

REPLY MESSAGE

This Form available Grayarc Co., Inc., A Subsidiary of Dictaphone Corporation, 882 Ave., Brooklyn, N. Y. 11232

FROM

BILTE Oil Co.

BILTE OIL CO., INC.

EXXON PRODUCTS

P. O. Box B

BOX B

Osburn, Idaho 83849

OSBURN, IDAHO 83849

Phone 752-5141

TO State of Idaho
Department of Water Resources
Boise, Idaho

SUBJECT: Water Right License

DATE: 5/29/80

FOLD ↑ Would you please put License of Water Right No. 94-7068 into
the name of Steven J. Bilte, Bilte Oil Co., P.O. Box "B", Osburn,
Idaho 83849.

RECEIVED

JUN 6 1980

Department of Water Resources

PLEASE REPLY TO → SIGNED

Steven J. Bilte

DATE

SIGNED

GRAYARC CO., INC., BROOKLYN, N. Y. 11232

THIS COPY FOR PERSON ADDRESSED

ATTACH THIS COPY — RETAIN FOR ANSWER. SEND WHITE AND PINK COPIES WITH CARBONS INTACT.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 94-7068 Priority September 17, 1975 Amount 0.04 cfs

THIS IS TO CERTIFY, that Exxon Company, U. S. A. (a division of Exxon Corp.)
of Bellevue, Washington, has complied with the terms and conditions of Permit
No. 94-7068 issued pursuant to Application for Permit dated September 17, 1975,
and has submitted proof to the Department of Water Resources on November 22, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>0.6</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
0.6 acre feet per-year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Twp. 48N,
Rge. 4E, B. M. in the County of Shoshone

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
48N	4E	18																X	

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of

March, 19 78.

Director

Application No. 94-7068

APPROVED

1. Name of applicant Exxon Company, U.S.A., a div. of Exxon Corporation Phone: 206 453-4500
post office address 225-108th N.E., Bellevue, WA 98004

2. Source of water supply Ground water which is a tributary of _____

3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18 Township 48 N
Range 4E B.M. Shoshone County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)

Amount 0.04cfs^(cfs or acre-feet per annum) for domestic purpose from Jan 1 to Dec.31 (both dates inclusive)
~~HP-68-0000-0000~~

5. Total quantity to be appropriated:

a. 0.04 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well pump 1/3 H.P.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.

c. Proposed well diameter is 6 inches; proposed depth of well is 75 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years. (Water well completed)

b. Estimated construction cost is \$ 900

8. Description of proposed uses:

a. If water is **not** for irrigation: Block 12 Polaris Townsite

(1) Give the place of use of water: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18 Township 48N
Range 4E B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water See 5.

(5) If water is to be used for other purposes describe: Sanitary needs and drinking water
for Bulk Plant office. Plant is operated by 2 persons.

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion Exxon Corporation
Exxon Company, U.S.A., a div. of /
b. Who owns the land to be irrigated or place of use Exxon Company, U.S.A., a div. of Exxon
Corporation
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing Application is made by a permanent employee of Exxon
Company, U.S.A., a division of Exxon Corporation,
Wm. A. Nichols, Region Manager, Pacific Region
W. A. Nichols

10. Remarks Water is used for sanitary and drinking requirements of the lessees of
Exxon Company, U.S.A. Lessees are 2 owner operators of a petroleum fuels
distributing business and are gone much of the time delivering their products.
Normally the plant is closed on weekends. Waste water from sanitary use is
discharged into a septic tank and drainfield installed under local permit and
per local codes.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R4E

18

X

Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

EXXON COMPANY, U.S.A., a
division of Exxon Corporation

(Applicant)

By:

Wm. A. Nichols

Proposed Priority 9-17-1975

Received by KK Date 9/17/75 Time 1:00 P

Preliminary check by RAH Fee \$ 1000

Received by RGH Date 9-18-75 (Rec't. #3827)

RA Publication prepared by cp Date 9-26-75

Published in North Idaho Press

Publication dates 10-2 & 10-9-75

Publication approved CP Date 10-27-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RAH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 94-7068, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 76.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 5 day of November, 19 75.

