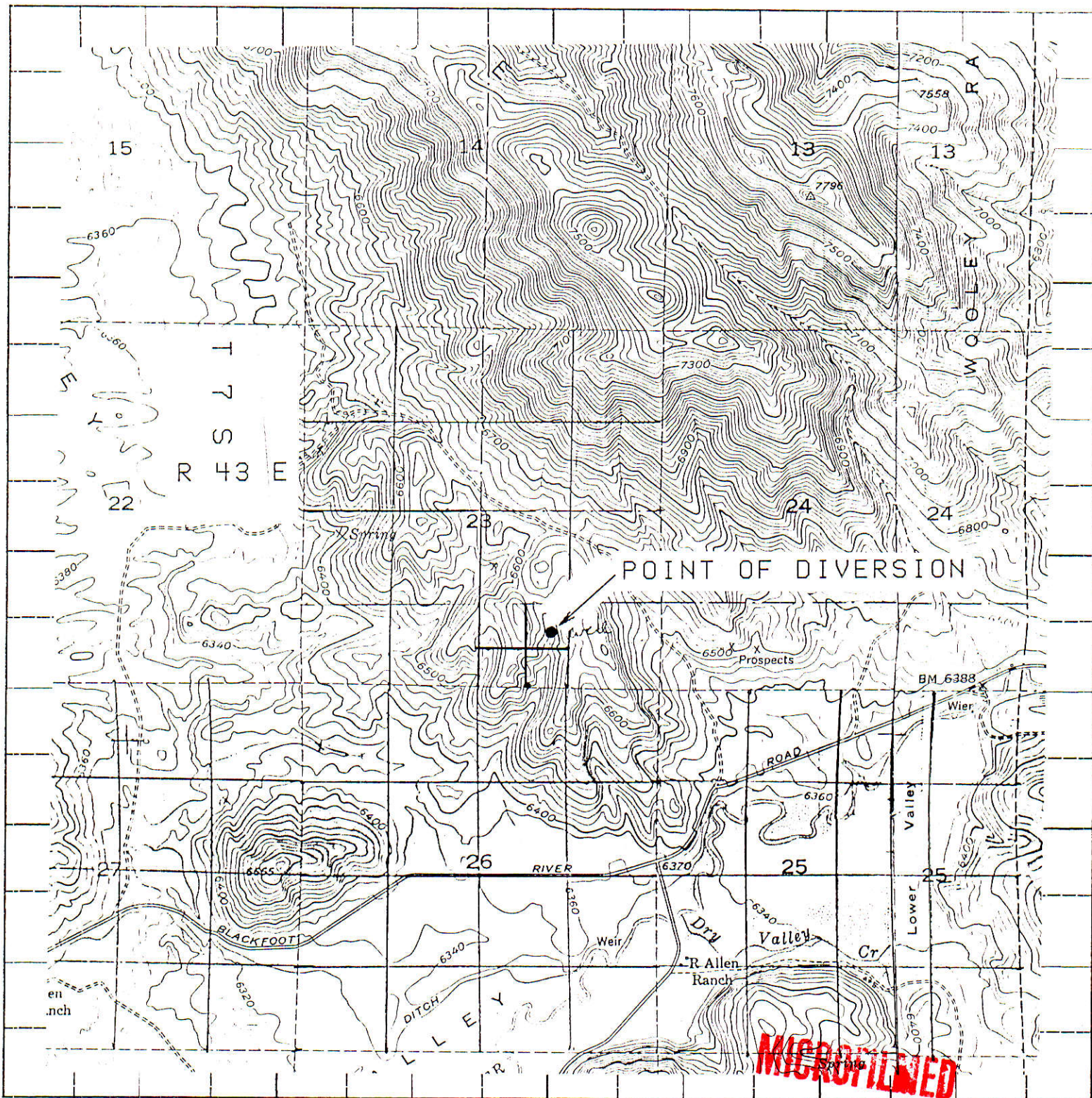


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

JUL 20 1990

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.

Rhone-Poulenc
Basic Chemicals Co.
Mgr. Phosphate Rock Ops. (Applicant)

[Signature]

RHONE POLLENC
OFFICE

2512



OFFICE +
SHOT WATER
SUPPLY
POINT OF
DIVERSION

RECEIVED
SEP 11 1996

27-07504

RHONE POULENC
OFFICE

1 of 2



OFFICE
PLACE OF
USE
WELL IS
ABOUT 100 YDS
TO RIGHT OF
PICTURE



PRESSURE
TANK IN
BASEMENT
OF OFFICE
1 1/4" INCONING
LINE

SEP 11 1996

27-07504

Sec. 16.

Sec. 15.

Sec. 14.

Sec. 13.

RECEIVED

Sec. 21.

Sec. 22.

Sec. 23.

Sec. 24.

Sec. 28.

Sec. 27.

Sec. 26.

Sec. 25.

Sec. 33.

Sec. 34.

Sec. 35.

Sec. 36.

