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Of Counsel
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* Also licensed in Arizona and Utah

** Also licensed in Missouri and Kansas

FACSIMILE TRANSMITTAL SHEET

DATE: August 15, 2005
TO: Gary Spackman
FAX #: 208-287-6700
FROM: Kent W. Foster
FAX #: (208) 523-9518

NO. OF PAGES INCLUDING TRANSMITTAL SHEET: 10

ITEMS SENT: Correspondence with 2 Applications to Amend Permits
Nos. 41-7076 and 41-7081 - In the name of Timothy P. Deeg

ORIGINALS: Sent in mail ☐ Kept on File ☒

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE (208) 523-0620.

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Telecopier Operator

Cheri Vandermeulen

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August 15, 2005

Via Facsimile

Gary Spackman
Idaho Department of Water Resources
Fax No.: 208-287-6700

Dear Mr. Spackman:

We are enclosing, via facsimile transmission, copies of the Applications to Amend Permit on behalf of Mr. Deeg for rights numbers 41-7076 and 41-7081. We filed the originals here in Idaho Falls in order to get them date stamped and filed on time and we assume the originals will be on their way to you.

We will look forward to finishing this matter up as soon as you have an opportunity.

Yours very truly,



Kent W. Foster

Enclosures

G:\WPDA\TAKWFI246 DEEG, TIM\Correspondence\Gary Spackman ltr 081505.wpd:edv

RECEIVED

AUG 15 2005

Form 211
10/93Department of Water Resources
Eastern RegionReceipt No. _____
Received By _____
Date _____STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR AMENDMENT OF A PERMITApplicant Timothy P. Deeg Phone (208) 523-0620Address c/o Holden, Kidwell, Hahn & Crapo, PLLC, PO Box 50130, Idaho Falls, ID 83405-0130I am the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 41-07076,
and request that the permit and permit map be amended and/or changed as follows:Purpose of Amendment: _____ Change point of diversion _____ Add point of diversion
X Change place of use _____ Change nature of use _____ Change period of use
_____ Other1. Point of diversion: SW 1/4 SW 1/4 SE 1/4, Section 6, Township 9S, Range 31E, B.M.,
County of Power. Other points of diversion NWSWSE 6, 9S, 31E.

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 4.8 cfs for Irrigation purposes from 4/1 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)3. Place of use or land to be irrigated: **PERMISSIBLE PLACE OF USE**

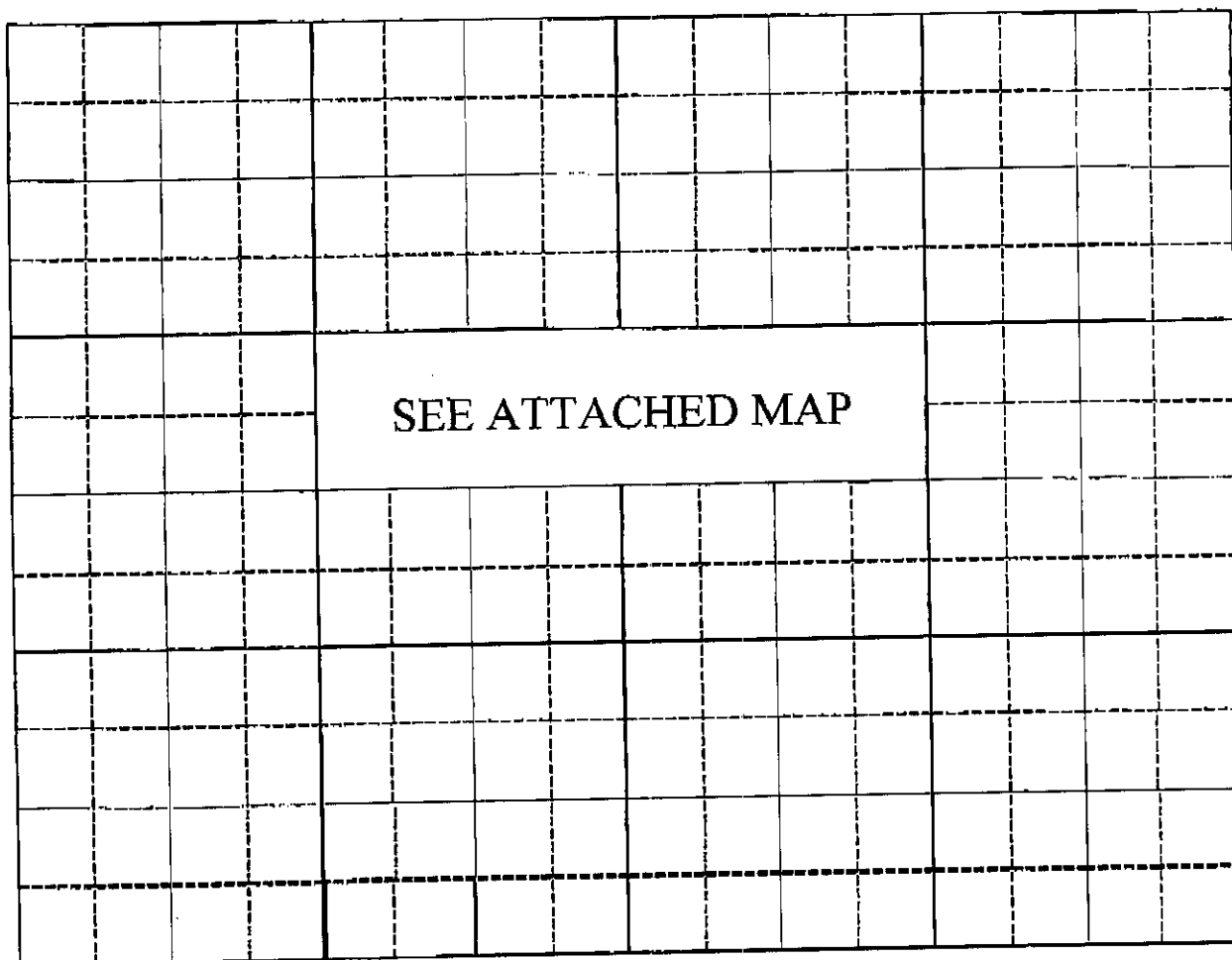
TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	30E	1	40	40	40	40							40	40	40	40	40	31	39
		12		40	40		40			40	40			40		40	40	40	32
9S	31E	6						21	22		36	22	18	30	40	38	33	40	30

