

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 21-13048

Priority: September 01, 2006

Maximum Diversion Rate: 0.70 CFS

This is to certify, that WILDERNESS DEVELOPMENT GROUP
1985 E 183 N
REXBURG ID 83440

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>
MUNICIPAL	01/01 to 12/31	0.70 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	NE¼ SW¼ NE¼ Sec. 8, Twp 09N, Rge 44E, B.M.	FREMONT County
GROUND WATER	SW¼ SW¼ NE¼ Sec. 8, Twp 09N, Rge 44E, B.M.	FREMONT County
GROUND WATER	NE¼ NE¼ SW¼ Sec. 8, Twp 09N, Rge 44E, B.M.	FREMONT County
GROUND WATER	SE¼ NW¼ SW¼ Sec. 9, Twp 09N, Rge 44E, B.M.	FREMONT County

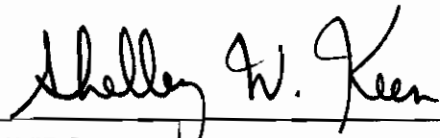
CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2012**.
2. Subject to all prior water rights.
3. This right does not grant any right-of-way or easement across the land of another.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
6. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
7. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
8. 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.
9. Place of use is within the area served by the public water supply system of Shadow Ridge at Stephens Ranch Subdivision. The place of use is generally located within Sections 8 and 9, Township 9N, Range 44E.
10. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.

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11. 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.
12. Prior to or in connection with the proof of beneficial use statement to be submitted for municipal water use under this right, the right holder shall provide the department with documentation showing that the water supply system is being regulated by the Idaho Department of Environmental Quality as a public water supply and that it has been issued a public water supply number.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 11th day of April, 2007.

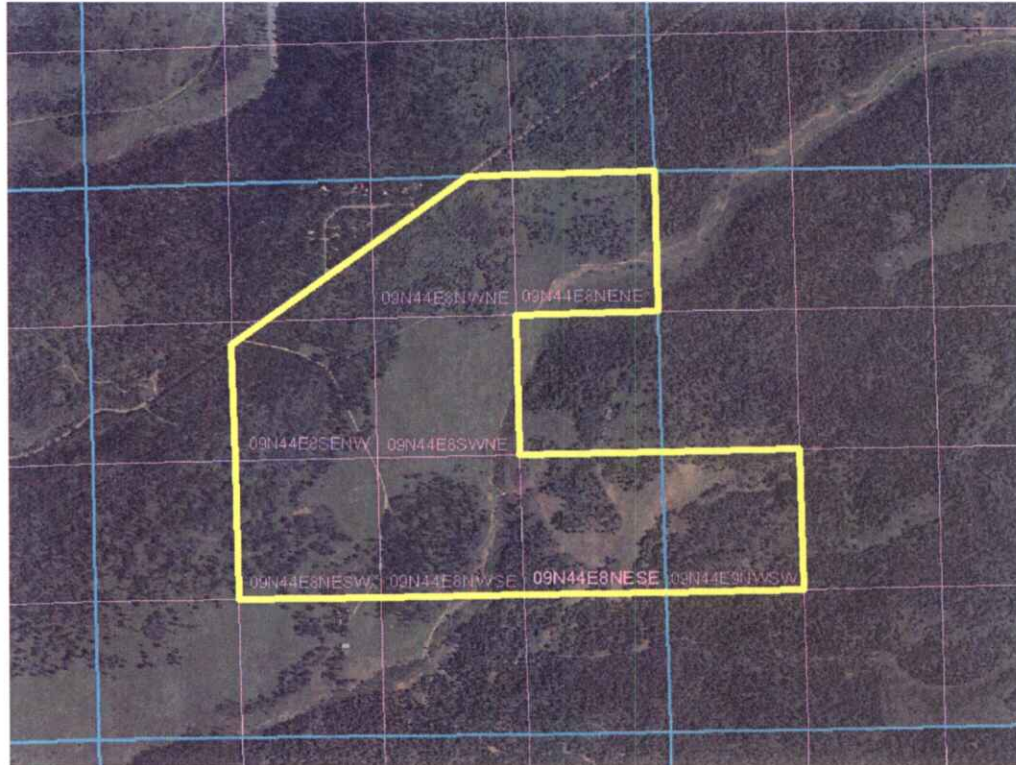

for DAVID R. TUTHILL, JR., Interim Director

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Digital Boundary for Wilderness Development Group, LLC

April 11, 2007



0.3 0 0.3 0.6 Miles

-  Digital Boundary - Wilderness Development Group, LLC
-  Sections
-  QQ

