

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 45-7241 Priority May 27, 1975 Amount 0.25 cfs

THIS IS TO CERTIFY, that ORE-IDA FOODS, INC.
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 45-7241 issued pursuant to Application for Permit dated May 27, 1975,
and has submitted proof to the Department of Water Resources on June 21, 1976,
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 0.25 cfs of water from a ground water 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
<u>Commercial</u>	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.10</u> cfs and <u>72 acre feet</u>		
<u>Fire Protection</u>	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.15</u> cfs and <u>n/a</u>		
	from _____ to _____ at _____ cfs and _____		
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.25 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
72 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 21,
Twp. 10 S, Rge. 22 E, B.M. in the County of Cassia

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10 S	22 E	21																	X

Total number of acres irrigated _____

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 4 day of
September, 19 76.

Director

LICENSE ISSUED FOR 0.25 SEC. FT.

Identification No. _____

Application No. 45-7241

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPROVED

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho MAY 27 1975
(TYPE OR PRINT IN INK)

Department of Water Resources
Southern District Office

1. Name of applicant Ore-Ida Foods, Inc. Phone: (208) 678-9431
post office address Post Office Box 10 Burley, Idaho

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

3. a. Location of point of diversion is Southeast $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 10 S
Range 22 East B.M. Cassia 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 0.1 for Commercial purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet-per-annum)

Amount .15 for Fire Protec. purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet-per-annum)

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

5. Total quantity to be appropriated:

a. 0.25 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

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

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 300 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1/2 years.

b. Estimated construction cost is \$7,000.00.

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 SE $\frac{1}{4}$ of Section 21 Township 10
Range 22 East 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: Raw product storage humidification and
min. fire protection.

MICROFILMED

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

[illegible]

Total number of acres to be irrigated_____

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 _____

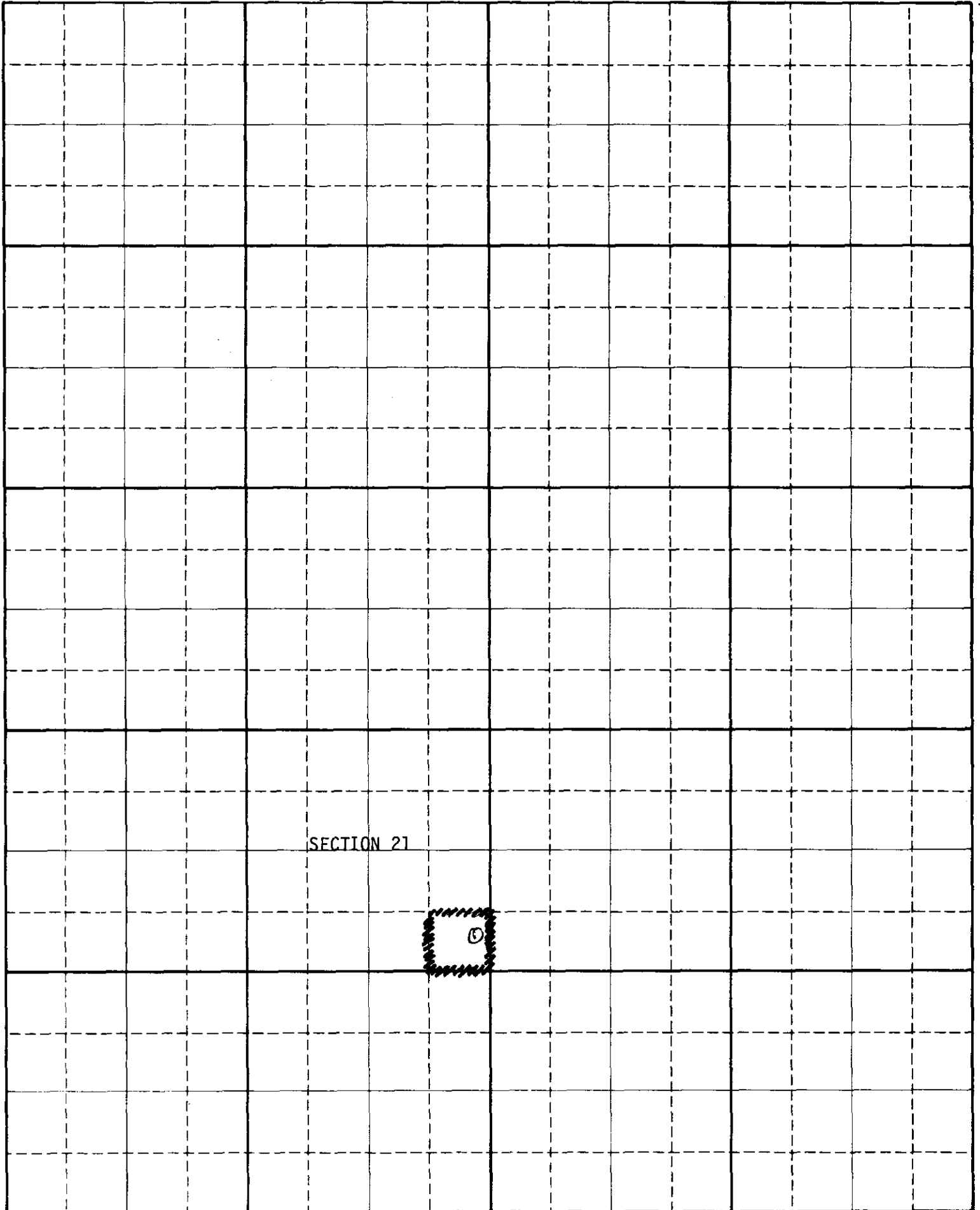
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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

