

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 2-10416

Priority: December 06, 2007

Maximum Diversion Rate: 30.00 CFS

This is to certify, that GEM IRRIGATION DISTRICT
PO BOX 67
HOMEDALE ID 83628

has applied for a permit to appropriate water from:

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

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

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

03/01 to 11/15

RATE OF DIVERSION

30.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER

NW1/4SE1/4 Sec. 32, Twp 04N, Rge 05W, B.M., OWYHEE County

PLACE OF USE: IRRIGATION

Place of Use is within the service boundary of the Gem Irrigation District.

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 02, 2015**.
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. 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.
5. 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 lands above.
6. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.

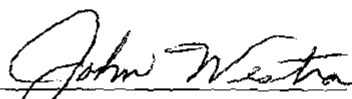
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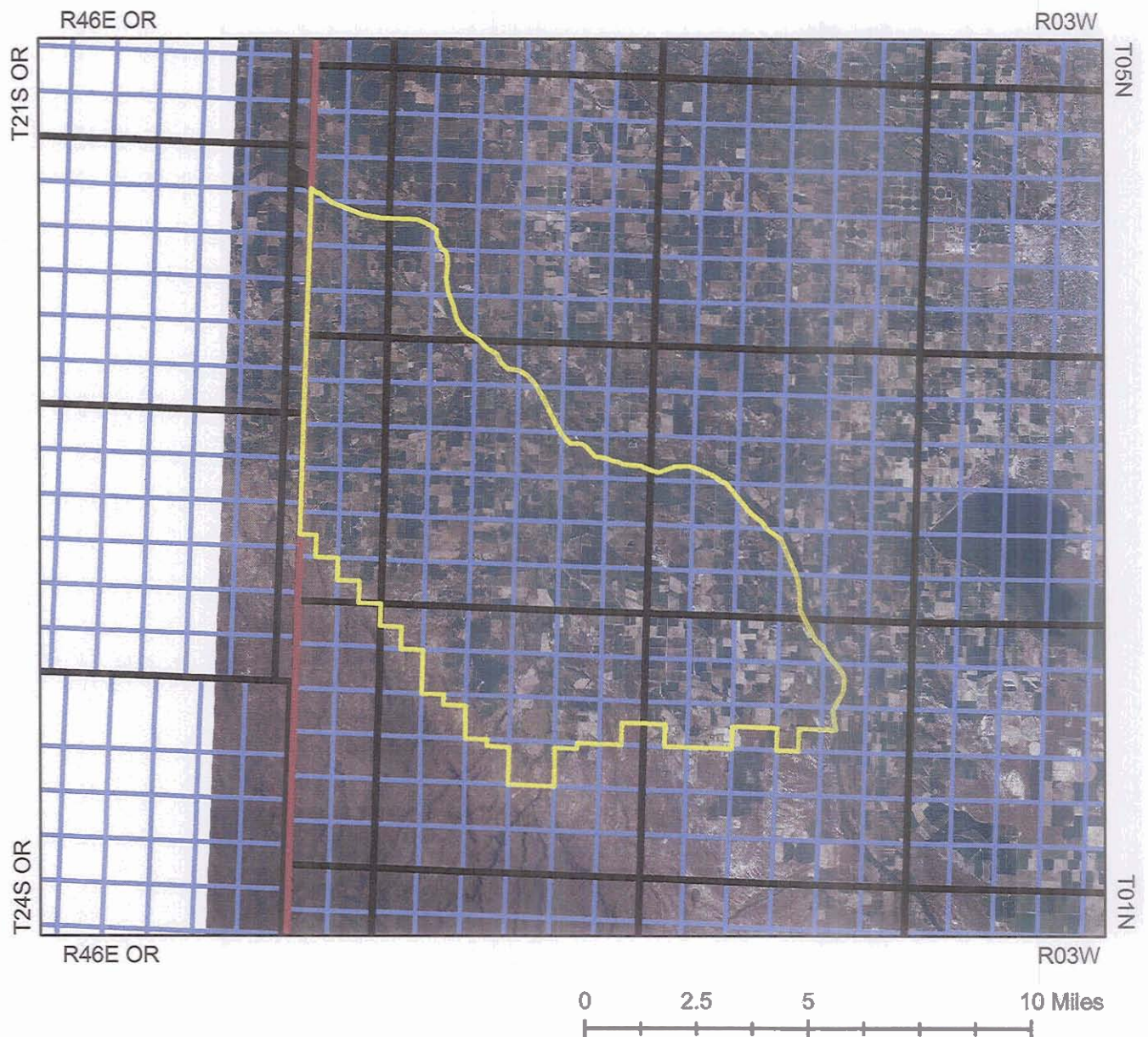
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7. The diversion and use of water described in this right may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
8. Right Nos. 2-64, 2-65, 2-10416, 57-2118, 57-2177, 57-4104, 57-10854, 57-10901, 57-10912 and 57-10913 are limited to the irrigation of a combined total of 22,603 acres in a single irrigation season.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 31st day of December, 2009.


JOHN WESTRA, Western Regional Manager

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Water Service Area Boundary for Gem Irrigation District



Legend

-  Place Of Use Boundary
-  Townships
-  PLS Sections

