

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 57-07626

MODIFIED**MODIFIED****PRIORITY:** April 09, 1996

Maximum Diversion Rate: 0.83 CFS

Maximum Diversion Volume: 48.0 AF

It is hereby certified that:

WARDS GREENHOUSES 1722 BANKS LOWMAN GARDEN VALLEY ID 83622

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 09, 1996, and has submitted Proof of Beneficial Use on October 27, 2003. An examination confirms water is diverted from:

SOURCE:
GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE
COMMERCIAL

PERIOD OF USE
01/01 to 12/31

DIVERSION RATE
0.83 CFS

ANNUAL DIVERSION VOLUME
48.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE¼NW¼ Sec. 10, Twp 05S, Rge 01E, B.M. OWYHEE County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	01E	10								X									

CONDITIONS OF APPROVAL

1. Rights 57-2249A and 57-7626 when combined shall not exceed a total diversion rate of 2.45 cfs.
2. This right is for the use of trust water, and it is subject to review 20 years after its initial approval (December 6, 1996) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
3. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right.
4. Commercial use is for heating, for plant watering, and chemical mixing for greenhouse.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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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 this 26th day of January, 2018.

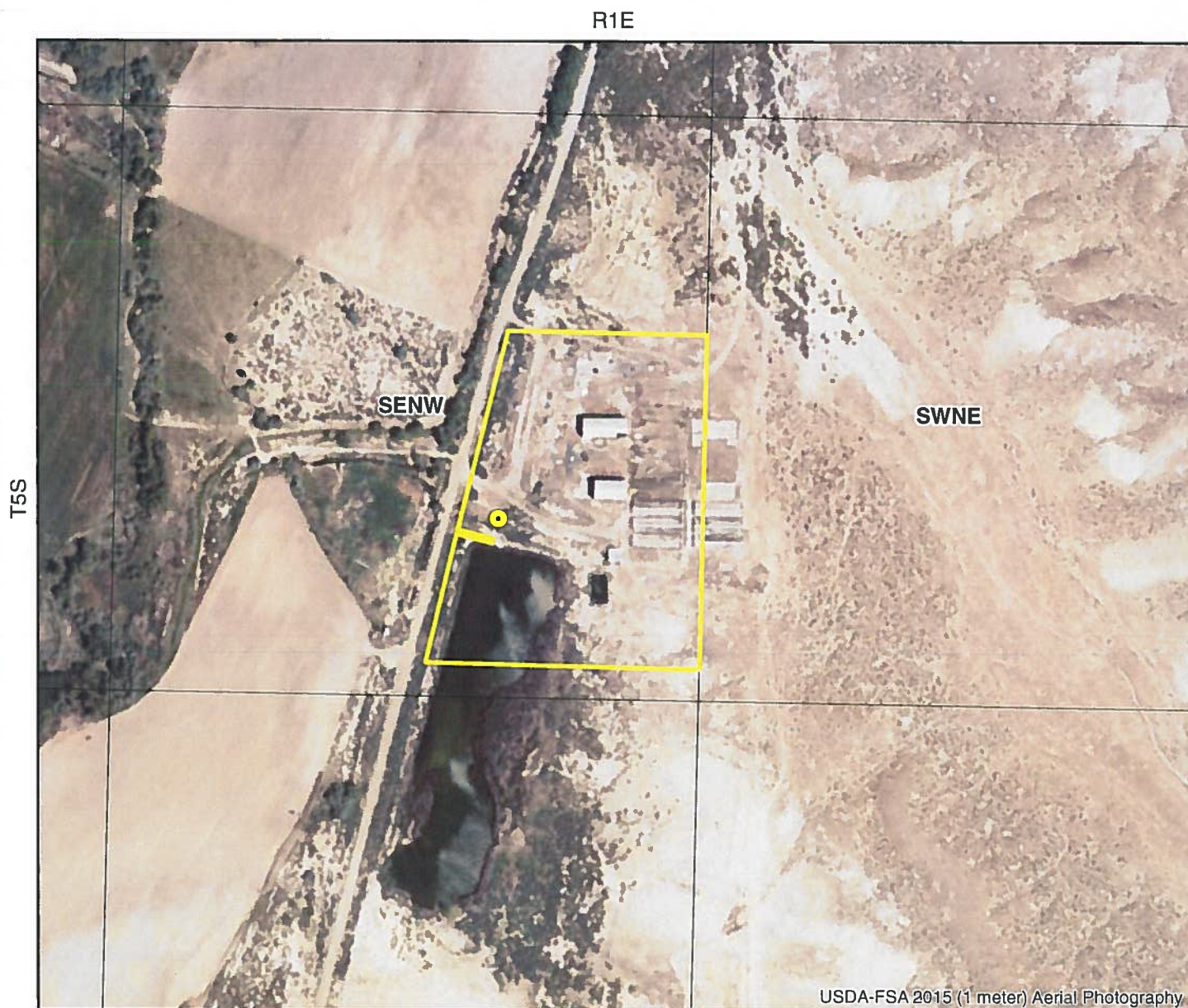


SHELLEY W. KEEN
Water Rights Section Manager

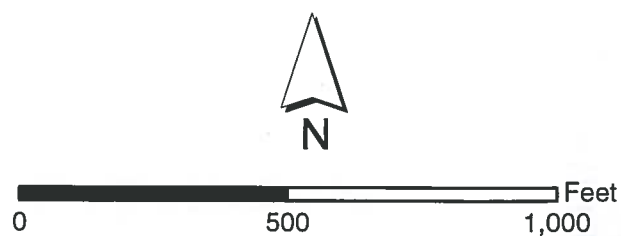


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This map depicts the COMMERCIAL place of use boundary and point of diversion for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

