

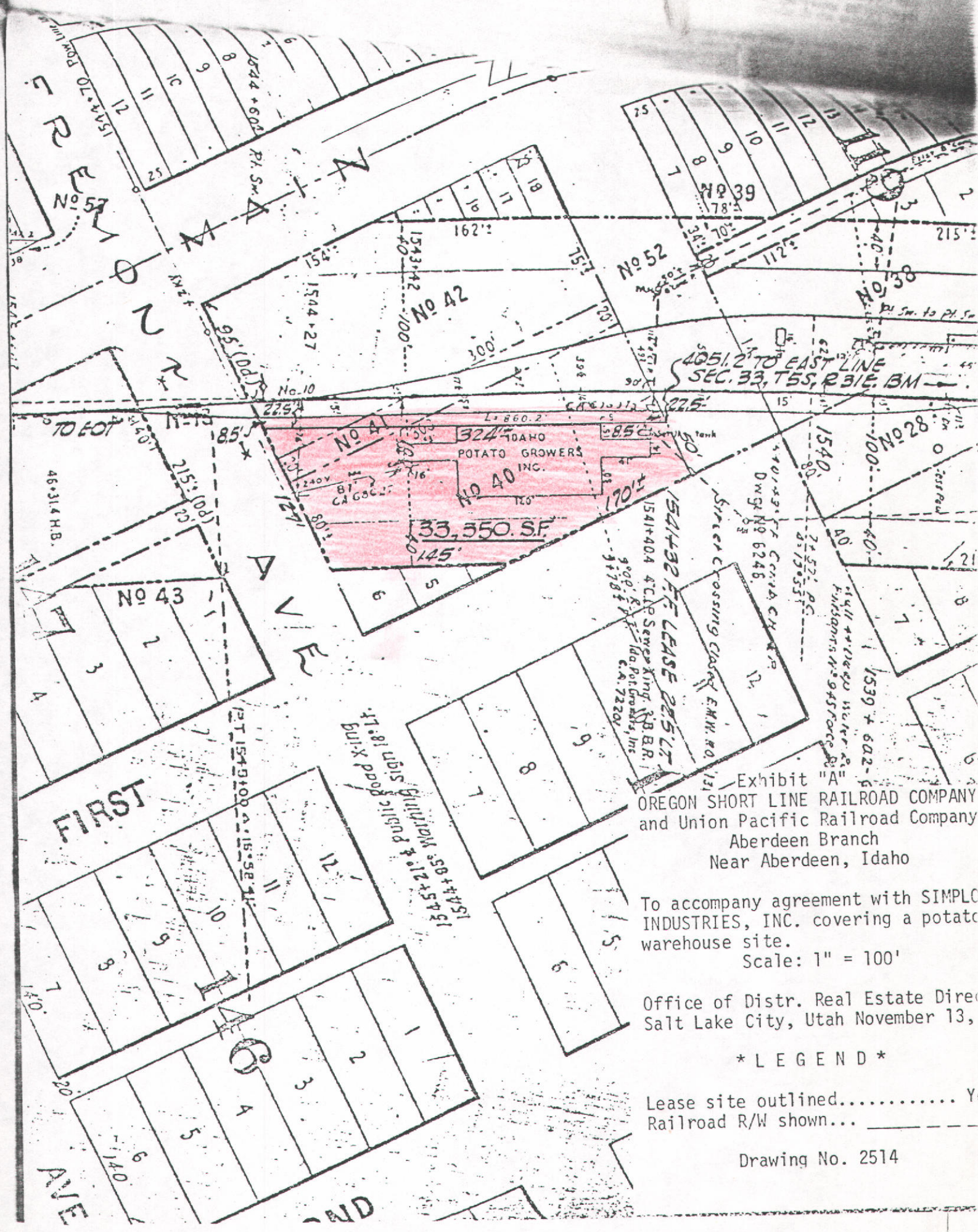


Exhibit "A"
OREGON SHORT LINE RAILROAD COMPANY
and Union Pacific Railroad Company
Aberdeen Branch
Near Aberdeen, Idaho

To accompany agreement with SIMPLC
INDUSTRIES, INC. covering a potato
warehouse site.
Scale: 1" = 100'

Office of Distr. Real Estate Direc
Salt Lake City, Utah November 13,

* L E G E N D *

Lease site outlined..... Y
Railroad R/W shown... - - - - -

Drawing No. 2514



IDAHO POTATO GROWERS, Inc.

P. O. BOX 978
IDAHO FALLS, IDAHO

RECEIVED
JUL 2 1960



WAREHOUSES:

IDAHO FALLS
BLACKFOOT
THORNTON
SHELLEY
FIRTH
MOORE
ABERDEEN

July 20, 1960

Department of Reclamation

PROCESSED

FROZEN FRENCH FRIES
DEHYDRATED DICES
STARCH

Mr. Elmer Humphries
Department of Reclamation
Boise, Idaho

Dear Elmer:

The well you inspected at our Aberdeen warehouse in addition to your description (legal) is further described as being located in Block 134 of the village of Aberdeen townsite. It is for our fresh packing operation there and not processing.

