

RECEIVED

MAR 28 1973

Department of Water Administration

Affidavit of Publication

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Frank N. Rawlings, 619 Idaho Bldg., Boise, Idaho has received an approved Permit No. 33517/02-2409 issued by the Idaho Department of Water Administration authorizing the diversion of 4.8 cubic feet per second of water from the Snake River. The priority to be established under this permit is March 16, 1967, and the permit was approved March 17, 1967.

Water is to be diverted by pump and canal from a point within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 5 S., Rge. 4 E., B. M., Elmore County, to be used for irrigation purposes in the S $\frac{1}{2}$ of Sec. 16, Twp. 5 S., Rge. 4 E., B. M.

Proof of the application of the water to beneficial use was

submitted to the Department on February 6, 1969. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice.

R. KEITH HIGGINSON
Director

Published in the Mountain Home News, Mountain Home, Idaho, on October 12 and October 19, 1972.

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

2 consecutive weeks, the first publication having been made on the 12 day of October, 1972, and the last publication having been made on the 19 day of October, 1972; every Thursday issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

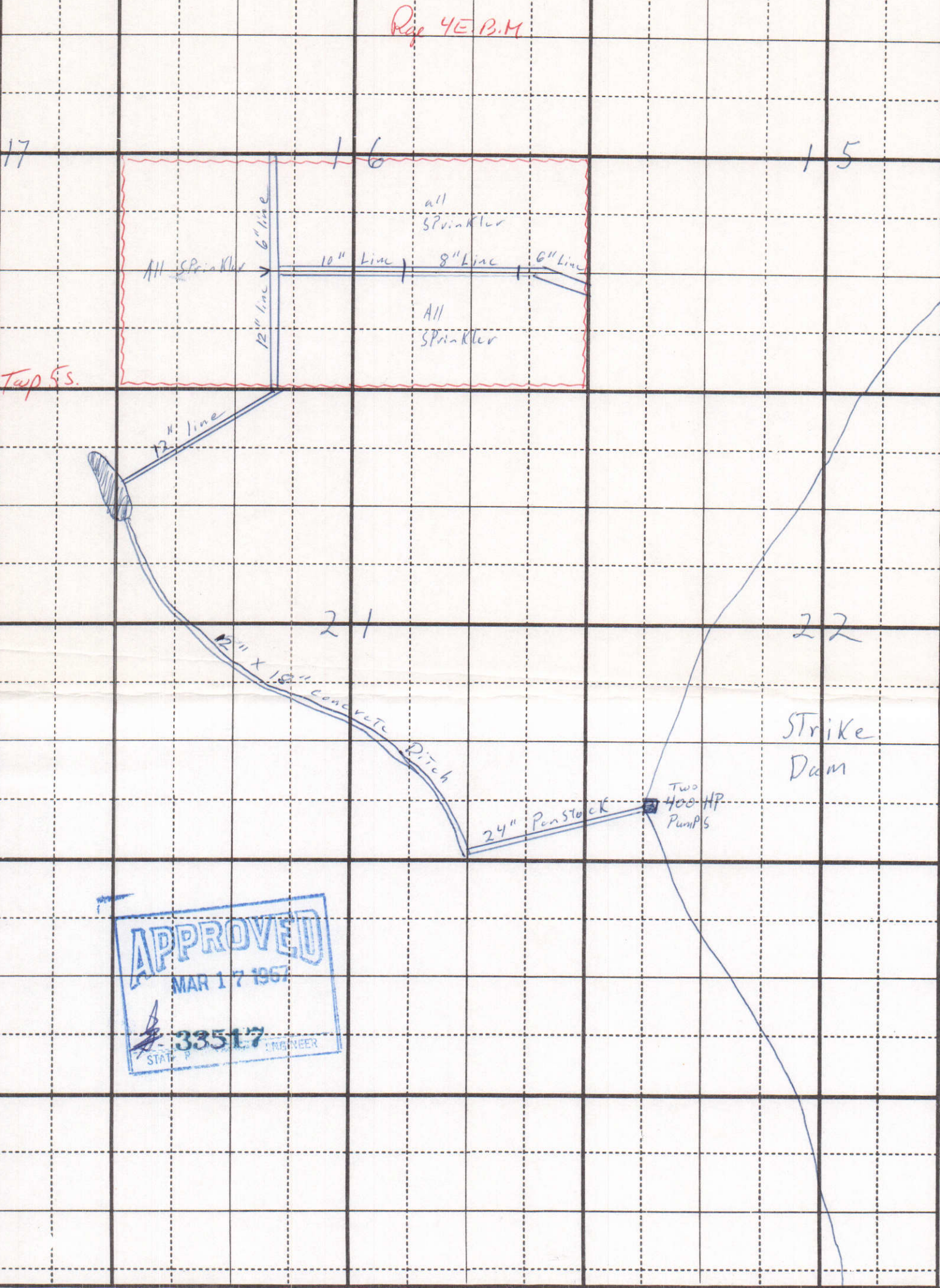
Lloyd S. Waters

Subscribed and sworn to me this 19 day of October, 1972

Clarence M. Waters
Notary Public



