

45-02749

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 45-2749 Priority August 13, 1965 Amount 2.85 cfs

THIS IS TO CERTIFY, that Ore-Ida Foods, Inc.
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 45-2749 issued pursuant to Application for Permit dated August 13, 1965,
and has submitted proof to the Department of Water Resources on July 24, 1970,
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 2.85 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
Industrial	from <u>January 1</u> to <u>December 31</u>	at <u>2.85</u> cfs and	<u>734.7</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.85 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
734.7 acre feet per year, said waters to be diverted within the Government Lot 2 (SE $\frac{1}{4}$ SW $\frac{1}{4}$),
Section 23, Twp. 10S, Rge. 22E in the County of Cassia

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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
10S	22E	23																

Total number of acres irrigated _____

Industrial use is for potato processing.

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 23rd day of
December, 19 82.

Director

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32480/36-2621)

in the name of Ore-Ida Foods, Inc.)

Box 831, Burley, Idaho 83318)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

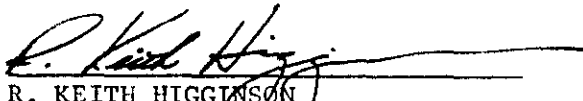
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-32480 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.

Dated this 11th day of March, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

36-2621
32480

APPLICATION FOR PERMIT ~~36-2621~~

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40635
Permit No. G- 32480
District No.

1. Name of Applicant: **Ore-Ida Foods, Inc.**
Postoffice address: **Box 831, Burley** County: **Cassia** State: **Idaho**
2. Quantity of water claimed: **2,000 gallons per min. or 4.45 c.f.s.**
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **SE** $\frac{1}{4}$ of the **SW** $\frac{1}{4}$ of Section **23**
Twp 10 S, Rge. **22 E**, B.M., County of **Cassia**
5. Water is to be used for: **Processing plant**
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the **SE** $\frac{1}{4}$ of the **SW** $\frac{1}{4}$ of Section **23**, Twp. **10 S**
Rge. **22 E.**, B.M. & **Lot 1, Sec. 23, & N $\frac{1}{2}$ of NE $\frac{1}{4}$ Sec. 26, T10S., R. 22 E.B.M.,**
(b) Waste water or sewage effluent is to be returned to **Settling pond (under direction of Public Health Dept.)**
at a point in the **SW** $\frac{1}{4}$ of the **SE** $\frac{1}{4}$ of Section **23**, Twp. **10 S.**, Rge. **22 E**, B.M.
& **Lot Sec. 23, T10S., R. 22 E.B.M.**
7. Kind of works: **Drilled well, cased and equipped with 150 HP motor**
8. Estimated cost of works: **\$ 22,000.00**
9. (a) Is reservoir to be used? **2 Settling tanks**
(b) Capacity of reservoir: **40,000 gallons each**
10. The time required for the completion of such work and complete application of the water to the proposed use is **5** years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation: **March, 1961 Ontario, Oregon**
(b) Amount of capital stock: **\$ 8,061,178.00** (c) Amount paid in: **\$ Same**
(d) Names and addresses of directors: **Nephi Grigg, Ontario, Oregon; Golden T. Grigg, Otis Williams, Vanness Anderson, all Burley, Idaho; Dave Berelson, San Francisco, California; Lyle Wilson and Ken Inahara, both Seattle, Washington**
II. The financial resources of the applicant are (a) Cash on hand: **April 18-65 \$1,693,283.00**
(b) Treasury stock: **None** (c) Bonds to be issued: **no**
(d) Other resources: **Inventory \$14,390,109.00; Accounts Receivable \$2,846,869.00**
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

By **s/ Otis Williams** *Agent.*

Date of first receipt at Department of Reclamation: 9:00 A.M. August 13, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32480

Recorded in Book **113** Page **32480** Approved **August 13, 1965**

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **February 13, 1968**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before **August 13, 1970**

Witness my hand this **13th** day of **August, 1965**

s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 13th
day of August, 1965.

Countersigned:

STATE OF IDAHO

(SEAL)

By S/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE
Governor

Secretary of State.

12.

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

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

g
7-27-70

1. a) Name of Permit Holder Ore-Ida Foods, Inc.
b) Post Office Address P. O. Box 10 Burley, Idaho 83318
2. Permit Number G-32480/36-2621
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Ground
b) Location of the point of diversion: SE 1/4 SW 1/4, Section 23
Township 10 South, Range 23 East Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 2.67 C.F.S. for Potato Processing purposes from Varies with processing season to _____ 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)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated varies 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: Was calculated by Johnston Pump Co. in Idaho Falls
by type & number of bowls on unit as well as lift

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: _____

b) Describe the agreement or understanding by which you take water from the works: _____

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) Deep well - 150 H.P. 20" casing - 310 ft.
10" column

b) Describe the type and size of measuring device which you have installed at your point of diversion: None

c) Give well drillers name and address and date the well was completed _____
Anderson and Whitley - March, 1965
Oakley, Idaho 83346

Exam Type 1
August 10, 1970
Christine McMillan

32480
36-2621

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

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.

