

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Ident. Number 11-2131

Date Received: 10/19/2022

Receipt No: T114354

1. Name of Claimant(s):

Name	Address	City	State	Country	Postal Code
GREENFIELD ENVIRONMENTAL MULTISTATE TRUST LLC	11 FLAGG STREET UNIT #1	CAMBRIDGE	MA	USA	02138
RIGBY ANDRUS & RIGBY LAW PLLC	25N 2ND E	REXBURG	ID	USA	83440

2. Date of Priority:

Date	Explanation
9/5/1962	The priority date selected is per the water right license.

3. Source:

Source	Tributary
GROUND WATER	

4. Point of Diversion:

Township	Range	Section	Gov Lot	QQ	Q	County	Type	Description
08S	42E	32		SE	NW	CARIBOU		

5. Water is used for the following purpose(s):

Water Use	Number Of Homes	Stock	Description
INDUSTRIAL			

6. Season(s) of Use:

Water Use	From Month/Day	To Month/Day
INDUSTRIAL	1/01	12/31

7. Quantity:

Water Use	CFS	AF	KW
INDUSTRIAL	1.00	165.00	

Totals

CFS	AF	KW
1.00	165.00	

8. Place of Use:

Water Use	Total Claimed Acreage
-----------	-----------------------

INDUSTRIAL								
Township	Range	Section	QQ	Q	County	Govt Lot	Acres	
08S	42E	32	SW	NE	CARIBOU			
08S	42E	32	SE	NW	CARIBOU			



9. **Remarks:**

All other information is per the license and water right backfile. Defense to forfeiture from 2016 through the present: The well for Water Right 11-2131 was contaminated at the source from prior industrial activity. The existing well was abandoned by the Multistate Trust in 2016 because diversion of water at the place of use may cause contamination of surrounding sources, as described in a letter from EPA to IDWR dated August 1, 2019 (Attachment 2). Once contamination resolves to a certain level, a new well will be drilled and use of the water right will be resumed for industrial purposes. The Multistate Trust is not abandoning this right, and it is protected from forfeiture under Idaho Code Section 42-223(6). Documents Submitted with Claim: 1. Map; 2. EPA letter to Idaho Water Resources Board; 3. Change in Ownership form; 4. Water Right License Backfile; 5. Water Right Report.

10. **Other Water Rights:**

11. **Basis:**

Basis
License

12. **Signature(s):**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled *How you will receive notice in the Bear River Basin Water System Adjudication*. (b.) I/We do ___ do not ___ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

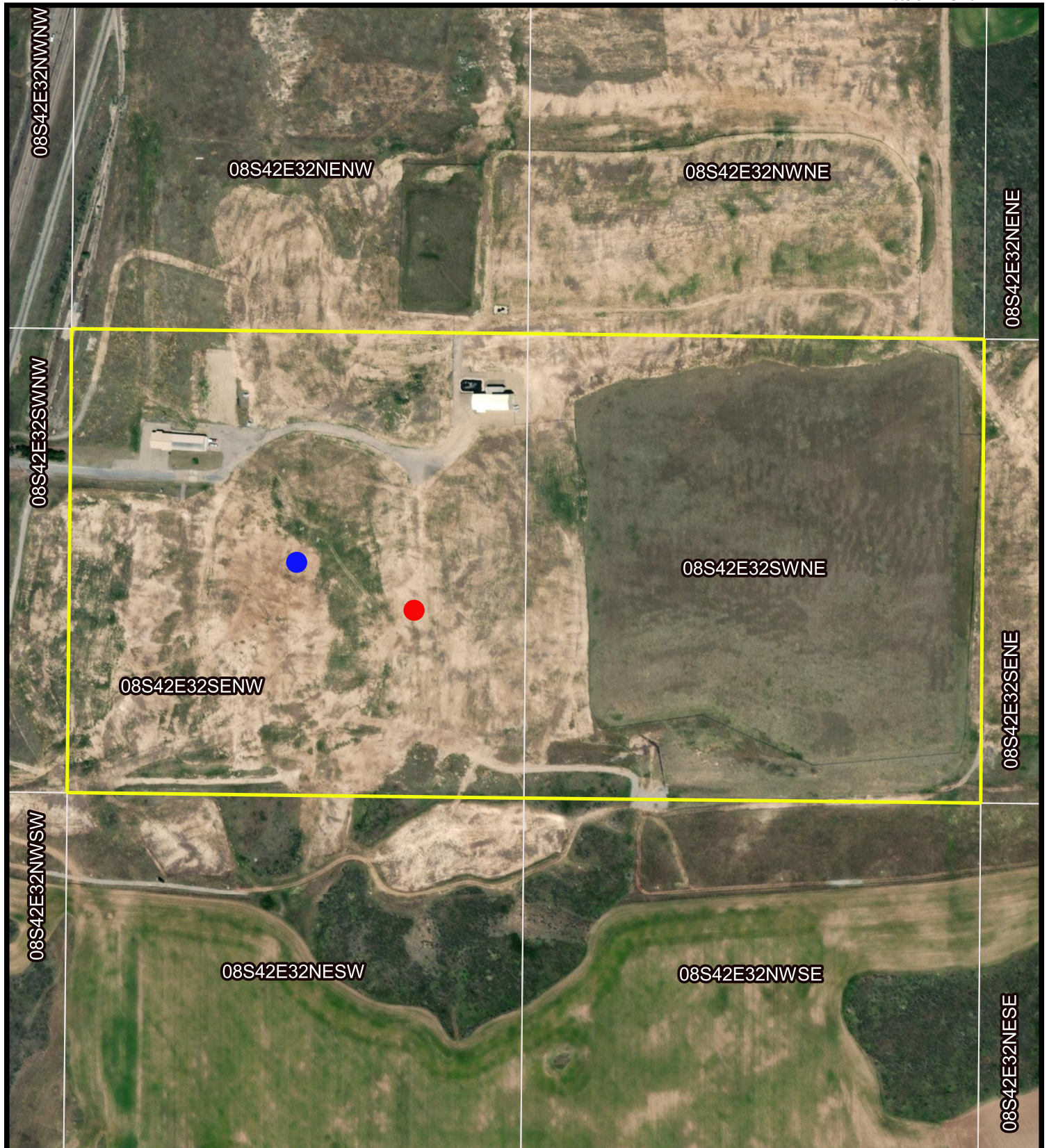
Signature of Authorized Agent _____ Date _____

Title and Organization _____

Please print name

Attachment 1:

Map of Place of Use and Point of Diversion



0 2,000 4,000 6,000 8,000 ft ESRI Satellite

Legend

- WR 11-2131 Place of Use
- WR 11-2131 Point of Diversion
- Well Location - Abandoned
- Township & Range
- Section
- Quarter Quarter



Multistate Environmental Response Trust
Map of Place of Use and Point of Diversion
For Water Right 11-2131 BRBA Claim

Attachment 2:

EPA Letter to Idaho Water Resources Board



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 Sixth Avenue, Suite 155
Seattle, WA 98101-3123

**SUPERFUND &
EMERGENCY
MANAGEMENT DIVISION**

August 1, 2019

To: Idaho Water Resource Board
idsrinfo@idwr.idaho.gov

VIA ELECTRONIC MAIL ONLY

Re: Contamination and Use of Water at the Kerr-McGee Chemical Corp. – Soda Springs Plant
Superfund Site

To Whom it May Concern:

The Environmental Protection Agency (EPA) would like to provide the following information regarding the groundwater beneath the property currently owned and managed by Greenfield Environmental Multistate Trust LLC, not individually but solely in its representative capacity as Trustee of the Multistate Environmental Response Trust (the Multistate Trust), known as the Kerr-McGee Chemical Corp. (KMCC) – Soda Springs Plant Superfund Site, near the City of Soda Springs, in Caribou County, ID (Site). EPA understands that the groundwater at the Site includes water rights owned by the Multistate Trust, including Water Right 11-2131.

The groundwater is contaminated and therefore not currently useable due to historic operations by the Kerr McGee Chemical Corporations Soda Springs Plant. The Multistate Trust is not responsible for the contamination.

Site Background

Site Name: Kerr-McGee Chemical Corp. – Soda Springs Plant
CERCLIS/EPA ID Number: IDD041310707

From 1963 to 1999, KMCC operated a vanadium production facility at the Site. KMCC stored process water and waste from the production process in several large, unlined ponds. Significant uncontrolled releases of contaminated process water to groundwater from the unlined ponds occurred in both 1981 and 1989 and led to EPA's decision to add the Site to the National Priorities List on October 4, 1989. KMCC completed the Remedial Investigation (RI) and Feasibility Study (FS) in April 1995. Based on the RI/FS, on September 28, 1995, EPA issued a Record of Decision (ROD) for the Site.

