

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 45-07657

Priority: June 30, 1989

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume:¹ 0.3 AF

This is to certify, that SINCLAIR OIL CORP.

P.O. BOX 30825

SALT LAKE CITY, UT 841300825

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 30, 1989; and has submitted Proof of Beneficial Use on May 8, 1990. An examination indicates that the works have a diversion capacity of .120 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	0.02 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 2(NWNE), Sec. 36, Township 10S, Range 23E
CASSIA County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

10S 23E 36 LOT 2(NWNE)

CONDITIONS/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. Commercial use is for an office.

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 14TH day of DECEMBER, 1990.

MICROFILMED

acting for

R. Keith Higginson, Director

JAN 07 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT TO)
APPROPRIATE WATER NO. 45-07657)
IN THE NAME OF SINCLAIR OIL CORP.)

ORDER DELETING
PERMIT CONDITION

1. On November 27, 1989, the Department issued a permit to appropriate water to Sinclair Oil Corp., numbered 45-07657, for diversion from ground water of 0.10 cfs for commercial purposes, and 0.02 for irrigation purposes.

2. The permit authorized diversion of water within the trust water area.

3. Settlement of the Swan Falls lawsuit provided that commercial use could be developed outside of the normal sequence of processing.

4. Although the agreement, legislation, the state water plan and Department rules and regulations related to Swan Falls do not specifically allow development of irrigation in connection with DCMI uses, a small amount of incidental irrigation connected with these uses is implied.

5. Permit to appropriate water no. 45-07657 was issued with a restriction in condition 4 which stated that "[i]rrigation use under this permit is authorized only in connection with a domestic use."

6. Condition 4 requiring that irrigation could only be used in connection with a domestic use is a misstatement. Irrigation

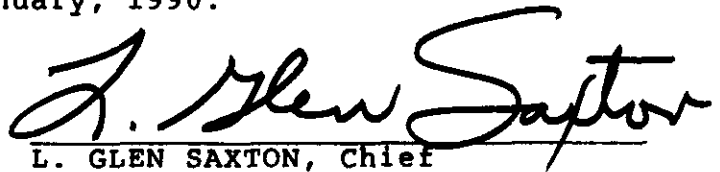
MICROFILMED
MAR 08 1990

is a proper component of commercial use when it is incidental to and a minimal part of the commercial use.

ORDER

IT IS HEREBY ORDERED that condition number 4 of permit to appropriate water no. 45-07657, restricting irrigation use in connection with a domestic use is stricken and shall no longer be a condition of permit to appropriate water no. 45-07657.

Dated this 8th day of January, 1990.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

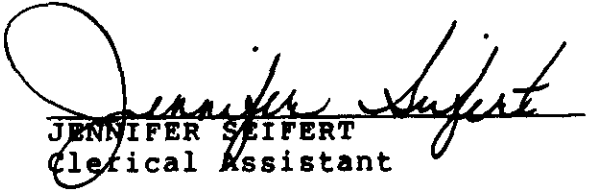
MAR 08 1990

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of January, 1990, I mailed a true and correct copy of the Order Deleting Permit Condition, postage prepaid, to the following individuals:

Scott Campbell
Elam, Burke and Boyd
700 Idaho Tower, Tenth Floor
P.O. Box 1559
Boise, ID 83701

Sinclair Oil Corp.
P.O. Box 30825
Salt Lake City, UT 841300825


JENNIFER SEIFERT
Clerical Assistant

MICROFILMED
MAR 08 1990

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 45-07657

Proposed Priority: June 30, 1989

Maximum Diversion Rate:

0.10 CFS

This is to certify, that **SINCLAIR OIL CORP.**

P.O. BOX 30825

SALT LAKE CITY, UT 841300825

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>
IRRIGATION	03/15 to 11/15	0.02 CFS
COMMERCIAL	01/01 to 12/31	0.10 CFS
Totals		0.10 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 2(NWNE), Sec. 36, Township 10S, Range 23E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	23E	36	LOT 2(NWNE)	0.5		0.5
Total number of acres irrigated:						0.5

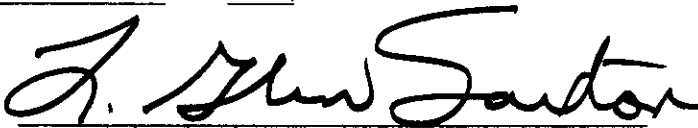
PLACE OF USE: COMMERCIAL, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1990.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Irrigation use under this permit is authorized only in connection with a domestic use.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

