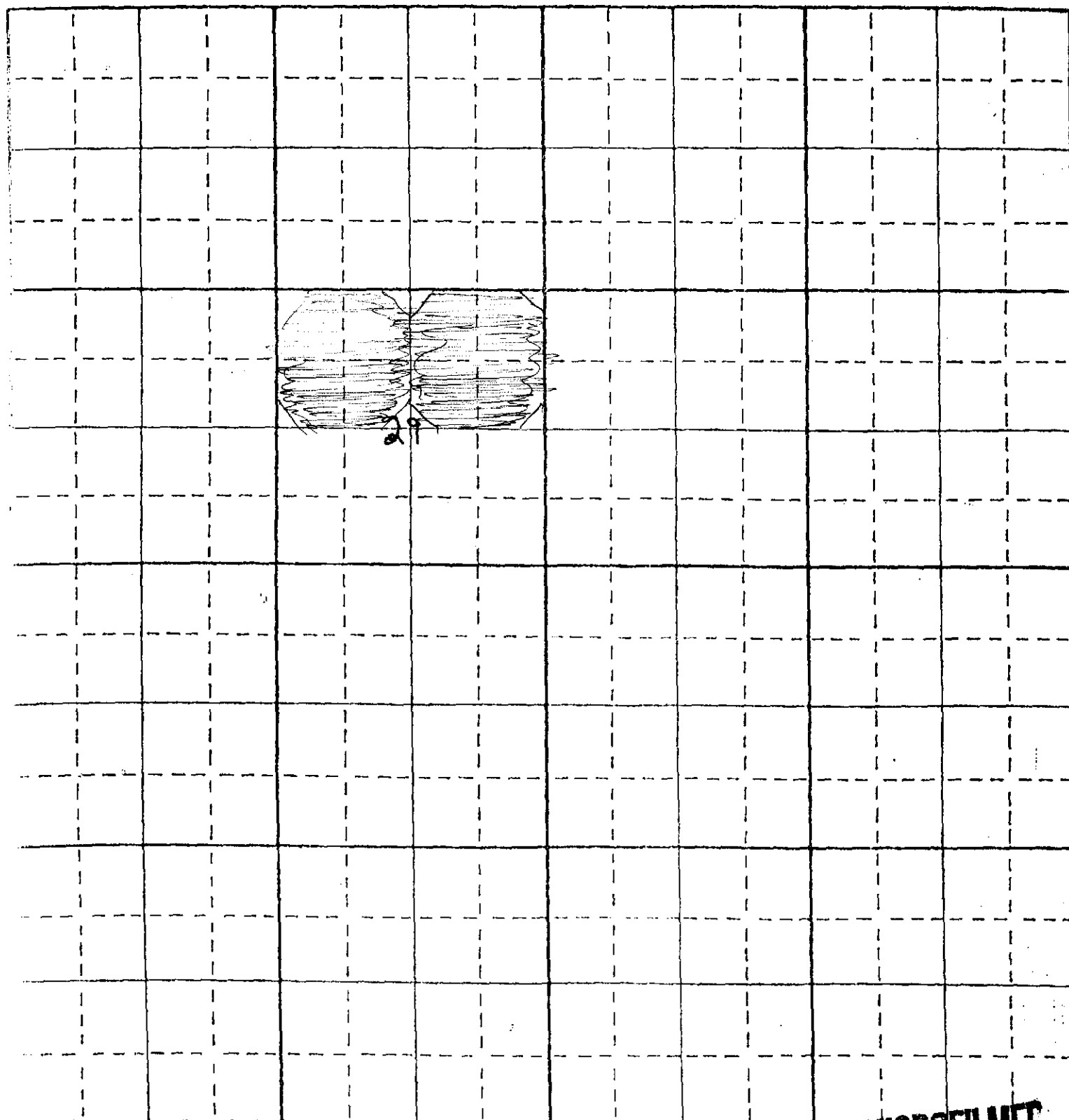
MICROFILMED

c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	23E	29	36	36	36	36	36	36	36	35									287

Total number of acres to be irrigated 287

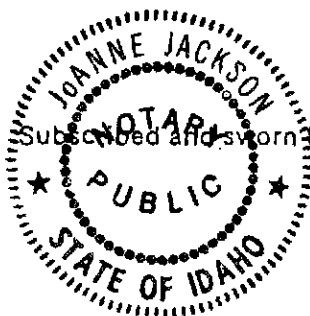
4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



D. REMARKS

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 willfull misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this 1st day of

Morgan W. Belva
(Signature of Applicant)
Attorney for First State Bank of Idaho
March, 19 85

Joanne Jackson
(Notary Public)

My commission expires

September 15, 1987

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2579
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 13th day of August, 19 85

J. Glen Saxton
Chief, Operations Bureau

morga 4/26/85 FOR DEPARTMENT USE ONLY

Received by <u>LS</u>	Date <u>4/25/85</u>	9:15 on	Protest filed by <u>None</u>
Prelim. check by <u>J</u>	Fee <u>50.00</u>	# <u>35236</u>	
Receipted by <u>morga</u>	Date <u>4/26/85</u>		
Published in <u>south id press</u>			
Pub. dates <u>5/9 + 5/16/85</u>			
Watermaster recommendation requested on <u>N/A</u>			
rec'd.			
			Copies of protest forwarded by _____
			Hearing held by _____ Date _____
			Recommended for <u>approval</u> denial
			by <u>ADM Jim</u>

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LAW OFFICE

MOFFATT, THOMAS, BARRETT & BLANTON

CHARTERED

FIRST SECURITY BUILDING

P. O. BOX 829

BOISE, IDAHO 83701

April 24, 1985

WILLIS C. MOFFATT
(1907-1980)

OFFICE ADMINISTRATOR
DONNA K. BROWN

TELEPHONE
(208) 345-2334

TELECOPIER
(208) 345-2340

EUGENE C. THOMAS
JOHN W. BARRETT
J. CHARLES BLANTON
R. B. ROCK
RICHARD C. FIELDS
RICHARD E. HALL
MYRON D. GABBERT, JR.
PAUL S. STREET
DONALD J. FARLEY
LOREN C. IPSEN
T. N. AMBROSE
LARRY C. HUNTER
PHILLIP S. OBERRECHT
JEFFREY A. STROTHER
GLENN M. CHRISTENSEN
MARK S. PRUSYNSKI
MORGAN W. RICHARDS, JR.
MICHAEL G. McPEEK

STEPHEN R. THOMAS
JON S. GORSKI
ROBERT C. GRISHAM
GERALD T. HUSCH
DONALD D. SAINT-JUST
THOMAS C. MANNSCHRECK
THOMAS V. MUNSON
KIRK R. HELVIE
RAYMOND D. POWERS
THOMAS C. MORRIS
CANDY WAGAHOFF DALE
ROBERT B. LUCE
MICHAEL E. THOMAS
DOUGLAS M. CONDE
STEVEN V. CAMPBELL
LARRY D. SPURGEON
KRISTI EMIG-MARK

Department of Water Resources
Statehouse
Boise, ID 83720

Re: First Security Bank
MTB&B File No. 4-620.122

RECEIVED
APR 25 1985

Department of Water Resources

Gentlemen:

Enclosed please find applications and filing fees for transfer of water rights 45-2579 and 45-2630. If you should have any questions concerning them, please contact us.

Sincerely,

Woody
Morgan W. Richards, Jr.

MWR/lc

Enclosures

cc w/ enc: Mr. Mike Cranney

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APR 26 1985

Department of Water Resources
Southern District Office

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SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Sue Subia being first

duly sworn, deposes and says that she is the

clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for two consecutive weeks, commencing with the issue

dated 5-9 1985, and ending

with the issue dated 5-16, 1985

Sue Subia

Subscribed and sworn to before me

this 4th day of June

1985

Patty Staker Notary Public

Cost of Publication 29.04

Notary Fee .50

Total Cost 29.54

RECEIVED

JUN 5 1985

Department of Water Resources
Secretary's Office

85-138

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
No. 45-2579

Notice is hereby given that First Security Bank of Idaho, N.A., of Boise, Idaho has applied to the Department of Water Resources for a change of place of use of a right from a ground-water source. The right sought to be changed is evidenced by License No. 45-2579 and is recorded as follows:

Amount: 2.58 cfs

Priority: May 20, 1959

Point of Diversion: SWNW, Sec. 35, T12S, R22E, B.M., Cassia County

The water is used for irrigation of 287 acres from March 1 to November 1 within the N $\frac{1}{2}$, Sec. 35, T12S, R22E

TO BE CHANGED AS FOLLOWS:

Amount: No change

Point of Diversion: No change

Place of Use: N $\frac{1}{2}$, Sec. 29, T12S, R23E for irrigation of 287 acres from March 1 to November 1

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before May 27, 1985.

A. KENNETH DUNN, Director

Published in the South Idaho Press on May 9 and 16, 1985.