In 2005, KMCC created Tronox Limited (Tronox) by fraudulently conveying the Site and hundreds of other contaminated sites without adequate funds required for cleanup of the sites. KMCC then sold its most valuable oil and gas assets to Anadarko Petroleum Corporation (Anadarko). In 2009, unable to pay for cleanup of the KMCC sites, Tronox filed for bankruptcy. In 2011, the U.S. Bankruptcy Court for the Southern District of New York approved the Consent Decree and Environmental Settlement Agreement

(Settlement Agreement) with the U.S. government, 24 state governments, Tronox, and others that established several trusts, including the Multistate Trust with very limited funds to address only the most pressing environmental actions. The Multistate Trust was established pursuant to a Settlement Agreement entered on February 14, 2011 in the U.S. Bankruptcy Court for the Southern District of New York in the matter of *In re: Tronox Incorporated, et al.*, Case No. 09-10156 (ALG), and the Multistate Environmental Response Trust Agreement entered into pursuant to the Settlement Agreement on February 14, 2011 (Trust Agreement; together with the Settlement Agreement, collectively, the Tronox Bankruptcy Agreements). Pursuant to the Tronox Bankruptcy Agreements, Tronox Inc. and its affiliated companies (collectively, Tronox) conveyed to the Multistate Trust by quitclaim deed its right, title and interest, if any, in and to the Site.

Contaminants of Concern (COCs)

The COCs present at the Site include arsenic, manganese, molybdenum, tributyl phosphate (TBP), total petroleum hydrocarbons (TPH), and vanadium, which are all hazardous substances as defined by Section 101(14) of Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C § 9601(14). The COCs have impacted on-Site soils and both on-Site and off-Site groundwater. The primary COCs of interest with respect to groundwater are molybdenum and vanadium. As set forth in the 1995 ROD for the Site, the remedial action objectives (RAO) for groundwater are to:

- prevent the transport of COCs to groundwater from facility sources that may result in COC concentrations in groundwater exceeding risk-based concentrations (RBCs)¹ in groundwater or chemical specific applicable or relevant and appropriate requirements (ARARs), specifically the maximum contaminant levels (MCLs)²;
- prevent ingestion by humans of groundwater containing COCs in excess of RBCs or the MCLs (chemical-specific ARARs); and
- prevent the transport of COCs from groundwater to surface water in concentrations that may result in exceedances of RBCs or MCLs in the receiving surface water body (chemical-specific ARARs).³

As a part of the 1995 ROD, groundwater and surface water monitoring continues to be performed on a long-term basis and the groundwater contamination continues to persist. The most recent EPA five-year review⁴ of the Site states in part: “Concentrations of COCs in groundwater and surface water remain above MCLs and risk-based groundwater performance standards (RBPS). Groundwater and surface water monitoring trends indicate that performance standards will not be met in the foreseeable future.”⁵

¹ RBCs are also known as the risk-based performance standards (RBPS).

² MCLs: Maximum Contaminant Levels; legally enforceable primary standards set by National Primary Drinking Water Regulations. The highest level of a contaminant that is allowed in drinking water.

³ U.S. EPA, September 1995. Record of Decision. Kerr-McGee Superfund Site, Caribou County, Idaho, pp. 25-26, 39-40.

⁴ As stated in EPA's Comprehensive Five-Year Review Guidance (OSWER Directive 9355.7-03B-P, June 2001) on page 1-1, “the purpose of a five-year review is to evaluate the implementation and performance of a remedy in order to determine if the remedy is or will be protective of human health and the environment.”

⁵ CH2M, September 25, 2017. Fourth Five-Year Review Report for Kerr-McGee Superfund Site, Caribou County, Idaho, p. 8.

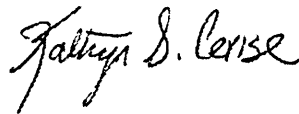
The most recent groundwater sampling results from 2018 at the Site have shown that levels of molybdenum and vanadium remain above RBPSs, MCLs, and EPA Regional Screening Levels.⁶

Summary

Unless and until the groundwater at the Site is determined to be safe for an industrial, agricultural or residential use, it cannot be used. The ROD assumes that future planned use will remain an industrial facility, but the surrounding land outside the facility boundary is future residential. This includes effected groundwater which is currently not used for drinking but would be used for this purpose in future off-site residential scenarios. Further, any use of the pumped groundwater applied to the surface of the Site for any purpose would potentially transport contaminants already existing in the soil down further into the soil and/or groundwater that may result in exceedances of RBCs or MCLs in a downgradient receiving surface water body.

If you have any questions, please contact me at (206)553-2589 or by email at cerise.kathryn@epa.gov.

Sincerely,



Kathryn Cerise
EPA Remedial Project Manager

cc: Nick Vidargas, EPA
Doug Tanner, IDEQ
Stan Christensen, IDEQ
Cynthia Brooks, Multistate Trust
Richard Elliott, Multistate Trust
Tasha Lewis, Multistate Trust
Lars Peterson, Multistate Trust
Kathy Vanderhook-Gomez, Multistate Trust

⁶ U.S. EPA, November 2018. Regional Screening Levels (RSLs) - Generic Tables. Found at <https://www.epa.gov/risk/regional-screening-levels-rsls-generic-tables>.

Attachment 4:
Water Right License Backfile

Please Call Collect if there are
any corrections.....

**NOTICE OF CORRECTION OF
LEGAL NOTICE PUBLISHED
UNDER THE PROVISIONS OF
SECTIONS 42-214, 42-217,
IDAHO CODE**

Notice is hereby given that the legal notice printed in the Caribou County Sun on August 3, 10, 17, and 24, 1967, showing that Kerr-McGee Corporation was to make proof of completion of works and beneficial use of water September 5, 1967, on Permit No. G-30698, was in error and the point of diversion was given as SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 8 S, R. 42 E., B.M.; whereas, the actual point of diversion is SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 8 S, R. 42 E., B.M.

That any protests against the approval of the depositions made September 5, 1967, must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 6th day of September, 1967.

R. KEITH HIGGINSON
State Reclamation
Engineer

Date of first publication Sept.
14.

Date of last publication Sept.
21.

Last date for protest Oct. 16,
1967.

DJ
30698

30 days

July 27, 1967

Re: Permit No. G-30698

Mr. H. R. Keil
Kerr-McGee Corporation
Oklahoma City, Oklahoma

Dear Mr. Keil:

We have received the notice of proof of completion of works and application of water to beneficial use for the above referenced permit and are proceeding to have it published.

However, for our records, we must have the enclosed assignment, changing the permit holder to Kerr-McGee Corporation, completed and returned to our department.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Assignment form

C
O
P
Y

30698

NAME OF APPLICANT KERMAC NUCLEAR FUELS CORP.

Form No. 0

R 42 E

↖ NW CORNER
SEC. 32

MILL SITE

PROPOSED WELL SITE

32

T
8
S

Permit Map No. 30698
As Approved SEP 11 1962

GEO. N. CARTER
State Reclamation Engineer

↖ SW CORNER
SEC 32

WATER LICENSE

THIS IS TO CERTIFY, that Kermac Nuclear Fuels Corp. - Assignee - KERR - MC GEE CORP.
of Soda Springs, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated September 5, 1962; that Permit G-30698/11-2131 was issued pursuant
to said application; that the proposed works were completed on or about June 1963
with a storage/or carrying capacity of 1.0 c.f.s., said works consisting of
well, pump, and motor; and that on September 5, 1967
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 165
acre feet per season, with a maximum rate of diversion of 1.0 cubic feet per second of the waters
of ground-water, tributary of
for the purpose of manufacturing from January 1 to December 31
and for from to; and for
from to; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 8 S, R. 42 E, B.M., and
other additional points, in the County of
Caribou; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 165 acre feet per year.

Description and location of place of use:

[illegible]

For value received KERR-McGEE CORPORATION, a Delaware corporation, does hereby assign all its right, title and interest in and to the Idaho Department of Reclamation Water License and/or Permit No. G-30698/11-2131 to KERR-McGEE CHEMICAL CORP., a Delaware corporation, Kerr-McGee Building, Oklahoma City, Oklahoma 73102.

Given and executed this 1st day of October, 1970.

By Jane Keller
Vice President

By Garlin G. Onclay
Assistant Secretary

STATE OF OKLAHOMA)
) ss
COUNTY OF OKLAHOMA)

On this 1st day of October, in the year 1970, before me, Marion J. Lyon, a Notary Public, personally appeared, James J. Kelly, known to me to be the Vice President of the Corporation that executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Sharon S Lyon
Notary Public
Residing at Oklahoma City,
Oklahoma

My Commission Expires:

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-30698

RECEIVED

SEP 6 1967

Department of Reclamation

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: John A. Maxwell,
Plant Superintendent, Kerr-McGee Corporation, P.O. Box 478, Soda Springs,
Idaho 83276

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:

Kerr-McGee Corporation, Kerr-McGee Bldg., Oklahoma City, Oklahoma 73100
Plant Supt. authorized by Corporation to sign this application.

