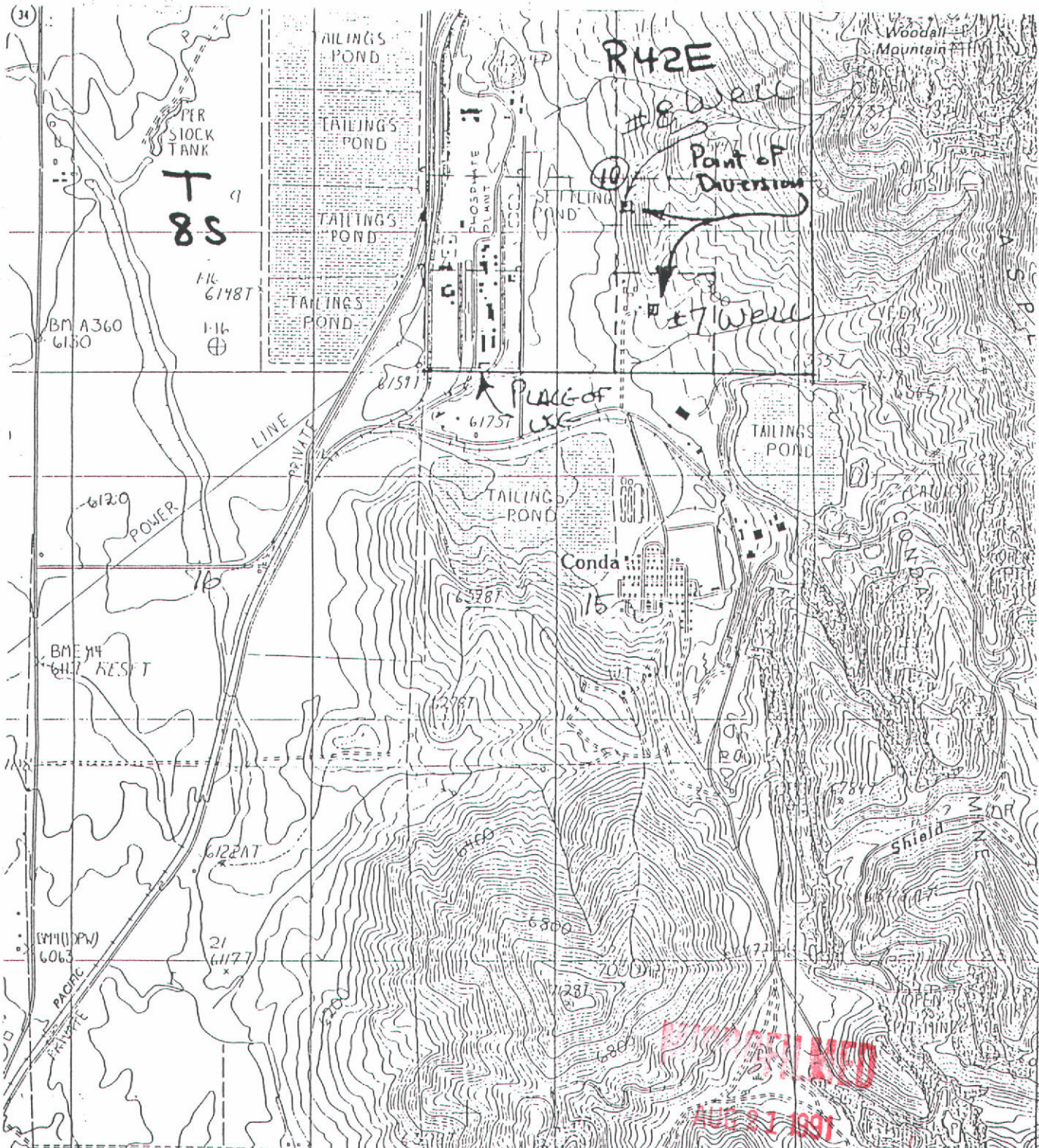


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for 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.

TRANSFER REVIEW SHEET

Trans # 69416

Date Reviewed 10/4/02

Right No(s). * 11-2187 2188 7429
Split? Y N Y N Y N Y N Y N

AREA OF CONCERN: No/Yes

PURPOSE OF TRANSFER FOR EACH RIGHT:

Change p/d Change use period Change p/u
Add p/d Change nature of use

RightID's of From & To records correct? Y N (resolve with State Office personnel)
Check for Partial Decree issuance, etc. since time of application's entry

PROOF OF OWNERSHIP COMPLETE FOR OLD & NEW P/U Lien Holder Release

GROUNDWATER:

DRILLING PERMIT

All wells - 046
DP upgrade req'd Y N (contact GW personnel)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

WMD

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or 01Q

SUPPLEMENTAL (irr = only use) - 065-104
SUPPLEMENTAL (irr + other uses) - 100-105

SURFACE WATER:

WD - R05 (WD#) WM comments rec'd
≤ 0.20 cfs/others - R02, 01P or No MD
> 0.20 cfs - R43
WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON to (use X61 if extended season)

STANDARD VOLUME af/ac

CONSUMPTIVE USE VOLUME af/ac

USES:

STORAGE - 18C-R02-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029(70'S only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077
DAIRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN - 007-109-X64
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
- 27A (Payette River)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
T08 - comply or rescind
T17 - measure all p/d's (used with WB4)
T18 - Special T17 & R43 combined - multiple pds in WD

Protested - 020-X19
Water Quality - 106-R07

X27 - Number of acres/season in ppu
X35 - Combined totals of multiple rts

X49 - measure p/d's (source chg'd to orig trib)
X51 - 2+ yrs to develop
X53 - Use ltd to orig. source availability
X54 - forfeited ac/rate (used rarely)
X55 - (transfer shrinks total water to less ac)
004 - no right-of-way
X58 - pending claim (statutory or AJ b/u claim)
X61 - extended irr season
X62 - replaces N11 and N13
X63 - replaces C12
WB4 - + p/ds, cfs & afa (used with T17)
WD8 - land application of waste water
01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01m)

Apply one to chg'd and unchg'd rts:

T09 - on-going SRBA (no Dir Rpt or Recomm yet)
T19 - replaces C18 (if at Recommendation or Partial Decree stage)
T20 - use instead of T09 where not ongoing in SRBA

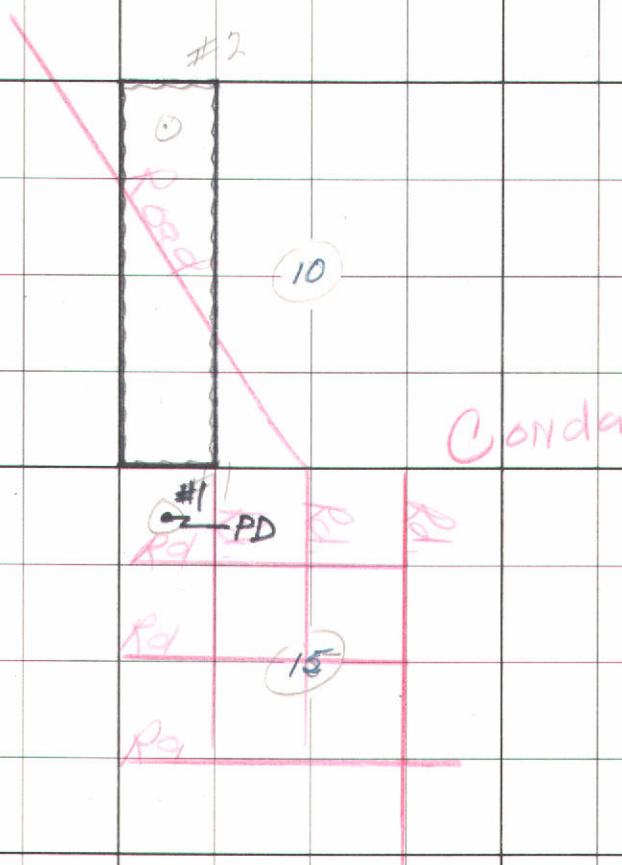
OTHER CONDITIONS/REMARKS 48-578188 47-554467

COMMENTS

Database files updated ✓ Approval form printed ✓ Shape files created ✓
Special Mailing Instructions (cc's, etc)
Final database update after approval 10/21 58 *Comment to WR No(s). NA

R 42 E

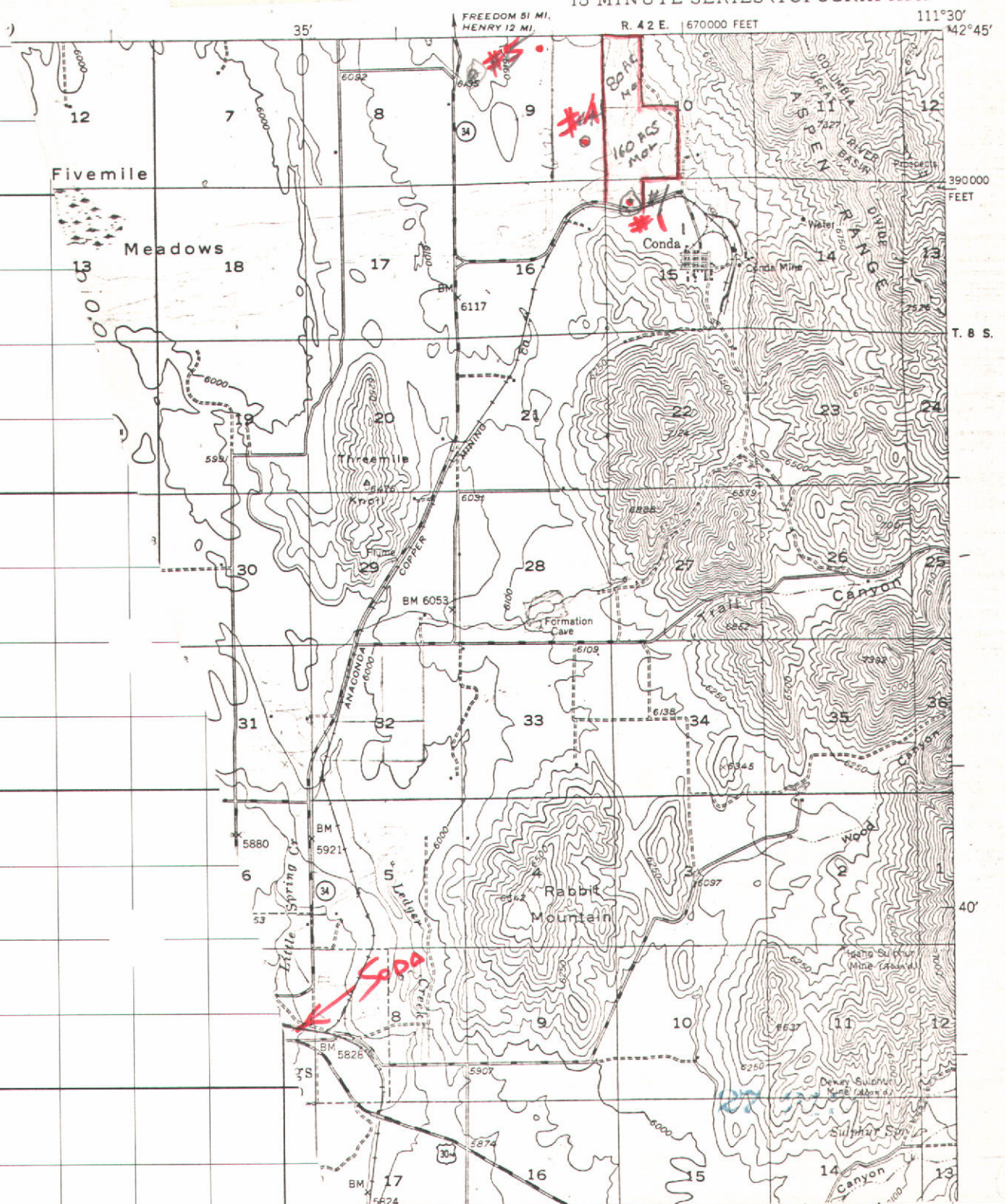
T
8
S



Q measured 3.52 CFS
Q recommended 2.20 CFS per permit
Volume 1592 AF Jan 1 - Dec 31
Acreage -
Found N/A
recommended N/A
Subdv. 4
Amendments
☒ None
☐ P.D.
☐ Place of use
☐

SODA SPRINGS QUADRANGLE
IDAHO
15 MINUTE SERIES (TOPOGRAPHIC)

(LANES CR)



ALLOW 2.2 C.T.S. - For MANUFACTURING.

Priority September 15, 1964

27 2136

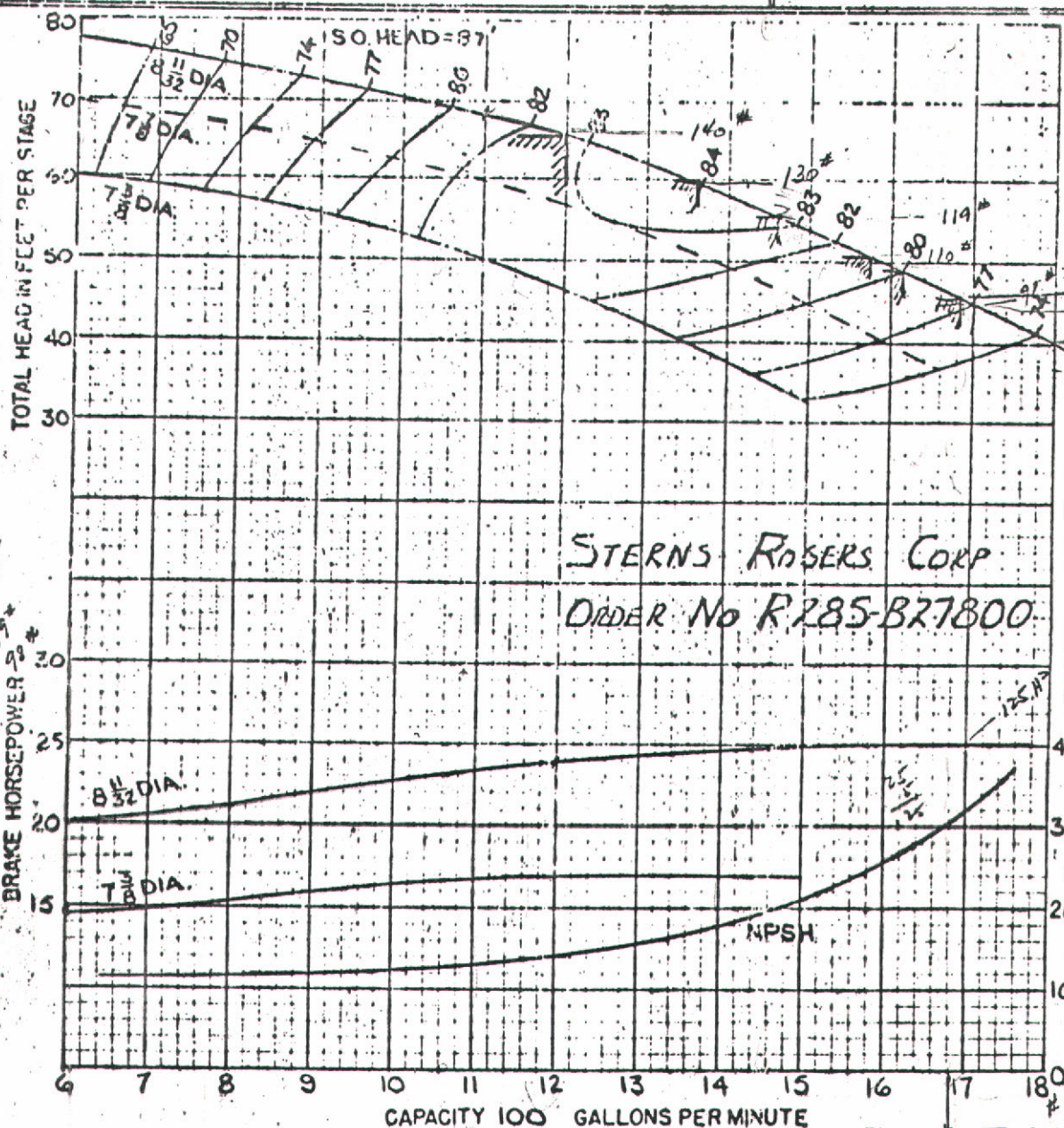
RATING CURVES (60 CYCLE)

Section 2403 Page 197

April 1, 1949

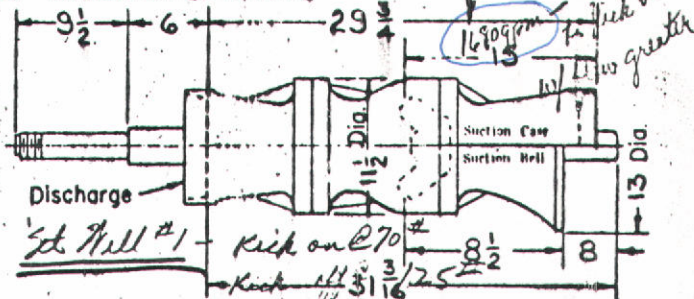
12H-135

1760 RPM



Efficiency shown is for 3 stages or more, with standard materials. For fewer stages or other materials change efficiency as shown.

No. of stages	Eff. change	MATERIAL	Eff. change	Standard materials	
				Impeller - bronze	
6		Impeller - bronze		Bowl - cast iron / enamelled	
5		Impeller - c.i.		Thrust factor	9.8
4		Impeller - c.i. / enm.		Rotor wt. per stage (lbs.)	27
3		Bowl - c.i. enm.		Bowl wt. 1st stage (lbs.)	269
2		Bowl - cast iron		Bowl wt. add'l. stage (lbs.)	97
1		Bowl - bronze		Max. bowl horsepower	240
				Impeller eye area (sq. in.)	21.3



For additional stages add 10 1/2 per stage.

