State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 45-14134

Priority: April 13, 2007 Maximum Diversion Rate: 3.80 CFS

This is to certify, that SIX S RANCH LLC
1354 E SIX S RANCH RD
DECLO ID 83323

has applied for a permit to appropriate water from:

Source: MARSH CREEK **Tributary:** SNAKE RIVER

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

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION
WATER QUALITY IMPROVEMENT	01/01 to 12/31	3.80 CFS
WILDLIFE	01/01 to 12/31	3.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

MARSH CREEK SE1/4NE1/4 Sec. 15, Twp 11S, Rge 25E, B.M.
CASSIA County

PLACE OF USE: WATER QUALITY IMPROVEMENT

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S 25E 15				X													

PLACE OF USE: WILDLIFE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S 25E 15				X													

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2013.**
2. Subject to all prior water rights.
3. Water diverted under this right shall be returned to Marsh Creek.
4. Use of water under this right shall be non-consumptive.

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5. Prior to diversion of water under this right, the right holder shall provide and maintain a means acceptable to the department to measure the amount of water diverted from Marsh Creek and the amount of water returned to Marsh Creek.
6. The rate of diversion for wildlife and water quality improvement purposes authorized by this right shall be junior and subordinate to all rights to the use of water, other than wildlife and water quality improvement purposes, within the State of Idaho that are initiated later in time than April 13, 2007 and shall not give rise to any right or claim against future rights to the use of water, other than wildlife and water quality improvement purposes, within the State of Idaho initiated later in time than April 13, 2007.
7. The Director retains jurisdiction to require a bypass flow for maintenance of fish, wildlife, riparian and aquatic habitat.
8. 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.
9. Rights 45-14111, 45-14113, 45-14115, 45-14117, 45-14119, 45-14121, 45-14123, 45-14125, 45-14127, 45-14129, 45-14131, and 45-14133 provide water for the evaporative losses associated with the ponds that are part of the conveyance system shared by this right.
10. 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. 45F.
11. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 9th day of September, 2008.

FOR DAVID R. TUTHILL, JR., Director