MICROFILMED

State of Idaho
License and Certificate of Water Right

Water License No. G-27935 / 45-2579 Amount 2.58 c.f.s.
Water District No. Priority May 20, 1959

THIS IS TO CERTIFY that ANDERSON BROTHERS - Assignee - ORE-IDA FOODS, INC.
of Burley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 20, 19 59 ; that Permit No. G-27935
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.58 second feet, was issued thereunder on July 31, 19 67, showing that said works
were completed on the 28th day of September, 19 62 ; and that on the 28th
day of September, 19 62 ,

ORE-IDA FOODS, INC.

of Burley, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-27935 of the Department of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

14 of Licenses at page 8844, on the 31 day of July, 19 67 ;

The right hereby confirmed dates from May 20, 19 59 ;

The Point of Diversion is located

in the SW 1/4 NW 1/4, Sec. 35, Tp. 12 S, R. 22 E, B. M. County of Cassia.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.58 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S	22 E	35	NE 1/4 NE 1/4	40	12
			NW 1/4 NE 1/4	40	39
			S 1/2 NE 1/4	80	80
			NE 1/4 NW 1/4	40	39
			NW 1/4 NW 1/4	40	38
			SW 1/4 NW 1/4	40	39
			SE 1/4 NW 1/4	40	40
			Total number of acres to be irrigated:		287

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

31st day of July, 19 67 .

S/ JACK A. BARNETT

Deputy State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-29931 Amount 4.66 c.f.s.
Water District No. Priority July 11, 1961

THIS IS TO CERTIFY that PEARL WARD - Assignee - HARVEY WIGHT
of Malta, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 11, 1961; that Permit No. G-29931
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.66 second feet, was issued thereunder on July 31, 1967, showing that said works
were completed on the 18th day of July, 1966; and that on the 18th
day of July, 1966,

HARVEY WIGHT
of Malta, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-29931 of the Department of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
14 of Licenses at page 8843, on the 31 day of July, 1967;
The right hereby confirmed dates from July 11, 1961;

The Point of Diversion is located
in the SW 1/4 SE 1/4, Sec. 12, Tp. 13 S, R. 26 E, B. M. County of Cassia.
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.66 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S	26 E	12	SW 1/4 NE 1/4	40	37
			SE 1/4 NE 1/4	40	34
			SE 1/4 NW 1/4	25	9
			NE 1/4 SE 1/4	40	39
			NW 1/4 SE 1/4	40	37
			SW 1/4 SE 1/4	40	39
			SE 1/4 SE 1/4	40	38
Total number of acres to be irrigated:					233

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
31st day of July, 1967.

(SEAL)
S/ JACK A. BARNETT
Deputy State Reclamation Engineer.

State of Idaho

License and Certificate of Water Right

Water License No. G-27935 Priority May 20, 1959 Amount 2.58 c.f.s.

THIS IS TO CERTIFY that ANDERSON BROTHERS - Assignee - ORE-IDA FOODS, INC.

of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 20, 1959; that Permit No. G-27935 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 2.58 second feet, was issued thereunder on July 31, 1967, showing that said works were completed on the 28th day of September, 1962; and that on the 28th day of September, 1962 ORE-IDA FOODS, INC.

of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-27935 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses, at Page 8844, on the 31st day of July, 1967.

The right hereby confirmed dates from May 20, 1959.

The Point of Diversion is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 12 S, R. 22 E, B.M. Cassia County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.58 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S	22 E	35	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	12
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	39
			S $\frac{1}{2}$ NE $\frac{1}{4}$	80	80
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	39
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	38
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			Total number of acres to be irrigated:		287

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 31st day of July, 1967.

Jack A. Bennett
Deputy State Reclamation Engineer.

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-27935

To Ore-Ida Foods, Inc.

Burley, Idaho

Source of Supply subterranean

Cassia County

Amount 2.58 Sec. Ft.

Point of Diversion SW¹/₄NW¹/₄, Sec. 35,

T. 12 S, R. 22 E, B. M.

Place of Use N¹/₂, Sec. 35, T. 12 S,

R. 22 E, B. M.

Purpose Irrigation

Date of Priority May 20, 1959

Recorded July 31, 1967

in Book 14 of Licenses, Page 8844

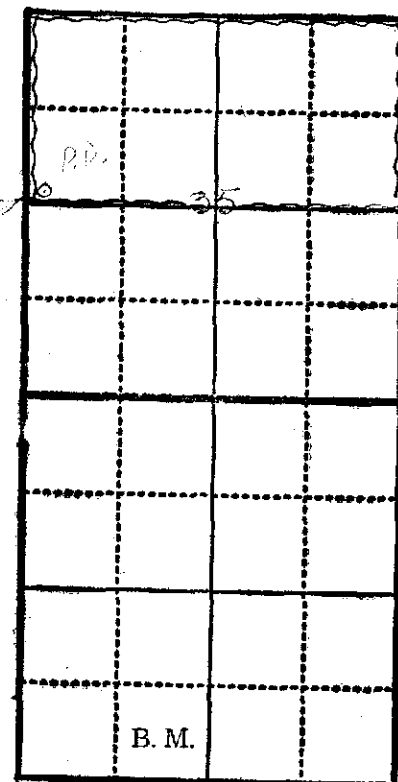
45-2577

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35889
Permit No. G- 27935
District No.

1. Name of Applicant: Anderson Brothers, composed of Albert, Vanness & Ray
Postoffice address: Oakley County: Cassia State: Idaho
2. Quantity of water claimed: 300 inches
(a) Rate of withdrawal in cubic feet per second 6.0 or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 35
Twp. 12 S , Rge. 22 E. , B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge.
7. Kind of works: Well, pump and ditches
8. Estimated cost of works: \$ 30,000
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 6.0 (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks: Applicant is a partnership, is purchasing on contract the N $\frac{1}{2}$ of Section 35, Township 12 South, Range 22 E.B.M.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

s/ Anderson Bro. Applicant.

By Ray Anderson Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. May 20, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G- 27935

Recorded in Book 98 Page 27935 Approved May 21, 1959

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue deligently and uninterrupedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before November 21, 1961

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before May 21, 1964

Witness my hand this 21st day of Mat, 1959

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 21st day of May, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12 S	22 E	35	X	X	X	X	X	X	X	X									320 acres

ASSIGNMENT

For value received ANDERSON BROS., a partnership composed of Albert Anderson, Vanness Anderson and Ray Anderson, of Oakley, Cassia County, Idaho, hereby assigns all its right, title and interest in and to Permit to appropriate the Subterranean Waters of the State of Idaho, No. G-27935, to ORE-IDA FOODS, INC., an Oregon corporation qualified to do business in the State of Idaho, having its principal place of business in Idaho at Burley, Idaho.

ANDERSON BROS.

By Albert Anderson, Partner

s/ Ora Anderson, Wife of Albert Anderson

By Vanness Anderson, Partner

s/ Verda Anderson, Wife of Vanness Anderson

By Ray Anderson, Partner

s/ Margene Anderson, Wife of Ray Anderson

STATE OF IDAHO)
County of Cassia) ss

On this 3 day of May, 1961, before me, a Notary Public for the State of Idaho residing at - - - - -, personally appeared Albert Anderson and Ora Anderson, husband and wife, Vanness Anderson and Verda Anderson, husband and wife, and Ray Anderson and Margene Anderson, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY NOTARIAL SEAL, the day and year in this certificate first above written.

s/ Phyllis C. Butterfield
Notary Public, Residing at
Heyburn, Idaho

My commission expires Dec. 9, 1962
seal

A S S I G N M E N T

✓
FOR VALUE RECEIVED, the undersigned hereby assigns all its rights, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-27935, to Ore-Ida Foods, Inc., a Delaware Corporation.

ORE-IDA FOODS, INC.
an Oregon Corporation

By: F. NEPHI GRIGG
Permit Holder

*by T. H. Eberle
711 1/2 Barnack St
Boise, Idaho.*

STATE OF OREGON)
) ss
County of Multnomah)

On this 27 day of October, 1965, before me, a notary public in and for said county and state, personally appeared the within-named F. NEPHI GRIGG to me know, who being first duly sworn did say that he, F. NEPHI Grigg, is the President of Ore-Ida Foods, Inc., an Oregon corporation, the corporation hereinbefore named; that the seal affixed to the foregoing instrument is the corporate seal of said corporation; that the foregoing instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and said F. Nephi Grigg acknowledged the execution of said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, the date first hereinabove written.

s/ KENNETH W. HERGENHAN
Notary Public for Oregon
My commission expires March 16, 1967

Permit No. G-27935 +
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ANDERSON BROTHERS - Assignee - ORE-IDA FOODS, INC. of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-27935, issued upon Application No. G-35809 bearing date of priority of May 20, 1959, authorizing the diversion of 6.0 second feet of waters of a well, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.58 second feet of the waters of a well, from subterranean flow; that the point of diversion of said waters SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 12 S, R. 22 E, B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: N $\frac{1}{2}$, Sec. 35, T. 12 S, R. 22 E, B.M.

Proof of Completion of Works made: September 28, 1962.

Witness my hand this 31st day of July, A.D. 1967.

