

45-02747

7262

State of Idaho
License and Certificate of Water Right

Water License No. G-28578 Amount 4.0 c.f.s.
Water District No. _____ Priority March 15, 1960

THIS IS TO CERTIFY that IDAHO INDUSTRIES, INC. - Assignee - ORE-IDA FOODS, INC.
of Burley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 15, 19 60; that Permit No. G-28578
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.0 second feet, was issued thereunder on April 9, 19 62, showing that said works
were completed on the 15th day of January, 19 62; and that on the 5th
day of January, 19 62, ORE-IDA FOODS, INC.

of Burley, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of commercial purposes
, under Use Permit No. G-28578 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7262, on the 9th day of April, 19 62;
The right hereby confirmed dates from March 15, 19 60;
The Point of Diversion is located (Lot 2)

in the SE 1/4 SW 1/4, Sec. 23, Tp. 10 S R. 22 E, B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S	22 E	23	SE 1/4 SW 1/4 (Lot 2) For commercial purposes		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

9th day of April, 19 62.

/s/ CARL E. TAPPAN
Assistant State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-25899 Amount 1.87 c.f.s.
Water District No. Priority August 3, 1955

THIS IS TO CERTIFY that SETTLERS' IRRIGATION DISTRICT
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 3, 19 55 ; that Permit No. G-25899
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.87 second feet, was issued thereunder on April 6, 19 62, showing that said works
were completed on the 30th day of August, 19 60 ; and that on the 30th
day of August, 19 60, SETTLERS' IRRIGATION DISTRICT
of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of supplemental irrigation,
drainage, under Use Permit No. G-25899 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7261, on the 6th day of April, 19 62 ;
The right hereby confirmed dates from August 3, 19 55 ;
The Point of Diversion is located
in the SW ¼ SW ¼, Sec. 26, Tp. 4 N, R. 1 W, B. M. Ada County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.87 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N 4 N	1 W 1 E		Supplemental Irrigation of approximately 12,000 acres, Lands within the boundary of the Settlers' Irrigation District		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
6th day of April, 19 62 .

(SEAL) /s/ CARL E. TAPPAN
Assistant State Reclamation Engineer.

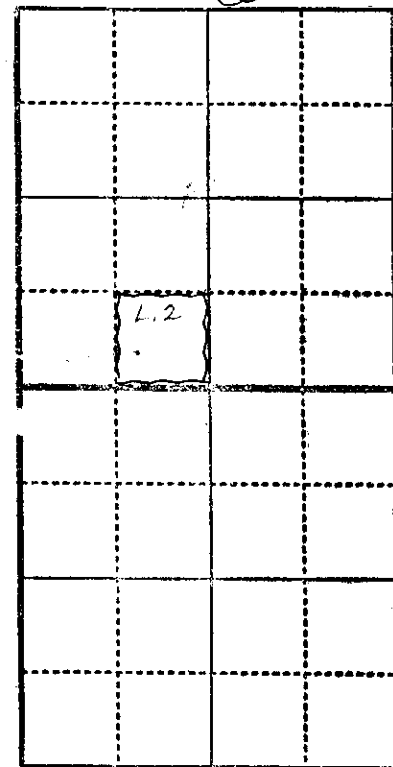
APPLICATION FOR PERMIT 36-2427

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36517
Permit No. G- 28578
District No.

App. Ida Foods Inc
Burley - Ontario - Ore.

1. Name of Applicant: Idaho Industries, Inc.,
Postoffice address: PO Box 4721, Burley County: Cassia State: Idaho
2. Quantity of water claimed: 250 Miner's inches
(a) Rate of withdrawal in cubic feet per second 5 or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Drilled well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23 (L.2)
Twp. 10 S , Rge. 22 E , B.M., County of Cassia
5. Water is to be used for: Commercial purposes
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.
Rge. 10 S , B.M. 22 E
(b) Waste water or sewage effluent is to be returned to filling pond (under direction of Public Health Dept.)
at a point in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23 , Twp. 10 S , Rge. 22 E. , B.M.
7. Kind of works: Drilled well, to be cased and equipped with turbine type pump and motor.
8. Estimated cost of works: \$15,000
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation: 1/15/60, Boise, Idaho
(b) Amount of capital stock: \$ 2,500,000.00 (c) Amount paid in: \$1,008,000.00
(d) Names and addresses of directors: F. Nephi Grigg, Ontario, Oregon;
Martin P. Gallagher, Ontario, Oregon; Glenn E. Call, Ontario, Oregon
II. The financial resources of the applicant are (a) Cash onhand: \$ 10,000.00
(b) Treasury stock: None (c) Bonds to be issued: None
(d) Other resources: 40 acre tract in Cassia County; processing plant being constructed
contract of purchase of 4,000 acres of land in Cassia County; present equity about \$150,000.00
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: none
(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) 6 (cubic feet per second, inches or gallons per minute) is for new lands.



