

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7036 Priority September 10, 1969 Amount 0.03 cfs

THIS IS TO CERTIFY, that Simplot Industries, Inc.
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 29-7036 issued pursuant to Application for Permit dated September 10, 1969,
and has submitted proof to the Department of Water Resources on June 21, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.03 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Industrial	from January 1 to December 31	at 0.01 cfs	and 2.4 acre feet
Domestic (1 unit)	from January 1 to December 31	at 0.02 cfs	and 0.6 acre feet
	from _____ to _____	at _____ cfs	and _____

(both dates inclusive)

Subject, however, to the condition that no more than 0.03 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20, Twp.
6S., Rge. 33E in the County of Power

Description and location of place of use:

Twp.	Range	Section	NE 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	
6S	33E	20						X							

Total number of acres irrigated _____

Industrial use is potatoe storage humidifiers.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25TH day of
May _____, 19 82.

RECEIVED

Acting for the Director

Norman C. Young

RECEIVED

Ident. No. 29-7036

MAY 7 1982

STATE OF IDAHO

Department of Water Resources LICENSING

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.
&/or nature of use

Comes now Simplot Industries, Inc. Phone
of (address) P.O. Box 27, Boise, ID 83707, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 29-7036, and requests that the permit and permit map be changed as follows:
NO CHANGE

1. Point of diversion: 1/4 1/4, Section, Township, Range, B.M.,
County of. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.01 for industrial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre feet per annum)
Amount 0.02 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre feet per annum) (1 unit)
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

NO CHANGE

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion?
b. Who owns the land to be irrigated or the place of use?
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

MICROFILMED

Show 40-acre subdivisions, townships, ranges and ditches.

This image shows a full page of graph paper. It features a grid of squares defined by solid black lines. Each square is further divided into four smaller quadrants by dashed black lines. The grid consists of 10 columns and 8 rows of these primary squares. There are no margins or other markings on the page.

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

Signed at Baine, this 6th day of May, 19 82.

Russell N. Jones
(Signature) Secretary

Preliminary check by _____ Fee = \$20.00

Received by LS Date 5/11/82 # 22798

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

I, A. KENNETH DUNN, of the Department of Water Resources hereby

APPROVE the above Application for Amendment of Permit No. 29-7036.

Witness my hand this 25TH day of May, 19 82

Norman C Young
for the Director

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of Ada)

Permit No. 29-7036

Simplot Industries, Inc. of Box 2777, Boise
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to Appropriate the Public Waters of the State of Idaho No. 29-7036.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before November 1,, 19 70.

That he has heretofore performed the following work described under said permit:
The well has been completed, the pump installed and the water has been
put to use for the industrial purposes contemplated - namely for air
conditioning and humidification of the storages.

Costing \$17,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Only one year was granted under the
permit for completion of works. Due to the amount of time needed to
install the air conditioning and humidity control devices, there was
not sufficient time to install the irrigation equipment.

WHEREFORE, he asks that the Department of Water Administration extend the time for the completion of obligations under said permit to August 10, 19 74.

SIMPLOT INDUSTRIES, INC.

By: [Signature]
(signature) Vice President

Subscribed and sworn before me this 27th day of October, 19 70.

[Signature]
(notary public)

My commission expires 10-10-72

ACTION OF THE DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Idaho Department of Water Administration, State of Idaho, hereby APPROVE the above application for extension of time for permit no. 29-7036 to August 10, 1974.

Witness my hand this 29th day of October, 19 70.

[Signature]
Director

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are obtainable through the Department of Water Administration, Statehouse-Annex 2, Boise, Idaho.

29-7036

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Simplot Industries, Inc.
 post office address P. O. Box 2777, Boise, Idaho 83701
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 20 Township 6S
 Range 33 E. B.M. Power County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into ground at a point in NW $\frac{1}{4}$
 of NW $\frac{1}{4}$ of Section 20 Township 6 S. Range 33 E. B.M. _____
4. Water will be used for the following purposes:
 Amount .50 for Industrial purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount .16 for Irrigation purpose from April 1 to Sept. 15 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. .66 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. 7 1/2 HP submersible pump
12-inch casing, 200 feet deep, pipeline to sprinklers and air
conditioning equipment

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
 capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 12 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
 is 1 years.
 b. Estimated construction cost is \$ 5000.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 20 Township 6 South
 Range 33 East B.M.
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

 (4) Name of municipality to be served _____, or number of families to be
 supplied with domestic water _____.
 (5) If water is to be used for other purposes describe: Water to be used in air-
conditioning and to control humidity in potato storage
sites.

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

[illegible]

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes_____

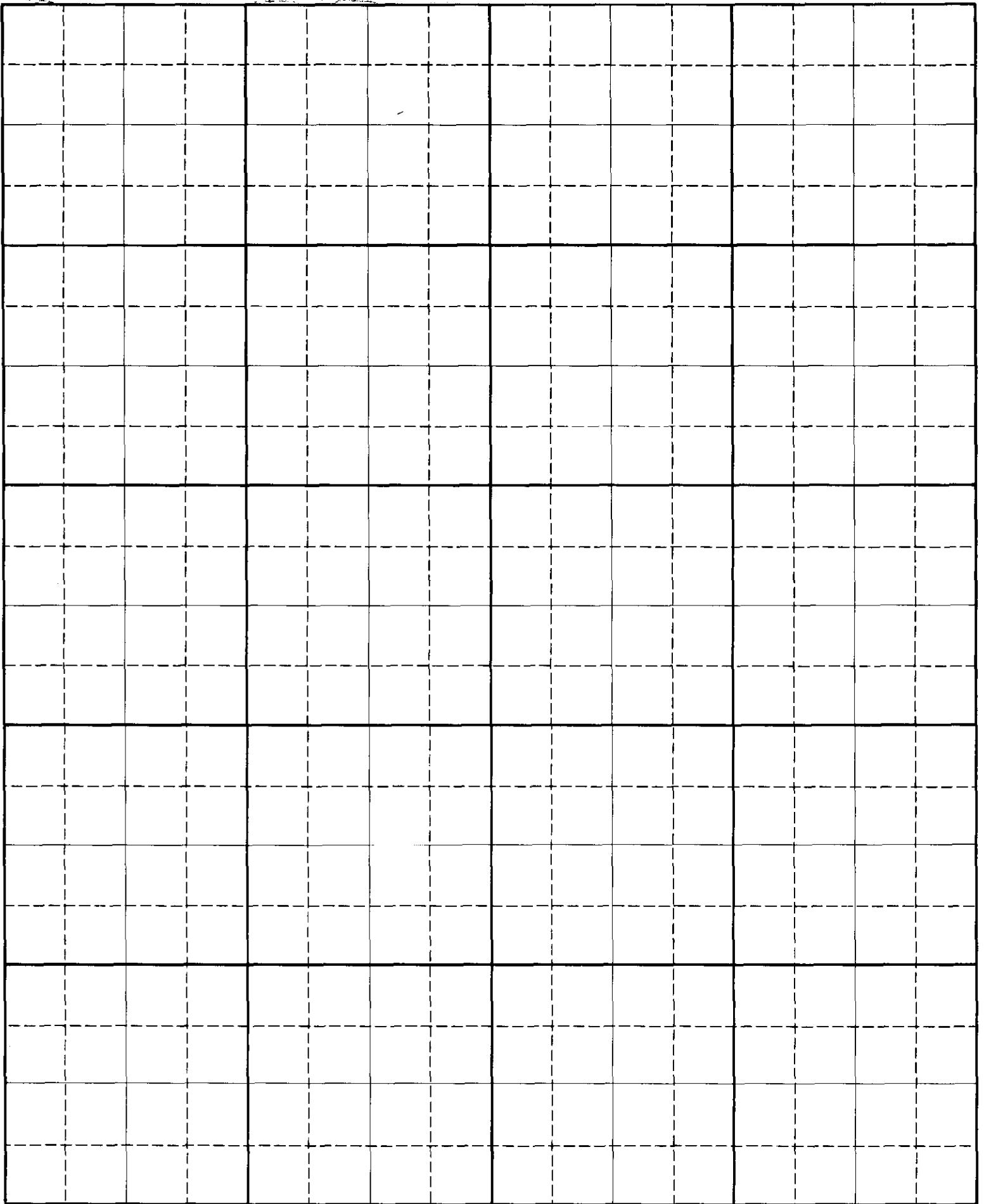
9. a. Who owns the property at the point of diversion. Simplot Industries, Inc.