Impeller shaft diameter	1.75	Column pipe	8	10
Minimum impeller shaft end play	.53	Suction pipe	10	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69416

This is to certify that: NU WEST INDUSTRIES
3010 CONDA RD
SODA SPRINGS ID 83276
(208)547-4381

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

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
11-2187	WR/License	09/15/1964	2.2 cfs	N/A			GROUND WATER
11-2188	WR/License	09/27/1965	1.34 cfs	969 af			GROUND WATER
11-7429	WR/License	03/18/1974	3.34 cfs	N/A			GROUND WATER

Purpose of Transfer (Changes Proposed)

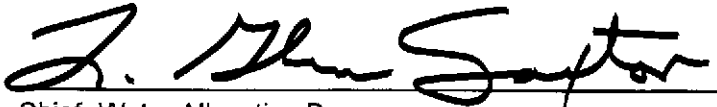
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
11-2187	NO	NO	NO	YES	NO	NO
11-2188	NO	NO	NO	YES	NO	NO
11-7429	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
11-2187	11-2187	2.2 cfs	1590 af	N/A			N/A	N/A	N/A	N/A
11-2188	11-2188	1.34 cfs	969 af	N/A			N/A	N/A	N/A	N/A
11-7429	11-7429	3.34 cfs	2413.8 af	N/A			N/A	N/A	N/A	N/A
TOTALS		6.88 cfs					N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 21st day of October, 2002


Chief, Water Allocation Bureau

MICROFILMED

MAR 24 2003

WATER RIGHT NO. 11-2187
As Modified by Transfer No. 69416

In accordance with the approval of Transfer No. 69416, Water Right No. 11-2187 is now described as follows.

Right Holder: NU WEST INDUSTRIES
 3010 CONDA RD
 SODA SPRINGS ID 83276

Priority Date: September 15, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
INDUSTRIAL	01/01	12/31	2.20 CFS	1,590.0 AF
			2.20 CFS	1,590.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSE	Sec. 10 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	SWSE	Sec. 10 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	NWNW	Sec. 15 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	NWNW	Sec. 15 Twp 08S	Rge 42E	CARIBOU County

PLACE OF USE: INDUSTRIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 42E 10					X	X				X	X						

CONDITIONS OF APPROVAL

- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
- After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- The total instantaneous diversion of water from all points of diversion under Rights 11-2187, 11-2188 and 11-7429 shall not exceed 6.88 cfs, nor total combined annual volume of 4972.8 af.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- Approval of this transfer does not confirm the validity of this water right.

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

Dated this 21st day of October, 2002

[Signature]
 MICHAEL L. MILES
 Chief, Water Allocation Bureau

WATER RIGHT NO. 11-7429
As Modified by Transfer No. 69416

In accordance with the approval of Transfer No. 69416, Water Right No. 11-7429 is now described as follows.

Right Holder: NU WEST INDUSTRIES
 3010 CONDA RD
 SODA SPRINGS ID 83276

Priority Date: March 18, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
INDUSTRIAL	01/01	to 12/31	3.34 CFS	2,413.8 AF
			3.34 CFS	2,413.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSE	Sec. 10 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	SWSE	Sec. 10 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	NWNW	Sec. 15 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	NWNW	Sec. 15 Twp 08S	Rge 42E	CARIBOU County

PLACE OF USE: INDUSTRIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 42E 10							X	X				X	X				

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
3. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Rights 11-2187, 11-2188 and 11-7429 shall not exceed 6.88 cfs, nor total combined annual volume of 4972.8 af.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not confirm the validity of this water right.

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

Dated this 21st day of October, 2002


 J. Glen Saylor
 Chief, Water Allocation Bureau

WATER RIGHT NO. 11-2188
As Modified by Transfer No. 69416

In accordance with the approval of Transfer No. 69416, Water Right No. 11-2188 is now described as follows.

Right Holder: NU WEST INDUSTRIES
 3010 CONDA RD
 SODA SPRINGS ID 83276

Priority Date: September 27, 1965

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
INDUSTRIAL	1/01	to 12/31	1.34 CFS	969.0 AF
			1.34 CFS	969.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSE	Sec. 10 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	SWSE	Sec. 10 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	NWNW	Sec. 15 Twp 08S	Rge 42E	CARIBOU County
GROUND WATER	NWNW	Sec. 15 Twp 08S	Rge 42E	CARIBOU County

PLACE OF USE: INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	42E	10						X	X				X	X					

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
3. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Rights 11-2187, 11-2188 and 11-7429 shall not exceed 6.88 cfs, nor total combined annual volume of 4972.8 af.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not confirm the validity of this water right.

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

Dated this 21st day of October, 2002

[Signature]
 Chief, Water Allocation Bureau

MICROFILMED

SEP 24 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 69416Amended **APPLICATION FOR TRANSFER OF WATER RIGHT** Amended
PART 1 **MAY 17 2002**Name of applicant Nu-West Industries (dba Agrium CPO) Department of Water Resources Phone (208) 547-4381
Post Office address 3010 Conda Road; Soda Springs, Idaho 83276**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 Clarify actual wells on system
2. Describe the reason for the proposed changes Nu-West has completed drilling a replacement well for water right 27-2136 and is requesting the option of using both wells. The replacement well will be referred to as #9 well and the original will remain #1 well. Both the maximum instantaneous diversion rate and the total annual volume will still apply to the total water used.

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>Changed to 11-2187 27-2136</u> | <u>9-15-64</u> | <u>2.20</u> | <u>Industrial</u> | <u>1/1 to 12/31</u> |
| <u>11-7429</u> | <u>3-18-1974</u> | <u>3.34</u> | <u>" "</u> | <u>" to "</u> |
| <u>11-2188</u> | <u>9-27-1965</u> | <u>1.34</u> | <u>" "</u> | <u>" to "</u> |
2. Total amount of water being transferred 6.88 2.20 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	10	8S	42E	Caribou	#7 Well + #8 well-
		NW	NW	15	"	"	"	#1 well + #9 well (new)

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	42E	X						X	X			X	X						

MICROFILMED

MAY 24 2002

(69416)

PART 1

6. General Information:

- a. Description of diversion system _____

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ 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:

- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

MICROFILMED
APR 24 1983

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

Current Water Right No. 11-7429

Priority Date: 03/18/1974
Origin: Water Right
Basis: License
Status: Active

Source: GROUND WATER

Trib

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
INDUSTRIAL	1/01 12/31	3.34 CFS		
Total Diversion		3.34 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	42E	10	NWSE		CARIBOU
GROUND WATER	08S	42E	10	SWSE		CARIBOU

PLACE OF USE: INDUSTRIAL

<u>Twp</u> <u>Rge</u> <u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
08S 42E 10						X	X				X	X					

Conditions/Remarks:

1. The maximum combined rate of diversion under Right Nos. 27-7038, 27-2145 and 27-2136 shall not exceed 6.88 cfs.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

*A
Remade as Basin 11 is not in SRBA*

MICROFILMED

MAR 24 2003

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

Current Water Right No. 11-7429

Documentation of Ownership of the Current Place of Use

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

NA

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

NA

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

NO

MICROFILMED

MAR 24 2003

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

Current Water Right No. 11-2188

Priority Date: 09/27/1965

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

Trib

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
INDUSTRIAL	1/01 12/31	1.34 CFS	969.0 AFA	
	Total Diversion	1.34 CFS	969.0 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	42E	10	NWSE		CARIBOU
GROUND WATER	08S	42E	10	SWSE		CARIBOU

PLACE OF USE: INDUSTRIAL

<u>Twp Rge Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
08S 42E 10						X	X			X	X						

Conditions/Remarks:

1. The maximum combined rate of diversion under Right Nos. ~~27-2145~~ ~~27-7038~~ and ~~27-2136~~ shall not exceed 6.88 cfs.
2. See remarks for additional conditions of approval.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remove, as Basin 11 is not in SRBA.

MICROFILMED

MAR 24 2003

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

Current Water Right No. 11-2188

Documentation of Ownership of the Current Place of Use

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

NA

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

NA.

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

NO

MICROFILMED

MAR 24 2003

Page 1

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

Current Water Right No. 11-2187

Priority Date: 09/15/1964

Origin: Water Right

Basis: License

Status: Active

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
INDUSTRIAL	1/01 12/31	2.20 CFS		
	Total Diversion	2.20 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	42E	10	SWSE		CARIBOU
GROUND WATER	08S	42E	10	NWSE		CARIBOU

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	
08S	42E	10						X	X			X	X						

Conditions/Remarks:

1. The maximum combined rate of diversion under Right Nos. ~~11-2188, 11-7421, 11-2187~~ ~~27-2145, 27-7030, and 27-2130~~ shall not exceed 6.88 cfs.^^
2. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remove 95 Basin 11 is not
in SRBA

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MAR 24 2003

Page 2

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

Current Water Right No. 11-2187

Documentation of Ownership of the Current Place of Use

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

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

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

MICHAEL L. LALL

MAY 2 4 2003

PART 3

B. CHANGES IN NATURE OF USE

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	No Change			to
				to

2. Quantity and quality of return flows and location of discharge:
No Change

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

No Change to location of use-would allow Nu-West the
the opportunity to utilize both cased holes.

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.

NuWest Industries by [Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 24th day of September, 2001.

[Signature]
(Notary Public)

My commission expires 4/28/04

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 3 attachments

Received by HWT Date 9-25-01 Protest filed by _____

Prelim. check by #E027346 Fee 330.00 + 160

Receipted by HWT # E027136 Date 9-25-01

Published in Caribou Co. Sun. Copies of protest forwarded by _____

Pub. dates Oct 3 and Nov 7, 2001 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by [Signature]

Copy of transfer sent to lien holder _____

RE-AD
April 4 and
April 11,
2002.
SC

MICROFILMED

MAR 24 2002

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.

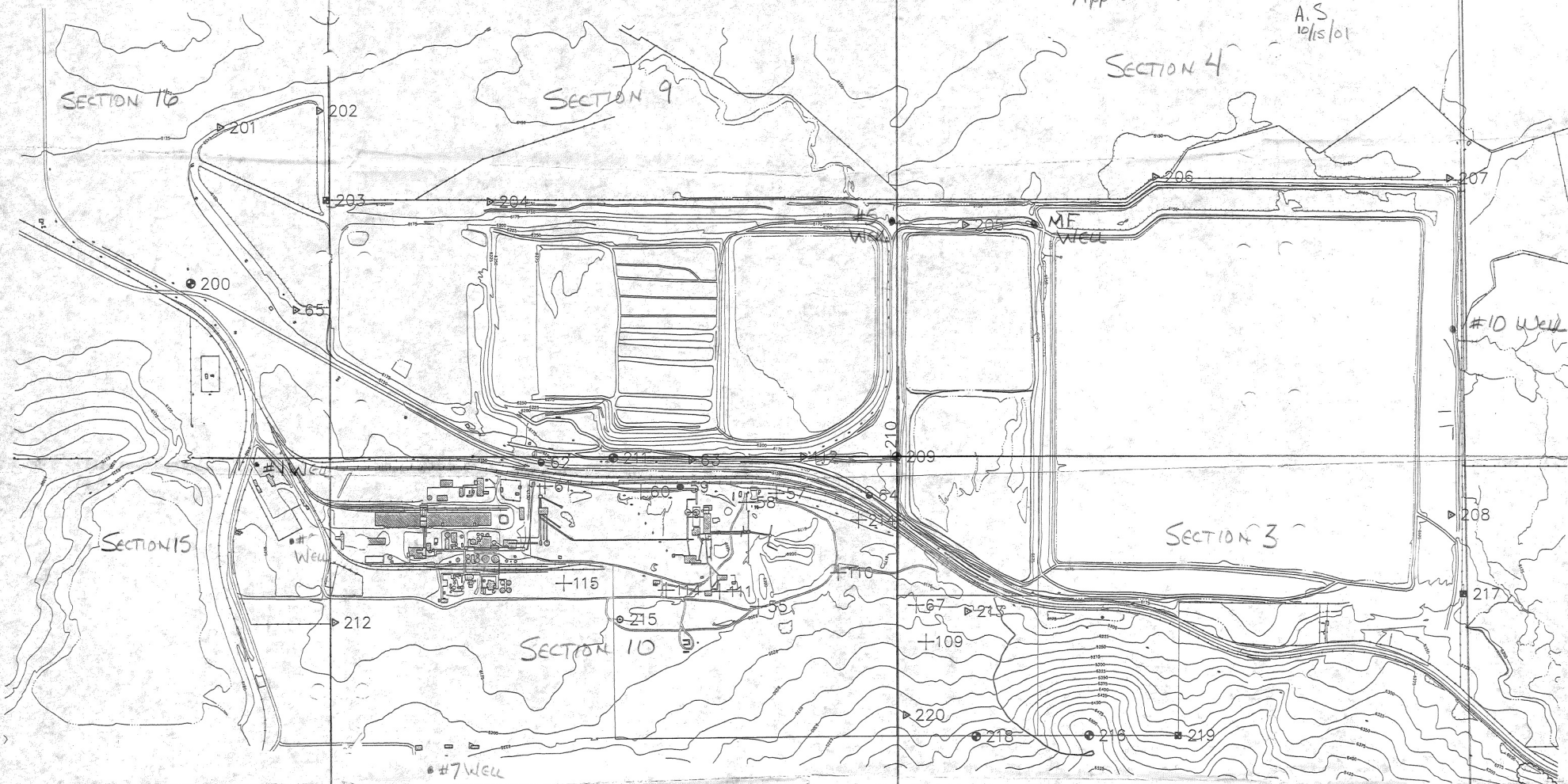
MICROFILMED
1981

T.85-R.42E

AGRIUM CONTROL NETWORK 2001

Approximate Well Locations

A.S.
10/15/01



LEGEND

- ALUMINUM CAP
- ▲ BRASS CAP
- ▷ 5/8" IRON PIN
- + AERIAL CONTROL (1.5" I.P.)
- PK NAIL
- 1/2" IRON PIN
- SPIKE

SITE COORDINATE SYSTEM VALUES (GPS AND SITE CONTROL):

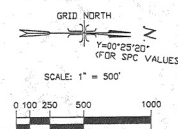
Name	Northing	Easting	Elevation
200	8703.544	8377.528	6177.874
201	8980.097	6909.453	6159.591
202	9907.041	6755.826	6159.876
203	9973.788	7599.318	6149.50
204	11505.487	7619.568	6149.95
205	15859.770	7855.949	6184.716
206	17738.849	7418.691	6156.801
207	20494.360	7448.049	6157.921
208	20494.819	10580.189	6181.302
209	15304.388	9999.856	6152.640
210	15250.797	10016.135	6152.865
211	12652.471	9999.803	6151.262
212	10032.366	11535.217	6170.910
213	15964.024	11488.984	6217.472
214	14948.250	10598.197	6164.232
215	12709.628	11524.265	6183.125
216	17102.2780	12641.4080	6508.28
217	20609.503	11334.692	6201.920
218	16046.4340	12643.8070	6394.76
219	17934.5870	12647.8050	6394.16
220	15385.4790	12438.0420	6338.95
360	26876.570	4758.549	6200.580

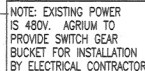
Feature Code	Name	Northing	Easting	Elevation
BRASS CAP	55	14006.0976	11412.7574	6197.45
5/8" IRON PIN	57	14176.9509	10342.2807	6160.76
5/8" IRON PIN	58	13897.1332	10426.7182	6159.28
ALUMINUM CAP	59	13276.0293	10277.1456	6158.05
5/8" IRON PIN	60	12808.0738	10320.4935	6158.08
5/8" IRON PIN	61	12008.3506	10264.5936	6156.59
5/8" IRON PIN	62	11974.5560	10039.8916	6157.66
5/8" IRON PIN	63	13381.4076	10023.2553	6155.32
5/8" IRON PIN	64	15047.7415	10368.8034	6159.42
BRASS CAP	65	9579.7943	8622.2043	6159.59
AERIAL CONTROL (1 1/2" ip)	109	15579.1699	11753.8321	6250.53
BRASS CAP	110	14757.2763	11094.5514	6192.97
5/8" IRON PIN	111	13643.3288	11268.2438	6181.95
5/8" IRON PIN	112	14427.0534	9998.4276	6151.53
AERIAL CONTROL (1 1/2" ip)	114	13143.0354	11251.4318	6175.49
1/2" IRON PIN	115	12185.3077	11176.2219	6182.88

SITE COORDINATE SYSTEM VALUES (ORIGINAL AERIAL CONTROL):

Name	Northing	Easting	Elevation
55	14006.0976	11412.7574	6197.45
57	14176.9509	10342.2807	6160.76
58	13897.1332	10426.7182	6159.28
59	13276.0293	10277.1456	6158.05
60	12808.0738	10320.4935	6158.08
61	12008.3506	10264.5936	6156.59
62	11974.5560	10039.8916	6157.66
63	13381.4076	10023.2553	6155.32
64	15047.7415	10368.8034	6159.42
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AERIAL CONTROL (1 1/2" ip)	114	13143.0354	11251.4318	6175.49
AERIAL CONTROL (1 1/2" ip)	115	12185.3077	11176.2219	6182.88





BY CIVIL CONTRACTOR: (T and M)

1. SNOW REMOVAL AT CONSTRUCTION SITE.
2. ALL SITE GRADING, COMPACTION ETC. PER AGRUM'S INSTRUCTIONS.
3. EXCAVAT. OF 1' CHES FOR POWER. DEPTH TO BE 36" MINIMUM.
EXCAVATION AND BACKFILLING, NEAR NO. 1 WELL HOUSE WILL NEED TO
AND COMPLETED ON A WEEKEND.