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	
10 S	22 E	23				X	
<u>A S S I G N M E N T</u> For value received, I hereby assign my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-28578 to Ore-Ida Foods, Inc. of PO Box 60, Ontario, Oregon. Idaho Industries /s/ Golden T. Grigg Permit Holder							
STATE OF IDAHO) County of Ada) ss On this ___ day of May, 1961, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho personally appeared Golden Grigg known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written. My commission expires 10/11/63 /s/ Harley M. McDowell Notary Public Residing at Boise, Idaho							

Permit No. G-28578
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that IDAHO INDUSTRIES, INC. - Assignee - ORE-IDA FOODS, INC. of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-28578, issued upon Application No. G-36517 bearing date of priority of March 15, 1960, authorizing the diversion of 5.0 second feet of the waters of a well County of Cassia, State of Idaho, for Commercial purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.0 second feet of the waters of a well from subterranean flow that the point of diversion of said waters SE $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 2), Sec. 23, T. 10 S., R. 22 E., B.M. and that the place of use of said water is described as follows, to-wit: SE $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 2), Sec. 23, T. 10 S., R. 22 E., B.M.

Witness my hand this 9th day of April, A. D. 1962.

/s/ CARL E. TAPPAN
Assistant State Reclamation Engineer

Proof of Completion of Works Made: January 5, 1962

LICENSE ISSUED FOR 4.0 SEC. FT.
Page 7262 - 4-9-62

LEGAL NOTICE

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

Notice is hereby given that at 9:30 A.M., on the 5th day of January, 1962, at Boise, County of Ada, State of Idaho before Harry M. McDowell, Notary Public, at 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 5 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28578, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Oregon Idaho Foods, Inc., P.O. Box 60, Ontario, Oregon.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5 cubic feet per second.

3. The use of which said water has been applied is Commercial purposes, and the amount applied to beneficial use is 5 cubic feet per second.

4. The point of diversion of said water is SE 1/4 SW 1/4 (Lot 2), Sec. 23, T10S-R22E, B.M., Idaho.

5. The place where said water is used is SE 1/4 SW 1/4 (Lot 2), Sec. 23, T10S-R22E, B.M., Idaho.

6. The date of priority which said user is prepared to establish is March, 15, 1960.

GEO. N. CARTER 28578
State Reclamation Engineer
Published in Herald Bulletin
Dec. 8, 15, 22, 29, 1961.



Ore-Ida Foods, Inc.

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

April 2, 1970

36-2477
36-2428
36-2428
36-2428
36-2428

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

36-2427

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:

Licens: 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.
Licens: 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 form for your use, if you should decide to file on the additional 0.68 c.f.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

36-2427

April 9, 1962

RE: Permit Nos. G-28578, G-29451

Ore-Ida Foods, Inc.
Box 109
Burley, Idaho

Gentlemen:

Enclosed are the Certificates of Completion of Works and Licenses
and Certificates of Water Right on the two above numbered permits.

Also enclosed are departmental receipts No. G-6898 and G-6899 each
in the amount of \$10.00 covering the fees for the Certificates and
the Licenses.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. certificates	2
licenses	2
receipts	2

28578

March 29, 1962

RE: Permit No. G-28578

Ore-Idaho Foods, Inc.
Box 109
Burley, Idaho

Gentlemen:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28578 shows the well is capable of conveying 200 miner's inches, or 4.00 c.f.s. of water for commercial purposes.

Upon receipt of the statutory fees, totaling \$10.00, we will issue the Certificate of Completion of Works, fee \$5.00, and the License and Certificate of Water Right, fee \$5.00, confirming the right with priority of March 15, 1960 to the use of 4.0 second feet of subterranean water with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 2) of Section 23, for commercial purposes in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 2), Section 23, Township 10 South, Range 22 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28578

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28578

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Ore-Ida Foods, Inc.

