

Water Supply Bank No. _____

Water Right No. _____

RECEIVED

AUG 06 2007

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANK

Name of Seller/Lessor FMC Corp., LLC Phone (208) 236-8236

Post office address P.O. Box 4111, Pocatello, Idaho 83205

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

- a. Decree No. 29-2255C Decreed to FMC Corp LLC (Name)
in case of _____ vs _____
dated 08/27/04 in _____ county of _____ (Name of court)
- b. License No. _____ issued by the Idaho Department of Water
Resources.
- c. Permit No. _____ issued by the Idaho Department of Water
Resources.

2. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE: (If the entire right is for sale or lease,
show "all" on line a. below and skip the remainder of part 2)

- a. Amount of water under right: ALL cubic feet per second &/or _____ acre-
feet per annum
- b. Point of diversion: _____ of _____ of Section _____ Township _____ Range _____, B.M. in _____
County.
Additional points _____

c. Place of use: Ground Water

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	34E	7																	
		18																	

If the right is for irrigation, show the number of acres for the part of the right to be put into the bank.

Total number of acres _____

3. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

- a. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right. If the right is not recorded in the name of the seller/lessor, attach a copy of a change of ownership form as required by Section 42-248 or 42-1409(6), Idaho Code, together with required documentation.

See the attached tax documents

- b. Describe the frequency of water use under the right, or portion thereof, during the past five (5) years of use. Attach watermaster records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture. (This information is not required if a partial decree has been issued on the right within the last 5 years).

This right was decreed in the SRBA court on 08/27/04. Since 5 years have not passed, there is no to forfeiture. FMC has ceased operation at the POU for this right and has filed a transfer application to move the water to another location. This companion application will allow FMC to use a portion of the water in conjunction with the pending environmental remedial analysis to be conducted this summer.

- c. If the right is from a surface water source, describe the period of the year that water is typically available to satisfy the right.

N/A

- d. Describe any other water rights with the same purpose and place of use as the right, or portion thereof, offered for lease. Will the present place of use continue to receive water from any source? If so, describe.

N/A

- e. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

- f. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

N/A

4. REMARKS:

See cover letter to companion application

5. SALE/LEASE AGREEMENT

1 The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale;

X For lease for a period from indefinite to _____
(Day, month, year) (Day, month, year)

(The lease period may be shown as "indefinite", if the total duration of lease is unknown); or

_____ As a gift to the state of Idaho.

2 Show the minimum payment acceptable to the Seller/Lessor. Include the method of determining the minimum payment. The minimum payment may be shown as the "current rental rate".

Current Rental Rate _____

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

July 27, 2007
Date

Jh. P. Zarate-Lopez
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

V A L U A T I O N S U M M A R Y S H E E T

TIME: 9:44:19
PARCEL NUMBER: RP D1054-00 A PROPERTY ADDRESS:

EFFECTIVE DATE: 05/01/1984
EXPIRATION DATE: 00/00/0000

TAX CODE AREA: 14-0000

NAME: FMC IDAHO LLC
% FMC CORPORATION
ACCOUNTING MANAGER ROOM 2044

LEGAL: S6 T7S R34E
SESW,

ADDRESS: 1735 MARKET STREET

PHILADELPHIA PA 19103 OLD PARCEL #:

CAT	SHT	RY	QUANTITY	UN	MARKET VALUE	HO VALUE	HO EXEMPT	CB VALUE	OTHER EXEMP
5		2006	40.000	AC	1,000				

TOTALS: 40.000 1,000

COMMENTS:

DEED REFERENCES: !
DATE: 02/01/2002 !
179007 !
174945 !
TAX SPECIALS: !
CAMA AREA #: !
RELATED PARCELS: !
SUB-SYS: !
HOMEOWNERS: NONE
ZONING: !
PHOTO NUMBER: !
MAP NUMBER: !
INSP YEAR: 2006
PARCEL TYPE: !
LOCATION CODE: 0000
SW UNITS: !
SW TYPES: !

V A L U A T I O N S U M M A R Y S H E E T

TIME: 9:44:19
PARCEL NUMBER: RP D1055-00 A PROPERTY ADDRESS:

EFFECTIVE DATE: 05/01/1984
EXPIRATION DATE: 00/00/0000
TAX CODE AREA: 14-0000

NAME: FMC IDAHO LLC
% FMC CORPORATION
ACCOUNTING MANAGER ROOM 2044
LEGAL: S7 T75 R34E
ALL

ADDRESS: 1735 MARKET STREET
PHILADELPHIA PA 19103 OLD PARCEL #:

CAT	SHT	RY	QUANTITY	UN	MARKET VALUE	HO VALUE	HO EXEMPT	CB VALUE	OTHER EXEMP
5		2006	632.700	AC	10,662				

TOTALS: 632.700 10,662

COMMENTS:

DEED REFERENCES: RELATED PARCELS: SUB-SYS: HOMEOWNERS: NONE
DATE: 02/02/2002
179007
174944
TAX SPECIALS:
CAMA AREA #: 1
ZONING: 1
PHOTO NUMBER: 1 RL
MAP NUMBER: 1
INSP YEAR: 2006
PARCEL TYPE: 1
LOCATION CODE: 0000
SW UNITS: 1
SW TYPES: 1

V A L U A T I O N S U M M A R Y S H E E T

TIME: 9:44:19
PARCEL NUMBER: RP D1057-00 A PROPERTY ADDRESS:

EFFECTIVE DATE: 05/01/1984
EXPIRATION DATE: 00/00/0000

TAX CODE AREA: 14-0000

NAME: FMC IDAHO LLC
% FMC CORPORATION
ACCOUNTING MANAGER ROOM 2044
LEGAL: S16 T7S R34E
LOTS 1,2,3,

ADDRESS: 1735 MARKET STREET
PHILADELPHIA PA 19103 OLD PARCEL #:

CAT	SHT	RY	QUANTITY	UN	MARKET VALUE	HO VALUE	HO EXEMPT	CB VALUE	OTHER EXEMP
5		2006	106.340	AC	2,659				

TOTALS: 106.340 2,659

COMMENTS:

DEED REFERENCES: CANA AREA #: !
DATE: 02/01/2002: !
179007: !
174945: !
TAX SPECIALS: !
RELATED PARCELS: !
SUB-SYS: !
HOMEOWNERS: NONE
ZONING: !
PHOTO NUMBER: !
MAP NUMBER: !
INSP YEAR: 2006
PARCEL TYPE: !
LOCATION CODE: 0000
SW UNITS: !
SW TYPES: !