

45-02603

45-2603

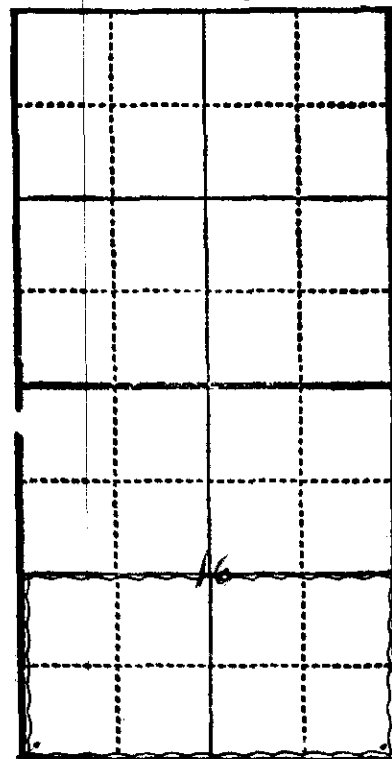
APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36443
Permit No. G- 28466
District No.

Assigned to Are Ida Trade
Mr. Boylston
Ontario

1. Name of Applicant: J. T. Robinson & Sons
Postoffice address: 416 W. 18th Street / ^{Burley} County: Cassia State: Idaho
2. Quantity of water claimed: 12.4 cubic feet per second
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches 620 or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean wells
Well No. 1: SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 16
Well No. 2:
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 16
Twp. 12 S , Rge. 21 E. , B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Wells and ditches
8. Estimated cost of works: \$ 40,000.00
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:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
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) 12.4 (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.

Applicant.

Agent.

Corrected application received:

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

STATE OF IDAHO

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	
12 S	21 E	16	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	640 acres	
A S S I G N M E N T ✓																			
For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-28466 to IDAHO INDUSTRIES, Inc., P. O. Box 474, Burley, Idaho. J. T. Robinson & Sons s/ J. T. ROBINSON																			
STATE OF IDAHO) County of Cassia) ss																			
On this 24 day of February, 1961, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho, personally appeared J. T. ROBINSON, 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 Feb. 20, 1962 s/ A. H. NIELSON Notary Public, Residing at Burley, Idaho																			

9

State of Idaho License and Certificate of Water Right

Water License No. G-28466

Amount 1.95 c.f.s.

Water District No.

Priority February 11, 1960

THIS IS TO CERTIFY that J. T. ROBINSON & SONS - Assignee - ORE-IDA FOODS, Inc. of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 11, 1960; that Permit No. G-28466 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.95 second feet, was issued thereunder on July 20, 1965, showing that said works were completed on the 1st day of February, 1965; and that on the 1st day of February, 1965, 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 one well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-28466 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 13 of Licenses at page 8183, on the 20 day of July, 1965; The right hereby confirmed dates from February 11, 1960;

The Point of Diversion is located

in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Tp. 12S, R. 21E, 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 1.95 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S.	21E.	16	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	39
			S $\frac{1}{2}$ NW $\frac{1}{4}$	80	80
			SW $\frac{1}{4}$	160	160
			E $\frac{1}{2}$	320	320
			Total number of acres to be irrigated:		

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

20th day of July, 1965.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

45 2803

APPLICATION FOR AMENDMENT
POINT OF DIVERSION
Permit No. G-28466

Comes now IDAHO INDUSTRIES, Inc. and represents to the State Reclamation Engineer of the State of Idaho:

That they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-28466

That the points of diversion is described in said Permit as being located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, T. 12 S., R. 21 E., B. M., Idaho.

That they now request that the points of diversion be changed to a point located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, T. 12 S., R. 21 E., B. M., Idaho

That the reason for desiring to make such change is as follows: More feasible well site.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Burley, Idaho, this 3 day of March, 1961.

s/ IDAHO INDUSTRIES, Inc.