7-22-70
(Date)

M. Peckham
(Signature)

State of Idaho
County of Cassia ss.

On this 22 day of July, 19 70, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires 6-73

Bernice D. Dransfield
Notary Public residing at 1276 Oriental
Burley, Ida

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Ruth Chambers, being first

duly sworn, deposes and says that She is the

Bookkeeper of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for 2 consecutive weeks, commencing with the issue dated May 28 1970, and ending with the issue dated June 4 1970.

Ruth Chambers

Subscribed and sworn to before me

this 5th day of June

1970.

Edith Ravestadt

Notary Public

Cost of Publication 8.00

Notary Fee

Total Cost

My commission expires October 23, 1971

RECEIVED

JUN 12 1970

DEPT. OF RECLAMATION

70-141

NOTICE OF DIVERSION

Notice is hereby given that Ore-Ida Food Co., Box 831, Burley Idaho has received an approved permit No. 360-36-2621 issued by the Idaho State Reclamation Department authorizing the diversion of 4.45 cubic feet per second of water from a ground-water source subject to all prior rights. The priority to be established under this permit is August 13, 1965 and the permit was approved August 13, 1965. Water is to be diverted by well, motor from a point within the SE 1/4 SW 1/4, Sec. 23, T. 10 S. R. 22 E. B.M., Cassia County, Idaho, to be used for Processing plant, SE 1/4 SW 1/4, Lot 1, Sec. 23; N 1/2 Sec. 26; T. 10 S. R. 22, E. B.M. of the application of the water beneficial use is to be submitted to the department on or before August 13, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

W. LEITH HANSEN
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on May 28, 1970 and June 4, 1970.

dy
OK
6-15-70

32480
362621

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Ruth Chambers, being first

duly sworn, deposes and says that she is the

Ruth Chambers of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for 2

consecutive weeks, commencing with the issue

dated May 28 1970, and ending

with the issue dated June 4, 1970.

Ruth Chambers

Subscribed and sworn to before me

this 5th day of June

1970.

Ruth Chambers Notary Public

Cost of Publication 8.00

Notary Fee

Total Cost

My commission expires October 23, 1971

70-141

NOTICE OF
EXISTING WATER PERMIT
Notice is hereby given that Ore-
Ida Foods, Inc., Box 831, Burley
Idaho has received an approved
permit No. G-32480-36-2621 issued by
the Idaho State Reclamation
Department authorizing the
diversion of 4.45 cubic feet per
second of water from a ground-
water source subject to all prior
rights. The priority to be established
under this permit is August 13, 1965
and the permit was approved August
13, 1965. Water is to be diverted by
well, motor from a point within the
SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 10 S. R. 22 E,
B.M., Cassia County to be used for
Processing plant in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Lot 1, Sec. 23; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 26; T.
10 S. R. 22 E. B.M. Proof of the ap-
plication of the water to beneficial
use is to be submitted to the
department on or before August 13,
1970. Any protests against the
issuance of a license for the above
referenced permit should be filed
with the Department of Reclamation
within ten (10) days of the last date
of publication of this notice or prior
to the licensing of the permit.
Licensing may commence prior to
the date beneficial use proof is due
without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho
Press, Burley, Idaho on May 28, 1970
and June 4, 1970.

36-2621

January 18, 1983

RE: Permit No. 45-2749

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

Gentlemen:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED
JAN 20 1983



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

November 19, 1982

RE: Permit No. 45-2749

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

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 45-2749, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.85 cfs Source: groundwater

The maximum quantity diverted shall not exceed ~~1469.8~~ acre feet
per year. 734.7

Point(s) of diversion: Gov. Lot 2(SE $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 23, Twp. 10S, Rge. 22E,
Cassia County

Beneficial use: Industrial use for potato processing within the Gov.
Lot 2(SE $\frac{1}{4}$ SW $\frac{1}{4}$), Gov. Lot 1(SW $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 23, Twp. 10S, Rge. 22E

Priority date established: August 13, 1985

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

JJ;kw

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RE EXAM

45-2749
Permit No.