BY ELECTRICAL CONTRACTOR: (T AND M/NOT TO EXCEED)

1. COORDINATE EXCAVATION, AND BACKFILLING WITH CIVIL CONTRACTOR.
2. INSTALL CABLE FROM NO. 1 WELL HOUSE TO NEW MODULAR OFFICE. COMPLETION DATE IS FIXED FOR APRIL 10, 2001.
3. AFTER THE MODULAR UNITS ARE SET, INSTALL POWER DISTRIBUTION TO THE UNITS PER NORTHWEST BUILDING SYSTEMS DRAWING NO. 5.
4. ELECTRICAL CONTRACTOR TO PROVIDE AND INSTALL ALL NECESSARY COMPONENTS, INCLUDING A TRANSFORMER AND MAIN PANEL. AGRULM IS PROVIDING THE SWITCH GEAR CIRCUIT BREAKER "BUCKET" TO BE INSTALLED BY THE ELECTRICAL CONTRACTOR, AT THE NO. 1 WELL HOUSE.
5. ALL POWER OUTAGES WILL NEED TO BE COORDINATED WITH AGRULM.
6. EXCAVATION AND BACKFILLING, NEAR THE WELL HOUSE (WORK CROSSING AGRULM'S DRIVE) WILL NEED TO BE COMPLETED OVER A WEEKEND.

BY AGRUM:

1. T & M CONTRACT WITH BOTH THE CIVIL AND ELECTRICAL CONTRACTOR.
2. PROVIDE THE ELECTRICAL CONTRACTOR WITH THE CIRCUIT BREAKER "BUCKET" FOR INSTALLATION AT THE NO. 1 WELL HOUSE.

NOTE: POWER REQUIREMENTS AT THE
NEW MODULAR OFFICES IS SINGLE PHASE
CONNECTING TO TWO EA. 100 AND TWO
EA. 125 AMP PANELS.
REFER TO NORTHWEST BUILDING DWG.
NO. 5.

[illegible]

Agrium Conda Phosphate Operations*

3010 Conda Road
Soda Springs, ID 83276
Tel: 208-547-4381
Fax: 208-547-2550

File No PS - 01 - 020

Dennis Dunn
Idaho Department of Water Resources
900 N Skyline Dr.
Idaho Falls, ID 83402-1718

RECEIVED

SEP 25 2001

Department of Water Resources
Eastern Region

September 24, 2001

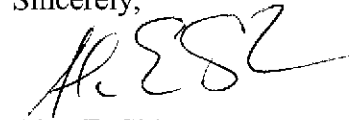
Dear Dennis:

As a follow up to our previous discussions, enclosed is Agrium's application for an additional point of diversion for Water Right No. 27-2136. The replacement well (now referred to as #9 Well) is complete and in service. The original well (#1 Well) is locked out and is currently not operable. Agrium would like to have the ability to operate both wells for the following reasons:

- Agrium has identified a need for a back up to #9 Well in case of well failure or shut downs for maintenance.
- #1 Well has previously been approved by Idaho DEQ as a Potable Water Well and would serve as a back up to Agrium's Potable Water system.
- Rather than abandon #1 Well, Agrium would prefer to operate #1 and #9 Wells within the limits of Water Right 27-2136 which allows for 2.2 cfs of water to be diverted from 1/1 to 12/31.
- Agrium will have in place a well control system that will ensure that neither the instantaneous rate nor annual volume limits are exceeded.

Agrium is requesting that IDWR approve this additional point of diversion and allow Agrium to operate both wells.

Sincerely,



Alan E. Skinner
Agrium-CPO

MICROFILM

* A Registered Name of Nu-West Industries, Inc.

T 69416
ATTACHMENT 2 OF 3

IN THE MATTER OF TRANSFER NO. 3833
11-02187
OF WATER RIGHT NOS. 27-02136/02145/07038
IN THE NAME OF NU-WEST INDUSTRIES

AUG 12 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3833APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant NU-WEST INDUSTRIES Phone 547-4381
Post Office address 3010 Conda Rd Soda Springs, ID 83276

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 BECAUSE OF POOR WATER QUALITY
& REDUCED PRODUCTIVITY BOTH WELLS #4 & #6 HAVE BEEN CAPPED.
TO OBTAIN THE QUALITY & QUANTITY OF WATER NEEDED FOR THE
SULFURIC PLANTS WE DRILLED WELL #7 & PROPOSE DRILLING WELL #8.

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>T3417/27-2145</u> | <u>9-27-1965</u> | <u>1.34</u> | <u>Industrial</u>
<u>MANUFACTURING</u> | <u>1-1</u> to <u>12-31</u> |
| <u>27-7038</u> | <u>3-18-1974</u> | <u>3.34</u> | <u>INDUSTRIAL</u> | <u>1-1</u> to <u>12-31</u> |
| <u>*27-2136</u> | <u>9-15-1964</u> | <u>2.20</u> | <u>INDUSTRIAL</u> | <u>1-1</u> to <u>12-31</u> * |
| <u>11-02187</u> | | <u>6.88</u> | | to _____ |
2. Total amount of water being transferred 4.68 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	SE	10	8S	42E	CARIBOU	Well #7
	NW	NW	SE	10	8S	42E	CARIBOU	Well #8

5. Lands irrigated or place of use: No change

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	42E	10						I	I			I	I						

RECEIVED
AUG 21 1991

* CHANGES MADE 8-7-91 SEE MEMO DATED 8-7-91

Total acres

PART 1

6. General Information:

a. Description of diversion system Well 7&8 would supply water to a common delivery system for process water in sulfuric acid plants.

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:

The ammonia plant where well #6 is located has been shut down permanently. There is no proposed change in the use of well #7 other than to list it as a point of diversion on both licences.

d. Remarks:

Since well #7&8 will provide water to a common delivery system, this application proposes both wells be recognized under the licences being transferred.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 27-2145 & 27-7038

And said application is hereby APPROVED, subject to the following limitations and conditions:

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

RECEIVED

AUG 21 1991

Witness my hand this

22nd

day of

July

, 19 91

J. Glen Saxon
CHIEF, WATER ALLOCATION BUREAU

ATTACHMENT
CONDITIONS OF APPROVAL

Transfer of Water Right Nos. 27-2136/2145/7038

Transfer No. 3833

1. The maximum combined rate of diversion under Right Nos. 27-2136, 27-2145 & 27-7038 shall not exceed 6.88 cfs.
2. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 22nd day of July, 1991.

L. Glen Saxton

L. GLEN SAXTON
Chief, Water Allocation Bureau

RECORDED
AUG 21 1991

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 evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ 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. 3417/27-2145 which produced this right.

2. Attach a 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 GROUNDWATER tributary to _____

4. Date or priority 9-27-1965

5. Water is used for the following purpose:

amount 1.34 cfs for MANUFACTURING purposes from JAN 1 to DEC 31
(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 1.34 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	SE	10	8S	42E	CARIBOU	WELL #7

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	42E	10						X	X			X	X						

Total acres _____

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

AUG 21 1991

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 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	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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 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	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

RECORDED
AUG 21 1991

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 evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 27-7038 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 a 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 GROUNDWATER tributary to _____

4. Date or priority MARCH 18, 1974

5. Water is used for the following purpose:

amount 3.34 cfs for INDUSTRIAL purposes from JANUARY 1 to DECEMBER 31
(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 3.34 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	10	8S	42E	CARIBOU	WELL #6

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8S	42E	10										X							

Total acres _____

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

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 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	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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 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	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

PART 3

B. CHANGES IN NATURE OF USE

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

Subscribed and sworn to before me this 22 day of March, 1991.

Alan E. Shier MAINTENANCE MANAGER
(Signature of Applicant)

Ernest Carlson
(Notary Public)

My commission expires 6-14-1994

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by EMC Date 3/22/91 Protest filed by _____

Prelim. check by KCW Fee \$50.00

Receipted by EMC Date 3/22/91 E015846

Published in Caribou Cnty Sun Copies of protest forwarded by _____

Pub. dates 5-1-8-91 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by PK

Copy of transfer sent to lien holder _____

AUG 21 1991

Identification No. 27-2136
Transfer No. 1648

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use **APPROVED**

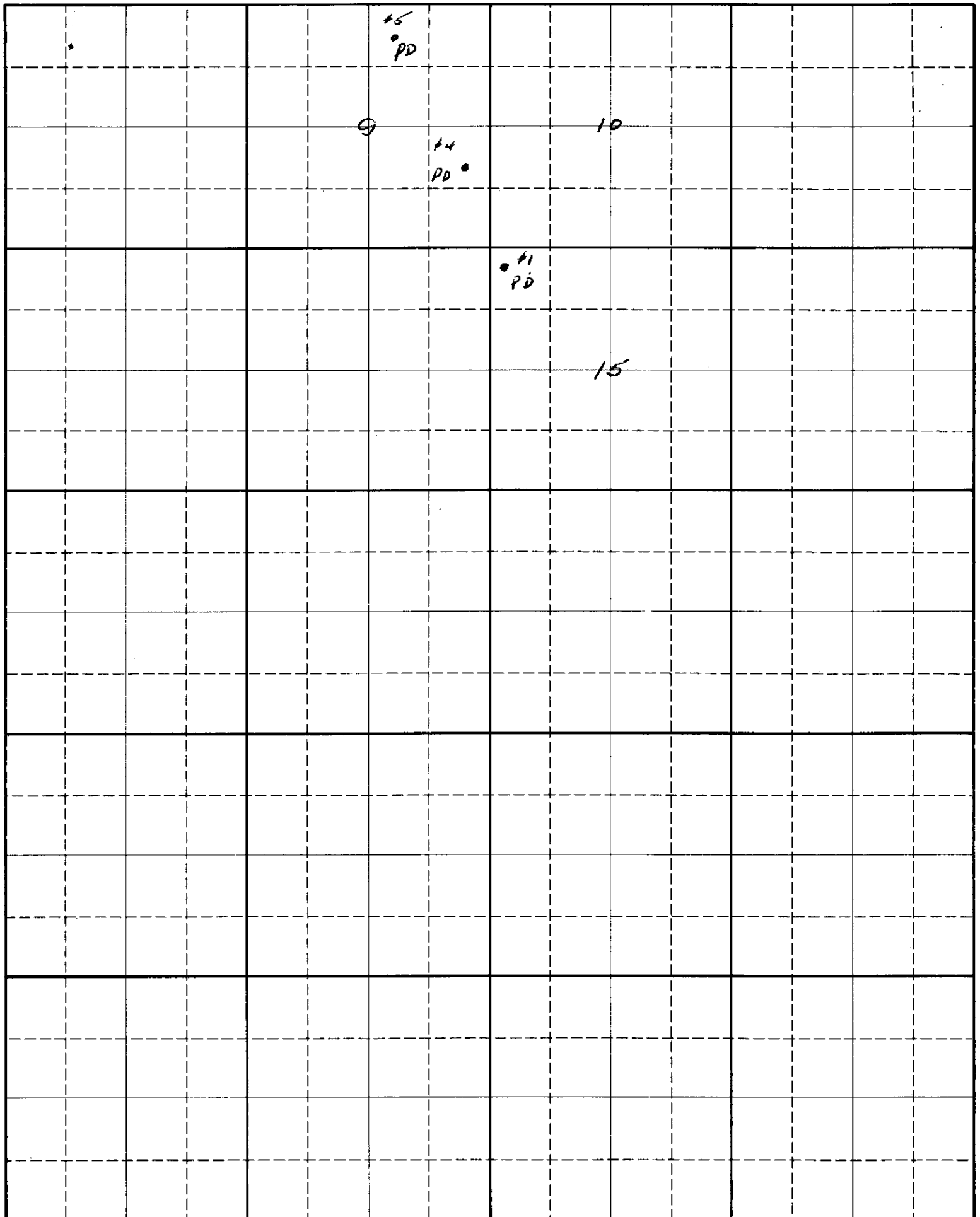
1. Name of Right Holder El Paso Products Service Company
Post office address Post Office Box #3986, Odessa, Texas
2. Right obtained by:
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____.
- b. License No. 27-2136 issued by the State of Idaho, Department of Reclamation.
3. Source of water ground water tributary to _____
(Name of stream or source)
4. Date of Priority @2:30 P.M., September 15, 1964
5. Amount of water a. 2.2 c.f.s. and/or
b. _____ acre feet/annum
manufacturing
6. Water is used for fertilizers from Jan. 1 to Dec. 31
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15,
Township 8 S, Range 42 E, B.M., in Caribou County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use: W1/2 Sec. 10, T.8 S., R.42 E., B.M.

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 $\frac{1}{4}$	

Total number of acres presently irrigated _____

27 2136



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

9. If applicant was not the original holder of this right explain how it was acquired:_____

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 2.2 c.f.s. and/or _____ acre feet
NE SE
9
- b. New point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9, Township 8 S
NW NW 15
_____, Range 42 E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____
water is used from all wells for fertilizer manufacturing plant
- d. Is water to be conveyed to the lands previously irrigated? Yes _____ No _____
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion: _____
for flexibility of operation of the water system
- f. Do you intend to make the transfer permanent? yes
- g. Do you intend to abandon completely the old point of diversion? no
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

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 $\frac{1}{4}$	

Total number of acres to be irrigated _____

- b. Do you intend to make the transfer permanent? _____
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

EL PASO PRODUCTS SERVICE COMPANY

By John B. Drason
Vice-President (signature of applicant)

Subscribed and sworn to before me this 20th day of October, 19 70

Barbara Kuykendall
(notary public)

My commission expires June 1, 1971.

APPROVED

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 1648/27-2136,
and said application is hereby APPROVED.

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

Measuring devices of a type approved by this department shall be permanently
installed and maintained as part of the diverting works.

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

Witness my hand this 15th day of December, 19 70.

P. Keith Higgs
State Reclamation Engineer

FOR DEPARTMENT USE ONLY

Received by ef Date 10-23-70

Protest filed by: _____ Date _____

Prelim. check by DW Date 10-23-70

Fee received by ef Date 10-23-70 Fee \$ 20.00

Approved for publication by _____

Published in Cambria County Dates 11-5-72

Hearing held _____

Watermaster Recommendation sent _____

STATEMENT

Caribou County Sun

PRINTERS - PUBLISHERS

OFFICIAL NEWSPAPER FOR COUNTY OF CARIBOU,
CITIES OF SODA SPRINGS, GRACE AND BANCROFT

Soda Springs, Idaho 83276

December 1, 1970

Transfer Application No. 1648
El Paso Products Service Company

Publish Transfer No. 1648

Proposed Change of Water Right

\$9.20

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

V. E. Lansberry
V. E. Lansberry

State of Idaho
Dept. of Water Administration
Statehouse--Annex 2
Boise, Idaho 83707
ATTN: Donald W. McEldowney

27 2116

RECEIVED
Affidavit of

Publication 11 1970

County of Caribou } ss. *[Signature]*
State of Idaho

V. E. Lansberry

being first duly sworn on his
oath, states:

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 1648**

Notice is hereby given that El Paso Products Service Company of Odessa, Texas, has applied to the Department of Water Administration for a change of point of diversion of the waters of a ground-water source. The right sought to be changed is evidenced by Water License No. 27-2136 and is recorded as follows. Amount: 2.2 c.f.s. Priority: September 15, 1964. Point of Diversion: NW $\frac{1}{4}$ -NW $\frac{1}{4}$ Sec. 15, T. 8S., R. 42 E., B. M., Caribou County. The water is used for manufacturing fertilizers purposes within the W $\frac{1}{2}$ Sec. 10, T. 8 S., R. 42 E., B. M.

**TO BE CHANGED AS FOL-
LOWS:**

Amount: 2.2 c.f.s.

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T. 8 S., R. 42 E., B. M. The water will be used for manufacturing fertilizers purposes.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration on or before November 23, 1970.

R. KEITH HIGGINSON
Director

Published in the Caribou County Sun, P. O. Box 815, Soda Springs, Idaho on November 5 and November 12, 1970.

That he is ..publisher.... of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any

supplement thereof for ..two... successive weekly issues thereof, the date of the first publication

being the ..5th... day of ..November... 1970.

The date of the last publication being the ..12th... day of ..November... 1970.

[Signature: V. E. Lansberry]

Subscribed and sworn to before me this ..27th... day

of ..November... 1970

[Signature: Elaine S. Johnson]

Notary Public, residing at Soda Springs, Idaho
(SEAL)

My Commission expires the ..1st... day of ..November... 1974.

WATER LICENSE

Water License No. G-32065/27-2136 Priority September 15, 1964 Amount 2.2 c.f.s.

THIS IS TO CERTIFY, that El Paso Products Service Company
of Odessa, Texas, made application for a permit to appropriate the public waters of
the State of Idaho, dated September 15, 1964; that Permit G-32065/27-2136 was issued pursuant
to said application; that the proposed works were completed on or about August 1965,
with a storage or carrying capacity of 2.2 c.f.s., said works consisting of _____
wells, pumps, and pipelines _____; and that on October 10, 1967,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1,590
acre feet per season, with a maximum rate of diversion of 2.2 cubic feet per second of the waters
of a ground water source, tributary of _____,
for the purpose of manufacturing fertilizers from January 1 to December 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in NW 1/4 NW 1/4 Sec. 15, T. 8 S., R. 42 E., B.M. and
other additional points SW 1/4 Sec. 10, T. 8 S., R. 42 E., B.M. in the County of
Caribou; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 1,590 acre feet per year.

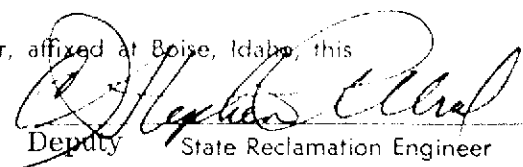
Description and location of place of use:

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8 S	42 E	10					X	X			X	X							

Total number of acres irrigated _____

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

23 day of September, 1970.