b. Who owns the land to be irrigated or place of use Simplot Industries, Inc.

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

10. Remarks _____

1). Map of proposed project:



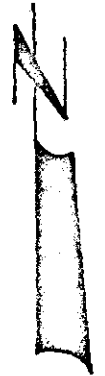
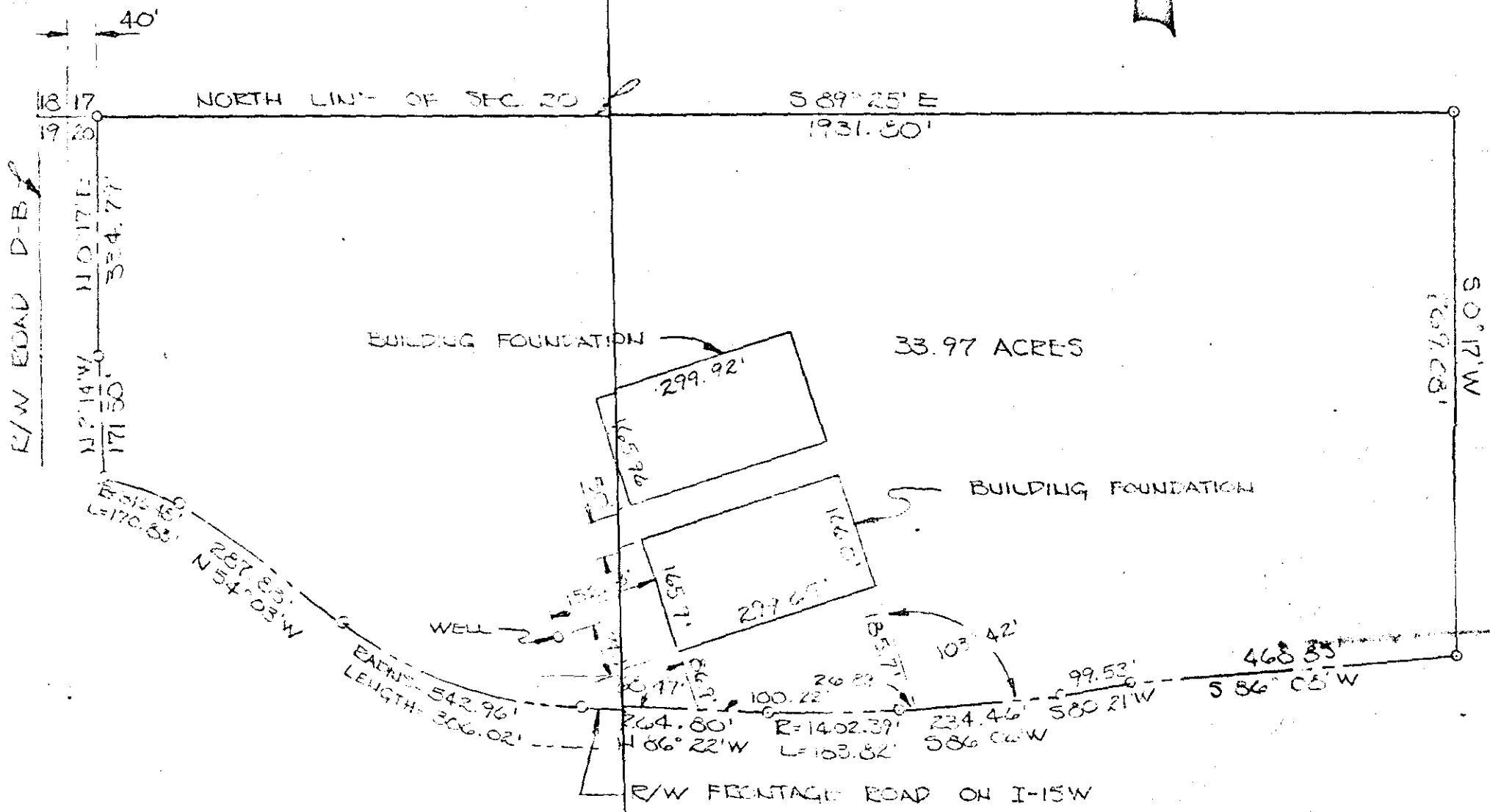
Scale: 2 inches equal 1 mile

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

SIMPLOT INDUSTRIES, INC.

By: *[Signature]*
(Applicant) Vice President

27-7036



787036

Received by ju Date 9-10-69 Time 4:00 pm
Preliminary check by RH Fee \$ 20.00
Received by ef Date 9-15-69
Publication prepared by ju Date 9-18-69
Published in Idaho State Journal
Publication dates 9-25 and 10-2-1969
Publication approved ju Date 10-10-69
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DAO CIA RH
NEY JHE

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7036, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 70.
- c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. Water to be returned to the aquifer will not be detrimental to other beneficial uses.

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

Witness my hand this 17 day of October 19 69.

P. Kent Higgins
State Reclamation Engineer

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF POWER. } ss.

Phyllis Ringe being first duly sworn

on oath, states:

That she is the principal clerk of the press

of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said County; that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for ² successive weekly issues thereof, the date of the first publica-

tion being the 25th day of September, 1969 the date of last publication being the

2nd day of October, 1969

(Signed)

Subscribed and sworn to before me this

3rd day of October, 1969.

Notary Public, residing at American Falls, Idaho.

