

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-12220

Priority: June 13, 1995

Maximum Diversion Rate: 0.03 CFS

This is to certify, that AVEST LTD PARTNERSHIP
C/O ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83703

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	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4SW1/4 Sec. 5, Twp 03N, Rge 01E, 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	
03N	01E	5												1.0					1.0

Total Acres: 1

CONDITIONS OF APPROVAL

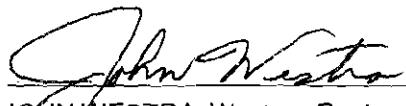
1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2011**.
2. Subject to all prior water rights.
3. This right does not grant any right-of-way or easement across the land of another.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
5. Upon determination by the Director that the diversion and use of water under this right is injuring prior water rights, the Director may require reconstruction of the well used as a point of diversion for this right and/or limit withdrawals of water under this right to prevent injury.
6. Water bearing zone to be appropriated is from 83 to 99 feet.

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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 14th day of April, 2010.


JOHN WESTRA, Western Regional Manager

