

A35-12087
KOCH MATERIALS CO.
2525 LINDSAY BULD.

(R)

IDAHO FALLS

ID 83401

2nd Need E.P.

(NO 685)



A3512087

Photos 9-11

A35-12087

Well #1

Submersible

BHP. Make solution

Hot & cold

2x 15,000 gallon tanks fill once a day

May 1 - Sept. 30

~~The~~

Well #2

Office & Boilers for whole plant
200 gpd.

PAGE 1

CERTIFICATE OF MAILING

I certify that on 7-8-98 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

KOCH MATERIALS CO
4303 S GEKELER LN
BOISE ID 83716-5239
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Sandy Egbert
Signature of person or attorney mailing the form



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BAY
GOVERNOR

KARL J. DREHER
DIRECTOR

June 24, 1998

KOCH MATERIALS CO
4303 S GEKELER LN
BOISE ID 83716-5239

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim #35-12087
Change of Address

*Record Modified
NCAP prepared.
on 07-02-98*

Dear Claimant:

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water right claims you have, and return the letter by July 7, 1998. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

S. Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosures

The address is correct as shown above or as otherwise changed.

[Signature]
Claimant's Signature

385-2538
Telephone Number

*THE PROPERTY IS IDLE & ALL MAIL WILL
BE RECEIVED AT THE BOISE PLANT UNTIL
FURTHER NOTICE.*

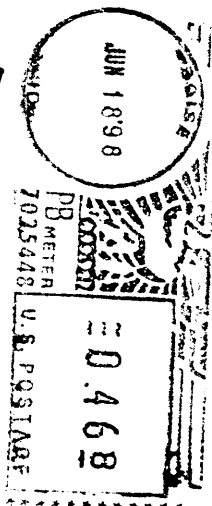
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED

IMPORTANT WATER RIGHT INFORMATION

35-12087
KOCH MATERIALS CO
2525 LINDSAY BLVD
IDAHO FALLS ID 83401

PRESORTED
FIRST CLASS

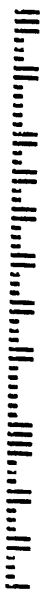


RECEIVED
JUN 24 1998

Department of Water Resources

KOCH525 034023009 1498 04 06/19/98
RETURN TO SENDER
: KOCH MATERIALS CO
4303 S. GEKELER LN
BOISE ID 83716-5239
RETURN TO SENDER

35-12087



28-Jun-1991

KOCH MATERIALS CO
2525 LINDSAY BLVD
IDAHO FALLS , ID 83401

RE: **Evidence of Priority** A35-12087

Dear Claimant:

The Notice of Claim identified with the numbers shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date"**.

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. **But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.**

Please submit the required evidence supporting the priority date by JULY 29, 1991, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

MICROFILMED
DEC 11 1992

Page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

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MEMORANDUM

To: Debbie Allen

From: David Shaw 0BS

September 21, 1989

Subject: Refund

Refund to: Koch Materials Company
2525 Lindsay Blvd.
Idaho Falls, ID 83401

Claim Number: A35-12087

Receipt Number: E010250

Reason: Funds not sufficient for docket sheet subscription resulting in overpayment.

Amount:	Original Claim Fee:	\$74.00
	Check Amount:	81.00
	Refund Amount:	7.00

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DEC 11 1992

FROM TONY O.

DATE 9/11/89

TO A35-12087 (AMENDED)

SUBJECT

THIS NOTICE WAS FORWARDED TO THE EASTERN REGIONAL
OFFICE FROM THE NORTHERN REGIONAL OFFICE.
AN ORIGINAL (PRE-AMENDED) NOTICE COULD NOT BE FOUND.

MICROFILMED
DEC 11 1992


SIGNATURE

FROM TONY OLENICHAK

TO STATE OFFICE

SUBJECT OVERPAYMENT FOR A35-12087

DATE 9/11/89

RECEIVED

SEP 18 1989

Department of Water Resources

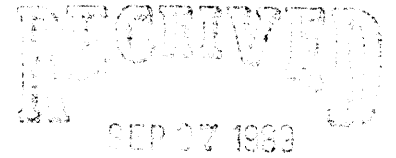
THE FILING FEE FOR NOTICE A35-12087 IS \$74.00.
 THE CLAIMANT ALSO INDICATED THEY WANTED THE DOCKET
 SHEET IN ITEM #16. THE TOTAL FEE WOULD BE \$81.50.
 HOWEVER, THE CHECK RECEIVED WAS ONLY FOR \$81.00.
 PLEASE REFUND THE \$7.00 OVERPAYMENT FOR THE NOTICE
 AND NOTIFY THE CLAIMANT THEY MUST RETURN ~~AND~~
 A PAYMENT OF \$7.50 IF THEY WISH TO RECEIVE THE
 DOCKET SHEET.

Tony Olenichak
 SIGNATURE



GARY A. GORMAN
GENERAL COUNSEL
KOCH MATERIALS COMPANY

September 6, 1989



Department of Water Resources
Western Regional Office

Idaho Department of Water
Resources
2735 Airport Way
Boise, Idaho 83705

Attention: Robert Whitney

Re: Idaho Water Rights Adjudication Case,
Civil Case No. 39576; Notice of Claim Filed
By Koch Materials Company on Behalf of Union
Pacific Railroad Company; Identification No.
A35-12087

Gentlemen:

Enclosed please find Notice of Claim To a Water Right Acquired Under State Law, this notice being filed by Koch Materials Company on behalf of Union Pacific Railroad Company. Also enclosed is our check in amount of \$81.00 as the filing fee for filing this notice.

If there is questions or comments on this, please contact any of the following:

1. Manager, Koch Materials Company, 2525 Lindsey Blvd., Idaho Falls, Idaho;
2. Gary A. Gorman, Koch Industries, Inc., P.O. Box 2256, Wichita, Kansas, 67201, (316) 832-5289;
3. Union Pacific Railroad Company, Office of General Director of Real Estate, Room 300, 1416 Dodge Street, Omaha, Nebraska, 68179, Attention: R. F. Niehaus;

Union Pacific Railroad Company has authorized us to file this notice on behalf of the Union Pacific inasmuch as Koch Materials Company, a division of Koch Fuels, Inc., a Delaware corporation, headquartered at 4111 East 37th Street, Wichita, Kansas, is the lessee of Union Pacific Railroad Company on the site in question at Idaho Falls, Ada County, Idaho.

MICROFILMED

DEC 11 1992

Idaho Department of Water
Resources
September 6, 1989
Page 2

Thank you kindly for receiving and filing our notice.

Yours very truly,



Gary A. Gorman

GG/jc

Enclosures

cc: R. F. Niehaus
Union Pacific Railroad Company

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DEC 11 1992