S/ JACK A. BARNETT
Deputy State Reclamation Engineer

LICENSE ISSUED FOR 2.58 SEC. FT.
LICENSE PAGE NO. 8844:

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3701APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Lambert Produce, Inc. Phone 208-862-3346
Post Office address Route #1, Box 44-A, Oakley, Idaho 83346

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 No expansion of irrigated acreage or amount of water being diverted. Brings point of diversion closer to place of use. Change recorded place of use to reflect change that actually occurred about 10 years ago.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number: 45-02579 Priority 05/20/59 Amount (cfs/ac-ft) 2.580 cfs Nature of Use Irrigation Period of Use 03/01 to 11/01
2. Total amount of water being transferred 2.580 cubic feet per second and/or _____ 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
	NE	NW		20	12S	23E	Cassia	
	SW	NW		35	12S	22E	Cassia	

5. 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	
12S	22E	24													36	36	36	35	143
12S	22E	25	36	36	36	36													144

Total acres 287

PART 1**6. General Information:**

a. Description of diversion system Well, to be drilled approximately 500 ft., pumped into pivot system. Two wells & pumps, sprinklers.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX 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:

Place of use not changed. Original land is no longer irrigated.

d. Remarks:

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

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 45-02579 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3139 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 Groundwater tributary to _____

4. Date or priority 5-20-1959

5. Water is used for the following purpose:

amount 2.58 cfs for Irrig. purposes from Mar 1 to Nov 1
(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 2.58 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
		SW	NW	35	12S	22E	Cassia	

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	
12S	22E	29	36	36	36	36	36	36	36	35									287

Total acres 287

9. Describe any other water rights used for the same purpose as described above _____

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

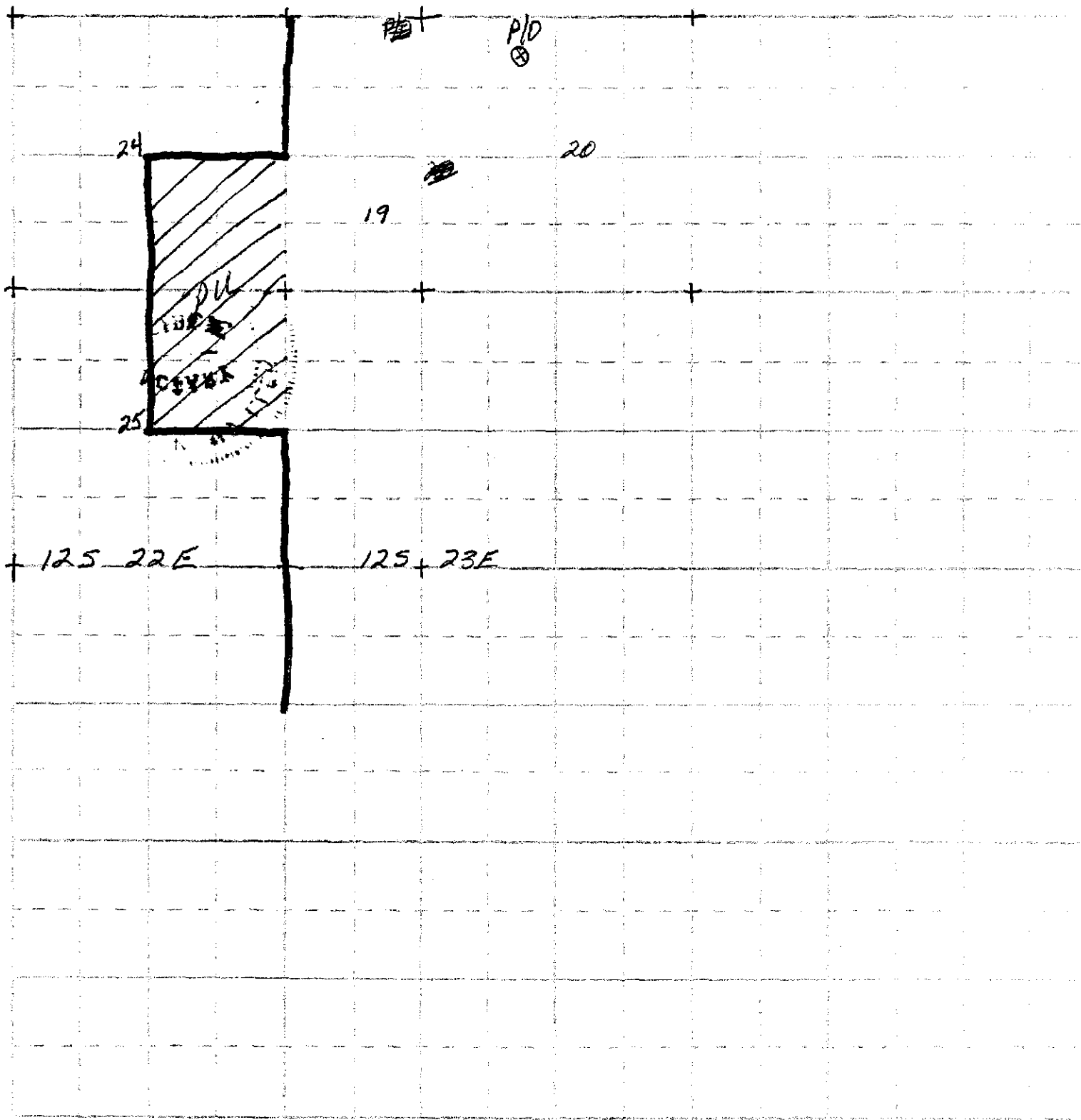
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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.

Subscribed and sworn to before me this

Tim B. Stone - Attorney for Lambert Products, Inc.
(Signature of Applicant)

21st

day of

March, 19 90.

NOTARY

PUBLIC

Senora K. Moeller
(Notary Public)

My commission expires

8-26-93**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 2 attachmentsReceived by J. E. StantonDate 3-21-90

Protest filed by _____

Prelim. check by DRIFee \$50, 5011626Receipted by J. E. StantonDate 3-21-90Published in So. Ill. Press

Copies of protest forwarded by _____

Pub. dates 6/7 + 6/14/90

Hearing held by _____ Date _____

Watermaster recommendation requested on N/ARecommended for ☐ approval ☐ denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-2579

WATER RIGHT NUMBER: 45-2579

<u>Owner Type</u>	<u>Name and Address</u>
Present Owner	LAMBERT PRODUCE CO INC ATTN: CHRIS DRAKOS PO BOX 793 BLACKFOOT, ID 83221
Original Owner	ANDERSON BROTHERS , ZZ
Current Owner	FIRST SECURITY BANK OF IDAHO , ID

Priority Date: 05/20/1959

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/01 to 11/01	2.580 CFS	
	<u>Total Diversion:</u>	2.580 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 35, Twp 12S, Rge 22E, B.M.
CASSIA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	23E	29	36.0	36.0	36.0	36.0	36.0	36.0	36.0	35.0									287.0

Total Acres: 287

Conditions of Approval:Remarks:

- General TRANS. 3139.

*all comments -
kw
9/10/02*

Do Not Film

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-2579

Comments:

1. kwalker 9/10/2002 Transfer No. 3139

Comment: Transfer 3139 was approved in August of 1985 changing the place of use to 12S, 23E, S29. The data base was changed to show the place of use in 12S, 22E, S29. I have corrected the data base to reflect actual transferred place of use.

Dates and Other Information:

Licensed Date: 5/29/1979

Decreed Date:

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-2579

WATER RIGHT NUMBER: 45-2579

<u>Owner Type</u>	<u>Name and Address</u>
Present Owner	LAMBERT PRODUCE CO INC ATTN: CHRIS DRAKOS PO BOX 793 BLACKFOOT, ID 83221
Original Owner	ANDERSON BROTHERS , ZZ
Current Owner	FIRST SECURITY BANK OF IDAHO , ID

Priority Date: 05/20/1959

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/01 to 11/01	2.580 CFS	
	<u>Total Diversion:</u>	2.580 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 35, Twp 12S, Rge 22E, B.M.
CASSIA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	29	36.0	36.0	36.0	36.0	36.0	36.0	36.0	35.0									287.0

Total Acres: 287 ✓

Conditions of Approval:Remarks:

- General TRANS. 3139.

Comments:

Do Not Film

should be 23E per
transfer 3139. kw
9/10/02



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 29, 1985

RE: License Nos. 45-2066, 45-2109, 45-2519 (Trans. 1849), 45-2520, (Trans. 1849)
45-2526 (Trans. 1849), 45-2567, 45-2579 (Trans. 3139), 45-2611,
45-2613, 45-2614, 45-2620, 45-2629, 45-2630 (Trans. 3141),
45-2642, 45-2657, 45-2668 & 45-2254A (Trans. 3134)

Lambert Produce, Inc.
Attn: Mr. Chris Drakos
P.O. Box 793
Blackfoot, ID 83221

Gentlemen:

Our office acknowledges receipt of Assignment of the above referenced water rights. However, in reviewing the files I find that the water rights are Licenses.

In Idaho, a licensed water right is considered real property and is acquired when the property to which it is appurtenant to is purchased. Proof of owning the land is proof of owning the water right license.

Therefore, I have put the Assignment into the files for future reference only and no other action will be taken. I have also enclosed copies of the Licenses for your records.

If you have any questions please feel free to contact our office.

