

Transfer No. 73993
Receipt No. S029654

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information FMC IDAHO, LLC
PO BOX 4111
POCATELLO ID 83205
(208)236-8212

Will this transfer result in an ownership change? _____ Yes ☒ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
29-2255C	WR/License	0.64	63.0			GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
29-2255C	NO	YES	YES	NO	YES	NO

Describe the reason for the proposed changes

FMC facility (Wells Cargo Mine) at the current Point of Use no longer operates

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

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

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
29-2255C	0.64 cfs			63.0 af
TOTAL	0.64 cfs			63.0 af

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OCT 17 2008

Department of Water Resources
Eastern Region

73993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

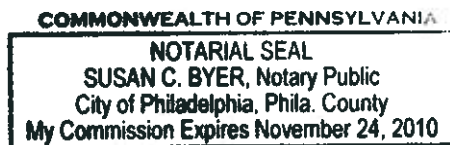
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

John O. Bartholomew
(Signature of Applicant)
OPERATIONS DIRECTOR
(Title or Office)

Subscribed and sworn to before me this 14th day of October, 2008.

Susan C. Byer
(Notary Public)

My commission expires Nov. 24, 2010



Transfer No. 73993
Receipt No. S029654

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 29-2255C

Priority Date: May 22, 1939
Origin: Water Right
Basis: Decreed
Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
INDUSTRIAL	05/01 11/01	0.64 CFS	63.0 AFA	
	Total Diversion	0.64 CFS	63.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER L2 (SWNWNE) Sec. 18 Twp 07S Rge 34E POWER 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	
07S	34E	7												X	X	X	X	X	
07S	34E	18	X	X															
			L1	L2															

Conditions/Remarks:

- 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.

Page 4

Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

N/A

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 73993
Receipt No. S029654

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 29-2255C

Priority Date: May 22, 1939

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
INDUSTRIAL	01/01 12/31	0.64 CFS	63.0 AFA	
	Total Diversion	0.64 CFS	63.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWNW Sec. 13 Twp 06S Rge 33E POWER County

Describe the proposed diversion system

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 33E 12									X		X	X	X	X	X	X	
06S 33E 13	X	X	X	X	X	X	X	X					X	X	X	X	
06S 33E 14	X	X	X	X			X	X	X	X	X	X	X	X	X		
06S 33E 24	X	X	X	X													
06S 34E 7			X				X	X	X	X	X						
06S 34E 18						X	X			X	X						
					L1	L2				L3	L4						



Idaho Department of Water Resources

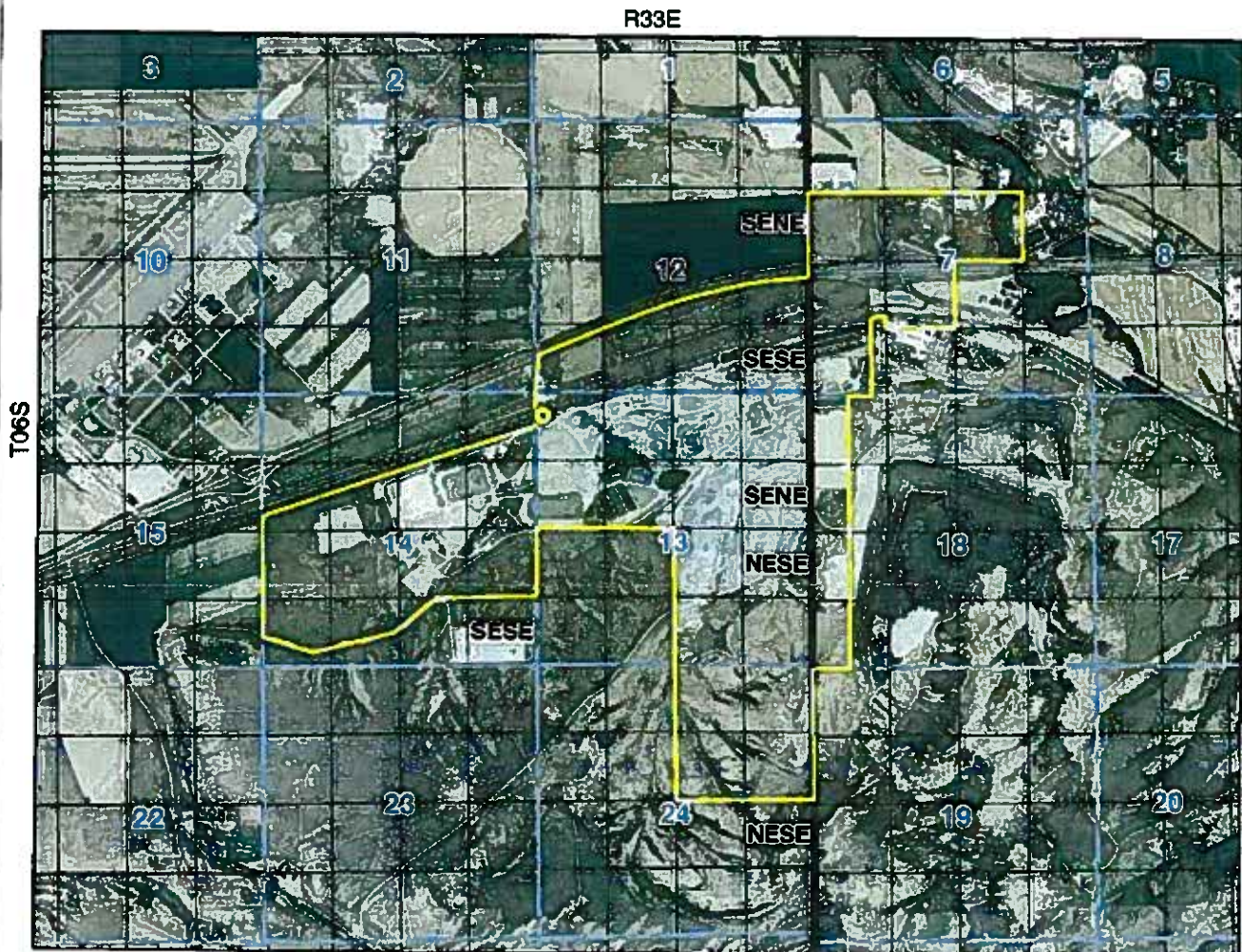
Water Right
29-2255C
(INDUSTRIAL)

Legend

-  Point of Diversion
-  Place of Use
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters



Bannock, Power Counties
IDWR Basin 29

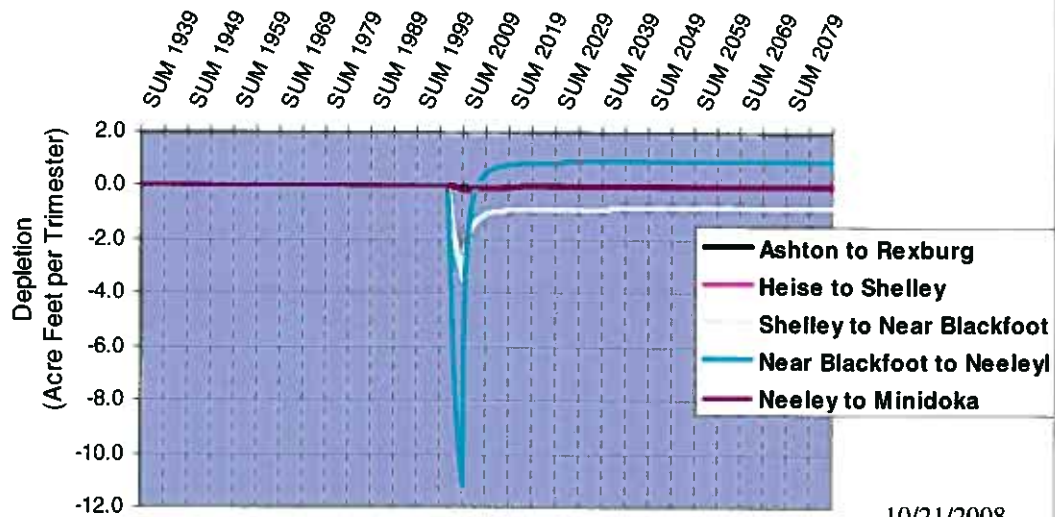


Prepared by Blake Jordan
On October 08, 2008
2006 Aerial Photography

0 0.5 1 2 Miles

73 993

Net Transfer Effect Above Milner **(Total Effect With Transfer - Total Effect Without Transfer)**



