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DEPARTMENT OF  
WATER RESOURCES

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RESUMPTION OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the water right holder(s) has/have resumed the use of water for the water right identified below. This form must be returned to the department or the water right will revert to the state of Idaho.

Water Right Number(s) 35-13743 , 35-13745 ; 35-13747

Name of Water Right Holder(s) Circle Valley Properties, LLC

Mailing Address P. O. Box 51260, Idaho Falls, ID 83405-1260

Telephone Number 208-524-2628

Source of Water (Groundwater/Surface) Groundwater

Extent of Use: Domestic \_\_\_\_\_ (number of households)

Stockwater \_\_\_\_\_ (number and type of stock)

Irrigation 48 (number of acres irrigated)

Other/Remarks \_\_\_\_\_

Total rate and/or volume of use .96 cfs \_\_\_\_\_ acre feet

Show the date water use was resumed under this water right April 1, 2008

Person to contact to accompany the Department representative if a field examination is conducted:

Name Kirk Hart Telephone No. 208-524-2628

Address 5380 Gleneagles Drive, Idaho Falls, ID 83401

The above information is my true statement of the extent to which diversion and use of the above-described water right has been resumed.

Date December 29, 2008 Signature Kirk Hart