

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 45-07741

Date of Priority: November 12, 1998

Maximum Diversion Rate: 0.45 CFS

Comes now CASSIA COUNTY JOINT SCHOOL DISTRICT #151

237 E 19TH ST

BURLEY ID 83318

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 45-07741, and requests that the permit be changed as follows:

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

03/15 to 11/15

RATE OF DIVERSION

0.45 CFS

LOCATION OF POINT(S) OF DIVERSION:

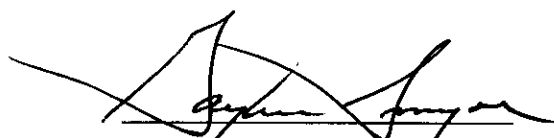
GROUND WATER L3 (NW¼NW¼SE¼) Sec. 30, Twp 10S, Rge 23E, B.M. CASSIA County

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									0.6	3.2			11.7
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Total Acres: 11.7

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 13 day of December, 2007.


(Signature)

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FOR DEPARTMENT USE ONLY
Preliminary check by _____ Fee = \$100.00 Received by CMB # C085544 Date 12-19-07

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, DAVID R. TUTHILL, JR., of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 45-07741 with the following:

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.
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.

Witness my hand this 27th day of December, 2007.



DAVID R. TUTHILL, JR.
Director