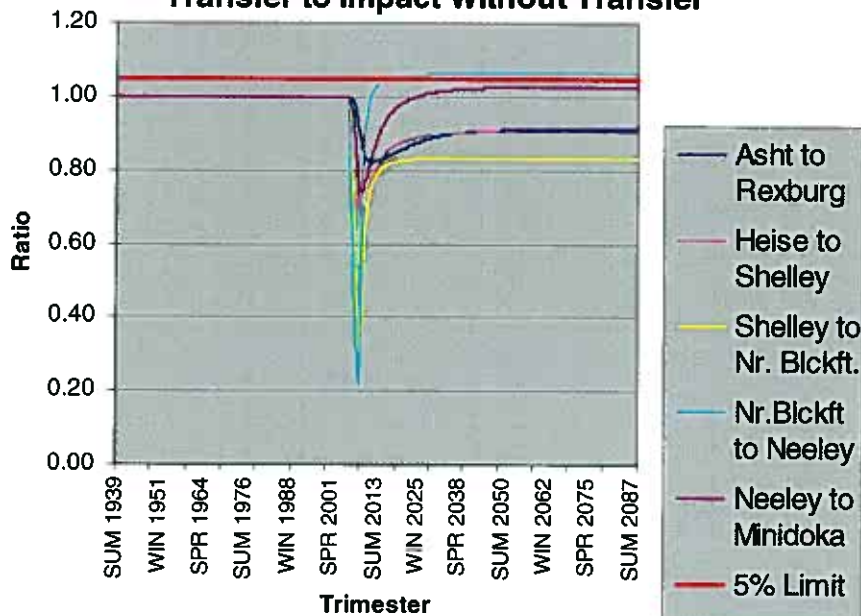
10/21/2008

Version 3.1

Customer Name: FMC

Transfer No: 73993

Change Above Milner as Ratio of Impact With Transfer to Impact Without Transfer



No. W 11341		Due no later than Mar 31, 2008 Annual Report Form		2. Registered Agent and Address (NO PO BOX)	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. FMC IDAHO LLC JIM FURR TAX DEPARTMENT 1735 MARKET ST PHILADELPHIA PA 19103		CT CORPORATION SYSTEM 1111 W JEFFERSON STE 530 BOISE ID 83702- USA	
				3. <u>New</u> Registered Agent Signature:*	
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.					
Office Held	Name	Street or PO Address	City	State	Country Postal Code
MEMBER	FMC CORPORATION	1735 MARKET ST	PHILADELPHIA	PA	USA 19103
5. Organized Under the Laws of: DE W 11341		6. Annual Report must be signed.* Signature: Theodore Laws Date: 01/28/2008 Name (type or print): Theodore Laws Title: Assistant Treasurer			
Processed 01/28/2008 * Electronically provided signatures are accepted as original signatures.					

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 73993

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant FMC Corp. LLCPhone (208) 236-8236Mailing address P.O. Box 4111, Pocatello ID 83205

Email _____

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 _____

RECEIVED
JUL 29 2008
Department of Water Resources
Eastern Region

2. Describe the reason for the proposed changes FMC no longer operates at the main site at the current POU.

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
<u>29-2255 C</u>	<u>5/22/1939</u>	<u>.64</u>	<u>industrial</u>	<u>01/01</u> to <u>12/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred .64 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion: Groundwater (13)

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	<u>8</u>	<u>6S</u>	<u>33E</u>	<u>Power County</u>	<u>Well #3</u>

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>6S</u>	<u>34E</u>	<u>7</u>			<u>I</u>					<u>I</u>	<u>I</u>								
		<u>18*</u>																	
	<u>33E</u>	<u>12</u>									<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	
		<u>13</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>					<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	
		<u>14</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>			<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>	
		<u>24</u>	<u>I</u>	<u>I</u>	<u>I</u>	<u>I</u>													

* Section 18 POU is lots 1, 2, 3 and 4.

73993

Total Acres _____

Lot 5

PART 1

6. General Information:

a. Description of diversion system Deep well with pump. Water is diverted via pipe 240 feet to loading platform.

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:

N/A

d. Remarks: FMC will use this water for dust suppression and other purposes relative to an ongoing environment remedial analysis at the new place of use.
Usage will be year round.
Historically, the water has been used for consumptive purposes. (See Attachment A)
FMC owns the property on the new Place of Use. (See Attachment B)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20_____.

 For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. 29-2255C Decreed to FMC Corp., LLC
in case of _____ vs. _____
dated 10/27/2004 in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach 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 _____

3. Source of water Ground water tributary to _____

4. Date or priority 5/22/1939

5. Water is used for the following purposes:

amount .64 for industrial purposes from 05-01 to 11/01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .64 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion: Ground water

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
2	SW	NW	NE	18	07S	34E	Power County	

8. Lands irrigated or place of use: Industrial Power County

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	34E	7												I	I	I	I	I	

Total Acres _____

9. Describe any other water rights used for the same purpose as described above NONE

73993

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

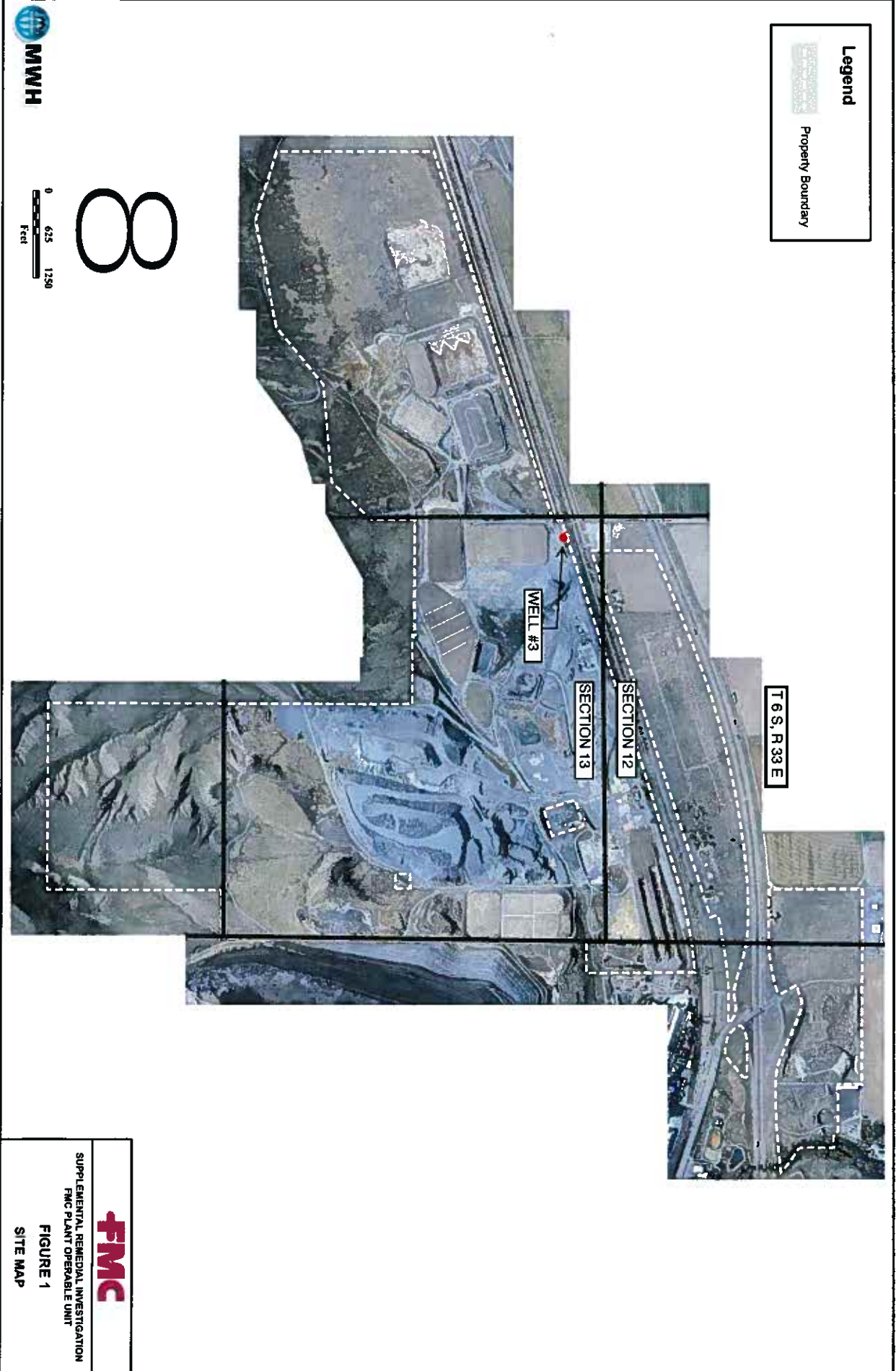
1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	



PART 3**B. CHANGES IN NATURE OF USE**

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ 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.

<u><i>John T. Bartolomeo</i></u> (Signature of Applicant)	<u>John T. Bartolomeo</u> Print Name (and title, if applicable)
--	--

Subscribed and sworn to before me this 25th day of July, 20 08.

Susan C. Byer
 (Notary Public)

COMMONWEALTH OF PENNSYLVANIA
 NOTARIAL SEAL
 SUSAN C. BYER, Notary Public
 City of Philadelphia, Phila. County
 My Commission Expires November 24, 2010

My commission expires Nov. 24, 2010

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments	
Received by _____	Date _____ Protest filed by _____
Prelim. Check by _____	Fee _____
Receipted by _____	Date _____
Published in _____	Copies of protest forwarded by _____
Pub. Dates _____	Hearing held by _____ Date _____
Watermaster recommendations requested on _____	Recommended for ☐ approval ☐ denial
_____ received _____ by _____	
Copy of transfer sent to lien holder _____	

Exhibit A

FMC Corporation

FMC Idaho LLC
PO Box 4111
Pocatello Idaho 83205-4111
(208) 236-8200



FMC Idaho LLC

July 15, 2008

Mr. Paul L. Arrington
Barker, Rasholt & Simpson
205 North 10th St.
Boise, ID 83701-2139

Ref: Water Usage at Wells Cargo Silica Mine Site

Dear Paul:

I have confirmed that the water right (No. 29-2255C) transferred to the Wells Cargo silica mine (transfer 5359 approved February 18, 1999) was for consumptive purposes. From discussions with Robert Hart, former Operations Manager for the ore materials area, and Paul Yochum, former Plant Manager, both confirmed my recollection that water usage was for silica washing and area dust suppression.

I also attach an aerial photo of the former FMC phosphorus plant site, showing the location of the #3 well site.

