IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7942

NAME AND ADDRESS:

DONALD T BRAY
PO BOX 156
BLISS ID 83314

LYE LAKE RANCH
PO BOX 156
BLISS ID 83314

SOURCE: GROUND WATER Tributary:

QUANTITY: 1.110 CFS
540.200 AFY
~~588.800 AFY~~

PRIORITY DATE: 09/22/1981

POINT OF DIVERSION:

T04S R13E S28 SWSENW
Within GOODING County

PURPOSE AND PERIOD OF USE:

Purpose of use	Period of use:		Quantity:	
IRRIGATION	03/15	11/15	1.110 CFS	539.40 AFY ~~588.00 AFY~~
STOCKWATER	01/01	12/31	0.060 CFS	0.20 AFY
DOMESTIC	01/01	12/31	0.040 CFS	0.60 AFY

PLACE OF USE:

IRRIGATION within GOODING County
T04S R13E S28 NWNE 1.0
T04S R13E S28 SWNE 2.0
T04S R13E S28 SWNW 7.0
T04S R13E S28 SENW 16.0
T04S R13E S28 NWSW 1.0
T04S R13E S28 SWSW 24.0
T04S R13E S29 SESE 5.0
T04S R13E S32 NENE 40.0
T04S R13E S32 NWNE 4.0
T04S R13E S32 SENE 13.0
T04S R13E S33 NWNW 28.0
~~T04S R13E S33 SWNW 6.0~~

STOCKWATER within GOODING County
T04S R13E S28 SENW

DOMESTIC within GOODING County
T04S R13E S28 SENW

141 ACRES TOTAL
~~147 ACRES TOTAL~~

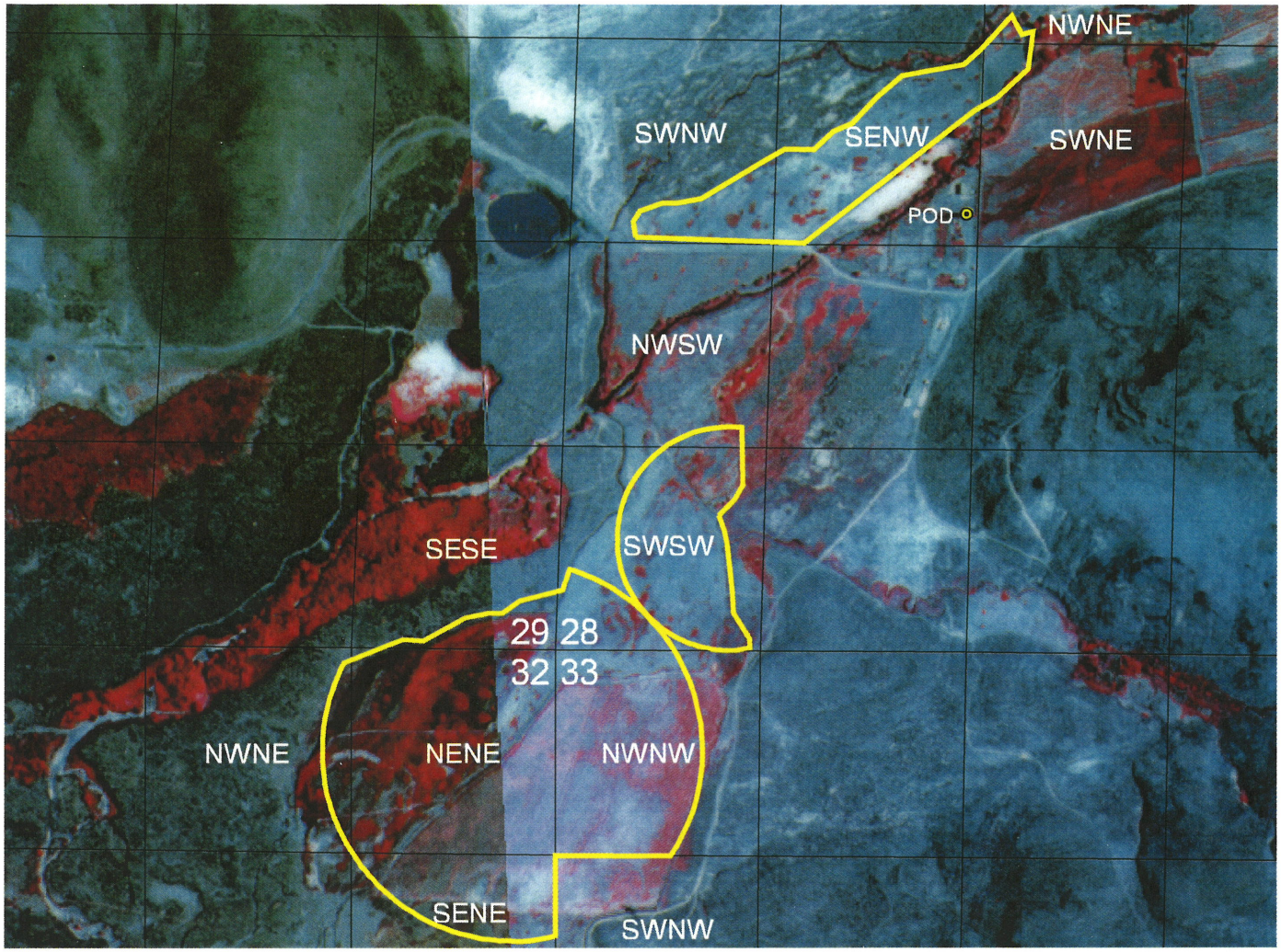
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of water for domestic purposes under this right is limited to a total annual diversion volume of 0.6 af.
Use of water for stockwater purposes under this right is limited to a total annual diversion volume of 0.2 af.
USE OF THIS RIGHT IS COMBINED WITH WATER FROM CLOVER CREEK AND SPRINGS.
The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.
If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 588 af at the field headgate for the lands above.

