

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-7125

NAME AND ADDRESS: RHONE-POULENC
PO BOX 160
MONTPELIER ID 83254

new owner Rhodia, Inc.

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
28.900 AFY

out

The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

PRIORITY DATE: 08/23/1978

POINT OF DIVERSION:

T07S R43E S3 NWSE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.020 CFS 0.60 AFY
INDUSTRIAL	01/01 12/31	0.040 CFS 28.30 AFY

PLACE OF USE: DOMESTIC Within CARIBOU County

T07S R43E S03 NWSE

INDUSTRIAL Within CARIBOU County

T07S R43E S03 NWSE

This water right is appurtenant to the described place of use.

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

This right is subject to all prior water rights and may be forfeited by five years of non-use.

Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: **License**

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 27-7125 V1

WATER RIGHT NUMBER: 27-7125 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	STAUFFER CHEMICAL CO PO BOX 160 MONTPELIER, ID 83254
Original Owner	RHONE-POULENC PO BOX 160 MONTPELIER, ID 83254
Current Owner	RHODIA INC ATTN DIRECTOR OF SITE SERVICES CN7500 CRANBURY, NJ 08512-7500

Priority Date: 08/23/1978

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.020 CFS	0.60 AF
INDUSTRIAL	01/01 to 12/31	0.040 CFS	28.30 AF
	<u>Total Diversion:</u>	0.040 CFS	28.90 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 3, Twp 07S, Rge 43E, B.M.
CARIBOU County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	43E	3															X		

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	43E	3															X		

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 27-7125 V1

Conditions of Approval:

1. 901 This right is subject to all prior water rights and may be forfeited by five years of non-use.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. 902 Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. L08 RETURN FLOW IF DISCHARGED TO A SURFACE WATER SYSTEM SHALL MEET IDAHO WATER QUALITY STANDARDS.
5. 903 The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
6. 904 This water right is appurtenant to the described place of use.

Remarks:

Comments:

Water Supply Bank:

27-7125

~~Rhone-Poulenc~~

Rhodia.

No Layout Needed

Industrial/Domestic

Notes

10/19/04 Steve is suggesting that the domestic be added to the industrial. The license did not add them. By adding them it would enlarge (expand) the w/R. Which we can't do, but it will run it by Enco anyway! Purpose?

5/9/05 NO6. Qty Cond.

+ add a General Rem. "Domestic use for offices and workers complex associated with authorized mining operation"

Remove. - max. diversion volume. Qty Cond.

Update ownership to: Rhodia Inc.

INTER-DEPARTMENT MEMO

TO: Pauline

27-7125
SUBJECT: Ownership chg. purpose
of use.

FROM: Cindy

DATE: Oct. 19, 2004

Please update the recommendation with the following
connections.

NEW OWNER: Rhodia Inc

ATTN: Director of Site Services

CN 7500

Ganbury, N.J. 08512-7500

1-609- 860-3446

Purpose of Use: Remove domestic ; add as a Remark - Explanatory.

() For your information

() Response required

CB
signature

ADD: NO6 Qty Cond. The question for the
Qty Rem/cond should be yes.

Notes

9/30/04. The land described under these rights is owned by USFS. So, I emailed Candice McHugh to see if we need a copy of USFS lease.

