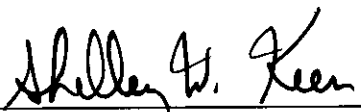


State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 72-16699

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 1, 2009**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
4. Stockwater use is for 30 horses and mules.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. Diversion and use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this right.
7. A new well constructed as a point of diversion for this right shall be placed near the right holder's southern property boundary as far as possible from Challis Creek.
8. 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. 170.
9. Prior to the diversion and use of water under this right, the right holder shall install and maintain an acceptable measuring device, including data loggers at each authorized point of diversion, in accordance with Department specifications.
10. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, on each point of diversion in a manner that will provide the watermaster suitable control of the diversion.
11. When notified by the Department or by a watermaster with regulatory authority over this right, the right holder shall report the amount of water diverted in connection with this right. The report shall be submitted in the manner and frequency specified by the Department or the watermaster.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 16th day of October, 2007.


for DAVID R. TUTHILL, JR., Director