Sincerely,

KAY WALKER
Chief Clerk

KW:sc
Enclosures

MICROFILMED

LAW OFFICE
MOFFATT, THOMAS, BARRETT & BLANTON

CHARTERED
FIRST SECURITY BUILDING
P. O. BOX 829
BOISE, IDAHO 83701

WILLIS C. MOFFATT
(1907-1980)
OFFICE ADMINISTRATOR
DONNA K. BROWN
TELEPHONE
(208) 345-2334
TELECOPIER
(208) 345-2340

EUGENE C. THOMAS
JOHN W. BARRETT
J. CHARLES BLANTON
R. B. ROCK
RICHARD C. FIELDS
RICHARD E. HALL
MYRON D. GABBERT, JR.
PAUL S. STREET
DONALD J. FARLEY
LOREN C. IPSEN
T. N. AMBROSE
LARRY C. HUNTER
PHILLIP S. OBERRECHT
JEFFREY A. STROTHER
GLENN M. CHRISTENSEN
MARK S. PRUSYNSKI
MORGAN W. RICHARDS, JR.
MICHAEL G. MCPHEE

STEPHEN R. THOMAS
JON S. GORSKI
ROBERT C. GRISHAM
GERALD T. HUSCH
DONALD O. SAINT-JUST
THOMAS C. MANNSCHRECK
THOMAS V. MUNSON
KIRK R. HELVIE
RAYMOND D. POWERS
THOMAS C. MORRIS
CANDY WAGAHOFF DALE
ROBERT B. LUCE
MICHAEL E. THOMAS
DOUGLAS M. CONDE
STEVEN V. CAMPBELL
LARRY D. SPURGEON
KRISTI EMIG-MARK
MARK B. PERRY

August 5, 1985

RECEIVED
AUG 7 1985

Department of Water Resources
450 West State
Statehouse Mail
Boise, Idaho 83720

Department of Water Resources

Re: Lambert Produce, Inc.
MTB&B File No. 14-262

Gentlemen:

Enclosed please find copies of relevant deeds which transfer water rights from First Security Bank of Idaho, N.A. to Lambert Produce, Inc. This transfer is as a result of the purchase of part of First Security Bank's real property in Cassia County, Idaho by Lambert Produce, Inc. Any future correspondence regarding the water rights set out in the two documents should be addressed to:

Lambert Produce, Inc.
Attention: Mr. Chris Drakos
Post Office Box 793
Blackfoot, Idaho 83221

Thank you for your assistance.

Sincerely,

Woody
Morgan W. Richards, Jr.

MWR/lc

Enclosures

cc w/o encl.: Mr. Chris Drakos

MICROFILMED

QUITCLAIM DEED

FOR VALUE RECEIVED, FIRST SECURITY BANK OF IDAHO, N.A.,
herein "Grantor," hereby quitclaims to LAMBERT PRODUCE COMPANY,
herein "Grantees," whose current address is Post Office Box 793,
Blackfoot, Idaho, all of Grantor's right, title and interest in
and to the following described water rights, copies of which are
attached hereto and incorporated herein by reference:

45-0166	45-2611
45-0168	45-2613
45-0169	45-2614
45-0695	45-2620
45-0696	45-2629
45-0698	45-2630
45-0701	45-2642
45-2066	45-2657
45-2109	45-2668
45-2519	45-4009
45-2520	45-4011
45-2526	45-4013
45-2567	45-4048
45-2579	45-7379

AND that portion of License No. 45-2254 which has not previously
been obligated for transfer to Vanco, Inc. and also an unnumbered
permit for appropriation of water from Land Creek and Willow Creek.

No warranty is given by Seller as to any water rights
transferred hereby or as to the quality of any water. Any other
water rights not specifically transferred herein, including but
not limited to other licenses and claims, are retained by the
Seller.

DATED this 9th day of April, 1985.

FIRST SECURITY BANK OF IDAHO, N.A.

By

J. Lamar Giles
J. Lamar Giles
Senior Vice-president

MICROFILMED

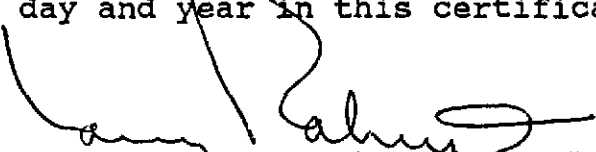
STATE OF IDAHO)

County of Cassia)

ss.

On this 9th day of April, 1985, before me, a notary public in and for said county and state, personally appeared J. LAMAR GILES, known to me to be the Senior Vice-president of FIRST SECURITY BANK OF IDAHO, N.A., the corporation named in the above instrument and acknowledged to me that he executed the same on behalf of such corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



NOTARY PUBLIC for Idaho

Residing at Burley, Idaho

My Commission Expires: 6.30.85

SUPPLEMENTAL AGREEMENT

WHEREAS on April 9, 1985, FIRST SECURITY BANK OF IDAHO, N.A., ("First Security") and LAMBERT PRODUCE, INC., ("Lambert") entered into a Real Estate Purchase and Sale Agreement ("Agreement"); and

WHEREAS certain terms of the transaction and agreement between First Security and Lambert should be added and/or clarified; and

WHEREAS First Security desires to assign to Lambert all of its right to obtain easements from Vanco, Inc., ("Vanco") for pipelines or ditches to transport irrigation water; and

WHEREAS First Security desires to quitclaim to Lambert all of its rights in certain additional water rights; and

WHEREAS First Security has advised Lambert of Vanco's right to approximately 3.91 c.f.s of water from First Security and Jackson W. Allred ("Allred"); and

WHEREAS Allred has applied to the Idaho Department of Water Resources to transfer License 45-2352 to Vanco and First Security has applied to the Idaho Department of Water Resources to transfer a portion of License 45-2254 to Vanco; and

WHEREAS to facilitate the transfer of the aforementioned water rights, the place of use for certain water rights has been or will need to be reduced or transferred by First Security and/or Allred; therefore

Based upon the consideration received by First Security and Lambert in the original Agreement and also independently based upon the consideration recited herein the parties agree as follows:

1. First Security hereby assigns to Lambert all of its

right and interest in obtaining easements for transportation of irrigation water from Vanco; and

2. First Security quitclaims all of its right, title and interest in and to water rights 45-4000, 45-4001, 45-4002, 45-4005, 45-4006, 45-4007, 45-4008 and 45-4014; and

3. First Security assigns and Lambert accepts any obligation or responsibility that First Security owes to Vanco to complete the transfer of approximately 3.91 c.f.s. of water to Vanco:

DATED this 11TH day of April, 1985.

FIRST SECURITY BANK OF IDAHO,
N.A.,

By J. Lamar Giles J MWR
J. LaMar Giles,
Senior Vice President

LAMBERT PRODUCE, INC.

By Chris Drakos
Chris Drakos,
President

QUITCLAIM DEED

FOR VALUE RECEIVED, ORLAND E. BATEMAN and MARY G. BATEMAN, husband and wife, [REDACTED] BANK OF IDAHO, [REDACTED] [REDACTED] Box 7060, [REDACTED] all right, title and interest in and to [REDACTED], a copy of which is attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD unto First Security Bank of Idaho,
N.A., its successors and assigns forever.

DATED this 8TH day of February, 1985.

Orland E. Bateman

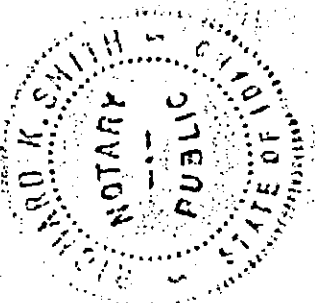
Mary G. Bateman

STATE OF IDAHO)
) ss.
County of)

On this 8TH day of February, 1985, before me, a notary public in and for said county and state, personally appeared ORLAND E. BATEMAN and MARY G. BATEMAN, husband and wife, known to me to be the persons whose names are subscribed to the within Quitclaim Deed, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for Idaho
Residing at



MICROFILMED

August 15, 1985

RE: Transfer of Water Right No. 45-2579

First Security Bank of Idaho
Attn: LaMar Giles
Box 7069
Boise, ID 83730

Dear Mr. Giles:

Enclosed is a copy of your approved Application for Transfer of the
above referenced water right (Transfer No. 3139).

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: J E Stanton

1. Right number 45-2579 Applicant FIRST SECURITY BANK OF IDAHO, N.A.
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

- OK { a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
b. ☒ Description of original point of diversion.
c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- a. ☒ All of right.
- b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred. In Boise
- h. ☒ Check for expansion in use of right. Comments No expansion by applicant
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) none
- j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: ADM

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* NONE

MICROFILMED

RECEIVED
JUL 16 1985

4. By ADM Date 7/10/85 Department of Water Resources

Jim 8-5-85

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 45-2579

Notice is hereby given that First Security Bank of Idaho, N.A., of Boise, Idaho has applied to the Department of Water Resources for a change of place of use of a right from a groundwater source. The right sought to be changed is evidenced by License No. 45-2579 and is recorded as follows:

Amount: 2.58 cfs

Priority: May 20, 1959

Point of Diversion: SWNW, Sec. 35, T12S, R22E, B.M., Cassia County

The water is used for irrigation of 287 acres from March 1 to November 1 within the N1/2, Sec. 35, T12S, R22E

TO BE CHANGED AS FOLLOWS:

Amount: No change

Point of Diversion: No change

Place of Use: N1/2, Sec. 29, T12S, R23E for irrigation of 287 acres from March 1 to November 1

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before May 9 and May 16, 1985 May 27, 1985.