We do have a new well located on the property recently purchased for our new processing plant on the north-east edge of Aberdeen. This is legally described as N.E. 1/4 Sec. 33 T5S R31 E.B.M. We will want to get started on proving up on this water of about 70-75 inches as soon as practical.

Thanks.

Sincerely yours,

IDAHO POTATO GROWERS, INC.

Rex L. Blodgett

Rex L. Blodgett
Assistant Manager

RLB:cj

25565

AFFILIATED IN TERMINAL MARKETS WITH



AMERICAN NATIONAL FOODS, INC.

R-31E.

ABERDEEN.

33

RD.

TO AMERICAN FALLS.

Located in the
Potato Processing
Plant in Aberdeen
close by the R.R. Depo

Use = Industrial
 $Q = 25''$ or $.5$ cfs.

T.
5
S.

Idaho Potato Growers Inc.

Form No. 0

Sec. 33 T5S. R. 31 E.

- ← well, Place of use + paint as return

Permit Map No. **25565**
As Approved
APR 7 1965
MARK R. KULP
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

25565

State of Idaho
License and Certificate of Water Right

Water License No. G-25565 Amount 0.5 c.f.s.
Water District No. Priority March 30, 1955

THIS IS TO CERTIFY that IDAHO POTATO GROWERS, Inc.
of Aberdeen, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 30, 1955; that Permit No. G-25565
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.5 second feet, was issued thereunder on July 14, 1960, showing that said works
were completed on the 5th day of April, 1960; and that on the 5th
day of April, 1960,

IDAHO POTATO GROWERS, Inc.
of Aberdeen, 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 industrial use
, under Use Permit No. G-25565 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
11 of Licenses at page 6923, on the 14 day of July, 1960;
The right hereby confirmed dates from March 30, 1955;

The Point of Diversion is located
in the NW 1/4 SE 1/4, Sec. 33, Tp. 5 S., R. 31 E., B. M. Bingham 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 0.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			For industrial use	potato washing in warehouse located in the southwest corner of the NW 1/4 SE 1/4, Sec. 33, T. 5 S., R. 31 E., B. M.	

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
14 day of July, 1960.

(SEAL)
s/ GEO. N. CARTER
State Reclamation Engineer.

State of Idaho

License and Certificate of Water Right

Water License No. G-25492Amount 3.28 c.f.s.

Water District No. _____

Priority March 2, 1955

THIS IS TO CERTIFY that MILTON A. LINE
 of Sterling, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 2, 1955; that Permit No. G-25492
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.28 second feet, was issued thereunder on July 21, 1960, showing that said works
 were completed on the 10 day of February, 1960; and that on the 10th
 day of February, 1960,

MILTON A. LINE

of Sterling, 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 supplemental irri-
 gation, under Use Permit No. G-25492 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
11 of Licenses at page 6924, on the 21 day of July, 1960;
 The right hereby confirmed dates from March 2, 1955;

The Point of Diversion is located

in the SE 1/4 SW 1/4, Sec. 8, Tp. 4 S., R. 32 E., B. M. Bingham 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 3.26 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 S.	32 E.	8	SE 1/4 SW 1/4	40	40
			SW 1/4 SE 1/4	20	20
			NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	25
			NW 1/4 SW 1/4	40	12
			Total number of acres to be irrigated:		217

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

21 day of July, 1960.GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

35-2113 9-21565

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33429
Permit No. G- 25565
District No.

Idaho Potato Growers Inc.
Owen Rennie, Mgr.
Aberdeen, Idaho

1. Name of Applicant: IDAHO POTATO GROWERS INC.
Postoffice address: Aberdeen County: Bingham State: Idaho
2. Quantity of water claimed: 1 cubic foot per second,
(a) Rate of withdrawal in cubic feet per second. 1 or Idaho
Miners' inches 50 or gallons per minute. 500 g.p.m.
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: subterranean from drilled well
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33
Twp. 5 S , Rge. 31 E , B.M., County of Bingham
5. Water is to be used for: potato washing in warehouse
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33 , Twp. 5 S
Rge. 31 E , B.M.
(b) Waste water or sewage effluent is to be returned ~~to~~ through the City of Aberdeen sewage system
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp , Rge. , B.M.
7. Kind of works: Drilled, cased well with pressure system (pumping direct into washer)
8. Estimated cost of works: \$1,000.00
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 five 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) (cubic feet per second, inches or gallons per minute) is for new lands.

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.