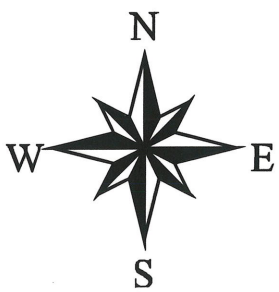
37-7942



800 0 800 1600 2400 3200 4000 Feet

T04S R13E S28, S29, S32 & S33

Map prepared by: Carter Fritschle
Date prepared: 06/06/02
1987-1988 NAPP photography
Idaho Department of Water Resources
Revised 07/29/02
Revised 12/26/02



06/22/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7942

NAME AND ADDRESS: DONALD T BRAY
PO BOX 156
BLISS ID 83314

LYE LAKE RANCH
PO BOX 156
BLISS ID 83314

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.110 CFS
588.80 AFY

PRIORITY DATE: 09/22/1981

POINT OF DIVERSION:
T04S R13E S28 SWSENW Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	1.110 CFS 588.00 AFY
STOCKWATER	01/01 12/31	0.060 CFS 0.20 AFY
DOMESTIC	01/01 12/31	0.040 CFS 0.60 AFY

PLACE OF USE:

IRRIGATION Within GOODING County

T04S R13E S28	NWNE	1.0	T04S R13E S28	SWNE	2.0
T04S R13E S28	SWNW	7.0	T04S R13E S28	SENW	16.0
T04S R13E S28	NWSW	1.0	T04S R13E S28	SWSW	24.0
T04S R13E S29	SESE	5.0	T04S R13E S32	NENE	40.0
T04S R13E S32	NWNE	4.0	T04S R13E S32	SENE	13.0
T04S R13E S33	NWNW	28.0	T04S R13E S33	SWNW	6.0

BLM

STOCKWATER Within GOODING County

T04S R13E S28 SENW

DOMESTIC Within GOODING County

T04S R13E S28 SENW

147 ACRES TOTAL

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 RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of water for domestic purposes under this right is limited to a total annual diversion volume of 0.6 af.

Use of water for stockwater purposes under this right is limited to a total annual diversion volume of 0.2 af.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM CLOVER CREEK AND SPRINGS.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.

