

**STARTING
LEFT
SIDE OF
FILE**

TRANSFER OF WATER RIGHT

JUN 02 1998

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

CONDITIONS OF APPROVAL AND REMARKS

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

Dated this 1st day of

June

, 1998


Chief, Water Allocation Bureau

MICROFILMED
JUN 02 1998

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

Notice is hereby given that Lamb-Weston Inc.

(Name of Claimant)

Telephone No. 226-2301

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

follows:

(1) Date of priority: (When was the water first applied to a beneficial use) August 12, 1961

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

ground water _____ tributary to _____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: supply potato processing plant fire protection water at any time during the
(Both dates inclusive)

year.
(cfs. qpd. AFA)

(Domestic, Irrigation, Stock, Etc.)

(Mo., Day)

(Mo., Day)

Quantity 6 cfs Use fire protection Period of Use From 1/1 To 12/31

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

(4) 6 cfs TOTAL QUANTITY USED.

(cfs, qpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NW ¼ SE ¼, Sec. 35 Twp. 7 so. Rge. 30 E B.M., County of Power

Additional points of diversion: none

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Well, 321' deep, 4 stage pump, 200 HP motor, 285 hp engine, 18" dia. case
220' deep, 3000 gmp capacity

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres _____

B) Water is used for other than irrigation, fully describe that use, being as specific as possible: Fire protection
operated 15 minutes/week. Has been used as backup to our Potato Processing Plant
and for short periods of a few days.

NOTE: Include here the type and number of stock watered: N/A

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(7) If you are claiming water as a member of an organization, list name of organization: Lamb-Weston Inc.

					T7S	R30	E				
					3	5	X	PD			

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Power) ss.)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Lamb Weston Inc

Lamb Weston Inc
by Howard E. Cion
(Claimant) offer. Mgs.

Sworn to before me this 21st day of October

Notary Public
Residing at American Falls, Idaho

My commission expires Nov

FOR DEPARTMENT USE ONLY

Received by Qa Date 10-30-81 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim check by Kaw Date 10-30-81 claimant by: _____
 \$50.00 fee received by Qa Date 10-30-81
 Permitted in Lower Counties, West _____
 Dates 11-12 & 11-19-81 _____

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER }

S.S.

.....Prett Crompton..... being first duly sworn

on oath, states:

That he..... is the Manager Editor.....
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for 2.....
successive weekly issues thereof, the date of the first publica-
tion being the 11..... day of Nov....., 19...81

the date of last publication being the

.....18..... day of Nov....., 19...81..

(Signed)

Prett Crompton

Subscribed and sworn to before me this

.....20..... day of Nov....., 19...81..

.....*John Foster*.....
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

.....*life*..... day of , 19

RECEIVED

NOV 24 1981

Legal Notice Department of Water Resources
Eastern District Office

Published in the Power County
Press Nov. 11 and Nov. 18, 1981.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the
following claim(s) to water right(s)
have been established by diversion
and application to beneficial use:

35-4127

LAMB-WESTON INC.

P.O. BOX 489, AMERICAN
FALLS, ID 83211

Source: GROUNDWATER

Priority Date: 08/12/1961

Amount: 6.00 CFS

Diversion Point: NWSE Sec 35 T
07S R 30E LOT 00 (0000) Lot 00
(0000) Sec 00 T 000 R 000,
POWER Co.

Use: FIRE PROTECTION (6.00
CFS) from 01/01 to 12/31

Place of Use: NWSE Sec 35 T 07S
R 30E

Diversion Means: WELL AND
PUMP

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 150 Shoup
Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN

NOTARY PUBLIC

Published in the Power County
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Diversion Means: WELL AND
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Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN
Director

RECEIVED
NOV 10 1981

Department of Water Resources
Eastern District Office

NOT RECORDED

OKW

**NOW
STARTING
RIGHT
SIDE OF
FILE**

MEMORANDUM

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

FROM: Pam Skaggs²⁸/State Office

SUBJECT: Transfer 5068

DATE: May 26, 1998

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

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

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

SRBA CLAIMS
NOT DECIDED
AS OF 6-1-98

MICROFILMED

JUN 02 1998

MEMORANDUM

TO: FILE 35-4127

FROM: PAM SKAGGS

RE: TRANSFER # 5068

DATE: 5-2-97

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 35-02603.

MICROFILMED

JUN 02 1998

Lamb Weston
INTEROFFICE COMMUNICATIONS

February 15, 1988

RECEIVED
FEB 17 1989

Department of Water Resources

State of Idaho
Department of Water Resources
1301 North Orchard St.
Boise, Idaho 83706-2237

Recently, Lamb-Weston moved their Corporate Headquarters from the State of Oregon to the State of Washington. The new address is as follows:

Lamb-Weston Inc.
Technical Services Bldg.
2005 Saint St.
P.O. Box 780
Richland, WA 99352

Phone: (509) 375-5820

Enclosed you will find a copy of the old address label. Please change your records effective immediately. Thank you.

Sincerely,

Ramona Turner
Eng. Tech. Secretary

Enclosure
/rt

35-8669
35-2603
35-2780
35-4127

MICROFILMED

JUN 02 1998

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

K.C. Wilson

Right Number

35 4127

Applicant

Gamb Weston

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By

Ernest Carlson

Date

Dec 4, 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

[Signature]

Date

12/11/81

November 30, 1981

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RECEIVED
DEC 09 1981

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

NOVEMBER 30, 1981

LAMB-WESTON INC.
P.O. BOX 489
AMERICAN FALLS ID 83211

RE: Claim No. 35-4127

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

RECEIVED

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

NOVEMBER 5, 1981

Power County Press
174 Idaho Street
American Falls, Idaho 83211

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before NOVEMBER 30, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

RECEIVED
NOV 11 1981

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A. KENNETH DUNN

Director

Published 11/12 & 11/19/81.

MINUTE
11/12/81
11/19/81

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Sec 00 T 000 R 000, POWER Co.

Use: FIRE PROTECTION (6.00 CFS) from 01/01 to 12/31

Place of Use: NWSE Sec 35 T 07S R 30E

Diversion Means: WELL AND PUMP

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1984