

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

Ruth Chambers, being first

duly sworn, deposes and says that she is the

Bookkeeper 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 2

consecutive weeks, commencing with the issue

dated December 19 1968, and ending

with the issue dated December 26, 1968.

Ruth Chambers

Subscribed and sworn to before me

this 27th day of December

1968.

Edith Rausstalt Notary Public

Cost of Publication \$12.25

Notary Fee _____

Total Cost _____

My commission expires October 23, 1971

68-237

NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT NO. 29596

NOTICE IS HEREBY GIVEN that Yale Farms Co., assignee—Ruby Company now known as Simplot Industries, Inc., P. O. Box 2777, Boise, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion of the waters of a ground water source as perfected under Water License No. G-29596 as issued by the State of Idaho, Department of Reclamation. The license claims the use of 4.20 cubic feet per second with the priority of March 28, 1961. The original point of diversion is located in the SW 1/4 NW 1/4, Sec. 4, T. 11 S., R. 27 E., B. M., Cassia County with the place of use in the W 1/2, Sec. 4, T. 11 S., R. 27 E., B. M. totaling 304 acres.

Transfer No. 29596 proposes to transfer the point of diversion to the SE 1/4 NE 1/4, Sec. 5, T. 11 S., R. 27 E., B. M., with the same place of use, quantity, and priority as the original right.

On the 6th of January, 1969, at 10:30 a.m. at the Department of Reclamation, Statehouse-Annex No. 2, 614 State Street, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration, any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on December 19 and December 26, 1968.

43 2519

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

Notice is hereby given that at 2:00 P.M., on the 12th day of September 1963, at Burley, County of Cassia, State of Idaho, before Jess Parsons, Notary Public, at 120 E. 13th St., Burley, Idaho, proof will be submitted of the completion of works for the diversion of 5.6 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.29596, 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 Ruby Company, P. O. Box 2777, Boise, 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 5.6 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5.6 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4, Twp. 11 S., Rge. 27 EBM, County of Cassia.

5. The place where said water is used is West Half of Section 4, T. 11 S., R. 27 EBM.

6. The date of priority which said user is prepared to establish is 2:00 P.M. March 28, 1961.

CARL E. TAPPAN, Acting
State Reclamation Engineer
Published in the Burley Herald-Bulletin on July 26, August 2, 9 and 16, 1963.

Affidavit of Publication

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

} ss.

Warren T. Mehtens

Department of Reclamation

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 *four (4)* consecutive weeks, commencing with the issue dated *July 26, 1963*, and ending with the issue dated *Aug. 16, 1963*

Warren T. Mehtens

Subscribed and sworn to before me this *17th* day of *Aug.*, 19 *63*

MY COMMISSION EXPIRES
APRIL 24, 1967

Dorothy L. Gidd
Notary Public in and for the State of Idaho
Residing at Burley, Idaho

29596

West Half of Section 4, Township 11 South,
Range 27 East, Boise Meridian.

Well

Permit Map No. 29596

As Approved

GEO. N. CARTER

Reclamation Engineer

MAR 31 1961

Identification No. 43-2519 / 29596

Transfer No. 1586

RECEIVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

DEC 2 1960

Department of Reclamation

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

1. Name of Right Holder YALE FARMS CO. - Assignee - RUBY COMPANY (now known as Simplot Industries, Inc.)

Post office address P. O. Box 2777, Boise, Idaho 83701

2. Right obtained by:

a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____.

b. License No. G-29596 issued by the State of Idaho, Department of Reclamation.

3. Source of water Well tributary to Ground Water
(Name of stream or source)

4. Date of Priority March 28, 1961

5. Amount of water a. 4.20 c.f.s. and/or
b. _____ acre feet/annum

6. Water is used for Irrigation from _____ to _____
(Month, Day) (Month, Day)

7. Original location of point of diversion is SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4,
Township 11 South, Range 27 East, B.M., in Cassia County;

Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

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 $\frac{1}{4}$	
11S	27E	4					40	40	40	40									160
11S	27E	4									40	40							80
11S	27E	4												32					32
11S	27E	4											32						32

Total number of acres presently irrigated 304

43 2519

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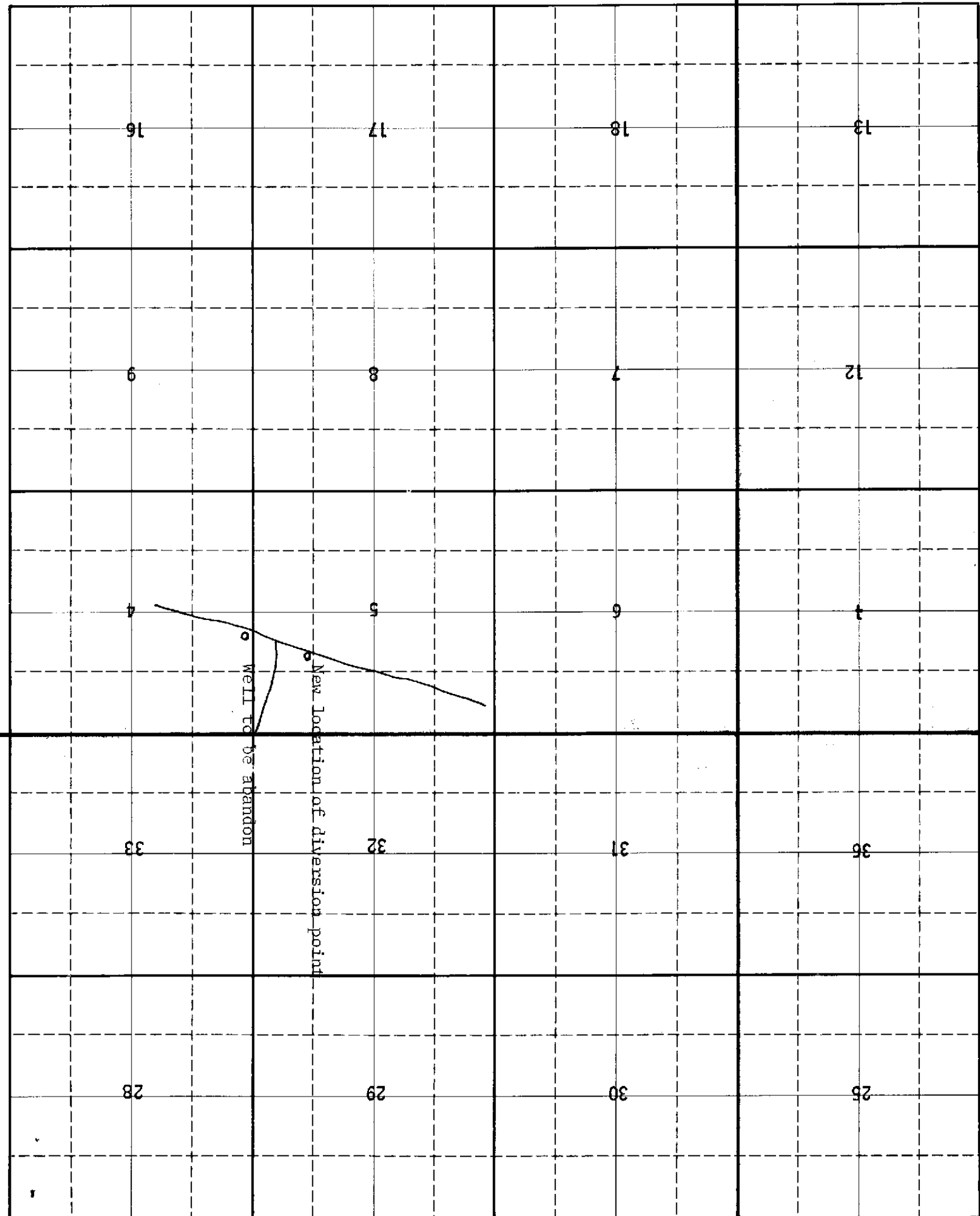
TOWNSHIP 11 SOUTH

TOWNSHIP 10 SOUTH

RANGE 26 EAST

RANGE 27 EAST

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.



