

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 45-07741

**Priority:** November 12, 1998

**Maximum Diversion Rate:** 0.45 CFS

It is hereby certified that CASSIA COUNTY JOINT SCHOOL DISTRICT #151

237 E 19TH ST

BURLEY ID 83318

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 12, 1998; and has submitted Proof of Beneficial Use on May 20, 2004. An examination indicates that the works have a diversion capacity of 0.45 cfs of water from:

**SOURCE**

GROUND WATER

and a water right has been established as follows:

**BENEFICIAL USE**

IRRIGATION

**PERIOD OF USE**

03/15 to 11/15

**DIVERSION RATE**

0.45 CFS

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER

L3 (NW¼NW¼SE¼) Sec. 30, Twp 10S, Rge 23E, B.M.

CASSIA 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 |        |
| 10S 23E 30  |    |    |    | 7.9 |    |    |    |    |    |    |    |    | .6 | 3.2 | L 3 |    | 11.7   |

Total Acres: 11.7

**CONDITIONS OF APPROVAL**

1. In addition to the surface water used for irrigation in conjunction with this right, the right holder shall maintain control of irrigation water in the Burley Irrigation District for 28 additional acres for mitigation purposes and shall comply with the terms of mitigation as the terms may be determined in the future by the department.
2. If the surface water right(s) appurtenant to the place of use is 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.
3. 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.
4. This right when combined with all other rights shall provide no more than 0.04 cfs per acre nor exceed a combined annual maximum diversion volume of 46.8 af at the field headgate for the lands above.

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 45-07741

5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. 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. 140.
7. Place of use is Burley High School.

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 27<sup>th</sup> day of December, 2007.

  
For DAVID R. GUTHILL, JR.  
Director