A. KENNETH DUNN
Director

Published South Idaho Press on May 27, 1985 5/9 + 5/16/85.

MICROFILMED

OK
AL

MICROFILMED

85-138

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
No. 45-2579**

Notice is hereby given that First Security Bank of Idaho, N.A., of Boise, Idaho has applied to the Department of Water Resources for a change of place of use of a right from a ground-water source. The right sought to be changed is evidenced by License No. 45-2579 and is recorded as follows:

Amount: 2.58 cfs

Priority: May 20, 1959

Point of Diversion: SWNW, Sec. 35, T12S, R22E, B.M., Cassia County

The water is used for irrigation of 287 acres from March 1 to November 1 within the N $\frac{1}{2}$, Sec. 35, T12S, R22E

TO BE CHANGED AS FOLLOWS:

Amount: No change

Point of Diversion: No change

Place of Use: N $\frac{1}{2}$, Sec. 29, T12S, R23E for irrigation of 287 acres from March 1 to November 1

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before May 27, 1985.

A. KENNETH DUNN, Director

Published in the South Idaho Press on May 9 and 16, 1985.

*ok
maga
5/6/85*



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

May 1, 1985

South Idaho Press
Box 190
Burley, Idaho 83318

Re: Notice of Proposed Change of Water Right 45-2579 & 45-2630

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary A. Newby
Sec/Office Coord.

Encl:

MICROFILMED

WATER RIGHT NUMBER 45-2579

OWNER LAST NAME - ANDERSON BROTHERS
OWNER LAST NAME - GRE-IDA FOODS INC.

ADDRESS LINE 1 - P.O. BOX 10

ADDRESS LINE 3 -

SOURCE - GROUNDWATER

STAGE - LICENSE

TOTAL DIV. VOLUME -

DIVERSION POINT - SWNM 35 125 22E LOT

FROM - TO -

USE - IRRIGATION

FIRST NAME -
FIRST NAME -

ADDRESS LINE 2 -

CITY - BURLEY

TRIBUTARY OF -

PRIORITY - 05-20-1959 COUNTY - CASSIA

WATER DIST. -

REDIV -

USE DIV. RATE -

PLACE OF USE - TWN 12S RNG 22E SEC 35

DATE -

STATE - ID ZIP CODE - 83318

ORIG OWNER -

TOTAL DIV. RATE - 2.5800 -CFS

RIGHT BASIS -

DLE/CAREY ACT -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

2.5800 CFS USE DIV. VOLUME -

TRACT NENE LOT AC 12 TRACT NMNE LOT AC 39

TRACT SWNE LOT AC 40 TRACT SENE LOT AC 40

TRACT NENW LOT AC 39 TRACT NMNW LOT AC 38

TRACT SWNW LOT AC 39 TRACT SENW LOT AC 40

TOTAL ACRES 287

DATE -

HEARING -

OLD NO. - 27935

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State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 3, 1983

RE: License Nos. 36-2412 (Transfer No. 2299), 36-2665, 36-7119, 36-7157, 36-7304, 36-7366, 36-7402, 36-7480, 36-7561, 37-7001, 37-7019, 37-7315, 37-7316, 37-7363, 37-7470, 45-2016, 45-2018, 45-2019, 45-2020, 45-2028, 45-2029, 45-2031, 45-2050, 45-2053, 45-2066, 45-2109, 45-2254 (Transfer No. 2590), 45-2299, 45-2351 (Transfer No. 2329), 45-2490, 45-2494, 45-2512, 45-2519 (Transfer No. 1849), 45-2520 (Transfer No. 1849), 45-2526 (Transfer No. 1849), 45-2556, 45-2567 (Pending Transfer No. 2332), 45-2579, 45-2611, 45-2613, 45-2614, 45-2620, 45-2628, 45-2629, 45-2630, 45-2642, 45-2657, 45-2668 (Pending Transfer No. 2332), and 45-2688

First Security Bank of Idaho
ATTN: Mr. LaMar Giles
P.O. Box 7069
Boise, ID 83730

Dear Mr. Giles:

Our office acknowledges receipt of Assignment of the above referenced water rights. However, in reviewing the files I find that the water rights are Licenses.

In Idaho, a licensed water right is considered real property and is acquired when the property to which it is appurtenant to is purchased. Proof of owning the land is proof of owning the water right license.

Therefore, I have put the Assignment into the files for future reference only and no other action will be taken. I have also enclosed copies of the Licenses for your records.

If you have any questions please feel free to contact our office.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosures

OK to process
Re 8/2/83

ASSIGNMENT OF WATER RIGHTS

The undersigned (hereinafter "Grantor"), for good and valuable consideration, receipt of which is hereby acknowledged, does hereby sell, assign, transfer, grant, convey and warrant to FIRST SECURITY BANK OF IDAHO, N.A. (hereinafter "Grantee"), all right, title and interest in the licenses, decrees, adjudications, claims, permits, written agreements and stock in water companies, listed in Exhibit J attached hereto and incorporated by reference, along with any and all interest the Grantor may have, acquire, claim or otherwise hold over any other unspecified public waters of the State of Idaho (hereinafter "Water Rights") which have been or are now used and applied to beneficial purposes upon the real property described in Exhibits A and C attached hereto and incorporated by reference.

Grantor warrants that it has performed all acts and made all filings necessary to maintain in full force and effect all of the Exhibit J Water Rights, and that there are no written or oral agreements which adversely affect or change the aforementioned Water Rights.

Grantor further covenants and warrants that a notice of claim has been or will be filed prior to June 30, 1983, pursuant to Idaho Code Section 42-243 by Grantor for the benefit of Grantee for all unspecified public waters of the State of Idaho which have been or are now used and applied to beneficial purposes upon the real property described in Exhibits A and C attached hereto and by this reference incorporated herein.

IN WITNESS WHEREOF; the Grantor has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Assistant Secretary effective January 31, 1983.

ALBERT ANDERSON AND SONS COMPANY

By 15/
President

ATTEST:

15/
Assistant Secretary

STATE OF IDAHO)
County of Cassia) ss.

On this 17th day of May, 1983, before me, a notary public in and for said county and state, personally appeared Wm. A. Anderson and Wm. A. Parsons, known to me to be the President and Assistant Secretary, respectively, of ALBERT ANDERSON AND SONS COMPANY, the corporation named in the above instrument, and acknowledged to me that they executed the same on behalf of such corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

15/
NOTARY PUBLIC for Idaho
Residing at _____, Idaho

WATER RIGHTS

EXHIBIT J

Licenses and Permits

36-2412	37-7363	45-2066	45-2579
36-2665	37-7470	45-2109	45-2611
36-7119	✓37-7480	45-2254	45-2613
36-7157	37-7531	45-2299	45-2614
36-7304	37-7806	45-2351	45-2620
36-7366	45-2016	45-2490	45-2628
36-7402	45-2018	45-2494	45-2629
36-7480	45-2019	45-2512	45-2630
36-7561	45-2020	45-2519	45-2642
✓36-7877	45-2028	45-2520	45-2657
37-7001	45-2029	45-2526	45-2668
37-7019	45-2031	45-2547	45-2688
37-7315	45-2050	45-2556	45-7379
37-7316	45-2053	45-2567	

Decrees and Adjudications

45-0166	45-0170	45-0514	45-0698
45-0168	45-0171	45-0695	45-0701
45-0169	45-0425	45-0696	45-0702

Claims

45-4000	45-4006	45-4011	45-4023
45-4001	45-4007	45-4013	45-4026
45-4002	45-4008	45-4014	45-4048
45-4005	45-4009		

Agreements

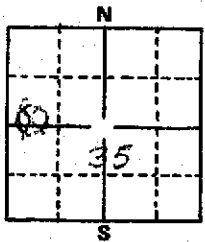
1. "99 YEAR LEASE" dated April 1, 1954, between Albert Anderson and Sons Company and Parley C. Clark, Clarence A. Elquist and Dallon Elquist.
2. "AGREEMENT" dated April 3, 1963, between Albert Anderson and Sons Company and Parley C. Clark, Clarence A. Elquist, Bertha Elquist, Dallon C. Elquist and Norma Jean Elquist.