43 2519

9. If applicant was not the original holder of this right explain how it was acquired: This water license was acquired by assignment which accompanied the purchase of this property.

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 4.20 c.f.s. and/or _____ acre feet
- b. New point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 5, Township 11 South, Range 27 East, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: Ditch and drill new well
- d. Is water to be conveyed to the lands previously irrigated? Yes X No _____
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion: Well at existing site went dry - lower part filled in with sand
- f. Do you intend to make the transfer permanent? Yes
- g. Do you intend to abandon completely the old point of diversion? Yes
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE NONE

- a. Describe the new lands on which you wish to use your right.

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 $\frac{1}{4}$	

Total number of acres to be irrigated _____

b. Do you intend to make the transfer permanent?
c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right:

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own

risk. The information contained in this application is true to the best of my knowledge.

SIMPLOT INDUSTRIES, INC.

[Signature]

(signature of applicant) Vice President

Subscribed and sworn to before me this 27th day of November, 1968

[Signature]
(notary public)

My commission expires October 10, 1972

ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER

APPROVED

This is to certify that I have examined Application for Transfer of Water Rights No. 1586, and said application is hereby APPROVED

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

2. Denial of said application is for the following reasons:

Witness my hand this 14 day of January, 1969

State Reclamation Engineer

[Signature]

State of Idaho

License and Certificate of Water Right

Trans. #1586
1586

Water License No. G-29596

Amount 4.20 c.f.s.

Water District No.

Priority March 28, 1961

THIS IS TO CERTIFY that YALE FARMS CO. - Assignee - RUBY COMPANY
of Malta, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 28, 1961; that Permit No. G-29596
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.2 second feet, was issued thereunder on September 16, 1964, showing that said works
were completed on the 2th day of September, 1963; and that on the 12th
day of September, 1963,

YALE FARMS CO - Assignee - RUBY COMPANY
of Boise, 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 & domestic
, under Use Permit No. G-29596 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
13 of Licenses at page 7995, on the 16 day of September, 1964;
The right hereby confirmed dates from March 28, 1961;

The Point of Diversion is located
in the SW 1/4 NW 1/4, Sec. 4, Tp. 11 S., R. 27 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 4.20 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	27 E	4	NW 1/4	160	160
			N 1/2 SW 1/4	80	80
			SE 1/4 SW 1/4	40	32
			SW 1/4 SW 1/4	40	32
			Total number of acres to be irrigated:		304

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
16th day of September, 1964.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

13 2519

State of Idaho License and Certificate of Water Right

Water License No. 27893

Amount 0.15 c.f.s.

Water District No.

Priority April 20, 1959

THIS IS TO CERTIFY that TROW CREEK WATER ASSOCIATION, Inc.

of Porthill, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 20, 1959; that Permit No. 27893 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.15 second feet, was issued thereunder on September 17, 1964, showing that said works were completed on the 23rd day of April, 1964; and that on the 23rd day of April, 1964,

TROW CREEK WATER ASSOCIATION, Inc.

of Porthill, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Bear Trap Spring, a tributary of Kootenai River, for the purpose of domestic use, under Use Permit No. 27893 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 13 of Licenses at page 7996, on the 17 day of September, 1964;

The right hereby confirmed dates from April 20, 1959;

The Point of Diversion is located

in the NE 1/4 SE 1/4, Sec. 11, Tp. 65 N, R. 1 W., B. M. County Boundary

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 0.15 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
65 N.	1 W.	In Sections 8, 9, 10, 14,	15, 16, domestic use	for 39 members	

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

17th day of September, 1964.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37600
Permit No. G- 29596
District No.

Richard Corning
Box 21775

1. Name of Applicant: Yale Farms Co.

Postoffice address: Malta

County: Cassia

State: Idaho

2. Quantity of water claimed: 280 inches

(a) Rate of withdrawal in cubic feet per second
Miners' inches

or Idaho

or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean waters

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4
Twp. 11 S. , Rge. 27 E. , B.M., County of Cassia

5. Water is to be used for: Irrigation and domestic purposes

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. , B.M.

7. Kind of works: Deep drilled well, electric driven pump and open ditches

8. Estimated cost of works: \$ 15,000.00

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 5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation: April 30, 1958 - Idaho

(b) Amount of capital stock: \$ 2,500 shares at a / par value of \$100.00 per share
(c) Amount paid in: \$100,000.00

(d) Names and addresses of directors: Melvin J. Bailey, President, Malta, Idaho, Dr. John R. Moritz,
Vice-President, Sun Valley, Idaho; LeGrand Johnson, Secretary-Treasurer, Logan, Utah

II. The financial resources of the applicant are (a) Cash onhand: \$

(b) Treasury stock: Nil

(c) Bonds to be issued: nil

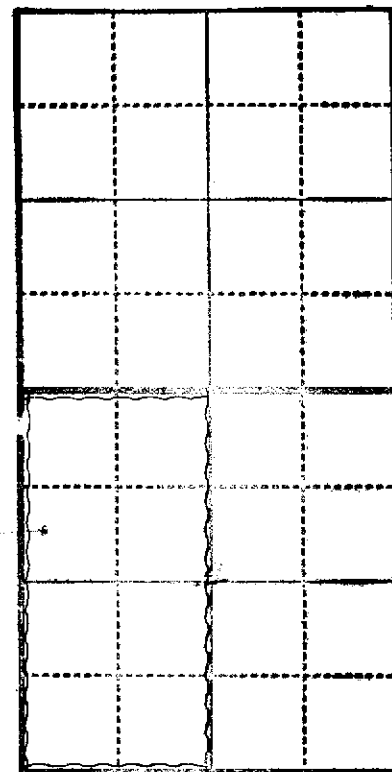
(d) Other resources: Other farm land in Cassia County

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: E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 4, Town-
ship 11 South, Range 27 E.B.M., Cassia County, Idaho, is also irrigated by water from a well under
Permit #G-28026

(a) 40 inches (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supple-
mental to the existing water rights.

(b) 240 inches (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.

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 29596

Recorded in Book 104 Page 29596 Approved March 31, 1961

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 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 1, 1963

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 March 31, 1966

Witness my hand this 31st day of March, 1961

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, 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 31st
day of March, 19 61

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE

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	
11 S	27 E	4					40	40	40	40	40	40	40	40					320
✓ For value received, I hereby assign ALL of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29596 to RUBY COMPANY, a Utah corporation of P. O. Box 2777, Boise, Idaho, s/ YALE FARMS CO. Permit Holder By Wilford W. Lundberg Its Prest. STATE OF UTAH) : ss County of Cache) On this 17th day of June, 1963, before me, a Notary Public for the State of Idaho, residing at Logan, Utah, <u>personally</u> appeared WILFORD W. LUNDBERG, ^{known to me to be the} President of Yale Farms Co., the corporation that executed the foregoing instrument, and duly acknowledged to me that such corporation executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notorial Seal, the day and year in this certificate first above written. s/ Percy Quinney Notary Public Residing at Logan, Utah My commission expires: Feb. 16, 1967 *If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.																			