CONTACT WITH PERMIT HOLDER

DATE INITIALS REMARKS

☐ Appointment letter mailed:

☐ Telephone call made:
(List Telephone No. used)

☐ Appointment scheduled for:
(Date, time, location)

Note: New Address
Ore-Ida
P.O. Box 10
Burley, ID 83318

EXAMINATION

Date 6-2-1982 Accompanied by Le Roy Klamann Total Q measured 2.85 cfs

If source is surface water, estimate total flow of source

Methods of measurement Eagle Eye Meter x 10.02" diameter Meets Permit requirements? ☒ capacity

Measurement calculations:

Measured 11" pressure = 1285 gpm x .995 correction factor = 1279 gpm / 448 gpm/cfs = 2.85 cfs

Volume: 2.85 cfs x 1.98 AF/cfs/day x 260 days = 1469.8 AF/annum / 2 = 734.7 AF/ANN *

5 days/wk x 52 wks/yr = 260 day/yr

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	150	Westinghouse	383B790587	Johnston	-	Eagle Eye Meter	Good	# 091464 meter

System Description Well, motor, pump, pipeline storage tanks, pumps from tanks to processing plants for potato products.
Booster pump pressurizes sprinkler lines (new permit will be filed for irrig. use)

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE Industrial (potato processing)

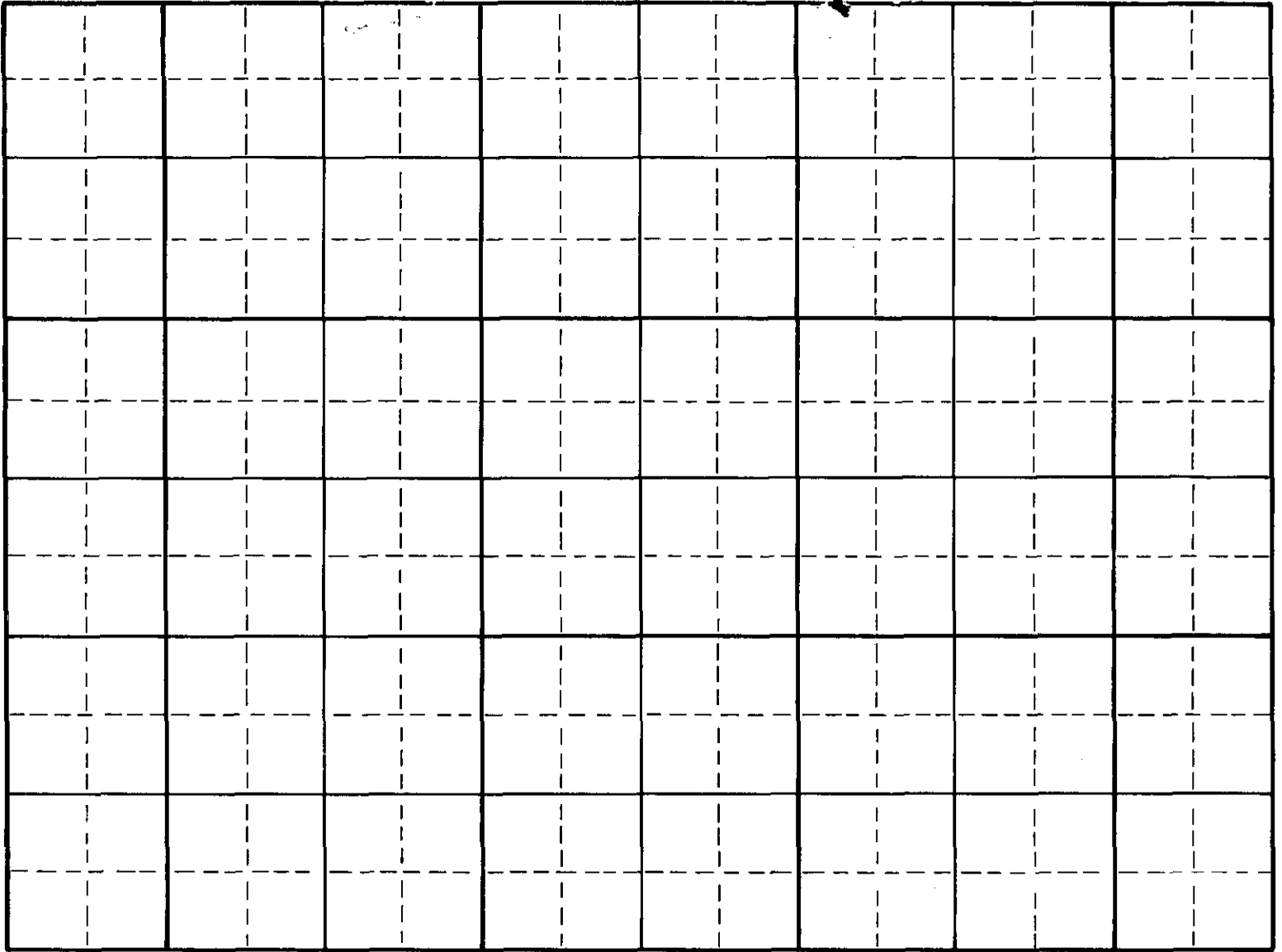
Irrigation requirement = - AFA/Acre

Q (cfs) 2.85 ✓ V (afa) 1469.8 ✓ FROM 1-1 TO 12-31

Remarks This well is one of several serving this facility. This well serves mainly Plant #1, but can go to Plant #2 if needed. Plant operation lasts from 200-250 days per year.
This well is separate from all other Ore-Ida wells in the Burley plant system, & is not covered by any other water rights.