By OWEN A. REMMIE, Mor. Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G-25565

Recorded in Book 90 Page 25565 Approved Apr. 7, 1955

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 June 7, 1955 and to continue diligently and **uninterruptedly** 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 October 7, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before April 7, 1960

Witness my hand this 7th day of April, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SEYDIE, Governor of the State of Idaho,
and IRA H. MASTERS, 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 7th
day of April, 1965

Countersigned:

STATE OF IDAHO

(SEAL)

By IRH H. MASTERS

By ROBERT E. SMYLLIE
Governor

Secretary of State.

12.

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	
			Permit No. G-25565 CERTIFICATE OF COMPLETION OF WORKS ✓				
TO ALL WHOM IT MAY CONCERN: This is to certify that IDAHO POTATO GROWERS, Inc. of Aberdeen, County of Bingham, and State of Idaho, the holder of Permit No. G-25565, issued upon Application No. G-33429, bearing date of priority of March 30, 1955, authorizing the diversion of 1.0 second feet of waters of a subterranean well, County of Bingham, State of Idaho for industrial 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 0.5 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters is NW¹/₄SE¹/₄, Sec. 33, T. 5 S., R. 31 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: For industrial use - potato washing in warehouse located in the southwest corner of NW¹/₄SE¹/₄, Sec. 33, T. 5 S., R. 31 E., B. M. Witness my hand this 14th day of July A. D., 1960. s/ GEO. N. CARTER State Reclamation Engineer Proof of Completion of Works Made: April 5, 1960. LICENSE ISSUED FOR 0.5 SEC. F. page 6923							

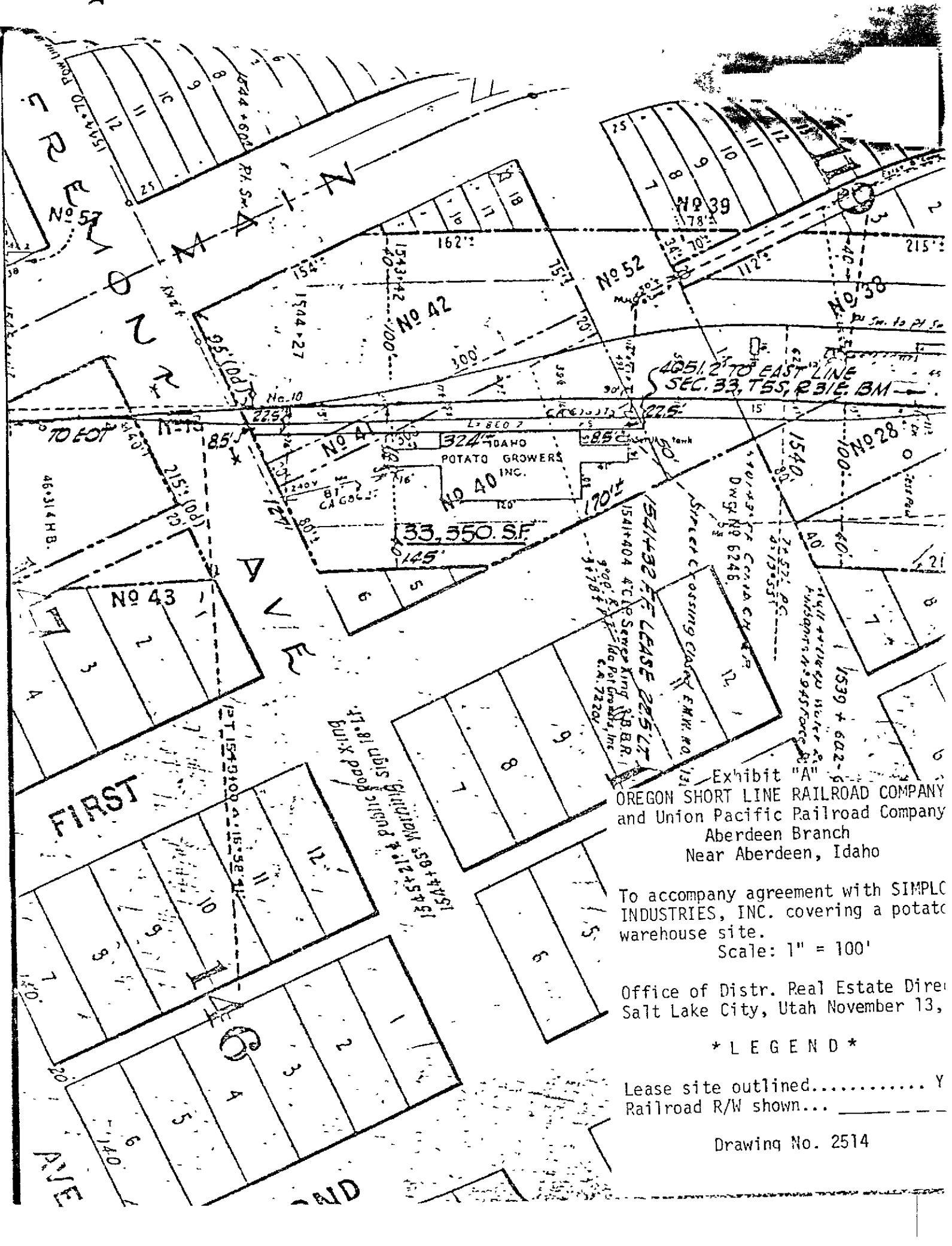


Exhibit "A"
 OREGON SHORT LINE RAILROAD COMPANY
 and Union Pacific Railroad Company
 Aberdeen Branch
 Near Aberdeen, Idaho