Ques. 3. State number, approval date of permit, and date of priority: G-30698

September 11, 1962

September 5, 1962

Ques. 4. State source of water supply: Well

Give location of point of diversion, showing subdivision, section, township and range
S E $\frac{1}{4}$ N W $\frac{1}{4}$ or ^{W $\frac{1}{2}$} S W $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32 T8S R 42 E BM

Ques. 5. Describe your works of diversion: Pump

_____; state amount of water they are capable of con-
veying from point of diversion to place of use: 2.2 c.f.s.; Give name of canal or ditch

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

_____; if a well, state depth of well 250 ft.; depth and size of
casing 16 inch casing slotted from; depth to water 43 ft.; if pump is used,
90 ft to 250 ft
state discharge of pump: 800 gpm; tell how it was measured or determined _____

by orifice readings; if sprinkler irrigation, give number and size
of nozzles and operating pressure: (Vanadium
(manufacture of

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

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

A facility for processing vanadium was constructed.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Forbush Irrigation, Inc., Grace, Idaho

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

or
SE $\frac{1}{4}$ NW $\frac{1}{4}$ W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32 T 8S R42 E BM

For manufacture and extraction of vanadium

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:

By merger with original holder.

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 500 gpm - June 1963 - Time used since first use:

June 1963 to present

Ques. 10. Describe all other water rights appurtenant to same place of use: None

(sign) John A. Marshall

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, County of Caribou

State of Idaho, on this 5th day of September, A. D. 19 67.

My commission expires: 10-3-69

Affidavit of Publication

County of Caribou } ss.
State of Idaho

V. E. Lansberry

being first duly sworn on his oath, states:

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

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

for Two successive weekly issues thereof, the date of the first publication

being the 14th day

of September, 1967.

The date of the last publication

being the 21st day of

September, 1967.

V. E. Lansberry

Subscribed and sworn to be-

fore me this 28th day

of Sept., 1967.

Notary Public, residing at Soda Springs, Idaho.

(SEAL)

My Commission expires the

27 day of Oct.

1970.

PUBLIC NOTICE

NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the Caribou County Sun on August 3, 10, 17, and 24, 1967, showing that Kerr-McGee Corporation was to make proof of completion of works and beneficial use of water September 5, 1967, on Permit No. G-30698, was in error and the point of diversion was given as SE 1/4 NE 1/4, W 1/2 W 1/2 SW 1/4 NE 1/4, Sec. 32, T. 8 S, R. 42 E, B.M.; whereas, the actual point of diversion is SE 1/4 NW 1/4, W 1/2 W 1/2 SW 1/4 NE 1/4, Sec. 32, T. 8 S, R. 42 E, B.M.

That any protests against the approval of the depositions made September 5, 1967, must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated, this 14th day of September, 1967.

R. KEITH HIGGINSON
State Reclamation
Engineer

Date of first publication Sept. 14.

Date of last publication Sept. 21.

Last date for protest Oct. 16, 1967.

30698

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

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

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

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

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

being the 3rd..... day

of August....., 1967.

The date of the last publication

being the 24th..... day of

.....August....., 1967.

V. E. Lansberry

Subscribed and sworn to be-

fore me this ..31st... day

of ..August...., 1967

Marion J. Lansberry

Notary Public, residing at
Soda Springs, Idaho.

(SEAL)

My Commission expires the

27. day of ..Oct.....

1970.

Kerr-McGee

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

Notice is hereby given that on
September 5, 1967, at Soda
Springs, County of Caribou, State
of Idaho, before notary public
Don L. Roberts, Idaho First Na-
tional Bank, Soda Springs, proof
will be submitted of the com-
pletion of works for the diversion
of 2.2 c.f.s. of the waters of a
well, and the application to bene-
ficial use of said water, in ac-
cordance with the terms and con-
ditions of permit G-30698, hereto-
fore issued by the Department
of Reclamation of the State of
Idaho.

1. The name and address of
permit holder is Kerr-McGee
Corporation, Oklahoma City 2,
Oklahoma.

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

3. The use to which said water
has been applied is processing
water in extraction and manu-
facture of vanadium, and the
amount applied to beneficial use
is 2.2 c.f.s.

4. The point of diversion of
said water is SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$
SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 8S, R.
42E, B.M.

5. The place where said water
is used is SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$
SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 8S, R. 42E,
B.M.

6. The date of priority which
said user is prepared to estab-
lish is September 5, 1962.

R. KETHE HIGGINSON
State Reclamation
Engineer

A3-10-17-24

30698

CERTIFICATE OF AMENDMENT TO THE
CERTIFICATE OF INCORPORATION OF
KERR-McGEE OIL INDUSTRIES, INC.

KERR-McGEE OIL INDUSTRIES, INC., a Delaware corporation, by its undersigned officers, D. A. McGEE, President, and LYNN ADAMS, Secretary, hereby certifies, as follows:

1. The Board of Directors of said Company, at a meeting duly convened and held on the 14th day of May, 1965, proposed an amendment to the Certificate of Incorporation of said Company for the purpose of changing the corporate name, by adoption of the following resolution:

WHEREAS, the Company's activities have become so broad its present name no longer adequately describes the scope of its business, and it is deemed advisable that the name of the Company be changed to KERR-McGEE CORPORATION,

NOW, THEREFORE, BE IT RESOLVED, that the name of the Company be changed by amending Article FIRST of the Certificate of Incorporation, as amended, to read as follows:

"FIRST: The name of this corporation is KERR-McGEE CORPORATION."

BE IT FURTHER RESOLVED, that said proposed amendment of the Certificate of Incorporation, as amended, shall be submitted to the stockholders for their approval at the next Annual Stockholders' Meeting to be held at 11:00 A.M. on October 28, 1965, and notice of said meeting and said proposed amendment shall be given as required by the By-Laws of the Company and the statutes of the State of Delaware.

30698

BE IT FURTHER RESOLVED, that upon approval by the stockholders of the proposed amendment of the Certificate of Incorporation, as amended, the President and Secretary are hereby authorized and directed to cause a Certificate evidencing the same to be filed in the office of the Secretary of State of the State of Delaware.

2. Thereafter, and on October 1, 1965, notice of the Annual Stockholders' Meeting was duly given to all of the stockholders of the Company, in accordance with the applicable statutes of the State of Delaware, the By-Laws of the Company, and the resolution of the Board of Directors, which notice was, in part, as follows:

"TO THE STOCKHOLDERS:

"The 1965 annual meeting of stockholders of Kerr-McGee Oil Industries, Inc. will be held at the principal business office of the Company, Kerr-McGee Building, Oklahoma City, Oklahoma, at 11:00 o'clock A.M. on Thursday, October 28, 1965, for the following purposes:

- "2. To consider and act upon a proposal to amend the Certificate of Incorporation to change the name of the Company to KERR-McGEE CORPORATION.

"The Board of Directors has fixed September 10, 1965, as the record date for the determination of stockholders entitled to notice of, and to vote at, this meeting."

3. Thereafter, and on October 28, 1965, the stockholders of said Company duly convened for said annual meeting at the place set out in said notice. Said

Company has only one class of capital stock -- common stock, and of the 6,565,521 shares of capital stock issued and outstanding on the record date, September 10, 1965, 5,902,549 shares were present at the meeting in person or by proxy.

4. At said Annual Stockholders' Meeting, the resolution of the Board of Directors above set forth relating to a change of the Company's corporate name by amendment to Article FIRST of the Certificate of Incorporation, was presented and read in full. Thereupon, the following resolution was moved and seconded:

WHEREAS, the Company's activities have become so broad its present name no longer adequately describes the scope of its business, and it is deemed advisable that the name of the Company be changed to KERR-McGEE CORPORATION,

NOW, THEREFORE, BE IT RESOLVED, that the name of the Company be changed by amending Article FIRST of the Certificate of Incorporation, as amended, to read as follows:

"FIRST: The name of this corporation is KERR-McGEE CORPORATION."

BE IT FURTHER RESOLVED, that the President and Secretary are hereby authorized and directed to cause a Certificate, evidencing the amendment to Article FIRST of the Certificate of Incorporation, as amended, to be filed in the office of the Secretary of State of the State of Delaware, and to do any and all things as may be necessary to properly effect such change of name.

5. R. D. Robins and C. G. Dudley having been duly appointed by the meeting, as judges, to decide upon the qualification of the voters and to accept the vote for or against the proposed amendment, did thereafter file the following certificate with the Secretary of the meeting:

We, the undersigned judges, having been duly appointed at the Annual Stockholders' Meeting to conduct a vote upon a resolution to amend the Certificate of Incorporation of this Company, in part, as follows:

"RESOLVED, that the name of the Company be changed by amending Article FIRST of the Certificate of Incorporation, as amended, to read as follows:

"FIRST: The name of this corporation is KERR-McGEE CORPORATION."

do hereby certify:

After our said appointment, we did duly inspect the proxies signed by the stockholders and filed with the Secretary of the Company, and found the same to be in due form; that of the 6,565,521 shares of the capital stock of the Company issued and outstanding on the record date (September 10, 1965), 5,902,549 shares were represented in person or by proxy and entitled to vote for or against said resolution.

That 5,895,909 shares of the capital stock of the Company did vote for said proposed resolution to change the name of the Company to KERR-McGEE CORPORATION; that 6,590 shares of the capital stock of the Company voted against said resolution.

We do hereby declare that the foregoing resolution was duly adopted by the affirmative

vote of the holders of a majority of the issued and outstanding capital stock of the Company.

