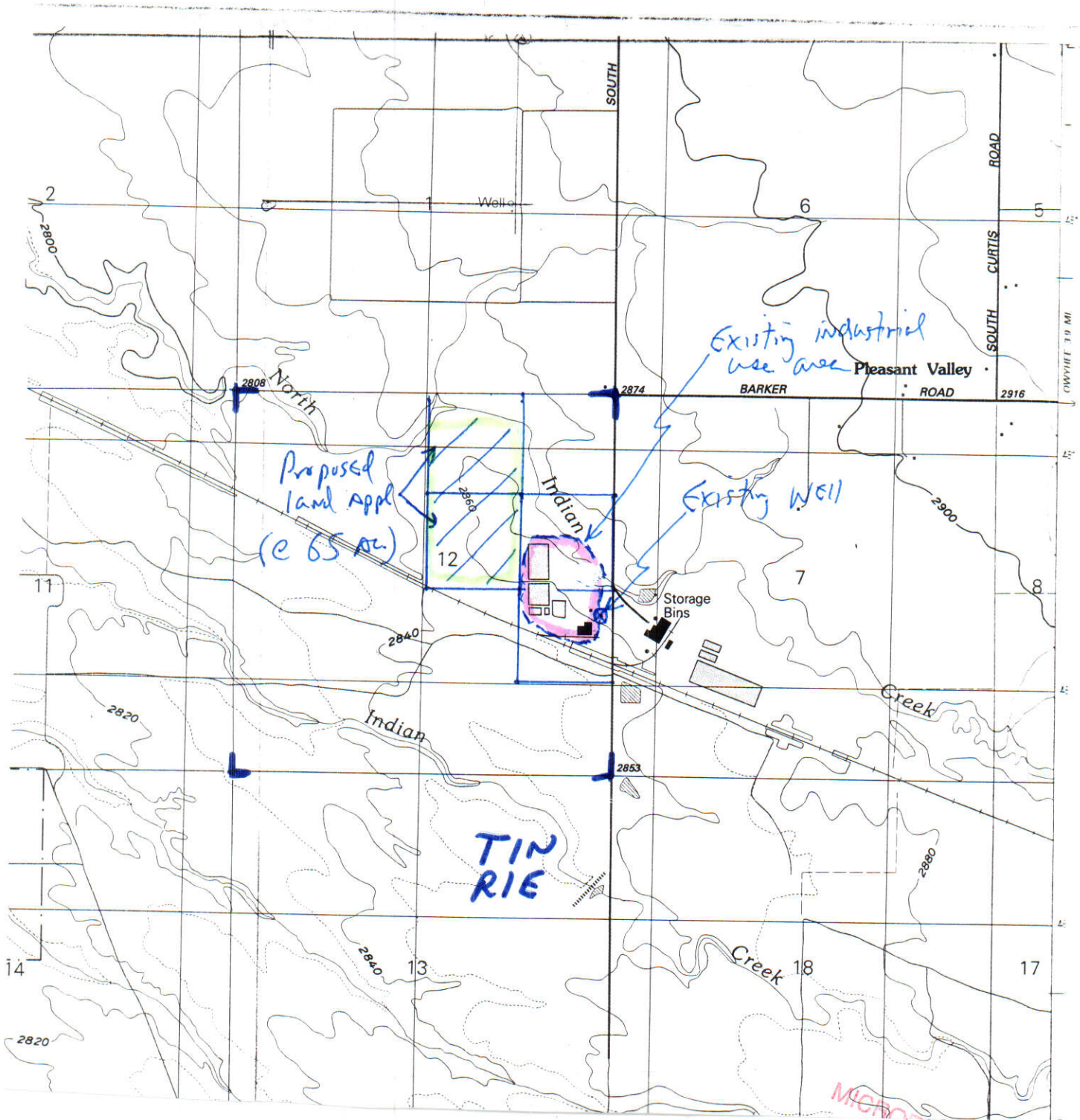


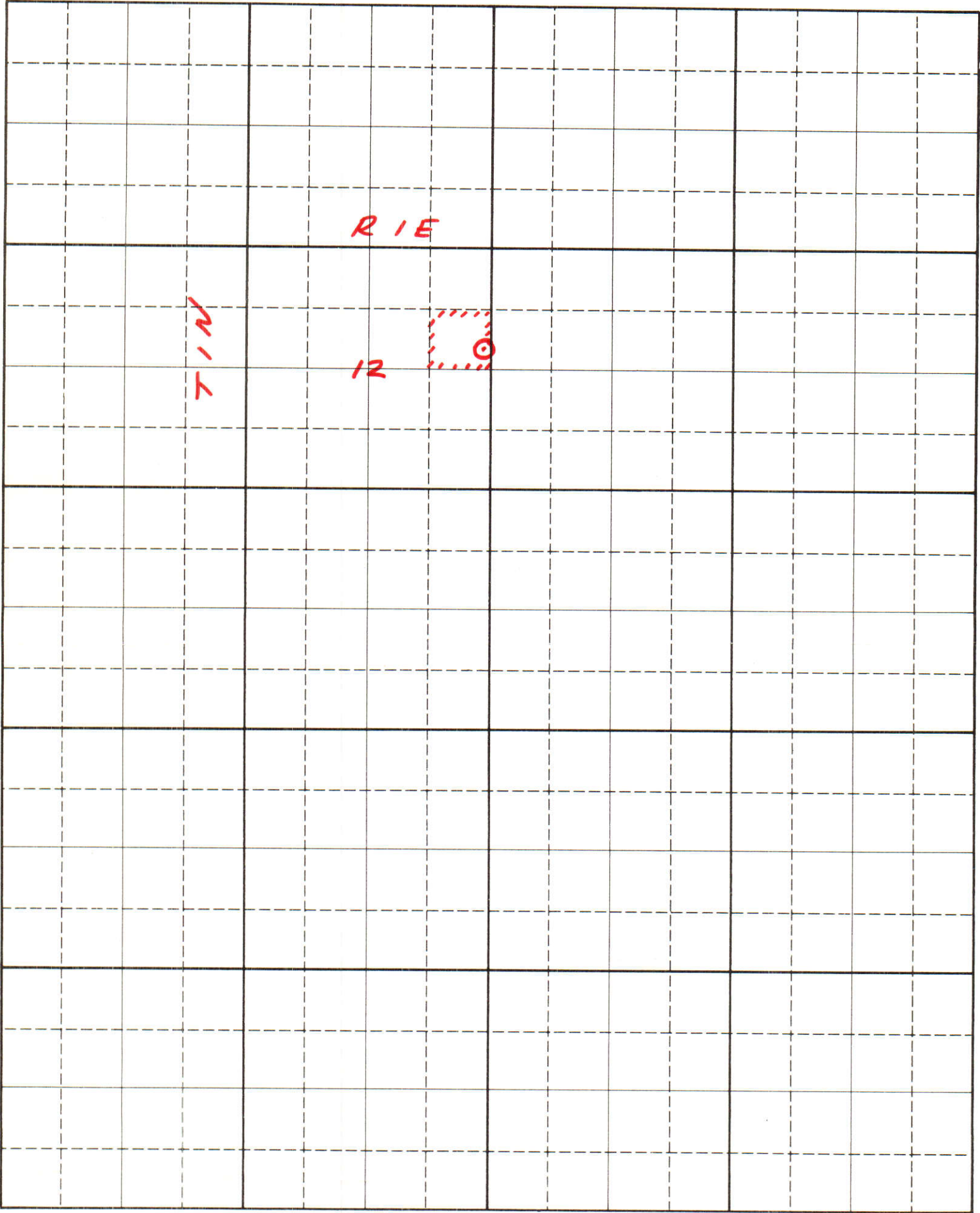
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**



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

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

X John P. Hagbards
(Applicant)

RECEIVED

1974

Department of Water Administration

STATE OF IDAHO)
COUNTY OF ADA) ss.

Marilyn A Connell, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

Two ~~consecutive~~ insertions, beginning with the issue of May 30, 19 74, and ending with the issue of June 6, 19 74.

Marilyn A Connell

Subscribed and sworn to before me this 6th day of June, 19 74.

Jana A Young
Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that C.U.I. INTERNATIONAL, Box 399, Nampa, ID has on May 13, 1974 submitted Application No. 63-7980 for a permit to appropriate 1.54 cubic feet per second of water from a groundwater source by means of pump, pressure tank & pipeline within the SE 1/4 NE 1/4, S. 12, T. 1 N., R. 1 E., B.M., Ada County to be used from Jan. 1 to Dec. 31 for domestic & industrial use & March 15 to Nov. 15 for irrigation of 25 acres within the SE 1/4 NE 1/4, S. 12, T. 1 N., R. 1 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before June 17, 1974.

R. KEITH HIGGINSON
Director
Pub. May 30; June 6, 1974 93

OK'd
6-10-74

63 7980

RECEIVED

JAN 02 1997

WATER RESOURCES
WESTERN REGIONThe Idaho
Statesman

P.O. BOX 40, BOISE, IDAHO 83707-0040

LEGAL ADVERTISING INVOICE

Amount Due

\$44.04

Account Number/Trans. #	Identification			Amount Due
047628	Notice of Proposed Change of Water Right No. 63-07980			\$44.04
Ordered By	P.O. Number	Rate	Run Dates	
Sue Taylor		NT	December 19, 26, 1996	
Sue Taylor IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 Airport Way Boise ID 83705-5082			Estimated Inches	Real Inches
			# Affidavits	Legal Number
			1	6517

LEGAL NOTICE

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NO. 63-07980

Notice is hereby given that Darling International Inc., PO Box 5485, Boise, ID 83705, has applied to the Department of Water Resources to change the following water right pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS LICENSED

Date of Priority: 07/07/1974

Source: Ground Water

Amount: .33 cfs, 238.9 afa

Use: Irrigation, Industrial, Domestic

Point of Div & Place of Use: SENE, T01N

R01E, Sec 12

TO BE CHANGED AS FOLLOWS

Point of Div: NESE, T01N R01E, Sec 12, (same well)

Place of Use: NWNE, S1/2NE, NESE, T01N R01E, Sec 12

The purpose of this transfer is to correct the recorded right plus expand the land application place of use to meet water quality standards.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00, on or before January 6, 1997. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub. Dec. 19 & 26, 1996

6517

LINDA PORTER

, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for Two

☒ consecutive weekly☐ single☐ consecutive daily☐ odd skip

insertion(s) beginning with the issue of

December 19

1996

and ending with the issue of

December 26

1996

Linda Porter

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 26th day of December in the year of 1996, before me, a Notary Public, personally appeared

LINDA PORTER known or identified

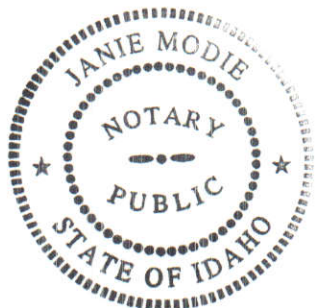
to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Notary Public for Idaho
Residing at:

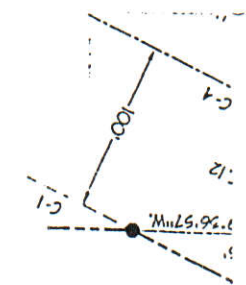
Boise, Idaho

My commission expires:

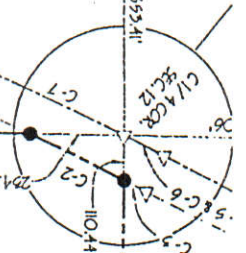
5/17



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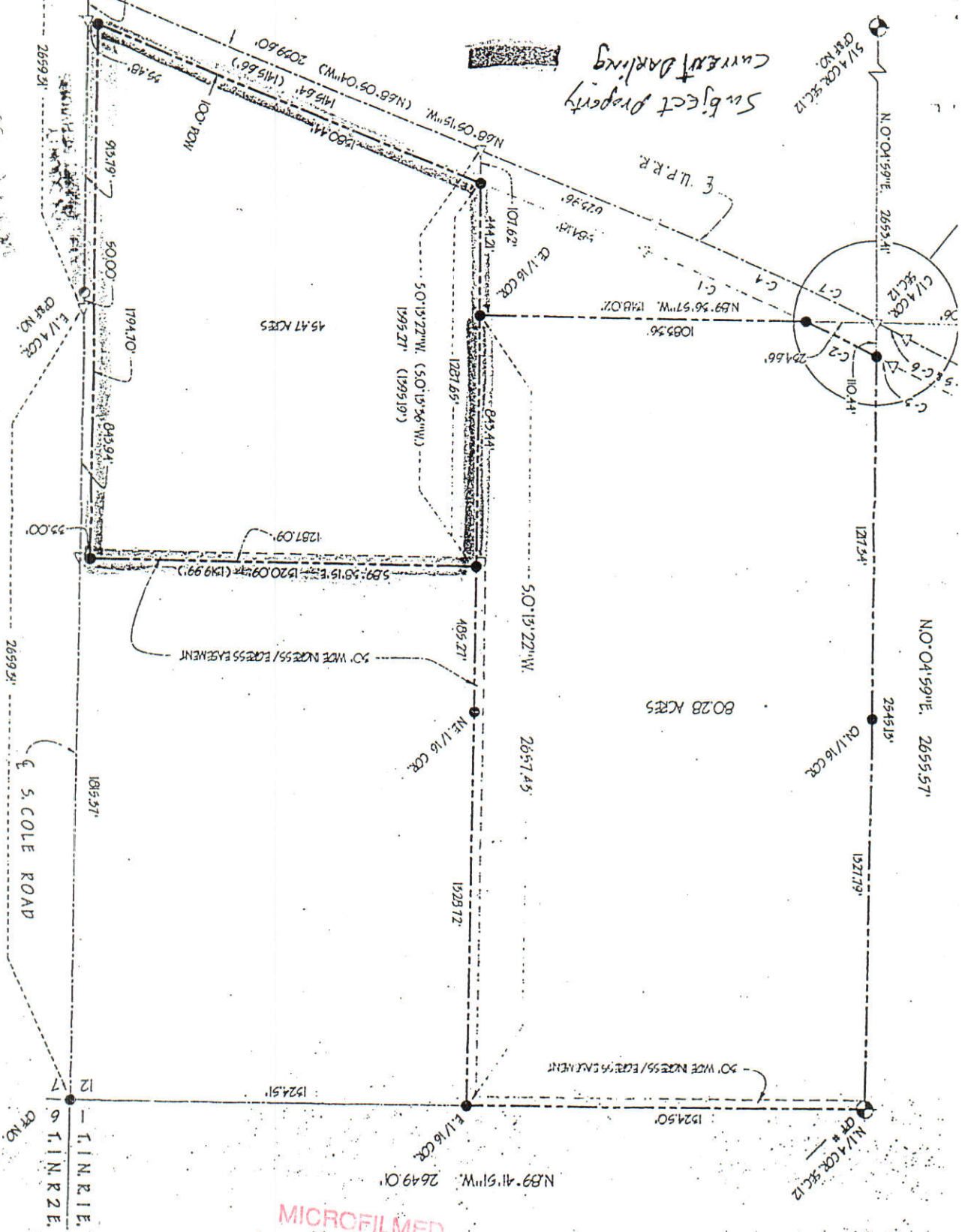
Subject Property
Current Darling



STATION	BEARING	ANGLE	CHORD	CHORD BEARING
1	N 6° 57' 55"	116° 22' 23"	568.05'	234° 08'
2	N 1° 18' 58"	115° 62' 23"	259.88'	129° 59'
3	O 19° 21'	115° 62' 23"	64° 50'	52° 15'
4	N 01° 52'	114° 62' 23"	806.45'	405° 58'
5	O 00° 30'	114° 62' 23"	1.56'	0° 59'
6	O 33° 56'	114° 62' 23"	55° 58'	111° 56'
	N 6° 45' 05"			

CURVE DATA

DELTA
KAPPA
ARC
TAN
CHORD



N 0° 21' 45\"/>



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1966 8 1 17

INDIA PLANNING ASSN.
OCT 31 1995

N

RP

W 1/2 NE 1/4 Sec 12 T2N

RP

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OCT 20 1995

INDIA PLANNING ASSN.

UNION

PACIFIC

RP

MICROFILMED
JUL 18 1997

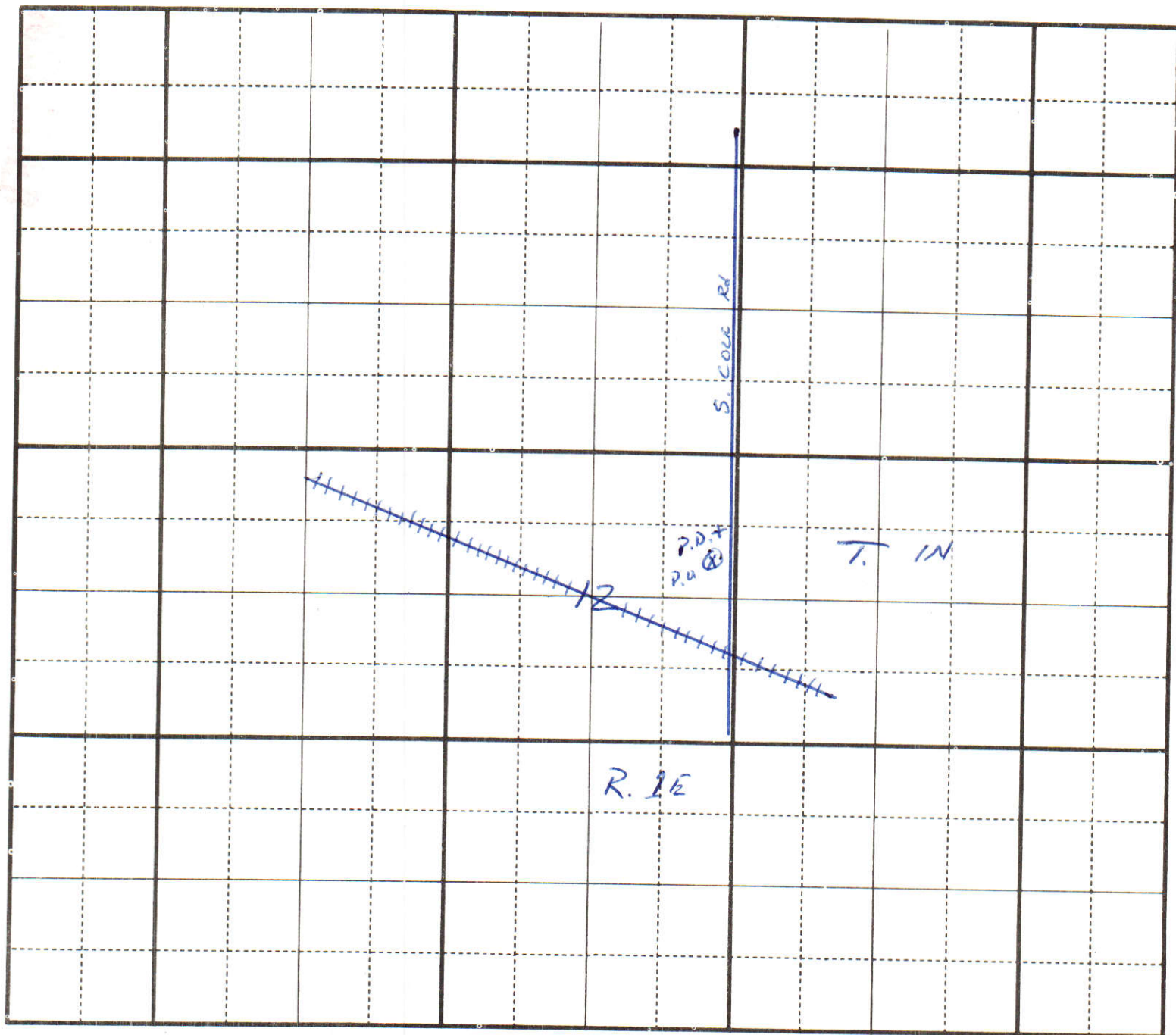
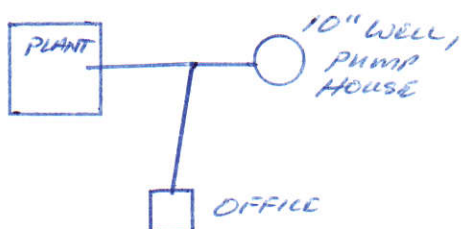


Diagram of System

UNCLASSIFIED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4979
WATER RIGHT NO. 63-07980

This is to certify that: **DARLING INTERNATIONAL INC**
PO BOX 5485
BOISE ID 83705

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	4.5 AF
INDUSTRIAL	01/01 to 12/31	0.33 CFS	238.9 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
Totals		* 0.33 CFS	* 238.9 AF

SOURCE

GROUNDWATER

Priority: 07/07/1974

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 12, Township 01N, Range 01E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	01E	12	NESE	1		1
Total number of acres irrigated:						1

PLACE OF USE: INDUSTRIAL

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>			
01N	01E	12	NWNE	SWNE	SENE
			NESE		

PLACE OF USE: DOMESTIC

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
01N	01E	12
		NESE

MICROFILMED
JUL 18 1987

TRANSFER NO. 4979
WATER RIGHT NO. 63-07980

CONDITIONS OF APPROVAL AND REMARKS

1. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
3. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 7. Right No. 63-07980 shall not exceed the total rate of diversion of 0.33 cfs and an total annual diversion volume of 238.9 af for the combined authorized uses.
8. Industrial use is for a rendering plant and includes land application of resulting wastewater to comply with water quality requirements.

Dated this 8th day of

July

, 1997.


Chief, Water Allocation Bureau

MICROFILMED
JUL 18 1997

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Page 1 of 16STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESWATER RESOURCES Transfer No. 4979
WESTERN REGION

RECEIVED

MAR 11 1997

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources

Name of applicant DARling INTERNATIONAL INC. Phone 344-8318
Post Office address PO Box 5485 Boise ID 83705

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes CORRECTING WELL'S CURRENT USE LEGALS (SENE & NESE, NOT JUST SENE) AND ADDING ADDITIONAL LAND APPLICATION AREA (N¹/₂ NE¹/₄) TO COMPLY WITH NEWEST DEQ WATER QUALITY REQUIREMENTS.

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|-----------------|--------------------|-------------------|-----------------------------|
| <u>63-07980</u> | <u>7/7/1974</u> | <u>.33</u> | <u>Industrial</u> | <u>1/1</u> to <u>12/31</u> |
| | | <u>.04</u> | <u>Domestic</u> | <u>1/1</u> to <u>12/31</u> |
| | | <u>.03</u> | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
| | | | | to _____ |
2. Total amount of water being transferred .33 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	12	1N	1E	Ada	corrected well location

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	1E	12		I	I	I									I				
															D				
															1.0				1.0

1st use in Western of memo #67 e waste water, industrial use

MICROFILMED
JUL 18 1997

Total acres 1.0

PART 1

6. General Information:

a. Description of diversion system Existing well, pump & pipeline system with
treatment ponds & land application system

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:
Additional well water provided via 1996 ground water water bank.
Application for 1997 water bank pending for this well. New land appl. in
W 1/2 NE 1/4 requested per Appl. Processing Memo #61

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Witness my hand this _____ day of _____, 19____.

JUL 18 1997

Page 3 of 6

WR5809NP
No. 63-07980

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/29/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C.U.I. INTERNATIONAL	07/07/1974	IRRIGATION	03/15 11/15	0.030 CFS	4.50 AFA
			INDUSTRIAL	01/01 12/31	0.330 CFS	238.90 AFA
			DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.330 CFS	238.90 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R01E S12 SENE ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	:
01N	01E	12	:					:				:				1.0
TOTAL ACRES																1.0

Place of use location for INDUSTRIAL is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: ADA

Other Water Rights Listing Overlapping Place(s) of use:
63-12333

Remarks: REINSTATED 8-28-1979.