02-2409



APPROVED
MAR 17 1957
33517
ENGINEER

base-co

R. 4 E

T.
5
S

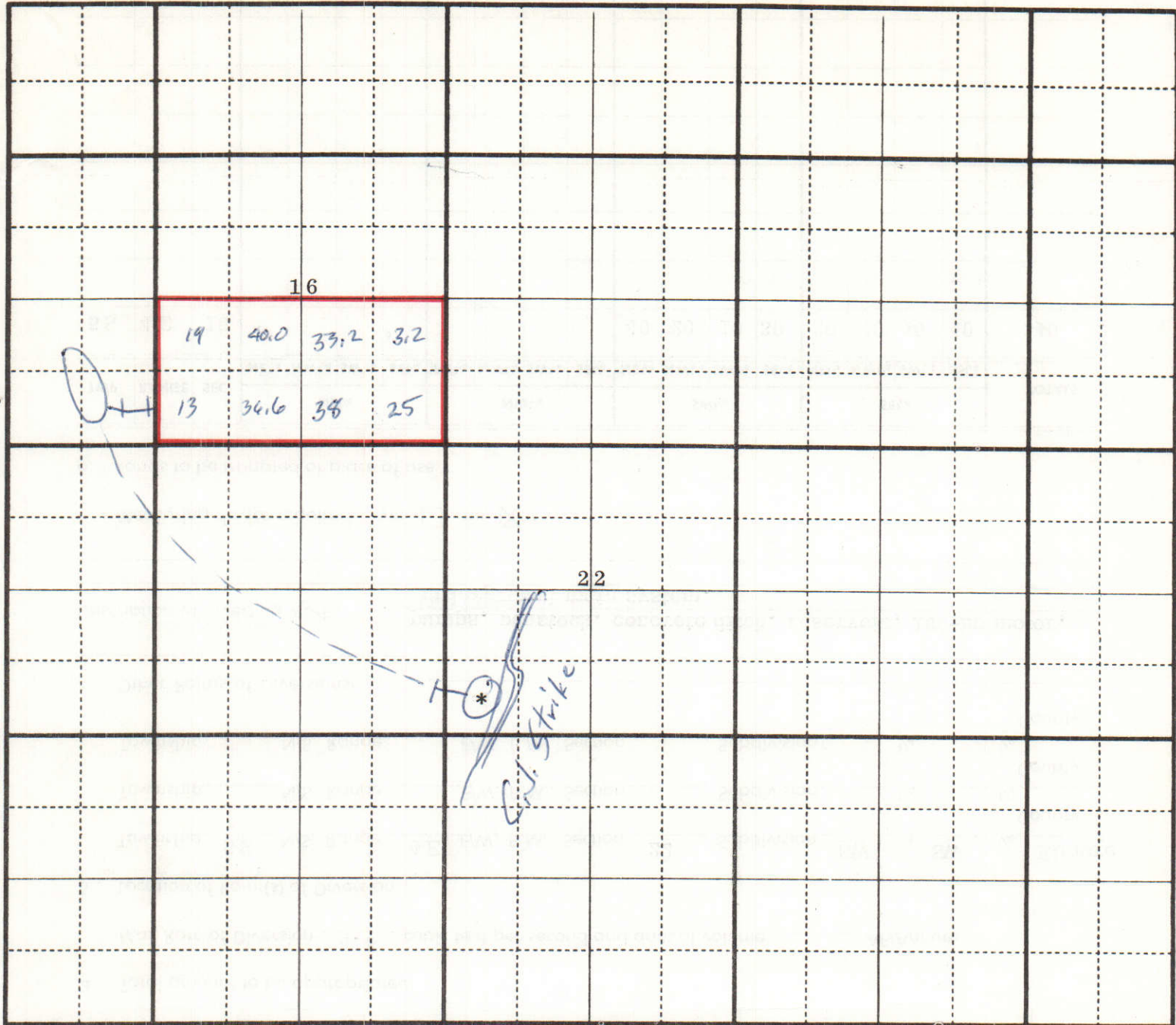


Diagram of System

Ralph Crosley

Lines

 18×32

9/64

RB 30

Two Verti-Line 3840 GPM Pumps @ 1770 RPM

Two 400 HP G/E Motors / Model SK6326XC161A Ser # CAJ 310007
" " " " " "

1775 RPM, 2300 Volt, 3 ph.

One Peerless Pump w 200 HP G/E motor (Mod) 5K6278XH2A Ser AH119106

1770 RPM

14" discharge into $\approx$ 30" penstock (Approx 250-300' lift) into
 $\approx$ 1 mile of concrete ditch to pond

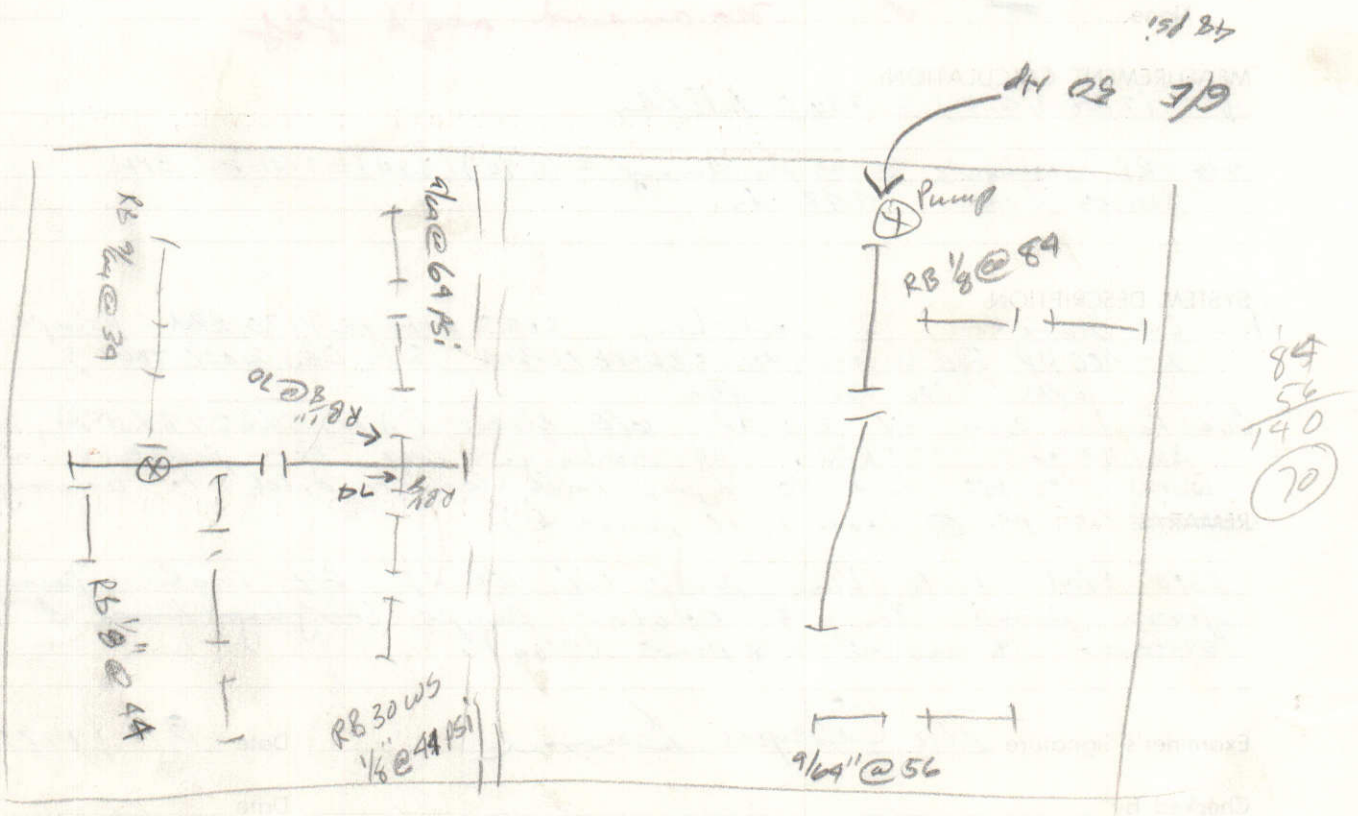
135 PSI at bottom of penstock

2300 GPM Verti-Line vclift pump from Pond

Model 14RM w/ 100 HP "6/E" Motor Model 52627-XH3A

12" riser & 12" mainline

3 booster pumps



02-2409

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 33517/02-2409 Priority March 16, 1967 Amount 4.16 cfs

THIS IS TO CERTIFY, that FRANK N. RAWLINGS
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 33517/02-2409 issued pursuant to Application for Permit dated March 16, 1967,
and has submitted proof to the Department of Water Administration on February 6, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 4.93 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 4.16 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 4.16 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, Twp. 5 S, Rge. 4 E, B.M.

in the county of Elmore; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 936 acre feet per year or _____
4.5 acre feet per acre.

