

07/11/2002

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

RIGHT NUMBER: 29-10029

NAME AND ADDRESS: ASH GROVE CEMENT CO
6720 SW MACADAM AVE
STE 300
PORTLAND OR 97219-2312

SOURCE: PORTNEUF RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.31 CFS

PRIORITY DATE: 09/01/1928

POINT OF DIVERSION:

T07S R36E S21 SWSWSE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
INDUSTRIAL	01/01 12/31	0.310 CFS

PLACE OF USE: INDUSTRIAL Within BANNOCK County

T07S R36E S21	SWSE	T07S R36E S28	NWNE
T07S R36E S28	NENW	T07S R36E S28	SENW

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

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: Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10029 V1

WATER RIGHT NUMBER: 29-10029 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ASH GROVE CEMENT WEST INC 230 CEMENT RD INKOM, ID 83245 (208)775-3351
Current Owner	ASH GROVE CEMENT CO 6720 SW MACADAM AVE STE 300 PORTLAND, OR 97219-2312 (503)293-2333

Priority Date: 09/01/1928

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
PORTNEUF RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	01/01 to 12/31	0.310 CFS	
	<u>Total Diversion:</u>	0.310 CFS	

Location of Point(s) of Diversion

PORTNEUF RIVER	SW1/4SW1/4SE1/4	Sec. 21, Twp 07S, Rge 36E, B.M.
BANNOCK County		

Place of UseINDUSTRIAL Within BANNOCK County

T07S R36E S21	SWSE	T07S R36E S28	NWNE
T07S R36E S28	NENW	T07S R36E S28	SENE

Conditions of Approval:

1. 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.

Remarks:Comments:

1. csaxton 7/11/2002 Measurement
Comment: Pump design capacity is 150 gpm or 0.33 cfs. Flowmeter averaged 100 gpm. Recommend pump design capacity.

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 29-10029 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	7/11/2002 11:42:13 AM	csaxton			Active
POD	7/11/2002 11:42:32 AM	csaxton			Active
Source	7/11/2002 11:46:48 AM	csaxton			Active
POU	7/11/2002 11:47:14 AM	csaxton			Active
Use	7/11/2002 11:48:08 AM	csaxton			Active
Season	7/11/2002 11:49:31 AM	csaxton			Active
Quantity	7/11/2002 11:50:49 AM	csaxton			Active
Summary			07/11/2002	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	7/11/2002 11:41:31 AM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: Field Exam 5/29/02
POD	7/11/2002 11:42:32 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	7/11/2002 11:43:22 AM	csaxton	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10029 V1

Priority Date	7/11/2002 11:42:14 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit
Source	7/11/2002 11:46:48 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Affidavit and Field exam 5/29/02
POU	7/11/2002 11:47:15 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Field exam 5/29/02
Use	7/11/2002 11:48:08 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam 5/29/02

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10029 V1

Season	7/11/2002 11:49:31 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - IDWR Standard for Industrial.
POD	7/11/2002 11:50:49 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Measured using a McClometer. Capacity of the pump 150 gpm.
Summary	7/11/2002 11:54:23 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

5/24/02 : 1-800-237-8535 - Tunkom

Ronda is office Manager

: Called and left message to call back : 4:15

5/28/02 Craig Pulvan - Field Exam - Setup by phone

5/29/02 $\left\{ \begin{array}{l} \text{Look up } 29-07855 - \text{license that I don't have} \\ \text{on Record. licensed for } 0.67 \text{ cfs} + 438.5 \text{ AP} \\ \text{Capacity of } 0.720 \text{ cfs according} \end{array} \right.$

: Look up 29-07151 - 1973 - Permit - look if lapsed
says well #3

: Total of 4 wells + River Pump.

All pump into a Common system into a tank. Unknown size

: James

: ~~James~~ showing me the system - Been Here Since 1984

: #1 10 horse Seiburgville
Gauge 5010010040
Replacement last Fall 100' deep
100-200 GPM

643132
189352

#3 7.5 HP Franklin
Grounded 80376-B
Supply well, River only
 $\approx 100-100$

River Pump Intermittent 3 or 4
months out of
KTU-37 years, River only

5 HP Sump pump
designed to run 150 GPM
 $\approx 172 \text{ GPM}$
 $\approx 100 \text{ GPM}$

#250-260 GPM

#2 10 HP Franklin 172
Gravel 1505100-05 $\approx 35 \text{ ft A}$
100 GPM ≈ 50
- Quarry

#4 Unknown 200' deep Pump
5 GPM Drinking water 176' deep
400-550 model
7-17-00 - Amps 8.7