Permit No. G-29596 ✓
CERTIFICATE OF COMPLETION OF WORKS ✓

TO ALL WHOM IT MAY CONCERN:

This is to certify that YALE FARMS CO. - Assignee - RUBY COMPANY of Malta, County of Cassia, and State of Idaho, the holder of Permit No. G-29596, issued upon Application No. G-37600, bearing date of priority of March 28, 1961, authorizing the diversion of 5.6 second feet of waters of a well, County of Cassia, State of Idaho, for irrigation and domestic 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 4.20 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. 4, T. 11 S., R. 27 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

304 acres in W $\frac{1}{2}$, Sec. 4, T. 11 S., R. 27 E., B. M.

Witness my hand this 16th day of September, A. D. 1964.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: September 12, 1963

COPIED FOR 42 SEC. 4
G. 29596 7995



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

November 25, 1985

RE: Water Rights in the name of "Simplot Industries, Inc."

J. R. Simplot Company
P.O. Box 27
Boise, ID 83707

Gentlemen:

Please be advised that we are in receipt of the Certificate of Ownership and Merger, merging Simplot Industries, Inc. into J. R. Simplot Company. We have corrected our water right records to show this merger on the below listed water rights.

01-4058	43-4194	65-11119	65-6638	29-7036	43-2575
01-7082	43-4196	65-11120	65-6639	33-7007	43-7056
33-2125	43-4197	65-11121	65-6640	33-7053	43-7068
35-4189	43-4198	65-11122	65-6641	33-7061	45-2746
36-4179	43-4201	65-11123	65-7376	35-8114	51-2160
36-4180	43-7145	65-11124	65-0786	36-7333	61-7067
36-4181	45-4167	65-11125	02-7040	37-0465	63-5273
36-4182	63-9335	65-2477	02-7396	37-0692	63-5274
36-8153	65-10426	65-6063	22-7423	43-2519	63-5286
36-8154	65-10428	65-6637	29-4088	43-2569	63-5297
02-0006	02-0015	02-0076	02-2053	02-2118	02-2139
02-2166	02-2220	02-2221	02-2222	02-2409	
33-2119	65-2805				

We have placed a copy of the merger in all of the files above. If you have any questions regarding this matter, please feel free to contact our office.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:k

MICROFILMED

FILED
IN THE OFFICE OF THE
SECRETARY OF STATE OF
STATE OF NEVADA

CERTIFICATE OF OWNERSHIP AND MERGER
INCLUDING ARTICLES OF MERGER

RECEIVED

AUG 1 1985

Department of Water Resources

EB 27 1985

Merging

SIMPLOT INDUSTRIES, INC.

into

J. R. SIMPLOT COMPANY

(Pursuant to Section 78.486 of the Nevada Revised Statutes
and 16-10-70 of the Utah Business Corporation Act.)

J. R. SIMPLOT COMPANY, a corporation organized and
existing under the laws of Nevada, the parent corporation, does
hereby certify:

FIRST: That this corporation was incorporated on the
28th day of June, 1955, pursuant to the laws of the State of
Nevada.

SECOND: The number of outstanding shares of each
class of SIMPLOT INDUSTRIES, INC., a Utah corporation, and the
number of shares of each class owned by J. R. SIMPLOT COMPANY
are as follows:

<u>Names of Subsidiary</u>	<u>Number of Shares Outstanding</u>	<u>Designation of Class</u>	<u>Number of Shares Owned by J. R. Simplot Company</u>
Simplot Industries, Inc.	10	Common	10

THIRD: That this corporation, by resolution of its
board of directors, duly adopted the following Plan of Merger,
at a meeting held on the 15th day of February, 1985, and deter-
mined to merge into itself said SIMPLOT INDUSTRIES, INC. at the
Effective Time which resolution is in the following words
to-wit:

NOW, THEREFORE, be it resolved that J. R. SIMPLOT COMPANY
merge, and it hereby does merge into itself said SIMPLOT
INDUSTRIES, INC. and assumes all of its obligations, at the
Effective Time; under the following terms and conditions:

A. BE IT RESOLVED that effective as of the close of busi-
ness on the 28th day of February, 1985, (the Effective
Time), SIMPLOT INDUSTRIES, INC. shall be and it is hereby
merged into J. R. SIMPLOT COMPANY, with the effect and
result that the existence of SIMPLOT INDUSTRIES, INC. shall

43-2519

876-55

RECEIVED

cease and J. R. SIMPLOT COMPANY shall continue in existence as the surviving corporation.

B. BE IT RESOLVED that all of the provisions contained in the Articles of Incorporation, as amended, and the By-Laws of J. R. SIMPLOT COMPANY shall remain in force and effect and shall not be deemed altered or amended hereby, and that the laws of the State of Nevada shall continue to govern the surviving corporation.

C. BE IT RESOLVED that the present members of the Board of Directors of J. R. SIMPLOT COMPANY shall continue to hold office during the remainder of the term to which they are elected and until their successors are elected and duly qualified.

D. BE IT RESOLVED that at the Effective Time, all of the property, real, personal or mixed, and all of the assets of SIMPLOT INDUSTRIES, INC. wherever located, shall be deemed automatically transferred to and become vested in J. R. SIMPLOT COMPANY as the surviving corporation, without any further act or deed or instrument of transfer of conveyance for the accomplishment thereof; and whereupon, further, J. R. SIMPLOT COMPANY shall assume and become liable for payment of all of the existing indebtedness and obligations of SIMPLOT INDUSTRIES, INC., including the obligations to perform existing agreements without any special act or assumption of liability for those obligations.

E. BE IT RESOLVED that in as much as SIMPLOT INDUSTRIES, INC. is a wholly-owned subsidiary of J. R. SIMPLOT COMPANY and is being merged into its parent corporation, no additional capital stock of J. R. SIMPLOT COMPANY will be issued upon or as a part of said merger; and after the Effective Time each certificate or certificates theretofore representing issued and outstanding shares of the Capital Stock of SIMPLOT INDUSTRIES, INC. shall be deemed cancelled.

F. BE IT RESOLVED that notwithstanding any action taken with respect to the merger by the Directors of J. R. SIMPLOT COMPANY or SIMPLOT INDUSTRIES, INC. or both, and notwithstanding anything herein or elsewhere to the contrary, the merger may be abandoned at any time prior to the filing thereof by the adoption of a resolution providing for such abandonment by the Board of Directors of J. R. SIMPLOT COMPANY.

G. BE IT RESOLVED that the Executive Vice President and Secretary of this corporation be and they hereby are directed to make and execute, under the corporate seal of this corporation, a certificate of ownership and merger setting forth a copy of the resolution to merge said SIMPLOT INDUSTRIES, INC. and assume its liabilities and obligations, and to file the same in the office of the Secretary of State of Nevada and the Secretary of State of Utah; and

H. BE IT FURTHER RESOLVED that the officers of this corporation be and they hereby are authorized and directed to do all acts and things whatsoever, whether within or without the States of Nevada and Utah which may be necessary or proper to effect said merger.