Description and location of place of use:

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 $\frac{1}{4}$	
5 S	4 E	16									40	19	13	37	3	33	38	25	208

Total number of acres irrigated 208

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 3rd day of

January, 19 74.


Director

02-2409

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

2 consecutive weeks, the first publica-
tion having been made on the 12 day
of October, 1972, and
the last publication having been made on the
19 day of October,
1972; every Thursday issue of the paper
during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this 19
day of October, 1972

Vivian M. Waters
Notary Public

02-2409

**NOTICE OF EXHAUSTING
WATER PERMIT**

Water is to be diverted by
pump and canal from a point
within the SW 1/4 SW 1/4, Sec. 10,
Twp. 5 N., Rge. 4 E., S. 23
Elmore County, to be used for
irrigation purposes in the SW
1/4 of Sec. 10, Twp. 5 N., Rge. 4 E.,
S. 23.

Proof of the exhaustion of
the water in the above named

submitted to the Department on
February 6, 1972. Any protest
against the issuance of the
permit must be filed with the
Department of Water Admin-
istration, Boise, Id.,
within ten (10) days
of the date of publication
hereof.

KETH HIGGINSON
Director

Issued in the Mountain
Home News, Mountain Home,
Idaho, on October 12 and Octo-
ber 19, 1972.

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

FEB 6

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of _____

1. a) Name of Permit Holder Frank N. Rawlings
b) Post Office Address 619 Idaho Building - Boise, Idaho
2. Permit Number 33517-
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Snake River
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 22
Township S South, Range 4 East, Boise Meridian, Other points of diversion: ~~SW 1/4 SW 1/4, Section 21~~ SW 1/4 SW 1/4, B. M. P. H.?
5. a) The amount of water and use to which the water has been applied:
amount 4.8 CFS for Irrigation purposes from 3-1- to 11-1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 4.8 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: Layne & Bowler Pump Co
Flow M.T.C.
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: N/A
b) Describe the agreement or understanding by which you take water from the works: N/A
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) River Pumps - Penstock - concrete ditch - Reservoir - 100 HP Pump motor underground Main 5x52-in
b) Describe the type and size of measuring device which you have installed at your point of diversion: None - Name Plate on Pump
c) Give well drillers name and address and date the well was completed N/A

Exam typed 3-29-23 by du

33517

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use NA

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
53	4E	16									40	22	12	30	22	40	40	38	245

Total number of acres irrigated 245

10. Remarks:

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

2-1-69 (Date) Pauling's Farms
by Robert M Pauling - mgr. (Signature)

State of Idaho ss.
County of Ada

On this 5th day of Feb, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Ernesto Peth
Notary Public residing at Boise

My commission expires 4-1-72

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33517)

in the name of Frank N. Rawlings,)

123 Jantoni Drive, Boise, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

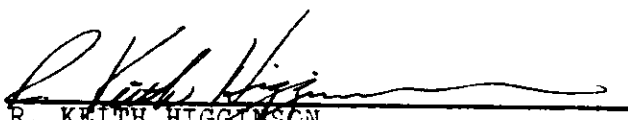
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 33517 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before March 17, 1969. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 6th day of January, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 41759
PERMIT No. 33517
DISTRICT No.

Robert M. Rawlings
123 Jantoni Drive,
Boise, Idaho

02-2409

1. Name of Applicant: Frank N. Rawlings

Postoffice address: 123 Jantoni Drive, Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources:

2. Quantity of water claimed: 4.8

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of Columbia River.

4. Location of point of diversion: 1300' E., 250' N

feet distant from the Southwest

corner of Section 22, T. 5 S, R. 4 E, B.M., and is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$

of section 22, T. 5 S, R. 4 E, B. M., County of Elmore

5. Water is to be used for irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T., R., B.M., in the of Section of, T., R., B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B.M., in the
of Section, T., R., B.M.

7. Estimated cost of works: \$ 40,000.00

8. Kind of works: Electric turbine pump, penstock, canal, storage pond

9. Height of dam 9 feet; length of dam at top 600 feet; length of dam at bottom 540

feet; material used in dam: compacted dirt and clay

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water 1 $\frac{1}{2}$ feet;

dimensions of flume:

Diameter of pipe 24 inches; length of conduit 2 miles.

Average grade per mile .015/100 feet.

12. The time required for the completion of such work is 2 years.

13. The time required for the complete application of the water to the proposed use is 0- additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the irrigated are: none

16. (a) Is reservoir to be used? pond under 10' If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit: Not needed
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

/s/ FRANK N. RAWLINGS Applicant.

By Agent.

Date of first receipt at Department of Reclamation: March 16, 1967 2:00 P.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 33517
Recorded in Book 117 Page 33517 Approved March 17, 1967
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 May 17, 1967 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before March 17, 1968
The whole of said work to be completed on or before March 17, 1969
Beneficial use of water appropriated in accordance herewith, to be made on or before March 17, 1969

WITNESS My hand this 17th day of March, 1967. /s/ R. K EITH HIGGINSON
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, DON SAMUELSON, Governor of the State of Idaho,
and EDSON H. DEAL, 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 17th
day of March 1967
Countersigned: STATE OF IDAHO
(SEAL) By /s/ EDSON H. DEAL Secretary of State. By /s/ DON SAMUELSON Governor.

REMARKS:
DOES NOT APPLY

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5 S	4 E	16									40	20	10	30	20	40	40	40	240

4/16
LICENSE REQUIRED FOR THIS
LICENSE PAGE NO.