Deputy State Reclamation Engineer

27 2136

27-2136
32065

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

Department of Water Administration
Eastern District Office

We, El Paso Products Service Company, hereby assign to Agricultural Products Corporation

of Conda, Idaho 83230

Address

CHECK ONE



All my right, title, and interest, in and to Permit No. G32065/27-2136 to appropriate the public waters of the State of Idaho. WELL #1



The following described portion of my right, title, and interest in and to Permit No. _____ to appropriate the public waters of the State of Idaho. (Describe that portion of the permit being assigned by listing the acreage within each 40-acre subdivision, the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage.)

as of the 19th day
Made ~~this~~ _____ day of _____, 19 72.

EL PASO PRODUCTS SERVICE COMPANY

By

John B. Mason

Permit Holder (Vice President)

Spouse of Permit Holder

Texas
State of ~~Idaho~~)
County of Ector) ss.

On this 28th day of June, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Barbara Luyendahl
Notary Public residing at

Odessa, Texas

My commission expires: June 1, 1975

27 2136

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, EL PASO PRODUCTS COMPANY (formerly El Paso Natural Gas Products Company), a Texas corporation, does hereby sell, assign, transfer and set over to EL PASO PRODUCTS SERVICE COMPANY, a Texas corporation, all of the undersigned's water rights, licenses, permits and applications for permits for the appropriation of water in the State of Idaho, which permits include, without limitation, those granted under the following permit numbers:

Caribou County, Idaho

G-32536

G-32615

G-32065

27-2136 ✓

TOGETHER WITH all of the undersigned's pipe and water lines, pumps, equipment, installation and related facilities used in diverting and utilizing the water to which said permits and licenses are applicable.

IN WITNESS WHEREOF, the Assignor has executed this Assignment as of the 1st day of May, 1969.

Permit Holder:

EL PASO PRODUCTS COMPANY

ATTEST:

John B. Mason
Assistant Secretary

By M. M. Atcheson
Vice-President

STATE OF TEXAS)

COUNTY OF ECTOR)

On this 26th day of September, 1969, before me, a Notary Public, personally appeared M. M. Atcheson, Vice-President of the corporation that executed the above instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

June Bowers
Notary Public

My Commission Expires:

67515

JUNE BOWERS
Notary Public, County of Ector, Texas
My Commission Expires June 1, 1971.

STATE OF IDAHO)
County of Caribou)

I hereby certify that this instrument was filed at the recorder's office of the State of Idaho, County of Caribou, at 9:15 o'clock A. on this 7th day of November, 1969 in my office and

duly recorded in Microfilm Records Caribou County

No. 67515 Kenneth M. Fowler
Ex-Officio Recorder

by Lynda Ellis fee 1.00

REG NO. 1553

27-2136
32065

APPLICATION FOR PERMIT 27-

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40198
Permit No. G- 32065
District No.

Assigned to El Paso Products
Service Co.

1. Name of Applicant: **El Paso Natural Gas Products Company**
Postoffice address: **P. O. Box 3986, Odessa County: Ector** State: **Texas**
2. Quantity of water claimed: **200 gpm, 2.2 cfs**
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean wells**
4. Location of point of diversion/or well is in the **NW 1/4 of the NW 1/4 of Section 15**
Twp. 8 S., Rge. 42 E., B.M., County of Caribou
5. Water is to be used for: **Manufacturing Fertilizers**
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the **W1/2 of the W1/2 of Section 10**, Twp. 8 S.
Rge. 42 E., B.M.
(b) Waste water or sewage effluent is to be returned to **Slurry Pond**
at a point in the **NW 1/4 of the NW 1/4 of Section 10**, Twp. 8 S., Rge. 42 E., B.M.
7. Kind of works: **Wet phosphoric acid plant with associated facilities to make dry and wet fertilizers.**
8. Estimated cost of works: \$ **Multimillion dollar plant (estimate of cost is not complete)**
9. (a) Is reservoir to be used? **No**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **Five** years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation: **September 27, 1956 - Texas**
(b) Amount of capital stock: \$ **See File** (c) Amount paid in: \$ **See File**
(d) Names and addresses of directors: **See file**
II. The financial resources of the applicant are (a) Cash onhand: **\$6,327,048.00**
(b) Treasury stock: **None** (c) Bonds to be issued: **None**
(d) Other resources: **\$106,627,395.00 (net)**
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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.

El Paso Natural Gas Products Company *Applicant.*

By *s/* C. L. Moore, Vice-President *Agent.*

Date of first receipt at Department of Reclamation: 2:30 P.M. September 15, 1964

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G- 32065

Recorded in Book 112 Page 32065 Approved September 18, 1964

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before March 18, 1967

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before September 18, 1969

Witness my hand this 18th day of September, 1964

s/ RALPH W. THOMAS, Deputy
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 18th day of September, 1964.

Countersigned:

STATE OF IDAHO

(SEAL)

By *s/* ARNOLD WILLIAMS

By *s/* ROBERT E. SMYLIE
Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE 1/4	NW 1/4	SW 1/4	SE 1/4	Totals
			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	NE 1/4 NW 1/4 SW 1/4 SE 1/4	
			APPLICATION FOR AMENDMENT POINT OF DIVERSION Permit No. G-32065				
			Comes now El Paso Natural Gas Products Company and represents to the State Reclamation Engineer of the State of Idaho:				
			That it is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-32065.				
			That the points of diversion is described in said Permit as being located: NW 1/4 NW 1/4, Section 15, Township 8 South, Range 42 East, Caribou County, Idaho.				
			That it now requests the change to include a point located in SW 1/4 SW 1/4, Section 10, Township 8 South, Range 42 East, B. M.				
			That the reason for desiring to make such change is as follows: To include a second point of diversion which is primarily a standby well.				
			That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.				
			Signed at Odessa, Texas, this 24 day of November, 1964				
			<i>s/</i> J. M. Stricklen Vice President El Paso Natural Gas Products Co.				
			Date of Receipt at Department of Reclamation Nov. 27, 1964				
			APPROVAL OF STATE RECLAMATION ENGINEER				
			I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-32065. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.				
			<i>s/</i> RALPH W. THOMAS Deputy State Reclamation Engineer				

Recorded: December 3, 1964

Affidavit of Publication

PUBLIC NOTICE

NOTICE OF PROOF OF COM- PLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on October 10, 1967, at Soda Springs, County of Caribou, State of Idaho, before notary public Dee Ann Baker, 30 N. 1st East, Soda Springs, Idaho, proof will be submitted of the completion of works for the diversion of 2.2 c.f.s. of the waters of two wells, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G32065, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is El Paso Products Company (formerly El Paso Natural Gas Products Company), P.O. Box 3986, Odessa, Texas 79760.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.2 cubic feet per second.

3. The use to which said water has been applied is manufacturing fertilizers purposes, and the amount applied to beneficial use is 2.2 c.f.s.

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Twp. 8 S, Rge. 42 E., B.M., County of Caribou.

5. The place where said water is used is W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 10, Twp. 8 S., Rge. 42 E., B.M.

6. The date of priority which said user is prepared to establish is September 15, 1964.

R. KEITH HIGGINSON
State Reclamation
Engineer

S14-21-28, O5

County of Caribou } ss.
State of Idaho }

V. E. Lansberry
being first duly sworn on his
oath, states:

That he is Publisher...
of the Caribou County Sun, a
newspaper of general circulation
in Caribou County, Idaho pub-
lished weekly at Soda Springs in
said County, that said newspaper
has been published in said county
uninterruptedly and continuously
for over seventy-eight consecu-
tive weeks, prior to the first pub-
lication of the annexed notice or
advertisement:

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for Four...
successive weekly issues thereof,
the date of the first publication

being the 14th... day

of September..., 1967.

The date of the last publication

being the 5th... day of

October..., 1967.

V. E. Lansberry
Subscribed and sworn to be

fore me this 5th... day

of October..., 1967.

Dee Ann Baker
Notary Public, residing at
Soda Springs, Idaho.

(SEAL)

My Commission expires the

27 day of Oct...

1970...

G 32065

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-32065

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: R. H. Lassetter,

Property Manager, Post Office Box 3986, Odessa, Texas 79760

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

El Paso Products Company, P.O. Box 3986, Odessa, Texas 79760 (See Below)

Ques. 3. State number, approval date of permit, and date of priority: G-32065,

September 18, 1964, September 15, 1964

Ques. 4. State source of water supply: subterranean

Give location of point of diversion, showing subdivision, section, township and range

NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Twp. 8 S., Rge. 42 E., B.M.

Ques. 5. Describe your works of diversion: Deep Well Pump

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 4 C.F.S. ; Give name of canal or ditch

or other works by which water is conducted to such place of use: Pipeline

_____ ; if a well, state depth of well 280 Feet ; depth and size of casing 20" to 31 ft., 18" to 239 ft., / 16" to 280 ft. ; depth to water 38' ; if pump is used,

state discharge of pump: 1800 gpm @ 87 psi ; tell how it was measured or determined _____

by orifice plate ; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Manufacturing Fertilizers

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

Statutory Agent is: Mr. T. H. Eberle, 711 $\frac{1}{2}$ Bannock, Boise, Idaho

R. H. Lassetter, Manager Property Management Department and Attorney-in-fact
(filed in Caribou County)

L. J. ...

*Examined
Sept. 1, 1960
am*

32065

State nature of all improvements which have been made as a direct result of said use:

Raw water for fertilizer production

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Ivan Bortz, Post Office Box 226, Grace, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 10, Twp. 8 S., Rge. 42 E., B.M.

Manufacturing Fertilizers

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: August, 1965 1800 gpm - Time used since first use:

Standby and intermittent use; also fire water system.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

Permit No. G-32536

Permit No. G-32615

(sign)

R. N. Lovette
Attorney-in-fact

* * * * *

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Soda Springs, Idaho, County of Caribou

State of Idaho, on this 10th day of October, A. D. 19 67.

My commission expires: 10-25-70

Notary Public for the State of Idaho

30 North 1st East
Residing Soda Springs, Idaho 83276

2065



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 23, 2002

NU WEST INDUSTRIES
3010 CONDA RD
SODA SPRINGS ID 83276

RE: Transfer No.: 69416 - Water Rights 11-2187, 11-2188, 11-7429
Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

Charla Curtis

for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

MICROFILMED

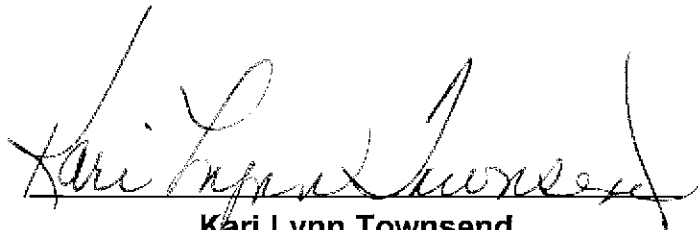
NOV 24 2002

CERTIFICATE OF SERVICE

I hereby certify that on October 23, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 69416 - WATER RIGHTS 11-2187, 11-2188, 11-7429

**NU WEST INDUSTRIES
3010 CONDA RD
SODA SPRINGS ID 83276**



**Kari Lynn Townsend
Secretary**

RECORDED

INDEXED

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

TRANSFER REVIEW SHEET

Trans # 69416

Date Reviewed 10/4/02

Right No(s). * 11-2187 2188 7429
 Split? Y N Y N Y N Y N Y N

AREA OF CONCERN: No/Yes

PURPOSE OF TRANSFER FOR EACH RIGHT:

Change p/d Change use period Change p/u
Add p/d Change nature of use

RightID's of From & To records correct? Y N (resolve with State Office personnel)
 Check for Partial Decree issuance, etc. since time of application's entry

PROOF OF OWNERSHIP COMPLETE FOR OLD & NEW P/U _____ Lien Holder Release _____

GROUNDWATER:

DRILLING PERMIT

All wells - 046
 DP upgrade req'd Y N (contact GW personnel)
 WMD - North/East/West
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 067

WMD

≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

SUPPLEMENTAL (irr = only use) - 065-104
 SUPPLEMENTAL (irr + other uses) - 100-105

SURFACE WATER:

WD - R05 (WD# _____) WM comments rec'd _____
 ≤ 0.20 cfs/others - R02, 01P or No MD
 > 0.20 cfs - R43
 WB, SPRINGS/SINK, INACTIVE WD & REST OF STATE
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON _____ to _____ (use X61 if extended season)
 STANDARD VOLUME _____ af/ac
 CONSUMPTIVE USE VOLUME _____ af/ac

USES:

STORAGE - 18C-R02-01P-18B-NA
 IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
 STOCKWATER - R37 (all BLM/USFS)
 MINING - 054-106
 FISH PROP - 029(70'S only)-007-122-106
 HEAT/COOL - R07 (injection well)
 FIRE PROT. - 077
 DAIRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (+uses)-025-106
 MUNICIPAL
 Restricted area - 022-075 RAFN - 007-109-X64
 Irr., GW supp to SW - 102
 DOMESTIC
 Surface water - WB5 (Big Wood or Boise above Star Bridge)
 - 27A (Payette River)
 >1 in restricted area - 070-071-075(no parks/common areas, etc)
 Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
 T08 - comply or rescind
 T17 - measure all p/d's (used with WB4)
 T18 - Special T17 & R43 combined - multiple pds in WD

Protested - 020-X19
 Water Quality - 106-R07

X27 - Number of acres/season in ppu
 X35 - Combined totals of multiple rts

X49 - measure p/d's (source chg'd to orig trib)
 X51 - 2+ yrs to develop
 X53 - Use ltd to orig. source availability
 X54 - forfeited ac/rate (used rarely)
 X55 - (transfer shrinks total water to less ac)
 004 - no right-of-way
 X58 - pending claim (statutory or AJ b/u claim)
 X61 - extended irr season
 X62 - replaces N11 and N13
 X63 - replaces C12
 WB4 - + p/ds, cfs & afa (used with T17)
 WD8 - land application of waste water
 01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01m)

Apply one to chg'd and unchg'd rts:

T09 - on-going SRBA (no Dir Rpt or Recomm yet)
 T19 - replaces C18 (if at Recommendation or Partial Decree stage)
 T20 - use instead of T09 where not ongoing in SRBA

OTHER CONDITIONS/REMARKS X9 - 578188 - 11-5544167

COMMENTS

Database files updated ✓ Approval form printed ✓ Shape files created ✓
 Special Mailing Instructions (cc's, etc) _____
 Final database update after approval ✓ *Comment to WR No(s). N/A

10/21
52

MEMORANDUM

Date: October 18, 2002
To: Transfer 69416
From: Sharla
Re: Misc. Info

Per a telecon with Harold Jones, the contact person for Nu-West Industries is Allan Skinner (Ext 301).

After discussing this transfer with Mr. Skinner, Harold informed me that the plant (production of fertilizer) operates 24 hrs/day, 365 days/yr. The total volume approved under this transfer will be a reflection of that. Only 11-2188 was licensed with a volume that was based on 24-hr diversion at full capacity. The other two rights will contain volumes based on the same criteria.

MICROFILMED

9/22/82 LRS

9-25-01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

69416

INITIAL REVIEW BY: HWT

1. Right number 11-2187 Applicant Nu-West Industries

2. Type of right: ☐ Decree ☒ License ☐ Claim ☐ SRBA Recommendation

3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s)
☐ Change place of use ☐ Other _____

4. Check:

a. ☒ Source ☒ Priority ☐ Amount ☒ Purpose ☐ Period of use

b. ☒ Description of original point of diversion.

c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

a. ☒ All of right.

b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

c. Map for remainder of right? ☐ Yes ☐ No

d. ☒ Check description of point(s) of diversion.

e. ☒ Check description of place of use

f. ☒ Check map (shows p.d. and p.u. after transfer).

g. ☒ Check for correct signature, notarization, and fee.

h. ☒ Check proof of ownership of right &/or land from which water is transferred.

i. ☒ Check for expansion in use of right. Comments _____

j. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

k. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Reviewed by Adjudication Staff? ☐ Yes ☐ No

3. Is transfer published correctly? ☒ Yes ☐ No

4. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* water measurement requirement

4. By SDC Date 12/17/01

*All uses within Watermaster District require special conditions

69416

INTER-DEPARTMENT MEMO

TO: Transf Rls # 69416 - Nucwest

SUBJECT: _____

FROM: H.W. JonesDATE: 12-17-01

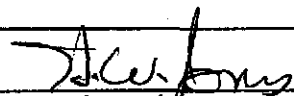
When we did up this transfer we only advertised 11-2187.
Rls should include # 11-7429 & # 11-2188. I didn't think
that a re-ad would be necessary as there were no
objections.

As for the fees, I would have proposed a lesser fee
anyway as all we were doing was clarifying the
points of diversion.

☒ For your information☐ Response required

MICROFILMED

MAR 2 2002


signature

Affidavit of Publication

PUBLIC NOTICE

First Time Published

NOTICE OF PROPOSED CHANGE OF WATER RIGHT AMENDED TRANSFER

NO. 69416

NU-WEST INDUSTRIES, 3010
CONDA ROAD, SODA
SPRINGS, IDAHO 83276 has filed
Application No. 69416 for changes
to the following water rights within
CARIBOU County:

Right No. 11-2187

Priority: 9/15/1964

Source: GROUND WATER

Use: INDUSTRIAL 2.20 CFS

Total Amount: 2.20 CFS

Right No. 11-2188

Priority: 9/27/1965

Source: GROUND WATER

Use: INDUSTRIAL 1.34 CFS

969.0 AFA

Total Amount: 1.34 CFS 969.0
AFA

Right No. 11-7429

Priority: 3/18/1974

Source: GROUND WATER

Use: INDUSTRIAL 3.34 CFS

Total Amount: 3.34 CFS

Point(s) of Diversion: NWSE
S10 T08S R42E, SWSE S10 T08S
R42E

Place of Use: S10 T08S R42E

The purpose of the transfer is to
change a portion of the above rights
as follows:

The applicants have a unified
well system and wish to make each
well a function of each of the above
rights. All four (4) wells will then
be available for each of the three
(3) water rights. Protests may be
submitted based on the criteria of
Sec. 42-222, Idaho Code.