My Commission expires the

(SEAL) 22 day of October, 1971

Bill submitted
10-10-69
ds

29-7036

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF POWER. } ss.

Phyllis Ring being first duly sworn
on oath, states:

That she is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said
newspaper and not in any supplement thereof for
successive weekly issues thereof, the date of the first publica-
tion being the 25th day of September, 1969
the date of last publication being the
2nd day of October, 1969

(Signed) Phyllis Ring

Subscribed and sworn to before me this

3rd day of October, 1969

Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) 22nd day of October, 1971

LEGAL NOTICE

Published in The Power
County Press Sept. 25 and Oct.
2, 1969.

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that
Simplot Industries, Inc., P.O.
Box 2777, Boise, Idaho, has on
September 10, 1969, applied for
permit under application No.
29-7036 to divert .66 cubic feet
per second of water from a
groundwater source. Water will
be diverted by well, pump, pipe-
line and sprinklers within the
NW1/4NW1/4, Sec. 20, T. 6S
R. 33 E, B.M, Power County
and is to be used from January
1 to December 31 for industrial
purposes and from April 1 to
September 15 for irrigation in
the N1/2NW1/4, Sec 20, T. 6S,
R. 33E, B.M.

Any protest against this app-
lication must be filed with the
Department of Reclamation
within ten days from the last
date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

November 25, 1985

RE: Water Rights in the name of "Simplot Industries, Inc."

J. R. Simplot Company
P.O. Box 27
Boise, ID 83707

Gentlemen:

Please be advised that we are in receipt of the Certificate of Ownership and Merger, merging Simplot Industries, Inc. into J. R. Simplot Company. We have corrected our water right records to show this merger on the below listed water rights.

01-4058	43-4194	65-11119	65-6638	29-7036	43-2575
01-7082	43-4196	65-11120	65-6639	33-7007	43-7056
33-2125	43-4197	65-11121	65-6640	33-7053	43-7068
35-4189	43-4198	65-11122	65-6641	33-7061	45-2746
36-4179	43-4201	65-11123	65-7376	35-8114	51-2160
36-4180	43-7145	65-11124	65-0786	36-7333	61-7067
36-4181	45-4167	65-11125	02-7040	37-0465	63-5273
36-4182	63-9335	65-2477	02-7396	37-0692	63-5274
36-8153	65-10426	65-6063	22-7423	43-2519	63-5286
36-8154	65-10428	65-6637	29-4088	43-2569	63-5297
02-0006	02-0015	02-0076	02-2053	02-2118	02-2139
02-2166	02-2220	02-2221	02-2222	02-2409	
33-2119	65-2805				

We have placed a copy of the merger in all of the files above. If you have any questions regarding this matter, please feel free to contact our office.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:k

4112-2222

FILED
IN THE OFFICE OF THE
SECRETARY OF STATE OF
STATE OF NEVADA

CERTIFICATE OF OWNERSHIP AND MERGER
INCLUDING ARTICLES OF MERGER

RECEIVED

AUG 1 1985

Department of Water Resources

FEB 27 1985

Merging

BRUCE HAMER - SECRETARY OF STATE

SIMPLOT INDUSTRIES, INC.

into

J. R. SIMPLOT COMPANY

29-7036

(Pursuant to Section 78.486 of the Nevada Revised Statutes
and 16-10-70 of the Utah Business Corporation Act.)

J. R. SIMPLOT COMPANY, a corporation organized and
existing under the laws of Nevada, the parent corporation, does
hereby certify:

FIRST: That this corporation was incorporated on the
28th day of June, 1955, pursuant to the laws of the State of
Nevada.

SECOND: The number of outstanding shares of each
class of SIMPLOT INDUSTRIES, INC., a Utah corporation, and the
number of shares of each class owned by J. R. SIMPLOT COMPANY
are as follows:

<u>Names of Subsidiary</u>	<u>Number of Shares Outstanding</u>	<u>Designation of Class</u>	<u>Number of Shares Owned by J. R. Simplot Company</u>
Simplot Industries, Inc.	10	Common	10

THIRD: That this corporation, by resolution of its
board of directors, duly adopted the following Plan of Merger,
at a meeting held on the 15th day of February, 1985, and deter-
mined to merge into itself said SIMPLOT INDUSTRIES, INC. at the
Effective Time which resolution is in the following words
to-wit:

NOW, THEREFORE, be it resolved that J. R. SIMPLOT COMPANY
merge, and it hereby does merge into itself said SIMPLOT
INDUSTRIES, INC. and assumes all of its obligations, at the
Effective Time; under the following terms and conditions:

A. BE IT RESOLVED that effective as of the close of busi-
ness on the 28th day of February, 1985, (the Effective
Time), SIMPLOT INDUSTRIES, INC. shall be and it is hereby
merged into J. R. SIMPLOT COMPANY, with the effect and
result that the existence of SIMPLOT INDUSTRIES, INC. shall

MICROFILMED

cease and J. R. SIMPLOT COMPANY shall continue in existence as the surviving corporation.

B. BE IT RESOLVED that all of the provisions contained in the Articles of Incorporation, as amended, and the By-Laws of J. R. SIMPLOT COMPANY shall remain in force and effect and shall not be deemed altered or amended hereby, and that the laws of the State of Nevada shall continue to govern the surviving corporation.

C. BE IT RESOLVED that the present members of the Board of Directors of J. R. SIMPLOT COMPANY shall continue to hold office during the remainder of the term to which they are elected and until their successors are elected and duly qualified.

D. BE IT RESOLVED that at the Effective Time, all of the property, real, personal or mixed, and all of the assets of SIMPLOT INDUSTRIES, INC. wherever located, shall be deemed automatically transferred to and become vested in J. R. SIMPLOT COMPANY as the surviving corporation, without any further act or deed or instrument of transfer of conveyance for the accomplishment thereof; and whereupon, further, J. R. SIMPLOT COMPANY shall assume and become liable for payment of all of the existing indebtedness and obligations of SIMPLOT INDUSTRIES, INC., including the obligations to perform existing agreements without any special act or assumption of liability for those obligations.

E. BE IT RESOLVED that in as much as SIMPLOT INDUSTRIES, INC. is a wholly-owned subsidiary of J. R. SIMPLOT COMPANY and is being merged into its parent corporation, no additional capital stock of J. R. SIMPLOT COMPANY will be issued upon or as a part of said merger; and after the Effective Time each certificate or certificates theretofore representing issued and outstanding shares of the Capital Stock of SIMPLOT INDUSTRIES, INC. shall be deemed cancelled.

F. BE IT RESOLVED that notwithstanding any action taken with respect to the merger by the Directors of J. R. SIMPLOT COMPANY or SIMPLOT INDUSTRIES, INC. or both, and notwithstanding anything herein or elsewhere to the contrary, the merger may be abandoned at any time prior to the filing thereof by the adoption of a resolution providing for such abandonment by the Board of Directors of J. R. SIMPLOT COMPANY.