Dates: App. Received: Priority Date: 07/07/1974
Proof Due Date: 06/01/1979 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 04/12/1982

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

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NOV - 8 1996

WATER RESOURCES
WESTERN REGION

MAILED
JUL 18 1997

PART 2

Transfer No. _____

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

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

N/A

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

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

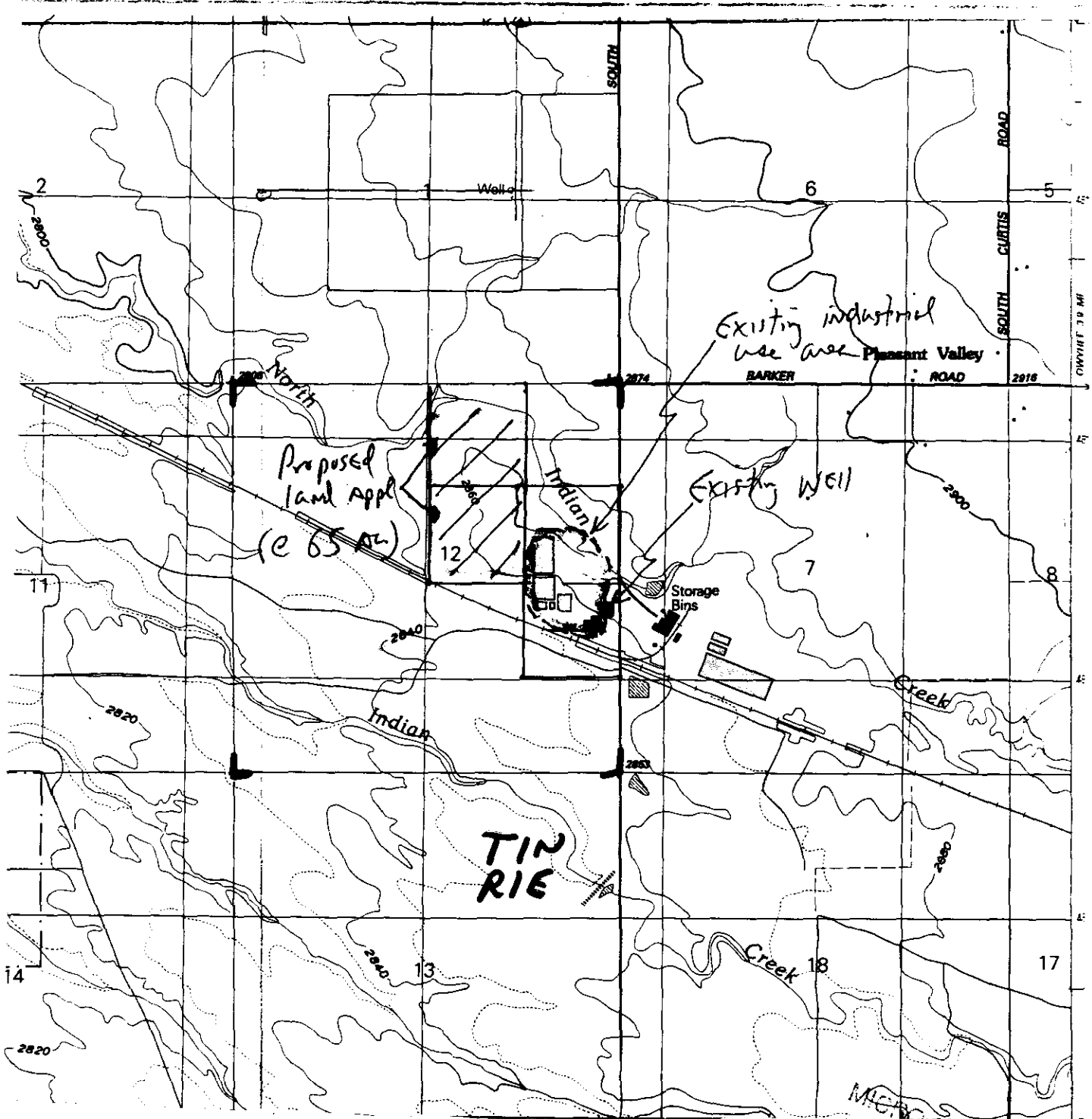
3. Lands irrigated or place of use:

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

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

N/A

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 11th day of November, 1996.

Don Yarz For Don King International Inc.
(Signature of Applicant)

Yonna Mae
(Notary Public)

My commission expires 1999

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

Received by DRB Date 11-8-96 Protest filed by _____

Prelim. check by 6/17/10/96 Fee \$100

Receipted by DRB/WD21704 Date 11-8-96

Published in Id Stateman Copies of protest forwarded by _____

Pub. dates 12-19+26-1996 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

NOV 18 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7980 Priority July 7, 1974 Amount .33 cfs

THIS IS TO CERTIFY, that C.U.I. INTERNATIONAL
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-7980 issued pursuant to Application for Permit dated May 13, 1974,
and has submitted proof to the Department of Water Resources on July 26, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .33 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at	<u>.03</u> cfs and	<u>4.5</u> acre feet
Domestic	from <u>January 1</u> to <u>December 31</u> at	<u>.04</u> cfs and	<u>1.2</u> acre feet
(1 unit)			
Industrial	from <u>January 1</u> to <u>December 31</u> at	<u>.33</u> cfs and	<u>238.9</u> acre feet
	(both dates inclusive)		

Subject, however, to the condition that no more than .33 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
238.9 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp. 1N,
Rge. 1E, B.M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				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 $\frac{1}{4}$	
1N	1E	12													1

Total number of acres irrigated 1

Industrial use for operation of a rendering plant.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14th day of
April, 19 81.

Director

DICT

STATE OF IDAHO

IN THE NAME OF C.U.I. INTERNATIONAL

ORDER OF REINSTATEMENT

WHEREAS, on May 13, 1974, C. U. I. International filed with the Department of Water Resources an application for permit to appropriate 1.54 cubic feet per second of water from a groundwater source to be diverted within the SE¹/₄NE¹/₄, Sec. 12, Twp. 1N, Rge. 1E, B.M., Ada County, to be used for industrial, irrigation, and domestic purposes; and,

WHEREAS, on June 24, 1974, the Department approved said application and issued Permit No. 63-7980 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1979; and,

WHEREAS, on March 30, 1979, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on June 14, 1979, the Department notified the permit holder that Permit No. 63-7980 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on July 25, 1979;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-7980 be REINSTATED and the priority advanced to July 7, 1974.

Dated this 28th day of August, 1979.

L. Glen Saxton
Chief, Operations Bureau

1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. **63-7980**

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MINUTEMAN

Identification No. _____

Application No. 63-7980

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant C.U.I. INTERNATIONAL
post office address Box 399, Nampa, Idaho 83651
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12 Township 1 N.
Range 1 E. B.M. Ada County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.0 for Industrial purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.5 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.54 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump & electric motor, water main,
pipeline, pump house, 3000 gallon pressure tank & appurtenances

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 10 inches; proposed depth of well is 280 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 10,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12 Township 1 N.
Range 1 E. B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: Industrial plant operation and
employee uses.

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

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 $\frac{1}{4}$	
1 N	1 E	12				25													25

Total number of acres to be irrigated 25

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

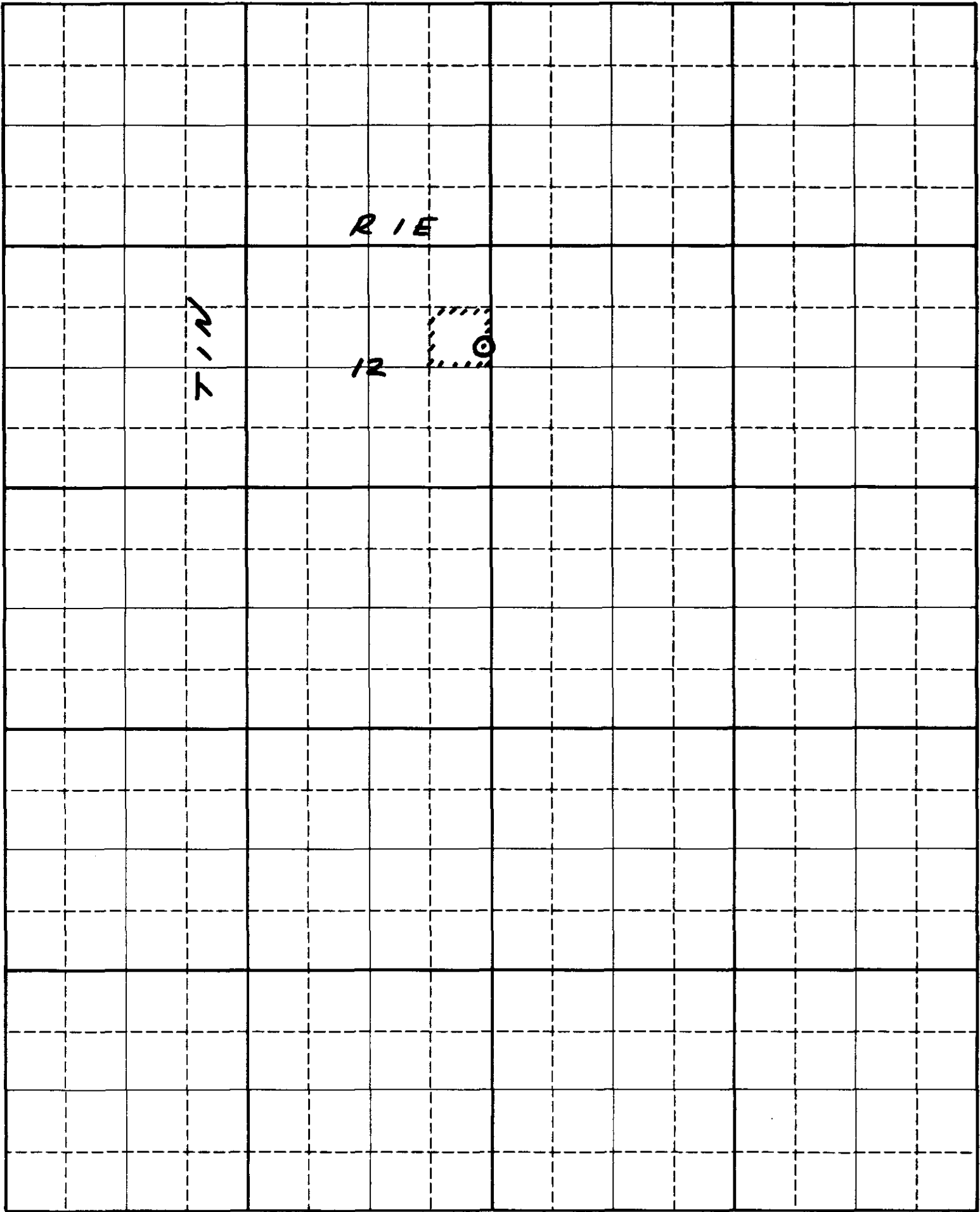
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

X John P. Bagley
(Applicant)

Received by if Date 5-13-74 Time 8:00A
Preliminary check by KHF Fee \$ 35⁰⁰
Receipted by if Date 5-15-74 Permit # 14454
Publication prepared by if Date 5-24-74
Published in Shoshone Statesman
Publication dates 5-30 & 6-6-74
Publication approved if Date 6-10-74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by OCB/VTF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7980, and said application is hereby APPROVED.

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 June 1, 1979.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 24 day of June 19 74.