1

2

1

1

1

100

100

1

1

100

—

—

10

1

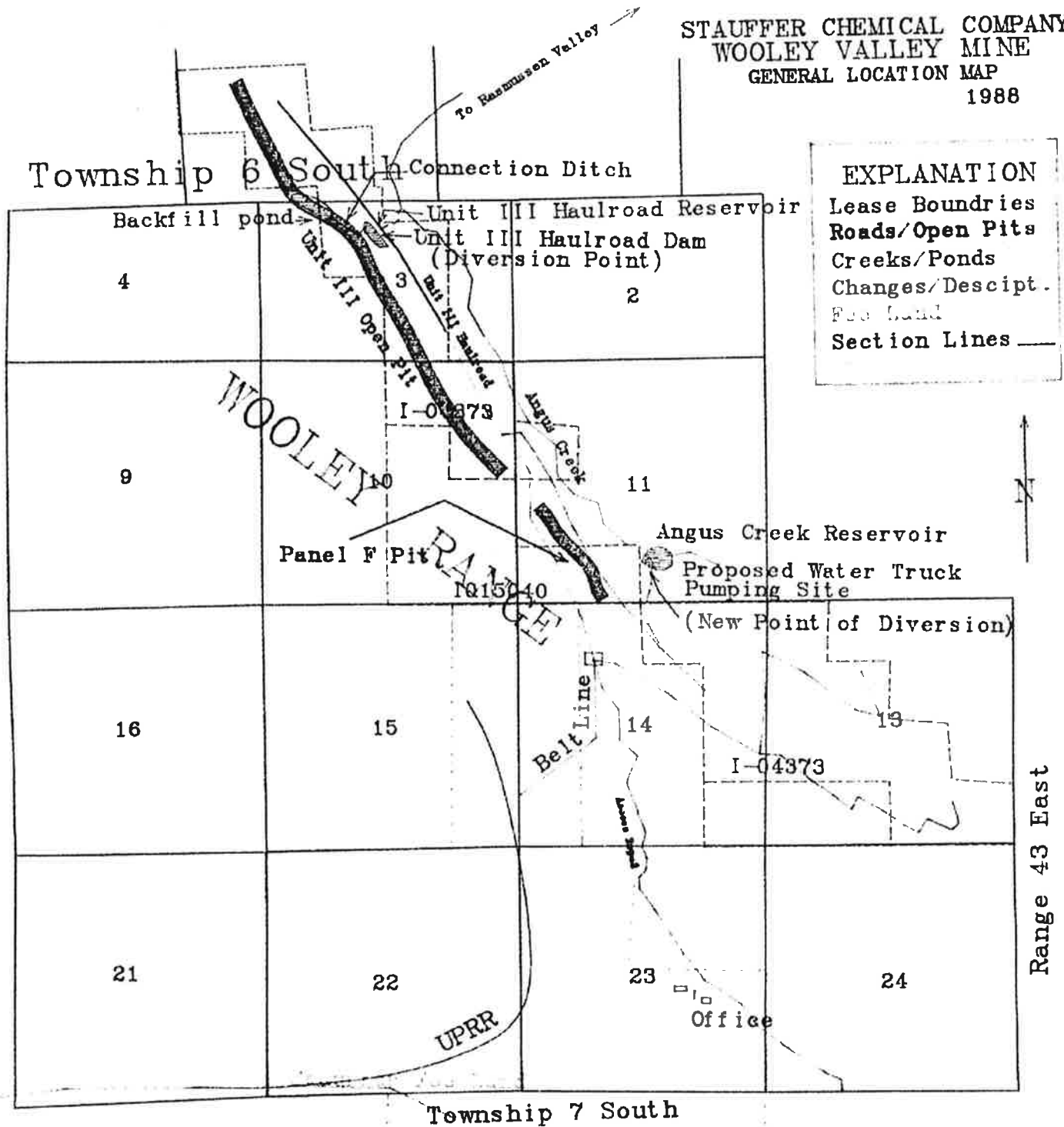
1

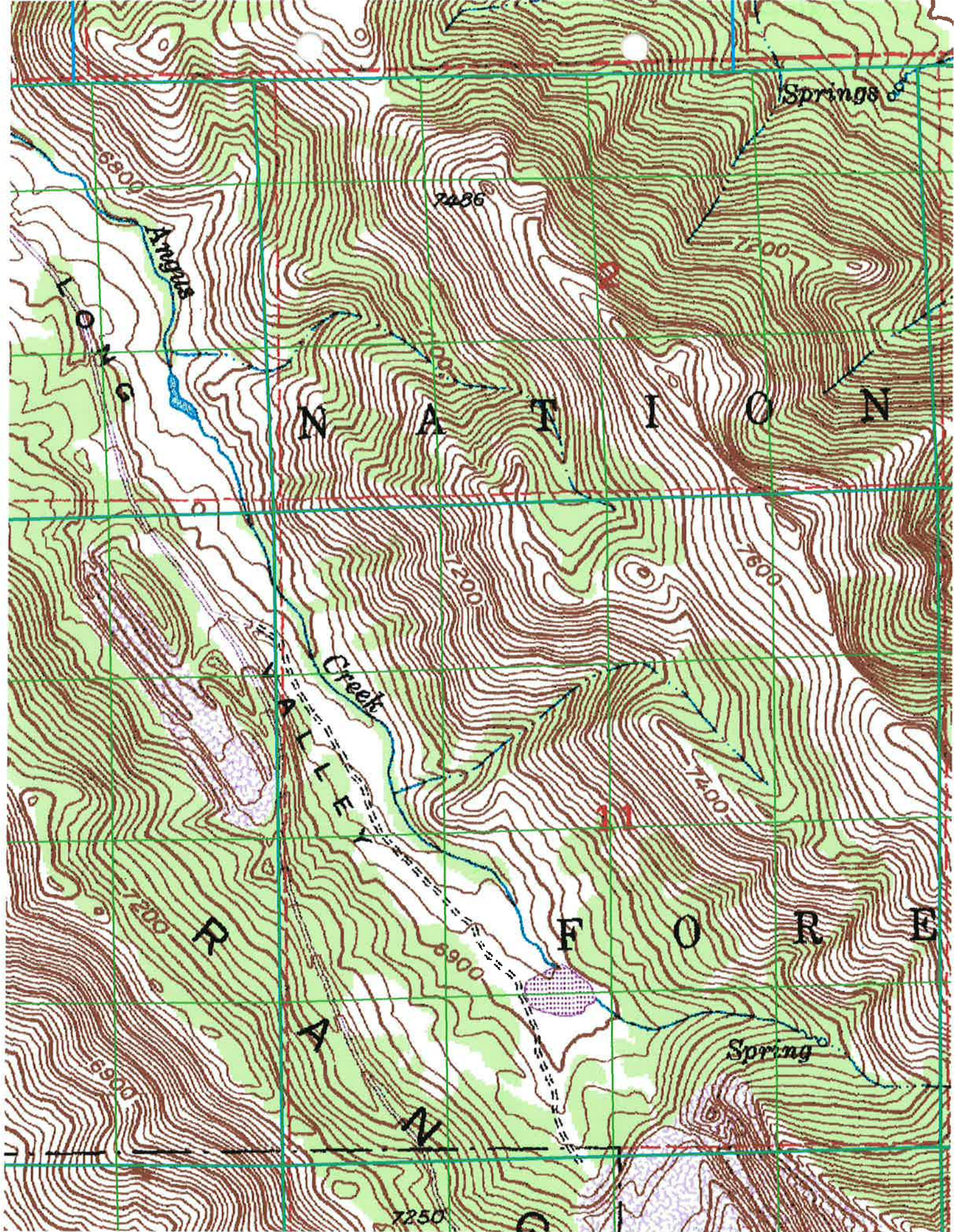
STAUFFER CHEMICAL COMPANY
WOOLEY VALLEY MINE
GENERAL LOCATION MAP
1988

Township 6 South

EXPLANATION

Lease Boundries
Roads/Open Pits
Creeks/Ponds
Changes/Descipt.
Fee Land
Section Lines





T 7S R 43E

Bird, Cindy

From: Carlsen, Ernie
Sent: Thursday, January 13, 2005 1:14 PM
To: McHugh, Candice; Bird, Cindy
Subject: RE: Claims 27-7008A & B, 27-7125 Rhone-Poulenc

Cindy as a suggestion, since the quantities were not added on the license, recommend just industrial use for 0.04 cfs with a remark stating the industrial includes culinary water in offices and workers complex associated with authorized mining operation. Don't put a limiting remark on the quantity.
Ernie

-----Original Message-----

From: McHugh, Candice
Sent: Thursday, January 13, 2005 10:43 AM
To: Bird, Cindy; Carlsen, Ernie
Subject: RE: Claims 27-7008A & B, 27-7125 Rhone-Poulenc

Have you two worked this out? I haven't really looked into it, but can if you think there's a legal question here, looks more technical to me.

Thanks

-----Original Message-----

From: Bird, Cindy
Sent: Tuesday, October 19, 2004 1:52 PM
To: Carlsen, Ernie; McHugh, Candice
Subject: RE: Claims 27-7008A & B, 27-7125 Rhone-Poulenc

Ernie

Doesn't Steve's email suggest an enlargement/expansion to the right if we recommend the 0.06 cfs. The licenses didn't add the domestic to the industrial. Are you suggesting that we recommend the 0.06 cfs? Recommend the purpose of use as just industrial with a remark to explain the domestic but not include domestic in the purpose?

Cindy

-----Original Message-----

From: Carlsen, Ernie
Sent: Tuesday, October 19, 2004 11:17 AM
To: McHugh, Candice; Bird, Cindy
Subject: RE: Claims 27-7008A & B, 27-7125 Rhone-Poulenc

Candice and Cindy'

In considering Steve's reservation cited below I checked the licensing field exam for 27-7125 for a description of the domestic use. The examiner annotated use in the "change trailers and in a steam truck." Since the domestic use in this case is not in conjunction with a residence I feel we could limit the daily diversion to 2500 gallons with the description; "Domestic use for offices and workers complex associated with authorized mining operation." That should provide sufficient water for the claimant and also satisfy concerns of USFS.

Cindy I suggest putting a copy of this string of emails in the file as verification of the agreement with USFS. Your original email implies the file has sufficient information to update the ownership to Rhodia LLC.

Ernie

-----Original Message-----

From: Steven M Spencer [mailto:sspencer@fs.fed.us]

Sent: Tuesday, October 19, 2004 9:46 AM
To: ecarlsen@idwr.state.id.us
Cc: cbird@idwr.state.id.us
Subject: Claims 27-7008A & B, 27-7125 Rhone-Poulenc

I've shortened this message, but this word I have is that Rhodia LLC is currently authorized to operate on NFS land under a valid federal mineral lease. I appreciate the Department's attention to this matter. They are authorized to conduct mining activities including dust abatement under the federal law. We haven't specifically given permission to divert water. It appears that they appropriately received that from the state by going through the licensing procedure for these two water rights. So, the only change there may need to be is that the water right holder might need to be Rhodia LLC rather than Rhone-Poulenc because Rhodia LLC is the current holder of the federal mineral lease.

I would ask that the Department consider some change in the .02 domestic use on 27-07125. This is a mining operation authorized on federal land. There is absolutely no domestic use authorized. If possible, could the .02 domestic be added to the existing .04 industrial with a remark that the water right includes use at what ever "mining" facilities they may have identified in their application or that are known from the field examination. I'm suggesting that "domestic use" at their offices, and workers complex that may include showers, drinking water and kitchen facilities is solely a function of the mining operation and would be appropriately included as such. Another thing we have done on similar situations is have the beneficial use changed to "mining - domestic", but that limits it to 2,500 gpd as a line item. If it was just consolidated to total .06 with the remark clarifying use at the mine including all operations necessary for or pursuant to authorized mining operations, that would suffice for us.

Our concern is in some instances a "domestic" water right at a mining property has been wrongly held by a company (usually the last manager on site) as the "right" for him to stay forever at the site in some building after all mining operations have ceased. Then we get into a costly contest trying to evict the gentleman after the company has pulled out of the area because we would be "taking" the domestic water right away from him. So, we try to get those "domestic" uses described as a function of the overall mining operation to cease when the mining terminates. Then we avoid a frustrating occupancy problem.

Thank you. If you have any questions about this matter, please contact me.

Steve Spencer
Boise Adjudication Team
161 E. Mallard, Suite A
Boise, ID 83706

(208) 331-5944
(208) 387-0842 FAX
e-mail: sspencer@fs.fed.us

Jeff
Jones/R4/USDAFS

10/19/2004 06:38
AM

To
Steven M Spencer/R4/USDAFS@FSNOTES
cc
Jamie Gough/R4/USDAFS@FSNOTES, Lee
Leffert/R4/USDAFS@FSNOTES
Subject
Re: Fw: claims 27-7008A & B,

Steve, Rhodia LLC. is the current leaseholder for what was the Wooley Valley Mine. Their predecessors, Stauffer Chemical and later Rhone-Poulenc Chemical, operated a reservoir in the head of Angus Creek to provide sediment control for their mining operations and to provide water for dust abatement. That reservoir still exists. In 2002, the regulated dam, under Special Use Permit issued by the Forest Service was reconstructed when the spillway collapsed under the winter's ice. The overflow was lowered beneath the 10 foot pool height. It was formerly regulated by Idaho Department of Water Quality. Their records in the Idaho Falls office should reflect this change because they cooperated on the project.

This dam no serves to maintain a small pool to capture sediment and as a chemical reduction site for Se and other contaminants released from the waste dumps upgradient in the watershed.

I'm in training this week and won't return to the office until Friday.

If you have other questions, I can be reached there.

Jeffrey L. Jones
Minerals Management Specialist/CERCLA Program Manager
Caribou-Targhee National Forest
Soda Springs, Idaho 83276

e-mail: jjones13@fs.fed.us
Phone number: 208-547-4356
Cell: 208-313-7907

Steven M
Spencer/R4/USDAFS

10/14/2004 03:42
PM

Jeff Jones/R4/USDAFS@FSNOTES

To

Lee Leffert/R4/USDAFS@FSNOTES,
Jamie Gough/R4/USDAFS@FSNOTES

cc

Subject

Fw: claims 27-7008A & B, 27-7125
Rhone-Poulenc

IDWR is inquiring about two licensed water rights on Soda Springs Ranger District that are licensed to Rhone-Poulenc of Montpelier. I don't know which of the staff people on the district might be administering this

particular use. The water is for dust abatement for haul roads for mining. Are these folks still operating and in good standing? You may want to look at the water right information in the attachments at the end of the message string to see if you have any concerns. Absent any concerns or problems the water rights will probably continue through the SRBA as they are here in the name of Rhone-Poulenc. It appears that the current user may be Rhodia, Inc. Please contact me as quickly as you can if you have any questions or see any problems so that I can respond back to IDWR. Thank you.

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161 E. Mallard, Suite A
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(208) 331-5944
(208) 387-0842 FAX
e-mail: sspencer@fs.fed.us

----- Forwarded by Steven M Spencer/R4/USDAFS on 10/14/2004 03:28 PM -----

"Carlsen, Ernie"
<ECarlsen@idwr.state.id.us>

10/14/2004 12:38
PM

"Steve Spencer (E-mail)"
<sspencer@fs.fed.us>

To

cc

"Bird, Cindy"
<CindyBird@idwr.state.id.us>

Subject

FW: claims 27-7008A & B, 27-7125
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Steve can you tell me if the Forest Service has a current lease and or arrangement with Rhodia Inc or other entity to divert water under licenses 27-7008A and 27-7125 for dust abatement on haul roads crossing FS administered land? If not a current arrangement when did the former arrangement expire?
Thanks
Ernie

> -----Original Message-----

> From: Bird, Cindy
> Sent: Thursday, September 30, 2004 12:14 PM
> To: McHugh, Candice
> Subject: claims 27-7008A & B, 27-7125 Rhone-Poulenc

> good morning Candice,

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> In January of 1990 Rhone-Poulenc filed adjudication claims on the above
> mentioned licenses. Rhone-Poulenc is a New York firm that is no longer
> doing business in the state of Idaho. They conveyed there interest in
> Rhone-Poulenc Basic Chemicals Co. (formally know as Stauffer Chemical
> Corp.) to Rhodia Inc in 1998. In that conveyance they conveyed land that
> was owned by the company to Rhodia. None of which is described as the
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27-7125 Rhone-Poulenc(Document
link: Steven M Spencer)

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>

> Suggestions?

