

IDWR Concurrence:

Roxanne Brown *9/23/03*
Roxanne Brown Date
Senior Water Rights Agent

Nicholas B. Spencer *9-23-03*
Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF MAILING

I certify that on September 26, 2003, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

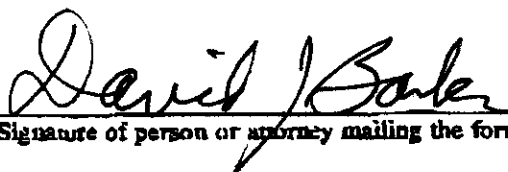
Office of the Attorney General
Natural Resource Division
Idaho Department of Lands
P.O. Box 83720
Boise, ID 83720-0050
Attn: David J. Barber

Not Applicable

CM LLC
737 N 7th St
Boise, ID 83702

IDWR Repository
P.O. Box 83720
Boise, ID 83720

STATE HOUSE MAIL


Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES/A RECOMMENDED
WATER RIGHT ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 44-5372

NAME AND ADDRESS:

C M LLC
161 N 7TH ST
BOISE ID 83702

SOURCE:

Source:

PLACER CREEK

Tributary:

TUDON CREEK

QUANTITY:

0.5 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 12,000 GALLONS PER DAY.

PRIORITY DATE:

01/01/1925

POINT OF DIVERSION:

TOWN RISE 530 NW1/4 WITHIN BOISE County

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/01 10/31

0.18 CFS

INDUSTRIAL

01/01 12/31

0.46 CFS

DOMESTIC

01/01 12/31

0.04 CFS

PLACE OF USE:

IRRIGATION

within BOISE County

TOWN RISE 530 NW1/4

INDUSTRIAL

within BOISE County

TOWN ROSE 530 NW1/4

DOMESTIC

within BOISE County

TOWN ROSE 530 NW1/4

3 ACRES TOTAL

The Place of Use does not include public endowment land.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the right or for the efficient administration of the water
right as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL DOMESTIC
USE.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - Beneficial Use

INDUSTRIAL USE IS FOR A MINING OPERATION.

DOMESTIC USE IS FOR 1 HOME

NBS
RBBm
2/13