

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-31133

Priority: December 19, 2000

Maximum Diversion Rate: 0.58 CFS

It is hereby certified that ARENA VALLEY VINEYARDS LLC
9304 BURNETT DR
BOISE ID 83709 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated July 2, 2001; and has
submitted Proof of Beneficial Use on June 22, 2006. An examination indicates that the works have a
diversion capacity of 0.58 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
COMMERCIAL	01/01 to 12/31	0.03 CFS
IRRIGATION	03/01 to 11/15	0.55 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE¼SE¼ Sec. 36, Twp 05N, Rge 06W, B.M. CANYON County

GROUND WATER SE¼SE¼ Sec. 36, Twp 05N, Rge 06W, B.M. CANYON County

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 06W 1	X	X			X		X	X		X							
	L 1	L 2			L 3												
04N 06W 2													X				
05N 06W 36																X	

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	
04N 06W 1	11.0	16.0			10.0		11.0	3.7		22.0							73.7
	L 1	L 2			L 3												
04N 06W 2													.2				.2
05N 06W 36															1.0		1.0

Total Acres: 74.9

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CONDITIONS OF APPROVAL

1. 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.
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 for irrigation purposes 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 contribute more than 288.6 af toward a combined annual maximum diversion volume of 337 af for irrigation purposes at the field headgate for the lands above.
5. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
6. Commercial use shall not exceed 5 af annually.
7. Commercial use is for a winery.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 16th day of May, 2008.


for DAVID R. TUTHILL, JR.
Director