>

> Cindy

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	277125	☐			☐
	27-7008B	☐			☐
	27-7008A	☐			☐
		☐			☐
		☐			☐

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Rhone-Poulenc Inc., n/k/s Bayer Crop Science Inc.
P.O. Box 12014, 2 T.W. Alexander Dr., Research Triangle Park N.C.
4. New Owner/Claimant(s) Rhodin Inc.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address CN 7500
- City, State and ZIP Code Cromburg, NJ 08512-7500, Attn: Director of Site Services
- New Telephone Number () 609-260-3446
5. Date you acquired the property Feb 11, 1998 (Corporation Warranty)
Feb 13, 1998 (Quit Claim Deed)



6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
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Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) Plant Manager

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



Mail Tax Notice to:
Rhodia Inc.
219 Black Horse Lane
South Brunswick Township
North Brunswick, NJ 80902

STATE OF IDAH
County of Caribou ss. **156025**

I hereby certify that this instrument was filed at the request
of Caribou Title
at 2:20 o'clock P m this 26 day of
February 19 98 in my office and duly
recorded in Microfilm Records
Recorder: Edie Jzatt
Senise Marsley
Ex-Officio Recorder Deputy 1200

CORPORATION WARRANTY DEED

THIS INDENTURE, made this 11th day of February, 1998, between RHONE-POULENC INC., a New York corporation, successor in interest to Rhone-Poulenc Basic Chemicals Co., (formerly known as Stauffer Chemical Corporation), a corporation duly organized and existing under the laws of the State of Delaware, party of the first part, and RHODIA INC., a Delaware corporation, of North Brunswick, N. J., party of the second part.

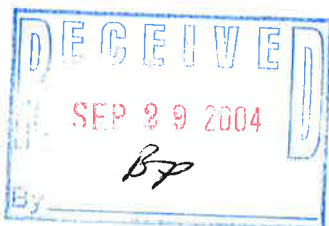
WITNESSETH, That the said party of the first part, having been hereunto duly authorized by resolution of its Board of Directors at a meeting duly and regularly called, for and in consideration of the sum of TEN DOLLARS, lawful money of the United States of America, to it in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, sell, convey, and confirm unto said party of the second part and to its successors and assigns forever all that certain lot, piece or parcel of land lying and being in the County of Caribou, State of Idaho, and more particularly described as follows, to-wit:

Township 7 South, Range 43 East of the Boise Meridian:

Section 10: Beginning at the Northeast corner of the SW $\frac{1}{4}$ of said Section 10, said point being North 0°01'15" West (Basis of Bearings) 2624.70 feet from the South Quarter corner of Section 10, and running thence South 0°01'15" East 1500 feet along the East line of the SW $\frac{1}{4}$ of Section 10; thence North 88°47'45" West 250 feet; thence North 0°01'15" West 1500 feet to the North line of said SW $\frac{1}{4}$ of Section 10; thence South 88°47'45" East along said North line 250 feet, to the point of beginning.

Section 14: W $\frac{1}{2}$ W $\frac{1}{2}$.

Section 15: E $\frac{1}{2}$ E $\frac{1}{2}$, ALSO, Beginning at the Northeast corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, said point being South 88°47'43" East (basis of Bearings) 1308.28 feet from the North Quarter corner of Section 15, and running thence South 400 feet along the East line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15; thence North 88°47'43" West 400 feet; thence North 400 feet to the North line of Section 15;



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thence South $88^{\circ}47'43''$ East along the North line 400 feet, to the point of beginning.

Section 22: ALL, EXCEPT THEREFROM, the following described tracts:

1. A strip of land 50 feet wide in the SW $\frac{1}{4}$ of Section 22, the centerline of which is described as follows:

Beginning at a point on the arc of spiral curve to the left, which point is on the East line of the SW $\frac{1}{4}$ of said Section 22 and bears North a distance of 86.5 feet from the Southeast corner of the SW $\frac{1}{4}$ of said Section 22;

thence along the arc of the spiral curve whose total central angle is $32^{\circ}58'$ and whose degree of curvature is $4^{\circ}00'$ a distance of 343.96 feet to the point of tangency;

thence North $87^{\circ}18'$ West a distance of 1720.04 feet to a point where the strip of land becomes 100 feet wide;

thence North $87^{\circ}18'$ West a distance of 205.51 feet to the point of spiral of a spiral curve to the left;

thence along the arc of the spiral curve whose total central angle is $17^{\circ}50'$ and whose degree of curvature is $5^{\circ}00'$ a distance of 361.49 feet to a point on the West line of the SW $\frac{1}{4}$ of said Section 22, which point bears North a distance of 142.80 feet from the Southwest corner of Section 22.

2. ALSO, except a tract lying across the SW $\frac{1}{4}$ of said Section 22, which is bounded by the North by the above described tract in the SW $\frac{1}{4}$ of Section 22 and on the South by the South line of the SW $\frac{1}{4}$ of Section 22.

3. A strip of land 110 feet wide in Sections 22 and 27, the centerline of which is described as follows:

Beginning at a point on the East line of the W $\frac{1}{2}$ NE $\frac{1}{4}$ of said Section 27, which point bears South a distance of 625.8 feet from the Northeast corner of said W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 27;

thence North $54^{\circ}20'$ West a distance of 320 feet to a point at which the strip of land becomes 50 feet wide;

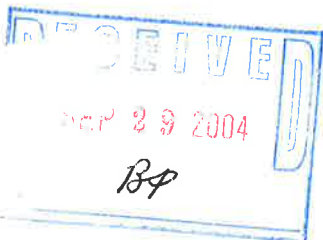
thence North $54^{\circ}20'$ West a distance of 544.79 feet to a point of spiral on a spiral curve to the left;

thence along the arc of the spiral curve to the left whose total central angle is $32^{\circ}58'$ and whose degree of curvature is $4^{\circ}00'$ a distance of 690.21 feet to a point on the West line of the SE $\frac{1}{4}$ of Section 22, which point bears North 86.5 feet from the Southwest corner of the SE $\frac{1}{4}$ of said Section 22.

Section 23: NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, ALSO, Beginning at the Northeast corner of the SE $\frac{1}{4}$ of Section 23, and running

thence West 1650 feet;

thence Southeasterly 2333.45 feet, more or less, to the point of intersection with the East line of



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said SE $\frac{1}{4}$, 1650 feet South from the point
of beginning;
thence North 1650 feet along the East line of said
SE $\frac{1}{4}$, to the point of beginning.

Section 26: NW $\frac{1}{4}$.

Section 27: E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$.

EXCEPT THEREFROM, a strip of land 50 feet wide in
Sections 26 and 27, the centerline of which is
described as follows:

Beginning at a point on the East line of the NW $\frac{1}{4}$ of
said Section 26, which bears North 510.03 feet
from the Southeast corner of the NW $\frac{1}{4}$ of Section
26, said point also being on the arc of a spiral curve
to the right whose total central angle is 8°56' and
whose degree of curvature is 2°00';

thence along the arc of said spiral curve a distance
of 403.84 feet to the point of tangency;

thence North 70°05' West a distance of 242.16 feet to
a point at which the strip of land becomes 80
feet wide;

thence North 70°05' West a distance of 1650 feet to
a point at which the strip of land becomes 60
feet wide;

thence North 70°05' West a distance of 800 feet to
a point at which the strip of land becomes 100
feet wide;

thence North 70°05' West a distance of 296.55 feet
to the point of spiral of a spiral curve to the
right;

thence along the arc of the spiral curve whose total
central angle is 15°45' and whose degree of
curvature is 3°00', a distance of 675 feet to
the point of tangency;

thence North 54°20' West a distance of 108.45 feet to
a point on the West line of the E $\frac{1}{2}$ NE $\frac{1}{4}$ of said
Section 27, which point bears South a distance of
625.80 feet from the Northwest corner of the E $\frac{1}{2}$ NE $\frac{1}{4}$
of said Section 27.

TOGETHER, with all and singular the tenements, hereditaments
and appurtenances thereunto belonging or in anywise appertaining,
and the rents, issues, and profits thereof, and all estate, right,
title, and interest in and to the said property, as well in law as
in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and
described premises together with the appurtenances and privileges
thereunto incident unto the said party of the second part and to
its successors and assigns forever, and the said party of the first
part and its successors, the said premises in the quiet and
peaceable possession of the said party of the second part, its
successors and assigns against the said party of the first part,
and its successors, and against all and every person and persons

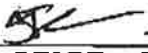


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whomever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has caused these presents to be executed and its corporate name hereunto subscribed, and its corporate seal hereunto affixed by its President and Secretary, in pursuance to said resolution the day and year first above written.

RHONE-POULENC INC, successor in
interest to Rhone-Poulenc Basic
Chemicals Co (fka Stauffer Chemical
Company

By: 
ALAN READE, President.

