

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 22-13589

Priority: September 19, 2006

Maximum Diversion Rate: 1.10 CFS

This is to certify, that HUNTSMAN SPRINGS
97 N HIGHWAY 33
DRIGGS ID 83422

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	1.10 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER NW¼ NW¼ Sec. 26, Twp 05N, Rge 45E, B.M. TETON 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	
05N 45E 22		X	X										X			X	
05N 45E 23											X						
05N 45E 26					X		X		X		X						
05N 45E 27	X	X	X	X									X	X		X	

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2012**.
2. Subject to all prior water rights.
3. Domestic use is for 694 homes and does not include lawn, garden, landscape, or other types of irrigation.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
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. 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.
7. 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.

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8. 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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 13th day of February, 20 07.

for Shelley W. Keen
DAVID R. TUTHILL, JR., Interim Director