Please advise if additional information is needed.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Sieverson".

James P. Sieverson
Remediation Project Manager

nm
Attachments

73 993

EXHIBIT "A"

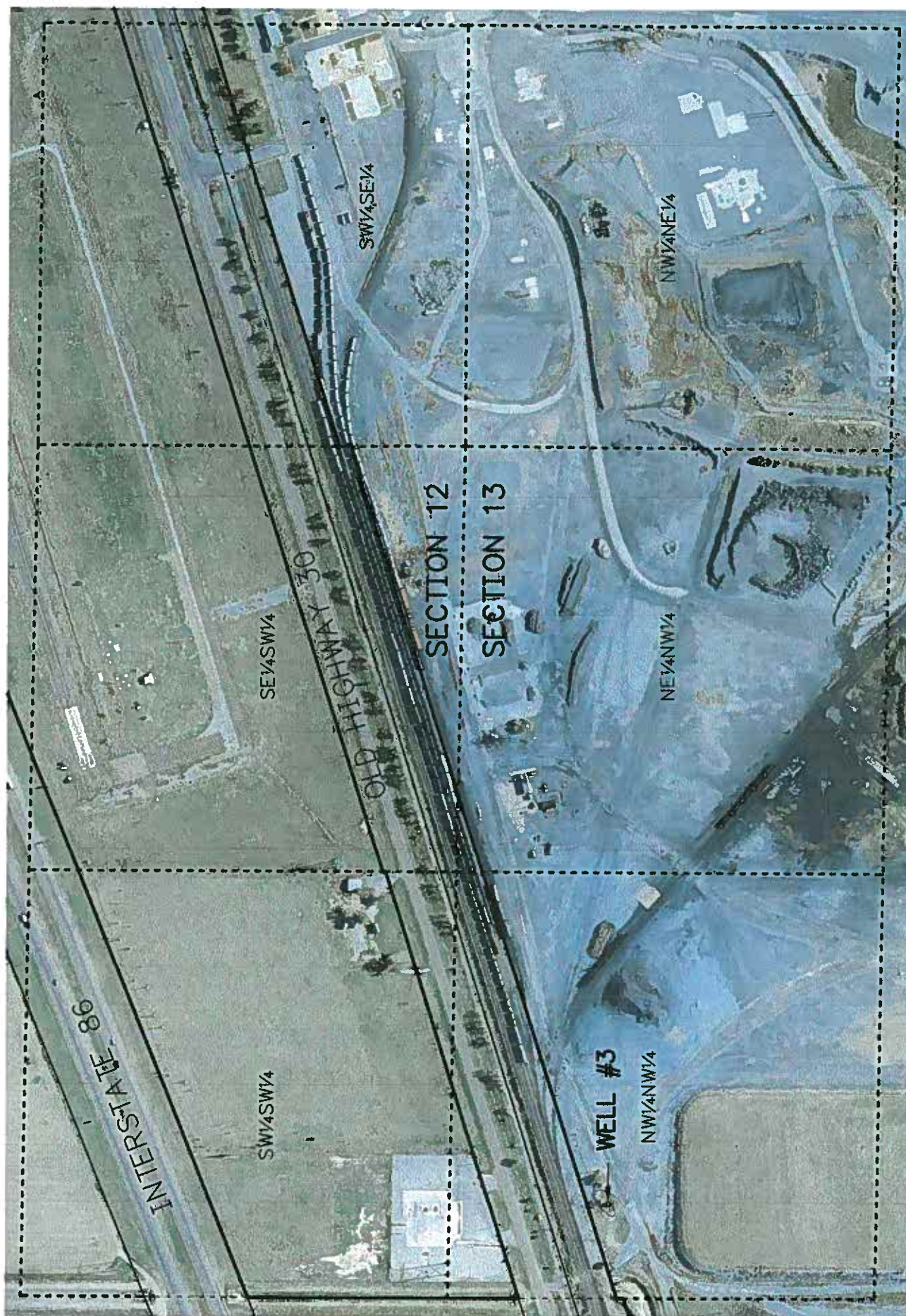


Exhibit B

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... ... - 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000 117-1SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, FMC Corporation, a Delaware corporation, the Grantor, does hereby grant, bargain, sell and convey unto Astaris Idaho LLC, a Delaware limited liability company, the Grantee, whose address is 10300 Olive Boulevard, St. Louis, MO 63166, the following described real property, to-wit:

The property described in Exhibit A attached hereto and, by this reference, incorporated herein as if set forth in full, which property is located part in Power County and part in Bannock County, State of Idaho

TOGETHER WITH all of Grantor's right, title and interest in and to mineral and oil and gas rights thereon and thereunder,

TOGETHER WITH all water rights appurtenant thereto, including but not limited to water right numbers 29-02301, 29-02255e, 29-02284, 29-11342, Grantor's interest in the Fort Hall Irrigation Project (U.S. Department of Interior-Bureau of Indian Affairs Serial No. 7093.0002) and the Palisades Water Storage Project (Contr. No. 14-06-100-1836, U.S. Department of Interior-Bureau of Reclamation, Palisades Water Users, Inc. A01-10214), and excluding water rights covered by that certain Water Rights Quitclaim Deed recorded as Instrument No. 164923, Power County, Idaho

TOGETHER WITH i) all other and singular tenements, hereditaments, appurtenances and improvements thereon or thereunto belonging, ii) all reversionary, underlying or other right, title and interest of Grantor in and to the rights-of-way of all public roads, streets, or ways, and of all railroads or easements, abutting upon said premises or any part thereof, and iii) all right, title and interest of Grantor in and to any and all lands lying beneath, or constituting the bed of any waterway or body of water, abutting upon said premises or any part thereof.

SUBJECT TO:

(i) existing building and zoning regulations, easements, rights-of-way, subdivision and deed restrictions and reservations, and all other matters of record similar to the foregoing;

(ii) matters which a survey or inspection of the premises would reveal;

(iii) the lien for local real property taxes for the current year which are not yet due and payable;

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(iv) rights of the State of Idaho in and to that portion of said premises, if any, lying in the bed or former bed of the Portneuf River, if it is navigable; any question of location, boundary or area related to the Portneuf River, including but not limited to, any past or future change in it; any difference in the mean high water line of the Portneuf River and the meander line as shown by government survey; right, title and interest of the public in and to those portions of the premises falling within the bounds of roads or highways, all parcels; and

(v) unpatented mining claims and reservations or exceptions in patents or in Acts authorizing the issuance thereof.

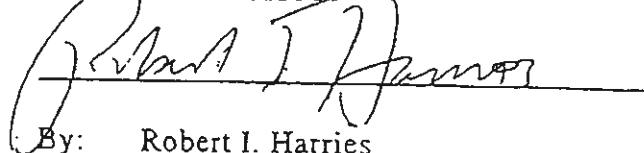
TO HAVE AND TO HOLD the same, together with all rights and appurtenances to the same belonging, unto Grantee and its successors and assigns forever.

Grantor does hereby covenant that it and its successors shall and will WARRANT and DEFEND the title to said premises unto Grantee and its successors and assigns forever against the lawful claims of all persons claiming by, through or under Grantor but none other, excepting, however, the matters above set forth.

NOTICE: Portions of the premises conveyed by this instrument are subject to a Consent Decree dated October 16, 1998 with the United States of America, U.S. Environmental Protection Agency, in the matter *United States of America v. FMC Corporation*, CIV98-0406-E-BLW, United States District Court for the District of Idaho. The Consent Decree provides that the owner and subsequent owners of the premises are required to comply with relevant portions of the Consent Decree and to allow access to the premises for purposes set forth in the Consent Decree.

IN WITNESS WHEREOF, the Grantor has hereunto set its hand effective as of the 12th day of April, 2000.

FMC CORPORATION



By: Robert I. Harries
Title: Vice President

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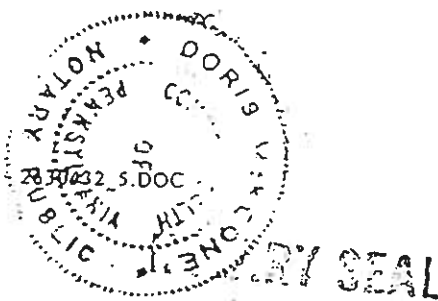
STATE OF PENNSYLVANIA)
) ss.
 County of Philadelphia)

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On this 11th day of April, 2000 before me, Doris McKeone, a notary public in and for said State, personally appeared Robert I. Harries, known or identified to me to be the Vice President of FMC CORPORATION, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, 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.

Doris McKeone
 Notary Public
 Residing at: _____
 My Commission Expires: _____



NOTARIAL SEAL
 DORIS McKEONE, Notary Public
 City of Philadelphia, Penn. County
 My Commission Expires Sept. 21, 2002

174944

INSTRUMENT NO.	174944
TIME	1:43 p.m.
REQ. OF	Alliance
APR 13 2000	
BY <u>[Signature]</u>	
FEE \$33.00	

NO 20005743
 RECORDED AT REQUEST OF
 ALLIANCE TITLE & ESCROW
 2000 APR 13 PM 12 02
 OFFICIAL RECORD BOOK NO 251
 BANNOCK COUNTY IDAHO
 LARRY W. CHAN RECORDER
 FEE 33.00 DEPUTY [Signature]

FMC Idaho LLC., Pocatello Properties

Parcel [1]	Acreage	County	Reference [2]	Description
1	5.07	Bannock	13	Land exchanged from Rowlands, Inc., west of employee park property
2	141.2	Bannock	7 and 8	"Kunkel" silica source
3	92.3	Power	5 and 12	Properties north of I-86, including Batiste Spring parcel
4	2.81	Power	5	East of I-86/Highway 30 interchange
5	124.9	Power	5, 11 and 14	Properties between Highway 30 and I-86, from interchange to Tesco property inclusive
6	1,173.40	Power	1, 2, 3, 4, 6, 9 and 10	Main plant
Total	1,539.68			
7	919.14	Power and Bannock		Wells Cargo silica mine

Notes:

[1] Parcel number from Legal Description attached to Special Warranty Deed recorded April 13, 2000.