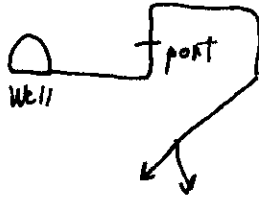
* ALLOW .12 HR/DAY OPERATION Jim 11-20-82
At one point in time, this right was renumbered from 36-2621 To 45-2743

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Lot 2

Point(s) of diversion: (SE 1/4 SW 1/4) Sec. 23 T. 10S R. 22E

Place(s) 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	
10S	22E	23											X				X		
													1/2				1/2		

Recommended Amendments:

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

Examiner's Signature

Checked by

Approved by

Date 6-7-82

Date 7/7/82

Date 11-16-82

A41

Plant #1

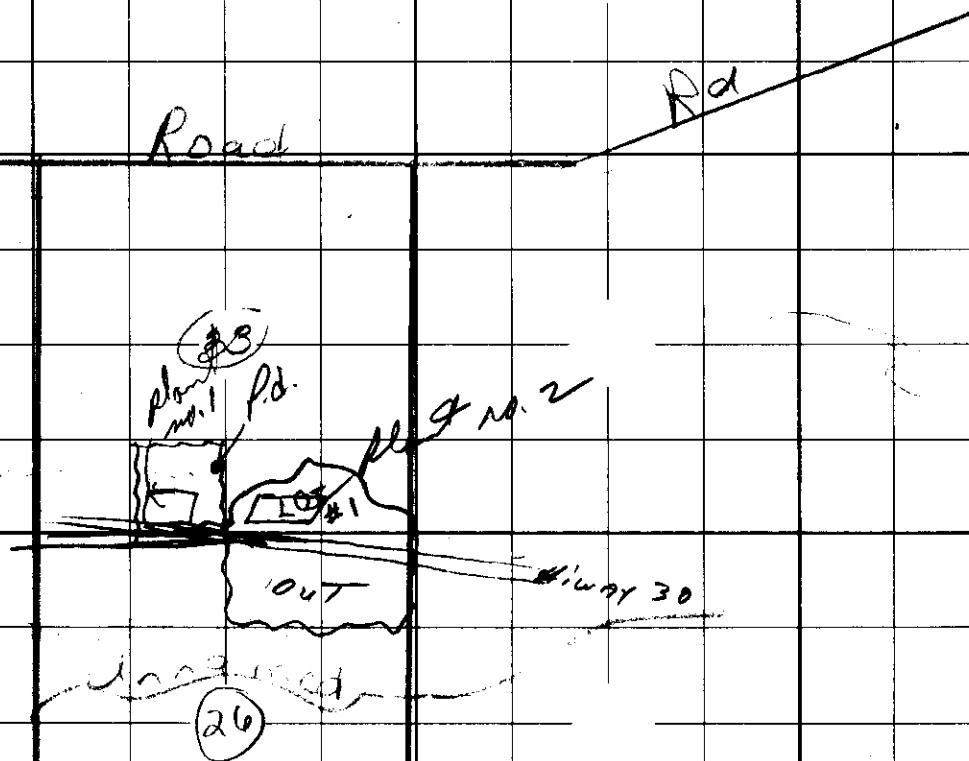
P.O.

Plant #2

A49

5/24
26/25

A397
A
41

T
10
S

When I first arrived at the water pit there was a large amount of water going over the pit overflow to the Snake River but she virtually stopped a moment later. Mr. Hansen said they were probably closing up in the plant for shift changes.

Water is used for general uses (sanitation etc) or for specialized operations (blanching potatoes etc) in the processing plants.

They haven't started processing for this season which accounts for the overflow.

