

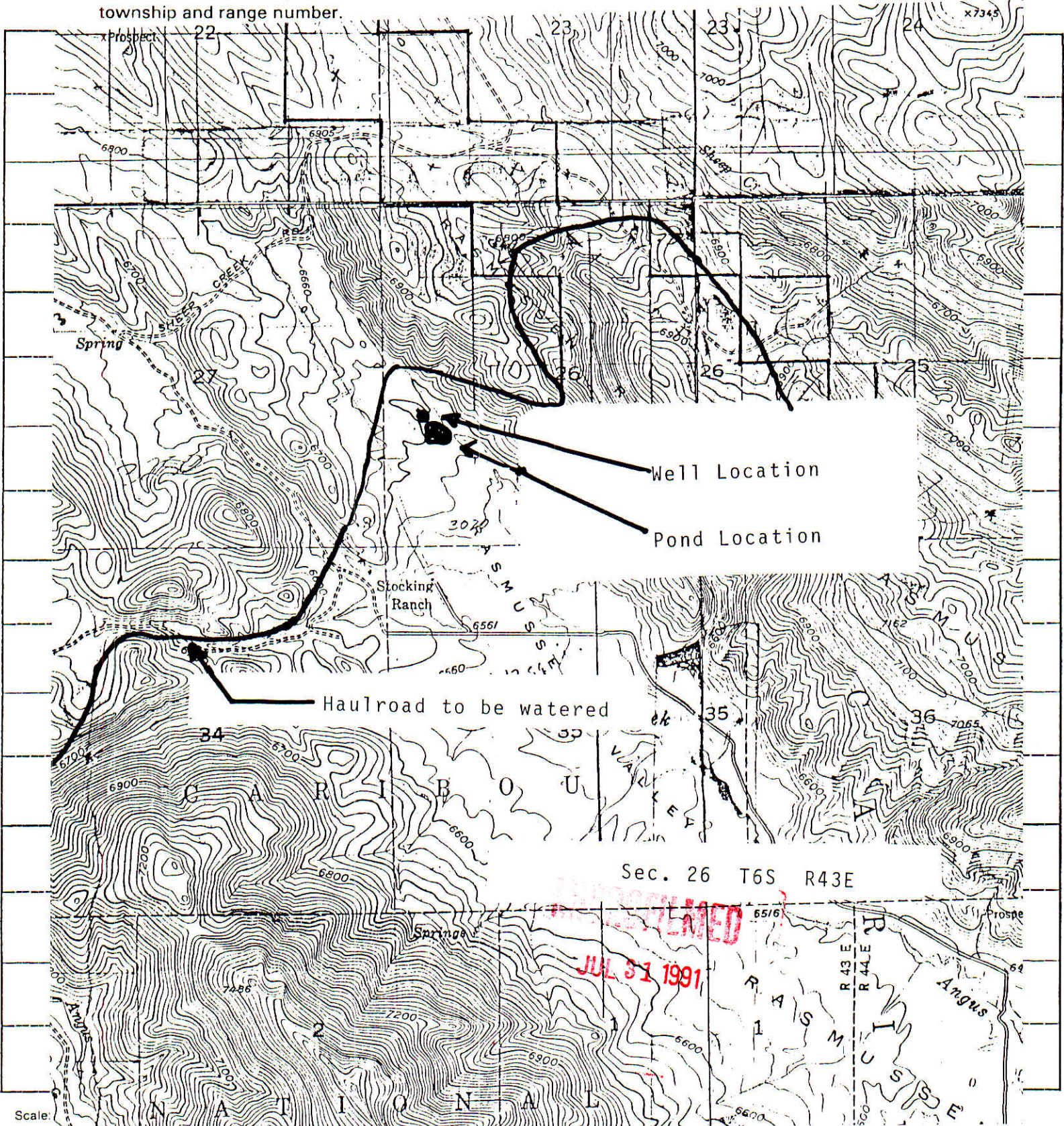
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MICROFILMED

JUL 31 1991

VOID

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



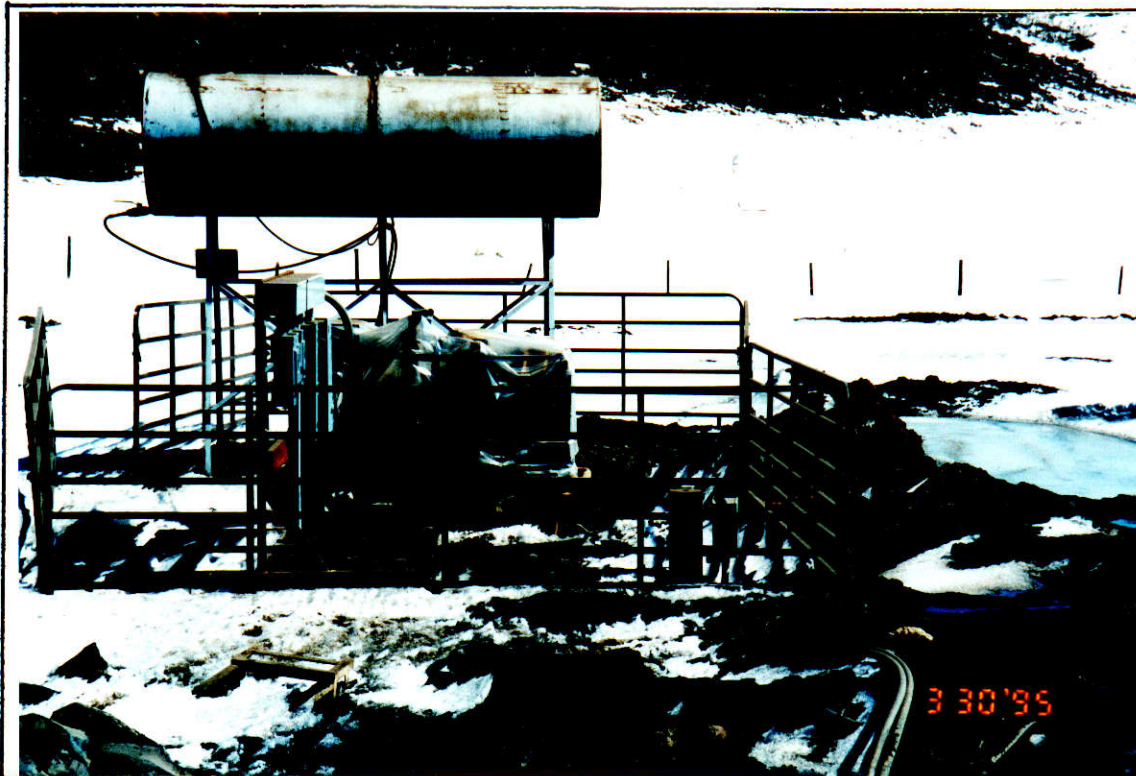
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Wendell Johnson
(Applicant) *mining engineer*

RHONE PORLENC
MINING

2012

POINT OF
DIVERSION
WELL #2
ISHP
SUBMERGIBLE



MICROFILMED

FEB 25 1997

27-07540

RHODE POULENC
MINING

1872

POINT OF
DIRECTION
WELL #1

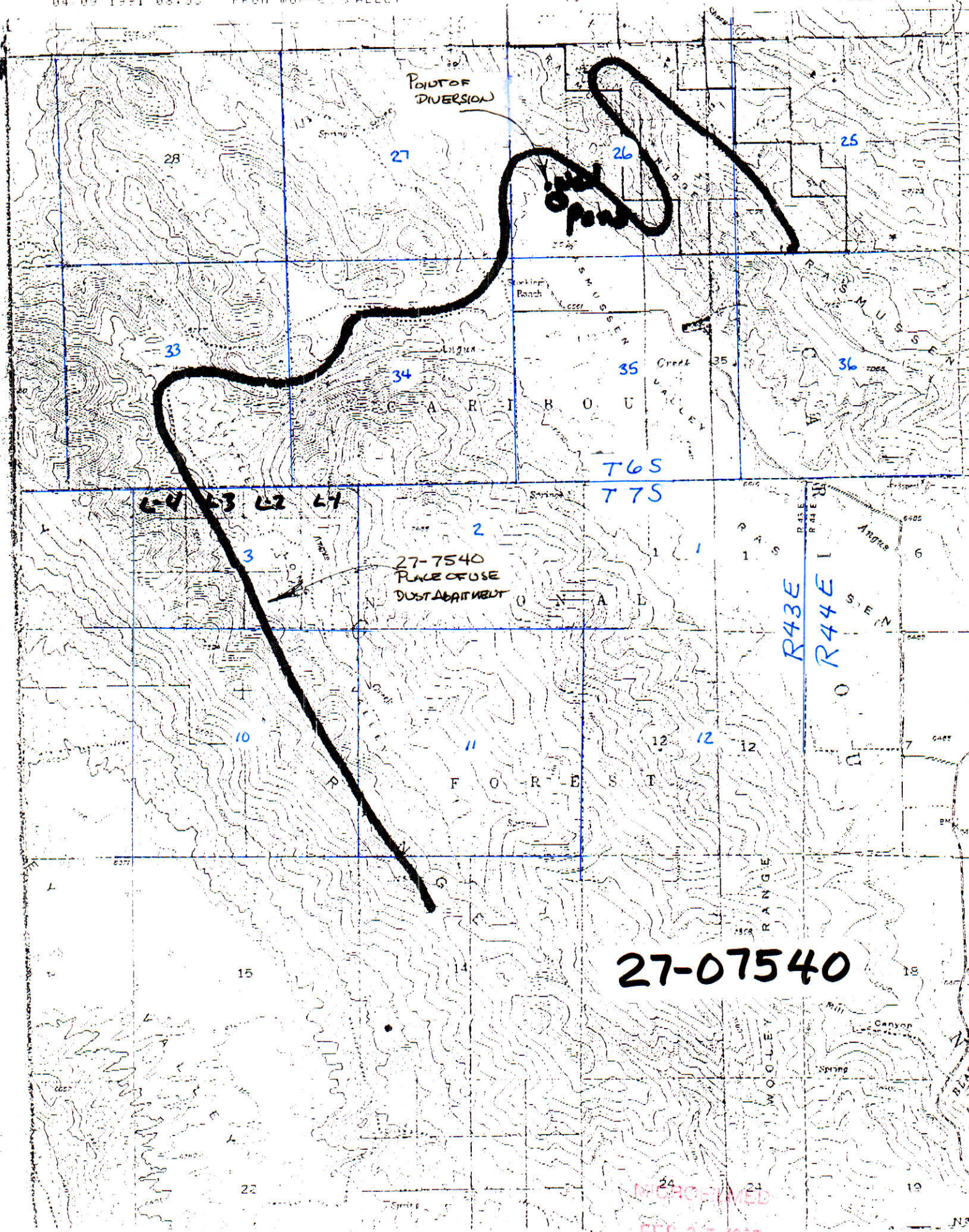


WELL #1
15HP
SUBMERISBLE



WELL #1
FEB 23 1995

27-07540



24 23

MICROFILMED

FEB 25 1997

Well to Pond
Pond Water to
Knocke Summit Road

Well #40

43E

LOWER VALLEY QUADRANGLE

DAVIS CARBON CO.

7.5 MI
SV

T06S, R43E C)

3789 W NE
WAYAN EAST

25'466

467

468

710 000 FEET

469

111°22'30"

42°52'30"

440 000
FEET

26



POD → ⊕

Stocking
Ranch

Angus

Creek

27-07540

T. 6 S.

T. 7 S.

4743

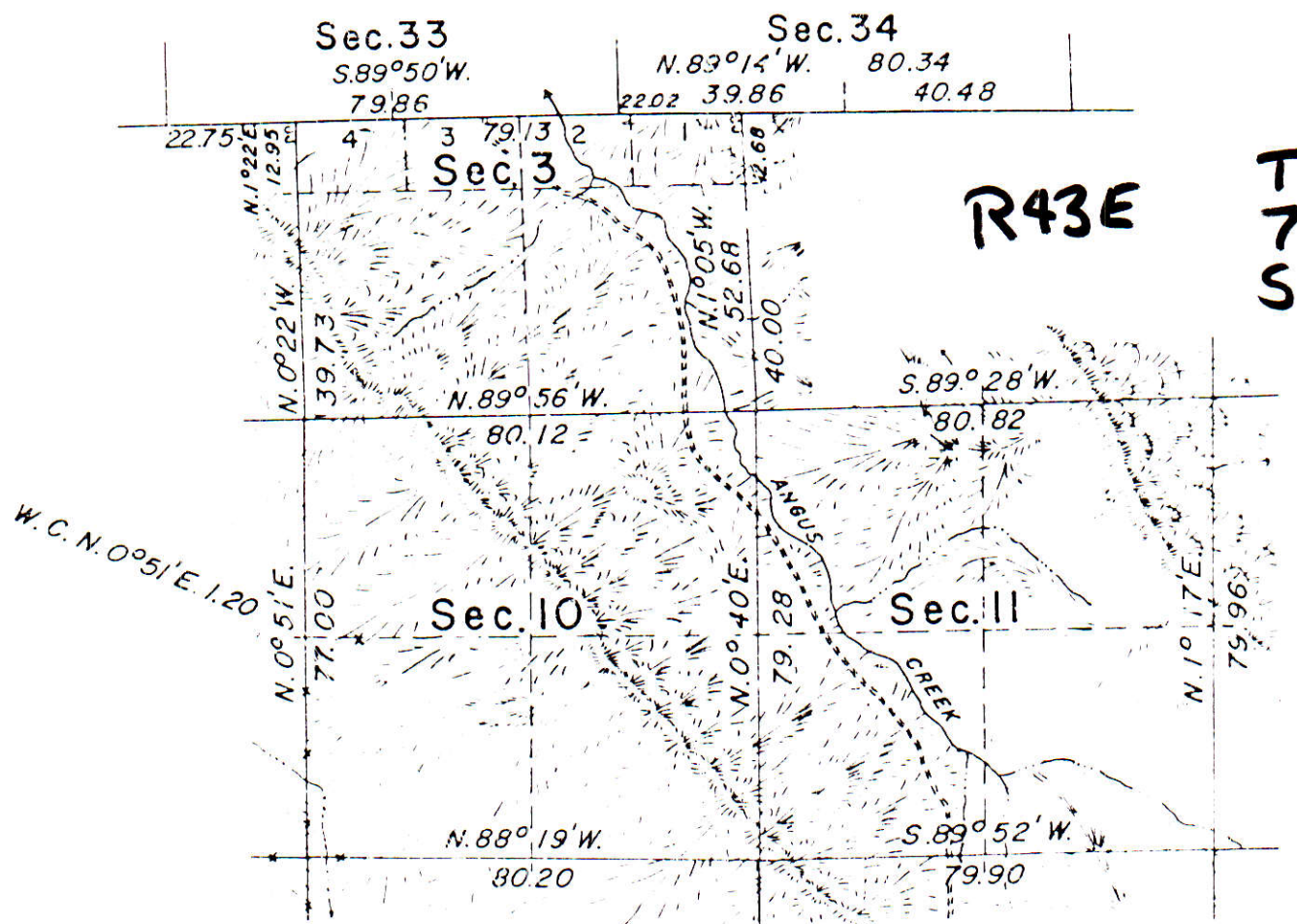
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FIRST STANDARD PARALLEL SOUTH