N ↑

TOWNSHIP 10 RANGE 22 E



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.

James A. Fisher
James A. Fisher, P.E.
Manager, Mechanical Engineering

Gerald D. Herrick
(Applicant) Gerald D. Herrick
Vice President of Operations

Priority 5-27-1975

Received by CC Date 5-27-75 Time 2:30 P.M.

Preliminary check by GLF Fee \$ 25.00

Receipted by CC Date 5-27-75

Publication prepared by CC Date 5-28-75

Published in South Idaho Press

Publication dates 6-3 & 6-10-75

Publication approved CC Date 6-12-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by HY

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7241, 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 July 1, 19 76.

c. Other: _____

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

Witness my hand this 25 day of June, 19 75.

R. Karl Hjort
Director

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Zelma Stevenson being first
duly sworn, deposes and says that he is the
bookkeeper of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated June 3 1975, and ending
with the issue dated June 10, 1975

Zelma Stevenson
Subscribed and sworn to before me
this 11th day of June
1975.

Edith Raustadt Notary Public

Cost of Publication 9.45

Notary Fee

Total Cost

My commission expires October 23, 1975

RECEIVED

JUN 12 1975

Department of Water Resources
Southern District Office



O.K.C.
6-12-75

RECORDED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Anna Thurston being first

duly sworn, deposes and says that she is the
owner of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated June 3 1975, and ending
with the issue dated June 10, 1975.

Anna Thurston

Subscribed and sworn to before me
this 11th day of June
1975.

Edith Rawstall Notary Public

Cost of Publication 9.45

Notary Fee

Total Cost

My commission expires October 23, 1975

75-205

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that ORE-IDA
FOODS, INC., P. O. Box 10, Burley,
Idaho 83318 has on 5-27-75 submitted
Application No. 45-7241 for a permit
to appropriate 0.25 cubic feet per
second of water from groundwater by
means of: well & pump within the
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 10S, Rge. 22E,
B.M. Cassia County to be used from
January 1 - December 31 for Com-
mercial & Fire Protection within the
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 10S, Rge. 22E,
B.M.

If issued, this permit will be subject
to all prior water rights. Protests
against the granting of this permit
must be filed with the Idaho Depart-
ment of Water Resources, 1041 Blue
Lakes Blvd., North, Twin Falls, Idaho,
83301 on or before June 20, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press
on June 3 and June 10, 1975.