MICROFILMED

FOURTH: That this corporation survive the merger and may be served with process in the States of Nevada and Utah in any proceeding for enforcement of any obligation of SIMPLOT INDUSTRIES, INC. as well as for enforcement of any obligation of the surviving corporation arising from the merger.

FIFTH: The undersigned corporation hereby (a) agrees that it may be served with process in the State of Utah in any proceeding for the enforcement of the rights of a dissenting shareholder of the above-mentioned subsidiary corporation against the surviving corporation; (b) irrevocably appoints the Secretary of State of Utah as its agent to accept service of process in any such proceeding; and (c) agrees that it will promptly pay to the dissenting shareholders of such domestic corporation the amount, if any, to which they shall be entitled under the provisions of the Utah Business Corporation Act with respect to the rights of dissenting shareholders.

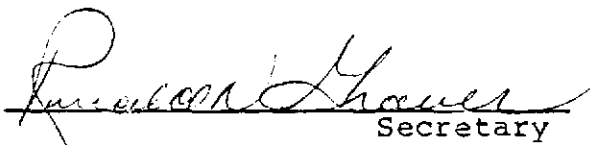
SIXTH: The mailing of Notice of said Plan and Agreement of Merger was waived by the shareholders of SIMPLOT INDUSTRIES, INC. on February 15, 1985.

IN WITNESS WHEREOF, said J. R. SIMPLOT COMPANY has caused its corporate seal to be affixed and this certificate to be signed by Scott R. Simplot, its Executive Vice President and Ronald N. Graves, its Secretary this 15th day of February, 1985.

J. R. SIMPLOT COMPANY

By 
Its Executive Vice President

ATTEST:


Secretary

MICROFILMED

STATE OF IDAHO)
) ss
County of Ada)

I, Laurel J. Walker, a notary public, do hereby certify that on this 15th day of February, 1985, personally appeared before me Scott R. Simplot, who, being by me first duly sworn, declared that he is the Executive Vice President of J. R. SIMPLOT COMPANY, that he signed the foregoing document as Executive Vice President of the Corporation, and that the statements therein contained are true.

Laurel J. Walker
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 5/30/87

MICROFILMED

January 15, 1969

Simplot Industries, Inc.
P. O. Box 2777
Boise, Idaho 83701

Gentlemen:

We enclose a copy of your approved transfer of water right
No. 43/29596.

Also enclosed is Departmental Receipt No. 2366 for \$20.00
and No. 2518 for \$1.00 covering the fees.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

Enclosures: Copy of approved transfer

Departmental Receipts No. 2366
2518

43 2519

RECEIVED

JAN 14 1969

SIMPLOT INDUSTRIES, INC.

805 IDAHO STREET

P. O. BOX 2777 - BOISE, IDAHO

83701

Department of Reclamation

January 13, 1968

Mr. Robert W. Hamilton
Supervisor of Water Distribution
State of Idaho, Department of Reclamation
State House, Annex No. 2
Boise, Idaho 83707

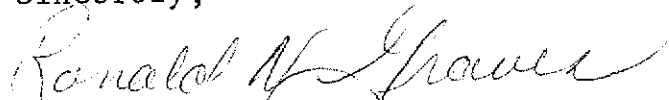
Re: Transfer of Water Right for Bannock Hotel Co.
Transfer of Water Right for Ruby Company

Dear Mr. Hamilton:

This letter is in reply to your letter of January 7, 1969.
Enclosed you will find two checks, one drawn on Bannock Hotel
Company and the other on Ruby Company.

We would appreciate having the certificate in the name
of Ruby Company issued in the name of Simplot Industries, Inc.,
as Ruby Company is now known as Simplot Industries, Inc.
We are looking forward to receiving these documents from you.

Sincerely,



Ronald N. Graves
Staff Attorney

RNG:jh

Enclosure/Checks

43 2519

January 7, 1969

Re: Transfer of Water Right

Ruby Company
P. O. Box 2777
Boise, Idaho 83701

Dear Sir:

We are in receipt of the affidavit of publication for your application for transfer of water right. As we received no protest, your certificate will be issued upon receipt of a \$1.00 recording fee.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

43 2519

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Ruth Chambers, being first

duly sworn, deposes and says that she is the

Bookkeeper 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 2

consecutive weeks, commencing with the issue

dated December 19, 1968, and ending

with the issue dated December 26, 1968

Ruth Chambers

Subscribed and sworn to before me

this 27th day of December

1968.

Edith Ravnstall Notary Public

Cost of Publication \$12.25

Notary Fee _____

Total Cost _____

My commission expires October 23, 1971

68-237

NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT NO. 29596

NOTICE IS HEREBY GIVEN that Yale Farms Co., assignee—Ruby Company now known as Simplot Industries, Inc., P. O. Box 2777, Boise, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion of the waters of a ground water source as perfected under Water License No. G-29596 as issued by the State of Idaho, Department of Reclamation. The license claims the use of 4.20 cubic feet per second with the priority of March 28, 1961. The original point of diversion is located in the SW 1/4 Sec. 4, T. 11 S., R. 27 E., B. M., Cassia County with the place of use in the W 1/2 Sec. 4, T. 11 S., R. 27 E., B. M. totaling 304 acres.

Transfer No. 29596 proposes to transfer the point of diversion to the SE 1/4 NE 1/4, Sec. 5, T. 11 S., R. 27 E., B. M., with the same place of use, quantity, and priority as the original right.

On the 6th of January, 1969, at 10:30 a.m. at the Department of Reclamation, Statehouse Annex No. 2, 614 State Street, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration, any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on December 19 and December 26, 1968.

SOUTH IDAHO PRESS

LOCALLY OWNED DAILY, SERVING CASSIA AND MINIDOKA COUNTIES

Department of Reclamation

LEGAL NOTICES

68-236

NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT NO. 26346

NOTICE IS HEREBY GIVEN that Mabel A. Mathews, Oakley, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing her to change the place of use and the point of diversion of the waters of a ground water source as perfected under Water License No. G-26346 as issued by the State of Idaho, Department of Reclamation.

The license authorizes the use of 4.55 cubic feet per second with a priority of May 25, 1956, with a point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B. M., and the place of use in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B. M. totalling 320 acres.

Transfer No. G-26346 proposes to change the point of diversion to the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 12 S., R. 23 E., B. M. and the lands to the N $\frac{1}{2}$, Sec. 21, T. 12 S., R. 23 E., B. M. with the same quantity and priority as the original right.

On the 30th day of December at 10:30 a.m. at the Department of Reclamation, Statehouse Annex No. 2, 614 State Street, Boise, Idaho, before the State Reclamation Engineer or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on December 19 and December 26, 1968.

68-237

NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT NO. 29596

NOTICE IS HEREBY GIVEN that Yale Farms Co., assignee—Ruby Company now known as Simplot Industries, Inc., P. O. Box 2777, Boise, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion of the waters of a ground water source as perfected under Water License No. G-29596 as issued by the State of Idaho, Department of Reclamation. The license claims the use of 4.20 cubic feet per second with the priority of March 28, 1961. The original point of diversion is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 11 S., R. 27 E., B. M., Cassia County with the place of use in the W $\frac{1}{2}$, Sec. 4, T. 11 S., R. 27 E., B. M. totalling 304 acres.