27th day of November, 1989

for 
R. Keith Higginson, Director

MICROFILMED

DEC 18 1989

JUN 30 1989

Ident. No. 45-07657

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Sinclair Oil Corporation, acting on behalf of Phillips Petroleum Company and Sinclair Oil Corporation, owners in the proportion of

1. Name of applicant an undivided one-half interest each Phone (801) 524-2758Post office address Attn: Janice L. Brown, Paralegal, P.O. Box 30825
Salt Lake City, Utah 84130-08252. Source of water supply groundwater which is a tributary of N/A3. Location of point of diversion is 1/4 of (NW) 1/4 of (NE) 1/4, Govt. Lot 2Sec. 36 Township 10 S. Range 23 E. B.M. Cassia County; additional
points of diversion if any: N/A4. Water will be used for the following purposes: * Per telecon w/Jim Johnson 7-11-89Amount 0.10 for commercial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)Amount * 0.10 for irrigation purposes from 3/15 to 11/15 (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) 0.10 and/or (b)
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well: 305 feet deep, 107 feet to water,
8-inch casing, equipped with 5 h.p. submersible electric pump, located at elevation
270, 2 1/2-inch pipeline to place of use, approximately 10 feet from well.b. Height of storage dam feet; active reservoir capacity acre-feet; total
reservoir capacity acre-feet; period of year when water will be diverted to storage:
 to inclusive.c. Proposed well diameter is 8 inches; proposed depth of well is 305 feet.d. Is ground water with a temperature of greater than 90°F being sought? No7. Time required for the completion of the works and application of the water to the proposed beneficial use is
works are complete years (minimum 1 year).Allow 1 year. go

MICROFILMED

DEC 1 1989

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. Commercial use for office building at petroleum product storage facility--see Remarks section below

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	
10 S	23 E	36		C 1/2 Lot 2															0.5

Total number of acres to be irrigated 0.5

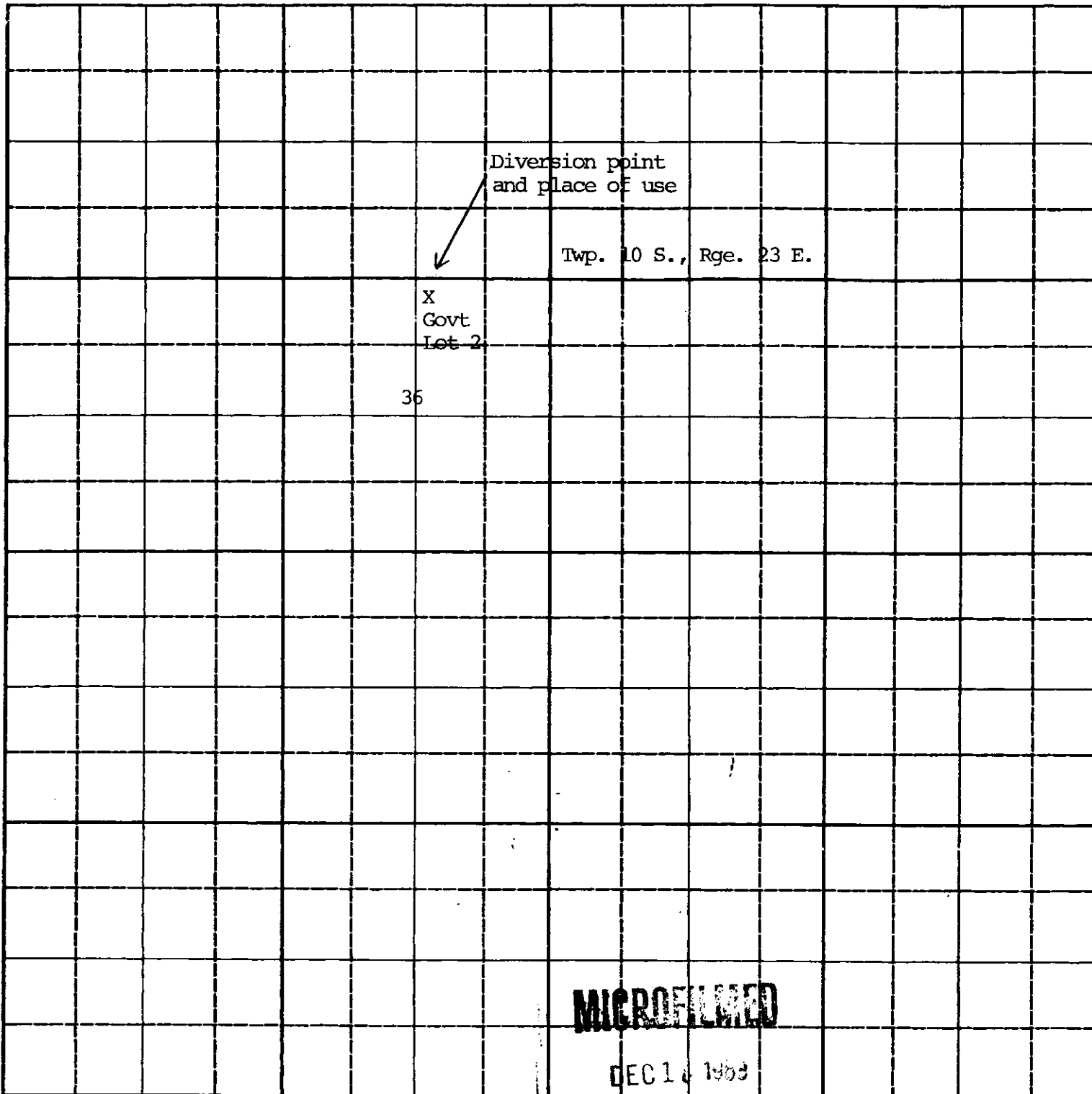
10. Describe any other water rights used for the same purposes as described above.