2. Source of water supply: a well

3. Location of point of diversion: Is in the SE 1/4 SW 1/4 (Lot 2) of Section 23

T. 10S R. 22E County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 200 HP Byron-Jackson Submersible, Motor #368506-H Pump #14 GH3M1- 4 stages - 1800 GPM @ 385' h - 10" discharge to closed main - 50 HP Reliance Motor #14816904 A-1 direct connection to a 8"X6" Berkley Centrifical Booster Pump #6008904 for Fire Protection - Well is 255' deep - 100'X20" casing - hole is 20" all the way h: 186' - (Pump tested at 230")

5. Water is used for: Commercial purposes

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):

(Lot 2) SE 1/4 SW 1/4, Sec. 23, T. 10 S., R. 22 E., B.M.

The fire main line extends to and services the buildings in Lot 3 and pumps in Permit # G-28580 are also connected to Fire Main.

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

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

Remarks: Mr. W. Grigg along

Plans call for a Filtration Plant to be built this year. Waste water is now run 2 large open pit Sumps to Clarify the water before it flows into River. No chemicals is extracted from waste water now. Will be under new Filtration Plant.

Used Pump rated capacity for discharge measurement (1800 GPM)

This examination was made on the 24th day of March, 1962

(Signed) Larry Johnson Examiner.

28578

INSTRUCTIONS TO EXAMINERS

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

RECEIVED

MAR 28 1962

Department of Reclamation

Ore-Ida Foods, Inc.
Box 474-109
Burley, Idaho

Permit No. G-28578

Examination for Completion of Works &
Beneficial Use

County Cassia

Sec. 23 T. 10S R. 2E

Quantity: 5.0 c.f.s

Source: Well

P.D.: SE. SW. (Lot 2), Sec. 23, T. 10S - R. 22E

Use: Commercial

Filed: March 15, 1960

Due: April 7, 1965

Extension: —

Completion of Works: —

Other Rights: none

well 20" x 255' dia
41186'

B-J-200 HP. 368576-H

Pumps 14. GPM 3 MI - 4 step
1800 GPM @ 385' h. 440V
1750 RPM 262 HP

10" Id ditch. to closed
main,

58 HP. Reliance Motor #1X816404
driving a 8X6 Bentley box
Pump #6008904 for farm protection

X X Sump.

28678

R-22E

23

T.
10
S.

U.S. HWY. No. 30

P.D.

TO BURLEY

Commercial Use.

Allow Q 4.00 cfs. at 200"

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28578

REPORT ON PROOF OF Completion of Works & Beneficial Use
Ore-Ida Foods, Inc.
Box ~~474~~ 109
Burley, Idaho

January 23, 1962

Re: Permit No. 0-28553, 0-28578, 0-28579,
0-28580, 0-28761

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

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald-Bulletin, all submitted in proof of completion of works and beneficial use on Permit No. 0-28553, 0-28578, 0-28579, 0-28580, 0-28761.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: ~~MP~~

cc: Harley H. McDonnell

28578

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
COUNTY OF CASSIA

} ss.

Carl Jones, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated Dec 8, 1961, and ending with the issue dated Dec 29, 1961.

Subscribed and sworn to before me this

2

day of

Jan, 1962

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

NOTICE OF PROOF OF COMPLETION OF WORK

and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 9:30 A.M. on the 5th day of January, 1962, at Boise, County of Ada, State of Idaho before Harry M. McDowell, Notary Public, at 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 5 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 17-28579 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Orinda Foods, Inc., P.O. Box 60, Ontario, Oregon.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5 cubic feet per second.

3. The use of which said water has been applied is Commercial purposes, and the amount applied to beneficial use is 5 cubic feet per second.

4. The point of diversion of said water is SE 1/4 SW 1/4 (Lot 2), Sec. 23, T108-R22E, B.M., Idaho.

5. The place where said water is used is SE 1/4 SW 1/4 (Lot 2), Sec. 23, T108-R22E, B.M., Idaho.

6. The date of priority which said user is prepared to establish is March 15, 1960.

GEO. N. CARTER
State Reclamation Engineer
Published in Herald Bulletin
Dec. 8, 15, 22, 29, 1961.

Affiant of Publication

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
COUNTY OF CASSIA

} ss.

Carl Jones, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to.

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated Dec. 3, 1961, and ending with the issue dated Dec. 21, 1961.

Subscribed and sworn to before me this 2 day of Dec, 1961.

Harold M. Jones
Notary Public in and for the State of Idaho
Residing at Burley, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-28578

Proof of Application of Water to Beneficial Use

Completion of Works
Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Ore-Ida Foods, Inc.; PO Box 474, Burley, Idaho; occupation, frozen food processing
postoffice address, same; by Vanness Anderson, vice-president.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. See above.

