

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 25-14186

Priority: September 18, 2006

Maximum Diversion Rate: 0.05 CFS

This is to certify, that NEW PHASE INVESTMENTS LLC
2281 W HEYREND WAY
IDAHO FALLS ID 83402

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>
COMMERCIAL	01/01 to 12/31	0.05 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SW¼ NW¼ Sec. 2, Twp 01N, Rge 37E, B.M. BONNEVILLE County

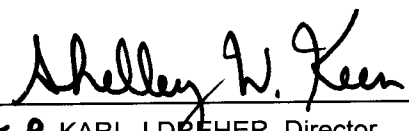
PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	37E	2							X	X									

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **November 01, 2007**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
5. Use of water under this right shall be non-consumptive. At such time in the future as the Director determines necessary to protect the prior rights of other users, the Director may require determination of the rate of loss within the system using a procedure approved by the Director, and may require mitigation for all system losses.
6. Commercial use is for washing soil from potatoes for laboratory testing.
7. Return flow discharged to a subsurface system must be authorized by a separate injection well 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 8th day of November, 2006.


FOR KARL J DREHER, Director