[2] Reference number from Deeds noted on "Area Plan (and) Easements, FMC Pocatello Plant Property" rev. 16, 12/10/99.

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EXHIBIT "A"

PARCEL 1

A parcel of land located in the SE ¼ of the SW ¼ of section 6, T6S, R34E, B.M., Bannock County, Idaho, shown as Parcel A on Record of Survey plat instrument #96010035 (sheet 1 of 2) recorded in the Bannock County Recorder's office, and being more particularly described as follows:

Commencing at the North ¼ corner of section 7, T6S, R34E, said corner being marked by a found 1922 US Reclamation Service brass cap monument;

Thence N 89°58'04" E along the line common to sections 6 and 7, 561.70 feet to a point on the Northeasterly deed line of instrument #391868, said point being marked by a found stone monument with an "x" on top and a 5/8 inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440" alongside;

Thence N 47°43'08" W along the Northeasterly deed line of said instrument #391868, 1429.15 feet to a ½-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440", said rebar marking the true point of beginning;

Thence S 42°16'35" W, 349.22 feet to a point on the Northeasterly bank of the Portneuf River, said point being marked by a ½-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence Northwestward along the Northeasterly bank of the Portneuf River the following six courses and distances:

N 22°36'25" W, 124.76 feet; N 41°08'13" W, 94.45 feet; N 49°30'08" W, 197.72 feet;

N 65°23'53" W, 181.96 feet; N 16°20'19" W, 90.15 feet; N 1°27'59" W, 203.42 feet to a point on the South 1/16 line of section 6, said point being marked by a ½-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence N 87°44'25" E along said South 1/16 line, 218.00 feet to a point on the Northeasterly deed line of instrument #391868, said point being marked by a found 1922 US Reclamation Service brass cap monument;

Thence S 47°43'25" E along the Northeasterly deed line of instrument #391868, 640.00 feet, more or less, to the true point of beginning.

Said parcel containing 5.07 acres, more or less.

PARCEL 2

A parcel of land located in the S ½ of section 6, and in the N ½ of the NE ¼ of section 7, T6S, R34E, B.M., Bannock County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of Tract 4, instrument #36893, recorded in the Bannock County Recorder's office, said corner being a pink quartzite stone marked with an "x" on top and being referenced with a 5/8-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440" set over the "x";

Thence N 47°43'25" W along the Southwesterly deed lines of Tract 3 and Tract 1 of said instrument #36893, 1268.75 feet to the Southeasterly deed corner of instrument #652968, said corner being marked by a 5/8-inch diameter rebar with a yellow plastic cap stamped "JUB ENG";

Thence N 42°14'40" E along the Easterly deed line of said instrument #652968, 234.01 feet to a found 5/8-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence continuing N 30°57'31" W along the Easterly deed line of said instrument #652968, 1461.56 feet to a point on the Northerly deed line of instrument #286160, said point being marked by a found 5/8-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440";

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Thence S 63°34'35" E along the Northerly deed line of said instrument #286160, 848.81 feet to deed corner No. 1, instrument #60430, said corner being a found basalt stone in place marked with a "+" on the Westerly face and being referenced by a found 5/8-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence S 78°47'34" E along the Northerly deed line of said instrument #60430, 1146.11 feet to deed corner No. 4, instrument #60430, said corner being a found rounded basalt stone in place marked with a "+" on top and being referenced by a found 5/8-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence S 66°58'29" E along the Northerly deed line of said instrument #60430, 835.18 feet to deed corner No. 3, instrument #60430, said corner being on the North deed line of instrument #286160, and said corner being a found oval basalt stone in place marked with a "+" on top and being referenced by a found 5/8-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence S 87°55'05" E along the North deed line of instrument #286160 and along the South 1/16 line of section 6, 859.18 feet to the South 1/16 corner on the East line of section 6, said corner being marked by a 5/8-inch diameter rebar with a yellow plastic cap stamped "LS 942";

Thence S 0°01'17" E along the East line of section 6 and along the East deed lines of instrument #286160 and 476524, 1320.58 feet to the Southeast corner of section 6, said corner being marked by a 5/8-inch diameter rebar with an aluminum cap stamped "Richard Green, LS 942";

Thence S 0°56'52" E along the East line of section 7 and along the East deed line of instrument #476524, 1446.90 feet to the Southeast deed corner of instrument #476524, said corner being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "AE ENG, PE/LS 4440";

Thence N 89°32'13" W along the South deed line of instrument #476524, 417.57 feet to a found stone with an "x" on top, said stone being referenced by a found 5/8-inch diameter rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence N 47°42'18" W along the Westerly deed line of said instrument #476524, 2143.09 feet to the true point of beginning.

Said parcel containing 141.2 acres, more or less.

PARCEL 3

A parcel of land located in the SW ¼ of the NE ¼, and in the SE ¼ of the NW ¼, and in US Government Lots 5 and 8, all in section 7, T6S, R34E, B.M., Power County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of the SE ¼ NW ¼ of said section 7, said corner being marked by a found 5/8-inch diameter rebar with a 2-inch diameter aluminum cap stamped "PE/LS 4440";

Thence S 0°02'23" E along the meridional centerline of section 7, and along the West deed line of Parcel B, described in instrument #166781, 350.01 feet to the Southwest deed corner of said Parcel B, said point being marked by a found ½-inch rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence S 89°32'13" E parallel with the North 1/16 line of section 7, and along the South deed line of Parcel B, 674.35 feet to the Northeast deed corner of Parcel C, described in instrument #166780, said point being marked by a found ½-inch rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence S 24°32'00" E along the Easterly deed line of said Parcel C, 81.90 feet to the Southwest deed corner of Parcel D, described in instrument #166781, said corner being marked by a found ½-inch rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence S 71°43'51" E along the Southerly deed line of said instrument #166781, 113.39 feet to the Southeast deed corner of said Parcel D, said corner being marked by a found ½-inch rebar with a yellow plastic cap stamped "PE/LS 4440";

Thence N 21°03'32" E along the Easterly deed line of said Parcel D, and along the Westerly bank of the Portneuf River, 62.92 feet to a point on the South deed line of instrument #164682, said point being the Northeast deed corner of said Parcel D, and said point being marked by a found ½-inch rebar with a yellow plastic cap stamped "PE/LS 4440";

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Thence S 89°32'13" E along the South deed line of said instrument #164682, 82.69 feet to a point on the Easterly Bank of the Portneuf River, said point being on the Easterly deed line of instrument #164922, said point being marked by a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";

Thence Southeasterly along the Easterly bank of the Portneuf River the following six courses and distances:
 S 3°37'20" W, 359.02 feet; S 6°00'46" E, 120.27 feet; S 21°19'31" E, 48.04 feet;
 S 57°01'20" E, 218.85 feet; S 44°19'16" E, 129.23 feet; S 7°50'22" E, 45.66 feet to a point on the Northerly line of the frontage road known as Batiste Lane, said point being marked by a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";

Thence Westerly along said Northerly line of Batiste Lane the following eight courses and distances:
 S 86°45'14" W, 585.53 feet to a found State of Idaho right-of-way monument;
 Thence N 83°08'56" W, 150.65 feet to a found State of Idaho right-of-way monument;
 Thence S 89°18'25" W, 376.93 feet to a point of tangency with a 1372.40 foot radius curve, said point being marked by a found State of Idaho right-of-way monument;
 Thence Northwesterly along a curve to the right, said curve having a central angle of 23°42'44", a radius of 1372.40 feet and a chord bearing of N 78°50'13" W, for an arc length of 567.97 feet to a point of non-tangency, said point being marked by a found State of Idaho right-of-way monument;
 Thence N 73°14'35" W, 181.45 feet to a found State of Idaho right-of-way monument;
 Thence N 66°58'13" W, 444.69 feet to a point of tangency with a 326.48 foot radius curve, said point being marked by a found State of Idaho right-of-way monument;
 Thence Westerly along a curve to the left, said curve having a central angle of 53°41'54", a radius of 326.48 feet and a chord bearing of S 86°10'50" W, for an arc length of 305.98 feet to a point of non-tangency, said point being marked by a found State of Idaho right-of-way monument;
 Thence S 59°19'48" W, 16.83 feet to a point on the Easterly line of Tank Farm Road, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence Northerly along said Easterly line of Tank Farm Road the following four courses and distances:
 N 30°40'10" W, 9.42 feet to a point of tangency with a 656.20 foot radius curve, said point being marked by a found State of Idaho right-of-way monument;
 Thence Northwesterly along a curve to the right, said curve having a central angle of 31°17'50", a radius of 656.20 feet and a chord bearing of N 15°01'15" W, for an arc length of 358.44 feet to a point of non-tangency, said point being marked by a found State of Idaho right-of-way monument;
 Thence N 0°38'07" E, 159.48 feet to a found State of Idaho right-of-way monument;
 Thence N 1°48'24" W, 354.04 feet to a point on the Southerly line of Tank Farm Road, said point being marked by a found State of Idaho right-of-way monument;