G. BE IT RESOLVED that the Executive Vice President and Secretary of this corporation be and they hereby are directed to make and execute, under the corporate seal of this corporation, a certificate of ownership and merger setting forth a copy of the resolution to merge said SIMPLOT INDUSTRIES, INC. and assume its liabilities and obligations, and to file the same in the office of the Secretary of State of Nevada and the Secretary of State of Utah; and

H. BE IT FURTHER RESOLVED that the officers of this corporation be and they hereby are authorized and directed to do all acts and things whatsoever, whether within or without the States of Nevada and Utah which may be necessary or proper to effect said merger.

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FOURTH: That this corporation survive the merger and may be served with process in the States of Nevada and Utah in any proceeding for enforcement of any obligation of SIMPLOT INDUSTRIES, INC. as well as for enforcement of any obligation of the surviving corporation arising from the merger.

FIFTH: The undersigned corporation hereby (a) agrees that it may be served with process in the State of Utah in any proceeding for the enforcement of the rights of a dissenting shareholder of the above-mentioned subsidiary corporation against the surviving corporation; (b) irrevocably appoints the Secretary of State of Utah as its agent to accept service of process in any such proceeding; and (c) agrees that it will promptly pay to the dissenting shareholders of such domestic corporation the amount, if any, to which they shall be entitled under the provisions of the Utah Business Corporation Act with respect to the rights of dissenting shareholders.

SIXTH: The mailing of Notice of said Plan and Agreement of Merger was waived by the shareholders of SIMPLOT INDUSTRIES, INC. on February 15, 1985.

IN WITNESS WHEREOF, said J. R. SIMPLOT COMPANY has caused its corporate seal to be affixed and this certificate to be signed by Scott R. Simplot, its Executive Vice President and Ronald N. Graves, its Secretary this 15th day of February, 1985.

J. R. SIMPLOT COMPANY

By 
Its Executive Vice President

ATTEST:


Secretary

MICROFILMED

STATE OF IDAHO)
) ss
County of Ada)

I, Laurel J. Walker, a notary public, do hereby certify that on this 15th day of February, 1985, personally appeared before me Scott R. Simplot, who, being by me first duly sworn, declared that he is the Executive Vice President of J. R. SIMPLOT COMPANY, that he signed the foregoing document as Executive Vice President of the Corporation, and that the statements therein contained are true.

Laurel J. Walker
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 5/30/87

MICROFILMED

May 26, 1982

RE: Permit No. 29-7036

Simplot Industries, Inc.
P.O. Box 27
Boise, ID 83707

Gentlemen:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 22798 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

MICROFILMED



SIMPLOT INDUSTRIES, INC. / ONE CAPITAL CENTER / 999 MAIN STREET / SUITE 1300
P.O. BOX 27 / BOISE, IDAHO 83707 / (208) 336 2110 / TELEX 368432

May 6, 1982

State of Idaho
Department of Water Resources
State Office
550 West State Street
Boise, Idaho 83720

RECEIVED

MAY 7 1982

Department of Water Resources

RE: Permit 29-7036

Gentlemen:

The enclosed Application for Amendment of Permit has been executed on behalf of Simplot Industries, Inc. and is being returned to you as requested. A check in the amount of \$20.00 covering your amendment fee is enclosed.

Sincerely,


RONALD N. GRAVES
Vice President and
Corporate Counsel

RNG/ljw
Enclosures

29-7036



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

April 16, 1982

RE: Permit No. 29-7036

Simplot Industries, Inc.
P.O. Box 27
Boise, ID 83707

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 29-7036 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.03 cfs Source: groundwater

The maximum quantity diverted shall not exceed 3.0 acre feet
per year.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, Twp. 6S Rge. 33E, Power County

Beneficial use: Industrial and domestic use within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20,
Twp. 6S, Rge. 33E

Priority date established: September 20, 1969

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Dave

DATE 4/20/82

TO Jim

SUBJECT 29-7036

This is a tough one. There is no mention of a "scales" facility on the app, but the scales are no doubt used to weigh potatoes, which are certainly mentioned on the app.

Since the Scales facility is a separate building and since it wasn't mentioned at all, I lean toward requiring the amendment.

Dave

SIGNATURE

DAVE

THE ATTACHED FILE
HAS AN AMEND~~MENT~~^{MENT}
RECOMMENDED TO CHANGE
THE NATURE OF USE.

I DON'T CONCUR
WITH THE RECOMMENDATION.

I PROPOSE THAT THE
AMOUNT USED FOR
DOMESTIC TO BE INCLUDED
AS PART OF THE
INDUSTRIAL USE.