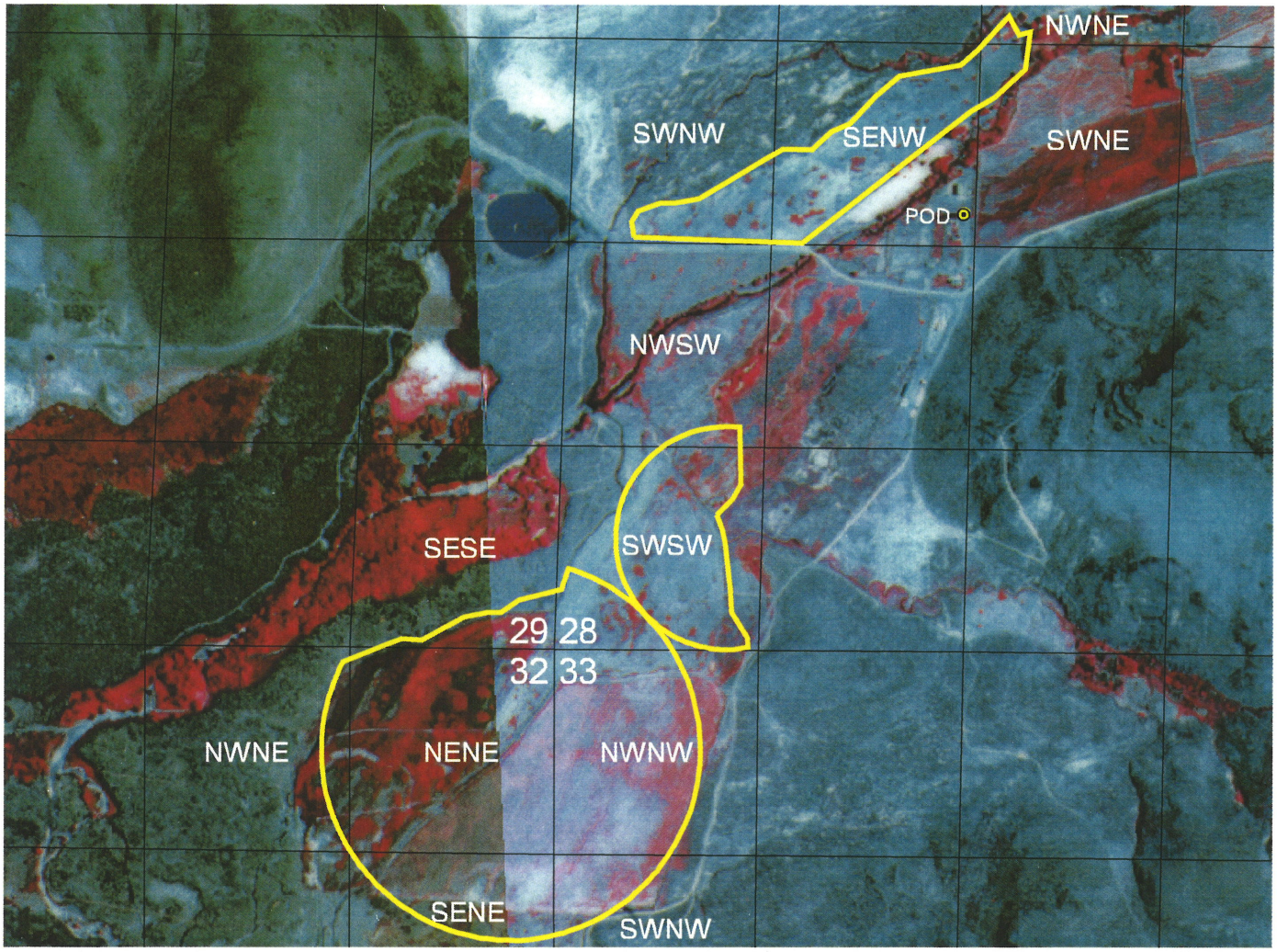
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This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 588 af at the field headgate for the lands above.