September 7, 1976

Re: Permit No. 45-7241

Ore-Ida Foods, Inc.
Box 10
Burley, ID 83318

Gentlemen:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

TOTAL ACREAGE

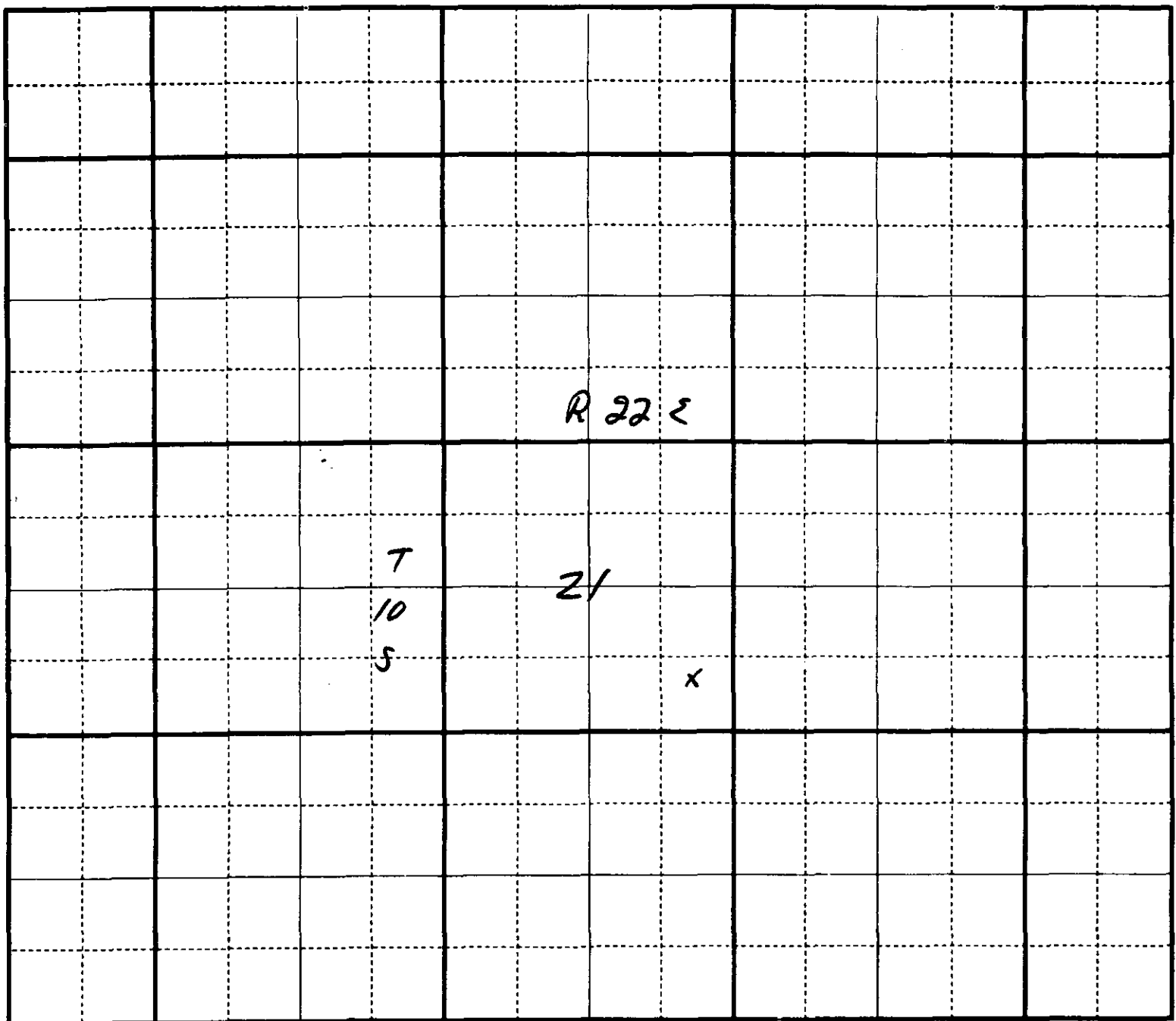


Diagram of System

DATE OF EXAM 7-22-76

ACREAGE

Found ✓
Recommended ✓

Irrigation Requirement ✓ Ac Ft/Ac

USE

Irrigation Q = c.f.s. V = AF/Ann. from to
Domestic Q = c.f.s. V = AF/Ann. from to
Livestock Q = c.f.s. V = AF/Ann. from to

Commercial Q = .10 c.f.s. V = 72.27 AcFt/Ann from Jan 1 to Dec 31
Fire protection Q = .15 c.f.s. V = Not Required. from Jan 1 to Dec 31

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 Method of measurement

Total Q recommended .25 c.f.s. Meter No. Type Condition

Total V recommended 72.27 AcFt/Ann.

Recommended Amendments:

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:

Q = .10 c.f.s. Commercial U = 72.27 AcFt/Ann
Q = .15 c.f.s. Fire Protection. U = Not Required.
V = 72.27 AcFt/Ann. = (365 days) (1.98 $\frac{\text{AcFt}}{\text{c.f.s. day}}$) (.10 c.f.s.)

SYSTEM DESCRIPTION:

Franklin Electric Motor & Pump. Submersible. 15Hp. M-2361149000
150 gal/Pres. Tank.

Motor diverts the water and conveys it to the pressure tanks which then conveys it to its place of use.