Attest:

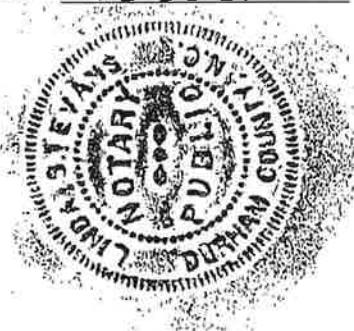
By: 
TERRY SUTTON, Assistant Sec.

State of NORTH CAROLINA)
County of Durham) : ss.

On this 19th day of February, in the year 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared ALAN READE and TERRY SUTTON known to me to be the President and Assistant Secretary of the corporation that executed the foregoing instrument and known to me to be the person(s) whose names are subscribed to the within instrument, and acknowledged to me that such corporation 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.


NOTARY PUBLIC for State of N CAROLINA
Residing at: Durham NC
Commission expires: 6-03-01



Order No. 14762

STATE OF IDAHO }
County of Caribou }

ss. 156101

Mail Tax Notice to:
Rhodia Inc.
219 Black Horse Lane
South Brunswick Township
North Brunswick, NJ 80902

I hereby certify that this instrument was filed at the request
of Caribou Title
at 3:50 o'clock P m this 6 day of
March, 19 98 in my office and duly
recorded in Microfilm Records
Recorder: Edie Izatt
Denise Hunsley
Ex-Officio Recorder Deputy 600

QUIT CLAIM DEED

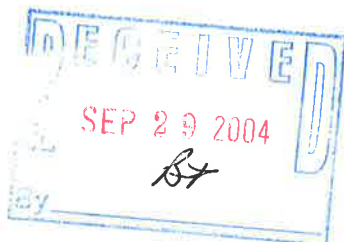
FOR VALUE RECEIVED, RHONE-POULENC INC., a New York corporation, successor in interest to Rhone-Poulenc Basic Chemicals Co., (formerly known as Stauffer Chemical Corporation), a corporation duly organized and existing under the laws of the Delaware, does hereby convey, release, remise and forever quit claim unto RHODIA INC., a Delaware corporation, of North Brunswick, NJ, the following described premises located in Caribou County, Idaho, to-wit:

Township 7 South, Range 43 East of the Boise Meridian:

Section 23: SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPT THEREFROM, Beginning at the Northeast corner of the SE $\frac{1}{4}$ of Section 23, and running thence West 1650 feet;
thence Southeasterly 2333.45 feet, more or less, to the point of intersection with the East line of said SE $\frac{1}{4}$, 1650 feet South from the point of beginning;
thence North 1650 feet along the East line of said SE $\frac{1}{4}$, to the point of beginning.

Section 26: NE $\frac{1}{4}$, EXCEPT THEREFROM, a small triangular tract in the extreme Southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying South and East of the County Road.
ALSO, EXCEPT THEREFROM, a strip of land 70 feet wide in the NE $\frac{1}{4}$, the centerline of which is described as follows:

Beginning at a point in the South line of the NE $\frac{1}{4}$ of said Section 26, which point bears South 89°55' West a distance of 178.67 feet from the Southeast corner of said NE $\frac{1}{4}$ of said Section 26:
thence along the arc of a spiral curve to the left whose total central angle is 20°54' and whose degree of curvature is 4°00', a distance of 335 feet to the point of tangency of the spiral curve;
thence North 79°01' West a distance of 710.93 feet to a point at which the strip of land narrows to 50 feet;
thence North 79°01' West a distance of 1371.17 feet to the point of spiral of a spiral curve to the right;
thence along the arc of the spiral curve to the right whose total central angle is 8°56' and whose degree of curvature is 2°00' a distance of 132.83 feet, which point bears North 510.03 feet from the Southwest corner of the NE $\frac{1}{4}$ of said Section 26.



156101

ALSO, EXCEPT THEREFROM, all that portion of the NEX lying South of the Oregon Short Line Railroad, as presently located.

together with their appurtenances.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed and its corporate name hereunto subscribed, and its corporate seal hereunto affixed by its President and Secretary, in pursuance to a resolution by the Board of Directors of said corporation, this 13th day of February, 1998.

RHONE-POULENC INC.

By: *Alan Reade*

ALAN READE, President.

By: *Terry Sutton*

TERRY SUTTON, Assistant Secretary.

STATE OF NORTH CAROLINA)

: SS.

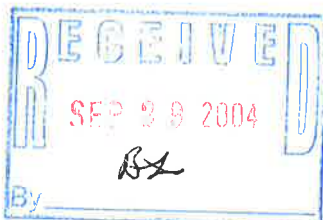
County of Durham)

On this 4th day of MARCH, 1998, before me the undersigned, a Notary Public in and for said State, personally appeared **ALAN READE** and **TERRY SUTTON** known to me to be the President and Assistant Secretary of the corporation that executed the foregoing instrument and acknowledged to me that the person(s) whose names are subscribed to the within instrument, and acknowledged to me that such corporation 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.



Linda S. Evans
NOTARY PUBLIC for State of N Carolina
Residing at: Durham, North Carolina
Commission expires:



Notes

1-12-04 Email from Ernie. BP

2/12/04 Ernie's email say because it was not decommissioned until the 1990's. It needs to be recommended in the SRBA because of pre-1987 use. CB

9/27/04. Dan Bersanti, Rhodia, called to say that the land belongs to Rhodia and he had an ownership change form and the documents that changed the name. He will send it to me in Soda Springs.

27-7125.

9/22/04 12:05pm. #1093.

Looking E. @ Well.

GPS File 7125

10:51 AM GPS

N. 42° 51.783'

11:53 AM watch.

W 111° 23.482'

When I downloaded the GPS prints the projection is wrong. Mike Caswell and Mark Larsen are gone this week so I'll have to check with one of them next week. Because when I tried to correct the shp. it wouldn't let me.

Notes

10/9/03 Please verify ownership/address.

10-20-03 Sent ownership change to

Ala. West

12-24-03 Letter to Nelson re ownership change BGP

1-7-04 Chuck Darsell from Walnut, Roommore Ridge

This might have been in Little Long Valley area and

it was decommissioned in the early 1990's and

Roommore Ridge was started. Chuck's going

to check if Roommore Ridge has a

separate well and get back to me.

1-9-04 Canaan, Arkansas: US Forest Service record

set of Sec. 3, AP

1-9-04 Rounding to Rooter: This must have been a lease

because the forest service has always owned

this piece

licensed 12/27/1990.

RASMUSSEN Ridge mine well is 27-7540, priority

date 3-27-1991, that is probably about the time.

the Little Long Valley plant was decommissioned by Rhone-Poulenc,

the property is the forest service.

1-9-04 Emailed Dennis Dunn to find out if Rhone-Poulenc

abandoned this well. And I emailed Sam to

find out who this claim should be decommissioned

to force the operation has been decommissioned.

B. Dunn answered, BGP

1-12-04

27-7125

PH 547-1215

AFF REVIEW - STATE OFFICE

- Plant Manager Per Phone call
1. ☒ Name vs. Signature 10/5/78 7. ☒ Place of Use for other than irrig.
2. a.w. Source 8. N/A Place of Use for irrigation (add acres)
3. ☒ Point of Diversion 9. App Property Owner at Pt. ☒ of Div. & Pl. of Use
4. ☒ Amnt. & Period of Use 10. ☒ Map
5. ☒ Descrip. of Diverting Wrks. 11. 20 Fee & Rec't. No.
6. 5 Time req. for Proof of B/U

Copies Sent To:

<u> </u> Idaho Health Department	<u> </u> U.S.F.S.
<u>N/A</u> Idaho Fish & Game Dept.	<u>N/A</u> Dept. of Lands
<u>A</u> Bureau of Land Management	<u>A</u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ☒ no

Other rights on same land N/A

N/A Withdrawals of all protests received yes no

Conditions:

ID Power Co. Letter - Snake R. No

ID Power Co. Letter - G.W. & Tribs. No

Snake River Condition No

Payette River Letter No

Priority Date 8/23/78

Water Quality #16 N/A

Water Quality #10 N/A
intrastate interstate

Meas. Dev. or Sc. Meas. No

Totalizing meter No

Supplemental No

Right-of-Way Cond. No

Watermaster Cond.
Wtr. Dist No. N/A

Meas. Dev. Cond. for apps within a Water Dist. N/A

Jim Reviewer
10/2/78 Date



Department of State

**CERTIFICATE OF CORPORATE STATUS
OF**

RHONE-POULENC BASIC CHEMICALS CO.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that I am the custodian of the corporation records of this State.

I FURTHER CERTIFY That the records of this office show that the above-named corporation was incorporated under the laws of Delaware and was issued a certificate of authority in Idaho on November 23, 1987.

I FURTHER CERTIFY That the corporation's authority to do business has not been forfeited.

Dated March 26, 1990



Pete T. Cenarrusa

SECRETARY OF STATE

William M. Zabala

JAN 6 1991

STATE OF DELAWARE
OFFICE OF SECRETARY OF STATE

I, MICHAEL HARKINS, Secretary of State of the State of Delaware, do hereby certify that the Certificate of Incorporation of the "ATKEMIX TWENTY-ONE INC.", was received and filed in this office the fifteenth day of July, A.D. 1987, at 10 o'clock A.M.

And I do hereby further certify that the said "ATKEMIX TWENTY-ONE INC.", filed a Certificate of Merger, on the twenty-eighth day of August, A.D. 1987, at 8:30 o'clock A.M.

And I do hereby further certify that the said "ATKEMIX TWENTY-ONE INC.", filed a Certificate of Ownership, changing its corporate title to "STAUFFER CHEMICAL COMPANY", on the twenty-eighth day of August, A.D. 1987, at 3:20 o'clock P.M.