Area Resurveyed, 1710.40 Acres

MICROFILMED

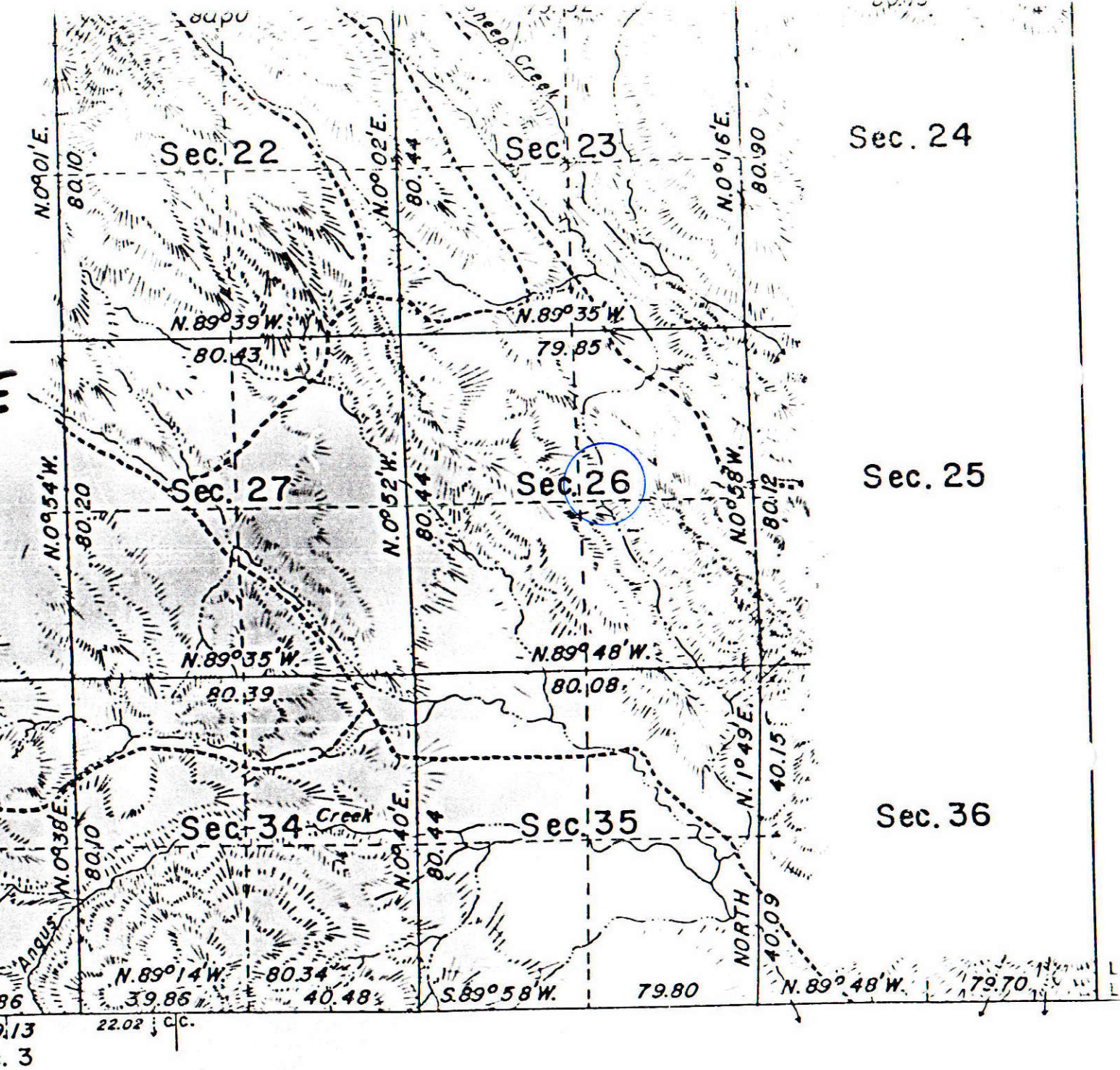
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MICROFILMED
FEB 24 1997

27-67540

R43E

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6
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FIRST STANDARD PARALLEL SOUTH



**State of Idaho
Idaho Department of Water Resources**

RECEIVED**MAY 26 1998**Department of Water Resources
Eastern Region**NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 27-07540, 27-07499, 27-07506, 27-07417, 27-07500,
27-07505, ~~27-07539~~, 27-07501, 27-07503, 27-07504, 27-07502

- Adjudication Claim No(s): N/A

2. The following REQUIRED information must be submitted with this form:
 - a. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION. See attached Narrative and Attachments A.1. and A.2.
AND
 - b. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.) N/A. Property conveyed exceeds ten acres.
OR
 - c. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked. N/A. Rights are for non-irrigation uses.

3. Name and Address of Former Owner/Claimant Rhodia Inc.
259 Prospect Plains Road, Cranberry, NJ 08512

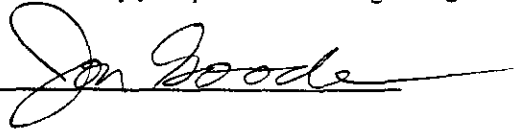
4. New Owner/Claimant(s) Nu-West Industries, Inc.
New Mailing Address 3010 Conda Road
City, State and ZIP Code Soda Springs, ID 83276
New Telephone Number 208-547-4381

5. Date you acquired the property January 29, 1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. N/A

 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____

6. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner Or Claimant(s) Nu-West Industries, Inc. by: 

 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
See Attachment B

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07540

Priority: March 27, 1991

Maximum Diversion Rate:

0.89 CFS

Maximum Diversion Volume:

135.2 AF

This is to certify, that RHONE POULENC

PO BOX 728

SODA SPRINGS ID 83276

has complied with the terms and conditions

of the permit, issued pursuant to Application for Permit dated March 20, 1991; and has submitted Proof of Beneficial Use on May 18, 1994. An examination indicates that the works have a diversion capacity of 0.890 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
INDUSTRIAL	01/01 to 12/31	0.89 CFS	135.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 26, Township 06S, Range 43E
CARIBOU County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

06S 43E 25
26

NWSW
NWNE
SENE
SESW
SWSE

SWSW
SENE
NESW
NESE

NENW
NWSW
NWSE

27
33

NESE
NESW
NWSE

SESE
SESW
SWSE

NESE

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SNNW

NWNE

NENW

07S 43E 3
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11
14

SENE
NWNE
SWSW
NENW

NESW
SENE
NWNW

SWSE
NESE

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

MICROFILMED

FEB 25 1997

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 27-07540

CONDITIONS OF APPROVAL AND REMARKS

4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. Industrial use is for dust abatement on mining haul roads.
8. Two points of diversion located in NWSW, S26, T6S, R43E.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 11TH
day of FEBRUARY, 1997.


Acting for KARL J. DREHER, Director

WR

MICROFILMED

FEB 19 1997

RECEIVED

FEB 04 1997

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07540

Date of Priority: March 27, 1991

Maximum Diversion Rate: 0.89 CFS
Maximum Diversion Volume: 135.2 AF

Comes now
PO BOX 728
SODA SPRINGS ID 83276

RHONE POULENC

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 27-07540, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
INDUSTRIAL	01/01 to 12/31	0.89 CFS	135.2 AF

LOCATION OF POINT(S) OF DIVERSION: NWSW , Sec. 26, Township 06S, Range 43E
CARIBOU County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

06S 43E 25	NWSW	SWSW	
26	NWNE	SENE	NENW
	SENE	NESW	NWSW
	SESW	NESE	NWSE
	SWSE		
27	NESE	SESE	
33	NESW	SESW	NESE
	NWSE	SWSE	
34	NENE	NWNE	NENW
	SWNW		
07S 43E 3	SENE	NESW	SWSE
10	NWNE	SENE	NESE
11	SWSW		
14	NENW	NWNW	

RECORDED
FEB 25 1997

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Rasmussen Ridge, this 7th day of January, 1997.

Robt. J. ...
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07540

FOR DEPARTMENT USE ONLY

Preliminary check by Ket Fee = \$50.00 Received by Ket # C037924 Date 2-4-97

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 27-07540 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. Industrial use is for dust abatement on mining haul roads.
8. Two points of diversion located in NWSW, S26, T6S, R43E.

Witness my hand this 11TH day of FEBRUARY, 1997.

Acting for  KARL J. DREHER, Director

MICROFILMED

FEB 25 1997

RECEIVED
MAY 18 1994
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 27-07540 Telephone No. 208-547-2183

2. Name(s) of Permit Holder(s): Rhone-Poulenc Basic Chemicals Co.

3. Post Office Address: P.O. Box 160, Montpelier Idaho, 83254

4. Source of Water: Groundwater

a. If ground water, well driller's name: Vaughan Thomas Date drilled: _____
#1-10 hp #1-378 Ft.

b. Pump horsepower: #2-15 hp Pressure (psi): 55 psi Dynamic pumping level (ft.): #2-546 Ft.

5. Extent of Use:

Domestic _____ (No. of households) Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock) Other Industrial (Dust Control)

6. Total rate and/or volume for which proof is submitted 0.99 cfs 73 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

Flow Measurement Port: Required? ☒ Yes ☐ No Installed? Yes ☐ No

8. Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Wendell Johnson 208-547-2183
Name Telephone No.

Rhone-Poulenc Chemicals Co. P.O. Box 160, Montpelier, Idaho 83254
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date 1/3/1994 Signature Wendell E. Johnson - Chief Engineer
(and title if on behalf of a company or organization)

JUL 21 1994

RECEIVED

JUL 08 1993

For Office Use Only
\$15 Fee Received by CF
Date 7-8-93
Receipt No. CA 28081

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 27-07540

Name(s) of Permit Holder: Rhone-Poulenc Basic Chemicals Co.

Mailing Address: P.O. Box 160 Montpelier, Idaho 83254

Date Proof is Due 7/1/93 Telephone No. 208-547-2183

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

The driller has completed all drilling and casing perforations. The well pumping
system has yet to be set, and the holding pond must be constructed.

Costing \$ 67,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

The USFS stopped work on the project (see enclosed documents) until 11/31/92. Due to
weather conditions work was unable to continue until approximately 5/15/93.

Permit holder(s) request an extension to 7/1/94, 19 .

FEE: \$15.00

(Signature)* Mgr. Phosphate Rock Operations
*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is

extended to July 1, 1994.
IT IS FURTHER ORDERED that this permit be REINSTATED and the
priority date advanced to March 27, 1991.

Signed this 9th day July, 19 93

J. Glen Saylor
Chief, Water Allocation Bureau

JUL 22 1993

RECEIVED
MAY 13 1992

For Office Use Only
\$15 Fee Receipted by WEP
Date 5-13-92
Receipt No. 1024179

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 27-07540

Name(s) of Permit Holder: Rhone-Poulenc Basic Chemicals Co.

Mailing Address: P.O. Box 160, Montpelier, Idaho 83254

Date Proof is Due 7/1/92 Telephone No. (208) 547-2183

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

A hydrologist has been working on the location and depth of the well needed. The
drilling contractor has been chosen, and drilling and installation of well should be
done this summer.

Costing \$ 700.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

During 1991 the project this well was involved in was put under corporate review and
all budgetary monies associated put on hold. Budgetary monies have just been allowed
again and work will proceed this summer.

Permit holder(s) request an extension to July 1, 19 93.

FEE: \$15.00

A. B. King
(Signature)* Manager, Phosphate Rock Operations

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

MICROFILMED

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is extended to MAY 15 1992
July 1, 1993.

Signed this 14th day May, 19 92

J. Shw Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07540

Proposed Priority: March 20, 1991 Maximum Diversion Rate: 0.99 CFS
This is to certify, that **RHONE-POULENC**
P.O. BOX 160
MONTPELIER, ID 83254

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
INDUSTRIAL	01/01 to 12/31	0.99 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSW Sec. 26, Township 06S, Range 43E
CARIBOU County

PLACE OF USE: INDUSTRIAL
TWN RGE SEC

06S 43E	25	NWSW	SWSW	
	26	NWNE	SENE	NENW
		SENE	NESW	NWSW
		SESW	NESE	NWSE
		SWSE		
27		NESE	SESE	
	33	NESW	SESW	NESE
		NWSE	SWSE	
	34	NENE	NWNE	NENW
		SWNW		
07S 43E		3	SENE	NESW
	10	NWNE	SENE	NESE
	11	SWSW		
	14	NENW	NWNW	

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1992.
2. Subject to all prior water rights.
3. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

APPROVED

JUL 31 1991

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

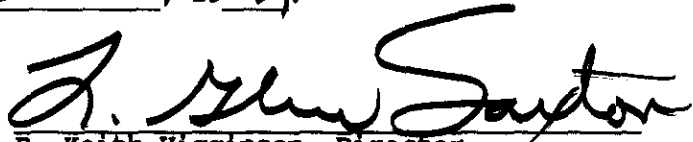
NO. 27-07540

CONDITIONS/REMARKS:

6. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
8. Industrial use is for watering mining haul roads.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

15 day of July, 1991.

