
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 35-12087

NAME & ADDRESS: KOCH MATERIALS CO
4303 S GEKELER LN
BOISE ID 83716-5239

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS
149.4 AFY

PRIORITY DATE: 05/01/1962

POINT OF DIVERSION: T02N R37E S12 SWSNW Within BONNEVILLE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	INDUSTRIAL	04-01 10-01	0.11 CFS 148.8 AFY
	COMMERCIAL	04-01 10-01	0.02 CFS 0.62 AFY
	FIRE PROTECTION	04-01 10-01	0.11 CFS 148.8 AFY

WATER IS USED IN AN ASPHALT EMULSION PLANT AND 2 OFFICES.

PLACE OF USE:	INDUSTRIAL	Within BONNEVILLE County
	T02N R37E S12	SEnw
	COMMERCIAL	Within BONNEVILLE County
	T02N R37E S12	SEnw
	FIRE PROTECTION	Within BONNEVILLE County
	T02N R37E S12	SEnw

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JUL-6-1998
PAGE: A-3

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 35-12087 (CONT)

EXPLANATORY MATERIAL: (CONT)

AJ0749NP
No. 35-12087

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/02/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KOCH MATERIALS CO 4303 S GEKELER LN BOISE ID 837165239 (208) 345-2538	05/01/1962	INDUSTRIAL COMMERCIAL FIRE PROTECTION	04-01 10-01 04-01 10-01 04-01 10-01	0.11 CFS 0.02 CFS 0.11 CFS	148.80 AFA 0.62 AFA 148.80 AFA
TOTAL DIVERSION:					0.11 CFS	149.40 AFA

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion: T02N R37E S12 SWSNW

Stage: BENEFICIAL USE
BONNEVILLE County

Place of use Legal Description for: INDUSTRIAL

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NE NE NE NE NE NE NE NE	SW SW SW SW SW SW SW SW	SE SE SE SE SE SE SE SE
02N 37E 12 :	:	:	:

Place of use Legal Description for: COMMERCIAL

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NE NE NE NE NE NE NE NE	SW SW SW SW SW SW SW SW	SE SE SE SE SE SE SE SE
02N 37E 12 :	:	:	:

Place of use Legal Description for: FIRE PROTECTION

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NE NE NE NE NE NE NE NE	SW SW SW SW SW SW SW SW	SE SE SE SE SE SE SE SE
02N 37E 12 :	:	:	:

POU County: BONNEVILLE

Conditions of Approval:

- A07 - IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION
- FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER
- RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE
- PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT
- COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO
- TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF WATER RIGHTS.

Remarks: USE WATER IS USED IN AN ASPHALT EMULSION PLANT AND 2 OFFICES.

Dates: Exam Made Date: 05/11/1993 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:

AJ0749NP
No. 35-12087

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/02/98
PAGE: 2

Comments:

Date: 08/12/1993 User-ID: TAYLOR Subject: COPIED FROM REMARKS
PROPERTY IS LEASED BY KOCH FUELS FORM UNION PACIFIC RAIL ROAD.
WATER IS DIVERTED FROM TWO WELLS WITH A LINE CONNECTING
THE TWO. THE SECOND WELL WAS DRILLED IN 1985 TO BACKUP
THE FIRST WELL BASED UPON CERTAIN ENGINEERING CRITERIA.
PLANT OPERATES FROM THE FIRST OF APRIL TO THE FIRST OF OCT. FOR
THE INDUSTRIAL USE.

Date: 01/30/1998 User-ID: ARUBERRY Subject: CORRECTION OF RECEIPT
RECEIPT E010250 WAS CORRECTED TO SHOW \$81.00 PAID FROM \$25.00 AS
PER DOCUMENTS WITH THE ORIGINAL CLAIM. 1/30/98,ABR.