And I do hereby further certify that the said "STAUFFER CHEMICAL COMPANY", filed a Certificate of Ownership, on the tenth day of December, A.D. 1987, at 9 o'clock A.M.

And I do hereby further certify that the said "STAUFFER CHEMICAL COMPANY", filed a Certificate of Amendment, changing its corporate title to "STAUFFER CHEMICAL COMPANY DIVISION OF RHONE-POULENC, INC.", on the twelfth day of February, A.D. 1988, at 9 o'clock A.M.

And I do hereby further certify that the said "STAUFFER CHEMICAL COMPANY DIVISION OF RHONE-POULENC, INC.", filed a Certificate of Change of Agent and Location of Registered Office, on the twenty-ninth day of February, A.D. 1988, at 9 o'clock A.M.

And I do hereby further certify that the said "STAUFFER CHEMICAL COMPANY DIVISION OF RHONE-POULENC, INC.", filed a Certificate of Amendment, changing its corporate title to "RHONE-POULENC BASIC CHEMICALS CO.", on the eighteenth day of September, A.D. 1989, at 9 o'clock A.M.

And I do hereby further certify that a Certificate of Change of Location of Registered Office of the companies represented by "The Prentice-Hall Corporation System, Inc.", as it applies to "RHONE-POULENC BASIC CHEMICALS CO.", was received and filed in this office the twenty-seventh day of October, A.D. 1989, at 4:30 o'clock P.M.

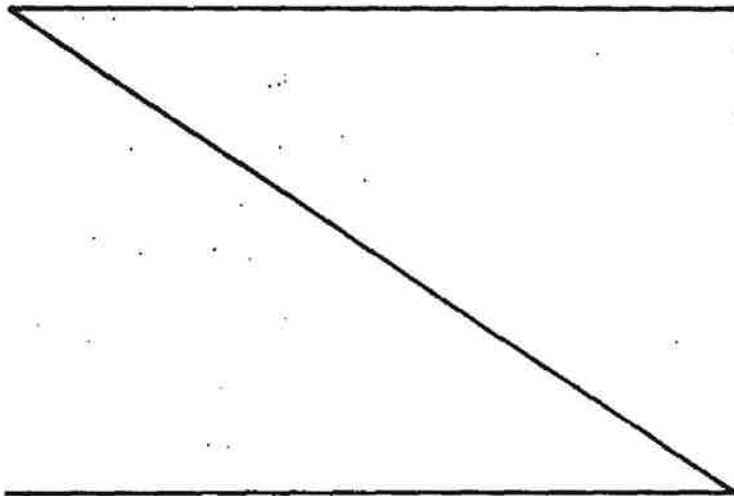
And I do hereby further certify that the aforesaid Certificates are the only Certificates on record of the aforesaid Corporation.

And I do hereby further certify that the aforesaid Corporation is duly incorporated under the laws of the State of Delaware and is in good standing and has a legal corporate existence not having been cancelled or dissolved so far as the records of this office show and is duly authorized to transact business.

And I do hereby further certify that the Annual Reports have been filed to date.

RECEIVED
JAN 03 1991

IN TESTIMONY WHEREOF, I have hereunto set my hand
and official seal at Dover this twenty-third
day of March in the year of our Lord one
thousand nine hundred and ninety.



REPRODUCED

FORM 125

JAN 03 1991

Michael Horkins
Michael Horkins, Secretary of State

Contacts Data Entry Form

Owner Type Full Name Address City State Zip Phone

Current Owner: _____

Name connector: and _____, or _____, and/or _____

Current Owner: _____

Current Owner: _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

2/12/04 No ownership change received.
Recommend as claimed.

Reviewer: CB

Date: 2/12/04

Priority Date Data Entry FormClaim Number: A27-7125

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

License

Reviewer: CBDate: 10/9/03

Priority Date

Claim No. _____

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (☒)
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes () No ()
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes () No ()
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes (☒) No ()
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes (☒) No ()
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes (☒) No ()
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No ()
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes () No ()
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes () No ()
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit. Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes () No ()
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes () No ()
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (☒) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim. *license*
16. Is a Priority Date remark and/or condition required? Yes () No (☒)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Point of Diversion and Source Data Entry FormClaim Number: A27-7125

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

☒ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? none

Document how the POD and Source were verified and/or Pump and Motor data:

License

_____Transfers Changing POD noReviewer: CBDate: 10/9/03

Point of Diversion

Claim No. _____ - _____

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the POD as shown on the Permit. Go to 10

Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

5. Can the claimed POD be verified using the water right file?

If Yes, recommend the POD as shown in the water right file. Go to 10

If No, go to 6

Yes (☒) No (☐)

6. Is there evidence that there has been a change in the POD?

If Yes, go to 7

If No, go to 9

Yes (☐) No (☐)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C03, go to 9

If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

Yes (☐) No (☐)

8. Was a transfer filed?

If Yes, recommend the POD as shown on the approved transfer. Go to 10

If No, go to 9

Yes (☐) No (☐)

9. Does the file contain all of the necessary information to verify the POD?

If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10

If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10

Yes (☐) No (☐)

10. Is a POD remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POD review is complete

If No, POD review is complete.

Yes (☐) No (☒)

SourceClaim No. -

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Source as shown on the Permit. Go to 11

Yes (☐) No (☐)

4. Does the parent right have a Source?

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

5. Can the claimed Source be verified using the water right file?

If Yes, recommend the Source as shown in the water right file. Go to 11

If No, go to 7

Yes (☒) No (☐)

6. Is the basis of claim a Posted Notice?

If Yes, consult the attorney assigned to the basin. Go to 7

If No, go to 7

Yes (☐) No (☐)

7. Is there evidence that there has been a change in the Source?

If Yes, go to 8

If No, go to 10

Yes (☐) No (☐)

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C02, go to 10

If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9

Yes (☐) No (☐)

9. Did the claimant file a transfer?

If Yes, recommend the Source as shown in the transfer. Go to 11

If No, go to 10

Yes (☐) No (☐)

10. Does the file contain all of the necessary information to verify the Source?

If Yes, recommend the Source as it existed on 11-19-1987. Go to 11

If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11

Yes (☐) No (☐)

11. Is a Source remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Source review is complete.

If No, Source review is complete.

Yes (☒) No (☐)

Place Of Use Data Entry Form

Claim Number: A27-7125☒ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

license

Transfers Changing POU noReviewer: CBDate: 10/9/03

Place of Use**Claim No.** _____**1. Is the basis of claim a Decree or License?**

If Yes, go to 2a
If No, go to 2b

Yes (☒) No (☐)**2a. Is a POU required?**

If Yes, go to 5
If No, go to 14

Yes (☐) No (☒)**2b. Is a POU required?**

If Yes, go to 3
If No, go to 14

Yes (☐) No (☐)**3. Is the basis of claim a Permit or Application?**

If Yes, go to 4
If No, go to 7

Yes (☐) No (☐)**4. Has the License been issued?**

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

Yes (☐) No (☐)**5. Does the parent right have a POU?**

If Yes, go to 6
If No, go to 7

Yes (☐) No (☐)**6. Can the claimed POU be verified using the water right file?**

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

Yes (☐) No (☐)**7. Is there evidence that there has been a change in the POU?**

If Yes, go to 8
If No, go to 13

Yes (☐) No (☐)**8. Can the change be verified as an accomplished transfer?**

If Yes, add condition C05, go to 13
If No, go to 9

Yes (☐) No (☐)**9. Does the change include an enlargement of the POU?**

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes (☐) No (☐)**10. Was an enlargement claim filed?**

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes (☐) No (☐)**11. Did the claimant file an enlargement claim?**

If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)**12. Was a transfer filed?**

If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)**13. Does the file contain all of the necessary information to verify the POU?**

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

Yes (☐) No (☐)**14. Is a POU remark and/or condition required?**

If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.

Yes (☒) No (☒)

Purpose of Use Data Entry Form

Claim Number: A27-7125☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

License

Transfers Changing Purpose of Use noReviewer: CBDate: 10/9/03

Purpose of Use

Claim No. _____

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes (☐) No (☐)

4. Does the parent right have a Purpose of Use?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

5. Can the claimed Purpose of Use be verified using the water right file?

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13

If No, go to 6

Yes (☒) No (☐)

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7

If No, go to 11

Yes (☐) No (☐)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C04, go to 11

If No, go to 8

Yes (☐) No (☐)

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9

If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes (☐) No (☐)

9. Was an enlargement claim filed?

If Yes, go to 11

If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes (☐) No (☐)

10. Did the claimant file an enlargement claim?

If Yes, go to 11

If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13

If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.

If No, purpose of Use review is complete.