R. Karl Hjort
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>LB</u>	<u>5/24</u>	Application No. <u>63-7980</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>LB</u>	<u>5/24</u>	In form to receipt
	<u>LB</u>	<u>5/24</u>	Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>LB</u>	<u>5/24</u>	☐ Request Special Use Permit from U.S. F.S. ☐ Request Easement from B. L. M. ☐ Request Information from Applicant
(5)	<u>LB</u>	<u>5/24</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: _____ Decline (comment) _____ _____ Stable (comment) _____ _____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>df</u>	<u>6-10-74</u>	Affidavit of Publication received (date) _____
(11)	<u>CEB</u>	<u>17 June</u>	Final date for protests <u>17 June 1974</u> Protests received: yes _____ no <u>X</u>
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)			All requested information received from agencies or applicant yes _____ no _____
(14)	<u>CEB</u>	<u>17 June</u>	Action recommended: ☒ Approve Priority _____ ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Western</u>		By <u>Gavin E. Ballante</u>

RECEIVED

63 7980

JUN 19 1974

STATE OF IDAHO)
COUNTY OF ADA) ss.

Marilyn A Connell, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

Two ~~subsequent~~ insertions, beginning with the issue of May 30, 19 74, and ending with the issue of June 6, 19 74.

Marilyn A Connell

Subscribed and sworn to before me this 6th day of June, 19 74.

Lona A Gunning
Notary Public for Idaho, Residing at Boise, Idaho

off
6-10-74



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

July 9, 1997

PHILIP E. BATT
GOVERNOR

DARLING INTERNATIONAL INC
PO BOX 5485
BOISE ID 83705

KARL J. DREHER
DIRECTOR

RE: Water Right No. 63-07980 (Transfer No. 4979)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer No. 4979). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

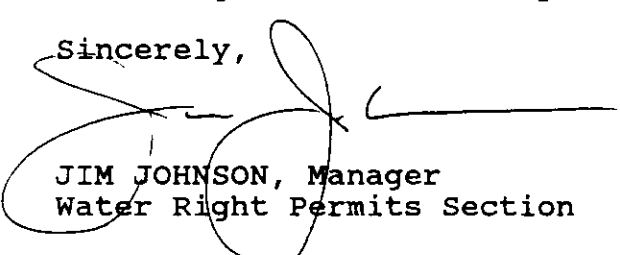
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED

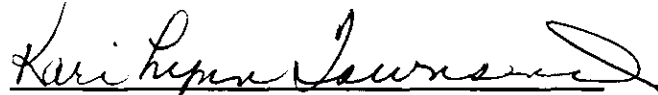
JUL 18 1997

CERTIFICATE OF MAILING

I hereby certify that on the 9th day of July, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT NO. 63-07980 (Transfer No. 4979)

DARLING INTERNATIONAL INC
PO BOX 5487
BOISE ID 83705


Kari Lynn Townsend
Secretary

MAILED
JUL 10 1997

MEMORANDUM

TO: FILE NO. 63-07980
FROM: PAM SKAGGS³⁸/STATE OFFICE
SUBJECT: TRANSFER NO. 4979
DATE: July 2, 1997

ok [signature]

Transfer No. 4979 changes the point of diversion and place of use under Right No. 63-07980.

The point of diversion change is a correction of the legal description of the existing well. The place of use change is to add additional quarter-quarter description for industrial use. The additional area is necessary for land application of wastewater to meet water quality requirements as designated by Division of Environmental Quality, Department of Health and Welfare.

The right is limited to the original licensed limits of 0.33 cfs and 238.9 afa. This type of transfer has been authorized through Administrator's Memorandum No. 61 dated 09-27-96 addressing the water right filing requirements for industrial waste water use and treatment (Interim Policy). Discussion of possible expansion questions was deferred at this time.

Recommended conditions include measuring device, future annual reporting, irrigation overlap, industrial description, maximum limits and standard transfer conditions.

JUL 18 1997

TRANSFER REVIEW SHEET
(02-97)

Transfer # 4979

Date Reviewed 07-02-97
05-02-97 28

Right(s) 63-07980 _____

WRQ11 Print Split Summary _____ Run POU Comparison Report

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership SRBA - Ownership trail from C.U.I International to applicant.
Adding to P/U

Transfer ✓ All of Right _____ Portion of Right
Resulting Split(s) NONE

Check Transfer Against Recorded Right Season/Vol. D/4.5

(1) ✓ Priority (2) _____ Use (3) ✓ Season (4) ✓ Rate (5) ✓ Volume

(6) ✓ Source (7) _____ P/D (8) _____ P/U (9) add P/U - N/A Proof/Owner (10) ✓ Map

(11) NA Water District (12) NO Pertinent Conditions (13) NO Expansion
per Memo #67

(2) Industrial use changes to include additional land application.
(7) Corrected well location - Not a new well
(8) Change P/U - Add QAs

Used with rented water from Water Supply Bank

Diversion + Use under Rt. 63-07980 shall not exceed .33 cfs + 238.9 cfs
Transfer Remarks Industrial Use - rendering plant & land application
Conditions R19, R28, R52, T07, T08, T09

Database/Processing Notes Standard ✓ Non-Standard _____
T file

WR Reports File Dark.txt
File Deleted _____

Transfer Memo Complete ✓
Database Updated 01-22-99 28

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM	
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac			
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac				
Proposed P/U				I		I		I								I			
T01N R01E S 12																			
6307980	GROUNDWATE :					1	:		:		:		:		:		:	1	
A6307980	GROUNDWATE :					1	:		:		:		:		:		:	1	
R6307980	GROUNDWATE :						:		:		:		:		:	1	:	1	
T6307980	GROUNDWATE :					1	:		:		:		:		:		:	1	
6312333	GROUNDWATE : (IRR)		40		40	18	:	Darling International Inc./Application on HOLD @ Region										:	98
--86 MAP--	C10-Y 8 :						:		:		:		:		:		5	:	5

Industrial description includes new land application area.

SD-0611-2 Basin: 63 Starting Water Right: 07980

S	Water	Name	O	Priority	STG/		Use	S
E	Right No.	Last, First	W	Date	STS	Source	Desc	Y
L			N					S
-	63-07980	C.U.I. INTERNATIONAL	C	07/07/1974	L/	GROUNDWATER	IRR	WR
-							INDUST	
-							DOMEST	
-	T63-07980			07/07/1974	L/	GROUNDWATER	IRR	WR
-							INDUST	
-							DOMEST	
-	A63-07980	DARLING INTERNATIONAL	C	07/07/1974	L/	GROUNDWATER	IRR	AJ
-							INDUST	
-							DOMEST	
-	R63-07980	DARLING INTERNATIONAL	C	07/07/1974	L/	GROUNDWATER	IRR	AJ
-							INDUST	
-							DOMEST	

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE

(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel) (Menu _____)
Natural 2.1/7V OVR LIB=PRODLIBS Last key was ENTR

RECEIVED

MAR 11 1997

FORM 222a
10/96

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

APPLICANT Darling International TRANSFER NO. 4979
Inc.INITIAL ALLOCATION REVIEW BY G DATE 12/10/96
SRBA SUPERVISOR REVIEW BY [Signature] DATE 12/11/961. Right number(s) 63-079802. Type of right ☐ Decree ☒ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim3. Purpose of transfer ☒ Change P/D ☐ Add P/D ☒ Change P/U
☐ Change N/U ☐ Change Source ☐ Split Right
☐ Other: _____4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☒ SRBA Claim same as licensed
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

5. Check Proposed Right for amount of land &/or water transferred:

- ☒ Also see attached memo for more analysis information
- a. ☒ All of right
- b. N/A Part of right (NOTE: Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. N/A Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: See Memo #61
expansion N/A

T#4979

- i. ☒ Existing rights from same source, on land water is being transferred to; right number(s): water bank H₂O - 1996 & 1997 per Glen Saxton
- j. ☒ SRBA claim(s) - Comments (NOTE! Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) claimed as licensed
- k. ☒ Comment letters ☒ Yes ☐ No
If yes ☒ Water District #
☒ Other, see #2 below for name and address

PUBLICATION REVIEW BY 12-12-96 dt

1. Legal Notice electronically sent to DWR03::VAULT ☒ Yes
2. COMMENT LETTERS

Watermaster recommendation requested on 1-7-97 , Received on _____

Other comments letters - send to the following name(s) & address(es):

DEQ - Water quality

3. Transfer published correctly? ☒ Yes ☐ No
4. Affidavit of publication received? ☒ Yes ☐ No
5. Protests received? ☐ Yes ☒ No; Acknowledgement sent? ☐ Yes
6. Copies made for Region file (see attached supplemental page)? ☒ Yes
7. Data entry of application completed ☐ Yes

RECOMMENDED ACTION

1. ☒ Approve ☐ See attached memo
2. ☐ Deny due to _____
3. Conditions (special conditions in Water Districts) _____
4. By Gauy Date 3/7/97



Dana Young

Transportation & Fleet Maintenance

P. O. Box 5485 • Boise, ID 83705

18305 So. Cole Road • Kuna, ID 83634

208-344-8318 • 800-322-3269 • 208-466-4604 • Fax: 208-343-8694



P. O. Box 5485

Boise, Idaho 83705

February 5, 1997

Ms. Lori Graves, Western Region
Idaho Dept. of Water Resources
2735 Airport Way
Boise, Idaho 83705

RE: Application for transfer of
water right for waste water
land application use.

Dear Lori:

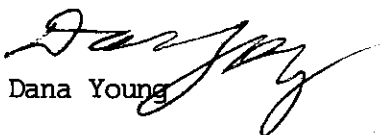
Pursuant to our telephone conversations regarding water consumption;
there are no records available showing water consumption for Darling
International Inc., Boise, Idaho for the last five years.

I am unable to estimate the gallons used, per your request, as the
power for the well is combined with our plant; therefore, gallons can't
be calculated from the Idaho power bills.

If you need further information, please contact me.

Sincerely,

DARLING INTERNATIONAL INC.


Dana Young

MICROFILMED

JUL 18 1997

*Requested evidence of
well use within last
5 yrs from Dana Young
per telecon 12/10/96.
Hold transfer at region
until provided.
by 12/10/96*

(208) 344-8318

Fax: (208) 343-8694



IDAHO DEPARTMENT
OF HEALTH AND WELFARE

DIVISION OF
ENVIRONMENTAL QUALITY

1445 North Orchard, Boise, ID 83706-2239, (208) 373-0550

Philip E. Batt, Governor

January 21, 1997

RECEIVED

JAN 23 1997

WATER RESOURCES
WESTERN REGION


Steve Lester
Deputy Regional Manager, Western Region Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

RE: Application for Transfer of Water Right No. 63-07980 in the Name of Darling International, Inc.
Your Request for Comments dated January 7, 1997

Dear Mr. Lester:

Thank you for the opportunity to review the referenced application. We have no comment regarding the transfer of water right.

The application indicates that additional land is required to meet DEQ water quality requirements. For your information, Darling International has applied to DEQ to renew their wastewater land application permit; that application will be reviewed in our central office.

Sincerely,



Bill Freeman
Water Quality Engineering Specialist

c: Mike Cook/Rick Huddleston, DEQ-WW
Source File #14
Reading File

MICROFILMED
JUL 18 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 7, 1997

ID DEPT OF HEALTH & WELFARE
DIV OF ENV QUALITY
SWIRO
PO BOX 83720
BOISE ID 83706

Re: Application for Transfer of Water Right No. 63-07980 in the
Name of Darling International Inc.

Dear Sir:

Enclosed is an application(s) for transfer of a water right(s)
which may be of interest to you.

Please review the application and let us know of any
recommendations you may have within two weeks. If you have
questions or need information, feel free to contact this office.

