

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-22490

Priority: May 11, 2001

Maximum Diversion Rate: 0.06 CFS

It is hereby certified that PATRICIA J MALLOY And/Or SHANNON R MILLER
10937 NESBITT LN
OLA ID 83657 have complied with the terms and conditions of the permit,
issued pursuant to Application for Permit dated May 11, 2001; and have submitted Proof of Beneficial
Use on September 03, 2003. An examination confirms water is diverted from:

SOURCE

KIMBALL GULCH CREEK

Tributary: SECOND FORK SQUAW CREEK

SECOND FORK SQUAW CREEK

SQUAW CREEK

and a water right has been established as follows:

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

03/15 to 10/31

DIVERSION RATE

0.06 CFS

LOCATION OF POINTS OF DIVERSION:

KIMBALL GULCH CREEK

NW1/4SW1/4

Sec. 1, Twp 11N, Rge 01E, B.M., GEM County

SECOND FORK SQUAW CREEK

NW1/4SW1/4

Sec. 1, Twp 11N, Rge 01E, B.M., GEM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
11N	01E	2									.4						1.1	.6	2.1

Total Acres: 2.1

CONDITIONS OF APPROVAL

1. Place of use is located within Lot 2, Blk. 1, Nesbitts Emerald Glen Subdivision.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65A.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
4. Upon notification by the Department, the right holder shall maintain a measuring device and/or controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. When water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate the depletion of water caused by this water use.

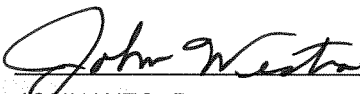
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6. The issuance of this right does not grant any right-of-way or easement across the land of another.
7. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

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 1st day of October, 2012.


JOHN WESTRA
Western Regional Manager