SEP 11 1996

27-07504

R43E

T
7
S

STEWART

W

W

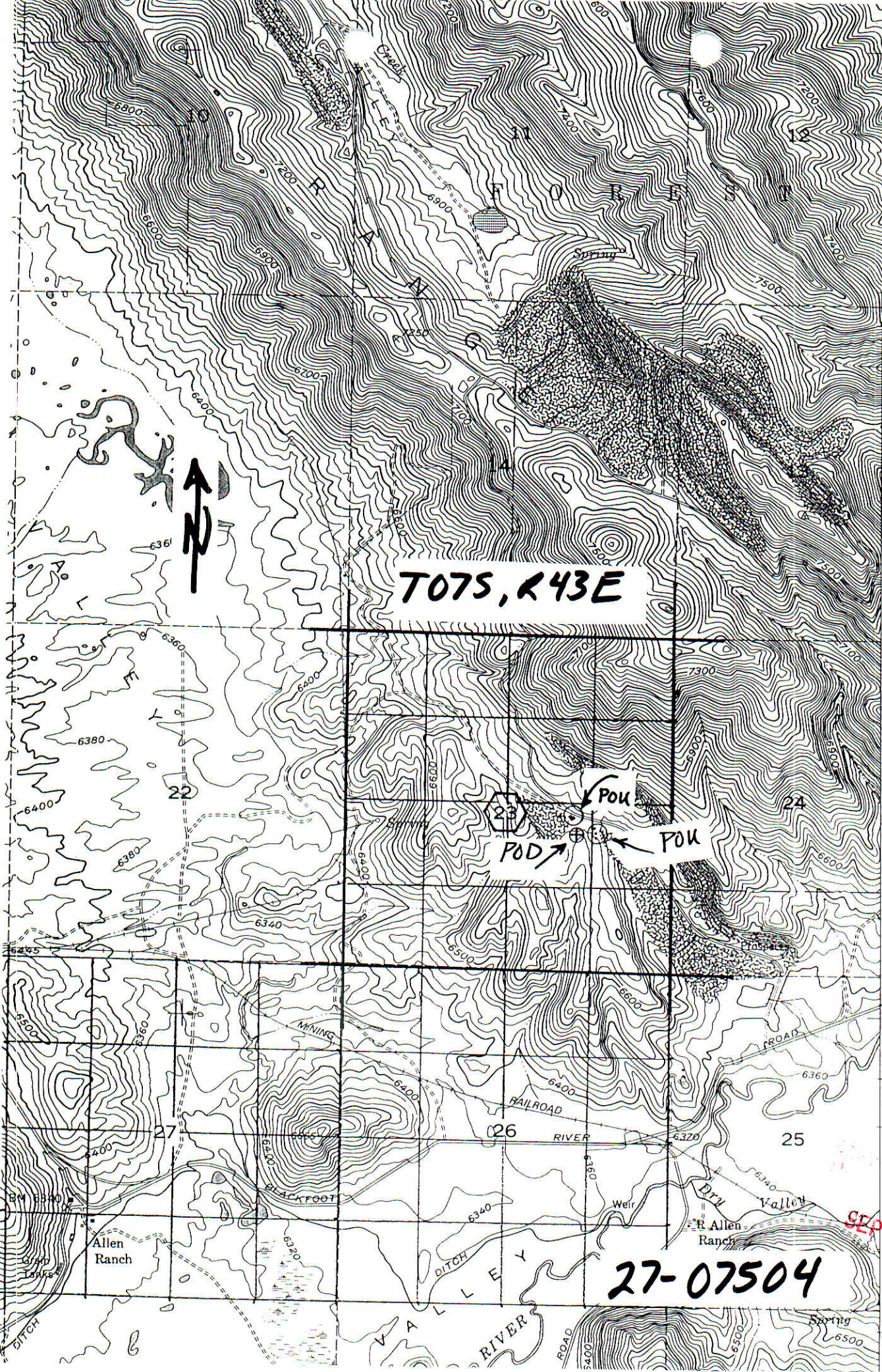
V

V

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t



50'
4742
4741
UPPER VALLEY)
3769 IV SE
4739
TRAIL GUARD STA. 2.8 MI.
47'30"
4737
4736

SEP 11 1996

**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.

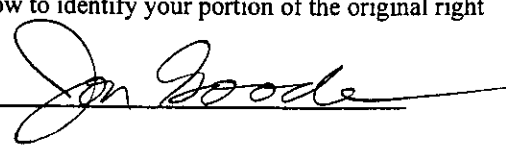
3. Name and Address of Former Owner/Claimant Rhodia Inc.
259 Prospect Plains Road, Cranberry, NJ 08512

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.

MICROFILMED

Refer to 27-07417 for ownership change support documentation. Ret 4-28-99

MAY 03 1999

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07504

Priority: February 8, 1990

Maximum Diversion Rate:

0.07 CFS

Maximum Diversion Volume:

8.4 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 February 8, 1990; and
has submitted Proof of Beneficial Use on May 23, 1991. An examination indicates
that the works have a diversion capacity of 0.070 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>
COMMERCIAL	01/01 to 12/31	0.07 CFS	8.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 23, Township 07S, Range 43E
CARIBOU County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

07S 43E 23

NESE

NWSE

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. Commercial use is for an office, repair shop, and steam cleaning heavy mining equipment.

