

FIELD REPORT

Person to contact _____ Phone _____

3. Water will be used for the following purposes:

Other uses: _____

Other Points of Diversions: _____

6. Lands to be irrigated or place of use.

[illegible]

47 2116

TOTAL ACREAGE

R 17 E

47 2116

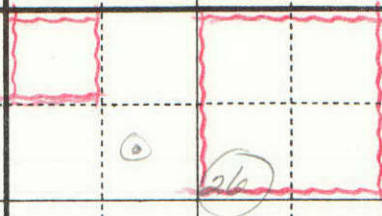
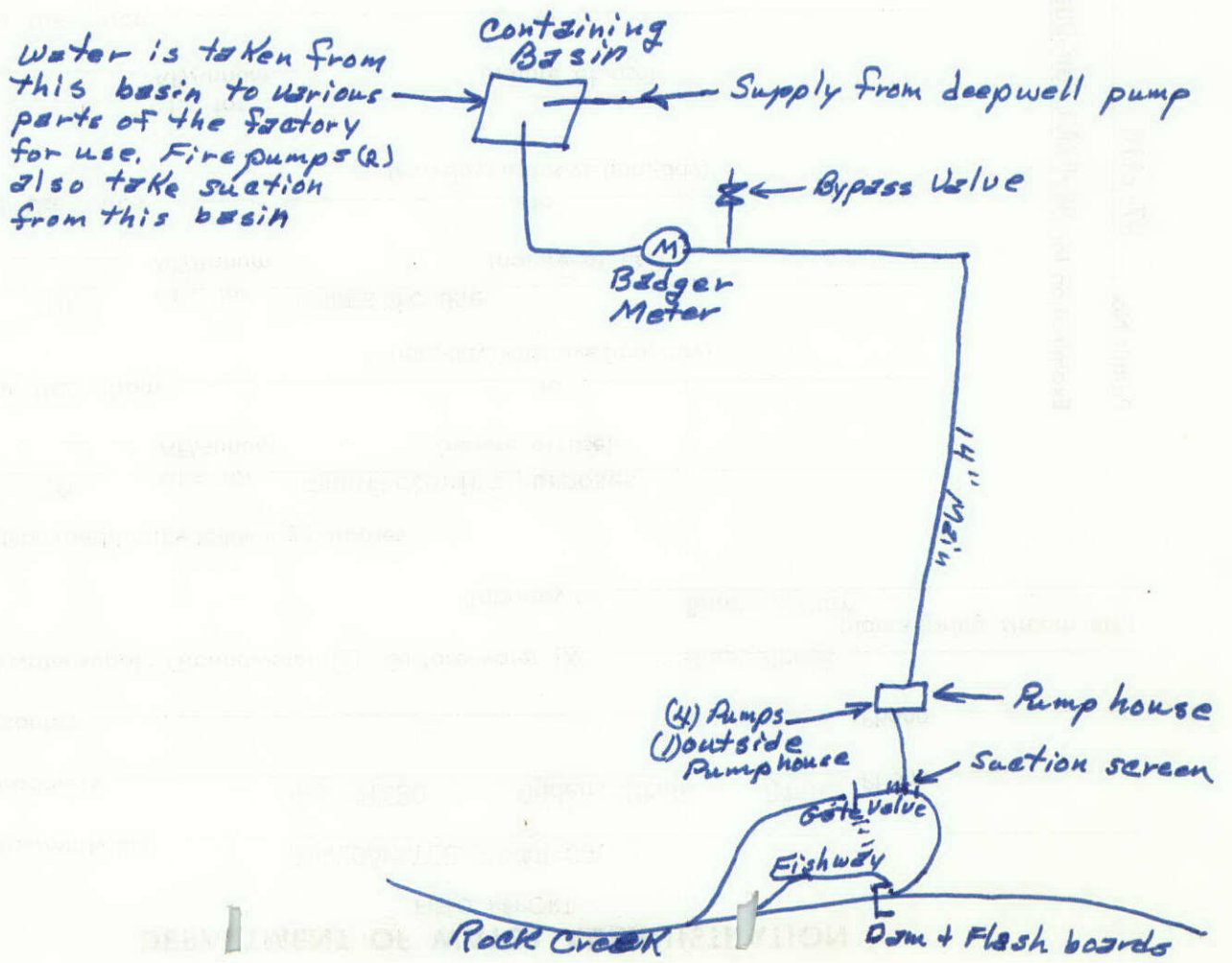


Diagram of System



DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder The Amalgamated Sugar Company
Post office address Odgen, Utah Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Rock Creek
Tributary to SNAKE RIVER (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount 10 c.f.s. for Manufacturing purposes
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount 10 c.f.s. for Domestic purposes
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 10 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 10 S N/S, Range 17 E E/W, B.M., Section 26, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$, Twin Falls
County Twin Falls
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision $\frac{1}{4}$ $\frac{1}{4}$, Twin Falls
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision $\frac{1}{4}$ $\frac{1}{4}$, _____
County _____

Other Points of Diversions: _____

Description of diverting works: Dam, 10 ft. in height, 30 ft. at top; pump house, and pipe line to factory.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

Being Re-examined

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10 S	17 E	26	XX	XX	XX	XX	XX												

R. 17 E.

47 2116

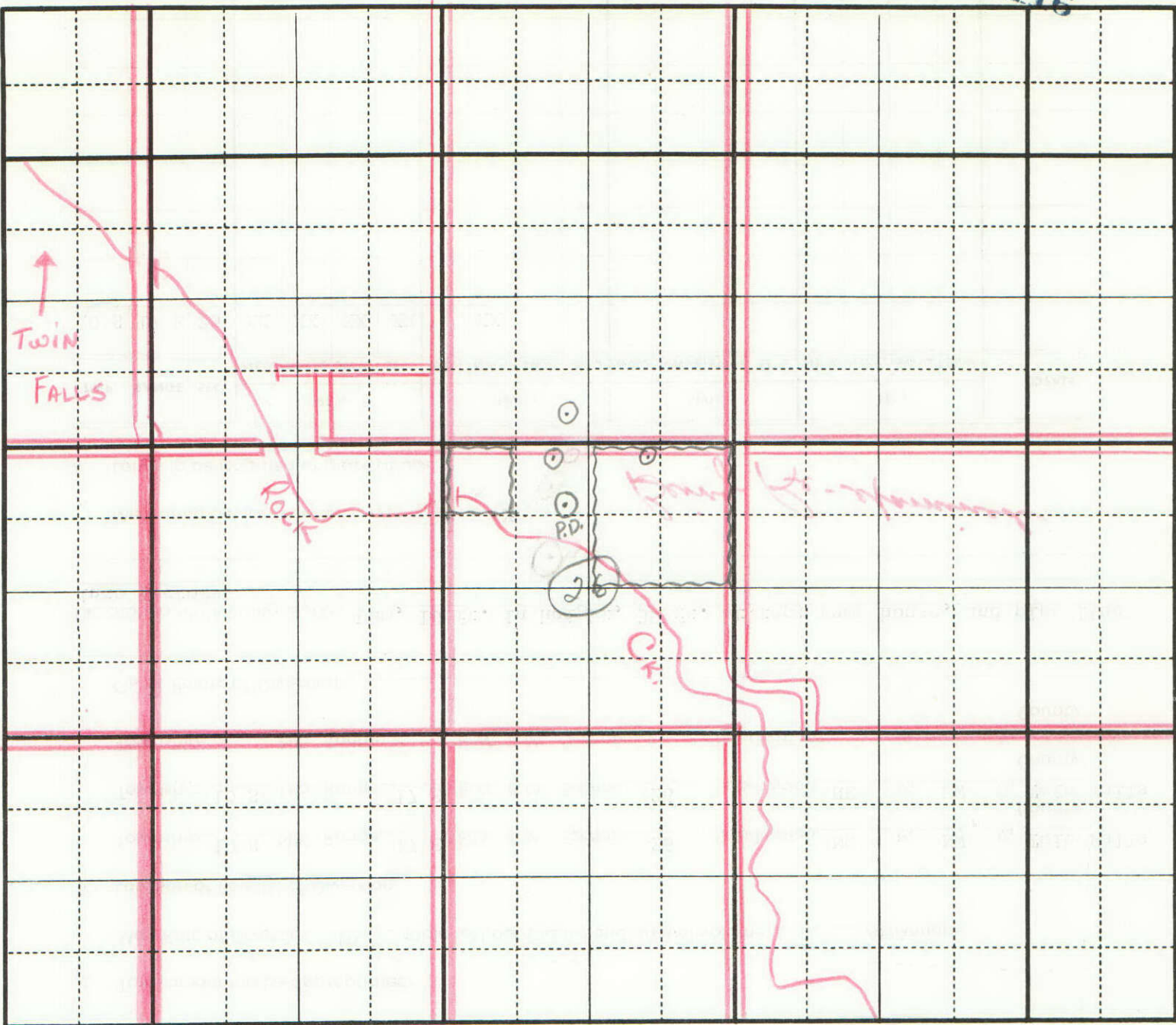
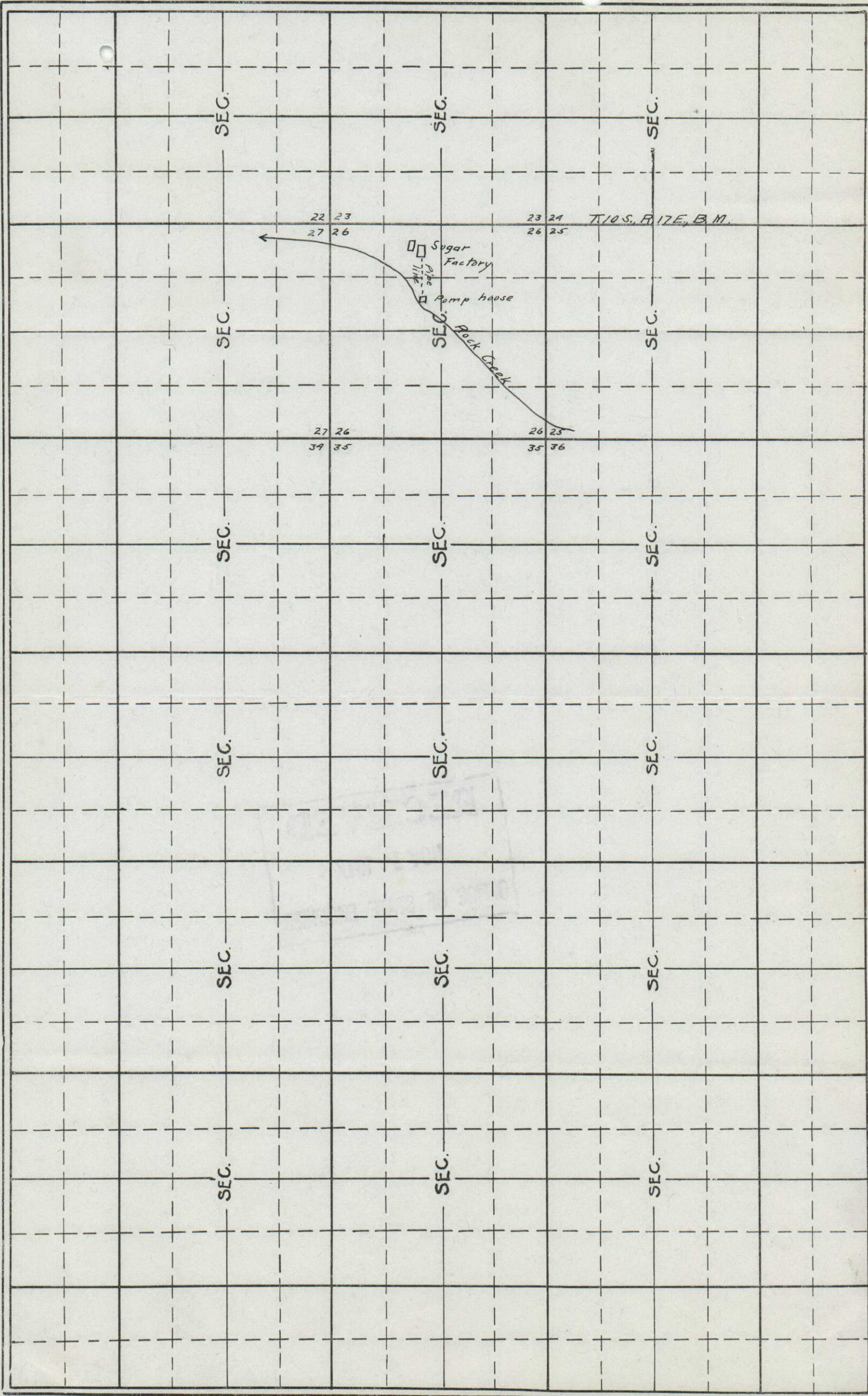