Yes (☐) No (☒)

Period of Use and Quantity Data Entry Form

Claim Number: A27-7125☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Industrial	Y1	12/31	0.04	28.3
Domestic	Y1	12/31	0.02	0.6

Overall Diversion Rate 0.04 Overall Diversion Volume 28.9

Document how the Period of Use and/or Diversion Rate were verified:

curse

Reviewer: CBDate: 10/9/03

Period of Use

Claim No. _____

1. Is the basis of claim a Decree or License? Yes ☒ No ☐
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes ☐ No ☐
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes ☐ No ☐
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
4. Does the parent right have a Period of Use? Yes ☒ No ☐
If Yes, go to 5
If No, go to 6
5. Can the claimed Period of Use be verified using the water right file? Yes ☒ No ☐
If Yes, go to 14
If No, go to 6
6. Is there evidence that there has been a change in the Period of Use? Yes ☐ No ☐
If Yes, go to 7
If No, go to 12
7. Does the change include an enlargement in the Period of Use? Yes ☐ No ☐
If Yes, go to 9
If No, go to 8
8. Can the change be recommended as an accomplished transfer? Yes ☐ No ☐
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
9. Was an enlargement claim filed? Yes ☐ No ☐
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes ☐ No ☐
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
11. Was a transfer filed? Yes ☐ No ☐
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
12. Does the file contain all of the necessary information to verify the Period of Use? Yes ☐ No ☐
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined? Yes ☐ No ☐
If Yes, go to 14
If No, go to 15
14. Is irrigation claimed as a purpose of use? Yes ☐ No ☒
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
15. Is irrigation claimed as a purpose of use? Yes ☐ No ☐
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? Yes ☐ No ☐
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use? Yes ☐ No ☐
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
18. Is a Period of Use remark and/or condition required? Yes ☐ No ☒
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.

QuantityClaim No.

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11Yes (☐) No (☐)

4. Does the parent right have a diversion rate and/or volume?

If Yes, go to 5
If No, go to 7Yes (☒) No (☐)

5. Can the claimed diversion rate and/or volume be verified using the water right file?

If Yes, go to 8
If No, go to 7Yes (☒) No (☐)

6. Is the basis of claim a posted notice?

If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7Yes (☐) No (☐)

7. Is a flow measurement required?

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9Yes (☐) No (☐)

8. Does the parent right have an annual diversion volume limit?

If Yes, go to 10
If No, go to 9Yes (☒) No (☐)

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

If Yes, go to 10
If No, go to 11Yes (☐) No (☐)

10. Is irrigation a purpose of use?

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12Yes (☐) No (☒)

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12Yes (☐) No (☐)

12. Is a Quantity remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.Yes (☒) No (☒)CRS 12/13/04
CIB

Summary

Claim No. -

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?

If Yes, go to 2

If No, go to 3

Yes (☒) No (☐)

2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4

If No, status will be set as Active. Go to 5

Yes (☐) No (☒)

3. Is the water being used for all of the purposes claimed and to the extent claimed?

If Yes, status will be set as Active. Go to 5

If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4

Yes (☐) No (☐)

4. Is any portion of the claim being recommended?

If Yes, status will be set as Active. Go to 5

If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5

Yes (☐) No (☐)

5. Is an additional remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Go to 6

If No, go to 6

Yes (☒) No (☐)

6. Would you like to view the recommended right?

If Yes, go to 7

If No, the review is incomplete. The recommendation must be viewed to complete the review.

Yes (☒) No (☐)

7. Is this a "split" or "combined" right?

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8

If No, go to 8

Yes (☐) No (☒)

8. Do you have documents you would like to attach or link to the file?

If Yes, go to PowerDOCS and profile the documents. Go to 9

If No, go to 9

Yes (☐) No (☒)

9. Would you like to set the verification date?

If Yes, the review is complete.

If No, the review is incomplete. The recommendation must be verified to complete the review.

Yes (☒) No (☐)

Summary Data Entry Form

Claim No.: _____

Remarks and Conditions (Include Type, Category and Code if applicable):

C18

903 Qty Cond.

904 Pou Cond.

901 Gen Cond.

902 Gen Cond.

108 Prior Cond.

ADD NO6 Qty Cond.

Exp - Remark: Domestic use for offices and workers complex associated with authorized mining operation.

Split or Combined Right Analysis:

none

Attached Field Notes or Other Documents:

no

Claim No.:

27- 7125

Reviewer

EB

Date

10/9/03

Bird, Cindy

From: Carlsen, Ernie
Sent: Monday, January 12, 2004 4:21 PM
To: Bird, Cindy
Cc: McHugh, Candice
Subject: RE: claim 27-7125

Cindy since the mine has not been operated since 1990 it seems odd to favorably recommend this SRBA claim. But with the Court's ruling concerning forfeiture we can not disallow it unless we can show 5 consecutive years of none use prior to when the claim was filed. The recommendation needs to be in the name of the claimant unless we have an identical claim in the name of the Forest Service.
Ernie

-----Original Message-----

From: Bird, Cindy
Sent: Friday, January 09, 2004 12:58 PM
To: Carlsen, Ernie
Subject: claim 27-7125

hi Ernie,
I'm working on the Rhone-Puolenc (Nu-West) claims and I got a call yesterday from Chuck with Nu-West to let me know that this mining operation was decommissioned by Rhone-Puolenc in the early 1990's when they moved the operation to Rasmussen Ridge (27-7540). The land is owned by the Forest Service. Chuck wanted to know if they could retain the water right? I guess since the mining was in operation prior to 1987 then it should be recommended, but who would we recommend it to? I think we should disallow it even if it's after 1987 since it has been decommissioned.

thanks, Cindy

Bird, Cindy

From: Dunn, Dennis
Sent: Monday, January 12, 2004 9:47 AM
To: Bird, Cindy
Subject: RE: Rhone-Puolenc (Nu-West) water rights.

Cindy, I know nothing. I would think that since they didn't transfer the rights but applied for new ones then the old ones are lost. The Forest Service wouldn't have them because they belonged to the company. Dennis

-----Original Message-----

From: Bird, Cindy
Sent: Friday, January 09, 2004 12:25 PM
To: Dunn, Dennis
Subject: Rhone-Puolenc (Nu-West) water rights.

hi Dennis,

What do you know about the Rhone-Puolenc (Nu-West) water rights?

I'm working on some adjudication claims for Rhone-Puolenc (Nu-West). Claim 27-7125 was a ground water well for Mining in Little Long Valley. According to Chuck Durcell, Nu-West, Rhone-Puolenc decommissioned the Little Long Valley plant in the early 1990's and built a new one on Rasmussen Ridge (27-7540). Did Rhone-Puolenc abandon the old well? The reason I'm asking is because Chuck with Nu-West asked me yesterday if they could retain the water right, even though the land is owned by the Forest Service? I asked him if it was conveyed to them in their purchase agreement with Rhone-Pulenc or was it transferred to Rasmussen Ridge? He didn't know and was going to reseach it. But it doesn't apprear to have been transferred because they were issued a new license 1997.

thanks,
Cindy

Bird, Cindy

From: Bird, Cindy
Sent: Friday, January 09, 2004 12:58 PM
To: Carlsen, Ernie
Subject: claim 27-7125

hi Ernie,

I'm working on the Rhone-Puolenc (Nu-West) claims and I got a call yesterday from Chuck with Nu-West to let me know that this mining operation was decommissioned by Rhone-Puolenc in the early 1990's when they moved the operation to Rasmussen Ridge (27-7540). The land is owned by the Forest Service. Chuck wanted to know if they could retain the water right? I guess since the mining was in operation prior to 1987 then it should be recommended, but who would we recommend it to? I think we should disallow it even if it's after 1987 since it has been decommissioned.

thanks, Cindy

Bird, Cindy

From: Bird, Cindy
Sent: Friday, January 09, 2004 12:25 PM
To: Dunn, Dennis
Subject: Rhone-Puolenc (Nu-West) water rights.

hi Dennis,

What do you know about the Rhone-Puolenc (Nu-West) water rights?

I'm working on some adjudication claims for Rhone-Puolenc (Nu-West). Claim 27-7125 was a ground water well for Mining in Little Long Valley. According to Chuck Durcell, Nu-West, Rhone-Puolenc decommissioned the Little Long Valley plant in the early 1990's and built a new one on Rasmussen Ridge (27-7540). Did Rhone-Puolenc abandon the old well? The reason I'm asking is because Chuck with Nu-West asked me yesterday if they could retain the water right, even though the land is owned by the Forest Service? I asked him if it was conveyed to them in their purchase agreement with Rhone-Pulenc or was it transferred to Rasmussen Ridge? He didn't know and was going to reseach it. But it doesn't appear to have been transferred because they were issued a new license 1997.

thanks,
Cindy

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-7540

WATER RIGHT NUMBER: 27-7540

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NU-WEST INDUSTRIES INC DBA AGRUM CONDA PHOSPHATE 3010 CONDA RD SODA SPRINGS, ID 83276 (208)547-4381
Original Owner	RHONE POLENC PO BOX 728 SODA SPRINGS, ID 83276 (208)574-2999

Priority Date: 03/27/1991

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	1/01 to 12/31	0.890 CFS	135.20 AF
	<u>Total Diversion:</u>	0.890 CFS	135.20 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 26, Twp 06S, Rge 43E, B.M.
CARIBOU County		

Place of Use

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	43E	25									X	X							
06S	43E	26		X		X	X			X	X	X		X	X	X	X		
06S	43E	27													X			X	
06S	43E	33								X			X	X	X	X			
06S	43E	34	X	X			X		X										
07S	43E	3							X	X						X			
07S	43E	10		X		X								X					

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-7540

07S 43E 11					X		
07S 43E 14			X	X			

Conditions of Approval:

1. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

Remarks:

1. General Industrial use is for dust abatement on mining haul roads.
Two points of diversion located in NWSW, S26, T6S, R43E.