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

Ans. Permit G-28578; date of permit 4/7/60; date of priority, 3/15/60.

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

Ans. SE 1/4 (Lot 2), Sec. 23, T10S-R22E, B.M., Ida.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Works consist of a well 255' deep, static water level 186', 100' of 20" hole.
Equipped with 200 hp pump with 10" column and tested 230" with test pump.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for commercial purposes. All improvements were made as a direct
result of said use.

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

Ans. Commons Drilling Co., Rupert, Ida.

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. Water used in manufacturing and processing of potatoes. No horsepower generated.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. All the water now being used is necessary.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. Original applicant Idaho Industries, Inc. Permit acquired by assignment.

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

Ans. Water has been used continuously since development was started in 1960.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None.

Ore-Ida Foods, Inc.

(Sign) By Walter C. Samuel

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada,

State of Idaho, on this 5th day of January, A. D. 19 62.

Walter C. Samuel
Notary Public for the State of Idaho

My commission expires 10/11/63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-28578

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Phyllis Butterfield; age, 47; residence, Heyburn, Idaho; occupation,
accountant; postoffice address, Heyburn, Idaho.

Ques. 2. Are you acquainted with Ore-Ida Foods, Inc. by _____, the holder of Permit No. G-28578 _____? How long have you known him and where does he reside?

Ans. I have known Mr. Anderson for six years and know that he resides
at Burley, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-28578 _____, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Drilled well in SE1/4 SW1/4, Sec. 23, T10S-R22E. This well is 255' deep, 20" hole
and is equipped with 200 hp pump.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 230".

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 230". This is an estimate.

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for commercial purposes. All the improvements were made as a direct result of said use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Water has been used in the processing of potatoes since 1960.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. None.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have watched this development frequently since it was started in 1960.

(Signed) Phyllis Butterfield

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 5th day of January, A. D. 1962.

Harley M. McDaniel
Notary Public.

My commission expires 10/11/63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-28578

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Albert Schaufelberger; age, 46; residence, Burley, Idaho; occupation, manager,
Burley District, Idaho Power Co., postoffice address, 2200 Conant Dr., Burley, Ida.

Ques. 2. Are you acquainted with Ore-Ida Foods, Inc. by Vanness Anderson, the holder of Permit No. G-28578? How long have you known him and where does he reside?

Ans. I have known him six years and know that he resides at Burley, Ida.

Ques. 3. Have you read or heard read said Permit No. G-28578, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Point of diversion is SE 1/4 Sec. 23, T10S-R22E. Well is 255' deep, 20" hole,
equipped with 200 hp pump.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 230".

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 230". This is ocular estimate from past experience.

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for commercial purposes. All improvements were made as a
direct result of said use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Water has been used in the processing of potatoes since permit issued in 1960.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. None.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have watched this development since 1960. In my capacity with the
Idaho Power Co., I have installed and serviced the pump.

(Signed) Arthur Schaufelberger

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise,
County of Ada, State of Idaho, on this 5th day of January,
A. D. 19 62.

Harley M. McDaniel
Notary Public.

My commission expires 10/11/63

December 4, 1961

Re: Permit No. 0-26872; 0-28402; ~~0-28440~~; 0-28550
0-28551; 0-28552; 0-28553; 0-28578 ✓
0-28579; 0-28580; 0-28741; 0-29078
0-29523; 0-29536; 0-29541; 0-29542

The Burley Herald
Burley, Idaho

Gentlemen:

To date we have not received tear sheets or copies on the above numbered permits, which were mailed for publication on November 17th.

Would you please mail such copies to this office as soon as possible for checking purposes?

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PATNI
Water Rights Clerk

HPew

28578'

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 27, 1961

(P. O.) Burley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

The Herald of Burley, Idaho published in
the county in which the works are situated.

Ore-Ida Foods, Inc.

By Galden T. Snuggs

IDAHO LAND & APPRAISAL SERVICE WILL GUARANTEE PAYMENT OF PUBLICATION. PLEASE SEND STATEMENT AND AFFIDAVIT OF PUBLICATION TO US AT PO BOX 2161, BOISE, IDAHO.

