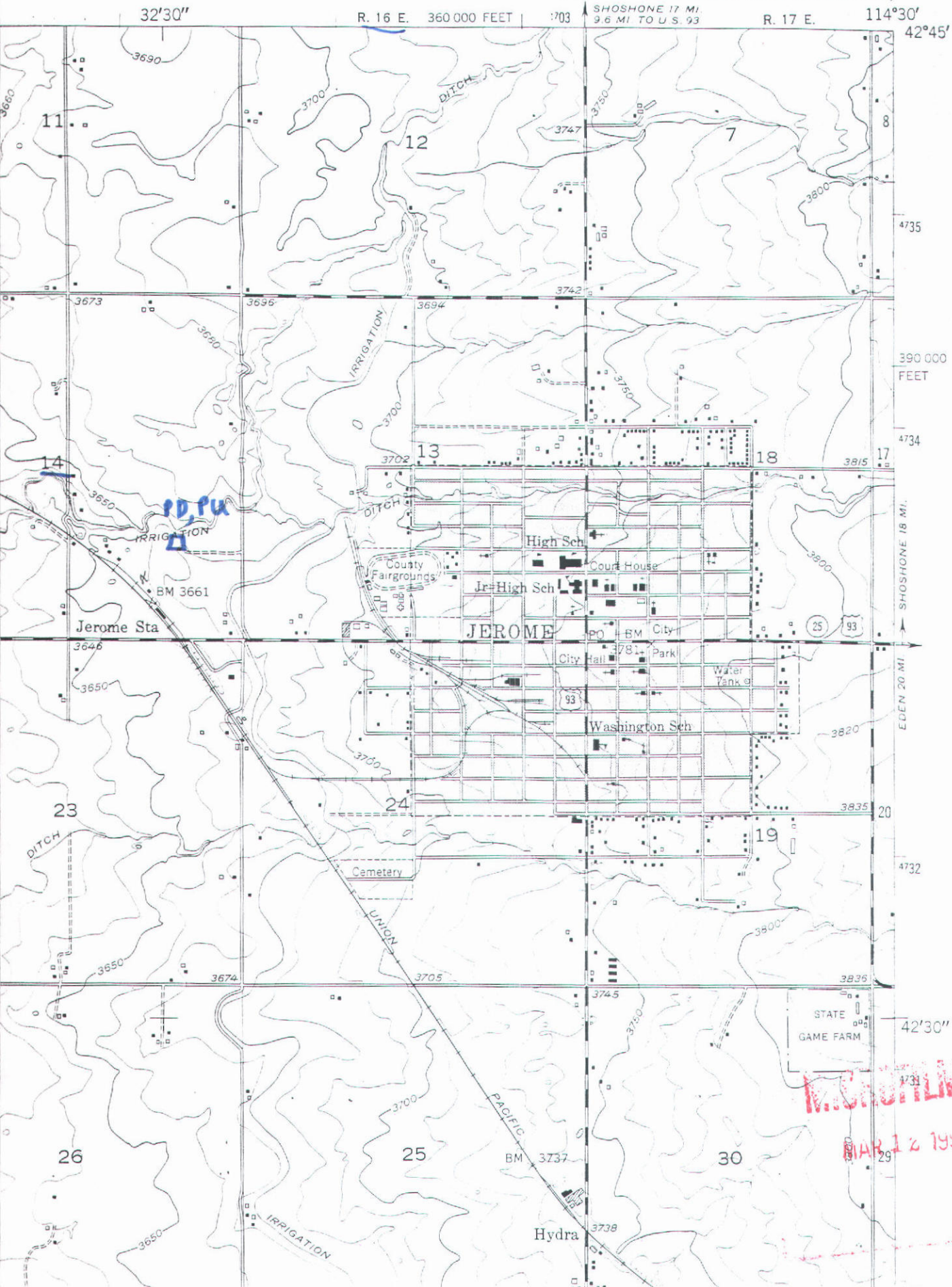


JEROME QUADRANGLE

IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)



AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Jerome. } SS.

Patty Nance G. Manager, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2X consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 15th day of Nov., 1989, and the date of the last publication was on the 22nd day of Nov., 1989.

Subscribed and sworn to before me this 27 day of Nov, 1989
(SEAL)

Norma D. Ure
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2X

- _____ Lines tabular at _____ 6¢/Pica
- 351 Lines straight at 17.55 5¢/Pica
- _____ Subsequent lines at 14.04 4¢/Pica
TOTAL COST 31.59

COPY OF NOTICE

(Paste Here)

Appl. for Water Right
TITLE OF NOTICE
Simplet Soil Builders

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res.
(BILL TO) T.F.

NOTICE OF APPLICATION FOR WATER RIGHT

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

36-08471

SIMPLET SOILBUILDERS INC.

P.O. BOX 217

JEROME, ID 83338

Source: GROUNDWATER

Diversion Pt: SWNESE Sec 14 T 08S R 16E

Use: COMMERCIAL (.220 CFS)

Date Filed: 10/04/1989

In: T08S R16E S14 NESE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before DECEMBER 4, 1989.

R. Keith Higginson

Director
N10850

Pub: 11-15, 22

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....5¢/Pica

7-8 pt. per line tabular.....6¢/Pica

7-8 pt. per line successive
insertions.....4¢/Pica

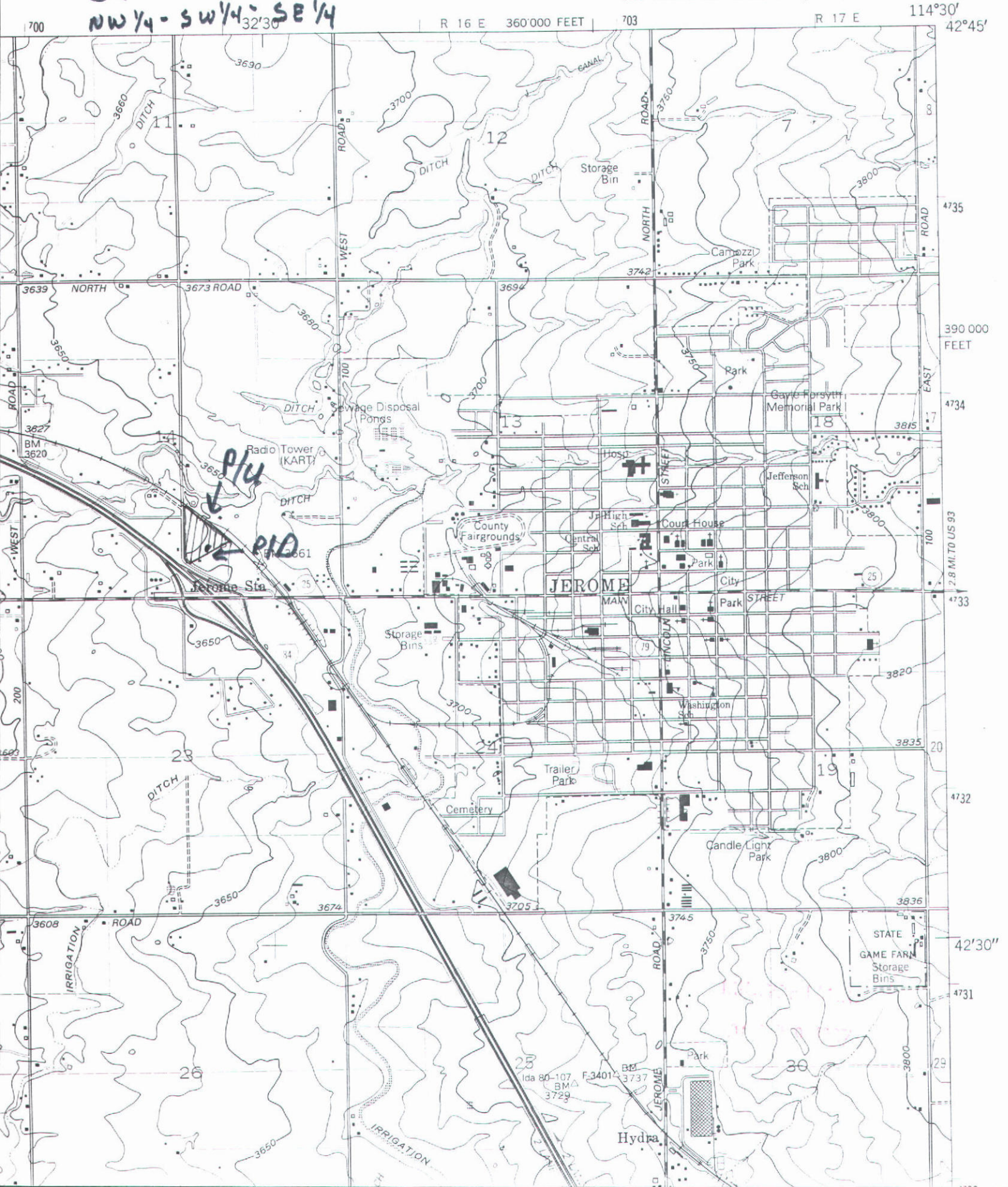
No 3538

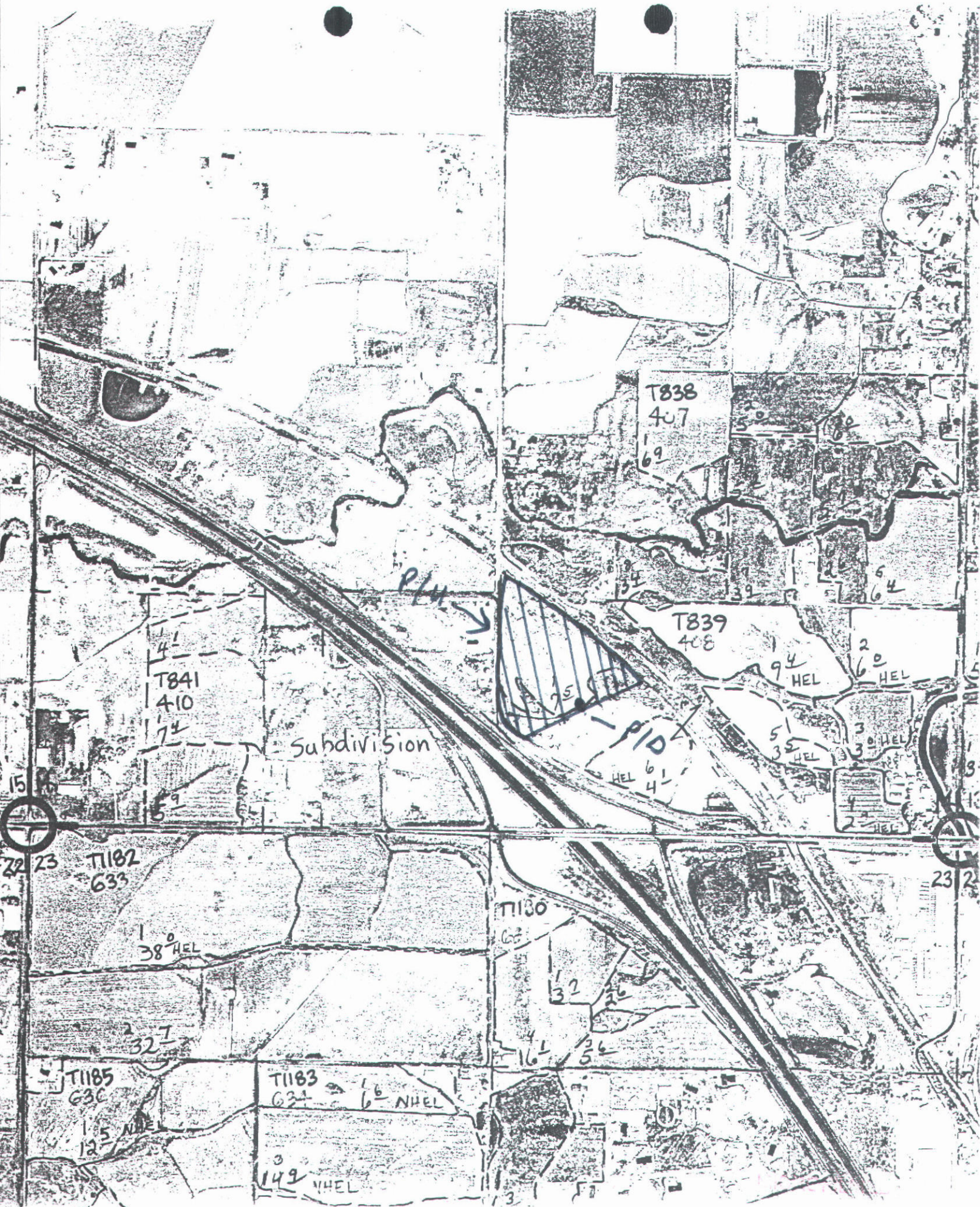
10850 MAR 12 1990

36-08471
MAP BB 22
SECTION 14 TWP. 8S-Range 16E
NW 1/4 - SW 1/4 - SE 1/4

JEROME QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

3169 N. 54
150SHON





T838
407
69

T839
408

T841
410
74

Subdivision

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41

94
HEL

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HEL

30
HEL

30
HEL

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22 23

T1182
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32
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T1185
630