Any protest against the pro-
posed change must be filed with the
Department of Water Resources,
Eastern Region, 900 North Skyline
Drive Ste. A, Idaho Falls, ID 83402
together with a protest fee of
\$25.00 for each application on or
before April 22, 2002. The protes-
tant must also send a copy of the
protest to the applicant.

(s) KARL J. DREHER

Director

Published on April 11,
2002 in the Caribou

MICROFILMED

MAR 24 2003

County of Caribou
State of Idaho

ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is publisher
of the Caribou County Sun, a
newspaper of general circulation
in Caribou County, Idaho, pub-
lished weekly at Soda Springs in
said County that said newspaper
has been published in said
County uninterruptedly and con-
tinuously for over seventy-eight
consecutive weeks, prior to the
first publication of the annexed
notice or advertisement;

That the annexed notice was
published as per clipping
attached in the regular and entire
edition of said newspaper and
not in any supplement thereof for

two

successive weekly issues there-
of, the date of the first publica-
tion being the

4th day of

April, 2002

The date of the last publication

being the 11th day of

April, 2002

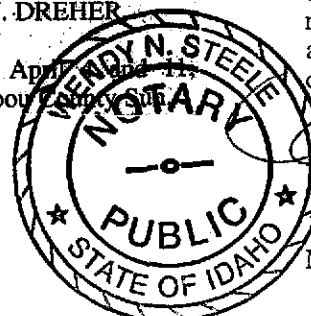
On this 12th day of April

in the year of 2002, before
me, a Notary Public, personally
appeared

known or identified to me to be
the person whose name sub-
scribed to the within instrument,
and being by me first duly
sworn, declared that the state-
ments therein are true, and
acknowledged to me that he ex-
ecuted the same.

Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2006





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 27, 2002

NU-WEST INDUSTRIES
3010 CONDA RD
SODA SPRINGS ID 83276

RE: Application for Amended Transfer No 69416
Water Right No(s) 11-2187 11-2188 11-7429

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right transfer application. Please refer to the above referenced transfer number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Caribou County Sun on April 4 and 11, 2002. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W Jones
Water Right Supervisor

HWJ:sc

RECEIVED, CARIBOU

MAR 29 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 27, 2002

Legal Notice Department
CARIBOU COUNTY SUN
PO BOX 815
SODA SPRINGS ID 83276

RE: Transfer Ads

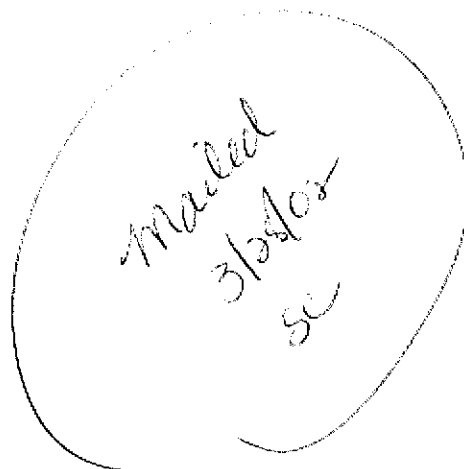
Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before April 22, 2002. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant



MICHAEL R. KEMPTHORNE

APR 2 8 2002

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

AMENDED TRANSFER NO. 69416

NU-WEST INDUSTRIES, 3010 CONDA RD, SODA SPRINGS ID 83276, has filed Application No. 69416 for changes to the following water rights within CARIBOU County:

Right No. 11-2187

Priority 9/15/1964

Source GROUND WATER

Use INDUSTRIAL 2.20 CFS

Total Amount 2.20 CFS

Right No. 11-2188

Priority 9/27/1965

Source GROUND WATER

Use INDUSTRIAL 1.34 CFS 969.0 AFA

Total Amount 1.34 CFS 969.0 AFA

Right No. 11-7429

Priority 3/18/1974

Source GROUND WATER

Use INDUSTRIAL 3.34 CFS

Total Amount 3.34 CFS

Point(s) of Diversion NWSE S10 T08S R42E
SWSE S10 T08S R42E

Place of Use S10 T08S R42E

The purpose of the transfer is to change a portion of the above rights as follows:

The applicants have a unified well system and wish to make each well a function of each of the above rights.

All four (4) wells will then be available for each of the three (3) water rights.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before April 22, 2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on April 4 and 11, 2002

MICROFILMED

REEL 1000

PUBLIC NOTICE

First Time Published

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 69416**

NU-WEST INDUSTRIES,
3010 CONDA ROAD, SODA
SPRINGS, ID 83276, has filed
Application No. 69416 for changes
to the following water rights within
CARIBOU COUNTY:

Right No. 11-2187

Priority: 9/15/1964

Source: GROUND WATER

Use: INDUSTRIAL (0 acres)
2.20 CFS

Total Amount: 2.20 CFS

Point(s) of Diversion: NWSE
S10 T08S R42E, SWSE S10 T08S
R42E

Place of Use: S10 T08S R42E

The purpose of the transfer is to
change a portion of the above rights
as follows:

The applicants wish to clarify
the amount and location of wells
used in their industrial plant. Two
wells (#7 and #8) are located in the
SWSE SEC 10 T08S R42E. Well
#1 will be a back-up well and #9 is

a new well, both located in the
NWNW SEC 15 SEC 15 T08S
R42E.

Protests may be submitted based
on the criteria of Sec. 42-222,
Idaho Code.

Any protest against the pro-
posed change must be filed with the
Department of Water Resources,
Eastern Region, 900 North Skyline
Drive Ste. A, Idaho Falls, ID 83402
together with a protest fee of
\$25.00 for each application on or
before Nov. 19, 2001. The protes-
tant must also send a copy of the
protest to the applicant.

(s) KARL J. DREHER,
Director

Published Nov. 1 and 8, 2001 in
the Caribou County Sun.

**Affidavit of
Publication**

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is publisher
of the Caribou County Sun, a
newspaper of general circulation
in Caribou County, Idaho, pub-
lished weekly at Soda Springs in
said County that said newspaper
has been published in said
County uninterruptedly and con-
tinuously for over seventy-eight
consecutive weeks, prior to the
first publication of the annexed
notice or advertisement;

That the annexed notice was
published as per clipping
attached in the regular and entire
edition of said newspaper and
not in any supplement thereof for

two

successive weekly issues there-
of, the date of the first publica-
tion being the

1st day of

November, 20 01

The date of the last publication

being the 8th day of

November, 20 01

On this 9th day of November

in the year of 2001, before
me, a Notary Public, personally
appeared

known or identified to me to be
the person whose name sub-
scribed to the within instrument,
and being by me first duly
sworn, declared that the state-
ments therein are true, and
acknowledged to me that he exe-
cuted the same.

Wendy N. Steele
Notary Public for Idaho

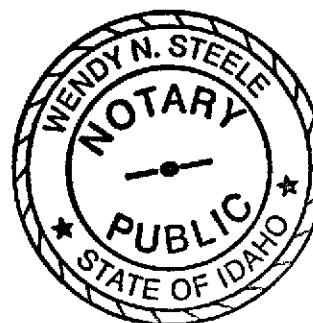
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2006

RECEIVED

NOV 15 2001

Department of Water Resources
Eastern Region





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 24, 2001

NU-WEST INDUSTRIES
3010 CONDA RD
SODA SPRINGS ID 83276

RE: Application for Transfer No 69416
Water Right No(s) 11-2187

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right transfer application. Please refer to the above referenced transfer number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Caribou County Sun on October 31 and November 7, 2001. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W Jones
Water Right Supervisor

HWJ:sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 24, 2001

Legal Notice Department
CARIBOU COUNTY SUN
PO BOX 815
SODA SPRINGS ID 83276

RE: Transfer No. 69416

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before November 19, 2001. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

*mailed
10/24/01
SC*

RECORDED
10/24/01

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 69416

NU-WEST INDUSTRIES, 3010 CONDA RD, SODA SPRINGS ID 83276, has filed Application No. 69416 for changes to the following water rights within CARIBOU County:

Right No. 11-2187

Priority 9/15/1964

Source GROUND WATER

Use INDUSTRIAL (0 acres) 2.20 CFS

Total Amount 2.20 CFS

Point(s) of Diversion NWSE S10 T08S R42E
SWSE S10 T08S R42E

Place of Use S10 T08S R42E

The purpose of the transfer is to change a portion of the above rights as follows:

The applicants wish to clarify the amount and location of wells used in their industrial plant. Two wells (#7 and #8) are located in the SWSE SEC 10 T08S R42E. Well #1 will be a back-up well and #9 is a new well, both located in the NWNW SEC 15 SEC 15 T08S R42E.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before November 19, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on October 31 and November 7, 2001

NOTED
11/1/2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 11, 1992

RE: Water Right Nos. 27-02136/02145/07038

Nu-West Industries
3010 Conda Rd.
Soda Springs, ID 83276

Dear Water Right Holders:

Enclosed is an order granting an extension of time in which to complete your previously approved transfer of water right.

At the end of the extension period, the department will again contact you regarding completion of the transfer.

Sincerely,

A handwritten signature in cursive script that reads 'Sharla Curtis'.

SHARLA CURTIS
Sr. Water Resource Agent

Enclosure

RECEIVED
AUG 13 1992

AUG 13 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF COMPLETED TRANSFER

The Idaho Department of Water Resources will consider this form as a statement regarding completion of the authorized water right(s) transfer.

1. Water Right No(s). 27-02136/02145/07038
Transfer No. 3833

2. Name of Water Right Holder(s): Nu-West Industries

Address: 3010 Conda Road, Soda Springs, Idaho 83276

3. Water right transfer authorized by Department is:
(check appropriate space or provide description)

Complete _____ Not Complete x

Partially Complete (describe work completed) An 8" test hole was drilled to a depth of 850 ft. Due to a lack of volume required, we are in the process of abandoning this hole as per Mark Slifka.

4. If the transfer has not yet been completed or is only partially complete, please provide a statement why the authorized change(s) have not been accomplished and the date which you expect the changes to be complete: After talking with Mark Slifka, we would like to move to the South of the test hole and try another test hole. We are currently looking to see if we can stay in the same quarter section or apply for a different point of diversion.

5. I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in Department action rescinding the approved water right(s) transfer.

Alan E. Smith
Signature

(& title if on behalf of a company or organization)

7/28/92
Date



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 9, 1992

Nu-West Industries
3010 Conda Rd.
Soda Springs, ID 83276

RE: Approved Transfer No. 3833
Water Right No(s). 27-02136/02145/07038

Dear Water Right Holder:

On July 22, 1991, the Department approved an application for transfer of the above referenced water right(s). A copy of the transfer as approved has been enclosed for your reference. One of the conditions of approval of this transfer was that the authorized change(s) be accomplished within one year of the date of approval.

Please complete and return the enclosed form to confirm that the transfer has been accomplished. If the approved transfer has not been completed or is only partially complete, please provide an explanation why the changes have not been made and give an expected date for completion. The form must be returned to this office within 15 days of the date of this letter. If you wish to return the form by FAX, the number is (208)327-7866.

Please contact me if you have questions concerning this matter.

Sincerely,

SHARLA CURTIS
Sr. Water Resource Agent

Enclosure

MEMORANDUM

TO: Files 27-2136 & 27-7038
FROM: Brenda
DATE: July 22, 1991
RE: Transfer No. 3833

=====

See file 27-2145 for all correspondence regarding the above referenced transfer.

RECEIVED
JUL 23 1991
FBI - NEW YORK

JUL 21 1991

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32065/27-2136

REPORT ON PROOF OF B/U EL PASO PRODUCTS SERVICE COMPANY

27-2136

R 42 E

T
8
S



10

#1
PD

15

Q. 1000000 2.52 CFS

Q. 1000000 2.20 CFS per permit

Volume 1593 AF Jan 1 - Dec 31

Acresage -

Found 11.9

recommended 11.9

Subdv. 4

Amendments

☒ None

☐ P.D.

☐ Place of use

☐

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-32065/27-2136

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant EL PASO SERVICE PRODUCTS COMPANY, Box 3986, Odessa, Texas, 79760

2. Source of water supply: ground water

3. Location of point of diversion: Is in the #1NW1/4NW1/4 #2NW1/4NW1/4 of Section #115 #210
T. 8 S R. 42 E County of Caribou

4. Describe works as they exist, giving dimensions and capacities of same: _____

deep well pump - wet phosphoric acid plant with associated facilities to
make dry and wet fertilizers

150 HP D. C. Motor # 34J32A 185 w/ Northington pump
13.14 10" O. diameter discharge 24' to orifice plate
with Foxboro meter attached

5. Water is used for: manufacturing fertilizers

6. State whether or not water has been turned into works of diversion: _____

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation): _____

W1/2 of Section 10, T. 8 S, R. 42 E, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: System shown by Mr. Walt Hirstrom
Mr. Myrle Kelley

Foxboro meter max 9.3 x (F/70) = 1581 gpm ÷ 448.8 = 3.52 CFS
Factor used as multiplier was attached to meter
by plastic tape

$$V = \left(\frac{3.20}{3.52} \right) (1.983) (365) = 1592 \text{ AF}$$

Q and V recommended as maximum from permit.

This examination was made on the 12th day of June, 1973

(Signed)

John Hesthaus
W. R. Rhoads

Examiner.

Jan 13, 1974

1320
2200 mls

27-2136

27-2136

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

ASCS: Soda Springs

SCS: Soda Springs

Permit No. ~~G-32065~~/27-2136

Examination for B/U EL PASO PRUDUCTS SERVICE COMPANY

County Caribou

Sec. 15 T.8S R.42E

Quantity:

(permit) 2.2 cfs

(proof) 4 cfs

Source:

ground water

P.D.:

NW $\frac{1}{4}$ NW $\frac{1}{4}$

Use:

manufacturing fertilizers

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: September 15, 1964

Made: October 16, 1967

Due: September 18, 1969

Priority: September 15, 1964

Well Log Report

Well #1

El Paso Natural Gas Product Co.

Georgetown, Idaho

Well #1 Caribou County

Owner- El Paso Product Co

Address Georgetown, Idaho

Driller Ivan Bortz Grace, Idaho

Well Location- N/W $\frac{1}{4}$, N.W $\frac{1}{4}$, Sec. 15 T. 58 S, R 42E

Size drilled hole- 20" hole for 31' 1" 18" to 239' balance 16" to 280'

Total depth 280

Standing water depth 38'

Pumping test 1500 GPM Drawdown 1'

Size Pump 10" bowls 8" column

Water will be used for Industrial use

Casing $\frac{1}{2}$ " black steel pipe

Diameter, length, location- 20" for 31' 1" and 18" to 239' and 16" to 280'

Casing record - 20" feet, 2' to 29' 31' length
16" feet, 2' to 239' 6" length 41' 6"
20" casing cemented grout
16" set in 18" hole
40' of 16" hole below pipe

Number and size perforation- 300 $\frac{3}{8}$ x 3", located 45' to 100' from ground
57 $\frac{6}{8}$ x 3" 100' to 240'

Started-September 14, 1964

Completed- October 13, 1964

0'	25'	Black dirt & clay
25'	30'	Broken lava
30'	35'	Hard lava
35'	40'	Hard lava some water
40'	60'	Hard lava
60'	65'	Crevice, and shot the hole
65'	70'	Hard lava
70'	80'	Cinders & clay & more water
80'	90'	Clay & gravel
90'	100'	Clay & big gravel

27-2136

Well Log #1 Continued

100'	110'	Clay and glomert
110'	115'	Clay and caving
115'	150'	Hard formation
150'	155'	Hard clay boulders
115'	160'	Baled every 2½' lots of mud and rocks
160'	175'	Hard glomert
175'	185'	Crevice and broken lava and softer
185'	200'	white clay and hard formation
200'	205'	Hard broken rocks
205'	210'	White clay, broken rock and softer
210'	215'	White clay real hard
215'	220'	Real hard solid white clay
220'	230'	Semi hard clay, real white and crevice
230'	240'	Formation semi hard
240'	260'	Hard white clay
260'	270'	Coarse rock lost all outtings and white clay
270'	275'	White clay and softer
275'	280'	Yellow shale and softer

240' to 100' every 1½' 6 holes to the round
 100' to 45' every 1' 6 holes to the round
 40' of open hole in bottom of hole.

27-2136

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

July 18, 1973

Re: Permit No. 32536/27-2145
32615/27-2147
License No. 32065/27-2136

Agricultural Products Corp.
Attn: Mr. A.J. Asche
35 Mason Street
Greenwich, Connecticut 06830

Gentlemen:

We received the assignments conveying the above referenced permits to Agricultural Products Corp. The assignments have been recorded and the Departments' records changed. Enclosed please find copies of the Water License issued on these permits.

With reference to License No. 32065/27-2136, we wish to advise you that the Department has no procedure for changing the records of ownership once a permit has been licensed. When a license is issued, it becomes appurtenant to the land and ownership is automatically conveyed with the land unless it is specifically withheld in the sale transaction. However, we will place the assignment in our file for future reference as to present ownership.

