

**T5619 P4 PRODUCTION**

*Eastern*

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**

**RECEIVED**

**OCT 24 2000**

**TRANSFER NO. 5619**  
**WATER RIGHT NO(S). 11-00448/11-00457/11-00471**  
**11-00499/11-02106**

Department of Water Resources  
Eastern Region

This is to certify that: **P4 PRODUCTION LLC**  
**PO BOX 816**  
**SODA SPRINGS ID 83276**

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| Right No. 11-00448 :  |                      |                       |                      |
| IRRIGATION            | 04/15 to 10/15       | 0.30 CFS              | 49.0 AF              |
| Priority: 06/01/1909  |                      |                       |                      |
| Right No. 11-00457 :  |                      |                       |                      |
| IRRIGATION            | 04/15 to 10/15       | 0.10 CFS              | 17.5 AF              |
| Priority: 02/10/1881  |                      |                       |                      |
| Right No. 11-00471 :  |                      |                       |                      |
| IRRIGATION            | 04/15 to 10/15       | 0.02 CFS              | 4.6 AF               |
| Priority: 02/10/1881  |                      |                       |                      |
| Right No. 11-00499 :  |                      |                       |                      |
| IRRIGATION            | 04/15 to 10/15       | 0.60 CFS              | 105.0 AF             |
| Priority: 05/01/1881  |                      |                       |                      |
|                       | <b>SUBTOTAL:</b>     | <b>1.02 CFS</b>       | <b>176.1 AF</b>      |
| Right No. 11-02106 :  |                      |                       |                      |
| IRRIGATION            | 04/15 to 10/15       | 1.02 CFS              | 178.5 AF             |
| Priority: 10/11/1952  |                      |                       |                      |
|                       | <b>TOTAL:</b>        | <b>* 1.02 CFS</b>     | <b>178.5 AF *</b>    |

TRANSFER NO. 5619  
 WATER RIGHT NO(S). 11-00448/11-00457/11-00471  
 11-00499/11-02106

SOURCETRIBUTARY OF

Right No. 11-00448, 11-00457, 11-00471, 11-00499 :  
 SODA CREEK BEAR RIVER

Right No. 11-02106 :  
 WASTE WATER SODA CREEK

LOCATION OF POINT(S) OF DIVERSION:

Right No. 11-00448, 11-00457, 11-00471, 11-00499 :  
 NESW , Sec. 6, Township 09S, Range 42E  
 CARIBOU County

Right No. 11-02106 :  
 Injection Lot 4 ( NWNW), Sec. 6, Township 09S, Range 42E  
 Rediversion Lot 4 ( NWNW), Sec. 6, Township 09S, Range 42E  
 NESW , Sec. 6, Township 09S, Range 42E  
 CARIBOU County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 09S                              | 42E        | 6          | NESW 31      | NWSW 20      |              | 51           |
| Total number of acres irrigated: |            |            |              |              |              | 51 **        |

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 11B.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- \*\* 6. Right No. 11-00448 is limited to irrigation of 14.0 acres in the place of use described above in a single irrigation season.
- \*\* 7. Right No. 11-00457 is limited to irrigation of 5.0 acres in the place of use described above in a single irrigation season.

TRANSFER NO. 5619  
WATER RIGHT NO(S). 11-00448/11-00457/11-00471  
11-00499/11-02106

CONDITIONS OF APPROVAL AND REMARKS

- \*\* 8. Right No. 11-00471 is limited to irrigation of 1.3 acres in the place of use described above in a single irrigation season.
- \*\* 9. Right No. 11-00499 is limited to irrigation of 30.0 acres in the place of use described above in a single irrigation season.
- \*\* 10. The right holder shall cease irrigation of 151.0 acres and shall cease the associated diversion of 0.98 cfs and 386.8 afa of waste water previously authorized under Right 11-02106, and shall consolidate use of water on the remaining 51.0 acres as described on this approval.
- \* 11. Rights 11-00448, 11-00457, 11-00471, 11-00499 and 11-02106 when combined shall not exceed a total diversion rate of 1.02 cfs or a total annual maximum diversion volume of 178.5 af at the field headgate from the Soda Creek diversion for the irrigation of 51.0 acres.
- 12. Prior to the diversion and use of water under Right 11-02106, the right holder shall install and maintain acceptable measuring devices at the point of injection into Soda Creek and at the point of rediversion from Soda Creek.
- 13. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated late irrigation use and a priority date earlier than the date of this approval.

