

State of Idaho  
Department of Water Resources

**CORRECTED      Permit to Appropriate Water      CORRECTED**

NO. 63-33481

Priority:    February 09, 2011

Maximum Diversion Rate:    2.23 CFS

This is to certify, that    HIGHLAND LIVESTOCK & LAND CO LTD  
                                         PO BOX 488  
                                         EMMETT ID 83617

has applied for a permit to appropriate water from:

**Source:**    GROUND WATER

and a permit is APPROVED for development of water as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> |
|-----------------------|----------------------|--------------------------|
| IRRIGATION            | 03/01   to   11/15   | 2.23 CFS                 |

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

|              |            |                                                |
|--------------|------------|------------------------------------------------|
| GROUND WATER | NE1/4NW1/4 | Sec. 25, Twp 05N, Rge 02W, B.M., CANYON County |
| GROUND WATER | NE1/4SW1/4 | Sec. 19, Twp 05N, Rge 01W, B.M., ADA 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 |        |      |
| 05N 02W 24  |    |    |    |    |      |      |    |    |    |    |    | 6.9 | 25.3 |    |    |    |        | 32.2 |
| 05N 02W 25  |    |    |    |    | 40.0 | 39.3 |    |    |    |    |    |     |      |    |    |    |        | 79.3 |

Total Acres: 111.5

**CONDITIONS OF APPROVAL**

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2016**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. This right does not grant any right-of-way or easement across the land of another.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

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7. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 1<sup>st</sup> day of August, 20 11.

  
John Westra, Western Regional Manager