SEP 11 1996

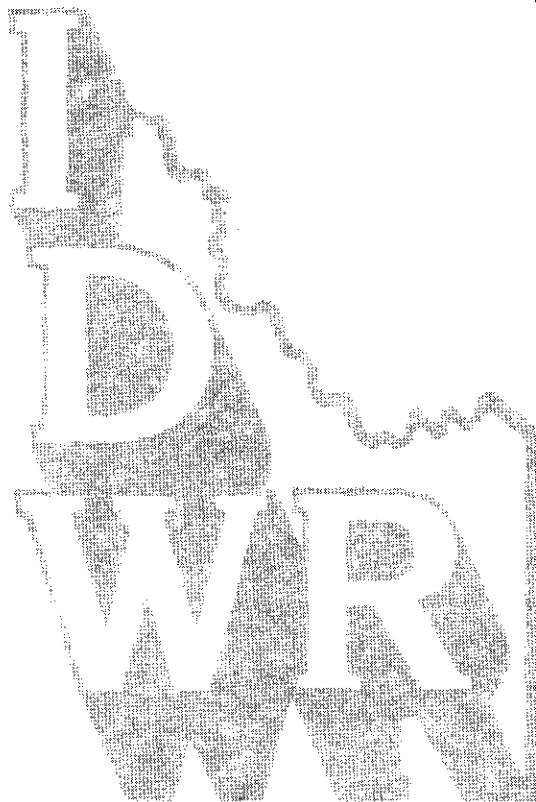
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07504

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 22ND
day of AUGUST, 1996.


Acting for KARL J. DREHER, Director



SEP 11 1996

RECEIVED

State of Idaho
Department of Water Resources

AUG 14 1996

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07504

Department of Water Resources

Date of Priority: February 8, 1990

Maximum Diversion Rate:

0.07 CFS

Maximum Diversion Volume:

8.4 AF

Comes now

RHONE POULENC

PO BOX 728

SODA SPRINGS ID 83276

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. 27-07504, 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>
COMMERCIAL	01/01 to 12/31	0.07 CFS	8.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 23, Township 07S, Range 43E
CARIBOU County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

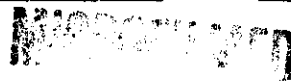
07S 43E 23

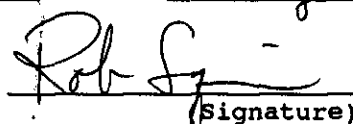
NESE

NWSE

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 Rhone-Poulenc, this 29 day of July, 1996.




(Signature)

SEP 11 1996

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07504

FOR DEPARTMENT USE ONLY

Preliminary check by Ket Fee = \$50⁰⁰ Receipted by Ket # CD36327 Date 8.14.96

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. 27-07504 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. Commercial use is for an office, repair shop, and steam cleaning heavy mining equipment.

Witness my hand this 22ND day of AUGUST, 1996.


KARL J. DREHER, Director



SEP 11 1996

RECEIVED

MAY 23 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 50
Date 5/23/91
Receipt No. C920575
Received by J. Johnson

Department of Water Resources

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. 27-07504 Telephone No. 208-547-2183
2. Name(s) of Permit Holder(s): Rhone-Paulene Basic Chemicals Co.
3. Post Office Address: P.O. Box 160 Montpelier, Id. 83254
4. Source of Water: Groundwater
a. If ground water, well driller's name: unknown Date drilled: Approx 1968
b. Pump horsepower: 3 hp Pressure (psi): 60 Dynamic pumping level (ft.): 200'
5. Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other Office and Shop

6. Total rate and/or volume for which proof is submitted 0.08 cfs N/A acre/feet

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

Measuring device: Required? Yes X No Installed? Yes X No

OR

Flow Measurement Port: Required? Yes X No Installed? Yes X No

8. Fee Enclosed: \$ 50⁰⁰ (See License Examination Fee Schedule)

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

Wendell E. Johnson
Name

208-547-2183
Telephone No.

P.O. Box 160 Montpelier, Id. 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.

MICROFILMED

05/07/91
Date

Wendell E. Johnson
Signature (and title if on behalf of a company or organization)

JUL 01 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07504

Proposed Priority: February 8, 1990 Maximum Diversion Rate: 0.08 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:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

COMMERCIAL

01/01 to 12/31

0.08 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESWSE Sec. 23, Township 07S, Range 43E
CARIBOU County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

07S 43E 23

SWNE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1991.
2. Subject to all prior water rights.
3. 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.
4. 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Commercial use is for engineering office and mechanics shop.

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

28th day of June, 1990.

