

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07689

Priority: November 15, 1990

Maximum Diversion Rate: 2.25 CFS
Maximum Diversion Volume: 820.8 AF

It is hereby certified that SUMMERS FARM & RANCH INC
C/O DANNY SUMMERS
1500 S 3000 E
SUGAR CITY ID 83448 has complied with the terms and conditions of the
permit, issued pursuant to Application for Permit dated November 15, 1990; and has submitted Proof of
Beneficial Use on April 11, 1991; and a water right has been established as follows:

SOURCE

GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	2.25 CFS	820.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 26	Twp 06N	Rge 40E, B.M.	MADISON County
GROUND WATER	SE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 35	Twp 06N	Rge 40E, B.M.	MADISON 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			
06N	40E	27				10.0													27.0	27.0	64.0
06N	40E	34	28.0		.2	22.0			.2		40.0	4.2	4.4	37.0	24.0	40.0	38.0	20.0		258.0	
06N	40E	35	39.0	40.0	40.0	38.0	37.0	39.0	39.0	40.0	16.0	39.0	37.0	37.0	20.0	31.0	38.0	18.0		548.0	

Total Acres: 870

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 470 acres within the authorized place of use in a single irrigation season.
2. Rights 22-2238, 22-2258B, 22-7689 and 22-11318 when combined shall not exceed a total diversion rate of 7.49 cfs, a total annual maximum diversion volume of 3045 af at the field headgate, and the irrigation of 870 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

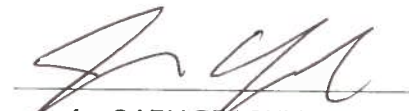
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4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

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 30th day of March, 2012.


for GARY SPACKMAN
Interim Director