Form 23
2M-4-65

Bob GOLF
Head of Engineering
% ORE-IDA Foods
Ontario, Oregon

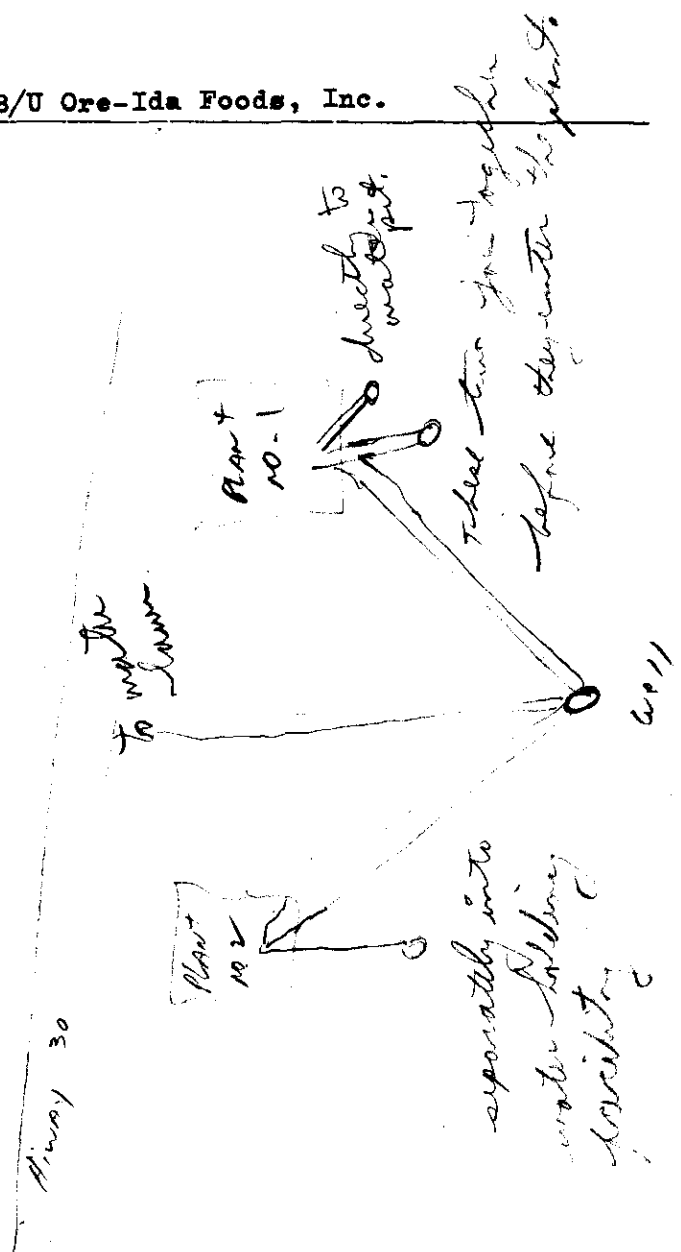
sent copy of correspondence
to:

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 32480/36-2621

REPORT ON PROOF OF B/U Ore-Ida Foods, Inc.



Mr. Hansen stated that combined length of the four wells to be between 4000 + 4400 GPM.

36-2621
32480

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

Permit No. G-32480/36-2621

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant Ore-Ida Foods, Inc. Box 10, Burley, Idaho 83318

2. Source of water supply: ground water

3. Location of point of diversion: Is in the SE1/4SW1/4 of Section 23

T. 10 S R. 22 E County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: _____

Westinghouse 150 H.P. electric motor 1-37V 806.9
deep well - 150 H.P. 20" casing-310 ft 10" column

Johnston pump no serial no. 10" discharge

5. Water is used for: potato processing plant

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE1/4SW1/4 Sec. 23, T.10S, R.22E, B.M. & Lot 1, Sec. 23, & NW1/4 of NE1/4, Sec. 26, T.10S
R.22E, B.M. Plant location.

Normally water is sent to water pits no. 1 60,000 Gals
no. 2 50,000 Gals. or water can be sent directly to plant water
system. Plant no. 1 through condenser to liquify
ammonia gas then to water pit.

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

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

Remarks: Neal Hansen accompanied this exam.

Water in storage pits for plant use. Overflow to
Snake River. Well operates continuously except for
inspection and maintenance as necessary.

Other wells have water licenses

Well has no measuring device but is rated
at 1000 GPM by Mr. Hansen, J. Butler & Refin. Super.

There is about 2000 cfs of water being irrigated from
this well also.

This examination was made on the 17 day of August, 1973

(Signed) William L. Lewis

Examiner.

36-2621

32480

ASCS: Burley
SCS: Burley

330

Permit No. G-32480/36-2621

Examination for B/U Ore-Ida Foods, Inc.

County Cassia

Sec 23 T10S R. 22E

Quantity:

(permit) 4.45 cfs

(proof) 2.67 cfs

Source:

ground water

P.D.:

SE 1/4 SW 1/4

Use:

potato processing plant

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: August 13, 1965

Made: July 23, 1970

Due: August 13, 1970

Priority: August 13, 1965

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

8/27/65
1-3710

1. a) Name of Permit Holder Ore-Ida Foods, Inc.
b) Post Office Address P. O. Box 10 Burley, Idaho 83318
2. Permit Number G-32480/36-2621
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Ground
b) Location of the point of diversion: SE 1/4 SW 1/4, Section 23
Township 10 South, Range 23 East Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
amount 2.67 C.F.S. for Potato Processing purposes from _____ to _____ 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)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated varies 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: was calculated by Johnston Pump Co. in Idaho Falls
by type & number of bowls on unit as well as lift
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: _____
b) Describe the agreement or understanding by which you take water from the works: _____
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) Deep well - 150 H.P. 20" casing - 310 ft.
10" column
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed _____
Anderson and Whitley - March, 1965
Oakley, Idaho 83346

Same type
August 9, 1965
Concession H. H. H. H.