Diagram of System



RECEIVED
NOV 19 1917
OFFICE OF STATE ENGINEER

AFFIDAVIT OF PUBLICATION.

TWIN FALLS CHRONICLE

NOTICE OF PUBLICATION.

Notice is hereby given that at 2:00 p. m., on the 22nd day of April, 1917, at Twin Falls, county of Twin Falls, state of Idaho, before Geo. Herriott, proof will be submitted of the completion of works for the diversion of 10 cubic feet per second of the waters of Rock creek, in accordance with the terms and conditions of a certain permit heretofore issued by the state engineer of the state of Idaho.

1. The name of the person or corporation holding said permit is The Amalgamated Sugar Company.

2. The postoffice address of such person or principal place of business of such corporation is Ogden City, county of Weber, state of Utah.

3. The number of such permit is 12,048, and the date set for the completion of such work is April 22, 1917.

4. Said water to be used for manufacturing purposes.

5. Said work of diversian will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place intended for use, in accordance with the plans accompanying the application for such permit is 10 cubic feet per second.

6. The place of intended use of said water is 2846 feet dist. from the N. W. Cor. of Sec. 26, T. 10 S., R. 17, E. B. M.

Adv. 3-21:4-11 State Engineer.

AFFIDAVIT OF PUBLICATION

NOV 28 1917

OFFICE OF STATE ENGINEER

County of Twin Falls, }
STATE OF IDAHO, } ss.

Thos Doreny being first duly sworn, says that he is the *Publisher* of the Twin Falls Chronicle, a newspaper of general circulation, published weekly in Twin Falls, in said County and State; that the annexed notice was published *14*

successive weeks in said newspaper; that the date of the first publication was on the *21* day of *March* 1917, and the date of the last publication was on the *11* day of *April* 1917.

Thos Doreny
Subscribed and sworn to before me this *24*

day of *November*, 191*7*
George Herriott
Notary Public.

4 weeks \$ *10 20*

12048

AFFIDAVIT OF PUBLICATION

NOV 2 1917

OFFICE OF STATE ENGINEER

County of Twin Falls,
STATE OF IDAHO,

being first duly sworn,
of the Twin Falls Chronicle,
a newspaper of general circulation, published weekly in Twin Falls, in said
County and State, that the first publication was
on the 31st day of March, 1917,
last publication was on the 11th day of November, 1917,
successive weeks in said newspaper that the first publication was
County and State, that the first publication was

RECEIVED
NOV 2 1917
OFFICE OF STATE ENGINEER

Subscribed and sworn to before me this 24th day of November, 1917.

Notary Public

Weeks \$10.00

13048

AFFIDAVIT OF PUBLICATION

County of Twin Falls,
STATE OF IDAHO,

being first duly sworn,
of the Twin Falls Chronicle,
a newspaper of general circulation, published weekly in Twin Falls, in said
County and State, that the first publication was
on the 31st day of March, 1917,
last publication was on the 11th day of November, 1917,
successive weeks in said newspaper that the first publication was
County and State, that the first publication was

Subscribed and sworn to before me this 24th day of November, 1917.

Notary Public

Weeks \$10.00

13048

STATE OF IDAHO
PUBLIC NOTARY
GEORGE HENRIOTTE
24

NOTICE OF PUBLICATION.

Notice is hereby given that at 2:00 p. m., on the 22nd day of April, 1917, at Twin Falls, county of Twin Falls, state of Idaho, before Geo. Herriott, proof will be submitted of the completion of works for the diversion of 10 cubic feet per second of the waters of Rock creek, in accordance with the terms and conditions of a certain permit heretofore issued by the state engineer of the state of Idaho.

1. The name of the person or corporation holding said permit is The Amalgamated Sugar Company.

2. The postoffice address of such person or principal place of business of such corporation is Ogden City, county of Weber, state of Utah.

3. The number of such permit is 12,048, and the date set for the completion of such work is April 22, 1917.

4. Said water to be used for manufacturing purposes.

5. Said work of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place intended for use, in accordance with the plans

accompanying the application for such permit is 10 cubic feet per second.

6. The place of intended use of said water is 2846 feet dist. from the N. W. Cor. of Sec. 26, T. 10 S., R. 17, E. B. M. J. H. SMITH,
Adv. 3-21:4-11 State Engineer.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Twin Falls, } ss.

Thos Dorey being first duly sworn,
says that he is the *Publisher* of the Twin Falls Chronicle,
a newspaper of general circulation, published weekly in Twin Falls, in said
County and State; that the annexed notice was published 4

successive weeks in said newspaper; that the date of the first publication was
on the *21st* day of *March* 1917, and the date of the
last publication was on the *11* day of *March* 1917.

Thos Dorey
Subscribed and sworn to before me this *22d*
day of *April* 1917.

George Herriott
Notary Public.

AFFIDAVIT OF PUBLICATION

TWIN FALLS CHRONICLE

AFFIDAVIT OF PUBLICATION

County of Twin Falls,)
STATE OF IDAHO,)

I, *John D. Baker*, being first duly sworn, depose that he is the publisher of the Twin Falls Chronicle, a newspaper of general circulation, published weekly in Twin Falls, in said County and State; that the annexed notice is a true and correct copy of the notice published in said newspaper; and the date of the publication was *May 3, 1917*.

RECEIVED

MAY 4 - 1917

OFFICE OF STATE ENGINEER



Name of Applicant

T 103 R 17 E B.M.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Point of Return

Mill

Point Diversion

Rock Creek

SEC.

SEC 26

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK.

12048

Permit Map No. **12048**

As Approved

APR 22 1916

BY
J. H. SMITH
STATE ENGINEER

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 12048/47-2116 Priority March 8, 1968 Amount 10.0 cfs
(late proof)

THIS IS TO CERTIFY, that The Amalgamated Sugar Company
of Ogden, Utah, has complied with the terms and conditions of Permit
No. 12048/47-2116 issued pursuant to Application for Permit dated March 25, 1916,
and has submitted proof to the Department of Water Administration on April 5, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 10.02 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Rock Creek
tributary of the Snake River, is hereby confirmed in the following amounts:

Amount 10.0 cfs for Commercial from Sept. 15 to June 1 (both dates inclusive)

Amount 10.0 cfs for Fire Protection from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 10.0 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE¹/₄NW¹/₄ Sec. 26, Twp. 10 S, Rge. 17 E, B.M.

in the county of Twin Falls; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 5,128 acre feet per year ~~or~~ for
commercial purposes.
~~xxxxxx feet per acre.~~

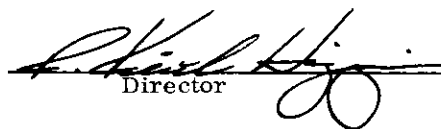
Description and location of place of use:

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	17 E	26		X			X												

Total number of acres irrigated _____

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.

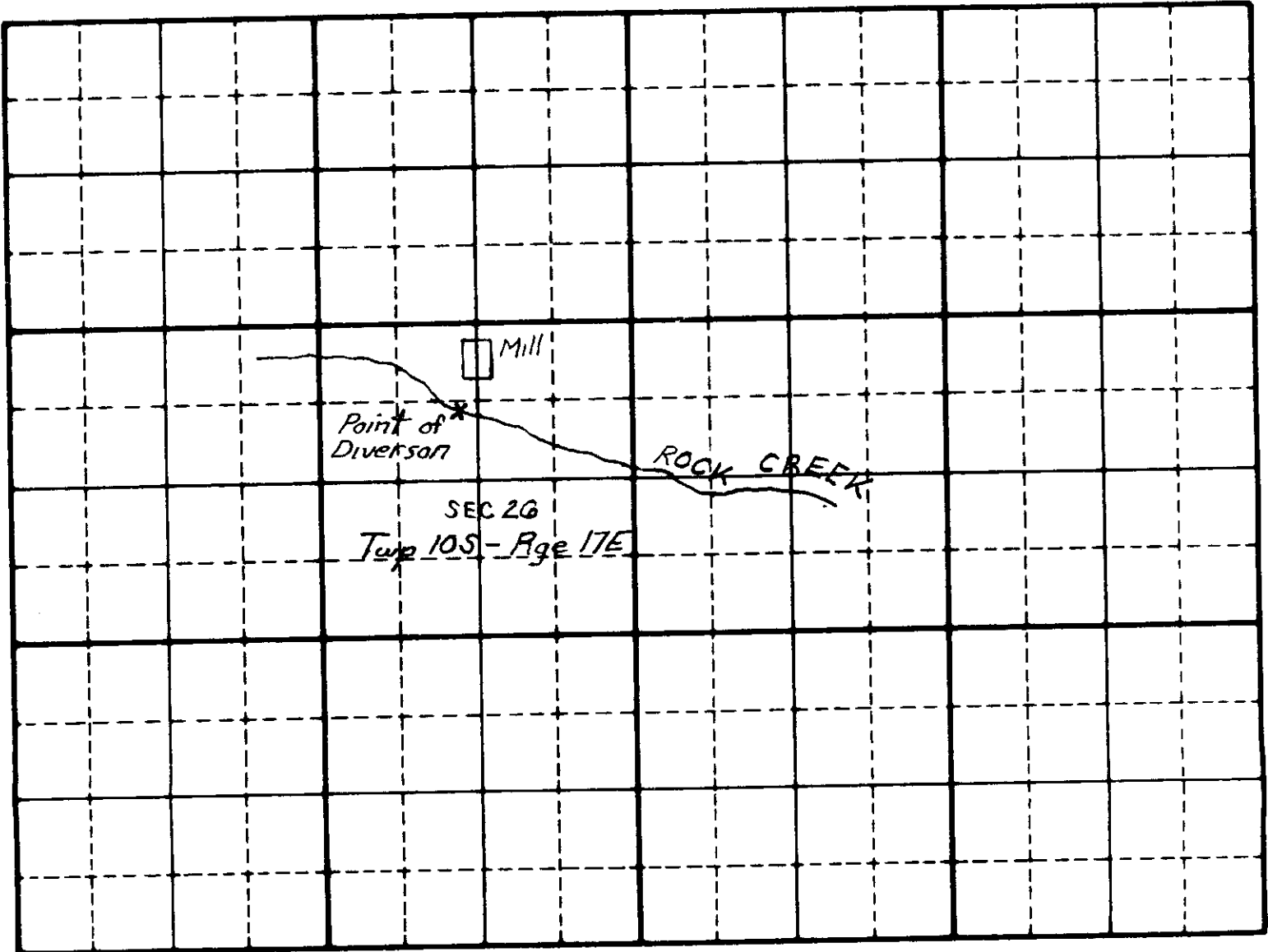
Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of
May, 19 73.


