

Mr. Max Lattig
Box 37

Conda, Idaho

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40690
Permit No. G- 32536
District No.

1. Name of Applicant: El Paso Natural Gas Products Company El Paso Products Co. Permit No. 32536

Postoffice address: P. O. Box 3986 Odessa Ector State: Texas

2. Quantity of water claimed: 3 cfs or Idaho

(a) Rate of withdrawal in cubic feet per second
Miners' inches

or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the NE 1/4 of the SE 1/4 of Section 9

Twp. 8 S, Rge. 42 E., B. M., County of Caribou

5. Water is to be used for: Manufacturing Fertilizers

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the W 1/2 1/4 of the W 1/2 1/4 of Section 10, Twp. 8 S.

Rge. 42 E., B. M.

(b) Waste water or sewage effluent is to be returned to Slurry Pond

at a point in the SE 1/4 of the SE 1/4 of Section 9, Twp. 8 S, Rge. 42 E., B. M.

7. Kind of works: Wet Phosphoric Acid Plant with associated facilities to make dry and wet fertilizers.

8. Estimated cost of works: \$ Multimillion dollar plant (estimate of cost is not complete)

9. (a) Is reservoir to be used? No

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is five years.

11. If applicant is a corporation, give: See attached (in file)

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash onhand: \$

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplied

mental to the existing water rights.

(b) (cubic feet per second, inches or gallons per minute) is for new lands.

RECEIVED
AUG 1964

AUG 5 1968

Department of Reclamation
1908
Reclamation

Size of drilled hole: 20" with Total "liner
depth of well: 250 Standing water
level below ground: 19' Temp.
Fahr. _____ ° Test delivery: _____ gpm
or _____ cfs Pump? ☒ Bail ☐
Size of pump and motor used to make test:

Length of time of test: _____ Hrs. _____ Min.
 Drawdown: _____ ft. Artesian pressure: _____ ft.
 above land surface _____ Give flow _____ cfs
 or _____ gpm. Shutoff pressure: _____
 Controlled by: Valve ☐ Cap ☐ Plug ☐
 No control ☐ Does well leak around casing?
 Yes ☐ No ☐

[illegible]

9	12	topsoil	
17	26	hard gray lava	yes
26	52	broken lava	
52	59	broken rock + cinders	some
59	62	clay + cinders	some
62	86	hard grey lava	no
86	93	broken lava, some clay	some
93	98	hard grey lava	no
98	101	grey lava + cinders	no
101	108	brown clay	"
108	123	clay - gravel	"
123	175	brown clay	"
175	180	limestone	"
180	195	yellow clay - gravel	"
195	205	green clay - gravel	"
205	210	broken congl. granite	"
210	250	clay gravel	"

dry - abandoned for
poor yield

Manufacturer's name _____
 Type _____ Model No. _____
 Diam. _____ Slot size _____ Set from _____ ft. to _____ ft
 Diam. _____ Slot size _____ Set from _____ ft. to _____ ft

Did any strata contain unusable water? Yes ☐
No. ☒ Type of water: _____
Depth of strata _____ ft. Method of sealing
strata off: _____

Locate well in section

Sec.

X

1

2

3

4

Work started: 5-14-65
Work finished: 6- - - 65
Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
Name: Findlay Well Drilling
Address: 285 Pearson Block
Signed by: Bill E Findlay, owner
License No. 62 Date: 7-26-68

Use other side for additional remarks

Andy Weber

9-32536

1

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

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

(d)

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

II.

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

PERMIT NO. G-32536

El Paso Natural Gas Products Company

32536



EL PASO NATURAL GAS PRODUCTS COMPANY

POST OFFICE BOX 3986, ODESSA, TEXAS 79760

September 24, 1965

RECEIVED
SEP 27 1965

Department of Reclamation
State of Idaho
Boise, Idaho

Department of Reclamation

Gentlemen:

Enclosed is application for Permit to Appropriate Subterranean Water in Caribou County, Idaho, along with draft number 0605 in the amount of \$5.50 to cover filing fee.

Please return the permit to the undersigned at Odessa, Texas.

Yours very truly,

R. H. Lassetter
Manager
Property Management Department

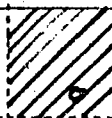
RHL/ldp
Enclosures

32536

NAME OF APPLICANT El Paso Natural Gas Co.

Form No. 0

9



Well

12

Permit Map No. 32536
Approved
CARL E. TAPPAN SEP 28 1965
State Reclamation Engineer

T. 8 S. R. 42 E.

Caribou County, Idaho

October 6, 1965

Re: Permit No. G-32536
El Paso Natural Gas Products Company

Mr. Max Lattig,
Box 37,
Conda, Idaho.

Dear Mr. Lattig:

We enclose Permit No. G-32536 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-9837 which was issued covering payment in the amount of \$ 5.50 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

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

32536

RECEIVED
AUG 22 1967
Department of Reclamation

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

State Reclamation Engineer:

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

El Paso Products Company

By:

(signature) R. H. Lassetter
Attorney-in-fact

P. O. Box 3986
Odessa, Texas 79760
(address)

August 18, 1967
(date)

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

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

Engineer

32536

RECEIVED
AUG 29 1967
Department of Reclamation

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

State Reclamation Engineer:

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

El Paso Products Company

By: *R. E. Lassetter*

(signature) R. E. Lassetter
Attorney-in-fact

P. O. Box 3986
Odessa, Texas 79760
(address)

August 18, 1967
(date)

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

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

Engineer

32534

RECEIVED

Department of Reclamation

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

Notice is hereby given that on October 10, 1967 at Soda Springs,
County of Caribou, State of Idaho, before notary public (name & address) _____
Dee Ann Baker, 30 N 1st East, Soda Springs, Idaho, proof will be
submitted of the completion of works for the diversion of 1.34 c.f.s. of the waters
of Subterranean, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G32536, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is El Paso Products Company
(formerly El Paso Natural Gas Products Company) P. O. Box 3986,
Odessa, Texas 79760.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
1.34 cubic feet per second.
3. The use to which said water has been applied is manufacturing
fertilizers purposes, and the amount applied to beneficial
use is 1.34 c.f.s.
4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Twp. 8 S.,
Rge. 42 E., B.M., County of Caribou.
5. The place where said water is used is W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 10, Twp. 8 S.,
Rge. 42 E., B.M.
6. The date of priority which said user is prepared to establish is September 27,
1965.

State Reclamation Engineer

32536

DON SAMUELSON
GOVERNOR



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED
AUG 29 1967

Department of Reclamation

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than September 28, 1970.

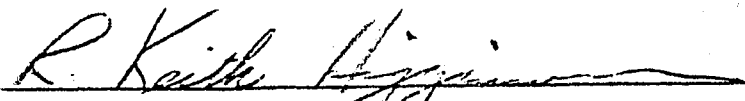
Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary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

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

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

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

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


State Reclamation Engineer

RELINQUISHMENT

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

Dated _____.

permit holder

32536

August 30, 1967

Re: Permit No. G-32536
El Paso Products Company

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

Dear Mr. Lassetter:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit G-32536.

We have mailed the notice to the Caribou County Sun
to be published once a week for four consecutive weeks prior to October 10,
1967, which is the hearing date when the permit holder El Paso Products Company

and two disinterested witnesses must appear before Doc Ann Baker, 30 N. 1st East, Soda Springs, Idaho, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by R. H. Lassetter

Be sure all the forms have the notary's seal and are signed.

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

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Depositions

cc: Notary

32536

August 30, 1967

Re: Permit No. G-32536
El Paso Products Company

Caribou County Sun
Soda Springs, Idaho 83276

Gentlemen:

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

Very truly yours,

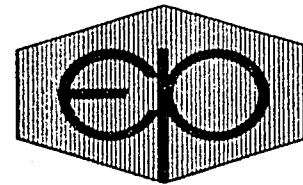
Donald W. McEldowney
Water Rights Clerk

DWM:dj

32536

EL PASO PRODUCTS COMPANY

PROCESSING THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3906
ODESSA, TEXAS 79760

October 13, 1967

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

Attention: Mr. Donald W. McEldowney
Water Rights Clerk

Re: Permit No. G-32536
El Paso Products Company
L/D 65020

Gentlemen:

In connection with the filing of Proof of Completion of Works and Application of Water to Beneficial Use for Permit No. G-32536 the following are enclosed.

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

Very truly yours,

R. H. Lassetter
Manager
Property Management Department

RHL:bl
Enclosures

RECEIVED
OCT 16 1967

Deposited

32536

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-32536

* * * * *

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

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: R. H. Lassetter,
Property Manager, Post Office Box 3986, Odessa, Texas 79760

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

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

Ques. 3. State number, approval date of permit, and date of priority: G-32536,
September 28, 1965, September 27, 1965

Ques. 4. State source of water supply: subterranean
Give location of point of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, T. 8 S., Rge. 42 E., B.M.

Ques. 5. Describe your works of diversion: Deep Well Pump
_____; state amount of water they are capable of con-
veying from point of diversion to place of use: 1.34 C.F.S.; Give name of canal or ditch
or other works by which water is conducted to such place of use: Pipeline
_____; if a well, state depth of well 150 Feet; depth and size of
casing 16" @ 150 Feet; depth to water 17 Feet; if pump is used,
state discharge of pump: 600 gpm @ 160 psi; tell how it was measured or determined _____
by orifice meter; if sprinkler irrigation, give number and size
of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Manufacturing Fertilizers
(If for irrigation, name each subdivision in which used and number of acres in
each subdivision that have actually been irrigated with said water:

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

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

Mo Long

32536

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

Raw water for fertilizer production

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Bill Findlay, Well Drilling Contractor, Blackfoot, Idaho

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

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

Manufacturing Fertilizers

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

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: August, 1965 600 gpm - Time used since first use:

Standby well

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

Permit No. G-32065

Permit No. G-32615

(sign)

RN Smith

Attorney-in-fact

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

Soda Springs, Idaho, County of Caribou

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

My commission expires: 10-25-70

W. L. S. Baker
Notary Public for the State of Idaho
30 North 1st East
Residing Soda Springs, Idaho 83276

32536

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. G-32536

* * * * *

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

DEPOSITION OF WITNESS

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

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

Name: Mr. John G. Cowan, Age: 56, Residence: Post Office Box 486, Soda Springs, Idaho 83276

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

Ques. 2 Are you acquainted with El Paso Products Company, the holder of
Permit No. G-32536? How long have you known him and where does he reside?

Odessa, Texas

Ques. 3. Have you read or heard said Permit No. G-32536 read, and are you familiar
with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, T. 8 S., Rge. 42 E., B.M.

Describe works for conveying water to place of use: Pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.34 How much water have you seen being so
conveyed? Same

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

32536

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

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

Manufacturing Fertilizers

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

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

Ques. 10. When did you first see this water used? January 1966

Other times you have seen such use: Frequently

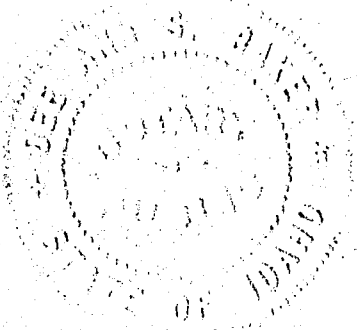
(Signed):

John J. Carman

* * * * *

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

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



Alte Ann D. Baker

Notary Public for the State of Idaho
30 North 1st East
Residing Soda Springs, Idaho 83276

My commission expires 10-25-70

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-32536

* * * * *

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

DEPOSITION OF WITNESS

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

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

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

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

Ques. 2 Are you acquainted with El Paso Products Company, the holder of
Permit No. G-32536? How long have you known him and where does he reside?

Odessa, Texas

Ques. 3. Have you read or heard said Permit No. G-32536 read, and are you familiar
with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, T. 8 S., Rge. 42 E., B.M.

Describe works for conveying water to place of use: Pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.34 How much water have you seen being so
conveyed? Same

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

32536

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

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

Manufacturing Fertilizers

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

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

Ques. 10. When did you first see this water used? January 1966

Other times you have seen such use: Frequently

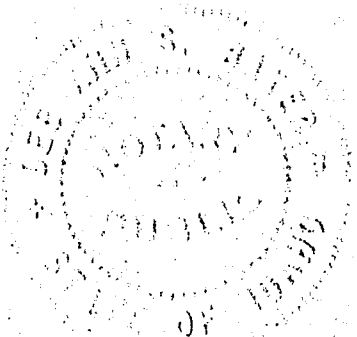
(Signed):

Basil Wofford

* * * * *

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

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



My commission expires 10-25-70

Alfred L. Baker

Notary Public for the State of Idaho
30 North 1st East
Residing Soda Springs, Idaho 83276

Affidavit of Publication

OCT 16 1967

DEPARTMENT OF RECLAMATION

County of Caribou } ss.
State of Idaho }

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

Notice is hereby given that on October 10, 1967, at Soda Springs, County of Caribou, State of Idaho, before notary public Dee Ann Baker, 30 N. 1st East, Soda Springs, Idaho, proof will be submitted of the completion of works for the diversion of 1.34 c.f.s. of the waters of a well, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G32536, heretofore issued by the Department of Reclamation of the State of Idaho.

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

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.34 cubic feet per second.

3. The use to which said water has been applied is manufacturing fertilizers purposes, and the

amount applied to beneficial use is 1.34 c.f.s.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Twp. 8 S, Rge. 42 E., B.M., County of Caribou.

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

6. The date of priority which said user is prepared to establish is September 27, 1965.

R. KEITH HIGGINSON
State Reclamation
Engineer

ST-14-21-28

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

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

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

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

being the 7th..... day of September....., 1967.

The date of the last publication

being the 28th.. day of

.September....., 1967.

V.E. Lansberry

Subscribed and sworn to be

fore me this ..5th.... day

of October...., 1967.

Dee Ann Baker

Notary Public, residing at Soda Springs, Idaho.

(SEAL)

My Commission expires the

27 day of Oct.....

1970.

G 3 2536

October 16, 1967

Re: Permit No. G-32536

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

Gentlemen:

We acknowledge receipt of the depositions and affidavit of publication in the
Caribou County Sun submitted as proof of com-
pletion of works and beneficial use on Permit G-32536.

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

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

32536

REPORT OF WELL DRILLER State of Idaho

RECEIVED
AUG 5 1968

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:
Name Ed Pass Natural Gas Co.
Address Soda Springs, Idaho

Owner's Permit No. 32586
NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☒
Water is to be used for: _____
METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other _____ (explain)

CASING SCHEDULE: Threaded ☐ Welded ☒
20"Diam. from 0 ft. to 15 ft.
"Diam. from 15 ft. to _____ ft.
16"Diam. from 0 ft. to 195 ft.
"Diam. from _____ ft. to _____ ft.
Thickness of casing: .281 Material: _____
Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☒ No ☐ Type of perforator used: _____

Size of perforations: _____" by _____"
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes ☐
No. ☒ size of gravel _____ Gravel placed from _____ ft. to _____ ft. Surface seal provided? Yes ☐ No ☐ To what depth? _____ ft. Material used in seal: _____

Did any strata contain unusable water? Yes ☐
No. ☒ Type of water: _____
Depth of strata _____ ft. Method of sealing strata off: _____

Surface casing used? Yes ☒ No. ☐
Cemented in place? Yes ☐ No ☒

Locate well in section

Sec. 9

LOCATION OF WELL: County Caribou
NW 1/4 SE 1/4 Sec. 9 T. 8 N/S R. 42 E/W

Use other side for additional remarks

Size of drilled hole: 20" with 1" liner
depth of well: 250 Standing water level below ground: 19' Temp. _____ Fahr. _____
Test delivery: _____ gpm or _____ cfs Pump? ☒ Bail ☐
Size of pump and motor used to make test: _____

Length of time of test: _____ Hrs. _____ Min.
Drawdown: _____ ft. Artesian pressure: _____ ft. above land surface _____ Give flow _____ cfs or _____ gpm. Shutoff pressure: _____
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing? Yes ☐ No ☐

DEPTH		MATERIAL	WATER
FROM	TO		YES OR NO
FEET	FEET		
0	12	Topsoil	
12	26	hard gray loam	~~yes~~
26	52	broken rock	
52	59	broken rock & cinders	some
59	62	clay & cinders	some
62	86	hard gray loam	no
86	93	broken rock & some clay	some
93	98	hard gray loam	no
98	101	gray loam & cinders	no
101	108	brown clay	"
108	123	clay - gravel	"
123	175	broken clay	"
175	180	limestone	"
180	195	yellow clay - gravel	"
195	205	green clay - gravel	"
205	210	broken coral & waste	"
210	250	clay gravel	"

dry - abandoned for
good yield

Work started: 5-14-65
Work finished: 6-1-65
Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
Name: Findlay Well Drilling
Address: 285 Pearson Blackfoot
Signed by: Bill E. Findlay
License No. 62 Date: 7-26-68

Andy Webb

RECEIVED

AUG 5 1968

REPORT OF WELL DRILLER
State of Idaho

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

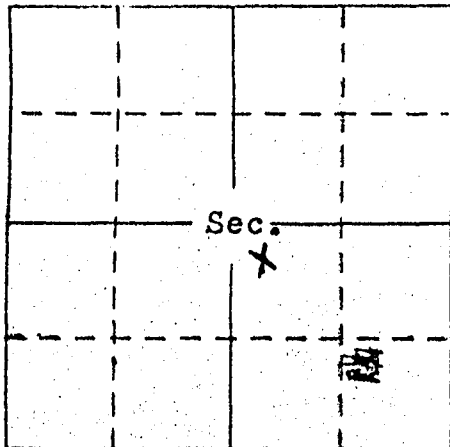
WELL OWNER:

Name El Paso Natural Gas Co.Address Soda Springs, IdahoOwner's Permit No. 7-2508NATURE OF WORK (check): Replacement well ☐New well ☒ Deepened ☐ Abandoned ☐Water is to be used for: industrialMETHOD OF CONSTRUCTION: Rotary ☐ Cable ☒Dug ☐ Other ☐ (explain)CASING SCHEDULE: Threaded ☐ Welded ☒20"Diam. from 0 ft. to 20 ft.16"Diam. from 0 ft. to 200 ft. "Diam. from ft. to ft. "Diam. from ft. to ft.Thickness of casing: .281 Material:Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type ofperforator used: machined typeSize of perforations: 1/8" by 3" perforations from 100 ft. to 210 ft. perforations from ft. to ft. perforations from ft. to ft. perforations from ft. to ft.WAS SCREEN INSTALLED? Yes ☐ No ☒Manufacturer's name Type Model No. Diam. Slot size Set from ft. to ft.Diam. Slot size Set from ft. to ft.CONSTRUCTION: Well gravel packed? Yes ☐No. ☒ size of gravel Gravelplaced from ft. to ft. Surface sealprovided? Yes ☐ No ☒ To what depth? ft. Material used in seal: Did any strata contain unusable water? Yes ☐No. ☒ Type of water: Depth of strata ft. Method of sealingstrata off: Surface casing used? Yes ☒ No. ☐Cemented in place? Yes ☐ No ☒

Locate well in section

LOCATION OF WELL: County CaribouSE 1/4 Sec. 9 T. 8 N/S R. 42 E/WSee permit

Use other side for additional remarks

Size of drilled hole: 30" with 16" liner from top to bottom Total depth of well: 200' Standing water level below ground: 18' Temp. Fahr. ° Test delivery: gpmor cfs Pump? ☒ Bail ☐Size of pump and motor used to make test: Length of time of test: Hrs. Min.Drawdown: ft. Artesian pressure: ft.above land surface Give flow cfsor gpm. Shutoff pressure: Controlled by: Valve ☐ Cap ☐ Plug ☐No control ☐ Does well leak around casing?Yes ☐ No ☐

DEPTH MATERIAL WATER

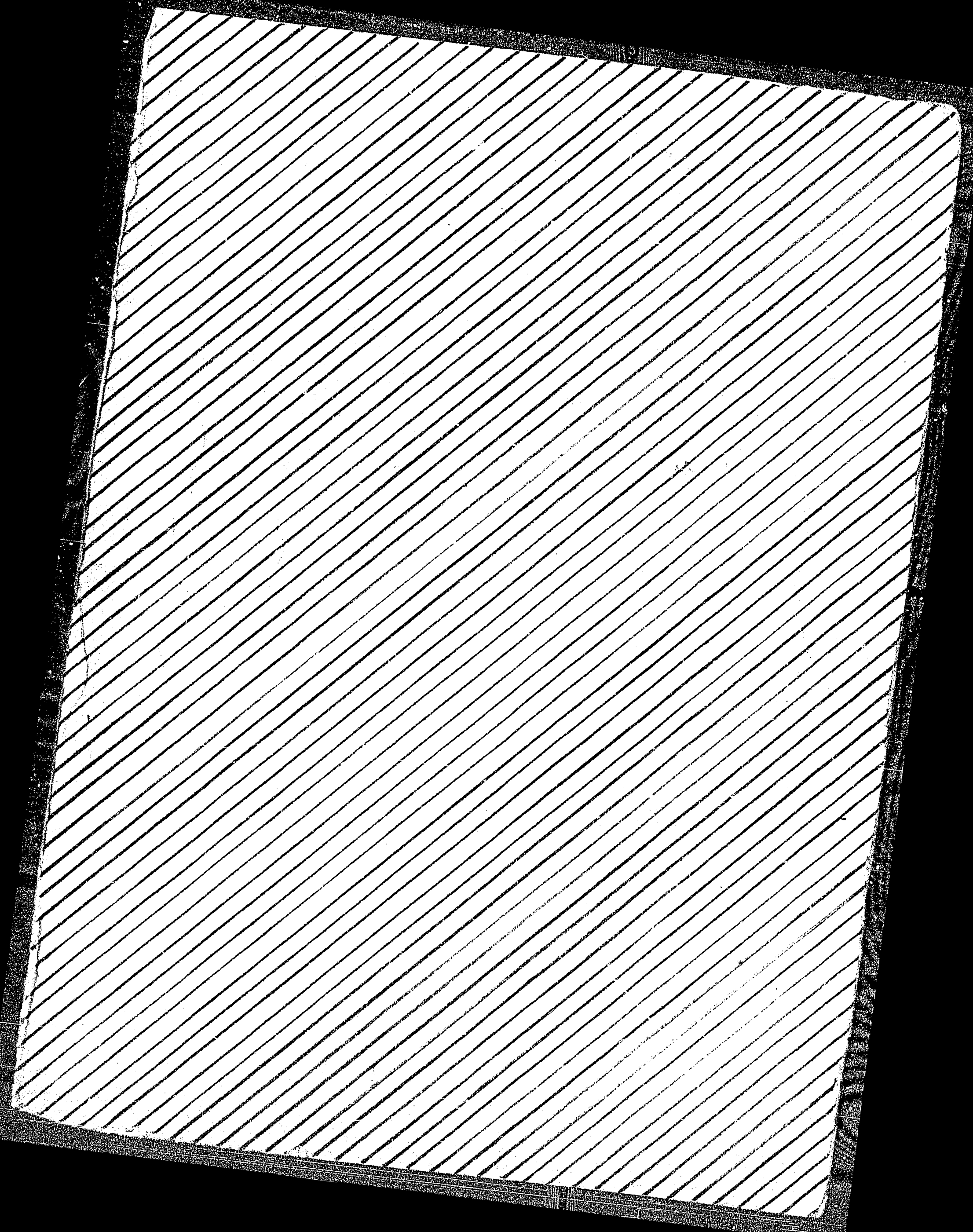
FROM TO YES OR NO

FEET FEET

0 12 top soil no12 25 solid grey loam no25 29 red cinders yes29 50 broken red & black loam yes50 41 broken red loam - red ash yes41 173 grey loam no173 200 clay & conglomerate yes

27

9-32536



ASSIGNMENT

Department of Reclamation

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

Caribou County, Idaho

G-32536 ✓ 27-2145
G-32615
G-32065

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

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

ATTEST:

Permit Holder:

EL PASO PRODUCTS COMPANY

John B. Mason
Assistant Secretary

By M. M. Hatcheson
Vice-President

STATE OF TEXAS)
COUNTY OF ECTOR)

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

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

June Bowers
Notary Public

My Commission Expires:

67515

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

STATE OF IDAHO } ss
County of Caribou }

I hereby certify that this instrument was filed of the record at 9:15 o'clock A.M.

this 7th day of November, 1969 in my office and duly recorded in Microfilm Records Caribou County

67515 Kenneth M. Fowler
Ex-Officio Notary

FILED IN 1523

Lynda Allen
Notary

27-2145
30536

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

January 26, 1970

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

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

Dear Mr. Green:

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

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

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

If we may be of further assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/jmb

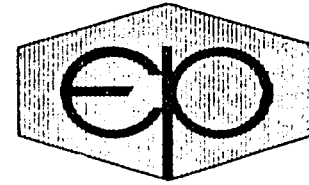
Enc. Check - \$7.00

27-2145

3-25-36

EL PASO PRODUCTS COMPANY

PROCESSING THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3486
ODESSA, TEXAS 79706

December 9, 1969

RECEIVED
K
12/10/69
Department of Reclamation

State Reclamation Engineer
State of Idaho
Boise, Idaho 83701

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

Dear Sir:

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

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

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

Very truly yours,

John M. Green
Supervisor
Property Management Department

JMG:bl

Enclosures

27-2145

82536

RECEIVED

REPORT OF WELL DRILLER
State of Idaho

AUG 5 1968

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:
Name El Paso Natural Gas Co.
Address Sadler Springs, Idaho

Size of drilled hole: 30" with 16" liner Total
depth of well: 500' Standing water
level below ground: 18' Temp.
Fahr. Test delivery: gpm
or cfs Pump? ☒ Bail ☐
Size of pump and motor used to make test:

Owner's Permit No. 27-3145
NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐
Water is to be used for: industrial
METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other ☐ (explain)

Length of time of test: Hrs. Min.
Drawdown: ft. Artesian pressure: ft.
above land surface Give flow cfs
or gpm. Shutoff pressure:
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

CASING SCHEDULE: Threaded ☐ Welded ☒
20" Diam. from 0 ft. to 20 ft.
16" Diam. from 0 ft. to 200 ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
Thickness of casing: .281 Material:
Steel ☒ concrete ☐ wood ☐ other ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		

(explain)
PERFORATED? Yes ☒ No ☐ Type of
perforator used: machined type

0	12	top soil	no
12	25	solid grey loam	no
25	29	red clinkers	yes
29	50	broken red & black loam	yes
50	41	broken yellow-red ash	yes
41	173	grey loam	no
173	200	yellow conglomerate	yes

Size of perforations: 1/8" by 3"
perforations from 100 ft. to 210 ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
WAS SCREEN INSTALLED? Yes ☐ No ☒

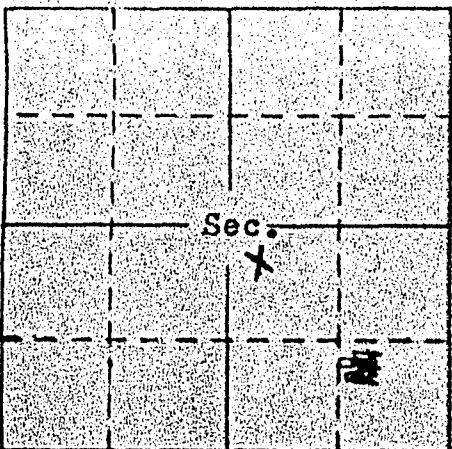
Manufacturer's name
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐
No ☒ size of gravel Gravel
placed from ft. to ft. Surface seal
provided? Yes ☐ No ☒ To what depth?
 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐
No ☒ Type of water:
Depth of strata ft. Method of sealing
strata off:

Surface casing used? Yes ☒ No ☐
Cemented in place? Yes ☐ No ☒

Locate well in section



LOCATION OF WELL: County Caribou
SE 1/4 Sec. 9 T. 2 N/S R. 42 E/W

Work started: July, 1965
Work finished: July, 1965
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: Lindley Well Drilling
Address: 285 Bacon, Blackfoot, Id.
Signed by: Richard A. Hendrick
License No. 62 Date: 7-26-68

Use other side for additional remarks

27-3145

9-22536

REPORT OF WELL DRILLER
State of Idaho

RECEIVED
AUG 5 1968

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:
Name Old Pass Natural Gas Co.
Address Salida Springs Idaho

Owner's Permit No. 30536
NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☒
Water is to be used for: _____

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other _____ (explain)

CASING SCHEDULE: Threaded ☐ Welded ☒
20 "Diam. from 0 ft. to 15 ft.
"Diam. from 15 ft. to _____ ft.
16 "Diam. from 0 ft. to 195 ft.
"Diam. from _____ ft. to _____ ft.
Thickness of casing: .281 Material:
Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☒ No ☐ Type of
perforator used: _____

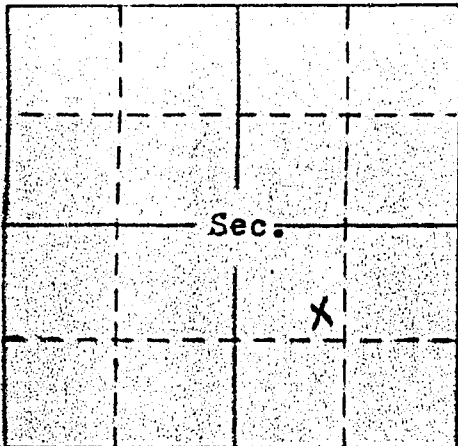
Size of perforations: _____ " by _____ "
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒
Manufacturer's name _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes ☐
No. ☒ size of gravel _____ Gravel
placed from _____ ft. to _____ ft. Surface seal
provided? Yes ☐ No ☐ To what depth?
_____ ft. Material used in seal: _____

Did any strata contain unusable water? Yes ☐
No. ☒ Type of water: _____
Depth of strata _____ ft. Method of sealing
strata off: _____

Surface casing used? Yes ☒ No ☐
Cemented in place? Yes ☐ No ☒
Locate well in section



LOCATION OF WELL: County Cassia
SE 1/4 Sec. 9 T. 8 N/S R. 42 E/W

Size of drilled hole: 20" with 14" liner
Depth of well: 250 Standing water
level below ground: 19' Temp. _____
Fahr. _____ ° Test delivery: _____ gpm
or _____ cfs Pump? ☒ Bail _____
Size of pump and motor used to make test: _____

Length of time of test: _____ Hrs. _____ Min.
Drawdown: _____ ft. Artesian pressure: _____ ft.
above land surface _____ Give flow _____ cfs
or _____ gpm. Shutoff pressure: _____
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		
FEET	FEET		

0	12	Topsoil	
12	26	light gray loam	
26	52	medium loam	
52	59	broken rock - cemented	some
59	62	clay - cemented	some
62	86	dark gray loam	no
86	93	light loam - some clay	some
93	98	dark gray loam	no
98	101	green clay - cemented	no
101	108	yellow clay	"
108	123	clay - gravel	"
123	175	broken clay	"
175	182	concrete	"
182	195	yellow clay - gravel	"
195	205	green clay - gravel	"
205	210	broken clay - concrete	"
210	250	clay gravel	"

dry - abandoned for
good yield

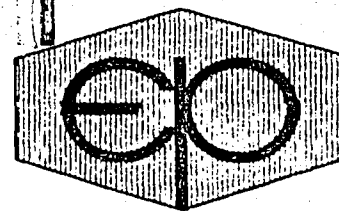
Work started: 5-14-65
Work finished: 6- - - 65
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: Findley Well Drilling
Address: 285 Pineside Blackfoot
Signed by: Bill E Findley for
License No. 62 Date: 7-26-68

Andy Webb
27-2145
9-25-96

Use other side for additional remarks

EL PASO PRODUCTS COMPANY

PROCESSING THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3986
ODESSA, TEXAS 79760

July 29, 1970

Department of Reclamation

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

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

Dear Mr. McEldowney:

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

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

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

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

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

Yours very truly,

R. H. Lassetter
Manager
Property Management Department

RHL:bk

Enclosures

27 2145

August 24, 1970

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

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

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

Dear Mr. Lassetter:

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

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

27 2145

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

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

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

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

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

Y Very truly yours

Dorian Clay
Appropriation Examiner

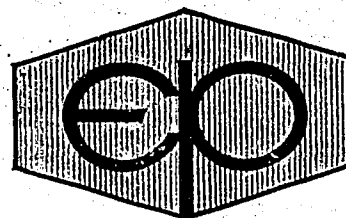
DC:om

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

27 2145

EL PASO PRODUCTS COMPANY

PROCESSING THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3986
ODESSA, TEXAS 79760

MACK ATCHESON
Vice President
Engineering & Construction

September 15, 1970

RECEIVED

SEP 15 1970

Department of Water Administration

Mr. C. Stephen Allred
Deputy Director
Department of Reclamation
State of Idaho
Boise, Idaho

Re: Permit 32536/27-2145

Dear Mr. Allred:

During the recent meeting you advised Mr. R. H. Lassetter, of our company, the procedure to follow to complete the processing of our pending water rights applications which are required for our manufacturing plant in Soda Springs, Idaho. Enclosed is Application for Amendment and Proof of Application of Water to Beneficial Use.

We understand that you wish a brief statement as to our facilities which is as follows:

El Paso began the construction of a multi-million dollar plant northeast of Soda Springs, Idaho for the manufacturing of fertilizers in 1965. The raw ore for the plant came from a mine developed by the company in Dry Valley which lies east of the plant and a 21 mile railroad was constructed by the company to deliver the ore to the plant.

The plant was designed to calcine and grind 1710 tons of ore per day, which, together with sulphur imported from elsewhere produced the following: 1050 tons per calendar day (TPCD) of 100% sulphuric acid from which 352 TPCD of P₂O₅ as 30% acid can be made which may be allocated to any of the following products shown with their maximum capacities:

27 2145

Mr. C. Stephen Allred
September 15, 1970
Page Two

Triple Super Phosphate 480 TPCD
Super Phosphoric Acid 165 TPCD
18-46-0 Fertilizer 612 TPCD
11-48-0 Fertilizer 510 TPCD
16-20-0 Fertilizer 612 TPCD

In order to meet the plant's requirement for water, five wells were drilled, only four of which were used on a regular basis. The locations of the four wells are shown on the enclosed Application for Amendment. Three of these wells are still operational, and their locations have not changed since our original filings.

Tests made at various times by Company Engineers indicated the wells were capable of producing the following:

Well No. 1 - 4.46 CFS
Well No. 4 - 1.34 CFS
Well No. 5 - 5.00 CFS

While the total volume of water developed was 10.8 CFS, the amount used in the plant was in the neighborhood of 3.35 CFS. At the time the plant was shut down operationally on September 27, 1967, we still had not arrived at a water balance and feel that future water economies could be met. At this time, however, we cannot determine how much less water than 3.35 CFS will be required when the plant is placed in operation. We were making exhaustive studies of our water use since water production is not only expensive but it also adds to the problems of disposal. Our disposal system is comprised of 12 lined ponds with an aggregate area of some 67 acres. Every effort was made to reclaim as much of the water by recycling as was possible holding the make-up water to the minimum.

In addition, it was Mr. Lassetter's understanding that we were to withdraw the Proof of Application of Water to Beneficial Use and Completion of Works filed October 13, 1967

27 2145

Mr. C. Stephen Allred
September 15, 1970
Page Three

upon filing the enclosed Proof of Application of Water to Beneficial Use. Please accept this as a withdrawal of the Proof filed October, 1967 contingent upon your acceptance of the enclosed Proof.

Much effort and expense has been expended both by the State and by our company towards the perfecting of our water rights. We greatly appreciate the consideration and concern which you have expressed and your cooperation in completing this longstanding matter.

Sincerely yours,

MM Attardo

27 2145

February 5, 1971

Re: Permit No. G-32615/27-2147
G-32536/27-2145

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

ATTENTION: R. H. Lassetter, Manager

Dear Mr. Lassetter:

In checking our records, we fail to find any indication that the amendment fee for the amendment submitted for each of the two above referenced permits has been paid. Evidently, when you were in our office early last winter, we neglected to collect this fee.

As we find it necessary to correspond with you at this time, in reference to these amendments, the department feels that the application for amendment for Permit No G-32615/27-2147 should be an original. Therefore, we have taken the liberty of re-typing this amendment for your convenience. Please have it signed and return it with the two \$5.00 checks, one for each amendment, for a total of \$10.00.