Comments:

1. VAULT 5/13/1992 Extension of Time Received
Comment: Extension of Time Received
2. VAULT 7/7/1993 Lapse Notice Sent
Comment: Lapse Notice Sent
3. VAULT 7/8/1993 Extension of Time Received
Comment: Extension of Time Received

Dates and Other Information:

Licensed Date: 2/11/1997
 Decreed Date:
 Water Supply Bank Enrollment Accepted:
 Water Supply Bank Enrollment Removed:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number:
 Judicial District:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 27-7540



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

24 December 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Monty Johnson
Nu-West Industries
3010 Conda Road
Soda Springs, ID 83276

Re: Snake River Basin Adjudication (SRBA)
Claim 27-7008A, 27-7008B & 27-7125

Subject: CHANGE IN OWNERSHIP

Response Date: 25 January 2004

Dear Claimant(s),

We have been advised you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property and water right, we need Form 42-248/42-1409(6) "Notice of Change in Water Right Ownership", completed and returned to us.

We will also need a copy of the warranty deed, plat, survey map or aerial photo with the appropriate area marked.

Please fill out the highlighted areas on the notice of change form for each claim and submit with the necessary documents by the above referenced response date.

If you have any questions not covered by this letter please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/bjp⁴

Enclosure:

Form 42-248/42-1409(6) "Notice of Change in Water Right Ownership"
Water Right Report 27-7008A, 27-7008B, 27-7125



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Nu-West Ind.
3010 Conda Road
Soda Springs, Idaho 83276

October 17, 2003

REF: Snake River Basin Adjudication (SRBA)
Water Right Claim No (s). A27-7008A, A27-7008B, A27-7125

Subject: Change in Ownership

Response Date: November 14, 2003

Dear Claimant(s),

Caribou County records indicate that you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property and water right, we need form 42-248/42-1409(6) Notice of Change in Water Right Ownership, completed and returned to us.

We will also need a copy of the warranty deed, plat, survey map or aerial photo with the appropriate area marked.

Please fill out the highlighted areas on the notice of change form and submit with the necessary documents by the response date stated above.

If you have any questions not covered by this letter please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird / PB

Cindy E. Bird
Adjudication Bureau

CEB/PB

Enclosure: Form 42-248/42-1409(6) "Notice of Change in Water Right Ownership"

State of Idaho
Department of Water Resources

RECEIVED

JAN 03 1991

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07125

Department of Water Resources
Eastern District Office

Priority: August 23, 1978, ✓

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 ✓ CFS
28.9 AF

This is to certify, that RHONE POULENC BASIC CHEMICALS CO.

P.O. BOX 160

MONTPELIER, ID 83254

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 23, 1978; and has submitted Proof of Beneficial Use on September 8, 1983. An examination indicates that the works have a diversion capacity of .050 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
INDUSTRIAL	01/01 to 12/31	0.04 CFS	28.3 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.04 CFS	28.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 3, Township 07S, Range 43E
CARIBOU County

PLACE OF USE: INDUSTRIAL
TWN RGE SEC

07S 43E 3 NWSE

PLACE OF USE: DOMESTIC, same as INDUSTRIAL use

CONDITIONS/REMARKS:

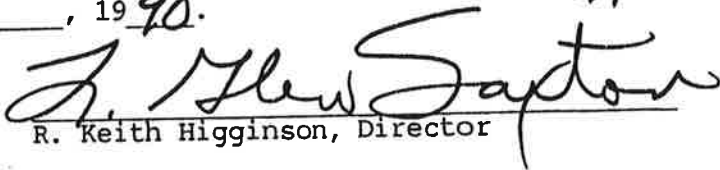
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 27-07125

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 27th
day of December, 1998.

Acting for


R. Keith Higginson, Director

10. Other water rights on these lands N.A.

11. Other water right diverted from same p.d. N.A.

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks

15. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature H.W. Jones

Date 10-01-85

Consultant's License Number

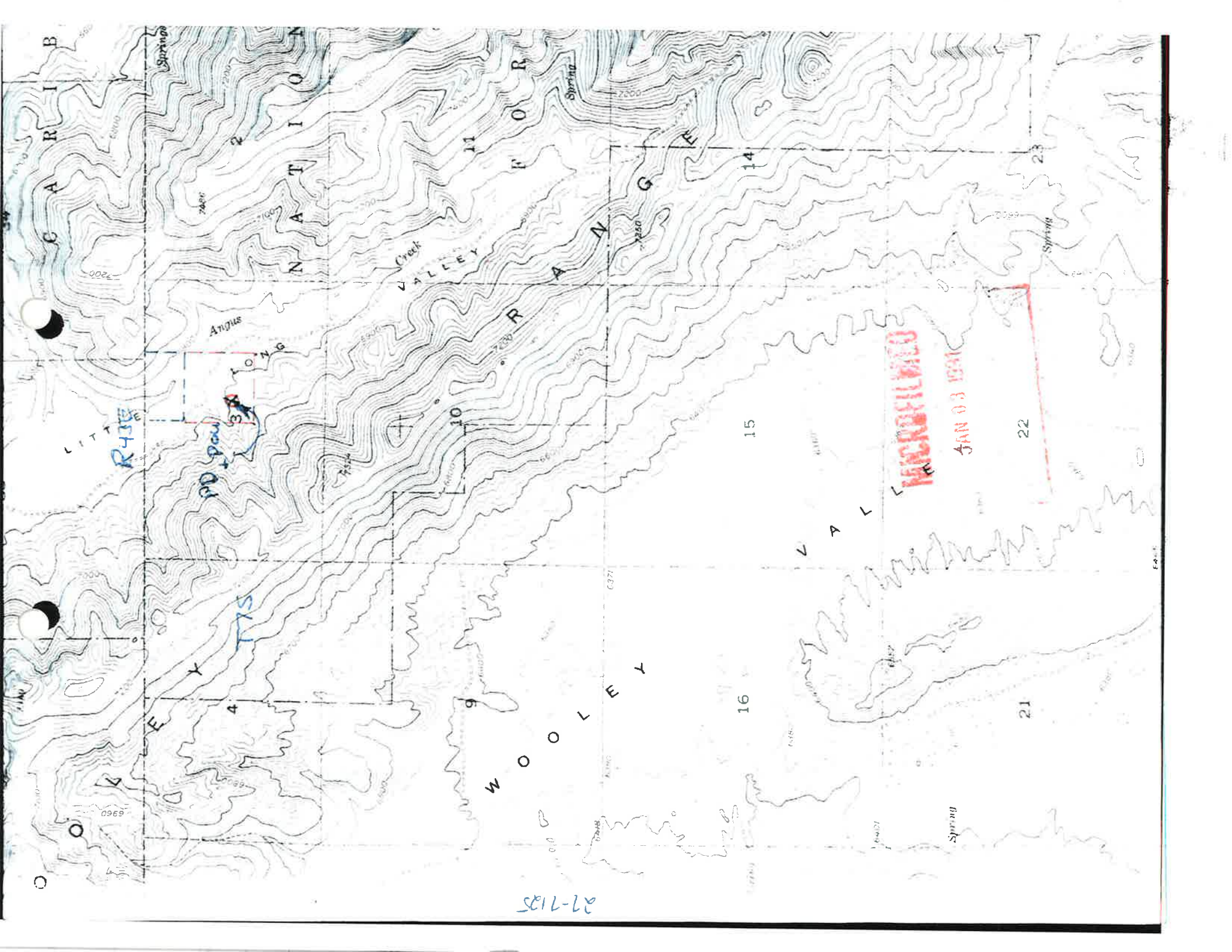
IDWR Director's Authorization to Conduct