To accompany agreement with SIMPLC
 INDUSTRIES, INC. covering a potato
 warehouse site.
 Scale: 1" = 100'

Office of Distr. Real Estate Direr
 Salt Lake City, Utah November 13,

* L E G E N D *

Lease site outlined..... Y
 Railroad R/W shown... - - - - -

Drawing No. 2514

IDAHO POTATO GROWERS, Inc.

P. O. BOX 978
IDAHO FALLS, IDAHO

July 20, 1960

Department of Reclamation

WAREHOUSES:

IDAHO FALLS
BLACKFOOT
THORNTON
SHELLEY
FIRTH
MOORE
ABERDEEN

PROCESSED

FROZEN FRENCH FRIES
DEHYDRATED DICES
STARCH

Mr. Elmer Humphries
Department of Reclamation
Boise, Idaho

Dear Elmer:

The well you inspected at our Aberdeen warehouse in addition to your description (legal) is further described as being located in Block 134 of the village of Aberdeen townsite. It is for our fresh packing operation there and not processing.

We do have a new well located on the property recently purchased for our new processing plant on the north-east edge of Aberdeen. This is legally described as N.E. 1/4 Sec. 33 T5S R31 E.B.M. We will want to get started on proving up on this water of about 70-75 inches as soon as practical.

Thanks.

Sincerely yours,

IDAHO POTATO GROWERS, INC.

Rex L. Blodgett

Rex L. Blodgett
Assistant Manager

RLB:cj

1725565



July 14, 1960

Re: Permit No. G-25565
Idaho Potato Growers, Inc.

M. A. Peterson, General Mgr.
Idaho Potato Growers, Inc.
246 East 14th Street
Idaho Falls, Idaho

Dear Mr. Peterson:

We enclose herewith Certificate of Completion of Works and License and Certificate of Water Right issued on Permit No. G-25565, and departmental receipt No. G-5006 in the amount of \$10.00.

We enclose Form 3, Application for Appropriation of Subterranean water, as requested in your letter of July 5th, together with instructions.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew
Enc. certificate
license
receipt
Form 3 & instructions

G 25565



IDAHO POTATO GROWERS, Inc.

P. O. BOX 978
IDAHO FALLS, IDAHO

July 5, 1960

Department of Reclamation



WAREHOUSES:

IDAHO FALLS
BLACKFOOT
THORNTON
SHELLEY
FIRTH
MOORE
ABERDEEN

PROCESSED
FROZEN FRENCH FRIES
DEHYDRATED DICES
STARCH

Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

Re: Permit #G-25565

Dear Sir:

Please find enclosed our Check #9773 for the amount of \$10.00 as payment of statutory fees confirming our priority of 0.25 second feet of subterranean water as of March 30, 1955. This water is used in our packing house at Aberdeen and not our processing plant.

We would like to start the necessary machinery to file priority rites on approximately 75 miners' inches of water in a well located at our processing plant on the northeast edge of the village of Aberdeen.

Very truly yours,

IDAHO POTATO GROWERS, INC.

Rex L. Blodgett
Rex L. Blodgett
Assistant Manager

RLB:cj

Enclosure

F-25565



June 24, 1960

Re: Permit No. G-25565

M. A. Peterson, General Mgr.
Idaho Potato Growers, Inc.
246 East 14th Street
Idaho Falls, Idaho

Dear Mr. Peterson:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-25565 shows the well is capable of conveying 29 miners inches, or 0.5 c.f.s. of water for industrial use.

Upon receipt of the statutory fees, totaling \$10.00, we will issue the Certificate of Completion of Works (\$5.00 fee) and the License and Certificate of Works (\$5.00 fee), confirming the right, with priority of March 30, 1955 to the use of 0.5 second feet of subterranean water with the point of diversion in the NW 1/4, Sec. 33, T. 5 S., R. 31 E., for industrial use in the Potato Processing Plant in Aberdeen.,

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:sw

25565

RT

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25565

Idaho Potato Growers, Inc.

M. A. Peterson, General Mgr.

246 East 14th St., Idaho Falls, Idaho

REPORT ON PROOF OF Completion of Works and Beneficial Use

R-31E.