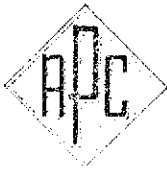
Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/DR:bjg

Enclosure: Copy of license (2)

27 2136



AGRICULTURAL PRODUCTS CORPORATION

A BEKER INDUSTRIES CORP. SUBSIDIARY

35 MASON STREET, GREENWICH, CONNECTICUT 06830

TELEPHONE 203.661-5700

RECEIVED

JUL 10 1973

Mr. Myrleen E. Kelly
Idaho Falls, Idaho

July 2, 1973

State of Idaho
Department of Water Administration
240 South Holmes Avenue
Idaho Falls, Idaho 83401

Gentlemen:

Some time ago you requested that forms for assignment of water well permits be executed by El Paso Products Service Company. These relate to water wells at our Conda, Idaho plant.

We have procured the necessary assignments, and you will find enclosed herewith individual original assignments for each of the three water permits in question.

I also enclose a photocopy of two assignments, both dated May 19, 1972, executed by El Paso to our company, covering various permits and licenses dealing with the appropriation of water in the State of Idaho.

I trust that with these documents your records are now in order, but if there is anything else which we should file or any fees involved with respect to these filings, please communicate with the undersigned.

Thanking you for your attention to this matter, I am

Very truly yours,

A. J. Asche

AJA:gh
c.c. Mr. Myrleen E. Kelly

27 2136

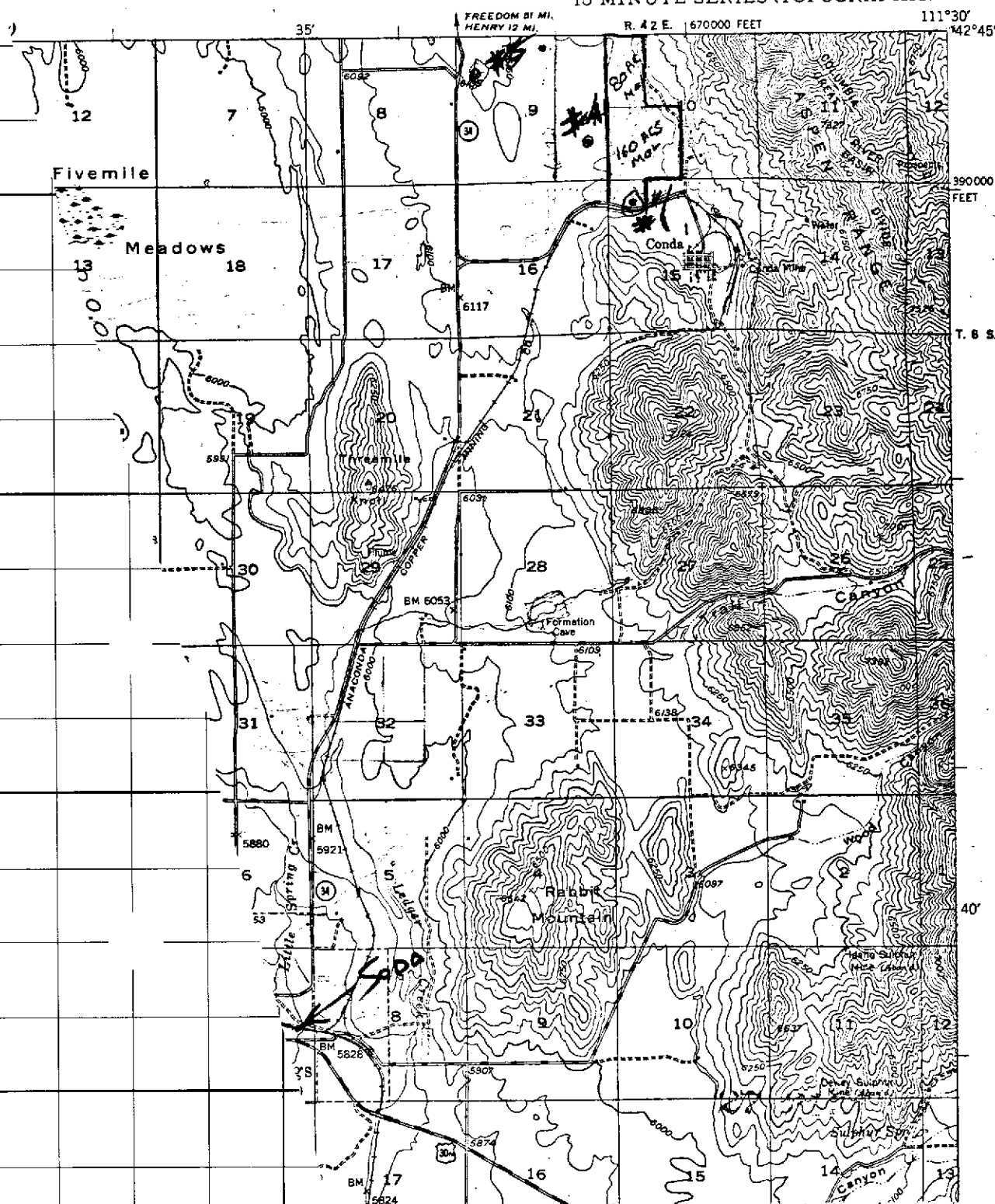
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32065

REPORT ON PROOF OF Completion of Works & Beneficial Use

SODA SPRINGS QUADRANGLE
IDAHO
15 MINUTE SERIES (TOPOGRAPHIC)



ALLOW 2.2 C.T.S. - For MANUFACTURING.
Priority September 15, 1964

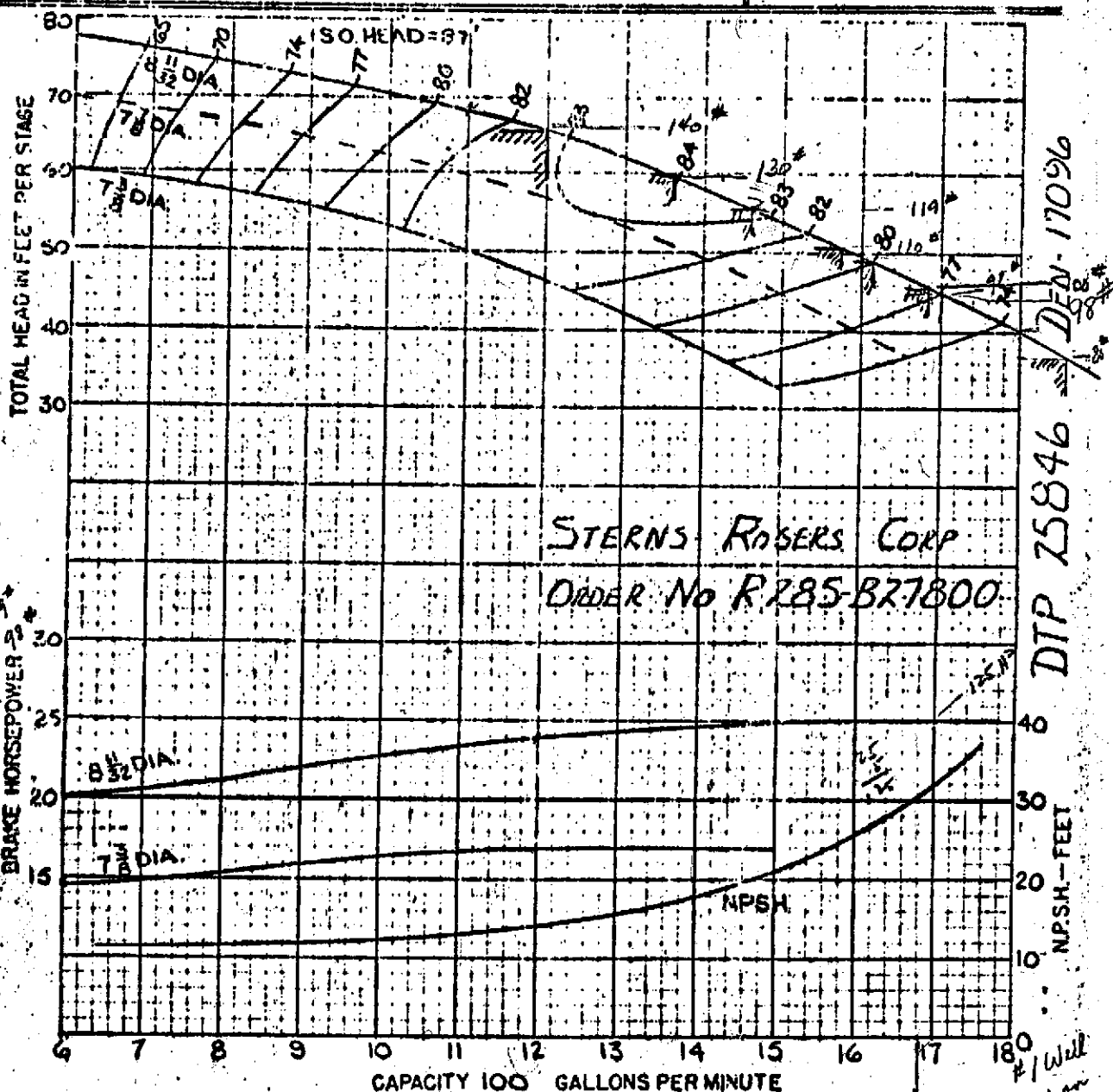
27 2135

RATING CURVES (60 CYCLE)

Section 2403-1 Page 171

April 1, 1960

12H-135
 1760 RPM

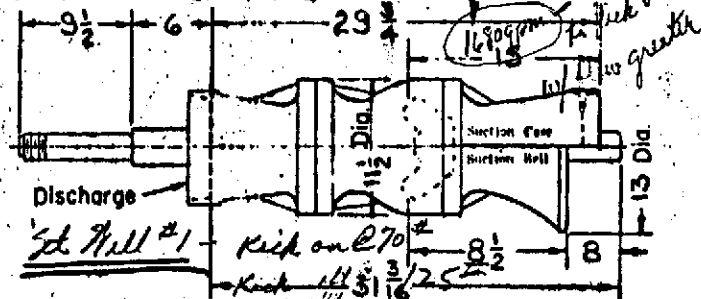


STERN'S PUMPS CORP
 ORDER No R285-B27800

DTP 25846 DEN-17096

Efficiency shown is for 3 stages or more, with standard materials. For fewer stages or other materials change efficiency as shown.

No. of stages	Eff. change	MATERIAL	Eff. change	Standard materials
3	—	Impeller—bronze	—	Impeller—bronze
3	—	Bowl—cast iron/enamelled	—	Bowl—cast iron/enamelled
3	—	Thrust factor	—	Thrust factor
3	—	Rotor wt. per stage (lbs.)	—	Rotor wt. per stage (lbs.)
3	—	Bowl wt. 1st stage (lbs.)	—	Bowl wt. 1st stage (lbs.)
3	—	Bowl wt. add'l. stage (lbs.)	—	Bowl wt. add'l. stage (lbs.)
3	—	Max. bowl horsepower	—	Max. bowl horsepower
3	—	Impeller eye area (sq. in.)	—	Impeller eye area (sq. in.)



For additional stages add 10 1/2 per stage.

Impeller shaft diameter	1.75	Column pipe	8	10
Minimum impeller shaft end play	.55	Suction pipe	10	

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-32065

This proof is for C/W & B/U

In Water District No.

1. Name of applicant El Paso Natural Gas Products Co.
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15
T. 8 S R. 42 E County of Caribou

4. Describe works as they exist, giving dimensions and capacities of same:
NOT ATTACHMENTS. 150 HP G.E. ELEC
MOTOR - VERTICAL TURBINE PUMP

5. Water is used for: manufacturing fertilizers ✓
6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 10, T. 8 S, R. 42 E, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

MR. MIKE O'HARA CONTACTED. CONTACT MR. GREEN
ODISSA, TEXAS FOR FURTHER INFORMATION
THE PLANT MANUFACTURES PHOSPHATE FERTILIZER WHEN
IN OPERATION. THE PLANT IS PRESENTLY
CLOSED BECAUSE OF AN ECONOMIC SITUATION
(NO MARKET FOR FERTILIZER)
ONLY #1 WELL IS PRESENTLY BEING USED.

This examination was made on the 19TH day of AUG, 1968

(Signed)

Examiner.

27 2126

22

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

27 2100

El Paso Natural Gas Products Co.

Box 3986
Odessa, Texas

Permit No. G-32065

Examination for C/W & B/U

County Caribou

Quantity: 2.2 c. f. s.
27-

Source: subterranean

~~SW~~
P.D.: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, T. 8 S, R. 42 E, B.M.

(amendment make after advertising to include another P.D.)

Use: manufacturing fertilizers

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: September 15, 1964

Due: September 18, 1969

Made: October 10, 1967

Priority: September 15, 1964

deep well, pump

20"-280'

H - 38'

Q - 1800 gpm

P4 - 5473315

1

Jim Lowrey

Mr. Mike O'Dara

Mr. Casarman } RFE
Mr. Green }

December 16, 1970

Re: Transfer No. 1648/27-2136

El Paso Products Service Company
P.O. Box 3986
Odessa, Texas

Gentlemen:

Enclosed herewith is a copy of your approved transfer of water right No. 1648/27-2136.

Also enclosed is departmental receipt No. 5253 in the amount of \$20.

If you have any questions, please feel free to contact us.

Very truly yours,

BOBBY D. FLFENOR
Assistant Director

BDF:kh

Enclosures

27 2136

November 24, 1970

Re: Application for Transfer No. 1648

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

Dear Sirs:

As of this date we have not received the certified bill or affidavit of publication on the above numbered application for transfer. This transfer application was to have been advertised in your paper on the 5th and 12th of November. Please submit the above requested promptly.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

October 27, 1970

Re: Transfer Application No. 1648

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(Signature of the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:kh

27 2118

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 1648

Notice is hereby given that El Paso Products Service Company of Odessa, Texas, has applied to the Department of Water Administration for a change of point of diversion of the waters of a ground-water source. The right sought to be changed is evidenced by Water License No. 27-2136 and is recorded as follows. Amount: 2.2 c.f.s. Priority: September 15, 1964. Point of Diversion: NW $\frac{1}{4}$ -NW $\frac{1}{4}$ Sec. 15, T. 8 S., R. 42 E., B. M., Caribou County. The water is used for manufacturing fertilizers purposes within the W $\frac{1}{2}$ Sec. 10, T. 8 S., R. 42 E., B. M.

TO BE CHANGED AS FOL-
LOWS:

Amount: 2.2 c.f.s.

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T. 8 S., R. 42 E., B. M. The water will be used for manufacturing fertilizers purposes.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration on or before November 23, 1970.

R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, P. O. Box 815, Soda Springs, Idaho on November 5 and November 12, 1970.

0-1-1
N. H.
11-4-70

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 1648

Notice is hereby given that El Paso Products Service Company
of Odessa, Texas has applied to the Department of Water
Administration for a change of point of diversion of the waters of
a ground-water source.

The right sought to be changed is evidenced by Water License No. 27-2136
and is recorded as follows.

Amount: 2.2 c.f.s. Priority: September 15, 1964

Point of Diversion: NW¹NW¹ Sec. 15, T. 8 S., R. 42 E., B.M., Caribou County

The water is used for manufacturing fertilizers purposes within the W¹ Sec. 10,
T. 8 S., R. 42 E., B.M.

TO BE CHANGED AS FOLLOWS

Amount: 2.2 c.f.s.

Point of Diversion: NE¹SE¹, NW¹NE¹ Sec. 9; NW¹NW¹ Sec. 15, T. 8 S., R. 42 E., B.M.

The water will be used for manufacturing
fertilizers purposes

Any protests against approval of the proposed change of water right appli-
cation must be filed with the Department of Water Administration on or before
November 23, 1970.

R. KEITH HIGGINSON
Director

Published in the Caribou County Sun, P.O. Box 815, Soda Springs, Idaho
on November 5 and November 12, 1970.

