

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 35-13917

Priority: March 16, 2009

Maximum Diversion Rate: 0.42 CFS

This is to certify, that GROVELAND WATER & SEWER DIST
PO BOX 833
BLACKFOOT ID 83221

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>
DOMESTIC	01/01 to 12/31	0.42 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW¼SW¼ Sec. 28 Twp 02S Rge 35E, B.M. BINGHAM County

PLACE OF USE: DOMESTIC

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 35E 28							X	X	X	X	X	X					
02S 35E 29				X													X
02S 35E 32	X								X		X	X			X	X	
															L 2	X	
																L 1	
02S 35E 33					X	X	X		X	X	X	X					
					L 1				L 22	L 3	L 28	L 35					
									X	X	X	X					
									L 25	L 23	L 29	L 36					
										X	X	X					
										L 26	L 30	L 37					
										X	X	X					
										L 27	L 31	L 38					
											X						
											L 32						
											X						
											L 33						
											X						
											L 34						
03S 35E 5					X	X											
					L 8	L 9											

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2010**.
2. Subject to all prior water rights.
3. Rights 35-8354 and 35-13917 when combined shall not exceed a total diversion rate of 1.06 cfs.
4. Domestic use is for irrigation up to 1/2 acres of lawn, garden and landscaping associated with the 42 homes receiving water for in-house use under right 35-8354.

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 35-13917

5. 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. 120.
6. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to diversion and use of water under Permit approval 35-13917, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
10. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
11. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
12. Prior to any diversion and use of water under this water right, the right holder shall (1) provide evidence of participation in a mitigation plan, approved by the director, and administered by a ground water district or other recognized organization, or (2) provide individual mitigation approved by the director.
13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 29 day of Sept., 2009.


for GARY SPACKMAN, Interim Director