Address all communications to

Rec. No. 33093
Fee \$6.00
1.00 B.H.M.
7.00
Robert M. Rawlings
P. O. *123 Jun-Toni Drive* *Boise, Idaho*

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATER OF THE STATE OF IDAHO

Application No. *41759*
Permit No. *33517*
District No. _____

RECEIVED
MAR 16 1967
2:00 PM
Department of Reclamation

1. Name of Applicant: *Frank N. Rawlings*
Post Office address: *123 Jun-Toni Drive* County *Ada* State *Idaho*
Boise
If applicant is a corporation, give:

(a) Date and place of incorporation: _____
(b) Amount of Capital stock: \$ _____ (c) Amount paid in: \$ _____
(d) Names and addresses of directors: _____

The financial resources of the applicant are: (a) Cash on hand: \$ _____
(b) Treasury stock: _____ (c) Bonds to be issued: _____
(d) Other resources: _____

2. Quantity of water claimed: *4.8* cubic feet per second
3. Source of water supply: *Snake River*
Columbia River
which is tributary of _____
4. Location of point of diversion: *1300' E., 250' N.* feet distant from the *SW* corner
of Section *22*, Twp. *5 South*, Rge. *4 East*, B. M., and is in the *SW 1/4 SW 1/4*
of Section *22*, Twp. *5 South*, Rge. *4 East* B.M., County of *Elmore*
5. Water is to be used for: *Irrigation*
6. If for any non-irrigation purpose, give:

(a) Point of use of water: _____ feet distant from _____ corner of Section _____
Twp. _____, Rge. _____, B. M., in the _____ of Section _____, Twp. _____, Rge. _____, B. M.,
(b) Amount of power generated: _____ H. P., under _____ feet head.
(c) Water is to be returned to _____ at a point _____ feet
distant from the _____ corner of Section _____, Twp. _____, Rge. _____, B. M., in the
_____ of Section _____, Twp. _____, Rge. _____, B. M.

7. Estimated cost of works: \$ *40,000.00*
8. Kind of works: *Electric Turbine Pump Penstock canal, Storage Pond*
(Reservoir, dam, ditch, flume, pipe, etc.)
9. Height of dam *9* feet; length of dam at top *600* feet; length of dam at bottom *540'*
feet; material used in dam *Compacted Dirt + Clay*
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)
10. Size of headgate: Width _____ feet; Height _____ feet
11. Ditch: Width at bottom *2* feet; Width at water line *4* feet; Depth of water *1 1/2* feet;
Dimensions of flume _____; Diameter of pipe *24"* inches;
Length of conduit *2* miles. Average grade per mile *.015 / 100* feet.

33517

16. (a) Is reservoir to be used? Pond under 10' (If so, fill in (b) and (c) below.)
(b) Name of reservoir and number of Storage Permit: NOT Needed
(c) Date of filing of Application for Storage Permit and Name of Applicant: _____

Remarks: _____

Does NOT APPLY

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.

[Signature]

Applicant.

By _____, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, _____, of _____, County of _____, State of _____, do hereby certify that I am the owner of the land on which the spring mentioned in the application of _____ is located, to-wit: _____

and that I do hereby grant unto the said _____ permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO)
County of _____) ss.

On this _____ day of _____, 19____, before me, a Notary Public for the State of Idaho, residing at _____, personally appeared _____ known to me to be the person... whose name... subscribed to the foregoing certificate, and acknowledged to me that ...he... executed the same.

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

My commission expires _____

Notary Public.

74

Approval of State Reclamation Engineer

33517

The number of this permit is.....

Recorded in Book 117 Page 33517 Approved MAR 17 1967
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 before.....

Work to begin on or before May 17, 1967 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 March 17, 1968

The whole of said work to be completed on or before March 17, 1969

Beneficial use of water appropriated in accordance herewith, to be made on or before March 17, 1969

Witness my hand this 17th day of March 19 67

R. Keith Higgins
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, DON SAMUELSON Governor of the State of Idaho,

and EDSON H. DEAL 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 17th day of March 19 67

Countersigned
By
Secretary of State.

STATE OF IDAHO
By
Governor.

No. 33517

PERMIT

Date of first receipt at office of State
Reclamation Engineer

March 16, 1967 2:00 P.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 6.00 plus \$1.00 for copy to B.L.M.

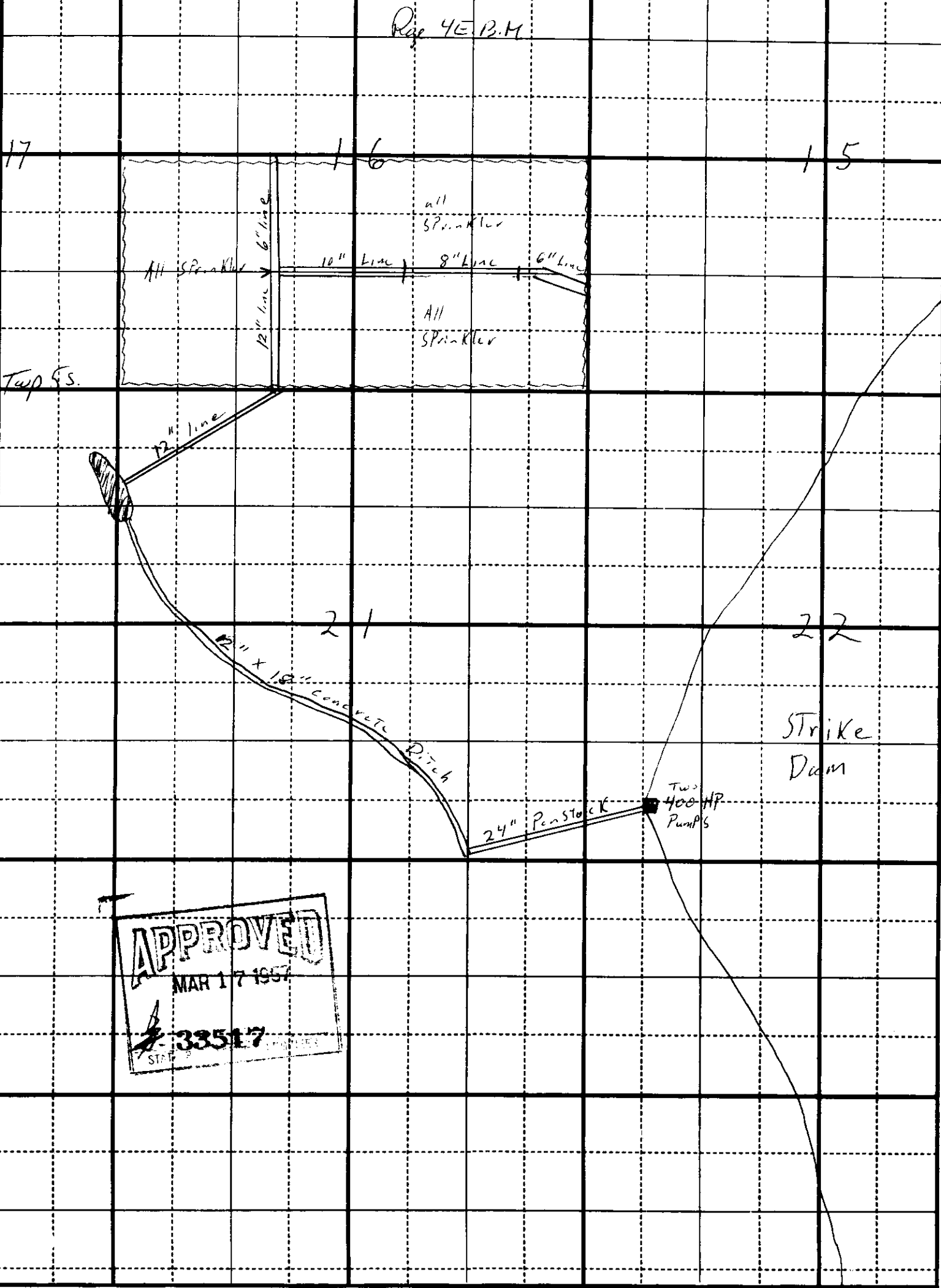
FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof .25