6. Accordingly, said amendment to Article FIRST of the Certificate of Incorporation, as amended, of Kerr-McGee Oil Industries, Inc. has been duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the said KERR-McGEE OIL INDUSTRIES, INC. has caused its corporate seal to be hereunto affixed and this Certificate of Amendment to be signed by the undersigned officers this 28th day of October, 1965.

KERR-McGEE OIL INDUSTRIES, INC.

By D. A. McGEE
President

By LYNN ADAMS
Secretary

Kerr-McGee Oil Industries, Inc.
1932
Corporate Seal
Delaware

STATE OF OKLAHOMA }
COUNTY OF OKLAHOMA } SS

BE IT REMEMBERED, that on this 28th day of October, 1965, personally came before me, DOROTHY HEEP, a Notary Public in and for the County and State aforesaid, duly commissioned and sworn to take acknowledgment or proof of deeds, D. A. McGEE, President, and LYNN ADAMS, Secretary, respectively, of KERR-McGEE OIL INDUSTRIES, INC., a corporation of the State of Delaware, the corporation described in the foregoing Certificate, known to me personally to be such, and they, the said D. A. McGEE, as such President, and LYNN ADAMS, as such Secretary, duly executed said Certificate before me and acknowledged the said Certificate; that the signatures of said President and of the Secretary of said corporation to said foregoing Certificate are in the handwriting of the said President and Secretary of said corporation, respectively, and that the seal affixed to said Certificate is the common or corporate seal of said corporation, and that the act of sealing, executing, acknowledging and delivering the said Certificate was duly authorized by the Board of Directors of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office the day and year aforesaid.

DOROTHY HEEP
Notary Public in and for
Oklahoma County, Oklahoma

My commission expires
March 27, 1969

Dorothy Heep, Oklahoma City, Okla.
Notary Public in and for State of
Oklahoma

30698

RECEIVED
14 AM
Department of Revenue

J-30698

assignment

CERTIFICATE OF OWNERSHIP AND MERGER

KERR-McGEE OIL INDUSTRIES, INC., a Delaware corporation, by its undersigned President and Secretary, does hereby certify:

1. Kerr-McGee Oil Industries, Inc. is a corporation organized and existing under the laws of the State of Delaware, having been incorporated in such state on November 9, 1932.

2. Kermac Nuclear Fuels Corp. is a corporation organized and existing under the laws of the State of Delaware, having been incorporated in such state on April 19, 1955, under the name of Gunnison Mining Company, and thereafter its name was changed to Kermac Nuclear Fuels Corp. by certificate duly filed with the Secretary of State of the State of Delaware.

3. As of December 21, 1964, all of the issued and outstanding shares of capital stock of Kermac Nuclear Fuels Corp., being 4,468,000 shares of \$1.00 par value designated as Common Stock, are owned by Kerr-McGee Oil Industries, Inc., making Kermac Nuclear Fuels Corp. a wholly-owned subsidiary of Kerr-McGee Oil Industries, Inc.

30698

4. On December 21, 1964, the Board of Directors of Kerr-McGee Oil Industries, Inc. duly adopted a resolution to merge Kermac Nuclear Fuels Corp., a wholly-owned subsidiary, into Kerr-McGee Oil Industries, Inc., with Kerr-McGee Oil Industries, Inc. assuming all obligations of every kind and character of Kermac Nuclear Fuels Corp., said resolution being as follows, to-wit:

"WHEREAS, Kerr-McGee Oil Industries, Inc. is a corporation duly organized and existing under the laws of the State of Delaware; and

"WHEREAS, Kermac Nuclear Fuels Corp. is a corporation organized and existing under and by virtue of the laws of the State of Delaware, and has issued and outstanding 4,468,000 shares of \$1.00 par value designated as Common Stock; and

"WHEREAS, Kerr-McGee Oil Industries, Inc. is the owner of all such issued and outstanding shares of Common Stock of Kermac Nuclear Fuels Corp.; and

"WHEREAS, it is deemed advisable and to the best interest of Kermac Nuclear Fuels Corp. and of Kerr-McGee Oil Industries, Inc. that Kermac Nuclear Fuels Corp. be merged into Kerr-McGee Oil Industries, Inc., the parent corporation of said Kermac Nuclear Fuels Corp., effective as of December 31, 1964, with Kerr-McGee Oil Industries, Inc. being the surviving corporation, all pursuant to Section 253 of the General Corporation Law of the State of Delaware.

"NOW, THEREFORE, BE IT RESOLVED that effective as of the close of business on December 31, 1964, Kermac Nuclear Fuels Corp., hereinafter referred to as "Kermac",

be, and the same, by virtue hereof, shall be merged into Kerr-McGee Oil Industries, Inc., hereinafter referred to as "Kerr-McGee", pursuant to the provisions of Section 253 of the General Corporation Law of the State of Delaware, and Kerr-McGee does hereby assume all of the obligations of Kermac.

"BE IT FURTHER RESOLVED, that pursuant to such merger, all rights, privileges, powers and franchises, of a public as well as a private nature, and all property, real, personal and mixed, and all debts due to said Kermac on whatever account, and all other things in action or belonging to Kermac, shall be vested in Kerr-McGee, and all property, rights, privileges, powers and franchises, and all and every other interest of Kermac shall be thereafter as effectively the property of Kerr-McGee as they were of Kermac, and, without change or diminution, shall be as the same were before held and enjoyed by Kermac, and shall be managed and controlled by Kerr-McGee, subject to all liabilities and obligations of Kermac, and the rights of all creditors thereof.

"BE IT FURTHER RESOLVED, that pursuant to such merger, all of the issued and outstanding shares of the capital stock of Kermac (all of such shares being owned by Kerr-McGee) shall be cancelled.

"BE IT FURTHER RESOLVED, that the officers and directors of Kerr-McGee are hereby ordered and directed to cause a copy of this resolution, duly certified, to be filed in the office of the Secretary of State of the State of Delaware, and such officers and directors are hereby ordered and directed to do and perform such other acts and make such other filings as may be required in order to effectuate such merger and to comply with the applicable laws relative thereto."

5. Said merger is made pursuant to the provisions of Section 253 of the General Corporation Law of the State of Delaware, and in accordance and compliance with the provisions thereof.

IN WITNESS WHEREOF, the said KERR-McGEE OIL INDUSTRIES, INC. has caused this Certificate to be signed by the undersigned officers, and its corporate seal to be hereunto affixed this 21st day of December, 1964.

KERR-McGEE OIL INDUSTRIES, INC.

By /s/ D. A. McGEE
President

By /s/ LYNN ADAMS
Secretary

Kerr-McGee Oil Industries, Inc.

1 9 3 2
Corporate Seal
Delaware

30698

STATE OF OKLAHOMA }
COUNTY OF OKLAHOMA } SS

BE IT REMEMBERED, that on this 21st day of December, 1964, personally came before me, Dorothy Heep, a Notary Public in and for the County and State aforesaid, duly commissioned and sworn to take acknowledgment or proof of deeds, D. A. McGEE, President, and LYNN ADAMS, Secretary, respectively, of KERR-McGEE OIL INDUSTRIES, INC., a corporation of the State of Delaware, the corporation described in the foregoing Certificate, known to me personally to be such, and they, the said D. A. McGee as such President, and Lynn Adams as such Secretary, duly executed said Certificate before me and acknowledged the said Certificate; that the signature of said President and of the Secretary of said corporation to said foregoing Certificate are in the handwriting of the said President and Secretary of said corporation, respectively, and that the seal affixed to said Certificate is the common or corporate seal of said corporation, and that the act of sealing, executing, acknowledging and delivering the said Certificate was duly authorized by the Board of Directors of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office the day and year aforesaid.

/s/ Dorothy Heep
Notary Public in and for
Oklahoma County, Oklahoma

Dorothy Heep
Notary Public
in and for
State of Oklahoma
Oklahoma City, Okla.

My commission expires
March 27, 1965

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State

Application No. G-38779

Permit No. G-30698

District No.

1. Name of Applicant: Kermac Nuclear Fuels Corporation
Postoffice address: Oklahoma City 2 County: Oklahoma State: Oklahoma
2. Quantity of water claimed: 2.2 cubic feet per second
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
SE $\frac{1}{4}$ NW $\frac{1}{4}$ or W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$
4. Location of point of diversion or well is in the ~~1/4 of the~~ $\frac{1}{4}$ of Section 32
Twp. 8 S , Rge. 42 E , B.M., County of Caribou
5. Water is to be used for: Processing water in extraction and manufacture of vanadium
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 32 , Twp. 8 S
Rge. 42 E , B.M.
(b) Waste water or sewage effluent is to be returned to No return - to be impounded in
ponds or recycled for mill use.
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge.
7. Kind of works: Well, pump, pipelines, storage tanks and ponds.
8. Estimated cost of works: \$20,000.00
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 prop
years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation: April 18, 1955 - Delaware
(b) Amount of capital stock: \$ 7,745,600 (c) Amount paid in: \$ 7,745,600

Remarks:

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

Kermac Nuclear Fuel

By s/ M. F. Bolton
M. F. Bolton, Vice-

Date of first receipt at Department of Reclamation: 3:00 P.M. Sept. 5, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G- 30698

Recorded in Book 107

Page 30698

Approved September 11, 1962

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

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

Work to begin on or before

and to continue diligently and uninterruptedly

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

One-fifth of the work above specified to be completed on or before March 11, 1965

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made before September 11, 1967

Witness my hand this 11th

day of September, 1962

s/ CARL E. TAPPAN

STATE RECLAMATION ENGINEER

IN TESTIMONY WHEREOF, We, ROBERT E. SMYTHE, Governor, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this permit to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 11th day of September, 1962.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ ROBERT E. SMYTHE

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	NE 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	

A S S I G N M E N T

See certificate of ownership and merger in file naming the permit holder as Kerr-McGee Corporation of Delaware.