By: Golden T. Grigg

Date of Receipt at Department of Reclamation: March 15, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-28466. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ GEO. N. CARTER
State Reclamation Engineer

Recorded March 16, 1961

A S S I G N M E N T

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-28466 to Ore-Ida Foods, Inc. PO Box 60, Ontario, Oregon

Idaho Industries, Inc.
/s/ Golden Grigg
Permit Holder

STATE OF IDAHO)
: ss
County of Ada)

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-28466 ✓

CERTIFICATE OF COMPLETION OF WORKS

✓ TO ALL WHOM IT MAY CONCERN:

This is to certify that J. T. ROBINSON & SONS - Assignee - ORE-IDA FOODS, INC. of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-28466, issued upon Application No. G-36443 bearing date of priority of February 11, 1960, authorizing the diversion of 12.4 second feet of waters of wells County of Cassia, State of Idaho, for irrigation 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 1.95 second feet of the waters of one well from subterranean flow that the point of diversion of said waters is in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 12 S., R. 21 E. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: Section 16, T. 12 S., R. 21 E., B. M.

Witness my hand this 20th day of July, A. D. 1965.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: February 1, 1965.

LICENSE ISSUED FOR 1.25 SEC. FT.
LICENSE PAGE NO. 8/83

APPLICATION FOR AMENDMENT
POINT OF DIVERSION
Permit No. G-28466

Comes now IDAHO INDUSTRIES, Inc. and represents to the State Reclamation Engineer of the State of Idaho:

That they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-28466

That the points of diversion is described in said Permit as being located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, T. 12 S., R. 21 E., B. M., Idaho.

That they now request that the points of diversion be changed to a point located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, T. 12 S., R. 21 E., B. M., Idaho

That the reason for desiring to make such change is as follows: More feasible well site.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Burley, Idaho, this 3 day of March, 1961.

s/ IDAHO INDUSTRIES, Inc.

By: Golden T. Grigg

Date of Receipt at Department of Reclamation: March 15, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-28466. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ GEO. N. CARTER
State Reclamation Engineer

Recorded March 16, 1961

A S S I G N M E N T

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-28466 to Ore-Ida Foods, Inc. PO Box 60, Ontario, Oregon

Idaho Industries, Inc.
/s/ Golden T. Grigg
Permit Holder

STATE OF IDAHO)
: ss
County of Ada)

On this ___ day of May, 1961, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho personally appeared Golden T. 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-28466

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that J. T. ROBINSON & SONS - Assignee - ORE-IDA FOODS, INC. of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-28466, issued upon Application No. G-36443 bearing date of priority of February 11, 1960, authorizing the diversion of 12.4 second feet of waters of wells County of Cassia, State of Idaho, for irrigation 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 1.95 second feet of the waters of one well from subterranean flow that the point of diversion of said waters is in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 12 S., R. 21 E. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: Section 16, T. 12 S., R. 21 E., B. M.

Witness my hand this 20th day of July, A. D. 1965.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: February 1, 1965.

LICENSE ISSUED FOR 1.95 SEC. FT.
LICENSE PAGE NO. 8183

CARLYLE W. BRIGGS

CONSULTING ENGINEER

CIVIL
DESIGN, APPRAISALS
INVESTIGATIONS, REPORTS
CONSTRUCTION, SUPERVISION

MUNICIPAL WATER SUPPLY
IRRIGATION AND DRAINAGE
HYDRAULIC INSTALLATIONS
SEWERS AND SEWAGE

ROADS-STREETS-AIRPORTS

STRUCTURES OF CONCRETE,
TIMBER, EARTH AND ROCK

BRIGGS ENGINEER BUILDING
619 GROVE STREET
TELEPHONE (208) 343-3381

BOISE, IDAHO 83702

September 28, 1970

BRIGGS and ASSOCIATES
Consulting Engineers
ESTABLISHED 1921

REGISTERED:
IDAHO, OREGON, WASHINGTON,
UTAH, NEVADA, CALIFORNIA

MINING-GEOLOGY

MECHANICAL

LAND PLANNING

RESIDENTIAL SUBDIVISIONS
COMMERCIAL AND
INDUSTRIAL SITES

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

Dear Mr. Clay:

Enclosed please find my check for \$3.50 for copies of Well Permit No.
G-28466/45-2603, in the name of J. T. Robinson & Sons, which were mailed to
me on September 18, 1970.

Very truly yours,

Carlyle W. Briggs
Carlyle W. Briggs, P.E.

CWB:am
Enc: check

Permit # 5190

45-2603
28466

September 18, 1970

45-2603

BRIGGS AND ASSOCIATES
Briggs Engineer Building
619 Grove Street
Boise, Idaho 83702

Dear Mr. Briggs:

As requested when you were in our office on September 17, 1970, please find enclosed, the copies requested from Permit No. G-28466/45-2603, in the name of J. T. Robinson & Sons. The fee required for these copies will be \$3.50.