Transfer No. 29596 proposes to transfer the point of diversion to the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E., B. M., with the same place of use, quantity, and priority as the original right.

On the 6th of January, 1969, at 10:30 a.m. at the Department of Reclamation, Statehouse Annex No. 2, 614 State Street, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration, any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on December 19 and December 26, 1968.

These two legal notices were received in our Dec. 17 mail, which did not allow us time to submit a galley proof prior to first publication.

Edith Raustadt

PHONE
208-678-2201

230 EAST MAIN STREET
P. O. BOX 190, BURLEY, IDAHO 83318

43 2519

December 9, 1968

Re: Application for Transfer

Yale Farms Co.
Simploj Industries, Inc.
P. O. 2777
Boise, Idaho

Gentlemen:

We have mailed the notice of proposed transfer of water right to the South Idaho Press, Burley, Idaho, to be published once a week for two consecutive weekly issues, December 19, and December 26, 1968.

Please furnish the Department of Reclamation with an affidavit of publication or or prior to January 6, 1969,

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

43 2515

December 9, 1968

Re: Application for Transfer
Yale Farms Co.

South Idaho Press
Burley, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive 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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

The expense of the publication is to be paid by Yale Farms Co., -Assignee-Ruby Company now known as Simplot Industries, Inc. P. O. Box 2777, Boise, Idaho, to whom you should furnish an affidavit of publication on or prior to January 6, 1969.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG
Enc: legal notice

43 2519

Continuation of well log:

OWNER: J.R. Simplot

CONTRACTOR: Jack Alexander

Owner's Permit No.: G29596

Location: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 5 T. 11S. R. 27E.

795---801	Coarse sand (some water)
801---849	Fine to coarse gray sand and clay seams
849---854	Dry, sticky, gray clay
854---870	Light, gray sand and clay
870---936	Sticky, greenish-yellow clay with 3" to 6" hard sandstone seams
936---940	Sticky, greenish-yellow clay
940---945	Sandy clay and small gravels
945---956	Hard calechee and sticky clay seams
956---966	Brown clay
966---980	Sticky, brown clay
980---1003	Calechee with small layers of gravel 6" to 20" thick
	Gravel seems to contain water
1003---1030	Brown, sandy clay with calechee seams
1030---1080	Coarse to fine gravel and sand with brown clay layers mixed in
1080---1110	Sticky, yellow clay with gravel layers
1110---1141	Brownish-yellow, sandy clay with gravel mixed in
1141---1143	Black Basalt

NOTE: This well was originally contracted by Ralph C. Denton and drilled to a depth of 500'. Upon Mr. Denton's death the well was discontinued. The Alexander Drilling Co. has subsequently finished the drilling. Certain items such as seals and water stratas in the first 500' are not known by us and thus are not shown. We did, however, manage to get a rough log of materials penetrated the first 500' and are indicated herein.

G29596
482519

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 J. R. Simport Co. - C+Y RanchAddress Heyburn, IdahoOwner's Permit No. B 29596

2. NATURE OF WORK

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

3. PROPOSED USE

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

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 16 inches Total depth 1143 feetCasing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>5/16</u> inches	<u>24</u> inches	<u>0</u> feet	<u>105</u> feet
<u>7/16</u> inches	<u>20</u> inches	<u>0</u> feet	<u>500</u> feet
<u>3/8</u> inches	<u>16</u> inches	<u>0</u> feet	<u>831</u> feet
<u>3/16</u> inches	<u>14</u> inches	<u>814</u> feet	<u>867</u> feet
<u>3/16</u> inches	<u>12</u> inches	<u>867</u> feet	<u>1143</u> feet

Was a packer or seal used? ☐ Yes ☒ NoPerforated? ☒ Yes ☐ NoHow perforated? ☒ Factory ☐ Knife ☐ TorchSize of perforation 5/8 inches by 3 inches

Number	From	To
<u>1400</u> perforations	<u>824</u> feet	<u>1141</u> feet
perforations	feet	feet
perforations	feet	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

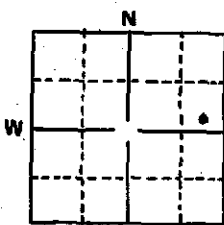
Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

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

6. LOCATION OF WELL

Sketch map location must agree with written location.

County CassiaSE 1/4 NE 1/4 Sec. 5, T. 11 N/S, R. 2 E/W

7. WATER LEVEL

Static water level 151 feet below land surfaceFlowing? ☐ Yes ☒ No G.P.M. flow _____Temperature 80 ° F. Quality Good

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
<u>1400 at 26.5'</u>		<u>10</u>

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
<u>24"</u>	<u>0</u>	<u>31</u>	<u>Sandy Topsoil</u>		☒
	<u>31</u>	<u>105</u>	<u>Gray Basalt + Boulders</u>		☒
<u>20"</u>	<u>105</u>	<u>130</u>	<u>Tan Clay</u>		☒
	<u>130</u>	<u>155</u>	<u>Blue Clay</u>		☒
	<u>155</u>	<u>230</u>	<u>Gray Sand</u>		☒
	<u>230</u>	<u>260</u>	<u>Tan Clay - Sticky</u>		☒
	<u>260</u>	<u>340</u>	<u>Brown Clay + some gravel</u>		☒
	<u>340</u>	<u>360</u>	<u>Brown Sand</u>		☒
	<u>360</u>	<u>370</u>	<u>Tan Clay - Sticky</u>		☒
	<u>370</u>	<u>395</u>	<u>Brown Sand</u>		☒
	<u>395</u>	<u>410</u>	<u>Tan Clay - Sticky</u>		☒
	<u>410</u>	<u>430</u>	<u>Brown Sand</u>		☒
	<u>430</u>	<u>445</u>	<u>Tan Clay - Sticky</u>		☒
	<u>445</u>	<u>460</u>	<u>Brown, Sandy Clay</u>		☒
	<u>460</u>	<u>475</u>	<u>Clay + Gravel</u>		☒
	<u>475</u>	<u>500</u>	<u>Brown, Sandy Clay</u>		☒
<u>16"</u>	<u>500</u>	<u>520</u>	<u>Brown, Sandy Clay</u>		☒
	<u>520</u>	<u>628</u>	<u>Sticky, yellow clay + coarse sand gravel layers</u>		☒
	<u>628</u>	<u>645</u>	<u>Fine gray sand</u>		☒
	<u>645</u>	<u>656</u>	<u>Sticky, yellow clay</u>		☒
	<u>656</u>	<u>675</u>	<u>Fine, gray sand</u>		☒
	<u>675</u>	<u>684</u>	<u>Dry, sticky clay</u>		☒
	<u>684</u>	<u>696</u>	<u>Fine to coarse gray sand</u>		☒
	<u>696</u>	<u>704</u>	<u>Dry, sticky, gray clay</u>		☒
	<u>704</u>	<u>711</u>	<u>Fine, gray sand</u>		☒
	<u>711</u>	<u>719</u>	<u>Dry, sticky, gray clay</u>		☒
	<u>719</u>	<u>729</u>	<u>Fine, gray-brown sand</u>		☒
	<u>729</u>	<u>736</u>	<u>Sticky, bluish-gray clay</u>		☒
	<u>736</u>	<u>747</u>	<u>Fine, gray sand + blue clay</u>		☒
	<u>747</u>	<u>757</u>	<u>Fine, gray sand</u>		☒
	<u>757</u>	<u>783</u>	<u>Fine, gray sand + clay seams</u>		☒
	<u>783</u>	<u>786</u>	<u>Sticky, gray clay</u>		☒
	<u>786</u>	<u>790</u>	<u>Fine to coarse sand + yellow clay seams</u>		☒
	<u>790</u>	<u>795</u>	<u>Gray sand + clay seams</u>		☒
			<u>same gravel</u>		☒

10.

