

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 63-32419

Priority: September 14, 2007

Maximum Diversion Rate: 0.15 CFS

This is to certify, that BRENDAN M SMEDICK
9900 BLANC LN
CALDWELL ID 83607-7922

has applied for a permit to appropriate water from:

Source: WASTE WATER

Tributary: SAND HOLLOW CREEK

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>
IRRIGATION	03/01 to 11/15	0.15 CFS

LOCATION OF POINT(S) OF DIVERSION:

WASTE WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, Twp 06N, Rge 03W, B.M. GEM County

PLACE OF USE: IRRIGATION

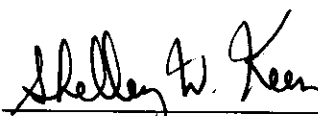
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 03W 34							5.0										5.0

Total Acres: 5.0

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 1, 2012**.
2. Subject to all prior water rights.
3. The source of water diverted under this right is waste water and is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
5. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
6. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 6th day of December, 2007.


for DAVID R. TUTHILL, JR., Director