15
12
NHEL

T1183
631

16
6
NHEL

3
149
NHEL

T1180
632

32

16
36

23 2

ROAD

Drainage Pond

Drains YARD

Rail Road
TANK

ROAD
TRACKS

Machinery

Amelia
TANK

SHOP

SHOP

SHOP

Machinery

SCALES

OFFICE

Parking

Maintenance
SHOP

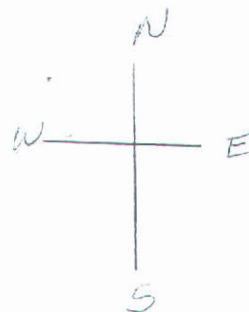
Spill
Reservoir

Chemical Tank

Well Position

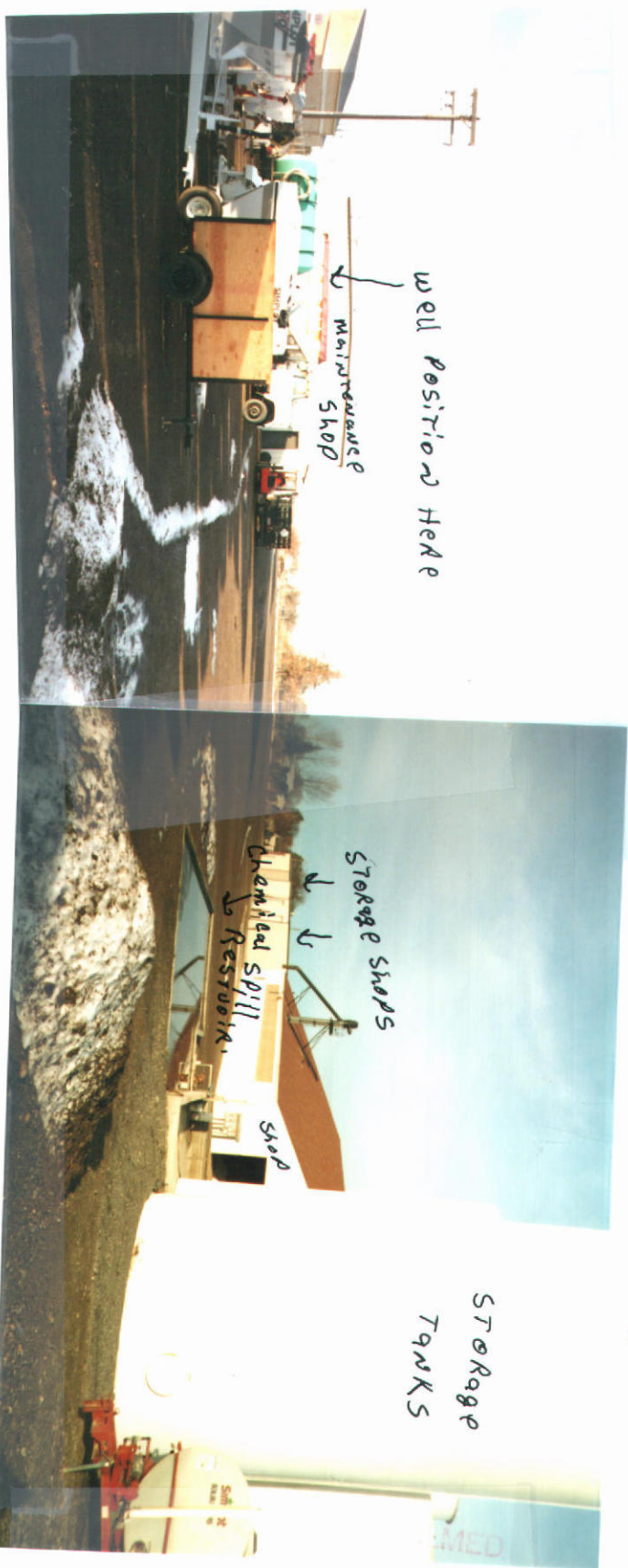
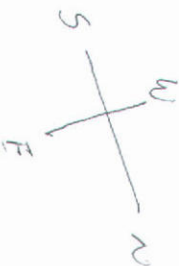
Machinery

Machinery



NOT TO SCALE

10/12/2011
01/28/2012



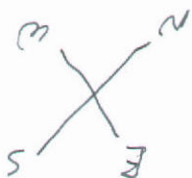
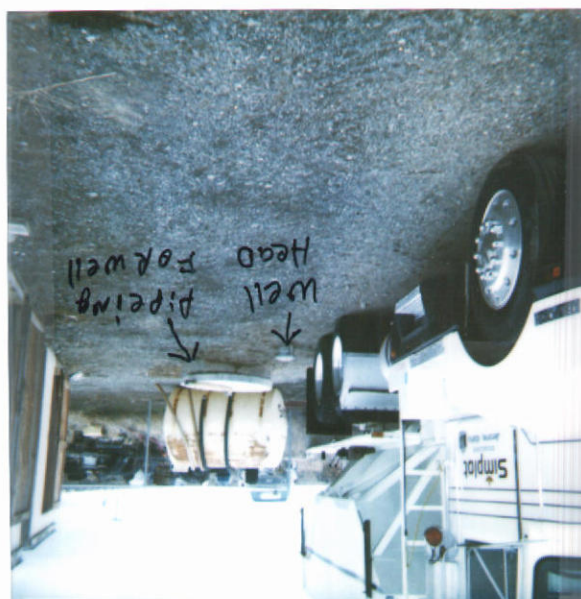
This is a picture of the main yard. The well is located between shop and truck

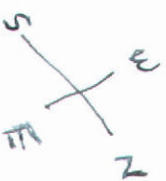
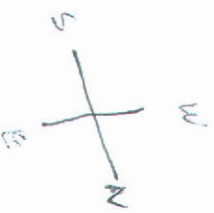
NOV 29 1977

Piping for well and Rainband Meter position.



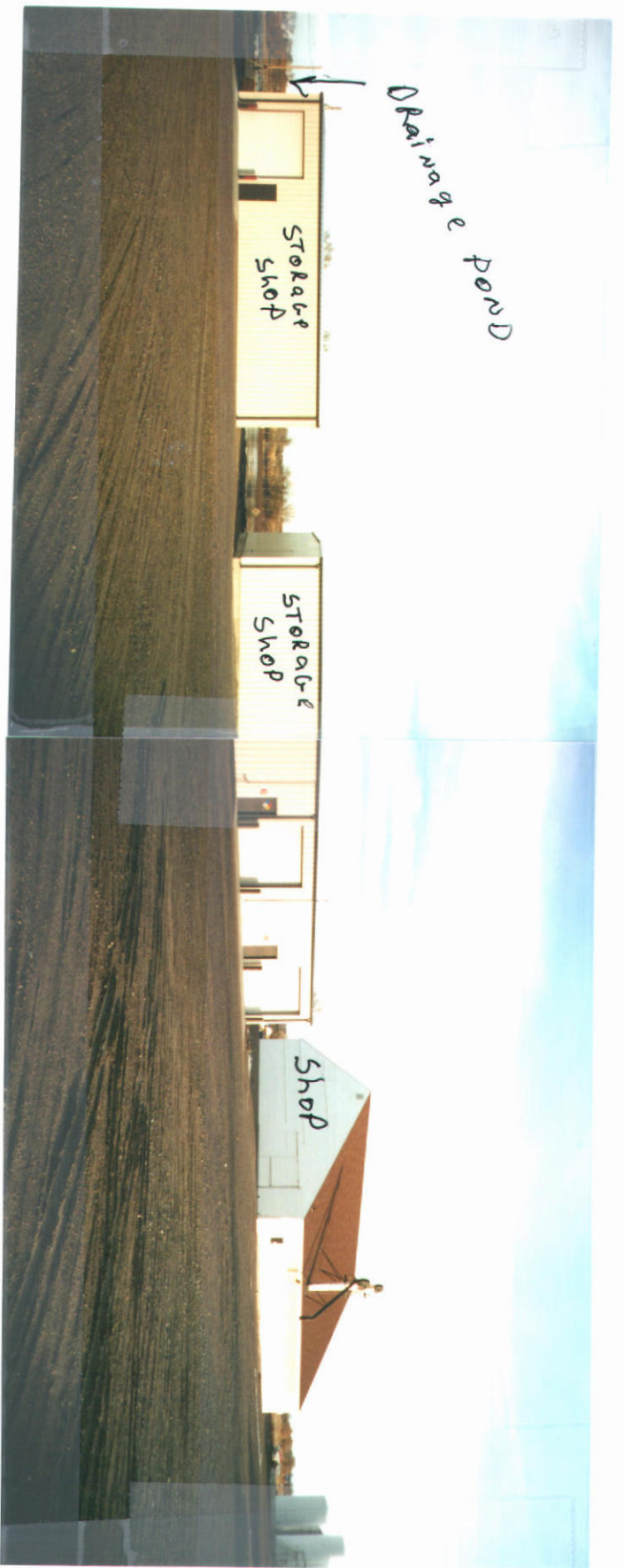
This is the position of well





↑
This is a view of Place
OF use From Back Fence.

This picture shows the Drainage
Pond used to capture water
Draining off of the yard.