33517





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

MICROFILMED

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

EB 27 1985

Merging

SIMPLOT INDUSTRIES, INC.

into

J. R. SIMPLOT COMPANY

02-2409

(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.

MICROFILMED

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.

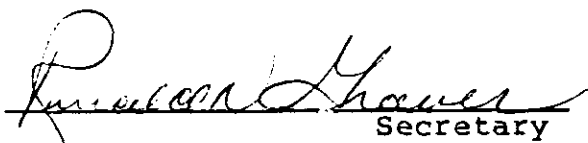
SIXTH: The mailing of Notice of said Plan and Agreement of Merger was waived by the shareholders of SIMPLOT INDUSTRIES, INC. on February 15, 1985.

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

XXXXXXXXXXXXXXXXXXXX
450 West State Street

XXXXXXXXXX
334-4440

November 15, 1979

Mr. Ron Graves
P.O. Box 27
Boise, ID 83707

Dear Mr. Graves:

Re: 02-2409

As requested in your phone call to this office, enclosed is a copy of your water right license No. 02-2409.

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

Sincerely,

Roberta Garrett
Records Supervisor

RG:ab

Enclosure

UNRECORDED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 3, 1974

Re: Permit No. 33517/02-2409

Frank N. Rawlings
920 Bank of Idaho Bldg.
P. O. Box 1737
Boise, Idaho 83701

Dear Mr. Rawlings:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

02-2409

December 13, 1973

Re: Permit No. 33517/02-2409

Frank N. Rawlings
920 Bank of Idaho Bldg.
P. O. Box 1737
Boise, Idaho 83701

Dear Mr. Rawlings;

A representative of this Department has made an examination of the works covered by your Permit No. ~~33517/02-2409~~ and has found the following:

Quantity of water diverted: ~~4.93 cfs Source: Snake River~~

Amount of water that can be recognized as beneficially used under Idaho law: ~~4.16 cfs~~

The maximum quantity diverted shall not exceed ~~936~~ acre feet per year.

Beneficial use: ~~For irrigation of 208 acres within the S₁, Sec. 16, Twp. 5 S, Rge. 4 E~~

Point of diversion: ~~S₁ S₁, Sec. 22, Twp. 5 S, Rge. 4 E, B.M.~~

Priority date established: ~~March 16, 1967~~

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

02-2409

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Frank N. Rawlings
Post office address 920 Bank of Idaho Bldg., PO Box 1737, Boise Phone 345 5793
Person to contact _____ Phone 466 3185

2. Source of water supply: Groundwater ☐ Surface water ☒ Snake River
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 4.8 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from March 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 33517/02-2409
b/u
Examination for _____

4. Total amount to be appropriated:

Max Rate of Diversion 4.8 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 5 S N/S, Range 4 E E/W, B.M., Section 22, Subdivision SW $\frac{1}{4}$ SW $\frac{1}{4}$, Elmore County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Other Points of Diversions: _____

Description of diverting works: pumps, penstock, concrete ditch, reservoir, 100-hp motor, underground main system.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

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 $\frac{1}{4}$	
5 S	4 E	16									40	20	10	30	20	40	40	40	240
											40	19.0	13.0	36.0	3.2	33.2	36.0	25.0	

