

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4129
WATER RIGHT NO. 29-02501

This is to certify that: JR SIMPLOT CO
PO BOX 27
BOISE ID 83707

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
INDUSTRIAL	01/01 to 12/31	5.57 CFS

SOURCE

GROUNDWATER

Priority: 04/12/1965

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 7, Township 06S, Range 34E
SESW , Sec. 7, Township 06S, Range 34E
POWER County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

06S 34E 7	NESW	SESW	NWSE
	SWSE		

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

RECORDED

FEB 22 1994

TRANSFER NO. 4129
WATER RIGHT NO. 29-02501

CONDITIONS/REMARKS:

5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Industrial use is for a fertilizer plant.

Dated this 21st day of January, 1994.

J. Glen Saylor
Chief, Water Alloc. Bureau

MICROFILMED

FEB 22 1994

RECEIVED

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OCT 08 1992

Transfer No. 4129APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED
PART 1
NOV 03 1993Name of applicant J. R. SIMPLOT COMPANY Phone 336-2110
Post Office address P.O. Box 27, Boise, ID 83707

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Concern due to the loss of pumping capacity of Well #6 (water right A 29-02501)

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use
29-02501 April 12, 1965 5.570cfs manufacturing 01/01 to 12/31

2. Total amount of water being transferred 5.570cfs cubic feet per second and/or _____ acre-feet per annum.
3. Source of water ground water tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	7	06S	34E	Power	Well #6
		NE	SW	7	06S	34E	Power	New well to be drilled.

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
06S	34E	7									I			I		I	I		

Total acres _____

FEB 1 1994

19

Witness my hand this _____ day of _____

This is to certify that I have examined Application for Transfer of Water Rights No. _____, subject to the following limitations and conditions:
And said application is hereby _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

d. Remarks:

We need to be assured of the full capacity of our combined water rights to maintain the production capabilities of the plant.

N/A

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

trust, mortgage or contract agreeing to the proposed changes.

contracts? No Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or

is losing capacity.

the needs of the plant. We need to add a fourth well to the system because Well #6

a. Description of diversion system Three wells which pump into a common pipeline to serve

6. General Information:

PART 1

Transfer No. _____

Page _____ of _____

PART 2

TRANS NO. 4129

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 29-02501

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
INDUSTRIAL	to	5.57 CFS

SOURCE

GROUNDWATER

Priority: 04/12/1965

LOCATION OF POINT(S) OF DIVERSION:SESW , Sec. 7, Township 06S, Range 34E
POWER CountyPLACE OF USE: INDUSTRIALTWN RGE SEC

06S 34E 7

NESW
SWSE

SESW

NWSE

CONDITIONS/REMARKS:

RECORDED

FEB 22 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 32316/A29-02501 issued by the Idaho Department of Water Resources.
- c. Claim No. A29-02501 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water ground water tributary to _____

4. Date or priority 4-12-65

5. Water is used for the following purpose:

amount 5.570 cfs for manufacturing purposes from 01/01 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.570 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	7	06S	34E	Power	Well #6

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
06S	34E	7									I			I		I	I		

Total acres _____

9. Describe any other water rights used for the same purpose as described above A29-02502 Well #5 and

A29-02375 Well #4

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

_____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

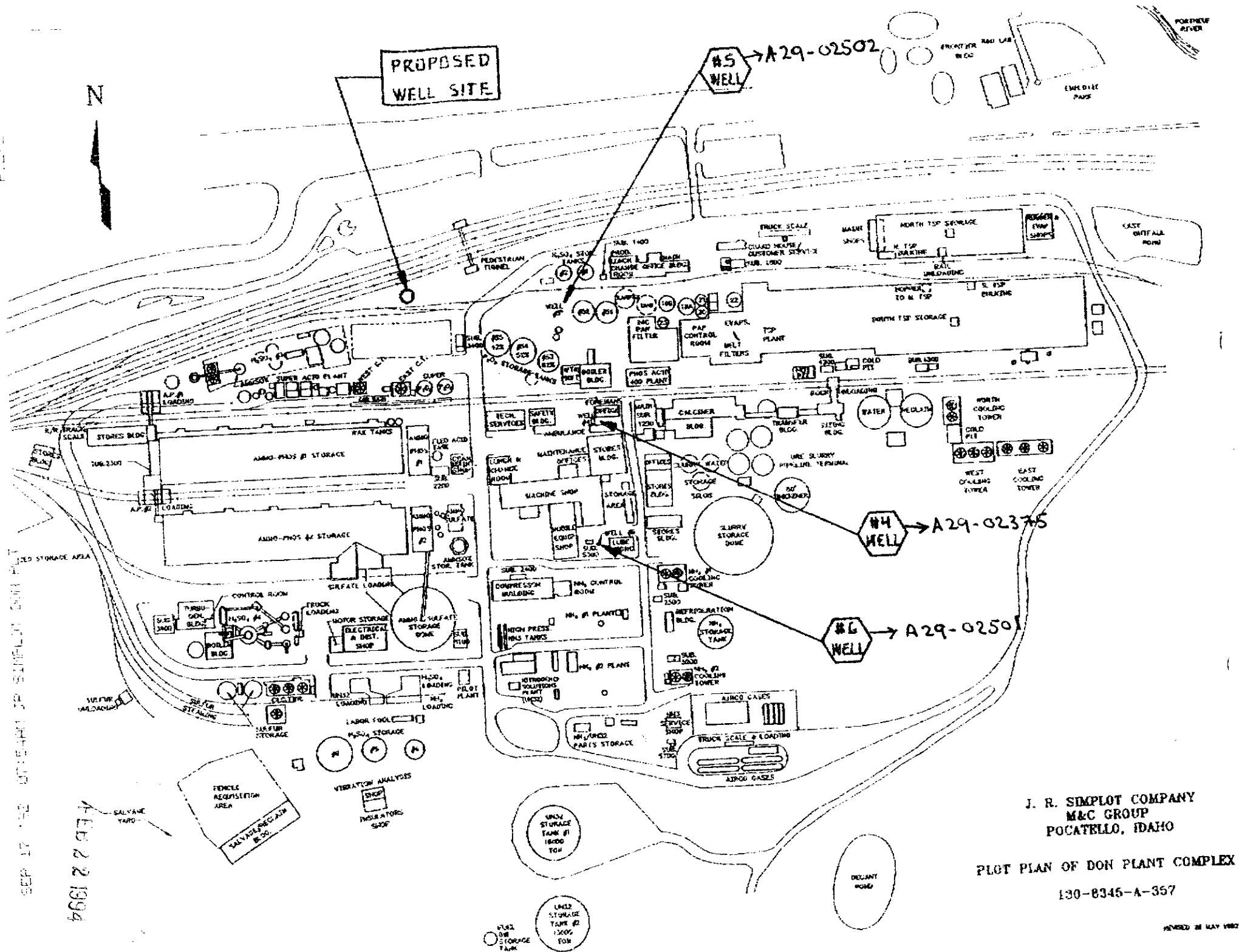
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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

Total acres _____



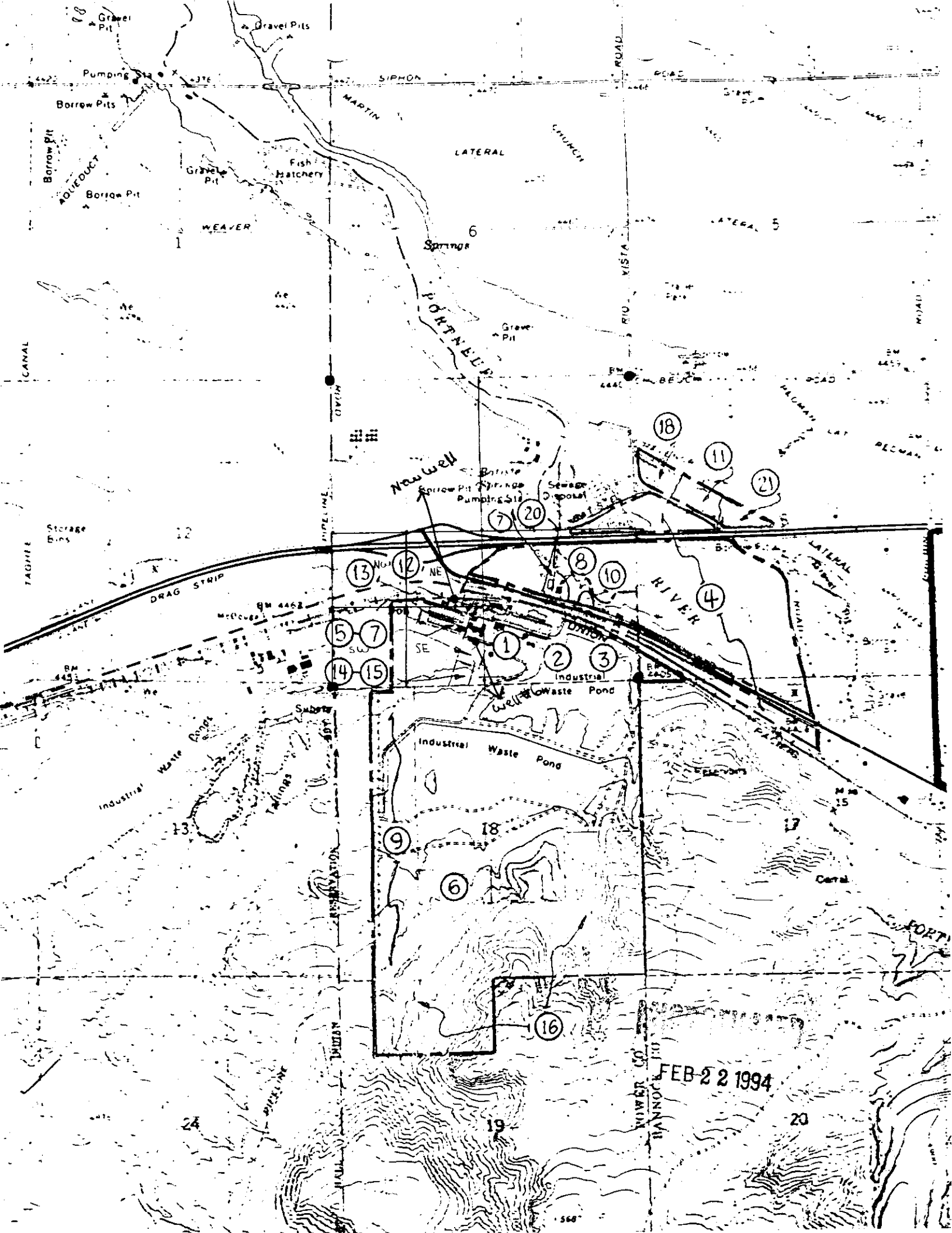
J. R. SIMPLOT COMPANY
M&C GROUP
POCATELLO, IDAHO

