

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07472

FOR DEPARTMENT USE ONLY

Preliminary check by CP Fee = 100- Received by SR7 # C093948 Date 9/14/2011

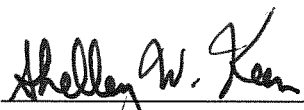
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 22-07472 with the following:

CONDITIONS OF APPROVAL

1. The following rights are diverted through the point of diversion described above: 22-7092, 22-7472, and 22-13289.
2. Rights 22-7092, 22-7472, and 22-13289 when combined shall not exceed a total diversion rate of 6.06 cfs.
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 lands above.
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.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.

Witness my hand this 16th day of September, 2011.


for GARY SPACKMAN
Interim Director

State of Idaho
Department of Water Resources
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WATER RIGHT NO. 22-07472

RECEIVED
SEP 14 2011
DEPARTMENT OF
WATER RESOURCES

Date of Priority: November 30, 1983

Maximum Diversion Rate: 2.80 CFS

Maximum Diversion Volume: 490.0 AF

Comes now GARTH SUTTON FARMS INC

1295 E 10000 S

REXBURG ID 83440

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. 22-07472, 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>
IRRIGATION	04/01 to 10/31	2.80 CFS	490.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER

SE1/4SW1/4

Sec. 31, Twp 05N, Rge 41E, 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	
04N 41E 6									12.0					10.0			22.0
05N 41E 32									17.0	16.0	39.0	7.0		39.0			118.0

Total Acres: 140

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 12th day of September, 2011.

Garth Sutton

(Signature)