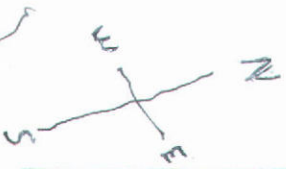


Drainage Pond

STORAGE
SHOP

STORAGE
SHOP

SHOP



Chemical
Tanks

MAINTENANCE SHOP

OFFICE

This is a picture
OF main YARD



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name: <u>Simplot Soilbuilders</u> Address: <u>Jerome</u> Owner's Permit No. <u>36-89-S-077</u>	7. WATER LEVEL Static water level <u>199</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed in pressure ☐ Yes ☒ No P.S.I. _____ Controlled by ☐ Valve ☐ Cap ☐ Plug Temperature <u>OF</u> Quality _____ Describe artesian or temperature zones below																																																																																																																																																																																																																																																																																																																																																																																																																												
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement Well diameter increase _____ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Air ☐ Other _____ <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																																																																																																																																																																																																																																																																																																																																																									
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☒ Industrial ☐ Stock ☐ Waste Disposal or injection Other _____ (Specify type)	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr><td>80</td><td>0</td><td>11</td><td>Top Soil</td><td></td><td>X</td></tr> <tr><td>10/8</td><td>11</td><td>24</td><td>Gray Broken Basalt Med Hard</td><td></td><td></td></tr> <tr><td>P</td><td>24</td><td>27</td><td>Pink Basalt Broken</td><td></td><td></td></tr> <tr><td></td><td>27</td><td>28</td><td>Gray Basalt Med Hard</td><td></td><td></td></tr> <tr><td></td><td>28</td><td>29</td><td>Broken & cracked</td><td></td><td></td></tr> <tr><td></td><td>29</td><td>33</td><td>Soft & Broken</td><td></td><td></td></tr> <tr><td></td><td>33</td><td>34</td><td>Med Hard</td><td></td><td></td></tr> <tr><td></td><td>34</td><td>37</td><td>Med Hard & Broken</td><td></td><td></td></tr> 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4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other	10. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>SMITH DRILLING & PUMP CO. INC.</u> Address <u>Jerome</u> Date <u>10/10/89</u> Signed by (Firm Official) <u>[Signature]</u> and <u>[Signature]</u> (Operator)																																																																																																																																																																																																																																																																																																																																																																																																																												
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other Thickness _____ Diameter _____ From _____ To _____ .250 inches 5/800 inches + 1 feet - 19 feet inches inches feet feet inches inches feet feet inches inches feet feet Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ perforations _____ feet _____ feet perforations _____ feet _____ feet perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Model No. _____ Type _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ feet Placed from _____ feet to _____ feet Surface seal depth <u>18</u> Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Pudding clay ☐ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	11. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Jerome</u> NE SE 14 T. 85 N S R. 16 E W																																																																																																																																																																																																																																																																																																																																																																																																																												

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08471

Priority: October 4, 1989

Maximum Diversion Rate:

0.18 CFS

Maximum Diversion Volume:

3.6 AF

This is to certify, that J R SIMPLOT CO
PO BOX 27

BOISE ID 83707

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 4, 1989; and has submitted Proof of Beneficial Use on February 13, 1992. An examination indicates that the works have a diversion capacity of 0.180 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.18 CFS	3.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 14, Township 08S, Range 16E
JEROME County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

08S 16E 14

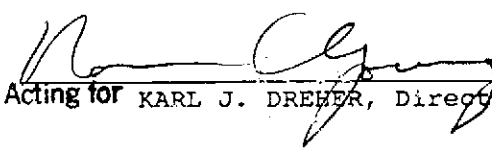
NWSE

SWSE

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for an office, mixing fertilizer and pesticides and for washing equipment.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 22ND day of OCTOBER, 1997.


Acting for KARL J. DREHER, Director

RECEIVED

OCT 03 1997

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08471

Date of Priority: October 4, 1989

Maximum Diversion Rate: 0.18 CFS
Maximum Diversion Volume: 1.5 AF

Comes now *24* J R SIMPLOT CO
PO BOX 217 Z7
~~JEROME~~ ID 83338
Boise 83707 *24*

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 36-08471, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.18 CFS	<i>3.6</i> ~~1.5~~ AF <i>24</i>

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 14, Township 08S, Range 16E
JEROME County

PLACE OF USE: COMMERCIAL
TWN RGE SEC
08S 16E 14 NWSE SWSE

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Boise, Idaho, this 30th day of September, 1997.

J. R. Simplot Company

By: Ronald N. Graves
(Signature)

Ronald N. Graves, Secretary

RECORDED

OCT 29 1997

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08471

FOR DEPARTMENT USE ONLY

Preliminary check by SJK Fee = 50.00 Received by LS # 1000000 Date 10/13/97

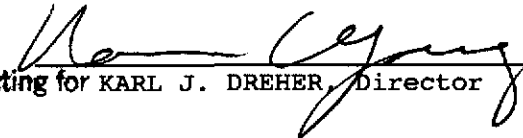
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 36-08471 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for an office, mixing fertilizer and pesticides and for washing equipment.

Witness my hand this 22ND day of OCTOBER, 1997.


Acting for KARL J. DREHER, Director

RECEIVED
OCT 23 1997

RECEIVED
FEB 13 1992

RECEIVED
FEB 19 1992

OFFICE USE ONLY

Amt. of Fee \$ 54.00Date 2/14/92Receipt No. CD23245Receipt by D. B. Bae

now
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-08471 Telephone No. 324-4357
2. Name(s) of Permit Holder(s): L.B. Simplot, Co.
3. Mailing Address: P.O. Box 217 Jerome, Idaho 83338
4. Source of Water: Well

If GROUNDWATER, Well Driller's Name: Smith Drilling Date Drilled: 10-4-89

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other Office & Industrial

6. Total rate and/or volume for which proof is submitted .22 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ☒ No _____ Installed? _____ Yes ☒ No _____

OR

Flow Measurement Port: Required? _____ Yes ☒ No _____ Installed? _____ Yes ☒ No _____

8. Fee Enclosed: \$ _____ (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name Simplot Drillholes Telephone No. 324-4357

Address 150 Frontage Rd. West

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MAR 05 1992

Date Feb 6, 1992

Signature (and title, if on behalf of a company or organization) Jerry P. Mgr.

1301 N. Orchard
Statehouse Mail
Boise, Idaho 83720

Boise, Idaho 83720

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 36-08471

Proposed Priority: October 4, 1989 Maximum Diversion Rate: 0.22 CFS
This is to certify, that J.R. SIMPLOT CO.

P.O. BOX 217
JEROME, ID 83338

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
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COMMERCIAL	01/01 to 12/31	0.22 CFS
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LOCATION OF POINT(S) OF DIVERSION: SWNESE Sec. 14, Township 08S, Range 16E
JEROME County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

08S 16E 14 NESE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **April 1, 1992**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
5. Commercial use is for an office, washing trucks, and filling water trucks.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

6th day of March, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

RECORDED

MAR 12 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant ~~-Simplot Soilbuilders Inc.-~~ ^{*} J. R. Simplot Co. Phone 324-4357

Post office address P. O. Box 217, Jerome, ID 83338

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____

Sec. 14 Township 8S Range 16E B.M. Jerome County; additional

points of diversion if any: * Changed per telecon w/Vic Conrad 1-25-90 JJ

4. Water will be used for the following purposes:

Amount 0.22 for Commercial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.22 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well & pump

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total

reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:

_____ to _____ inclusive.

c. Proposed well diameter is 8 inches; proposed depth of well is 220 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

two years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. commercial use in office, washing trucks, filling water trucks

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	16E	14													C				

C is commercial use

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

RECEIVED

MAR 12 1990

IDAHO

32'30"

R. 16 E. 360 000 FEET

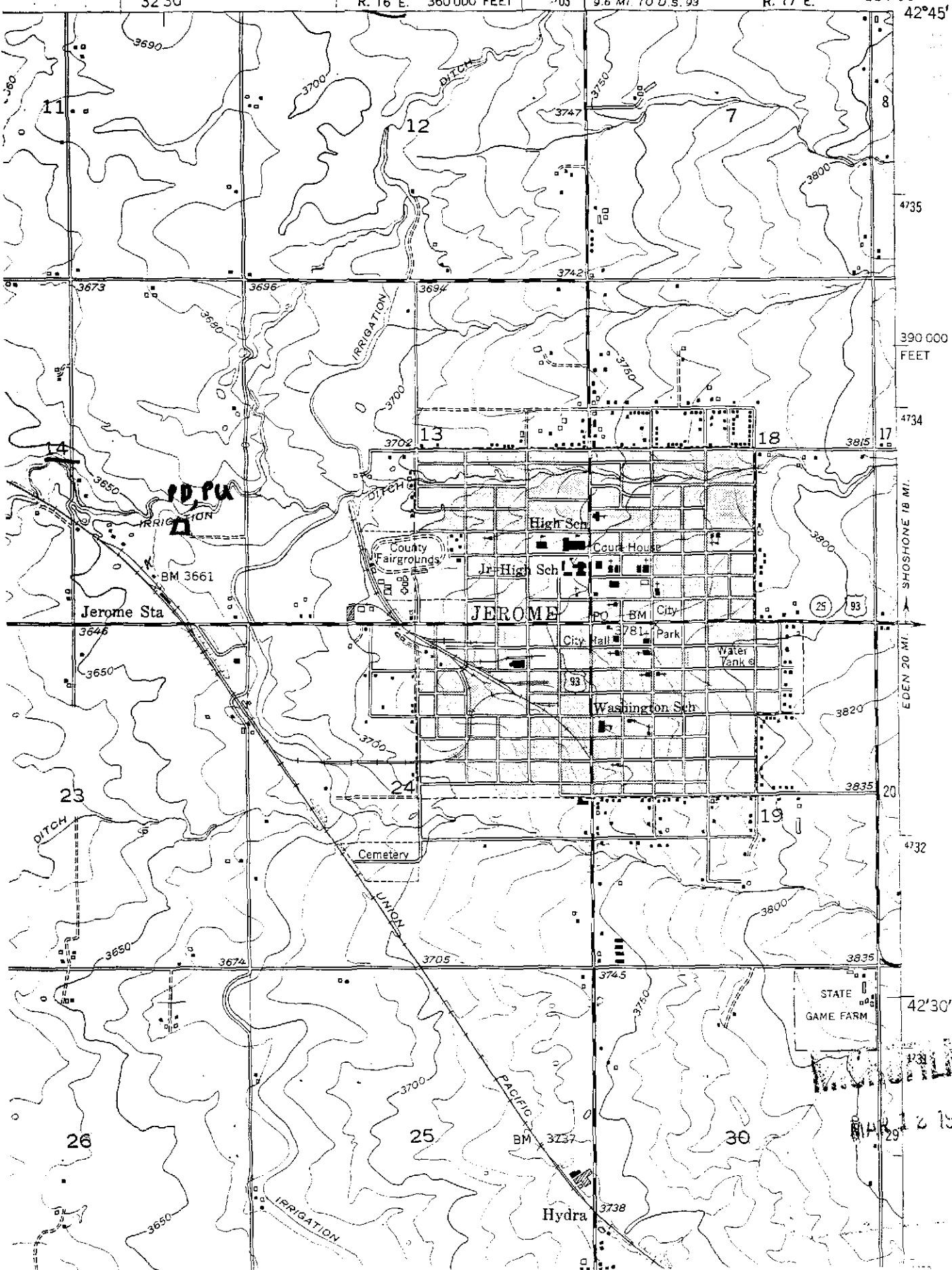
3703

SHOSHONE 17 MI.
9.6 MI. TO U.S. 93

R. 17 E.

114°30'

42°45'



DECLASSIFIED

APR 29 1990

[illegible]

Simplest Scumblers by
Larry Enos
(Applicant) *Manager*

Received by J. Stanton Date 10-4-89 Time 10:48 am Preliminary check by A. J. [unclear]
Fee \$ 45.00 Received by J. Stanton # 5009603 Date 10-4-89
Publication prepared by M. Baldwin Date 10/31/89 Published in North Side News
Publication approved T. Jasper Date 11/29/89

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

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

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

e. Other:

MICROFILMED

MAR 12 1990

RECEIVED

JAN 29 1990

Department of Water Resources
Southern Region Office

J. R. SIMPLOT COMPANY
List of Directors
as of
October 23, 1989

J. R. SIMPLOT
06-23-55

P.O. Box 27
Boise, ID 83707

SCOTT R. SIMPLOT
08-25-70

P.O. Box 27
Boise, ID 83707

A. DALE DUNN
10-01-73

P.O. Box 27
Boise, ID 83707

GORDON C. SMITH
12-19-84

P.O. Box 27
Boise, ID 83707

JAMES E. CONRAD
10-01-73

P.O. Box 1059
Caldwell, ID 83605

DON J. SIMPLOT
05-15-57

P.O. Box 27
Boise, ID 83707

RICHARD R. SIMPLOT
08-25-70

P.O. Box 27
Boise, ID 83707

C. L. OTTER
08-25-70

P.O. Box 27
Boise, ID 83707

GAY SIMPLOT OTTER
10-23-89

P.O. Box 27
Boise, ID 83707

DEAN TRAVIS, JR.
11-29-85

P.O. Box 912
Pocatello, ID 83201

JACK E. MORGAN
10-03-77

1160 Santa Maria Drive
Boise, ID 83702

RALPH J. COMSTOCK, SR.
01-06-82

2888 Leisure Drive
Boise, ID 83707

9758k

MICROFILMED

MAR 12 1990

J. R. SIMPLOT COMPANY
List of Officers
as of
February 15, 1989

Chairman of the Board 10-04-76	J. R. Simplot	P.O. Box 27 Boise, ID 83707
President 05-03-88	Gordon C. Smith	P.O. Box 27 Boise, ID 83707
Senior Vice President 10-06-75	James E. Conrad	P.O. Box 1059 Caldwell, ID 83605
Senior Vice President 11-29-85	Dean Travis, Jr.	P.O. Box 912 Pocatello, ID 83201
Vice President 05-03-88	L. E. Costello	P.O. Box 27 Boise, ID 83707
Vice President 10-06-86	Scott R. Simplot	P.O. Box 27 Boise, ID 83707
Vice President 10-06-69	Don J. Simplot	P.O. Box 27 Boise, ID 83707
Vice President 10-01-73	Richard R. Simplot	P.O. Box 27 Boise, ID 83707
Vice President 10-01-79	C. L. Otter	P.O. Box 27 Boise, ID 83707
Treasurer 12-18-85	James D. Crawford	P.O. Box 27 Boise, ID 83707
Secretary 10-06-75	Ronald N. Graves	P.O. Box 27 Boise, ID 83707

RECEIVED
MAR 12 1989

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Jerome } SS.

Patty Warner being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 28 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 15th day of July, 1989, and the date of the last publication was on the 22nd day of Nov, 1989.

Subscribed and sworn to before me this 27 day of Nov, 1989
(SEAL)

Norma De Vore
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 28

_____ Lines tabular at _____ 6¢/Pica
_____ 351 Lines straight at 17.55 5¢/Pica
_____ Subsequent lines at 14.04 4¢/Pica
TOTAL COST 31.59

COPY OF NOTICE

(Paste Here)

Right of Water Right
TITLE OF NOTICE
Simplet Soil Builders

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Right of Water Right
BILL TO

NOTICE OF APPLICATION FOR WATER RIGHT

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

38-08471

SIMPLOT SOILBUILDERS INC.

P.O. BOX 217

JEROME, ID 83338

Source: GROUNDWATER

Diversion Pt: SWNESE Sec 14 T 08S R 18E

Use: COMMERCIAL (220 CFS)

Date Filed: 10/04/1989

In: T08S R18E S14 NESE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before DECEMBER 4, 1989.

R. Keith Higginson

Director
N10050

Pub: 11-15, 22

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

No 11/29/89 FILED

11/29/89 MAR 12 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 23, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

J R SIMPLOT CO
PO BOX 27
BOISE ID 83707

RE: WATER RIGHT NO. 36-08471

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ENCLOSURE

OCT 28 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

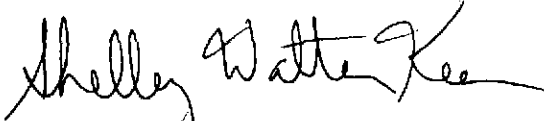
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:klt

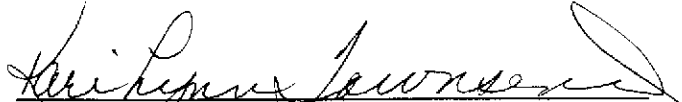
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of October, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 36-08471

J R SIMPLOT CO
PO BOX 27
BOISE ID 83707


Kari Lynn Townsend
Secretary

MEMORANDUM

TO: File 36-08471

FROM: Sharla

DATE: October 3, 1997

RE: Annual Volume

Vic Conrad submitted an estimate of volume in connection with filling the fertilizer application trucks. These figures are reasonable. The examiner listed meter readings taken in December of 1995 and 1996. I spoke with Vic on this date and asked if the meter kicks over every year. He didn't think that it does. However, he explained that this year will be the first full year's accurate reading; in 1995 it was installed in the middle of the season, then they had some bugs that needed to be worked out. Those bugs were worked out and they believe the figures for this year will be an accurate reflection of volume used.

The 3.5 af estimated for the trucks combined with 0.1 af calculated for the shower, sinks, and restroom uses totals 3.6 af as initialed on the application for amendment.

10/3/97
afg, 2/2/97

CORPORATE HEADQUARTERS

RECEIVED

OCT 03 1997

Department of Water Resources

October 2, 1997

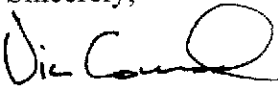
Shelley W. Keene
Water Rights Supervisor
State of Idaho
Department of Water Resources
P. O. Box 83720
Boise, Idaho 83720-0098

Re: IDWR Permit No. 36-08471.

Dear Shelley:

Enclosed is the signed application to amend the above permit and a \$50.00 check to cover your amendment fee. I am also enclosing a copy of our estimate of the annual volume of water used in connection with filling the custom fertilizer application trucks at this location. Please note that the annual volume on your proposed amendment form has been adjusted to correspond with our attached estimate.

Sincerely,



Vic Conrad
Simplot Land and Development

Enclosures

c: R. Mein

J. R. Simplot Company

Jerome Soilbuilder

Estimate for the annual volume of water used to fill trucks for fertilizer application.

March		4 trucks	6 trucks
4-6 1,500 gallon trucks filled per day on average			
Number of Days in Month	31 days		
Number of Gallons/mo.		186,000	279,000
Number of Acre Feet/mo.		0.57	0.86

April		4 trucks	6 trucks
4-6 1,500 gallon trucks filled per day on average			
Number of Days in Month	30 days		
Number of Gallons/mo.		180,000	270,000
Number of Acre Feet/mo.		0.55	0.83

May		4 trucks	6 trucks
4-6 1,500 gallon trucks filled per day on average			
Number of Days in Month	31 days		
Number of Gallons/mo.		186,000	279,000
Number of Acre Feet/mo.		0.57	0.86

June		
1 - 1,500 gallon trucks filled per day on average		
Number of Days in Month	30 days	
Number of Gallons/mo.	45,000 gallons	
Number of Acre Feet/mo.	0.1381 af	

July		
1 - 1,500 gallon trucks filled per day on average		
Number of Days in Month	31 days	
Number of Gallons/mo.	46,500 gallons	
Number of Acre Feet/mo.	0.1427 af	

August		
1 - 1,500 gallon trucks filled per day on average		
Number of Days in Month	31 days	
Number of Gallons/mo.	46,500 gallons	
Number of Acre Feet/mo.	0.1427 af	

September		2 Trucks	3 Trucks
2-3 1,500 gallon trucks filled per day on average			
Number of Days in Month	30 days		
Number of Gallons/mo.		90,000	135,000
Number of Acre Feet/mo.		0.28	0.41

October		
1 - 1,500 gallon trucks filled per day on average		
Number of Days in Month	31 days	
Number of Gallons/mo.	46,500 gallons	
Number of Acre Feet/mo.	0.1427 af	

Total Annual Use

2.54 to 3.52

Ac/Ft Per Year for Custom Applicator Trucks

MEMORANDUM

DATE: September 24, 1997
TO: Water Right File 36-08471
FROM: Shelley W. Keen *SWK*
RE: Phone call from Vic Conrad

This afternoon Vic Conrad called to request some additional time to evaluate the annual diversion volume calculated by IDWR. Vic believes IDWR has not adequately accounted for the nearly constant filling of trucks during the irrigation season. He will submit additional data in the near future.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 16, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

J R SIMPLOT CO
PO BOX 217
JEROME ID 83338

RE: WATER RIGHT NO. 36-08471

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within fourteen days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00. If you have any questions, please call me at (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

Received
Oct 13 1997

From: DWR03::SKEEN 11-SEP-1997 16:35:40.50
To: DWR06::"vconrad@simplot.com"
CC: SKEEN
Subj: RE: IDWR Permit No. 36-08471 (Jerome Soilbuilder).

Vic,

The condition you have asked about is a standard applied to all water right licenses. It should not be read as authorizing the right holder to exceed the annual volume limitation place on the license. Instead, it should serve as a reminder that the right holder is authorized to divert no more water than can actually be benficially used. For example, if an irrigator converts to a more efficient method of applying water and requires less volume to to adequately irrigate the licensed place of use, then only the volume required should be diverted.

I hope this answers your question.

Shelley Keen

From: DWR06::"vconrad@simplot.com" 11-SEP-1997 15:58:22.76
To: "'Keen, Shelley - IDWR'" <SKeen@idwr.state.id.us>
CC: "Mein, Robin E (SSB RM)" <REMein@simplot.com>
Subj: IDWR Permit No. 36-08471 (Jerome Soilbuilder).

Shelley,

With respect to your proposed condition no. 1 - This reads like there is a degree of flexibility in the allowable annual volume. Is this correct?

proposed annual volume.

If you would please grant us a one week extension, I will visit your office tomorrow morning to review the permit file. I will need the additional time to verify the information contained in your file with our Jerome operation.

Please confirm if a one week extension is acceptable.

Vic Conrad

Press RETURN for more...

MAIL> REPLY

To: DWR06;,"vconrad@simplot.com"

Subj: RE: IDWR Permit No. 36-08471.

Vic,

One week of additional time to respond will be fine. We will have the file available for you to review and copy tomorrow morning.

Shelley Keen
[End of file]

10/1/81
04:11:11

From: DWR06::"vconrad@simplot.com" 10-SEP-1997 12:12.29
To: "'Keen, Shelley - IDWR'" <SKeen@idwr.state.id.us>
CC: "Mein, Robin E (SSB RM)" <REMein@simplot.com>
Subj: IDWR Permit No. 36-08471.

Shelley,

We are evaluating the amendment you propose in connection with licensing this water permit. We agree with all of your recommendations, however, we need additional time to determine how the Department arrived at the proposed annual volume.

If you would please grant us a one week extension, I will visit your office tomorrow morning to review the permit file. I will need the additional time to verify the information contained in your file with our Jerome operation.

Please confirm if a one week extension is acceptable.

Vic Conrad
389-7359



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

August 26, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

J R SIMPLOT CO
PO BOX 217
JEROME ID 83338

RE: WATER RIGHT NO. 36-08471

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return it with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

LICENSE REVIEW CHECKLIST

PERMIT NO. 36-00471

DATE 8/22/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>No</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>✓</u>	<u>—</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>✓</u>	<u>—</u>	Amendment required <u>yes</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.22</u> cfs
Fee limit	<u>.20</u> cfs \$ <u>50⁰⁰</u>
Measured	<u>—</u> cfs
Theoretical	<u>.20</u> cfs pump rating = <u>.18</u>
Recommended Total Div Rate <u>.18</u> cfs	

ANNUAL VOLUME/ NATURE OF USES

<del> 9 fixtures x 1.1 gpm x (40 x 60 x 52) = 3.8 af 1800 gpd x (5 x 52) = 1.4 af 2000 gpd x (5 x 52) = 5.4 af </del>	Use	cfs	Volume Calc	
	<u>Comm</u>	<u>.18</u>	<u>5.4</u>	af
	<u>—</u>	<u>—</u>	<u>—</u>	af
	<u>—</u>	<u>—</u>	<u>—</u>	af
SUBTOTAL		<u>.18</u>	<u>5.4</u>	af

Flow rate .18 cfs X 260 days X 1.98 = 46.8 af

Total volume recommended 5.4 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

C/O office, washing and filling trucks.

