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**THE IDAHO DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

<b>IN THE MATTER OF APPLICATION FOR WATER RIGHT NO. 13-8044 IN THE NAME OF CLINTON K. ASTON</b>	<b>WITHDRAWAL OF PROTEST</b>
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COMES NOW, WESTON CREEK IRRIGATION COMPANY, by its President,  
GREG BINGHAM, and hereby withdraws its protest against the Application for Permit  
No. 13-8044 in the name of Clinton K. Aston. This withdrawal of protest is submitted  
upon condition that the attached "4/16/20 Draft Permit to Appropriate Water, No. 13-  
8044" be used for the Permit to be issued by IDWR.

Dated: 5-4-, 2020.

WESTON CREEK IRRIGATION COMPANY

By:   
Greg Bingham, President

State of Idaho  
Department of Water Resources

## 4/16/20 Draft Permit to Appropriate Water

No. 13-8044

**Priority:** January 07, 2020

**Maximum Diversion Rate:** 0.40 CFS

This is to certify that

CLINTON K ASTON  
PO BOX 35  
WESTON ID 83286-0035

has applied for a permit to appropriate water from:

**Source :** UNNAMED STREAM

**Tributary:** SINKS

and a permit is APPROVED for development of water as follows:

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>
STOCKWATER	01/01 to 12/31	0.02 CFS
GROUND WATER RECHARGE	01/01 to 12/31	0.40 CFS

**Location of Point(s) of Diversion**

UNNAMED STREAM SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 9, Twp 16S, Rge 38E, B.M. FRANKLIN County

**Place of Use:** STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
16S	38E	9															X	

**Place of Use:** GROUND WATER RECHARGE

Twp	Rng	Sec	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
16S	38E	9															X	

**Conditions of Approval**

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2025**.
2. Subject to all prior water rights.
3. Stockwater use is for 100 head of stock (horses and cows).
4. The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.
5. This right is subject to all applicable provisions of Section 42-234, Idaho Code.
6. Pursuant to Section 42-234(4), Idaho Code, to ensure that other water rights are not injured by the operations of the recharge project authorized by this right, the Director has authority to approve, disapprove, or require alterations in the methods employed to achieve ground water recharge.
7. Pursuant to Section 42-234(3), Idaho Code, the Director may reduce the amount of water that may be diverted for recharge purposes under this right even though there is sufficient water to supply the entire amount authorized for appropriation under this right.

State of Idaho  
Department of Water Resources

**4/16/20 Draft Permit to Appropriate Water**

No. 13-8044

8. This right shall not be used to mitigate for existing or future consumptive uses of water and shall not generate any credits for the recharge effort.
9. Use of water under this right for ground water recharge shall be non-consumptive.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

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JAMES CEFALO  
Eastern Regional Manager