Jim

FIELD REPORT

Person to contact

Phone 336-2
JUL 1 1974

Tributary to

TOTAL ACREAGE _____ **50**

MICROFILMED

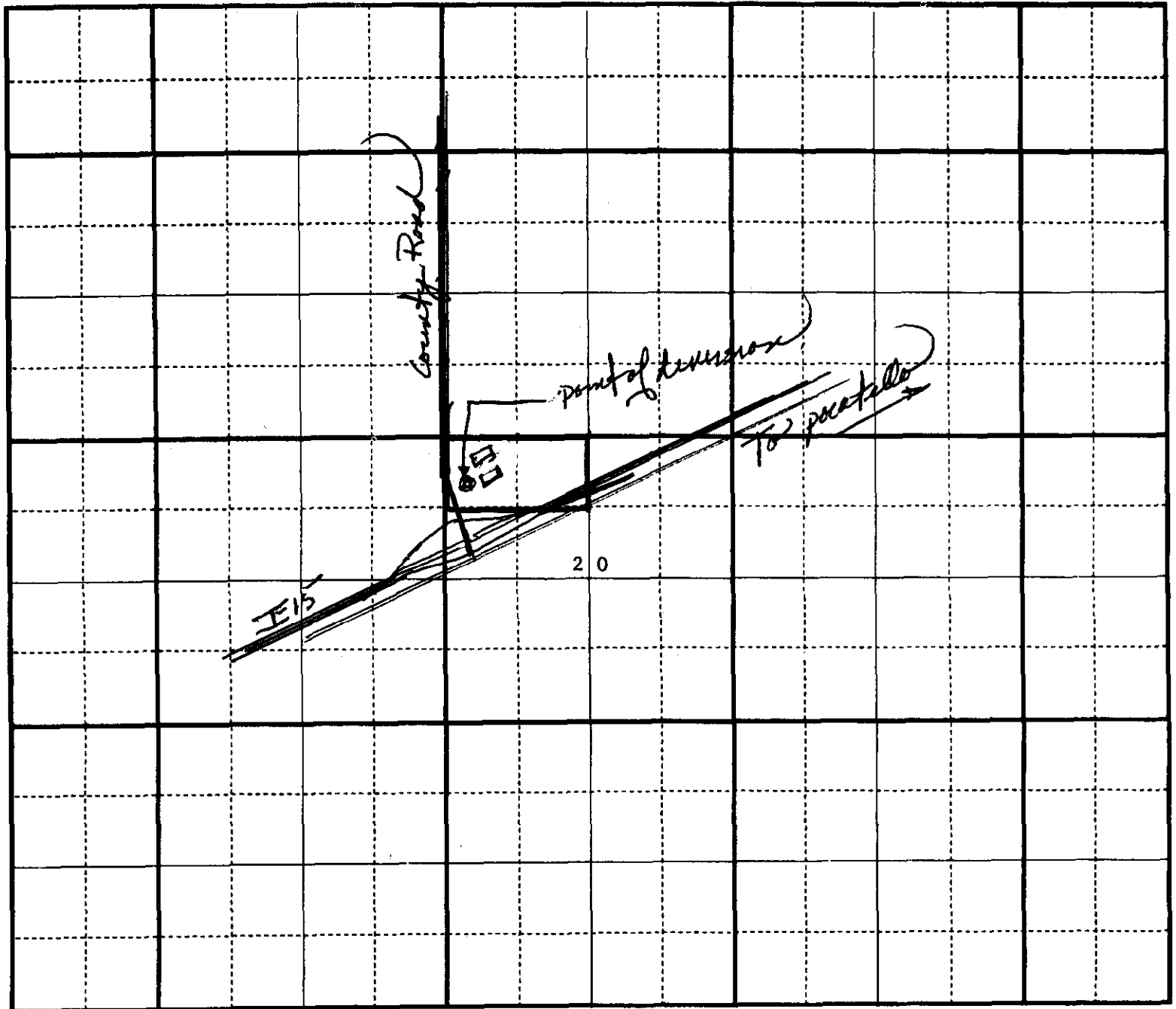
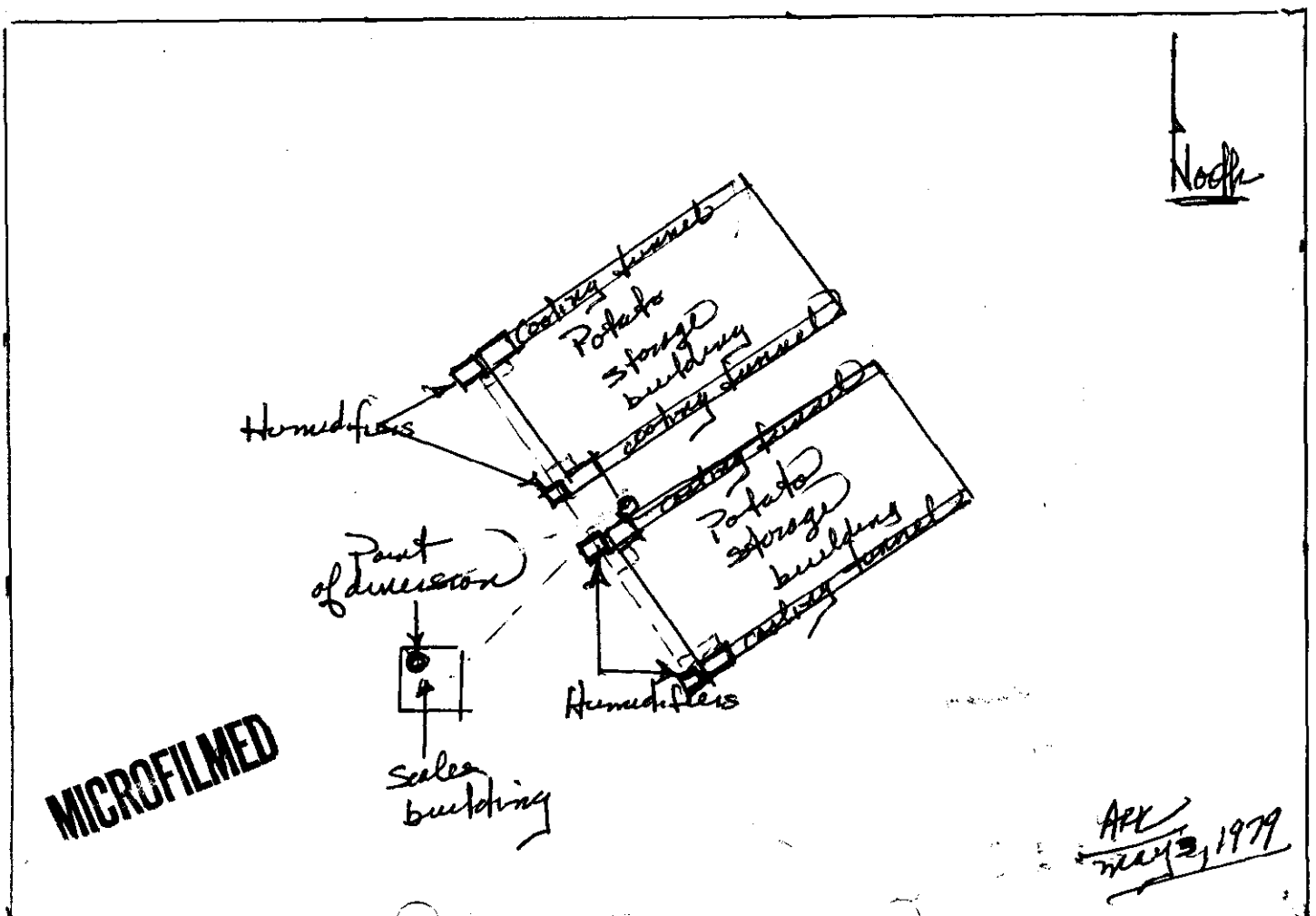
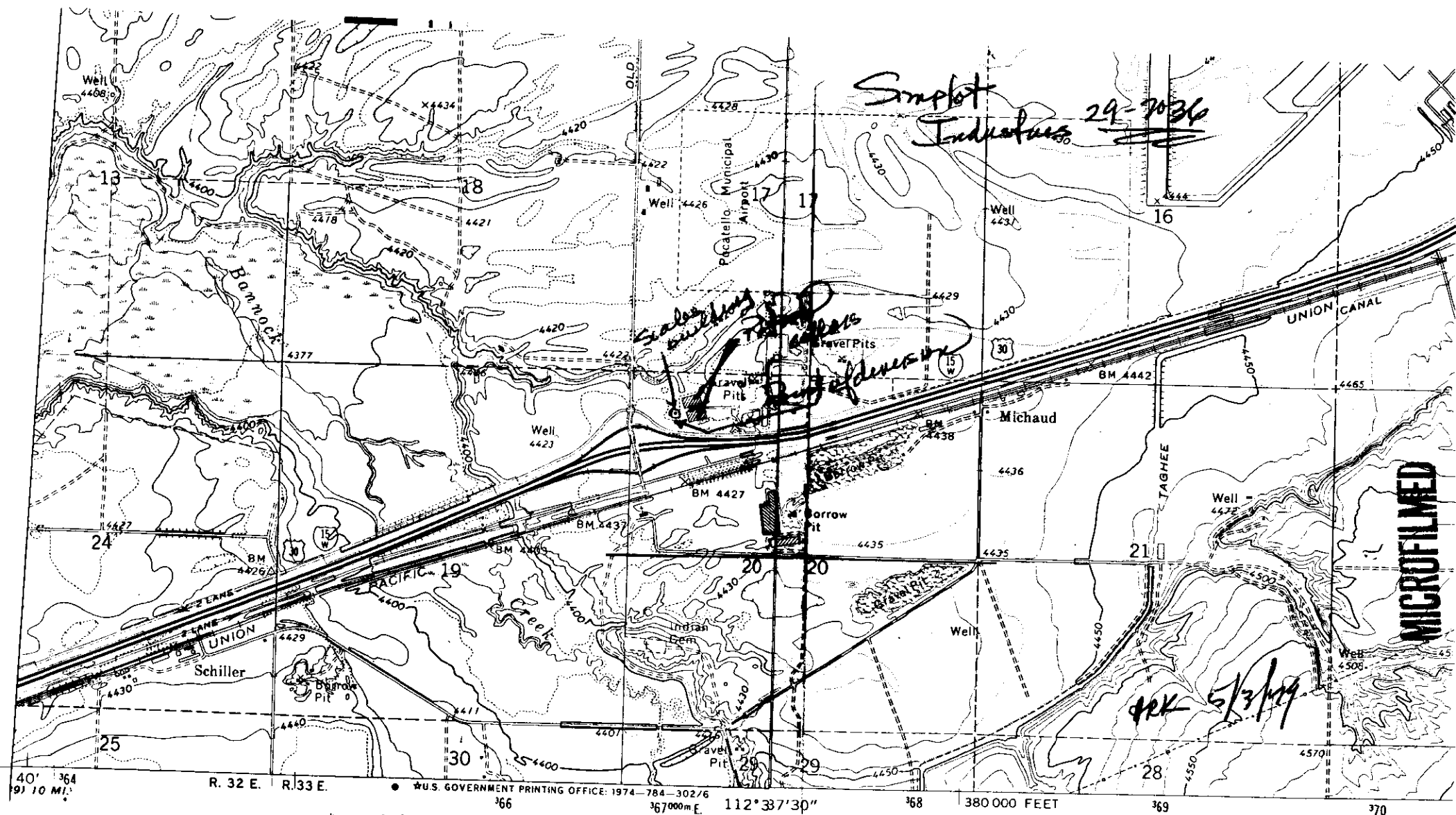


