

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 36-08475

Date of Priority: October 31, 1989

Maximum Diversion Rate: 2.64 CFS

Maximum Diversion Volume: 528.0 AF

Comes now WESTERN MORTGAGE & REALTY CO
PO BOX 3110

PASCO WA 99302-3110 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 36-08475, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.64 CFS	528.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER LINCOLN County	SE1/4SW1/4NE1/4	Sec. 31, Twp 06S, Rge 23E, B.M.
GROUND WATER MINIDOKA County	NW1/4NW1/4NW1/4	Sec. 15, Twp 07S, Rge 23E, B.M.
GROUND WATER MINIDOKA County	NW1/4NW1/4SW1/4	Sec. 32, Twp 06S, Rge 24E, B.M.
GROUND WATER MINIDOKA County	NE1/4NE1/4SE1/4	Sec. 32, Twp 06S, Rge 24E, B.M.
GROUND WATER MINIDOKA County	L2 (NW1/4NW1/4NE1/4)	Sec. 3, Twp 07S, Rge 23E, B.M.
GROUND WATER MINIDOKA County	NW1/4SE1/4NW1/4	Sec. 12, Twp 07S, Rge 23E, B.M.
GROUND WATER MINIDOKA County	NE1/4SW1/4NW1/4	Sec. 13, Twp 07S, Rge 23E, B.M.
GROUND WATER MINIDOKA County	NE1/4NW1/4SW1/4	Sec. 16, Twp 07S, Rge 24E, B.M.
GROUND WATER MINIDOKA County	SE1/4SW1/4NE1/4	Sec. 20, Twp 07S, Rge 24E, B.M.
GROUND WATER MINIDOKA County	NW1/4SE1/4SW1/4	Sec. 26, Twp 06S, Rge 23E, B.M.
GROUND WATER LINCOLN County	NW1/4NW1/4NE1/4	Sec. 33, Twp 06S, Rge 23E, B.M.
GROUND WATER LINCOLN County	NE1/4SE1/4SW1/4	Sec. 33, Twp 06S, Rge 23E, B.M.
GROUND WATER MINIDOKA County	SW1/4NE1/4NE1/4	Sec. 31, Twp 06S, Rge 24E, B.M.

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GROUND WATER	L7 (SE1/4NE1/4SW1/4)	Sec. 31, Twp 06S, Rge 24E, B.M.
MINIDOKA County		
GROUND WATER	NE1/4NE1/4SW1/4	Sec. 1, Twp 07S, Rge 23E, B.M.
MINIDOKA County		
GROUND WATER	SE1/4SE1/4NW1/4	Sec. 11, Twp 07S, Rge 23E, B.M.
MINIDOKA County		
GROUND WATER	NW1/4SE1/4SW1/4	Sec. 12, Twp 07S, Rge 23E, B.M.
MINIDOKA County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 07S, Rge 23E, B.M.
MINIDOKA County		
GROUND WATER	NW1/4NE1/4SE1/4	Sec. 4, Twp 07S, Rge 24E, B.M.
MINIDOKA County		
GROUND WATER	NW1/4SW1/4NW1/4	Sec. 11, Twp 07S, Rge 24E, B.M.
MINIDOKA County		
GROUND WATER	NW1/4SW1/4NW1/4	Sec. 21, Twp 07S, Rge 24E, B.M.
MINIDOKA County		
GROUND WATER	SE1/4SE1/4SW1/4	Sec. 32, Twp 06S, Rge 23E, B.M.
LINCOLN County		
GROUND WATER	NW1/4SE1/4NW1/4	Sec. 33, Twp 06S, Rge 24E, B.M.
MINIDOKA County		
GROUND WATER	SE1/4SW1/4SW1/4	Sec. 33, Twp 06S, Rge 24E, B.M.
MINIDOKA County		
GROUND WATER	NE1/4SW1/4NE1/4	Sec. 13, Twp 07S, Rge 23E, B.M.
MINIDOKA County		
GROUND WATER	NE1/4SW1/4NE1/4	Sec. 14, Twp 07S, Rge 23E, B.M.
MINIDOKA County		
GROUND WATER	NE1/4NE1/4NE1/4	Sec. 24, Twp 07S, Rge 23E, B.M.
MINIDOKA County		
GROUND WATER	NE1/4SW1/4SW1/4	Sec. 24, Twp 07S, Rge 23E, B.M.
MINIDOKA County		
GROUND WATER	NE1/4NE1/4SE1/4	Sec. 6, Twp 07S, Rge 24E, B.M.
MINIDOKA County		