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

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

Notice is hereby given that at 9:30 A, M., on the 5th day of January, 1962, at Boise, County of Ada, State of Idaho before Harley M. McDowell, Notary Public, at (address) 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 5 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28578, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ore-Ida Foods, Inc., PO box 60, Ontario, Oregon.
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5 cubic feet per second.
3. The use of which said water has been applied is Commercial purposes, and the amount applied to beneficial use is 5 cubic feet per second.
4. The point of diversion of said water is SE 1/4 (Lot 2), Sec. 23, T10S-R22E, S.M., Idaho.
5. The place where said water is used is SE 1/4 (Lot 2), Sec. 23, T10S-R22E, S.M., Idaho.
6. The date of priority which said user is prepared to establish is 3/15/60

Geo. H. Carter
State Reclamation Engineer

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-28578
Ore-Ida Foods, Inc.

Date: Nov. 17, 1961

The Herald,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **January 5, 1962** the date set for proof;

the expense of the publication is to be paid by the ~~applicant~~

Idaho Land and Appraisal Service of **Box 2161, Boise, Idaho**

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

28578

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

November 17, 1961

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. G-28578
Ore-Ida Foods, Inc.,

Mr. Harley M. McDowell,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28578, in the name of Ore-Ida Foods, Inc.. Final Proof is to be made before you, as Notary on the 5th day of January, 1962, ~~1960~~ at 9:30 o'clock A.M., at 329 Idaho Bldg., Boise, Idaho.

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

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ^{Rule}~~Richman~~
Chief Clerk

Encl.
EPR:Pk
cc: Applicant

28578

May 22, 1961

RE: Permits G-25766, G-26872, G-27069, G-27935, G-28466,
G-28550, G-28551, G-28552, G-28553, G-28554,
G-28578, G-28579, G-28580, G-28588, G-28589,
G-28741, G-28892, G-29069, G-29078, G-29091,
G-29523, G-29536, G-29537, G-29541, G-29542

Harley M. McDowell
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are assignments on the above numbered permits to Ore-Ida Foods, Inc. The assignments have been recorded in this office.

Departmental receipts G-5943, \$4.00; G-5944, \$6.00; G-5945, \$6.50; G-5946, \$4.00, covering the fees for recording the permits, have been mailed to you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

SPR:mr

Enc. assignments

28578

April 12, 1960

Re: Permit Numbers
G-28578 ✓
G-28579
G-28580
Idaho Industries, Inc.

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

Dear Mr. McDowell:

We enclose herewith the above numbered Permits in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. G-4706, which was issued covering payment in the amount of \$18.25 for the filing fee of the above mentioned permits, was forwarded to you with our letter of March 22, 1960.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: Idaho Industries, Inc.
Box 4721,
Barley, Idaho

28578

State of Idaho



Department of State.

I, *ARNOLD WILLIAMS*, Secretary of State of the State of Idaho and custodian of the Seal of said State, do hereby certify that the annexed is a full, true and complete transcript of original Articles of Incorporation of IDAHO INDUSTRIES, INC., received and filed in this office on the Fifteenth day of January, 1960, at 3:45 o'clock P. M.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Idaho.

Done at Boise City, the Capitol of Idaho, this
21st day of March, A.D.,
19 60 .

Arnold Williams
Secretary of State.



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1 To acquire, hold, use, sell, assign, lease, grant or obtain
2 licenses in respect of, mortgage and otherwise dispose of or deal
3 with letters patent of the United States or any foreign country,
4 patent rights, licenses and privileges, inventions, formulae,
5 discoveries, improvements and processes, copyrights, trademarks
6 and trade names, or any interests therein.

7 To manufacture, purchase or otherwise acquire, own, mortgage,
8 pledge, sell, assign and transfer or otherwise dispose of, invest
9 trade, deal in and deal with goods, wares and merchandise and per-
10 sonal property of every class and description.

11 To purchase or otherwise acquire and pay for, in cash, stock
12 or bonds of this corporation or otherwise, and to hold and dispose
13 of, all or any part of the business, good will, rights, assets
14 and property, and to undertake or assume the whole or any part
15 of the obligations or liabilities of any person, firm, association
16 or corporation.