CONDITIONS

— Watermaster Control WD# —

— GW Measurement/Measuring Device

— Overlap

— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed NA

Adjustment Memo

volume rate

1st Amend Letter P37, P38

2nd Amend Letter P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 14 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-08471

1. Owner: J. R. Simplot Company Phone No. (208) 324-4357

Current Address: P.O. Box 217 Jerome, Idaho 83338

2. Accompanied by: Jerry Enos EXAM DATE : 12-30-96

Address: P.O. Box 217 Jerome, Idaho 83338 Phone No. (208) 324-4357

Relationship to Permit Holder: STORE MANAGER

3. Source: GROUND WATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge	County	Method of Determination/Remarks
P/D		N W	S W	S E	14	08S	16E	JEROME	Visual inspection and ground measurement using a RoloTape (Measure Master series Model - MM-50). Plotted on USGS Quadrange map and ASCS Aerial photo.

2. Place(s) of Use:

Indicate Method of Determination Used same method as above.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	16E	14														CO	CO		COM

PLEASE NOTE: All of the use for this permit is for commercial use.

100051111
707 2 9 111

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

YES Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

YES Aerial Photo Attached (required for irrigation of 10+ acres).

YES Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
P/D	GRUNDFOS	10 Hp	ADS100-10	SAME AS MOTOR	SAME AS MOTOR

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
GRAINLAND	AQUA MASTER		400B	1701 1		

2. Measurements: A Grainland Flow meter was used for volume calculations. No water was being diverted therefore no flow rates could be established.

E. NARRATIVE/REMARKS/COMMENTS

The water for this permit is drawn from a well in the NW 1/4 - SW 1/4 - SE 1/4 of section 14, township 08S, range 16E. The water is then transported north to the main shop where it is then transported to the office and various other shops for various uses. The water is used to supply four bathrooms, four sinks, and one shower. These facilities are used by nine full time employees and four part time employees. The water is also used to mix fertilizer and pesticide chemicals and wash and clean various pieces of equipment used in the chemical application process. The chemicals are used on local area farms and ranches as the need for these chemicals arise.

There is a pond located in the northwest corner of the place of use. This pond has been built to catch runoff from snow melt and rain from the main yard. This pond water is not used for any purpose except to keep possible contaminants from yard from leaving the companies property.

Have conditions of permit approval been met? ☒ yes ☐ no

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

.20 cfs (see attached theoretical sheet)

pump is rated for 80 gpm. - $80 / 448.8 = .18$ cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

B

2. Volume Calculations for Other Uses:

1.5 afa (see attached calculation sheet)

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume	
	From	To	Q (cfs)	V (afa)	
<u>COMMERCIAL</u>		<u>JAN. 01</u>	<u>DEC. 31</u>	<u>.20 CFS</u>	<u>1.5 AFA</u>

Totals: .20 CFS 1.5 AFA

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Daniel A. Nelson Date 1-9-97

Reviewer _____ Date _____

SEAL

To: Distribution From: "Conrad, ^{Fax} 389-7515
Subject: Water Use Reporting Deadline Date: Tue Jan 9 11:10a

Message:

We need to supply the water use reports to the Idaho Department of Water Resources on or before January 15, 1996. I think I already mailed copies of the reporting forms that need to be filed to each of you. Please let me know if you are going to file the reports or if you want me to file on your behalf. If you want me to do it I need the following information.

FLOW METER INFORMATION

- 1 - Flow meter manufacturer *Grain Land*
- 2 - Meter Type *Aquamaster*
- 3 - Meter Model Number *400B*
- 4 - Meter Serial Number *17011*
- 5 - Measure Flow Rate? ☒ Yes or No
- 6 - Measurement Units *gpm*
- 7 - Measure Cumulative Volume? ☒ Yes or No
- 8 - Volume Units ☒ Acre Feet or Gallons) *1.449 12-31-95*

MOUNTING PIPE INFORMATION (I have this from Chuck Bybee, but I need to confirm)

- 1 - Pipe material
- 2 - Outside Diameter
- 3 - Wall Thickness
- 4 - Inside Diameter *2"*
- 5 - Distance of straight pipe upstream from meter
- 6 - Distance of straight pipe downstream from meter

WATER LEVEL INFORMATION

- 1 - Depth to water level prior to any pumping, measured from approximate ground level to water surface in well: Ft. 470' Date: 3-27-95
Time of day: _____
- 2 - Depth to water in the well with pump operating at or near full capacity *NA*
and the system stabilized (pump should have been operating at least 6 hours)
Ft. _____ Date _____ Time of Day _____
This is a difficult measurement to obtain and you may not have it.
- 3 - Pump discharge pressure at normal operating conditions: (Pounds per

CALCULATIONS FOR VOLUME WATER USE

Permit Holder's Grainland Meter Readings:

1.449 acre feet (see attached sheet for reading taken on 12-31-95)

2.926 acre feet (reading I took from same meter 12-30-96)

$2.926 - 1.449 = 1.447$ afa for 1996

Permit Holder's Uses for Permit:

USE

9 full time Employees

4 part time Employees

4 Bathrooms

4 Sinks

1 Shower

Chemical Mixing

Equipment Washing

ESTIMATED CALCULATIONS:

CALCULATIONS USING PER FIXTURE RATES (EXHIBIT 14 FIELD EXAMINER'S HANDBOOK):

$9 \text{ FIXTURES} \times 1.1 \times 40 \text{ HRS/WEEK} \times 52 / 325900 = .06 \text{ AFA}$

CHEMICAL AND EQUIPMENT WASHING ESTIMATED USE 468000 GALLONS PER YEAR.

$468000 \text{ GPY} / 325900 = 1.43 \text{ CFS}$

FIXTURES -	.06	AFA
EQUIPMENT WASHING -	<u>1.43</u>	<u>AFA</u>
TOTAL ESTIMATED AFA -	1.49	AFA

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 36-08471
DATE: 1-2-90
BY: Daniel A. Nelson

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) (\dots 10 \text{ H.P.} \dots) (0.70)}{[(\dots 199 \dots) + (\dots 50 \text{ psi} \dots \times 2.31)]} = \frac{61.6}{314.5} = .20 \text{ CFS}$$

<u>LIFT FROM:</u>	<u>PSI FROM:</u>	<u>NOTES ON PUMP:</u>
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	
area estimate ()	estimate (X)	Pump Make, Serial or ID, rating
well logs (X)	owner gage ()	
Booster (Y) (N)		

REMARKS

Pump is Rated For 80 gpm
80 = 448.8 - 119 gpm

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	POTENTIAL = $(\dots) \times (1.98) \times (\dots)$
4/15 - 10/15	184	
3/1 - 12/1	276	$(\dots)$

POTENTIAL = _____

REQUIRED Acre Feet/Acre/Annum = _____
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

COMMUNICATION DOCUMENTATION

PERMIT NUMBER 36-08471

IDWR EMPLOYEE/AGENT: DAN NELSON

DATE: 1-2-97

CONTACT PERSON: R. DARRYL SMITH

PHONE: (208) 324-4801

MAILING ADDRESS: SMITH DRILLING & PUMP CO., INC. - 328 WEST AVE.
A - JEROME, IDAHO 83338

SUBSTANCE OF COMMUNICATION:

The staff at Simplot did not have the available pump information needed for calculation of flows for their field exam. I was told to contact Smith Drilling to acquire the following information. Darryl Smith gave the following information on the Simplot Soilbuilders pumping system.

MOTOR MAKE -- Grundfos

PUMP MAKE -- Same as motor

SERIAL NUMBER -- None

MODEL NUMBER -- ADS100-10

Hp -- 10 Hp

MAXIMUM CAPACITY -- 80 gpm

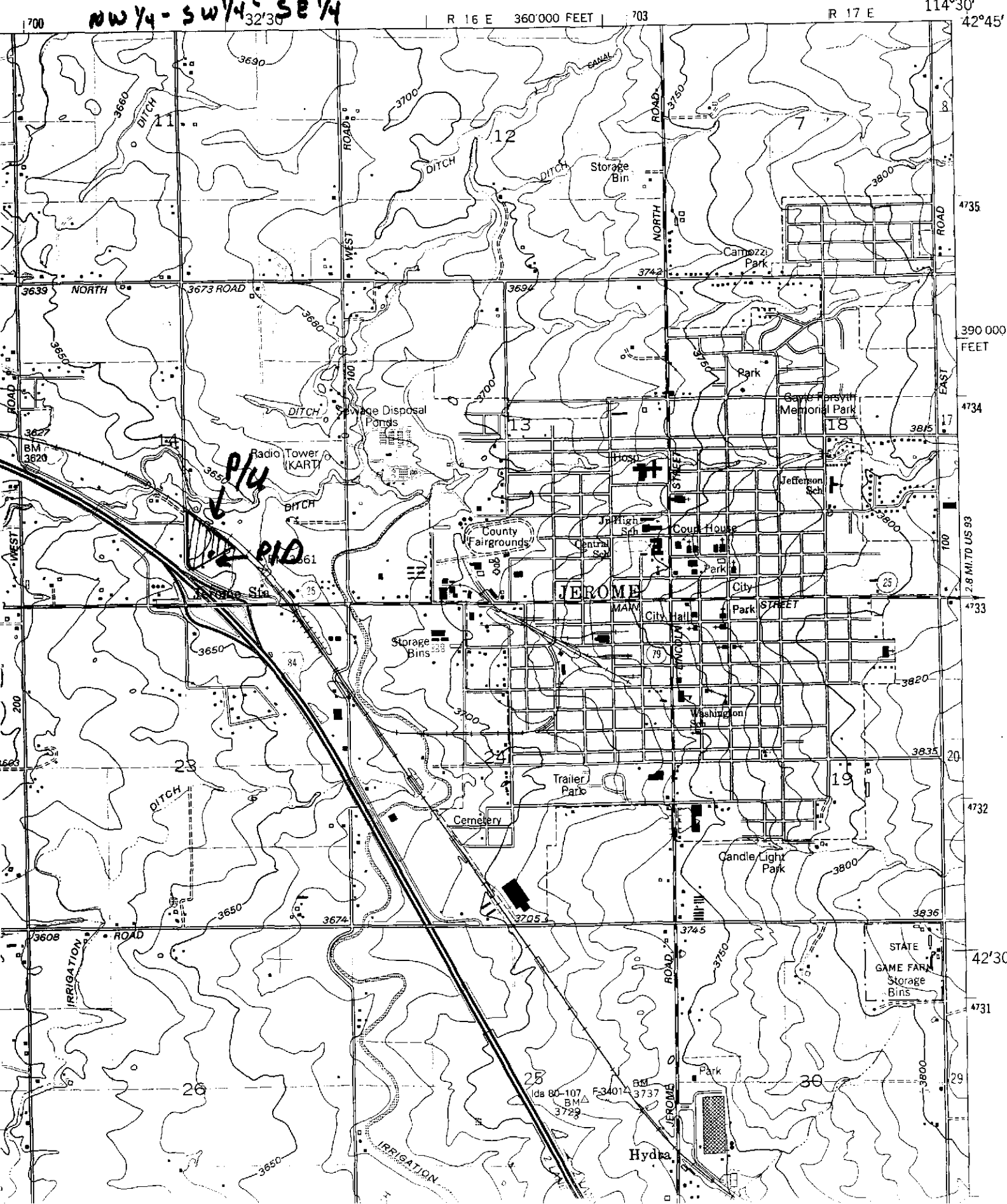
WATER PRESSURE SETTING -- 50 psi (standard setting, can vary with use)