37-7942



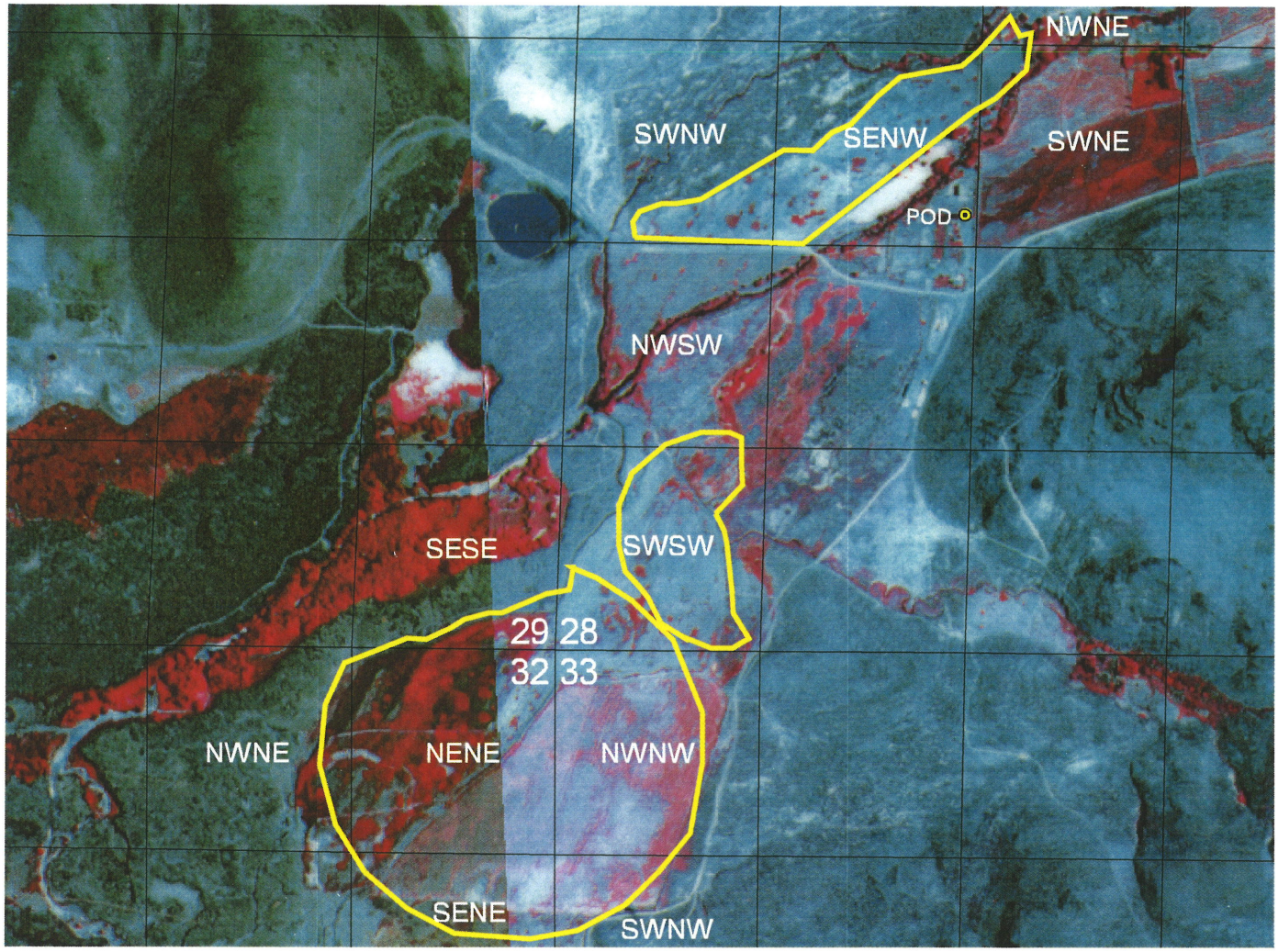
800 0 800 1600 2400 3200 4000 Feet

T04S R13E S28, S29, S32 & S33

Map prepared by: Carter Fritschle
Date prepared: 06/06/02
1987-1988 NAPP photography
Idaho Department of Water Resources
Revised 07/29/02

N
W E
S

37-7942



800 0 800 1600 2400 3200 4000 Feet

T04S R13E S28, S29, S32 & S33

Map prepared by: Carter Fritschle
Date prepared: 06/06/02
1987-1988 NAPP photography
Idaho Department of Water Resources

N
W E
S

06/06/2002

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7942

NAME AND ADDRESS: DONALD T BRAY
PO BOX 156
BLISS ID 83314

LYE LAKE RANCH
PO BOX 156
BLISS ID 83314

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.11 CFS
588.8 AFY

PRIORITY DATE: 09/22/1981

POINT OF DIVERSION:

T04S R13E S28 SWSENW Within GOODING County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	1.110 CFS 588.00 AFY
STOCKWATER	01/01 12/31	0.060 CFS 0.20 AFY
DOMESTIC	01/01 12/31	0.040 CFS 0.60 AFY

PLACE OF USE: IRRIGATION Within GOODING County

T04S R13E S28	NWNE	1.0	T04S R13E S28	SWNE	2.0
T04S R13E S28	SWNW	7.0	T04S R13E S28	SENW	16.0
T04S R13E S28	NWSW	1.0	T04S R13E S28	SWSW	24.0
T04S R13E S29	SESE	5.0	T04S R13E S32	NENE	40.0
T04S R13E S32	NWNE	4.0	T04S R13E S32	SENE	13.0
T04S R13E S33	NWNW	28.0	T04S R13E S33	SWNW	6.0