If we may be of any further assistance, please do not hesitate to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enc: Copy of Application for Permit
Copy of License
Copy of Amendment
Copy of Proof of Beneficial Use
Copy of Examination
Copy of Assignment

45-2603
28466

9-17-70 Thurs

Marié

W3

Need photocopies from Idaho Water
Resources (State Reclamation Eng.)

1. Permit # G-28466 including assignments,
proofs, license, etc (I have the well log)
(copies do not need to be certified.)

J. T. Robinson Well SW3W-16-12S-21E

2. 1970 Water Survey Report

45-2603

28466

July 20, 1965

Re: Permit Nos. G-27069; ~~G-28466~~
G-29091

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

Gentlemen:

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

Also enclosed is departmental receipt No. G-9472
in the amount of \$79.00 which partially covers fee on
Permit No. G-28402.

Very truly yours,

CARL E. TAPPER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Encl certificates (6)
receipt

500 - July 8, 1964

June 22, 1965

RE: Permit No. G-28466

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

Dear Sirs:

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-28466 shows the well is (~~xxx~~) capable of conveying 97.5 miner's inches, or 1.95 c.f.s. of water for the irrigation of 639 acres.

Upon receipt of the statutory fees, totaling \$ 37.00 , we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of February 11, 1960 , to the use of 1.95 second feet of subterranean water with the point of diversion in the SW¹/₄SW¹/₄, Sec. 16 for irrigation of 639 acres in Sec. 16, T. 12 S., R. 21 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28466

