

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 1-07091

Priority: August 01, 2002

Maximum Diversion Rate: 7.21 CFS
Maximum Diversion Volume: 1,573.0 AF

It is hereby certified that FOSTER LAND & CATTLE
PO BOX 40
RIRIE ID 83443 has complied with the terms and conditions of the permit,
issued pursuant to Application for Permit dated March 31, 1987; and has submitted Proof of Beneficial
Use on August 01, 2002; and a water right has been established as follows:

SOURCE

SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	05/15 to 09/01	7.21 CFS	1,573.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER L3 (SW¼NE¼) Sec. 8 Twp 03N Rge 41E, B.M. BONNEVILLE County

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	
03N 41E 7												3.0			5.0		8.0
03N 41E 8							2.0	2.0	36.0	33.0	29.0	34.0		11.0	39.0	3.0	189.0
								L 4								L 1	
03N 41E 16						7.0	15.0										22.0
						L 4											
03N 41E 17	31.0	16.0	10.0	39.0	3.0		33.0	16.0	34.0	39.0	5.0	4.0					230.0
03N 41E 18	19.0	40.0	35.0	40.0	40.0			35.0					39.0	39.0			287.0

Total Acres: 736

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 435 acres within the authorized place of use in a single irrigation season.
2. Rights 1-7090 and 1-7091 when combined shall not exceed a total diversion rate of 7.21 cfs, a total annual maximum diversion volume of 2777 af at the field headgate, and the irrigation of 736 acres.
3. 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. 01.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

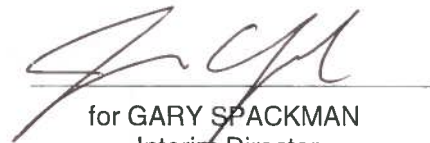
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5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
6. No water may be diverted under this right until adequate supplemental water is obtained for the irrigation season when the natural flow is not available.
7. The issuance of this right does not grant any right-of-way or easement across the land of another.
8. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

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 14th day of June, 2012.


for GARY SPACKMAN
Interim Director