As soon as we are in receipt of these fees, we shall continue with the processing of these two permits so that they can be licensed.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

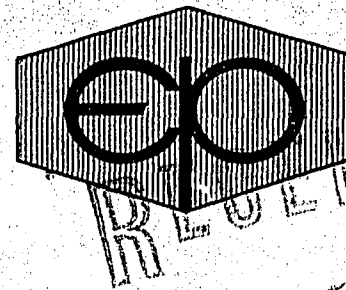
Enc: re-typed amendment

27 2145

EL PASO PRODUCTS COMPANY

PROCESSING THE PAST INTO YOUR FUTURE

March 31, 1971



POST OFFICE BOX 3986
ODESSA, TEXAS 79760

RECEIVED
MAR 5 1971
Department of Water Administration

Mr. Dorian Clay
Appropriation Examiner
Department of Water Administration
State of Idaho
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. G-32615/27-2147
G-32536/27-2145

Dear Mr. Clay:

In response to your letter of February 5, 1971, we are enclosing two \$5.00 checks covering the Amendment Fees for Permits G-32615/27-2147 and G-32536/27-2145.

Also enclosed is the original Application for Amendment for Permit No. G-32615/27-2147 which has been executed as you requested. We hope that you will find this satisfactory and wish to thank you for your assistance in this matter.

Yours very truly,

R. H. Lassetter
Manager
Property Management Department

RHL:bk

Enclosures

27 2145

PLEASE DETACH HERE BEFORE PRESENTING THIS CHECK				
201 (5.69) EL PASO PRODUCTS SERVICE COMPANY, ODESSA, TEXAS REMITTANCE STATEMENT				
DATE	INVOICE NUMBER OR DESCRIPTION	AMOUNT	DISC. OR DEDUCTION	NET AMOUNT
3/30/71	AMENDMENT FEE - PERMIT G-32536/27-2145	5.00		5.00
CK TO BARBARA				

27.2145

April 8, 1971

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

Gentlemen:

Returned herewith is your receipt No. 5861 in the amount of \$10.00
for amendments on permits No. 27-2145 and 27-2147 (\$5.00 each),
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

27 2145

RECEIVED

NOV 17 1971

Department of Water Administration

TO: Bob Fleenor

DATE: November 17, 1971

FROM: Norm Young

SUBJECT: Licensing Exam Permits 27-2136, 27-2145 & 27-2147

I visited the El Paso Products Service Company (Phosphate Manufacturing Plant) at Soda Springs on November 9, 1971 to conduct a licensing examination. I met with Mr. J. E. Lowry, plant manager. The plant was closed down during the period July to November, 1967. No manufacturing has been done since that time, and the plant is not expected to reopen in the foreseeable future.

Water is used for fire protection, for culinary purposes by 8 to 35 maintenance employees, and for washing down equipment. Water from one well is supplied to a small phosphate manufacturing plant (Soda Springs Phosphate) during eight months of the year. All three wells are operational. Two of the wells have Foxboro in-line meters, which are not maintained.

The water has been diverted and put to beneficial use as required by the permits, but is not now being used in as great a volume per year as when the plant was operating. The diversion capacity has been maintained, and is probably needed for fire protection.

Can we license this permit with the plant closed down? I realize that licensing will require a more complete exam than I have done. I told Mr. Lowry that a period of five years of nonuse could result in a loss of right to the quantity not used.

NCY

NCY:bj

27 2145

5

INTER-DEPARTMENT MEMO — 1

DATE December 13, 1971

FROM Bob Fleenor

TO Norm Young

SUBJECT Permits No. 27-2136, 27-2145 & 27-2147

This is in answer to your memo of 11-17-71. El Paso Products have other permits which were also in this situation of non-use for several years. We issued licenses on these from information of past use that they furnished us. Possibly, this could be done for these particular permits also. They should be aware that five years of non-use could result in loss of their water right. I assume that they will request a five year extension of time to avoid forfeiture of their right when the time comes.

I think you should attempt to obtain all the information of their use so we can consider a license.

BDF:dr

SIGNATURE

27 2145

Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

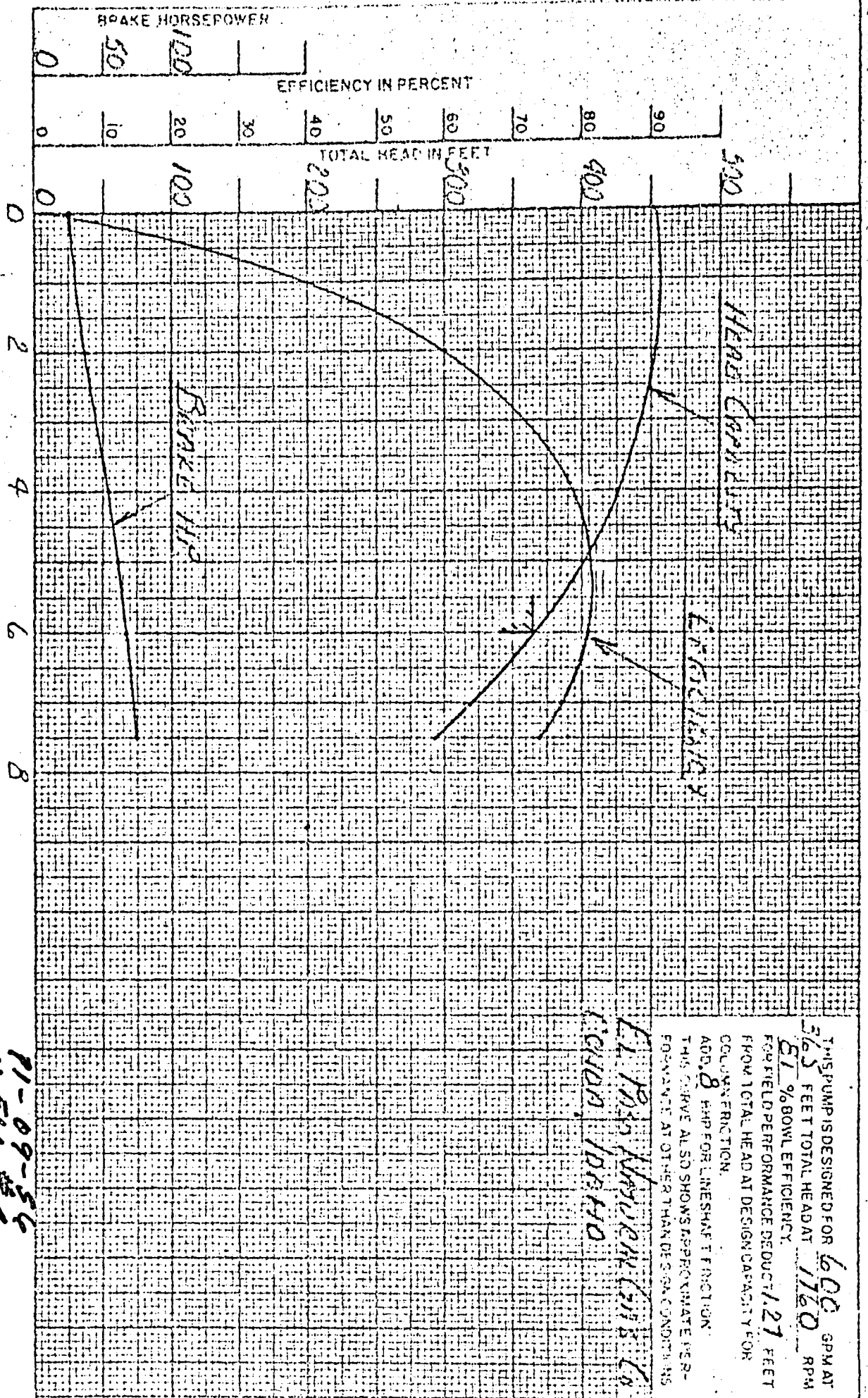
REPORT OF EXAMINER

PERMIT NO. G-32536

REPORT ON PROOF OF Completion of Works & Beneficial Use

27 2145

DEN-7868-A



IMPELLER	BOWL	12L54
IMP. DIA.	100 HP	5
TEST NO.	1760	NO OF STAGES
	RPM	DRAWN BY

WORTHINGTON CORPORATION
VERTICAL PUMP DIVISION
DENVER, COLORADO, U.S.A. ALHAMBRA, CALIFORNIA, U.S.A.

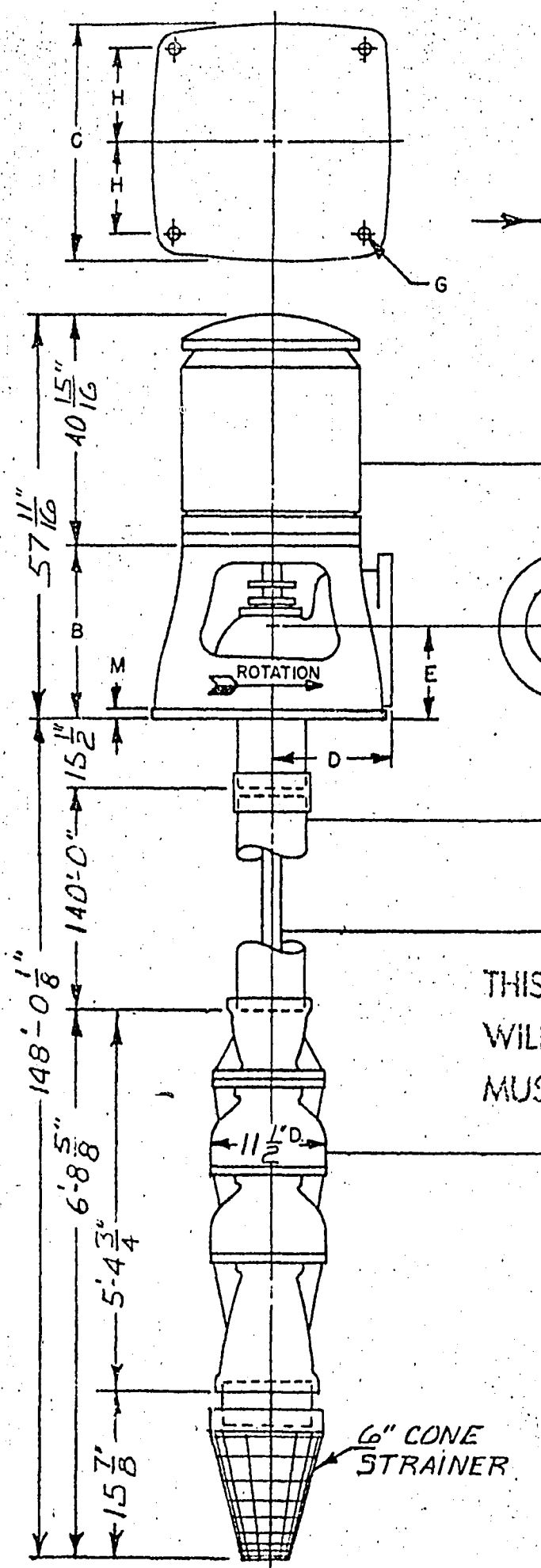
2-27-65 VP 15135
2-7403 D-122769
QUOTE NO. D-117076

71-09-54
WELL #2

Priority - September 27, 1965

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

27 2145



DISCH. HEAD	B	C	D	E	G	H	M
N-1203	11 3/4	14 1/2	7 1/2	4 1/2	3/4	6	3/4
N-1204	11 3/4	14 1/2	7 1/2	5	3/4	6	3/4
N-1206	11 3/4	14 1/2	7 1/2	6	3/4	6	3/4
N-1208	11 3/4	20	10 1/4	7	3/4	8	3/4
N-1604	16 1/2	20	10 1/4	6	3/4	8	3/4
N-1606	16 3/4	20	10 1/4	7 3/4	3/4	8	3/4
N-1608	16 3/4	20	10 1/4	8 3/4	3/4	8	3/4
N-1610	16 3/4	20	12 3/8	9 3/4	3/4	8	3/4
N-2006	16 1/2	24	12 3/8	7 3/4	7/8	9 3/4	1
N-2008	16 1/2	24	12 3/8	8 3/4	7/8	9 3/4	1
N-2010	16 1/2	24	12 3/8	9 3/4	7/8	9 3/4	1
N-2410	20 1/4	30 1/4	15 1/2	9 3/4	7/8	11 3/4	1
N-2412	20 1/4	30 1/4	15 1/2	10 3/4	7/8	11 3/4	1

100 H.P. G. E. MOTOR O. D. P.
3 PHASE 60 CYCLE 440 VOLTS
1800 R.P.M. A444 U.V.Y. FRAME

N-1606 DISCHARGE HEAD
WITH 6" 125 lb. CAST IRON
DISCHARGE FLANGE

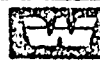
8" COLUMN PIPE 14 LENGTHS 10'-0" LONG
INCLUDING 1" BEARING BRACKET

1 1/2" DIA. SHAFT 14 LENGTHS 10'-0" LONG

THIS UNIT BECAUSE OF OVERALL LENGTH
WILL BE SHIPPED AS COMPONENTS AND
MUST BE ASSEMBLED IN THE FIELD.

12L-54-5 STAGE
BOWL ASSEMBLY

P1-09-56
WELL #4
ATTN: F. S. DERRICOTT

VERTICAL TURBINE PUMP ELEVATION	
 WORTHINGTON CORPORATION VERTICAL PUMP DIVISION DENVER, COLORADO	
DTP-26704	DATE 9-23-65 SCALE: NTS
CORRECT FOR CUSTOMER'S ORDER R-7405	
CUSTOMER EL PASO NATURAL GAS PRODUCTS	
DISTRICT OFFICE ORDER 63-50289	
DRAWN L. R. L.	CHECKED V. D.
DEN-17011	

ALLOW 1.54 C.F.D. TOR MANUFACTURING

Priority - September 27, 1965

GRID MAP WITH PERMIT
G-32065

1.34 (1000) = 1340 AF/1000

ALLOW 1.34 C.F.S. FOR MANUFACTURING
PRIORITY - September 27, 1965

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

with the fee letter.

27 2145

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

Permit No. G-32536

This proof is for C/W & B/U

In Water District No.

1. Name of applicant El Paso Products Co.

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9

T. 8 S. R. 42 E. County of Caribou

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

NOTE ATTACHMENTS, 100 HP GEER MOTOR.
WOOTENINGTON VERTICAL TURBINE PUMP
A DETAILED PIPE DIAGRAM IS SO FAST -
AS NOT PRACTICAL TO INCLUDE HERE.

5. Water is used for: manufacturing fertilizers ✓

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

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

W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 10, T. 8 S, R. 42 E, B.M. ✓

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

8. What large stream would the water here appropriated finally reach? GASTR WATER THROUGH LINE AND IS REUSED.

Remarks: MR. MIKE O'HARA CONTACTED

THE PLANT MANUFACTURES PHOSPHATE FERTILIZER WHEN IN OPERATION. PRESENTLY CLOSED BECAUSE OF AN ECONOMIC SITUATION (NO MARKET FOR FERTILIZER). A SMALL CREW IS WORKING (GENERAL MAINTENANCE) OF THE THREE WELLS, #1 IS BEING USED.

CONTACT MR. CARM, ODESSA, TEXAS FOR FURTHER INFORMATION

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

(Signed)

Examiner.

27 2145

PJL
28

#4
El Paso Products Co. *deep well, pump*
Box 3986
Odessa, Texas
Permit No. G-32536
27-2745
Examination for C/W & B/U

County Caribou
Quantity: 1.34 c.f.s.
Sec. 9 T. 8S R. 42E

Source: *27-* subterranean

P.D.: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 8 S, R. 42 E, B.M.

Use: manufacturing fertilizers

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: September 27, 1965

Due: September 28, 1970

Made: October 10, 1967

Priority: September 27, 1965

INSTRUCTIONS TO EXAMINERS

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

7 2145

June 15, 1973

Re: Permits No. 32536/27-2145
32615/27-2147

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

Gentlemen:

A representative of this Department has made an examination of the works covered by the above referenced permits and has found the following:

Permit 32536/27-2145

Quantity of water diverted: 1.34 cfs

Amount of water that can be recognized as beneficially used under
Idaho law: * 1.34 cfs

The maximum quantity diverted shall not exceed 969 acre feet per year.

Beneficial use: Manufacturing purposes within the $W\frac{1}{2}NW\frac{1}{4}$, $W\frac{1}{2}SW\frac{1}{4}$,
Sec. 10, Twp. 8S, Rge. 42E, B.M.

Point of diversion: $NE\frac{1}{4}SE\frac{1}{4}$ Sec. 9, Twp. 8S, Rge. 42E, B.M.

Priority date established: Sept. 27, 1965

* Subject to the condition that the maximum rate of diversion shall not
exceed 3.35 cfs when combined with License No. 32065/27-2136.

Permit 32615/27-2147

Quantity of water diverted: 1.85 cfs

Amount of water that can be recognized as beneficially used under
Idaho law: * 1.85 cfs

27 2145

Page 2
El Paso Products Service Company
Re: 27-2145 & 27-2147
June 15, 1973

(Permit 32615/27-2147 con'd.)

The maximum quantity diverted shall not exceed 1,337 acre feet per year.

Beneficial use: Manufacturing purposes within the $W\frac{1}{2}NW\frac{1}{4}$, $W\frac{1}{2}SW\frac{1}{4}$, Sec. 10, Twp. 8S, Rge. 42E, B.M.

Point of diversion: $NW\frac{1}{4}NE\frac{1}{4}$ Sec. 9, Twp. 8S, Rge. 42E, B.M.

Priority date established: Nov. 24, 1965

* Subject to the condition that the maximum rate of diversion shall not exceed 3.35 cfs when combined with Licenses No. 32065/27-2136 & 32536/27-2145.

As you will recall, the Department approved a transfer on December 15, 1970, which changed the points of diversion under License No. 32065/27-2136 to include your three wells in the $NW\frac{1}{4}NW\frac{1}{4}$, Sec. 15 and $NE\frac{1}{4}SE\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$, Sec. 9; Twp. 8S, Rge. 42E, B.M. As this transfer covered the points of diversion under the above permits, the Department feels that the licenses can be issued as set forth in this letter without being amended to include all three points of diversion.