MICROFILMED

- Who owns the property at the point of diversion? applicant
- Who owns the land to be irrigated or place of use? applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Well construction was completed on June 24, 1971. Applicant assumed the well qualified as a domestic well. Water is supplied to an office building for drinking water and restroom facilities (2 employees). Irrigation use is for the grounds surrounding the office building.

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.

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.

SINCLAIR OIL CORPORATION
BY: *[Signature]*

Peter M. Johnson, Vice President
Administration

Lat

Received by KG K. Young Da. 7/6/89 Time 3:30 pm Preliminary check by J. Stanton
Fee \$ 30.00 Received by K. Young # CO07961 Date 6/30/89
Publication prepared by M. Baldwin Date 7/11/89 Published in So. ID. Press
Publication approved M. Baldwin Date 8/23/89

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

DEC 18 1989

ELAM, BURKE AND BOYD
ATTORNEYS AND COUNSELORS AT LAW

SCOTT L. CAMPBELL

700 IDAHO TOWER, TENTH FLOOR
POST OFFICE BOX 1559
BOISE, IDAHO 83701
TELEPHONE 208-343-5454
TELECOPIER 208-384-5844

CANYON COUNTY OFFICE
1120 SIXTH STREET SOUTH
POST OFFICE DRAWER E
NAMPA, IDAHO 83653
TELEPHONE 208-466-9222

October 2, 1989

RECEIVED

OCT 3 1989

Mr. James Stanton
Southern Region Office
Idaho Department of Water Resources
2148 Fourth Avenue East
Twin Falls, Idaho 83301

Department of Water Resources
Southern Region Office

Re: Application for Water Permit No. 45-07657

Dear Mr. Stanton:

In accordance with my prior correspondence to you dated September 8, 1989, I have listed below the names and addresses of the directors and officers of the Sinclair Oil Corporation:

<u>Name</u>	<u>Title</u>	<u>Address</u>
R. E. Holding	President & Director	P.O. Box 1529 Cheyenne, WY 82001
P. M. Johnson	Vice President	P.O. Box 30825 Salt Lake City, UT 84130
C. W. Fink	Vice President	P.O. Box 30825 Salt Lake City, UT 84130
L. S. Richards	Secretary & Director	333 East 400 South Salt Lake City, UT 84111
Carol Holding	Director	P.O. Box 1529 Cheyenne, WY 82001
K. Y. Knight	Director	P.O. Box 30825 Salt Lake City, UT 84130
A. H. Peterson	Director	P.O. Box 1529 Cheyenne, WY 82001

MICROFILMED

DEC 18 1989

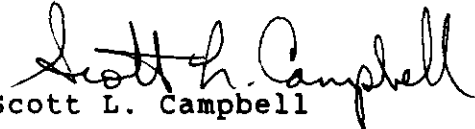
October 2, 1989
Page 2

It is my understanding that this information will satisfy the Department's requirements under Rule 3,3,2,1 of the Water Appropriation Rules and Regulations. It is also my understanding that this information will permit you to finish the permit processing at the Region Office, after which you will forward the documents to the Central Office of the Idaho Department of Water Resources for review and final consideration for approval. Please contact me in writing if my understanding is incorrect.