for 
R. Keith Higginson, Director

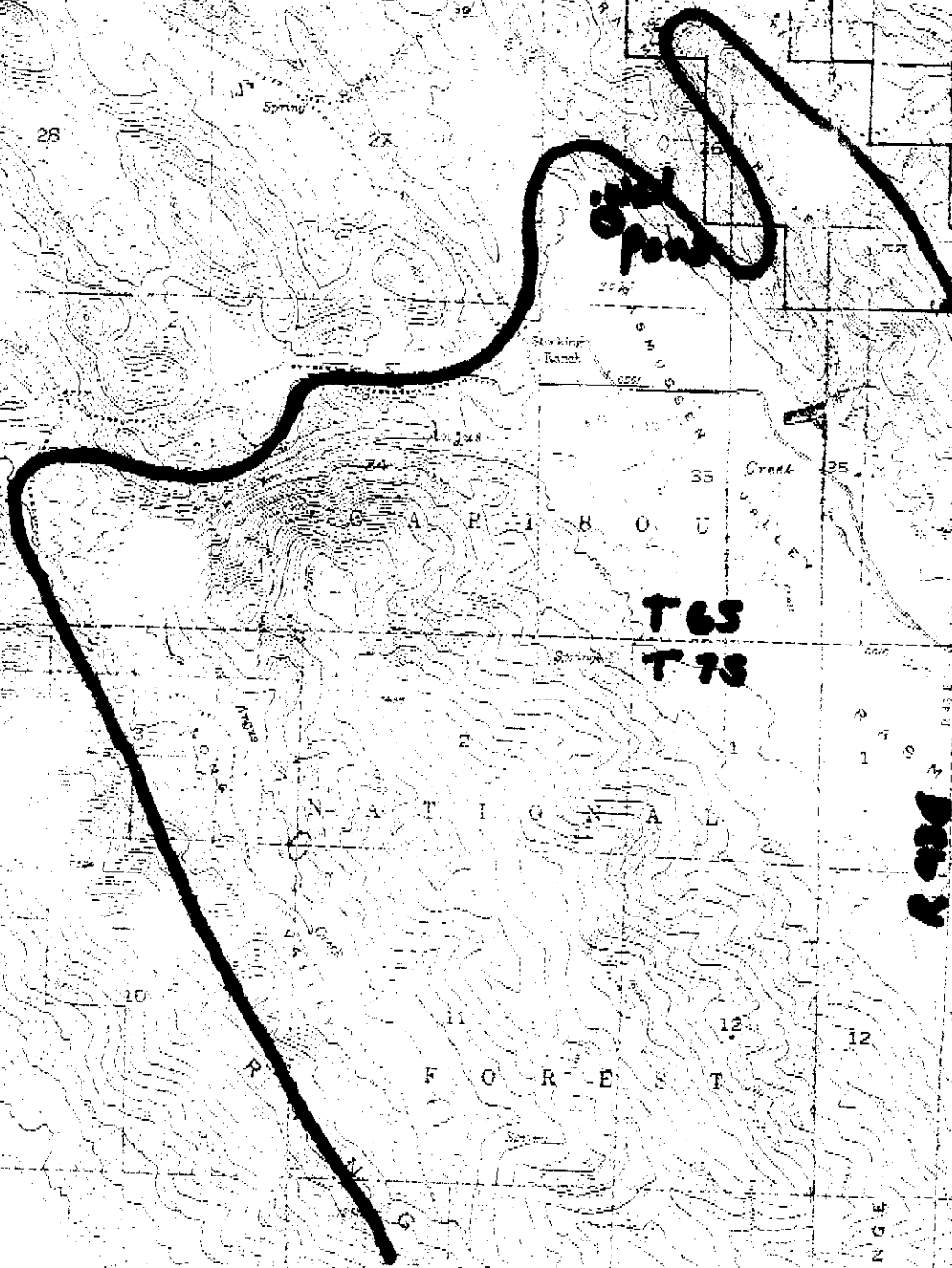
JUL 31 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Rhone-Poulenc Phone 208-547-2183
Post office address P.O. Box 160, Montpelier, Id. 83254
2. Source of water supply groundwater well which is a tributary of N/A
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. 26 Township 6S Range 43E B.M. Caribou County; additional
points of diversion if any: N/A ** Changes as per tele-con with*
Wendell Johnson H&J 4-9-91
4. Water will be used for the following purposes:
Amount .99 CFS for industrial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .99 CFS and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. A 400 GPM pump will pump water into a
5 acre feet pond for storage. A water truck will then pump 10,000gal
into a water truck about 6 to 8 times per day. Range cattle will also
be allowed to use the water during summer months.
b. Height of storage dam 5 feet feet; active reservoir capacity 5 af acre-feet; total
reservoir capacity 5 af acre-feet; period of year when water will be diverted to storage:
May 1 to Nov 1 inclusive.
c. Proposed well diameter is 10 inches; proposed depth of well is 500 feet.
d. Is ground water with a temperature of greater than 90°F being sought? no
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 year years (minimum 1 year).

RECEIVED
JUL 31 1991



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MICROFILMED

JUL 31 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. N/A
- b. Stockwatering; list number and kind of livestock. 100 cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. Industrial, for watering mining haul roads.

9. Description of place of use:



- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	43E	26		I		I	I			I	I	I		I	I	I	I		n/a
		25										I	I						
		27													I			I	
		33									I			I	I	I	I		
		34	I	I			I		I										
7S	43E	3								I	I						I		
		10		I		I									I				
		11											I						
		14					I	I											

Total number of acres to be irrigated n/a

10. Describe any other water rights used for the same purposes as described above. none

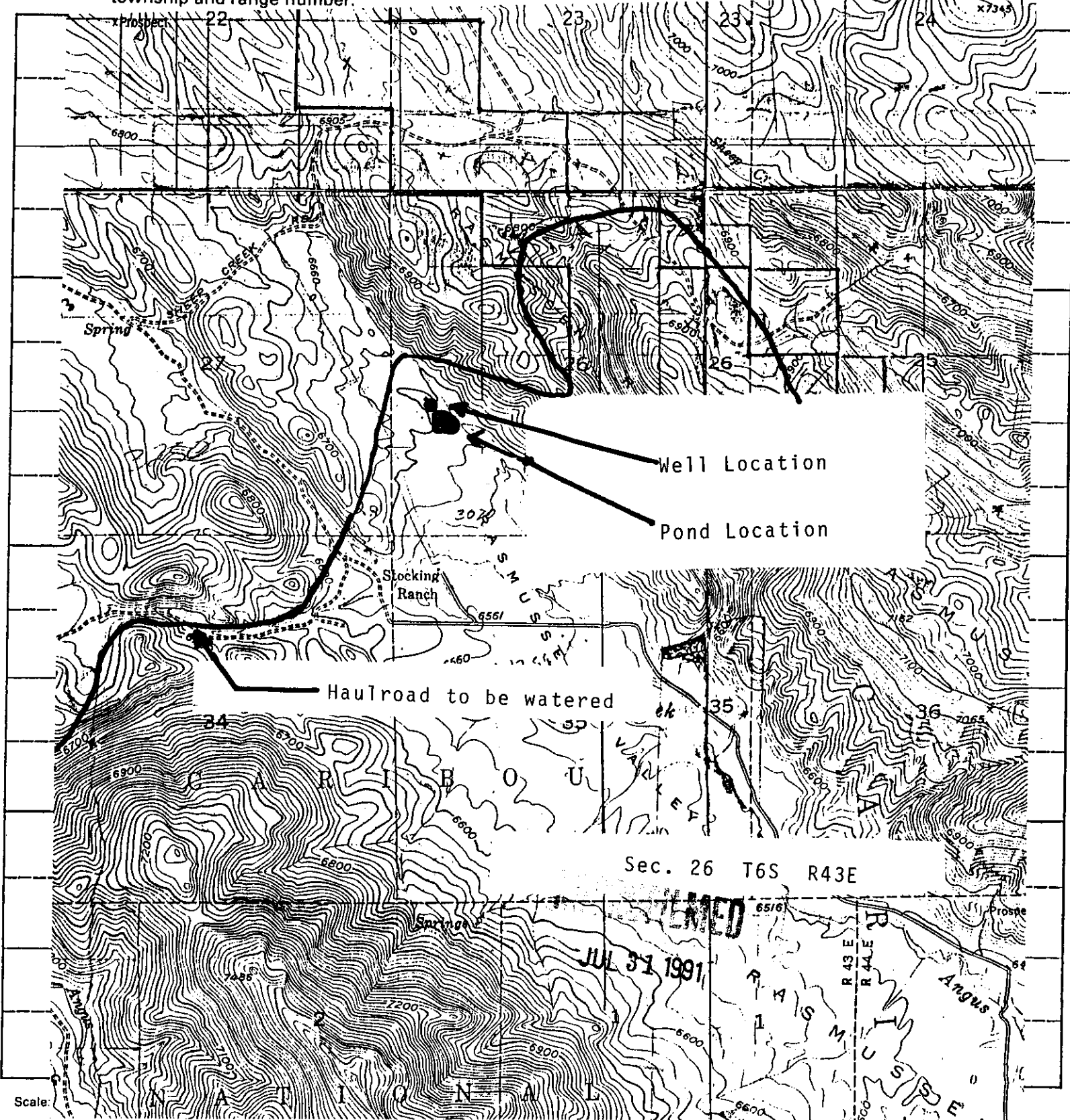
11. a. Who owns the property at the point of diversion? U.S. Forest Service
- b. Who owns the land to be irrigated or place of use? U.S. Forest Service
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Rhone-Poulenc is mining under an approved mining plan for Lease I-04375. Dust abatement by watering roads is required

12. Remarks. in mining plan.

JUL 31 1991

VOID

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



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.

Wendell Johnson
(Applicant) Mining Engineer

Received by CW Date 1-91 Time 12:00 Preliminary check by _____
Fee \$ 45.00 Receipted by HWT # TE015836 Date 3-20-91
Publication prepared by RB Date 5-2-9-91 Published in Caribou County Sun
Publication approved RB Date 6-17-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

RECEIVED

JUL 31 1991

RECEIVED

JUN 12 1991

Department of Water Resources
Eastern District Office

PUBLIC NOTICE

First Time Published

NOTICE OF APPLICATION
FOR WATER RIGHT

27-07539

RHONE-POULENC

P.O. BOX 160

MONTPELIER, ID 83254

Source: GROUNDWATER

Diversion Pt: NWNW Sec 25 T
06S R 43E

Use: INDUSTRIAL (.190 CFS)

Total Diversion: (.190 CFS)

Date Filed: 3/20/1991

In: T06S R43E S25 NWNW

27-07540

RHONE-POULENC

P.O. BOX 160

MONTPELIER, ID 83254

Source: GROUNDWATER

Diversion Pt: NWSW Sec 26 T
06S R 43E

Use: INDUSTRIAL (.990 CFS)

Total Diversion: (.990 CFS)

Date Filed: 3/20/1991

In: T06S R43E S25 NWSW

SWSW S26 NWNW SENE NENW

SENE NESW NWSW SESW

NESE NWSW SESE S27 NESE

SESE S33 NESW SESW NESE

NWSW SESE S34 NENE NWNE

NENW SWNW T07S R43E S03

SENE NESW SESE S10 NWNE

SENE NESE S11 SWSW S14

NENW NWNW

The permit(s) will be subject to

all prior water rights. Protests may

be submitted based on the criteria

of Sec. 42-203A, Idaho Code

and/or the new public interest

criteria of Sec. 42-203C, Idaho

Code. Protests must be filed with

the Director, Dept. of Water

Resources, 150 Shoup Ave., Suite

15, Idaho Falls, Idaho 83402 on or

before May 20, 1991.

(s) R. KEITH HIGGINSON

Director

Published May 2 and 9, 1991 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 circula-
tion 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 sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

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 2 successive weekly
issues thereof, the date of the
first publication being the

2nd day of
May, 1991

The date of the last publication

being the 9th day of

May, 1991

On this 5th day of June

in the year of 1991 before

me, a Notary Public, personally
appeared

Mark Steele

known or identified to me to be the
person whose name subscribed to
the within instrument, and being
by me first duly sworn, declared
that the statements therein are
true, and acknowledged to me that
he executed the same.

Clayton Steele
Notary Public for Idaho

Residing at Soda Springs, Idaho
My commission expires:

3/11/94

JUL 31 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

April 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NU-WEST INDUSTRIES INC
3010 CONDA RD
SODA SPRINGS ID 83276

RE: Water Rights 27-07417/27-07499/27-07500/27-07501/27-07502/
27-07503/27-07504/27-07505/27-07506/27-07540

Dear Water Right Holder(s):

The Department is in receipt of the correspondence changing the ownership of the above referenced water rights to you. We have modified our records to reflect this change in ownership and computer-generated reports are enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED
MAY 03 1999



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

February 12, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RHONE POULENC
PO BOX 728
SODA SPRINGS ID 83276

RE: WATER RIGHT NO. 27-07540

Dear Water Right Holders:

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration within fourteen (14) days after issuance 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

RECORDED
FEB 15 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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,

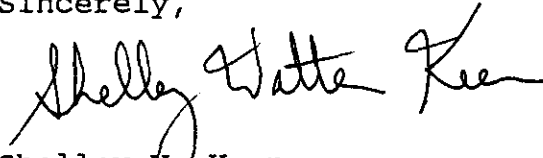
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have questions, please contact me at (208) 327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SWK:pah

Enclosures

c: Eastern Region

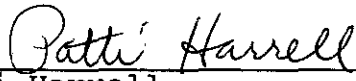
RECORDED
FEB 23 1972

CERTIFICATE OF MAILING

I hereby certify that on the 12th day of **February, 1997**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 27-07540

**RHONE POULENC
PO BOX 728
SODA SPRINGS ID 83276**



Patti Harrell
Secretary

RECORDED
FEB 14 1997



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 16, 1997

RHONE POULENC
PO BOX 728
SODA SPRINGS ID 83276

RE: WATER RIGHT NO. 27-07540

Dear Water Right Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within fourteen (14) days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

If you have any questions, please call me at (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

ENCLOSURE

FEB 25 1997



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 6, 1996

RHONE POULENC
PO BOX 728
SODA SPRINGS ID 83276

RE: WATER RIGHT NO. 27-07540

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects the addition of a second point of diversion. Please review carefully and if you concur, sign the amendment and return it with the \$50.00 filing fee within fourteen (14) days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SWK:ph

Enclosure

NOT RECORDED

FEB 26 1997

WR0749NP
No. L27-07540

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/02/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RHONE POULENC PO BOX 728 SODA SPRINGS ID 83276 (208) 574-2999	03/27/1991	INDUSTRIAL	01/01 12/31	0.890 CFS	135.20 AFA
TOTAL DIVERSION:					0.890 CFS	135.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.890 CFS

Point(s) of Diversion: T06S R43E S26 NWSW CARIBOU County

Place of use Legal Description for: INDUSTRIAL

				NE				NW				SW				SE																			
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:			
06S	43E	25	:																													:			
06S	43E	26	:			I				I										I							I		I			:			
06S	43E	27	:																								I					:			
06S	43E	33	:																													:			
06S	43E	34	:	I		I																										:			
07S	43E	3	:																													:			
07S	43E	10	:			I																					I					:			
07S	43E	11	:																													:			
07S	43E	14	:																													:			

Pou County: CARIBOU

Other Water Rights with Same Point(s) of Diversion and Source:
27-07540

Conditions of Approval:

- 048 - The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
- 049 - The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

Remarks: Industrial use is for dust abatement on mining haul roads.