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

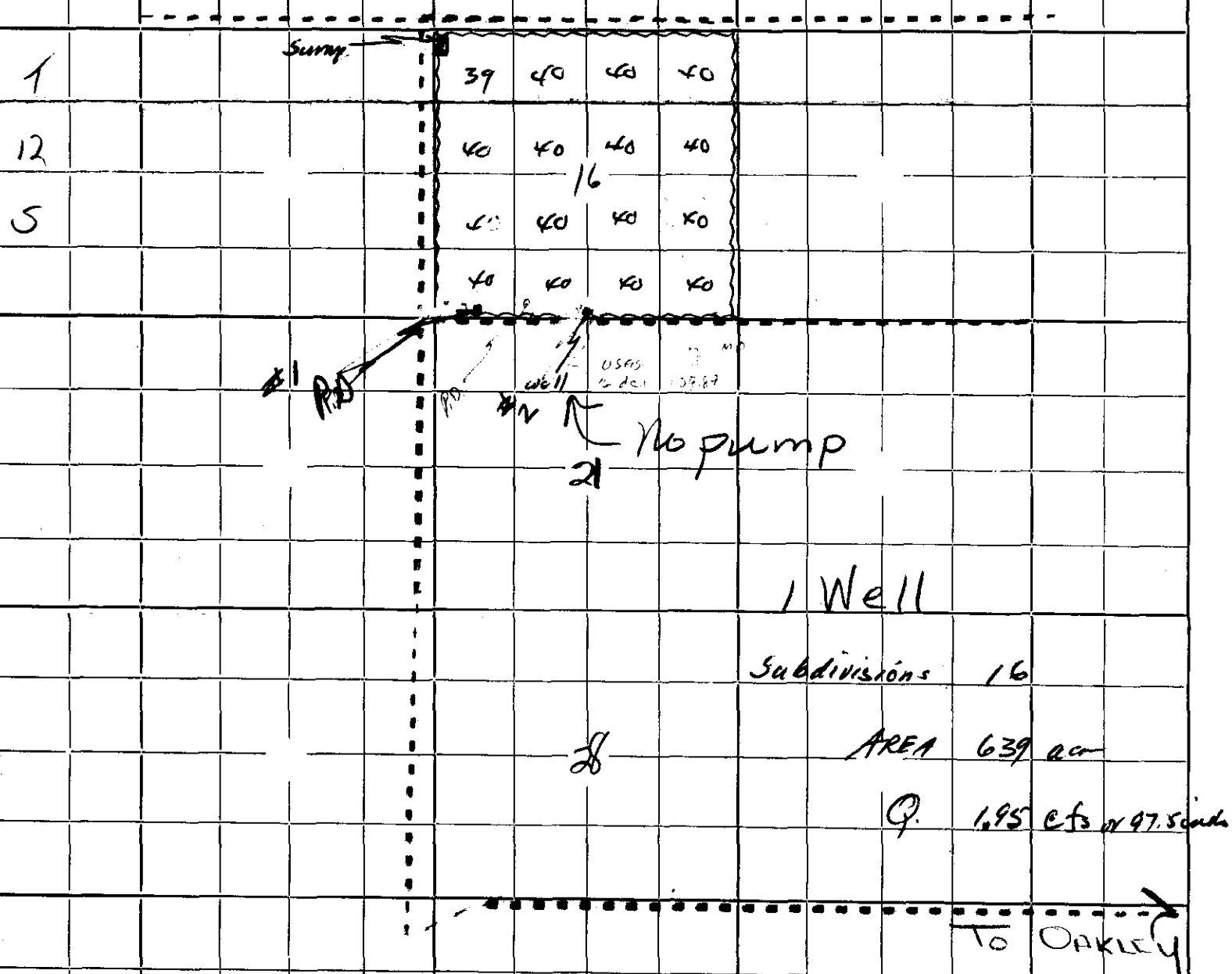
PERMIT NO. G-28466

REPORT ON PROOF OF Completion of Works & Beneficial Use

Otis Williams, Vice Pres., Ore-Ida Foods, Inc.,
P. O. Box 109, Burley, Idaho

Q 21 E

Chris Christenson of H McDowell's office felt the puny
in the survey Sec. 16 was adequate for the west half. Sec 16
This gives them 30" per acre 972 inches for 319 acres.



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

28466

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

Permit No. G-28466

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

1. Name of applicant Ore-Idaho Foods, Inc.,
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the SW¹/₄, SE¹/₄ of Section 16
T. 12 S. R. 21 E.B.M. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: 75 HP US Motor
#931519, Layne-Bowler Pump #18633, 8" discharge to a 8" X 130'
steel pipe south into open ditch east and west. PD #2: Drilled
well with 18" casing, No pump.
5. Water is used for: Irrigation
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):

Sec. 16., Twp. 12 S., Rgs. 21 E.B.M.

The east half
of the land is also irrigated from wells in the Cottonwood
group.

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

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

Remarks: Mr. Page Layton, watermaster along,
Mr. Layton stated that PD had never had a pump installed and
he didn't believe the well would produce over 20" water.
The U.S.G.S calls PD #2 16 dci. Dm/ME. 109.89. (According to the
odometer its in the center of the section.) checked from both corners.

Measured by sparkling meter 5 Run 4 min 17 sec = 1.95 cfs

This examination was made on the 8th day of June, 1961

(Signed)



Examiner.

28466

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
JUN 21 1965

Department of Reclamation

00
260'-202'120" ^{h: 108'}
75' 11" 77'
Otis Williams, Vice Pres., Orinda Foods, Inc.
P. O. Box 109, Burley, Idaho
Permit No. G-28466

Examination for Completion of Works & Beneficial Use

County Cassia

Quantity: 12.4 Sec. 16 T12S R. 21 E

Source: Wells -

P.D.: SWSW, SE SW - 16 - 12S - 21E

Use: Irrigation

Filed: 11 Feb 60

Due: 17 Feb 65

Extension: _____

Protest: _____

Completion of Works: _____

Other Rights: None

June 7, 1965

RE: Permit Nos. G-27069, G-27135, G-28402,
G-28424, G-28466, G-28579,
G-29069, G-29091, G-29523,
G-29542

Ore-Ida Foods
Box 474
Burley, Idaho

Gentlemen:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect the above numbered permits on or about the week of June 8 through 11, 1965.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

Loy H. Johnson

LHJ:mc

1M April 1962

February 11, 1965

Re: Permit ~~No~~28466

Otis Williams, Vice Pres.,
Ore-Ida Foods, Inc.,
P. O. Box 109
Burley, Idaho

Dear Mr. Williams:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the BURLEY HERALD-BULLETIN, all submitted in proof of completion of works and beneficial use on Permit ~~No~~28466.