Flow Meter McCrometer

350

SV 234 = 3275-202
PH/AZ 60

Volt 460

Storage Water tank

$\approx 19.5 \text{ Ft diameter}$

8" + 8" 8'6" = 24'6" high

PROFILED

SCANNED

MAY 17 2006

7-11-02: Storage Component

Height of storage tank = 24.5 Feet

Diameter of storage tank = 19.5 Feet

$$\therefore V = \pi r^2 H = (\pi) \left(\frac{19.5 \text{ ft}}{2} \right)^2 (24.5 \text{ ft}) = 7317 \text{ ft}^3$$

$$\therefore (7317 \text{ ft}^3) \left(\frac{7.4805 \text{ gal}}{1 \text{ ft}^3} \right) = 54733.8 \text{ gal}$$

$$\therefore 54734 \frac{\text{gal}}{\text{d}} \left| \frac{1 \text{ day}}{24 \text{ hr}} \right| \left| \frac{1 \text{ hr}}{60 \text{ min}} \right| \left| \frac{1 \text{ min}}{60 \text{ sec}} \right| \left| \frac{1 \text{ ft}^3}{7.4805 \text{ gal}} \right| = 0.085 \frac{\text{ft}^3}{\text{s}}$$

So 0.085 cfs running 24 hours fills storage tank.

No Storage Component needed

SCANNED

MAY 17 2006



Subject

~~6/15/02~~ 5/29/02

System Diagram

Date

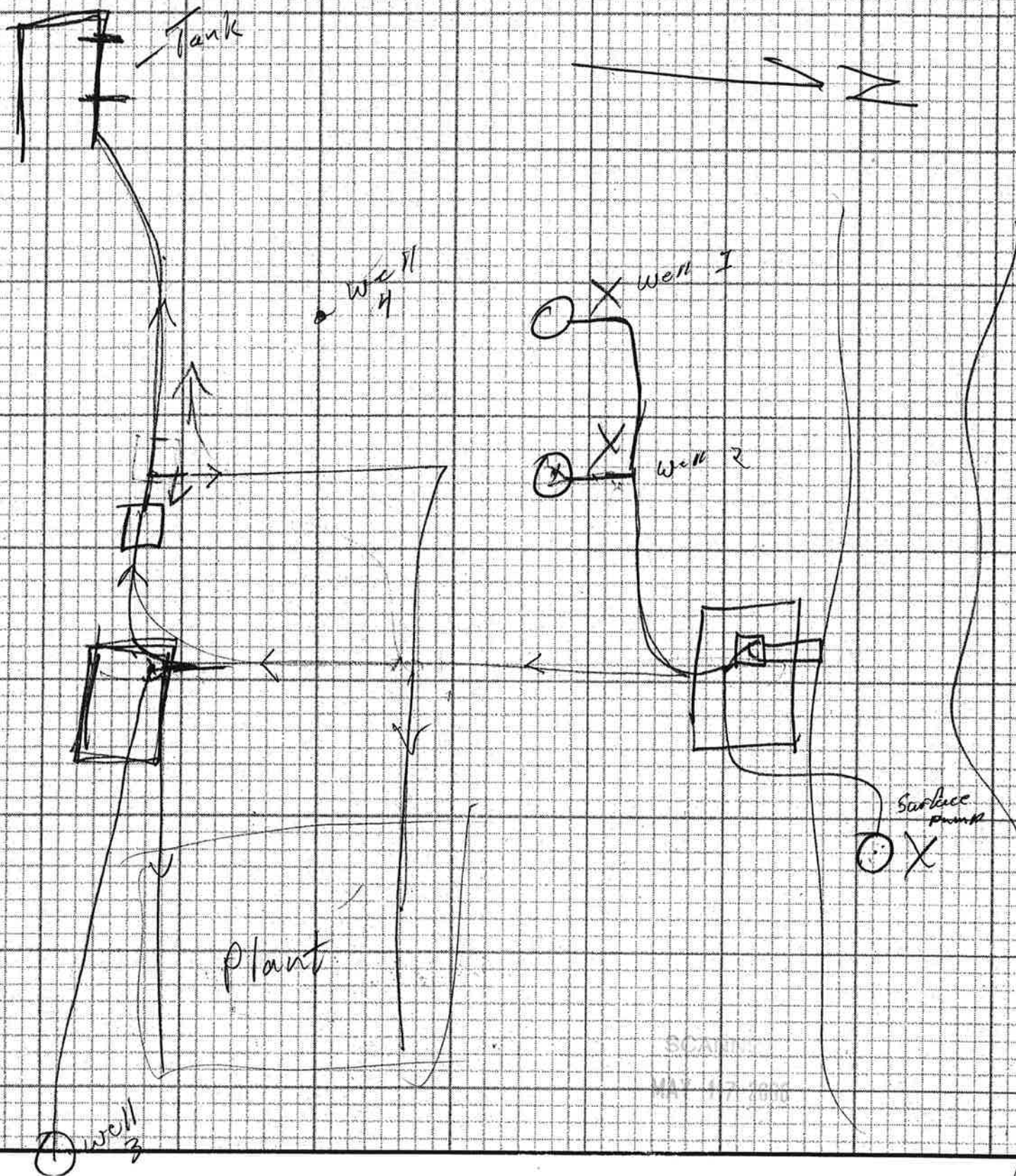
Sheet

of

Job

By

Chkd.