32110
31-3100

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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.

7-22-70 (Date) M. Percy Carmichael (Signature)

State of Illinois
 County of Carroll ss.

On this 22 day of July, 1970, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Bernard B. May
 Notary Public residing at 1300 E. Central
Springfield, Ill.

My commission expires 6-1-73

INTER-DEPARTMENT MEMO — 1

FROM Dave Tuthill

TO Loren Holmes and Gary Funderburg

SUBJECT Field Exam for 45-7137

DATE August 7, 1979

Attached I am returning all materials related to the field exam including the field report, letter from Ore-Ida concerning well output, and diagram of the potato processing plant.

As we discussed, we will need actual measurement information to substantiate the licensable flow. Note that existing licensed rights on the plant are: 45-2747 (4.0 cfs), 45-2748 (0.6 cfs), 45-2758 (2.08 cfs).

Also note there is another outstanding permit, No. 45-2749. It seems that all exams, etc. were completed on this permit, but no license was issued pending resolution of a wastewater problem (see microfiche). Now would be a good time to resolve this problem.

DRT

SIGNATURE

December 22, 1970

Re: Permit No. 36-2621

Ore-Ida Foods, Inc.

P. O. Box 10

Burley, Idaho 83318

Gentlemen:

On October 9 I wrote to you requiring that a measuring device be installed on the well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 10 S., R. 22 E. I also expressed concern over the operational procedure on this well because it was reported that it was allowed to pump continuously into a storage pit from which it was withdrawn as needed for plant use. In our opinion, this created a waste of water since there were periods when it overflowed into the Snake River.

I would appreciate being advised as to what action has been taken by your company in connection with these two matters.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:cc

INSTRUCTIONS TO DELIVERING EMPLOYEE	
☐ Show to whom, date, and address where delivered	☐ Deliver ONLY to addressee
<i>(Additional charges required for these services)</i>	

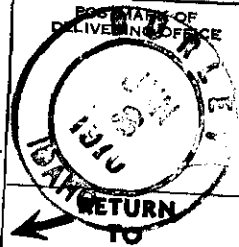
RECEIPT

Received the numbered article described below.

REGISTERED NO.	1 2	SIGNATURE OR NAME OF ADDRESSEE <i>(Must always be filled in)</i>
CERTIFIED NO. <i>21922</i>		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
INSURED NO.		
DATE DELIVERED JUN 3 1968		SHOW WHERE DELIVERED <i>(only if requested)</i> <i>32480</i> <i>36-2621</i>

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex #2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

POD Form 3811 Apr. 1967

55-16-71648-10

October 9, 1970

Re: Permit No. 36-2621

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

Gentlemen:

On August 17, 1970 representatives of this office attempted to inspect your use of water from a well in the SE¹/₄ Sec. 23, T. 10 S., R. 22 E., Cassia County. Their examination of the completed well and system indicated that it would not be possible to measure the production of water from the well. You should understand that State Law requires this office to determine the quantity of water which has been diverted and applied to beneficial use before it can issue a license confirming the water right. In order for us to determine the quantity of water in cubic feet per second or other rate of flow and the total quantity used per year or processing season, it will be necessary that a measuring device of some type be installed on the well.

You are, therefore, advised that under the provisions of Sections 42-237a and 42-701, Idaho Code, it will be necessary that you install and permanently maintain a measuring device of a type which can be approved by this Department capable of measuring the rate of diversion and totalizing the quantity of water diverted by means of the well. Your plans for the type of device you intend to install should be submitted to this office for approval before the installation begins.

We are also concerned that our field men reported that the wells are operated continuously by pumping water into a storage pit from which it is withdrawn as needed for plant use. The overflow from the pond apparently wastes into the Snake River. As you are no doubt aware, State Law prohibits the waste of surface or ground water. We would appreciate your review of this matter to determine if the wells may be so equipped that they may be shut down during periods when water is not required for plant operation.

Your prompt reply would be appreciated.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:cc

36-2621
32480

July 24, 1970

Re: Permit No. G-32480/36-2621

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

Gentlemen:

We acknowledge receipt of your affidavit submitted as proof
of beneficial use for permit 36-2621.

