

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**  
NO. 36-16364

Priority: August 15, 2005

Maximum Diversion Rate: 0.04 CFS

This is to certify, that MINIDOKA COUNTY FIRE PROTECTION DISTRICT  
PO BOX 166  
HEYBURN ID 83336

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       | 0.04 CFS                 |
| FIRE PROTECTION       | 01/01 to 12/31       | 0.04 CFS                 |

**LOCATION OF POINT OF DIVERSION:**

GROUND WATER NW¼ NW¼ Sec. 31, Twp 07S, Rge 25E, B.M. MINIDOKA County

**PLACE OF USE:** DOMESTIC and FIRE PROTECTION

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |        |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 07S 25E 31  |    |    |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |        |

**CONDITIONS OF APPROVAL**

1. Proof of application of water to beneficial use shall be submitted on or before **November 01, 2006**.
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. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
5. Upon specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
6. Domestic and fire protection uses are for a fire district building and the filling of storage tanks and/or fire trucks at a rate not to exceed 0.04 cfs and 2,500 gallons per day. The right holder is authorized to divert water in excess of 0.04 cfs and 2,500 gallons per day to fight or repel an existing fire in accordance with Idaho Code §42-201(3).

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**  
NO. 36-16364

7. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 8<sup>th</sup> day of December, 2005.

  
FOR KARL J DREHER, Director