Our files indicate that you paid a \$10.00 filing fee in April of 1971 to cover the cost of amending permits 27-2145 and 27-2147. We are proposing to refund this filing fee to you, however, there is a \$5.00 licensing fee due under permit 27-2147. Therefore, if you will sign and return the enclosed DA8 form, the Department will refund \$5.00 and consider the licensing fee for 27-2147 as paid.

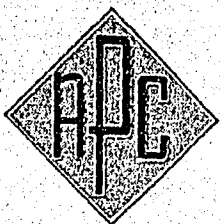
If you do not concur with the findings of our field examiner or have any questions regarding the above matters, please contact us as soon as possible.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

27 2145



AGRICULTURAL PRODUCTS CORPORATION

A BEKER INDUSTRIES CORP. SUBSIDIARY

35 MASON STREET, GREENWICH, CONNECTICUT 06830

TELEPHONE 203-661-5700

RECEIVED

JUL 5 1973

Department of Water Administration
Eastern District Office

July 2, 1973

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

Gentlemen:

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

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

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

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

Thanking you for your attention to this matter, I am

Very truly yours,

A. J. Asche

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

27 2145

RECEIVED

State of Idaho

Department of Water Administration

JUL 5 1973

ASSIGNMENT OF PERMIT

Department of Water Administration
Eastern District Office

We, El Paso Products Company (formerly
El Paso Natural Gas Products Company, hereby assign to Agricultural Products Corporation
of Conda, Idaho 83230
Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 632536/27-2145
to appropriate the public waters of the State of Idaho. WELL #4

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

as of the 19th day
Made ~~xxxx~~ _____ day of _____, 1972.

EL PASO PRODUCTS COMPANY (formerly
EL PASO NATURAL GAS PRODUCTS COMPANY)

By

John B. Mason

Permit Holder (Vice President)

Spouse of Permit Holder

Texas
State of ~~XXXX~~)
County of _____ Ector) ss.

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

Barbara Kuykendall
Notary Public residing at
Odessa, Texas

My commission expires: June 1, 1975

27 2145

July 18, 1973

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

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

Gentlemen:

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

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/DR:bjg

Enclosure: Copy of license (2)

27 2145

RECEIVED

JUL 5 1973

Department of Water Administration
Eastern District Office

ASSIGNMENT

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

Caribou County, Idaho

Permit No. G-32536 L/D 65020,
Permit No. G-32615 L/D 65027
License No. 27-2136 L/D 64045

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

IN WITNESS WHEREOF, the Assignor has executed this Assignment as of the 19th day of MAY, 1972.

Permit Holder:

EL PASO PRODUCTS SERVICE COMPANY

Attest:

Jack B. Owens
Secretary

By John B. Mason
Vice-President

STATE OF TEXAS)
COUNTY OF ECTOR)

On this 19th day of MAY, 1972, before me, a Notary Public, personally appeared JOHN B. MASON, Vice-President of the corporation that executed the above instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

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

June Bowers (JUNE BOWERS)
Notary Public

My Commission Expires:

June 1, 1973

27 2145

Conda Water Rights

RECEIVED

JUL 5 1973

Department of Water Administration
Eastern District Office

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, EL PASO PRODUCTS SERVICE COMPANY, a Texas corporation, does hereby sell, assign, transfer and set over to AGRICULTURAL PRODUCTS CORPORATION, a Delaware corporation, all of the undersigned's water rights, licenses, permits and applications for permits for the appropriation of water in the State of Idaho, being those permits acquired by Service from El Paso Products Company by Assignment dated May 1, 1969, recorded in Microfilm Records of Caribou County, Idaho No. 67516, which permits include, without limitation, those granted under the following permit numbers:

Caribou County, Idaho

Permit No. 23082
Permit No. 23083
Permit No. 24311
Permit No. 24886
License No. 25915

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

IN WITNESS WHEREOF, the Assignor has executed this Assignment as of the 19th day of MAY, 1972.

Permit Holder:

EL PASO PRODUCTS SERVICE COMPANY

ATTEST

Jack B. Owens
Secretary

By

John B. Mason
Vice-President

STATE OF TEXAS)
COUNTY OF ECTOR)

On this 19th day of MAY, 1972, before me, a Notary Public, personally appeared JOHN B. MASON, Vice-President of the corporation that executed the above instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

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

My Commission Expires:

June 1, 1973

L/D 64038 Dry Valley Water Rights

27 2145

Jane Bowers (JANE BOWERS)
Notary Public

STATE OF IDAHO }
County of Caribou } SS

74553

I hereby certify that this instrument was filed at the request of Agricultural Products at 9:35 o'clock A.M. this 8 day of August, 1972 in my office and

duly recorded in Microfilm Records Caribou County

No. Kenneth M. Fowle
Ex-Officio Recorder

By Morie Robbins Fee \$ 1.00

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32536/27-2145)
in the name of EL PASO PRODUCTS SERVICE)
COMPANY)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

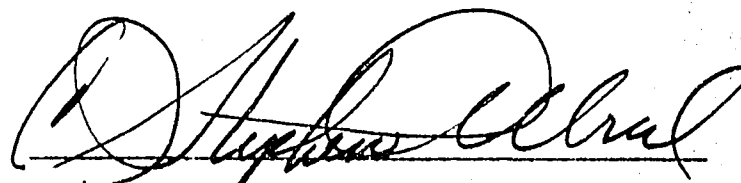
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

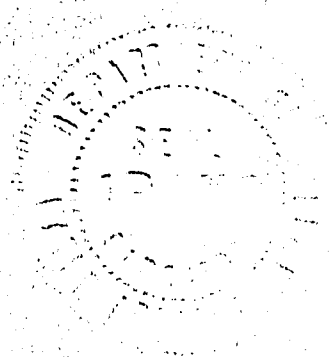
WHEREAS, Permit No. 32536/27-2145 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.

Dated this 9th day of September, 1970.


C. STEPHEN ALLRED
Deputy Director



27 2145

ATTACHMENT TO PROOF OF
APPLICATION OF WATER TO BENEFICIAL USE

September 15, 1970

<u>Well No.</u>	<u>Pump</u>	<u>Motor</u>	<u>Casing</u>	<u>Depth of Well</u>
1	Worthington 12 H 135-5 Serial VTP 13914 8" discharge	General Electric 150 HP	20" to 31' 18" to 239' 16" to 280'	280'
4	Worthington Name plate obscured 6" discharge	General Electric 100 HP	16" to 150'	150'
5	Worthington 12 H 135-5 Serial VTP 15774 8" discharge	General Electric 150 HP	16" to 266' 6" to 272'	272'

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. _____

Permit No. _____

RECEIVED

SEP 10 1970

Department of Water Administration

1. a) Name of Permit Holder El Paso Products Service Company
b) Post Office Address Box 3986, Odessa, Texas
2. Permit Number 27-2145
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Underground
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 15
Township 8 South, Range 42 East, Boise Meridian, Other points of diversion:
NE1/4SE1/4, NW1/4NE1/4, Sec. 9; SW1/4SW1/4 Sec. 10, T.8 S.,
R.42 E., B.M.
5. a) The amount of water and use to which the water has been applied:
amount 3.35 CFS for Manufacturing purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.35CFS = 2,425 acre feet cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Orifice Meters - Tests were made by the
Drilling Contractors and Engineers of the company.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) _____
See Attached
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
None at present - Orifice Meters during plant operation.
c) Give well drillers name and address and date the well was completed _____
Well #1 drilled by Ivan Bortz, Box 226, Grace, Idaho Completed Aug., 1965
Well # 3 (now capped) " " " " " "
Well # 4 drilled by Bill Findlay, Blackfoot, Idaho Completed Aug., 1965
Well # 5 drilled by J.S. Lee and Sons, 4091 State, Salt Lake City, Utah
Completed Dec., 1965.

27 2145

5716 22

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Used for manufacturing purposes at Applicant's Fertilizer Plant
in the W/2W/2 of Section 10, Township 8 South, Range 42 East, B.M.,
Caribou County, Idaho.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres irrigated _____

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

September 15, 1970
(Date)

MM Atcherson
(Signature) Vice President
Engineering - Construction

State of TEXAS)
County of ECTOR) ss.

On this 15th day of September, 19 70, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

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

June Bowers
Notary Public residing at
P.O. Box 3986, Odessa, Texas

My commission expires _____

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32536/27-2145 Priority Sept. 27, 1965 Amount 1.34 cfs

THIS IS TO CERTIFY, that Agricultural Products Corporation
of Conda, Idaho, has complied with the terms and conditions of Permit
No. 32536/27-2145 issued pursuant to Application for Permit dated September 27, 1965,
and has submitted proof to the Department of Water Administration on September 15, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.34 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source

tributary of _____, is hereby confirmed in the following amounts:
Amount 1.34 cfs for Manufacturing from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than * 1.34 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE¹/₄SE¹/₄ Sec. 9, Twp. 8 S, Rge. 42 E, B. M.

in the county of Caribou; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 969 acre feet per year ~~xxx~~
~~xxxxxx~~

Description and location of place of use:

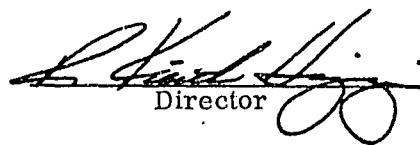
TWP.	RANGE	SEC.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTALS
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
8 S	42 E	10					X	X			X	X							

Total number of acres irrigated _____

* Subject to the condition that the maximum rate of diversion shall not exceed
3.35 cfs when combined with License No. 32065/27-2136.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of
July, 19 73.


Director

27 2145

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3417

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant NU-WEST Industries Inc. Phone 547-4381
Post Office address P.O. Box 37 Conda, ID 83230

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Well #4 being relocated so that increased
amount of fresh water is available to another part
of Nu-West Inc.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>27-2145</u>	<u>9-27-1965</u>	<u>1.34 cfs</u>	<u>Manufacturing</u> <u>(Mining)</u>	<u>1-1</u> to <u>12-31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 1.34 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

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

5. Lands irrigated or place of use:

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

Total acres _____

PART 1

⑥ General Information:

a. Description of diversion system - Multi-sagun line driven pump to feed
through 12" ϕ line to process plant for fresh water supply

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Not Applicable

d. Remarks:

well in Scot. 9 being replaced is also common to Tr 1648/27-2136,
Rt. 27-2145 subject to the condition that the maximum rate of diversion
shall not exceed 3.35 cfs when combined with 27-2136

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

The maximum combined rate of diversion when this right is used together with

Right 27-2136 shall not exceed 3.35 cfs.

Witness my hand this 13th day of September, 19 88.

J. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. Decreed to
in case of vs.
dated in county of
- b. License No. 27-2145 issued by the Idaho Department of Water Resources.
- c. Claim No. on file with the Idaho Department of Water Resources.
- d. Transfer No. which produced this right.

- ② Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other

3. Source of water Groundwater tributary to

4. Date or priority Sept. 27, 1965

5. Water is used for the following purpose:

amount 1.34 cfs for Manufacturing-Mining purposes from 1-1 to 12-31
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)

6. Total amount of water under right 1.34 cubic feet per second and/or acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	9	8S	42E	Caribou	

8. Lands irrigated or place of use:

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

Total acres

9. Describe any other water rights used for the same purpose as described above Transf. 1648/27-2136

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

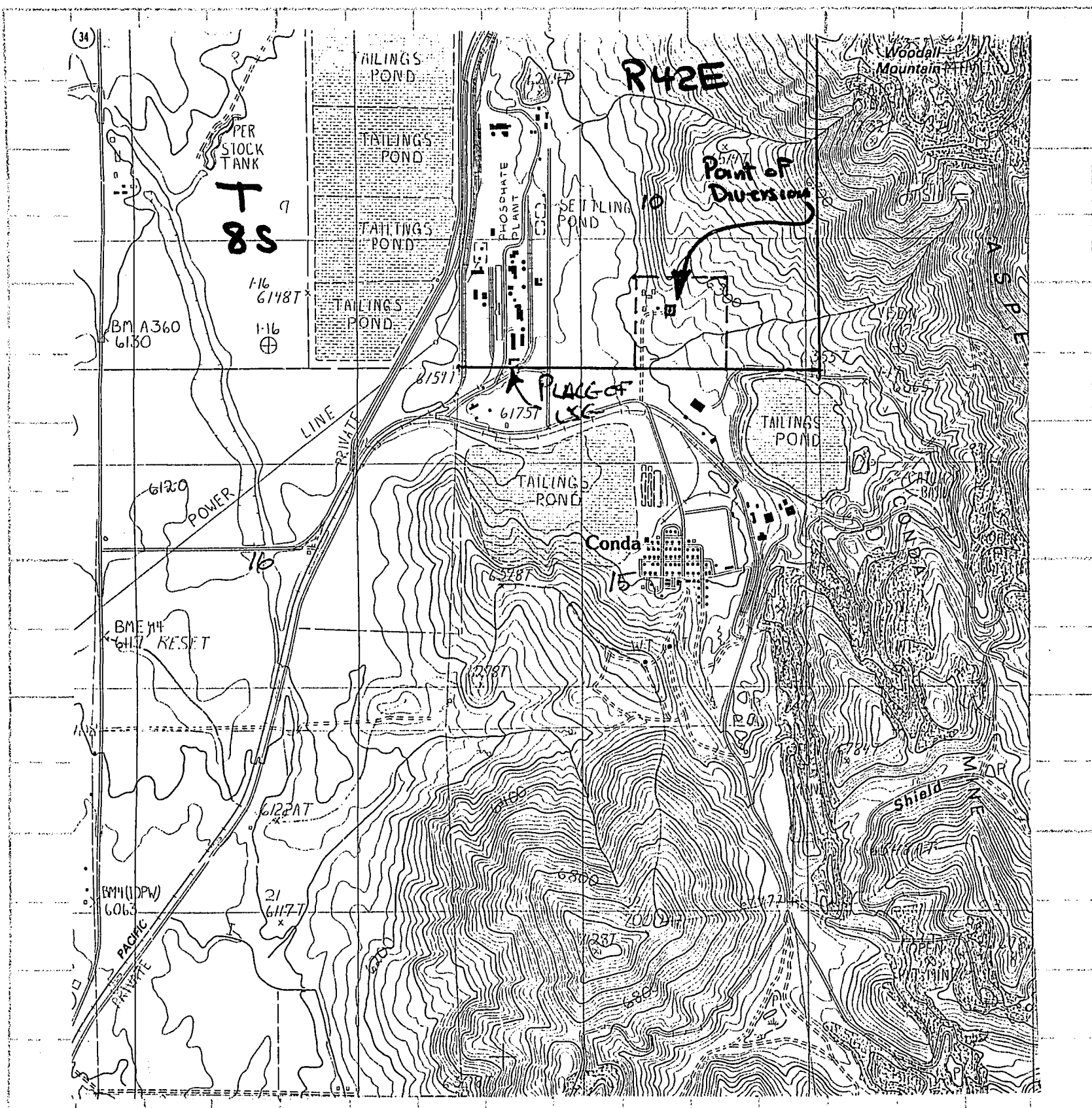
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

Page 6 of _____

Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

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

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

[Signature] Gen. Mgr.
(Signature of Applicant) (Title)

Subscribed and sworn to before me this 29th day of April, 19 88.

[Signature]
(Notary Public)

My commission expires 9-8-92

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by <u>CU</u>	Date <u>5-02-88</u>	Protest filed by _____
Prelim. check by <u>ESV</u>	Fee <u>\$50.00 E000181</u>	_____
Received by <u>dg</u>	Date <u>5-5-88</u>	_____
Published in <u>Carbon City Sun</u>	Copies of protest forwarded by _____	_____
Pub. dates <u>5-19 + 5-26-88</u>	Hearing held by _____ Date _____	_____
Watermaster recommendation requested on _____	Recommended for ☒ approval ☐ denial	_____
_____ rec'd. _____	by <u>Jim Gary</u>	_____
Copy of transfer sent to lien holder _____		

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
May, 1988

The date of the last publication

being the 26th day of
May, 1988

[Signature]

Subscribed and sworn to be-

fore me this 27th day

of May, 1988

[Signature]

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

My Commission expires the

11th day of March

1994.

PUBLIC NOTICE

First Time Published

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 27-2145

Notice is hereby given that Nu-West
Industries, Inc., Conda, Idaho, has
applied to the Department of Water
Resources for a change in the point of
diversion of water from a groundwater
source. The right sought to be changed is
evidenced by License No. 27-2145 and is
recorded as follows:

AMOUNT: 1.34 cfs

PRIORITY: Sept. 27, 1965

POINT OF DIVERSION: NE 1/4
SE 1/4, Sec. 9, T. 8S, R. 42E, B.M.,
Caribou County;

The water is used for irrigation within
the W 1/2 NW 1/4, W 1/2 SW 1/4, Sec. 10, T.
8S, R. 42E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the
NW 1/4 SW 1/4 SE 1/4, Sec. 10, T. 8S, R.
42E, B.M., Caribou County.

Any protest against approval of the
above proposed change of water right
must be filed with the Idaho Department
of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402, on
or before June 6, 1988.

R. KEITH HIGGINSON

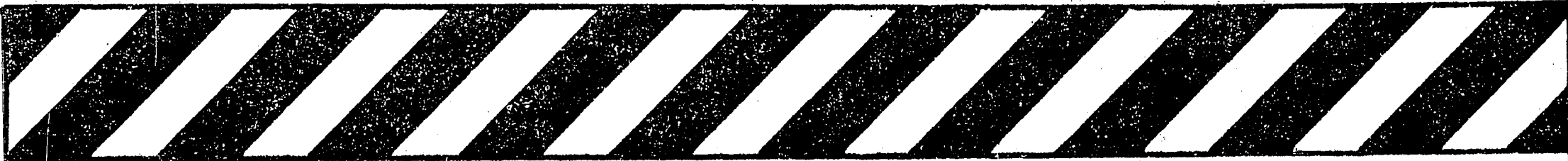
Director

Published May 19 and 26, 1988 in the
Caribou County Sun.