Director

12048/47-2116

APPLICATION FOR AMENDMENT

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at THE AMALGAMATED SUGAR CO., this 21ST day of MAY, 19 73

CO. OF ILL.

Stephen M. Hauer
(signature) CHIEF ENGINEER

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration.
hereby approve the above application for amendment for Permit No. 12048/47-2116.

Witness my hand this 29th day of May, 19 73.

R. Keith Higgins
Director

Application No. 17370

Permit No. 12048.

APPLICATION FOR PERMIT

47-2116

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 30.

1. Name of applicant: The Amalgamated Sugar Company,

Postoffice address: Ogden

County: Weber

State: Utah.

I. If applicant is a corporation, give

(a) Date and place of incorporation: Dec. 19th, 1914, Ogden, Utah.

(b) The amount of capital stock: \$6,000,000.00

(c) The amount paid in: \$5,824,400.00.

(d) Names and addresses of directors: Anthon H. Lund, C.W. Nibley, Salt Lake City; L. R. Eccles, Joseph Scowcroft, W.H. Wattis, M.S. Browning, D.C. Eccles, E.O. Wattis, R.B. Porter, Ogden, Utah; Adam Patterson, Los Angeles, Calif.

II. The financial resources of the applicant are: (a) Cash on hand: \$401,000.00

(b) Treasury stock: \$175,600.00

(c) Bonds to be issued:

(d) Other resources: \$8,000,000.00

2. The quantity of water claimed is Ten. cubic feet per second.

3. Source of water supply: Rock Creek, which is a tributary of Snake River.

4. Location of point of diversion: 2846 feet distant from the N.W. Corner of Section 26, T. 10 S., R. 17 E.B.M. and is in the SE
- $\frac{1}{4}$
- of the NW
- $\frac{1}{4}$
- of Section 26, T. 10 S., R. 17 E. B.M.

County of Twin Falls, State of Idaho.

5. To be used for: Manufacturing purposes and Domestic purposes.

I. Irrigation and domestic use: (a) Amount of land to be irrigated:

acres.

(b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point: 2640 feet distant from N.W. Corner of Section 26, T. 10 S., R. 17 E.B.M., in the NE $\frac{1}{4}$ of Section 26, T. 10 S., R. 17 E.B.M.

(b) Amount of power to be generated:

H. P. under ft. head

(c) Is water to be returned to any stream? Rock creek (d) If so, name stream and locate

point of return: At a point 2300 feet distant from the NW corner of Section 26, T. 10 S., R. 17 E.B.M. in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26, T. 10 S., R. 17 E.B.M.

6. Estimated cost of works: \$10,962.00

7. Description of works for diversion:

I. Kind of works: Pumping plant ----- pipe line

II. Dimensions of works:

(a) Height of dam 10 feet, length of dam at top 30 feet,

length of dam at bottom 20 feet. Material used in construction: 1920 cu.ft. Concrete or Masonry, both.

(b) Capacity of reservoir acres feet. (c) Size of headgate, width 2 ft. 6" ~~feet~~,Height 2 ft. 6" ~~feet~~. (d) ~~Conduit~~ Ditch width at bottom 36" ~~feet~~,width at water line 36" ~~feet~~, depth of water 36" ~~feet~~; diameter of pipe16 inches; average grade per mile is feet. Length of conduit is 1600 ~~miles~~, and it crosses the following quarter sections:

Dimensions of flume 36" x 48"

8. The time required for the completion of the construction of such work is one year.

9. Time required for the complete application of the water to the proposed use is two additional years.

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

The Amalgamated Sugar Company

Corporate Seal.

Applicant.

By Fred G Taylor.

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. March 25, 1916.

Returned to applicant for correction March 27, 1916.

Corrected application received April 1, 1916.

APPROVAL OF STATE ENGINEER

The number of this permit is 12048

Recorded in Book 41 Page 12048 Approved April 22, 1916.

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 June 21, 1916, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before October 22, 1916.

The whole of said work to be completed on or before April 22, 1917

Beneficial use of water appropriated in accordance herewith, to be made on or before April 22, 1919.

Witness my hand this 22nd day of April, 1916.

J.H. Smith.

State Engineer.

Remarks:

This water right is desired for the purpose of constructing a pumping station on Rock Creek to pump water to be used in the operation of the plant of the Amalgamated Sugar Company. THE AMALGAMATED SUGAR COMPANY is the owner of the land at both the point of diversion and the point of returning the water to Rock Creek.

State of Utah.)
(SS:
County of Weber.)

On this 20 day of March, 1916, before me, a Notary Public for the State of Utah, residing at Ogden, Utah, personally appeared Fred G. Taylor, known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

Notarial Seal.

F.A. Behling,
Notary Public.

My commission expires Jan. 29th, 1917.

Proof of completion of works made October 17th, 1917.

Certificate of completion of works issued December 10th, 1917.

Permit No. 12048

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that the Amalgamated Sugar Company, of Ogden, County of Weber, and State of Utah, the holder of Permit No. 12048, issued upon Application No. 17370, bearing date of priority of March 25, 1916, authorizing the diversion of ten (10) second feet of the waters of Rock Creek, which is a tributary of Snake River, County of Twin Falls, State of Idaho, for manufacturing and domestic 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 ten (10) second feet of the waters of Rock Creek; that the point of diversion of said waters is 2846 feet distant from the NW cor. of Sec. 26, and is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, T. 10 S., R. 17 E.B.M., and that the place of use of said water is 2640 feet distant from the NW cor. of Sec. 26, T. 10 S., R. 17 E.B.M.

Witness my hand this 10th day of December, A.D. 1917.

J.H. Smith,
State Engineer of the
State of Idaho.

LICENSE ISSUED FOR C.C. SEC. 17.
LICENSE PAG. 11

May 30, 1973

Re: License No. 12048/47-2116

The Amalgamated Sugar Company
P. O. Box 1520
Ogden, Utah 84402

Gentlemen:

Enclosed please find a copy of the Water License issued on the above referenced permit.

We are also enclosing a copy of the approved amendment along with Receipt #10545, in the amount of \$10.00.

Sincerely,

Bobby D. Fleenor
Assistant Director

kss

Enclosure



THE AMALGAMATED SUGAR COMPANY

Purchase Order No. 6-2934

Requisition No. 347-Heiner

Date May 23, 1973

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

• OUR ORDER NUMBER must appear on Shipping Tags, Bills of Lading, Invoices and Correspondence referring to this order.

ALL CORRESPONDENCE must be mailed to Purchasing Department, The Amalgamated Sugar Company, P. O. Box 1520, Ogden, Utah - 84402.

TASCO Stock No. must be shown on invoices.

SHIP TO THE AMALGAMATED SUGAR COMPANY,

P.O. Box 127
TWIN FALLS, IDAHO 83301

Via -----

DATE OF SHIPMENT -----

TERMS Check Enclosed F. O. B. CARS -----

Item No.	Quantity	Unit & Price	Trade Discount	TASCO Stock No.	Description
1.	LOT	\$10.00			FOR WATER LICENSE <u>ACCOUNT NO. 06-064-167</u> Amendment to our Permit No. 12048/47-2116, as described in attached letter dated May 15, 1973 and as shown on Application for Amendment OUR CHECK NO. <u>60546</u>, DATED <u>5/24/73</u> IN THE TOTAL AMOUNT OF \$10.00 is ENCLOSED HEREWITH. 17 2116 ged/sn

INVOICING INSTRUCTIONS: Render Invoices in triplicate. Send Original and Duplicate copies to our factory or office receiving the merchandise, and the Triplicate copy together with Original Bill of Lading to The Amalgamated Sugar Co., Purchasing Department, P. O. Box 1520, Ogden, Utah - 84402.

PAYMENT will be withheld until above papers are received. Cash payment discount will be calculated from date of receipt of invoice at our factory.

THIS PURCHASE ORDER IS SUBJECT TO THE TERMS AND PROVISIONS ON THE REVERSE SIDE HEREOF.

CONTACT PURCHASING AGENT IMMEDIATELY IF EXCEPTION IS TAKEN TO PRICE, DELIVERY DATE, QUANTITY, CASH TERMS, ETC. AND RETURN ACKNOWLEDGMENT COPY AT ONCE.

THE AMALGAMATED SUGAR COMPANY
First Security Bank Building, Ogden, Utah

[Signature]
Purchasing Agent

May 15, 1973

The Amalgamated Sugar Company
P.O. Box 1520
Ogden, Utah 84402

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 12048/47-2116 and has found the following:

Quantity of water diverted: 10.02 cfs Source: Rock Creek

Amount of water that can be recognized as beneficially used under Idaho law: 10.0 cfs

The maximum quantity diverted shall not exceed 5,128 acre feet per year.

Beneficial use: Commercial and fire protection purposes within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ & NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 10 S, Rge. 17 E, B.M.

Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 10 S, Rge. 17 E, B.M.