Date: 06/15/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) A07 ADDED IF NOT ALREADY PART
OF RECORD THRU

Date: 07/02/1998 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 07/02/98 SSHERMAN

AJ0749NP
No. R35-12087

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/30/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KOCH MATERIALS CO 2525 LINDSAY BLVD IDAHO FALLS ID 83401 (208) 524-4104	05/01/1962	INDUSTRIAL COMMERCIAL FIRE PROTECTION	04-01 10-01 04-01 10-01 04-01 10-01	0.11 CFS 0.02 CFS 0.11 CFS	148.80 AFA 0.62 AFA 148.80 AFA
TOTAL DIVERSION:					0.11 CFS	149.40 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T02N R37E S12

S05E04

BONNEVILLE County

Place of use Legal Description for: INDUSTRIAL

NE	SE	SW	SE
NENE NENE SENE : NENE NENE SENE : NENE NENE SENE : NENE NENE SENE :			
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :			
02N 37E 12 :			

Place of use Legal Description for: COMMERCIAL

NE	SE	SW	SE
NENE NENE SENE : NENE NENE SENE : NENE NENE SENE : NENE NENE SENE :			
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :			
02N 37E 12 :			

Place of use Legal Description for: FIRE PROTECTION

NE	SE	SW	SE
NENE NENE SENE : NENE NENE SENE : NENE NENE SENE : NENE NENE SENE :			
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :			
02N 37E 12 :			

POU County: BONNEVILLE

Remarks: USE WATER IS USED IN AN ASPHALT EMULSION PLANT AND 2 OFFICES.

Dates: Exam Made Date: 05/11/1993 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

AJ0749NP
No. R35-12087

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/30/98
PAGE: 2

Comments: Date: 08/12/1993 User-ID: TAYLOR Subject: COPIED FROM REMARKS

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Date: 01/30/1998 User-ID: ARUBERRY Subject: CORRECTION OF RECEIPT
RECEIPT E010250 WAS CORRECTED TO SHOW \$81.00 PAID FROM \$25.00 AS
PER DOCUMENTS WITH THE ORIGINAL CLAIM. 1/30/98, ABR.

Audit: 01/30/98 ARUBERRY

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A35-12087
Date Received: 6/06/1989
Receipt No: E010250
Received By: TD

Department of Water Resources
Regional Office Eastern District Office
**AMENDED NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

AMENDED

1. Name: KOCH MATERIALS CO.**
Address: 2525 LINDSAY BLVD.
IDAHO FALLS, ID

83401

208-524-4104

2. Date of Priority: MAY 01, 1962

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	37E	12	SW	SE	NW		BONNEVILLE

5. Description of diverting works:
2 WELLS, 8" CASINGS 220' AND 240' DEEP WITH 5 HP. MOTORS EACH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.110		
FIRE PROTECTION	01/01	12/31	0.110		
COMMERCIAL	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.110 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is .31 Acre Feet Per Annum.

9. Non-irrigation uses:

I/ MANUFACTURING ASPHALT EMULSION, C/ OFFICES, F/ FIRE PROTECTION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	37E	12	SE	NW		INDUST	

A35-12087

Page 1

Date: 06/08/89

**Koch Materials Company is a division of Koch Fuels, Inc., headquartered at 1111 East 27th Street North, Wichita, KS. Koch Materials Company is the lessee of The Union Pacific Railroad Company, Omaha, Nebraska, for the site in question. Koch Materials Company is filing this Notice on behalf of The Union Pacific Railroad Company.

A3512087



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DEC 14 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	37E	12	SE SE	NW NW	COMMER FIRE	

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

PROPERTY IS LEASED BY KOCH FUELS FORM UNION PACIFIC RAIL ROAD.
WATER IS DIVERTED FROM TWO WELLS WITH A LINE CONNECTING
THE TWO. THE SECOND WELL WAS DRILLED IN 1985 TO BACKUP
THE FIRST WELL BASED UPON CERTAIN ENGINEERING CRITERIA.
PLANT OPERATES FROM THE FIRST OF APRIL TO THE FIRST OF OCT. FOR
THE INDUSTRIAL USE.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do xx do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: None

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

For Organizations:

I do solemnly swear or affirm that I am _____ Vice President _____ of _____ Title

Koch Materials Company _____, that I have signed the foregoing
Organization
document in the space below as _____ Vice President _____ of _____ Title

Koch Materials Company _____ and that the statements contained in the
Organization
foregoing document are true and correct.

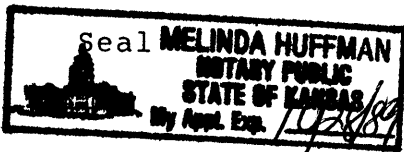
Robert E. Hoyle
Signature of Authorized Agent
Robert E. Hoyle, Vice President
Koch Materials Company
Title and Organization

September 6, 1989
Date

Kansas
State of ~~xxxxxx~~)
County of Sedgwick) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of September 19 89

Melinda Huffman
Notary Public



Residing at Wichita, KS
My Commission Expires 10/28/89
3 Date: 06/08/89

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DEC 11 1992