EL PASO PRODUCTS SERVICE COMPANY, ODESSA, TEXAS, REMITTANCE STATEMENT

INVOICE DATE	INVOICE NUMBER OR DESCRIPTION	AMOUNT	DISC. OR DEDUCTION	NET AMOUNT
10/20/70	FILING FEE - APPLICATION TO CHANGE POINT OF DIVERSION- LICENSE 27-2136 OK TO BARBARA	20.00		20.00

Identification No. _____

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

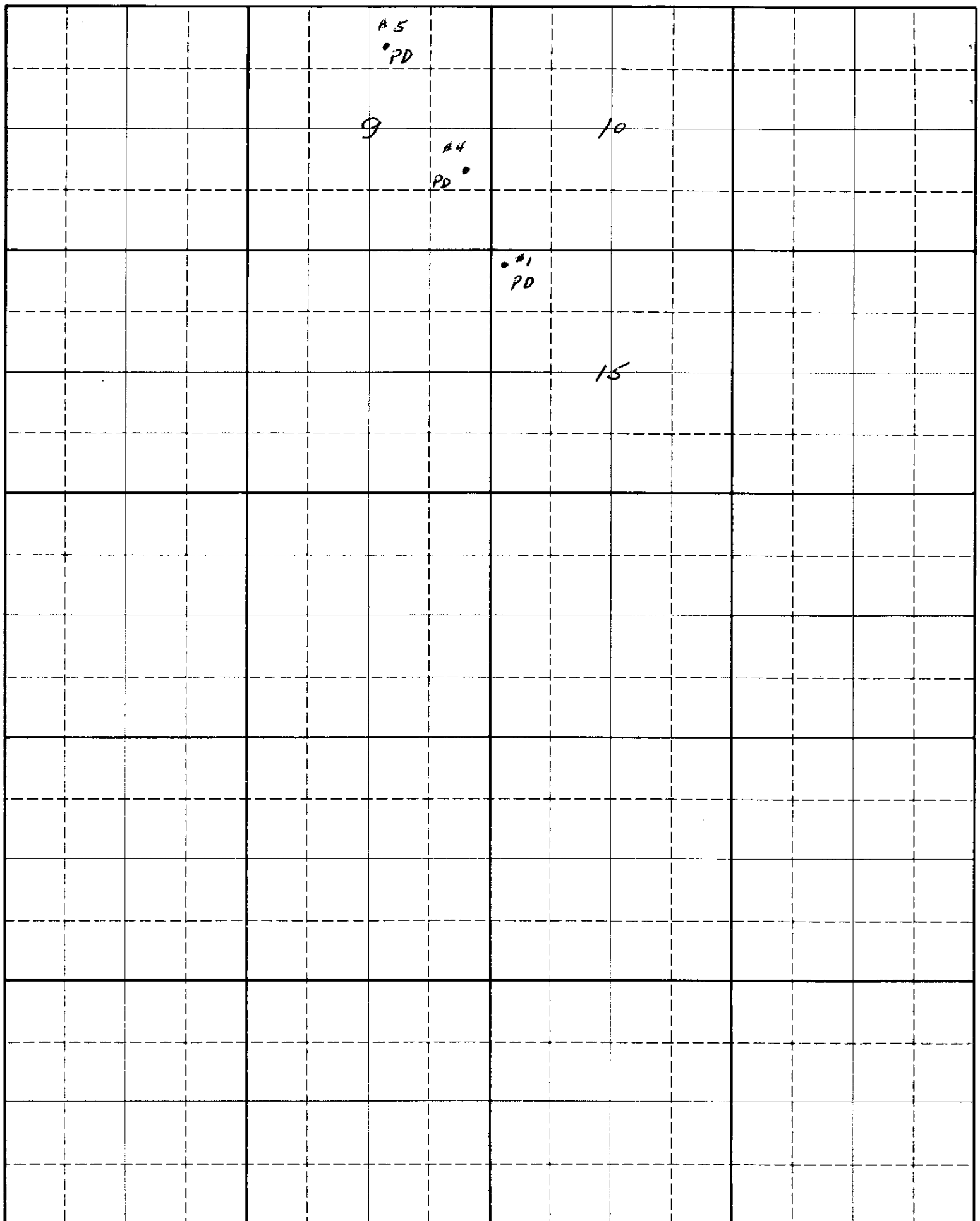
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder El Paso Products Service Company
Post office address Post Office Box #3986, Odessa, Texas
2. Right obtained by:
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____.
- b. License No. 27-2136 issued by the State of Idaho, Department of Reclamation.
3. Source of water ground water tributary to _____
(Name of stream or source)
4. Date of Priority @2:30 P.M., September 15, 1964
5. Amount of water a. 2.2 c.f.s. and/or
b. _____ acre feet/annum
manufacturing
fertilizers
6. Water is used for _____ from Jan. 1 to Dec. 31
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15,
Township 8 S, Range 42 E, B.M., in Caribou County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use: W1/2 Sec. 10, T.8 S., R.42 E., B.M.

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 $\frac{1}{4}$	

Total number of acres presently irrigated _____



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

9. If applicant was not the original holder of this right explain how it was acquired: _____

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: 2.2 c.f.s. and/or _____ acre feet

b. New point of diversion: $\begin{array}{cc} \text{NE} & \text{SE} \\ \text{NW} & \text{NE} \\ \text{NW} & \text{NW} \end{array}$ $\frac{1}{4}$ $\frac{1}{4}$, Section 9, Township 8 S, Range 42 E, B.M.

c. Description of method of diversion and conveyance from new points of diversion: water is used from all wells for fertilizer manufacturing plant

d. Is water to be conveyed to the lands previously irrigated? Yes _____ No _____

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:

for flexibility of operation of the water system

f. Do you intend to make the transfer permanent? yes

g. Do you intend to abandon completely the old point of diversion? no

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

a. Describe the new lands on which you wish to use your right.

[illegible]

Total number of acres to be irrigated_____

27 2426

- b. Do you intend to make the transfer permanent? _____
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

EL PASO PRODUCTS SERVICE COMPANY

By John B. Mason
 Vice-President (signature of applicant)

Subscribed and sworn to before me this 20th day of October, 19 70

Barbara Kuykendall
 (notary public)

My commission expires June 1, 1971

ACTION OF STATE RECLAMATION ENGINEER AND CERTIFICATE OF TRANSFER

This is to certify that I have examined Application for Transfer of Water Rights No. _____,
 and said application is hereby _____.

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

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

Witness my hand this _____ day of _____, 19 _____.

 State Reclamation Engineer

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 10-23-70

Protest filed by: _____ Date _____

Prelim. check by [Signature] Date 10-23-70

Fee received by [Signature] Date 10-23-70 Fee \$ 20.00

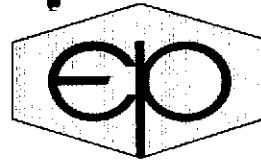
Approved for publication by _____

Published in _____ Dates _____

Hearing held _____

Watermaster Recommendation sent _____

EL PASO PRODUCTS COMPANY



October 21, 1970

Mr. C. Stephen Allred
Deputy Director
Department of Water Administration
State of Idaho
Boise, Idaho 83707

Re: License No. 27-2136

Dear Mr. Allred:

Enclosed, in duplicate, is Application to Change the Point of Diversion - License No. 27-2136 along with El Paso Products Service Company's Check No. 406 in the amount of \$20.00 to cover the filing fee.

I understand from our meeting of September 16, 1970, that this procedure will take approximately six or seven weeks.

If the application is approved, I understand we will be permitted to take the 2.2 C.F.S. from any combination of our three wells and that the 1.15 C.F.S. upon which you are to issue us a license under Permit No. 27-2145 will also permit us to take from any of the same wells.

Upon issuance of the license under Permit No. 27-2145 I understand that we should request termination of Permit No. 27-2147.

Sincerely yours,

R. H. Lassetter

Manager

Property Management Department

RHL:bk

Enclosures

September 23, 1970

Re: Permit No. 27-2136 (G-32065)

El Paso Products Service Company
P.O. Box 3986
Odessa, Texas

Gentlemen:

Enclosed herewith is the Water License issued on the above numbered permit.

Very truly yours,

C. Stephen Allred
Deputy Director

CSA:KE

Enclosure

27-2136
32065

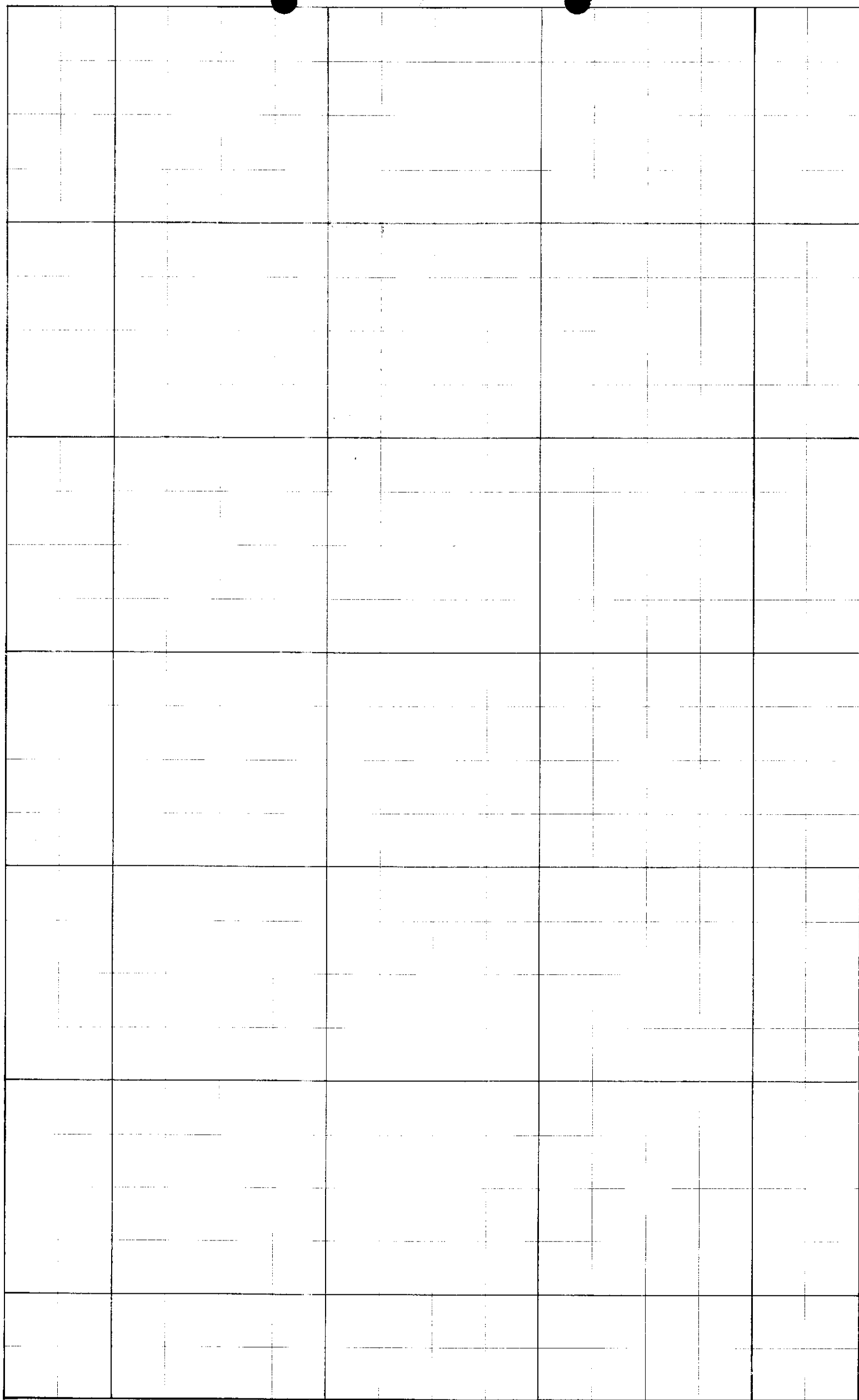
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32065/27-2136

REPORT ON PROOF OF B/U - El Paso Products Service Co.

27-2136
"32065"



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-32065/27-2136

This proof is for b/u In Water District No.

1. Name of applicant El Paso Products Service Co. Box 3986, Odessa, Texas

2. Source of water supply: ground water

3. Location of point of diversion: Is in the NW 1/4, SW 1/4 of Section 15, 10
T. 8 S. R. 42 E. County of Caribou

4. Describe works as they exist, giving dimensions and capacities of same: pipeline,
well 280' deep, casing 20" to 31', 18" to 239', 16" to 280', pump 1800 GPM

5. Water is used for: manufacturing fertilizers

6. State whether or not water has been turned into works of diversion:

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number
of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other
than irrigation):

T. 8 S, R. 42 E Sec. 10 W 1/2 W 1/2

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: check amount of water used

Plat to be submitted with this report showing location of point of diversion and details of above description.

This examination was made on the 27 day of July, 1965

(Signed) *[Signature]* Examiner.

27-2136

30065

ASCS : Soda Springs
SCS : Soda Springs

Permit No. G-32065/27-2136 - El Paso Products Service Co.

Examination for B/U

County Caribou 10,

Sec. 15 T. 8S R. 42E
Quantity: (permit) 2.2 c.f.s. (proof) 4.0

Source: ground water

P.D.: NW $\frac{1}{4}$ NW $\frac{1}{4}$ - Sec. 15
SW $\frac{1}{4}$ SW $\frac{1}{4}$ - Sec. 10

Use: manufacturing fertilizers

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: Sept. 15, 1964 MADE: Oct. 16, 1967

Due: Sept. 18, 1969 PRIORITY: Sept. 15, 1964

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

September 16, 1970

Re: Permit No. 27-2136 (G-32065)

El Paso Products Service Company
P.O. Box 3986
Odessa, Texas

Dear Sirs:

A representative of this department has made an examination of the works covered by your Permit No. 27-2136 and has found the following:

Quantity of water diverted: 2.2 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 2.2 c.f.s.

The maximum quantity of water diverted shall not exceed 1,590 acre feet per season.

Beneficial Use: Manufacturing fertilizers within the W&W Sec. 10,

T. 3 E., R. 42 E., B.M.

The priority date established is : September 15, 1964

A fee totaling \$ 5.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:kh

*Fee Paid
9-16-70
Receipt given
5151
27-2136
32065*

August 24, 1970

Re: Permit No. 27-2147
27-2145
27-2136

El Paso Natural Gas Products Co.
Post Office Box # 3986
Odessa, Texas

ATTENTION: R. H. Lassetter, Manager - Property Management Department

Dear Mr. Lassetter:

With reference to your letter of July 29, 1970, please be advised; we have evaluated the applications for extension of time, submitted under Section 42-225a of the Idaho Code. We find that we are not able to process the extension, inasmuch as a water right has not been established under the ground water filings referenced above. If the license had been issued, and a water right confirmed, then we could have processed this nature of extension.

A normal extension of time under a permit requiring additional time for submitting of evidence of beneficial use, as indicated under Section 42-218, Idaho Code, would only apply in cases where additional time is sought prior to the date when proof is due.

27-2136
32065

August 24, 1970
El Paso Natural Gas Products Co.
ATTENTION: R. H. Lassetter, Manager -
Property Management Department

Re: Permit No. 27-2147
27-2145
27-2136

After discussing this matter with the Attorney General's Office, we feel that possibly the only way to resolve your problem would be for you to petition the Director of the Department of Water Administration, stating, in detail, the reason you need the additional time before the examination and licensing, in that, under the powers of the Director of the Department of Water Administration, there is a possibility for an extension of time to be granted.

C Other than this, we are at a loss to find a means by which the permits in question can be held without action. The only other solution, would be that if a license were not issued under these permits, and the permits were cancelled, for new permits to be filed on the project.

O We are returning your check in the amount of \$60.00, and your application for extension of time under 42-222, of the Idaho Code. If you have any questions in the matter, please do not hesitate to contact us.

P Very truly yours

P Dorian Clay
Appropriation Examiner

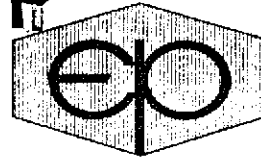
DC:cm

Y Enc: check in the amount of \$60.00
application for an extension of time

27-2136
32065

EL PASO PRODUCTS COMPANY

PROCESsing THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3486
ODESSA, TEXAS 79761

July 29, 1970

Department of Reclamation

Mr. Donald McEldowney
Appropriation Supervisor
Department of Reclamation
State of Idaho
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permits 27-2147
27-2136
27-2145

Dear Mr. McEldowney:

After my visit with you and Mr. Clay regarding the Department's letter of October 28, 1969, I conferred with our engineering people relative to the information requested.

After several attempts to analyze our experiences with the Plant, it became apparent that we could not give the needed figures. Ours was a new plant and was under constant change up until the time of shutdown. Therefore, a water balance had never been achieved.

It appears that the logical thing to do is ask for an extension of time. After the plant has been put back in operation we should be in a position of more certainty with respect to the quantity involved.

Enclosed are Application for Extensions on the permits listed along with the required fee of \$60.00. Inadvertently, I might have misunderstood the new number 27-2136 (old number G-32065) since it does not fall in order. It might be 27-2146.

If our judgment of the situation does not agree with yours, would you please call me collect at Odessa, Texas, Area Code 915, 337-2811.

Yours very truly,

R. H. Lassetter
Manager
Property Management Department

RHL:bk

Enclosures

27-2136
32065

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

January 26, 1970

Re: Permits No. G-32536/27-2145	23082/24-2040
G-32615/27-2147	23083/24-2041
G-32065/27-2136	24160/27-2105
G-26003/11-2114	24311/24-2043
G-30138/11-2126	24502/27-2106
21981/27-2103	24886/24-2044
25038/27-2108	25915/24-2045

John M. Green, Supervisor
Property Management Department
El Paso Products Company
Box 3986
Odessa, Texas 79760

Dear Mr. Green:

With referenced to your letter of December 9, 1969, please be advised that Idaho law no longer requires a filing fee for the processing of assignments. Therefore, we are returning enclosed your firm's check in the amount of \$7.00.

All assignments submitted with the exception of two have been accepted and recorded. We are not able to officially record the assignments for the following Water Licenses: G-26003/11-2114 and 25915/24-2045.

The office of the Idaho Attorney General has advised us that there is no statutory provision or authority showing ownership changes in a licensed water right. Any rights established under a water license are vested in the real property and the owner of that property controls the water right. Therefore, we are filing a copy of these two assignments for information purposes only, but are not officially recording the documents as official assignments.

If we may be of further assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/jmb

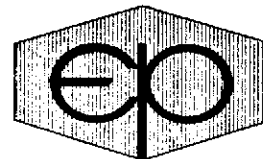
Enc. Check - \$7.00

57-2136

32065

EL PASO PRODUCTS COMPANY

PROCESsing THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3986
ODESSA, TEXAS 79750

December 9, 1969

RECEIVED
JAN 14 1970
Department of Reclamation

State Reclamation Engineer
State of Idaho
Boise, Idaho 83701

Re: Assignment of Water Rights-
El Paso Products Service Co.

Dear Sir:

The El Paso Products Company is assigning to its subsidiary, El Paso Products Service Company, the water rights in Bear Lake County and Caribou County, Idaho under certain permits granted by the Bureau to our company.

We are enclosing copies of the assignment, covering twelve permits in Caribou County and two permits in Bear Lake County. There is also enclosed our Check No. 77388 for \$7.00 covering the recording fee of \$.50 for each of the permits to be recorded in the records of the Department of Reclamation.

We trust that this procedure is still in effect, but if any further information is required from us we will be happy to cooperate. Thank you for your attention to this matter.