VERIFIED KAW

WRK100
11-2121

IOAHU DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

01 WATER RIGHT NUMBER - 11-2131 ✓ 02 OLD (O) NUMBER - 30698

LAST NAME

FIRST NAME

03001 - KERMAC NUCLEAR FUELS CORP. ✓
03002 - KERR-MC GEE CORP. ✓
03003 - KERR-MC GEE CHEMICAL CORP. ✓

CRIG. ON
05001 - D
05002 - D
05003 - A

06 ADD LINE 1 - KERR-MC GEE PLDC.

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - OKLAHOMA CITY

10 STATE -

12 STAGE - L LICENSE

13 STATUS -

SOURCE

TRIBUTARY OF

14001 - GROUNDWATER

15001 -

16 DIVERSION MEANS -

17 CCUNTY -

18 DIVERSION CAPACITY - 1.000 ✓

19 TOTAL DIVERSION RATE - 1.000

20 TOTAL DIVERSION VOLUME

21 WATER DISTRICT -

TRACT SEC TWN

RNG

LDT

RFLG

DIVERSION POINTS

ST R E A M I N D

22001 - SENW ✓ 23001 - 32 ✓ 24001 - 06S ✓ 25001 - 42E ✓ 26001 - 27001 -

23001 - 0 0.0 0.0 0.0 0.0 0.0 0.0

29 NON-IRRIGATION USE - I/EXTRACTION & MANUFACTURE OF VANADIUM. ✓

USE CODE / USE

TWN

RNG

PLACE OF USE

TRACT

ACRES

30001 - 07 INDUSTRIAL

31001 - 08S 32001 - 42E 33001 - 32 34001 - SWNE 35001 - 3

31002 - 08S 32002 - 42E 33002 - 32 34002 - SENW 35002 - 3

PERIOD FROM

PERIOD TO

USE CODE / USE

WATER USE

DIVERSION RATE

37001 - 0101 ✓ 38001 - 1231 ✓ 39001 - 07 INDUSTRIAL ✓ 40001 - 1.000 ✓ 41001 - 1.000 ✓

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

WARI06
11-2131

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF HEARING REPORT

----- D A T E S ----- D A T E S ----- P L A

92	HEARING	-	60	ORDER SHOW CAUSE	-
93	VERIFIED	-	61	DATE_1	-
94	LAST UPDATE	- 31-DEC-1985	62	DATE_2	-

IDENT.

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

WATER RIGHT
DATA ENTRY LOG[illegible]

January 15, 1971

Re: Water License No. G-30698/11-2131

Mr. Carter G. Dudley
KERR - McGEE CORPORATION
Kerr-McGee Building
Oklahoma City, Oklahoma 73102

Dear Mr. Dudley:

We have reviewed the matter of your assignment with our counsel. We have not established a procedure for changing water licenses, in as much as normally an abstract of title or title insurance would have to be furnished.

Due to the nature of your proposed conveyance in connection with this water license, the Department will place your assignment on file and our records will show that you are the present holders of this water license.

Your patience in this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

11 2131

M E M O R A N D U M

Re: Water License No. G-30698/11-2131

The assignment submitted to the Department on November 27, 1970 has been reviewed by William D. Collins, Counsel for the Idaho Department of Water Administration, and he advises that the document submitted is sufficient to change the records of the Department. We will place a copy of the assignment in the file and advise the corporation that our records are so changed.

January 15, 1971

11 2131



KERR-McGEE

KERR-McGEE BUILDING • OKLAHOMA CITY, OKLAHOMA 73102

November 19, 1970

CARTER G. DUDLEY
ASSISTANT SECRETARY

State of Idaho
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Attention: Water Rights Clerk

Our File: WR-13
Water License
G-30698/11-2131

Gentlemen:

Kerr-McGee Corporation has transferred the captioned Water License to its wholly owned subsidiary, Kerr-McGee Chemical Corp. effective October 1, 1970 and the Assignment thereof is enclosed herewith.

Please note this transfer on your records and confirm to this office. A return addressed envelope is enclosed for your convenience.

Very truly yours,

Carter G. Dudley

CGD:sl

Enclosures

11 2131

December 29, 1939

Re: Permit No. G-30698/11-2131

Mr. J. A. Maxwell, Plant Manager
Kerr-McGee Corporation
Box 478
Soda Springs, Idaho 83276

Dear Mr. Maxwell:

Enclosed you will find your Water License issued on the above
numbered permit.

Also enclosed is departmental receipt No. 3918 in the amount of
\$5 covering the licensing fees.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosures

C
O
P
Y



KERR-McGEE

POST OFFICE BOX 478 • SODA SPRINGS, IDAHO 83276

December 19, 1969

Mr. Dorian T. Clay
Field Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. Clay:

In answer to your letter of December 8, 1969 re: Permit No.
G-30698.

The exact location of the water well is NE⁴, SE⁴, SE⁴, NW⁴,
Section 32, T 8S, R42E BM.

Sincerely,

J. A. Maxwell
Plant Manager

db

5064
11-20-69

December 8, 1969

Re: Permit No. G-30698

Mr. J. A. Maxwell, Plant Manager
Kerr-McGee Corporation
Box 478
Soda Springs, Idaho 83276

Dear Mr. Maxwell:

The Department of Reclamation still has some question as to the correct location of the point of diversion specified on the above referenced permit. If you will provide us with this information, we shall continue to process your permit.

If we can be of any assistance, please feel free to call on us.

Very truly yours,

Dorian T. Clay
Field Examiner

ETC:kh

11/21/69
30698

DETACH BEFORE DEPOSITING

REMITTANCE ADVICE

THE ENDORSEMENT BY PAYEE OF THE DETACHED CHECK CONSTITUTES RECEIPT FOR THE ITEMS LISTED BELOW

KERR - MCGEE CORPORATION
MINERALS DIVISION

106235

VOUCHER	INVOICE NUMBER OR DESCRIPTION	GROSS AMOUNT CR.	DISCOUNT CR.	NET AMOUNT
11 77 100	Water License Permit #G30698/11-2131			5 00

30698
11-2131

November 14, 1969

Re: Permit No. G-30698/11-2131

John A. Maxwell
Plant Superintendent
Kerr-McGee Corporation
P. O. Box 478
Soda Springs, Idaho 83276

Dear Mr. Maxwell:

A representative of this department has made an examination of the works covered by your Permit 11-2131 and has found the following:

Quantity of water diverted: 450 g.p.m.

Amount of water that can be recognized as beneficially used under Idaho law: 1.0 c.f.s.

The maximum quantity diverted shall not exceed 165 acre feet per season.

Beneficial Use: for manufacturing use in SE1/4 NW1/4, W1/2 SW1/4 NE1/4, Section 32, Twp. 8S, Rge. 42E, B.M.

The priority date established is: September 5, 1962

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

Very truly yours,

Dennis J. Timoskevich
Water Rights Administrator

DJT:mh

30698
11-2131



KERR-McGEE CORPORATION

POST OFFICE BOX 478 • SODA SPRINGS, IDAHO 83276

November 12, 1969

Mr. Dennis Timoskevich
Water Rights Administrator
State of Idaho
Department of Reclamation
Statehouse Annex 2
Boise, Idaho 83707

Re: Permit No. G 30698

Dear Mr. Timoskevich:

Relative to your inquiry of October 28, 1969, the following information has been obtained from our operating records at Soda Springs as to current total plant water. The volume pumped from our single well is:

Use per day.....198,500 gallons
or..... .4557 acre feet

Use per month.....4,455,000 gallons
or..... 13.67 acre feet

Sincerely,

J. A. Maxwell
Plant Manager
Soda Springs, Idaho

db

cc: Burl Peveto
Mineral Lease Records

30698
11-21-69

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

October 28, 1969

Re: Permit No. G-30698

H. R. Keil
Kerr-McGee Corporation
Kerr-McGee Building
Oklahoma City, Oklahoma

Dear Mr. Keil:

In reviewing the Report of the Field Examiner, I find that some additional information is required before a Water License may be issued.

I need to determine the volume of water used annually by your corporation, both from the well specified on this permit and all other wells used by the company. If recorded data is not available, estimates of the volume of water used each month will suffice. If estimates are submitted, please state your method of arriving at these estimates. Also, provide any facts and figures that would help to substantiate these estimates.