MICROFILMED

JUL 20 1990

for *R. Keith Higginson*
R. Keith Higginson, Director

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 847-2185
Post office address PO BOX 160 Montpelier ID 83254

2. Source of water supply groundwater which is a tributary of n/a

3. Location of point of diversion is ne $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 23 Township 7s Range 43e B.M. Caribou County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08cfs for commercial 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) 0.08cfs and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well and $\frac{1}{2}$ HP pump

b. Height of storage dam n/a feet; active reservoir capacity n/a acre-feet; total
reservoir capacity n/a acre-feet; period of year when water will be diverted to storage:
n/a to n/a inclusive.

Exists c. Proposed well diameter is 6" inches; proposed depth of well is 250 ft. 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 Yr. years (minimum 1 year).

MICROFILMED

JUL 20 1990

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Engineering office water, mechanics shop water

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
7s	43e	23			C														

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. n/a

11. a. Who owns the property at the point of diversion? Rhone-Poulenc

b. Who owns the land to be irrigated or place of use? Rhone-Poulenc

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. n/a

12. Remarks: Well has been in use since 1967.

MICROFILMED

JUL 20 1990

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



Scale: 2 inches equal 1 mile.

JUL 20 1990

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.

Rhone-Poulenc
Basic Chemicals Co.
Mgr. Phosphate Rock Ops. (Applicant)

[Signature]

Received by OW Date 8-8-90 Time 1:15p Prelim ✓ check by _____
Fee \$ 30.00 Received by AWJ # 2012019 Date 2-12-90
Publication prepared by RB Date 4-19-26-90 Published in Caribou City Sun
Publication approved _____ Date _____

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:

MICROFILMED

JUL 20 1990

Rhone-Poulenc Basic Chemicals Company

Main Office: Paris, France

United States Office: Shelton, CT

Pres. (U.S.):

Sam Russo

Sec. (U.S.):

Mason Patillo

As per phon/con with Rhone-Poulenc 2/23/90 PRM

Microfilm

JUL 20 1990

Use: STOCKWATER (.080 CFS).
Total Diversion: (.080 CFS)
Date Filed: 2-8-1990
In: T07S R43E S23 NWSE
27-07502

RHONE-POULENC
P.O. BOX 160
MONTPELIER, ID 83254
Source: STOCKPOND
Diversion Point: SWNWNW Sec 26
T 07S R 43E

Use: STOCKWATER (.100 CFS),
Total Diversion: (.100 CFS)
Date Filed: 2-8-1990
In: T07S R43E S26 NWNW
27-07503

RHONE-POULENC
P.O. BOX 160
MONTPELIER, ID 83254
Source: SPRING
Diversion Point: NWSENE Sec 27 T
07S R 43E

Use: STOCKWATER (.100 CFS),
Total Diversion: (.100 CFS)
Date Filed: 2-8-1990
In: T07S R43E S27 SENE
27-07504

RHONE-POULENC
P.O. BOX 160
MONTPELIER, ID 83254
Source: GROUNDWATER
Diversion Point: NESWSE Sec 23 T
07S R 43E

Use: COMMERCIAL (.080 CFS),
Total Diversion: (.080 CFS)
Date filed: 2-8-1990
In: T07S R43E S23 SWNE
27-07505

RHONE-POULENC
P.O. BOX 160
MONTPELIER, ID 83254
Source: GROUNDWATER
Diversion Point: NWNW Sec 23 T
07S R 43E

Use: COMMERCIAL (.080 CFS),
Total Diversion: (.080 CFS)
Date Filed: 2-8-1990
In: T07S R43E S23 NWNW
27-07506

RHONE-POULENC
P.O. BOX 160
MONTPELIER, ID 83254
Source: GROUNDWATER
Diversion Point: NENWNE Sec 22 T
07S R 43E

Use: INDUSTRIAL (1.120 CFS),
Total Diversion: (1.120 CFS)
Date Filed: 2-8-1990
In: T07S R43E S14 SWSW

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 1, 1990.

R. KEITH HIGGINSON
Director
Published April 19 and 26, 1990 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

19th day of
April, 1990

The date of the last publication
being the 26th day of

April, 1990
On this 9th day of May

in the year of 1990 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.

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

March 11, 1994

PUBLIC NOTICE

First Time Published

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

24-07176

NATE, ROBERT L.
385 SHELLEY AVE.
SHELLEY, ID 83274

Source: CROW CREEK trib. to
SALT RIVER

Diversion Point: SESWSW Sec 1 T
10S R 45E

Use: IRRIGATION (.030 CFS),
Total Diversion: (.030 CFS)

Date Filed: 1-30-1990
In: T10S R45E S01 SWSW, 1.0
ACRES TOTAL

27-07494

MODERSITZKI, DAVID M.
YOST, PHIL J.
1760 RICH RD.

GRACE, ID 83241
Source: GROUNDWATER

Diversion Point: NENE Sec 35 T
05S R 40E

Use: IRRIGATION (6.670 CFS),
Total Diversion: (6.670 CFS)

Date Filed: 2-12-1990
In: T05S R40E S26 NESE NWSE

SWSE SESE, S35 NENE NWNE
SWNE SENE, S36 NENW NWNW

SWNW SENW, 480.0 ACRES TOTAL
27-07495

MODERSITZKI, DAVID M.
YOST, PHIL J.
1760 RICH RD.