Diagram of System





DATE OF EXAM May 2, 1979

ACREAGE
Found n/a
Recommended n/a

Irrigation Requirement n/a Ac Ft/Ac

USE
Irrigation Q = 0.02 c.f.s. V = 1.0 AF/Ann. from Jan 1 to Dec 31
Domestic Q = 0.02 c.f.s. V = 1.0 AF/Ann. from Jan 1 to Dec 31
Livestock Q = 0.01 c.f.s. V = 1.0 AF/Ann. from Jan 1 to Dec 31
Industrial Q = 0.01 c.f.s. V = 1.0 AF/Ann. from Jan 1 to Dec 31

2.4
* See reverse side for calculations

Is water co-mingled? yes no X

Name source: n/a
twp. N/S, Rge E/W, B.M., Sec. 1/4, Sub. 1/4 County

Exchange? yes no X

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

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

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

Total Q measured none Method of measurement theoretical ✓

Total Q recommended 0.03 cfs Meter No. n/a Type n/a Condition n/a

Total V recommended 1.5 AF/yr 3.0 *

Recommended Amendments:

P.P.
✓ Place of Use
Other ancient nature of use from irrigation to domestic
None

MEASUREMENT CALCULATION:
Use - 36 gph/unit = 0.4 gpm/unit = 0.0013 cfs/unit x 4 units = 0.005 cfs

allow 0.01 cfs V = 0.5 AF/yr by assignment (industrial)
Domestic Q = 0.02 cfs & 1.00 AF/yr by assignment

See reverse side for theoretical capacity

well is located inside the scales building

SYSTEM DESCRIPTION: ALLOW 0.6 AF for Domestic
Groundwater is diverted from a 140 deep well paying a 12" diam casing by a 3 H.P. Submersed pump & motor (p) 2" diam galvanized water line presently serves 4 potato storage humidifiers and 2 scales building containing 2 bathrooms and 2 drinking fountains. The water lines have been installed to deliver water to a max of 4 humidifiers (2 each storage building) 2 are refrigerated humidifiers (North) 2 are humidifiers only (South)

REMARKS: The water is pressurized and circulated thru ceiling tunnels located along each side of the storage buildings for purposes of potato preservation. No irrigation use could be determined for the past three field seasons. I recommend that no irrigation water be licensed - Confirmed by telephone conversation with
Examiner's Signature Anthony R. Kozlowski Date May 3, 1979 Hugo Delgado

Checked by John A. Carlson Date 12/11/79

Approved by Rolando Date 4-12-82

MICROFILMED System described by Ron Granes of Simplot Industries
SWL approx 50'

Volume Calculations

Industrial

$$.01 \times 448.8 = 4.5 \text{ gpm} \times 60 = 270 \text{ gph}$$

$$270 \times 8 = 2,160 \text{ gp day} \times 365 = \frac{788,400 \text{ gp yr}}{325,900} = 2.4 \text{ AF}$$

Domestic

1 unit w/ inside use only

$$.02 \text{ cfs} \neq .6 \text{ AF}$$

RC $\frac{4/12}{82}$

MINIMUM

$$\text{cfs} = \frac{5.611}{1.5081} = \frac{(18.2)(.08) + (.08)}{(718.8)(.06)(.08)} \rightarrow \phi$$