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:

28466

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Vern A. Miller, being first

duly sworn, deposes and says that he is the

General Manager of Burley Herald-Bulletin, a weekly 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 weekly editions of Burley Herald-Bulletin for

four (4) consecutive weeks, commencing with the issue dated December 28, 1964 and ending with the issue dated January 18, 1965

Vern A. Miller

Subscribed and sworn to before me this

20th day of January, 1965

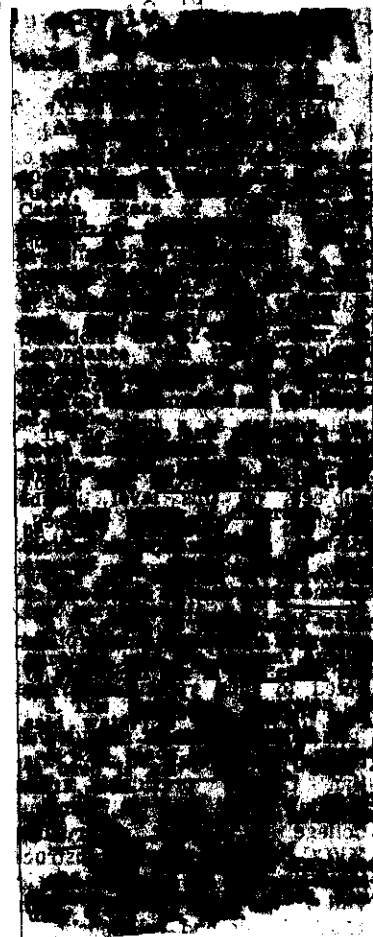
Margaret D. Smith Notary Public

Cost of Publication MY COMMISSION EXPIRES 1 - 4 - 67

Notary Fee _____

Total Cost _____

RECEIVED
JAN 19 1965



28466

18 2/11/65
CARL E. TARRAN
State Reclamation Engineer
Published in the Burley Herald-
Bulletin December 28, 1964, Jan-
uary 4, 11 18, 1965.

FEB 10 1965

Depart. - ~~Amelia~~

* * * *

* * * * *

DEPOSITION OF HOLDER

Drilled well

GPMs

28466

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

Ques. 7. If for other than irrigation purposes, state purpose and how used:
Irrigation only.

Ques. 8. What is the minimum amount of water required for the purpose specified above:
5/8" per acre is the minimum amount of water necessary for productive cultivation.

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:
This permit was filed originally in the name of J. T. Robinson & Sons, who assigned it to Idaho Industries, Inc. who in turn assigned it to Ore-Ida Foods, Inc., the present holder.

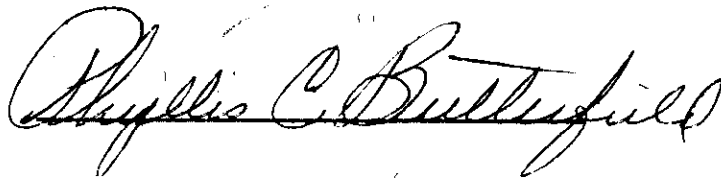
Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Spring, 1960 Time used since first use:
Irrigation season of 1960, 1961, 1962, 1963 and 1964.

Ques. 11. Describe all other water rights appurtenant to same place of use:
Permits G-28550, G-28551, G-28552, G-28553, G-28741, G-29078, ~~EXXXXXX~~ G-29536,
all licensed and Permits G-28892, G-28589, G-28588, G-28554.

ORE-IDA FOODS, INC.
(sign) 
By: Otis Williams
Vice President in Charge of Production.

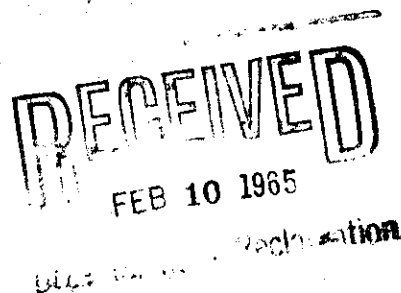
I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Burley, County of Cassia
State of Idaho, on this 1st day of February, A.D. 1965.



My Commission expires: 12/11/66

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-28466



PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

LePage Layton, 63, Irrigation Superintendent, Residence & P.O. Address: 1450 Oriental
Avenue, Burley, Idaho.

Ques. 2. Are you acquainted with Ore-Ida Foods By Otis Williams, the holder of
Permit No. G-28466 ? How long have you known him and where does he reside:

I have been familiar with Ore-Ida Foods since it originated and Mr. Williams for
many years and I know he lives in Burley, Idaho.

