

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 15-07299

Priority: December 11, 2007

Maximum Diversion Rate: 2.00 CFS

This is to certify, that CITY OF MALAD
59 BANNOCK ST
MALAD ID 83252

has applied for a permit to appropriate water from:

Source: GROUND WATER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	2.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE¼NW¼ Sec. 21 Twp 14S Rge 36E, B.M. ONEIDA County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2009**.
2. Subject to all prior water rights.
3. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. Place of use is within the service area of the City of Malad as provided for under Idaho law. The place of use is generally within Sections 15, 16, 21, 22, 27 and 28, Township 14 South and Range 36E.
5. In connection with the proof of beneficial use submitted for this permit, the permit holder shall also submit a report showing the total annual volume, the maximum daily volume, and the maximum instantaneous rate of flow diverted from the point of diversion authorized for this permit during the development period. The report shall also show the maximum instantaneous rate of diversion, either measured or reasonably estimated by a qualified professional engineer, geologist, or certified water rights examiner, for the entire City of Malad municipal water system. The report shall also describe and explain how water diverted under this permit provides an additional increment of beneficial use of water for the City of Malad municipal water system as opposed to an alternative point of diversion for prior water rights already held and used by the City of Malad for its municipal water system.
6. Prior to or in connection with the proof of beneficial use statement to be submitted for municipal water use under this right, the right holder shall provide the department with documentation showing that the water supply system is being regulated by the Idaho Department of Environmental Quality as a public water supply and that it has been issued a public water supply number.
7. Use of water under this right shall be non-consumptive.

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8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 14th day of May, 2008.

Lyle Swank
for: DAVID R. TUTHILL, JR., Director