PLOT PLAN OF DON PLANT COMPLEX
130-8345-A-357

REVISED 28 MAY 1982

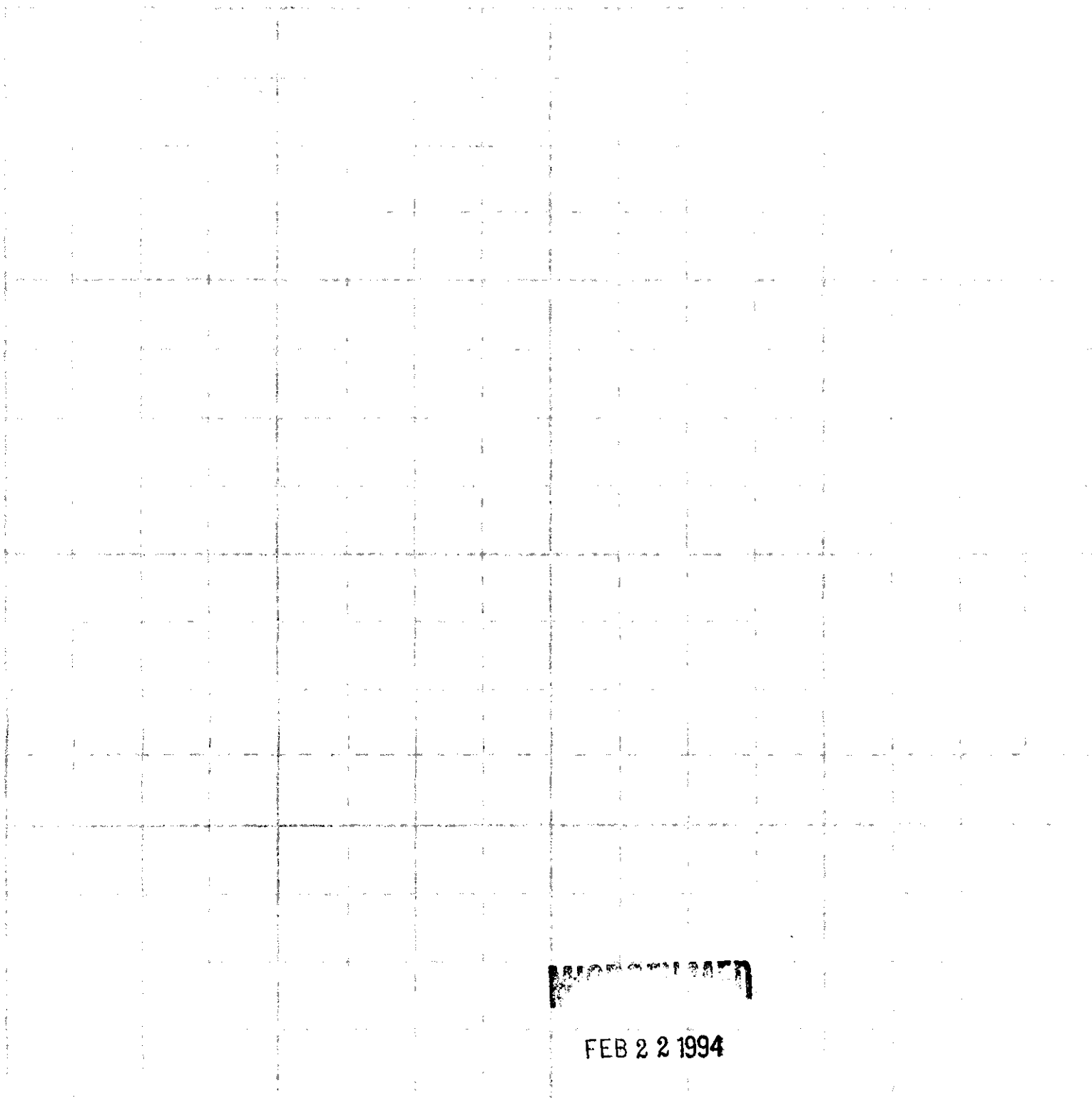
SEP 17 1982 08:00 PM 130-8345-A-357

FEB 22 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



RECORDED

FEB 22 1994

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

There is approximately 500 gpm that is pumped into a containment pond and then
field applied to surrounding farm land. (THIS FURTHER USE OF WATER IS COVERED

3. Describe effects on other water uses resulting from the proposed change: UNDER PERMIT 29-07437)

None known.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Jordan C. Smith
(Signature of Applicant)

Subscribed and sworn to before me this 17th day of September, 19 92.

Kelline Eason
(Notary Public)

My commission expires 10-13-92

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by SC Date 9/17/92 Protest filed by _____

Prelim. check by _____ Fee 50⁰⁰

Receipted by SC #C025652 Date 10/5/92

Published in Lower County Press Copies of protest forwarded by _____

Pub. dates 11-5-92-92 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by SC

Copy of transfer sent to lien holder _____

RECORDED

FEB 22 1994

QUITCLAIM DEED

THIS INDENTURE, Made the 27 day of February

in the year of our Lord one thousand nine hundred and forty-nine, between

J. R. SIMPLOT and RUBY A. SIMPLOT, Husband and Wife

of Boise, County of Ada, State of Idaho

the parties of the first part, and

J. R. SIMPLOT COMPANY, a corporation organized under the laws of
the State of Idaho, having its principal place of business at
W Caldwell, County of Canyon, State of Idaho

the party of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of

TEN AND NO/100 (\$10.00) - - - - DOLLARS,

lawful money of the United States of America ~~and~~ and other good
 and valuable considerations to them
 in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do

by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and

to its successors
~~heirs~~ and assigns, all those certain lot s, piece s or

parcel s of land, situate, lying and being in Power, County of Power,
 State of Idaho, bounded and particularly described as follows, to-wit:

The Southeast quarter (SE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$);
 the Southwest quarter (SW $\frac{1}{4}$) of the Southeast quarter (SE $\frac{1}{4}$);
 and that part of the Northwest quarter (NW $\frac{1}{4}$) of the Southeast
 quarter (SE $\frac{1}{4}$) lying south of the right-of-way of the Oregon
 Short Line Railroad Company; and that part of the Northeast
 quarter (NE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) lying south of
 the right-of-way of the Oregon Short Line Railroad Company;
 all lying and being in Section 7, Township 6, South, Range
 34 East of the Boise Meridian, Power County, Idaho

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging
 or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and
 profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances, unto
 the said party of the second part, and to its successors
~~heirs~~ and assigns forever.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands
 and seals, the day and year first above written.

Signed, Sealed and Delivered in the Presence of

(SEAL)

(SEAL)

(SEAL)

(SEAL)

FEB 22 1994

STATE OF IDAHO,
COUNTY OF Ada } ss.

On this 24th day of February, in the year 1949, before me,

, a Notary Public

in and for said State, personally appeared J. R. Simplot and Ruby A. Simplot,

Husband and Wife

known to me to be the person whose name are subscribed to the within instrument, and
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year
in this certificate first above written.

W. Grant Kilbourne
Notary Public residing at Boise, Idaho.



QUITCLAIM DEED

-70-

Dated _____, 19____

I hereby certify that this instrument
was filed for record at the request of

Robert D. Tansell

at 25 minutes past 9 o'clock

A. M., this 1st day of April

A.D. 1949, in my office, and duly

recorded in Book 80 of Quitclaims

at page 577.

W. Grant Kilbourne
Ex-Officio Recorder.

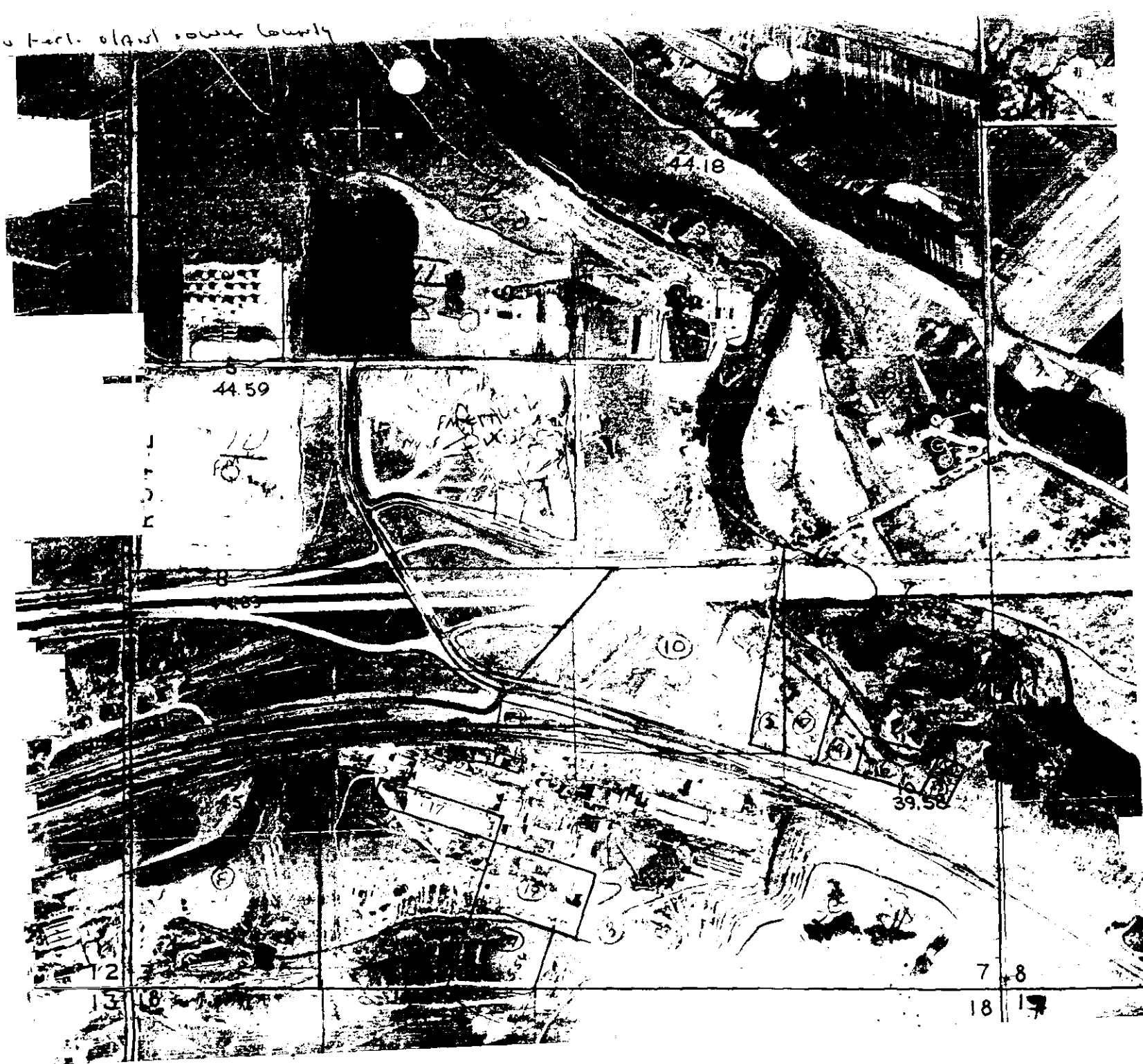
Robert D. Tansell Deputy.