Ques. 3. Have you read or heard said Permit No. G-28466 read, and are you familiar
with its provisions and conditions: Yes: xxx No:

Ques. 4. State source of water supply: well

State place of diversion: SW $\frac{1}{2}$ SW $\frac{1}{2}$, Section 16, Township 12 South - Range 21 East, B.M.

Describe works for conveying water to place of use: Drilled well, pump, motor and ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 How much water have you seen being so
conveyed: 80"

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

Township 12 South - Range 21 East, B.M., Section 16 - All - 640 ac.

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Irrigation only.

Ques. 8. (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:

The soil is Lava Ash and all this water is necessary for the profitable
cultivation of this soil.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No Interest

Ques. 10. When did you first see this water used: April, 1960

Other times you have seen such use: Almost every day of every irrigation season since.

(Signed)

LePage Layton

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 Burley

 , County of Cassia, State of Idaho, on this 1st day of February,

A. D., ~~1962~~. 1965.

Phyllis C. Butterfield

Notary Public for State of Idaho

Residing: Heyburn, Ida

My commission expires: 12/11/66

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-28466

RECEIVED
FEB 10 1965

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:

Wilbur Haxby, 58, Heyburn, Idaho, Ranch Foreman, Heyburn, Idaho.

Ques. 2. Are you acquainted with Otis Williams, the holder of
Permit No. G-28466? How long have you known him and where does he reside:

I have know Mr. Williams at least 5 years and know he resides at Burley, Idaho.

Ques. 3. Have you read or heard said Permit No. G-28466 read, and are you familiar
with its provisions and conditions: Yes: xxx No:

Ques. 4. State source of water supply: drilled well

State place of diversion: SW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 16, T12S-R21E, B.M.

Describe works for conveying water to place of use: ditches, pump, motor and well

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 How much water have you seen being so
conveyed: 79"

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

All - Section 16, Township 12 South - Range 21 East, B.M. - 640 ac.

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Irrigation only.

Ques. 8. (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:

Lava Ash Soil and 5/8" per acre is required for profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No.

Ques. 10. When did you first see this water used: Spring, 1960

Other times you have seen such use: Several times during every irrigation season since.

(Signed)

Walter Hapley

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 Burley

 , County of Cassia, State of Idaho, on this 1st day of February,

A. D., ~~1960~~ 1965.

Phyllis C. Bullington

Notary Public for State of Idaho

Residing: Heyburn, Ida

My commission expires: 12/11/66

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED

DEC 18 1964

Department of Reclamation

(Date) ~~XXXXXXXXXX~~ December 17, 1964

(P. O.) Box 2161, Boise, 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

Herald - Bulletin

of Burley, Idaho

published in

the county in which the works are situated.

Ore - Ida Foods, Inc.

Norman Anderson

(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 USERECEIVED
DEC 18 1964

Department of Reclamation

Notice is hereby given that at 10:30 A.M., on the 1st day of February
 19 64 at Burley, County of Cassia, State of Idaho,
 before Phyllis C. Butterfield, Notary Public, at (address) Ore-Ida Farm Office
 _____, proof will be submitted of the completion of works for
 the diversion of 12.4 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-28466, 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., P. O. Box 474, Burley, Idaho

2. Said works of diversion will be fully completed on the date set for such comple-
 tion, and the amount of water which said works are capable of conveying to the place of
 use is 12.4 cubic feet per second.

3. The use to which said water has been applied is irrigation
 _____, purposes, and the amount applied to beneficial use is
12.4 cubic feet per second.

4. The point of diversion of said water is S1/2SW1/4, SE1/4SW1/4, Sec. 16, T12S-R21E, B.M.

5. The place where said water is used is A11 - Sec. 16, T12S - R21E, B.M.

6. The date of priority which said user is prepared to establish is 2/11/60

CARL E. TAPPAN

State Reclamation Engineer

28466

Re: Permit No. G-28466
Ore-Ida Foods, Inc.

Date: Dec. 18, 1964

Herald Bulletin
Burley, Idaho

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to February 1, 1965 the date set for proof; the expense of the publication is to be paid by the applicant Ore-Ida Foods, Inc., of Box 474, Burley, 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,

Carl E. Tappan
CARL E. TAPPAN
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

December 18, 1964

Re: Permit No. G-28466

December 18, 1964

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

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-28466. The proofs are to be made at 10:30 o'clock A.M., on the 1st day of February, 1965, before Phyllis C. Butterfield, Ore-Ida Foods Farm Office, Notary Public.