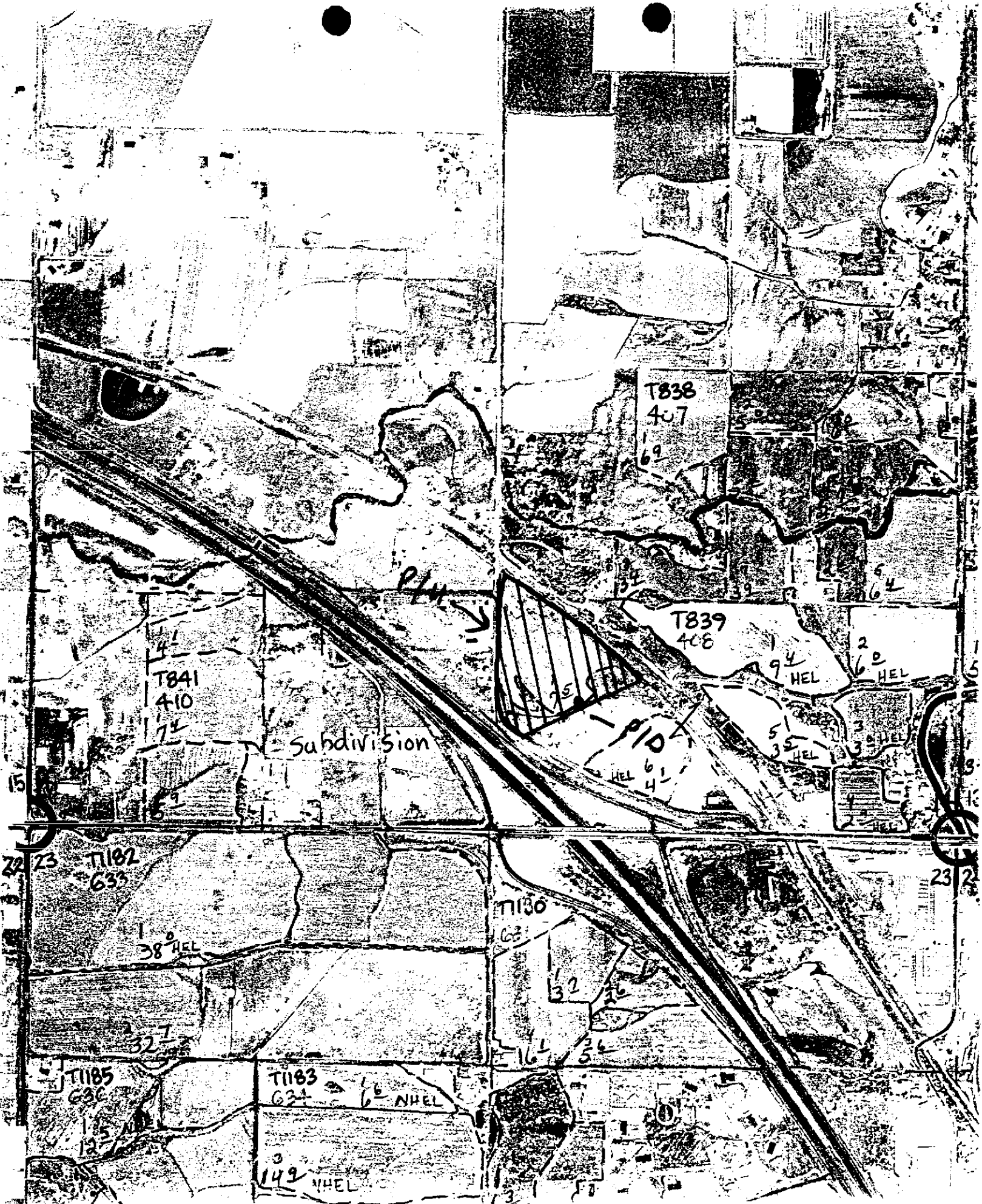
RECOMMENDATIONS:

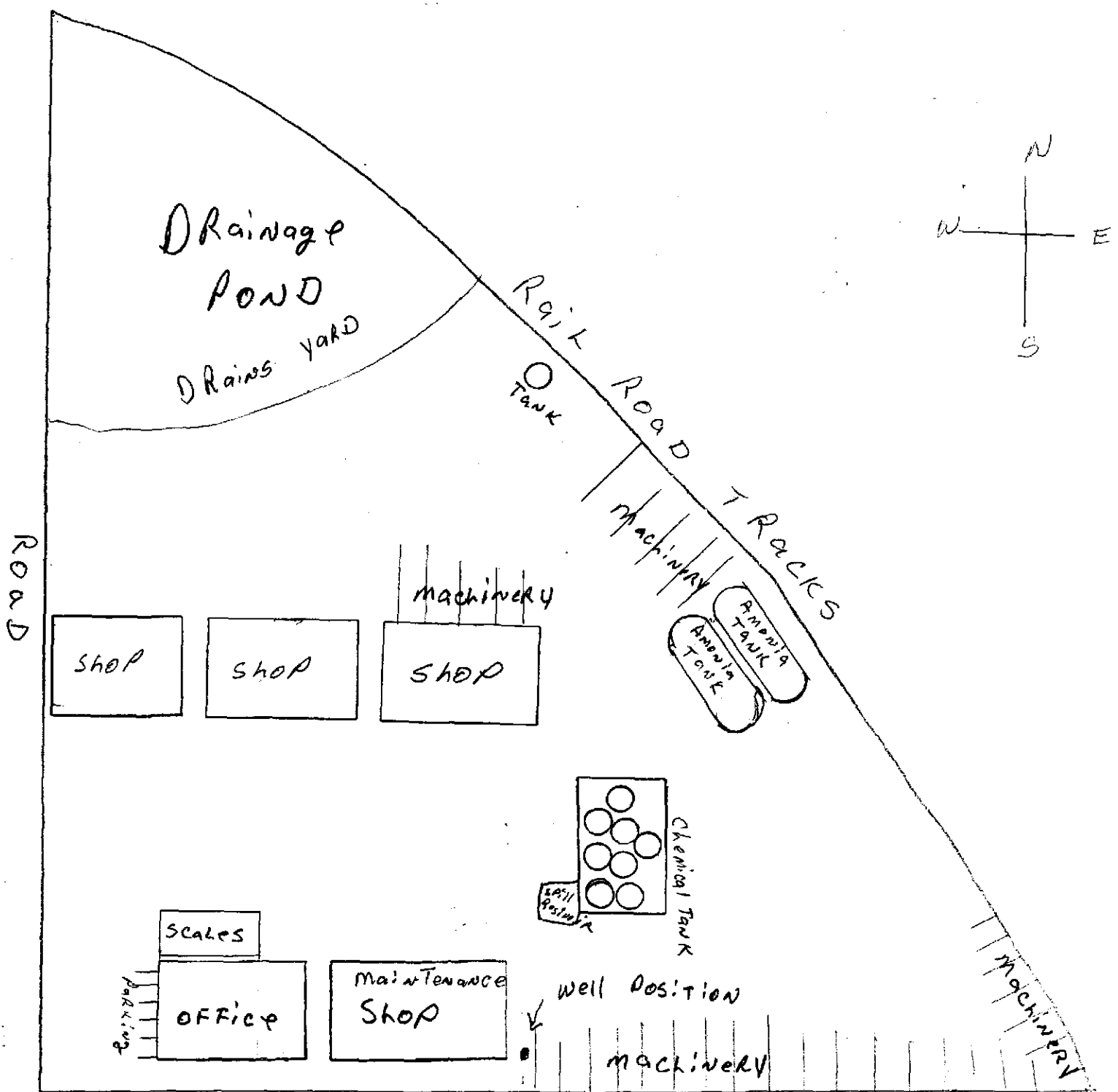
I recommend that this permit be licensed under the following conditions:

1. That this permit be licensed for .20 cfs rate of diversion and an annual volume of 1.5 afa.
2. That this permit be licensed as a commercial use. This business sells and applies chemicals to local farms which falls under this classification. However they do mix these chemicals and use water in this process. Whereas this is a necessary process in applying the chemicals which falls under the interpretation of service. All of the chemicals that are used have been processed at other plants designed for the production of these chemicals.
3. That this permit be for the sale and processes necessary for the application of fertilizers and pesticides for use in the local area. If the user begins to process or refine any of these chemicals at this place of use they must acquire a new water right for industrial purposes.

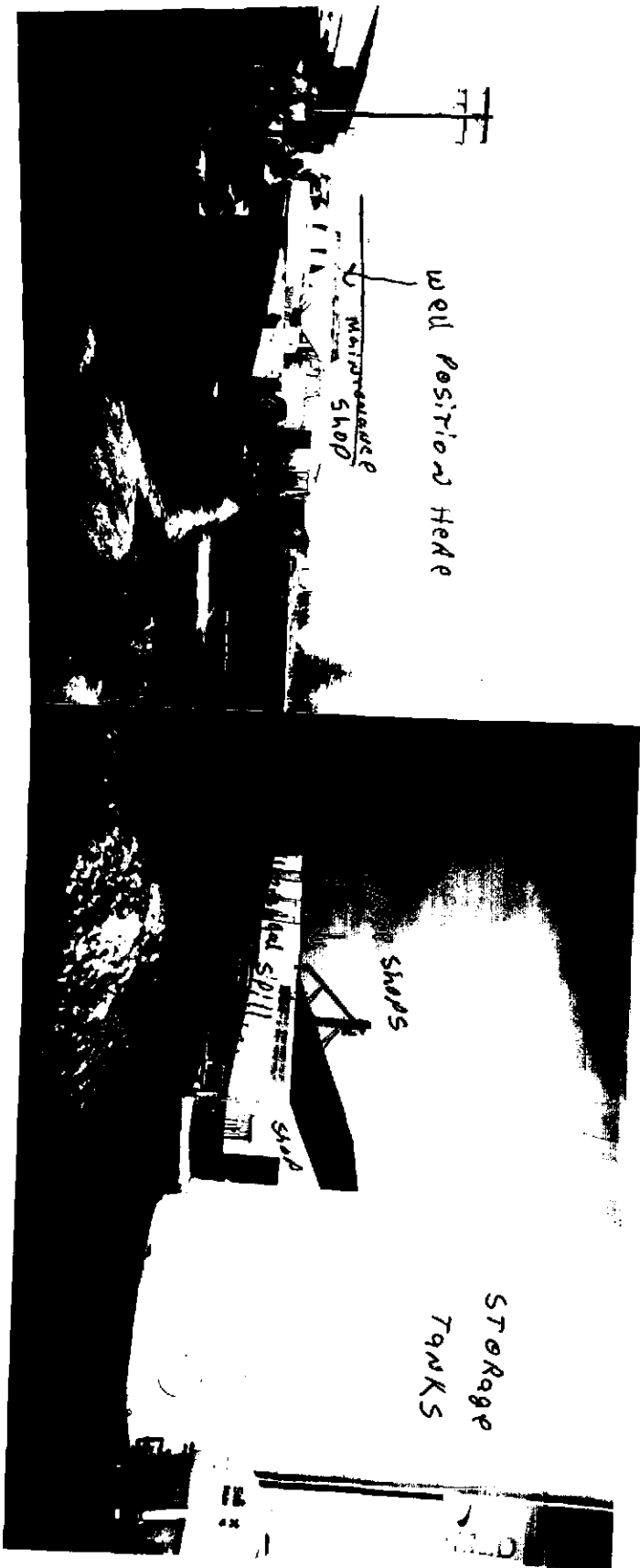
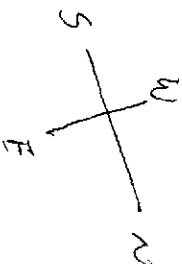
3169 IV SW
(SHOSHON)