capacity

$$= \frac{(18.2)(.08) + (.08)}{(718.8)(.06)(.08)} = \phi$$

Theoretical capacity

MEMO FROM RONALD N. GRAVES

John Carlson

Far Water Permit

29-7036

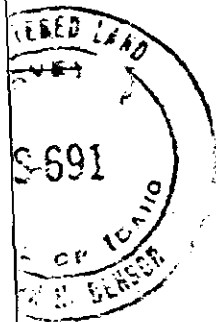
Simplot

GLOBAL OFFICE

P.O. Box 27
Boise, Idaho 83707
208 336-2110 Ext. 312

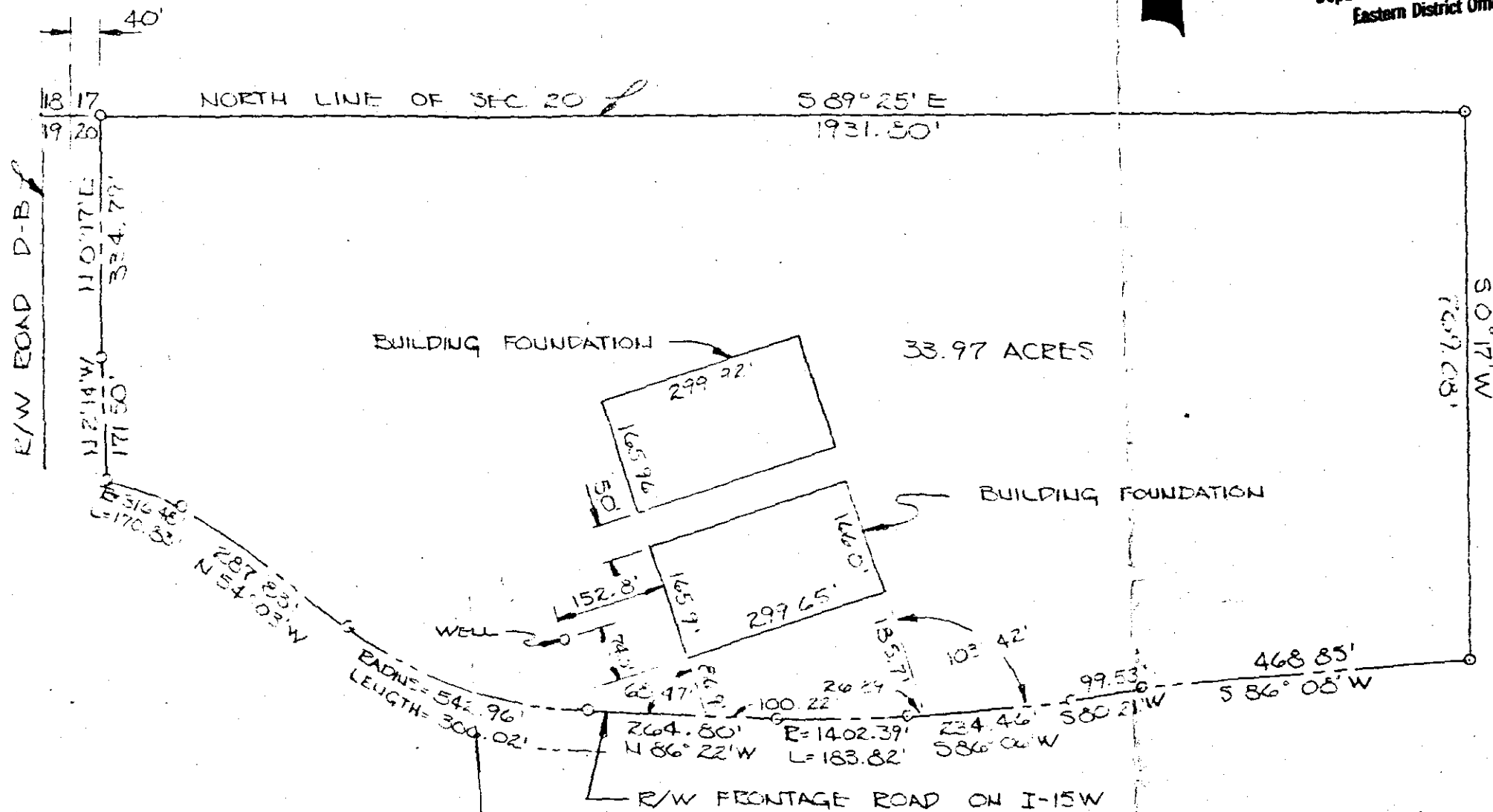
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RECEIVED

MAY 8 1919
 Department of Water Resources
 Eastern District Office



RECEIVED

June 25, 1974

Re: Permit No. 29-7036

Simplot Industries, Inc.
Attn: Ronald N. Graves
P. O. Box 2777
Boise, Idaho 83701

Dear Mr. Graves:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

29-7036

Identification No. _____
Permit No. 29-7036

**STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JUN 25 1969
Department of Water Administration
ok jg

1. a) Name of Permit Holder Simplot Industries, Inc.
b) Post Office Address P.O. Box 2777, Boise, Idaho 83701
2. Permit Number 29-7036
3. Date of Priority that you are prepared to establish September 10, 1969
4. a) Source from which water was appropriated Subterranean
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 20
Township 6 South, Range 33 East, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
amount .25 cfs for industrial purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .25 cfs 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: From pump design (pump is a
AG Service, Blackfoot 3 HP submersible)
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

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

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump size--6 inch, motor size--3HP
12 inch casing, depth of well--approx. 140 feet, pump setting--75 feet
2 inch galvanized pipe conveys water to humidifiers in storage
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
An Erico Aqua Meter installed between storage tank and pump
c) Give well drillers name and address and date the well was completed Wanless Well Drilling
(#82) Route 1, Box 240, Blackfoot, Idaho
Date of completion: July 10, 1969

Exam typed 6/25/74 by jg

29-7036

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____
 water to be used in air conditioning and to control humidity
 in potato storage sites and domestic use in scale house.

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

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 $\frac{1}{4}$	
6S	33E	20		X				X											None

Total number of acres irrigated None

10. Remarks: _____

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

SIMPLOT INDUSTRIES, INC.

By [Signature]
 its _____ (Signature) Vice President

6/19/74
 (Date)

State of Oklahoma)
 County of Adair) ss.

On this 19th day of June, 19 74, personally appeared before me the
 signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same on
behalf of Simplot Corporation.

[Signature]
 Notary Public residing at Burns

My commission expires 10/10/76

SIMPLOT INDUSTRIES, INC.

805 IDAHO STREET

P. O. BOX 2777 - BOISE, IDAHO

83701

RECEIVED

Department of Water Administration

June 18, 1974

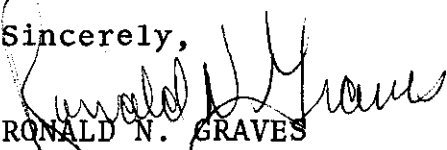
State of Idaho
Department of Water Administration
Statehouse
Annex 2
Boise, Idaho 83707

SUBJECT: WATER PERMIT 29-7036
(T FLAT STORAGE)

Gentlemen:

Simplot Industries, Inc. has executed the enclosed Proof of Application of Water to Beneficial Use and is returning it to you for further handling. If you need additional information from Simplot Industries prior to granting the license on this permit, please contact the undersigned.

Sincerely,


RONALD N. GRAVES
Assistant General Counsel

RNG:vja

Enclosure

29-7036

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

∞

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

CERTIFIED NO.

