

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 15-07223

Date of Priority: February 26, 2002

Maximum Diversion Rate: 2.70 CFS
Maximum Diversion Volume: 672.0 AF

Comes now ILENE J DURBIN

MARIE HIGLEY

C/O THE RALPH HUGHES ESTATES

PO BOX 234

MALAD ID 83252 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. 15-07223, 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	04/01 to 10/31	2.70 CFS	672.0 AF

LOCATION OF POINT(S) OF DIVERSION:GROUND WATER NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 25, Twp 15S, Rge 35E, B.M. ONEIDA 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	
15S 35E 24																3.0	3.0
15S 35E 25	3.0			16.0									13.0				32.0
15S 36E 19									2.0	10.0	38.0	13.0					63.0
15S 36E 30					15.0	36.0	31.0	12.0			L3	L4					94.0
						L1	L2										

Total Acres: 192

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 16 day of March, 2009.

Marie Higley
(Signature)

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FOR DEPARTMENT USE ONLY

Preliminary check by cp Fee = \$50 Received by _____ # C088252 Date 3/19/09

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. 15-07223 with the following:

CONDITIONS OF APPROVAL

1. 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.
2. 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.
3. 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.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 672 af at the field headgate for the lands above.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Witness my hand this 24th day of March, 2009.


for DAVID R. TUTHILL, JR.
Director