Dated this 19<sup>th</sup> day of

October

, 2000

A. Glen Saylor  
Chief, Water Allocation Bureau

*protested*

Page 1 of 14

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. 5619

APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED  
PART 1 DEC 10 1999

Name of applicant P4 Production, L.L.C. Phone 208-547-4300  
Post Office address P.O. Box 816, Soda Springs, Idaho 83276

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_  
2. Describe the reason for the proposed changes To reflect current irrigation practices.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use  
11-02106 10/11/1952 1.02 cfs Irrig 4/15 to 10/15  
11-00448 6/01/1909 0.30 cfs Irrig. 4/15 to 10/15  
11-00457 2/10/1881 0.10 cfs Irrig. 4/15 to 10/15  
11-00471 2/10/1881 0.02 cfs Irrig. 4/15 to 10/15  
11-00499 5/01/1881 0.60 cfs Irrig 4/15 to 10/15  
 2. Total amount of water being transferred 2.04 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.  
 3. Source of water Soda Creek tributary to Bear River  
Waste water Soda Creek  
 4. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County  | Local name for diversion |
|-----|-----|-----|-----|------|------|------|---------|--------------------------|
|     |     | NE  | SW  | 6    | 9S   | 42E  | Caribou |                          |
|     |     |     |     |      |      |      |         |                          |
|     |     |     |     |      |      |      |         |                          |
|     |     |     |     |      |      |      |         |                          |

5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 9S   | 42E  | 6    |        |        |        |        |        |        |        |        | 31     | 20     |        |        |        |        |        |        | 51     |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 51

**PART 1**

**6. General Information:**

a. Description of diversion system Portable dams and current headgates

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X \_\_\_\_\_ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Remaining lands will be used for non-irrigated hay and pasture.

d. Remarks:

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

## PART 2

TRANS NO. 5619

## A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 11-00471

STAGE: DECREED

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 04/15 to 10/15       | 0.02 CFS              | 4.6 AF               |

| <u>SOURCE</u> | <u>TRIBUTARY OF</u> |
|---------------|---------------------|
| SODA CREEK    | BEAR RIVER          |

Priority: 02/10/1881

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 36, Township 08S, Range 41E  
 NESE , Sec. 36, Township 08S, Range 41E  
 NESW , Sec. 6, Township 09S, Range 42E  
 CARIBOU County

PLACE OF USE:

IRRIGATION

|     |     |     |   | NE   |      |      |      | NW |       |       |       | SW   |    |      |       | SE   |      |    |      |      |      |      |             |       |   |     |
|-----|-----|-----|---|------|------|------|------|----|-------|-------|-------|------|----|------|-------|------|------|----|------|------|------|------|-------------|-------|---|-----|
|     |     |     |   | NENE | NWNE | SWNE | SENE | :  | NENW  | NWNW  | SWNW  | SENW | :  | NESW | NWSW  | SWSW | SESW | :  | NESE | NWSE | SWSE | SESE | :           |       |   |     |
| T   | R   | S   | : | Lt   | Ac   | Lt   | Ac   | Lt | Ac    | Lt    | Ac    | Lt   | Ac | :    | Lt    | Ac   | Lt   | Ac | Lt   | Ac   | Lt   | Ac   | Lt          | Ac    | : | SUM |
| --- | --- | --- | : | ---  | ---  | ---  | ---  | :  | ---   | ---   | ---   | ---  | :  | ---  | ---   | ---  | ---  | :  | ---  | ---  | ---  | ---  | :           | ---   |   |     |
| 09S | 42E | 6   | : |      |      |      |      | :  | 03-37 | 04-32 | 05-30 | 39   | :  | 39   | 06-25 |      |      | :  |      |      |      |      | :           | 202.0 |   |     |
|     |     |     |   |      |      |      |      |    |       |       |       |      |    |      |       |      |      |    |      |      |      |      | TOTAL ACRES | 202.0 |   |     |

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 11B.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Water Right No. 11-00471CONDITIONS/REMARKS:

7. The total instantaneous diversion of water from all points of diversion and combined sources under Transfer No. 4887 shall not exceed 7.12 cfs, nor total combined annual volume of 707.0 af for the irrigation of a combined total of 202.0 acres.
8. That portion of the total combined diversion rate authorized under Transfer No. 4887 from combined sources in excess of 4.04 cfs is limited to use for conveyance losses in delivery of these rights.
9. Right No. 11-00471 is limited to irrigation of 1.3 acres in the place of use described above in a single irrigation season.