Very truly yours,

John M. Green
Supervisor
Property Management Department

JMG:bl

Enclosures

27-2136

32065

October 16, 1967

Re: Permit No. G-32065

El Paso Natural Gas Products Company
P. O. Box 3986
Odessa, Texas 79760

Gentlemen:

We acknowledge receipt of the depositions and affidavit of publication in the
Caribou County Sun submitted as proof of com-
pletion of works and beneficial use on Permit G-32065.

Before a certificate and license of water right can be issued, a field
examination must be made by a representative from this department. We
cannot tell just when this examination will be made, but our field examiner
will try to contact you at the time he makes the examination so that you
may show him the system.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

32065

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-32065

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Name: Mr. John G. Cowan Age: 56, Residence: Post Office Box 486, Soda Springs,

Idaho 83276, Occupation: Maintenance Manager - Ref-Chem Company, Box 486, Soda Springs,
Idaho 83276

Ques. 2 Are you acquainted with El Paso Products Company, the holder of

Permit No. G-32065 ? How long have you known him and where does he reside? ←

Odessa, Texas

Ques. 3. Have you read or heard said Permit No. G-32065 read, and are you familiar
with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range

NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Twp. 8 S., R. 42 E., B.M.

Describe works for conveying water to place of use: Pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 4 How much water have you seen being so
conveyed? Same

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

32065

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 10, Twp. 8 S., R. 42 E., B.M.

Manufacturing Fertilizers

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? No
If so, in what way and to what extent? _____

Ques. 10. When did you first see this water used? January 1965
Other times you have seen such use: Frequently

(Signed):

John H. Bowman

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Soda Springs

_____, County of Caribou, State of Idaho, on
this 10th day of October, A. D. 1967

Lee Ann Baker

Notary Public for the State of Idaho
30 North 1st East
Residing Soda Springs, Idaho

My commission expires 10-25-70

2-20-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. _____

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Name: Mr. Basil Wofford, Age: 41, Residence: 601 Keele, Montpelier, Idaho 83254

Occupation: Accountant -- Ref-Chem Company, Post Office Box 486, Soda Springs, Idaho 83276

Ques. 2 Are you acquainted with El Paso Products Company, the holder of
Permit No. G-32065 ? How long have you known him and where does he reside?

Odessa, Texas

Ques. 3. Have you read or heard said Permit No. G-32065 read, and are you familiar
with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Twp. 8 S., R. 42 E., B.M.

Describe works for conveying water to place of use: Pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 4 How much water have you seen being so
conveyed? Same

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

32065

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 10, Twp. 8 S., R. 42 E., B.M.

Manufacturing Fertilizers

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? No
If so, in what way and to what extent? _____

Ques. 10. When did you first see this water used? January 1965
Other times you have seen such use: Frequently

(Signed):

Basil Wofford

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Soda Springs

_____, County of Caribou, State of Idaho, on
this 10th day of October, A. D. 19 67

Notary Public for the State of Idaho

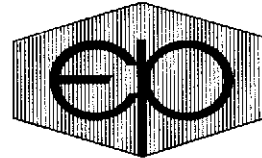
30 North 1st East
Residing Soda Springs, Idaho 83276

My commission expires 10-25-70

32065

EL PASO PRODUCTS COMPANY

PROCESSING THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3906
ODESSA, TEXAS 79760

October 13, 1967

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Attention: Mr. Donald W. McEldowney
Water Rights Clerk

Re: Permit No. G-32065
El Paso Products Company
L/D 64045

Gentlemen:

In connection with the filing of Proof of Completion of Works
and Application of Water to Beneficial Use for Permit No. G-32065
the following are enclosed.

1. Deposition of Holder.
2. Deposition of Witness, John G. Cowan.
3. Deposition of Witness, Basil Wofford.
4. Affidavit of Publication, Caribou County Sun.

Very truly yours,

R. H. Lassetter
Manager
Property Management Department

RHL:bl
Enclosures

Handwritten notes and stamps at the bottom of the page, including a date stamp "OCT 13 1967" and a handwritten number "32065".

September 7, 1967

Re: Permit No. G-32065
El Paso Products Co.

Caribou County Sun
Soda Springs, Idaho 83276

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to October 10, 1967. The expense of the publication is to paid by R. H. Lassetter, Attorney-in-fact,
P. O. Box 3986, Odessa, Texas 79760,
to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

3-2065

September 7, 1967

Re: Permit No. G-32065
El Paso Products Co.

R. H. Lassetter, Attorney-in-fact
P. O. Box 3986
Odessa, Texas 79760

Dear Mr. Lassetter:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit G-32065.

We have mailed the notice to the Caribou County Sun
to be published once a week for four consecutive weeks prior to October 10,
1967, which is the hearing date when the permit holder
El Paso Products Company
and two disinterested witnesses must appear before Dee Ann Baker, 30 N
1st East, Soda Springs, Idaho, notary public, to complete the enclosed
depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by R. H. Lassetter for El Paso Products Co.
. Be sure all the forms have the
notary's seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

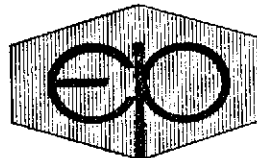
Enc: Depositions

cc: Notary

32065

EL PASO PRODUCTS COMPANY

PROCESSING THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3986
ODESSA, TEXAS 79760

September 5, 1967

RECEIVED

SEP 8 1967

Department of Reclamation

Mr. Russell Bosch
Department of Reclamation
State of Idaho
107 State House
Boise, Idaho 83701

Re: Permit G32065 (L/D 64045)
Permit G32615 (L/D 65027)

Dear Mr. Bosch:

Enclosed are notices of Proof of Completion of Works and Application of Water to Beneficial Use in connection with Permits G32065 and G32615 which I neglected to file last week.

G32615 covers our primary well and G32065 covers the standby.

Once again I wish to thank you for the courtesies extended during our recent visit.

Very truly yours,

R. H. Cassetter

Manager

Property Management Department

RHL:bl
Enclosures

32065

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on October 10, 1967 at Soda Springs,
County of Caribou, State of Idaho, before notary public (name & address) _____
Dee Ann Baker, 30 N 1st East, Soda Springs, Idaho, proof will be
submitted of the completion of works for the diversion of ~~four~~^{2.2} c.f.s. of the waters
of ~~Subterranean~~ two wells, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G32065, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is El Paso Products Company
(formerly El Paso Natural Gas Products Company) P. O. Box 3986,
Odessa, Texas 79760.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
2.2 ~~4x46x~~ cubic feet per second.

3. The use to which said water has been applied is manufacturing
fertilizers purposes, and the amount applied to beneficial
use is ~~4x46x~~^{2.2} A c.f.s.

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Twp. 8 S.,
Rge. 42 E., B.M., County of Caribou.

5. The place where said water is used is W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 10, Twp. 8 S.,
Rge. 42 E., B.M.

6. The date of priority which said user is prepared to establish is September 15,
1964.

R. KEITH HIGGINSON

State Reclamation Engineer

32065

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than September 18, 1969.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces and sign the form authorizing us to publish the notice at your expense and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

R. Keith Higgins
State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____.

permit holder

32065

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Caribou County Sun of Soda Springs, Idaho; published in the county in which the works are situated.

El Paso Products Company

By: RN Lassetter

(signature)

R. H. Lassetter
Attorney-in-fact

(address)

P. O. Box 3986
Odessa, Texas 79760

(date)

August 18, 1967

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

32065

December 3, 1964

Re: Permit No. G-32065

R. H. Lassetter, Mgr.
Property Management Dept.
El Paso Natural Gas Products Co.
Box 3986, Odessa, Texas

Dear Sir:

Enclosed is the Amendment to the Point of Diversion
which has been recorded in this office.

Also departmental receipt No. G-9013, in the amount
of \$1.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendment
receipt

32065

Application for Amendment

POINT OF DIVERSION

Permit No. G-32065

RECEIVED

NOV 27 1964

Department of Reclamation

Comes now El Paso Natural Gas Products Company and represents to the State Reclamation Engineer of the State of Idaho:

That ^{it} ~~he~~ is ~~(was)~~ the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-32065.

That the points of diversion is described in said Permit as being located:

NW¹/4NW¹/4, Section 15, Township 8 South, Range 42 East, Caribou County, Idaho.

That ^{it} ~~he~~ now requests ~~that the point of diversion be changed to a point~~ the change to include a point located in:

~~located at~~ SW¹/4SW¹/4, Section 10, Township 8 South, Range 42 East, B. M.

That the reason for desiring to make such change is as follows:

To include a second point of diversion which is primarily a standby well.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Odessa, Texas, this 24 day of November 1964

By: Joe Buckner
Vice President

El Paso Natural Gas Products
Company

Date of Receipt at Department Of Reclamation: Nov. 27, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy

I, ~~State Reclamation Engineer~~ State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-32065. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 112 of
Permits, at Page 32065
December 3, 1964

Ralph W. Thomas
Deputy State Reclamation Engineer

32065

EL PASO NATURAL GAS PRODUCTS COMPANY

POST OFFICE BOX 3986, ODESSA, TEXAS

November 24, 1964

Mr. Ralph W. Thomas, Deputy
State Reclamation Engineer
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

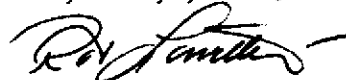
Re: L/D 64045

Dear Mr. Thomas:

Enclosed is Application for Amendment, POINT OF DIVERSION, which has been signed by the Company. The application was amended to indicate that the request was to clarify the location of the second well being drilled under Permit No. G-32065.

Our Draft No. 0160 in the amount of \$1.00 is also enclosed as fee for recording.

Very truly yours,



R. H. Lassetter
Manager
Property Management Department

RHL/gc
Enclosures

32065

EL PASO NATURAL GAS PRODUCTS COMPANY

POST OFFICE BOX 3986, ODESSA, TEXAS

November 11, 1964

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
State of Idaho, 107 State House
Boise, Idaho

Attention: Mr. Ralph Thomas

Re: L/D 64045

Dear Sir:

El Paso Natural Gas Products Company has recently been issued Permit No. G-32065 to appropriate waters of the State of Idaho near Soda Springs, Idaho. The application and permit anticipated the construction of more than one well. The first well has been drilled and completed within the subdivision as designated under #4 of the permit.

I discussed with Mr. Ralph Thomas the location of the second well anticipate, and it is as follows: SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 10, T. 8 S., R. 42 E., B. M. In all particulars the permit filed is correct other than the location of the second well.

Please advise whether the permit issued may be amended to show the correct location of the second well, or if we must file another application to cover the new well.

Very truly yours,



R. H. Lassetter

Manager

Property Management Department

RHL/gc

32-04

November 12, 1964

Re: Permit No. G-32065

L/D 64045

R. H. Lassetter, Mgr.
Property Management Dept.
El Paso Natural Gas Products Co.
Box 3986, Odessa, Texas

Dear Mr. Lassetter:

Enclosed is form to amend the point of diversion
on Permit No. G-32065 to include the SW¹/₄SW¹/₄, Sec. 10, T. 8 S.,
R. 42 E., E. M.

Complete the form and return with \$1.00 fee for
recording.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. amendment form

32065

September 23, 1964

Re: Permit No. G-32065
El Paso Natural Gas Products Co.,

Mr. Max Lattig,
P. O. Drawer H,
Montpelier, Idaho.

Dear Mr. Lattig:

We enclose Permit No. G-32065 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

~~Whereas~~ Departmental Receipt No. G-8890
which was issued covering payment in the amount of \$ 5.50
for the filing fee of the above mentioned permit, was given to you while in our office.

Very truly yours,

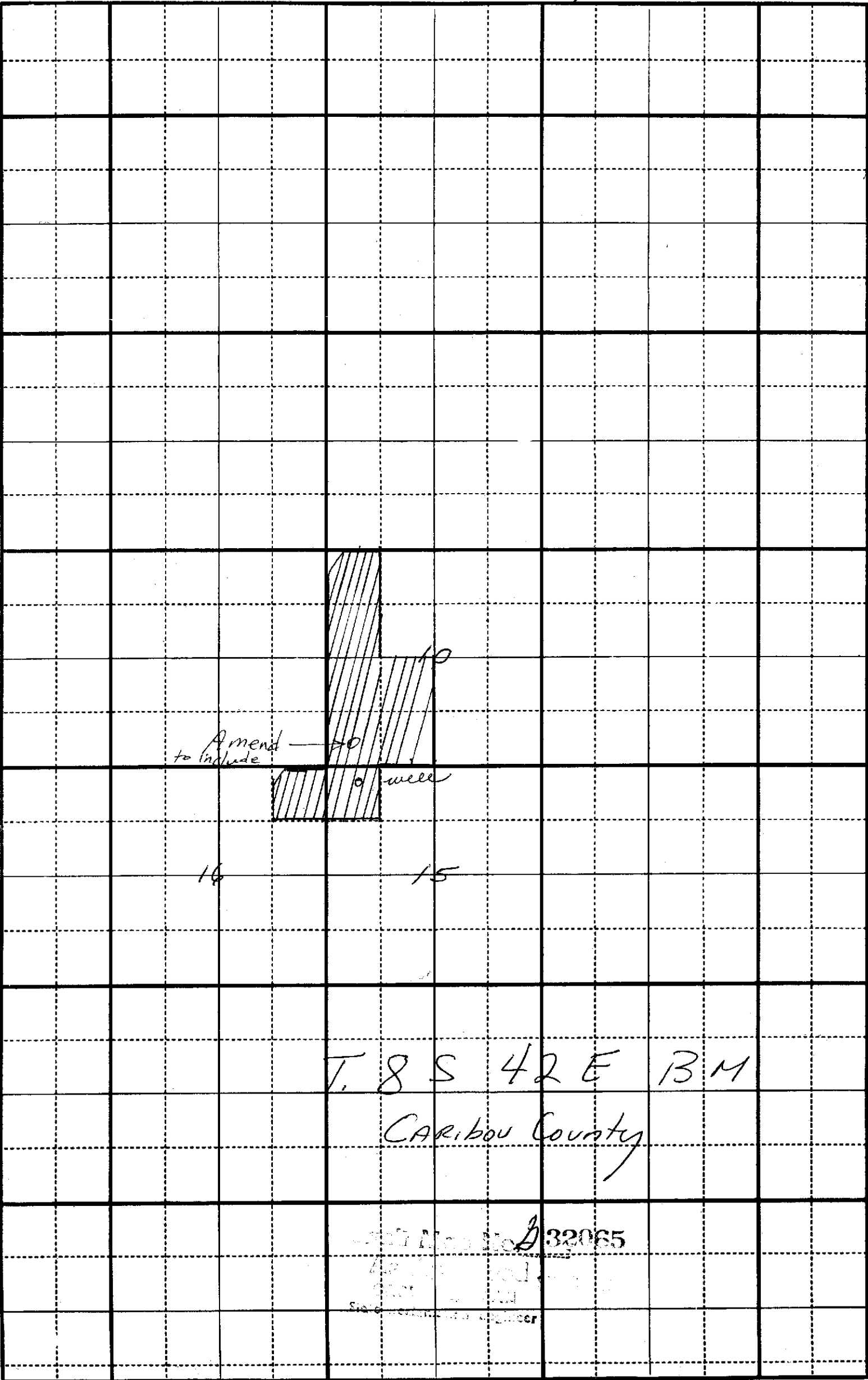
CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

cc: El Paso Natural Gas Products Co.
P. O. Box 3986
Odessa, Texas

32065



Attachment to Application For Permit

Dated September 14, 1964

PERMIT NO. G-32065

11. I. (a) September 27, 1956 - Texas

(b) <u>Class</u>	<u>Authorized</u>	(c) <u>Issued & Paid In</u>
Common	\$100,000,000.00	\$82,900,000.00
Odessa Preferred	613,500.00	613,500.00
5.60% Preferred, Series of 1963	5,000,000.00	5,000,000.00
5.60% Preferred, Second Series of 1963	5,000,000.00	1,607,200.00

(d)

C. L. Perkins (Chairman) P. O. Box 1492, El Paso, Texas 79999
 Howard Boyd, 1 Chase Manhattan Plaza, New York 5, New York
 Paul Kayser, P. O. Box 1492, El Paso, Texas 79999
 C. L. Moore, P. O. Box 3986, Odessa, Texas
 W. D. Noel, P. O. Box 3908, Odessa, Texas
 H. F. Steen, P. O. Box 492, El Paso, Texas 79999

II.

- (a) \$6,327,048.00
 (b) None
 (c) None
 (d) \$106,627,395.00 (r

32065

Membrane Layout and Joint Details
of GYP POND LINER.
(Butyl to Polyethelene)

Permit G-32065
El Paso Natural Gas Prod. Co.

Filed in Plan File I, G-32065 - 2 - 4B

**NOTICE OF PROOF OF COM-
PLETION OF WORKS AND
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that on October 10, 1967, at Soda Springs, County of Caribou, State of Idaho, before notary public Dee Ann Baker, 30 N. 1st East, Soda Springs, Idaho, proof will be submitted of the completion of works for the diversion of 2.2 c.f.s. of the waters of two wells, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G32065, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is El Paso Products Company (formerly El Paso Natural Gas Products Company), P.O. Box 3986, Odessa, Texas 79760.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.2 cubic feet per second.

3. The use to which said water has been applied is manufacturing fertilizers purposes, and the amount applied to beneficial use is 2.2 c.f.s.

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Twp. 8 S, Rge. 42 E., B.M., County of Caribou.

5. The place where said water is used is W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 10, Twp. 8 S., Rge. 42 E., B.M.

6. The date of priority which said user is prepared to establish is September 15, 1964.

R. KEITH HIGGINSON
State Reclamation
Engineer

S14-21-28, 05