Stock in Water Companies

<u>Name of Company</u>	<u>Number of Shares</u>
Oakley Canal Co.	1,167.02
Northside Canal Co.	1,006.02

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

1. WELL OWNER Name <u>Albert Anderson</u> Address <u>Oakley Idaho</u> Owner's Permit No: <u>G-27935</u>	7. WATER LEVEL Static water level <u>1445</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																																										
2. NATURE OF WORK <u>45-2579</u> ☐ New well ☐ Deepened ☒ Replacement ☐ Abandoned (describe method of abandoning)	8. WELL TEST DATA ☒ Pump ☐ Bailor ☐ Other <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Draw Down</th><th>Hours Pumped</th></tr></thead><tbody><tr><td align="center">1350</td><td align="center">70</td><td align="center">10</td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>	Discharge G.P.M.	Draw Down	Hours Pumped	1350	70	10																																																																																																				
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock	9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>22</td><td>0</td><td>4</td><td>Soil</td><td></td><td></td></tr><tr><td></td><td>4</td><td>150</td><td>Gravel and Dirt</td><td></td><td></td></tr><tr><td></td><td>150</td><td>180</td><td>Brown Clay</td><td></td><td></td></tr><tr><td></td><td>180</td><td>242</td><td>Sand and Clay</td><td></td><td></td></tr><tr><td>18</td><td>242</td><td>283</td><td>Hard Gray Lava</td><td></td><td></td></tr><tr><td></td><td>283</td><td>310</td><td>Brown Clay</td><td></td><td></td></tr><tr><td></td><td>310</td><td>405</td><td>Gravel and Brown Clay</td><td></td><td></td></tr><tr><td></td><td>405</td><td>420</td><td>Laminated Gravel</td><td></td><td></td></tr><tr><td></td><td>420</td><td>440</td><td>Gravel and Clay</td><td></td><td></td></tr><tr><td></td><td>440</td><td>453</td><td>Darks Grey lava (Basalt)</td><td></td><td></td></tr><tr><td></td><td>453</td><td>471</td><td>Dark Grey Basalt</td><td></td><td></td></tr><tr><td>14</td><td>471</td><td>587</td><td>Rock</td><td></td><td></td></tr><tr><td></td><td>587</td><td>607</td><td>Clay</td><td></td><td></td></tr><tr><td></td><td>607</td><td>620</td><td>Brown Rock (Phyolite)</td><td></td><td></td></tr><tr><td>10</td><td>620</td><td>627</td><td>Brown Clay</td><td></td><td></td></tr><tr><td></td><td>627</td><td>800</td><td>Brown Rock (Phyolite)</td><td></td><td></td></tr></tbody></table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	22	0	4	Soil				4	150	Gravel and Dirt				150	180	Brown Clay				180	242	Sand and Clay			18	242	283	Hard Gray Lava				283	310	Brown Clay				310	405	Gravel and Brown Clay				405	420	Laminated Gravel				420	440	Gravel and Clay				440	453	Darks Grey lava (Basalt)				453	471	Dark Grey Basalt			14	471	587	Rock				587	607	Clay				607	620	Brown Rock (Phyolite)			10	620	627	Brown Clay				627	800	Brown Rock (Phyolite)		
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4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																																																																																											
5. WELL CONSTRUCTION Diameter of hole <u>22</u> inches Total depth <u>800</u> feet Casing schedule: ☒ Steel ☐ Concrete <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>0.312</u> inches</td><td><u>22</u> inches</td><td><u>0</u> feet</td><td><u>246</u> feet</td></tr><tr><td><u>0.250</u> inches</td><td><u>18</u> inches</td><td><u>238</u> feet</td><td><u>517</u> feet</td></tr><tr><td><u>0.250</u> inches</td><td><u>14</u> inches</td><td><u>519</u> feet</td><td><u>604</u> feet</td></tr><tr><td><u>0.250</u> inches</td><td><u>10</u> inches</td><td><u>630</u> feet</td><td><u>790</u> feet</td></tr></tbody></table> Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>3/8</u> inches by <u>7</u> inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>50</u> perforations</td><td><u>420</u> feet</td><td><u>515</u> feet</td></tr><tr><td><u>130</u> perforations</td><td><u>520</u> feet</td><td><u>670</u> feet</td></tr><tr><td><u>100</u> perforations</td><td><u>658</u> feet</td><td><u>790</u> feet</td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter ____ Slot size ____ Set from _____ feet to _____ feet Diameter ____ Slot size ____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal? ☒ Yes ☐ No To what depth <u>20</u> feet. Material used in seal ☐ Cement grout ☒ Puddling clay <u>Cement Slab</u>	Thickness	Diameter	From	To	<u>0.312</u> inches	<u>22</u> inches	<u>0</u> feet	<u>246</u> feet	<u>0.250</u> inches	<u>18</u> inches	<u>238</u> feet	<u>517</u> feet	<u>0.250</u> inches	<u>14</u> inches	<u>519</u> feet	<u>604</u> feet	<u>0.250</u> inches	<u>10</u> inches	<u>630</u> feet	<u>790</u> feet	Number	From	To	<u>50</u> perforations	<u>420</u> feet	<u>515</u> feet	<u>130</u> perforations	<u>520</u> feet	<u>670</u> feet	<u>100</u> perforations	<u>658</u> feet	<u>790</u> feet																																																																											
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6. LOCATION OF WELL Sketch map location must agree with written location.  County <u>Cassia</u> 45 2579 <u> </u> & <u> </u> Sec. <u> </u>, T. <u> </u> N/S, R. <u> </u> E/W	10. Work started <u>Dec 1970</u> finished <u>Aug 1, 1971</u> 11. DRILLER'S CERTIFICATION This well was drilled under my supervision and this report is true to the best of my knowledge. <u>Hood Bros Drilling</u> 102 Driller's or Firm's Name Number <u>Teton Idaho</u> Address Signed By _____ Date <u>7/1/71</u>																																																																																																										

27735

March 14, 1968

Mr. Adonis H. Nielson
Attorney at Law
P. O. Box 367
Burley, Idaho 83318

Dear Mr. Nielson:

Following your visit of March 13th, the staff has discussed some of the items relating to the Anderson Brothers Farm and the associated water rights.

One of the things that was left unsolved at the time of your visit was what might be required to allow water to be transferred from two wells to irrigate the S $\frac{1}{2}$, of Section 20. This land is under lease by Anderson Brothers from the Matthew Brothers.

The first well is located in the SW $\frac{1}{4}$ of Section 2, and is being leased by Anderson Brothers. The right to pump water from this well was originally established in connection with a desert land entry on land adjacent to the well. It is our understanding that this land is now not in production. As you recall a check of our water rights indicated that the original filing on this well has been cancelled. Before this right could be transferred we would require that a claim be filed in our office by Mr. Hudson. We felt you might be in a position to assist him in preparing this claim. This claim should describe the production of water from the well and the original use of the water when the right was first established. We could allow the Andersons to use this water on the lands in Section 20, in the forthcoming irrigation season, if Mr. Hudson would sign a document indicating that he had no intention of using this water on the lands they were originally appurtenant to this next year, and he had no objection to this transfer. With this type of document on file and a letter from you, or Mr. Anderson, requesting that the transfer be allowed, we would authorize such transfer by letter without requiring that a formal transfer application be filed.

It is my understanding that the land in Section 20 amounts to 320 acres and that the right in the Hudson well does not equal this amount. Mr. Anderson would like to transfer a portion of another well right in

27935

Adonis Nielson - Page 2

Section 35 to Section 20. The second transfer would perhaps involve enough land to bring the total acreage to 320. The right in Section 35 is owned by the Heintz Company and we would require a similar statement from them indicating that they would have no objection to a transfer of a portion of their right for the forthcoming irrigation season.

The license and certificate on file for this Permit G-27935 indicates 2.58 c.f.s. of water to irrigate 287 acres of ground. The acreage irrigated was as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, 12 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 39 acres; S $\frac{1}{4}$ NE $\frac{1}{4}$, 80 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$, 39 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$, 38 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$, 39 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres, all in Section 35, T. 12 S., R. 22 E., B. M.

It is my understanding, from talking with Mr. Anderson, that only a portion of this ground will be irrigated in the forthcoming season from the well to raise some cattle feed, perhaps turnips. The additional acreage of this water right not being used could be transferred to Sec. 20 by the same procedure.

As to the other matters on the Anderson property, we will await your transmitting to us the claims to place on file all claims to water rights for the land. Once these claims have been received, we will then correspond with you relating to proposed transfers of one or two well rights or portions of well rights to the very productive well in Section 7.

Sincerely yours,

JACK A. BARNETT, Deputy
State Reclamation Engineer

JAB:ew

cc: Mr. Albert Anderson
25 Van Engelen Dr.
Burley, Idaho

27935

July 31, 1967

Re: Permit G-27935

Ore-Ida Foods, Inc.
Box 10
Burley, Idaho

ATTENTION: Marie Porter

Gentlemen:

Enclosed are the Certificate of Completion of Works and License and
Certificate of Water Right on the above referenced permit.

Also enclosed is receipt No. G-11706 in the amount of \$21.00 covering
the fees.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Certificate & License & Receipt

279.35

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that ANDERSON BROTHERS - Assignee - ORE-IDA FOODS, INC.
 of Burley, County of Cassia, and State of
 Idaho, the holder of Permit No. G-27935, issued upon
 Application No. G-35889 bearing date of priority of May 20, 1959, authorizing the
 diversion of 6.0 second feet of waters of a well,

County of Cassia, State of Idaho, for irrigation
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 2.58 second feet of the waters of a well, from subterranean
 flow;

that the point of diversion of said waters SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 12 S, R. 22 E, B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: N $\frac{1}{2}$, Sec. 35, T. 12 S, R. 22 E, B.M.

Proof of Completion of Works made: September 28, 1962.

Witness my hand this 31st day of July, A. D. 19 67

Jack A. Bennett
 Deputy State Reclamation Engineer

Permit No. G-27935

Certificate of Completion
of Works

Dated July 31, 19 67

Stream subterranean

County Cassia

Amount 2.58 c. f. s.