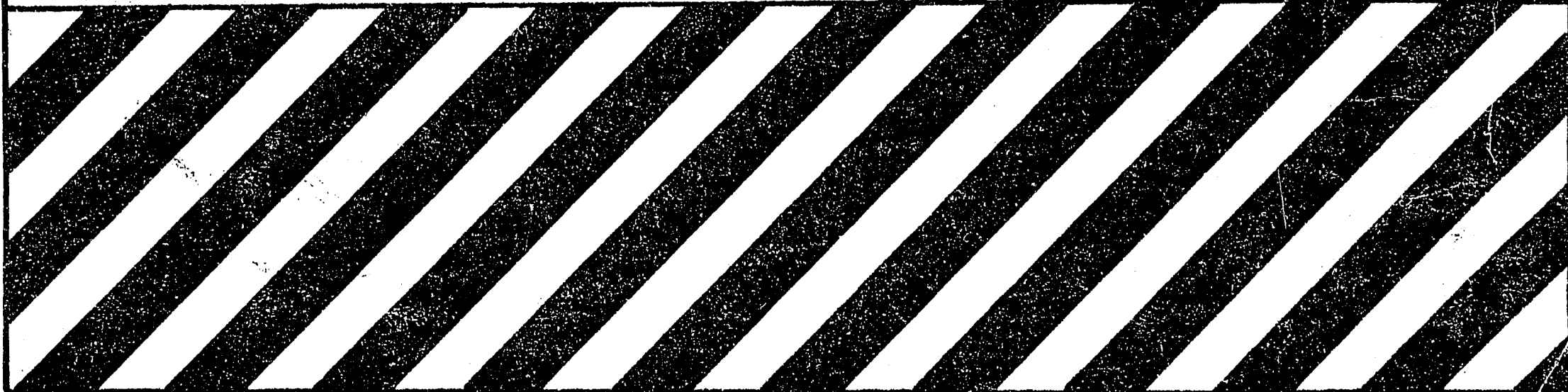
RECEIVED

JUN 7 1988

Department of Water Resources
Eastern District Office



**MAP(~~S~~) TOO
LARGE TO FILM -
SEE FILE...**



CARIBOU REAL				COUNTY PROPERTY TAX	1987	MAIN DISTRICT	RATE	AMOUNT	RECEIPT
MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER			COUNTY	.4468%	18,762.44	FULL PAYMENT
9579632	4	R-1649A	R-1649A			SCHOOL DIST. 150	.5204%	21,853.10	TAX 41,253.82
						F. V. CEME.	.0152%	638.28	PEN.
									SUB TOT.
									INT.
									TOT.
									1ST INSTALLMENT
								(.438356%)	TAX 20,626.91
									PEN.
									SUB TOT.
									INT.
									TOT.
									2ND INSTALLMENT
									TAX 20,626.91
									PEN.
									SUB TOT.
									INT.
									TOT.
						TOTAL TAXES	.9842%	41,253.82	

377.00 ACRES
TR. SECS. 4-9-10-15-16
377.1 AC., T8S R42E

NUWEST INDUSTRIES INC.
37 CONDA ROAD
CONDA, IDAHO 83230

DELINQUENT CENT

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

NUWEST INDUSTRIES INC. R-1649A
37 CONDA ROAD
CONDA, IDAHO 83230 1987

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
		4			20,626.91
					PEN.
					SUB TOT.
					INT.
					TOT.

2nd

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO
DORIS IRVING TAX COLLECTOR
P. O. BOX 507
SODA SPRINGS, IDAHO 83276
208-547-3726

DELINQUENT IF NOT PAID ON OR BEFORE JUNE 20, 1988

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

NUWEST INDUSTRIES INC. R-1649A
37 CONDA ROAD
CONDA, IDAHO 83230 1987

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
		4			41,253.82
					PEN.
					SUB TOT.
					INT.
					TOT.

Split with 1647

SPECIAL CODE	TAX	CODE	AREA	TAX	1ST INSTALLMENT
		4			20,626.91
					PEN.
					SUB TOT.
					INT.
					TOT.

1st

DELINQUENT IF NOT PAID ON OR BEFORE DECEMBER 20, 1987

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU
REAL

COUNTY
PROPERTY TAX 1987

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
41754	4	R-1650A	R-1650A

160 ACRES
SE $\frac{1}{4}$, LESS 4 AC. = 160AC.
SEC. 10 T8S R42E

NUWEST INDUSTRIES INC.
37 CONDA ROAD
CONDA, IDAHO 83230

DELINQUENT CERT.

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
COUNTY	.4468%	81.78	FULL PAYMENT TAX 179.82
SCHOOL DIST. 150	.5204%	95.25	RECEIPT
F. V. CEME.	.0152%	2.79	FULL PAYMENT TAX 179.82
			PEN.
			SUB TOT.
			INT.
			TOT.
			1ST INSTALLMENT
			TAX 89.91
			PEN.
			SUB TOT.
			INT.
			TOT.
			2ND INSTALLMENT
			TAX 89.91
			PEN.
			SUB TOT.
			INT.
			TOT.
TOTAL TAXES	.9824%	179.82	

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

NUWEST INDUSTRIES INC.

R-1650A

37 CONDA ROAD

CONDA, IDAHO 83230

1987

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
		4		89.91	PEN. 89.91
					SUB TOT.
					INT.
					TOT.

2nd

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO

DORIS IRVING TAX COLLECTOR
P. O. BOX 507
SODA SPRINGS, IDAHO 83276
208-547-3726

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 1988

37 CONDA ROAD
CONDA, IDAHO 83230

1987

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
		4		179.82	179.82
					PEN.
					SUB TOT.
					INT.
					TOT.
					1ST INSTALLMENT
		4		89.91	89.91
					PEN.
					SUB TOT.
					INT.
					TOT.

FULL

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 10, 1987

UA-2A (3)
6/87

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU COUNTY
REAL PROPERTY TAX 1987

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER
3123 4 1651A R-1651A

40.00 ACRES

SW 1/4 SW 1/4 40 AC.

SEC. 11 T8S-R42E

NUWEST INDUSTRIES INC.

37 CONDA ROAD

CONDA, IDAHO 83230

DELINQUENT CLIENT

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
COUNTY	.4468%	6.12	FULL PAYMENT
SCHOOL DIST. 150	.5204%	7.12	TAX 13.45
F. V. CEME.	.0152%	.21	PEN.
			SUB TOT.
			INT.
			TOT.
		(.438356%)	1ST INSTALLMENT
			TAX 6.73
			PEN. 17/29/87
			SUB TOT.
			INT.
			TOT.
			2ND INSTALLMENT
TOTAL TAXES	.9824%	13.45	TAX 6.72
			PEN.
			SUB TOT.
			INT.
			TOT.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

NUWEST INDUSTRIES INC. R-1651A
37 CONDA ROAD
CONDA, IDAHO 83230 1987

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
		4		6.72	6.72
					PEN.
					SUB TOT.
					INT.
					TOT.

2nd

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO

DORIS IRVING TAX COLLECTOR
P. O. BOX 507
SODA SPRINGS, IDAHO 83276
1208-547-3726

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 1988

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

NUWEST INDUSTRIES, INC. R-1651A
37 CONDA ROAD
CONDA, IDAHO 83230 1987

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
		4		13.45	13.45
					PEN.
					SUB TOT.
					INT.
					TOT.
SPECIAL CODE	TAX	CODE	AREA	TAX	1ST INSTALLMENT
		4		6.73	6.73
					PEN.
					SUB TOT.
					INT.
					TOT.

FULL

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 1987



April 26, 1988

Department of Water Resources
Eastern District Office
150 Shoup Ave.
Idaho Falls, Idaho 83401

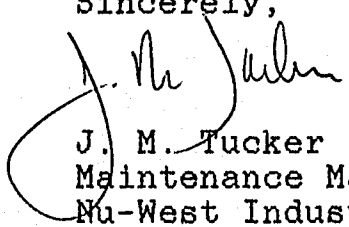
Attn: Mr. H. W. Jones

Dear Mr. Jones:

Please find enclosed the proposed point for the relocation of the Nu-West Industries #7 well. Also shown is the existing location of #4 well and pump which is to be moved. Included is a copy of the License of Water Right.

If I can be of further assistance in acquiring the required transfer, please let me know.

Sincerely,


J. M. Tucker
Maintenance Manager
Nu-West Industries

enc.

cc: Craig Harlen

JMT/dm



RECEIVED
MAY 2 1988
Department of Water Resources
Eastern District Office

OFFICERS AND DIRECTORS OF NU-WEST INDUSTRIES, INC.

President
Cleve McCarty

Executive Vice President
Mack A. Barber

Vice President
Craig D. Harlen

Chief Financial Officer
Richard Guerrerio

Directors

Theodore Stolberg
Kim Davis
Craig D. Harlen
Cleve McCarty
Thomas Barody
Jerry Manolaveche

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32536/27-2145

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

#4

Mr. Deane Cowley - Mgr.
Mr. Myron Kelley - Chief Chemist
Agricultural Products Co. P.O. Box 37 Conda, Id 83230
System is totally enclosed from PD to plant
No way to measure without in line measuring
device

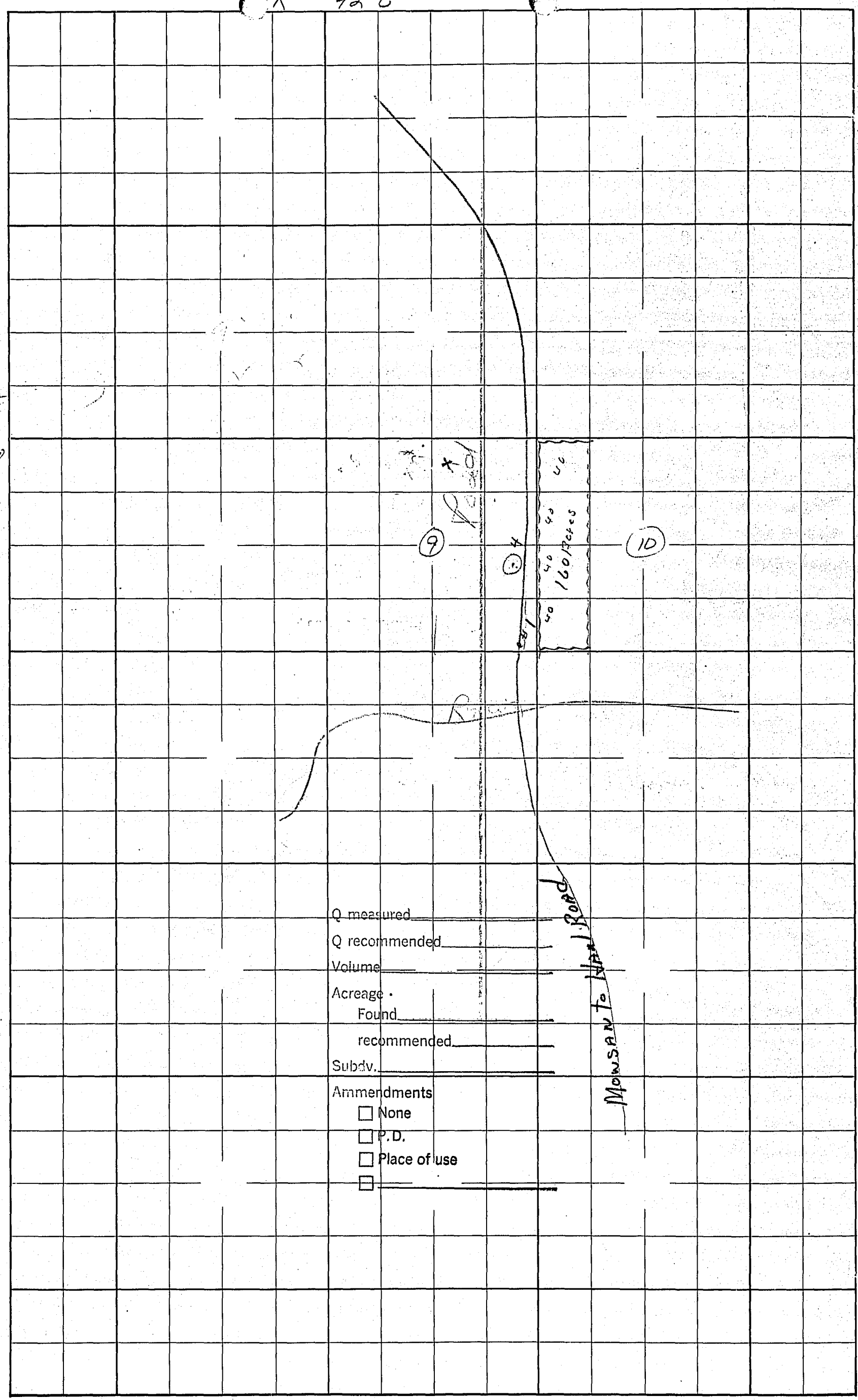
Device permit assignment to above Co. who
purchased property, plant, & equipment from El Paso

JF 9/25/72

Kd

R 428

T
8
5



Q measured _____
Q recommended _____
Volume _____
Acreage -
 Found _____
 recommended _____
Subdv. _____
Amendments
 ☐ None
 ☐ P.D.
 ☐ Place of use
 ☐ _____

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

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

Permit No. G-32536/27-2145

This proof is for Beneficial Use In Water District No.

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

2. Source of water supply: ground water

3. Location of point of diversion: Is in the NE 1/4 of Section 9
T. 8 S. R. 42 E. County of Caribou

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

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

5. Water is used for: manufacturing fertilizers

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

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

W 1/2 of Section 10, T. 8 S., R. 42 E., B.M.

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

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

Remarks:

This examination was made on the day of, 19

(Signed) Examiner.

INSTRUCTIONS TO EXAMINERS

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

ASCS: Soda Springs

Tris Lowry 547-4519

SCS: Soda Springs

Permit No. G-32536/27-2145

Examination for B/U EL PASO PRODUCTS SERVICE COMPANY

County Caribou

Sec. 9 T.8S R.42E

Quantity:

(permit) 3cfs

(proof) 1.34cfs

Source:

ground water

P.D.:

NE $\frac{1}{4}$ SE $\frac{1}{4}$

Use:

manufacturing fertilizers

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: September 27, 1965

Made: October 16, 1967

Due: September 28, 1970

Priority: September 27, 1965

ATTACHMENT TO PROOF OF
APPLICATION OF WATER TO BENEFICIAL USE

September 15, 1970

<u>Well No.</u>	<u>Pump</u>	<u>Motor</u>	<u>Casing</u>	<u>Depth of Well</u>
1	Worthington 12 H 135-5 Serial VTP 13914 8" discharge	General Electric 150 HP	20" to 31' 18" to 239' 16" to 280'	280'
4	Worthington Name plate obscured 6" discharge	General Electric 100 HP	16" to 150'	150'
5	Worthington 12 H 135-5 Serial VTP 15774 8" discharge	General Electric 150 HP	16" to 266' 6" to 272'	272'

Well #2 no longer used - Wells 4, 5 are
already covered by permit JF 6/12/73
STATE OF IDAHO

APPLICATION FOR AMENDMENT

Comes now El Paso Products Service Co. of (address) _____

No. 27-2147, and requests that the permit and permit map be changed as follows:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day mo. - day

For manufacturing purposes from Jan. 1 to Dec. 31 (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

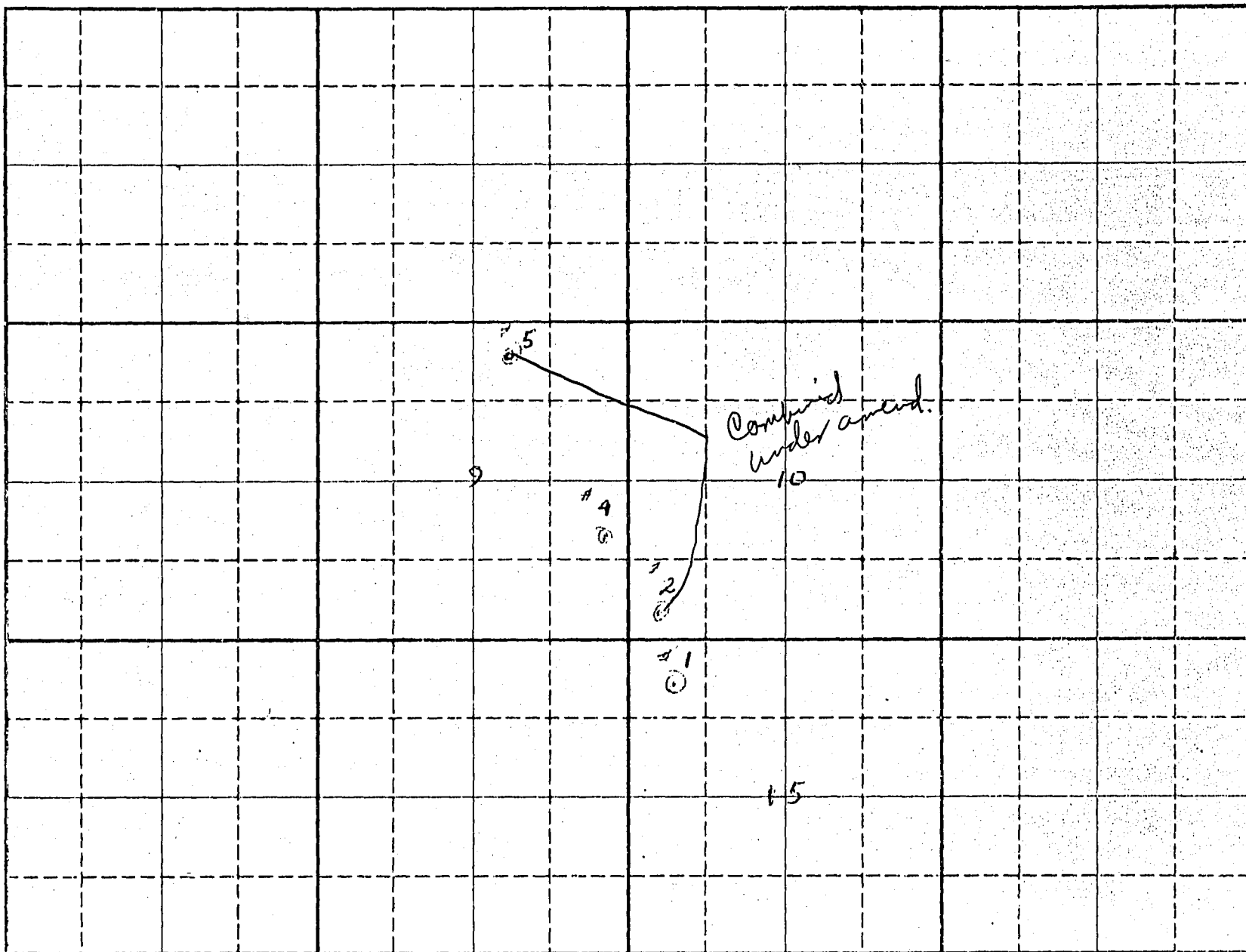
For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated: W/2W/2 of Section 10, Township 8 South, Range 42 East, B.M., Caribou County, Idaho

[illegible]

Total number of acres to be irrigated.