281.82 = 2.1

33

Located in the
Potato Processing
Plant in Aberdeen
Close by the R.R. Depo

TO AMERICAN FALLS.

Use = Industrial
 $Q = 25''$ or $.5$ cfs.

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

Permit No. G-25565

This proof is for completion of works & beneficial use In Water District No. _____

1. Name of applicant IDAHO POTATO GROWERS, INC. - M. A. Peterson, General Mgr.

2. Source of water supply: a well from subterranean flow

3. Location of point of diversion: Is in the NW¹SE¹ of Section 33
T. 5 S. R. 31 E. County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same:

5 hp. N.S. 3 phase motor connected direct to a centrifugal pump. (Peerless) located in west center of bldg. Water is pumped into 3 flumes to carry and wash potatoes. Water is delivered thru 2 1/2" line.

5. Water is used for: potato washing in warehouse

6. State whether or not water has been turned into works of diversion: yes

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):

NW¹SE¹, Sec. 33, T. 5 S., R. 31 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: Harding George along

use is non consumptive

This examination was made on the 16 day of June, 19 60

(Signed)

E. N. Humphrey
Examiner.

G25565

Idaho Potato Growers, Inc.
M. A. Peterson, General Mgr.
246 East 14th St., Idaho Falls
Permit No. G-25565

Examination for Completion of Works & Beneficial Use

County Bingham

33-55-31E

Q2 1.0 c.f.s.

S2 Well

N.D. 2 NW, SE, Sec. 33, T.5S. - R.31E. 8W

We 2 potato seedling in rowhouse
102' x 8"

Filed 2 March 30, 1955
Due 2 April 7, 1960

749 5 1/4" 3 yd
958591

220 1/4 yd

3" 30.0 12'

Beckman ~~Center~~ Center

Pump Model PE 2X3846
Ser #762841

delivery thru 2 1/2" line
34" operating pressure
42" with one 1" open

$$\frac{5 \times 110 \times 62 \times 550}{12 \times 144} = 16$$

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.

RECEIVED
JUN 2 0 1960

Department of Reclamation

no other right

88

May 18, 1960

Re: Permit No. G-25565

Idaho Potato Growers, Inc.
H.A. Petersen, General Mgr.
246 East 14th St.
Idaho Falls, Idaho

Dear Mr. Petersen:

We acknowledge receipt of the depositions of yourself and two witnesses, also affidavit of publication in the Aberdeen Times in proof of Completion of Works and Beneficial Use under Permit No. G-25565.

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

We cannot say just when this examination will be made but our field engineer will contact you at the time he makes the examination in order that you may arrange to show him over the ground.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Hale
Chief Clerk

KPR:ew

cc: S. J. Clair, St. Clair & Hansen
Eastbrook Building
Idaho Falls, Idaho

J 25565

ST. CLAIR, ST. CLAIR & HANSEN
LAWYERS

HASBROUCK BUILDING
IDAHO FALLS, IDAHO

May 6, 1960

CLENCY ST. CLAIR (1871-1957)
ROBERT W. ST. CLAIR
GILBERT C. ST. CLAIR
ORVAL HANSEN

RECEIVED
MAY 9 1960
Department of Reclamation

TELEPHONE
JACKSON 2-2350

Department of Reclamation
State of Idaho
Boise, Idaho

Attention: Mrs. Edna P. Rule, Chief Clerk

Re: Permit No. G-25565
Idaho Potato Growers, Inc.

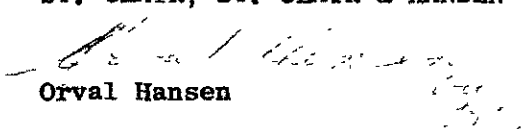
Gentlemen:

We are enclosing herewith the Affidavit of Publication of the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-25565.

We are sorry about this delay and trust that this completes the papers required to be forwarded to your office in connection with this application.

Yours very truly,

ST. CLAIR, ST. CLAIR & HANSEN


Orval Hansen

OH: wh

25565

Legal Notice

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

Notice is hereby given that at 10:00 A. M., on the 5th day of April, 1960, at Idaho Falls, County of Bonneville, State of Idaho, before Orval Hansen, Notary Public, at (address) Hasbrouck Building, Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of one 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-25565 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 Idaho Potato Growers, Inc., Idaho Falls, 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 one cubic feet per second.

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

4. The point of diversion of said water is the Northwest Quarter of the Southeast Quarter, Section 33, Township 5 South, Range 31, East of the Boise Meridian, in Bingham County, Idaho.

5. The place where said water is used is the Northwest Quarter of the Southeast Quarter, Section 33, Township 5 South, Range 31, East of the Boise Meridian, in Bingham County, Idaho.

6. The date of priority which said user is prepared to establish is March 30, 1955.

GEO. N. CARTER

State Reclamation Engineer

Publish in Aberdeen Times

March 3, 10, 17, 24, 1960.

