

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 35-13577

Priority: September 07, 2006

Maximum Diversion Rate: 0.55 CFS

This is to certify, that SNAKE RIVER VIEW ESTATES HOME OWNERS ASSOCIATION INC
165 SOUTH 2170 EAST
SAINT GEORGE UT 84790

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>
DOMESTIC	01/01 to 12/31	0.55 CFS

LOCATION OF POINT(S) OF DIVERSION:GROUND WATER SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22, Twp 02S, Rge 35E, B.M. BINGHAM CountyGROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 23, Twp 02S, Rge 35E, B.M. BINGHAM County**PLACE OF USE:** DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 35E 22																X	
02S 35E 23							X	X	X	X	X	X					

CONDITIONS OF APPROVAL

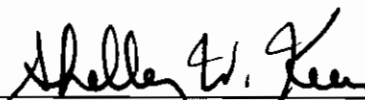
1. Proof of application of water to beneficial use shall be submitted on or before **August 1, 2012**.
2. Subject to all prior water rights.
3. Domestic use is for 32 homes.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
5. Points of diversion is located within Lot 20 and Lot 5, Blk. 3, Snake River View Estates Subdivision.
6. Place of use is located within Lots 1-11, Blk. 3; Lots 1-19; and Lots 23-24, Blk. 3; Snake River View Estates Subdivision.
7. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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9. 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. 120.
10. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
11. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
12. 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 for the irrigation component of this domestic use without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
13. 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.
14. Prior to any diversion and use of water under this water right, the right holder shall (1) provide evidence of participation in a mitigation plan, approved by the director, and administered by a ground water district or other recognized organization, or (2) provide individual mitigation approved by the director.
15. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 20th day of August, 2007.


for DAVID R. TUTHILL, JR., Director