Sincerely,

Steve Lester
Deputy Regional Manager

SL:st

Enclosure: Copy of Application

MICROFILMED

JUL 18 1997

RECEIVED

JAN 02 1997

WATER RESOURCES
WESTERN REGIONThe Idaho
Statesman

P.O. BOX 40, BOISE, IDAHO 83707-0040

LEGAL ADVERTISING INVOICE

Amount Due

\$44.04

Account Number/Trans. #		Identification	
047628		Notice of Proposed Change of Water Right No. 63-07980	
Ordered By	P.O. Number	Rate	Run Dates
Sue Taylor		NT	December 19, 26, 1996
Sue Taylor IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 Airport Way Boise ID 83705-5082		Estimated Inches	Real Inches
		# Affidavits	Legal Number
		1	6517

LEGAL NOTICE
NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 63-07980

Notice is hereby given that Darling International Inc., PO Box 5465, Boise, ID 83705, has applied to the Department of Water Resources to change the following water right pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS LICENSED
Date of Priority: 07/07/1974
Source: Ground Water
Amount: 33 cfs, 238.9 aia
Use: Irrigation, Industrial, Domestic
Point of Div & Place of Use: SENE, T01N R01E, Sec 12

TO BE CHANGED AS FOLLOWS
Point of Div: NESE, T01N R01E, Sec 12, (same well)
Place of Use: NWNE, S1/2NE, NESE, T01N R01E, Sec 12

The purpose of this transfer is to correct the recorded right plus expand the land application place of use to meet water quality standards.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00, on or before January 6, 1997. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Pub. Dec. 19 & 26, 1996

LINDA PORTER, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for Two

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip

insertion(s) beginning with the issue of
December 19, 1996
and ending with the issue of
December 26, 1996

Linda Porter

STATE OF IDAHO)
)
) ss.
COUNTY OF ADA)

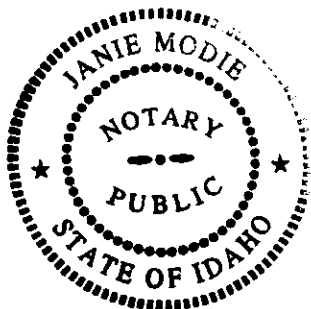
On this 26th day of December in the year of 1996, before me, a Notary Public, personally appeared LINDA PORTER known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Janie Madie
Notary Public for Idaho
Residing at:

Boise, Idaho

My commission expires:

5/97





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

61

ADMINISTRATOR'S MEMORANDUM

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

APPLICATION PROCESSING MEMORANDUM NO. 61

**TO: WATER ALLOCATION BUREAU, ADJUDICATION BUREAU
AND REGIONAL OFFICES**

FROM: NORM YOUNG

**SUBJECT: WATER RIGHT FILING REQUIREMENTS FOR INDUSTRIAL
WASTE WATER USE AND TREATMENT (INTERIM POLICY)**

DATE: September 27, 1996

PURPOSE OF MEMORANDUM

Because much of southern Idaho is included within areas covered by moratoriums or other designations that prevent or limit approval of new applications to appropriate water, water users are seeking innovative ways of using water for new and expanded projects. The waste water from industrial processes is one source of water for such uses. In addition, more restrictive water quality requirements are causing industrial water users to implement land disposal methods, create wetlands, capture and reuse waste water, and to provide for on-site containment of waste water.

The administrative requirements addressing the use of industrial waste water have not been clearly set forth. Direction is needed to guide staff and water users concerning the types of applications, if any, that need to be made, the criteria for considering such applications, and conditions that may be appropriate for approved applications. This memorandum addresses the water right filing requirements for the treatment of waste water and the reuse of waste water from industrial processes.

This memorandum provides interim guidance pending additional determination of policy and requirements through changes to law, adoption of rules or court rulings. Because a basic premise of this memorandum is that the consumptive use authorized by a water right for industrial purposes can be 100% of the amount diverted, depending on particular factual issues, this memorandum does not apply to waste water from uses which could not be 100% consumptive.

MEMO FILED

SEP 28 1996

Application Processing Memorandum, Page 2

For purposes of this memorandum "waste water" is effluent, treated or untreated, from authorized beneficial uses under an industrial or other potentially 100% consumptive water right, prior to its being returned to a public water source. Waste water may contain solid waste and other contaminants, but for purposes of this memorandum it is a liquid, fluid enough to flow in an open channel or unpressurized pipeline.

AN EXAMPLE OF A TYPICAL SITUATION

An industrial user has for many years disposed of waste water diverted from the aquifer under a licensed right through a series of ponds which evaporate part of the water with the remainder seeping to the regional aquifer. In this instance, DEQ is requiring that water not be allowed to seep to the aquifer and has suggested land application. The land available for disposing of the waste is in sagebrush and does not have an irrigation water right. Each gallon of waste water land applied will have to be diluted with 3 to 4 gallons of fresh water. The net depletion from the aquifer will be increased 400 af/yr by the new water treatment requirements. Are water right related approvals required from IDWR to authorize surface disposal of the waste water?

LEGAL PRINCIPLES

The continuum of options for considering this matter is bounded by two principles. At one end of the continuum, the treatment necessary to comply with water quality requirements may be a part of the diversion and beneficial use authorized under the industrial water right. If the industrial right is a fully consumptive right, then as water quality requirements require a change in treatment, the amount of the water consumed can be increased. However, the diversion rate, annual volume diverted, and season of use established under the right cannot be increased. Any fresh water needed to dilute the waste water must be within the quantity elements of the industrial right or be covered by another water right.

At the other end of the continuum, the industrial right may be construed to authorize only the beneficial use established and historically used under the industrial right. Any increase in consumptive use (or other element of the right) would require a new water right. Depending upon the availability of water for appropriation, this may require the holder of the industrial right to mitigate injury to other users or obtain an existing right to cover the expanded consumption.

A brief review of the legal and administrative precedents (see Phil Rassier's attached memorandum) indicates that the existing law in Idaho does not provide strong guidance as to whether the land application of industrial waste water initiated to comply with water quality requirements should be considered to come within the original purpose of use of the industrial right, whether it should be treated as an added beneficial use of the water requiring a new water right, or whether some intermediate consideration should be used.

100 18 1257

Application Processing Memorandum, Page 3

APPLICATION OF PRINCIPLES

IDWR will apply the following policies until or unless further guidance is provided:

1. Waste water treatment necessary to meet adopted state water quality requirements will be considered to be a part of the use authorized under the industrial right. The method of treatment must be "reasonable." IDWR will consider a treatment method to be reasonable if it is in accordance with best management practices recognized by Idaho Division of Environmental Quality, the U.S. Environmental Protection Agency, or other responsible state or federal agency.

2. Consumptive use can increase up to the amount determined to be consistent with the original water right as reasonably necessary to meet treatment requirements. Diversion rate, annual volume diverted, and season of use cannot exceed the permitted, licensed or decreed amounts for these parameters.

* 3. If the treatment method for industrial waste water is changed to land application on cultivated fields or any other method that beneficially uses the water, the industrial right must be changed to include the new use. This will require a transfer application to be filed, processed and approved in accordance with Section 42-222, Idaho Code, to include a new location for a waste treatment practice, such as land application, and other conditions of approval that may be necessary to prevent injury to other valid water rights.

4. For new uses of industrial waste water that are not necessary to meet water quality requirements, an application for permit to appropriate water should be filed as required by Section 42-107, Idaho Code.

5. Fresh water required to dilute the waste water for treatments such as land application must be diverted in accordance with a water right. This can be the industrial right if adequate rate and volume are available under the right. If not, another right must be provided. In areas where new allocations are limited or prevented by moratorium orders or other designations, establishment of a new right will require appropriate provisions to mitigate the depletion from the source.

Attachment: P. Rassier's Memorandum

REC-111
JUL 18 1987

MEMORANDUM

TO: Norm Young

FROM: Phil Rassier PJZ

RE: Land Application of Industrial Effluent

DATE: September 5, 1996

You have asked for legal guidance regarding the water right implications created when a private industrial water user elects to land apply its industrial effluent because the company is required by environmental constraints to prohibit its waste water effluent from continuing to reach a public water source. The water rights issue created when an industrial water user adopts a land-application method of disposing of its effluent is whether the change results in an impermissible enlargement of its underlying water right by increasing the amount of water consumptively used. Previously, some percent of the water in the effluent was returned to a public stream or allowed to percolate into the ground water. The goal of land application of the effluent is that it all will be absorbed by the growing crops or evaporated to the atmosphere. The use of water under the industrial water right thus becomes 100 percent consumptive where before it was not.

The case law addressing this issue appears to deal almost exclusively with the disposal of municipal effluent. In the case of municipalities, the majority view is that the proper disposal of effluent from waste treatment facilities comes within the parameters of the beneficial use of a municipal water right. One of the most frequently cited cases is *Arizona Public Service Co. v. Long*, 773 P.2d 988 (Ariz. 1989). In this case, the owners of downstream junior water rights that had historically used the effluent for irrigation following upstream discharge sued the City of Phoenix alleging that the city had no right to contract with a utility for the transport and use of the effluent in the cooling towers of a nuclear power plant. The court upheld the contract, holding that sewage effluent was neither surface water nor ground water, but was simply a noxious by-product which the city must dispose of without endangering the public health and without violating any federal or state pollution laws. In reaching its decision, the Arizona Court quoted from a much earlier Wyoming decision which upheld the sale by a city of effluent discharged directly into the buyer's ditch, but also held that effluent discharged into a stream became public water subject to appropriation. *Wyoming Hereford Ranch v. Hammond Packing Co.*, 236 P.2d 764 (Wy. 1925). The *Arizona Public Service* case generally holds that cities may put their sewage effluent to any reasonable use that would allow them to maximize their use of the appropriated water and dispose of it in an economically feasible manner. Beck, *Waters and Water Rights*, § 16.04(c)(6) (1991).

In an even more recent Arizona case, the court upheld a city contract for the disposal of its effluent noting that the effluent from the city of Bisbee delivered to Phelps Dodge for copper leaching operations was not useable for drinking water, irrigation, or fire protection purposes and

that it was only useful for the leaching operation. The city contract had been challenged by the local water utility that otherwise would have provided water for the leaching operation.

Other cases reviewed have reached results similar to that in Arizona for municipal entities without as much emphasis on the distinct character of effluent. In a more recent Wyoming case, the court held that the City of Roswell could recapture its sewage effluent before it is discharged as waste or drainage and reuse it for municipal purposes. *Reynolds v. City of Roswell*, 654 P.2d 537 (Wy. 1982). The court characterized sewage effluent as artificial water and therefore primarily private and subject to beneficial use by the owner and developer thereof because treated sewage effluent depends upon the acts of man.

In the early Colorado case of *Pulaski Irrigation Ditch Co., et al v. City of Trinidad, et al*, 203 P. 681 (Colo. 1922), the court held that where a city had voluntarily chosen to treat its effluent in a manner that produced surplus water, it did not have the right to sell its purified water. The court went on to recognize, however, that where there is no other practicable method of disposing of the sewage, public policy might permit its disposal by the evaporation of the water. 203 P. at 683. A more recent Colorado case, *Metropolitan Denver Sewage Disposal District No. 1 v. Farmers Reservoir & Irrigation Co.*, 499 P.2d 1190 (Colo. 1972) merely holds that changes in the points of return of waste water to a stream are not governed by the same rules as changes of points of diversion and that there is no vested right in downstream appropriators to maintenance of the same point of return of irrigation waste water or effluent from a municipality or a sanitation district. In *Barrack v. City of Lafayette*, 829 P.2d 424 (Colo. App. 1992), the court held that impossibility of performance relieved the city from any obligation to deliver effluent to plaintiffs after state regulation made such delivery illegal. The court concluded that plaintiffs had no property right to the delivery of untreated water that could no longer be legally delivered.

In 1991, Nevada and Oregon each enacted legislation addressing the reuse of effluent or reclaimed water. The Oregon statute defines "reclaimed water" as "water that has been used for municipal purposes and after such use has been treated in a sewage treatment system and that, as a result of treatment, is suitable for a direct beneficial purpose or a controlled use that could not otherwise occur. OR. REV. STAT. § 537.131. The new legislation requires any person who is using or intends to use reclaimed water to file a Reclaimed Water Registration form with the Oregon Water Resources Department. The statute provides the circumstances under which potentially affected water users must be notified of the proposal and of their rights of preference to the use of the water under certain circumstances. The Nevada statute, by contrast, merely provides a statement of legislature policy encouraging and promoting the use of effluent, where that use is not contrary to the public health, safety or welfare, and where that use does not interfere with federal obligations to deliver water of the Colorado River. N.R.S. § 533.024.