Date of Priority May 20, 1959

Recorded in Book 98

of Permits, page 27935

GrayLine "Snap-A-Way" GrayLine "Snap-A-Way" GrayLine "Snap-A-Way" GrayLine "Snap-A-Way" GrayLine

SPEED LETTER®

TO Department of Reclamation

FROM Ore-Ida Foods, Inc.

Room 107, State House

Box 10

Boise, Idaho 83701

Burley, Idaho

SUBJECT

MESSAGE

DATE July 28 19 67

FOLD

Enclosed is check in the amount of \$21.00 for Certificate of Completion of Works and

License and Certificate of Water Right. Will you please send Certificate to the Burley

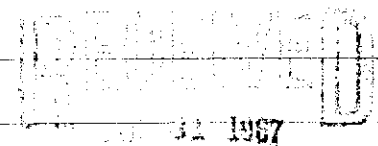
Office, Attention: Marie Porter. Thanks

SIGNED

*Marie Porter***REPLY**

DATE 19

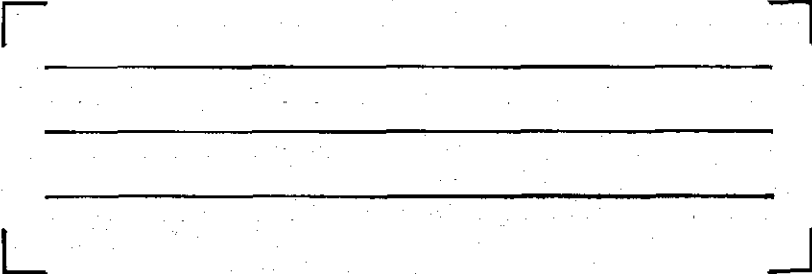
FOLD



Department of Reclamation

SIGNED

FILL IN NAME AND ADDRESS HERE
FOR RETURN IN WINDOW ENVELOPE



A diagram of a window envelope. It features three horizontal lines for an address, with corner fold marks at the top-left, top-right, bottom-left, and bottom-right. The word 'FOLD' is printed at the bottom left and right of the diagram.

FOLD

FOLD

July 6, 1967

Re: Permit G-27935

Ore-Ida Foods, Inc.
c/o T. H. Eberle
711½ Bannock Street
Boise, Idaho

Dear Mr. Eberle:

A representative of this department has made an examination of the works covered by your permit G-27935 and has found the following:

Quantity of water diverted: 2.58 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.58 c.f.s.

Purpose of use: irrigation of 287 acres in the N½, Sec. 35, T. 12 S, R. 22 E, B.M.

Upon receipt of the statutory fees, totaling \$21.00, we will issue the Certificate of Completion of Works and the License and Certificate of Water Right to you as described above with a priority date of May 20, 1959.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

27935

November 5, 1965

Re: Permit No. G-27935

Ore-Ida Foods, Inc.
P.O. Box 60
Ontario, Oregon

Gentlemen:

Enclosed is the Assignment to Ore-Ida Foods,
a Delaware Corporation from Ore-Ida Foods, Inc., and Oregon
Corporation, which has been recorded in this office.

Also enclosed is departmental receipt No.G-9951
in the amount of \$0.50 covering the fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. assignment
receipt

27935

RECEIVED
NOV 3 1965

Department of Reclamation

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby assigns all its right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-27935, to Ore-Ida Foods, Inc., a Delaware corporation.

*P.O. Box 60
Ontario, Oregon*

ORE-IDA FOODS, INC.,
an Oregon corporation

By F. NEPHI GRIGG

Permit Holder

STATE OF OREGON }
COUNTY OF MULTNOMAH } SS

On this 27 day of October, 1965, before me, a notary public in and for said county and state, personally appeared the within-named F. NEPHI GRIGG to me known, who being first duly sworn did say that he, F. Nephi Grigg is the President of Ore-Ida Foods, Inc., an Oregon corporation, the corporation hereinbefore named; that the seal affixed to the foregoing instrument is the corporate seal of said corporation; that the foregoing instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and said F. Nephi Grigg acknowledged the execution of said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, the date first hereinabove written.

(SEAL)

KENNETH W. HERGENHAN
Notary Public for Oregon
My commission expires: March 16, 1967

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27935

REPORT ON PROOF OF Completion of Works & Beneficial Use

Ore-Ida Foods, Inc., Box 474, Burley, Idaho

20
28
12

STATE HWY. NO. 27 TO BURLEY

R-22E.

22

27

26

T.
12
S.

34

PD

Front Pt.

38	39	39	12
39	40	40	40

35

128

159

287

77

79

79

52

287

Subdivisions 8

Area ~~159~~ 287 ac

Q = 2.584

26 25

35 36

35

P
77.1

O
41.8

F165

N
25.2

Q
77.8

R
51.5

S
35.5

P.D.

F252

C
40.1

B
45.2

A
76.2

D
39.7

E
8.0

F
24.6

G
36.6

35 3

2 1

F277

F166

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27935

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Ore-Ida Foods, Inc.,
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the SW 1/4 of Section 35
T. 12S R. 22 E.B.M. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: 250 HP US Motor
1078945, Layne & Bowler Pump # 27301, 12" x 7' discharge pipe south
into open ditch. 12" x 5' discharge pipe south into concrete
rectangle - into open ditches.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: ybs
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N 1/2 Sec. 35., T 12 S., R 22 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?.....

Remarks: Mr. Jake Haxby Foreman along

C15-67 CURRENT METER USED, AERIAL PHOTO OF AIRFAGE CORRECT

6-28-67 Sparking 3 new in 116 1/2 sec - 2.5B.cfs on

4/16/65 A Mr. Art Berdnors, Renter on place, son stated that the well caved in
early this spring and they have not been able to start pump since, Fuses
pulled. Don't know when will be repaired

4/28/65 Anderson - with tely well rig drilling new well 30' south and 25' west of old rig.
no one around

This examination was made on the 9th day of June, 1965

12/2/65 still working on Henderson down 278'
no one around

(Signed) Loggins

Examiner, D.M.

27935 Plat V
7W

OK
was 1100'
20" dia
Gre-Ida Foods, Inc.,
Box 474
Burley, Idaho
Permit No. 9-27935

NOTE - OLD
EXPOSED WELL
SHOULD BE COVERED

Examination for Completion of Works & Beneficial Use Apr 30 N of New Well

County Cassia
Quantity: Sec. 35 T12S R22E
6.0 c.f.s.

Source: Well

P. D.: SW. NW, Sec. 35, T. 12 S., R. 22 E.

Use: Irrigation

Filed: May 20, 1959

Due: May 21, 1964

Extension: —

Protest: —

Completion of Works: —

Other Rights: none

Made: Sept. 28, 1962

Priority: May 20, 1959
17

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

June 7, 1965

RE: Permit Nos. G-27069, G-21935, G-28402,
G-28424, G-28466, G-28579,
G-29069, G-29091, G-29523,
G-29542

Ore-Ida Foods
Box 474
Burley, Idaho

Gentlemen:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect the above numbered permits on or about the week of June 8 through 11, 1965.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

Loy H. Johnson

LHJ:mr

1M April 1962

November 21, 1962

Re: Permit No.

S. G-27935 & G-29091

Ore-Ida Foods, Inc.,
Box 174
Burley, Idaho

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald-Pollatin, all submitted in proof of completion of works and beneficial use on Permit No. S. G-27935 & G-29091.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Harley E. McDowell
P. O. Box 2161
Boise, Idaho

27935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

NOV 19 1959

Permit No. G-27935

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Ore-Ida Foods, Inc. by Golden T. Grigg; residence, Burley, Idaho; occupation, potato processing; postoffice address, Box 474, Burley, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Ore-Ida Foods, Inc. by Golden T. Grigg - vice-president.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit #G-27935; date of permit, 5/21/59; date of priority, 5/20/59.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. SW1/4, Sec. 35, T12S-R22E, B.M., Ida.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Works consist of the well drilled 1100', 20" hole tapering to 16", cased all the way and equipped with 250 hp pump & mtr. Distribution is by private ditches.

Static water level is 360' and discharge 200". Measured by pump company.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for the irrigation of all N1/2, Sec. 35, T12S-R22E, B.M., Ida. This is irrigated land and all the improvements were made as a direct result of said use.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Verl Chesley, Burley, Ida.

27935

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. None.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. Minimum amount of water required for purposes specified is amount being used.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. Assigned from Anderson Brothers.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water from this source has been used since October, 1959.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None.

Ore-Ida Foods, Inc.
(Sign) By Golden T. Hugg

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada,

State of Idaho, on this 28th ~~XXXX~~ day of 28 ~~September~~ September, A. D. 19 62.

Joan H. Bain

My commission expires 6/20/65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. G-27935

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works
DEPOSITION OF WITNESS

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Charles L. Taylor; age, 26; residence, Burley, Ida; occupation, personnel mgr.;
postoffice address, 253 E. 23rd Dr., Burley, Ida.

Ques. 2. Are you acquainted with Ore-Ida Foods, Inc. by Golden T. Grigg, the holder of Permit No. G-27935? How long have you known him and where does he reside?

Ans. I have known him three years and know he resides in Burley, Ida.