Department of Water Resources
Eastern District Office

MAY 11 1990

Microfilm

JUL 20 1990



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

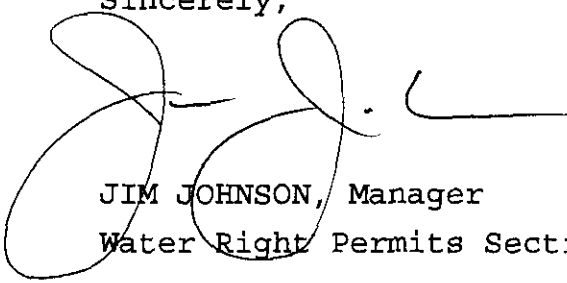
Dear Water Right Holder(s):

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 23, 1996

RHONE POULENC
PO BOX 728
SODA SPRINGS ID 83276

RE: WATER RIGHT NO. 27-07504

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment. Should you have any questions regarding these documents, please contact me.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure



SEP 11 1996



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

August 12, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RHONE POULENC
PO BOX 728
SODA SPRINGS ID 83276

RE: WATER RIGHT NO. 27-07504

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 been actually developed.

As of this date, I have not received the amendment. If I do not receive it within fourteen (14) days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced. Please note that the filing fee for this amendment is \$50.00.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

SEP 11 1996



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

July 23, 1996

RHONE POULENC
PO BOX 728
SODA SPRINGS ID 83276

RE: WATER RIGHT NO. 27-07504

Dear Water Right Holder(s):

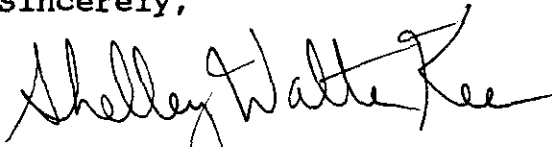
The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 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,


Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

NOV 11 1996

LICENSE REVIEW CHECKLIST

PERMIT NO 27-07504

DATE 7/23/96

REVIEWER: S H A R L A

NAME Change OK

Address Change see letter of 1/30/96 attached to exam

SOURCE Change OK

Is change clarification of originally intended source? no
If not, prepare Notice of Intent to Void no

POINT OF DIV Change OK

Amendment required yes

PLACE OF USE Change OK

Amendment required yes

Does map agree with written description? yes no

OVERLAPS no P/D no P/U

RATE OF DIV

Permitted Rate .08 cfs

Fee limit 0.20 cfs \$5000

Measured no cfs

Theoretical .07 cfs

Recommended Total Div Rate .07 cfs

ANNUAL VOLUME/ NATURE OF USES

Use Commercial Volume Calculation
31.4 gpm X 240 min/day X
365 days/ af
325850 = af
8.4 af
SUBTOTAL 8.4 af

Flow rate .07 cfs X 365 days X 1.98 = 50.6 af

Total volume recommended 8.4 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

C/ repair shop & office
steam clean heavy mine equip.

CONDITIONS no Watermaster Control WD# no

no GW Measurement/Measuring Device

no Overlap

no Use-specific conditions 098.049 non trust

Advancement of Priority Date Required no yes no

SRBA Claim Filed NA

Adjustment Memo NA

1st Amend Letter P37, P38

2nd Amend Letter P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 27-07504

1. Owner: RHONE POLLENC

Phone No. (208) 547-2183

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

2. Accompanied by: KEVIN HARRISON

EXAM DATE: 5/31/95

Address: SAME AS ABOVE

Phone No. _____

Relationship to Permit Holder: ENGINEER

3. Source: GROUNDWATER 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
OFFICE		NE	NW	SE	23	07S	43E	CARIBOU	NAPP PHOTO 318-110 AA 97 SE