Before a license can be issued a field examination must be
made by a representative from 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 exami-
nation so that you may show him the system. If someone other than
yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

32480
36-2621

June 15, 1970

Re: Permit No. G-32480/36-2621

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

Gentlemen:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Please be reminded that proof of application of the water to beneficial use must be submitted on or before August 13, 1970 in order that the permit will not be lapsed.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

36-2621
32480



Ore-Ida Foods, Inc.

P.O. BOX 10 • BURLEY, IDAHO 83318 • PHONE 208-678-9431

June 11, 1970

RECEIVED
JUN 11 1970
Department of Reclamation

State of Idaho
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Re: PERMIT NO. G-32480/36-2621

Gentlemen:

Please find enclosed an Affidavit of Publication from the South
Idaho Press concerning the above referenced water permit.

Sincerely,

M. L. Cammack
M. L. Cammack
Factory Controller

MLC:bp

Enclosure

32480
36-2621

June 1, 1970

Re: Permit No. G-32480/36-2621

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

Gentlemen:

One of the conditions of the approval of your permit no. G-32480/36-2621 was that proof of application of the water to beneficial use be submitted to this office on or before August 13, 1970.

Enclosed is an affidavit form which must be used to submit this proof. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code Amended.

Either the proof or a request for 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.



State Reclamation Engineer

Enc: Proof form
dr

CERTIFIED MAIL

#21922

36-2621
32480

May 14, 1970

Re: Permit No. G-32480/36-2621 - Ore-Ida Foods, Inc.

South Idaho Press
Box 190
Burley, Idaho 83318

Gentlemen:

Enclosed is a legal notice which we wish to have published 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 our review before publication.

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

The expense of the publication is to be paid by Ore-Ida Foods,

Inc., Box 10, Burley, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

36-2621
32480

May 14, 1970

Re: Permit No. G-32480/36-2621

Mr. M. L. Cammack
Ore-Ida Foods, Inc.
P.O. Box 10
Burley, Idaho 83318

Dear Mr. Cammack:

The legal notice for the above referenced permit is being published in the South Idaho Press, Burley, Idaho on May 28 and June 4, 1970.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

36-2621
32480

RECEIVED
Department of Reclamation

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Ore-Ida Foods, Inc., Box 831, Burley, Idaho

_____ has received an approved permit No. G-32480/36-2621 issued by the Idaho State Reclamation Department authorizing the diversion ~~of water~~ of 4.45 cubic feet per second ~~from a ground-water source~~ of water from a ground-water source subject to all prior rights. The priority to be established under this permit is August 13, 1965 and the permit was approved August 13, 1965. Water is to be diverted by well, motor from a point within the SE1SW1/4, Sec. 23, T. 10 S., R. 22 E., B. M., Cassia County to be used for Processing plant in the SE1SW1/4, Lot 1, Sec. 23; N1NE1/4, Sec. 26; T. 10 S., R. 22 E., B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before August 13, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the South Idaho Press, Burley, Idaho on May 28, 1970 and June 4, 1970.

State Reclamation Engineer:

Permit No. G-32480/36-2621

You are hereby authorized to have the attached notice published at my expense in the South Idaho Press of Burley, Idaho; published in the county in which the works are situated.

Ore-Ida Foods, Inc.
M. R. Casmanick
(Signature)

P.O. Box 10 Burley, Idaho
(Address)

May 3, 1970
(Date)

36-2621
32480

May 11, 1970

Re: Permit No. G-32480/36-2621

Mr. M. L. Cammack
Factory Controller
Ore-Ida Foods, Inc.
P. O. Box 10
Burley, Idaho 83318

Dear Mr. Cammack:

We apologize for any delay that we may have been responsible for in reference to your letter of April 2, 1970. We did, however, forward a letter to your office on April 7, 1970. Enclosed is a copy of that letter. If you have further questions in regard to this matter, please contact this office.

Very truly yours,

Dorian T. Clay
Appropriation Examiner

DTC:tg

Enc: letter of 4-7-70

36-2621
32480



Ore-Ida Foods, Inc.

P.O. BOX 10 • BURLEY, IDAHO 83318 • PHONE 208-678-9431

RECEIVED
MAY 12 1970
Department of Reclamation

May 8, 1970

Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Subject: Water Permit No. G-32480/36-2621

Gentlemen:

As of this date I have not received a reply to my letter on the above subject dated April 2, 1970. I am enclosing a copy of this letter in case my original one was lost.

Thank you for your help in this matter.

Sincerely,

M. L. Cammack
Factory Controller

MLC:pb
cc : P. W. Bandy
enclosure

36-2621
33480

April 2, 1970

Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

RE: Water Permit No. G-32480/36-2621

Gentlemen:

We note on your recent correspondence concerning the above permit that it authorizes the diversion of 4.45 cubic feet per second of ground water. However, when the four wells which we have at this facility are operating at full capacity we have the ability to divert 11.79 cubic feet per second.