Also, please feel free to contact me if you have any questions.

Very truly yours,

ELAM, BURKE & BOYD


Scott L. Campbell

SLC:jc
cc Janice L. Brown
Gary Spackman

MICROFILM

DEC 18 1989

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

..... Cheryl Blauer being first
duly sworn, deposes and says that she is the

Clerk of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for two (2)
consecutive weeks, commencing with the issue

dated July 20, 1989, and ending
with the issue dated July 27, 1989

..... Cheryl Blauer

STATE OF IDAHO

COUNTY OF

On this 7th day of August in the year of 1989, before me,
a Notary Public, personally appeared Cheryl Blauer,
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.

Nancy K. Kinnison
Notary Public for Idaho

Residing at Burley, Idaho

My commission expires: 2-2-94

Cost of Publication 25.92

Notary Fee 5.00

Total Cost 30.92

OK
MB
8/23/89

MICROFILMED

DEC 18 1989

RECEIVED

AUG - 9 1989

Department of Water Resources
Southern Region Office

SOUTH IDAHO PRESS
BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.
..... Cheryl Blauer being first
duly sworn, deposes and says that she is the
..... Clerk of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of
The South Idaho Press for two (2)
consecutive weeks, commencing with the issue
dated July 20, 1989, and ending
with the issue dated July 27, 1989
..... Cheryl Blauer

STATE OF IDAHO

COUNTY OF

On this 7th day of August in the year of 1989, before me,
a Notary Public, personally appeared Cheryl Blauer
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.

Notary Public for Idaho

Residing at

My commission expires:

Cost of Publication 25.92
Notary Fee 50
Total Cost 26.42

OK
MB
8/23/89

89-370

NOTICE OF APPLICATION FOR WA-
TER RIGHT

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

45-07657

SINCLAIR OIL CORP.

P.O. BOX 30825

SALT LAKE CITY, UT 841300825

Source: GROUNDWATER

Diversion Pt: LOT 2 (NWNE) Sec 36 T
10S R 23E

Use: COMMERCIAL (.100 CFS)

IRRIGATION (.020 CFS)

Date Filed: 6/30/1989

In: T10S R23E S36 Lot 2 (NWNE)

0.5 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director of Water Resources, South-
ern Region, 2148 4th Avenue East, Twin
Falls, Idaho 83301 on or before AUGUST
7, 1989.

/s/R. KEITH HIGGINSON, Director

Published in the South Idaho Press on
July 20 and 27, 1989.

MICROFILMED

DEC 14 1989

RECEIVED

AUG - 1 1989

Department of Water Resources
Southern Region Office

December 18, 1990

SINCLAIR OIL CORP.
P.O. BOX 30825
SALT LAKE CITY, UT 841300825

RE: WATER RIGHT NO. 45-07657

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED
DEC 21 1990

November 15, 1990

SINCLAIR OIL CORP.
P.O. BOX 30825
SALT LAKE CITY, UT 841300825

RE: WATER RIGHT NO. 45-07657

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

MICROFILMED
JAN 17 1991

Should questions arise during the processing of this application please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

RECEIVED
MAY 08 1990

Department of Water Resources
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 08 1990

Department of Water Resources
Western Regional Office

A. GENERAL INFORMATION

Permit No. 45-07657

1. Owner: Sinclair Oil Corporation

Phone No. 678-7363

Current Address: P.O. Box 30825, Salt Lake City, Utah 84130-0825

2. Accompanied by: David Cole

EXAM. DATE: 2/21/90

Address: Box 233, 45 E. Hwy. 81, Burley, ID 83318

Phone No. 208-678-7363

Relationship to Permit Holder: Manager

3. Source: Ground water tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

R23E

x-PD & PU

T
10
S 36

MICROFILMED

JAN 07 1991

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. 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 or more).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Well is 305', static at 107'

Pump: Fairbanks-Morse, Model 504-12L, 5 HP, 12 stage, set at 270

Water only used for one bathroom and drinking water for up to 2-3 staff.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	Fairbanks-Morse	5	unavailable	F-M	2"

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	2		NW	NE	36	10S	23E	Cassia	field/Quadrangle map