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Odessa, Texas, this 30th day of March, 19 71.
 El Paso Products Service Company
 By: John B. Mason (signature)
 Vice President BMX

ACTION OF STATE RECLAMATION ENGINEER

I, _____, State Reclamation Engineer of the State of Idaho,
 hereby _____

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

 State Reclamation Engineer

IRRIGATION
DRAINAGE
WATER SUPPLY
WATER RIGHTS
SEWERS
MUNICIPAL IMPROVEMENTS

SUMNER G. MARGETTS & CO., INC.

CIVIL AND CONSULTING ENGINEERS
ESTABLISHED 1920
222 FELT BUILDING
TELEPHONE EM 3-3330
SALT LAKE CITY 11, UTAH

LAND SURVEYS
TOPOGRAPHICAL SURVEYS
WATER MEASUREMENTS
ESTIMATES
DESIGNS
REPORTS

March 17, 1965

Mr. R. M. Lattig, Plant Manager
El Paso Natural Gas Products Company
Conda, Idaho

Subject: Water Well Location

Gentlemen:

At Mr. Lattig's request, I arranged and met with representatives of your company on Thursday March 4, 1965, at your plant site located near Conda, Idaho. Your water problem was discussed briefly and we visited the well sites Well No. 1 and Well No. 2.

Present at the discussion were: Mr. Loenshal, Mr. O'Hare and Mr. Volmert of your company and Mr. Forbush. Mr. Forbush furnished copies of the logs for well No. 1 and No. 2, which includes some test results.

I note that the test results shown for well No. 1 on log record is 1500 g.p.m. with one (1) foot draw down. However, I understand from our discussions, that a later test was performed which produced 2500 g.p.m. with one (1) foot draw down, either test indicates an outstanding well. Well No. 2 test records indicate a flow of 600 g.p.m. with a draw down of 190 feet and is reported to produce some fine sand or grit. Discussing the development of this well, Mr. Forbush stated that sand flow was decreasing and that the prospects of the well being cleaned up were promising with further development.

Your problem - The plant requirements are 1200 g.p.m. and you must be assured of this flow continuously. Well No. 1 provides ample capacity for all your needs (even with test results in my possession) 1500 g.p.m. with one (1) foot of draw down. However, it is a single source, and in case of pump failure, the plant would have to shut down. The shut down must be avoided in so far as possible. Well No. 2 is not too good a producer, has a large draw down (190 feet), and is flowing some sand, therefore, not desirable without further development, and not adequate to supply the total plant needs without supplemental supply, perhaps a third well.

The ground water records in the immediate vicinity of your plant site indicate ground water is available generally over this area. I feel sure a location approximately equal

Mr. R. M. Lattig
Conda, Idaho

Page 2
March 17, 1965

distance from wells No. 1 and No. 2 located near and immediately east of the Monsanto Haul Road, will produce water. The quantity and quality of course is always a question.

I recommend the following: (1) That you drill well No. 3 twenty five (25 $\pm$) feet from well No. 1. I think your chances are excellent for intercepting the same aquifer or aquifers as in Well No. 1. The pumping tests of well No. 1 show conclusively this source is ample to supply all your water needs, with one (1) foot or less draw down, and the quality of the water is good. The suggested location will provide greatest assurance of a good well with adequate water supply, the independent source needed, (stand by pump). All in an immediate vicinity for service and maintenance and with a minimum of pumping costs.

Recommendation No. 2. If for some reason, not apparent to me there is objection to my first recommendation, I think Well No. 2 should be deepened 50 to 75 feet and try to intercept the strata located at a depth of 260 to 270 feet in well No. 1. Coarse rock strata 10 feet thick where well log indicates lost all cuttings. Additional depth and further development will probably increase the yield and clean up well No. 2.

Recommendation No. 3. If neither recommendation No. 2 or No. 1 are followed, I would then recommend for well No. 3 a location near the vertex of an isosceles triangle formed with a base line well No. 1 and well No. 2 and the vertex located near, but on the east side of the Monsanto Haul Road, or at grid coordinates of West 500 North 500. (See enclosed map). At this location ground water should be encountered at 40 $\pm$ feet from the ground surface, or approximate elevation 6110. I would suggest an exploratory well, 4 inch or 6 inch in diameter with an accurate log, which would be very helpful in determining future actions.

I wish to express my appreciation for the courtesies and helpfulness of your plant members, and Mr. Forbush, while I was at the plant site, and for the plant site maps which I received on March 15, 1965.

I am sending under separate cover the Henry Quadrangle Sheet loaned to me by Mr. Leonshel and well logs Wells No. 1 and No. 2.

Please feel free to call or write if we can be of further service to you.

Very truly yours,

SUMNER G. MARGETTS & CO., INC.

Eldon M. Stock
Eldon M. Stock

EMS:ci

Well Log Report

Well #1

El Paso Natural Gas Product Co.

Georgetown, Idaho

Well #1 Caribou County

Owner- El Paso Product Co

Address Georgetown, Idaho

Driller Ivan Bortz Grace, Idaho

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

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

Total depth 280

Standing water depth 38'

Pumping test 1500 GPM Drawdown 1'

Size Pump 10" bowls 8" column

Water will be used for Industrial use

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

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

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

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

Started-September 14, 1964

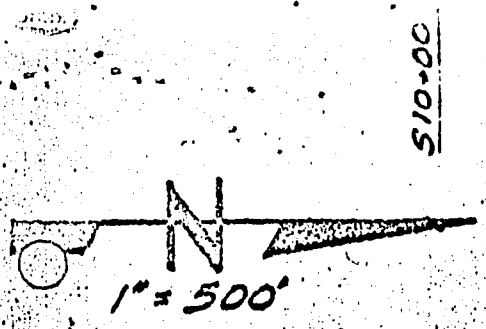
Completed- October 13, 1964

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

Well Log #1 Continued

100'	110'	Clay and glomert
110'	115'	Clay and caving
115'	150'	Hard formation
150'	155'	Hard clay boulders
115'	160'	Baled every 2 1/4' lots of mud and rocks
160'	175'	Hard glomert
175'	185'	Crevice and broken lava and softer
185'	200'	White clay and hard formation
200'	205'	Hard broken rocks
205'	210'	White clay, broken rock and softer
210'	215'	White clay real hard
215'	220'	Real hard solid white clay
220'	230'	Semi hard clay, real white and crevice
230'	240'	Formation semi hard
240'	260'	Hard white clay
260'	270'	Coarse rock lost all cuttings and white clay
270'	275'	White clay and softer
275'	280'	Yellow shale and softer

240' to 100' every 1 1/2' 6 holes to the round
 100' to 45' every 1' 6 holes to the round
 40' of open hole in bottom of hole.



S10+00

0+00

N10+00

N20+00

W20+00

W10+00

0+00

E10+00

E20+00

1965
GYP POND #1
35.9 Ac.

FUTURE
GYP POND
52.5 Ac.

N 5400

W 5400

Proposed
Well #3

SEC.
GRANT

100' R.R. R.O.W.
CONDO ROAD
75' R.O.W.

Water Well #1

1965
PLANT AREA

Water Well #2

FUTURE

FUTURE

FUTURE

Monsonb Ham Road

Well Log & Report

Well #2

El Paso Natural Gas Products Co.

Georgetown, Idaho

Well location- S/W $\frac{1}{4}$ of S/W $\frac{1}{4}$ of Section 10, Tsp. 8 South Range 42 East
718' East & 983' North of S/W Corner of Section 10
Caribou County, Idaho

Total Depth - 250'

Water Stands- 30'

Pump Test- 600 GPM @220' Draw down 190'
Pump was 8" Column & 10" Bowls

Size of Drilled hole- 20" for total depth

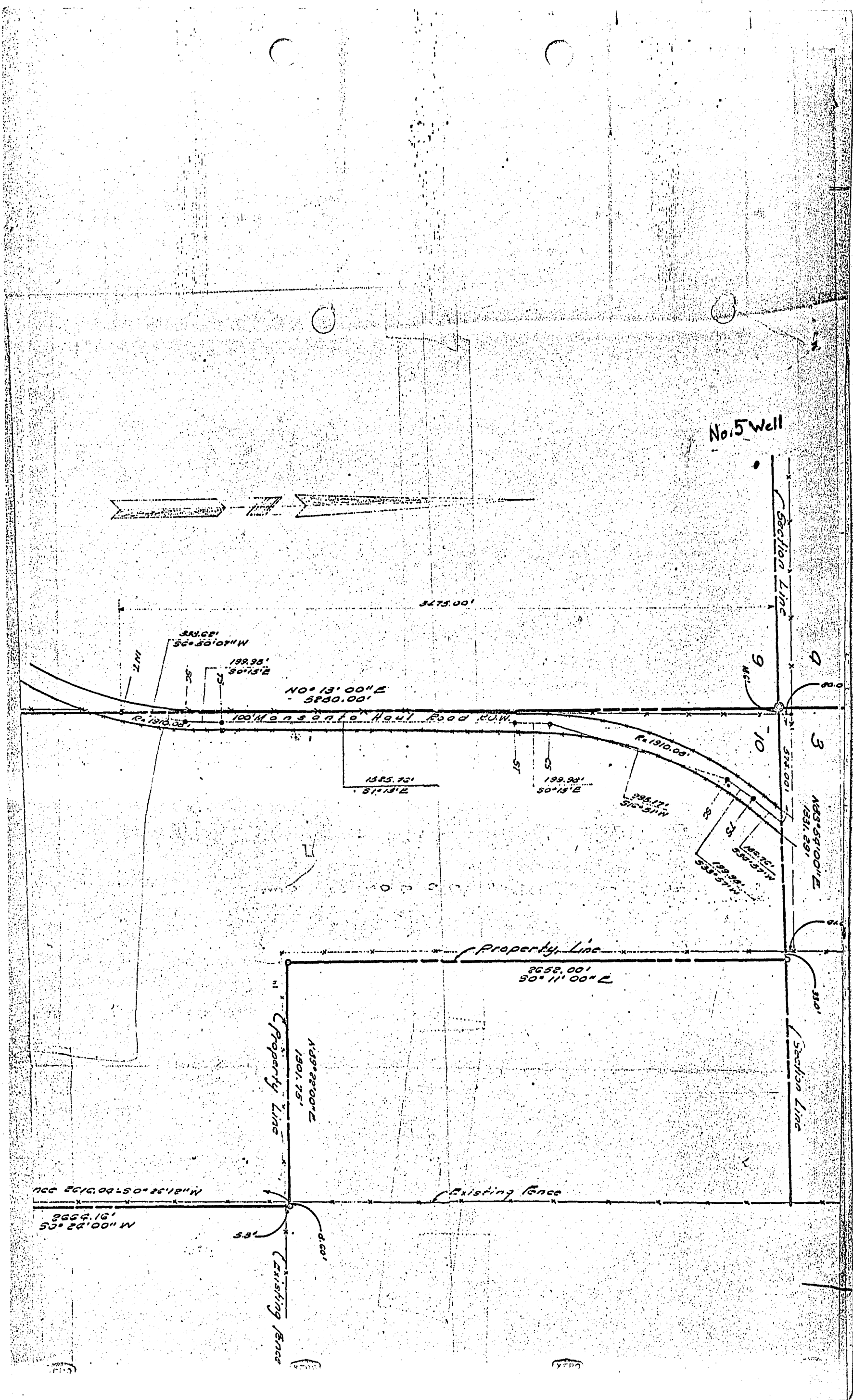
Caseing- 20" Set to 27' Cement Grouted in place
16" (Equiped with Shoe) Installed 3'6" Surface to 250'

Perforations- Size 3/8 x 3" No. 1200 Located 0' to 250'

Well Started- 10-20-64 Completed - 12-8-64

Formation

0'	20'	Clay & Dirt
20'	25'	Broken Lava & Clay
25'	30'	Solid Lava
30'	35'	Soft Lava and Cinders
35'	40'	Soft Lava trace of water
40'	45'	Broken Lava
45'	50'	Hard Lava
50'	55'	Broken Lava
55'	95'	Hard Lava
95'	125'	Broken Lava, Cinders & Brown Clay
125'	135'	White to brown rock & red clay
135'	155'	Brown clay & mixed rock
155'	180'	Gravel, brown clay & mixed rock
180'	195'	Gravel, white clay
195'	210'	Pea gravel & yellow gumbo clay
210'	240'	Sticky white clay & gravel
240'	250'	soft limestone & clay



El Paso

Well #4

100 HP GE Motor #FAJ63017

Pump - No Name Plate

(From Worthington Pump Co. #VTP15-135 6" discharge
Model 12L54-5)

Rated @ 600 GPM w/ 365' TDH (140' Column)

6" discharge surged up to 8" swing check valve, then surged
up to 10" water pipe ^{main line} with a 4" by pass through Fisher Governor
control valve.

Well #1

150 HP GE Motor #CAJ3241B5

~~Pump~~ Worthington Pump #VTP13914

Model 12H135-5 8" discharge to 10" mainline

Johnson Gear head #37572 - 1:1 Ratio driven by a
Waukesha Natural Gas Engine for auxiliary ~~portable~~
power supply

Well #5

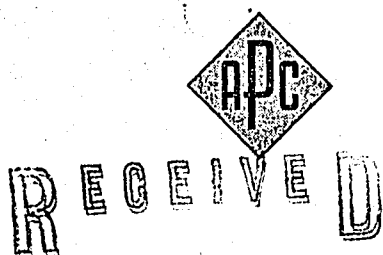
150 HP GE Motor #LAJ1117152

Worthington Pump #VTP-15774

Model 12H135-5

8" discharge

(Can't get to well - swamp area between)



OCT 11 1972

Department of Water Administration
Eastern District Office

AGRICULTURAL PRODUCTS CORPORATION

PLANT OFFICE: CONDA, IDAHO 83230

P. O. BOX 37 - PHONE (208) 547-4381

October 6, 1972

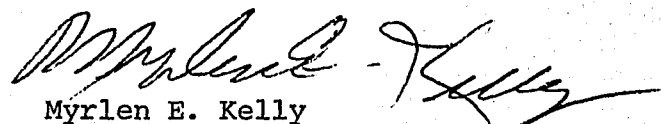
State of Idaho
Department of Water Administration
240 South Holmes Avenue
Idaho Falls, Idaho 83401
ATTN: Mr. John Ferebauer

Dear Mr. Ferebauer:

Thank you for the assignment forms you forwarded to us.
These are now being processed.

Measuring devices with strip charts are now in service on
our No. One and No. Five Wells which should facilitate your
examination of them. Would you please advise as to any
special arrangements or preparations which we should make
in advance for your examination visit.

Very truly yours,


Myrlen E. Kelly
Chief Chemist

MEK:lmb

cc: W. D. Wilson

Contact Mr. Kelley when attempting
these items
JF 10/16/72

John R. Ferebauer
Page Two
June 6, 1973

RECEIVED

JUN 8 1973

Department of Water Administration
Eastern District Office

I would also like to inquire about the permit status of the well drilled to supply process water to the Mountain Fuel Supply Plant which is located directly north of us. As you are probably aware, we operate this plant under a lease agreement with the Mountain Fuel Supply Company. Do we need to be concerned with a permit renewal for this well?

We will anticipate an early reply listing your preference for testing dates. Thank you for your interest and assistance.

Sincerely,



Myrlen E. Kelly
Chief Chemist

MEK:lmb

095 June 12 June



AGRICULTURAL PRODUCTS CORPORATION

PLANT OFFICE: CONDA, IDAHO 83230

P. O. BOX 37 - PHONE (208) 547-4381

June 6, 1973

RECEIVED

JUN 8 1973

Department of Water Administration
Eastern District Office

Mr. John R. Ferebauer, Water Resource Technician
Department of Water Administration
240 South Holmes Avenue
Idaho Falls, Idaho 83401

Dear Mr. Ferebauer:

Thank you for your letter regarding permits for our plant wells. We are most anxious to work with you to get this matter finalized.

As you may remember we operate 3 wells which we designate as No. 1, No. 4, and No. 5. Normally, Nos. 1 and 5 are used concurrently at less than maximum pumping rate to provide plant process water while No. 4 is dedicated to supplying water for an air pollution control scrubber.

Since your letter indicated that we should be at or near maximum pumping rate when you make your field examination we would like to set up a schedule with you when the system could be adjusted to permit maximum pumping rates. This could be done at your convenience except that we would like to avoid Wednesday or Thursday since major portions of our plant are down for weekly preventive maintenance on those days. Also most of our plant will be down for turn around from the 3rd to the 15th of July.

TO: Bob Fleenor

DATE: November 17, 1971

FROM: Norm Young

SUBJECT: Licensing Exam Permits 27-2136, 27-2145 & 27-2147

C
O
P
Y

I visited the El Paso Products Service Company (Phosphate Manufacturing Plant) at Soda Springs on November 9, 1971 to conduct a licensing examination. I met with Mr. J. E. Lowry, plant manager. The plant was closed down during the period July to November, 1967. No manufacturing has been done since that time, and the plant is not expected to reopen in the foreseeable future.

Water is used for fire protection, for culinary purposes by 8 to 35 maintenance employees, and for washing down equipment. Water from one well is supplied to a small phosphate manufacturing plant (Soda Springs Phosphate) during eight months of the year. All three wells are operational. Two of the wells have Foxboro in-line meters, which are not maintained.