Priority date established: March 8, 1968 (late proof)

The place of use found by our examiner differs from that listed under your permit, therefore, it will be necessary to amend the permit before a water license can be issued. We are enclosing a partially completed application for amendment for your use; you will note that we are also changing the beneficial use from manufacturing & domestic purposes to commercial & fire protection purposes.

Please sign the amendment application and return it to this office with a \$10.00 filing fee within 10 days of the date of this letter in order that we may issue your water license. If you have any questions regarding this matter, please contact us within the 10-day period.

Sincerely,

47 2116

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Amendment form

DATE OF EXAM March 1, 1973

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Manufacturing 10 cfs V= 3603.6 AF/Ann Oct 1 to March 31
Fire Protection 10 cfs V= 3603.6 AF/Ann Jan 1 to Dec 31
594

Is water co-mingled? yes ☒ no _____

Name source: Ground water
twp. 10 N/S, Rge 17 E/W, B.M., Sec. 26, Sub. NW 1/4 NE 1/4 Twin Falls
County

Exchange? yes _____ no ☒

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

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

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

Total Q measured 6,487,000 gal/s/day Method of measurement In line flow meter
Total Q recommended 10.0 cfs Meter No. none Type in line Condition New
41926 TYPE MDIM10 14"
Total V recommended 3603.6 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use NW 1/4, NE 1/4 and SE 1/4, NW 1/4, Section 26, T10S, R17E, B.M.
Other Include Fire Protection
None _____

MEASUREMENT CALCULATION:

$$Q = \frac{6,487,000 \text{ gal/day}}{1440 \text{ min/day}} = 4,500 \text{ gal/min} \quad \frac{4500 \text{ gpm}}{448.8 \text{ gpm/cfs}} = 10.02 \text{ cfs}$$

$$V = (10)(1.98)(182) = 3603.6 \text{ AF/Ann} \quad V = (10)(1.98)(30) = 594 \text{ AF/Ann}$$

Fire protection

SYSTEM DESCRIPTION:

(4) Pumps can take suction from Rock Creek by a dam which backs up water into a side channel. (1) pump, U.S. Motors, 100 H.P. Ser. # 953808, (2) Pump, G.E. 100 H.P. Ser. # PE 6730577 (motor) Pump ~~3600~~ Type 10 HSH-17, 3600 gpm. (3) G.E. Motor 100 H.P. Serial # 5198360. (4) U.S. Motors, 40 H.P. Serial # 459591. Worthington Pump Ser. # 526946 W, 5" Volute

Chief Chemist - Mr. Lenting accompanied examiner

REMARKS:

The 40 H.P. is used from 1 April to 30 Sept for fire protection water in contain Basin. That which is not used returns to Rock Creek.

Water is not used for domestic use.

Allowed them 30 days for actual use in fire protect in determining V.

Examiner's Signature Ken Edwards Date 3/1/73

Checked by Bob Harper Date 3/1/73

Approved by _____ Date _____

CONTACTED:

ROBERT D. WEST
CHEM ENGR.
AMAL. SUGAR CO.DATE OF EXAM JUNE 17, 1971

ACREAGE

Found
Recommended Irrigation Requirement Ac Ft/Ac

USE

Irrigation Q = c.f.s. V = AF/Ann. from to
Domestic Q = 10 c.f.s. V = 2,400 AF/Ann. from NOV. 1 to MAR. 1
Livestock Q = c.f.s. V = AF/Ann. from to
MANUFACTURING + DOMESTIC 120 DAY PERIODIs water co-mingled? yes X no Name source: TWIN FALLS CANAL CO + 2 DEEP WELLS, GROUND WATER
CANAL twp. 10 S N/S, Rge 17 E E/W, B.M., Sec. 23, Sub. S.E. 1/4 SW 1/4 TWIN FALLS
WELLS: 10 S 17 E 26 NW 1/4 NE 1/4 County
Exchange? yes no XName source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 CountyPoint of injection:
twp. 10 S N/S, Rge 17 E E/W, B.M., Sec. 26, Sub. NW 1/4 NE 1/4 T.F. CountyPoint of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 CountyTotal Q measured MAX Q = 11.5 cfs; AVE Q = 8.35 cfs Method of measurement ENGR RECORDSTotal Q recommended 10.0 cfs Meter No. Type Condition Total V recommended 2,400 AF/ANN.

Recommended Amendments:

P.D. 10S, 17E, SEC. 26, NE 1/4, NW 1/4,
Place of Use
Other
None

MEASUREMENT CALCULATION:

MAX. DISCHARGE = 5200 GPM = 11.5 cfs
AVE. DISCHARGE = 3750 GPM = 8.35 cfs(10 cfs)(2 AF/cfs-day)(120 DAY) = 2400 AF/ANN

SYSTEM DESCRIPTION:

6E. 100 HP, 875 RPM, 440V, # 5198360, AM. WELL WORKS PUMP, 3000 GPM, #25100
6E. 125 HP, 1760 RPM, 440V, # PE6730577, BINGHAM, 3600 GPM, #17455
U.S. 40 HP, 1800 RPM, 440V, # 459591, WORTHINGTON, 600 GPM, #526946
U.S. 100 HP, 1800 RPM, 440V, # 953809, BINGHAM VERTICAL, 3000 GPM, #24961
PUMPING INTO 2 - 12" PEDESTALS
DIVERSION DAM + HEAD GATE

REMARKS:

SAME QUANTITY OF WATER IS DISCHARGED BACK INTO ROCK CREEK
AT A DOWN STREAM POINT: 10S, 17E, SEC 26, NE 1/4, NW 1/4.

Examiner's Signature

Bert A. CliftonDate June 17, 1971Checked by Date Approved by Date

17 2116

April 14, 1971

Re: Permit No. 12048/47-2116

The Amalgamated Sugar Company
P.O. Box 1520
Ogden, Utah 84402

Attn: Allan M. Lipman, Jr.

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use in connection with the above referenced permit. Enclosed you will find an Order which advances the priority under this permit to March 8, 1968.

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 examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enclosure

47 211

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 12048/47-2116)
in the name of THE AMALGAMATED SUGAR COMPANY) ORDER

WHEREAS, on March 25, 1916, The Amalgamated Sugar Company applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 10.0 cubic feet per second of water from Rock Creek, tributary to the Snake River, from a point within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 26, T. 10S, R. 17E, B.M., Twin Falls County, to be used for manufacturing and domestic purposes; and,

WHEREAS, on April 22, 1916, the Department approved the application and issued Permit No. 12048 with the condition that one-fifth of the work be completed on or before October 22, 1916; and that the whole of said work be completed on or before April 22, 1917; and that the water be appropriated to a beneficial use on or before April 22, 1919; and,

WHEREAS, proof of completion of works was made on April 22, 1917; and,

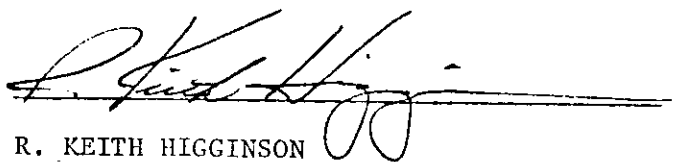
WHEREAS, on January 25, 1971, the Department notified the permit holder that Permit No. 12048/47-2116 was subject to cancellation for failure to submit proof of beneficial use of water due on or before April 22, 1919; and,

WHEREAS, proof of beneficial use of water was received by the Department on April 5, 1971; and,

WHEREAS, Section 42-218a of the Idaho Code provides that in the event that proof of beneficial use is submitted after the deadline set forth in the conditions of approval, the priority date of such permit shall be advanced the same number of days that said proof is late;

THEREFORE, IT IS HEREBY ORDERED that the priority under Permit No. 12048/47-2116 be advanced to March 8, 1968.

Dated this 13TH day of April, 1971.


R. KEITH HIGGINSON
Director

BDF:DR

17 2116

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 12048/47-2116)
in the name of THE AMALGAMATED SUGAR COMPANY)
_____)

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,

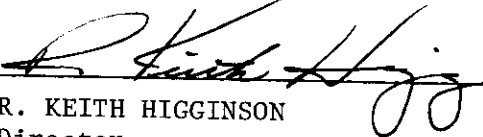
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 12048 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 Procedure 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.

Dated this 13th day of April, 1971.


R. KEITH HIGGINSON
Director

KEEP ORDER FOR FILE

27 2116

Identification No. _____

Permit No. 12048/47-2116

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder The Amalgamated Sugar Company
 b) Post Office Address P. O. Box 1520, Ogden, Utah 84402
2. Permit Number 12048/47-2116
3. Date of Priority that you are prepared to establish April 22, 1916
4. a) Source from which water was appropriated Rock Creek, a tributary of the Snake River
 b) Location of the point of diversion: S.E. 1/4 N.W. 1/4, Section 26
Township 10S, Range 17E, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
 amount 10 C.F.S. for Industrial purposes from Sept. 15 to June 1 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 4,350 ~~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: The measurements were made by a total flow meter connected to a Parshall flume and recorded under the direction of the factory superintendent.
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: Not applicable.

 b) Describe the agreement or understanding by which you take water from the works: Not applicable.

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) Dam, 10 ft. in height, 30 ft. at top; pump house, and pipe line to factory.

 b) Describe the type and size of measuring device which you have installed at your point of diversion: Two Parshall flumes are used, an 18-inch and a 2-foot.

 c) Give well drillers name and address and date the well was completed Not applicable.

Exam typed 4-16-71. (CDE)

Exam Typed 4-21-71

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use The water is used in the beet sugar refining process at the Twin Falls factory.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: Not applicable.

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: See enclosures: Exhibit A - Statement by R. H. Cottrell, Vice President
Exhibit B - Statement by Sylvester M. Heiner, Chief Engineer
Exhibit C - Statement by Kent H. Saxey, Civil Engineer

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

March 26, 1971
(Date)

William M. Lopez
(Signature)

State of Utah)
County of Duchesne) ss.

On this 26 day of March, 19 71, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Lee Royce Wheeler
Notary Public residing at Cannonville, Utah

My commission expires July 28, 1973



THE AMALGAMATED SUGAR COMPANY

FIRST SECURITY BANK BUILDING • BOX 1520 OGDEN, UTAH 84402

March 22, 1971

To Whom it May Concern:

I, R. H. Cottrell, have been employed by The Amalgamated Sugar Company almost continuously since October 1917.

While the Company records of those days, to verify my employment, have long since been destroyed, I recall that I was employed as District Chemist with Headquarters at The Twin Falls factory in 1920. The following year that job was abolished and I became Chief Chemist at the Twin Falls factory.

I have been active in Amalgamated operations since those years and I hereby testify that the Twin Falls factory has depended on Rock Creek water every year it has operated. It could not have operated without this water supply.

A handwritten signature in dark ink, appearing to read "R. H. Cottrell", written in a cursive style.