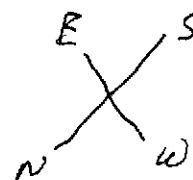




NOT TO SCALE



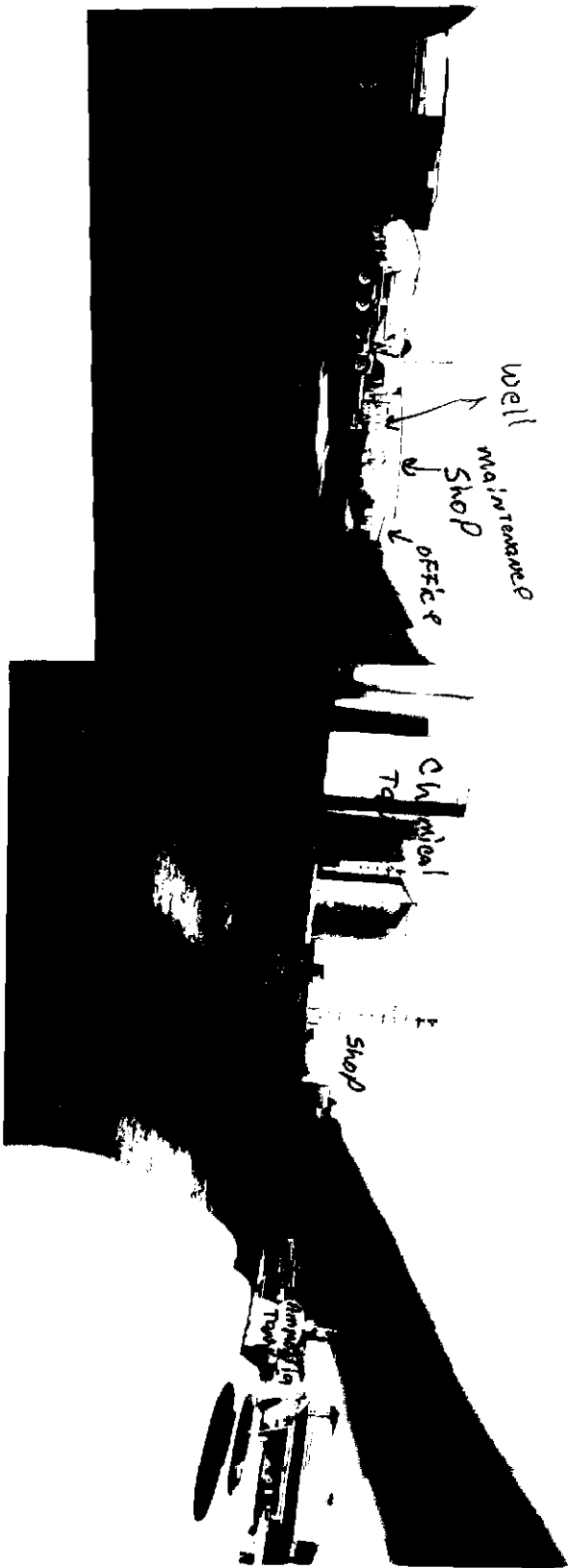
This is a picture of the main yard. The well is located
Between shop and Truck



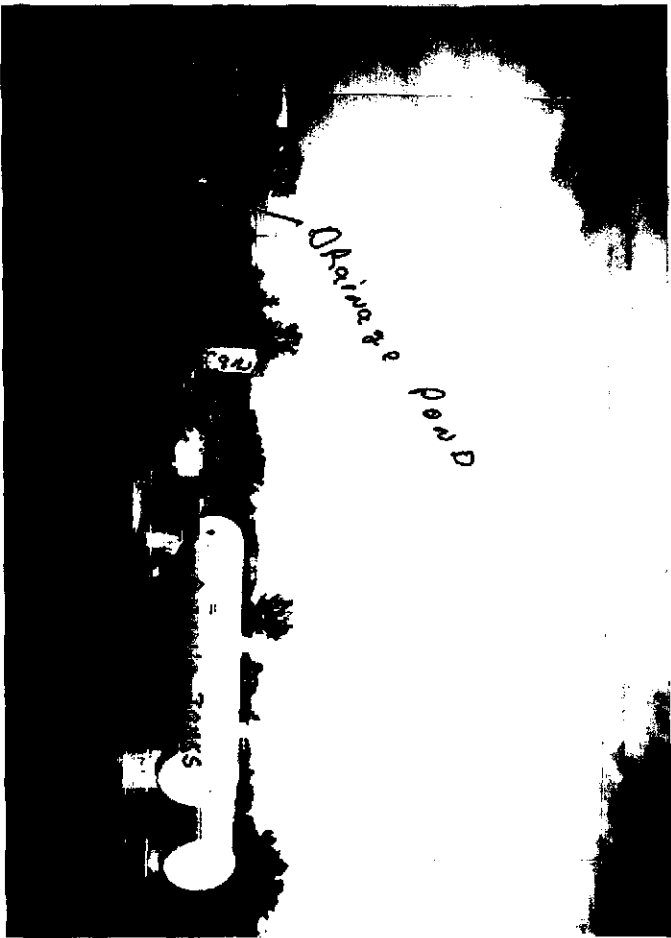
THIS IS THE POSITION OF WELL



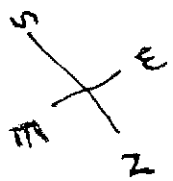
PIPING FOR WELL AND DRAINAGE METER POSITION.



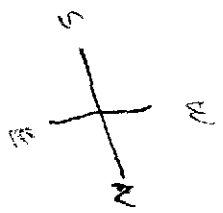
Drainage Pond



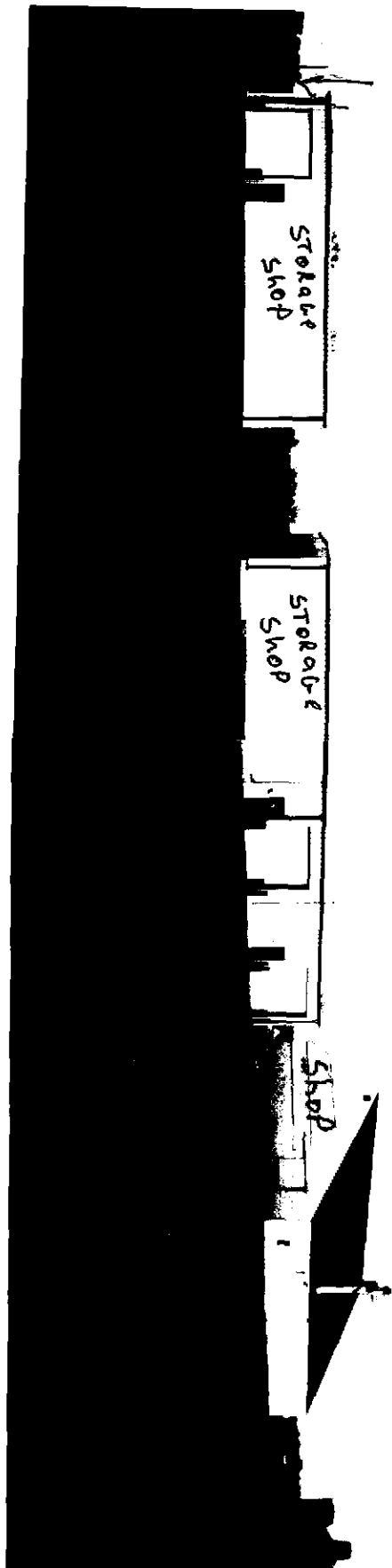
↑
This is a view of Place
OF use FROM BACK Fence.



This picture shows the Drainage
Pond used to capture water
Draining off of the yard.

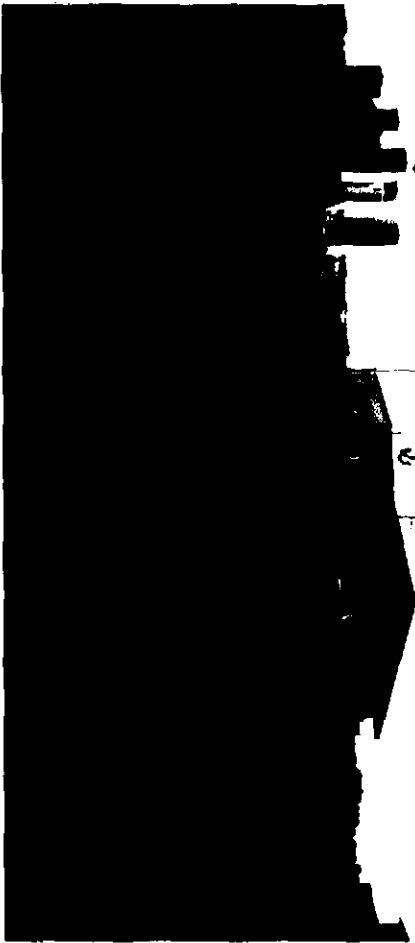


Drainage Pond



Chemical Tanks

Maintenance Shop



This is a picture of main yard

February 21, 1992

J.R. SIMPLOT CO.
P.O. BOX 217
JEROME ID 83338

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08471

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED
FEB 25 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 36-08471 Reviewed by HLC Date 2/14/92

GENERAL CONSIDERATIONS

TYPES OF USE

Yes Name same as permit?
Yes Address same as permit?
Yes Proof timely received? Correct Uses? Yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
X Ground water source
Yes Drilling permit required?
Yes Copy in the file? Drilling Permit No. 36-89-S-077
\$100 Amount paid for permit Yes Correct?
Yes Well log in the file?

LICENSE EXAMINATION FEE

Yes Required?
50 Amount Submitted
No Yes Correct?

MEASURING DEVICE

NA Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>NA</u>		
Date proof due		-	
No. of days late		=	
Priority Date		+	
New Priority Date			

DEFICIENCIES OR ACTION ITEMS

Driller on
Needs \$100.00 fee
proof acceptable

DATA ENTRY

New Address _____ Proof Made 2/13/92
2/21/92



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 18, 1992

J. R. Simplot Company
P.O. Box 217
Jerome, ID 83338

Re: Permit No. 36-08471

Dear Permit Holder:

On February 13, 1992, I received your completed proof of beneficial use form. On February 14, 1992, I returned the proof to you requesting that you submit the applicable \$100 license exam fee. On February 18, 1992, (today), I received the \$100.

I am assuming that you mailed the proof of beneficial use and the license exam fee under separate cover. Henceforth, my response to you and the fee have crossed in the mail. Please return the completed proof of beneficial use so that I can continue the licensing process.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson

Karen L. Gustafson
Secretary/Records Manager

RECEIVED

MAR 05 1992

J.R. SIMPLOT COMPANY

MINERALS AND CHEMICAL GROUP

POCATELLO, IDAHO 83204-0912

Document No.