Fees, \$1.00

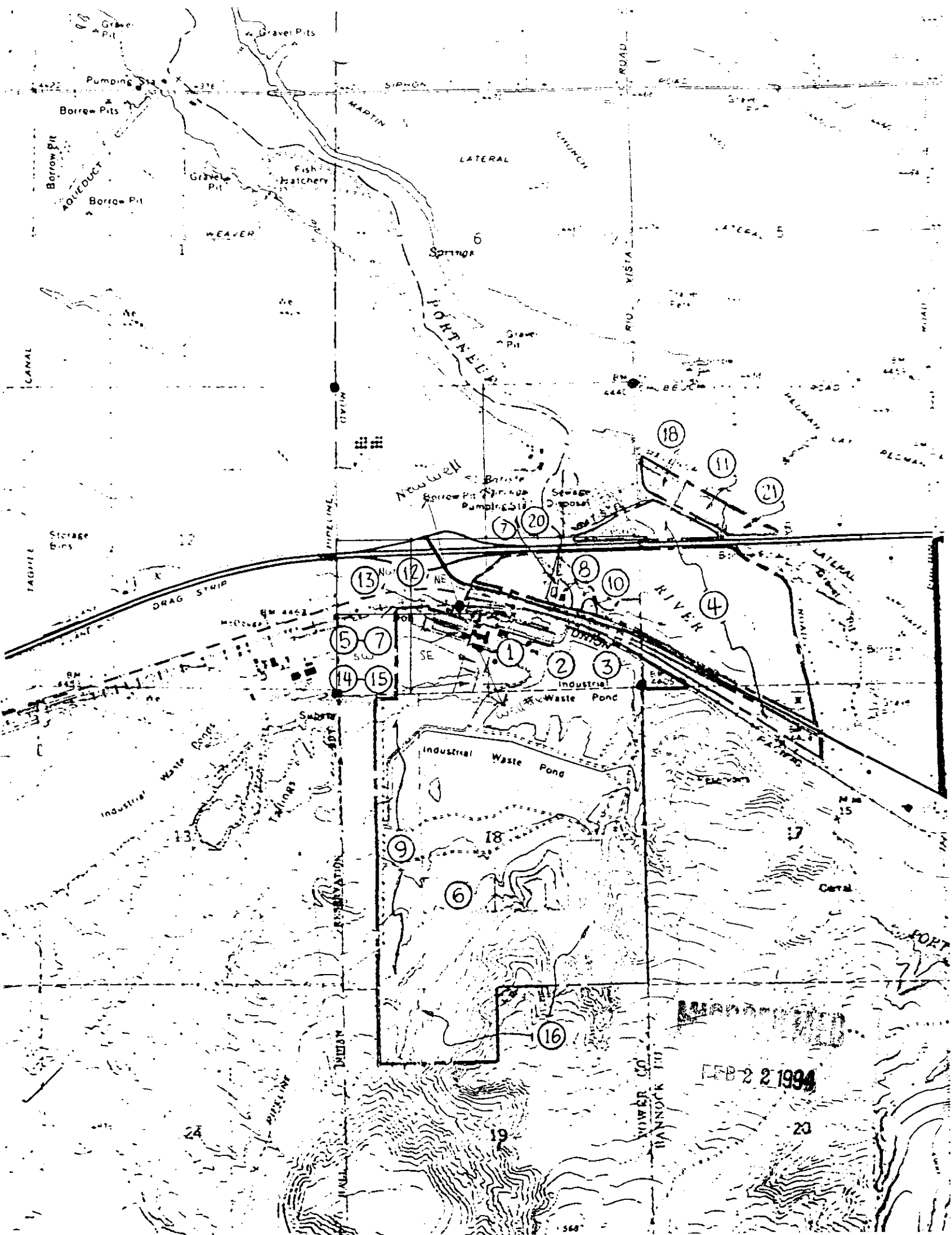
STEELE & SONS, PRINTERS & BINDERS, BOISE, IDAHO

FEB 22 1949

Fort. Island Lower County



RECEIVED
FEB 1964



State of Idaho

License and Certificate of Water Right

Water License No. G-32316 Priority April 12, 1965 Amount 5.57 c.f.s.

THIS IS TO CERTIFY that J. R. SIMPLOT COMPANY

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 12, 19 65; that Permit No. G-32316 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 5.57 second feet, was issued thereunder on April 20, 19 67, showing that said works were completed on the 22nd day of June, 19 65; and that on the 22nd day of June, 19 65, J. R. SIMPLOT COMPANY

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well,

a tributary of subterranean flow, for the purpose of industrial use, under Use Permit No. G-32316 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses, at Page 8798, on the 20th day of April, 19 67.
The right hereby confirmed dates from April 12, 19 65.

The Point of Diversion is located in the SE 1/4 SW 1/4, Sec. 7, Twp. 6 S, R. 34 E, B.M., Power County.

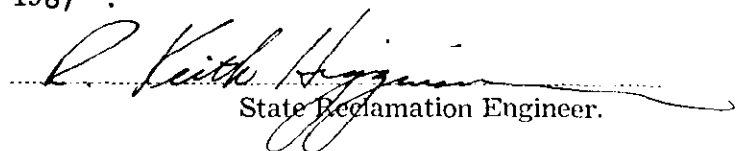
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.57 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S	34 E	7	E 1/2 SW 1/4 W 1/2 SE 1/4 For industrial use only.	None None	None None

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 20th day of April, 19 67.


State Reclamation Engineer.

32316

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-32316

To J. R. Simplot Company

Boise, Idaho

Source of Supply Subterranean

Power

County

Amount 5.57 Sec. Ft.

Point of Diversion SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7,

T. 6 S., R. 34 E., B.M.

Place of Use E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7,

T. 6 S., R. 34 E., B.M.

Purpose Industrial

Date of Priority April 12, 1965

Recorded April 20, 1967

in Book 14 of Licenses, Page 8798

32316
JEC

State of Idaho License and Certificate of Water Right

Water License No. G-32316

Amount 5.57 c.f.s.

Water District No.

Priority April 12, 1965

THIS IS TO CERTIFY that J. R. SIMPLOT COMPANY
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 12, 1965; that Permit No. G-32316
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.57 second feet, was issued thereunder on April 20, 1967, showing that said works
were completed on the 22nd day of June, 1965; and that on the 22nd
day of June, 1965, J. R. SIMPLOT COMPANY

of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well,
a tributary of subterranean flow, for the purpose of industrial use,
under Use Permit No. G-32316 of the Department of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
14 of Licenses at page 8798, on the 20 day of April, 1967;
The right hereby confirmed dates from April 12, 1965;

The Point of Diversion is located
in the SE 1/4 SW 1/4, Sec. 7, Tp. 6 S, R. 34 E, B. M., Power County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 5.57 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S	34 E	7	E 1/2 SW 1/4 W 1/2 SE 1/4 For industrial use only.	None None	None None

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
20th day of April, 1967.

s/ R. Keith Higginson
State Reclamation Engineer.

(SEAL)

State of Idaho License and Certificate of Water Right

Water License No. G-29815

Amount 1.21 c.f.s.

Water District No. _____

Priority June 9, 1961

THIS IS TO CERTIFY that FRED LLOYD AND ARLO P. LLOYD
of Elba, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 9, 1961; that Permit No. G-29815
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.21 second feet, was issued thereunder on April 20, 1967, showing that said works
were completed on the 3rd day of June, 1966; and that on the 3rd
day of June, 1966, FRED LLOYD AND ARLO P. LLOYD

of Elba, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well,
a tributary of subterranean flow, for the purpose of irrigation,
under Use Permit No. G-29815, of the Department of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

14 of Licenses at page 8797, on the 20 day of April, 1967;

The right hereby confirmed dates from June 9, 1961;

The Point of Diversion is located

in the SE 1/4 SW 1/4, Sec. 18, Tp. 14 S, R. 25 E, B. M., County of Cassia.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.21 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S	25 E	18	SE $\frac{1}{4}$ SW $\frac{1}{4}$	15	10
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	30	20
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	30
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	11
			Total number of acres to be irrigated:		

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

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

20th day of April, 1967.

s/ R. Keith Higginson
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

29-2501

Application No. G- 40464
Permit No. G- 32316
District No.