R. H. Cottrell
Vice President

RHC:ic

17 2110

EXHIBIT B



THE AMALGAMATED SUGAR COMPANY

FIRST SECURITY BANK BUILDING • BOX 1520 OGDEN, UTAH 84402

March 22, 1971

To Whom It May Concern:

I, Sylvester M. Heiner, have been with The Amalgamated Sugar Company since September of 1939.

1939-41 Engineer in Training and Chief Electrician

1941-47 Moved to Nyssa, Oregon as Chief Electrician, Assistant Master Mechanic and Plant Engineer

1947-56 Moved to General Office as traveling engineer and staff engineer

1956 to present time - Chief Engineer

I hereby testify that The Amalgamated Sugar Company has been using water for processing sugar beets beginning with the year 1916 and every year since with the exceptions of years 1924, 1926, 1928, 1931, 1934 and 1935 as shown on sheets 94, 106 and 24B which are enclosed.

In 1919 the Steffens process was started, which alone requires 3.565 cubic feet of water. The factory requires 6.685 cu.ft. of water to operate, which totals 10.25 cu.ft. per second.

Since 1919 we have been increasing our slicing capacity each year, which has required more water. I had an assignment to the Twin Falls factory in 1945 when I first witnessed the pump installation on Rock Creek. This installation was and is absolutely necessary for the operation of the Twin Falls factory.

Sylvester M. Heiner
Chief Engineer

17

17 2116

FACTORY CAPACITY
Twin Falls

Year	Date Started Slicing	Date Finished Slicing	Actual Slicing Days	BEETS SLICED			SUGAR SACKED			MOLASSES WORKED		
				Total Tons	Average per 24 Hrs.	Maximum per 24 Hrs.	Total Bags	Average per 24 Hrs.	Maximum per 24 Hrs.	Total Tons	Average per 24 Hrs.	Maximum per 24 Hrs.
1916	10-22	1-18	87.13	54,208	622	909	138,730	1,593	2,540	1,540	25.9	
1917	10- 9	12-27	74.75	53,728	719	921	148,344	1,985	2,690	1,525	20.3	
1918	10-10	1- 6	83.5	51,976	623	873	142,282	1,704	2,290	3,087	33.1	
1919	10-11	12-15	65.75	39,833	606	766	112,358	1,709	2,480	3,027	46.0	59.5
1920	10-11	1- 3	85.00	69,672	820	1,197	188,693	2,220	3,400	4,259	50.1	91.2
1921	10- 6	12-17	72.20	68,720	952	1,127	252,742	3,503	4,475	6,163	85.4	105.7
1922	10-10	12-11	61.16	63,460	1,038	1,362	210,252	3,438	4,585	4,909	79.0	103.4
1923	10-11	12-23	73.62	82,322	1,118	1,267	281,622	3,825	4,710	6,417	93.1	107.4
1924	Closed											
1925	10-10	12-12	63.35	70,942	1,120	1,248	258,392	4,079	4,880	5,070	94.2	111.6
1926	Closed											
1927	10- 3	12-14	70.31	86,311	1,228	1,406	301,480	4,288	5,275	4,443	76.9	100.8
1928	Closed											
1929	10- 3	12-17	74.83	95,110	1,271	1,458	353,272	4,721	6,660	6,515	88.2	117.0
1930	10-23	11-28	36.47	45,254	1,241	1,461	157,100	4,308	4,965	3,484	95.5	122.0
1931	Closed											
1932	10- 1	1-1	92.26	136,536	1,480	1,623	495,450	5,370	6,285	8,196	88.8	102.6
1933	9-30	1-17	109.48	181,795	1,661	1,847	656,708	5,998	6,837	10,003	91.0	124.0
1934	Closed											

Factory Capacity - Twin Falls

Year	Date Started Slicing	Date Finished Slicing	Actual Slicing Days	BEETS SLICED			SUGAR SACCHAR			MOLASSES OPERATIONS		
				Total Tons	Average per 24 Hrs.	Maximum per 24 Hrs.	Total Bags	Average per 24 Hrs.	Maximum per 24 Hrs.	Total Tons	Average per 24 Hrs.	Maximum per 24 Hrs.
1933	9-30	1-17	109.5	181,795	1,661	1,847	656,708	5,998	6,837	10,003	91.0	124.0
1934	Closed											
1935	Closed											
1936	10-3	12-18	77.0	134,476	1,746	1,950	456,376	5,922	7,075	8,942	116.0	155.0
1937	10-7	12-20	74.6	136,380	1,829	1,959	438,280	5,877	7,520	6,766	108.0	137.0
1938	10-8	1-11	95.59	175,920	1,840	2,004	531,125	5,556	6,315	10,333	108.0	142.0
1939	10-6	12-30	85.14	162,975	1,914	2,009	539,155	6,333	7,000	9,278	109.0	125.0
1940	10-9	1-12	95.26	182,122	1,912	2,090	572,135	6,006	7,065	10,992	115.0	138.0
1941	10-8	12-9	62.65	121,883	1,945	2,053	400,620	6,395	7,145	6,399	102.0	115.0
1942	10-7	12-25	78.17	147,454	1,886	2,095	466,425	5,967	6,990	6,658	85.0	110.0
1943	10-7	1-5	90.08	169,122	1,877	2,062	467,025	5,185	6,495	4,397	96.0	107.0
1944	10-10	12-14	64.17	115,095	1,793	1,988	331,745	5,170	6,250	No Steffen Operations		
1945	10-9	1-16	98.86	168,473	1,704	1,986	514,671	5,206	6,139	8,233	92.0	114.0
1946	10-2	3-1	148.82	241,405	1,622	1,962	592,230	3,980	5,313	-	-	-
1947	9-31	2-23	145.52	338,637	2,327	2,683	1,017,029	6,989	8,733	13,239	93.0	133.0
1948	10-9	12-27	80.16	212,224	2,648	2,924	634,260	7,912	9,454	7,437	93.0	106.0
1949	10-9	12-14	66.36	173,412	2,613	2,768	551,813*	8,315	9,504	5,679	103.0	112.0
1950	10-6	1-22	107.79	301,762	2,800	3,038	890,816	8,264	9,459	9,925	104.0	109.0
1951	10-11	12-25	74.66	232,362	3,112	3,320	707,421	9,475	11,132	8,108	109	118
1952	10-8	12-25	77.73	243,855	3,137	3,353	791,410	10,182	11,634	10,149	131	141
1953	10-7	1-21	105.95	350,244	3,306	3,520	1,091,032	10,298	11,201	14,490	137	149
1954	9-30	1-14	106.10	352,960	3,327	3,438	1,152,742	10,865	11,867	14,248	134	143
1955	10-12	1-9	88.78	292,027	3,289	3,444	883,456	9,951	11,179	11,643	131	139
1956	10-10	1-15	96.87	326,766	3,373	3,625	996,941	10,292	12,127	12,039	124	148
1957	10-3	1-17	105.96	362,205	3,418	3,636	1,129,246	10,657	11,850	14,107	133	138

Does not include figures for Molasses Operations.

Factory Capacity - Twin Falls

FACTORY CAPACITY

Twin Falls

Year	Date Started Slicing	Date Finished Slicing	Actual Slicing Days	BEETS SLICED			SUGAR SACKED			MOLASSES WORKED		
				Total Tons	Average per 24 Hrs.	Maximum per 24 Hrs.	Total Bags	Average per 24 Hrs.	Maximum per 24 Hrs.	Total Tons	Average per 24 Hrs.	Maximum per 24 Hrs.
1956	10-10	1-15	96.87	326,766	3,373	3,625	996,941	10,292	12,127	12,039	124	140
1957	10-3	1-17	105.96	362,205	3,418	3,636	1,129,246	10,657	11,850	14,107	133	138
1958	10-3	1-11	99.55	370,371	3,720	3,952	1,174,624	11,799	13,027	13,898	140	147
1959	10-8	1-20	103.98	384,581	3,699	3,965	1,197,952	11,521	13,512	14,136	136	142
1960	10-6	1-13	99.19	353,660	3,565	4,001	1,089,531	10,984	12,600	13,990	141	153
1961	9-28	1-31	125.13	488,973	3,908	4,136	1,373,632	10,978	12,328	17,687	141	156
1962	10-4	2-14	133.30	513,856	3,855	4,091	1,607,605	12,060	13,554	19,522	146	157
1963	10-9	3-14	157.39	636,965	4,047	4,215	1,772,735	11,263	12,640	23,317	148	156
1964	10-1	2-25	147.01	585,465	3,982	4,149	1,801,754	12,256	13,928	21,583	147	157
1965	10-1	1-26	117.25	473,323	4,037	4,123	1,464,616	12,491	14,276	17,340	148	159
1966	10-12	1-4	83.65	334,792	4,002	4,228	1,056,564	12,631	14,157	16,370	196	216
1967	10-11	1-25	106.35	453,303	4,262	4,441	1,302,035	12,243	13,692	23,454	221	248
1968	10-9	2-8	122.26	561,695	4,594	5,086	1,713,373	14,014	14,598	27,615	226	267
1969	10-8	2-8	121.51	579,550	4,770	5,022	1,738,482	11,452*	17,537	32,427	227	247

* - Average per Total Sugar End Days.

17 2116

EXHIBIT C



THE AMALGAMATED SUGAR COMPANY

FIRST SECURITY BANK BUILDING • BOX 1520 OGDEN, UTAH 84402

March 22, 1971

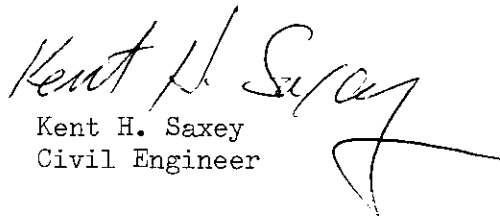
To Whom It May Concern:

I, Kent H. Saxey, have been with The Amalgamated Sugar Company since February of 1970 in the capacity of Civil Engineer. Among my responsibilities is the verification and establishment of water flow rates at the different factories for the purpose of waste water control.

In this capacity I have had the opportunity to inspect the diversion works located in the S.E. $\frac{1}{4}$ of the N.W. $\frac{1}{4}$ of Section 26, T. 10 S., R. 17 E., Boise Meridian.

I have also inspected the measuring devices and conclude that said measuring devices were installed and maintained in such a manner as to accomplish a reasonably accurate rate of flow of water used by The Amalgamated Sugar Company.

Having inspected the records of measurement of said measuring devices, and having personally observed the technique used by factory personnel to take and record measurements, I conclude that said measurements were taken and recorded in such a manner as to produce an accurate determination of the rate of flow. I calculate this flowrate to be 4,350 $\pm$ acre feet per annum for an average campaign.