Work started Mar. 12, 1970 finished May 5, 1970

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 Alexander Drilling Co. Number 117Address 510-13 ST. Rupert, IdahoSigned By Joseph A. Alexander Date 5/5/70

GENERAL OFFICES
J.R. SIMPLOT COMPANY

805 IDAHO STREET

BOX 2777

BOISE, IDAHO

83701

RECEIVED

JUL 29 1968

Department of Reclamation

Mr. R. Keith Higginson
State Reclamation Engineer
State of Idaho
Statehouse Annex 2
Boise, Idaho 83707

Dear. Mr. Higginson:

Regarding our discussion on the possibility of our requesting permission to move the works from our well No. 9 License G 29596 to old well No. 6 License G 29098, since well No. 9 had gone dry. This is to advise that our Mr. Don Robertson advised me today that they have now decided not to do this, but instead will make provision to collect waste water in a sump and repump it back to reuse on the land in question. He feels this will take care of his problem for the crop this year at least.

After the growing season is over Mr. Robertson advised that they look the situation over again and then they may request your approval to relocate and redrill well No. 9, if possible.

Thank you for your help and information on this matter.

Very truly yours,

Ron M. Winans

Ron M. Winans

Mgr. Insurance and Properties

CC- Don Robertson - Heyburn
Ken Smith - Boise

29596

September 16, 1964

Re: Permit No. G-29596

Ruby Company
P. O. Box 2777
Boise, Idaho

Gentlemen:

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

Also enclosed is departmental receipt No. G-8891
in the amount of \$15.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:sw

Enc. certificates
receipt

29596

500 - June 20-62

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

July 21, 1964

Re: Permit No. G-29596

Paul Hansen, Area Manager, Food Division
J. R. Simplet Company
Box 181
Burley, Idaho

Dear Mr. Hansen:

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-29596 shows the well is (~~200~~) capable of conveying 210 miner's inches, or 4.2 c.f.s. of water for the irrigation of 30 acres.

Upon receipt of the statutory fees, totaling \$ 15.00, which consists of a Completion of Works fee of \$ ----- and License and Certificate of Water Right fee of \$ ----- - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of March 28, 1961 to the use of 4.2 second feet of subterranean water with the point of diversion in the SW¹/₄, Sec. 4 for irrigation of 184 acres in the SW¹/₄, SW¹/₄, Sec. 4; and supplemental irrigation of 120 acres in the NW¹/₄, SE¹/₄, Sec. 4, all in T. 11 S., R. 27 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Bula
Chief Clerk

EPR:mf

29596

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

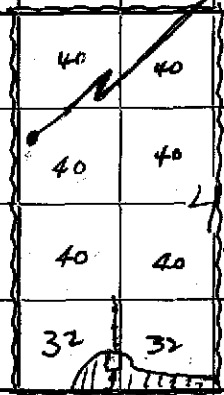
REPORT OF ENGINEER

PERMIT NO. G-29596

REPORT ON PROOF OF Completion of Works & Beneficial Use
Paul Hansen, Area Manager, Food Division
J.R. Simplot Company
2220 Miller Avenue
Box 181, Burley, Idaho

R27E

P.D.



80

20

40

80

80

64

64

304

184

Note

= 6.28456
1.93" per sec.

3"

= 6.28456
1.7" per sec.

24

27

supplemental

= 6.28456

= 1.7" per sec.

184

221

Subdivisions = 5

27 supplemental to 1200

AREA = 184 @ 1" ^{Per} ~~area~~

Q = 4.20 cfs or 210 inches

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

Permit No. G-29596This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Ruby Company2. Source of water supply: a well3. Location of point of diversion: Is in the SW 1/4 of Section 4T. 11 S. R. 27 E. County of Cassia 27

4. Describe works as they exist, giving dimensions and capacities of same: 200 HP GE Motor
"N.Y.J. 127005, Layne & Bowler pump" (No Serial Number) 10" x 10"
discharge to a 16" x 40' GIP to a 85' x 100' settling pond to open ditches

5. Water is used for: Irrigation and domestic purposes6. 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):

W 1/2, Sec. 4, T. 11 S., R. 27 E., B.M.

Parts of above land is irrigated under other permits see note
left hand page.

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

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

Remarks: _____

Pump still producing a lot of sand - water leaves settling pond
very muddy.

This examination was made on the 28th day of June, 1964

(Signed)

Layne Johnson & H. H. Wengert
 Examiner.

29596

Paul Hansen, Area Manager, Food Division
J.R. Simplot Company
Box 181, Burley, Idaho
Permit No. G-29596
Columbia

Examination for Completion of Works & Beneficial Use

County Cassia
Sec. 4 T. 11S R. 27 EBM

Quantity: 5.6 c.f.s.
Source: Subterranean flow
P.D.: SWNW Sec. 4, T11S., R27E
Use: Irrigation & domestic

Filed: March 28, 1961
Due: March 31, 1966
Extension: —

Completion of Works: —
Other Rights: none

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
JUL 16 1964
Department of Reclamation

LJ- 200

1-63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 5/9, 1962 **DISCHARGE MEASUREMENT NOTES**

* 9 well

River at Ruby Co. (SW NW Sec 4, 115, 27E.

No. of feet	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or -----	Area	Discharge
							At point	Mean in ver- tical			
	0	.25	1.35		90% 94.5		.68			.34	.23
	.5	.50	1.25		15 45		.75			.63	.41
	1.0	.50	1.25		15 43		.78			.63	.49
	1.5	.50	1.30		15 40		.84			.65	.55
	2.0	.50	1.30		15 39		.76			.65	.49
	2.5	.50	1.35		15 43		.78			.68	.53
	3.0	.50	1.40		15 41		.82			.70	.57
	3.5	.50	1.45		15 41		.82			.72	.59
	4.0	.25	1.55		90% 54.5		.75			.37	.28
4.70											
This well was measured											
10-24-61 4.36 ft											
5-9-62 4.20											
and then more											
Current Meter 82V											

No. _____ of _____ Sheets. Comp. by Chk. by _____

1M April 1962

~~XXXXXXXXXX~~

September 23, 1963

Re: Permit No.

G-29596

Ruby Company

Paul Hansen, Area Manager, Food Division
J.R. Simplot Company
Box 181
Burley, Idaho

Dear Mr. Hansen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald-Bulletin, all submitted in proof of completion of works and beneficial use on Permit No. G-29596.

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,

CARL E. TAPPAN

~~XXXXXXXXXX~~

State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: ~~mr~~

29596

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

Notice is hereby given that at 2:00 P.M., on the 12th day of September 1963, at Burley, County of Cassia, State of Idaho, before Jess Parsons, Notary Public, at 120 E. 13th St., Burley, Idaho, proof will be submitted of the completion of works for the diversion of 5.6 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.29596, 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 Ruby Company, P. O. Box 2777, Boise, 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 5.6 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5.6 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4, Twp. 11 S., Rge. 27 EBM, County of Cassia.