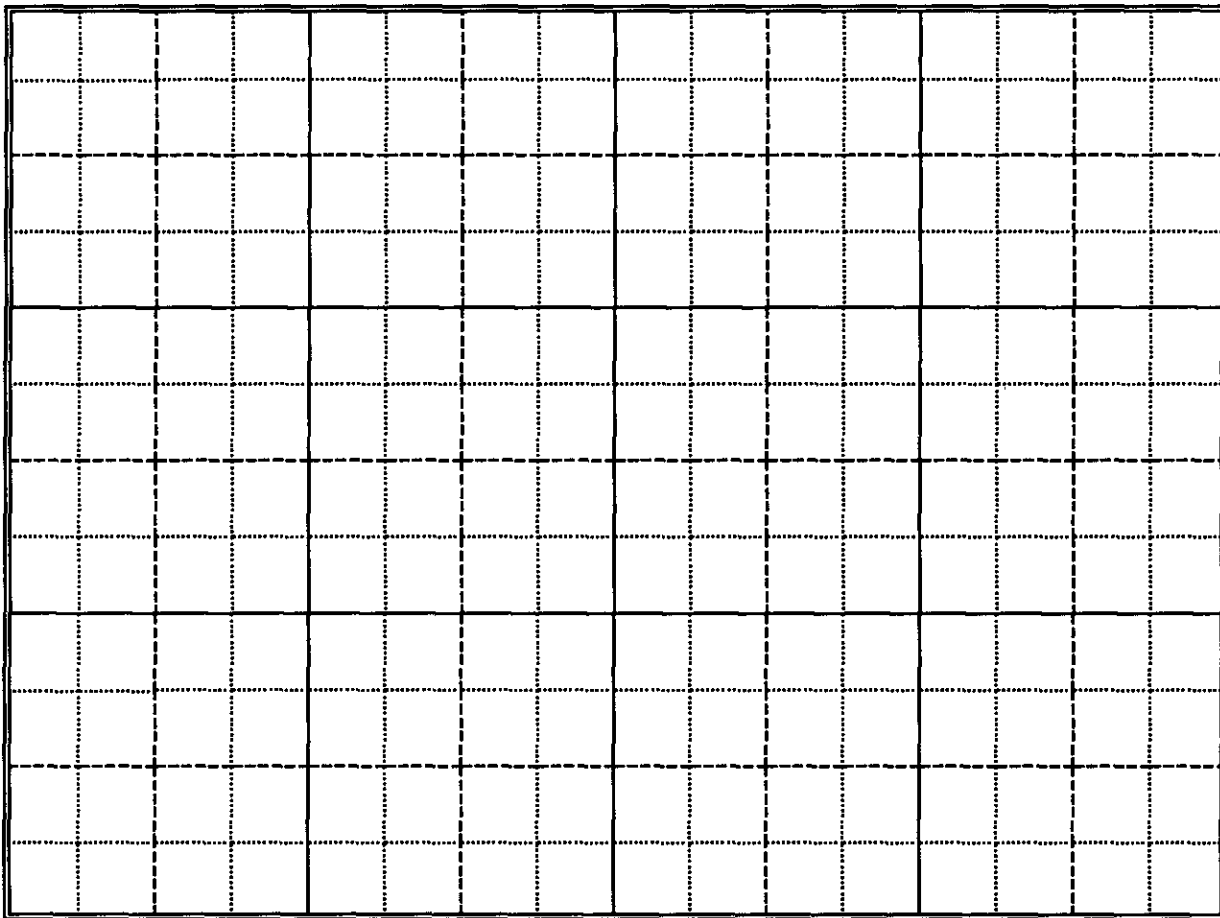
2. Place(s) of Use:

Indicate Method of Determination 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		
07S	43E	23																C	C	

SEP 11 1996

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable. *SEE PHOTOS + 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
OFFICE/SHOP		3	SUBMERSIBLE		1 1/4"

*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
PRESSURE GAUGE		U.S.G.			0-100	40 PSI

2. Measurements: 100 GL PRESSURE TANK IN BASEMENT OF OFFICE

SEP 11 1996

E. NARRATIVE/REMARKS/COMMENTS

WATER IS PUMPED BY A 3HP PUMP TO A MANIFOLD WHICH
SUPPLIES WATER TO A REPAIR SHOP AND OFFICE. A PRESSURE
TAP IN THE BASEMENT OF THE OFFICE (ON PRESSURE IS 30 PSI
OFF PRESSURE IS 50 PSI).

Water & shop is used to wash and steam clean heavy machinery
equipment.

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

SEP 11 1996

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

$$Q = 0.07$$

Q IS LIMITED BY SYSTEM DESIGN.

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:

ASSUMED PUMP OPERATIONS 4 HRS / 24 HR PERIOD.

$$0.07 \text{ CFS} \times 448.8 = 31.4166 \text{ GPM} \times 60 \text{ MIN/HR} = 1,884.96 \text{ GPH} \times 4 \text{ HR/DAY} =$$

$$7,539.84 \text{ G/4HR} \times 365 \text{ DAYS} = \frac{2,752,041.6 \text{ GLS/YR}}{325,850 \text{ GL/AF}} = \boxed{8.4 \text{ AFA}}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>COMMERCIAL</u>	<u>1/1</u>	<u>12/31</u>	<u>0.07</u>	<u>8.4</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Totals:			<u>0.07 CFS</u>	<u>8.4 AFA</u>

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 SIMPSON Date 1/24/96

Reviewer [Signature] Date 2/16/96

SEAL

SEP 11 1996



NORTH AMERICAN CHEMICALS

RASSMUSSEN 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 Justice
Eastern District Office