1. Name of Applicant: J. R. Simplot Company
Postoffice address: Boise County: Ada State: Idaho
2. Quantity of water claimed: 2500 G.P.M. (5,570 Sec. Ft.)
 (a) Rate of withdrawal in cubic feet per second or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 7
 Twp. 6 S., Rge. 34 E., B.M., County of Power
5. Water is to be used for: Industrial purposes
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 7, Twp. 6 S.
 Rge. 34 E., B.M.
 - (b) Waste water or sewage effluent is to be returned to Portneuf River
 at a point in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, Twp. 6 S., Rge. 34 E., B.M.
7. Kind of works: Deep well turbine pump- electric drive
8. Estimated cost of works: \$16,500.00
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years. (completed)
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: June 28, 1955 State of Nevada
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors: J. R. Simplot, J. M. Dahl and D. J. Simplot, of Boise, Idaho
 - II. The financial resources of the applicant are (a) Cash onhand: \$ 480,000.00
 (b) Treasury stock: \$950,000.00 (c) Bonds to be issued: \$726,223.95
 (d) Other resources: None
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

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

By s/ L. E. Haight
Vice President

Date of first receipt at Department of Reclamation: 8:00 A.M. April 12, 1965

Corrected application received:

The number of this permit is G32316

Recorded in Book 113 Page 32316 Approved April 16, 1965

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

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

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

One-fifth of the work above specified to be completed on or before **October 16, 1967**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before April 16, 1970

before APRIL 18, 1965 s/ CARL E. TAPPAN
Witness my hand this 16th day of April, 1965 STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 16th
day of April, 1965.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE 1/4	NW 1/4	SW 1/4	SE 1/4	Totals
			NE 1/4 NW 1/4 SW 1/4 SE 1/4	NE 1/4 NW 1/4 SW 1/4 SE 1/4	NE 1/4 NW 1/4 SW 1/4 SE 1/4	NE 1/4 NW 1/4 SW 1/4 SE 1/4	
			APPLICATION FOR AMENDMENT POINT OF USE Permit No. G-32316 Comes now J. R. Simplot Company and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-32316, and requests that the ~~list of lands to be irrigated~~, as described in said permit, be changed to read as follows: E 1/2 SW 1/4, W 1/2 SE 1/4, making a total of ___ acres. (In Sec. 7, T. 6 S., R. 34 E., B. M.) That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change. Signed at Boise, Idaho, this 10th day of May, 1965. s/ J. R. SIMPLOT COMPANY By: L. E. Haight, Vice President. Date of Receipt at Department of Reclamation: May 11, 1965 APPROVAL OF STATE RECLAMATION ENGINEER I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-32316. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. s/ RALPH W. THOMAS, Deputy State Reclamation Engineer Recorded: May 19, 1965				

Permit No. G-32316
CERTIFICATE OF COMPLETION OF WORKS

G-32316 +

TO ALL WHOM IT MAY CONCERN:

This is to certify that J. R. SIMPLOT COMPANY of Boise, County of Ada, and State of Idaho, the holder of Permit No. G-32316, issued upon Application No. G-40464 bearing date of priority of April 12, 1965, authorizing the diversion of 5.57 second feet of waters of a well, County of Power, State of Idaho, for industrial 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 5.57 second feet of the waters of a well, tributary of subterranean flow; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T. 6 S, R. 34 E, B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: Industrial use at E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7, T. 6 S, R. 34 E, B.M.

Proof of Completion of Works Made: June 22, 1965.

Witness my hand this 20th day of April, A. D. 1967.

s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 5.57 SEC. FT.
LICENSE PAGE NO. 8198.

WELL DRILLER'S REPORT

Department of Water Resources

APR 28 1994

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name J.R. Simplot
Address P.O. Box 912 Pocatello, ID 83204
Drilling Permit No. 29-92-C-0076-000
Water Right Permit No. #2902501

2. NATURE OF WORK

- ☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures
such as liners, screen, materials, plug depths, etc. in lithologic
log, section 9.)

3. PROPOSED USE

- ☐ Domestic ☐ Irrigation ☐ Monitor
☒ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

- ☒ Rotary ☒ Air ☐ Auger ☐ Reverse rotary
☐ Cable ☒ Mud ☐ Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness Diameter From To
.375 inches 20 inches + 1 feet 100 feet
.375 inches 16 inches + 18" feet 223 feet
_____ inches _____ inches _____ feet _____ feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch ☐ Gun
Size of perforation? 3/8 inches by 4 inches

Number From To
500 perforations 221 feet 180 feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No
Manufacturer _____ Type _____
Top Packer or Headpipe _____
Bottom of Tailpipe N/A

Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet

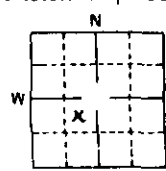
Surface seal depth 100' Material used in seal: ☒ Cement grout
☐ Bentonite ☐ Puddling clay ☐ _____

Sealing procedure used: ☐ Slurry pit
☒ Temp. surface casing ☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strata

Describe access port 2" Steel Coupling w/plug

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Bannock

Address of Well Site 1130 Hwy 30W Pocatello, ID 83201

(give at least name of road)

S-1/2 of _____ T. 6 N ☐ or S ☒
NE 1/4 SW 1/4 Sec. 7, R. 34 E ☐ or W ☐

Boise Meridian

7. WATER LEVEL

Static water level 32.5 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F
Describe artesian or temperature zones below:

8. WELL TEST DATA

☒ Pump ☐ Bailor ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
1600	74'	22
Step 2000	64'	7
Step 3100	64'	7
3100	64'	48

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
20	0	3	Small Gravel & Clay		x
20	3	10	Clay & Gravel, 6" to 2' Boulder		x
20	10	15	Clay & Gravel, 6" to 1' Boulder		x
20	15	18	Clay & Gravel, Small Rocks		x
20	18	23	Clay, Gravel, 6" to 2 1/2' Boulder		x
20	23	30	Clay, Gravel, 6" to 10" Boulder		x
20	30	35	Clay & Boulders		x
20	35	39	Clay & Gravel, small Cobbles		x
20	39	54	Clay & Boulders		x
20	54	60	Gravel & Boulders, Form. wet		
20	60	70	Gravel & Boulders, Form. wet		
20	70	78	Gravel & Sand	x	
20	78	85	Possible Ledge, or Large Boul.		
20	85	95	Sand & Gravel	x	
20	95	100	Gravel & Boulders		
16	100	110	Gravel & Boulders, Clay		x
16	110	117	Gravel & Sand Scattered Boul.	x	
16	117	130	Gravel & Cobbles	x	
16	130	138	Gravel & Cobbles	x	
16	138	150	Gravel & Cobbles	x	
16	150	163	Gravel & Cobbles Fewer Boul.	x	
16	163	170	Gravel & Cobbles	x	
16	170	177	Gravel & Cobbles	x	
16	177	187	Gravel & Boulders more Boul.	x	
16	187	203	Gravel & Boulders	x	
16	203	209	Gravel & Boulders	x	
16	209	212	Clay Seam		x
16	212	223	Clay & some Gravel-16"		x
8 1/2	223	237	Clay & Some Gravel		x
8	237	244	Clay & Cobbles		x
8	244	250	Clay & Gravel w/scattered Cob.		x
8	250	265	Clay & Gravel w/scattered Cob.		x
8	265	277	Seem to be more Cobbles less Clay	x	
8	277	283	Seem to be more Cobbles Less Clay	x	
8	283	290	Cobbles & Gravel, no Clay		
			Poss. Water Form.		

10.

Work started 3-9-93 finished 5-16-93

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Thomas Drilling, Inc Firm No. 390

Address Rt. 1 Afton, WY 83110 Date 3-7-94

Signed by Drilling Supervisor [Signature]

and

(Operator) _____
(If different than the Drilling Supervisor)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 21, 1994

JR SIMPLOT CO
PO BOX 27
BOISE ID 83707

RE: Transfer of Water Right No. 29-02501

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4129). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED
FEB 22 1994

Department of Water Resources
Eastern District Office

Affidavit of Publication

State of Idaho

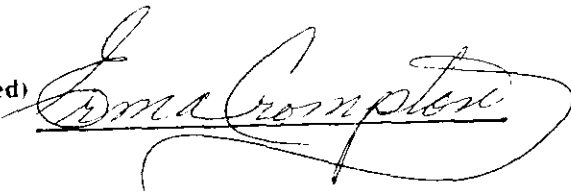
County of Power

Erma Crompton being first duly sworn on oath, states:

That she is the publisher 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 publication being the 6 day of November 1992 and the date of last publication being the 11 day of November 1992.

(Signed)

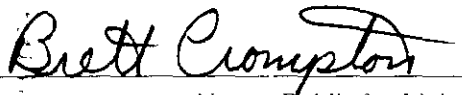


State of Idaho

County of Power

On this 12 day of November in the year of 1992, before me, a Notary Public, personally appeared Erma Crompton, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

NOTARY PUBLIC



Notary Public for Idaho

Residing at American Falls, Idaho

My commission expires: June 8, 1993

Proposed change of water right ^{in lines}

Published in The Power County Press,
Nov. 4, 11, 1992.

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NO. 29-02501

Notice is hereby given that the J.R.
Simplot Co. of Boise, ID, has applied to
the Department of Water Resources to
change the following described water
right(s) pursuant to section 42-222 of
Idaho Code.

WATER RIGHT AS RECORDED

Water Right No. 29-02501

Basis of Right: License

Source: groundwater

Priority Date: 04/12/1965

Amount of Water: 5.570 cfs

Use: Industrial

Points of Diversion: SESW SEC 7 T06S
R34E, (WELL #6), POWER COUNTY

Place of Use: E1/2SW W1/2SE SEC 7
T06S R34E, B.M.

WATER RIGHT CLAIMED IN SNAKE
RIVER BASIN

ADJUDICATION:

Claim No. A29-02501

Basis of Claim: License

Source: Groundwater

Priority Date: 4/12/1965

Amount of Water: 5.570 cfs

Use: Industrial

Points of Diversion: NESW SESW SEC
7 T06S R34E, POWER COUNTY

Place of Use: E1/2SW W1/2SE SEC 7
T06S R34E, B.M.