02-2409 TOTAL ACREAGE 240

base-co

R. 4 E

T.
5
S

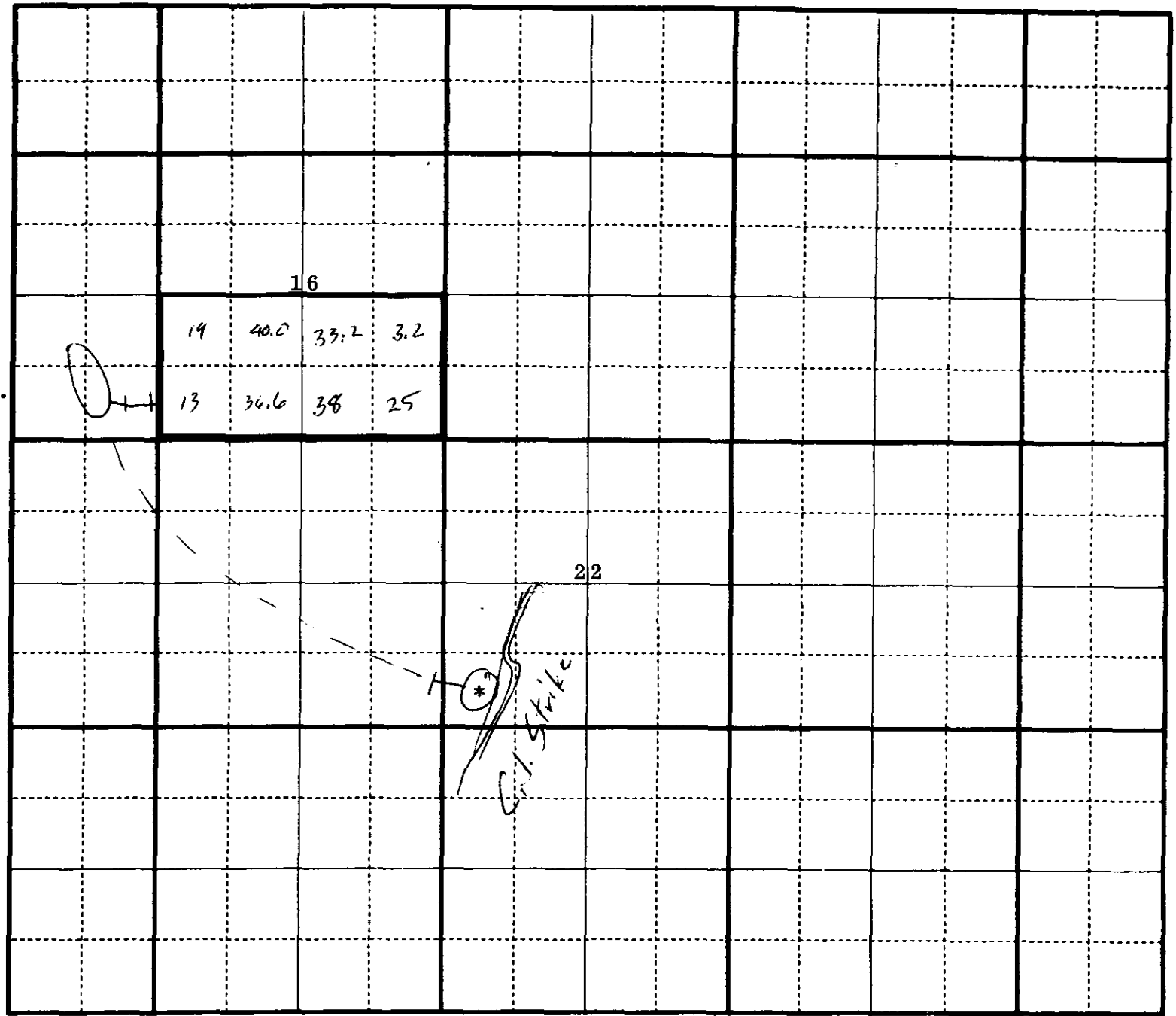


Diagram of System

DATE OF EXAM Aug 2, 1973

ACREAGE
Found 208.0
Recommended 208.0

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = 4.16 c.f.s. V = 936.0 AF/Ann. from 3/15 to 11/15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

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

Exchange? yes _____ no ✓

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

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

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

Total Q measured 4.93 cfs Method of measurement P Gauge

Total Q recommended 4.16 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 936.0 A.F./Ann.

Recommended Amendments:

P.D. _____
Place of Use SW 1/4 Sec 16 (13 Acres instead of 10 Acres)
Other SE 1/4 Sec 16 (366 Acres instead of 30 Acres)
None ✓ no amend req'd flt

MEASUREMENT CALCULATION:

$V = (208) / (4.5) = 936.0 \text{ A.F./Ann.}$

$576 \text{ RB } 30\text{w heads @ } 45 \text{ psi Average} = (576)(3.84) = 2211.84 \text{ GPM}$
 $2211.84 / 449 = 4.93 \text{ cfs.}$

SYSTEM DESCRIPTION:

(from C.W. Strike Key) 2 Verti-Line 3840 GPM @ 1770 RPM pumps w/
2-400 HP 6/E Motors (Mod. 5K6326XC161A Ser. CAJ 31000700)
1775 RPM, 2300 Volt, 3 ph.
One Pacaloss pump w/ 200 HP 6/E Motor (Mod. 5K6278XH2A, Ser. #
AHJ119106) 1770 RPM. All discharge into 30" penstock which lifts
water 300-350 feet to approx 1 mile concrete ditch to holding pond.
REMARKS: (135 psi @ bottom of penstock)

2300 GPM Verti-Line pump w/ 100 HP 6/E motor pumps
from pond to 3 booster pumps (ranging from 4" sprinkler
system 18 lines w/ 576 heads (9/64)).

Examiner's Signature Mc Clary Barron Date 8/2/1973

Checked by _____ Date _____

Approved by _____ Date _____

02-2409

Livings

$$18x \leq 2$$

9/64

RE 30

Two Verti-Line 3840 GPM pumps @ 1770 RPM
Two 400 HP G/E Motors / Model 5K6324XC161A Ser # CAJ 310007
" " " " " 06

