

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07672

Priority: April 16, 1990

Maximum Diversion Rate:

4.76 CFS

This is to certify, that H & L FARMS

C/O HOWARD JENSEN

1031 EARNEY DAIRY RD

REXBURG ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 16, 1990; and has submitted Proof of Beneficial Use on July 9, 1993. An examination indicates that the works have a diversion capacity of 5.040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	4.76 CFS	8330

LOCATION OF POINT(S) OF DIVERSION:

SESE, Sec. 14, Township 06N, Range 39E
MADISON County

PLACE OF USE: IRRIGATION

TWN 40E SEC

06N 39E 14

ACRES

NWNE 20

NESW 27

NWSE 40

ACRES

SWNE 40

SESW 17

SWSE 39

ACRES

SENE 37

NESE 10

SESE 8

TOTAL

238

Total number of acres irrigated: 238

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

FILED

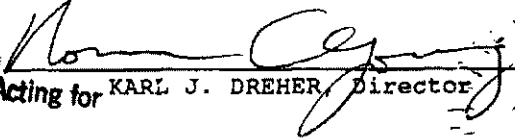
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8. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 833.0 af for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 16TH
day of MAY, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED

MAY 20 1997