Beneficial Use Examination

Date

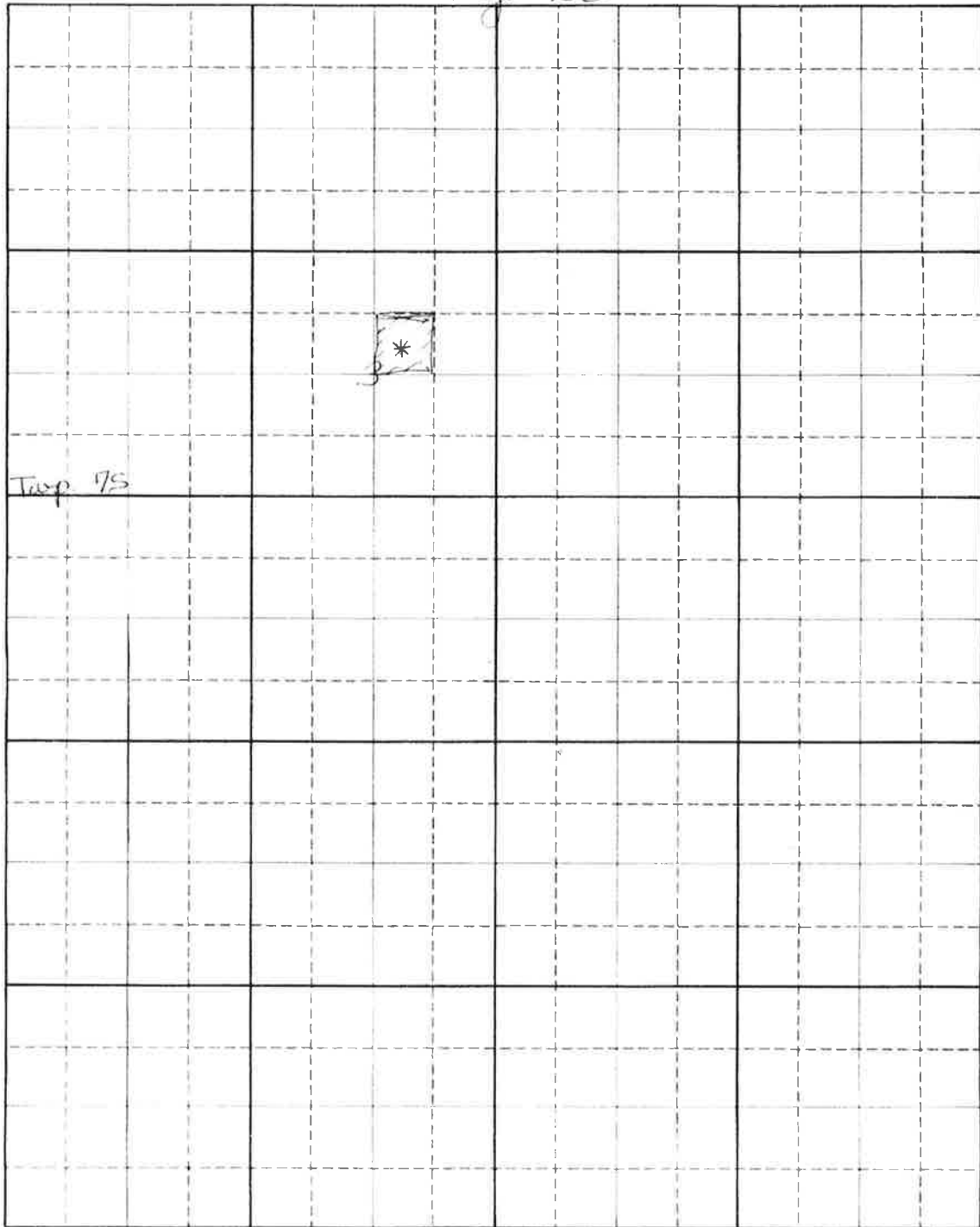
CONSULTANT SEAL

RECEIVED
JAN 03 1986



11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Range 43E



Twp 7S

Scale: 2 inches equal 1 mile

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

Stuffer Chemical Company
(Applicant)
D. H. Hymas (Plant mgr)

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached 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

31st day of
August, 1978

The date of the last publication

being the 7th day of
September, 1978

Mark Steele

Subscribed and sworn to be-
fore me this 8th day
of September, 1978

Clayton A. Cole
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March
1980.

NOTICE OF APPLICATION FOR WATER PERMIT NO. 27-7125

Notice is hereby given that
Stauffer Chemical Company,
Soda Springs, Idaho has on 8-23-
78 submitted Application No.
27-7125 for a permit to appro-
priate 0.04 cubic feet per second
of water from a ground-water
source by means of well and pump
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T.
7S, R. 43E, B.M., County of
Caribou; to be used from Jan. 1 to
Dec. 31 for industrial and domes-
tic purposes within the SW $\frac{1}{4}$
NE $\frac{1}{4}$, Sec. 3, T. 7S, R. 43E,
B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with the
Idaho Department of Water Re-
sources, 1515 Lincoln Road, Ida-
ho Falls, Idaho, 83401 on or
before September 18, 1978.

C. STEPHEN ALLRED
Director

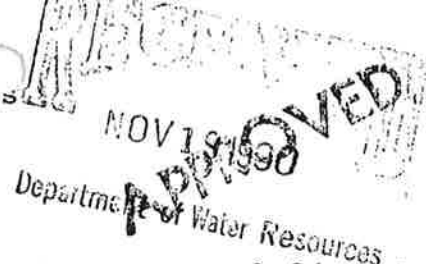
Published in the Caribou Coun-
ty Sun on August 31 and Septem-
ber 7, 1978.

SEP 26 1978

97-a

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07125



Date of Priority: August 23, 1978

Maximum Diversion Rate: ☒
Maximum Diversion Volume: ☒

0.04 CFS
28.9 AF

Rhone-Poulenc Basic Chemicals Co.

~~STAUFFER CHEMICAL CO.~~

Comes now

P.O. BOX 160
MONTPELIER, ID 83254

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 27-07125, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
INDUSTRIAL	01/01 to 12/31	0.04 CFS	28.3 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.04 CFS	28.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 3, Township 07S, Range 43E
CARIBOU County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

07S 43E 3 NWSE

PLACE OF USE: DOMESTIC, same as INDUSTRIAL use

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

Signed at MONTPELIER, IDAHO, this 16th day of NOVEMBER, 19 90.

D. L. King MANAGER
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07125

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee = \$20.00

#C018910
Receipted by SC Date 11/20/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 27-07125 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.

Witness my hand this 27th day of December, 1990.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

SCANNED

JUL 13 2001

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: A27-07125

Date Received: 1/30/1990

Receipt No: E011992

Received By: KAW

Assisted By KAW

RECEIVED

FEB - 8 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RHONE-POULENC 208-847-2185
Address: P.O. BOX 160
MONTPELIER, ID 83254

2. Date of Priority: AUG 23, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	43E	3	NW	SE			CARIBOU

5. Description of diverting works:
WELL PUMP MAINLINE TO UNIT 3 MINE UPPER SHOP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/BATHROOM FACILITIES FOR SHOP, I/STEAM CLEANER

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	43E	3	NW	SE		INDUST	
			NW	SE		DOMEST	

A27-07125

Page 1

Date: 01/30/90

A2707125



MICROFILMED
NOV 12 1992

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: PERMIT

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 _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am General Manager Phosphate Rock Operations of
Title

Rhone-Poulenc Basic Chemicals Co., that I have signed the foregoing
Organization

document in the space below as General Manager Phosphate Rock Operations of
Title

Rhone-Poulenc Basic Chemicals Co. and that the statements contained in the
Organization

foregoing document are true and correct.

D. L. King, Jr.
Signature of Authorized Agent

Title and Organization

Date

State of Idaho

County of Boas Lake) SS.

Subscribed and sworn (or affirmed) before me this 7th day

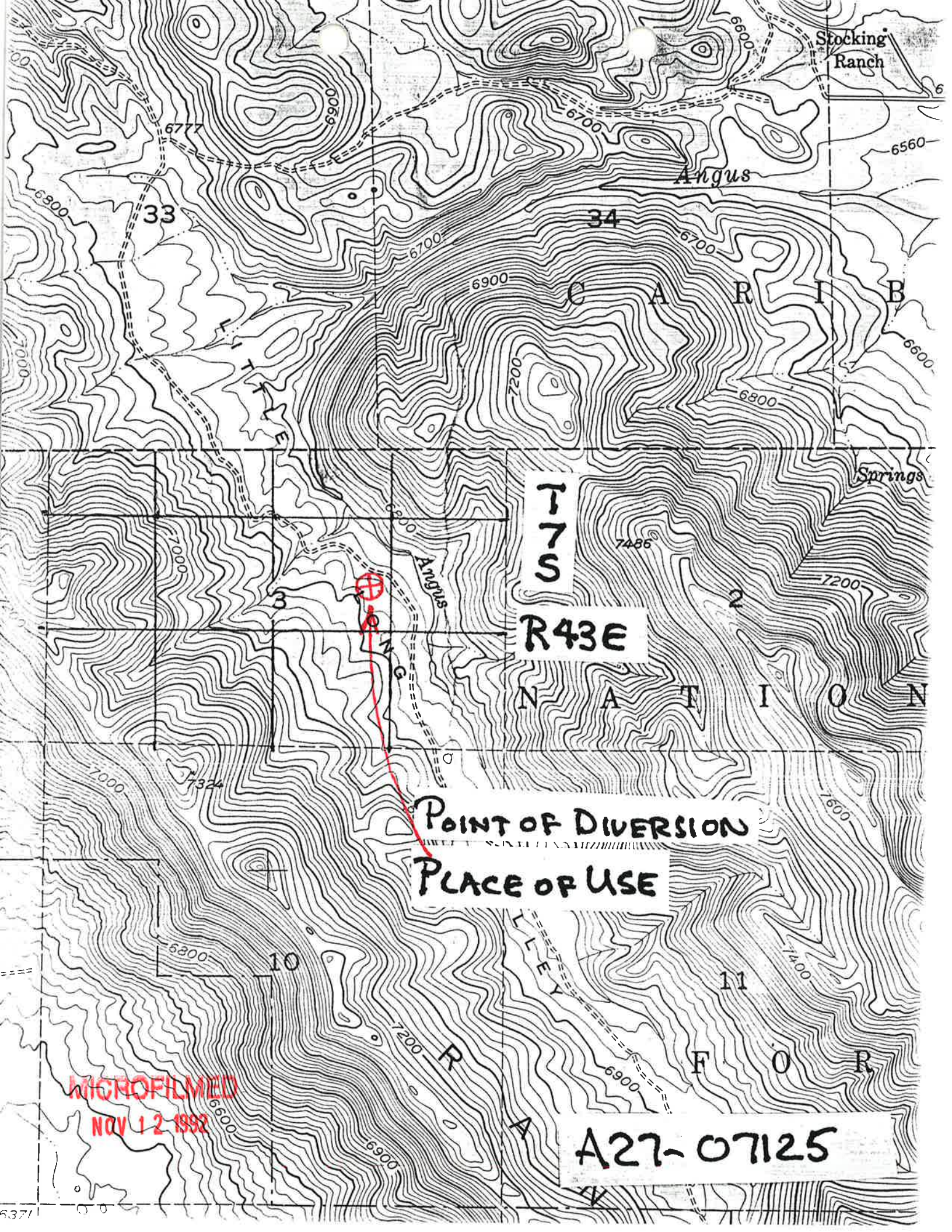
of Feb 19 90

Carol A King
Notary Public

Seal

Residing at 244 So 7th, Montpelier Id

My Commission Expires Feb 7, 1993



Stocking
Ranch

Angus

33

34

CARRIB

Springs

T
7
S

R43E

NATIRON

POINT OF DIVERSION
PLACE OF USE

MICROFILMED
NOV 12 1992

A27-07125