WATER RIGHT & ADJUDICATION
CLAIM TO BE CHANGED AS
FOLLOWS:

Points of Diversion: SESW(WELL #6)
NESW(NEW WELL) SEC 7 T06S
R34E, POWER COUNTY.

Any protests against the proposed
change must be filed with the Idaho
Department of Water Resources, 150
Shoup Ave., Idaho Falls, ID, 83402 on
or before November 23, 1992.

R. Keith Higginson

Director

RECORDED

Department of Water Resources
Eastern District Office

19-Oct-1992

J R SIMPLOT
PO BOX 27
BOISE, ID 83707

RE: Application for Transfer of a Water Right No. 29-02501

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your permit for a water right transfer. This office is currently in the process of advertising the application in the Power County Press on November 5 & 12, 1992. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a transfer is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,


Harold W. Jones
Water Right Supervisor

HWJ:rb

RECEIVED

FEB 22 1994

19-Oct-1992

POWER COUNTY PRESS
PO BOX 547
AMERICAN FALLS ID 83211

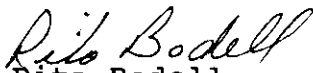
Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before November 23, 1992.

Yours truly,


Rita Bodell
Secretary/Office Coordinator

Encl.

10/22/92

FILE 22 111

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NO. 29-02501

Notice is hereby given that the J.R. Simplot Co. of Boise, ID, has applied to the Department of Water Resources to add a point of diversion to the following described water right(s) pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS RECORDED

Water Right No. 29-02501

Basis of Right: License

Source: groundwater

Priority Date: 4/12/1965

Amount of Water : 5.570 cfs

Use: Industrial

Points of Diversion: SESW SEC 7 T06S R34E(WELL #6), POWER COUNTY

Place of Use: E1/2SW W1/2SE SEC 7 T06S R34E, B.M.

WATER RIGHT CLAIMED IN SNAKE RIVER BASIN
ADJUDICATION:

Claim No. A29-02501

Basis of Right: License

Source: groundwater

Priority Date: 4/12/1965

Amount of Water : 5.570 cfs

Use: Industrial

Points of Diversion: NESW SESW SEC 7 T06S R34E, POWER COUNTY

Place of Use: E1/2SW W1/2SE SEC 7 T06S R34E, B.M.

WATER RIGHT & ADJUDICATION CLAIM
TO BE CHANGED AS FOLLOWS:

Points of Diversion: SESW(WELL #6) NESW(NEW WELL) SEC 7 T06S
R34E, POWER COUNTY

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before November 23, 1992.

R. Keith Higginson
Director

Published in the Power County Press on November 5 & 12, 1992.

Drilling Permit No. 29-92-C-0076.000

Water Right No. 29-02501

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

J. R. SIMPLOT COMPANY, Applicant, requests issuance of Drilling Permit prior to approval of a water right. The request is made for the following reason(s):

Refer to attached letter dated 9-17-92

Applicant understands that the drilling permit does not constitute a water right and does not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.

9-17-92

Date



Applicant's Signature

Secretary

Applicant's Title

Ident. No. 29-92-C-0076-000
Water Right No. 29-02501

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR DRILLING PERMIT

1. Name: MINERALS & CHEMICALS J.R. SIMPLOT COMPANY 208-232-6620
Address: PO BOX 912
POCATELLO ID 83204

Name: RUSSELL B GIMLIN PROJECT ENGINEER 208-000-0000
POCATELLO ID 83204

2. Proposed Well Location: NESW Sec. 7, Township 06S, Range 34E
POWER County

Street Address of Well Site: 1150 WEST HIGHWAY 30
POCATELLO ID

3. Proposed Use of Well: Non-Domestic
Any beneficial use not included within the definition of domestic.

4. Well Construction Information:
A. New Well
B. Proposed Surface Diameter 20 In. Proposed Maximum Depth 300 Ft.
C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)

5. Construction Start Date: 9/18/1992

6. Anticipated Well Driller: JACK CUSHMAN DRILLING INC
NOTE: The actual well driller must be identified prior to drilling.

7. Applicant's Signature Robert Whipkey Date 9-17-92
Title Associate Land and Development Group
(Owner, Firm Representative, Other)

Fee \$ 200.00 Received by J.Y. No. C025506 Date 09/17/92

RECORDED

FEB 22 1994

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is **APPROVED**

Date: **9/17/1992**

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

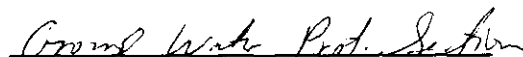
GENERAL CONDITIONS:

1. The well must be constructed or modified in compliance with the applicable statutes; specific conditions of approval shown on the water right permit, transfer, amendment, or injection well permit; and the rules and regulations of the Department for water appropriation, injection wells, and well construction.
2. This drilling permit is valid for two (2) months from approval date for the start of drilling.
3. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum distance of 50 feet and 100 feet respectively from a septic tank.
4. The well shall be constructed by a driller licensed in the State of Idaho.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85 F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

An approved water right transfer is required prior to diversion of water.


Signature of Authorized Dept. Representative


Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____

Expires On: _____



FEB 22 1994

Drilling Permit No. 29-92-C-0076-000
Water Right Permit No. 29-02501
Injection Permit No. _____

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) J. R. SIMPLOT COMPANY, MINERALS & CHEMICAL GROUP

2. Mailing Address P O BOX 912

City & State POCATELLO IDAHO Zip Code 83204 Telephone (208) 232-6620

(X) Well Owner () Well Operator () Other, specify _____

3. Proposed well location NE 1/4 SW 1/4, or Gov't Lot No. _____

Sec. 7, Twp. 49S, Rge. 34E, County POWER

Street Address of Well Site 1150 WEST HIGHWAY 30 - Pocatello

Lot, block and subdivision _____

4. Proposed use of well:

- () Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

(X) Non-Domestic: Any beneficial use not included within the definition of domestic. Industrial

() Injection

() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

() Other _____
(Describe)

5. Well construction information:

A. () New well () Deepen () Enlarge (X) Replace - See Condition 9

B. Proposed Surface Diameter 20 inch Proposed Maximum Depth 300 feet

C. Anticipated bottom hole temperature:

- (X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212° or more (Geothermal well)

RECEIVED

FEB 22 1994

6. Construction Start Date September 1992

7. Anticipated Well Driller JACK CUSHMAN DRILLING & PUMP COMPANY
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Russell B. Franklin, P.E. Date 9-11-92

Title Senior Project Engineer



CORPORATE HEADQUARTERS

September 17, 1992

Keith Higginson, Director
Department of Water Resources
1301 N. Orchard Street
Boise, ID 83706

HAND DELIVERED

Re: Expedited Approval / Water Right # A29-02501.

Dear Mr. Director:

The J. R. Simplot Company is requesting your assistance in obtaining an expedited approval for the granting of a drilling permit for a new well as an additional point of diversion on Water Right #A29-02501. This well is for our Pocatello fertilizer plant.

We recently ran a pump test on the Well #6 at the plant. Over a 12-hour period the water level dropped from 68 feet to 164 feet, which is very close to the pump location. This drop has us very concerned about the reliability of our present water supply at Pocatello as the complete loss of this well would have a serious negative impact on the plant operations.

Well #6 is used in conjunction with two other wells, all of which are pumped into one pipeline to supply the plant with the water used in the fertilizer manufacturing process. The other two wells, which are located to the north of #6, are not now experiencing draw down problems. We are requesting the Department of Water Resources promptly grant us a drilling permit for a new well as an additional point of diversion on Water Right #A29-02501 (Well #6).

The new well will be drilled approximately 600 feet north and 420 feet west of #6. It will be plumbed into the existing system with the other wells. It is our intention to use the new well to supply the water licensed for Water Right #A29-02501, keeping the original well drilled as an alternate source in case of a future failure in pumping capacity in any of the other wells.

Since the new well is to be drilled in a different quarter quarter from that of the original well, the Department of Water Resources requires the filing of an Application For Transfer Of Water Right. The normal turnaround time to process this application is 6 to 8 weeks. Under the circumstances, that is a critically long period for our plant. We have completed this Application for Transfer and are submitting it with the Application for Drilling Permit.

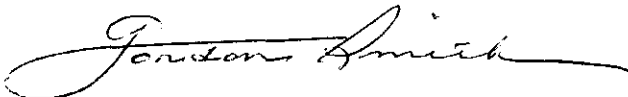
FEB 22 1994

HIGGINSON
REQUEST
09/17/92
PAGE 2

In filling out the Application for Transfer it appears the original water right was incomplete as it was filed in the Adjudication . Consequently, while we are requesting that the Department issue a drilling permit immediately, we are also requesting that this Application for Transfer be held until we can determine whether the filing was correct. We will keep the Department advised, and if there was an error we will move quickly to file a corrected claim of water right.

Thank you for your prompt assistance and cooperation. If you should have any questions in this matter please do not hesitate to call me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gordon C. Smith", written in dark ink.

Gordon C. Smith
President and CEO

encl: Application for Transfer
Application for Drilling Permit

FEB 22 1994

March 20, 1978

Mr. Boyd B. White
McDevitt, McDevitt & Meyers
P.O. Box 4747
Pocatello, Idaho 83201

Dear Mr. White:

Please refer to your letter of March 15th wherein you have requested information regarding J. R. Simplot Company deep water wells in the SW $\frac{1}{4}$, Sec. 7, T6S. R34E.

You will find attached copies of the 3 wells located in the above description. There have been no transfers on these licenses.

The charge for the copies of the licenses is \$1.00 which you may remit to this office at your earliest convenience.

Sincerely,

Marcia L. Brown
Records Supervisor

mlb
Enc.

RECORDED

MAR 21 1978

MCDEVITT, MCDEVITT & MEYERS

ATTORNEYS AT LAW
7th & LANDER
POST OFFICE BOX 4747
POCATELLO, IDAHO 83201

B. A. McDEVITT
HERMAN J. McDEVITT
M. JAY MEYERS
BOYD B. WHITE

AREA CODE 208
TELEPHONE 233-4121

March 15, 1978

RECEIVED

MAR 17 1978

Ms. Marcia L. Brown, Supervisor
Department of Water Resources
State Office
373 West Franklin Street
Boise, Idaho 83720

Department of Water Resources

Re: Beneficial use made from J. R. Simplot Company,
Pocatello, Idaho, deep-water wells

Dear Ms. Brown:

I appreciate your answer to my earlier letter. However, I have been unable to spend time in Boise as I originally thought possible.