40-000-000276161

1.2 SIMPLOT/M&C GROUP

00544173

544173

VOUCHER NUMBER	INVOICE NUMBER	PURCHASE ORDER	INVOICE DATE	AMOUNT	DISCOUNT	NET AMOUNT
090615 950-113	282		02-06-92	100.00	.00	100.00
Karen 1301 N. Orchard Boise 83706 Permit # 36-08401 SIMPLOT SOILBUILDERS P.O. BOX 217 JEROME, ID. 83338 MAR 05 1992						

T O T A L S

100.00

.00

100.00



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 14, 1992

J. R. Simplot Company
P.O. Box 217
Jerome, ID 83338

Re: Permit No. 36-08471

Dear Permit Holder:

Returned is the Proof of Beneficial Use form submitted to this office on February 13, 1992. It indicates the total rate of diversion to be .22 cfs. When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of .22 cfs. is \$100. Note the back of the enclosed instruction sheet/fee schedule.

Please return the proof and fee to me within 30 days of the date of this mailing. Upon receipt of the proof form and fee, we will continue processing your proof by notifying the region that a field exam is needed.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MAR 05 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name: <u>Simplot Soilbuilders</u> Address: <u>Jerome</u> Owner's Permit No.: <u>36-B9-S-077</u>	7. WATER LEVEL Static water level: <u>199</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ OF Quality _____ Describe artesian or temperature zones below																																																																																																																																																																																																																																																																																																																																																																																				
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement Casing diameter increase _____ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																																																																																																																																																																																																																																																																																																																	
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☒ Industrial ☐ Stock ☐ Waste Disposal or Injection Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yes/No</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr><td>80</td><td>0</td><td>11</td><td>Top Soil</td><td></td></tr> <tr><td>10/8</td><td>11</td><td>24</td><td>Gray Broken Basalt Med Hard</td><td></td></tr> <tr><td>8</td><td>24</td><td>27</td><td>Pink Basalt Broken</td><td></td></tr> <tr><td>27</td><td>27</td><td>28</td><td>Gray Basalt Med Hard</td><td></td></tr> <tr><td>28</td><td>28</td><td>29</td><td>Broken & craked</td><td></td></tr> <tr><td>29</td><td>29</td><td>33</td><td>Soft & Broken</td><td></td></tr> <tr><td>33</td><td>33</td><td>34</td><td>Med Hard</td><td></td></tr> <tr><td>34</td><td>34</td><td>35</td><td>Med Hard & Broken</td><td></td></tr> <tr><td>35</td><td>35</td><td>36</td><td>Med Hard</td><td></td></tr> 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4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other	10. Work started <u>9/26/89</u> finished <u>9/29/89</u>																																																																																																																																																																																																																																																																																																																																																																																				
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>250 inches</td> <td>5/800 inches</td> <td>1 feet</td> <td>19 feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ perforations _____ feet _____ 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 depth <u>18</u> Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent ☐ Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	250 inches	5/800 inches	1 feet	19 feet	inches	inches	feet	feet	inches	inches	feet	feet	inches	inches	feet	feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>SMITH DRILLING & PUMPING, INC.</u> Address <u>Jerome</u> Date <u>10/10/89</u> Signed by (Firm Official) <u>[Signature]</u> and (Operator) <u>[Signature]</u>																																																																																																																																																																																																																																																																																																																																																																
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6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name <u>MAR</u> Lot No. _____ Block No. _____ Jerome SE 1/4 Sec 14 T. 8S R. 16E	12. ADDITIONAL INFORMATION _____ _____ _____																																																																																																																																																																																																																																																																																																																																																																																				

January 31, 1992

J.R. SIMPLOT CO.
P.O. BOX 217
JEROME ID 83338

PROOF DUE NOTICE

RE: PERMIT NO. 36-08471

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

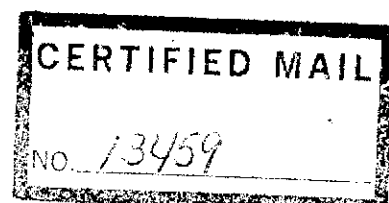
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 36-08471
Name(s) of Permit Holder(s): J.R. SIMPLOT Co.
Post Office Address: P.O. BOX 217 TERRELL, IDAHO
83338 Tel. No. 208-324-4357

☒ I hereby certify that construction of diversion works for the above referenced permit began on 9-29-89 I understand that I must
(date)
continue to develop the water system with due diligence to maintain a valid permit.

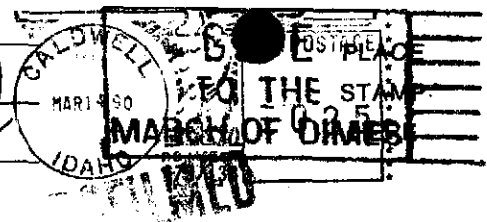
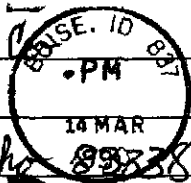
☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

3-9-90
Date

J.R. SIMPLOT BY Jerry Enns
Signature of Permit Holder

J.R. Smith
P.O. Box 217
Lewiston, Idaho



MAR 05 1992

RECEIVED

MAR 15 1990

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources



S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
March 6, 1990

J.R. SIMPLOT CO.
P.O. BOX 217
JEROME, ID 83338

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P36-08471

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of

MICROFILMED

MAR 12 1990

[]

Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

MAR 12 1990

Form No. 202a

4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY LS DATE 10/26/89 APPLICATION NUMBER 36-08471

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required) but of office OK GP
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☐ No Critical groundwater area
- ☐ Yes ☐ No Groundwater management area
- ☐ Yes ☐ No Send dam safety information
- ☐ Yes ☐ No Send power requirement letter
- ☐ Yes ☐ No Send fish farm requirement letter
- ☐ Yes ☐ No Power residency affidavit
- ☐ Yes ☐ No Power efficiency form
- ☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☒ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Name of corp. officer

Date Requested _____

FEB 09 1990

Department of Water Resources

PROCESSING ☒ Yes ☐ No Form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

END COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 12/4/89
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

26A

See below for additional information
Date of priority recommended 10/4/89
By John C. Hahn Date 2/2/90

STATE OFFICE REVIEW P23 P17 46 26
See below for additional information
By KW Date 2/22/90

ADDITIONAL INFORMATION

App. in TRUST area - DCM.I
OK to allow 2 yrs. to develop

DEVELOPMENT GROUP

January 26, 1990

RECEIVED

JAN 29 1990

Department of Water Resources
Southern Region Office

State of Idaho
Attn: Gary Funderburg
Department of Water Resources
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301

Dear Mr. Funderburg:

Enclosed are lists and addresses for Directors and Officers of the J.R. Simplot Company. I hope this will satisfy your request in regards to Application for Permit 36-08471.

Respectfully,



Vic Conrad
Associate, Simplot
Land and Development

encl.

RECORDED

MAR 12 1990

12-Jan-1990

Simplot Soilbuilders Inc.
Attention: Jerry Enos, Manager
P.O. Box 217
JEROME ID 83338

Re: Application for permit No. 36-08471

SECOND REQUEST

Dear Mr. Enos:

In order to complete our regional review, we need a list of officers as requested in our correspondence dated 10/31/89.

Department Rules and Regulations state the following:

1) If the Application is filed in the name of a corporation, the names and addresses of its directors and officers shall be provided. If the application is filed by or in behalf of a partnership or joint venture, the application shall provide the names and addresses of all partners and shall designate the managing partner, if any. (Rule 3,3,2,1)

Failure to supply the requested information within 30 days from the date of this letter could result in a regional recommendation that the application be declared void.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

MICROFILMED

MAR 12 1990

31-Oct-1989

Simplot Soilbuilders Inc.
Attention: Jerry Enos, Manager
P.O. Box 217
Jerome, ID 83338

Re: Application for Permit No. 36-08471

Dear Mr. Enos:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the North Side News on 11/15 & 11/22/89. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks. Please see attached list for additional information requirement.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

UNRECORDED

MAR 12 1990

S. Region
5/89

Application No. 36 - 08471

ADDITIONAL INFORMATION REQUIREMENTS
FOR APPLICATIONS IN THE NAME OF A CORPORATION,
COMPANY, OR PARTNERSHIP

In reviewing the application for compliance with the requirements of the Department's Rules and Regulations for Water Appropriations, we have determined that the following information is required to make the Application complete for processing.

- 1) If the Application is filed in the name of a corporation, the names and addresses of its directors and officers shall be provided. If the application is filed by or in behalf of a partnership or joint venture, the application shall provide the names and addresses of all partners and shall designate the managing partner, if any. (Rule 3,3,2,1)

Because the required information does not appear in the legal notice, we are proceeding with advertising of your Application. If the required information is received within ten days of the second publication date, no additional delay should be incurred in processing.

MICROFILMED

MAR 12 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

OCTOBER 31, 1989

NORTH SIDE NEWS
P.O. BOX 468
JEROME, ID 83338

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. 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 billing to this office before DECEMBER 4, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

MAR 12 1990

36-08471 ✓

SIMPLLOT SOILBUILDERS INC.
P.O. BOX 217
JEROME, ID 83338

Source: GROUNDWATER

Diversion Pt: SWNESE Sec 14 T 08S R 16E

Use: COMMERCIAL (.220 CFS)

Date Filed: 10/04/1989

In: T08S R16E S14 NESE

MICROFILMED

MAR 12 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-3A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before DECEMBER 4, 1989.

R. Keith Higginson, Director

Published 11/15/1989 & 11/22/1989

MICROFILMED

MAR 12 1990

3/89

Drilling Permit No. 36-89-S-077Water Permit No. 36-08471

Injection Permit No. _____

RECEIVED

SEP 25 1989

Department of Water Resources
Southern Region OfficeState of Idaho
Department of Water Resources**DRILLING PERMIT**1. Applicant Simplex Soil Builders Inc.2. Address PO Box 217 Jerome IdahoTelephone 208-233-4357☒ Well Owner ☐ Well Operator ☐ Other, specify _____3. Proposed well location NE 1/4 SE 1/4, or Gov't lot No. _____,Sec. 14, Twp. 8S, Rge. 16E, County Sherburne,

Lot, block and subdivision _____

4. Proposed use of well: (Check all that apply)

☐ Domestic No. of households _____ ☐ Stockwater No. of livestock _____ ☐ Monitoring☐ Irrigation ☒ Industrial light ☐ Municipal☐ Injection ☒ Other, Specify Commercial

5. Well construction information:

☒ New well ☐ Deepen ☐ ReplaceProposed surface diameter 8' Maximum depth 260

Anticipated bottom hole temperature:

☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)6. Anticipated construction start date 9-25-897. Well Driller (if known) Smith Drilling CorpAddress Jerome8. Applicant's signature Delene J. SmithTitle Pres **RECORDED**Date 9-25-89 **MAR 12 1990**

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved.

If approved, this permit authorizes the construction of a well subject to the following conditions:

GENERAL CONDITIONS

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS

Dated this 4 day of October, 1989.

Signed

Loren O. Halum

Title

Southern Region Mgr

Receipt No. 5009603 Received by JH Fee \$100 Date 10-4-89

RECORDED

EXTENSION OF DRILLING PERMIT

MAR 12 1990

Approval Date _____ Extension approved by _____

This extension is good for 60 days beyond the above extension approval date.

Drilling permit No. 36-89-5-077

Water right No. 36-08471

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

Simplest Well Builders, Applicant, requests issuance of a drilling permit prior to approval of a water right to withdraw water from the well.

The request is made for the following reason(s):

Need water for drinking & toilet. Want to get
well drilled before winter.

Applicant understands that the drilling permit does not constitute a water right and does not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.

Date 9-25-89

MICROFILMED

MAR 12 1990

Signature Jerry Enos

Applicant Simplest Well Builders

36-08471

3/79

IDENT. NO. 36-08471

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]