29-10029

5/29/02

Portneuf River

Looking N.



River Pump is Used 3 or 4 months out of the year

Tsurumi

5 HP Sub Pump

Rated to Run 150 GPM

Claimant Figures 132 GPM

Flow meter Estimates 100 GPM

PROFILED

SCANNED
MAY 17 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-10029

WATER RIGHT NUMBER: 29-10029

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ASH GROVE CEMENT WEST INC 230 CEMENT RD INKOM, ID 83245 (208)775-3351
Current Owner	ASH GROVE CEMENT CO 6720 SW MACADAM AVE STE 300 PORTLAND, OR 97219-2312 (503)293-2333

Priority Date: 09/01/1928 *OK*
 Basis: Beneficial Use *OK*
 Status: Active

<u>Source</u>	<u>Tributary</u>
PORTNEUF RIVER <i>OK</i>	SNAKE RIVER <i>OK</i>

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL <i>OK</i>	1/01 to 12/31	<i>OK</i>	0.310 CFS <i>OK</i>	<i>capacity 0.33 cfs</i>
	<u>Total Diversion:</u>		0.310 CFS <i>OK</i>	<i>no volume needed</i>

Location of Point(s) of Diversion

PORTNEUF RIVER SW1/4SW1/4SE1/4 *OK* Sec. 21, Twp 07S, Rge 36E, B.M. *OK*
 BANNOCK County

Place of UseINDUSTRIAL Within BANNOCK County

T07S R36E S21	SWSE ✓	T07S R36E S28	NWNE ✓
T07S R36E S28	NENW ✓	T07S R36E S28	SENE ✓

Conditions of Approval:Remarks:

- General WATER IS USED FOR DUST ABATEMENT ON ROADS BETWEEN MAIN PLANT AND QUARRY AND ALSO IN THE MANUFACTURING PROCESS.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-10029

Dates and Other Information:

Claim Received Date: 10/18/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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SCANNED

JUN 15 1995

ASH GROVE CEMENT COMPANY

WESTERN REGION
230 CEMENT ROAD
INKOM, IDAHO 83245-1543
PHONE 208 / 775-3351
FAX 208 / 775-3509

RECEIVED

FEB 13 1995

Department of Water Resources
Eastern District Office

February 10, 1995

Dave Carlson
Water Right Agent, Adjudications
Department of Water Resources
900 Skyline Dr.
Idaho Falls, Idaho 83402-1718

Dear Mr. Carlson:

In establishing evidence for our two claims A29-10029 and A29-04069 the following documents are provided for our claimed priority dates.

A29-10029 A signed affidavit is enclosed which states that in 1928 water was pumped directly out of the Portneuf River and used for the production of Portland Cement.

A29-04069 A copy of an audit report is enclosed which states that well equipment was present during 1929.

If you need any additional information concerning these dates please do not hesitate to call me at (208) 775-3351.

Sincerely,

Barbara Beagles

Barbara Beagles
Environmental/Safety Coordinator
Ash Grove Cement Co.

MICROFILMED

NOV 13 1990

ASH GROVE CEMENT COMPANY

February 10, 1995

WESTERN REGION
230 CEMENT ROAD
INKOM, IDAHO 83245-1543
PHONE 208 / 775-3351
FAX 208 / 775-3509

RECEIVED

FEB 13 1995
Department of Water Resources
Eastern District Office

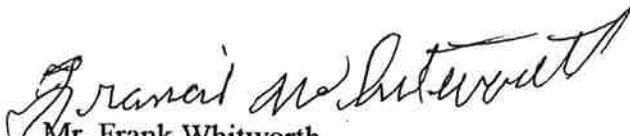
Dave Carlson
Water Right Agent, Adjudications
Department of Water Resources
900 Skyline Dr.
Idaho Falls, Idaho 83402-1718

RE: Personal affidavit establishing water priority rights for Ash Grove Cement Company.

Dear Mr. Carlson:

During my employment with Idaho Portland Cement and Oregon Portland Cement (now Ash Grove Cement Company), I witnessed that prior to the installation of the first well in 1929 we pumped water out of the Portneuf River to supply our process with the necessary water. The date in which we pumped water out of the river would have been during the year of 1928.