1775 RPM, 2300 Volt, 3 ph.

One Peerless Pump w/ 200 HP G/E motor (Mod) 5K6278XH2A Ser AM119106

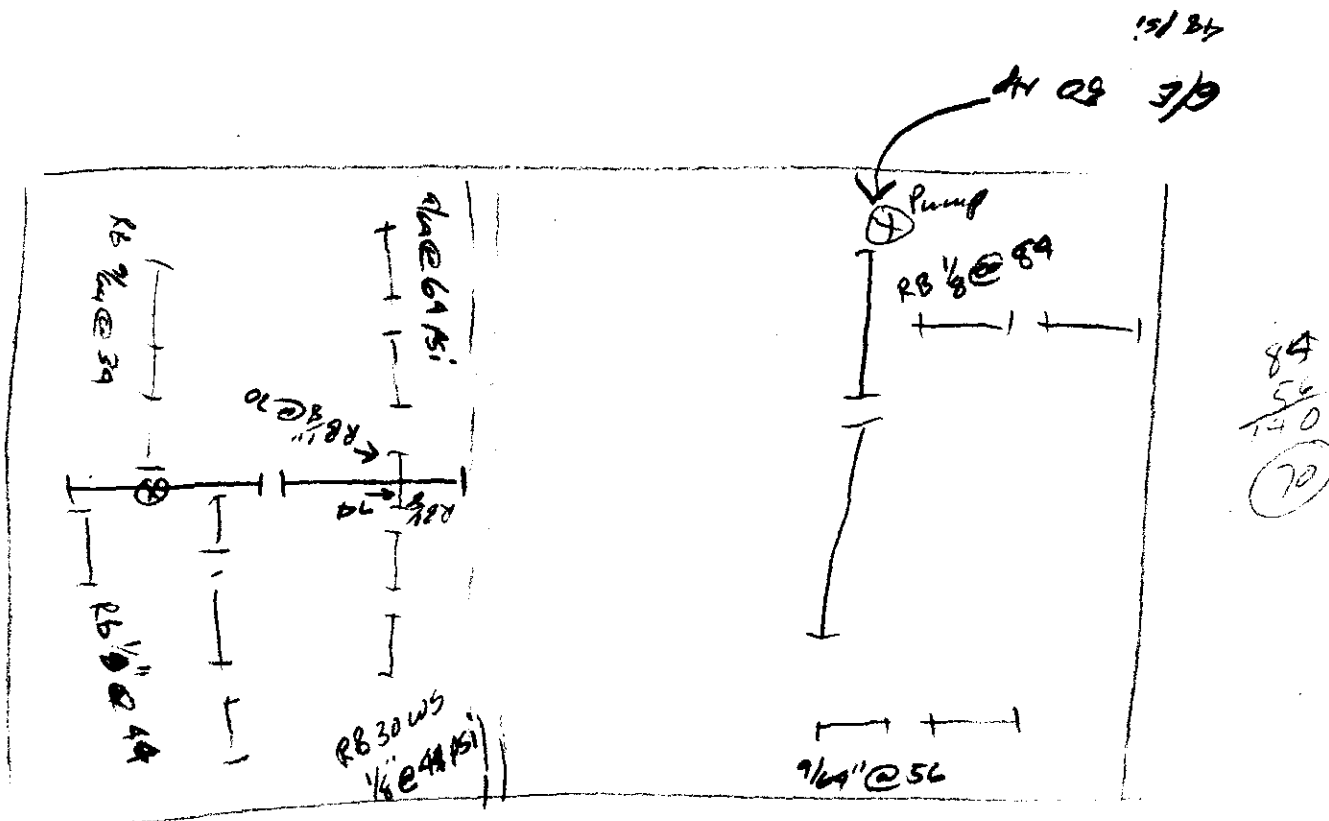
1770 RPM

14" discharge into a 30" penstock (approx 250-300' L.H.) into
a mile of concrete ditch to pond

135 PSI at bottom of penstock

2300 GPM Vert.-Line relief pump from Pond
Model 14RM w/ 100 HP G/E Motor Model 5K667XH3A
12" riser & 12" mainline

3 booster pumps



02-2409

March 29, 1973

Re: Permit No. 33517/02-2409

Mr. Frank N. Rawlings
920 Bank of Idaho Bldg.
P.O. Box 1737
Boise, Idaho 83701

Dear Mr. Rawlings:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

02-2409

Agri-Lines Corporation

920 Bank of Idaho Building
P.O. Box 1737
Boise, Idaho 83701
(208) 345-5793

March 27, 1973

RECEIVED
MAY 1 1973
Department of Water Administration

Mr. Bobby D. Fleenor
Assistant Director
Department of Water Administration
Statehouse -- Annex 2
Boise, Idaho 83707

Dear Mr. Fleenor:

Please refer to Permit No. 33517/02-2409 and your letter to me dated March 15 and my reply to you dated March 20. We have contacted the Mountain Home News and they have supplied to us a duplicate copy of their Affidavit of Publication. We presume that this fulfills your desires.

Very truly yours,

Frank N. Rawlings
KK

Frank N. Rawlings
President and
Chairman of the Board

Encl.

FNR:kk

02-2409

March 15, 1973

Re: Permit No. 33517/02-2409

Mr. Frank N. Rawlings
619 Idaho Bldg.
Boise, Idaho 83702

Dear Mr. Rawlings:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. The legal notice was to have been published in the Mountain Home News at Mtn. Home, Idaho, on October 12 and October 19, 1972.

Please submit the affidavit as soon as possible in order to keep your permit in good standing.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

02-2409

October 5, 1972

Re: Permit No. 33517/02-2409

Mr. Frank N. Rawlings
619 Idaho Bldg.
Boise, Idaho 83702

Dear Mr. Rawlings:

We have caused the legal notice for the above referenced permit to be published in the Mountain Home News, P.O. Drawer O, Mtn. Home, Idaho, on October 12th and October 19th, 1972.

You will be required to submit an affidavit of publication to this Department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill for publication.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

CG-2409

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that Frank N. Rawlings, 619 Idaho Bldg., Boise, Idaho has received an approved Permit No 33517/02-2409 issued by the Idaho Department of Water Administration authorizing the diversion of 4.8 cubic feet per second of water from the Snake River. The priority to be established under this permit is March 16, 1967, and the permit was approved March 17, 1967.

Water is to be diverted by pump and canal from a point within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 5 S., Rge. 4 E, B. M., Elmore County, to be used for irrigation purposes in the S $\frac{1}{2}$ of Sec. 16, Twp. 5 S., Rge. 4 E, B. M.

Proof of the application of the water to beneficial use was submitted to the Department on February 6, 1969. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice.

R. KEITH HIGGINSON
Director

Published in the Mountain Home News, Mountain Home, Idaho, on October 12 and October 19, 1972.

02-2409

TO SEND IN

October 5, 1972

Re: Permit No. 33517/02-2409

Mountain Home News
P.O. Drawer O
Mtn. Home, Idaho 83647

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing time for you to submit to us a galley proof for our 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 this office immediately.

The expense of the publication is to be paid by: Frank N. Rawlings
619 Idaho Bldg.
Boise, Idaho 83702

to whom you should furnish an affidavit of publication.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Legal notice

02-2409

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Frank N. Rawlings, 619 Idaho Bldg.,
Boise, Idaho, has received an approved Permit No.
33517/02-2409 issued by the Idaho Department of Water Administration authorizing the diversion ~~storage~~ of 4.8 cubic feet per second ~~across feet~~
~~per second~~ of water from the Snake River.
The priority to be established under this permit is March 16, 1967,
and the permit was approved March 17, 1967.

Water is to be diverted by pump and canal
from a point within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 5 S, Rge. 4 E, B.M.,
Elmore County,
to be used for irrigation purposes
in the S $\frac{1}{2}$ of Sec. 16, Twp. 5 S, Rge. 4 E, B.M.

Proof of the application of the water to beneficial use was ~~not~~
submitted to the Department on ~~or before~~ February 6, 1969. Any protest
against the issuance of the license for the above referenced permit should
be filed with the Idaho Dept. of Water Administration, Statehouse, Boise,
Idaho, 83707, within ten (10) days of the last date of publication of this
notice ~~or prior to the licensing of the permit, licensing may commence prior~~
~~to the date beneficial use proof is due without further notice~~

R. KEITH HIGGINSON

Director

Published in the Mountain Home News, Mtn. Home, Idaho,
on October 12 and October 19, 1972.

02-2409

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that _____
_____ has received an approved Permit No.
_____ issued by the Idaho Department of Water Administration authorizing the diversion storage of _____ cubic feet per second acre feet per annum of water from _____.
The priority to be established under this permit is _____
and the permit was approved _____.

Water is to be diverted by _____
from a point within the _____
_____ to be used for _____
in the _____

_____.

Proof of the application of the water to beneficial use was is to be submitted to the Department on or before _____. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

Director

Published in the _____
on _____ and _____.

Permit No. _____

Director:

You are hereby authorized to have the above notice published at my expense in the _____ of _____; published in the county in which the works are situated.