17 To acquire by purchase, subscription or otherwise, and to
18 receive and hold, own, guarantee, sell, assign, exchange, transfer,
19 mortgage, pledge or otherwise dispose of or deal in and with any
20 of the shares of the capital stock or any voting trust certifi-
21 cates in respect of the shares of capital stock, scrip, warrants,
22 rights, bonds, debentures, notes, trust receipts, and other
23 securities, obligations, choses in action and evidences of own-
24 ership or interest, issued or created by any corporations, joint
25 stock companies, syndicates, associations, firms, trusts or persons,
26 public or private, or by the Government of the United States of
27 America or by any foreign government or by any State, Territory,
28 Province, Municipality or other political subdivision or by any
29 governmental agency, and, if desirable, to issue in exchange there-
30 for the stock, bonds or other obligations of this corporation, and
31 while the owner of any such securities to possess and exercise all
32 the rights, powers and privileges of ownership, including the

all acts and things necessary or advisable for the preservation, protection, improvement and enhancement in value thereof.

To enter into, make and perform contracts of every kind description with any person, firm, association, corporation, Municipality, County, State, body politic or government or colony or dependency thereof.

To borrow or raise moneys for any of the purposes of this corporation and, from time to time, without limit as to amount to draw, make, accept, endorse, execute and issue promissory notes, drafts, bills of exchange, warrants, bonds, debentures and other negotiable or non-negotiable instruments and evidences of indebtedness and to secure the payment of any thereof and of the interest thereon by mortgage upon or pledge, conveyance or assignment in trust of the whole or any part of the property of this corporation whether at the time owned or thereafter acquired, and to sell, pledge or otherwise dispose of such bonds or other obligations of this corporation for its corporate purposes.

To buy, sell or otherwise deal in notes, open accounts, and other similar evidences of debt, or to loan money and take notes open accounts, and other similar evidences of debt as collateral security therefor.

To have one or more offices, to carry on all or any of its operations and business and without restriction or limit as to amount to purchase or otherwise acquire, hold, own, mortgage, sell, convey, or otherwise dispose of real and personal property of every class and description in any of the States, Districts, Territories or Colonies of the United States, and in any and all foreign countries, subject to the laws of such State, District, Territory, Colony or Country.

In general, but in connection with the foregoing, said corporation shall have and exercise all the powers conferred by

any other person, firm or corporation, or to limit or restrict in any way the powers of the corporation.

To do each and everything necessary, suitable or proper for the accomplishment of any of the purposes or the attainment of any one or more of the objects herein enumerated, or which shall at any time appear conducive to or expedient for the protection or benefit of this corporation.

ARTICLE III

That the total authorized number of par value shares of this corporation shall be Two Hundred Fifty Thousand (250,000) shares, each of the par value of Ten Dollars (\$10.00) and of the aggregate par value of Two Million Five Hundred Thousand Dollars (\$2,500,000.00), which shares shall be capital common stock and shall not be subject to assessment.

ARTICLE IV

The location and post office address of the registered office of the corporation in Idaho, is and will be, Burley, Idaho, and the name of its initial registered agent at such address is Colden T. Grigg.

ARTICLE V

The number of directors constituting the initial board of directors of the corporation is seven.

ARTICLE VI

The name and address of each incorporator is:

F. NEPHI GRIGG,	Ontario, Oregon	One Share
Martin P. Gallagher,	Ontario, Oregon	One Share
Glenn E. Call,	Ontario, Oregon	One Share

1 STATE OF IDAHO,)
2 County of Cassia) ss

3 I Phyllis C. Butterfield, notary public for Idaho, hereby
4 certify that on the 14 day of January, 1960, personally appeared
5 before me, F. NEPHE CRIGG, MARTIN P. GALLAGHER, and GLENN E. GALL
6 who being by me first duly sworn, severally declared that they are
7 the persons who signed the foregoing document as incorporators,
8 and that the statements therein contained are true.
9

10
11 S/ Phyllis C. Butterfield
12 Notary Public for Idaho
13 Residing at Meridian, Idaho
14 My Commission Expires December, 1960

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16 (SEAL)
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IDAHO INDUSTRIES, INC.

Payable Burley
Ex. 100 Perpetual
Cap. \$2,500,000.00

15th
January, 80
3:45 P.

200 00

Attest: W. L. L. S.

S/ Edna Henricksen

Filed by: [illegible]
Attest: [illegible]
[illegible]
[illegible]

March 22, 1960

RE: 3 applications for Permit
Idaho Industries, Inc.

Idaho Land & Map Service
Box 2161
Boise, Idaho

Att: Harley M. McDowell

Dear Mr. McDowell:

Returned herewith are the three applications for permits
with Receipt No. G-4706 for the \$18.25 filing fee.

Kindly complete No. 11 at top of Page 2 on each application
and return to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule

RT
EPR:ew

Enc. 3 applications
receipt

28578