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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	
06S	23E	26					33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0					264.0
06S	23E	31	32.0	31.0	32.0	32.0									31.0	32.0	32.0	31.0	253.0
06S	23E	32	31.0		32.0	32.0				33.0	32.0	30.0	31.0	33.0	33.0	31.0	31.0		349.0
06S	23E	33	33.0	33.0	34.0	34.0	33.0	33.0	35.0	34.0	33.0	33.0	32.0	32.0	33.0	33.0	32.0	32.0	529.0
06S	23E	36											7.0			20.0	9.0		36.0
06S	24E	28										33.0	39.0	39.0					111.0
06S	24E	29															35.0		35.0
06S	24E	30															30.0		30.0
06S	24E	31	39.0	40.0	35.0	29.0					38.0	40.0	15.0	34.0	37.0	40.0	37.0		384.0
06S	24E	32	33.0	33.0	39.0	38.0	33.0	33.0	38.0	39.0	39.0	38.0	33.0	34.0	38.0	39.0	33.0	33.0	573.0
06S	24E	33					39.0	38.0	39.0	39.0	39.0	38.0	20.0	33.0					285.0
07S	23E	1	18.0 L 1	18.0 L 2	39.0	39.0	18.0 L 3	18.0 L 4	39.0	39.0	36.0	36.0	33.0	33.0	36.0	36.0	33.0	33.0	504.0
07S	23E	2	18.0 L 1	18.0 L 2	39.0	39.0	19.0 L 3	18.0 L 4	37.0	40.0	28.0	27.0	39.0	39.0	33.0	22.0	21.0	36.0	473.0
07S	23E	3	18.0 L 1	18.0 L 2	38.0	37.0	18.0 L 3	18.0 L 4	37.0	38.0	28.0	27.0	39.0	39.0	27.0	27.0	39.0	39.0	487.0
07S	23E	10	8.9	8.9			26.0	25.0	38.0	37.0	25.0	21.0	38.0	40.0			15.0	6.1	288.9
07S	23E	11	33.0	33.0	32.0	32.0	24.0	25.0	39.0	38.0	35.0	35.0	32.0	32.0	33.0	33.0	34.0	32.0	522.0
07S	23E	12					33.0	33.0	33.0	33.0	33.0	33.0	39.0	39.0					276.0
07S	23E	13	33.0	39.0	34.0	33.0	39.0	38.0	33.0	33.0		2.8							284.8
07S	23E	14	33.0	8.8		32.0					36.0	28.0	.1	8.0	38.0	32.0	14.0		229.9
07S	23E	15	37.0	40.0	30.0	26.0	26.0	16.0		1.4									176.4
07S	23E	24			29.0	17.0	1.1	1.2	34.0	37.0	39.0	32.0	37.0	37.0	36.0	39.0	35.0	32.0	406.3
07S	24E	2	9.1 L 1	9.1 L 2	33.0	30.0													81.2
07S	24E	4	20.0 L 1	20.0 L 2	39.0	33.0			33.0	39.0					33.0	39.0	33.0	33.0	322.0
07S	24E	6	17.0 L 1	18.0 L 2	39.0	38.0									36.0	37.0	34.0	33.0	252.0
07S	24E	11					33.0	33.0	33.0	39.0	39.0	33.0	33.0	33.0					276.0
07S	24E	16	33.0	33.0	39.0	33.0	33.0	33.0	39.0	39.0	39.0	32.0	31.0	33.0	33.0	39.0	33.0	33.0	549.0
07S	24E	20	33.0	38.0	36.0	33.0	38.0	33.0	38.0	29.0	8.0				39.0	39.0	2.0	8.9	407.9
07S	24E	21	33.0	38.0	39.0	33.0		33.0	13.0										189.0

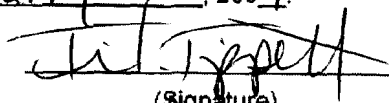
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Total Acres: 8627.4

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 30th day of JANUARY, 2009.


(Signature)
Vice President

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FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50⁰⁰ Received by DA # 5030677 Date 2/5/09

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, DAVID R. TUTHILL, JR., of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 36-08475 with the following:

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 132 acres within the place of use described above in a single irrigation season.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. 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. 130.
4. Prior to the diversion and use of water under License 36-8475, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

Witness my hand this _____ day of _____, 2008.

DAVID R. TUTHILL, JR.
Director