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10S	23E	36		C															

Do not use this space

MICROFILMED

JAN 07 1991

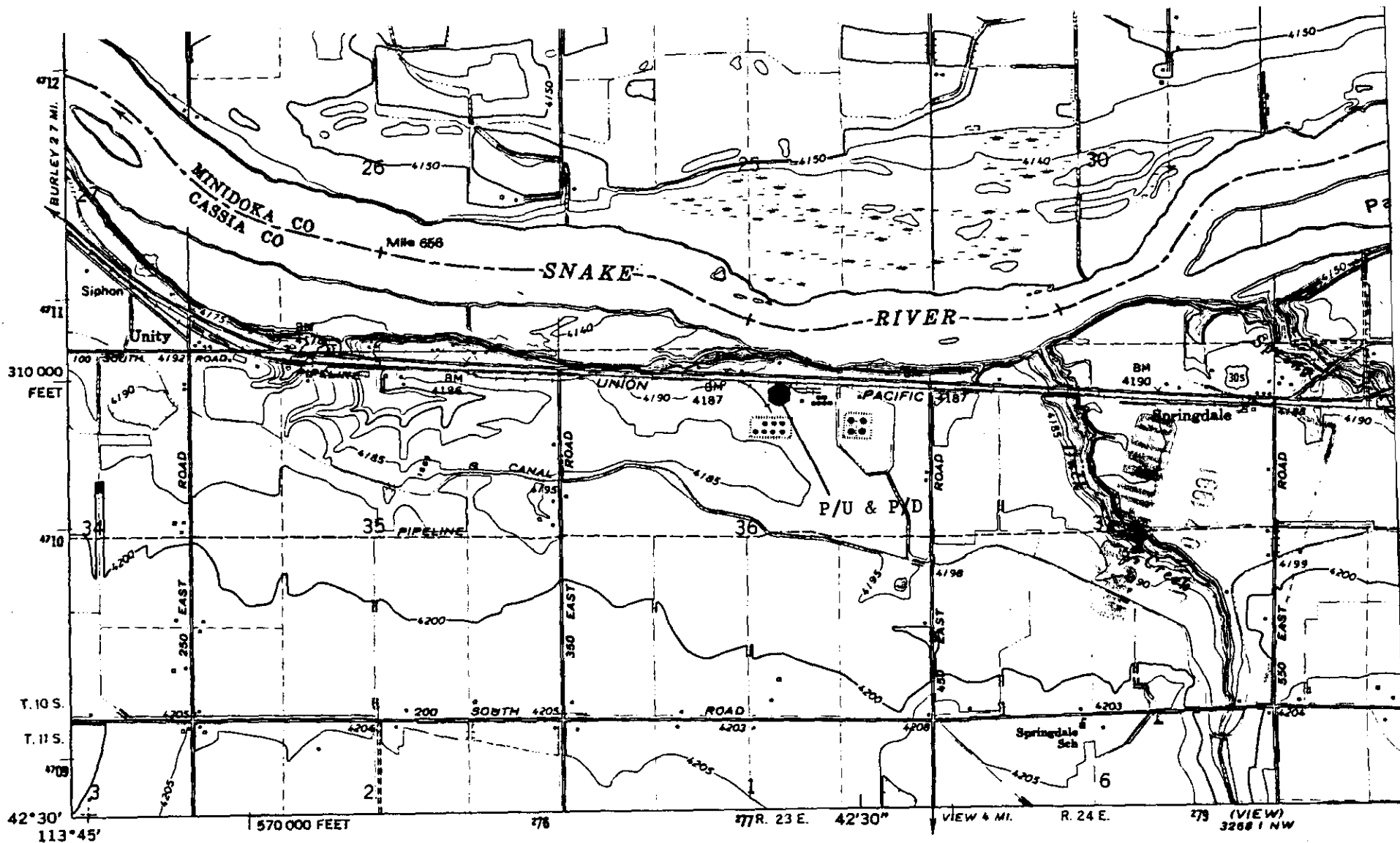
SINCLAIR OIL CORPORATION

45-07657



MICROFILMED

JAN 07 1991



Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

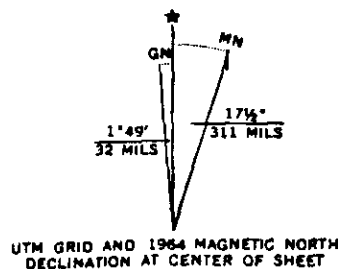
Planimetry by photogrammetric methods from aerial photographs taken 1962. Topography by planetable surveys 1964