Kent H. Saxey
Civil Engineer

KHS



THE AMALGAMATED SUGAR COMPANY

FIRST SECURITY BANK BUILDING • BOX 1520 OGDEN, UTAH 84402

March 22, 1971

To Whom It May Concern:

I, Sylvester M. Heiner, copied 6 pages from J. R. Bachman's book entitled "Story of The Amalgamated Sugar Company" published in 1962.

The purpose of this presentation is to show the turmoil that existed in the year 1919. This is the year that the State of Idaho has indicated they sent us notification of Proof of Use for our Rock Creek water right. It is interesting to note that we did not hear from the State of Idaho from January 1919 until January 25, 1971.

A handwritten signature in dark ink, appearing to read "Sylvester M. Heiner", written over a horizontal line.

Sylvester M. Heiner
Chief Engineer

17 2116

an increased number of factories, Pacific Sugar Corporation, Whitehall, Montana, and others of a minor nature together with loss of confidence by members of the Board of Directors ignominiously terminated a career which could have been successful had it been limited to factory operations.

For the crop year 1918, 529,722 tons of beets were purchased from which 1,123,337 bags of sugar were produced. For the first time in its history the company produced more than 1,000,000 bags of sugar.

The financial statement showed a loss for the fiscal year ended February 28, 1919. This was also a first. The first time, since the beginning in 1898, to show a loss.

The war in Europe came to an end on November 11, 1918, by the signing of an armistice.

1919

This was a year of retrospection. Looking backward is not always pleasant but even so the lessons of the past may give direction to the future. At a Directors' meeting held on January 21, 1919, Secretary Fred G. Taylor made a report of the condition of the company in which some pertinent statements were made, such as: "Sugar content of beets has had a gradual decline for the past five years. In 1914 it cost the company \$2.00 per hundred pounds for its extractable sugar delivered in the beet sheds, while in the present year it is apparent that the extractable sugar will cost about \$5.20 per hundred pounds delivered in the beet sheds. Our profits have been gradually decreasing with the advancing cost of manufacturing, and the relationship of our working capital and fixed assets has grown entirely

out of proper proportion under our financial policy of the past." At a later date, April 9, 1919, Mr. Taylor furnished the Directors some further information on finances which is paraphrased as follows: during the five years ended February 28, 1918, net earnings amounted to \$7,359,733, dividends paid totaled \$2,382,598, which left a net of \$4,977,135. During that same period of five years fixed assets increased \$8,542,391, thus investments in fixed assets exceeded net earnings by \$3,565,256, which accounted for the necessity of a bond issue of \$3,750,000 floated in August of 1918. It is little wonder that the Directors requested the resignation of L. R. Eccles as Vice President and General Manager.

On April 9, 1919, the Stockholders elected the following Directors: Anthon H. Lund, D. C. Eccles, G. L. Becker, M. S. Browning, Royal Eccles, Joseph Scowcroft, M. S. Eccles, R. B. Porter, E. O. Wattis, Adam Patterson and Stephen L. Richards. At a Directors' meeting immediately following the Stockholders' meeting the following officers were elected: Anthon H. Lund, President; David C. Eccles, Vice President and General Manager; Joseph Scowcroft, Vice President; Fred G. Taylor, Secretary and Treasurer and Operating Manager; Fera S. Young, Assistant Secretary.

Agreement had been reached with the Farm Bureaus of Utah and Idaho for the payment of \$10 per ton for beets contracted for 1919.

The David Eccles Company of Ogden, Utah, the largest common stockholder of The Amalgamated Sugar Company, had loaned Ernest R. Woolley of Salt Lake City, Utah, the sum of \$363,000 secured by 5100 shares of stock of the West Cache Sugar Company. Mr. Woolley had applied to the David Eccles Company for a loan up to \$1,000,000 to

finance the operation of the West Cache and had agreed to sell to the David Eccles Company the 5100 shares of West Cache stock for \$413,000. The David Eccles Company asked The Amalgamated to assume its liability to Woolley and offered to sell the 5100 shares of West Cache stock to The Amalgamated at the price paid to Woolley. On August 5, 1919, The Amalgamated's Board of Directors accepted the proposition.

Company finances were still in the period of deterioration, which caused much concern as to what could be done to ease the situation. It was finally decided to sell 100,000 shares of common stock at par and put out an issue of preferred stock of 50,000 shares at the par value of \$100 per share. The proceeds to be used to pay off the bond issue, to redeem any preferred stock which had been exchanged for bonds and to add to the working capital. It was necessary to have the preferred stock underwritten and arrangements were made with the Bankers Trust Company of New York City to do the underwriting. However, before the Bankers Trust Company would proceed it insisted on people of its own choosing making a thorough investigation of the affairs and condition of the company. A firm of Industrial Engineers, Thompson and Black of New York City, made the survey after which the Bankers Trust Company agreed to the underwriting, provided it could place certain key men in managerial positions. This was agreed to and Bankers sent four key men into The Amalgamated organization. They were from The Great Western Sugar Company. Their names and positions with The Amalgamated were: S. M. Edgell, Vice President and Treasurer; Geo. W. Rienks, General Superintendent; John Comer, Gen-

eral Agriculturist and Fred M. Ballou, Chief Engineer. The underwriting agreement between The Amalgamated Sugar Company and the Bankers Trust Company was dated August 1, 1919.

In order to effectuate the managerial changes required by the Bankers Trust Company and to increase the membership of the Board of Directors as authorized by the Stockholders, a meeting of the Board of Directors was held on August 19, 1919. At that meeting David C. Eccles resigned as General Manager. His career in that capacity had extended from September 24, 1918, to August 19, 1919, a period of less than eleven months. Of his management of The Amalgamated's affairs and of his managerial ability the following statement has been taken from Marriner S. Eccles' book, *Beckoning Frontiers*. "Needs of the First World War should have kept the company (Amalgamated) far above water. Yet, despite profitable war years the sugar company had lapsed into a condition where it could pay no dividends." S. M. Edgell, Horace Havemeyer and Fred G. Taylor were elected Directors, S. M. Edgell was elected Vice President and Treasurer and by tacit consent of the Directors he became the chief executive officer of the company. Fred G. Taylor was elected General Manager and Joseph Quinney, Jr., became Secretary.

Prior to the close of the fiscal year on February 29, 1920, all of the new 8 percent preferred stock and 100,000 additional shares of common stock had been sold and issued and the bonds had been retired. Working capital had increased \$4,283,143, and surplus had increased \$1,567,724.

The 1919 crop of sugar beets was much smaller than in 1918 due to bad weather and water shortage in all areas.

Only 454,677 tons of beets were paid for and 874,585 bags of sugar produced.

Shortly after S. M. Edgell became the directing head of the company he set about to strengthen the district organizations. One of his selections was H. A. Benning, who had been manager for the Holly Sugar Corporation at Huntington Beach, California. Mr. Benning was assigned to Twin Falls, Idaho, as the Idaho District Manager. As this is written in 1961 H. A. Benning is a Director and President of the company. Later in this book a chapter will be devoted to him. His picture together with a short biography will be found in that section of this book entitled "People."

It was during this year of 1919 that J. J. Dunbar entered the company employ in the accounting department in the Ogden factory office. At the time of his death on September 18, 1961, he was Vice President and General Sales Manager. His picture and biography will be found in that section of this book entitled "People."

Glen F. Hunter started work as a campaign employee during the 1919 campaign at the Brigham factory. In 1961 he is Cashier at the Lewiston factory. His picture and biography are in the "People" section.

Vernal Jensen, Agricultural Research Manager in 1961 was employed in October, 1919, as Assistant Chemist at the Logan factory. His picture and biography are in the "People" section.

W. A. Moore who retired as Purchasing Agent on July 1, 1960, was employed by the company on September 15, 1919, as a laboratory bench control man at the Lewiston factory. His picture and biography are in the "People" section.

1920

For several years the sales management of the company had been in the hands of Stephen A. Love who was also sales manager for the Utah-Idaho Sugar Company. This arrangement had been made by C. W. Nibley in 1916 and was terminated in 1920 when The Amalgamated's Board of Directors decided that the arrangement was unsatisfactory. A company sales manager was appointed, he was J. Orson Douglas.

Sugar beet growers and others in the area near Honeyville, Utah, which is located about 10 miles north of Brigham City in a small agricultural area on the east side of the Bear River, had been aggressive in soliciting various sugar companies to build a factory. The Utah-Idaho Sugar Company purchased a site west of Honeyville but before any factory construction had begun The Amalgamated Sugar Company sold the Brigham factory, the Hammond Canal Company and the buildings and machinery at Whitehall, Montana, to the Utah-Idaho Sugar Company. No factory was built at Honeyville.

In addition to the managerial changes brought about by the Bankers Trust Company that company also had The Amalgamated's books brought into conformity with the report of Thompson and Black.

The year 1920 saw the first attempt of budgetary control of maintenance and repairs and of plant improvements: \$850,000 was appropriated for factory maintenance and \$1,300,000 for plant improvements.

A special meeting of the Board of Directors was held on March 9, 1920, at which the price to be paid for 1920

March 8, 1971

Re: Permit No. 47-2116 (12048)

The Amalgamated Sugar Company
Box 1520
Ogden, Utah 84402

Attention: Mr. Allan M. Lipman, Jr.
Legal Counsel

Dear Mr. Lipman:

We have received your letter of March 4, 1971, requesting an additional period of time in which to respond to our order to show cause dated January 25, 1971, concerning Permit No. 47-2116. You are hereby notified that we will withhold action on the permit until April 9, 1971, pursuant to your request. You should present to this office on or before April 9, 1971 any information that you feel should be considered pursuant to our order.

If you have any questions, please feel free to contact me.

Very truly yours,

R. KEITH HIGGINSON
Director

RRH:kh

47-2116



THE AMALGAMATED SUGAR COMPANY

FIRST SECURITY BANK BUILDING • BOX 1520 OGDEN, UTAH 84402

March 4, 1971

REGISTERED - RETURN RECEIPT

Mr. R. Keith Higginson
Director
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. 12048/47-2116

Dear Mr. Higginson:

This is in answer to your letter dated January 25, 1971, stating that unless Amalgamated shows cause before the Director of the Department of Water Administration on or before March 6, 1971, Permit No. 12048/47-2116 may be cancelled.

I discussed with your Department yesterday, March 3, 1971, our desire for an extension of time in order for us to show cause why said Permit should not be cancelled. The Amalgamated Sugar Company herein formally requests an extension of time of 30 days beyond March 6, 1971 in which to show cause as to why the Permit should not be cancelled. This extension of time is requested because of the critical need for the water we are now using as a result of said Permit and the possible legal ramifications that could arise as a result of our requirement to show cause.

We appreciate your cooperation in this matter.