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

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. 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, the 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,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pnk
cc: Notary

28466

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 28466

Dec.1, 1964

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

Gentlemen:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 28466 are due not later than Feb. 17, 1965

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

Enclosures

Form 36 and 11

28466

May 22, 1961

RE: 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-28 92, 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

EPR:mr

Enc. assignments

March 15, 1961

Re: G-28466 - J. T. Robinson & Sons

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

Dear Mr. McDowell:

We enclose assignment of the above numbered permit from J. T. Robinson and Sons to Idaho Industries, Inc. and Application for Amendment to the point of diversion, both of which have been recorded in this office.

Departmental Receipt No. G-5778 in the amount of \$1.50 is enclosed covering the fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. assignment
amendment
receipt

28466

Application for Amendment

POINT OF DIVERSION

Permit No.

Department of Reclamation

Comes now Idaho Industries, Inc. and represent s to the State Reclamation Engineer of the State of Idaho:

That ~~they~~ is (are) the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-28466.

That the points of diversion is descried in said Permit as being located:

SW1SW1, SE1SE1, Section 16, T12S-R21E, B.M. Idaho

That he now requests that the points of diversion be changed to a point located: SW1SW1, SE1SW1, Section 16, T12S-R21E, B.M. Idaho

That the reason for desiring make such change is as follows:

More feasible well site.

That no one will be injured such change, and that such change will be made at Permit Holder's own risk.

Signed at Burley, Idaho, this 3 day of March 1961

Idaho Industries, Inc.

By Golden T. H. H. H.

Date of Receipt at Department Of Reclamation: _____

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. _____. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book _____ of
Permits, at Page _____,
19____

Geo. N. Carter
State Reclamation Engineer

January 31, 1961

Re: Permit No. G-28466
J. T. Robinson & Sons

Nielson & Nielson
Attorneys at Law
Box 367, Burley, Idaho

Attn: A. H. Nielson

Dear Mr. Nielson:

Answering your letter of January 30, 1961, the application was filed February 11, 1960, and the permit was mailed to you on March 9, 1960.

The amount claimed is 12.8 cubic feet per second from two wells, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, to irrigate 640 acres in Sec. 16, Twp. 12 S., Rge. 21 E., B. M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

28466

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

RECEIVED
JAN 31 1961
Department of Reclamation

January 30, 1961

State of Idaho
Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

Our records do not show that we filed an application for
J T. Robinson & Sons for a well located in Section 16, Township
12 South, Range 21 E.B.M. Cassia County, Idaho.

Would you be kind enough to check your records and see
whether or not such an application has been made and the date
it was made and the number of it.

Thank you.

Very truly yours,

NIELSON & NIELSON

By

A. H. Nielson

AHN/fgf

G. 28466 filed 2-11-60
P.D. - SW SW, SE SE Sec. 16
irr 640 AC. Sec. 16

28466

March 9, 1960

Re: Permit No. G-28466
J. T. Robinson & Sons

Nielson & Nielson,
Attorneys at Law,
P. O. Box 367,
Burley, Idaho.

Attention: Norman H. Nielson

Gentlemen:

We enclose Permit No. G-28466 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-4641 which was issued covering payment in the amount of \$8.00 for the filing fee of the above mentioned permit, together with a \$1.00 refund.