If you will provide this information, we shall continue to process your permit. If we can be of any assistance, please advise.

Very truly yours,

Dennis Timoskevich

Dennis Timoskevich
Water Rights Administrator

DT/jmb

30698
11-21-71

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

Permit No. G-30698

This proof is for C/W & B/U

In Water District No. _____

1. Name of applicant Kerr-McGee Corporation
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32
T. 8 S R. 42 E County of Caribou

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

NOTE ATTACHMENTS. 20 HP US ELEC MOTOR
PERUSS V.T.P. 6" DISCHARGE - STORAGE
TANK - PROCESSING.

5. Water is used for: processing water in extraction & manufacture of vanadium

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):

SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 8 S, R. 42 E, B.M.

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

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

Remarks: _____

Mr. John Maxwell Contracted.

H. R. Keil
Kerr-McGee Building
Oklahoma City, Oklahoma
Permit No. G-80698
Examination for C/W & B/U
County Caribou
Quantity: 2.2 c.f.s.
Source: subterranean
P.D.: SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 8 S, R. 42 E
Use: processing water in extraction & manufacture
Extension:
Protest:
Completion of Works:
Other Rights:
Filed: September 5, 1967
Due: September 11, 1967
Made: September 5, 1967
Priority: September 5, 1962

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.

Note for correct P.D.

(Location) Dec 3-1969

Kak has license Rcdy

When info. returns

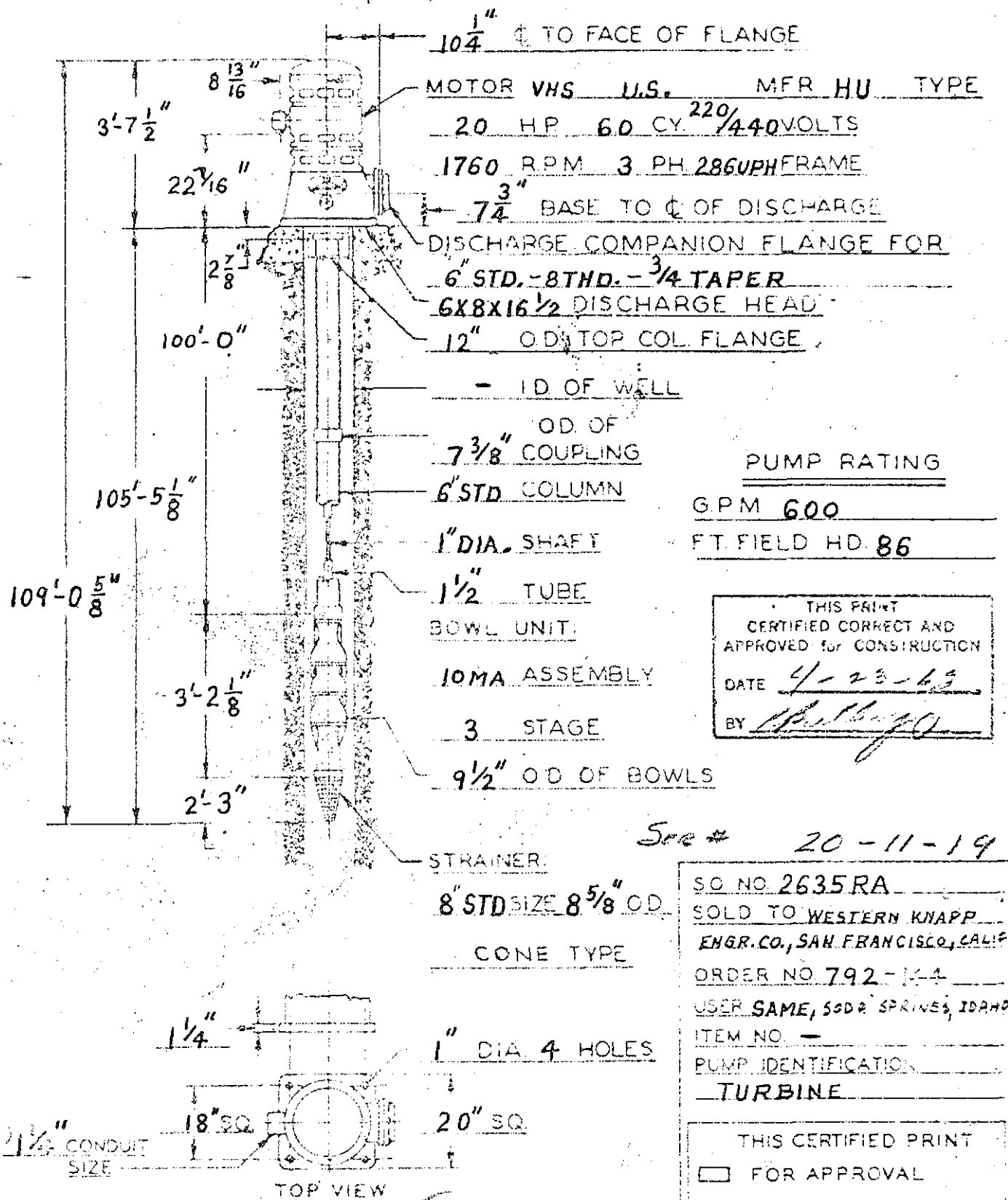
Doc

Return to
K21

PEERLESS PUMP

OIL LUBRICATED

SURFACE DISCHARGE



PUMP RATING

GPM 600

FT. FIELD HD 86

THIS PRINT
CERTIFIED CORRECT AND
APPROVED FOR CONSTRUCTION

DATE 4-23-63

BY *[Signature]*

See # 20-11-19

SO NO 2635 RA

SOLD TO WESTERN KNAPP

ENGR. CO., SAN FRANCISCO, CALIF

ORDER NO 792-144

USER SAME, SODA SPRINGS, IDAHO

ITEM NO. -

PUMP IDENTIFICATION

TURBINE

THIS CERTIFIED PRINT

☐ FOR APPROVAL

BY DATE

☒ FOR CONSTRUCTIONBY *[Signature]* DATE 4-23-63

HYDRODYNAMICS DIVISION

PEERLESS PUMP

Los Angeles, CA - Indiana, IN

DRN BY R.G.W. CHKD BY

DATE 4-18-63

JOHN MAXWELL

PUMP NO 201119

USA 450 JAN

HYDRAULIC PERFORMANCE WARRANTY

Guaranteed at the designated point only and is contingent on

1. Proper and adequate flow to pump section.
2. Proper submergence.
3. Fluid free of gas, air and abrasive matter.
4. Impeller with proper lateral adjustment.

PUMPLESS PUMP



HYDRODYNAMICS DIVISION

Los Angeles 31

Indianapolis 32

WESTERN KNAPP ENGINE'G. CO.

PR 201119 S.O. 2635RA

C.O. 792-144

CERTIFIED CORRECT

W. H. Knapp

9/11/63

WESTERN KNAPP ENGINE'G. CO.

Curve No. 2840897

100' of 6" x 1 1/2" I.C. Column

3 Stage 1011A Pump

1760 RPM

Bowl No. T84232-E

Impeller No. T84363

FIELD HEAD CAPACITY

FIELD EFFICIENCY

FIELD HP (SP. GR. 1.0)

TOTAL HEAD IN FEET

GALLONS PER MINUTE

APPROVED BY

PLOTTED BY W. H. Knapp FROM TEST NO.

DATE 4/9/63

Form 23

2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30698

REPORT ON PROOF OF Completion of Works & Beneficial Use

ALLOW 1.0 C.F.S. FOR MANUFACTURING

Priority Sept. 5, 1962

max vol - 165 AC-FT/ANNUUM

October 20, 1967

Re: Permit No. G-30698

Kerr-McGee Corporation
Oklahoma City 2, Oklahoma

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-30698.

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

30698

October 17, 1967

Re: Permit No. G-30698
Kerr-McGee Corporation

C
Caribou County Sun
Soda Springs, Idaho 83276

Gentlemen:

O
We are writing in regard to the affidavit of publication for the above referenced permit which was to be sent to our department by October 16, 1967. This affidavit is needed before we can proceed with the licensing of this permit.

Please submit the affidavit promptly.

P
Very truly yours,

Donald W. McEldowney
Water Rights Clerk

Y
DWM:DJ

30698

**Please Call Collect if there are
any corrections.....**

**NOTICE OF CORRECTION OF
LEGAL NOTICE PUBLISHED
UNDER THE PROVISIONS OF
SECTIONS 42-214, 42-217,
IDAHO CODE**

Notice is hereby given that the legal notice printed in the Caribou County Sun on August 3, 10, 17, and 24, 1967, showing that Kerr-McGee Corporation was to make proof of completion of works and beneficial use of water September 5, 1967, on Permit No. G-30698, was in error and the point of diversion was given as, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 8 S, R. 42 E., B.M.; whereas, the actual point of diversion is SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 8 S, R. 42 E., B.M.

That any protests against the approval of the depositions made September 5, 1967, must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 6th day of September, 1967.

R. KEITH HIGGINSON
State Reclamation
Engineer

Date of first publication Sept.