Polyconic projection. 1927 North American datum 10,000-foot grid based on Idaho coordinate system, central zone

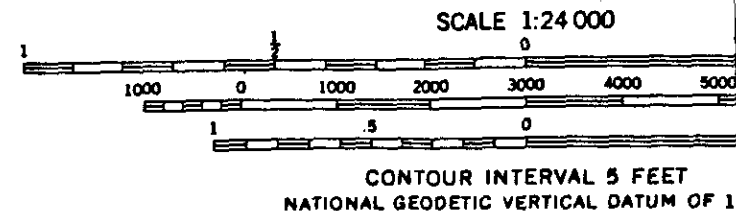
1000-meter Universal Transverse Mercator grid ticks, zone 12, shown in blue

To place on the predicted North American Datum 1983 move the projection lines 13 meters north and 70 meters east as shown by dashed corner ticks

Red tint indicates areas in which only landmark buildings are shown



UTM GRID AND 1964 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARD FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Flow calculated - no measuring device installed						

2. Measurements:

$$Q = \frac{HP \times E}{TDH} = 56 \text{ gpm}$$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____ 15

2. Volume Calculations for Other Uses:

MICROFILMED

JAN 07 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Water is used for drinking water and one bathroom in office.

I. RECOMMENDATIONS

1. Recommended Amounts

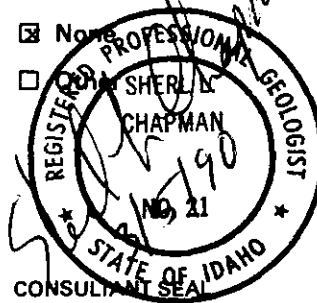
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Commercial	1/1	12/31	.02	15
Totals:				

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

J. AUTHENTICATION

Field Examiner's Name Sheri L. Chapman
Signature *Sheri L. Chapman*
Certification Date 2/17/89
Field Report Preparation Date 2/22/90



- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

50
10-290

MICROFILMED

JAN 1 1991

May 23, 1990

Sinclair Oil Corporation
P. O. Box 30825
Salt Lake City, UT 84130-0825

Gentlemen:

Re: Permit Nos. 45-7657

This office acknowledges receipt of the proof of beneficial use form and completed beneficial use field report submitted by Sherl L. Chapman. The next step is for the department to review the field report and issue a water right license.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: Sherl L. Chapman

MICROFILMED

JAN 07 1991

Form 217
03/86

RECEIVED

MAY 08 1990

RECEIVED

MAY 08 1990

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by _____
Sent to region _____

Should questions arise during
the processing of this applica-
tion please contact:

Department of Water Resources
Western Regional Office

STATE OF IDAHO

Department of Water Resources

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

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 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.

Permit No. 45-07657

Name(s) of Permit Holder: Sinclair Oil Corporation

Post Office Address: P.O. Box 30825, Salt Lake City, Utah 84130-0825

Telephone No. 678-7363

Source of Water: Ground water

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark Commercial-Office

Total rate and/or volume for which proof is submitted .02 cfs 15 acre-feet

Show the date water was first diverted and beneficially used under this permit: 1988

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

Fee enclosed \$ -0-
(See License Examination Fee Schedule)

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

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

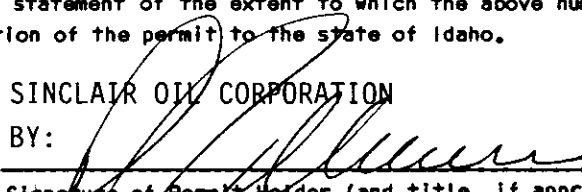
(Name)

(Telephone Number)

(Address)

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.

SINCLAIR OIL CORPORATION

BY: 

Signature of Permit Holder (and title, if appropriate)
Peter M. Johnson, Vice President
Administration

Date 4-13-90

Sherl L. Chapman

CONSULTANT

410 S. ORCHARD / SUITE 144 / BOISE, IDAHO 83705 / PHONE 344-6690

RECEIVED
MAY 08 1990

Department of Water Resources

May 7, 1990

RECEIVED
MAY 08 1990

Department of Water Resources
Western Regional Office

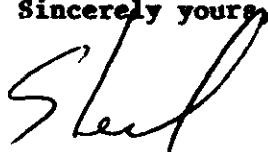
Mr. Dave Tuthill
Department of Water Resources
2735 Airport Road
Boise, Idaho 83705

Dear Dave:

Enclosed you will find proof of beneficial use and beneficial use field report for Sinclair Oil Corporation permit #45-07657.