STOCKWATER Within GOODING County

T04S R13E S28 SENW

DOMESTIC Within GOODING County

T04S R13E S28 SENW

147 ACRES TOTAL

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

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EXPLANATORY MATERIAL: License

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37-7942 D&S POU 5-16-1992



1 Meter resolution

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 5, 2002

LYE LAKE RANCH
PO BOX 156
BLISS ID 83314

RE: License No. 37-7942 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Shelley W. Keen

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on June 5, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 37-7942

LYE LAKE RANCH
PO BOX 156
BLISS ID 83314

Kari Lynn Townsend
Secretary

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

The accompanying order or approved document is a **"Preliminary Order"** issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

Comment Report

37-7942

1. amerritt 6/27/2001 draft license
Comment: This was created as a real draft but used in training. It should be ultimately licensed.

2. afolsom 7/10/2001 Field Exam Narrative
Comment: I conducted the exam for Mr. Donald Bray on June 8, 2001. Scott Huxhold, who manages all the irrigation, assisted me on my exam. This permit is in the name of Lye Lake Ranches, but is owned by Donald Bray and operated by Scott Huxhold.

The permit and application indicated that there would be three points of diversion. However, there is only one well being used. The other two wells where never completed, one was not drilled and the second was abandoned. The one well that is used is located in the SENW ¼ of Sec 28, Twn 04S, Rng 13E. The well tag is A0004195 or is also know as the Barnyard well. There is a McCrometer flow meter attached to the main line of the well. Cindy Hodges from the State Office was out in 1997 to calibrate this meter. She determined that the meter was only –4.6% off, which is tolerable. The McCrometer was recording 500gpm at the time of the exam.

The Barnyard well supplies water to three different systems. A full circle pivot, a half circle pivot and a set of wheel lines. The water from this well is used supplementary for the pivots when the creek and springs, which are under water rights 37-4418, -814, and –815, are dry, such as this year. This well alone provides water to the two wheel lines north of the well. The Barnyard well also supplies water to the Huxhold home.

After speaking with Scott, and calculating the acres using Arc View, I recommend the acres being irrigated be changed to a total of 137.7 acres. I am also recommending the rate of diversion to be 1.11cfs and the annual volume to be 405.1afa.

3. skeen 1/28/2002 License review
Comment: License preparation commenced by S. Keen on 1/28/2002 and revisited on 5/13/2002.

No point of diversion overlaps. Place of use overlaps are all surface water rights. The place of use was edited based on the ASCS photo submitted by Corey Skinner. The result was a few more acres than estimated by the field examiner. Because at least part of the place of use has primary surface water rights, this right will get approval conditions generally used for supplemental rights.

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-07942**
Date Received: 8/23/1988
Receipt No: S001675
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD T. BRAY 208-352-4274
   Address: P.O. BOX 156
   BLISS, ID 83314
   OR
   Name: LYE LAKE RANCH 208-352-4274
   Address: P.O. BOX 156
   BLISS, ID 83314

2. Date of Priority: SEP 22, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04S	13E	28	NW NW		GOODING
			SE NW		GOODING
		32	NE SE		GOODING

5. Description of diverting works:
   WELLS, PUMPS,CONTROLS, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	5.500		
DOMESTIC	01/01	12/31	0.060		
STOCKWATER	01/01	12/31	0.060		

7. Total Quantity Appropriated is:
   5.500 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 2160.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   D/ 2 HOUSES S/ 50 FEEDLOT

MICROFILMED
FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04S	13E	28	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
						Section Acres	280.0
		29	SE	SE		IRR	40.0
						Section Acres	40.0
		32	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
						Section Acres	360.0
		33	NW	NW		IRR	40.0
						Section Acres	40.0
						Total Acres	720.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A37-04418, A37-00857, A37-00814, A37-00815

14. Remarks:

15. Basis of Claim: PERMIT

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FEB 24 1993

16. 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 Snake River Basin Adjudication." (b.) I/We do ___ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 3

For Individuals:

I/We do solemnly swear or affirm 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 that I am General Manager (Title) of Lye Lake Ranch (Organization), that I have signed the foregoing document in the space below as General Manager (Title) of Lye Lake Ranch (Organization) and that the statements contained in the foregoing document are true and correct.