14.

Date of last publication Sept.

21.

Last date for protest Oct. 16,
1967.

30698

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-30698

RECEIVED
SEP 6 1967
Department of Reclamation

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:
P.O. Box 399

Loran W. Kennedy, Age 43, Soda Springs, Idaho, Master Mechanic

Ques. 2 Are you acquainted with Kerr-McGee Corporation-P.O.Box 478 Soda Springs, Idaho 83276 the holder of Permit No. G-30698? How long have you known him and where does he reside?

Have known Corporation for 14 years and plant since inception, 1963.

Ques. 3. Have you read or heard said Permit No. G-30698 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Well

Give location of place of diversion, showing subdivision, section, township and range
SE 1/4 NW 1/4 or W1/2 W1/2 SW1/4 NE1/4 Section 32 T 8S R 42E BM

Describe works for conveying water to place of use: pump and pipes

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 2.2 c.f.s. How much water have you seen being so conveyed? approximately 2 c.f.s.

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

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

SE 1/4 NW 1/4 or W 1/2 W 1/2 SW 1/4 NE 1/4 Section 32 T 8S R 42E BM

Extracting and manufacture of vanadium

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?

If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? June 1963

Other times you have seen such use: June 1963 to present.

(Signed):

Loran W Kennedy

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 5th day of September, A. D. 19 67

Henry L. Roberts
Notary Public for the State of Idaho

Residing Soda Springs, Idaho

My commission expires 10-3-69

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-30698

RECEIVED

SEP 6 1967

Department of Reclamation

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:

Alvin A. Cynova, age 39, Soda Springs, Idaho, Mill Foreman, 240 Eastman St.

Ques. 2 Are you acquainted with Kerr-McGee Corproation-P.O.Box 478
Soda Springs, Idaho 83276, the holder of
Permit No. G-30698? How long have you known him and where does he reside?

Have known Corporation for 14 years and plant since inception, 1963.

Ques. 3. Have you read or heard said Permit No. G-30698 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Well

Give location of place of diversion, showing subdivision, section, township and range
SE 1/4 NW 1/4 or W1/2 W1/2 SW1/4 NE1/4 Section 32 T 8S R42E BM

Describe works for conveying water to place of use: Pump and Pipes

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2.2 c.f.s. How much water have you seen being so
conveyed? approximately 2 c.f.s.

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

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

SE 1/4 NW 1/4 or W1/2 W1/2 SW 1/4 NE 1/4 Section 32 T 8S R 42 E BM

Extracting and manufacture of vanadium

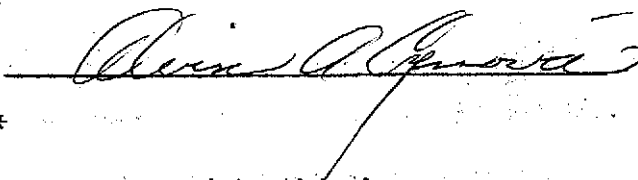
Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? none

Ques. 10. When did you first see this water used? June 1963

Other times you have seen such use: June 1963 to present.

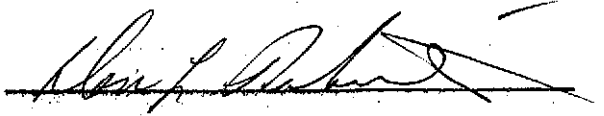
(Signed):



* * * * *

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 5th day of September, A. D. 19 67



Notary Public for the State of Idaho

Residing Soda Springs, Idaho

My commission expires 10-3-69



KERR-McGEE CORPORATION

POST OFFICE BOX 478 • SODA SPRINGS, IDAHO 83276

RECEIVED
SEP 6 1967

Department of Reclamation

September 5, 1967

Donald W. McEldowney
Water Rights Clerk
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Permit G 30698

Dear Mr. McEldowney:

In compliance with your letter of July 27, 1967, we have completed and are enclosing the following forms:

1. Affidavit of Publication by V. E. Lansberry of the Caribou Sun.
2. Receipt of Payment for Publication.
3. Proof of Application of Water to Beneficial Use and Completion of Works signed by John A. Maxwell.
4. Proof of Application of Water to Beneficial Use and Completion of Works signed by Alvin A. Cynova.
5. Proof of Application of Water to Beneficial Use and Completion of Works signed by Loran W. Kennedy.

If there is further information required will you please advise us.

Very truly yours

KERR-McGEE CORPORATION

M. N. Shaw
M. N. Shaw
Technical Specialist

MNS:h
enclosures
cc: J. A. Maxwell
George Cochran
J. M. Haivala

30698

September 6, 1967

Re: Permit No. G-30698
Kerr-McGee Corporation

Caribou County Sun
Soda Springs, Idaho

Gentlemen:

Enclosed is a legal notice which is to be published once a week for two consecutive weeks. Insert the dates of first and last publication in one copy and return to us along with a galley proof for proofing.

The cost of the publication is to be paid by you. Please send the affidavit of publication to this department.

We would appreciate your sending galley proofs in the future so that we can catch errors before the legal notice is published.

Very truly yours,

Donald W. McElldowney
Water Rights Clerk

DWM:dj

cc: Kerr-McGee Corporation

Enc: Legal Notice (2 copies)

P.S. We are returning your publication receipt. We do not need it for our files.

30698

August 17, 1967

RE: Permit G-30698

George R. Cochran
Kerr-McGee Corporation
Oklahoma City, Oklahoma

Dear Mr. Cochran:

Please be advised we have received your certificate of ownership and merger pertaining to the above referenced permit. We have retained the copy for our files and have marked our records accordingly.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

30698



KERR-McGEE CORPORATION

KERR-McGEE BUILDING • OKLAHOMA CITY, OKLAHOMA 73102

August 11, 1967

RECEIVED
AUG 14 1967

Department of Reclamation

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

RE: Permit No. G-30698; Our WR-13

ATT: Donald W. McEldowney

Dear Sir:

On July 27, 1967, you furnished Mr. H. R. Keil with an assignment to be completed in connection with the captioned permit. Mr. Keil has asked that I reply.

The change in ownership was not accomplished by means of a conveyance. The change was accomplished by a merger and subsequent change of name. You are being furnished herewith a Certificate of Ownership and Merger, whereby Kermac Nuclear Fuels Corp. was merged into Kerr-McGee Oil Industries, Inc. effective December 31, 1964.

In addition, you are being furnished with a Certificate of Amendment to the Certificate of Incorporation of Kerr-McGee Oil Industries Inc., whereby its name was changed to Kerr-McGee Corporation on October 28, 1965.

Under these circumstances, it does not appear that an assignment is necessary in that the above actions effectively establish ownership in Kerr-McGee Corporation.

Yours very truly,

KERR-McGEE CORPORATION


George R. Cochran

GRC:lcp
enclosures

cc/H. R. Keil
John Maxwell

*Recordation assignment
Done 8-16-67*

30698

State of Delaware



Office of Secretary of State.

I, Elisha C. Dukes, Secretary of State of the State of Delaware,
do hereby certify that the above and foregoing is a true and correct copy of

Certificate of Amendment of the "KERR-McGEE OIL INDUSTRIES, INC.",
as received and filed in this office the first day of November,
A.D. 1965, at 8:30 o'clock A.M.

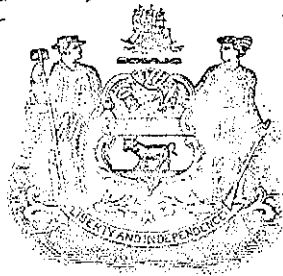
In Testimony Whereof, I have hereunto set my hand
and official seal at Dover this third *day*
of November *in the year of our Lord*
one thousand nine hundred and sixty-five.

Elisha C. Dukes

Secretary of State

N. F. Downs

Ass't Secretary of State

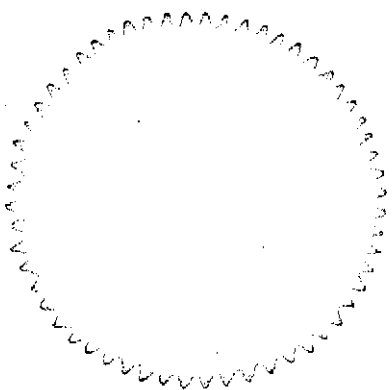


Office of Secretary of State

I, Elisha C. Bukes, Secretary of State of the State of Delaware,
do hereby certify that the above and foregoing is a true and correct copy of

Certificate of Ownership of the "KERR-McGEE OIL INDUSTRIES, INC.",
merging the "KERMAC NUCLEAR FUELS CORP.", pursuant to Section 253
of the General Corporation Law of the State of Delaware, as
received and filed in this office the thirty-first day of December,
A.D. 1964, at 10 o'clock A.M.

In Testimony Whereof, I have hereunto set my hand
and official seal at Dover this thirty-first *day*
of December *in the year of our Lord*
one thousand nine hundred and sixty-four.