Thence N 89°26'17" W, 88.72 feet to a point on the Westerly line of Tank Farm Road, said point being marked by a found State of Idaho right-of-way monument;

Thence Southerly along said Westerly line of Tank Farm Road the following five courses and distances:
 S 2°55'58" W, 403.93 feet to a found State of Idaho right-of-way monument;
 Thence S 0°26'27" E, 109.48 feet to a point of non-tangency with a 776.20 foot radius curve, said point being marked by a found State of Idaho right-of-way monument;
 Thence Southeasterly along a curve to the left, said curve having a central angle of 31°15'29", a radius of 776.20 feet and a chord bearing of S 14°45'20" E, for an arc length of 423.46 feet to a point of non-tangency, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence S 30°40'42" E, 203.18 feet to a found State of Idaho right-of-way monument;
 Thence S 0°17'17" E, 66.23 feet to a point on the North line of Interstate 86 (I-86), said point being marked by a found State of Idaho right-of-way monument;

Thence Westerly along said North line of I-86, the following three courses and distances:
 S 77°10'00" W, 664.78 feet to a found State of Idaho right-of-way monument;
 Thence S 89°19'20" W, 312.56 feet to a point of tangency with a 11,609.10 foot radius curve, said point being marked by a found State of Idaho right-of-way monument;
 Thence Westerly along a curve to the left, said curve having a central angle of 2°27'18", a radius of 11,609.10 feet and a chord bearing of S 88°05'41" W, for an arc length of 497.42 feet to a point of non-tangency, said point being on the West line of section 7, and said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

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Thence N 0°16'19" E along the West line of said section 7, 60.89 feet to the West ¼ corner of section 7, said corner being marked by a found 1-inch diameter pipe buried 2.5 feet deep with no markings;

Thence continuing N 0°14'06" E along the West line of said section 7, 1327.23 feet to the North 1/16 corner on the West line of section 7, said corner being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence S 89°26'59" E along the North 1/16 line of section 7, 2803.14 feet to the true point of beginning. Said parcel containing 92.3 acres, more or less.

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PARCEL 4

A parcel of land located in the NE ¼ of the SW ¼ of section 7, T6S, R34E, B.M., Power County, Idaho, more particularly described as follows:

Commencing at the center ¼ corner of said section 7, said corner being marked by a found 5/8-inch diameter rebar with a 2-inch aluminum cap stamped "PE/LS 4440";

Thence S 0°00'15" W along the meridional centerline of section 7, 365.08 feet to a point on the South line of Interstate 86 (I-86);

Thence S 89°18'24" W along the South line of I-86, 670.37 feet to a found State of Idaho right-of-way monument, said monument marking the true point of beginning;

Thence N 89°18'24" E along the South line of I-86, 547.28 feet to a point on the Southeasterly deed line of instrument #69480, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence S 47°54'30" W along the Southeasterly deed line of instrument #69480, 410.09 feet to a point of non-tangency with a 7425.91 foot radius curve, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence Westerly along a curve to the left, said curve having a central angle of 1°26'12", a radius of 7425.91 feet and a chord bearing of N 86°19'06" W, for an arc length of 186.19 feet to a point of non-tangency with a 497.96 foot radius curve on the Easterly line of U.S. Highway 30 North, said point being marked by set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence Northwesterly along a curve to the right, said curve having a central angle of 32°53'30", a radius of 497.96 feet and a chord bearing of N 47°07'02" W, for an arc length of 285.86 feet to a point of non-tangency on the South line of I-86, said point being marked by a found State of Idaho right-of-way monument;

Thence N 66°40'39" E, 162.78 feet to the true point of beginning.

Said parcel containing 2.81 acres, more or less.

PARCEL 5

A parcel of land located in the NW ¼ of the NW ¼ of section 13, and in the S ½ of section 12, T6S, R33E, B.M., and in the NE ¼ of the SW ¼ and Lot 8 of section 7, T6S, R34E, B.M., all in Power County, Idaho, said parcel being more particularly described as follows:

Beginning at the Northwest corner of said section 13; said corner being referenced by found BIA aluminum monuments Northeast and Southwest of the corner;

Thence N 0°07'17" E along the West line of said section 13, 621.11 feet to a point on the Southerly line of Interstate 86 (I-86);

Thence N 68°11'16" E along the Southerly line of I-86, 1889.90 feet to a point of tangency with a 11,309.10 foot radius curve, said point being marked by a found State of Idaho right-of-way monument;

Thence continuing Easterly along said Southerly line of I-86 the following six courses and distances:

Northeasterly along a curve to the right, said curve having a central angle of 21°08'56", a radius of 11,309.10 feet and a chord bearing of N 78°45'45" E, for an arc length of 4174.49 feet to a point of non-tangency, said point being marked by a found State of Idaho right-of-way monument;

Thence S 80°35'46" E, 517.65 feet to a found State of Idaho right-of-way monument;

Thence S 71°39'15" E, 301.96 feet to a point of non-tangency with a 679.41 foot radius curve, said point being marked by a found State of Idaho right-of-way monument;

Thence Easterly along a curve to the left, said curve having a central angle of 29°14'16", a radius of 679.41 feet and a chord bearing of S 86°17'19" E, for an arc length of 346.70 feet to a point of non-tangency with a 298.10 foot radius reverse curve, said point being marked by a found State of Idaho right-of-way monument;

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1.1-9

Thence Easterly along a curve to the right, said curve having a central angle of $56^{\circ}02'59''$, a radius of 296.10 feet and a chord bearing of $S 72^{\circ}39'03'' E$, for an arc length of 291.62 feet to a point of non-tangency on the Southerly deed line of instrument #69480, said point also being 100 feet North of the Northerly line of former U.S. Highway 30 North (US 30 N), and said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence Westerly along the Southerly deed line of instrument #69480, and along a line 100 feet North of the Northerly line of former US 30 N, along a curve to the left, said curve having a central angle of $15^{\circ}01'28''$, a radius of 5938.60 feet and a chord bearing of $S 84^{\circ}16'23'' W$, for an arc length of 1557.25 feet to a point of non-tangency on the Easterly deed line of instrument #90012584 (recorded in Bannock County), said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence $S 13^{\circ}14'21'' E$ on said Easterly deed line of instrument #90012584 and on a radial bearing to the previous curve, 100.00 feet to a point of non-tangency with a 5838.60 foot radius curve, said point being on the Northerly line of former US 30 N, and said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence Westerly along said Northerly line of former US 30 N, and along the Southerly deed lines of instrument #90012584 and #90012583 the following seven courses and distances:

Southwesterly along a curve to the left, said curve having a central angle of $3^{\circ}57'53''$, a radius of 5838.60 feet and a chord bearing of $S 74^{\circ}46'42'' W$, for an arc length of 404.00 feet to a point of non-tangency with the West line of section 7, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence $S 0^{\circ}16'19'' W$ along the West line of section 7, 33.56 feet to a point of non-tangency, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence Westerly along a curve to the left, said curve having a central angle of $0^{\circ}06'14''$, a radius of 5806.60 feet and a chord bearing of $S 72^{\circ}38'41'' W$, for an arc length of 10.51 feet to a point of tangency, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence $S 72^{\circ}35'35'' W$, 4167.23 feet to a found State of Idaho right-of-way monument with the top broken off;

Thence $S 0^{\circ}25'44'' W$, 8.40 feet to a found State of Idaho right-of-way monument with the top broken off;

Thence $S 72^{\circ}35'35'' W$, 1269.21 feet to an angle point, said angle point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence $S 72^{\circ}45'04'' W$, 130.69 feet to a point on the West line of section 7, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence $N 0^{\circ}04'57'' E$ along the West line of section 7, 221.66 feet to the true point of beginning. Said parcel containing 124.9 acres, more or less.

PARCEL 6

A parcel of land located in the $S \frac{1}{2}$ of the $S \frac{1}{2}$ of section 12, and in the $NE \frac{1}{4}$, $SE \frac{1}{4}$, and $NW \frac{1}{4}$ of section 13, and in section 14, and in the $NE \frac{1}{4}$ of section 24, T6S, R33E, B.M., and in Lot 9 of section 7, and in Lots 1, 2, 3 and 4 of section 18, T6S, R34E, B.M., all in Power County, Idaho, said parcel being more particularly described as follows:

Beginning at the West $\frac{1}{4}$ of said section 13, said corner being marked by a found 1912 Indian Allotment brass cap monument;

Thence $S 0^{\circ}07'12'' W$ along the West line of said section 13, 617.22 feet to a found $\frac{1}{2}$ -inch diameter rebar with no markings, said rebar being the Northeast deed corner of instrument #96571;

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Thence Westerly along the Northerly deed line of said instrument #96571, the following six courses and distances:

S 43°31'41" W, 783.19 feet to a found ½-inch diameter rebar with no markings;

Thence S 85°32'37" W, 1376.05 feet to a found ½-inch diameter rebar with no markings;

Thence S 51°52'07" W, 1108.11 feet to a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence S 77°14'32" W, 868.72 feet to a found ½-inch diameter rebar with no markings;

Thence S 81°39'47" W, 691.47 feet to a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence N 72°31'23" W, 1018.82 feet to a point on the West line of section 14, said point being marked by a found ½-inch diameter rebar with no markings;

Thence N 0°08'12" E along the West line of section 14, 1969.22 feet to the West ¼ corner of said section 14, said corner being marked by a found 1912 Indian Allotment brass cap monument;