R. Keith Higinbotham
Director

CERTIFICATE

This is to certify that the attached copy of Incumbent Power of Attorney (IPA 9A-73) is a true and reproduced copy of a certified copy of the original executed, attested, sealed and acknowledged Incumbent Power of Attorney instrument which is on file in the Secretary's Department of Exxon Company, U.S.A. (a division of Exxon Corporation) in Houston, Texas; that on September 9, 1975, Wm. A. Nichols was/~~is~~ the Region Manager, Pacific Region of Exxon Company, U.S.A.; that said Incumbent Power of Attorney was/is in effect on said date; and that the execution and delivery of State of Idaho Department of Water Resources Application for Permit

were/are authorized by said Incumbent Power of Attorney.

Executed this 9th day of September, 1975.

EXXON CORPORATION

By


Assistant Secretary

(Corporate Seal)

IPA-9A-73

Incumbent Power of Attorney

KNOW ALL MEN BY THESE PRESENTS:

THAT EXXON CORPORATION, a New Jersey corporation, having an office in Houston, Texas, acting by and through M. A. Wright, as Chairman and Chief Executive of Exxon Company, U.S.A., a division of Exxon Corporation (hereinafter called "Company"), and as Executive Vice President of Exxon Corporation, does hereby nominate, constitute and appoint each incumbent of each of the following positions in said Company:

Marketing Department

Region Managers;
Assistant Region Managers;
Region Market Development Managers; and
Area Industrial and Consumer
Business Managers

as Agent and Attorney-in-Fact of Exxon Corporation for purposes of executing and delivering instruments and documents as more particularly described below, and does hereby grant, delegate and invest each of said incumbents with power and authority to execute and deliver for, in the name and on behalf of Exxon Corporation, and in connection with the business and affairs of said Company, instruments and documents of any and every nature, including, but not by way of limitation, instruments pledging the credit of Exxon Corporation, bonds of indemnity, other indemnities, guaranties, affidavits, permits, licenses, applications for permits or licenses, other governmental documents, bids, collective bargaining agreements, other contracts, deeds of conveyance, encumbrances, leases, releases, discharges of mortgages or deeds of trust, assignments, transfers of leasehold estates and/or other interests in real and/or personal property, and any other instrument or document as may be required or desired in the conduct of the business of said Company,

whether similar or dissimilar to the foregoing, EXCEPT the following:

1. Any mortgage, assignment, conveyance or release to any third party of any oil, gas and/or mineral lease or any other interest in oil, gas and/or other minerals which is severed from the surface and which is owned or leased to Exxon Corporation;
2. Any mortgage, assignment, conveyance, or release of other real property valued at more than five hundred thousand dollars by any taxing authority;
3. Any instrument authorizing, permitting or evidencing the borrowing of money from any person or entity; or
4. Any instrument delegating the power and authority conferred herein to execute and deliver instruments.

Each incumbent of each said position in said Company may exercise the power and authority herein granted, delegated and invested, in any particular and appropriate transaction or matter, either as an Attorney-in-Fact of Exxon Corporation or as an official of said Company. In addition, each incumbent Region Manager may execute and deliver instruments and documents as Vice Presidents of Exxon Corporation per Board of Directors' Resolution of Exxon Corporation. Any action taken as authorized under this Incumbent Power of Attorney shall be an act of Exxon Corporation and binding upon it.

Certificates of incumbency and evidencing authority relating to particular transactions or matters may be issued by the Secretary or any Assistant Secretary of Exxon Corporation and may be relied upon by third parties dealing with Exxon Corporation or with said Company. Such Certificates shall certify that, on the dates set out therein, the individual named therein was an incumbent of one of said positions in said Company; that the execution and delivery by such person of particular instruments or documents was

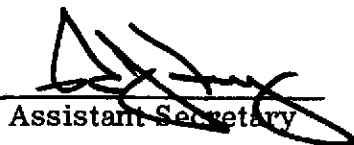
authorized by this Incumbent Power of Attorney; and that this Incumbent Power of Attorney was in effect at the time of such execution and delivery.

APPROVED AND EXECUTED this 1st day of January, 1973.