Elisha C. Bukes

Secretary of State

L. F. Louns

Ass't Secretary of State

30698

July 27, 1967

Re: Permit No. G-30698

Caribou County Sun
Seda Springs, Idaho 83276

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to September 5, 1967. The expense of the publication is to paid by John A. Maxwell, Kerr-McGee Corporation, Box 478, Seda Springs, Idaho,

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. McKidwney
Water Rights Clerk

DWN:dj

30698

Re: Permit G-30698
Kermac Nuclear Fuels Corporation

June 29, 1967

H. R. Kell
Kerr-McGee Building
Oklahoma City, Oklahoma

Dear Mr. Kell:

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

September 11, 1967

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

30698

Form 36A

August 15, 1962

Re: Application for Permit
Kermac Nuclear Fuels Corp.

H. R. Keil
Kerr-McGee Bldg.
Oklahoma City, Okla.

Dear Mr. Keil:

Returned herewith is the application for permit. Also enclosed is Form 3, Application for Permit to appropriate subterranean water with instructions.

Kindly use Form 3 for the application. The fee must accompany the application, see instructions, and maps in duplicate are required, showing location of well and place of use of the water.

Very truly yours,

GEO. N. CAREER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. form 3 & instructions
application for permit

30698



KERR-McGEE CORPORATION

POST OFFICE BOX 478 • SODA SPRINGS, IDAHO 83276

RECEIVED
JUL 27 1967

Department of Reclamation

July 26, 1967

Mr. R. Keith Higginson
State Reclamation Engineer
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Water Rights
Kerr-McGee Well
Permit G-30698

Dear Mr. Higginson:

Attached hereto are the requests submitted to our corporate office of Kerr-McGee Corporation in Oklahoma City.

For the record, Kermac Nuclear was merged into Kerr-McGee Corporation on November 30, 1965, and the Form #36 has been changed accordingly.

Our records do not show the filing of a drill log covering this well. I am certain that the contractor did file. Attached are a duplicate set for your office.

Our understanding of disinterested witnesses would be, anyone who is not employed by Kerr-McGee Corporation or relatives of same.

Very truly yours


John A. Maxwell
Plant Superintendent

JAM:h
cc: George Cochran
J. M. Haivala
enclosures

*Log sketch with
well logs*

30698

30698
July 27, 1967

Re: Permit No. G-30698

Mr. H. R. Keil
Kerr-McGee Corporation
Oklahoma City, Oklahoma

Dear Mr. Keil:

We have received the notice of proof of completion of works and application of water to beneficial use for the above referenced permit and are proceeding to have it published.

However, for our records, we must have the enclosed assignment, changing the permit holder to Kerr-McGee Corporation, completed and returned to our department.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Assignment form

30698

July 27, 1967

Re: Permit No. G-30698

Kerr-McGee Corporation
Oklahoma City 2, Oklahoma

Gentlemen:

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-30698.

We have mailed the notice to the Caribou County Sun, Soda Springs, to be published once a week for four consecutive weeks prior to September 5, 1967, which is the hearing date when the permit holder

Kerr-McGee Corporation

and two disinterested witnesses must appear before Don L. Roberts, Idaho First National Bank, Soda Springs, 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 John A. Maxwell, Box 478, Soda Springs, Idaho, (for Kerr-McGee Corporation). 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

30698

RECEIVED
JUL 27 1967

NOTICE OF PROOF OF COMPLETION OF WORKS AND Department of Reclamation
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on September 5, 1967 at Soda Springs,
County of Caribou, State of Idaho, before notary public (name & address) _____
Don L. Roberts, Idaho First National Bank, Soda Springs, proof will be
submitted of the completion of works for the diversion of 2.2 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 G-30698, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Kerr-McGee Nuclear Fuels Corporation,
Oklahoma City 2, Oklahoma.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
2.2 cubic feet per second.
3. The use to which said water has been applied is processing water in extraction and
manufacture of vanadium purposes, and the amount applied to beneficial
use is 2.2 c.f.s.
4. The point of diversion of said water is SE 1/4 NW 1/4, W 1/2 SW 1/4 NE 1/4, Sec. 32, T. 8S,
R. 42E, B.M.
5. The place where said water is used is SE 1/4 NW 1/4, W 1/2 SW 1/4 NE 1/4, Sec. 32, T. 8S,
R. 42E, B.M.
6. The date of priority which said user is prepared to establish is September 5,
1962.

R. KEITH HIGGINSON

State Reclamation Engineer

30698

RECEIVED
JUL 27 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 83276; published in the county in which the works are situated.

John A. Mayfield
(signature)

Box 478
SODA SPRING IDAHO 83276
(address)

July 26, 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

30698

Re: Permit No. G-30698

September 27, 1962

Mr. H. R. Keil,
Karr-McGee Building,
Oklahoma City, Oklahoma.

Dear Mr. Keil:

We enclose Permit No. G-30698 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-7368 which was issued covering payment in the amount of \$5.50 for the filing fee of the above mentioned permit. ~~was handed to you~~

Well logs are an important part of your recorded water right and State Statutes require that well drillers' supply logs on all wells, whether irrigation, domestic, drain or stock wells, to be filed in the Department of Reclamation. In view of the rapidly increasing demand for ground water, the lowering of the ground water level, and the creation of critical ground water areas, it is important that you, as owner, make sure a log on your well is filed in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Enc.

30698

NAME OF APPLICANT KERMAC NUCLEAR FUELS CORP.

Form No. 0

R 42 E

↖ NW CORNER
SEC. 32

MILL SITE

PROPOSED WELL SITE

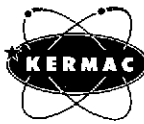
T
8
S

32

↖ S.W. CORNER
SEC. 32

Permit Map No. 30698
As Approved SEP 11 1961

GEO. N. CARTER
State Reclamation Engineer



KERMAC NUCLEAR FUELS CORP.

Kerr-McGee Building • Oklahoma City 2, Oklahoma

August 31, 1962

RECEIVED
SEP 5 1962
Department of Reclamation

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

Dear Mr. Thomas:

Returned herewith is our Application for Permit to appropriate subterranean water, together with a check in the proper amount of \$5.50 to cover filing fee for this application.

Very truly yours,

KERMAC NUCLEAR FUELS CORP.

H. R. Keil

HRK: pbm: rg

Enclosure

30698

August 27, 1962

Re: Application for Permit

Mr. H. R. Keil,
Kermac-Nuclear Fuels Corp.,
Kerr-McGee Building,
Oklahoma City, Oklahoma.

Dear Mr. Keil:

Returned herewith is your Application for Permit
with attached check for \$5.00.

The filing fees are shown on instructions and also
on the back page of the application.

Fee for 2.2 CFS is \$5.50.

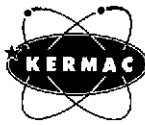
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

RALPH W. THOMAS, Deputy
State Reclamation Engineer

Encl.
RWT:pmk

30698



KERMAC NUCLEAR FUELS CORP.

Kerr-McGee Building • Oklahoma City 2, Oklahoma
August 22, 1962

RECEIVED
AUG 27 1962

Department of Reclamation

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

Dear Mr. Thomas:

Thank you for your letter of August 15, 1962, transmitting proper application form for a permit to appropriate subterranean water.

Enclosed is a copy of Form 3, together with a map in duplicate, showing the proposed location of the well and the mill site location which will be the place of use of the water produced from the well.

Also, attached is a check for \$5.00 in payment of filing fees.

Very truly yours,

KERMAC NUCLEAR FUELS CORP.

Paul B. Martin

PBM/rg

Enclosures

30698

**NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE**

Notice is hereby given that the legal notice printed in the Caribou County Sun on August 3, 10, 17, and 24, 1967, showing that Kerr-McGee Corporation was to make proof of completion of works and beneficial use of water September 5, 1967, on Permit No. G-30698, was in error and the point of diversion was given as SEYNEX, WYVWASWYNEX, Sec. 32, T. 8 S, R. 42 E, B.M.; whereas, the actual point of diversion is SEYNEX, WYVWASWYNEX, Sec. 32, T. 8 S, R. 42 E, B.M.

That any protests against the approval of the depositions made September 5, 1967, must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 6th day of September, 1967.

R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication 9-14
Date of Last Publication 9-21
Last Date for Pretest October 16, 1967

30698

Attachment 5:
Water Right Report

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

2/23/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 11-2131

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MULTISTATE ENVIRONMENTAL RESPONSE TRUST C/O GREENFIELD ENVIRONMENTAL MULTISTATE TRUST LLC TRUSTEE 44 SHATTUCK RD WATERTOWN, MA 02472-1334 6174489762
Original Owner	KERMAC NUCLEAR FUELS CORP

Priority Date: 09/05/1962

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
INDUSTRIAL	1/01	12/31	1 CFS	165 AFA
Total Diversion			1 CFS	165 AFA

Location of Point(s) of Diversion:

GROUND WATER | SENW | Sec. 32 | Township 08S | Range 42E | CARIBOU County

Licensed Diversion Capacity: 1

Place(s) of use:

Place of Use Legal Description: INDUSTRIAL CARIBOU County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08S	42E	32		SWNE										
				SENE										

Dates:

Licensed Date: 12/22/1969

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 11

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False