Very truly yours,



Allan M. Lipman, Jr.
Legal Counsel

17 2116

cc: Mr. Donald W. McEldowney



THE AMALGAMATED SUGAR COMPANY

FIRST SECURITY BANK BUILDING 400 N. 10TH

RECEIVED
MAR 8 1971

March 4, 1971
Idaho Department of Water Administration

REGISTERED - RETURN RECEIPT

Mr. R. Keith Higginson
Director
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. 12048/47-2116

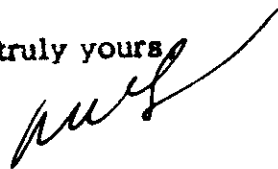
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This is in answer to your letter dated January 25, 1971, stating that unless Amalgamated shows cause before the Director of the Department of Water Administration on or before March 6, 1971, Permit No. 12048/47-2116 may be cancelled.

I discussed with your Department yesterday, March 3, 1971, our desire for an extension of time in order for us to show cause why said Permit should not be cancelled. The Amalgamated Sugar Company herein formally requests an extension of time of 30 days beyond March 6, 1971 in which to show cause as to why the Permit should not be cancelled. This extension of time is requested because of the critical need for the water we are now using as a result of said Permit and the possible legal ramifications that could arise as a result of our requirement to show cause.

We appreciate your cooperation in this matter.

Very truly yours,


Allan M. Lipman, Jr.
Legal Counsel

17 2116

cc: Mr. Donald W. McEldowney ✓



THE AMALGAMATED SUGAR COMPANY

FIRST SECURITY BANK BUILDING
BOX 1520 : OGDEN, UTAH-84402

AIR MAIL

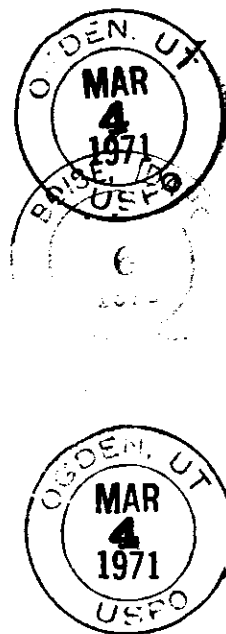
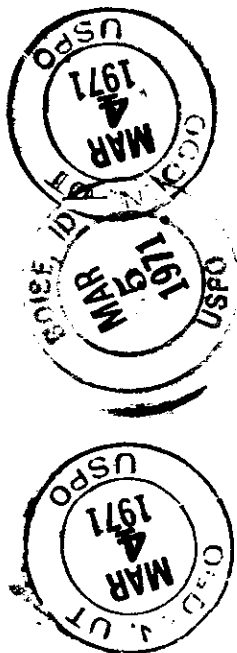
REGISTERED

REGISTERED
RETURN RECEIPT

Mr. R. Keith Higginson
Director
State of Idaho
Department of Water Administration
Statehouse-Annex 2
Boise, Idaho 83707

AIR MAIL

17 2110





THE AMALGAMATED SUGAR COMPANY

FIRST SECURITY BANK BUILDING
BOX 1520 : OGDEN UTAH-84402

AIR MAIL

REGISTERED

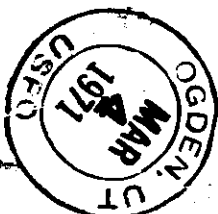
29

REGISTERED
RETURN RECEIPT

Mr. Donald W. McEldowney
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

AIR MAIL

17 2116



6



INSTRUCTIONS TO DELIVERING EMPLOYEE



Show to whom, date, and
address where delivered



Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

1

Amalgamated Sugar Co

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

JAN 27 1971

3

SHOW WHERE DELIVERED *(only if requested)*

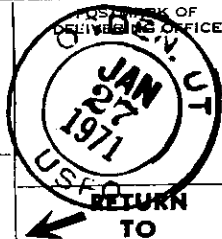
47 211

e55-16-71648-10

POD Form 3811 Apr. 1967

**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

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

47 2116

Re: Permit No. 47-2116

March 3, 1971

Mr. Kent Saxey, legal counselor for the Amalgamated Sugar Company, Ogden, Utah, 801-399-3431 called on March 3, 1971 and requested an additional thirty (30) to sixty (60) days in order for the Amalgamated Sugar Company's legal department to become familiar with our water laws in order to properly respond to our order of cancellation. Keith Higginson directed that Amalgamated Sugar Company be instructed to formally request the additional time in writing and they were so instructed at 2:45 p.m. today.

DO NOT CANCEL UNTIL LETTER IS RECEIVED

Donald W. McEldowney

47 2116

January 25, 1971

CERTIFIED MAIL

#30759

Re: Permit No. 12048 (New No. 47-2116)

The Amalgamated Sugar Company
Odgen,
Utah

Gentlemen:

It appearing to the Department of Water Administration that the terms and conditions of Permit 12048/47-2116 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit proof of beneficial use of water due on April 22, 1919, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before March 6, 1971, why said permit should not be cancelled.

Permit 12048/47-2116 claims the use of 10.0 cubic feet per second of water, the point of diversion was to be located within the SE 1/4, Sec. 26, T. 10S, R. 17E, B.M. and the permit was approved April 22, 1916.

R. KEITH HIGGINSON
Director

cc: The Amalgamated Sugar Company
Twin Falls, Idaho

47 2116

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Amalgamated Sugar Co.,
Ogden, Utah.

January 13, 1919

DEAR SIR:

I enclose herewith blank notice of Proof of Application of Water to Beneficial Use under your Permit No. **12048**, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

FRED A. WILKIE.

State Engineer.

12048

December 14, 1917.

Re: Permit 12048.

The Amalgamated Sugar Company,

Mr. E. W. Reese, Cashier,

Twin Falls, Idaho.

Dear Sir:

Enclosing herewith Certificate of Completion of works, issued under above permit, with receipt for fee.

Very truly yours,

J. H. SMITH,

State Engineer.

By

Enc: CCW
R-1389

MB

12048

THE AMALGAMATED SUGAR CO.

INTER-COMPANY CORRESPONDENCE

CL-5727
50

Attention of

Subject

TWIN FALLS, IDAHO,
November 26th, 1917.

Mr. J. H. Smith,
State Eng. of Idaho,
Boise, Idaho.

Dear Sir:

Enclosed find affidavit of publication and check
of \$5.00 covering fee in question, for which please issue
us certificate covering permit #12048 to The Amalgam-
ated Sugar Company.

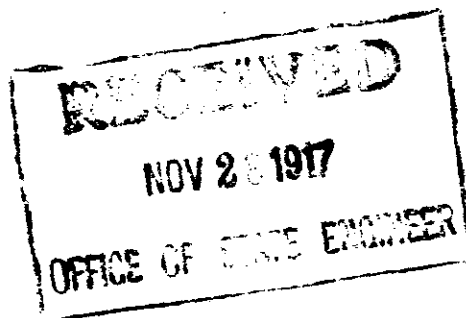
yours truly,

THE AMALGAMATED SUGAR COMPANY,

E. H. Ruse

Cashier.

EWR:B



12048

November 20, 1917.

Re: Permit 12048 - Amalgamated Sugar Co.

Mr. George Herriott, Attorney,
Twin Falls, Idaho.

Dear Sir:

The report of our examining engineer for proof
of completion of works under the above numbered
permit has just been filed.

Upon receipt of fee in the sum of \$5.00, and the
affidavit of publication, the certificate will issue.

Very truly yours,

J. H. SMITH,

State Engineer.

By

CS/MA

12048

REPORT OF ENGINEER

1. State name of applicant and number of permit: Amalgamated Sugar Co. - Permit 12048
2. State source of water supply: Rock Creek
3. Location of point of diversion: 2846 ft. dist. from the NW Cor. Sec. 26,
T. 10 S., R. 17 E., B. M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of
permit:
5. Describe works as they exist, giving dimensions and capacities of same:

Loose rock dam and cribbing of 8x8 timbers. Dam 10 ft. high
by 100 ft. long.

Wooden waste gate 8 ft. by 8 ft.

Concrete sump under concrete pump house sunk below level of
creek bed.

2 - 10 inch centrifugal pumps with a capacity of 3000 gallons
per minute direct connected to electric motors and discharging into
a 14 inch wood stave pipe leading to factory.

1 - 5 inch pump with motor and discharging thru 6 inch pipe.
6. State whether or not water has been turned into works of diversion:

Yes.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each
forty-acre tract. (Describe manner and place of use if for other than irrigation):

This water is used in the manufacture of beet sugar.
8. Submit map on enclosed plat, showing location and details of above description.

Remarks: Both 10 inch pumps were running at the time of the inspection.

This examination was made on the 17 day of Oct. 1917.

(Signed) M. R. Lewis Examiner.

1204

(This report must be sworn to when not made by an attache of the State Engineer's office)

STATE OF IDAHO

County of _____

} ss.

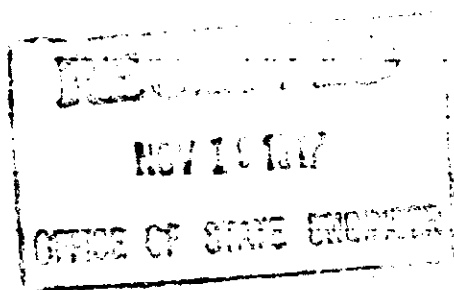
_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191_____

Notary Public.

My Commission Expires _____

12048



Amalgamated Sugar Co.,
Ogden, Utah.

Dist. No. 30.

May 7th, 1917.

Re Permit No. 12048- Amalgamated Sugar Co.

Mr. George Harriott, Attorney.
Twin Falls, Idaho.

Dear Sir:--

Replying to yours of the 5th would say that the affidavit of publication for proof under above permit was received May 4th and is now on file in this office.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

12048

GEORGE HERRIOTT
ATTORNEY-AT-LAW
TWIN FALLS, IDAHO

May 5th, 1917.

Hon. J. H. Smith,
State Engineer,
Boise, Idaho.

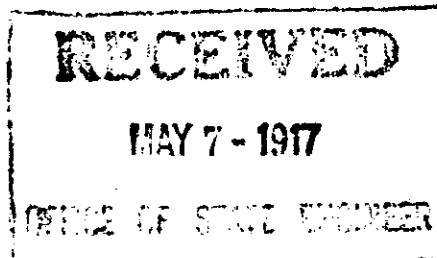
Dear Sir:-

I am in receipt of yours of the 3rd inst., calling attention to the fact that I omitted to enclose the affidavit of publication of notice of proof of completion of works in the matter of the Water Permit #12048 in favor of the Amalgamated Sugar Company, from my letter of recent date. After discovering the omission of the paper I mailed the same in a separate cover the same day. Kindly acknowledge receipt of the same if you have received it.

Very truly yours,

George Herriott

GH/LH



May 4/17

12048

May 3rd, 1917.

Re Permit 12048.- Amalgamated Sugar Co.

George Herriott, Attorney,
Twin Falls, Idaho.