Dates: App. Received: 03/20/1991 Priority Date: 03/27/1991
Proof Due Date: 07/01/1994 Proof Made Date: 05/18/1994
Exam Made Date: 05/31/1995 Exam Sent to S.O.: 03/07/1996
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

WR0749NP
No. L27-07540

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/02/96
PAGE: 2

=====

Comments: Date: 05/13/1992 User-ID: VAULT Subject: Extension of Time Received
Extension of Time Received

Date: 07/07/1993 User-ID: VAULT Subject: Lapse Notice Sent
Lapse Notice Sent

Date: 07/08/1993 User-ID: VAULT Subject: Extension of Time Received
Extension of Time Received

Audit: 12/02/96 SCURTIS

MEMORANDUM

TO: File 27-07540

FROM: Sharla

DATE: December 4, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 27-07540 are based on the following:

H. RECOMMENDATIONS

Industrial	1/1 - 12/31	0.89 cfs	135.2 afa
------------	-------------	----------	-----------

The theoretical calculations for the two wells add up to a total of 0.89 cfs.

There is a memo from Dee Dee Walters in this file concerning a verbal approval given for the second well. I spoke with Dennis Dunn about the situation.

Dennis said that Rhone Poulenc drilled numerous exploratory wells during this time frame and the second well probably started out as one of the exploratory wells. Dennis recalled talking to Rhone-Poulenc representatives about fees and permits, then they contacted Lotwick Reese here at the State Office and were given permission to go ahead with the exploratory wells without worrying about drilling permits.

Obviously, one of the exploratory wells panned out to be a satisfactory source of water for them and they retained it as a second well for industrial purposes. This time frame is also when the Drilling Permits Section was getting the well drilling programs set up and running in the database. Because of all this hassle, Dennis said he didn't plan to pursue the additional fee in light of the conversations with Lotwick and said he would let us decide whether or not to pursue the additional fee.

Examiner: Don Simpkins
Exam Date: May 31, 1995

MICROFILMED

FEB 23 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 27-07540 DATE 8/20/96 REVIEWER: S H A R L A
12/3

NAME Change OK Address Change yes - letter of 1/30/96
 SOURCE Change OK Is change clarification of originally intended source? yes
 If not, prepare Notice of Intent to Void no
 POINT OF DIV add 2nd well Amendment required yes
 PLACE OF USE add 2nd well Amendment required no

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .99 cfs
 Fee limit 1.0 cfs \$10000
 Measured yes cfs
 Theoretical .89 cfs

Recommended Total Div Rate .89 cfs

ANNUAL VOLUME/ NATURE OF USES

Use Indust. Volume Calculation
135.2 af
af
af
af
 SUBTOTAL af

Flow rate .89 cfs X 153 days X 1.982 = 269.6 af
 Total volume recommended 135.2 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

Just abatement on mining
haul road.
2 pld in NW 1/4, S26, T6S, R43E.

CONDITIONS

Watermaster Control WD#
GW Measurement/Measuring Device
Overlap
Use-specific conditions 048,049

Advancement of Priority Date Required yes no

SRBA Claim Filed NA
 Adjustment Memo NA

1st Amend Letter P39, P38
 2nd Amend Letter P42

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR 30 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 27-07540

1. Owner: RHONE POLLENC Phone No. (208) 547-2183

Current Address: P.O. BOX 160, MONTPELIER, IDAHO 83254

2. Accompanied by: SCOTT LUSTY EXAM DATE: 5/31/76

Address: SAME AS ABOVE Phone No. (208) 574-2977

Relationship to Permit Holder: _____

3. Source: GROUND WATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#40		SW	NW	SW	26	06S	43E	CARIBOU	U. S. G. S. TOPO MAP / NAPP PHOTO
									318-108 AA92 NE

2. Place(s) of Use: SEE ATTACHMENT

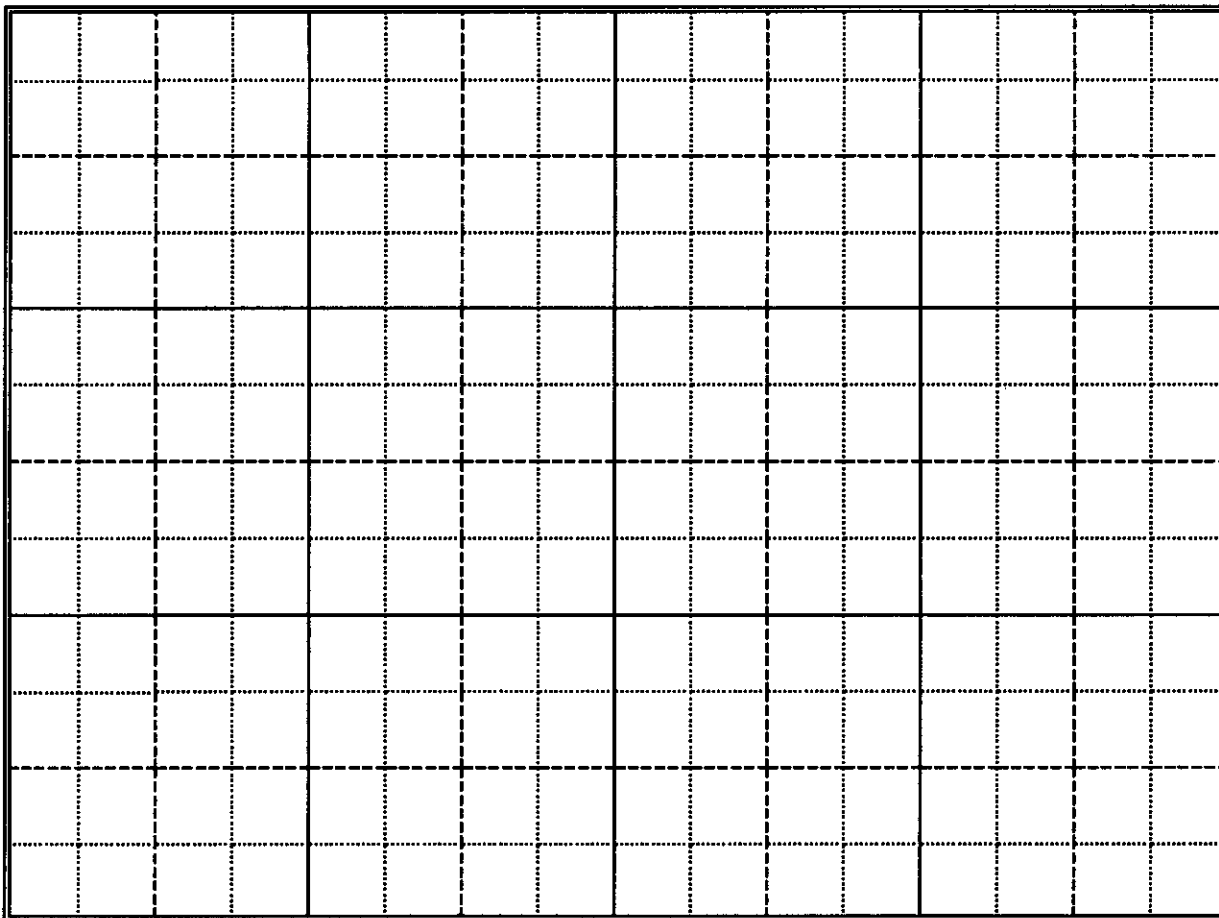
Indicate Method of Determination PROVIDED DURING ON SITE INSPECTION

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

RECORDED

FEB 25 1987

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable. *SEE PHOTOS AND MAP*



Scale: 1" = _____

_____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached (required for Irrigation of 10+ acres)

_____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
# 1	JACK 221	15 10	SUBVERSIBLE		3"
# 2	JACK 221	15 10	SUBVERSIBLE		3"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: NONE

PHOTO FILMED

FEB 25 1997

E. NARRATIVE/REMARKS/COMMENTS

WATER IS PUMPED FROM WELL #1 (10HP) AND WELL #2 (20HP)
TO A POND (OPEN DISCHARGE) WHERE IT IS RE-PUMPED TO
TANKER TRUCKS FOR ~~DISCHARGE~~ DISCHARGE ONTO ROADWAY
TO ABATE DUST. POND = 1/4 ACRE X 8' DEEP = 54,450 CU FT
= 407,313 GALLONS

* NOTE: POND HAS BEEN REPLACED WITH (1) ONE 80,000 GALLON
STORAGE TANK. WATER IS GRAVITY FED TO
18,000 TANKER TRUCKS. USE IS FROM APPROXIMATELY
JUNE 1ST TO OCTOBER 31; TRUCKS LOAD 7/8 7 OR 8
LOADS PER DAY PER SHIFT (2).
OUTPUT OF COMBINED WELLS IS APPROXIMATELY 1506PH
PER ENGINEERING.

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

FEB 24 1987

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

$$Q = 0.9 \text{ CFS}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

STORAGE TANK 80,000 GALLONS

TANKER TRUCK

$$18,000 \times 8 \text{ LOADS} \times 2 \text{ SHIFTS} \times 153 \text{ DAYS OF USE} \stackrel{\text{APPROXIMATE}}{=} 44,064,000 \text{ GALLONS}$$

$$\frac{44,064,000 \text{ GALLONS}}{324,850 \text{ GAL/AF}} = 135.2 \text{ AFA}$$

$$0.9 \text{ CFS} \times 153 \text{ DAYS} \times 1.9835 = 273.1 \text{ AFA}$$

H. RECOMMENDATIONS SYSTEM LIMITS TO 0.9 CFS.

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
MINING	1/1	12/31	0.9	135.2
Totals:			0.9 CFS	135.2 AFA

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name SIMPKINS Date 1/26/96

Reviewer [Signature] Date 2/16/96

SEAL

MICROFILMED

FEB 25 1997

Item C.1

LOCATION OF POINT(S) OF DIVERSION:

NWSW Sec. 26, Township 06S, Range 43E
CARIBOU County

Item C.2

PLACE OF USE: INDUSTRIAL
TWN RGE SEC

06S 43E 25
26

NWSW
NENE
SESW
SESW
SWSE

SWSW
SENE
NESW
NESE

NENW
NWSW
NWSE

27

NESE

SESE

33

NESW

SESW

NESE

NWSE

SWSE

34

NENE

NWNE

NENW

SWNW

07S 43E 3

SESW

NESW

SWSE

10

NWNE

SENE

NESE

11

SWSW

14

NENW

NWNW

IMAGE FILED

FEB 23 1967

27-07540

THEORETICAL PUMP FLOW CALCULATIONS

Formula: $Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$

SYSTEM: #1 WELL SOUTH

Hp = Horsepower = 15
Eff = Efficiency = .7 (Usually 70%)
Lift: (Static Level + Assumed Draw down)
Static Water Level = 140 ft.
Assumed Draw down = + 25 ft.
Lift = 165

OR

Measured Dynamic Water Level = OPEN DISCHARGE

psi = Operating Pressure = 0 psi

$$Q_{cfs} = \left[\frac{15}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{165}{Lift} + \left(\frac{0}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{92.547}{165} \right]$$

$Q_{cfs} = \underline{0.56}$ cfs SYSTEM #1 Well South

SYSTEM: #2 WELL NORTH

Hp = Horsepower = 15
Eff = Efficiency = .7 (Usually 70%)
Lift: (Static Level + Assumed Draw down)
Static Water Level = 253 ft.
Assumed Draw down = + 25 ft.
Lift = 278

OR

Measured Dynamic Water Level = OPEN DISCHARGE ft.

psi = Operating Pressure = 0 psi

$$Q_{cfs} = \left[\frac{15}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{278}{Lift} + \left(\frac{0}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{92.547}{278} \right]$$

$Q_{cfs} = \underline{0.33}$ cfs SYSTEM #2 Well North

TOTAL CFS #1 0.56
#2 0.33
.89

PERMIT NO. 27-07540

TO: I D W R

1-24-96

208-525-7177

C/O Don Samphens

RE: Rhone Poulenc Basic Chem. Co.
2 - Wells in Enoch Valley

South Well 7-5-95

Installed 15 HP 70 GPM Jacuzzi 6"
Sub pump Model S 675-15 at 357 ft.
S.W.L. 140 ft.

Pump Test Time	GPM	D.D.
1:50	120	
2:10	90	195'
2:15	60	?
2:50	60	?

Cant Measure draw down below 195 ft.
water running in hole at 195 ft.
est. draw down to 330 ft.

North Well 12-1-95

Install 15 HP 70 GPM Jacuzzi 6"
Sub pump Model S 675-15 at 556 ft.
S.W.L. 253 ft.

did not run pump - No Generator for power.



