

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(For a use not intended to become an established water right, not to exceed a total diverted volume of five (5) acre-feet, and not to exceed one (1) year duration in accordance with Section 42-202A, Idaho Code.)

Name of applicant: Agruim, Chad Nielson Phone: 208-574-2080
 Mailing address: 3010 Conda Rd
Soda Springs ID 83276 City: Soda Springs
 State ID Email: chad.nielson@agrium.com
 chad.nielson@agrium.com

1. Source of water: Sheep Creek tributary to Lanes Creek

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
6S	44E	32		NE	NE		Caribou	Sheep Creek	

3. Location of place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	44E	9																	

4. Describe proposed use of water The water will be pumped from nearby Sheep Creek and haul to the nearby Lanes Creek phosphate lease . Once on site the water will be used for an exploration drilling project.

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5. Amount of water:

Maximum rate of diversion _____ cfs or _____ gpm.

Maximum daily volume 0.01227 AF; total volume 0.466 AF.

SEP 09 2013
Department of Water Resources
Eastern Region

6. Duration of diversion: from 24 September (day-month) to 31 October (day-month).

7. Describe proposed diverting works: A small pump will be used to fill a 2000 gallon water truck twice per day.

8. a. Who owns the property at the requested point of diversion? Caribou County right away bordering Bear Lake Grazing

b. Who owns the land to be irrigated or place of use? Bear Lake Grazing Company

c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:
Public access on the Caribou County right-of-way on the Lanes Creek Road.

9. Additional remarks: \$50 fee is enclosed/attached. Drilling project will utilize water on various parts of section 9

I hereby acknowledge that I assume all risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water.

[Signature]
Signature of applicant

9/5/2013

Date

Received by se Date 9/9/13 Time _____

\$50.00 fee received by se # 2639080 Date 9/9/13

Watermaster comments received? _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202A, Idaho Code, and has determined that:

☐ A. The application for temporary approval should be denied.

☒ B. The application for temporary approval should be approved, since

1. The temporary approval can be properly administered.
2. Other water sources are not readily available.
3. The approval is in the public interest.
4. The approval will not injure known public values associated with the water source or any known water rights.

This application is therefore hereby:

☐ A. DENIED

☒ B. APPROVED, subject to the following conditions:

1. Diversion and use of water under this approval is subject to all valid existing water rights.
2. The applicant assumes all risk the use of the water under this approval may injure other water rights.
3. This approval authorizes a maximum diversion of 0.466 AF and a maximum rate of diversion of _____ cfs.
4. This approval does not grant a right-of-way across the land of another, does not create a continuing right to use the water and may not be used in connection with a use which requires a continuing water supply.
5. The department may cancel this approval at any time if the department identifies injury to other water rights.
6. This approval does not create a continuing right to use water.
7. The holder of this temporary permit shall not divert at a rate or in a manner that will significantly reduce the flow in the water source or otherwise adversely affect fish, wildlife or other public values.
8. Other: _____

9. This approval expires on Oct 31, 2013.

Signed this 11th day of Sept., 2013.

Lyle Swank
For the Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

September 11, 2013

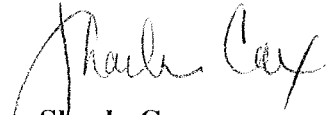
GARY SPACKMAN
Director

Agrium
c/o Chad Nielsen
3010 Conda Rd
Soda Springs Id 83276

Applicant:

Enclosed is your approved copy of Temporary Permit TP-27-99. Please take note of the effective dates on line 6 and the conditions on the back.

Sincerely,



Sharla Cox
Water Resource Administrative Assistant

Enclosure