5. The place where said water is used is West Half of Section 4, T. 11 S., R. 27 EBM.

6. The date of priority which said user is prepared to establish is 2:00 PM, March 28, 1961.

CARL E. TAPPAN, Acting
State Reclamation Engineer

Published in the Burley Herald-Bulletin on July 26, August 2, 9 and 16, 1963.

29596

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

Notice is hereby given that at 2:00 P.M., on the 12th day of September 1963, at Burley, County of Cassia, State of Idaho, before Jess E. Tappan, Notary Public, at 120 E. 1st St., Burley, Idaho, proof will be submitted of the completion of works for the diversion of 5.6 cubic feet per second of underground water from a well, and the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. C-29596, 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 Ruby Company, P. O. Box 2777, Boise, 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 5.6 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5.6 cubic feet per second.

4. The point of diversion of said water is SW 1/4 of the NW 1/4 of Section 2, T. 12 N., R. 27 E. B.M., County of Cassia.

5. The place where said water is used is West Half of Section 4, T. 11 N., R. 27 E. B.M.

6. The date of priority which said water was prepared to establish is 2:00 P.M. March 28, 1961.

J. E. TAPPAN, Acting Reclamation Engineer
Published in the Burley Herald-Bulletin for July 26, August 2, 9 and 16, 1963.

Affidavit of Publication

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Nathan T. McKenna, 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 four (4) consecutive weeks, commencing with the issue dated July 26, 1963, and ending with the issue dated Aug. 16, 1963

Subscribed and sworn to before me this 17th day of Aug., 1963

NOT COMMISSION EXPIRES
APRIL 24, 1967

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

29596

RECEIVED
MAY 12 1961STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-29596Proof 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. Paul Hansen, 2220 Miller Avenue, Burley, Idaho - Area Manager, Food Division,
J. R. Simplot Company, P. O. Box 181, 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. Ruby Company, P. O. Box 2777, Boise, Idaho - Power of Attorney.

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

Ans. G-29596 - March ³¹~~28~~, 1961 - 2:00 p.m., March [✓]28, 1961.

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

Ans. Deep Well - SW¹/₄ NW¹/₄ of Sec. 4, Twp. 11S., Rge. 27 E.B.M., Cassia County.

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. Deep well, 400' deep, 18" casing, 367' of pipe. Pump test 3/14/61 to 3/14/61
showed 2725 gpm or 302¹/₂ inches. Tested 43 hours. Water level 90', Pump has 10"
discharge. Used 8¹/₂" orifice for test. This information from Well drillers log.
Ditch irrigation used.

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. Irrigation - W¹/₂, Sec. 4, Twp. 11S., Rge. 27 E.B.M., Cassia County, 320 acres.

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

Ans. Ralph C. Denton, Drilling Contractor, Murtaugh, Idaho.NR
29596

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. None

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. Assignment from original holder when Ruby Company purchased property well located on.

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

Ans. Used 61-62-63 - Surface irrigation - used full capacity of well-approximately 200 inches, to 300 inches depending upon time of year tested.

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

(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 Burley, County of Cassia

State of Idaho, on this 12th day of September, A. D. 1963.

My commission expires July 10, 1966.

RECEIVED
SEP 17 1963

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-29596

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Ronald M. Winans, 37, 2634 August Street, Boise, Idaho, Administrative Assistant,
J. R. Simplot Company, Boise, Idaho.

Ques. 2. Are you acquainted with Ruby Company, the holder of
Permit No. G-29596? How long have you known him and where does he reside:

Yes - 4 years, Boise, Idaho and this project near Malta, Idaho.

Ques. 3. Have you read or heard said Permit No. G29596 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Deep drilled well, electric pump, open ditches.

State place of diversion: SW 1/4 of Sec. 4, Twp. 11S., Rge. 27E.B.M., Cassia County

Describe works for conveying water to place of use: Electric drawn pump and open
ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 5.6 cfs this based on original test made by well driller following final
conveyed: I would estimate the same as above. install
ation.

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

W 1/2, Sec. 4, Twp. 11S., Rge. 27 E.B.M., Cassia County. 320 acres.

29596

If for power or other purposes than irrigation, state how water has been used:

None

Ques. 8. (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:

Silt and Silt Loan. One inch per acre, which is typical for the area.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None

Ques. 10. When did you first see this water used: June, 1963.

Other times you have seen such use: July and August, 1963.

(Signed)

Ronald M. Winans

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 Burley

 , County of Cassia, State of Idaho, on this 12th day of September,
A. D., 1962.3.

J. Parsons
Notary Public for State of Idaho

Residing: Burley, Idaho

My commission expires: July 10, 1966

29596

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 6-29596

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Chester Hylton, 47, Declo, Idaho, Farm Manager, Star Route, Declo, Idaho.

Ques. 2. Are you acquainted with Ruby Company, the holder of
Permit No. 6-29596? How long have you known him and where does he reside:

Nine months. I am familiar with the property since the project began.

Ques. 3. Have you read or heard said Permit No. 6-29596 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Deep well

State place of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Twp. 11S., Rge. 27 E.B.M., Cassia County

Describe works for conveying water to place of use: Electric driven pump and open
ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 5.6 cfs, based on well/ drillers test March 1961. How much water have you seen being so

conveyed: Same, I would estimate.

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

320 acres - W $\frac{1}{2}$, Sec. 4, Twp. 11S., Rge. 27 E.B.M.-Cassia County.

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

NONE

Ques. 8. (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:

Silt and Silt Loam. One inch per acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None

Ques. 10. When did you first see this water used: April, 1961

Other times you have seen such use: Each summer since then.

(Signed)

Charles Hylton

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 Burley

_____, County of Cassia, State of Idaho, on this 12th day of September,

A. D., 1962.3

J. Barone

Notary Public for State of Idaho

Residing: Burley, Idaho

My commission expires: July 10, 1966

29596

RECEIVED
SEP 17 1963

Department of Reclamation

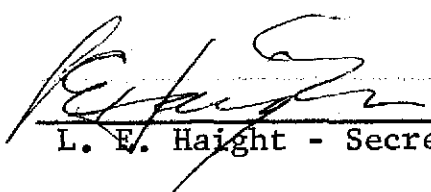
CERTIFICATE OF RESOLUTION

STATE OF IDAHO)
)
County of Ada) ss.

L. E. HAIGHT, the duly elected, qualified and acting Secretary of RUBY COMPANY, a Utah corporation, does hereby certify that at a meeting of the Board of Directors of that corporation, held on the 10th day of September, 1963, at which all of the members of the Board of Directors were present in person, the following resolution was unanimously adopted:

RESOLVED that John M. Dahl, Vice President of this corporation, be and is hereby authorized and empowered to make, execute and deliver, in behalf of the corporation, unto Larry Silver, its power of attorney constituting and appointing said Larry Silver its attorney in fact, with full power and authority to make, execute and deliver for it and in its name and behalf the deposition of holder in Proof of Application of Water to Beneficial Use in conjunction with State of Idaho Water Permit No. G-25536; and

RESOLVED, that John M. Dahl, Vice President of this corporation, be and is hereby authorized and empowered to make, execute and deliver, in behalf of the corporation, unto Paul Hansen, its power of attorney constituting and appointing said Paul Hansen its attorney in fact, with full power and authority to make, execute and deliver for it and in its name and behalf the deposition of holder in Proof of Application of Water to Beneficial Use in conjunction with State of Idaho Water Permit No. G-29596.