Sir:—

Replying to yours of the 2nd inst. would say that the affidavit of publication was evidently overlooked in making up the letter, as the same was not enclosed.

Very truly yours,

J. H. SMITH,

State Engineer.

By_____

12048

GEORGE HERRIOTT
ATTORNEY-AT-LAW
TWIN FALLS, IDAHO

May 2nd, 1917.

Hon. J. H. Smith,
State Engineer,
Boise, Idaho.

Dear Sir:

I have yours of April 24th, in regard to the proof of completion of works in Permit to the Amalgamated Sugar Company.

I acknowledge receipt of return of my check for \$5.00 for the fee in this matter, and note your statement that you will call upon me again for the fee after examination of the work has been made.

I hand you herewith enclosed affidavit of publication of notice which was omitted from my former letter. Kindly acknowledge receipt and oblige.

Yours very truly, —

George Herriott

GH/LH

Not Encl.

April 24th, 1917.

Re Permit 12048 - Amalgamated Sugar Co.

Mr. George Harriott,
Attorney at law,
Twin Falls, Idaho.

Dear Sir:--

Am just in receipt of your letter of the 23rd inst., enclosing depositions and check for fees for proof of completion of works under above permit. As it will be several weeks before the required examination can be made, the check is herewith returned to you. As soon as the report is filed, you will be again notified as to fees.

There also remains the affidavit of publication.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

Chas

12048

GEORGE HERRIOTT
ATTORNEY-AT-LAW
TWIN FALLS, IDAHO

April 23rd, 1917.

Hon. J. H. Smith,
State Engineer,
Boise, Idaho.

OK
5-00

Dear Sir:-

I hand you herewith enclosed the affidavit of the Permit holder in permit #12048 upon proof of completion of work together with the depositions of two witnesses in support thereof which permit is for the diversion of ten second feet of water from Rock Creek by the Amalgamated Sugar Company.

I also hand you herewith my check for \$5.00 to cover your fee in this matter.

Kindly acknowledge receipt of the enclosed papers, and send a certificate of completion of the work.

Very truly yours,

George Herriott

GH/LH

12048

PERMIT NO. 12048

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. ~~Thaddeus L. Ferrin, 33 years, Burley, Idaho, civil engineer,~~
~~Burley, Idaho.~~

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. ~~THE AMALGAMATED SUGAR COMPANY, Burley, Idaho, Assistant Local~~
~~Manager, and my authority to appear in this matter is from the~~
~~Secretary and Assistant General Manager, Mr. F. G. Taylor.~~

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. ~~A amount of water authorized to divert is ten second feet, and~~
~~point of diversion is on NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 26, Tp. 10 S. R. 17 E. B. M.~~
~~Do not have permit before me and cannot give the date of same.~~

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. ~~Domestic, manufacturing and power purposes. The water is used~~
~~for washing beets and other purposes connected with the manufacture~~
~~of beet sugar at the plant of the applicant near the point of~~
~~diversion.~~

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. ~~The water has been turned into the works of diversion to~~
~~full extent, and was turned in on October 20th, 1916.~~

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. ~~The works of diversion are fully completed and comply with permit~~

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. ~~Fully comply~~

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. ~~Concrete pump house 16 X 20 \$2500.; pumps, electric motors capable~~
~~of pumping 10 second feet or more, cost about \$12,000.;~~
~~1800 feet of 14 inch banded wood stave pipe and 1800 feet of~~
~~8 inch banded wood stave pipe, cost of pipe and installation~~
~~about \$2500.; dam, rock filled crib dam about 30 feet long and~~
~~xxx about six feet high, cost about \$1000.~~
(Sign here:)
Thaddeus L. Ferrin

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 ~~Twin Falls~~, County of

~~Twin Falls~~, State of Idaho, on this ~~twenty second~~ day of
~~April~~ A. D. 1917

George H. Smith
Notary Public.

My Commission expires ~~Feb. 17, 1920~~

12048

PERMIT NO. _____

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. A. Thomas, 44 years, Twin Falls, superintendent sugar factory,
post office address, Twin Falls, Idaho.

Ques. 2. Are you acquainted with The A. malgamated Sugar Company, the
holder of Permit No. 12048 authorizing the diversion of ten second-feet of the waters of
Rock Creek, at NW $\frac{1}{4}$ NE $\frac{1}{4}$ 26-10-S. R. 17
for manufacturing purposes? How long have you known him, and where does he reside?

Ans. Known Sugar Company ever since it was incorporated, Corporation
organized under laws of Utah and its place of business, Ogden.

Ques. 3. Have you read or heard read said Permit No. 12048, and are you familiar with its
terms and conditions?

Ans. A. m. familiar with its terms and conditions.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated
under said permit? If so, describe same, state its character, and give your estimate of the amount of water
required for its profitable cultivation.

Ans. Water is not for irrigation purposes.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire
amount of water set out in the permit from point of diversion to place of use?

Ans. yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Pump house, pumping machinery and pipe lines sufficient to
divert ten second feet

(Sign here.) *A. Thomas*

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, at my office in Twin Falls, County
of Twin Falls, State of Idaho, on this 22nd day of
April, A. D. 1917.

George Anriott

My commission expires Feb. 17 1920

Notary Public.

12048

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. 12048

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. V. A. Finlayson, age 30, residence Twin Falls, chief mechanical engineer for Amalgamated Sugar Company, post office address Twin Falls, Idaho

Ques. 2. Are you acquainted with THE AMALGAMATED SUGAR COMPANY, the holder of Permit No. 12048 authorizing the diversion of ten second-feet of the waters of Rock Creek, at NW 1/4 NE 1/4 Sec. 26, 10 - 17 for Manufacturing purposes? How long have you known him, and where does he reside?

Ans. Ever since it was incorporated. Incorporated in Utah and principal office in Ogden, Utah.

Ques. 3. Have you read or heard read said Permit No. 12048, and are you familiar with its terms and conditions?

Ans. I am familiar with its terms and conditions.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The water is not used for irrigation.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Works are fully completed and are of sufficient capacity to convey entire amount of water between points aforesaid.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Pump house, pumping machinery, dam and pipe lines sufficient to convey ten second feet ~~per second~~

(Sign here.)

V. A. Finlayson

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, at my office in Twin Falls, County of Twin Falls, State of Idaho, on this twenty-second day of April A. D. 1917.

George H. Smith

Notary Public

My commission expires Feb. 17, 1920

12048

State of Idaho

ENGINEERING DEPARTMENT

BOISE

D. G. MARTIN,
ENGINEER

INSTRUCTIONS.

Proof of Completion of Works

The Amalgamated Sugar Co.,
c/o Geo. Herriott,
Twin Falls, Idaho.

Boise, Idaho, March 29, 1917.

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works under your permit No. **12048**.

Deposition of Permit Holder,

Depositions of Two Witnesses.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On.... **April 22nd, 1917**,... the date set for proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at
Twin Falls, before Geo. Herriott, notary public,

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$5.00. When these have been received, together with report of the examining engineer if everything is properly executed, Certificate of Completion of Works will issue.

Yours truly,

J. H. SMITH, ~~D. G. MARTIN~~,

State Engineer.

(P. O.)

(Date)

7-vm Falls
3/16/17

State Engineer, Boise.

Dear Sir:

I have your letter of *3/15/17* enclosing Notice of Proof
of Completion of Works under Permit No. *12048* which will be published
as you request, beginning with our issue of *March 21*

Thos Dorey.
Publisher Chronicle

12048

February 28th, 1917.

Re Permit 12048.

The Amalgamated Sugar Co.,
Ogden, Utah.

Gentlemen:--

We are in receipt of notice of proof of completion of works under above permit. A copy will be mailed to the Twin Falls Chronicle in time for four full weeks publication prior to April 22nd and deposition blanks will be mailed to Geo. Herriott, notary public at Twin Falls.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

12048

Notice of Publication

Notice is hereby given that at 2 P M., on the 22nd day of April 1917, at Twin Falls County of Twin Falls, State of Idaho, before Geo. Herriott proof will be submitted of the completion of works for the diversion of 10 cubic feet per second of the waters of Rock Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is The Amalgamated Sugar Company.

2. The postoffice address of such person or principal place of business of such corporation is Ogden City, County of Weber, State of Utah.

3. The number of such Permit is 12048, and the date set for the completion of such work is April 22, 1917.

4. Said water to be used for manufacturing purposes.

5. 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 conducting to the place intended for use, in accordance with the plans accompanying the application for such permit is 10 cubic feet per second.

6. ~~The amount of lands for which said water is available is~~ The place of intended use of said water is 2846' dist. from the N.W. Cor. of Sec. 26 T. 10 S., R. 17 S.B.M.

J. H. Smith,

F. P. KING, State Engineer.

12048

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit #12048.-Amalgamated Sugar Co.
Herriott & De Long,
Twin Falls, Idaho.

Boise, Idaho,

April 28, 1916.

Dear Sir:

I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND
CONDITIONS OF SAME as given under approval of State Engineer on the third page.

J.H. Smith.

State Engineer

2048

Mar. 27, 1916.

17370- Amalgamated Sugar Co.

Herriott & DeLong,
Twin Falls, Idaho.

In paragraph 7 give estimated cost of dam and pipe line.

12048

RE.

17370- FFR. #11230

STATE OF IDAHO
ENGINEERING DEPARTMENT

BOISE

J. H. SMITH
State Engineer

FRED A. WILKIE
Deputy State Engineer

Boise, Idaho, Mar. 27, 1916.

Application No. 17370- Amalgamated Sugar Co.

Herriott & DeLong,
Twin Falls, Idaho.

Sir:

Application which has been filed under the above number is herewith returned for correction in the following particulars:

In paragraph 7 give estimated cost of dam and pipe line

60 DAYS FROM DATE OF FIRST RETURN FOR
CORRECTION, AS STAMPED IN SECOND
LINE ON BACK OF APPLICATION

You are allowed until _____ to file completed application. If received after that date application will be refiled under a new number with later priority.

Yours truly,

J. H. SMITH,

State Engineer.

By R. Beebe

RE. Encl.: App. 17370- FFR. #11230

GEORGE HERRIOTT

CARL L. DELONG

HERRIOTT & DELONG
ATTORNEYS AT LAW
ROOMS 12-14 TWIN FALLS BANK AND
TRUST BUILDING
TWIN FALLS, IDAHO

March 24, 1916.

State Engineer,
Boise, Idaho.

17370

Dear Sir:

Enclosed herewith please find
'application for permit' for water out of Rock
Creek to be used by The Amalgamated Sugar Co.
for a pumping plant at their factory which is
being built at Twin Falls.

Trusting that the same is satisfactory
and will meet with your approval, beg to remain.

Very truly yours,

Carl L. DeLong
By George Herriott

17370

OLD/S