EXXON CORPORATION

By 
Chairman and Chief Executive of
Exxon Company, U.S.A. and
Executive Vice President of
Exxon Corporation

ATTEST:

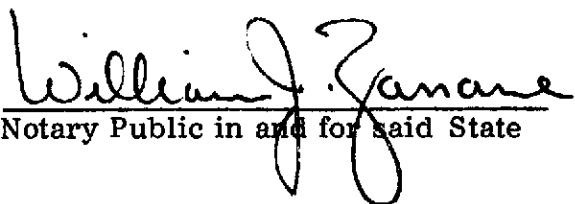

Assistant Secretary

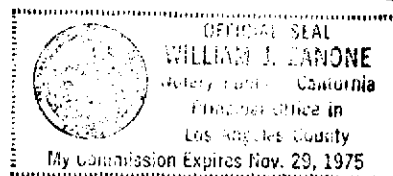
STATE OF CALIFORNIA

COUNTY OF ORANGE

On this 1st day of January, in the year 1973, before me, a Notary Public of said State, duly commissioned and sworn, personally appeared M. A. Wright, known to me to be Chairman and Chief Executive of Exxon Company, U.S.A. (a division of Exxon Corporation) and an Executive Vice President of Exxon Corporation that executed the within instrument, 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.


Notary Public in and for said State



IDENT. NO. 94-7068

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

DEC 1 1976

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MICROFILMED

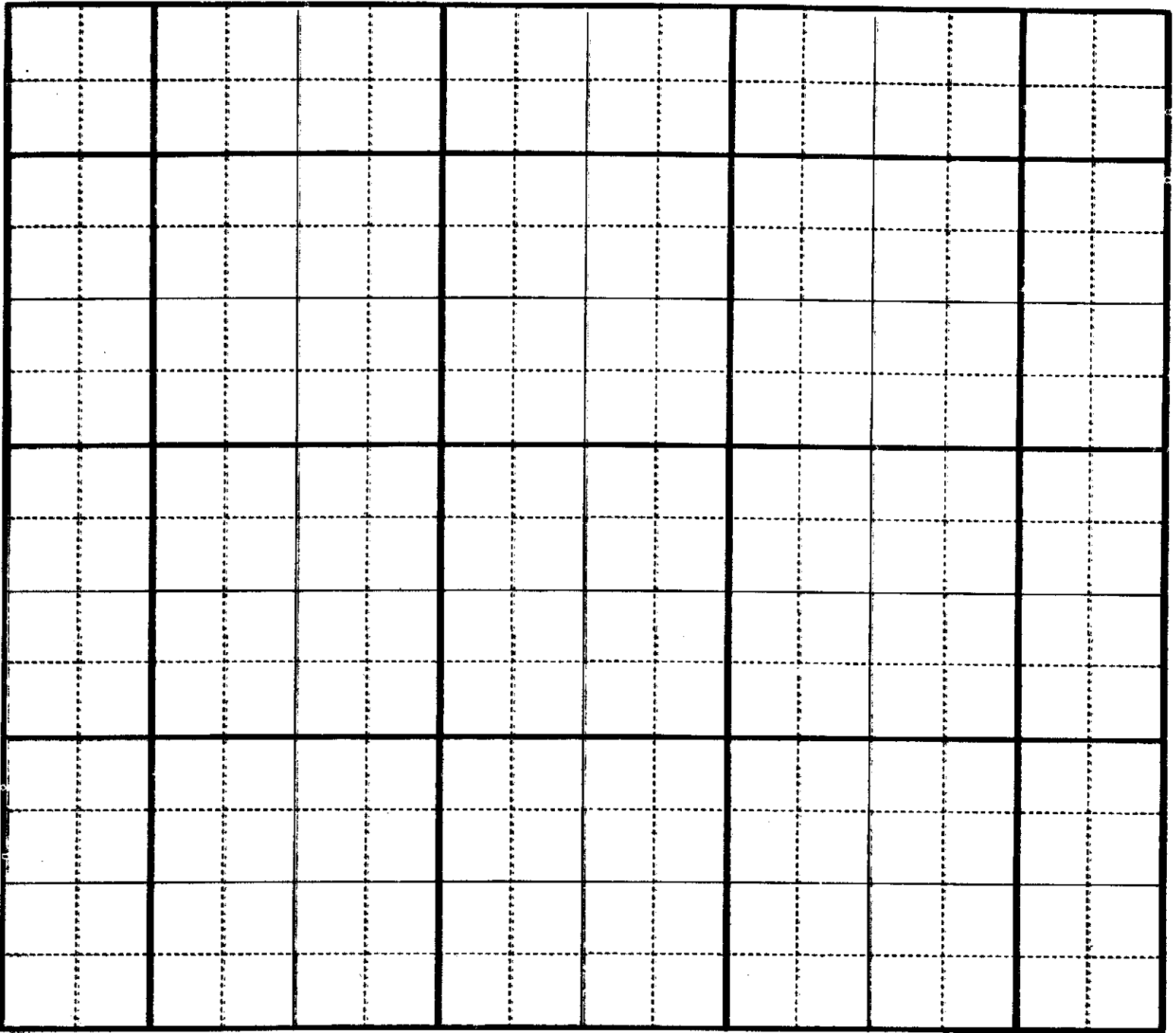


Diagram of System

DATE OF EXAM 4-20-77

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.02 c.f.s. V= 0.6 AF/Ann. from Jan 1 to Dec 31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source _____
map _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with _____
map _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
map _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
map _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 0.02 cfs Method of measurement calc

Total Q recommended 0.02 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 0.6 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

Domestic in house use (drinking and toilet facilities)
@ 0.02 cfs / 0.6 AF/Ann

SYSTEM DESCRIPTION:

Well, submersible pump with pipeline to place of use
6" dia well 75 ft deep, with submersible pump and
pipeline to place of use.

REMARKS:

Examiner's Signature J.D. King Date 4-21-77

Checked by Bob Hayes Date 4-25-77

Approved by _____ Date _____

Identification No. _____

Permit No. 94-7068

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 22 1976

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

OK

1. a) Name of Permit Holder Exxon Company USA.
b) Post Office Address P.O. Box 3527 Bellevue, Wn. 98009
2. Permit Number 94-7068
3. Date of Priority that you are prepared to establish July 1975
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: SW 1/4 SE 1/4, Section 18
Township 48N, Range 4E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 for domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.04 ~~cfs~~/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Estimated - Water used for sanitary needs & drinking water at Bulk Plant office. Plant is operated by 2 persons gone much of time delivering fuel products & is closed weekends
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) pump - 1 1/4 hp; casing - 6" dia; depth 75 ft 12 g.p.m.