The J. R. Simplot Company, located west of Pocatello, Idaho, in Power County, has indicated that they have three deep-water wells on the property from which they draw their water. An approximate legal description would find those wells in the SW $\frac{1}{4}$ of Section 7, Township 6 South, Range 34, E., Boise Meridian.

What we are interested in is identifying the amount of water that may be pumped from each well for beneficial use for the J. R. Simplot Company. If you do not have ready access to that information, could you identify some state office in the vicinity of Pocatello that may have such information.

Thank you for your assistance.

Sincerely,



BOYD B. WHITE

/men

RECEIVED

MAR 21 1978

WELL LOG

From Feet	To Feet	Type of Material	Water-bearing Formation Are Yes or No	Casing Perforated Are Yes or No
0	5	Soil		
5	10	Rock an dirt		
10	30	Gravel an sand		
30	40	Gravel an olay, brown		
40	50	Yellow olay		
50	60	White olay		
60	70	Brown olay an gravel		
70	94	Clean sand angravel an water	yes	yes
94	70	First water		yes
94	100	Brown soft olay	no	yes
100	110	Brown hard sandy olay	no	no
110	115	Clean gravel	yes	yes
115	120	Brown olay an sand	no	no
120	125	Brown olay an boulders	no	yes
125	130	Gravel	yes	yes
130	135	Dry brown sand	no	no
135	138	Dry brown olay	no	yes
138	144	Gravel, sand an water	yes	yes

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is complete, true and correct to the best of my knowledge and belief.

Signed Ivan Bortz

By _____

License No. 51

Dated _____, 19____

Well Driller's Helper _____

32314

WELL LOG AND REPORT BY
IVAN BORTZ

LICENSED DRILLING CONTRACTOR
Grace, Idaho

RECEIVED
JUN 29 1959
Department of Reclamation

Permit No. 8746 G 32316 Well No. _____ County _____ Power _____
Owner J.R. Simplot Fertilizer Co.
Address Pocatello, Idaho
Driller Ivan Bortz
Address Grace, Idaho
Well location S/E $\frac{1}{4}$ S/W $\frac{1}{4}$ Sec. 7, T. 6 N/S, R. 34 E/W
Size of drilled hole 2 0"
Total depth of well 225ft.

Locate Well In Section

NW $\frac{1}{4}$	NE $\frac{1}{4}$
Sec. _____	
SW $\frac{1}{4}$	SE $\frac{1}{4}$

Give depth to standing water from the ground 70ft. Water temp. _____ °Fahr.

Test delivery was 2,000 g.p.m. or _____ c.f.s. Drawdown was _____ feet. Pump ☒ Bail _____

Size of pump and motor used to make test Not enough water to make test. Cased an abandoned, Pipe isn't perforated.

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____
(TYPE AND SIZE OF VALVE, ETC.)

Water will be used for Industrial Weight of casing per lineal foot _____

Thickness of casing 5/16" Casing material Steel pipe
(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 20" O.D. from -2 to 220ft.
(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

drilled with cable rig. Back filled with cuttings.

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
20"	-2	220		Casing shoe on bottom of pipe.

Number and size of perforations none located _____ feet to _____ feet from ground

Date of commencement of well Mar. 10, 1959 Date of completion of well Mar. 20, 1959

RECEIVED

SHEET NO. 2

Well Owner J. R. Simplot, Fort. 1101

Well Driller Ivan Bortz

Well Location S/W $\frac{1}{4}$, S/E $\frac{1}{4}$, sec. 5, T-6
R- 34 E.

WELL LOG

[illegible]

323/10

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that J. R. SIMPLOT COMPANY
of Boise, County of Ada, and State of
Idaho, the holder of Permit No. G-32316, issued upon
Application No. G-40464, bearing date of priority of Apr 11, 12, 1965, authorizing the
diversion of 5.57 second feet of waters of a well,

County of Power....., State of Idaho, for .. industrial.....
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 5.57..... second feet of the waters of .. a well, tributary of.....
subterranean flow;.....

that the point of diversion of said waters is in the SE¹/₄SW¹/₄, Sec. 7, T. 6 S,
R. 34 E, B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: Industrial use at E¹/₂SW¹/₄, W¹/₂SE¹/₄, Sec. 7, T. 6 S., ... R. 34 E., B.M.

Proof of Completion of Works Made: June 22, 1965.

Witness my hand this 20th day of April, A.D. 19 67

State Reclamation Engineer

32316

Permit No. G-32316.....

Certificate of Completion
of Works

Dated April 20....., 19 67....

Stream Subterranean.....

County Power.....

Amount 5.57 c.f.s.....

Date of Priority April 12, 1965....

Recorded in Book ...113.....

of.....Permits....., page 32316....

J. R. SIMPLOT COMPANY
MINERALS AND CHEMICAL DIVISION
P. O. BOX 912
POCATELLO, IDAHO 83201

RECEIVED
APR 20 1967
Department of Reclamation

April 18, 1967

Mr. Donald W. McEldowney
Water Rights Clerk
Department of Reclamation
107 State House
Boise, Idaho 83701

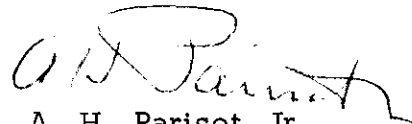
In Re: Permit Nos. 32316 and 32317

Dear Mr. McEldowney:

Enclosed is the \$20.00 requested by your letters of April 10, 1967
directed to the attention of Mr. Winans.

Please issue the Certificate of Completion of Works and the License
and Certificate of Water Right for the subject permits.

Sincerely,


A. H. Parisot, Jr.

cl

enclosure

cc: R. M. Winans
Bill Hahn

32317

STATE IDAHO

Department of Reclamation

check
N^o G-11547Boise, Idaho, April 20, 1967RECEIVED
FROMJ. R. Simplot Co. of Bocatello, Idaho 20.00
Twenty Dollars and no/100 DOLLARS

FOR

Well Driller's License Fee	- \$		
Application No.	- \$		
Proofs <u>4-32316 4-32317</u>	- \$	<u>20</u>	<u>00</u>
Certified Copy	- - - \$		
Recording Assignment	- - - \$		
	- - - \$		
TOTAL	- - - \$	<u>20</u>	<u>00</u>


STATE RECLAMATION DEPARTMENT

J. R. Simplot
c/o R. M. Winans
Box 2777
Boise, Idaho

Dear Mr. Winans:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-32316 shows the well(~~is~~) is (~~are~~) capable of conveying 319 miner's inches, or 6.38 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 10.00, we will issue the Certificate of Completion of Works for \$ 5.57 c.f.s. and the License and Certificate of Water Right for \$ 5.57 c.f.s. confirming the right, with priority of April 12, 1965, to the use of subterranean water with the point of diversion in SE 1/4 SW 1/4, Sec. 7, T. 6 S, R. 34 E, B.M. for industrial purposes.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

32316

April 10, 1967

RE: Permit No. G-32316

J. R. Simplot
c/o R. M. Winans
Box 2777
Boise, Idaho

Dear Mr. Winans:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. ~~G-32316~~ shows the well(~~8~~) is (~~219~~) capable of conveying ~~319~~ miner's inches, or ~~6.38~~ c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 10.00, we will issue the Certificate of Completion of Works for ~~5.57~~ c.f.s. and the License and Certificate of Water Right for ~~5.57~~ c.f.s. confirming the right, with priority of April 12, 1965, to the use of subterranean water with the point of diversion in ~~SE 1/4 SW 1/4~~ Sec. 7, T. 6 S, R. 34 E, B.M. for industrial purposes.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:rw

32316

26271

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

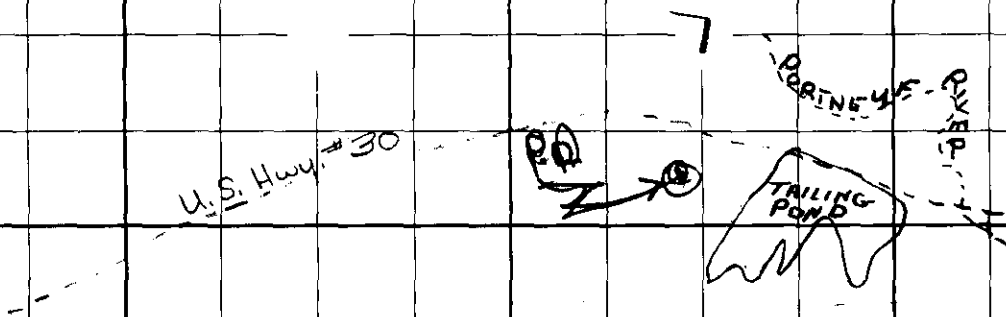
PERMIT NO. G-32316 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use ✓

J. R. Simplot ✓
c/o R. M. Winans ✓
Box 2777 ✓
Boise, Idaho ✓

R 34 E

T
6
S



$8\frac{1}{2} \times 24\frac{1}{4}$; $24\frac{1}{2} \times 8\frac{1}{4}$

Area = Industrial

~~Sub. #~~

allow $Q = 5.57 \text{ c/s}$

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

Permit No. G-32316

This proof is for Comp. of Works & Bene. Use

In Water District No. _____

1. Name of applicant J. R. Simplot Company

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 7

T. 6S R. 34E County of Power

4. Describe works as they exist, giving dimensions and capacities of same: Well #6 =

Johnston 200 H.P. Motor Frame 262485 P.V. # B1102

Fac. Gunks Horse pump F.M. Ps 7786

H = 71'

5. Water is used for: Industrial purposes

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

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

E 1/2 SW 1/4, W 1/2 SE 1/4, Section 7, T6S-R34E-M Making a total of _____ acres.

Well 20" I.D. Being reduced to 18" Steel casing, encased in cement to close out impure surface water.
Well driller Ivan Bortz.