The water has been diverted and put to beneficial use as required by the permits, but is not now being used in as great a volume per year as when the plant was operating. The diversion capacity has been maintained, and is probably needed for fire protection.

Can we license this permit with the plant closed down? I realize that licensing will require a more complete exam than I have done. I told Mr. Lowry that a period of five years of nonuse could result in a loss of right to the quantity not used.

NCY:bj

RECEIVED

INTER-DEPARTMENT MEMO — 1

FROM Don McEldowney

MAR 9 1973

DATE March 8, 1973

TO Eastern District

Department of Water Administration
Eastern District Office

SUBJECT Reference File 27-2147

We are returning an examination report previously completed in connection with this permit.

We have attempted a rough draft of a license and it was reviewed by the administration and we have been requested to attempt to include the other wells in this enclosed system.

During the previous meetings with El Paso Products Service Company representatives, an amendment was prepared adding the other wells. We are enclosing a copy of the amendment.

The permit was issued for 5 cubic feet per second and possibly, we can issue the license for a greater amount than the 1.85.

If you have any questions, please contact us.

*Amendment attached but
not approved by State Engineer J.F.*

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 11, 1988

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billings to this office before JUNE 6, 1988.

Yours truly,

Deena Green
Office Secretary

Encl.

EXCIT

CLARK 100 5000
DEPT 10000

ADDER 10000

CLARK 100 5000
DEPT 10000

ADDER 10000
DEPT 10000

CLARK 100 5000
DEPT 10000
ADDER 10000
DEPT 10000

CLARK 100 5000

CLARK 100 5000
DEPT 10000
ADDER 10000

PUBLIC NOTICE

First Time Published

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 27-2145

Notice is hereby given that Nu-West Industries, Inc., Conda, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of water from a groundwater source. The right sought to be changed is evidenced by License No. 27-2145 and is recorded as follows:

AMOUNT: 1.34 cfs
PRIORITY: Sept. 27, 1965
POINT OF DIVERSION: NE 1/4 SE 1/4, Sec. 9, T. 8S, R. 42E, B.M., Caribou County;

The water is used for irrigation within the W 1/2 NW 1/4, W 1/2 SW 1/4, Sec. 10, T. 8S, R. 42E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NW 1/4 SW 1/4 SE 1/4, Sec. 10, T. 8S, R. 42E, B.M., Caribou County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402, on or before June 6, 1988.

R. KEITH HIGGINSON

Director

Published May 19 and 26, 1988 in the Caribou County Sun.

CLARK 100 5000

ADDER 10000
DEPT 10000

CLARK 100 5000
DEPT 10000
ADDER 10000
DEPT 10000

CLARK 100 5000

ADDER 10000
DEPT 10000
ADDER 10000
DEPT 10000

CLARK 100 5000
DEPT 10000

ADDER 10000

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 27-2145

Notice is hereby given that Nu-West Industries, Inc., Conda, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of water from a groundwater source. The right sought to be changed is evidenced by License No. 27-2145 and is recorded as follows:

AMOUNT: 1.34 cfs PRIORITY: September 27, 1965

POINT OF DIVERSION: NE1/4SE1/4, Sec. 9, T. 8S, R. 42E,
B.M., Caribou County;

The water is used for irrigation within the W1/2NW1/4,
W1/2SW1/4, Sec. 10, T. 8S, R. 42E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NW1/4SW1/4SE1/4,
Sec. 10, T. 8S, R. 42E, B.M., Caribou County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before June 6, 1988.

R. Keith Higginson

Director

Published May 19 & 26, 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

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

May 12, 1988

Nu-West Industries, Inc.
P.O. Box 37
Conda, Idaho 83230

RE: Transfer Application No. 27-2145

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your transfer application. Please refer to the application number above in all further correspondence.

This office is currently in the process of advertising the application in the Caribou County Sun. 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,

Ernest Carlsen
Water Rights Supervisor

EC/dg



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

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

May 12, 1988

Dept. of Health & Welfare
Division of Environment
150 North 3rd
Pocatello, Idaho 83201

RE: Applications for Permit Nos. 74-7252, 74-7253, 75-7457,
75-7458, 75-7459, L.C.P. Mining; Transfer Application No.
27-2145, Nu-West Industries

Dear Sir:

This office is currently in the process of publishing notices that the above applications were filed with the Department of Water Resources. Since the applications may be of interest to you, a copy of each is enclosed for your examination. Comments concerning the applications should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received no later than June 6, 1988. Final action will be taken by this office shortly after this date, provided there are no protests lodged against the application.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor

EC/dg
Enclosure

MEMORANDUM

TO: FILE

FROM: JIM JOHNSON

RE: TRANSFER REVIEW OF WATER RIGHT NO. 27-2145

DATE: 8-30-88

=====

This transfer only changes a point of diversion.

The license when issued imposed a condition that when the right was used in connection with right 27-2136 should not exceed a rate of flow of 3.35 cfs.

This condition should also be required as part of the transfer approval.

CONDITIONS OF APPROVAL

<<R17>> The maximum combined rate of diversion when this right is used together with Right No. 27-2136 shall not exceed 3.35 cfs.

8/26

Gave approval to drill
Transfer 27-2145.

They know there is risk.

New West - Mike.

JEB ed



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

September 13, 1988

RE: Transfer of Water Right No. 27-2145

Nu-West Industries Inc.
Box 37
Conda, ID 83230

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3417). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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

APPROVED

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

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes BECAUSE OF POOR WATER QUALITY
& REDUCED PRODUCTIVITY BOTH WELLS #4 & #6 HAVE BEEN CAPPED.
TO OBTAIN THE QUALITY & QUANTITY OF WATER NEEDED FOR THE
SULFURIC PLANTS WE DRILLED WELL #7 & PROPOSE DRILLING WELL #8.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|---------------------|------------------|-----------------------|-------------------|------------------------------|
| <u>T347/27-2145</u> | <u>9-27-1965</u> | <u>1.34</u> | <u>INDUSTRIAL</u> | <u>1-1</u> to <u>12-31</u> |
| <u>27-7038</u> | <u>3-18-1974</u> | <u>3.34</u> | <u>INDUSTRIAL</u> | <u>1-1</u> to <u>12-31</u> |
| <u>* 27-2136</u> | <u>9-15-1964</u> | <u>2.20</u> | <u>INDUSTRIAL</u> | <u>1-1</u> to <u>12-31</u> * |
| | | <u>6.88</u> | | to _____ |
2. Total amount of water being transferred 4.68 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion: _____

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

5. Lands irrigated or place of use: NO CHANGE

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

* Changes made 8-7-91 Survey DATED 8-7-91

Total acres _____

PART 1

6. General Information:

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

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

THE AMMONIA PLANT WHERE WELL #6 IS LOCATED HAS BEEN SHUT DOWN PERMANENTLY. THERE IS NO PROPOSED CHANGE IN THE USE OF WELL #7 OTHER THAN TO LIST IT AS A POINT OF DIVERSION ON BOTH LICENSES.

d. Remarks:

SINCE WELL #7&8 WILL PROVIDE WATER TO A COMMON DELIVERY SYSTEM, THIS APPLICATION PROPOSES BOTH WELLS BE RECOGNIZED UNDER THE LICENSES BEING TRANSFERRED.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this 22nd day of July, 19 91.

J. Glen Saxton
CHIEF, WATER ALLOCATION BUREAU

ATTACHMENT
CONDITIONS OF APPROVAL

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

Transfer No. 3833

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

Dated this 22nd day of July, 1991.

L. Glen Saxton

L. GLEN SAXTON
Chief, Water Allocation Bureau

Page 3 of 8

Transfer No. 3833

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3417/27-2145 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date or priority 9-27-1965

5. Water is used for the following purpose:

amount 1.34 cfs for Manufacturing purposes from JAN 1 to DEC 31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.34 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	SE	10	85	42E	CARIBOU	WELL #7

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
85	42E	10						X	X			X	X						

Total acres _____

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

PART 2

Transfer No. 3833

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 27-7038 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____4. Date or priority MARCH 18, 1974

5. Water is used for the following purpose:

amount 3.34 cfs for INDUSTRIAL purposes from JANUARY 1 to DECEMBER 31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.34 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

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

8. Lands irrigated or place of use:

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

Total acres _____

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

PART 2

Transfer No. 3833

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

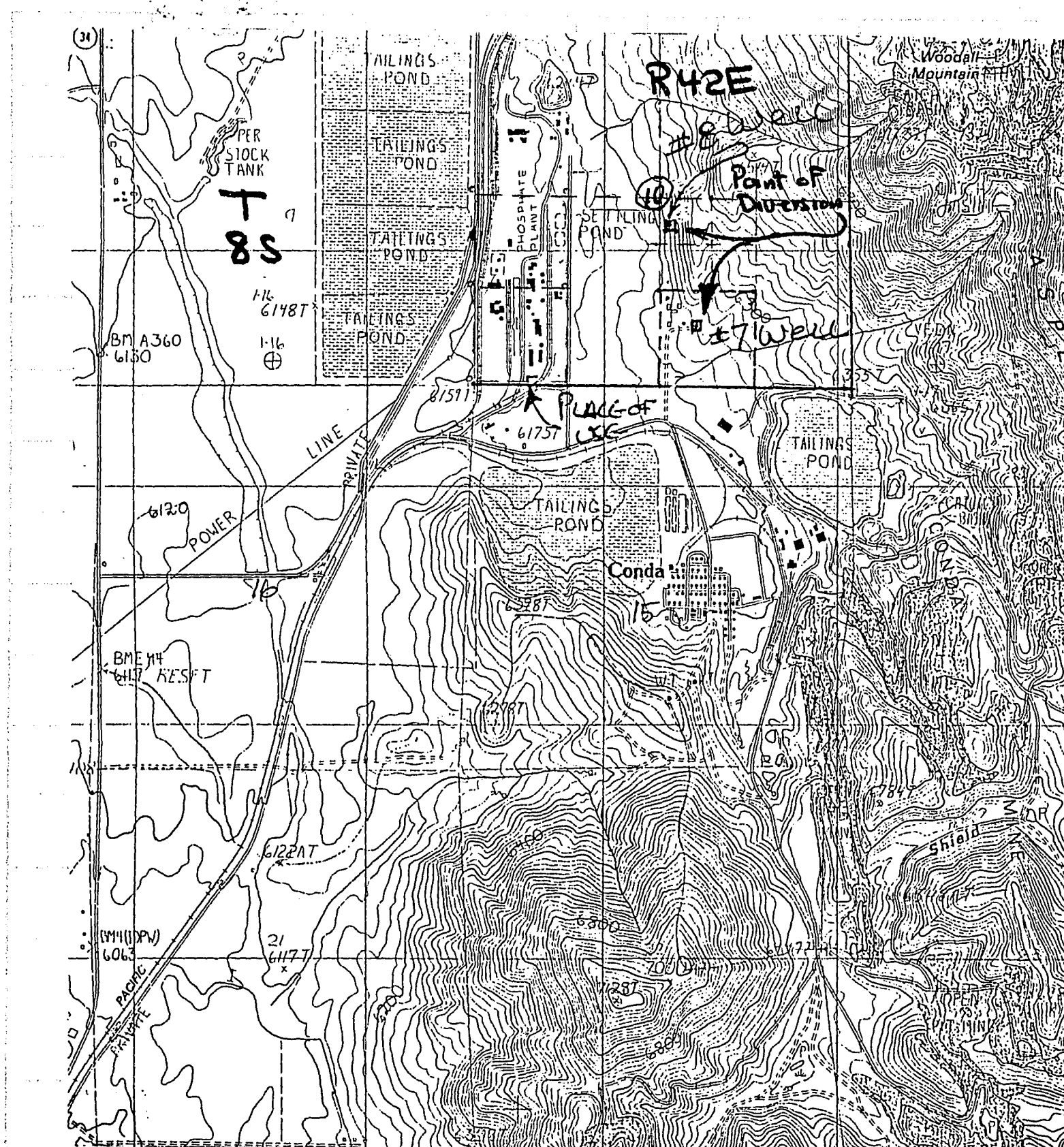
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

Page 8 of 8

Transfer No. 3833

PART 3

B. CHANGES IN NATURE OF USE

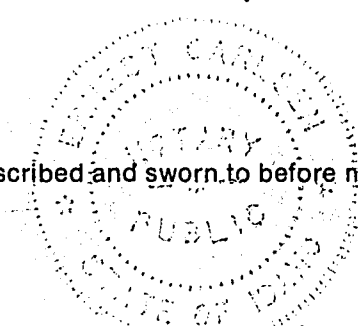
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

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

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

 Alan E. St. John MAINTENANCE MANAGER
(Signature of Applicant)
Subscribed and sworn to before me this 22 day of March, 19 91.
Ernest Carlson
(Notary Public)

My commission expires 6-14-1994

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

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

Prelim. check by KCW Fee \$50.00

Receipted by EMC Date 3/22/91 E015846

Published in Caribou Cnty Sun Copies of protest forwarded by _____

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

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by RDC
7-17-91

Copy of transfer sent to lien holder _____

RECEIVED

JUN 12 1991

Department of Water Resources
Eastern District Office

PUBLIC NOTICE

First Time Published

**NOTICE OF PROPOSED
CHANGE OF A WATER
RIGHT**

NO. T3417/27-2145 & 27-7038

Notice is hereby given that Nu-West Industries, Soda Springs, ID, has applied to the Department of Water Resources to Change and Add a Point of Diversion of the waters of a groundwater source. The right sought to be changed is evidenced by a Transfer and a License and recorded as follows:

TRANSFER NO. T3417/27-2145

AMOUNT: 1.34 CFS

PRIORITY: 9-27-1965

POINT OF DIVERSION:

NWSWSE, SEC 10, T 8S, R 42E,
(WELL #7) CARIBOU COUNTY

The water is used from January 1 to December 31 for industrial purposes within the W1/2W1/2, SEC 10, T 8S, R 42E, B.M.

LICENSE NO. 27-7038

AMOUNT: 3.34 CFS

PRIORITY: 3-18-1974

POINT OF DIVERSION:

SWSW, SEC 10, T 8S, R 42E,
(WELL #6) CARIBOU COUNTY

The water is used from January 1 to December 31 for industrial purposes within the NWSW, SEC 10, T 8S, R 42E, B.M.

TO BE CHANGED AS

FOLLOWS:

The water will be diverted from the NWSWSE, NWNWSE, SEC 10, T 8S, R 42E, (WELLS #7 & #8) and used for industrial purposes within the W1/2SW, SEC 10, T 8S, R 42E, B.M.

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before May 20, 1991.

(s) R. KEITH HIGGINSON

Director

Published in the Caribou County Sun on May 2 and 9, 1991.

**Affidavit of
Publication**

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his oath, states:

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

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

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

3/11/94



PURCHASE ORDER

Nu-West Industries, Inc.

P.O. Box 37 - Conda, Idaho 83230

(208) 547-4381

INSTRUCTIONS TO VENDOR:

1. List Order No. and Item No. on all Invoices, Packages and Shipping Documents
2. Describe in detail on invoice item(s) shipped and quantities.
3. Send Invoices to:

41-07029

SHIP TO:

NU-WEST INDUSTRIES, INC.
37 CONDA ROAD
P.O. BOX 37
CONDA, IDAHO 83230

RECEIVED

SEP 12 1988

Nu-West Industries, Inc.
c/o Accounts Payable
P.O. Box 37
Conda, Idaho 83230

Department of Water Resources

TO:

IDAHO DEPT OF WATER RESOURCES
1301 NORTH ORCHARD
STATEHOUSE MAIL

BOISE

000083720

ID

REQUISITION NO. 005094

PURCHASE ORDER NO. 07029	
DATE 9/06/88	VENDOR NO. 10135623
REQUISITIONER R WINTERBOTTOM	
CUST. CODE 715-005-000	PAGE 1 OF 1

WORK ORDER- 145870

UNLESS OTHERWISE SPECIFIED, 2% DISCOUNT WILL BE DEDUCTED FOR PAYMENT 10th PROXIMO.

DATE DUE	F.O.B. POINT	SHIP VIA	TERMS	FREIGHT	PP & ADD	PPD.	COLL.
9/09/88	CONDA PLANT	BEST WAY	CHECK IN ADV.			XX	
ITEM NO.	QUANTITY	U/M	NU-WEST PART NO.	MATERIAL AND DESCRIPTION	UNIT PRICE	EXTENDED COST	
1	1	LT		DRILLING PERMIT	100.0000	100.00	
ALL ITEMS MUST BE OF DOMESTIC ORIGIN UNLESS OTHERWISE SPECIFIED.							
CONFIRMATION ONLY FROM KERRY T. HADDOCK TO JOHN BEAL DO NOT DUPLICATE.							

THE VENDOR, BY ACCEPTING THIS ORDER, AGREES TO THE GENERAL TERMS AND CONDITIONS PRINTED ON THE REVERSE SIDE HEREOF.

PLEASE SIGN AND RETURN ACKNOWLEDGEMENT COPY TO ISSUING OFFICE ADDRESS.

*** P. O. TOTAL ***

By

BUYER -- KERRY T. HADDOCK

100.00

Form 235-1
6/87

Drilling Permit No. 27-88-2-06
Water Permit No. 27-2145
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

REC
SEP 12 1988

(Authorizing Construction of a Well)*

Department of Water Resources

1. Applicant NU-WEST INDUSTRIES, INC.
2. Address P.O. Box 37
CONDA, ID 83230
- ☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Water right permit no. 27-2145; Injection well permit no. _____
4. Proposed well location 1/4 SW 1/4 SE 1/4, or Gov't lot No. _____,
Sec. 10, Twp. 8S, Rge. 42E, County CARIBOU,
Lot, block and subdivision _____
5. Proposed use of well: (Check all that apply)
☐ Domestic ☐ Stockwater ☐ Monitoring
☐ Irrigation ☒ Industrial ☐ Municipal
☐ Injection ☐ Other, Specify _____
6. Well construction information:
☒ New well ☐ Deepen ☐ Replace
Proposed surface diameter 16" Proposed depth 250 ft
Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
7. Anticipated construction start date SEPTEMBER 5, 1988
8. Well Driller (if known) NELSON DRILLING
Address P.O. Box 488 SODA SPRINGS, ID 83276
Date 8/30/88 Applicant's signature [Signature]
Title Manager

* After other pre-requisite approvals have been obtained.