NELSON DRILLING INC.
860 EAST 2ND NORTH
SODA SPRINGS, ID 83276
208-547-2222

RECORDED

FEB 15 1996

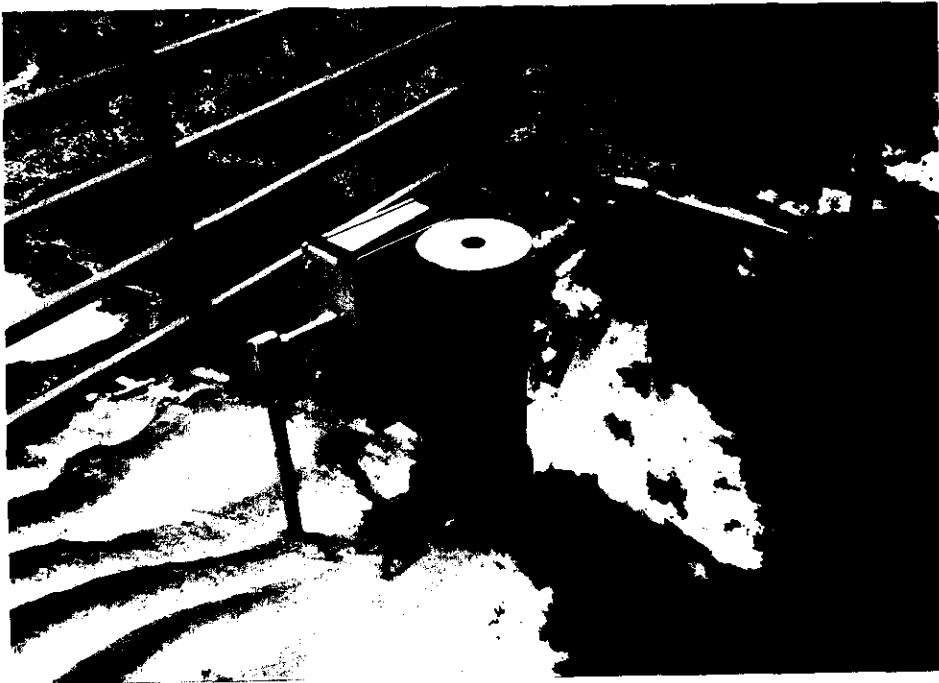
27-07540

RHONE FORLENC
MINING

2012



POINT OF
DIVERSION
WELL #2
ISNT
SUBMERISBLE



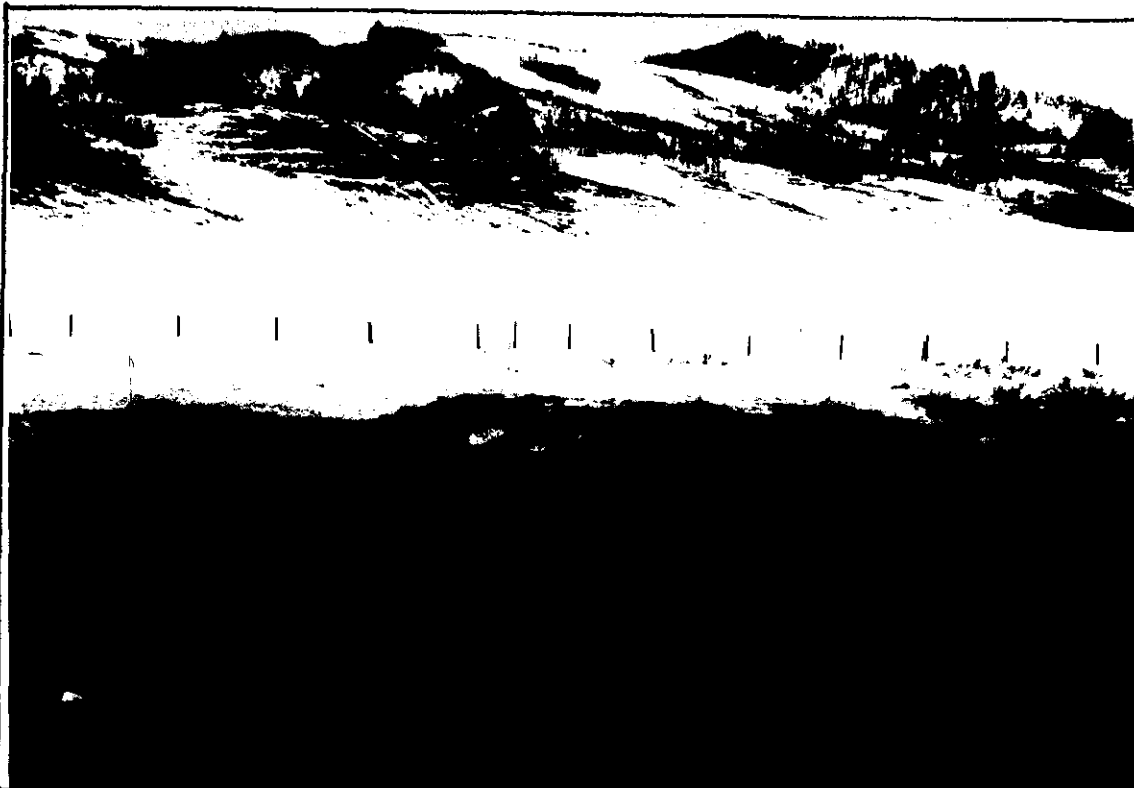
MICROFILMED

FEB 15 1967

27-07540

RHODE PORCELAN
MINING

1872



POINT OF
DIRECTION
WELL #1



WELL #1
15HP
SUBMERSIBLE

PHOTO - PLACES

PHOTO - PLACES

27-07540



NORTH AMERICAN CHEMICALS

RASMUSSEN RIDGE OPERATIONS
P.O. BOX 728
SODA SPRINGS, ID 83276

TEL: (208) 574-2999
FAX: (208) 574-2997

January 30, 1996

Please be advised that the Montpelier Office of Rhone-Poulenc (720 Washington Street, P.O. Box 160) has moved to the Rasmussen Ridge Mine at Soda Springs, Idaho. All shipping and mailing should be addressed to the following:

Rhone-Poulenc
Rasmussen Ridge Mine (shipping)
P.O. Box 728
Soda Springs, Idaho 83276
Telephone: (208) 574-2999
Fax: (208) 574-2997

Please make the necessary changes.

RECEIVED
FEB 16 1996
Department of Water Resources
Eastern District Office

MICROFILMED
FEB 24 1997

27-7540

43E

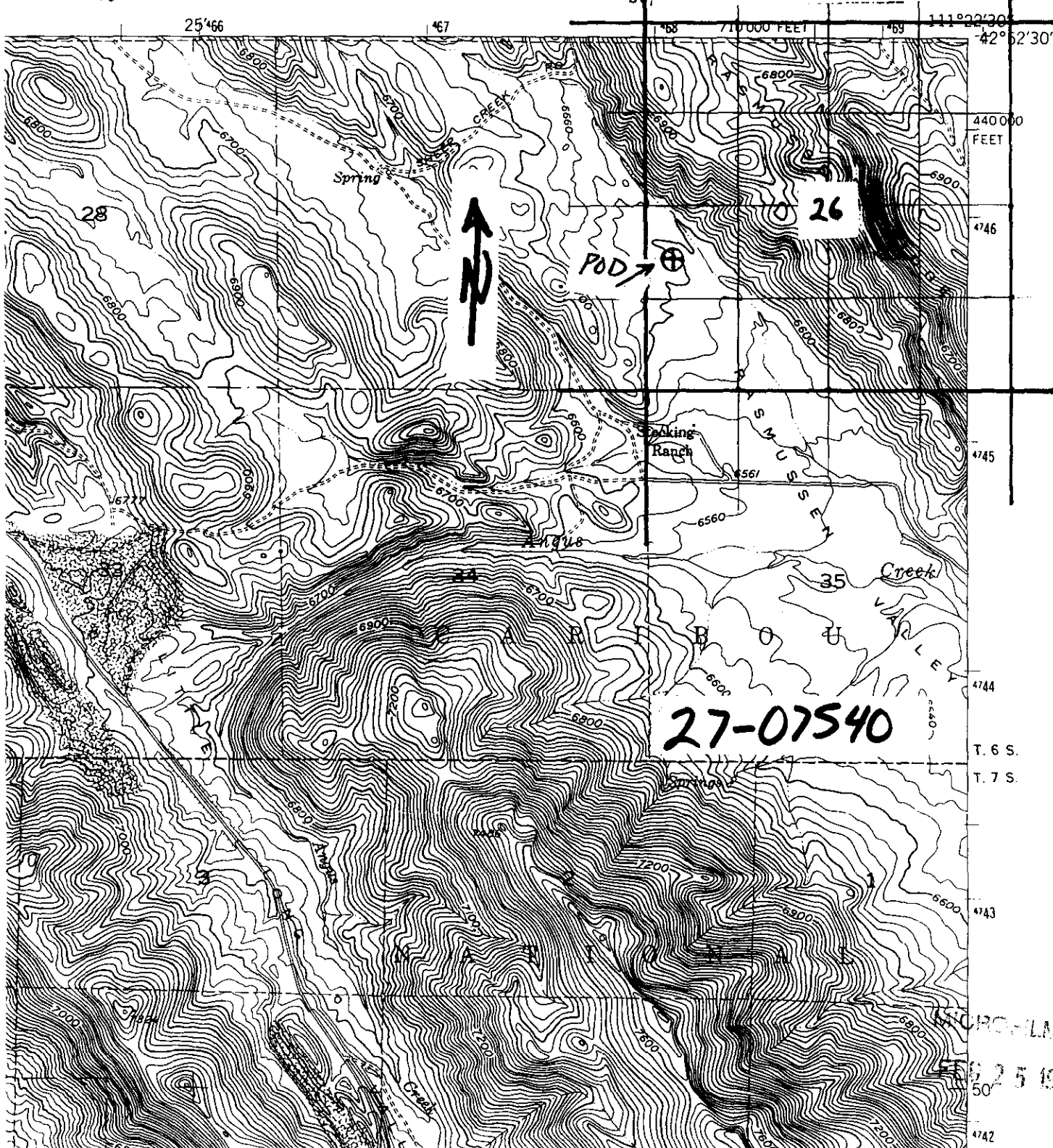
LOWER VALLEY QUADRANGLE

7.5 MI
SV

T06S, R43E

C.