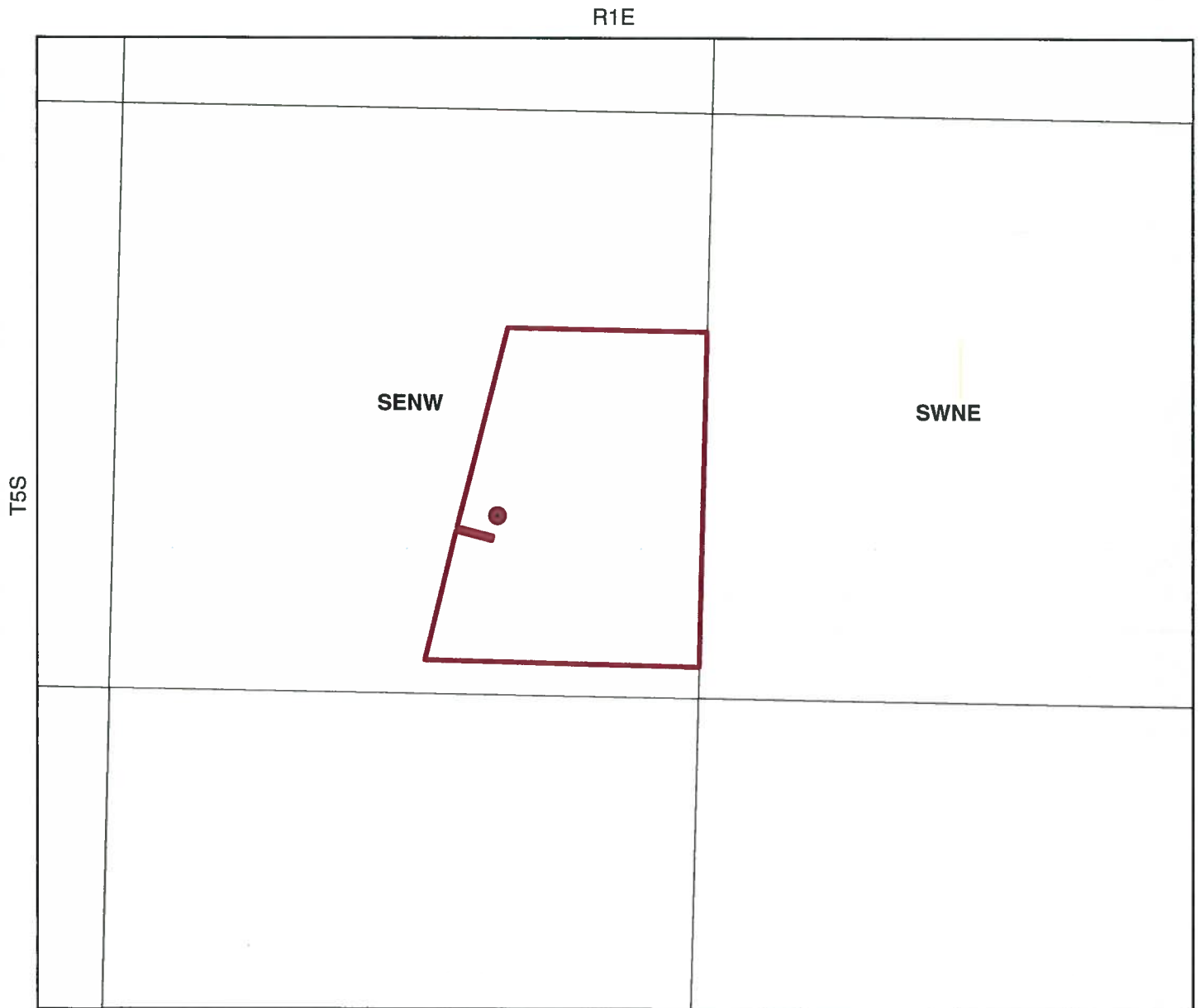


- Point of Diversion
- Place Of Use Boundary
- Quarter Quarters

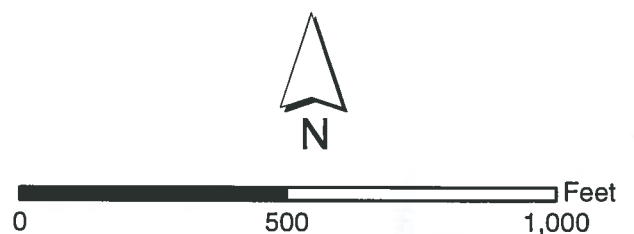


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This map depicts the COMMERCIAL place of use boundary and point of diversion for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Quarter Quarters



INSTRUCTIONS TO ASSESSOR

The original list of tax numbers must be filed for record with the County Recorder on or before the fourth Monday of June in the year in which the assessment is made, and a duplicate of each list must be filed with the Tax Collector. On the return of the original list, duly recorded, the Assessor shall file the same in his office.

Mountain West Ethanol

ASSESSOR'S LIST OF TAX NUMBERS

1437-00

OWYHEE COUNTY, IDAHO

10 55 1E

Year 1983

177706

0551E104790

TAX NO.

DESCRIPTION OF EACH TRACT OF LAND DESIGNATED BY TAX NUMBER

- 1 → BEGINNING at the Southeast corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Thence South 88° 50' 08" West along the South boundary of said
 SE $\frac{1}{4}$ NW $\frac{1}{4}$, a distance of 724.16 feet to a point on the Easterly
 boundary of a county road known as Poison Creek Road;
 Thence North 13° 13' 32" East along the Easterly boundary of said
 county road, a distance of 307.82 feet;
 Thence South 76° 46' 29" East, a distance of 82.80 feet;
 Thence North 13° 13' 32" East, parallel with the Easterly boundary