The review of existing case law provides significant guidance with respect to the handling

101-10-007

Memorandum
September 5, 1996
Page 3

of municipal effluent. None of the reported cases I have reviewed, however, address whether the same or some different analysis should be applied when the effluent is produced by a private industrial user rather than by a municipality. This issue was raised but not addressed in *Wyoming, et al v. Husky Oil Company*, 575 P.2d 262 (Wy. 1978). The case arose as an action for declaratory relief by Husky Oil seeking a determination that its plan to impound and evaporate effluent water rather than continue to discharge it to a natural stream was not subject to the jurisdiction of the State Engineer and did not infringe upon any rights of downstream water appropriators. The majority of the Court voted to remand the case to the trial court for a full factual trial and to join other indispensable parties to the action. A lengthy dissent, however, proceeded to analyze the merits of the case. The dissent characterized the proposed change as an expansion of the original industrial water right for the refining process to now include the additional use of pollution abatement. The dissent concluded that Husky should be required to apply to the State Engineer for a permit for the additional use.

Before the Department, we have the precedence of issuing waste water permit nos. 29-7437 and 29-7431 to the J.R. Simplot Company and to the City of Pocatello respectively in 1978. The two permits were for the use of waste water from the city's sewage treatment plant and from the Simplot Fertilizer Plant at Pocatello. The waste water from both facilities was previously discharged to the Portneuf River. The applications specified 3,124 acres of land on which the water would be used for irrigation. Some 1,613 of these acres were not owned by the city or the J.R. Simplot Company but were covered by user agreements with the owners of the land. The decision does not address any concern that may have existed about discontinuing the practice of discharging the effluent to the river. The concerns with the project revolved more around the health and safety implications of the project.

Existing law in Idaho does not provide strong guidance as to whether the land application of industrial effluent initiated to comply with water quality requirements should be considered to come within the original purpose of use of the industrial water right, or should be treated as an added beneficial use of the water requiring a new water right to be obtained or established. If the Department determines that a new separate water right should be required, the option of allowing the user to appropriate the industrial waste water for the new purpose of pollution abatement through land application of the effluent should be considered. This approach is consistent with that taken by the Department in 1978 with the City of Pocatello and J. R. Simplot filings.

Please let me know if you desire further review or discussion of these issues.

Handwritten notes:
Husky Oil
J.R. Simplot



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

RECEIVED

OCT 28 1996

WATER RESOURCES
WESTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 24, 1996

DARLING INTERNATIONAL, INC.
c/o Dana Young
18305 South Cole Rd.
Kuna, ID 83634

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - 1997

Dear Mr. Young:

Please find enclosed a fully executed Water Supply Bank Rental Agreement for your records. Also enclosed is a copy of the receipt for the rental in the amount of \$ 747.50 which you submitted to the department.

At a continuous rate diversion of 1.96 cfs of water from your well (24 hours per day), you would divert 230 AF of water in about 59 days.

If you have questions, please feel free to contact me or the department.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 2

c: IDWR - W. Region
Steve Lester
63-03148

RECEIVED
JUL 18 1997



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

RECEIVED

MAY 15 1996

WATER RESOURCES
WESTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 14, 1996

DARLING INTERNATIONAL, INC.
c/o Dana Young
18305 South Cole Rd.
Kuna, ID 83634

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - 1996

Dear Mr. Young:

Please find enclosed a partially completed Water Supply Bank Rental Agreement for 1996. Upon your signature and return of the agreement together with the rental fee in the amount of \$747.50, the department will also sign the agreement and will return an executed copy to you.

Please return the agreement to my attention so I can expedite the processing of it. If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: IDWR - W. Region
Steve Lester
63-03148

ENCLOSURE

MAY 15 1996

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: W021704

Date: 11 / 8 / 1996
Time: 11:34:07

Received
From: DARLING INTERNATIONAL

Type of Payment	Program A cct	Amount
APPLICATION FOR TRANSFER	62105 229 21 1155	100.00

CHECK

536529

Total \$ 100.00

Region: WESTERN

Signature:

DRuffington

MICROFILMED

JUL 18 1997

CONVERSATION MEMORANDUM

DATE 10/29/96

FILE 83-07980

NAME OF PARTY

Dana Young

EMPLOYEE

Steve Latta

RE:

Darling Internat'l Land Application Transfer

Office visit -

Discussed Adm. Memo # 61.

Prepared transfer appl to:

- correct pld to NESE

- " current plan from JENG to JENG + NESE

- expand proposed plan to include c 65 Ac. id
w/ 1/2 NE 1/4

He took Appl. with him for company's review,
signature & fee.



Dana Young

Transportation & Fleet Maintenance

P. O. Box 5485 • Boise, ID 83705

18305 So. Cole Road • Kuna, ID 83634

208-344-8318 • 800-322-3269 • 208-466-4604 • Fax: 208-343-8694

MICROFILMED

18 1997

THE UNIVERSITY OF CHICAGO

JUL 18 1957

From: DWR80::SLESTER 9-AUG-1996 11:59:53.77
To: DWR03::NYOUNG
CC: SLESTER
Subj: DARLING INTERNAT'L INC., BASIN 63

Nrom, Dana from this company might call you about irrigation water right question resulting from my comment letter to Ada Co. Development Services. He wanted to get an opinion from my supervisor - and I'd welcome the clarification if I'm out to lunch on this one. Here's the story as I understand it:

1. Company has lic. 63-07980 for .33 cfs ind/dom/irr (but only .03 cfs for irr part).
2. Well supplies processing plant, processing of animal etc. remains generates add'tl water, so waste water from plant (collected in pond?) exceeds that supplied solely from well - excess water produced.
3. Has DEQ land application permit to dispose of all waste water.
4. Now seeks irrigation of crop w/ this water as final step in water quality improvement - nitrogen fixation needed so crop will do the job.
5. So appears has land appl. process w/ DEQ & irrigation b.u. w/ IDWR.
6. Told me has water bank lease for irrigating crop this year re well water.
7. My comment was that needed irr water right for the excess waste water to be used on crop since not simply land appl. & not covered by well aspect.
8. Waste water does not appear directly trib. to anything - sinks, I guess - but within Indian Ck. drainage, which is trib. to river below Star.
9. Should not have problem obtaining new permit for waste water in excess of well compliment to use for irr per location in Basin 63 per most recent direction from S.O. - ok surface water trib. below Star.
10. Although unusual to have waste water source from animal etc. processing, once this excess water hits pond &/or land surface, it becomes part of public water supply - evap. process, percolation to aquifer etc. - so should secure new permit for extra water if seeking beneficial use.
11. He said DEQ told him had never heard of this idea so questions need for new right.
12. Nothing in my comments suggests that a new right from the well is involved - that's currently covered by water bank if his information is correct.
13. As an aside, company has pending appl. for proposed irr well not part of this discussion as far as I can tell (63-12333, held @ Western per backlog).

If you do get a call, please advise me accordingly.

thanks,

Steve

MICROFILMED
JUL 18 1997



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 19, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BOB UNGER/PLANNER III
ADA COUNTY DEVELOPMENT SERVICES
650 MAIN
BOISE ID 83702

*DANA
344-8318*

RE: 96-07-SP DARLING INTERNATIONAL, INC.

Dear Mr. Unger:

The Idaho Department of Water Resources ("IDWR") offers the following comments on the above-referenced project described by your recent letter.

IDWR administers the Stream Protection Act requiring a SCA Permit for any work within the ordinary high water mark of a perennial stream. Such applications must be submitted sixty (60) days before any work is scheduled to start. IDWR is available to review preliminary plans and offer specific comments in this process.

The applicant apparently would like to irrigate land in the West 1/2 of NE 1/4, Sec. 12, T1N, R1E. The information states that waste water and perhaps ground water (well) will be used to irrigate about 80 acres.

No existing irrigation rights for this parcel can be identified by this office. The applicant apparently owns water right license 63-07980, which is mostly for industrial use but includes one acre of irrigation for adjacent land. Darling International filed an application for permit to irrigate 98 acres in the NE 1/4 Sec. 12 from a proposed well. That application, no. 63-12333, was filed on April 4, 1996 but remains on hold pending changes in the moratorium on approval of such water right applications.

Although I cannot predict a timetable under which this pending water right application will be considered, it is safe to state that no action is to be expected for at least two years for the ground water right filing made by the applicant.

Additionally, the use of waste water for irrigation requires a separate water right, although no application for a waste water right has been filed. A surface water application for irrigation can be processed at this time without delays. An applicant should allow at least sixty days for normal water right application processing.

In summary, an irrigation well cannot be used on the site in question until valid water protection is obtained. Considerable delays are to be expected in securing a ground water right. Waste water, however, could be used for irrigation if a new water right permit is secured.

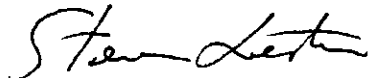
MICROFILMED

JUL 18 1997

July 19, 1996
Page 2

This office recommends that any approval by the county be contingent upon the applicant securing a water right permit for waste water from IDWR. Please contact this office for more information.

Sincerely,

A handwritten signature in cursive script, appearing to read "Steve Lester".

Steve Lester
Deputy Regional Manager

APPROVED
JUL 18 1997

WRQ4

SD-0604-2 Township: 01N Range: 01E Section: 12 Tract: NE Lot:
S L STATE O S Max # Records 4
E O Water Name W T Priority Use
L Tract T Right No. Last, First N AC G Date Code Desc

NWNE 63-12333 DARLING INTERNATIONAL C 40 A 04/04/1996 01 IRR
SWNE 63-12333 DARLING INTERNATIONAL C 40 A 04/04/1996 01 IRR
SENE 63-12333 DARLING INTERNATIONAL C 18 A 04/04/1996 01 IRR
SENE 63-07980 C.U.I. INTERNATIONAL C 1 L 07/07/1974 01 IRR
07 INDUST
43 DOMEST

AJQ4

SD-0604-2 Township: 01N Range: 01E Section: 12 Tract: NE Lot:
S L STATE O S Max # Records 6
E O Water Name W T Priority Use
L Tract T Right No. Last, First N AC G Date Code Desc

SENE A63-07980 CUI INTERNATIONAL O 1 L 07/07/1974 01 IRR
DARLING DELEWARE CO IN O 07 INDUST
DARLING INTERNATIONAL C 43 DOMEST
SENE A63-07980 CUI INTERNATIONAL O L 07/07/1974 01 IRR
DARLING DELEWARE CO IN O 07 INDUST
DARLING INTERNATIONAL C 43 DOMEST
SENE A63-07980 CUI INTERNATIONAL O L 07/07/1974 01 IRR
DARLING DELEWARE CO IN O 07 INDUST
DARLING INTERNATIONAL C 43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

JUL 18 1987

WR5809NP
No. 63-12333

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/19/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DARLING INTERNATIONAL INC PO BOX 5485 BOISE ID 83705 (208) 344-8318	04/04/1996	IRRIGATION	03/15 11/15	1.960 CFS	
TOTAL DIVERSION:					1.960 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T01N R01E S12 SWNE ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																				
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
01N	01E	12		40		40		18																							98.0	
TOTAL ACRES																														98.0		

Pou County: ADA

Other Water Rights Listing Overlapping Place(s) of use:
63-07980

Dates: App. Received: 04/04/1996 Priority Date: 04/04/1996
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 04/30/1996 User-ID: LGRAVES Subject: DELAY
Processing delayed pending backlog reduction.