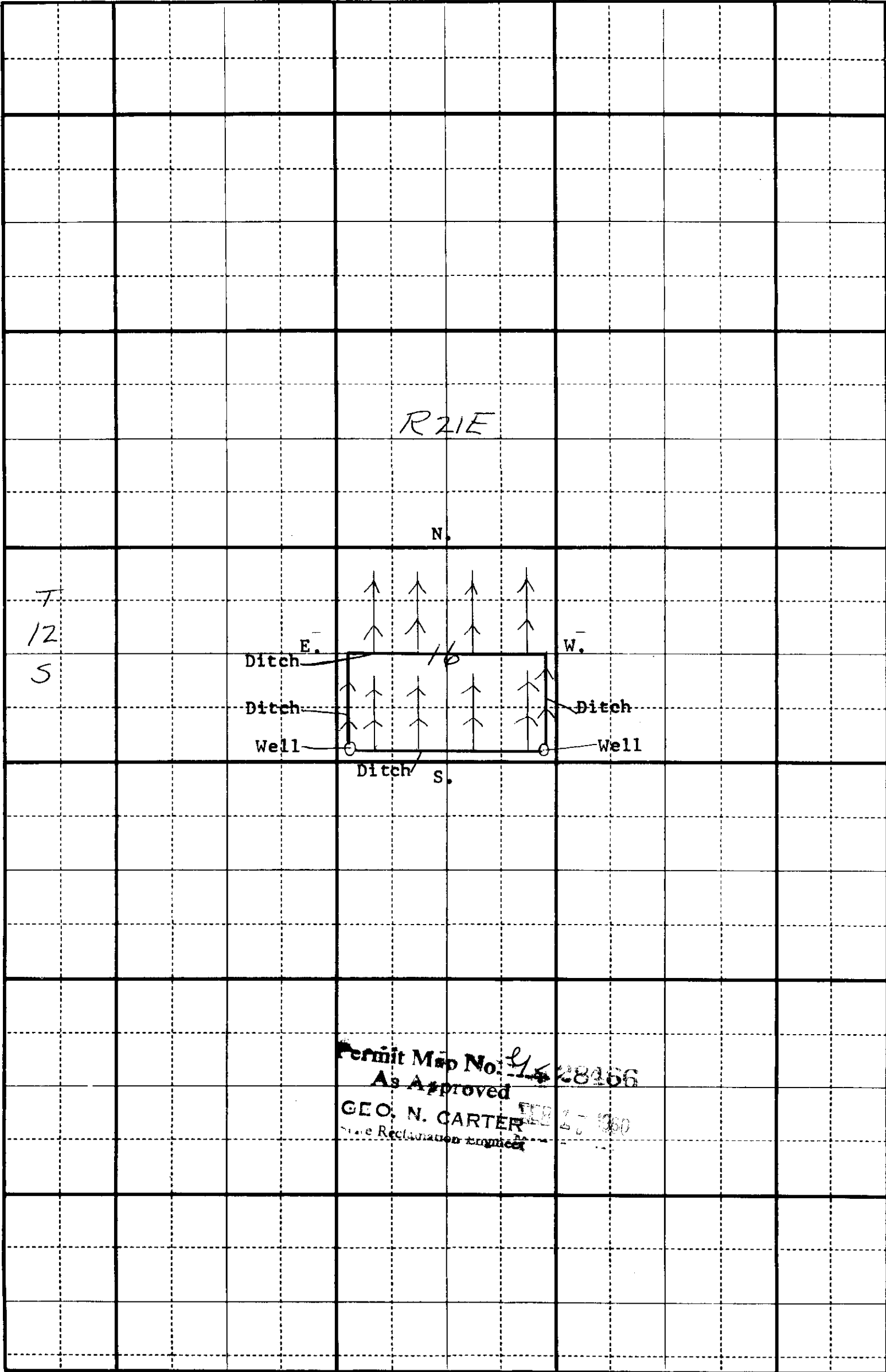
Very truly yours,

GEO. M. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: J. T. Robinson & Sons
416 W. 18th St.,
Burley, Idaho

28466



NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

February 10, 1960

RECEIVED
FEB 1 11960
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed you will find an Application for Permit to appropriate the subterranean waters of the State of Idaho, in the name of J. T. Robinson and Sons, together with Mr. Robinsons check in the amount of \$900.

Would you please process this application?

Very truly yours,

NIELSON & NIELSON

By

Norman H. Nielson
Norman H. Nielson

NHN/ord

Encl.

284660

64.339

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

and

**APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:30 A.M., on the 1st day of February, 1965, at Burley, County of Cassia, State of Idaho before Phyllis C. Butterfield, Notary Public, at Ore-Ida Farm Office, proof will be submitted of the completion of works for the diversion of 12.4 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-28466, 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., P.O. Box 474, Burley, Idaho.

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 12.4 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes, and the amount applied to beneficial use is 12.4 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16, T12S-R21E, B. M.

5. The place where said water is used is All Sec. 16, T12S-R21E, B.M.

6. The date of priority which said user is prepared to establish is 2/11/60.

CARL E. TAPPAN

State Reclamation Engineer
Published in the Burley Herald-Bulletin December 28, 1964, January 4, 11 18, 1965.

28466