L. E. Haight - Secretary

29596

SPECIAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That RUBY COMPANY, a Utah corporation, hereinafter called "Corporation", has made, constituted and appointed, and by these presents, does make, constitute and appoint PAUL HANSEN of Burley, Idaho, its true and lawful attorney for said corporation, and in its name, place and stead, and for its use and benefit to make, execute and deliver depositions of holder in Proof of Application of Water to Beneficial Use in conjunction with State of Idaho Water Permit No. G-29596; and said corporation hereby gives and grants unto said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in making, executing, and delivering said depositions of holder as fully to all intents and purposes as the corporation might or could do, hereby ratifying and confirming all that the said attorney shall lawfully do and cause to be done by virtue of these presents.

IN WITNESS WHEREOF, said corporation has this 10th day of September, 1963, caused these presents to be executed and its corporation name to be hereunto subscribed, and its corporate seal hereunto affixed by its President and Secretary in pursuance to the said resolution adopted this day.

RUBY COMPANY

By John M. Dahl
John M. Dahl - Vice President

Attest:

L. E. Haight - Secretary

RUBY COMPANY
212 BANK OF IDAHO BUILDING
P. O. BOX 2777 - BOISE, IDAHO
September 16, 1936

RECEIVED
SEP 17 1936
Department of Reclamation

State Reclamation Engineer
Room 107 - Statehouse
Boise, Idaho

Attention: Mrs. Edna P. Rule
Chief Clerk

Re: Permit No. G-29596
Ruby Company

Reference is made to your letter dated July 24, 1936, wherein you acknowledged the Notice of Completion of Works and Application to Beneficial Use under above named permit and advised where and when final proof was to be made. This has been done and we are now enclosing for your further handling copies of the Depositions of the Holder and Witnesses and the Affidavit of Publication.

Yours very truly,

RUBY COMPANY

R M Winans
R. M. Winans

RMW
Enc. (4)

cc - Lloyd Haight
Paul Hansen

29596

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 22, 1963

(P. O.) Box 2777, Boise, 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.

R. M. Whinn

(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

29596

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

Notice is hereby given that at 2:00 P.M., on the 12th day of September
1963, at Burley, County of Cassia, State of Idaho,
before Jess Parsons, Notary Public, at (address) 120 E. 13th St.
Burley, Idaho, proof will be submitted of the completion of works for
the diversion of 5.6 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.29596, 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 Ruby Company, P. O. Box 2777, Boise, Idaho

2. Said works of diversion will be fully completed on the date set for such com-
pletion, and the amount of water which said works are capable of conveying to the place of
use is 5.6 cubic feet per second.

3. The use to which said water has been applied is irrigation and
domestic purposes, and the amount applied to beneficial use is 5.6
cubic feet per second.

4. The point of diversion of said water is SW 1/4 of the NW 1/4 of Section 4,
Twp. 11 S., Rge. 27 EBM, County of Cassia.

5. The place where said water is used is West Half of Section 4, T. 11 S.,
R. 27 EBM.

6. The date of priority which said user is prepared to establish is 2:00 PM
March 28, 1961.

CARL E. TAPPAN, Acting
State Reclamation Engineer


29596

July 24, 1963

Re: Permit No. G-29596
Ruby Company

The Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to September 12, 1963, the date set for proof; the expense of the publication is to be paid by the applicant, Ruby Company, of P.O.Box 2777, 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,

CARL E. TAPPAN, Acting
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.
CET:spk

29596

July 24, 1963

Re: Permit No. G-29596

Ruby Company,
P. O. Box 2777,
Boise, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-29596. The proofs are to be made at 2:00 o'clock P.M., on the 12th day of September, 1963, before Jess Parsons, 120 E. 13th St., Burley, Idaho, Notary Public.

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

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. 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, the 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,

~~GEORGE H. CARTER~~
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

29596

July 1, 1963

RE: Permit No. G-29596
Ruby Company

Mr. L. E. Haight, General Counsel
J. R. Simplot Company
Box 2777
Boise, Idaho

Dear Mr. Haight:

Enclosed is departmental receipt No. G-8020 in the amount of
\$0.50 covering the fee for recording the assignment of the
above numbered permit.

Very truly yours,

CARL E. TAPPAN
Acting State Reclamation Engineer
By

(Mrs.) Edna F. Rule
Chief Clerk

EPR:mr

Enc. receipt

29596

June 25, 1963

Re: Permit No. G29596

Mr. L. E. Haight
General Counsel
J. R. Simplot Company
805 Idaho Street, Box 2777
Boise, Idaho

Dear Mr. Haight:

Please find enclosed the Assignment of Water Permit
No. G-29596, which has been recorded in this office.

In answer to your inquiry of the fee for this service,
it is 50¢. We shall appreciate receiving the fee in this
office as soon as possible.

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:vj

Encl. Assignment

29596

GENERAL OFFICES
J.R. SIMPLOT COMPANY

805 IDAHO STREET

BOX 2777

BOISE, IDAHO

June 21, 1963

RECEIVED
JUN 25 1963

Department of Reclamation

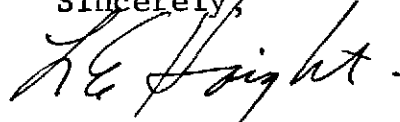
Department of Reclamation
State of Idaho
Statehouse
Boise, Idaho

Gentlemen:

Enclosed is Assignment of Water Permit No.
G-29596 from Yale Farms Co. to Ruby Company. Will you
please record this assignment and return the document
to this office.

Please advise the amount of your fee for this
service, and our check will be forwarded immediately.

Sincerely,



L. E. Haight
General Counsel

Enclosure

da

29596

January 8, 1962

RE: Permits No. G-28456, G-29099, G-29584
Cottarel Farms Co.
G-29596
Yale Farms

Newel A. Nelson
Certified Public Accountant
Snow Building
Burley, Idaho

Dear Mr. Nelson:

Your letter of January 3 with applications for amendment to the land list on Permits No. G-28456 and G-29099, relinquishment of Permit No. G-29184, and a check for \$7.00 fees for Permit No. G-29584 has been received.

The check No. 526 we received for fees for Permit No. G-28456 was for \$21.00, and check No. 527 for Permit No. G-29099 was for \$25.00, neither of which covered the additional fee of \$1.00 for each amendment.

The check for \$7.00 you enclosed will be adequate for fees for Permit No. G-29584. The certificates will be prepared next week.

Kindly send us the \$2.00 fee for the two amendments and the amendments will be recorded and the certificates will be prepared.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr

29596

April 6, 1961

Re: Permit No. G-29596
Yale Farms Co.

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

Dear Mr. McDowell:

We enclose Permit No. G-29596 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-5812 which was issued covering payment in the amount of \$10.25 for the filing fee of the above mentioned permit, and for recording Amendments in connection with Permit Nos. G-28456, G-28030 and G-29098.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: Yale Farms Co.
Malta, Idaho

29596

WALSH & WATSON CO.

Form No. 0

East Half of Section 4, Township 11 South,
Range 87 East, Boise Meridian.

Def 1

29596

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

29596