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Department of Water Resources  
Eastern Region

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State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**

(For Licensing Purposes)

**WATER RIGHT NO. 29-08130**

**Date of Priority:** February 22, 1994

Maximum Diversion Rate: 0.23 CFS  
Maximum Diversion Volume: 31.2 AF

Comes now TYHEE ESTATES WATER CO INC  
13319 N BILLY LN  
POCATELLO ID 83202

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 29-08130, and requests that the permit be changed as follows:

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| DOMESTIC              | 01/01 to 12/31       | 0.23 CFS                 | 31.2 AF              |

**LOCATION OF POINT(S) OF DIVERSION:**

|                |            |                                 |
|----------------|------------|---------------------------------|
| GROUND WATER   | SW1/4SW1/4 | Sec. 26, Twp 05S, Rge 34E, B.M. |
| BANNOCK County |            |                                 |
| GROUND WATER   | SE1/4SE1/4 | Sec. 27, Twp 05S, Rge 34E, B.M. |
| BANNOCK County |            |                                 |

**PLACE OF USE:** DOMESTIC

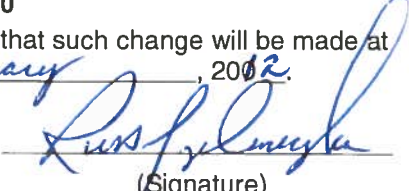
| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 05S 34E 26  |    |    |    |    |    |    |    |    |    |    | X  | X  |    |    |    |    |        |

State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**

(For Licensing Purposes)

**WATER RIGHT NO. 29-08130**

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 8th day of February, 2002.

  
(Signature)

State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**

(For Licensing Purposes)  
**WATER RIGHT NO. 29-08130**

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FOR DEPARTMENT USE ONLY

Preliminary check by \_\_\_\_\_ Fee = 100 Received by \_\_\_\_\_ # W039863 Date 1/23/2012

**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the  
above Application for Amendment for Permit No. 29-08130 with the following:

**CONDITIONS OF APPROVAL**

1. 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. 120.
2. 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 determine the amount of water diverted from power records and shall annually report the information to the department.
3. Place of use is located within Tyhee Estates Subdivision.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. Domestic use is for 26 homes.
7. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
8. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
9. The following rights are diverted through point(s) of diversion described above: 29-8110, 29-8130.

Witness my hand this 17<sup>th</sup> day of February, 2012.

for   
GARY SPACKMAN  
Interim Director