If you have any questions, please don't hesitate to give me a call.

Sincerely yours,



Sherl L. Chapman
Consultant

SLC:kje
enclosure
cc:Mr. Scott Campbell

MICROFILMED

JAN 07 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 11, 1990

Scott Campbell
Elam, Burke and Boyd
700 Idaho Tower, Tenth Floor
P.O. Box 1559
Boise, ID 83701

RE: Permit to Appropriate Water No. 45-07657

Dear Mr. Campbell:

Please find enclosed an order deleting condition number 4 of the above referenced permit, restricting irrigation use in connection with a domestic use.

If you have any questions concerning this matter, please feel free to contact this office.

Respectfully,

GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

Enclosure

MICROFILMED

MAR 02 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 11, 1990

Sinclair Oil Corp.
P.O. Box 30825
Salt Lake City, UT 841300825

RE: Permit to Appropriate Water No. 45-07657

Dear Permit Holder:

Please find enclosed an order deleting condition number 4 of the above referenced permit, restricting irrigation use in connection with a domestic use.

If you have any questions concerning this matter, please feel free to contact this office.

Respectfully,

A handwritten signature in cursive script that reads "Gary Spackman".

GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

Enclosure

RECEIVED

MAR 08 1990

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
November 27, 1989

SINCLAIR OIL CORP.
P.O. BOX 30825
SALT LAKE CITY, UT 841300825

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

RE: PERMIT NO. P45-07657

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

MICROFILMED

DEC 18 1989

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

MAIL ROOM

DEC 18 1989

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 8/7/89
☐ 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. 45F
☐ Yes ☒ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 6/30/89
By Loren O. Halum Date 10/20/89

STATE OFFICE REVIEW P05, P23 P16 46 41

See below for additional information
By KW Date 11/20/89

ADDITIONAL INFORMATION

App. in TRUST area - DCM I

ELAM, BURKE AND BOYD
ATTORNEYS AND COUNSELORS AT LAW

700 IDAHO TOWER, TENTH FLOOR
POST OFFICE BOX 1559
BOISE, IDAHO 83701
TELEPHONE 208-343-5454
TELECOPIER 208-384-5844

SCOTT L. CAMPBELL

CANYON COUNTY OFFICE
1120 SIXTH STREET SOUTH
POST OFFICE DRAWER E
NAMPA, IDAHO 83653
TELEPHONE 208-436-1222

RECEIVED

September 8, 1989

SEP 11 1989

Department of Water Resources
Southern Region Office

Mr. James Stanton
Southern Region Office
Idaho Department of Water Resources
2148 Fourth Avenue East
Twin Falls, Idaho 83301

Re: Application for Water Permit No. 45-07657

Dear Mr. Stanton:

This correspondence is to follow-up on our telephone conversation of September 7, 1989. During that discussion, you indicated that you would need the names and addresses of the directors and officers of the Sinclair Oil Corporation and Phillips Petroleum Company in order to complete the processing of the Application for Permit. You referred to a newly adopted Department rule (Rule 3,3,2,1 of the Water Appropriation Rules and Regulations) which requires this information for new applications in the Swan Falls impact area.

Following our conversation, in accordance with our discussions, I contacted Mr. Gary Spackman of the Central Office of the Department of Water Resources concerning compliance with this rule. After some discussion, Mr. Spackman indicated that compliance with this rule would be accomplished by submission of the names and addresses of the directors and officers of the Sinclair Oil Corporation only. He indicated that it would not be necessary for me to submit that information for Phillips Petroleum Company.

I will be in contact with the appropriate individuals at the Sinclair Oil Corporation in the next several days to gather the requested information, after which I will forward it to you for completion of the permit processing.

