

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77251

This is to certify that: NU-WEST INDUSTRIES INC

ATT: JUSTIN SKINNER
3010 CONDA RD
SODA SPRINGS ID 83276
(208)547-4381

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
27-7417	WR/License	01/07/1986	1.11 cfs	67.5 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
27-7417	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
27-7417	27-7417	1.11 cfs	67.5 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED TOTALS		1.11 cfs	67.5 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27th day of June, 20 11



Water Resources Program Manager

SUPPORT DATA
IN FILE # 27-7417

WATER RIGHT NO. 27-7417
As Modified by Transfer No. 77251

In accordance with the approval of Transfer No. 77251, Water Right No. 27-7417 is now described as follows.

Right Holder: NU-WEST INDUSTRIES INC
ATT: JUSTIN SKINNER
3010 CONDA RD
SODA SPRINGS ID 83276

Priority Date: January 07, 1986

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
INDUSTRIAL	01/01	to 12/31	1.11 CFS	67.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 15 Twp 06S	Rge 43E	CARIBOU County
GROUND WATER	NWNE	Sec. 22 Twp 07S	Rge 43E	CARIBOU County
GROUND WATER	SWNW	Sec. 26 Twp 07S	Rge 43E	CARIBOU County
GROUND WATER	SWNW	Sec. 26 Twp 07S	Rge 43E	CARIBOU County
GROUND WATER	SENE	Sec. 26 Twp 07S	Rge 43E	CARIBOU County
GROUND WATER	SENE	Sec. 27 Twp 07S	Rge 43E	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 9			X					X					X	X	X	X	
06S 43E 10										X							
06S 43E 15					X	X	X	X	X	X					X		
06S 43E 16	X																
06S 43E 22	X	X	X	X									X		X	X	
06S 43E 23							X		X	X	X	X					
06S 43E 25									X	X	X	X					
06S 43E 26	X	X		X	X			X	X	X	X	X	X	X	X		
06S 43E 27	X	X		X									X				X
06S 43E 33									X			X	X	X	X		
06S 43E 34	X	X			X	X	X										
07S 43E 3							X	X	X	X	X				X		
07S 43E 10		X		X	X			X	X				X	X	X		
07S 43E 11										X							
07S 43E 14					X	X	X			X	X						
07S 43E 15	X			X									X				X
07S 43E 23					X	X	X	X					X	X			X

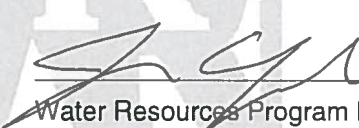
WATER RIGHT NO. 27-7417
As Modified by Transfer No. 77251

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
4. Return flow discharged to a subsurface system must be authorized by a separate injection well permit.
5. Industrial use is for a phosphate rock washing plant and dust suppression.
6. This right does not grant any right-of-way or easement across the land of another.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of June, 20 11


Water Resources Program Manager