

Before the Idaho Water Resource Board

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AUG 06 2007

Department of Water Resources

**APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK**Applicant FMC Corp., LLC Phone (208) 236-8236Address P.O. Box 4111City Pocatello State ID Zip Code 83205**A. DESCRIPTION OF WATER SOUGHT TO RENT**

1. Source of water Ground Water
tributary to _____
2. Maximum volume of water _____ AF.
3. Maximum rate of diversion 0.18 cfs.

B. DESCRIPTION OF USE PROPOSED

1. Nature of intended use Industrial
2. Location of point of diversion NW ¼ NW ¼, Section 3,
Township 6S, Range 33E, B.M. Power County.
3. Season of use: From 05/01 to 11/01.
4. Description of diverting works:
Pump HP 150 Lift _____ Pump type vertical turbine, variable speed
drive.
Canal name, if appropriate _____
5. Place of use:
 - a. If water is for irrigation, describe the number of acres to be irrigated by
40-acre tract, section, township and range.
N/A

b. If water is not for irrigation, describe the nature of the intended use and the place of use.

FMC has filed a transfer application to move Water Right 29-2255C to its former POU. FMC will use a portion of the right for dust abatement and for the upcoming environmental remedial analysis to be conducted this summer.

6. Describe any other water rights used for the same purposes as rental water sought under this application.

NONE

7. Who owns the property at the point of diversion?

FMC Corp. LLC

8. Who owns the property at the place of use?

FMC Corp. LLC

9. Are you seeking a rental for more than one (1) year? See # 10 (yes or no)

If yes, for how many years? _____

10. Remarks: FMC intends to lease this water until it's transfer application has been approved.

July 25, 2007
Date

[Signature]
Signature of Applicant

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Time _____

Published in _____ Pub. dates _____

Protests filed by _____

Hearing held by _____

Action recommended _____

Marshall, Aaron

From: Paul Arrington [pla@idahowaters.com]
Sent: Tuesday, December 04, 2007 1:39 PM
To: Marshall, Aaron
Subject: RE: FMC Corp , Water Supply Bank applications

Aaron:

I've attached the first page of the transfer application with the place of use identified in relation to the POD. Also, the map portion is completed (the rest is blank). However, the two pages you need are accurate and depict the place of use.

Paul L. Arrington
Barker Rosholt & Simpson LLP
(208) 733-0700 - telephone
(208) 404-9436 - mobile

From: Marshall, Aaron [mailto:Aaron.Marshall@idwr.idaho.gov]
Sent: Tuesday, December 04, 2007 12:47 PM
To: Paul Arrington
Subject: FMC Corp., Water Supply Bank applications

Paul,
On the rental application for FMC Corp., the place of use is not identified to the 40-acre tract. Is the place of use the same as the point of diversion or does it include other lands? I don't need the number of acres in each 40-acre tract, just the tract locations. Email or other written correspondence is adequate for documentation to amend the application.
Thanks

Aaron Marshall
Senior Water Resource Agent
Idaho Department of Water Resources
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Boise, ID 83720-0098
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12/4/2007

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant FMC Corp. LLC Phone (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 _____
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>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 Groundwater tributary to _____
4. Point(s) of Diversion: Groundwater

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:

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*																	
	33E	12									I	I	I	I	I	I	I	I	
		13	I	I	I	I	I	I	I	I					I	I	I	I	
		14	I	I	I	I			I	I	I	I	I	I	I	I	I	I	
		24	I	I	I	I													

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

Total Acres _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A 6x6 grid with numbers 1-24 and a 'POD' label with an arrow.

3	2	1	6		
10	11	12	7		
13	14		13	18	
22	23	24	19		

POD

R34S