

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 02-10327

Priority: December 20, 2005

Maximum Diversion Rate: 1.00 CFS

This is to certify, that RED ROCK POND HOMEOWNERS ASSN
6622 RED ROCK RD
MARSING ID 83639

has applied for a permit to appropriate water from:

Source: WASTE WATER
SNAKE RIVER

Tributary: SNAKE RIVER
COLUMBIA RIVER

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>	<u>ANNUAL VOLUME</u>
WILDLIFE	01/01 to 12/31	1.00 CFS	
DIVERSION TO STORAGE	01/01 to 12/31	1.00 CFS	
WILDLIFE STORAGE	01/01 to 12/31		22.0 AF

LOCATION OF POINTS OF DIVERSION:

SNAKE RIVER	SE ¼ NW ¼	Sec. 34, Twp 03N, Rge 04W, B.M., OWYHEE County
WASTE WATER	L8 (NE ¼ NW ¼)	Sec. 34, Twp 03N, Rge 04W, B.M., OWYHEE County

PLACE OF USE: WILDLIFE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 04W 34					X	X											
					L 8												

PLACE OF USE: WILDLIFE STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 04W 34					X	X											
					L 8												

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2008**.
2. Subject to all prior water rights.
3. Water shall not be diverted, from the Snake River, under this right when flows in the Snake River are below established minimum flow amounts at any of the following locations: Weiser, 4750 cfs; Johnson Bar, 5000 cfs; Lime Point 13,000 cfs.
4. A 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.

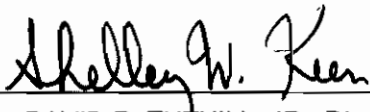
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5. The right holder shall not assign or sell the permit without first securing the written approval of the Department of Water Resources.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. 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 26th day of April, 20 07.


for DAVID R. TUTHILL, JR., Director