Describe any other water rights used for the same purpose as described above:

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To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? N/O If yes, describe:

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Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice      ☐ Warranty Deed      ☐ Other \_\_\_\_\_

## PART 2

TRANS NO. 5619

## A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 11-00448

STAGE: DECREED

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 04/15 to 10/15       | 0.30 CFS              | 49.0 AF              |

| <u>SOURCE</u> | <u>TRIBUTARY OF</u> |
|---------------|---------------------|
| SODA CREEK    | BEAR RIVER          |

Priority: 06/01/1909

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 36, Township 08S, Range 41E  
 NESE , Sec. 36, Township 08S, Range 41E  
 NESW , Sec. 6, Township 09S, Range 42E  
 CARIBOU County

PLACE OF USE:

## IRRIGATION

|     |     |     |   | NE   |      |      |      | NW |       |       |       | SW   |   |      |       | SE   |      |   |      |      |      |             |       |       |
|-----|-----|-----|---|------|------|------|------|----|-------|-------|-------|------|---|------|-------|------|------|---|------|------|------|-------------|-------|-------|
| T   | R   | S   | : | NENE | NWNE | SWNE | SENE | :  | NENW  | NWNW  | SWNW  | SENW | : | NESW | NWSW  | SWSW | SESW | : | NESE | NWSE | SWSE | SESE        | :     | SUM   |
|     |     |     |   | Lt   | Ac   | Lt   | Ac   |    | Lt    | Ac    | Lt    | Ac   |   | Lt   | Ac    | Lt   | Ac   |   | Lt   | Ac   | Lt   | Ac          |       |       |
| --- | --- | --- | : | ---  | ---  | ---  | ---  | :  | ---   | ---   | ---   | ---  | : | ---  | ---   | ---  | ---  | : | ---  | ---  | ---  | ---         | :     | ---   |
| 09S | 42E | 6   | : |      |      |      |      | :  | 03-37 | 04-32 | 05-30 | 39   | : | 39   | 06-25 |      |      | : |      |      |      |             | :     | 202.0 |
|     |     |     |   |      |      |      |      |    |       |       |       |      |   |      |       |      |      |   |      |      |      | TOTAL ACRES | 202.0 |       |

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 11B.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Water Right No. 11-00448

CONDITIONS/REMARKS:

7. The total instantaneous diversion of water from all points of diversion and combined sources under Transfer No. 4887 shall not exceed 7.12 cfs, nor total combined annual volume of 707.0 af for the irrigation of a combined total of 202.0 acres.
8. That portion of the total combined diversion rate authorized under Transfer No. 4887 from combined sources in excess of 4.04 cfs is limited to use for conveyance losses in delivery of these rights.
9. Right No. 11-00448 is limited to irrigation of 14.0 acres in the place of use described above in a single irrigation season.

Describe any other water rights used for the same purpose as described above:

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To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? \_\_\_\_\_ If yes, describe:

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Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice      ☐ Warranty Deed      ☐ Other \_\_\_\_\_

## PART 2

TRANS NO. 5619

## A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 11-00457

STAGE: DECREED

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 04/15 to 10/15       | 0.10 CFS              | 17.5 AF              |

| <u>SOURCE</u> | <u>TRIBUTARY OF</u> |
|---------------|---------------------|
| SODA CREEK    | BEAR RIVER          |

Priority: 02/10/1881

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 36, Township 08S, Range 41E  
 NESE , Sec. 36, Township 08S, Range 41E  
 NESW , Sec. 6, Township 09S, Range 42E  
 CARIBOU County

PLACE OF USE:

IRRIGATION

|     |     |     |   | NE   |      |      |      | NW |       |       |       | SW   |    |      |       | SE   |      |    |      |      |      |      |             |       |       |     |
|-----|-----|-----|---|------|------|------|------|----|-------|-------|-------|------|----|------|-------|------|------|----|------|------|------|------|-------------|-------|-------|-----|
|     |     |     |   | NENE | NWNE | SWNE | SENE | :  | NENW  | NWNW  | SWNW  | SENW | :  | NESW | NWSW  | SWSW | SESW | :  | NESE | NWSE | SWSE | SESE | :           |       |       |     |
| T   | R   | S   | : | Lt   | Ac   | Lt   | Ac   | Lt | Ac    | Lt    | Ac    | Lt   | Ac | :    | Lt    | Ac   | Lt   | Ac | Lt   | Ac   | Lt   | Ac   | Lt          | Ac    | :     | SUM |
| --- | --- | --- | : | ---  | ---  | ---  | ---  | :  | ---   | ---   | ---   | ---  | :  | ---  | ---   | ---  | ---  | :  | ---  | ---  | ---  | ---  | ---         | :     | ---   |     |
| 09S | 42E | 6   | : |      |      |      |      | :  | 03-37 | 04-32 | 05-30 | 39   | :  | 39   | 06-25 |      |      | :  |      |      |      |      |             | :     | 202.0 |     |
|     |     |     |   |      |      |      |      |    |       |       |       |      |    |      |       |      |      |    |      |      |      |      | TOTAL ACRES | 202.0 |       |     |

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 11B.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Water Right No. 11-00457CONDITIONS/REMARKS:

7. The total instantaneous diversion of water from all points of diversion and combined sources under Transfer No. 4887 shall not exceed 7.12 cfs, nor total combined annual volume of 707.0 af for the irrigation of a combined total of 202.0 acres.
8. That portion of the total combined diversion rate authorized under Transfer No. 4887 from combined sources in excess of 4.04 cfs is limited to use for conveyance losses in delivery of these rights.
9. Right No. 11-00457 is limited to irrigation of 5.0 acres in the place of use described above in a single irrigation season.

Describe any other water rights used for the same purpose as described above:

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To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? \_\_\_\_\_ If yes, describe:

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Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice      ☐ Warranty Deed      ☐ Other \_\_\_\_\_



Water Right No. 11-00499

CONDITIONS/REMARKS:

7. The total instantaneous diversion of water from all points of diversion and combined sources under Transfer No. 4887 shall not exceed 7.12 cfs, nor total combined annual volume of 707.0 af for the irrigation of a combined total of 202.0 acres.
8. That portion of the total combined diversion rate authorized under Transfer No. 4887 from combined sources in excess of 4.04 cfs is limited to use for conveyance losses in delivery of these rights.
9. Right No. 11-00499 is limited to irrigation of 30.0 acres in the place of use described above in a single irrigation season.

Describe any other water rights used for the same purpose as described above:

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To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? \_\_\_\_\_ If yes, describe:

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Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice      ☐ Warranty Deed      ☐ Other \_\_\_\_\_

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 11B.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Water Right No. 11-02106CONDITIONS/REMARKS:

6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. The total instantaneous diversion of water from all points of diversion and combined sources under Transfer No. 4887 shall not exceed 7.12 cfs, nor total combined annual volume of 707.0 af for the irrigation of a combined total of 202.0 acres.
8. That portion of the total combined diversion rate authorized under Transfer No. 4887 from combined sources in excess of 4.04 cfs is limited to use for conveyance losses in delivery of these rights.
9. Prior to diversion of water under Right No. 11-02106, measuring devices of a type acceptable to the Department shall be permanently installed at the point of injection of waste water into Soda Creek and at all points of rediversion from Soda Creek.

Describe any other water rights used for the same purpose as described above:

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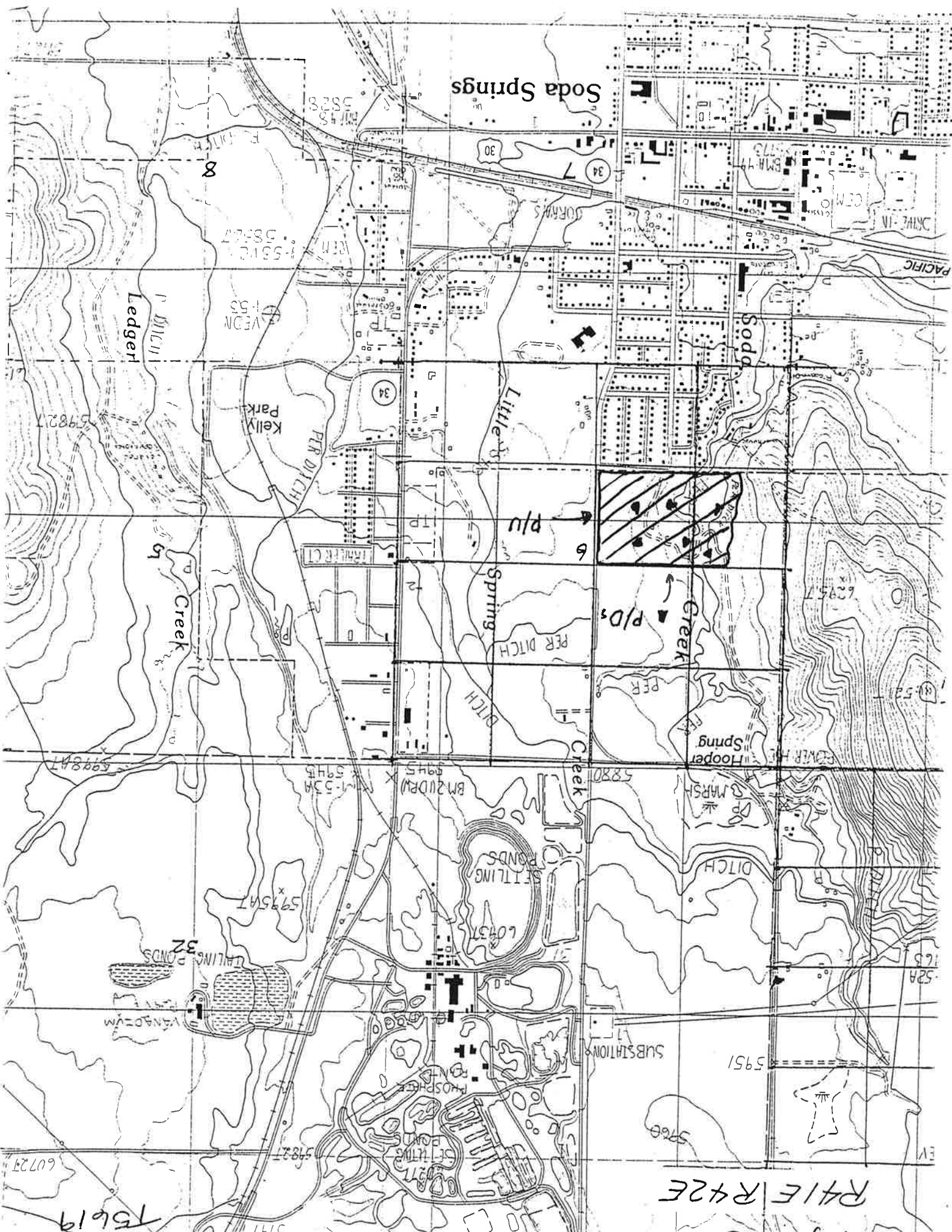
To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? \_\_\_\_\_ If yes, describe:

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Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice      ☐ Warranty Deed      ☐ Other \_\_\_\_\_



Soda Springs

Soda

p/u

Creek  
p/d

Hooper Spring

SUBSTATION

RAIE R42E

Ledger

Creek

Kelly Park

Spring

DITCH

Creek

DITCH

SETTLING POND  
32

SETTLING POND

SETTLING POND

15619

## PART 3

## B. CHANGES IN NATURE OF USE

| 1 | New Nature of Use | Amount<br>(cfs/ac-ft) | Hours/days/year | Period of Use |
|---|-------------------|-----------------------|-----------------|---------------|
|   |                   |                       |                 | to            |
|   |                   |                       |                 | to            |

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

P4 PRODUCTION, L.L.C.

Rudall C. Budge, authorized attorney  
(Signature of Applicant)

Subscribed and sworn to before me this 9th day of December, 19 99.

Marie Rogers  
(Notary Public)

My commission expires 8/26/00

## FOR DEPARTMENT USE ONLY

Transfer contains 14 pages and        attachments

Received by HWT Date 12-10-99 Protest filed by       

Prelim. check by        Fee \$100.00

Receipted by HWT #E023507 Date 12-10-99

Published in Caribou County Sun Copies of protest forwarded by       

Pub. dates 1-12 & 1-19-2000. Hearing held by        Date       

Watermaster recommendation requested on        Recommended for ☐ approval ☐ denial

       rec'd.        by       

Copy of transfer sent to lien holder