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

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

Remarks: Mr. George Talevich along

Mr. Talevich reports that when all 3 of the plants pumps are in operation Well #6 produces 2125 G.P.M. however, when just two of the 3 wells are in operation well #6 produces 2875 G.P.M.

Normal operation is reported to be two well operation.

2875 G.P.M. = 319 miners inches = 6.38 cfs

other permits B-24271 & G-32317

This examination was made on the 22 day of July, 1967

(Signed) Donald W. McElroy
Examiner.

32316 2nd plat.

Well #6 21256PH.

2875
Toluson 3 stage

200 MP. F.M. 440

Frame ZG 2485 PV

No. B 1102

Fairbanks Moos

F.M. PS 7736
pump.

20" well
Being reduced to 18"
of new casing & cement.

Ivan Bortz. Driller

22316

INSTRUCTIONS TO EXAMINERS

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

Industrial
J. R. Simplot Co. 220' x 20" OD
Box 2777 ✓
Boise, Idaho ✓ 5/16" walls
Permit No. G-32316 ✓ h 67'

Examination for Comp. of Works & Bene. Use ✓

County _____ Power ✓

Quantity: 5,570 SEC. FT.
Sec. 7 ✓ T. 68 ✓ R. 34E ✓

Source: SUBTERRANEAN

P.D.: SESW, SEC. 7, 6S-34E

Use: INDUSTRIAL PURPOSES

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: Apr 12, 1965

Due: APRIL 16, 1970

Made: June 22, 1965
Priority: April 12, 1965

June 29, 1965

Re: Permit No. G-32316
J. R. Simplot Co.

J. R. Simplot Co.
c/o R. M. Winans
Box 2777
Boise, Idaho

Dear Mr. Winans:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the POWER COUNTY PRESS, all submitted in proof of completion of works and beneficial use on Permit No. G-32316

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: et

32316

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF POWER. }

ss.

JUN 28 1965

Department of Reclamation

Phyllis Ringe 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 4
successive weekly issues thereof, the date of the first publica-

tion being the 20th day of May, 1965

the date of last publication being the

10th day of June, 1965

(Signed) Phyllis Ringe

Subscribed and sworn to before me this

11 day of June, 1965

W. R. Sparks
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

22 day of October, 1967

32310

NOTICE TO BE PUBLISHED IN THE
22nd day of June, 1965, at J.R.
Simplot Company Plant on
Highway 30 west of Pocatello,
County of Power, State of Ida-
ho before William H. Hahn,
Notary Public, at (address)
Pocatello, Idaho, proof will
be submitted of the comple-
tion of works for the diver-
sion of 5.570 cubic feet per
second of underground water
from a well, and of the appli-
cation to beneficial use of
said water, in accordance
with the terms and conditions
of Permit No. G-32310, hereto-
fore issued by the Depart-
ment of Reclamation of the
State of Idaho.

1. The name and postoffice
address of the person or cor-
poration holding said permit
is J.R. Simplot Company,
Box 2777, Boise, Idaho.

2. Said works of diversion
will be fully completed on the
date for such completion, and
the amount of water which
said works are capable of
conveying to the place of use
is 5.570 cubic feet per second.

3. The use to which said
water has been applied is in-
dustrial purposes and the a-
mount applied to beneficial use
is 5.570 cubic feet per second.

4. The point of diversion of
said water is SE1/4SW1/4, Sec-
tion 7, Township 6 South,
Range 34 East, Boise Meri-
dian

5. The place where said wa-
ter is used is The J.R. Sim-
plot Company plant situated
in the E1/2SW1/4 and W1/2-
SE1/4, Section 7, Township 6
South, Range 34 East, Boise
Meridian, Power County, Ida-
ho.

6. The date of priority which
said user is prepared to estab-
lish is April 12, 1965

Affidavit of Publication

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

William H. Hahn being first duly sworn
on oath, states:

That _____ is the _____
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 _____ day of _____, 19____
the date of last publication being the
_____ day of _____, 19____

(Signed) _____

Subscribed and sworn to before me this

11 day of June, 1965

Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

22 day of October, 1967

Published in the Power
County Press, May 20, 27,
June 3 and 10, 1965, for

NOTICE OF PROOF OF
COMPLETION OF WORKS
AND APPLICATION OF WA-
TER TO BENEFICIAL USE.
NOTICE IS HEREBY given
that at 11:00 A.M., on the
22nd day of June, 1965, at J.R.
Simplot Company Plant on
Highway 30 west of Pocatello,
County of Power, State of Ida-
ho before William H. Hahn,
Notary Public, at (address)
Pocatello, Idaho, proof will
be submitted of the comple-
tion of works for the diversion
of 5.570 cubic feet per
second of underground water
from a well, and of the appli-
cation to beneficial use of
said water, in accordance
with the terms and conditions
of Permit No. G-32316, here-
tofore issued by the Depart-
ment of Reclamation of the
State of Idaho.

1. The name and postoffice
address of the person or cor-
poration holding said permit
is J.R. Simplot Company,
Box 2777, Btise, Idaho.

2. Said works of diversion
will be fully completed on the
date for such completion, and
the amount of water which
said works are capable of
conveying to the place of use
is 5.570 cubic feet per second.

3. The use to which said
water has been applied is In-
dustrial, purposes and the a-
mount applied to beneficial use
is 5.570 cubic feet per second.

4. The point of diversion of
said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec-
tion 7, Township 6 South,
Range 24 East, Boise Meri-
dian

5. The place where said wa-
ter is used is The J.R. Sim-
plot Company plant situated
in the E1/2SW $\frac{1}{4}$ and W1/2-
SE $\frac{1}{4}$, Section 7, Township 6
South, Range 34 East, Boise,
Meridian, Power County, Ida-
ho.

6. The date of priority which
said user is prepared to esta-
blish is April 12, 1965

by: CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

JUN 28 1965

Department of Reclamation

Permit No. G-32316

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Completion of Works
* * * * *

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: A. Dale Dunn,
Residing at 310 Los Altos Drive, Pocatello, Idaho; Plant Manager of
J. R. Simplot Company plant, P. O. Box 912, Pocatello, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business
(if a foreign corporation, give name of postoffice of statutory agent), your position
with reference to same, and your authority for appearing in its behalf: J. R. Simplot
Company, a Nevada Corporation; L. E. Haight registered agent, P. O. Box 2777, Boise, Idaho.
I am plant manager of the J. R. Simplot Company operation holding permit and am authorized
by the Company to appear.

Ques. 3. State number, approval date of permit, and date of priority you propose to
establish under the permit; G-32316; Approved April 16, 1965; Priority April 16, 1965

Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and range:
SE 1/4 SW 1/4, Section 7, T. 6 S., R. 34 E., B.M.

Ques. 5. Describe your works of diversion: Well; deep well turbine pump; 12" pipe
; state amount of water they are capable of con-
veying from point of diversion to place of use 2500 gpm. ^(5.570 Sec. ft.) Give name of canal or ditch
or other works by which water is conducted to such place of use: None
; if a well, state depth of well 275 feet ; depth and size of cas-
ing: 220' of 20" OD, 5/16" wall ; depth to water 67 feet ; if pump is used,
state discharge of pump: 2500 gpm ; tell how it was measured or determined: orifice
plate ; if sprinkler irrigation, give number and size of nozzles and
operating pressure:

Ques. 6. State for what purpose water is used: Industrial purposes
If for irrigation, name each subdivision in which used and number of acres in each
subdivision that have actually been irrigated with said water :

State nature of all improvements which have been made as a direct result of said use:

Expansion of phosphate fertilizer manufacturing facilities; installation of sulfuric acid
and anhydrous ammonia manufacturing facilities.

32316 H

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

Ques. 7. If for other than irrigation purposes, state purpose and how used:
Industrial Purposes;
Washing; cooling; boiler feed; fire protection; sanitation

Ques. 8. What is the minimum amount of water required for the purpose specified above:
21,000 gpm (includes recirculated water)

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

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: April 16, 1965, 2500 gpm Time used since first use:
Continuously, 24 hours per day (except when pump repairs required)

Ques. 11. Describe all other water rights appurtenant to same place of use:
Permit G-32317 3500 gpm; License #26271 3000 gpm; well #3, 1100 gpm FMC ditch waste water, 1000 gpm.

(sign) *Ivan Bortz*

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

Simplet Plant Office, County of Cover
State of Idaho, on this 22nd day of June, A.D. 1965.

William H. Hahn

My Commission expires: Nov. 25, 1966

32316

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-32316

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Application of Works

DEPOSITION OF WITNESS

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

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

Keith A. Bithell; Age-43; Residence - Pocatello Creek, Pocatello, Idaho; Occupation --
Plant Engineer J. R. Simplot Company, P. O. Box 912, Pocatello, Idaho

Ques. 2. Are you acquainted with J. R. Simplot Company, the holder of

Permit No. G-32316? How long have you known him and where does he reside:

I have been familiar with J. R. Simplot Company for about 15 years; its principal place
of business is at Boise, Idaho

Ques. 3. Have you read or heard said Permit No. G-32316 read, and are you familiar

with its provisions and conditions: Yes: XX No: _____

Ques. 4. State source of water supply: Subterranean

State place of diversion: SE 1/4 SW 1/4, Section 7, T. 6 S., R. 34 E., B. M.

Describe works for conveying water to place of use: Well; deep well turbine pump; 12" pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 5.570 How much water have you seen being so

conveyed: 5.570 second feet

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

N/A

32316

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

Washing; cooling; fire protection; sanitation

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

N/A

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

Ques. 10. When did you first see this water used: When well was tested

Other times you have seen such use: Every day except days when I have been away from the Simplot Plant.