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 9 1960

Department of Records

STATE OF IDAHO
COUNTY OF BINGHAM

MICHAEL W. BONAN, being first duly sworn, on his oath states

That he is the Publisher of The Aberdeen Times a newspaper of
general circulation in Bingham County, Idaho, published in Aberdeen,
in said County, That the newspaper has been published in said County
uninterrupted and continuously for over seventy-eight consecutive
weeks prior to the first publication of the annexed Notice

of proof and that said Notice of proof
was published as per clipping attached, in the regular and entire
edition of said newspaper and not in any supplement thereof, in 4
consecutive issues, the date of the first publication being the 3

day of March 1960 and the last publication being the
24 day of March, 1960.

Michael W. Bonan
(publisher)

Subscribed and sworn to me this 4th day of May, 1960
Blair D. Smith

My commission expires 12/8/62 Notary Public Residing in
Aberdeen, Idaho

B25565

ST CLAIR, ST CLAIR & HANSEN
LAWYERS

HASBROUCK BUILDING
IDAHO FALLS, IDAHO

May 2, 1960

CLENCY ST CLAIR (1871-1957)
ROBERT W ST CLAIR
GILBERT C ST CLAIR
ORVAL HANSEN

RECEIVED
MAY 4 1960
Department of Reclamation

TELEPHONE
JACKSON, 2-2350

Re: Permit No. G-25565
Idaho Potato Growers, Inc.

Department of Reclamation
State of Idaho
Boise, Idaho

Attention: Mrs. Edna P. Rule, Chief Clerk

Gentlemen:

Thank you for your letter of April 29, 1960 in which you advised that you have not received the Affidavit of Publication in connection with the application for the above permit.

We have not received the Affidavit of Publication from the newspaper in which it was published. We had thought perhaps that the Affidavit had been forwarded directly by the newspaper to your office. Apparently this is not the case, however. We will write to the paper right away requesting that the Affidavit be forwarded to us in order that we can send it on to you.

Yours very truly,

ST. CLAIR, ST. CLAIR & HANSEN

Orval Hansen
Orval Hansen

OH: wh

125565

April 29, 1960

Re: Permit No. G-25565
Idaho Potato Growers, Inc.

St. Clair, St. Clair & Hansen
Lawyers
Hasbrouck Bldg.
Idaho Falls, Idaho

Attn: Orval Hansen

Dear Mr. Hansen:

We received the depositions of holder and two witnesses in regard to above permit on April 7, 1960. The affidavit of publication, which should have accompanied the depositions has not been received.

Kindly send us the affidavit of publication at your earliest convenience.

Very truly yours,

WEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna F. Kule
Chief Clerk

RT:
EPR:ew

25565

April 8, 1960

RE: Permit No. G-25565
Idaho Potato Growers, Inc.,

Aberdeen Times
Aberdeen, Idaho

Gentlemen:

We have not received the affidavit of publication in connection with the above numbered Permit in the name of the Idaho Potato Growers, Inc., This publication appeared in your March 3, 10, 17 and 24 issues. This affidavit is a very important part of the file and will you please forward it to us at once.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR

25565

ST CLAIR, ST CLAIR & HANSEN
LAWYERS

HASBROUCK BUILDING
IDAHO FALLS, IDAHO

April 6, 1960

CLENCY ST CLAIR (1871-1957)
ROBERT W ST CLAIR
GILBERT C ST CLAIR
ORVAL HANSEN

TELEPHONE
JACKSON 2-2350

Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Re: Permit No. G-25565 - Idaho Potato
Growers, Inc.

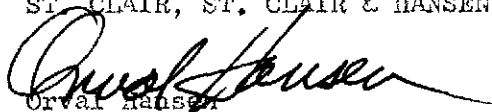
Dear Sir:

We are enclosing herewith the depositions of two disinterested witnesses and the deposition of the holder of the above permit showing Proof of Application of Water to Beneficial Use and Completion of Works.

We trust that these papers are in order.

Very truly yours,

ST. CLAIR, ST. CLAIR & HANSEN


Orval Hansen

OH:wh
Enclosures

G-25565

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 7, 1960
Department of Reclamation

Permit No. G-25565

Proof of Application of Water to Beneficial Use
— and Completion of Work
Deposition of Holder

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

Ans. M. A. Peterson, 246 East 14th Street, Idaho Falls, Idaho, General
Manager of Idaho Potato Growers, Inc.

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. Idaho Potato Growers, Inc., an Idaho corporation with its principal place of
business at Idaho Falls, Bonneville County, Idaho. General Manager appearing on behalf
of the corporation by authority of the Board of Directors.

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

Ans. G-25565, Date of Permit: April 7, 1955; Date of Priority: March 30, 1955

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

Ans. Subterranean from drilled well in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, Township 5
South, Range 31, East of the Boise Meridian in Bingham County, Idaho.