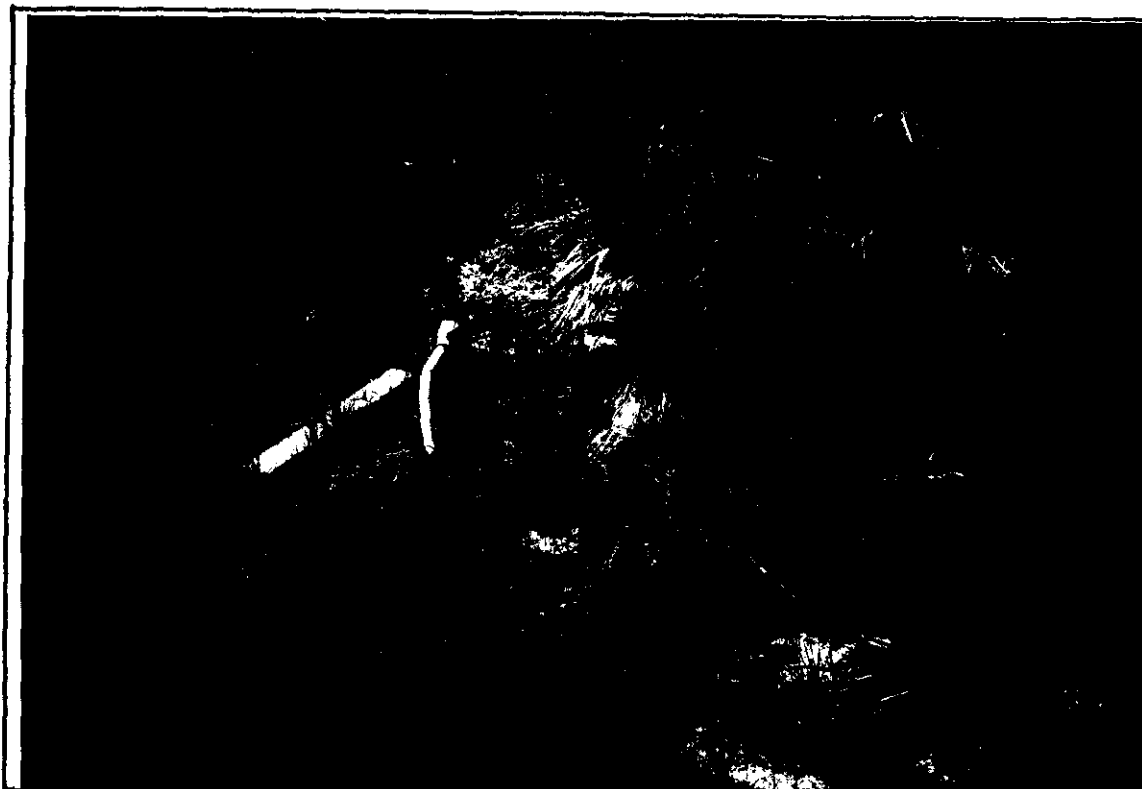
RECEIVED
SEP 11 1996

27-7504

RHONE POULENC
OFFICE

212

OFFICE +
SHOT WATER
SUPPLY
POINT OF
DIVERSION



SEP 11 1996

27-07504

RHONE POULENC
OFFICE

1 of 2



OFFICE
PLACE OF
USE
WELL IS
ABOUT 100 YDS
TO RIGHT OF
PICTURE



PRESSURE
TANK IN
BASEMENT
OF OFFICE
1 1/4" INCHING
LIVE

SEP 11 1996

27-07504

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{3} \\ Eff &= \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Drawdown}) \\ \text{Static Water Level} &= \underline{190} \text{ ft.} \\ \text{Assumed Drawdown} &= + \underline{20} \text{ ft.} \\ \text{Lift} &= \underline{210} \end{aligned}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{30} \text{ psi}$$

PUMP ON AT 30 PSI

$$Q_{cfs} = \left[\frac{3}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{210}{Lift} + \left(\frac{30}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{18.5094} \right] \div \left[\underline{279.24} \right]$$

$$Q_{cfs} = \underline{0.066} \text{ cfs} \checkmark$$

Q IS LIMITED BY PUMP SIZE, SYSTEM DESIGN AND PUMPING DEPTH.

SEP 11 1996

27-07504

W W V V U U

Sec. 13.

Sec. 24.

Sec. 25.

Sec. 36.

Sec. 14.

Sec. 23.

Sec. 26.

Sec. 35.

Sec. 15.

Sec. 22.

Sec. 27.

Sec. 34.

Sec. 16.

Sec. 21.

Sec. 28.

Sec. 33.