Thence continuing N 0°08'13" E along the West line of section 14, 442.12 feet to a point on the Southerly line of the Union Pacific Railroad right-of-way, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence Northeasterly along the Southerly line of the Union Pacific Railroad right-of-way, the following ten courses and distances:

N 72°35'24" E, 5538.33 feet to a point on the West line of section 13, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence N 0°04'57" E along said West line of section 13, 20.97 feet to a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence N 72°35'24" E, 2799.37 feet to a point on the meridional centerline of section 13, said point being marked by a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";

Thence N 0°02'28" E along said meridional centerline of section 13, 31.43 feet to a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";

Thence N 72°35'24" E, 2441.07 feet to a point of tangency with a 6832.35 foot radius curve, said point being marked by a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";

Thence Easterly along a curve to the right, said curve having a central angle of 2°48'05", a radius of 6632.35 feet and a chord bearing of N 73°59'26" E, for an arc length of 334.06 feet to a point of non-tangency on the East line of section 7, T6S, R34E, said point being marked by a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";

Thence S 0°16'19" W along said East line of section 7, 12.62 feet to a point on the North line of Lot 9, section 7, said point being marked by a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";

Thence S 89°32'35" E along the North line of said Lot 9, 49.82 feet to a point which is 75.00 feet Southeasterly, radial measurement, from the centerline of the Union Pacific Railroad West bound main line, said point being marked by a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";

Thence Easterly along a curve to the right, said curve having a central angle of 10°00'09", a radius of 6807.35 feet and a chord bearing of N 80°46'13" E, for an arc length of 1188.41 feet to a point of non-tangency on the East deed line of instrument #67447, said point being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence S 72°39'19" W along the Easterly deed line of said instrument #67447, 24.22 feet to a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence S 0°16'19" W along the Easterly deed line of said instrument #67447, 1516.69 feet to the Southeast deed corner of instrument #67447, said corner being on the South line of section 7 and being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence N 89°32'22" W along the South deed line of said instrument #67447 and along the South line of said section 7, 449.42 feet to the Northeast deed corner of instrument #88431, said corner being marked by a set 5/8-inch diameter rebar with an aluminum cap stamped "PLS 4440";

Thence S 0°19'16" W along the East deed line of said instrument #88431, 2640.51 feet to a found ½-inch diameter rebar with no markings;

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// - //

Thence continuing S 0°22'23" W along the East deed line of said instrument #88431, 2638.99 feet to a found ½-inch diameter rebar with no markings;
 Thence N 87°58'45" W along the South deed line of said instrument #88431, 732.09 feet to the Southwest corner of section 18, T6S, R34E, said corner being marked by a found 1978 BLM brass cap monument;
 Thence S 0°08'43" W along the line between sections 19 and 24, 2535.05 feet to the East ¼ corner of section 24, T6S, R33E, said corner being marked by a found 1978 BLM brass cap monument;
 Thence N 89°35'00" W along the latitudinal centerline of said section 24, 2691.27 feet to the Center ¼ corner of said section 24, said corner being marked by a found 1912 Indian Allotment brass cap;
 Thence N 0°23'13" E along the meridional centerline of said section 24, 2619.70 feet to the South ¼ corner of section 13, said corner being marked by a found 1912 Indian Allotment brass cap;
 Thence N 0°39'44" E along the meridional centerline of section 13, 2625.71 feet to the Center ¼ corner of said section 13, said corner being marked by a found 1912 Indian Allotment brass cap;
 Thence N 88°57'33" W along the latitudinal centerline of said section 13, 2653.28 feet to the true point of beginning. Said parcel containing 1173.4 acres, more or less (after accounting for exceptions listed below).

Excepting therefrom two parcels of land more particularly described as follows:

Exception #1

Two parcels of land previously deeded to Idaho Power Company as instruments #72098 and #89548, said parcels forming one contiguous tract in the N ½ of the NE ¼ of Section 13, T6S, R33E, B.M., Power County, Idaho, and said tract being more particularly described as follows:
 Commencing at the Northwest corner of section 18, T6S, R34E, said corner being marked by a found ½-inch diameter rebar with no markings;
 Thence S 87°34'25" W, 917.45 feet to a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440", said rebar marking the true point of beginning;
 Thence S 17°27'13" E, 494.00 feet to a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";
 Thence S 72°32'47" W, 450.00 feet to a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";
 Thence N 17°27'13" W, 494.00 feet to a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";
 Thence N 72°32'47" E, 450.00 feet to the true point of beginning.

Exception #2

A parcel of land previously deeded to El Paso Natural Gas Company as instrument #83915, said parcel being in the NE ¼ of the SE ¼ of Section 13, T6S, R33E, B.M., Power County, Idaho, and said parcel being more particularly described as follows:
 Beginning at the East ¼ corner of said section 13, said corner being marked by a found 1912 Indian Allotment brass cap;
 Thence S 0°10'46" W along the East line of said section 13, 208.80 feet to a found 1-inch diameter aluminum cap marked "Northwest Pipeline";
 Thence N 89°49'45" W, 208.87 feet to a found 1-inch diameter aluminum cap marked "Northwest Pipeline";
 Thence N 0°11'01" E, 208.82 feet to a set 5/8-inch diameter rebar with a yellow plastic cap stamped "PLS 4440";
 Thence S 89°49'22" E, 208.86 feet to the true point of beginning.

HOLLAND & HART^{LLP}
ATTORNEYS AT LAW

DENVER • ASPEN
BOULDER • COLORADO SPRINGS
DENVER TECH CENTER
BILLINGS • BOISE • CASPER
CHEYENNE • JACKSON HOLE
SALT LAKE CITY • SANTA FE
WASHINGTON, D.C.

SUITE 1400
101 SOUTH CAPITOL BOULEVARD
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8859

LINDA B. JONES
ljones@hollandhart.com

February 26, 2002

Mr. Paul Yochum
FMC Idaho LLC
P. O. Box 4111
Pocatello, Idaho 83205-4111

Re: Change in Name

Dear Paul:

Enclosed for your records are a copy of the final Certificate of Name Change (Delaware) and Amendment of Registration (Idaho) changing the name of Astaris Idaho LLC to FMC Idaho LLC.

Sincerely,

HOLLAND & HART^{LLP}



Linda B. Jones

LBJ:clm
Enclosures
cc: Mr. Rob Hartman

2910841_1.DOC/12975.0023



AMENDMENT OF REGISTRATION OF FOREIGN LIMITED LIABILITY COMPANY

(Instructions on back of application)

2002 FEB 13 PM 2:15

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the foreign limited liability company prior to this amendment is: _____

Astaris Idaho LLC

2. If the foreign limited liability company was required to adopt an assumed name in order to register in Idaho, the name the foreign limited liability company used in Idaho is: _____

3. The application for registration in Idaho was filed on: March 13, 2000

4. The foreign limited liability company's registration is amended as follows:
(check one or more)

- ☒ a. The name of the limited liability company has been changed to: FMC Idaho LLC

If the new name is not available or permissible in Idaho, the name to be used in Idaho is: _____

- ☒ b. Other amendment: The address of the limited liability company's principal office is:
1735 Market Street, Philadelphia, PA 19103

5. Signature of authorized person:

Signature

Typed Name Richard Pasquier

Capacity Assistant Secretary of FMC Corporation, Member

Secretary of State use only

g:\corpform\stamend reg. foreign llc.p65
Revised 01/2001

IDAHO SECRETARY OF STATE
02/20/2002 05:00
CK: 872 CT: 2105 BH: 447258
1 @ 30.00 = 30.00 FOR LLC AM # 2

W11341

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THAT THE SAID "ASTARIS IDAHO LLC", FILED A CERTIFICATE OF AMENDMENT, CHANGING ITS NAME TO "FMC IDAHO LLC", THE SIXTH DAY OF FEBRUARY, A.D. 2002, AT 3:30 O'CLOCK P.M.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

3186141 8320

AUTHENTICATION: 1620456

020109286

73993

DATE: 02-19-02

WARRANTY DEED

WELLS CARGO, INC., a Nevada corporation, Grantor, of 2894 West Spring Mountain Road, P.O. Box 14037, Las Vegas, Nevada, hereby grants, conveys and warrants to FMC CORPORATION, a Delaware corporation, Grantee, of 2000 Market Street, Philadelphia, Pennsylvania 19103, for the sum of TEN and NO/100 DOLLARS (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the following patented placer mining claims and the lands covered thereby situated in Township 7 South, Range 34 East, Boise Meridian, Power County and Bannock County, Idaho, containing 919.14 acres, more or less, and more particularly described as follows:

<u>Claim:</u>	<u>Description, Patent Number and Recordation Data:</u>
Joe	Section 7, NE $\frac{1}{4}$, Patent No. 11-68-0102 Recorded April 4, 1968 as Instrument #91984 in Drawer #1, Records of Power County
Wells	Section 7, SE $\frac{1}{4}$, Patent No. 11-68-0102 Recorded April 4, 1968 as Instrument #91984 in Drawer #1, Records of Power County
Betty	Section 7, Lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$ Patent No. 11-68-0102 Recorded April 4, 1968 as Instrument #91984 in Drawer #1, Records of Power County

INDEXED

1112295

U.S.D. Survey, General B.L. 1968
7-21-68
11-5-68

Wells Cargo, Inc.
2-2-69

<u>Claim:</u>	<u>Description, Patent Number and Recordation Data:</u>
Dawn	Section 18, Lot 3, Patent No. 11-68-0102 Recorded April 4, 1968 as Instrument #91984 in Drawer #1, Records of Power County
Cargo	Section 18, Lots 1, 2, Patent No. 11-68-0102 Recorded April 4, 1968 as Instrument #91984 in Drawer #1, Records of Power County
Howard	Section 8, S½S½NW¼, NW¼SW¼NW¼, Patent No. 11-68-0083 Recorded April 2, 1968 in Book 220 Instrument No. 448738, Records of Bannock County
Robert	Section 8, N½SW¼, NW¼SW¼SW¼, Patent No. 11-68-0083 Recorded April 2, 1968 in Book 220, Instrument No. 448738, Records of Bannock County
Kit	Section 6, SE¼SW¼, Patent No. 1170805 Recorded May 14, 1957 in Book 3 of Patents, Page 417, Records of Power County
Westlee	Section 7, Lots 1 and 2, E½NW¼, Patent No. 1170804 Recorded May 14, 1957 in Book 3 of Patents, Page 416, Records of Power County

Together with all improvements, hereditaments, appurtenances, rights, privileges, and franchises thereon or incident or belonging thereto, including any surface and underground water and water rights now affecting or subsequently discovered or developed on said property and any reciprocal rights pertaining to said mining claims.