 of said county road, a distance of 10.00 feet;
 Thence North 76° 46' 29" West, a distance of 82.80 feet to a point
 on the Easterly boundary of said county road;
 Thence North 13° 13' 32" East, along the Easterly boundary of said
 county road, a distance of 461.89 feet;
 Thence North 89° 14' 25" East, a distance of 538.54 feet to a point
 on the East boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Thence South 0° 32' 37" East, a distance of 751.48 feet to the South-
 east corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ which point is the POINT OF BEGINNING.

Owyhee County to Del Bain # 214832 2-1-95

10.9041 AC

179595 TC

FILED/RECORDED

94 JAN 28 AM 11 18

BARBARA JAYO

OWYHEE COUNTY CLERK

BY

Julie Krenzel

INDEXED

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 26, 2018

WARDS GREENHOUSES
1722 BANKS LOWMAN
GARDEN VALLEY ID 83622

RE: License No. 37-22815

Issuance of a Modified License

Dear Water Right Holder(s):

The Department of Water Resources has enclosed the Modified Water Right License issued in connection with the January 3, 2018 Order Granting a Petition for Reconsideration and Modifying a Preliminary Order, which has become final. Please be sure to thoroughly review the conditions of approval and remarks listed on your modified license.

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 208-287-4951.

Sincerely,

For Pamela Skaggs
Water Rights Supervisor

Enclosure(s)