Audit: 04/30/96 LGRAVES

MICROFILMED
JUL 18 1997

WR5809NP
No. 63-07980

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/19/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C.U.I. INTERNATIONAL	07/07/1974	IRRIGATION	03/15 11/15	0.030 CFS	4.50 AFA
			INDUSTRIAL	01/01 12/31	0.330 CFS	238.90 AFA
			DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
			TOTAL DIVERSION:		0.330 CFS	238.90 AFA

*now = Darling Int.
(AJ)*

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R01E S12 SENE ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																				
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
01N	01E	12	:				01	:																							1.0	
TOTAL ACRES																														1.0		

Place of use location for INDUSTRIAL is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: ADA

Other Water Rights Listing Overlapping Place(s) of use:
63-12333

Remarks: REINSTATED 8-28-1979.

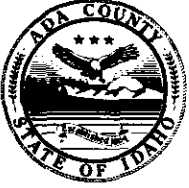
Dates:	App. Received:	Priority Date:	07/07/1974
	Proof Due Date: 06/01/1979	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 04/12/1982		

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

MICROFILMED

1988 18 1987



ADA COUNTY DEVELOPMENT SERVICES

650 Main, Boise, Idaho 83702

RECEIVED

JUL 03 1996

WATER RESOURCES
WESTERN REGION

BUILDING DIVISION — Phone: (208) 364-2277

PLANNING & ZONING — Phone (208) 364-2277

DATE: June 27, 1996

TO:

Ada County

- ☒ Assessor
- ☐ Building Division
- ☒ Engineer
- ☐ Parks Dept./Donna Griffin
- ☐ Zoning Division/Mapping
- ☐ G.I.S.
- ☐ Solid Waste Mgmt./Dave Neal

Utilities

- ☐ Idaho Power
- ☐ Intermountain Gas
- ☐ U.S. West
- ☒ Dept. of Water Resources

Other Agencies

- ☐ Ada Planning Assn./Ross
- ☒ Air National Guard
- ☐ Boise Airport Director
- ☐ Boise Planning & Zoning
- ☐ Boise Public Works
- ☒ Bureau of Reclamation
- ☒ Boise Project Board of Control
- ☐ Irrigation District
- ☐ Drainage District
- ☐ Sewer District
- ☒ Central District Health

- ☒ Bureau of Land Management
- ☐ Boise Fire Department
- ☒ State Fire Marshal
- ☐ Chevron Pipeline
- ☐ Northwest Pipeline
- ☒ Ada County Highway District
- ☐ Idaho Transportation District
- ☐ School District
- ☐ City of
- ☒ H & W/Water Quality
- ☒ H & W/D.E.Q.

FROM: Bob Unger/Planner III

RE: 96-07-SP DARLING INTERNATIONAL, INC.

Ada County Development Services Department has received an application for a special exception permit to expand a non-conforming use, for application of gray water (treated wastewater), to be used for irrigation purposes. The property contains approximately 80 acres and is located at 18305 S. Cole Rd., Kuna, Id.; in the NE Quarter, **Section 12, T.1N, R.1E**.

This application is scheduled for public hearing by the Board of County Commissioners on August 7, 1996 in the 3rd floor hearing room of the Ada County Administration Building, 650 Main Street, Boise, Id. and is scheduled to begin at 6:00 p.m.

Please submit your comments, on Agency Letterhead, by July 25, 1996 (make specific reference to the File No.). A non-response shall be considered as "No Comment".

ATTACHMENTS:

1. Applicant's Statement
2. Site Plan
3. Vicinity Map
4. Land Use Application

MICROFILMS

JUL 12 1996

llc.

GG Any WBOHM
permit 12g
SL

"July" App
63-12333

includes 1 m. in

W.R./A.J.
wastewater + well



P. O. Box 5485

Boise, Idaho 83705

TO: Ada County Development Services
FROM: Casey Jones, Darling International Inc.
DATE: June 19, 1996

We are requesting a Special Exception Permit for the West $\frac{1}{2}$ of NE $\frac{1}{4}$ SEC 12 T1N R1E BM, Ada County, Idaho.

The land is currently uncultivated. We plan to grow hay to be partially irrigated with water under our D.E.Q. wastewater land application permit #LA-000054.

There are no structures on the site.

An irrigation system will be installed to apply our treated wastewater in combination with ground water from a well.

APA mapping division has no aerial of this site.

Respectfully,

A handwritten signature in cursive script, appearing to read "Casey Jones", is written over the typed name.

Casey Jones
Darling International Inc.
P.O. BOX 5485
Boise, ID 83705
(208) 344-8318

MICROFILMED

JUL 18 1997

(208) 344-8318

Fax: (208) 343-8694

RECEIVED
JUN 20 1996
ADA COUNTY SERVICES
DEVELOPMENT SERVICES

IDA PLANNING ASSN.
OCT 31 1995

N

RECEIVED

JUN 20 1993

ADJ COUNTY
DANIEL BART

RP

W 1/2 NE 1/4 SEC 12 T1N

RP

UNION

PACIFIC

RP

MICROFILMED

JUL 18 1987

650 Main Street
Boise, ID 83702
(208) 364-2277

ADA COUNTY DEVELOPM.
LAND USE APPLIC

Post-It™ brand fax transmittal memo 7671

of pages >

To <u>Carey</u>	From
Co.	Co.
Dept.	Phone #
Fax # <u>343-8674</u>	Fax #

INSTRUCTIONS

1. Submit detailed letter explaining application.
2. 8 1/2" x 11" SCALED SITE PLAN SHOWING ALL STRUCTURES.
3. 8 1/2" x 11" aerial of site. (This may be obtained from the APA Mapping Division, 3rd Floor, 650 Main, Boise)
4. Submit 1" = 300' scale zoning map. (This may be obtained from the APA Mapping Division, 3rd Floor, 650 Main, Boise)
(Please outline and/or highlight your property in question and indicate North on aerial and zoning maps).
5. Submit evidence of proprietary interest. (This may include a Title Policy showing interest, Land Sale Contract showing interest, Recorded Warranty Deed showing interest, Option to Purchase, Leased Hold, Earnest Money Agreement.)
6. Submit proper fee. (All zoning fees of \$100.00 and over require payment in either cashier's check or cash.)
7. Applications are due on or before the 1st & 3rd Monday of the month by 11:00 a.m.
8. ALL APPLICATION COPIES SHALL BE COLLATED.
9. INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED.
10. Required Neighborhood Meetings are to be held by the applicant 14 days (minimum) prior to public hearings.

285.00
~~247.00~~

APPLICATION FOR: (Check One)

- ☐ Appeal (Admin. or P&Z)
☐ Comprehensive Plan Amendment
☐ Conditional Use for _____
☐ Group Day Care Home (7-12) H.O.
☐ Group Day Care Center (more than 12) C.U.
☐ Home Occupation
☐ Lot Line Adjustment
☐ One Acre Split
☐ Planned Development
☐ Private Road

- Rezone: From _____ to _____
☐ Sign
☒ Special Exception
☐ Subdivision Plat
☐ Temporary Living Quarters
☐ Traffic & Development Plan
☐ Variance
☐ Zoning Ordinance Amendment
☐ Zoning Certificate/Inquiry
☐ Other _____

ADA COUNTY
DEVELOPMENT SERVICES

JUN 20 1995

RECEIVED

SITE INFORMATION:

Location: Quarter NE Section 12 Township 1N Range 1E Total Acres: 80
 Subdivision Name: _____ Lot _____ Block _____
 Site Address: 18305 S. Cole Rd. KUNA, ID Existing Land Use: _____ Zoning: RP
 Tax Parcel Number: _____

OWNER OF RECORD:

Name: Darling International Inc.
 Address: P.O. Box 5485
 City: Boise State: ID Zip: 83705
 Telephone: (208) 344-8318

APPLICANT:

Name: SAME
 Address: _____
 City: _____ State: _____ Zip: _____
 Telephone: _____

I consent to the submission of the application accompanying this statement.

[Signature]
 Signature: (Owner of Record)

I hereby certify that information on this form is correct to the best of my knowledge.

[Signature]
 Signature: (Applicant)
 (Revised 6/95)

OFFICE USE ONLY

FILE NO. 96-7-5P MICROFILMED
 FEE: \$ 205 PLANNER: NC
 Date Accepted: 6-20-96 Hearing: P&Z BOCC 8/7 STAFF: _____
 Zoning: RP Area of City Impact: _____ U.S.P.A.: _____ X-Ref. No.: 73-55-CV
 Posted: Log X History Map X Work in Progress + Stamped X

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NO. 63-07980

Notice is hereby given that Darling International Inc., PO Box 5485, Boise ID 83705, has applied to the Department of Water Resources to change the following water right pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS LICENSED

Date of Priority	07/07/1974
Source	Ground Water
Amount	.33 cfs, 238.9 afa
Use	Irrigation, Industrial, Domestic
Point of Div & Place of Use	SENE, T01N R01E, Sec 12

TO BE CHANGED AS FOLLOWS

Point of Div	NESE, T01N R01E, Sec 12, (same well)
Place of Use	NWNE, S1/2NE, NESE, T01N R01E, Sec 12

The purpose of this transfer is to correct the recorded right plus expand the land application place of use to meet water quality standards.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00, on or before January 6, 1997. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher
Director

Published in the Idaho Statesman on December 19 and 26, 1996.

MICROFILMED
JUL 18 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

April 15, 1981

CUI International
Box 5485
Boise, Idaho 83705

Dear Sirs,

RE: License No. 63-7980

Enclosed is a copy of the Water Right License issued on the above referenced Permit.

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr
Enclosure

APR 16 1981

CONVERSATION MEMORANDUM

DATE March 24, 81
11:25 Am
FILE 63-7980

NAME OF PARTY

466-4604
CWI International
Cliff Miller

EMPLOYEE

Ralph Hampe

RE:

AF amount

I talked w/ Mr. Miller today and he
stated that the pump runs on
a 24 hour basis due to the
nature of the business.

ENCLOSURE



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

March 2, 1981

CUI International
Box 5485
Boise, Idaho 83705

Dear Sirs,

A representative of this Department has made an examination of the works covered by your Permit No. 63-7980, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .33 cfs Source: groundwater

The maximum quantity diverted shall not exceed 244.6 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp. 1N, Rge. 1E, B.M.

Beneficial use: Irrigation of 1 acre, domestic use for 1 unit and industrial use
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp. 1N, Rge. 1E.