b) Describe the type and size of measuring device which you have installed at your point of diversion: none
c) Give well driller's name and address and the date the well was completed: Aqua Drilling & Development Inc., P.O. Box 1002 Coeur D'Alene Idaho, 83814 completed May 15, 1973
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: sanitary needs & drinking water at small bulk plant located at Taylor & Mars, Osburn Idaho

11/30/76

If you are irrigating more acres, please send aerial photo of the property.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 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	

Total number of acres irrigated _____

10. Remarks: _____

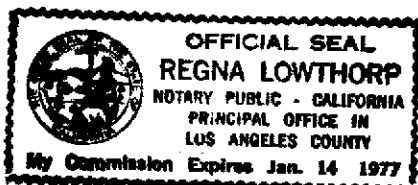
The above information is a true statement of the extent to which the above numbered permit has been developed.

11/17/76
(Date)

G. F. L. Nichols 
(Signature)

State of California)
County of Los Angeles) ss.

On this 17th day of November, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Regna Lowthorp
Notary Public residing at Burbank
California

My commission expires 1/14/77

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

RA 9-18-75

Application No. 94-7068

EXXON
Company

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) RA 9-18-75

In form to receipt

(2) _____

Send Copies to:

Idaho State Health Department

Idaho Fish and Game Department

Bureau of Land Management

(3) _____

Request Special Use Permit from U.S.F.S.

Request Easement from B.L.M.

Request Information from Applicant

(4) RA 9-18-75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) cp 10/27

Affidavit of Publication received(date) OCT. 27, 1975

(12) cp 9/26

Final date for protests OCTOBER 20, 1975
Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or
applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

Proposed Priority 9-17-75

Reason for Reduction

No Measuring device required **RECEIVED**

See attached sheet for other conditions of
approval

☒ No special conditions for approval

(15) District Northern

By Bob Aymer Date 10-29-75

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Exxon Company,
225 - 108th N.E., Bellevue, Washington
has on September 17, 1975 submitted Application No. 94-7068
for a permit to appropriate 0.04 cubic feet per second ~~XXXXXX~~
of water from a ground water source
by means of well and pump
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, T. 48N, R. 4E, B.M., Shoshone County

to be used from Jan. 1 to Dec. 31
for domestic purposes

within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, T. 48N, R. 4E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before October 20, 1975.

R. KEITH HIGGINSON
Director

Published in the North Idaho Press, Wallace, Idaho
on Oct. 2 and Oct. 9, 1975