MICROFILMED

DEC 18 1989

Very truly yours,

ELAM, BURKE & BOYD

Scott L. Campbell
Scott L. Campbell

SLC:jc
cc Janice L. Brown
Gary Spackman

11-Jul-1989

Scott Campbell, Esquire
Elam, Burke & Boyd
P.O. Box 1559
Boise, ID 83701

Re: Application for Permit No. 45-07657

Dear Mr. Campbell:

The Department of Water Resources acknowledges receipt of the water right application for permit on behalf of Sinclair Oil Corporation. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the South Idaho Press on 7/20 & 7/27/89. 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 see attached list for additional information requirement.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

MICROFILMED

JS:MB

Enclosures

DEC 18 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

JULY 11, 1989

SOUTH IDAHO PRESS
BOX 190
BURLEY, ID 83318

Gentlemen:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 7, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

DEC 18 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

DEC 18 1989



45-07657

SINCLAIR OIL CORP.
P.O. BOX 30825
SALT LAKE CITY, UT 841300825

Source: GROUNDWATER

Diversion Pt: LOT 2 (NWNE) Sec 36 T 10S R 23E

Use: COMMERCIAL (.100 CFS)
IRRIGATION (.020 CFS)

Date Filed: 6/30/1989

In: T10S R23E S36 Lot 2 (NWNE)

0.5 ACRES TOTAL

RECORDED

DEC 18 1989

89-370

NOTICE OF APPLICATION FOR WATER RIGHT

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

45-07657
SINCLAIR OIL CORP.
P.O. BOX 30825
SALT LAKE CITY, UT 841300825
Source: GROUNDWATER
Diversion Pt: LOT 2 (NWNE) Sec 36 T
10S R 23E

Use: COMMERCIAL (.100 CFS)
IRRIGATION (.020 CFS)
Date Filed: 6/30/1989
In: T10S R23E S36 Lot 2 (NWNE)
0.5 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director of Water Resources, Southern Region, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before AUGUST 7, 1989.

/s/R. KEITH HIGGINSON, Director
Published in the South Idaho Press on July 20 and 27, 1989.

RECEIVED

JUL 20 1989

Department of Water Resources
Southern Region Office

MICROFILMED

DEC 18 1989

The permit(s) will be subject to all prior water rights. Protests must be filled with the Director, Dept. of Water resources, Southern Region, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before AUGUST 7, 1989.

R. KEITH HIGGINSON, Director

Published 7/20/1989 & 7/27/1989

MICROFILMED

DEC 18 1989

ELAM, BURKE AND BOYD
ATTORNEYS AND COUNSELORS AT LAW

SCOTT L. CAMPBELL

700 IDAHO TOWER, TENTH FLOOR
POST OFFICE BOX 1559
BOISE, IDAHO 83701
TELEPHONE 208-343-5454
TELECOPIER 208-384-5844

CANYON COUNTY OFFICE
1120 SIXTH STREET SOUTH
POST OFFICE DRAWER E
NAMPA, IDAHO 83653
TELEPHONE 208-466-9222

RECEIVED

JUL - 6 1989

June 29, 1989

Department of Water Resources
Southern Region Office

RECEIVED
JUN 30 1989

Department of Water Resources

Mr. Jim Johnson
Senior Water Rights Analyst
Department of Water Resources
1301 North Orchard
Statehouse Mail
Boise, Idaho 83720

Re: Application for Water Permit/Burley Product Storage
Facility/Sinclair Oil Corporation

Dear Jim:

I have enclosed an executed original of an Application for Water Permit for the Burley product storage facility for Sinclair Oil Corporation, this firm's client.

If you will recall, I met with you several weeks ago to discuss this Application and to review its completeness. Additionally, we discussed the fact that this Application qualified as a water use which would fall outside the so-called "trust waters" category of the Swan Falls Agreement. You confirmed that you agreed with this interpretation.

In this regard, please be so kind as to forward this Application to the Southern Region office with a letter indicating the proper procedure for processing this Application. I would appreciate a copy of the correspondence which you send the Southern Region office. I would also appreciate receiving written confirmation of the acceptance of the Application by the Department for processing, as well as confirmation of the publication of the Notice for the Application.

I have enclosed a check in the amount of \$30 as the filing fee for submitting this Application.

MICROFILMED

DEC 18 1989

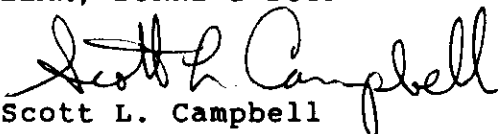
45-07657

Mr. Jim Johnson
June 29, 1989
Page 2

Please contact me if you have any questions.

Very truly yours,

ELAM, BURKE & BOYD


Scott L. Campbell

SLC:jc
Enclosures
cc Janice L. Brown
Peter Johnson
Carl Burke

MICROFILMED

DEC 18 1989