Ques. 3. Have you read or heard said Permit No. G-27935, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Water is from a well in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T12S-R22E., B.M., Works consist
of the well which is a 20" hole, drilled 1100' and equipped with 250 hp turbine type pump
& motor. Distribution is by private ditches.

Quest. 5 How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed.

Ans. 300".

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 200". This is my estimate from having seen irrigation and pumping equipment.

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The purpose of the water is for the irrigation of N¹ Sec. 35, T12S-R22E. ^{except for about 30 acres in NE 1/4}

This is cultivated land. All improvements were made as a direct result of said use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. This is a lava ash soil and all the water being used is required for profitable cultivation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent.

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen this operation frequently since it was started, in 1959.

(Signed) Charles L. Taylor

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise County of Ada, State of Idaho, on this 28 day of September, A. D 19 62

Joan H. Bain

Notary Public

My commission expires 6/20/65

27935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

NOV 19 1937

PERMIT NO. G-27935

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works
DEPOSITION OF WITNESS

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Phyllis Butterfield; age, 47; residence, Heyburn, Ida; occupation, accountant;
postoffice address, Heyburn, Ida.

Ques. 2. Are you acquainted with Ore-Ida Foods, Inc. by Golden T. Grigg, the holder of Permit No. G-27935? How long have you known him and where does he reside?

Ans. I have known him six years and know that he resides in
Burley, Ida.

Ques. 3. Have you read or heard said Permit No. G-27935, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Water is from a well drilled in SW 1/4 NW 1/4, Sec. 35, T12S-R22E., B.M., Ida. This
is a 20" hole, 1100' deep and equipped with 250 hp pump & mtr. and private ditches
for distribution.

Quest. 5 How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed.

Ans. 300". I have seen 200" so conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 200". This is an estimate from past experience.

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Purpose of the water is for the irrigation of all of N¹/₂ Sec. 35, T12S-R22E. ^{exc. for potato cellar in NE corner}

This is cultivated land and all improvements were made as a direct result of said use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Soil is lava ash and all the water being used is necessary.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent.

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen this several times each irrigation season since it was started.

(Signed)

Phyllis C. Butterfield

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 28 day of September, A. D. 19 62

Jean H. Bam

Notary Public

My commission expires 6/20/65

27935

LEGAL NOTICE

NOTICE OF PROOF OF
COMPLETION OF WORKSand
APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 28 day of September 1962, at Boise, County of Ada, State of Idaho, before Joan H. Bala, Notary Public, at 329 Idaho Bldg., Boise, Idaho, proof will be submitted at the completion of works for the diversion of 6.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27935, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ore-Ida Foods, Inc., Box 474, Burley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.0 cubic feet per second.

4. The point of diversion of said water is S $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 05, T12S-R22E, 3 $\frac{1}{2}$ M. Ida.

5. The place where said water is used is N $\frac{1}{2}$, Sec. 3 $\frac{1}{2}$, T12S-R22E, B.M. Ida.

6. The date of priority which said user is prepared to establish is 5/20/59.

GEO N. CARTER

State Reclamation Engineer
Published in Burley Herald-Bulletin Aug. 24, 31; Sept. 7 and 14, 1962.

Affidavit of Publication

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Don Stanley Parker, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at last four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for *4* consecutive weeks, commencing with the issue

dated *Aug 27*, 19*62*, and ending with the issue dated *Sept 14*, 19*62*.

Subscribed and sworn to before me this *14* day of *Sept*, 19*62*

Don Stanley Parker
Notary Public in and for the State of Idaho
Residing at Burley, Idaho

27935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE
August 21, 1962

DEPOSITIONS ARE OF NO VALUE
UNLESS AFFIDAVIT OF PUBLICATION
IS ATTACHED

Re: Permit No. 0-27935
Ore-Ida Foods, Inc.

Mr. Harley M. McDowell,
Idaho Land & Appraisal Service,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 0-27935, in the name of Ore-Ida Foods, Inc.. Final Proof is to be made before you, as Notary on the 28th day of September, 1962, ~~xxxx~~ at 10:00 o'clock A.M., at 329 Idaho Bldg., Boise, Idaho.

As of this date we have mailed the Notice to the Herald-Bulletin, Harley with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Rula
(Mrs.) Edna P. ~~Smith~~
Chief Clerk

Encl.
EPR:Pk
cc: Applicant

27935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-27935
Ore-Ida Foods, Inc.

Date: August 21, 1962

Herald-Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to September 28, 1962 the date set for proof;

the expense of the publication is to be paid by the ~~applicant~~

Idaho Land and Appraisal Service of Box 2161, Boise, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

27935

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

AUG 21 1962

Notice is hereby given that at 10 A. M., on the 28 day of September 1962, at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at (address) 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27935, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ore-Ida Foods, Inc., Box 474, Burley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.0 cubic feet per second.

4. The point of diversion of said water is SW1/4, Sec. 35, T12S-R22E., B.M., Ida.

5. The place where said water is used is N2, Sec. 35, T12S-R22E., B.M., Ida.

6. The date of priority which said user is prepared to establish is 5/20/59

Geo. H. Carter
State Reclamation Engineer

RECEIVED

AUG 21 1962

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 16, 1962

(P. O.) Burley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Herald-Bulletin of Burley, Idaho published in
the county in which the works are situated. Cassia Co.

Ore-Ida Foods, Inc.

By X

IDAHO LAND & APPRAISAL SERVICE WILL GUARANTEE PAYMENT OF PUBLICATION CHARGES. PLEASE
SEND AFFIDAVIT OF PUBLICATION AND STATEMENT OF CHARGES TO US AT PO BOX 2161, BOISE, IDA.

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per
second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

June 2, 1961

Re: Permit No. G-25766 ; G-27069 - Albert Anderson &
Sons Company
G-27935 - Anderson Brothers
G-28490 Elaine Curtis & Sons and
Grigg and Anderson
G-29091 - Ray Anderson

Harley McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed is departmental receipt No. G-5980
in the amount of 13.50 covering fees for the above permit
certified copies, mailed to your office on May 23, 1961.

Very truly yours,

W. B. CARTER
State Reclamation Engineer

Ey:

(Mrs.) Edna F. Hule
Chief Clerk

EPH:ew

Enc. receipt

May 23, 1961

RE: Permit No. G-25766, Albert Anderson and Sons Company
G-27069, Albert Anderson and Sons Company
G-27935, Anderson Brothers
G-28490, Blaine Curtis & Sons and Grigg & Anderson
G-29091, Ray Anderson

Harley M. McDowell
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are certified copies of the above numbered permits which you requested.

The fee for making the copies is \$13.50.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. certified copies 5

May 22, 1961

RE: G-25766, G-26872, G-27069, G-27235, G-28466,
G-28550, G-28551, G-28552, G-28553, G-28554,
G-28578, G-28579, G-28580, G-28588, G-28589,
G-28741, G-28 92, G-29069, G-29078, G-29091,
G-29523, G-29536, G-29537, G-29541, G-29542

Harley M. McDowell
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are assignments on the above numbered permits to Ore-Ida Foods, Inc. The assignments have been recorded in this office.

Departmental receipts G-5943, \$4.00; G-5944, \$6.00; G-5945, \$6.50; G-5946, \$4.00, covering the fees for recording the permits, have been mailed to you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. assignments

February 27, 1961

Re: Permits No. G-25766; G-27069 - Albert Anderson & Sons.
G-27935 - Anderson Brothers
G-28490 - Elaine Curtis & Sons, Grigg & Anderson
G-29091 - Ray Anderson

Mr. Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

We enclose departmental receipt No. G-5728
in the amount of \$7.75 to cover the fee for copies of the above
permits.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Hale
Chief Clerk

EP:rew

Enc. receipt

May 27, 1959

Re: Permit No. G-27935

Anderson Brothers,
Oakley, Idaho.

Gentlemen:

We enclose Permit No. G-27935 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-4026 which was issued covering payment in the amount of \$6.25 for the filing fee of the above mentioned permit.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years, however, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

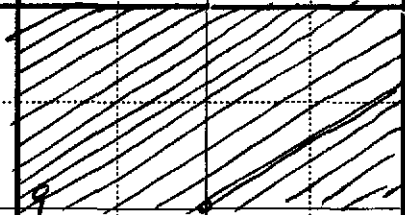
EHR/pmk

27935

NAME OF APPLICANT

Albert Anderson & Sons Co.

Form No. 0



Sec 35-12^S-22^E

Permit Map No. *G-27935*

As Approved MAY 21 1959

GEO. N. CARTER
State Reclamation Engineer

This Application was sent in by:

A. H. Nielson (Nielson & Nielson)
P. O. Box 367
Burley, Idaho

*1 map only so do not
return map with
approved permit.*

27935

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10 A.M., on the 28 day of September 1962,, at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27935, heretofore issued by the Department of Reclamation of the State of Idaho.

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2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.0 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T12S-R22E., B.M. Ida.

5. The place where said water is used is N $\frac{1}{2}$, Sec. 35, T12S-R22E., B.M. Ida.

6. The date of priority which said user is prepared to establish is 5/20/59.

GEO. N. CARTER

State Reclamation Engineer
Published in Burley Herald-Bulletin Aug. 24, 31; Sept. 7 and 4, 1962.

27935