Priority date established: July 7, 1974

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

FIELD REPORT

- Post office address Box 5485, Boise, ID 83705 Phone _____

- Tributary to _____

- TOTAL ACREAGE _____

Permit No. 63-7980
Examination for 9/27 @ 11:00

MICROFILMED

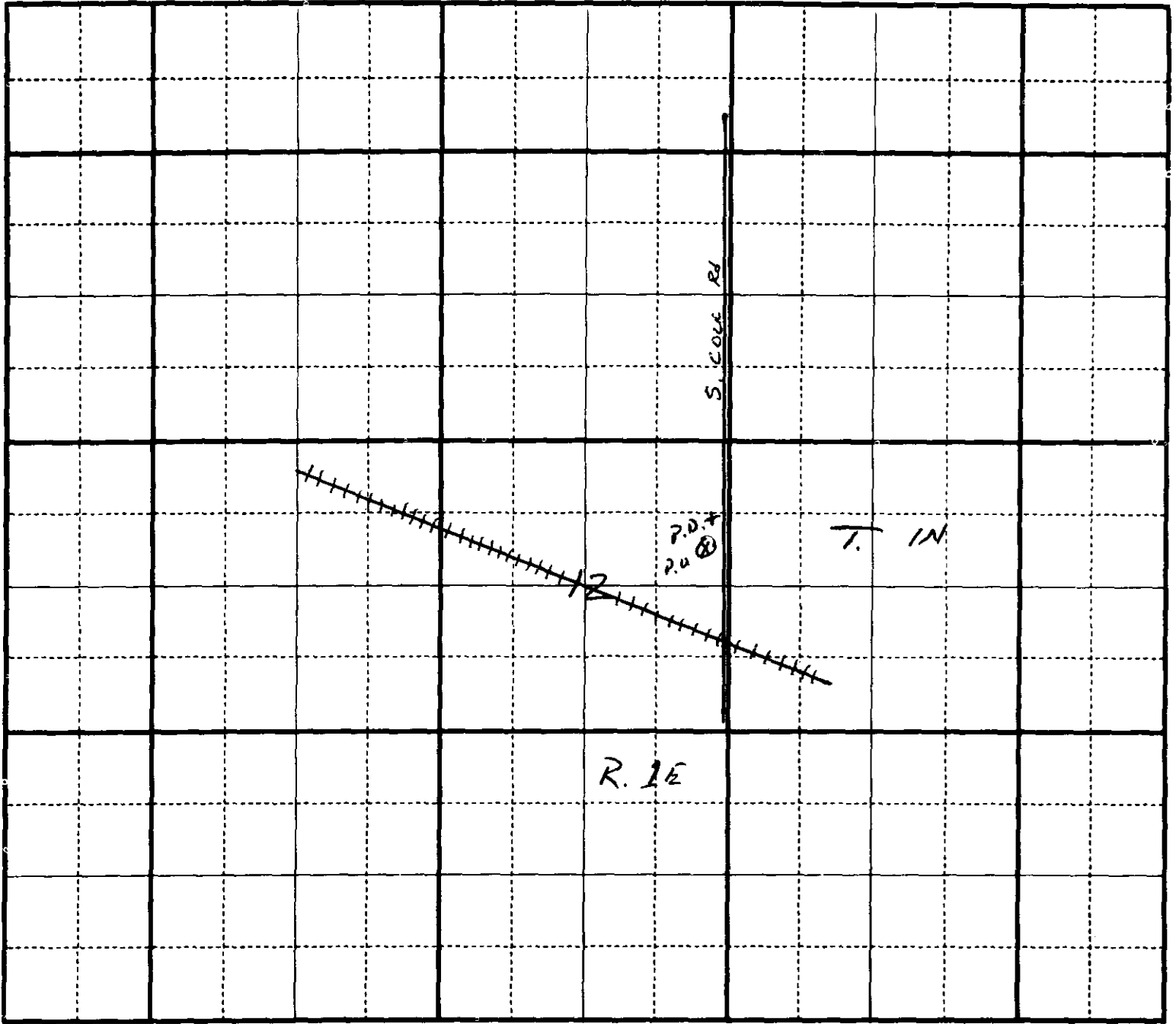
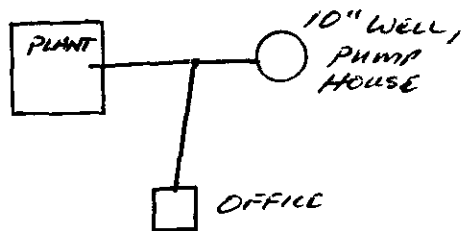


Diagram of System

MICROFILMED



DATE OF EXAM 9/27/79

ACREAGE
Found 1
Recommended 1

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = .03 c.f.s. V = 4.5 AF/Ann. from 3/15 to 11/15
Domestic Q = .04 c.f.s. V = 1.2 AF/Ann. from 1/1 to 12/31
Livestock Q = 0 c.f.s. V = 0 AF/Ann. from 1/1 to 12/31
~~INDUSTRIAL Q = .33 " V = 238.9 " " " " " " " "~~
.33 244.6

Is water co-mingled? yes no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 150 gpm Method of measurement FLOWMETER

Total Q recommended .33 cfs Meter No. 4" LINE Type BAUER Condition GOOD

Total V recommended 244.2 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ✓

MEASUREMENT CALCULATION:

$Q = 150 \text{ gpm} (.002228) = .33 \text{ cfs}$ ✓ Allow .03 cfs for 1 acre
 $V = .33 \text{ cfs} (1.48) (365 \text{ days/yr}) = 238.5 \text{ AF/Ann}$ Allow .04 cfs for 1 Domestic
1.9855 238.9
 $V = 238.5 + 1.2 + 4.5 = 244.2 \text{ AF/Ann}$
244.6

SYSTEM DESCRIPTION: SUBMERSIBLE

10" WELL, ELECTRIC PUMP - NO RECORD OF PUMP SIZE AVAILABLE.
7000 gal STORAGE TANK, 4" LINES FROM PUMP TO TANK, 70 EMPLOYEES
FOR DOMESTIC USE AT OFFICE AND LOCKER ROOMS.
INDUSTRIAL USE IS RENDERING PLANT.

REMARKS:

Examiner's Signature Charles W. Bynum Date 12/03/79

Checked by DBS Date 12/20/79

Approved by [Signature] Date 2/27/1981

No Overlapping rights

REPRODUCED



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

September 10, 1979

**C.U.I. International
Box 5485
Boise, ID 83705**

RE: **Permit No. 63-7980**

Dear **Sirs:**

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.*

Before a license can be issued, a field examination must be made by a representative of this Department.

☒ A field examination of your system has been scheduled for

Thursday, September 27th at 11:00 am.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Kay Walker
Secretary

***Enclosed is a copy of the Reinstatement Order advancing the priority date of your permit to July 7, 1974, because your proof was late.**

MICROFILMED

PLACE
TEN CENT
STAMP
HERE

RECEIVED

NOV 22 1979

Department of Water Resources
Western Regional Office



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 1980.

Name(s) of Permit Holder: C.U.I. INTERNATIONAL

Post Office Address: Box 5485, Boise 83705

Tel. No.

Source of Water: GROUNDWATER

Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation (acres)
☐ Other INDUSTRIAL

Measuring Device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

7/26/79
Date

WILL INSTALL MEASURING DEVICE WITHIN
SEVERAL MONTHS.

Signature of Permit Holder
Controller

MEMO TO FILES

63-7980

From: F.E.L

DATE:

9/17/79

APPLICANT: C.V.I. INTERNATIONAL

CLAIM NO: 63-7980

SUBJECT: CHANGE OF ADDRESS

PHONE CALL 9/13/79 FROM CLIFF MILLER, STATED
THAT ADDRESS FOR THIS FIRM IS NOW: P.O. Box 5485,
Boise, Id., 83705

CONTACT: CLIFF MILLER PH. 344-8818

EF

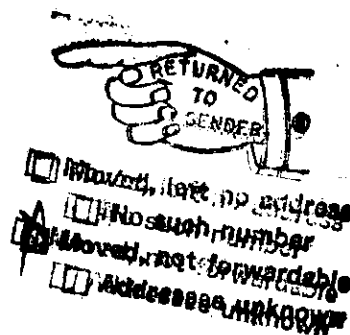
MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

RECEIVED

JUN 25 1979

Department of Water Resources



C. U. I. International
Box 339
Nampa, ID 83651

Not at This
address

MICROFILMED

File



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

June 14, 1979

C. U. I. International
Box 339
Nampa, ID 83651

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 63-7980 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated March 30, 1979.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

June 14, 1979

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Box 339
Nampa, ID 83651

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C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

CERTIFICATION OF FILING

I hereby certify that a ~~copy~~ original of this document was deposited in the office of the State of Idaho on 6/15/79 at Boise Idaho, and that the same is available for inspection by the individuals named above.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
House
Boise, Idaho 83720



C. U. I. International
~~Box 399~~
Nampa, ID 83651

fwl.?

*P.O. Box 5485
Boise, Id 83705*

CERTIFIED MAIL
100759

NO.

RECEIVED

APR 4 1979

Department of Water Resources



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

March 30, 1970

Re: Permit No. 63-7980

100759

C. U. I. International
Box 399
Nampa, ID 83651

Gentlemen:

One of the conditions of approval of your water Permit No. 63-7980 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1970. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

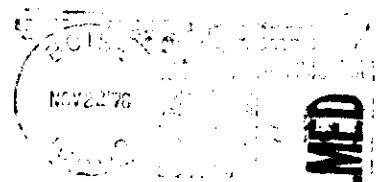

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

RETURNED
TO
SENDER
NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD
CEU I INTERNATIONAL
BOX 399
Nampa ID 83651



RECEIVED

NOV 27 1978

Department of Water Resources

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

NOV 22 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILMED

June 25, 1974

Re: Permit No. 63-7980

C.U.I. International
Box 399
Nampa, Idaho 83651

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 63-7980 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

63 7980

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

May 24, 1974

C.U.I. International
Box 399
Nampa, ID 83651

Re: Application for Permit No. 63-7980

Gentlemen:

Enclosed is your Receipt No. 14454 in the amount of \$ 35.00 for
Application for Permit No. 63-7980 which was received in this office
on May 13, 1974.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

Enclosure

63 7980

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

May 24, 1974

The Idaho Statesman
Box 2640
Boise, Idaho 83701

Re: Application for Permit No. 63-7985 - W. R. &/or A. Flora Allington
63-7980 - C.U.I. International
63-7986 - Thomas B. &/or Nancy N. Peterson

Gentlemen:

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

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

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

Bill submitted 6-10-74 by df
63 7980

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that C.U.I. INTERNATIONAL, Box 399, Nampa, ID

has on May 13, 1974 submitted Application No. 63-7980

for a permit to appropriate 1.54 cubic feet per second ~~SCDS DIST~~

~~per annum~~ of water from a groundwater source

by means of pump, pressure tank & pipeline

within the SE1/4, S. 12, T. 1 N., R. 1 E., B.M., Ada County

to be used from Jan. 1 to Dec. 31 for domestic & industrial use & March 15 to Nov. 15
for irrigation of 25 acres

within the SE1/4, S. 12, T. 1 N., R. 1 E., B.M.

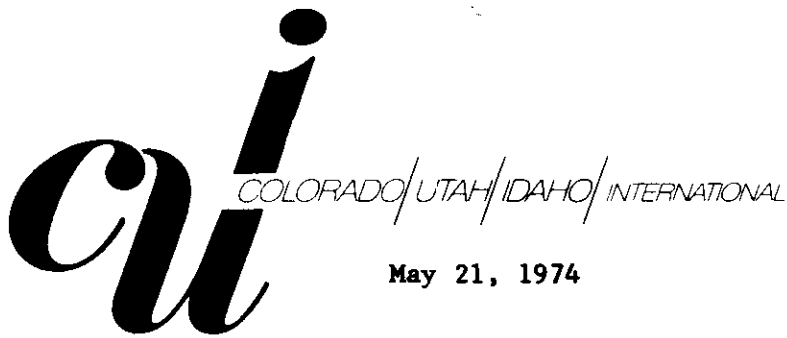
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before June 17, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, Idaho

on May 30, 1974 and June 5, 1974 63-7980



RECEIVED
MAY 29 1974
Department of Water Administration

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Your letter of May 15, 1974
"Permit to appropriate water"

Gentlemen:

Use of water at our proposed Boise plant will be as follows:

1. Process steam
2. Showers and drinking
3. Make-up for process cooling water

We will utilize condensate return systems to conserve water, however approximately 20 - 30% of the steam used is lost thru atmosphere flashing and must be replaced.

The process cooling water must be blown down in order to prevent a build-up of suspended solids and this loss must be replaced.

After two years operation, we expect to use the water in the last lagoon pond for cooling water make-up thereby conserving water.

In answer to your last question, my capacity with C. U. I. International is Regional Manager in charge of all operations in Utah, Idaho, Wyoming and Montana.

Very truly yours,

C. U. I. INTERNATIONAL

John A. Gagliardi
John A. Gagliardi
Regional Manager
C. U. I. -WEST

JAG/pee

63 7980

A DIVISION OF BEATRICE FOODS CO.
TELEPHONE (801) 392-7509
ADDRESS/P. O. Box 546, Ogden, Utah 84402



May 15, 1974

Mr. John A. Gayleardi
C.U.I. International
Box 399
Nampa, Idaho 83651

Dear Mr. Gayleardi:

We are in receipt of your application for a permit to appropriate water. However, we need a description of how the water is going to be used for industrial purposes and justification for the quantity of water applied for that purpose.

We will also need to know what capacity that you are with the company giving you the authority to make the application for C.U.I. International.

Upon receipt of the information, our office will be able to process your application. Your cooperation is very much appreciated.

Sincerely,

GARY L. PAGE
W. R. Supervisor

GLP:sw