Grantor warrants to Grantee that it is lawfully seized of the premises, that it has good right to convey the same, that it guarantees the Grantee, its successors and assigns in the quiet possession thereof and that the Grantor and its successors will forever warrant and defend the title thereof in the Grantee, its successors and assigns against all lawful claims whatsoever. Grantor does also hereby warrant and represent that the title conveyed hereby is good, marketable and unencumbered title in fee simple, free and clear of all liens and encumbrances, subject only to the payment of property taxes for the current assessment year and to (a) any restrictions, reservations and exceptions of record provided the same do not render title unmarketable, and (b) any state of facts an accurate survey may show provided the same does not render title unmarketable. The foregoing enumeration of warranties shall in no way limit the application of statutory warranties as provided under the laws of the State of Idaho.

The above described lands and mining claims are subject to a Geothermal Lease and Agreement dated May 4, 1976 by and between Grantor, as lessor, and Phillips Petroleum Company, as lessee. A memorandum of said Geothermal Lease and Agreement is found of record in Bennecko County on July 26, 1976 in Book 291, File 1413, Instrument No. 558940 and Power County on June 1, 1976 in Drawer 3, Instrument No. 108377. Grantor does hereby assign, grant and convey to grantee all of its right, title and

interest as lessor under said Geothermal Lease and Agreement and does hereby waive and relinquish any rights that it might have to the payment of rentals and royalties under said Geothermal Lease and Agreement.

WITNESS THE HAND and seal of said Grantor this 12th day of July, 1977.

WELLS CARGO, INC.

By

Bruce Lane
Vice President

STATE OF UTAH)

COUNTY OF SALT LAKE)

ss.

On this 12th day of July in the year 1977, before me, Julie Thiriot, a notary public, personally appeared Bruce Lane, known to me to be the Vice President of WELLS CARGO, INC., who executed the above instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

Julie Thiriot
NOTARY PUBLIC for UTAH
Residing at Salt Lake City
therein

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73993APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant FMC Corp. LLC Phone (208) 236-8236Post Office address P.O. Box 4111, Pocatello ID 83205

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
- FMC no longer operates at the main site at the current POU.

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
<u>29-2255C</u>	<u>5/22/1939</u>	<u>.64</u>	<u>industrial</u>	<u>5/01</u> to <u>11/01</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred
- .64
- cubic feet per second and/or _____ acre-feet per annum.

3. Source of water
- Ground water
- tributary to _____

4. Point(s) of Diversion:
- Ground water

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	3	6S	33E	Power County	Well #3

5. Lands irrigated or place of use:
- Industrial Power County

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	34E	7			I					I	I								
		18*																	
		12									I	I	I	I	I	I	I	I	
	33E	13								I									
		14							I	I				I					
		24	I	I	I	I													

*Section 18 POU is lots 1,2,3 and

Total Acres _____

RECEIVED

NOV 14 2007

AUG 06 2007

Department of Water Resources
Southern Region

12993

RECEIVED

AUG 03 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

PART 1

6. General Information:

a. Description of diversion system Deep well with pump. Water is diverted via pipe
240 feet to loading platform.

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:

N/A

d. Remarks:

FMC property will be undergoing environmental remedial analysis
begining in the summer of 2007. This water will be used throughout
the FMC property in relation to that analysis.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

73993

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-2255C

WATER RIGHT NUMBER: 29-2255C

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ASTARIS PRODUCTION LLC HIGHWAY 30 WEST OF POCATELLO PO BOX 4111 POCATELLO, ID 83205 (208)236-8236
Original Owner	FMC CORP LLC PO BOX 4111 POCATELLO, ID 83205 (208)236-8236
Attorney	RACINE OLSON NYE COOPER & BUDGE C/O RANDALL C BUDGE PO BOX 1391 POCATELLO, ID 83205 (208)232-6101
Current Owner	FMC CORP LLC PO BOX 4111 POCATELLO, ID 83205 (208)236-8236

Priority Date: 05/22/1939

Basis: Decreed

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	05/01 to 11/01	0.640 CFS	63.00 AF
<u>Total Diversion:</u>		0.640 CFS	63.00 AF

Location of Point(s) of Diversion

GROUND WATER L2 (SW1/4NW1/4NE1/4) Sec. 18, Twp 07S, Rge 34E, B.M.
POWER 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	
07S	34E	7																	
07S	34E	18	X	X															
			L1	L2															

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 29-2255C

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. bcontor 6/21/2001 Recommendation
Comment: Per post-1987 formal transfer 5359 (copy in file). Further analysis is not appropriate due to post-AJ administrative action.

Dates and Other Information:

Licensed Date:
Decreed Date: 8/27/2004
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:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits: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>
Summary			06/21/2001	bcontor	Closed

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	6/21/2001 9:39:15 AM	bcontor	Edited point location
POD	6/21/2001 9:39:40 AM	bcontor	Edited PLS
POU	6/21/2001 9:41:18 AM	bcontor	Edited shape boundary
POU	6/21/2001 9:41:49 AM	bcontor	Edited PLS
POD	6/21/2001 9:43:39 AM	bcontor	Edited polygons

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. 29-2255C Decreed to PMC Corp LLC
in case of _____ vs. _____
dated 8/27/2004 in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach 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 _____
3. Source of water ground water tributary to _____4. Date or priority 5/22/1939

5. Water is used for the following purposes:

amount .64 for industrial purposes from 5/01 to 11/01
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .64 cubic feet per second and/or _____ acre-feet per annum.7. Point(s) of Diversion: Ground water

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
2	SW	NW	NE	18	07S	34E	Power County	

8. Lands irrigated or place of use: Industrial Power County

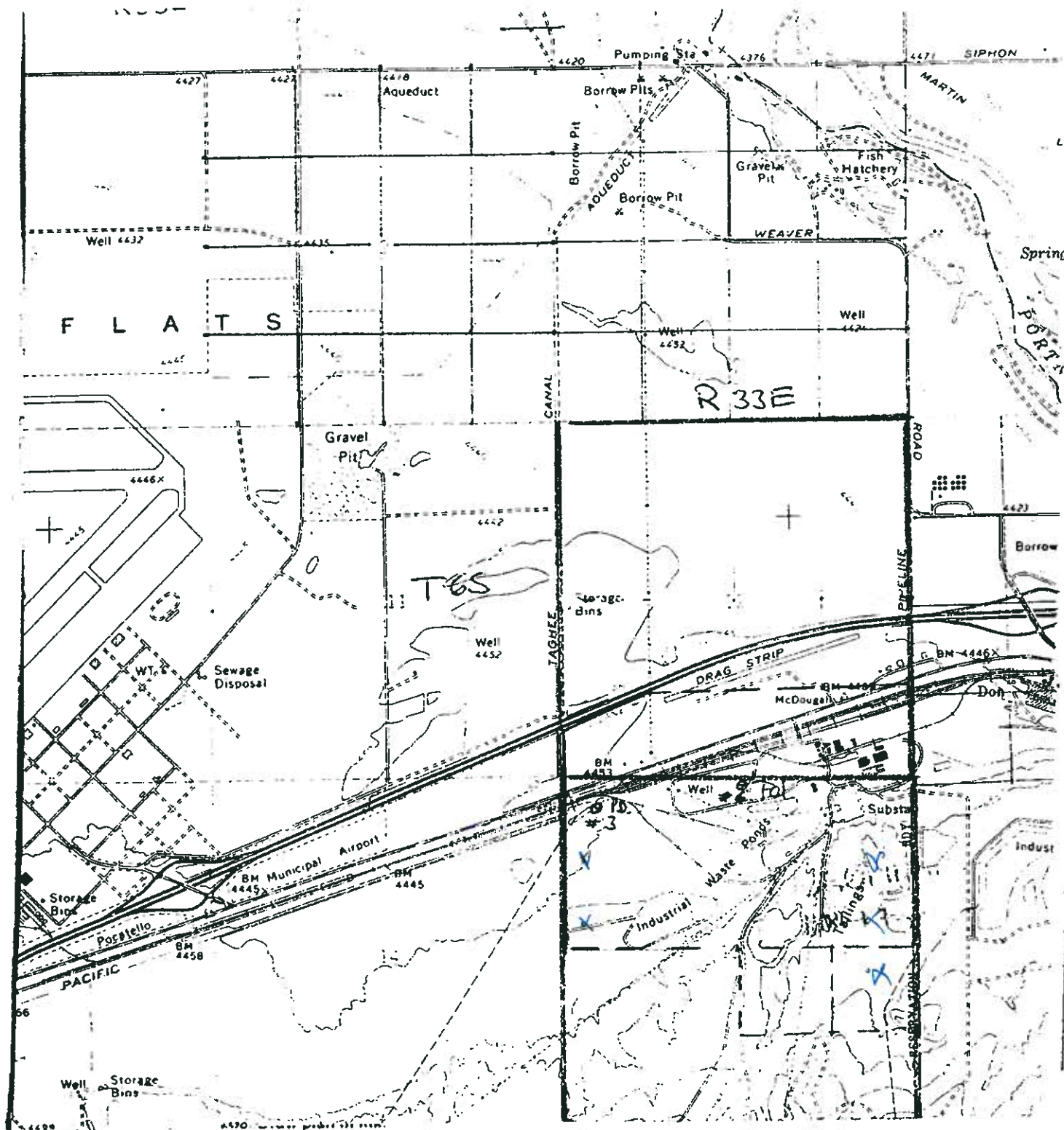
Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	34E	7												I	I	I	I	I	