3769 N NE
WAYAN EAST

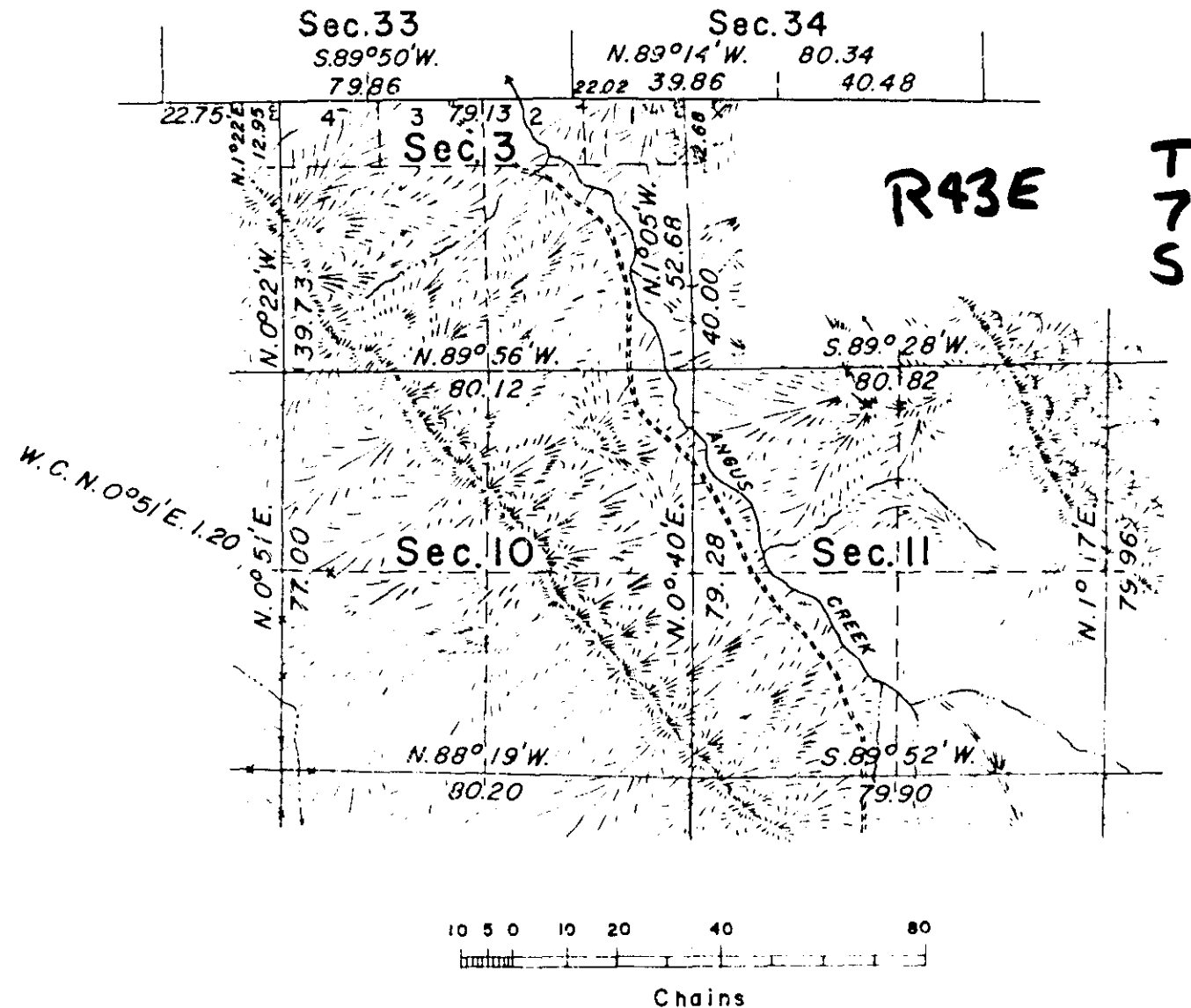


CHC-LA 100

5025 1907

4747

FIRST STANDARD PARALLEL SOUTH



Area Resurveyed, 1710.40 Acres

MICRO-PLACES

FD-350

Sec. 24

Sec. 25

Sec. 36

Sec. 23

Sec. 26

Sec. 35

Sec. 22

Sec. 27

Sec. 34

Sec. 33

Sec. 3

R43E

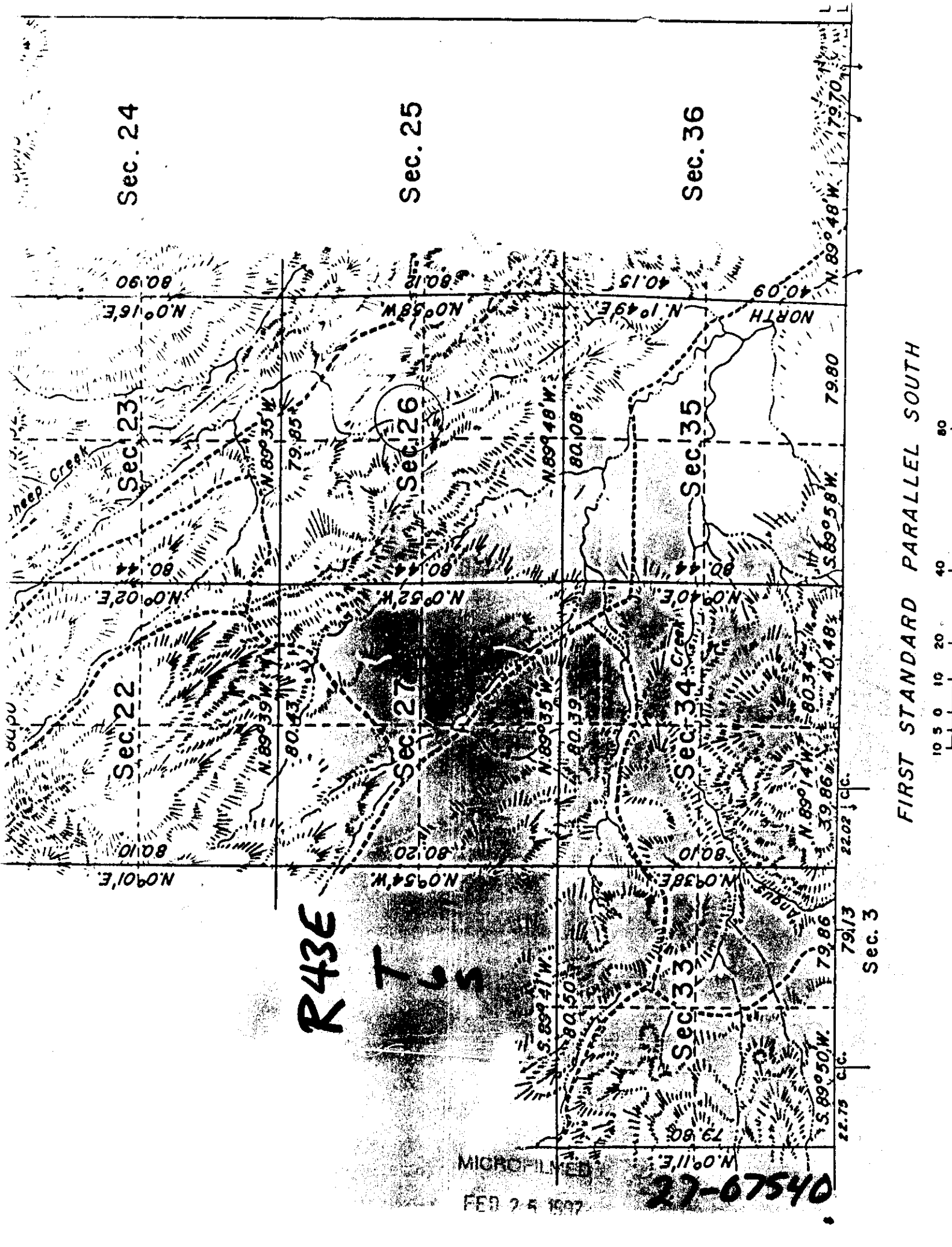
T 6 S

MICROFILMED

FEB 25 1997

27-67540

FIRST STANDARD PARALLEL SOUTH



INTER-DEPARTMENT MEMO

27-7540

TO: Water AllocationsSUBJECT: Well Reports
Illegal well drilledFROM: Ground Water ProtectionDATE: 4-27-95

Upon Review only 1 permit to drill has been submitted to the Dept. However 2 wells were drilled. We assigned a # to second well which will remain in Verbal Status until explained or pd. for. Dennis Dunn is sending letter requesting information. When field examination takes place please check data Base to see if matter has been cleared up or if further action needs to be taken on both our parts.

Thank You

☒ For your information

() Response required

MICROFILMED

FEB 25 1997

Daneen (Gedee) Waller
signature

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

RECEIVED

APR 18 1994

USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Rhone Poulenc
Address P.O. Box 160 Montpelier, ID 83254
Drilling Permit No. 27-92E-054 -000 Correct #
Water Right Permit No. 27-07540

7. WATER LEVEL

Static water level 32 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures
such as liners, screen, materials, plug depths, etc. in lithologic
log, section 9.)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
40	Couldn't tell	7

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☒ Other Road Watering (specify type)

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10	0	3	Top soil		x
10	3	35	Red Clay		x
10	35	45	Tan Clay & Gravel		x
10	45	48	Gravel	x	
10	48	70	Tan Clay & Gravel		x
10	70	80	Tan Clay		x
10	80	90	Gravel	x	
10	90	100	Gravel	x	
8 3/4	100	130	Gravel & Tan Clay		x
8 3/4	130	150	Tan Clay, Mud Stone		x
8 3/4	150	230	Tan Clay, Mud Stone		x
8 3/4	230	240	Tan Shale, Mud Stone		x
8 3/4	240	250	Tan Shale, Mud Stone		x
8 3/4	250	260	Tan Shale, Mud Stone		x
8 3/4	260	270	Tan Shale, Mud Stone		x
8 3/4	270	280	Black Shale		x
8 3/4	280	300	Black Shale		x
8 3/4	300	350	Black Shale		x
8 3/4	350	360	Black Shale, Interbed Lime stone	x	
8 3/4	360	370	Black Shale, Interbed Lime stone	x	
8 3/4	370	380	Black Shale, Interbed Lime stone	x	
8 3/4	380	390	Black Shale, Interbed Lime stone	x	

4. METHOD DRILLED

☒ Rotary ☒ Air ☐ Auger ☐ Reverse rotary
☐ Cable ☐ Mud ☐ Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness Diameter From To
.375 inches 10 inches + 1 feet 150 feet
.250 inches 6 inches + 18" feet 390 feet
_____ inches _____ inches _____ feet _____ feet
Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch ☐ Gun
Size of perforation? 1/4 inches by 2 1/2 inches
Number From To
80 perforations 90 feet 80 feet
320 perforations 385 feet 350 feet
_____ perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☒ No
Manufacturer _____ Type _____
Top Packer or Headpipe _____
Bottom of Tailpipe N/A

Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal depth 150 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☒ Temp. surface casing ☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strata

Describe access port 1 1/2" Coupling w/ plug

6. LOCATION OF WELL

Sketch map location must agree with written location.

Subdivision Name _____
Lot No. _____ Block No. _____
County Caribou
Address of Well Site Rasmussen Valley
(give at least name of road)
T. 6 N ☐ or S ☒
NW 1/4 SW 1/4 Sec. 26, R. 43 E ☒ or W ☐

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Thomas Drilling, Inc Firm No. 390

Address Rt. 1 Afton, WY 83114 Date 1-27-94

Signed by Drilling Supervisor [Signature]
and
(Operator) _____
(If different than the Drilling Supervisor)

10. Department of Water Resources

Work started 9-26-92 finished 6-17-93

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

USE TYPEWRITER OR
APR 18 1994 BALLPOINT PEN

WELL DRILLER'S REPORT

Department of Water Resources 200

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.0-7539
0-7540
C-025413

1. WELL OWNER

Name Rhone PoulencAddress P.O. Box 160 Montpelier, ID 83254Drilling Permit No. 27-92E-0540080-000 D.W. Remarks 4-27-93Water Right Permit No. 27-07540

7. WATER LEVEL

Static water level 267 feet below land surface.Flowing? ☐ Yes ☒ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ PlugTemperature _____ °F. Quality _____
Describe artesian or temperature zones below.

2. NATURE OF WORK

- ☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures
such as liners, screen, materials, plug depths, etc. in lithologic
log, section 9.)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
40	Unknown	8

3. PROPOSED USE

- ☐ Domestic ☐ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☒ Other Road Watering (specify type)

4. METHOD DRILLED

- ☒ Rotary ☒ Air ☐ Auger ☐ Reverse rotary
☐ Cable ☐ Mud ☐ Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
.375 inches	10 inches	+ 1 feet	280 feet
.250 inches	8 inches	+ 18" feet	601 feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☐ Yes ☐ NoPerforated? ☒ Yes ☐ NoHow perforated? ☐ Factory ☒ Knife ☐ Torch ☐ GunSize of perforation? 1/4 inches by 2 1/2 inches

Number	From	To
800 perforations	380 feet	280 feet
480 perforations	580 feet	520 feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer _____ Type _____

Top Packer or Headpipe _____

Bottom of Tailpipe _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

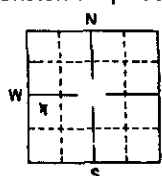
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 280 Material used in seal: ☐ Cement grout☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit☒ Temp. surface casing ☐ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded☐ Solvent Weld ☐ Cemented between strataDescribe access port 1 1/2" Nipple w/cap

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County CaribouAddress of Well Site Rasmussen Valley

(give at least name of road)

T. 6 N ☐ or S ☒NW 1/4 SW 1/4 Sec. 26, R. 43 E ☒ or W ☐

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10 3/4	0	5	Top Soil		
10 3/4	5	20	Gravel		x
10 3/4	20	40	Gravel & Clay		x
10 3/4	40	60	Gravel & Clay		x
10 3/4	60	80	Gravel & Clay		x
10 3/4	80	100	Gravel & Clay		x
10 3/4	100	120	Gravel & Clay		x
10 3/4	120	140	Gravel & Clay		x
10 3/4	140	160	Gravel, Clay & Mudstone		x
10 3/4	160	180	Gravel, Clay & Mudstone		x
10 3/4	180	200	Gravel, Clay & Mudstone		x
10 3/4	200	220	Gravel, Clay & Mudstone		x
10 3/4	220	240	Gravel, Clay & Mudstone		x
10 3/4	240	260	Gravel, Clay & Mudstone		x
10 3/4	260	280	Gravel, Clay & Phosphate		x
8 5/8	280	300	Gravel		x
8 5/8	300	320	Gravel		x
8 5/8	320	340	Gravel		x
8 5/8	340	360	Gravel		x
8 5/8	360	380	Gravel		x
8 5/8	380	400	Gravel		x
8 5/8	400	420	Gravel		x
8 5/8	420	440	Gravel		x
8 5/8	440	460	Gravel		x
8 5/8	460	480	Sandstone		x
8 5/8	480	500	Sand & Sandstone		x
8 5/8	500	520	Sand Stone & Sand		x
8 5/8	520	540	Sand & Sandstone		x
8 5/8	540	560	Sand & Sandstone		x
8 5/8	560	580	Sand & Sandstone		x
8 5/8	580	590	Limestone		x
8 5/8	590	600	Limestone		x
8 5/8	600	630	Pink Sandstone		x
8 5/8	630	650	Sandstone, & Gravel		x

RECEIVED

OCT 21 1994

Department of Water Resources

RECEIVED

APR 25 1994

Department of Water Resources

Eastern District Office

MICROFILMED

10.

Work started 2-11-93 finished 8-9-93

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Thomas Drilling, Inc. Firm No. 390Address Rt. 1 Afton, WY 83111 Date 1-27-94Signed by Drilling Supervisor [Signature]

and

(Operator) [Signature]
(If different than the Drilling Supervisor)

Permit No. 27-07540

Date 5-25-94

TYPES OF USE

Industrial

100

Correct Uses? YES

yes

Surface water source

✓ Ground water source

UCS Drilling permit required?

no Copy in the file? Drilling Permit No. 27-92-G-0054

700.00 Amount paid for permit *As S* Correct?

no Well log in the file?

MEASURING DEVICE

11/5 Required?

11-5 Required?

0100.00 Amount Submitted

97- Installed?

Yes Correct?

no Waiver requested?

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

Advice of flow port condition

Proof acceptable

New Address

Proof Made 5-18-94

May 26, 1994

RHONE-POULENC BASIC CHEMICALS
P O BOX 160
MONTPELIER ID 83254

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 27-07540

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that one of the conditions of your water right permit requires that the permit holder install a flow measurement port. This condition must be complied with before the license exam, or you can request, in writing, a waiver of the condition.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls, at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

JUL 21 1994

April 30, 1994

RHONE-POULENC
P.O. BOX 160
MONTPELIER ID 83254

PROOF DUE NOTICE

RE: PERMIT NO. 27-07540

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

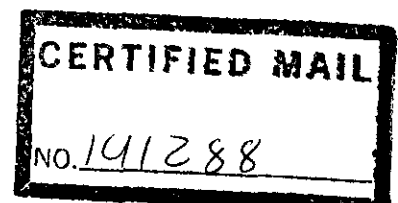
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED

JUL 21 1994





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 12, 1993

Rhone Poulenc Basic Chemicals Co
PO Box 160
Montpelier, ID 83254

Re: Permit No. 27-07540

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to July 1, 1994. However, since the extension was received after the proof of beneficial use date, it was necessary for the department to reinstate your permit and advance your priority date to March 27, 1991.

Please note that the department has granted this extension based on governmental delay. It is important that you work diligently toward the completion of this project during the construction period allowed. The department will not be able to grant additional requests based on due diligence.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Regional Office

RECORDED

JUL 22 1993

**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 27-07540 Reviewed by Klg Date 7/8/93

BASIC INFORMATION

7/8/93 Date stamp received
no Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

_____ Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
_____ Is supporting documentation needed to complete the file? _____ Requested? _____
yes Is delay by a government agency?
_____ Is supporting documentation needed to complete the file? no Requested? _____
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

*Recommend for approval Based on
govt delay. Extend to 7/1/94*

PRIORITY CALCULATION

Date extension received	<u>7/8/93</u>	=	<u>189</u>
Proof due date	<u>7/1/93</u>	=	<u>182</u>
Number of days late		=	<u>7</u>
Priority date	<u>3/20/91</u>	=	<u>79</u>
New Priority Date	<u>3/27/91</u>	=	<u>86</u>

DATA ENTRY

New Address _____
Change Proof Due Date 7/12/93 Klg
Change Priority Date _____

October 2, 1992

Anthony A. Varilone
District Ranger
Caribou National Forest
421 West Second South
Soda Springs, Id. 83276

RE: Special Use Permit for the Rasmussen Ridge Haulroad Well.

Dear Mr. Varilone,

As you are aware, Rhone-Poulenc would like to place a water well and small holding pond alongside the Rasmussen Ridge Haulroad. We have been informed by your personnel that a Special Use Permit will be needed. From the enclosed location map, you can see that the site chosen is between the Rasmussen Ridge Haulroad and the private land to the south. The legal description for the proposed location is the Northwest quarter of the Southwest quarter of Section 26, Township 6 South, Range 43 East, B.M. County of Caribou. Also enclosed is a copy of the approved IDWR Permit to Appropriate Water (permit # 27-07540).

The proposed location was selected by our consulting hydrologist as the nearest location to the Rasmussen Ridge Mine with the best possibility of an appreciable volume of water. The well is expected to produce 250 GPM and will flow into the holding pond. With the only water source now available to Rhone-Poulenc being the Angus Creek runoff pond, the need for a reliable, nearby, water source for the water trucks is great.

Providing the needed water will entail drilling a test hole to verify the geology, drilling the production well, and constructing a holding pond approximately 70 ft by 70 ft by 10 ft deep (the electrical power needed for the well pump will be provided by a small diesel generator set). The pond will be located as close to the well, and the haulroad, as possible so that the water trucks will be able to fill from a diesel powered pump located next to the pond.