SECRET

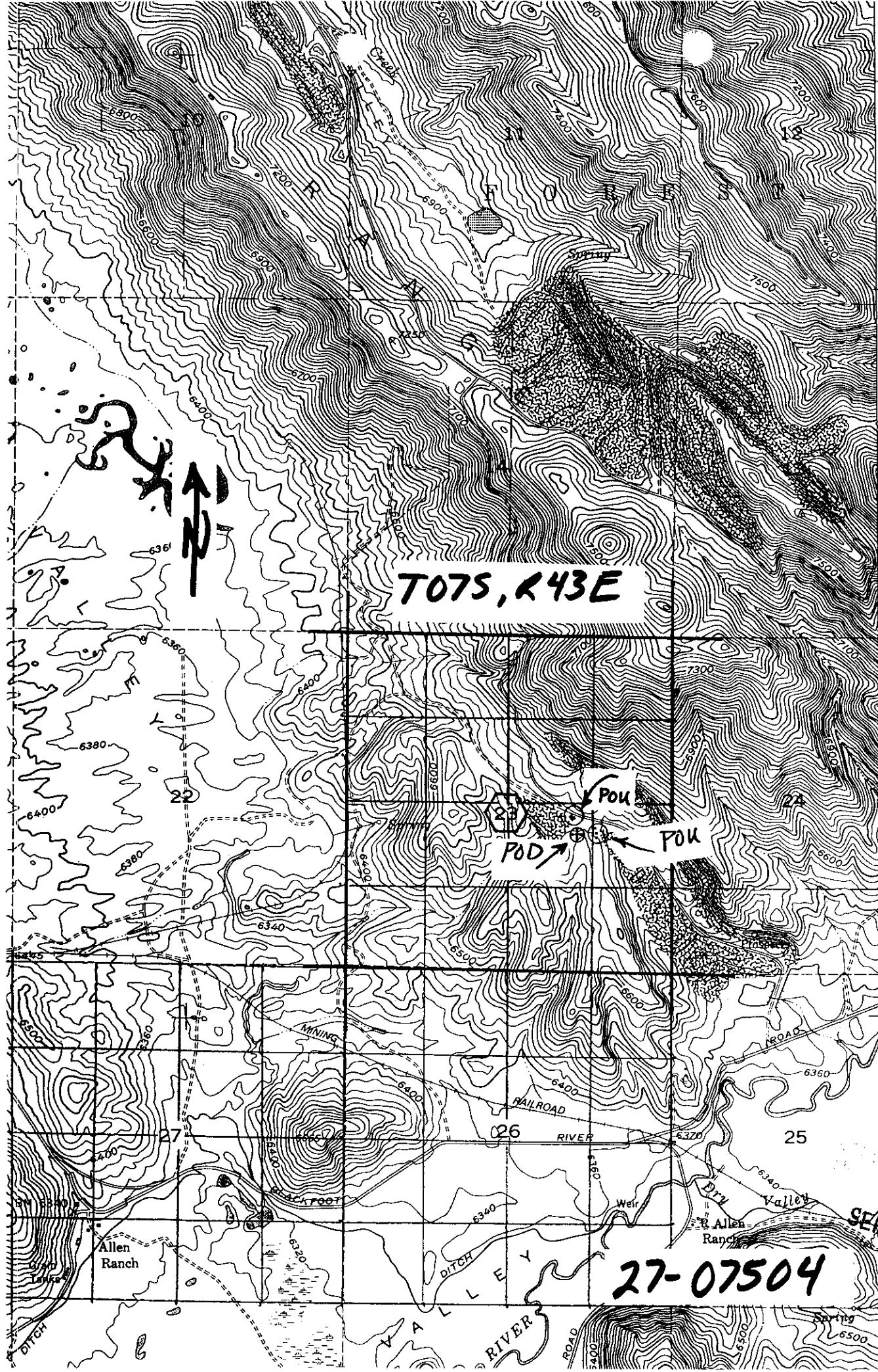
SECRET

R43E

T
T
S

SEP 11 1996

27-07504



50'
4742
4741
(UPPER VALLEY) 3769 IV SE
4739
TRAIL GUARD STA. 2.8 MI.
47'30"
4737
4736

SEP 11 1996

27-07504

May 24, 1991

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

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07504

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.

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUL 01 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 27-7504

Date 5-24-91

GENERAL CONSIDERATIONS

y Name same as permit?
y Address same as permit? If no, indicate below.
y Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

 Surface water source
y Ground water source
 Drill permit req'd?
 Copy in file? Drill permit no.
 Amt paid for drilling permit? Correct?
 Well log in file?

*Appr'd.
1968*

LICENSE EXAMINATION FEE

y Required?
50.⁰⁰ Amount submitted?
y Correct amount?

MEASURING DEVICE

No Measuring device or access port required?
/ Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

PRIORITY CALCULATION

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

JB

138397

April 30, 1991

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

PROOF DUE NOTICE

RE: PERMIT NO. 27-07504

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, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

JUL 01 1991

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

Statehouse
Boise, Idaho 83720
(208) 327-7900
June 29, 1990

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

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P27-07504

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

We have enclosed 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 for your convenience is a form entitled "Proof of

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JUL 20 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

JUL 20 1990

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

27~7504

INITIAL REVIEW BY DM DATE 2-22-90 APPLICATION NUMBER _____Rhone - Poulenc #19
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 _____

RECEIVED
JUN 12 1990

Department of Water Resources

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

SEND 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 5-2-90
☐ 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. 27
☐ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information

Date of priority recommended 2-12-90 2-8-90
By HWS Date 6-11-90

STATE OFFICE REVIEW P23, P05, P16

48 49 46

See below for additional information

By KW Date 6-20-90

ADDITIONAL INFORMATION

App. in NON-TRUST area-

27-07504

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

Source: GROUNDWATER

Diversion Pt: NESWSE Sec 23 T 07S R 43E

Use: COMMERCIAL (.080 CFS)
 Total Diversion: (.080 CFS)

Date Filed: 2/ 8/ 1990

In: T07S R43E S23 SWNE

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JUL 20 1990