Total Acres _____

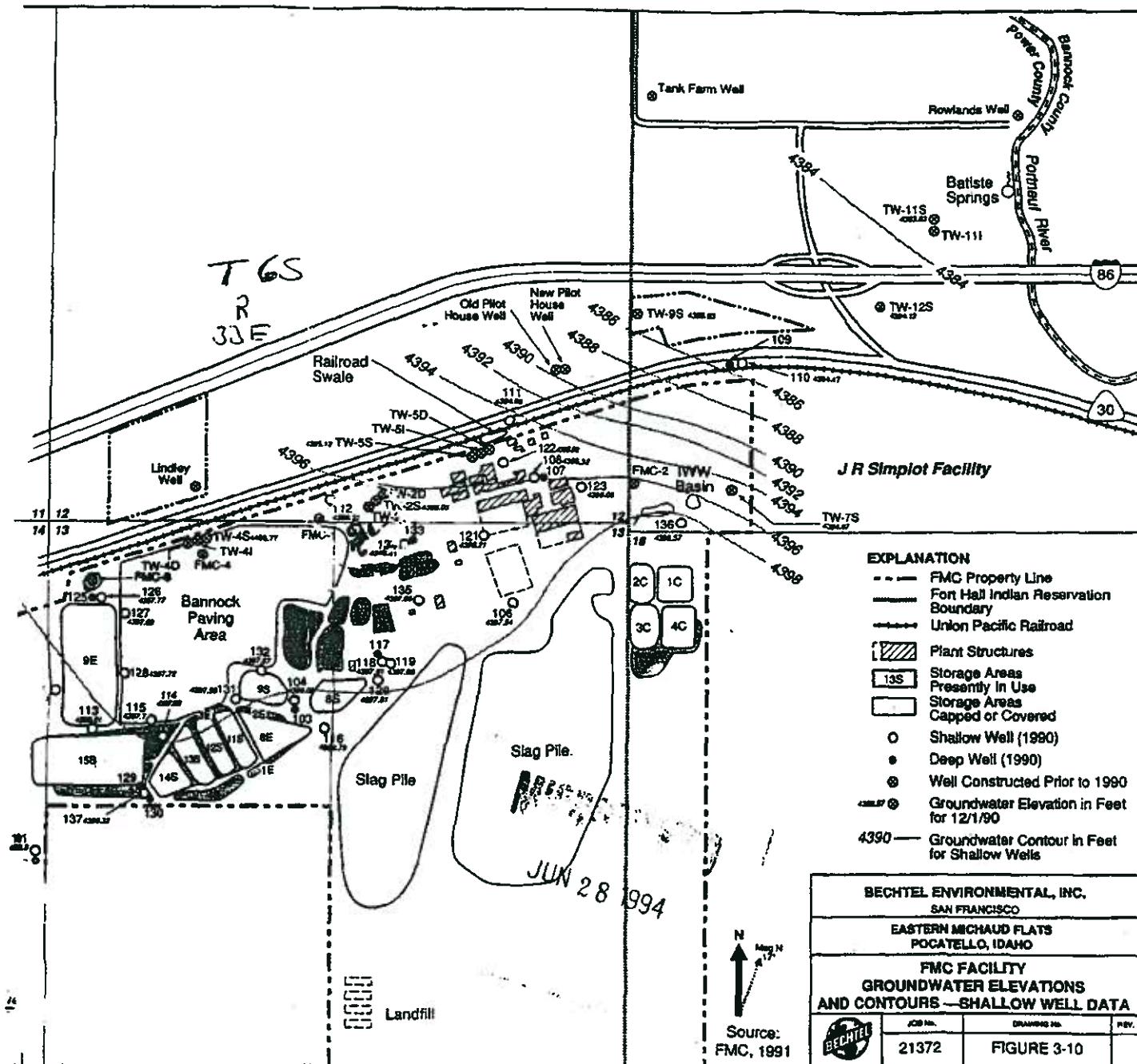
9. Describe any other water rights used for the same purpose as described above NONE

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



73993



PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use Amount(cfs/af-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.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 25th day of July, 2007.

Mary Ellen Divito
(Notary Public)

My commission expires March 29, 2008

COMMONWEALTH OF PENNSYLVANIA

NOTARIAL SEAL
MARY ELLEN DIVITO Notary Public
City of Philadelphia, Phila. County
My Commission Expires March 29, 2008

FOR DEPARTMENT USE ONLY

Transfer contains 1 pages and _____ attachments

Received by SOUTHERN REGION Date 8/3/2007 Protest filed by _____

Prelim. Check by _____ Fee \$250.00 5029654

Received by SOUTHERN REGION Date 8/3/2007

Published in Power Co. Press Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

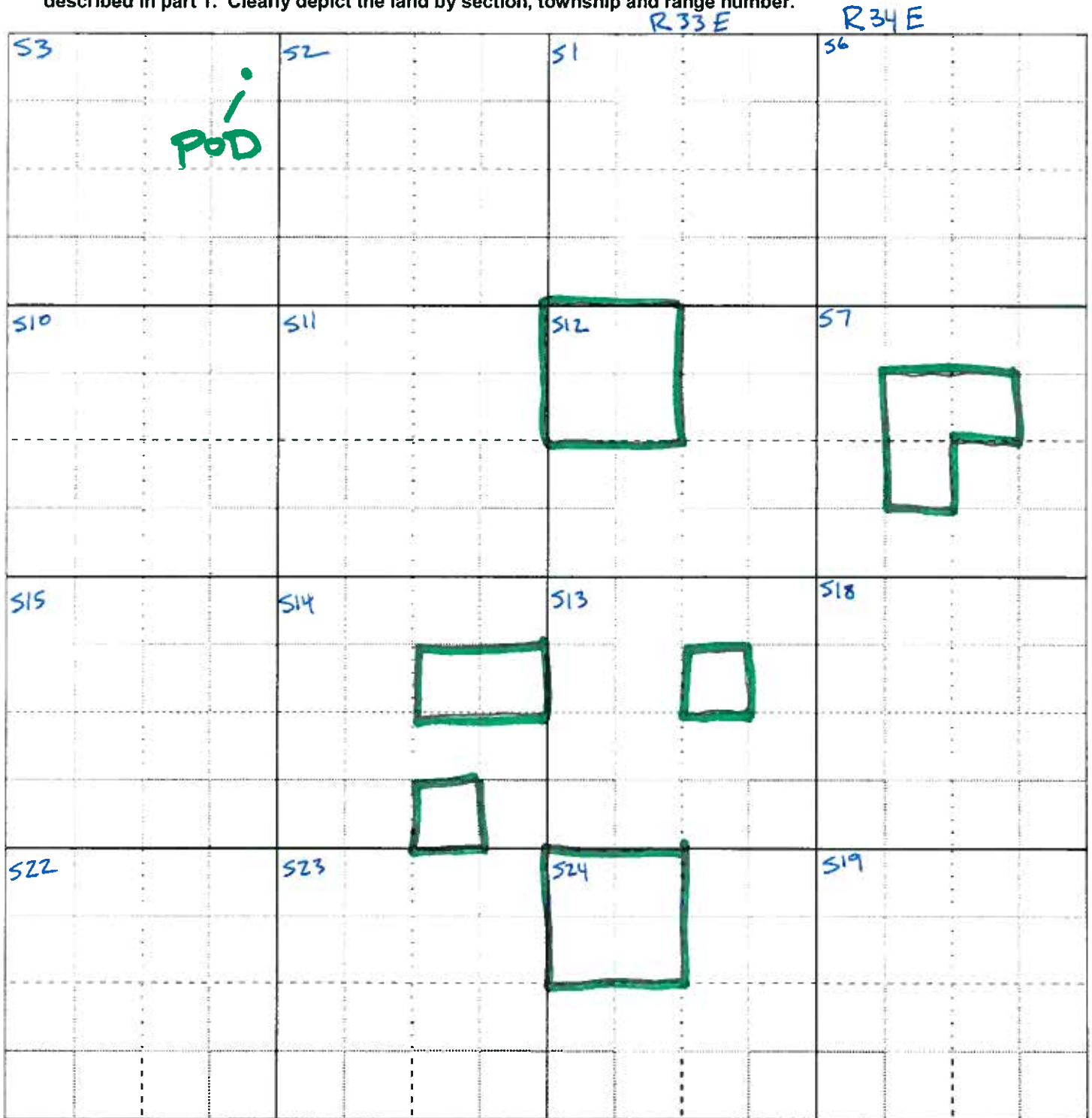
Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 2 inches equal 1 mile. Draw plan in ink.

R33E

R34E