RECEIVED

JUL 22 1993

I hope all the information needed for the Special Use Permit has been provided, and that the approval process can proceed in a timely fashion. If there are any questions, or additional information needed, please do not hesitate to contact Wendell Johnson or myself.

Sincerely,

Edwin C. Lips
Mining Engineer

cc D. L. King, Jr.
W. Johnson
W. Pike

MICROFILMED

JUL 22 1993

United States
Department of
Agriculture

Forest
Service

CARIBOU
NATIONAL
FOREST

1 W. 2nd South
Ja Springs
ID 83276

Reply To: 2720

Date: October 21, 1992

Mr. Duncan L. King
General Manager
Rhone-Poulenc
P.O. Box 160
Montpelier, ID 83254

Dear Duncan:

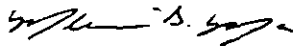
Your folks at the mine have been talking about the possibility of drilling a well and constructing a holding pond in Rasmussen Valley for water for the haul road with us for several months. However, we did not receive a formal request and plan for the project. On October 1, 1992 we were informed by our range conservationist that your company was drilling a well in Rasmussen Valley. We called Ed Lips and told him to stop the project and not resume operations until we received a plan and the proper authorization could be given. He did stop the well drilling and we received a request and plan on October 5, 1992.

We have reviewed the plan and we are working on the special use permit to authorize the project. You will be receiving the special use permit for your signature within the next two weeks.

We have a good working relationship with your people at the mine and appreciate their efforts in helping us manage the resources. However, they need to keep in mind that all projects on the Forest, on or off lease, needs to be approved in advance of any construction or disturbance.

If you have any questions concerning this project please contact me.

Sincerely,



ANTHONY A. VARILONE
District Ranger

Active

BCC/jw

RECEIVED

JUL 22 1993

U. S. DEPARTMENT OF AGRICULTURE Forest Service SPECIAL-USE PERMIT Authority: <u>Federal Land Policy and Management Act, as amended October 21, 1976</u>	Holder No. 4 0 6 4-0 3	Issue Date _ _ / _ _ / _ _	Expir. Date 1 2/3 1/1 0
	Type Site(s) _ _ _ 2 3 1	Authority 6 7 6	Auth. Type _ _ 2 0
	Region/Forest/District 0 4/ 0 5 / 02_		State/County 1 6/ 0 2 9
	Cong. Dist. 0 2	Latitude 4 2-5 2-0 3	Longitude 1 1 1-2 2-5 7

Rhone-Poulenc Basics Chemicals Co., of P. O. Box 160

(Holder Name) Div. of Rhone-Poulenc, Inc. (Billing Address - 1)

<u>Montpelier</u>	<u>ID</u>	<u>83254</u>
(Billing Address - 2)	(City)	(State) (Zip Code)

(hereinafter called the Holder) is hereby authorized to use or occupy National Forest System lands, to use subject to the conditions set out below, on the Caribou National Forest.

This permit covers 1 acre and is described as NW1/4 SW1/4 Section 26, T6S, R43E, B.M. as shown on the location map attached to and made a part of this permit, and is issued for the purpose of: a well and pond 70' x 70' with short access road

The above described or defined area shall be referred to herein as the "permit area".

TERMS AND CONDITIONS

I. AUTHORITY AND GENERAL TERMS OF THE PERMIT

A. Authority. This permit is issued pursuant to the authorities enumerated at Title 36, Code of Federal Regulations, Section 251 Subpart B, as amended. This permit, and the activities or use authorized, shall be subject to the terms and conditions of the Secretary's regulations and any subsequent amendment to them.

B. Authorized Officer. The authorized officer is the Forest Supervisor or a delegated subordinate officer.

C. License. This permit is a license for the use of federally owned land and does not grant any permanent, possessory interest in real property, nor shall this permit constitute a contract for purposes of the Contract Disputes Act of 1978 (41 U.S.C. 611). Loss of the privileges granted by this permit by revocation, termination, or suspension is not compensable to the holder.

D. Amendment. This permit may be amended in whole or in part by the Forest Service when, at the discretion of the authorized officer, such action is deemed necessary or desirable to incorporate new terms, conditions, and stipulations as may be required by law, regulation, land management plans, or other management decisions.

E. Existing Rights. This permit is subject to all valid rights and claims of third parties. The United States is not liable to the holder for the exercise of any such right or claim.

JUL 22 1993

F. Nonexclusive Use. Unless expressly provided in additional terms, this permit is not exclusive. The Forest Service reserves the right to use or allow others to use any part of the permit area for any purpose.

G. Public Access and Use. Unless specifically limited under additional terms to this permit, the holder agrees to allow the public free and unrestricted access to and use of the permit area at all times for all lawful purposes. To facilitate public use of the permit area, all existing roads or roads as may be constructed by the holder shall remain open to the public, except for roads as may be closed by joint agreement of the holder and the authorized officer.

H. Forest Service Right of Entry and Inspection. The Forest Service shall have free and unrestricted access at all times, including the right to enter into all buildings, dwellings, and other facilities to ensure compliance with the terms and conditions of this permit. In addition, the Forest Service may enter the authorized facilities for any purpose or reason consistent with any right or obligation of the United States under any law or regulation.

I. Assignability. This permit is not assignable or transferable. If the holder through death, voluntary sale or transfer, enforcement of contract, foreclosure, or other valid legal proceeding shall cease to be the owner of the improvements, this permit shall terminate.

J. Permit Limitations. Nothing in this permit allows or implies permission to build or maintain any structure or facility, or to conduct any activity unless specifically provided for in this permit. Any use not specifically identified in this permit must be approved by the authorized officer in the form of a new permit or permit amendment.

II. TENURE AND ISSUANCE OF A NEW PERMIT

A. Expiration at the End of the Authorized Period. This permit will expire at midnight on December 31, 2010. Expiration shall occur by operation of law and shall not require notice, any decision document, or any environmental analysis or other documentation.

B. Construction. Any construction authorized by this permit may commence by November 1, 1992 and shall be completed by December 31, 1992. If construction is not completed within the prescribed time, this permit may be revoked or suspended.

C. Minimum Use or Occupancy of the Permit Area. Use or occupancy of the permit area shall be exercised at least 365 days each year, unless otherwise authorized in writing under additional terms of this permit.

D. Notification to Authorized Officer. If the holder desires issuance of a new permit after expiration, the holder shall notify the authorized officer in writing not less than one (1) year prior to the expiration date of this permit.

JUL 22 1993

E. Conditions for Issuance of a New Permit. At the expiration or termination of an existing permit, a new permit may be issued to the holder of the previous permit or to a new holder subject to the following conditions:

1. The authorized use is compatible with the land use allocation in the Forest Land and Resource Management Plan.
2. The permit area is being used for the purposes previously authorized.
3. The permit area is being operated and maintained in accordance with the provisions of the permit.
4. The holder has shown previous good faith compliance with the terms and conditions of all prior or other existing permits, and has not engaged in any activity or transaction contrary to Federal contracts, permits, laws, or regulation.

F. Discretion of Forest Service. Notwithstanding any provisions of any prior or other permit, the authorized officer may prescribe new terms, conditions, and stipulations when a new permit is issued. The decision whether to issue a new permit to a holder or successor in interest is at the absolute discretion of the Forest Service.

III. RESPONSIBILITIES OF THE HOLDER

A. Plans. If required by the authorized officer, all plans for development, layout, construction, reconstruction, or alteration of improvements on the permit area, as well as revisions of such plans, must be prepared by a licensed engineer, architect, and/or landscape architect. Such plans must be approved in writing by the authorized officer or a designated representative before the commencement of any work. A holder may be required to furnish as-built plans, maps, or surveys, or other similar information, upon completion of construction.

B. Maintenance. The holder shall maintain the improvements and permit area to standards of repair, orderliness, neatness, sanitation, and safety acceptable to the authorized officer, and consistent with applicable Federal, State, and local health and safety and other requirements.

C. Hazard Analysis. The holder has a continuing responsibility to identify and abate hazardous conditions on the permit area which could affect the improvements or pose a risk of injury to individuals. Any actions to abate such hazards shall be performed after consultation with the authorized officer.

D. Compliance with Laws, Regulations, and other Legal Requirements. The holder, in exercising the uses authorized by this permit, will assume responsibility for compliance with the regulations of the Department of Agriculture and all Federal, State, county, and municipal laws, ordinances, or regulations which are applicable to the area or operations covered by this permit. The obligations of the holder under this permit are not contingent upon any duty of the Forest Service to inspect the premises. A failure by the Forest Service, or other governmental officials, to inspect is not a defense to noncompliance with any of the terms and conditions of this permit.

E. Fire Prevention and Suppression. The holder shall take all reasonable precautions to prevent and suppress forest fires. Open fires are prohibited except with written permit from the authorized officer or the authorized officer's agent.

F. Change of Address. The holder shall immediately notify the authorized officer of a change in address.

JUL 22 1993

G. Change in Ownership of the Authorized Improvements. This permit is not assignable and terminates upon change of ownership of the improvements. The holder shall immediately notify the authorized officer when a change in ownership of the improvements is pending. Notification by the present holder and potential owner shall be executed using Form FS-2700-3, Special Use Application and Report, or Form FS-2700-3a, Request for Termination of and Application for Special-Use Permit. Upon receipt of the proper documentation, the authorized officer may issue a permit to the new owner of the improvements.

IV. LIABILITY

For purposes of this section, "holder" includes the holder's heirs, assigns, agents, employees, and contractors.

A. Risk of Loss. The holder assumes all risk of loss of the property. Loss to the property may result from, but is not limited to, theft, vandalism, fire, avalanches, rising waters, winds, falling limbs or trees, and acts of God. If the authorized improvements are destroyed or substantially damaged, the authorized officer shall conduct an analysis to determine whether the improvements can be safely occupied in the future and whether rebuilding should be allowed.

B. Damage to Property of the United States. The holder has an affirmative duty to protect from injury and damage the land, property, and other interest of the United States. Damage includes, but is not limited to, fire suppression costs and all costs and damages associated with or resulting from the release or threatened release of a hazardous substance occurring during or as a result of the holder's activities on, or related to, the lands property, and other interests covered by the permit.

1. The holder shall compensate in full the United States for damages occurring under the terms of this permit or under any law or regulation applicable to the National Forests. The holder shall be liable for all injury, loss, or damage, including fire suppression, or other costs associated with rehabilitation or restoration of natural resources, associated with the holder's use or occupancy. Compensation shall include, but is not limited to, the value of resources damaged or destroyed, the costs of restoration, cleanup, or other mitigation, fire suppression or other types of abatement costs, and all administrative, legal (including attorney fees), and other costs in connection therewith.

2. With respect to roads, the holder shall be liable for damages to all roads and trails of the United States open to public use caused by the holder's use to the same extent as provided under paragraph IV (B)(1), except that liability shall not include reasonable and ordinary wear and tear.

3. In addition to liability provided in this paragraph, the holder may incur strict liability for certain high hazard situations if so provided by additional clauses appended to this permit.

C. Indemnification and Liability of the United States. The holder shall comply with all applicable federal, state, and local laws and regulations, including but not limited to the Federal Water Pollution Control Act, 33 U.S.C. 1251 et seq, the Oil Pollution Act, 33 U.S.C. 2701 et seq, the Clean Air Act, 42 U.S.C. 7401 et seq, the Resource Conservation and Recovery Act, 42 U.S.C. 6901 et seq, and the Comprehensive Environmental Response, Control, and Liability Act, 42 U.S.C. 9601 et seq, as subsequently amended. The holder shall indemnify, defend, and hold the United States harmless for any violations incurred under any such laws and regulations or for any costs, damages, claims, liabilities, and judgements arising from past, present, and future acts or omissions of the holder in connection with the use and/or occupancy

JUL 22 1993

authorized by this permit. This indemnification and hold harmless agreement includes, but is not limited to, acts and omissions of the holder in connection with the use and/or occupancy authorized by this permit which result in: (1) violations of the above or any applicable laws and regulations; (2) judgments, claims, or demands assessed against the United States; (3) costs, expenses, and damages incurred by the United States; or (4) other releases or threatened releases on or into land, property, and other interest of the United States by solid waste and/or hazardous substance(s).

The holder's indemnification of the United States shall also include any damage to life or property arising from the holder's occupancy or use of land, property, and other interest of the United States. The United States has no duty to inspect permit area or to warn of hazards and, if the United States does inspect the permit area, it shall incur no additional duty nor liability for identified or non-identified hazards. This covenant may be enforced by the United States in a court of competent jurisdiction.

V. TERMINATION, REVOCATION, AND SUSPENSION

A. General. For purposes of this permit, "termination", "revocation", and "suspension" refer to the cessation of uses and privileges under the permit.

"Termination" refers to the cessation of the permit under its own terms without the necessity for any decision or action by the authorized officer. Termination occurs automatically when, by the terms of the permit, a fixed or agreed upon condition, event, or time occurs. For example, the permit terminates at expiration. Terminations are not appealable.

"Revocation" refers to an action by the authorized officer to end the permit because of noncompliance with any of the prescribed terms, or for reasons in the public interest. Revocations are appealable.

"Suspension" refers to a revocation which is temporary and the privileges may be restored upon the occurrence of prescribed actions or conditions. Suspensions are appealable.

B. Revocation or Suspension. The Forest Service may suspend or revoke this permit in whole or part for:

1. Noncompliance with Federal, State, or local laws and regulations.
2. Noncompliance with the terms and conditions of this permit.
3. Reasons in the public interest.
4. Abandonment or other failure of the holder to otherwise exercise the privileges granted.

C. Opportunity to Take Corrective Action. Prior to revocation or suspension for cause pursuant to Section V (B), the authorized officer shall give the holder written notice of the grounds for each action and a reasonable time, not to exceed 90 days, to complete the corrective action prescribed by the authorized officer.

D. Removal of Improvements. Upon abandonment, revocation, termination, or expiration of this authorization, the holder shall remove within a reasonable time prescribed by the authorized officer all structures and improvements, except those owned by the United States, and shall restore the site. If the holder fails to remove all structures or improvements within the prescribed period, they shall become the property of the United States and may be sold, destroyed or otherwise disposed of without any liability to the United States. However, the holder shall remain liable for all cost associated with their removal, including costs of sale and impoundment, cleanup, and restoration of the site.

JUL 22 1993

VI. FEES

A. Termination for Nonpayment. This permit shall automatically terminate without the necessity of prior notice when land use rental fees are 90 calendar days from the due date in arrears.

B. The holder shall pay an annual fee of Forty-Five Dollars (\$45.00) for the period from November 1, 1992, to December 31, 1992, and thereafter annually on January 1 Forty-Five Dollars (\$45.00): Provided, charges for this use shall be made or readjusted whenever necessary to place the charges on a basis commensurate with the fair market value of the authorized use.

