

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 57-07610

Priority: February 17, 1995

This is to certify, that JUNAYO RANCH LTD PARTNERSHIP
1087 W RIVER ST STE 230
BOISE ID 83702

has applied for a permit to appropriate water from:

Source: REYNOLDS CREEK **Tributary:** SNAKE RIVER
 MACKS CREEK REYNOLDS CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION FROM STORAGE	03/15 to 11/15	183.0 AF
IRRIGATION STORAGE	11/15 to 03/15	183.0 AF

LOCATION OF POINT(S) OF DIVERSION:

MACKS CREEK SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 13, Twp 02S, Rge 04W, B.M. OWYHEE County
MACKS CREEK SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 13, Twp 02S, Rge 04W, B.M. OWYHEE County (Injection)
MACKS CREEK SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22, Twp 02S, Rge 04W, B.M. OWYHEE County (Rediversion)
REYNOLDS CREEK NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24, Twp 02S, Rge 04W, B.M. OWYHEE County (Rediversion)
REYNOLDS CREEK NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 25, Twp 02S, Rge 04W, B.M. OWYHEE County (Rediversion)

PLACE OF USE: IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 04W 13											10.0			21.0		25.0	56.0
02S 04W 14																1.0	1.0
02S 04W 23	9.0	8.0	14.0						16.0	16.0				4.0			67.0
02S 04W 24	34.0	4.0	3.0	14.0	4.0												59.0

Total Acres: 183

PLACE OF USE: IRRIGATION STORAGE

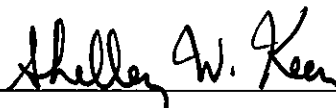
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 04W 13											X	X					

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 57-07610

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 1, 2014**.
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 permit holder had no control.
4. 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. 57R.
5. Measuring devices acceptable to the Department must be installed at the point of diversion and measuring devices must also be installed to accurately measure the inflow and outflow from Lower Macks Creek Reservoir.
6. The combined annual storage volume under rights 57-07525, 57-07583, 57-07610, and 57-11707 shall not exceed 340 af.
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. Water diverted under this right is either used on the place of use described herein, or may be exchanged by simultaneously releasing storage water under this right into Macks Creek at the point of injection described above, and diverting an equal amount from Macks Creek and/or Reynolds Creek at the point(s) of diversion described above.
9. 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.
10. 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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 2nd day of October, 2009.


for GARY SPACKMAN, Interim Director