①

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED

(Only if requested and include ZIP Code)

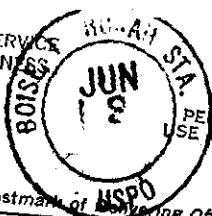
③

JUN 3 1974

29-7036

Simplex Industries, Inc.
Howard Walling

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



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



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including Zip

- If special services are desired, check box on other side
- Moistener, if used, attach to back of ANNEX #2

DEPARTMENT OF WATER ADMINISTRATION RETURN
TO
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

PS Form 3811
June 1973

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

27-7056

RECEIVED

JUN 2 1973

Department of Water Administration

May 31, 1974 CERTIFIED MAIL

#25395

Re: Permit No. 29-7036

Simplot Industries, Inc.
Attn: Ron Graves, Asst. General Counsel
805 Idaho St., Box 2777
Boise, Idaho 83701

Dear Mr. Graves:

One of the conditions of approval of your water Permit No. 29-7036 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 10, 1974. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

29-7036

May 6, 1974

C

Re: Permit No. 29-7036

P

Simplot Industries, Inc.
Attn: Ron Graves, Asst. General Counsel
805 Idaho St., Box 2777
Boise, Idaho 83701

D

Dear Mr. Graves:

Pursuant to our telephone conversation, enclosed is a proof of beneficial use form with instructions.

If you need any further assistance, please contact us.

Y

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:JG
Enclosure

29-7036

October 29, 1970

Re: Permit No. 29-7036 - Simplot Industries, Inc.

Simplot Industries, Inc.
805 Idaho St, P.O. Box 2777
Boise, Idaho 83701

ATTENTION: Ronald N. Graves,
Assistant General Counsel

Dear Ron:

Please find enclosed a copy of the APPROVED extension of time in connection with the above referenced permit. Please note that the extension has been granted to August 10, 1974.

Please contact us if we may be of any further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: copy of APPROVED extension of time

29-7036

GENERAL OFFICES
J.R. SIMPLOT COMPANY

805 IDAHO STREET

BOX 2777

BOISE, IDAHO

83701

RECEIVED

OCT 29 1970

Department of Water Administration

October 27, 1970

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

Re: Permit No. 29-7036 - Simplot Industries
Application for Extension of Time

Gentlemen:

Enclosed is the executed Application for Extension of Time covering Permit No. 29-7036, which we have filled out per your request of October 21, 1970.

If this application meets with your approval, please let us know. If there is anything further you need, please advise.

Sincerely,



Ronald N. Graves
Assistant General Counsel
Properties

RNG:jec

Enclosure

29-7036

October 21, 1970

Re: 29-7036

Simplot Industries, Inc.
805 Idaho Street
Post Office Box # 2777
Boise, Idaho 83701

ATTENTION: Ronald N. Graves, Assistant General Counsel

Dear Ron:

We are enclosing an extension application, which we request that you fill out and submit to the department before November 1, 1970. We recommend that the minimum of a five year extension be requested. Your letter of September 28, 1970, will be accepted as having received a request for an extension of time.

Let us know if we may be of any further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:cm

Enc: application for extension of time

29-7036

SIMPLOT INDUSTRIES, INC.

805 IDAHO STREET
P. O. BOX 2777 - BOISE, IDAHO
83701

September 28, 1970

RECEIVED

SEP 29 1970

Department of Water Administration

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

Re: Permit No. 29-7036

Gentlemen:

On August 10, 1969, Simplot Industries, Inc. applied for the above referenced water permit for both industrial and irrigation purposes. At the time we applied for the permit, we were confident that the water could be put to beneficial use within a period of one year. However, after working on the project for a year, we have run into some difficulty in getting the irrigation facilities completed, and therefore, the only use of the water at the present time is for industrial purposes.

We would like to request an extension of time to cover a full five-year period from the date of filing this permit in order that we may complete the diversion and application of this water for irrigation purposes.

We would appreciate your considering the foregoing and granting the extension of time to us.

Sincerely,


Ronald N. Graves
Assistant General Counsel
Properties

RNG:jec

29-7036

September 1, 1970

Re: Permit No. 29-7036

Simplot Industries, Inc.
P.O. Box 2777
Boise, Idaho 83701

Gentlemen:

One of the conditions of the approval of your Permit No. 29-7036 was that proof of application of the water to beneficial use be submitted to this office on or before November 1, 1970.

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

Either the proof affidavit or a request for extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



Director

Enc: Proof affidavit
dr

CERTIFIED MAIL

#22136

29-7036

October 23, 1969

Re: Permit No. 29-7036

Simplot Industries, Inc.
P. O. Box 2777
Boise, Idaho 83701

Gentlemen:

We enclose a copy of your approved application for permit 29-7036 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 3609 for \$20.00
2 letters

29-7036

Re: Application for Permit No. 29-7037
Arnold J. and/or Bonnie G. Naef

September 18, 1969

Idaho State Journal
Box 431
Pocatello, Idaho 83201

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

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

An affidavit of publication must be submitted to the Department of Reclamation along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(Signature of the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Legal notice

29-7036

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Simplot Industries, Inc., P.O. Box
2777, Boise, Idaho, has on September 10, 1969,
applied for permit under application No. 29-7036
to divert ~~1/4~~ .66 cubic feet per second ~~1/4~~ 1/2
of water from a groundwater source.
Water will be diverted by [REDACTED]
well, pump, pipeline and sprinklers
within the NW¹/₄ NW¹/₄, Sec. 20, T. 6S, R. 33E, B.M., Power County
and is to be used from January 1 to December 31 for industrial purposes
and from April 1 to September 15 for irrigation
in the N¹/₂ NW¹/₄, Sec. 20, T. 6S, R. 33E, B.M.

Any protest against this application must be filed with the Department
of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Power County Press, American Falls, Idaho,
on September 25 and October 2, 1969.

29-7036
cc

REFERENCE	DATE	INVOICE NO.	GROSS AMOUNT	RATE OF DISCOUNT	AMOUNT OF DISCOUNT	BALANCE
WATER PERMIT	9-4-69		20.00			20.00

J. R. Simplot Company
FOOD PROCESSING DIVISION

CHECK NO. 054584

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 postage stamp; attach and hold firmly to back
of article. Print on front of article RETURN
RECEIPT REQUESTED.

NAME OF SENDER

Dept. of Water Administration

STREET AND NO. OR P.O. BOX

Statehouse - Annex 2

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

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 (Name always to be filled in)
CERTIFIED NO. 22136	<i>Seamster Ind.</i>
INSURANCE NO.	<i>Chick Wiley</i>
DATE DELIVERED	HOW WHEN DELIVERED (only if requested)

SEP 3 - 1970

29-7036

25-10-71040-10 GPO

RECEIVED

SIMPLOT INDUSTRIES, INC.

805 IDAHO STREET

P. O. BOX 2777 - BOISE, IDAHO

83701

SEP 10 1969

Department of Reclamation

September 9, 1969

State of Idaho
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83701

Re: Ward Property

Gentlemen:

Enclosed is Simplot Industries, Inc.'s application for a permit to appropriate water for industrial, irrigation, and domestic purposes. Also enclosed is our check for Twenty Dollars to cover the filing fee.

If there is any further information you need, please don't hesitate to let us know.

Sincerely,



Ronald N. Graves
Staff Attorney

RNG:j

Enclosure

29-7036