(Signed)

Keith A. Bithell

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 Simplot Plant

Office, County of Power, State of Idaho, on this 22 day of June
A. D., 1965

William F. Zahn
Notary Public for State of Idaho

Residing: Bozelle, Idaho

My commission expires: Nov 25, 1966

32316

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-32316

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

O. C. Finkelnburg; Age-44; Residence - 231 West Siphon, Pocatello, Idaho; Occupation --
Plant Superintendent, J. R. Simplot Company; P. O. Box 912, Pocatello, Idaho

Ques. 2. Are you acquainted with J. R. Simplot Company, the holder of

Permit No. G-32316 ? How long have you known him and where does he reside:

I have been familiar with J. R. Simplot Company for 20 years; its principal place of
business is at Boise, Idaho

Ques. 3. Have you read or heard said Permit No. G-32316 read, and are you familiar

with its provisions and conditions: Yes: XX No:

Ques. 4. State source of water supply: Subterranean

State place of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, T. 6 S., R. 34 E., B. M.

Describe works for conveying water to place of use: Well; deep well turbine pump; 12" pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 5.570 How much water have you seen being so

conveyed: 5.570 second feet

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

N/A

32316

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

Washing: cooling: fire protection: sanitation

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

N/A

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

Ques. 10. When did you first see this water used: When well was tested

Other times you have seen such use: Every day except days when I have been away from the Simplot Plant.

(Signed)

Osman C. Fuchsberg

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 Simplot Plant

office, County of Power, State of Idaho, on this 27 day of June,
A. D., 1962. 1965

William H. Hahn

Notary Public for State of Idaho

Residing: Bozelle, Idaho

My commission expires: Nov. 25, 1966

32316

May 20, 1965

Permit No.
Re: G-32316, G-32317

J. R. Simplot Company
P. O. Box 2777
Boise, Idaho

Attn: R. M. Winans

Dear Mr. Winans:

Enclosed are the Applications for Amendment to the
Point of Use, which have been recorded in this office

Departmental Receipt was handed to you in this office,
covering the fee of \$2.00 for recording. (Receipt No. G-9262)

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendments

32316

Application for Amendment

POINT OF USE

~~LAND LIST~~

Permit No. G-32316

Comes now J. R. SIMPLOT COMPANY, and represents
to the STATE RECLAMATION ENGINEER of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho, No. G-32316, and requests that the ^{point of use} ~~text of said permit be changed~~,
as described in said permit, be changed to read as follows:

E 1/2 SW 1/4, W 1/2 SE 1/4, Sec. 7, T. 6 S., R. 34 E., E. M.

_____, making a total of _____ acres.

That an additional amount of water is not asked for, and that the rights of others
will not be adversely affected by such change.

Signed at Boise, Idaho this 10th day of May, 1965

J. R. SIMPLOT COMPANY

BY: [Signature]

Date of receipt at office of Department of Reclamation May 11, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy
I, ~~Robert C. Barber~~, State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to Appropriate the Public
Waters of the State of Idaho, No. G-32316. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers, and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Recorded in Book 113 of
Permits, at Page 32316
May 19, 1965

[Signature]
Deputy
State Reclamation Engineer

32316

RECEIVED
MAY 10 1965

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 7, 1965

(P. O.) Box 912 - Pocatello, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Power County Press of
American Falls, Idaho published in the
county in which the works are situated.

J. R. SIMPLOT COMPANY

By: A. L. Jamieson

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

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

Engineer

32314

RECEIVED
MAY 10 1965

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

Department of Reclamation

Notice is hereby given that at 11:00 A.M., on the 22nd day of June,
1965, at J. R. Simplot Company Plant
on Highway 30 west of, County of Power, State of Idaho
Pocatello
before William H. Hahn, Notary Public, at (address) Pocatello,
Idaho, proof will be submitted of the completion
of works for the diversion of 5.570 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-32316, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is J. R. Simplot Company, Box 2777, Boise, Idaho

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 5.570 cubic feet per second.

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

4. The point of diversion of said water is SE 1/4, Section 7, Township 6 South,
Range 34 East, Boise Meridian

5. The place where said water is used is The J. R. Simplot Company plant situated
in the E 1/4 and W 1/4, Section 7, Township 6 South, Range 34 East, Boise, Meridian,
Power County, Idaho.

6. The date of priority which said user is prepared to establish is April 14, 1965

CARL E. TAPPAN

State Reclamation Engineer

32310

GENERAL OFFICES
J.R. SIMPLOT COMPANY

805 IDAHO STREET
BOX 2777

BOISE, IDAHO

May 10, 1965

RECEIVED
MAY 11 1965

Department of Reclamation

State Reclamation Engineer
Room 107 - Statehouse
Boise, Idaho

Attention: Mr. Bosch

Subject: Permit Amendments - G-32316 and G-32317

Reference is made to our telephone conversation concerning subject amendments. I am enclosing for your handling Application for Amendment - Point of Use Forms - covering Permits G-32316 and G-32317.

Yours very truly,

R. M. Winans

R. M. Winans

RMW:mc
cc: Al Parisot - Pocatello

32310

Re: Permit No. **G-32316**
J. R. Simplot Company

Date: **May 11, 1965**

Power County Press,
American Falls, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to **June 22, 1965**
the date set for proof; the expense of the publication is to be paid
by the applicant **J. R. Simplot Company**
of **Box 2777, Boise, Idaho** to whom you should
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

32316

(Office Yellow Copy)

May 11, 1965

Re: Permit No. **G-32316**

J. R. Simplot Company
Box 912,
Pocatello, Idaho,

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. **G-32316**. The proofs are to be made at **11:00** o'clock **A.M.**, on the **22nd** day of **June**, 19**65**, before **William H. Hahn, J.R. Simplot Co. Plant, Hwy. 30, West of Pocatello**, Notary Public.

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

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

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary
cc: **J. R. Simplot Co.,**
Box 2777
Boise, Idaho

32316

J. R. SIMPLOT COMPANY

MINERALS AND CHEMICAL DIVISION

P. O. BOX 912

POCATELLO, IDAHO 83201

May 7, 1965

RECEIVED
MAY 10 1965

Department of Reclamation

State of Idaho
Department of Reclamation
State House
Boise, Idaho

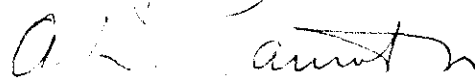
Attention: Carl E. Tappan,
State Reclamation Engineer

Re: Permits G-32316 and G-32317

Gentlemen:

Enclosed are the completed forms 11 and 36 covering the
subject permits.

Yours very truly,



A. H. Parisot, Jr.

AHP:as

Enclosures

3-2316

April 22, 1965

Re: Permit No. G-32316 and G-32317
J. R. Simplot Company

Mr. R. M. Winans,
J. R. Simplot Co.,
Box 2777,
Boise, Idaho.

Dear Mr. Winans:

We enclose Permit No. G-32316 and G-32317 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-9199 which was issued covering payment in the amount of \$ 213.00 for the filing fee of the above mentioned permits.

Very truly yours,

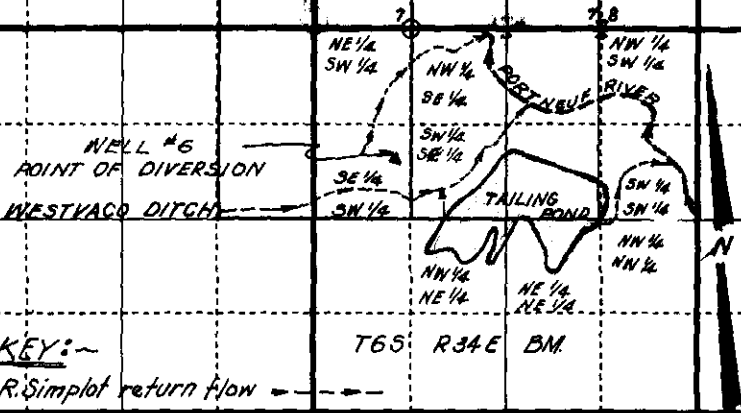
CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

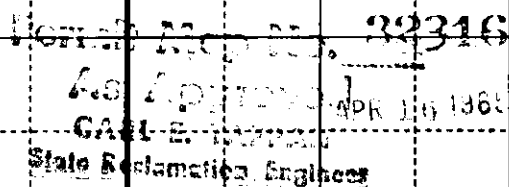
Encl.
EPR:pmk

P.S. You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

32316



Portrait Map No. 32316
AS APPROVED APR 16 1968
CARL E. TAPPAN
State Reclamation Engineer

Form No. 0

22314

JAMES A. HIGGINS, ENGINEER

625 University Drive
Pocatello, Idaho
Jan. 5, 1965

WELL LOCATION DESCRIPTION

J.R. SIMPLOT CO.

Well No. 6

Located in the $SE\frac{1}{4}$ $SW\frac{1}{4}$ of Section 7, T6S, R34E, BM.,
more particularly described as follows:

Commencing at the South Quarter Corner of said Section
7, thence North along the Meridional Centerline of said Section 7,
a distance of 1325.13 ft. to the South $1/16$ th Corner of said
Section 7, the true point of beginning;

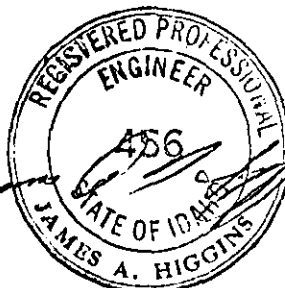
Thence $S22^{\circ} 37' W$ a distance of 546.94 ft. to the said
Well No. 6 .

Permit Map No. 232316

As Approved

CARL E. TAPPAN APR 16 1965

State Reclamation Engineer



1/5/65

32316

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE. NOTICE IS HEREBY given that at 11:00 A.M., on the 22nd day of June, 1965, at J.R. Simplot Company Plant on Highway 30 west of Pocatello, County of Power, State of Idaho before William H. Hahn, Notary Public, at (address) Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of 5.570 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32316, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is J.R. Simplot Company, Box 2777, Btise, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.570 cubic feet per second.

3. The use to which said water has been applied is Industrial, purposes and the amount applied to beneficial use is 5.570 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, Township 6 South, Range 34 East, Boise Meridian

5. The place where said water is used is The J.R. Simplot Company plant situated in the E1/2SW $\frac{1}{4}$ and W1/2-SE $\frac{1}{4}$, Section 7, Township 6 South, Range 34 East, Boise, Meridian, Power County, Idaho.

6. The date of priority which said user is prepared to establish is April 12, 1965

by: CARL E. TAPPAN
State Reclamation Engineer