<C. Payment Due Date. The payment due date shall be the close of business on January 1 of each calendar year payment is due. Payments due the United States for this use shall be deposited at Unit Collection Officer, FS, Intermountain Region File 61657, P. O. Box 60,000, San Francisco, CA 94160-1657 in the form of a check, draft, or money order payable to "Forest Service, USDA." Payments shall be credited on the date received by the designated Forest Service collection officer or deposit location: If the due date for the fee or fee calculation statement falls on a non workday, the charges shall not apply until the close of business on the next workday.

D. Late Payment Interest. Pursuant to the Federal Claims Collection Act of 1966, as amended, 31 USC 3101, et seq., and regulations at 7 CFR Part 3, Subpart B, an interest charge shall be assessed on any payment or financial statement not received by the due date. Interest shall be assessed using the most current rate prescribed by the United States Department of Treasury's Fiscal Requirements Manual (TFRM-6-8020.20). Interest shall accrue from the date the payment or financial statement was due. In the event that two or more billings are required for delinquent accounts, administrative costs to cover processing and handling of the delinquent debt will be assessed.

E. Additional Penalties. In the event of permit termination pursuant to provisions VI (A), and prior to the issuance of a new permit, a penalty of 6 percent per year shall be assessed on any fee amount overdue in excess of 90 days from the payment due date. This penalty shall accrue from the due date of the first billing or the date the fee calculation financial statement was due. The penalty is in addition to interest and any other charges specified in the above paragraph.

F. Disputed Fees. Disputed fees are due and payable by the due date. No appeal of fees will be considered by the Forest Service without full payment of the disputed amount. Adjustments, if necessary, will be made in accordance with settlement terms or appeal decision.

G. Delinquent Fees.

1. Delinquent fees and other charges shall be subject to all rights and remedies afforded the United States pursuant to Federal law and implementing regulations (31 U.S.C. 3711 et seq.).

2. The authorized officer shall require payment of fees owed the United States under any Forest Service authorization before issuance of a new permit.

UNRECORDED

JUL 22 1993

VII. OTHER PROVISIONS

A. Members of Congress. No Member of or Delegate to Congress or Resident Commissioner shall benefit from this permit either directly or indirectly, except when the authorized use provides a general benefit to a corporation.

B. Appeals and Remedies. Any discretionary decisions or determinations by the authorized officer are subject to the appeal regulations at 36 CFR 251, Subpart C, or revisions thereto.

C. Removal and Planting of Vegetation. This permit does not authorize the cutting of timber or other vegetation. Trees or shrubbery may be removed or destroyed only after the authorized officer, or authorized officer's agent, has approved, and has marked or otherwise designated that which may be removed or destroyed. Timber cut or destroyed shall be paid for by the holder as follows: Merchantable timber at appraised value and young-growth timber below merchantable size at current damage appraisal value, provided that the Forest Service reserves the right to dispose of the merchantable timber to others than the holder at no stumpage cost to the holder. Trees, shrubs, and other plants may be planted in such manner and in such places about the premises as may be approved by the authorized officer.

D. Superior Clauses. In the event of any conflict between any of the preceding printed clauses or any provision thereof and any of the following clauses or any provision thereof, the preceding printed clauses shall control.

1. (B-31) The permitted area will be maintained to present a clean, neat, and orderly appearance. Trash, debris, unusable machinery, improvements, etc., will be disposed of currently. Building materials, firewood, etc., will be neatly stacked.

2. (D-1) The holder shall pack out or otherwise remove from National Forest lands and waters all refuse resulting from operations under this permit.

3. (D-2) No waste or byproduct shall be discharged into water if it contains any substance in concentrations which will result in harm to fish and wildlife, or to human water supplies.

Storage facilities for materials capable of causing water pollution, if accidentally discharged, shall be located so as to prevent any spillage into waters or channels leading into water, that would result in harm to fish and wildlife or to human water supplies.

JUL 22 1993

4. (D-3) The holder shall protect the scenic esthetic values of the area under this permit, and the adjacent land, as far as possible with the authorized use, during construction, operation, and maintenance of the improvements.

5. (D-9) Holder shall be responsible for prevention and control of soil erosion and gullying on lands covered by this permit and adjacent thereto, resulting from construction, operation, maintenance, and termination of the permitted use. Holder shall so construct permitted improvements to avoid the accumulation of excessive heads of water and to avoid encroachment on streams. Holder shall revegetate or otherwise stabilize all ground where the soil has been exposed and shall construct and maintain necessary preventive measures to supplement the vegetation.

6. (D-15) The holder shall take reasonable precautions to prevent pollution of or deterioration of lands or waters which may result from the exercise of the privileges extended by this permit. In particular, the holder shall at all times comply with applicable local, State, and Federal requirements for pollution abatement. Failure of the holder to so comply may result in termination or suspension of this authorization.

7. (X-49) This permit is not exclusive; that is, the Forest Service reserves the right to use or permit others to use any part of the permitted area for any purpose, provided such use does not interfere with the rights and privileges hereby authorized.

8. (X-74) This permit confers no right to the use of water by the holder.

This permit is accepted subject to the conditions set out above.

Date NOVEMBER 17, 1992 *CORPORATE NAME

(CORPORATE SEAL)

By Paul B. O'Hara
(Vice) President

ATTEST:

John M. Latta
(Assistant) Secretary

JUL 22 1993

The following certificate shall be executed by the Secretary
or Assistant Secretary of the Corporation:

I, John M. Iatesta, certify that I am the
Secretary of the Corporation that executed the above permit; that
PAUL B. O'HEA, who signed said permit on behalf of said
Corporation was then VICE PRESIDENT of said Corporation;
that I know his/her signature, and that his/her signature on said
permit is genuine; and that said permit was duly signed, sealed, and
attested to for and on behalf of said Corporation by authority of its
governing body.

(CORPORATE SEAL)

John M. Iatesta
(Assistant) Secretary

U. S. DEPARTMENT OF AGRICULTURE
Forest Service

By David Bull
(Authorized Officer Signature)

Acting For Forest Supervisor
(Title)

11/30/92
(Date)

124-1114-79
JUL 22 1993

July 7, 1993

RHONE-POULENC
P.O. BOX 160
MONTPELIER ID 83254

LAPSE NOTICE

RE: PERMIT NO. 27-07540

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated April 30, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MAILED

JUL 22 1993

CERTIFICATION OF MAILING

I hereby certify that on 7/7/93
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

kg

April 30, 1993

RHONE-POULENC
P.O. BOX 160
MONTPELIER ID 83254

PROOF DUE NOTICE

RE: PERMIT NO. 27-07540

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

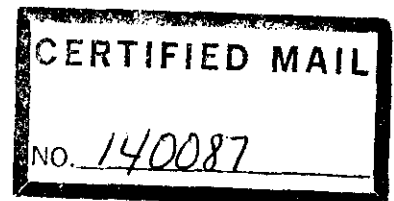
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MICROFILMED

JUL 22 1993



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

May 14, 1992

Rhone-Poulenc Basic Chemicals Co.
P.O. Box 160
Montpelier, ID 83254

Re: Permit No. 27-07540

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to July 1, 1993. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

MICROFILMED

MAY 15 1992

**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 27-07540 Reviewed by Klg Date 5/13/92

BASIC INFORMATION

5/13/92 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
yes Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

*approved Based on due diligence
extend to 7/1/93*

PRIORITY CALCULATION

Date extension received	<u>NA</u>	=	_____
Proof due date	<u>/</u>	=	_____
Number of days late	<u>/</u>	=	_____
Priority date	<u>/</u>	=	_____
New Priority Date	<u>/</u>	=	_____

DATA ENTRY

New Address _____
Change Proof Due Date 5/14/92 Klg
Change Priority Date _____

April 30, 1992

RHONE-POULENC
P.O. BOX 160
MONTPELIER ID 83254

PROOF DUE NOTICE

RE: PERMIT NO. 27-07540

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

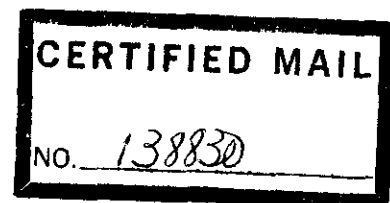
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MICROFILMED

MAY 15 1992





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 18, 1991

RHONE-POULENC
P.O. BOX 160
MONTPELIER, ID 83254

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 27-07540

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not

RECEIVED

JUL 31 1991

diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosure

JUN 11 1991

APPLICATION FOR PERMIT REVIEW

Application #: 27-7540
Date: 7-9-91

Reviewer: Pam Skaggs

- ✓ Existing:
 - ✓ No - 26A-P17
 - ✓ Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
- ✓ Groundwater:
 - ✓ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)
 - LT. 0.2 cfs - N/A
- ✓ Drilling Permit:
 - Approved w/permit - P99
 - Not included - 046-P23 (All GW, even existing wells)
- ✓ Location:
 - ✓ Water Districts
 - Surface water - WD No. 27
005, 005-01H-P01 (LT.2 w/pump)
005-01J-P08 (GT.2)
 - Groundwater - P05
 - Irrigation Districts - 023
 - Canal Co. Areas - 023
 - Drainage Districts - 024
 - Boise Front (63) - 058 (Groundwater)
 - Swan Falls Flag - 1 (1, Blank or Other)
 - Trust - 051-052-053-P74 (Consumptive Uses)
 - Non Trust - 048-049
- River Basins:
 - (Surface Water) Water District Control Condition &....
 - Boise (63) - 05A & 11E
 - Payette (65) - 047-P04, 059-P71
 - Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
- Use:
 - Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)
 - Power - Use Power Review
 - Mining - 06A or 010, 09E-P10 & 054(req.)
 - Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
 - Rec. & Aesthetic - 027(Non-Consumptive)
 - Domestic - 021(restricted areas)
- ✓ Ownership:
 - Non land owner - 004
- Protested:
 - Agreement - 020
- ✓ Beneficial Use Due Date: - 07-01-1992
- Other Conditions Recommended

JUL 31 1991

Dist. for staffing 4/11/91

submitted for adv. 4-10-91

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWJ DATE 4-2-91 APPLICATION NUMBER 22-2540
RHODE POULING

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☒ No Field check required
Field check by _____
☐ Yes ☐ No Field report attached
☐ Yes ☐ No Critical groundwater area
☐ Yes ☐ No Groundwater management area
☐ Yes ☐ No Send dam safety information
☐ Yes ☐ No Send power requirement letter
☐ Yes ☐ No Send fish farm requirement letter
☐ Yes ☐ No Power residency affidavit
☐ Yes ☐ No Power efficiency form
☐ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

JUN 21 1991

Department of Water Resources

RECEIVED

PROCESSING

☒ Yes ☒ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

END COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☒ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 4-20-91
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☒ Yes ☐ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

Date of priority recommended 3-20-91 ☐ See below for additional information
By HWT Date 6-18-91

STATE OFFICE REVIEW

By _____ ☐ See below for additional information
Date _____

ADDITIONAL INFORMATION

Condition; OIG

LOCAL PUBLIC INTEREST

Comments received from:

- | | | |
|---------------------------------------|---|--|
| ☐ City | ☐ Idaho Fish & Game | ☐ Irrigation District |
| ☐ County | ☐ Idaho Health & Welfare | ☐ Canal Company |
| ☐ Reservations | Division of Environment | ☐ Other _____ |

Project impacts/implications report

COMMENTS



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

07-Jun-1991

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

CARIBOU COUNTY SUN
PO BOX 815
SODA SPRINGS ID 83276

RE: APPLICATION NO.'S 27-07539, 27-07540, & NOTICE OF PROPOSED
CHANGE OF A WATER RIGHT NO. 27-2145/27-7038

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on May 2 & 9, 1991.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RITA BODELL
Secretary/Office Coordinator

RECEIVED
FILMED

JUL 31 1991

25-Apr-1991

LEE LEFFERT
CARIBOU NATIONAL FOREST
FEDERAL BUILDING SUITE 282
250 S 4TH AVE
POCATELLO ID 83201

RE: Application NO. 27-7539 & 27-7540

Dear Sir:

We are enclosing a copy of the applications that may be of interest to your department. Please review the applications and submit any comments you may have to our Department as soon as possible. The last date of protest is May 20, 1991, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb
enc.

FILED
JUL 31 1991

25-Apr-1991

RHONE-POULENC
PO BOX 160
MONTPELIER ID 83254

RE: Application No. 27-7539, 27-7540

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in Caribou County Sun on May 1 & 8, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

JUL 31 1991



RHÔNE-POULENC BASIC CHEMICALS CO.

720 WASHINGTON STREET
P.O. BOX 160
MONTPELIER, ID 83264
TEL: (208) 847-2185
FAX: (208) 847-0690

April 9, 1991

Idaho Department of Water Resources
150 Shoup Avenue, Suite 15
Idaho Falls, Id. 83401

RE: Location of Rhone-Poulenc's mining haulroad where dust abatement watering is required.

Harold Jones:

As you have requested in your telephone conversation to me on April 8th, 1991, I am enclosing a map of the length of road required by MSHA to be watered for dust abatement.

If there are any questions, please feel free to call me at my work phone (208-547-2183). Thank you for your help.

Wendell E. Johnson

Wendell E. Johnson
Chief Engineer
Rhone-Poulenc Basic Chemicals Co.
Wooley Valley Mine

UNRECORDED

Excellence in Performance-Pride in Achievement

JUL 31 1991

27-07540

RHONE-POULENC
P.O. BOX 160
MONTPELIER, ID 83254

Source: GROUNDWATER

Diversion Pt: NWSW Sec 26 T 06S R 43E

Use: INDUSTRIAL (.990 CFS)
Total Diversion: (.990 CFS)

Date Filed: 3/20/ 1991

In: T06S R43E S25	NWSW	SWSW		
S26	NWNE	SENE	NENW	SENW
	NESW	NWSW	SESW	NESE
	NWSE	SWSE		
S27	NESE	SESE		
S33	NESW	SESW	NESE	NWSE
	SWSE			
S34	NENE	NWNE	NENW	SWNW
T07S R43E S03	SENW	NESW	SWSE	
S10	NWNE	SENE	NESE	
S11	SWSW			
S14	NENW	NWNW		

MICROFILMED

JUL 31 1991

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MAY 20, 1991.

R. Keith Higginson, Director

Published 5/ 1/1991 & 5/ 8/1991

RECEIVED

JUL 31 1991