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. The works include a well with pump and pressure system capable of conveying ap-
proximately one cubic foot per second from the point of diversion to the place of use
which is at the point of diversion. The well is 100 feet deep; 18 feet to water; 4"
casing. Pump presently used is rated to deliver 150 gallons per minute.

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. The water is used at the place of diversion in a potato warehouse. It is used for
general warehouse purposes including primarily the washing of potatoes and the conveying
of potatoes in flumes. in NW. SE, Sec. 33, T. 5 S. - R. 31 E. B. M.

J25565

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

Ans. Not applicable.

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

Ans. Approximately one cubic foot per second.

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.

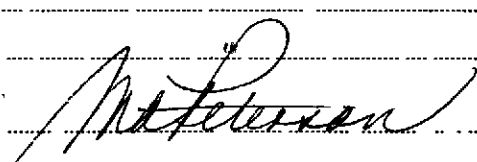
Ans. Not applicable.

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

Ans. The water diverted has been approximately one cubic foot per second and has been used entirely for general warehouse purposes including the washing of potatoes and conveying of potatoes.

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.

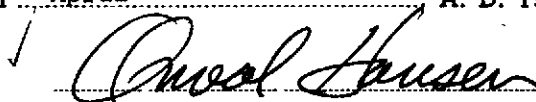
Ans. The only other water used at the place of diversion is water furnished by the Village of Aberdeen for domestic purposes.

(Sign) 

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 Idaho Falls, County of Bonneville,

State of Idaho, on this 5th day of April, A. D. 1960.



My commission expires August 8, 1960.

25565

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 1 1930
Department of Reclamation

Permit No. G-25565

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. L. L. Branthoover, age 65, 233 Tenth Street, Idaho Falls, Idaho, retired

Ques. 2. Are you acquainted with Idaho Potato Growers, Inc., the holder of Permit No. G-25565? How long have you known him and where does he reside?

Ans. Yes. I have been acquainted with Idaho Potato Growers, Inc., over a period of approximately 25 years. The principal place of business of the corporation is at Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. G-25565, 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. The source of the water supply is underground flow which is obtained through a drilled well. The place of diversion is the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, Township 5 South, Range 31, East of the Boise Meridian in Bingham County, Idaho. The water is used at the point of diversion through the use of a pumping system and water pipes.

Ques. 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. approximately one

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. Approximately one cubic foot per second. I estimated this volume by the capacity of the pumping system used at the well.

G25565

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 water is used at the place of diversion for warehouse purposes, including the washing and conveying of potatoes.

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

Ans. The water has been applied entirely for general warehouse use, including the washing of potatoes and the conveying of potatoes in flumes.

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. Not applicable.

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. I was formerly employed as General Manager of Idaho Potato Growers, Inc., however. My employment terminated on July 1, 1959.

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 witnessed the application of the water to beneficial use during visits to the warehouse at the point of diversion several times each year during the past five years.

(Signed)

L. P. Brantner

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 Idaho Falls, County of Bonneville, State of Idaho, on this 5th day of April, A. D. 1960.

Orval Hansen

Notary Public.

My commission expires August 8, 1960.

825565

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 7 1960
Department of Reclamation

Permit No. G-25565

**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. Owen A. Rennie, age 36, 2000 South Yellowstone Avenue, Idaho Falls, Idaho,
owner and operator of Bonneville Motor Court.

Ques. 2. Are you acquainted with Idaho Potato Growers, Inc., the
holder of Permit No. G-25565? How long have you known him and where does
he reside?

Ans. Yes, I have been acquainted with Idaho Potato Growers, Inc., over a period of
approximately 15 years.

Ques. 3. Have you read or heard read said Permit No. G-25565, 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 con-
veying water from point of diversion to place of use.

Ans. The source of the water supply is underground through a drilled well. The water
is diverted by means of a well and pumping system and is used at a potato warehouse which
is at the point of diversion.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. Approximately one cubic foot per second.

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. I have seen the pump deliver approximately one cubic foot per second and my
estimate is based on the rating or capacity of the pumping equipment used.

825565

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 water is used in the potato warehouse at the point of diversion for the washing of potatoes and conveying potatoes in flumes.

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

Ans. The water has been used exclusively for general warehouse purposes, including primarily the washing of potatoes and conveyed potatoes in flumes.

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. Not applicable.

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. I was formerly employed by Idaho Potato Growers, Inc., however. My employment terminated in February, 1959.

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 witnessed the application of the water to beneficial use almost daily except during the summer time over a period of years from the time the well was first drilled until my employment terminated in February, 1959.

(Signed) Owen A. Rennie

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 Idaho Falls, County of Bonneville, State of Idaho, on this 5th day of April, A. D. 1960.

Orval Hansen

Notary Public.