Sincerely,


Mr. Frank Whitworth

On this tenth day of February, 1995, before me, Rhonda Anthony a Notary Public, personally appeared, Frank Whitworth, to me personally known, who being duly sworn, acknowledged to me that they executed the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, the Day and Year first above written.


Notary Public Residing at McCammon, Idaho
My Commission Expires 2-10-95

NOV 13 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

FEBRUARY 13, 1992

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

ASH GROVE CEMENT COMPANY
6720 SW MACADAM AVENUE SUITE 300
PORTLAND OR 97219-2312

RE: CHANGE IN OWNERSHIP FOR A25-07306, A29-10029,
A29-07076, AND A29-04069

Dear Sirs:

The request for Change in Ownership concerning your Notices of Claim in the above reference has been processed and the Notices modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosure

File: "P"

MICROFILMED
NOV 13 1992



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
FEB 10 1992
Department of Water Resources

DATE OF CLOSING: _____ See attached legal descriptions.

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) _____
Assigned by IDWR: A25-07306, A29-10029, A29-07076, and A29-04069

☐ Name and Address of Former Owner/Claimant(s)(Seller): Ash Grove Cement West, Inc.
6720 S.W. Macadam Avenue - Suite 300
Portland, Oregon 97219-2312

☐ New Owner/Claimant (Purchaser): Ash Grove Cement Company

☐ New Mailing Address: 6720 S.W. Macadam Avenue - Suite 300
Portland, Oregon 97219-2312

☐ New Telephone Number: (503) 293 - 2333

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes XX no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): ASH GROVE CEMENT COMPANY
John H. Ross III, Vice President Date 12/31/91

☐ Signature of Former Owner/Claimant(s): ASH GROVE CEMENT WEST, INC.
George M. Wells, President Date 12/31/91

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED
NOV 13 1992

JUN 15 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: A29-10029

Date Received: 10/18/1988

Receipt No: E003255

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ASH GROVE CEMENT COMPANY 503-293-2312
Address: 6720 SW MACADAM AVE
SUITE 300
PORTLAND OR 97219-2312

2. Date of Priority: SEP 1, 1928

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	36E	21	SW	SW	SE		BANNOCK

5. Description of diverting works:
PORTABLE PUMP WITH 50 H.P. MOTOR AND 6" INTAKE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.310		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
I/ USES RELATED TO MAINTENANCE AND OPERATION OF CEMENT PLANT.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	36E	21	SW	SE		INDUST	
		28	NW	NE		INDUST	
			NE	NW		INDUST	

MICROFILMED
NOV 13 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	28	SE NW		INDUST	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-04069

14. Remarks:
WATER IS USED FOR DUST ABATEMENT ON ROADS BETWEEN MAIN PLANT AND QUARRY AND ALSO IN THE MANUFACTURING PROCESS.

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

Number of attachments: _____

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: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
NOV 13 1992

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: A29-10029
Date Received: 10/18/1988
Receipt No: E003255
Received By: ELC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ASH GROVE CEMENT WEST, INC. 208-775-3351
Address: 150 CEMENT RD.
INKOM, ID 83245

2. Date of Priority: SEP 01, 1928

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	36E	21	SW	SW	SE		BANNOCK

5. Description of diverting works:
PORTABLE PUMP WITH 50 H.P. MOTOR AND 6" INTAKE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.310		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
I/ USES RELATED TO MAINTENANCE AND OPERATION OF CEMENT PLANT.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	36E	21	SW	SE		INDUST	
		28	NW	NE		INDUST	
			NE	NW		INDUST	

A29-10029

Page 1

Date: 10/18/88

MICROFILMED
NOV 13 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	28	SE NW		INDUST	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-04069

14. Remarks:

WATER IS USED FOR DUST ABATEMENT ON ROADS BETWEEN MAIN PLANT AND QUARRY AND ALSO IN THE MANUFACTURING PROCESS.

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 do not X 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 PROCESS ENGINEER of

ASH GROVE CEMENT WEST, INC., that I have signed the foregoing
Organization

document in the space below as PROCESS ENGINEER of
Title

ASH GROVE CEMENT WEST, INC. and that the statements contained in the
Organization

foregoing document are true and correct.

Henry Lindback
Signature of Authorized Agent

PROCESS ENGINEER - ASH GROVE CEMENT WEST, INC.
Title and Organization

OCTOBER 18, 1988
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18 day

of October 19 88

Ernest Carlson
Notary Public

Seal

Residing at Idaho Falls ID

My Commission Expires 14 June 1994

42230 ACRES

SCALE

A29-10029