(Signature)

(Address)

(Date)

02-2409

September 14, 1972

Re: Permit No. 33517/02-2409)

Mr. Frank N. Rawlings
619 Idaho Bldg.
Boise, Idaho 83702

Dear Mr. Rawlings:

On June 29, 1972, the Department forwarded to you an advertising authorization in connection with the above referenced permit. Please be advised that the Department cannot schedule a field examination and issue a water license until the legal notice has been published.

Please return the authorization within 30 days of the date of this letter in order to keep this permit in good standing.

If you have any questions regarding this matter, please let us know.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

02-3409

June 29, 1972

Re: Permit No. 33517 (New No. 02-2409)

Mr. Frank N. Rawlings
619 Idaho Bldg.
Boise, Idaho 83702

Dear Mr. Rawlings:

It has just been brought to our attention that notice of your permit 33517/02-2409 has never been published in the newspaper as required. Therefore, we are herewith enclosing an advertising authorization. Please complete the authorization and return it to this office and we will cause the notice to be published.

As soon as the advertising has been completed, the Department can schedule a field examination and continue with the licensing of this permit.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Advertising authorization

02-2409

Dear Sirs;

Please attend the second point of discussion listed on the application of water to beneficial use. Thank you

21-2-11

STATE OF IDAHO

APPLICATION FOR AMENDMENT

Comes now Frank N. Rawlings, of (address) _____

No. 33517, and requests that the permit and permit map be changed as follows:

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

mo. - day mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated:

[illegible]

02-2408

April 8, 1969

Re: Permit No. 33517

Frank N. Rawlings
123 Jantoni Drive
Boise, Idaho

Dear Mr. Rawlings:

On the affidavit you submitted as proof of the application of water to beneficial use you have listed two points of diversion, rather than one as indicated on the permit. If you wish to have a license issued, for the second point of diversion which is located in the NW~~1~~4, Sec. 21, T. 5 S, R. 4 E, B. M., please complete the amendment form which is enclosed and return it to the Department with a \$5 filing fee.

The Department shall withhold publication until we hear from you, however, as we have written you once it should be a relatively short period of time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TB
Enc: amendment form

33517

February 10, 1969

Re: Permit No. 33517

Frank N. Rawlings
123 Jantoni Drive
Boise, Idaho

Dear Mr. Rawlings:

We have received the affidavit you submitted as proof of the application of water to beneficial use on the above referenced permit. we note, however, two discrepancies between the described points of diversion and lands with that which is given on the permit.

On the permit there is given only one point of diversion which is located in the SW~~1~~SW~~4~~, Sec. 22, T. 5 S, R. 4 E, B. M.; whereas, you have another point listed in the NW~~1~~NW~~4~~, Sec. 21, T. 5 S, R. 4 E, B. M. We have enclosed an application for amendment to be submitted to this Department with a required fee of \$5, so that you may add this point of diversion to that one the permit.

We also note that you have claimed an additional four acres of ground. When the license is issued, it will be issued only to the maximum of the permit. If you wish to irrigate the other four acres of ground, you will be required to fill an application for permit. We have enclosed a form for your use if this is your desire.

We shall withhold the publishing of this permit until we hear from you as to what you wish to do. If you have any questions please contact the Department.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: amendment form

33517

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that **Frank N. Rawlings, 123 Jantoni Drive,**

Boise, Idaho

has received an approved permit No. 33517 to divert ~~store~~
4.8 cubic feet per second ~~diver~~ of water from
Snake River tributary of the Columbia River

_____. The priority to be established
under this permit is March 16, 1967.
Water will be diverted by pump, penstock, canal, and storage pond
~~pump, penstock, canal~~
_____ within the SW~~1~~SW~~4~~, Sec. 22,
T. 5 S., R. 4 E., B. M., Elmore County

and is to be used for irrigation
in the S½, Sec. 16, T. 5 S., R. 4 E., B. M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Mountain Home News, P. O. Drawer O, Mountain
Home, Idaho
on _____ and _____

State Reclamation Engineer:

Permit No. 33517

You are hereby authorized to have the attached notice published at my expense in the Mountain Home News of Mountain Home published in the county in which the works are situated.

(signature)

(address)

(date)

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

①

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

JAN 8 1980

635-16-71548-10 GPO

33517

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

POSTMARK OF
DELIVERING OFFICE

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**RETURN
TO**

NAME OF SENDER

Department of Justice

STREET AND NO. OR P.O. BOX

Annex 7200

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

POD Form 3811 Apr. 1967 655-10-71348-10

33517

January 2, 1969

Re: Permit No. 33517

Frank N. Rawlings
123 Jantoni Drive
Boise, Idaho

Dear Mr. Rawlings:

One of the conditions of the approval of your permit
33517 was that proof of application of the water to
beneficial use be submitted to this office on or before
March 17, 1969.

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

Either the proof or a request for extension 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.

State Reclamation Engineer

Enclosure: Proof form

January 2, 1969

Re: Permit No. 33517

Frank N. Rawlings
123 Jantoni Drive
Boise, Idaho

Dear Mr. Rawlings:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: order
proof due notice
proof package
advertising package

13517

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Frank N. Rawlings, 123 Jantoni Drive,
Boise, Idaho
has received an approved permit No. 33517 to divert ~~stock~~
4.8 cubic feet per second ~~acre/foot~~ of water from
Snake River tributary of the Columbia River
_____ . The priority to be established
under this permit is March 16, 1967 .
Water will be diverted by pump, penstock, canal, and storage pond
~~pipe, penstock, canal, and storage pond~~
_____ within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22,
T. 5 S., R. 4 E., B. M., Elmore County
_____ and is to be used for irrigation
in the S $\frac{1}{2}$, Sec. 16, T. 5 S., R. 4 E., B. M.
_____ .

Any protests against the intent of the permit must be filed with the
Department of Reclamation within ten days from the last date of publication
of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Mountain Home News, P. O. Drawer O, Mountain
Home, Idaho
on _____ and _____ .

33517

March 21, 1967

Re: Permit No. 33517
Frank N. Rawlings

Robert N. Rawlings
123 Jantoni Drive
Boise, Idaho

Dear Mr. Rawlings:

We enclose Permit No. 33517 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

~~XXXXXXXXXXXX~~
We also enclose Departmental Receipt No. 33093 which was issued covering payment in the amount of \$ 6.00 for the filing fee of the above mentioned permit, and \$1.00 for copy to B.L.M.

Very truly yours,

Enc.
permit, receipt given

M. RUSSELL BOSCH
Office Manager

MRB:ejw

cc: Bureau of Land Management
P.O. Box 2237
Boise, Idaho 83701

33517