Scott Hurlbut
Signature of Authorized Agent

General Manager Lye Lake Ranch
Title and Organization

8/23/88
Date

State of Idaho)
) SS.
County of Twin Falls)

Subscribed and sworn (or affirmed) before me this 23rd day of August 19 88

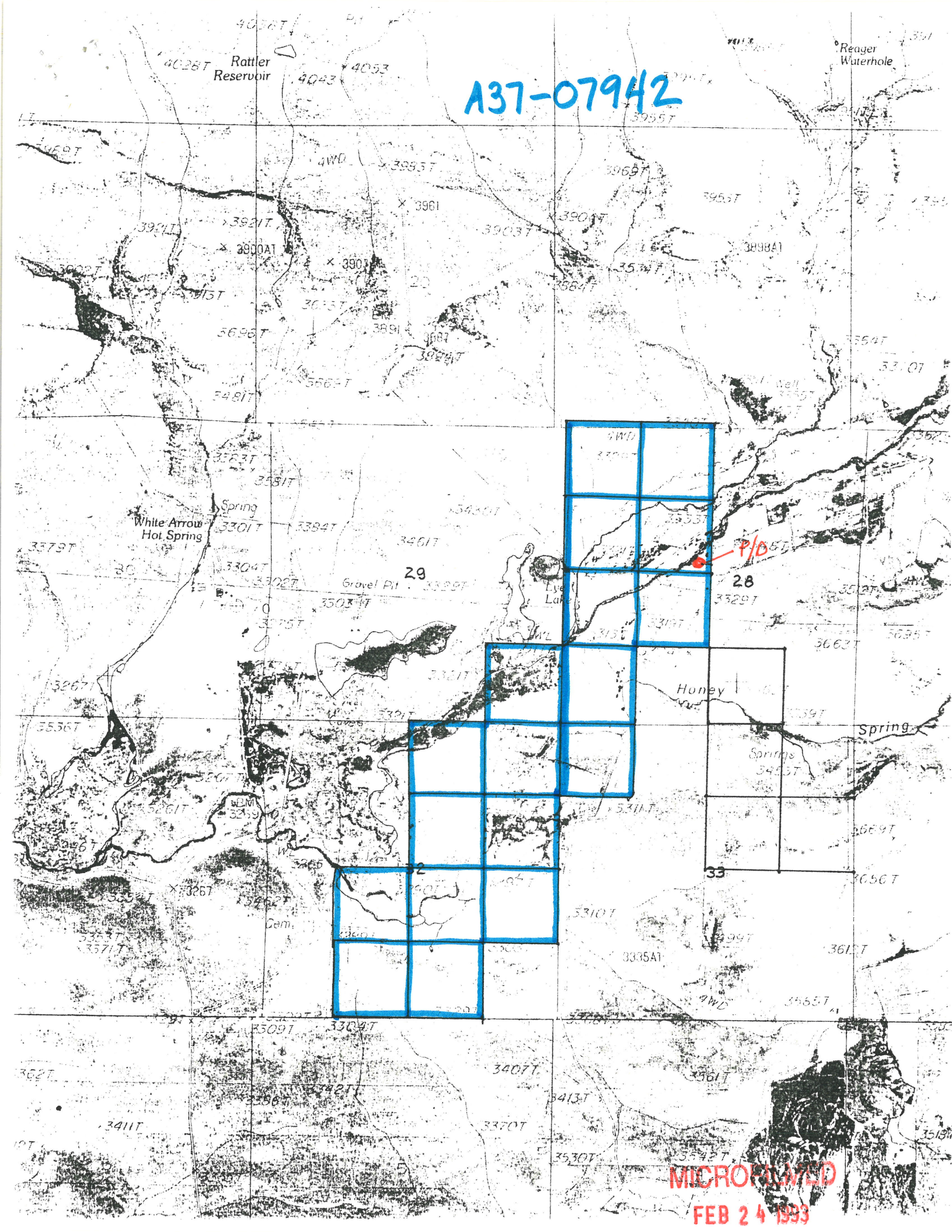
Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

MICROFILMED
FEB 24 1993


A37-07942
Rattler Reservoir
Reager Waterhole
White Arrow Hot Spring
Spring
Gravel Pit
Honey
Spring
P/O
29
28
32
33
MICROFILMED
FEB 24 1993