Should we apply for a new permit before we have our public notice published? If so, please forward the necessary instructions and forms so that we may properly comply with this law.

Thank you for your help.

Sincerely,

M. McKay Cammack
Factory Controller

MLC:pb

36-2621
32480

April 7, 1970

C
O
P
Y

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

Gentlemen:

Pursuant to your letter, of April 2, 1970, we find that the Burley office of Ore-Ida Foods, Inc. has three wells licensed and one permit in the process of being licensed. These permits are as follows:

License 36-2477	0.60 c.f.s.	SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, T. 10 S., R. 23 E.B.M.
License 36-2428	2.08 c.f.s.	SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, T. 10 S., R. 23 E.B.M.
License 36-2427	4.00 c.f.s.	SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, T. 10 S., R. 23 E.B.M.
Permit 36-2621	4.45 c.f.s.	SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, T. 10 S., R. 23 E.B.M.

11.13 c.f.s. total amount covered by permits

You will find enclosed an application for permit for n for your use, if you should decide to file on the additional 0.66 c. .s., which you say your systems are capable of conveying.

If you should have any further questions, please contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:kh
Enclosure

32480
36-2621



Ore-Ida Foods, Inc.

P.O. BOX 10 • BURLEY, IDAHO 83318 • PHONE 208-678-9431

April 2, 1970

36-2477
36-2427
36-2428
36-2429
36-2421

RECEIVED
APR 14 1970
DEPARTMENT OF RECLAMATION

Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

RE: Water Permit No. G-32480/36-2621

Gentlemen:

We note on your recent correspondence concerning the above permit that it authorizes the diversion of 4.45 cubic feet per second of ground water. However, when the four wells which we have at this facility are operating at full capacity we have the ability to divert 11.79 cubic feet per second.

Should we apply for a new permit before we have our public notice published? If so, please forward the necessary instructions and forms so that we may properly comply with this law.

Thank you for your help.

Sincerely,

M. LeRoy Cammack
M. LeRoy Cammack
Factory Controller

MLC:pb

32480
36-2621

March 18, 1970

Re: Permit No. G-32480/36-2621

Ore-Ida Foods, Inc.
P.O. Box 831
Burley, Idaho

Gentlemen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/DC
Enc: Order
Advertising Package

36-2621
32480



Ore-Ida Foods, Inc.

P.O. BOX 31, BURLEY, IDAHO 83318 - PHONE 208-678-9431
P. O. BOX 631
August 26, 1965

RECEIVED
AUG 27 1965

Department of Reclamation

G32480

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Sir:

Enclosed you will find well log for Ore-Ida Foods, Inc.
number 3 well for the recent permit no. G32480.

Very truly yours

Ore-Ida Foods, Inc.

Marie Porter
By: Marie Porter

G32480 

August 23, 1965

Re: Permit No. G-32480

Ore-Ida Foods, Inc.,
Box 831,
Burley, Idaho.

Gentlemen:

We enclose Permit No. G-32480 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-9551
which was issued covering payment in the amount of \$ 6.00
for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

5 32480

Form No. 0

Sec. 23

FILED 32480
 AUG 13 1965
 State Registration Engineer

632480

August 11, 1965

RE: Application for Permit

Ore-Ida Foods, Inc.
Box 831
Burley, Idaho

Gentlemen:

We received your application for permit to divert subterranean water for use in a processing plant, without the filing fee.

The amount claimed, 2,000 gallons per minute, or 4.45 c.f.s. for which the filing fee is \$6.00.

Kindly remit the fee and the application will be processed.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

32480

232480

August 5, 1965

Ore-Ida Foods, Inc.
Box 474
Burley, Idaho

Gentlemen:

We have received a log on a well drilled for you in the SE1/4SW1/4, Sec. 23, T. 10 S., R. 22 E., B.M. which shows that the well was completed on May 20, 1965. The test shows that the well is capable of supplying 2000 gallons per minute. We find no record of a permit for this well. Our records indicate that you have two licensed permits for wells in this location. The permits are No. G-28578 and G-29541. The licenses were issued on April 9, 1962.

Idaho Code, 42-229, as amended by the 1963 Session of the Legislature provides that a permit to divert subterranean water must be obtained from this office in all cases where over 13,000 gallons per day or 9 gallons per minute will be diverted.

Idaho Code, 42-237a, provides that the State Reclamation Engineer may commence action to enjoin the illegal opening or excavation of wells, or withdrawal or use of water therefrom.

Form 3, Application for Permit to Appropriate Subterranean Water, and Instructions are enclosed. May we hear from you in the matter?

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Enc. Form 3, Instructions

232480