ACTION OF IDWR

(☒) Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. The permit holder or his representative shall notify the Department ten (10) days prior to the start of construction unless good cause for later notification can be shown.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

SPECIFIC CONDITIONS:

Dated this 14 day of September, 1988.

Signed Joh E. Reed
Title SECTION MANAGER
GROUNDWATER PROTECTION

Received by CP Fee \$100.00 Date 9/13/88

Receipt No. C002533 Construction start date _____

Construction start extension to _____

Extension approved by _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTState 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.USE TYPEWRITER OR
BALLPOINT PENRECEIVED
OCT 18 1988

1. WELL OWNER Name <u>NU-WEST INDUSTRIES INC.</u> Address <u>CONDA, ID.</u> Owner's Permit No. <u>27-2145</u>		7. WATER LEVEL Static water level <u>80</u> Department of Water Resources Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>48</u> OF. Quality _____ Describe artesian or temperature zones below.																																																																																																																																																																																			
2. NATURE OF WORK <u>27-P8-2-06</u> ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>800</u></td><td><u>500</u></td><td><u>10</u></td></tr><tr><td><u>80</u></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>800</u>	<u>500</u>	<u>10</u>	<u>80</u>																																																																																																																																																																											
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☒ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>27"</td><td>0</td><td>4</td><td>overburden</td><td></td><td>X</td></tr><tr><td>"</td><td>4</td><td>10</td><td>Broken limestone</td><td></td><td></td></tr><tr><td>"</td><td>10</td><td>20</td><td>Med. "</td><td></td><td></td></tr><tr><td>21"</td><td>20</td><td>58</td><td>" "</td><td></td><td></td></tr><tr><td>"</td><td>58</td><td>60</td><td>Hard "</td><td></td><td></td></tr><tr><td>"</td><td>60</td><td>70</td><td>Med. "</td><td></td><td></td></tr><tr><td>"</td><td>70</td><td>100</td><td>Hard "</td><td></td><td></td></tr><tr><td>"</td><td>100</td><td>121</td><td>Broken "</td><td></td><td>X</td></tr><tr><td>"</td><td>121</td><td>130</td><td>Soft "</td><td></td><td></td></tr><tr><td>"</td><td>130</td><td>145</td><td>Broken "</td><td></td><td></td></tr><tr><td>"</td><td>145</td><td>160</td><td>Med. "</td><td></td><td></td></tr><tr><td>"</td><td>160</td><td>180</td><td>Broken "</td><td></td><td></td></tr><tr><td>"</td><td>180</td><td>214</td><td>Hard "</td><td></td><td></td></tr><tr><td>"</td><td>214</td><td>233</td><td>Med. "</td><td></td><td></td></tr><tr><td>"</td><td>233</td><td>247</td><td>Hard. "</td><td></td><td></td></tr><tr><td>"</td><td>247</td><td>269</td><td>Med. "</td><td></td><td></td></tr><tr><td>"</td><td>269</td><td>273</td><td>Hard "</td><td></td><td></td></tr><tr><td>"</td><td>273</td><td>281</td><td>Med. "</td><td></td><td></td></tr><tr><td>"</td><td>281</td><td>287</td><td>Soft "</td><td></td><td></td></tr><tr><td>"</td><td>287</td><td>303</td><td>Med. "</td><td></td><td></td></tr><tr><td>"</td><td>303</td><td>304</td><td>Soft "</td><td></td><td></td></tr><tr><td>"</td><td>304</td><td>328</td><td>Med. "</td><td></td><td></td></tr><tr><td>"</td><td>328</td><td>351</td><td>Clay</td><td></td><td></td></tr><tr><td>"</td><td>351</td><td>392</td><td>Med. "</td><td></td><td></td></tr><tr><td>"</td><td>392</td><td>396</td><td>" broken limestone</td><td></td><td></td></tr><tr><td>"</td><td>396</td><td>407</td><td>" " "</td><td></td><td></td></tr><tr><td>"</td><td>407</td><td>465</td><td>" limestone</td><td></td><td></td></tr><tr><td>12 1/4"</td><td>465</td><td>503</td><td>Hard broken limestone</td><td></td><td></td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No	27"	0	4	overburden		X	"	4	10	Broken limestone			"	10	20	Med. "			21"	20	58	" "			"	58	60	Hard "			"	60	70	Med. "			"	70	100	Hard "			"	100	121	Broken "		X	"	121	130	Soft "			"	130	145	Broken "			"	145	160	Med. "			"	160	180	Broken "			"	180	214	Hard "			"	214	233	Med. "			"	233	247	Hard. "			"	247	269	Med. "			"	269	273	Hard "			"	273	281	Med. "			"	281	287	Soft "			"	287	303	Med. "			"	303	304	Soft "			"	304	328	Med. "			"	328	351	Clay			"	351	392	Med. "			"	392	396	" broken limestone			"	396	407	" " "			"	407	465	" limestone			12 1/4"	465	503	Hard broken limestone		
Bore Diam.	Depth		Material		Water																																																																																																																																																																																
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____		10. Work started <u>9-8-88</u> finished <u>9-30-88</u>																																																																																																																																																																																			
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>.303</u> inches</td><td><u>2 1/2"</u> inches</td><td><u>1</u> feet</td><td><u>20</u> feet</td></tr><tr><td><u>.303</u> inches</td><td><u>16"</u> inches</td><td><u>+1</u> feet</td><td><u>465</u> feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>Y4</u> inches by <u>12</u> inches Number <u>1083</u> perforations <u>104</u> feet <u>465</u> feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☒ Yes ☐ No ☐ Size of gravel <u>+ 1/2"</u> Placed from <u>104</u> feet to <u>465</u> feet Surface seal depth <u>20</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☒ Perm. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port <u>plug</u>		Thickness	Diameter	From	To	<u>.303</u> inches	<u>2 1/2"</u> inches	<u>1</u> feet	<u>20</u> feet	<u>.303</u> inches	<u>16"</u> inches	<u>+1</u> feet	<u>465</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Nelson</u> Firm No. <u>215</u> Address <u>Soda Springs</u> Date <u>10-1-88</u> Signed by (Firm Official) <u>R. Nelson</u> and (Operator) <u>R. Nelson</u>																																																																																																																																																															
Thickness	Diameter	From	To																																																																																																																																																																																		
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_____ inches	_____ inches	_____ feet	_____ feet																																																																																																																																																																																		
6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1"><tr><td>N</td><td></td><td></td><td></td></tr><tr><td>W</td><td></td><td></td><td>E</td></tr><tr><td></td><td></td><td>X</td><td></td></tr><tr><td></td><td></td><td></td><td>S</td></tr></table> County <u>CARIBOU</u> <u>SW 1/4 SE 1/4 Sec. 10, T. 8, R. 42 E</u> Subdivision Name _____ Lot No. _____ Block No. _____		N				W			E			X					S	7. Department of Water Resources Eastern District Office OCT 4 1988																																																																																																																																																																			
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**OVERSIZED
DRAWINGS~~X~~
SEE FILE**



RECEIVED

APR 4 1991

Department of Water Resources
Eastern District Office

April 1, 1991

Mr. Ernest Carlson
Department of Water Resources
Eastern District Office
150 Shoup Avenue
Idaho Falls, ID

Dear Mr. Carlson,

Thank you for the time spent working out the paperwork on the well permit transfers we discussed on March 22, 1991. I have enclosed a copy of the county tax notices. The legal descriptions are pretty vague, so I have enclosed a copy of the certified survey of Nu-West property. This survey is available from A. A. Hudson and Associates in Soda Springs. A copy of the warranty deed is available if this is necessary.

I will watch for the advertisement in the paper and continue on with arrangements for a drill rig and other long term items. I do have approval to do this project as soon as possible so any help you can give us would be greatly appreciated. Once again, if you need anything from myself or Nu-West, please don't hesitate to call. Our phone number is (208) 547-4381.

Sincerely yours,

Alan E. Skinner
Maintenance Manager
Nu-West Industries

AES/dm

Enc.

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU COUNTY
REAL PROPERTY TAX 1990

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
3123	4	000000016510	R 1651
40.00 ACRES			
SW1/4 SW1/4 40 ACRES			
SEC 11 T 8S-R 42 E			
NU-WEST INDUSTRIES			
37 CONDA RD			
CONDA ID 83230 0000			

DELINQUENT CERT.

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
COUNTY	.4546%	14.20	FULL PAYMENT
SCHOOL DIST#150	.5510%	17.22	TAX 31.96
FAIRVIEW CEM.	.0173%	0.54	PEN.
			SUB TOT.
			INT.
			TOT.
			1ST INSTALLMENT
			TAX 15.98
			PEN.
			SUB TOT.
			INT.
			TOT.
			2ND INSTALLMENT
			TAX 15.98
			PEN.
			SUB TOT.
			INT.
			TOT.
TOTAL TAXES	1.0229%	31.96	
TOTAL DUE		31.96	

YOUR CANCELLED CHECK IS YOUR RECEIPT

LEVY LISTS AT TAX COLLECTOR'S OFFICE

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU COUNTY
REAL PROPERTY TAX 1990

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
9776	4	00000001659A	R 1659A
62.00 ACRES			
NW1/4 NE1/4, TR NE1/4 NU1/4			
62.31 AC., T8S R42E			
SEC 16,			
NU-WEST INDUSTRIES			
37 CONDA RD			
CONDA ID 83230 0000			

DELINQUENT CERT.

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
COUNTY	.4546%	44.44	FULL PAYMENT
SCHOOL DIST#150	.5510%	53.87	TAX 100.00
FAIRVIEW CEM.	.0173%	1.69	PEN.
			SUB TOT.
			INT.
			TOT.
			1ST INSTALLMENT
			TAX 50.00
			PEN.
			SUB TOT.
			INT.
			TOT.
			2ND INSTALLMENT
			TAX 50.00
			PEN.
			SUB TOT.
			INT.
			TOT.
TOTAL TAXES	1.0229%	100.00	
TOTAL DUE		100.00	

LEVY LISTS AT TAX COLLECTOR'S OFFICE

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU COUNTY
 REAL PROPERTY TAX 1990
 MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER
 41754 4 000000016500 R 1650
 160.00 ACRES
 SE1/4, LESS 4 AC=160 AC
 SEC 10 T 8S-R 42 E

NU-WEST INDUSTRIES

DELINQUENT CERT.

37 CONDA RD

CONDA

ID 83230 0000

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
COUNTY	.4546%	189.81	TAX 427.10
SCHOOL DIST#150	.5510%	230.06	PEN.
FAIRVIEW CEM.	.0173%	7.23	SUB TOT.
			INT.
			TOT.
			1ST INSTALLMENT
			TAX 213.55
			PEN.
			SUB TOT.
			INT.
			TOT.
			2ND INSTALLMENT
			TAX 213.55
			PEN.
			SUB TOT.
			INT.
			TOT.
TOTAL TAXES	1.0229%	427.10	
TOTAL DUE		427.10	

YOUR CANCELLED CHECK IS YOUR RECEIPT

LEVY LISTS AT TAX COLLECTOR'S OFFICE

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU COUNTY
 REAL PROPERTY TAX 1990
 MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER
 10431882 4 000000016490 R 1649
 377.00 ACRES
 TRS SECS 4-9-10-15-16
 377.1 AC., TRS R42E

NU-WEST INDUSTRIES

DELINQUENT CERT.

37 CONDA RD

CONDA

ID 83230 0000

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
COUNTY	.4546%	47423.37	TAX 106707.72
SCHOOL DIST#150	.5510%	57479.71	PEN.
FAIRVIEW CEM.	.0173%	1804.64	SUB TOT.
			INT.
			TOT.
			1ST INSTALLMENT
			TAX 3353.86
			PEN.
			SUB TOT.
			INT.
			TOT.
			2ND INSTALLMENT
			TAX 3353.86
			PEN.
			SUB TOT.
			INT.
			TOT.
TOTAL TAXES	1.0229%	106707.72	
TOTAL DUE		106707.72	

AT TAX COLLECTOR'S OFFICE

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. T3417/27-2145 & 27-7038

Notice is hereby given that Nu West Industries, Soda Springs, ID, has applied to the Department of Water Resources to Change and Add a Point of Diversion of the waters of a groundwater source. The right sought to be changed is evidenced by a Transfer and a License and recorded as follows:
TRANSFER NO: T3417/27-2145 AMOUNT: 1.34 CFS

PRIORITY: 9-27-1965

POINT OF DIVERSION: NWSWSE, SEC 10, T 8S, R 42E, (WELL #7)

CARIBOU COUNTY

The water is used from January 1 to December 31 for industrial purposes within the W1/2W1/2, SEC 10, T 8S, R 42E, B.M.

LICENSE NO. 27-7038 AMOUNT: 3.34 CFS

PRIORITY: 3-18-1974

POINT OF DIVERSION: SWSW, SEC 10, T 8S, R 42E, (WELL #6)

CARIBOU COUNTY

The water is used from January 1 to December 31 for industrial purposes within the NWSW, SEC 10, T 8S, R 42E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted from the NWSWSE, NWNWSE, SEC 10, T 8S, R 42E, (WELLS #7 & #8) and used for industrial purposes within the W1/2SW, SEC 10, T 8S, R 42E, B.M.

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before May 20, 1991.

R. Keith Higginson
Director

Published in the CARIBOU COUNTY SUN on MAY 1 & 8, 1991.

25-Apr-1991

NU-WEST INDUSTRIES
3010 CONDA RD
SODA SPRINGS ID 83276

RE: Application No. 27-2145/27-7038

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 on May 2 & 9, 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

07-Jun-1991

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

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: July 17, 1991

RE: TRANSFER 3833/LICENSE NO.S 27-2145 & 27-7038

=====

This transfer merely changes the point of diversion for license 27-7038 and adds a point of diversion for license 27-2145. Based on approved transfer no. 3417, one of the wells which will be common to both rights above after this transfer is also common to license no. 27-2136. Approval of the transfer is recommended subject to the conditions below.

Conditions:

- 1) The maximum combined rate of diversion under right no.s 27-2145, 27-7038 and 27-2136 shall not exceed 4.68 cfs.
- 2) <<T07>> The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 3) <<T08>> Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- 4) <<T09>> Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: August 7, 1991

RE: TRANSFER 3833/LICENSE NO.S 27-2145, 27-7038 & 27-2136

=====

After this transfer was approved, Jim Johnson reviewed the database changes and questioned whether or not license no. 27-2136 should have been included in the transfer. After discussing the matter, Jim and I both agreed that 27-2136 should have been included. We concluded that well no. 7 identified on this transfer should have replaced well no. 4 (NESE sec. 9) on a previous transfer (T-3417). To correct the database for this prior oversight which was addressed only by a condition of approval, we decided to amend transfer 3833. These changes were made on the transfer and dated 8/7/91. Right no. 27-2136 has been changed by deleting well no. 4 and adding well no.s 7 and 8. Due to the nature of the problem, we felt that readvertising was not necessary.

I have discussed this matter with Alan Skinner of Nu-West Industries. Mr. Skinner, who filed the transfer on behalf of Nu-West, had no problem with adding 27-2136 to the transfer.

Note also that the maximum diversion rate given under condition no 1. was changed from 4.68 cfs to 6.88 cfs. The latter rate is merely the sum of the licensed diversion rates of the three rights.

August 8, 1991

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

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

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 3833). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

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

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

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

Summary of Water Rights Before the Proposed Change

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

Purpose of Transfer (Changes Proposed)

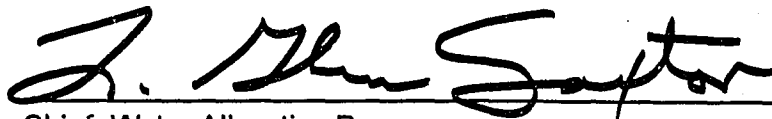
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
11-2187	NO	NO	NO	YES	NO	NO
11-2188	NO	NO	NO	YES	NO	NO
11-7429	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

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

Detailed Water Right Description(s) attached

Dated this 21st day of October, 2002


Chief, Water Allocation Bureau

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

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

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

Priority Date: September 15, 1964

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: INDUSTRIAL

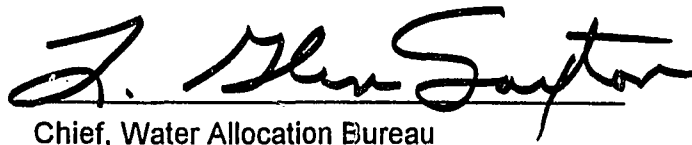
Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08S 42E 10						X	X			X	X						

CONDITIONS OF APPROVAL

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

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

Dated this 21st day of October, 2002


Chief, Water Allocation Bureau

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

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

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

Priority Date: March 18, 1974

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: INDUSTRIAL

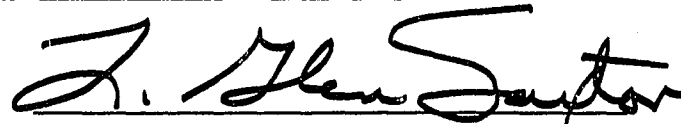
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 42E 10						X	X				X	X					

CONDITIONS OF APPROVAL

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

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

Dated this 21st day of October, 2002


Chief, Water Allocation Bureau

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

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

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

Priority Date: September 27, 1965

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: INDUSTRIAL

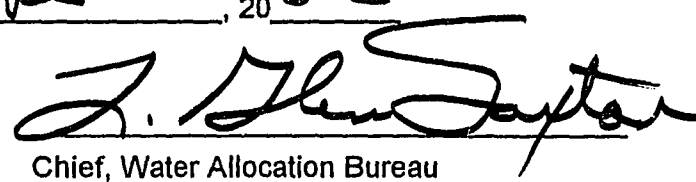
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	42E	10						X	X			X	X						

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
3. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Rights 11-2187, 11-2188 and 11-7429 shall not exceed 6.88 cfs, nor total combined annual volume of 4972.8 af.
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7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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Dated this 21st day of October, 2002


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE 11-2188
FROM: VAULT
RE: TRANSFER # 69416
DATE: 5-17-02

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**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 11-02187