REMARKS:

Field Engineer was present during Exam
-David Wilson-

this water is used for cooling potatoes year round. (24hr/day)

Examiner's Signature Sam Sunderland Date 7-22-76

Checked by David Shewey Date 8-5-76

Approved by Michael L. Stuck Date 8-24-76

June 24, 1976

Re: Permit No. 45-7241

Ore-Ida Foods, Inc.
Box 10
Burley, Idaho 83318

Gentlemen:

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our District Office in **Twin Falls**.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED

JUN 23 1976 OK

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No. _____

Permit No. 45-7241

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Ore-Ida Foods, Inc.
b) Post Office Address P. O. Box 10 Burley, Idaho
2. Permit Number 45-7241
3. Date of Priority that you are prepared to establish 5/27/75
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: SE 1/4 SE 1/4, Section 21
Township 10, Range 22 East Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 0.1 cfs for Commerical purposes from 1/1 to 12/31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount .15 cfs for Fire Protection purposes from 1/1 to 12/31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 100 G.P.M. maximum cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Amount of storage is 200 gallons (storage tank).
People making measurements are Stephenson's Inc. - by pump size.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
NONE
b) Describe the agreement or understanding by which you take water from the works:
NONE
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump size 15 H.P., Turbine, Model 1506 XL 10
Fairbanks-Morse, 8 inch well casing, 243 ft.
b) Describe the type and size of measuring device which you have installed at your point of diversion:
NONE
c) Give well driller's name and address and the date the well was completed:
Sherman Couch Well Drilling
340 Wauna Vista Drive Completed:
Burley, Idaho 83318
678-7913
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Water is being used for fire protection and also for absorption air
air washers for potato storage.

Exam typed 6-24-76 jr

if you are irrigating 10 or more acres, please submit an aerial photo of the property with this affidavit.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

June 17, 1976
(Date)

Evan D. Nolan
(Signature)
FACTORY MANAGER

State of Idaho)
County of Cassia) ss.

On this 17th day of June, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Mari L. Porter
Notary Public residing at Rupert, Idaho

My commission expires Oct. 15 - 1976.

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

- SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	138556	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

George Iokate

4. DATE OF DELIVERY

MAY - 3 1976

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



DEPARTMENT OF REVENUE

STATIONER

BOISE, IDAHO 83720

**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300**



April 30, 1976

CERTIFIED MAIL #138556

Re: Permit No. 45-7241

Ore-Ma Foods, Inc.
P.O. Box 10
Burley, Idaho 83318

Gentlemen:

One of the conditions of approval of your water Permit No. 45-7241 (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 JULY 1, 1976. 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.

R. Keith Higginson

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

June 25, 1975

Re: Permit No. 45-7241

Ore-Ida Foods, Inc.
P. O. Box 10
Burley, ID 88318

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 45-7241. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

May 28, 1975

RE: Application For Permit No. 45-7241 - Ore-Ida Foods, Inc.

South Idaho Press
Box 190
Burley, Idaho 83318

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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

BOB HAYNES
Southern District Engineer

MICROFILMED

Bill submitted: 6-12-75 cc

75-205

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that ORE-IDA FOODS, INC., P. O. Box 10, Burley, Idaho 83318 has on 5-27-75 submitted Application No. 45-7241 for a permit to appropriate 0.25 cubic feet per second of water from groundwater by means of: well & pump within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 10S, Rge. 22E, B.M. Cassia County to be used from January 1 - December 31 for Commercial & Fire Protection within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 10S, Rge. 22E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of this permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 20, 1975.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press
on June 3 and June 10, 1975.

NOT RECORDED

O.K. ✓
5/30/75

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ORE-IDA FOODS, INC.

P. O. Box 10, Burley, Idaho 83318

has on 5-27-75 submitted Application No. 45-7241

for a permit to appropriate 0.25 cubic feet per second ~~XXXXXX~~

of water from groundwater

by means of well & pump

within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 10S, Rge. 22E, B.M. Cassia County

to be used from January 1 - December 31

for Commercial & Fire Protection

within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 10S, Rge. 22E, 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 Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 20, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press

on June 3 and June 10, 1975

MICROFILMED

May 28, 1975

RE: Application For Permit No. 45-7241 - Ore-Ida Foods, Inc.

ORE-IDA FOODS, INC.
P. O. Box 10
Burley, Idaho 83318

Gentlemen:

Enclosed is your Receipt No. 1621 for Check No. 49849 for the
abovedreferenced application for permit which was received in
this office on May 27, 1975.

Thank you.

Sincerely,

Carol Clough
Secretary

Enc.

MICROFILMED

Ore-Ida Foods, Inc.

An Affiliate of H. J. Heinz Company



May 20, 1975

Technical Center

P.O. Box 10

Ontario, Oregon 97914

Telephone: 503 889-8611

RECEIVED

MAY 27 1975

Department of Water Resources
Southern District Office

Mr. Gary Funderburg
State of Idaho
Department of Water Resources
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Dear Mr. Funderburg:

Please find attached our check for \$25 for payment of the well permit and our application for permit.

Your prompt attention to this matter will be greatly appreciated.

Sincerely,

A handwritten signature in cursive script, reading "James A. Fisher".

James A. Fisher, P.E.
Manager, Mechanical Engineering

JAF:da

Attachments

MICROFILMED