

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 45-07659

FOR DEPARTMENT USE ONLY

Preliminary check by CP Fee = 150 Received by SRF # 6093689 Date 8/2/11
650 6094098 10/12/11

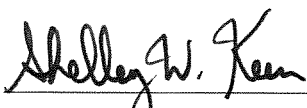
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 45-07659 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. 45F.
2. When notified by the Department, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 225.6 af at the field headgate for the place of use.
4. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. If water right 45-512 is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert spring water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. The right holder shall make full beneficial use of 45-512 for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of spring water under this right to those times when 45-512 is not available or is not reasonably sufficient to irrigate the place of use authorized under this right.
7. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

Witness my hand this 14th day of October, 2011.


for GARY SPACKMAN
Interim Director

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AUG 02 2011

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DEPARTMENT OF
WATER RESOURCES

(For Licensing Purposes)

WATER RIGHT NO. 45-07659**Date of Priority:** June 26, 1989**Maximum Diversion Rate:** 1.13 CFS

Comes now FRANK GILLETTE

756 W HWY 81

BURLEY ID 83318

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. 45-07659, and requests that the permit be changed as follows:

Source: SPRINGS**Tributary:** MARSH CREEK**BENEFICIAL USE****PERIOD OF USE****RATE OF DIVERSION**

IRRIGATION

03/15 to 11/15

1.13 CFS

LOCATION OF POINT(S) OF DIVERSION:

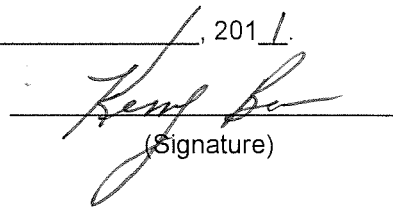
SPRINGS NE1/4SE1/4SW1/4 Sec. 28, Twp 10S, Rge 24E, B.M. CASSIA County

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	
10S	24E	28												31.6			21.3	3.5	56.4

Total Acres: 56.4

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 31 day of July, 2011.


(Signature)