My commission expires August 8, 1960

25565

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

February 26, 1960

Re: Permit No. G-25565
Idaho Potato Growers, Inc.

St. Clair, St. Clair & Hansen, Lawyers,
Hasbrouck Building,
Idaho Falls, Idaho.

Attention: Orval Hansen

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-25565, in the name of Idaho Potato Growers, Inc.. Final Proof is to be made before you, as Notary on the 5th day of April, 1960, ~~1960~~ at 10:00 o'clock A.M., at Idaho Falls, Idaho.

As of this date we have mailed the Notice to the Aberdeen Times 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:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:Pk
cc: Applicant

G-25565

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Date: February 26, 1960

Re: Permit No. G-25565
Idaho Potato Growers, Inc.

Aberdeen Times,
Aberdeen, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **April 5, 1960** the date set for proof; the expense of the publication is to be paid by the applicant

Idaho Potato Growers, Inc. of **Idaho Falls, 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.

G-25565

ST CLAIR, ST CLAIR & HANSEN
LAWYERS

HASBROUCK BUILDING

IDAHO FALLS IDAHO

February 25, 1960

CLENDY ST CLAIR (1871-1957)
ROBERT W ST CLAIR
GILBERT C ST CLAIR
ORVAL HANSEN

TELEPHONE
JACKSON 2-2350

George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Re: Permit No. G-25565 - Idaho Potato Growers,
Inc.

Dear Sir:

We are enclosing herewith two completed copies of Form 36 which you had previously furnished in connection with the above entitled permit. We are also enclosing Form 11 authorizing you to publish the required notice at the expense of Idaho Potato Growers, Inc. This notice has been signed by M. A. Peterson, General Manager.

Yours very truly,

ST. CLAIR, ST. CLAIR & HANSEN

Orval Hansen
Orval Hansen

OH:wh
Enclosures

2-25-60

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 24, 1960

(P. O.) P. O. Box 978, Idaho Falls, 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

Aberdeen Times of Aberdeen, Idaho published in

the county in which the works are situated

IDAHO POTATO GROWERS, INC.

By, [Signature]

(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

if 25565

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

Notice is hereby given that at 10:00 A.M., on the 5th day of April,
1960, at Idaho Falls, County of Bonneville, State of Idaho,
before Orval Hansen, Notary Public, at (address) Hasbrouck Building,
Idaho Falls, Idaho, proof will be submitted of the completion of
works for the diversion of one cubic feet per second of underground water
from a well, and of the application to beneficial use of said water, in accord-
ance with the terms and conditions of Permit No. G-25565 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 Idaho Potato Growers, Inc., Idaho Falls, 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 con-
veying to the place of use is one cubic feet per second.

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

4. The point of diversion of said water is the Northwest Quarter of the Southeast
Quarter, Section 33, Township 5 South, Range 31, East of the Boise Meridian, in Bingham
County, Idaho.

5. The place where said water is used is the Northwest Quarter of the Southeast
Quarter, Section 33, Township 5 South, Range 31, East of the Boise Meridian, in Bingham
County, Idaho.

6. The date of priority which said user is prepared to establish is
April 7, 1955

Geo. H. Carter

State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Date: Feb. 1, 1960

Re: Permit No. G- 25565

Idaho Potato Growers Inc.
Owen Morris, Mgr.
Aberdeen, Idaho

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- 25565, are due not later than April 7, 1960

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point of, or points of diversion; and the location of use of the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with Form 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,

Geo N. Carter

GEO. N. CARTER
State Reclamation Engineer

Enclosures Form 36 - 11
instructions

25565

April 12, 1955

RE: Permit No. G-25565

Idaho Potato Growers Inc.
C/o Mr. Owen Rennie, Manager
Aberdeen, Idaho

Dear Mr. Rennie:

We enclose Permit No. G-25565 and 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-1090 for the \$5.00 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

25565

Idaho Potato Growers Inc.

Form No. 0[illegible]

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

ff 2556.5

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

Notice is hereby given that at 10:00 A. M., on the 5th day of April, 1960, at Idaho Falls, County of Bonneville, State of Idaho, before Orval Hansen, Notary Public, at (address) Hasbrouck Building, Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of one 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-25565 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 Idaho Potato Growers, Inc., Idaho Falls, 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 one cubic feet per second.

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

4. The point of diversion of said water is the Northwest Quarter of the Southeast Quarter, Section 33, Township 5 South, Range 31, East of the Boise Meridian, in Bingham County, Idaho.

5 The place where said water is used is the Northwest Quarter of the Southeast Quarter, Section 33, Township 5 South, Range 31, East of the Boise Meridian, in Bingham County, Idaho.

6. The date of priority which said user is prepared to establish is March 30, 1955.

GEO. N. CARTER

State Reclamation Engineer
Publish in Aberdeen Times
March 3, 10, 17, 24, 1960.