Water Right Number - 37-07942 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER *** BRAY	DONALD T.	1 - P.O. BOX 156 2 - 3 - City- BLISS State- ID Zip- 83314 Phone -
DBA LYE LAKE RANCH		1 - 2 - 3 - City- State- Zip- Phone -

Priority Date	Region	Stage	Status
09/22/1981	17	P - PERMIT	

Source	Tributary
GROUNDWATER	

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Stream Index (Blank if no Index Code)
04S	13E	28	NW NW		(47)	GOODING	
04S	13E	28	SE NW		(47)	GOODING	
04S	13E	32	NE SE		(47)	GOODING	

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	10/15	5.500	

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
5.500				

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
04S	13E	28	NE NW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	28	NW NW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	28	SW NW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	28	SE NW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	28	NE SW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	28	NW SW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	28	SW SW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	29	SE SE		40.0	01	IRRIGATION	(47) GOODING
04S	13E	32	NE NE		40.0	01	IRRIGATION	(47) GOODING
04S	13E	32	NW NE		40.0	01	IRRIGATION	(47) GOODING
04S	13E	32	SW NE		40.0	01	IRRIGATION	(47) GOODING
04S	13E	32	SE NE		40.0	01	IRRIGATION	(47) GOODING
04S	13E	32	NE SW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	32	SE SW		40.0	01	IRRIGATION	(47) GOODING
04S	13E	32	NE SE		40.0	01	IRRIGATION	(47) GOODING

A37-07942
MICROFILMED
FEB 24 1993

Water right number - 37-07942 Adj. flag translation: Standard Water Right Number

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
04S	13E	32	NW SE		40.0	01	IRRIGATION	(47) GOODING
04S	13E	32	SW SE		40.0	01	IRRIGATION	(47) GOODING
04S	13E	33	NW NW		40.0	01	IRRIGATION	(47) GOODING

Total Acres: 720.0

Diversion Means - WELLS, PUMPS,CONTROLS, DITCH

Non-Irrigation Use -

Other Rights for Same Use - 37-0814,37-0815,~~37-0823~~,~~37-0824~~,37-77580,

Remarks

No Remarks found.

Conditions of Approval

01C - A flow measurement port or other device as specified by the
- Department shall be installed by the permit holder to provide for
- the installation of measuring equipment and the determination of
- the rate of diversion by the Department.

Decree Plaintiff

Decree Defendant

Decree Date - 00/00/0000

Microfilm Rolls -

Audit Fields - 09/22/87 05/28/88 CONVERT

Water Rights Dates and Flags Area

Proof Due Date	- 11/01/1986	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 11/17/1981	Protested Date	- 00/00/0000	Swan Falls	- 7
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 02/26/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

A37-07942
MICROFILMED
FEB 24 1993

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 37-07942

Priority: September 22,1981 Maximum Diversion Rate: 1.11 CFS

It is hereby certified that LYE LAKE RANCH
PO BOX 156
BLISS ID 83314 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 22,1981; and has submitted Proof of Beneficial Use on September 21, 1992. An examination indicates that the works have a diversion capacity of 1.11 cfs of water from:

SOURCE
GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE
DOMESTIC	01/01 to 12/31	0.04 CFS
STOCKWATER	01/01 to 12/31	0.06 CFS
IRRIGATION	03/15 to 11/15	1.11 CFS

LOCATION OF POINT(S) OF DIVERSION:
GROUND WATER SE¼SE¼NW¼ Sec. 28, Twp 4S, Rge 13E, B.M. GOODING County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 13E 28								X									

PLACE OF USE: STOCKWATER – Same as Domestic

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 13E 28		1.0	2.0				7.0	16.0		1.0	24.0						51.0
04S 13E 29																5.0	5.0
04S 13E 32	40.0	4.0		13.0													57.0
04S 13E 33						28.0	6.0										34.0

Total Acres: 147

State of Idaho
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WATER RIGHT NO. 37-07942

CONDITIONS OF APPROVAL

1. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

2. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 588 af at the field headgate for the lands above.

4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.

5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

6. Use of water for domestic purposes under this right is limited to a total annual diversion volume of 0.6 af.

7. Use of water for stockwater purposes under this right is limited to a total annual diversion volume of 0.2 af.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 31st day of MAY, 2002.

Acting for KARL J. DREHER
Director