Total number of acres to be irrigated 1011

COPY

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated at the place of use? Applicant and Applicant's family
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Leases

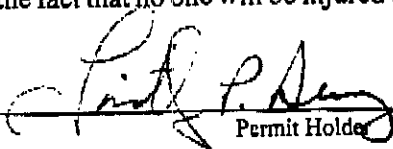
Complete the following map by showing land and point of diversion as proposed by this amendment. Show $\frac{1}{4}$ $\frac{1}{4}$ section, township, range and ditches. (the smallest subdivision represents 40 acres)



SCALE: 2 inches equal 1 mile. Draw plan in ink.

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this _____ day of _____, 2005.


Permit Holder

ACTION OF THE DEPARTMENT OF WATER RESOURCES

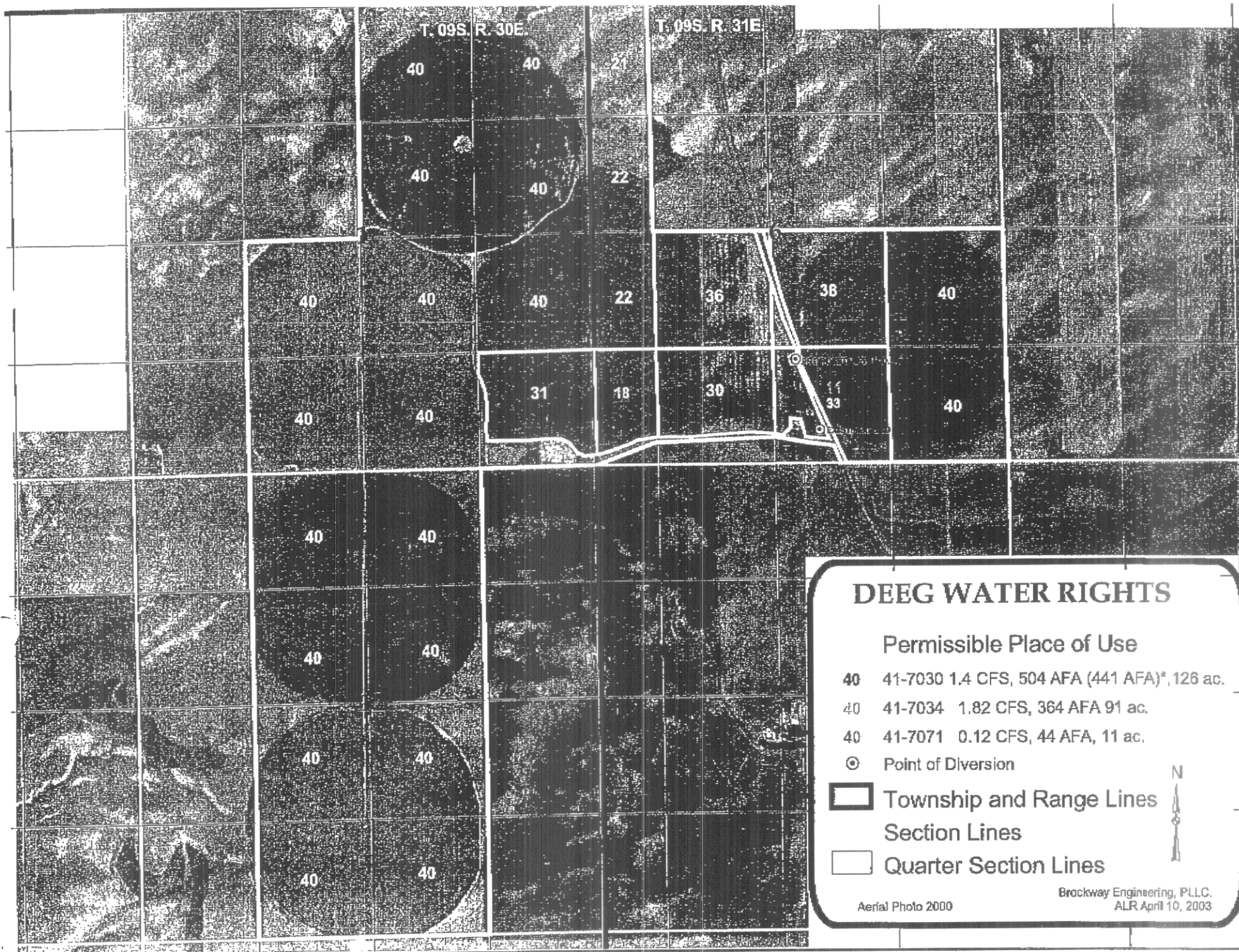
Preliminary check by _____ Publication prepared by _____

Dated _____ Published in _____ Publication dates _____

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 2000.

Signature



RECEIVED

AUG 15 2005

Form 211
10/93Department of Water Resources
Eastern RegionReceipt No. _____
Received By _____
Date _____STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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Amount 6.95 cfs for Irrigation purposes from 4/1 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
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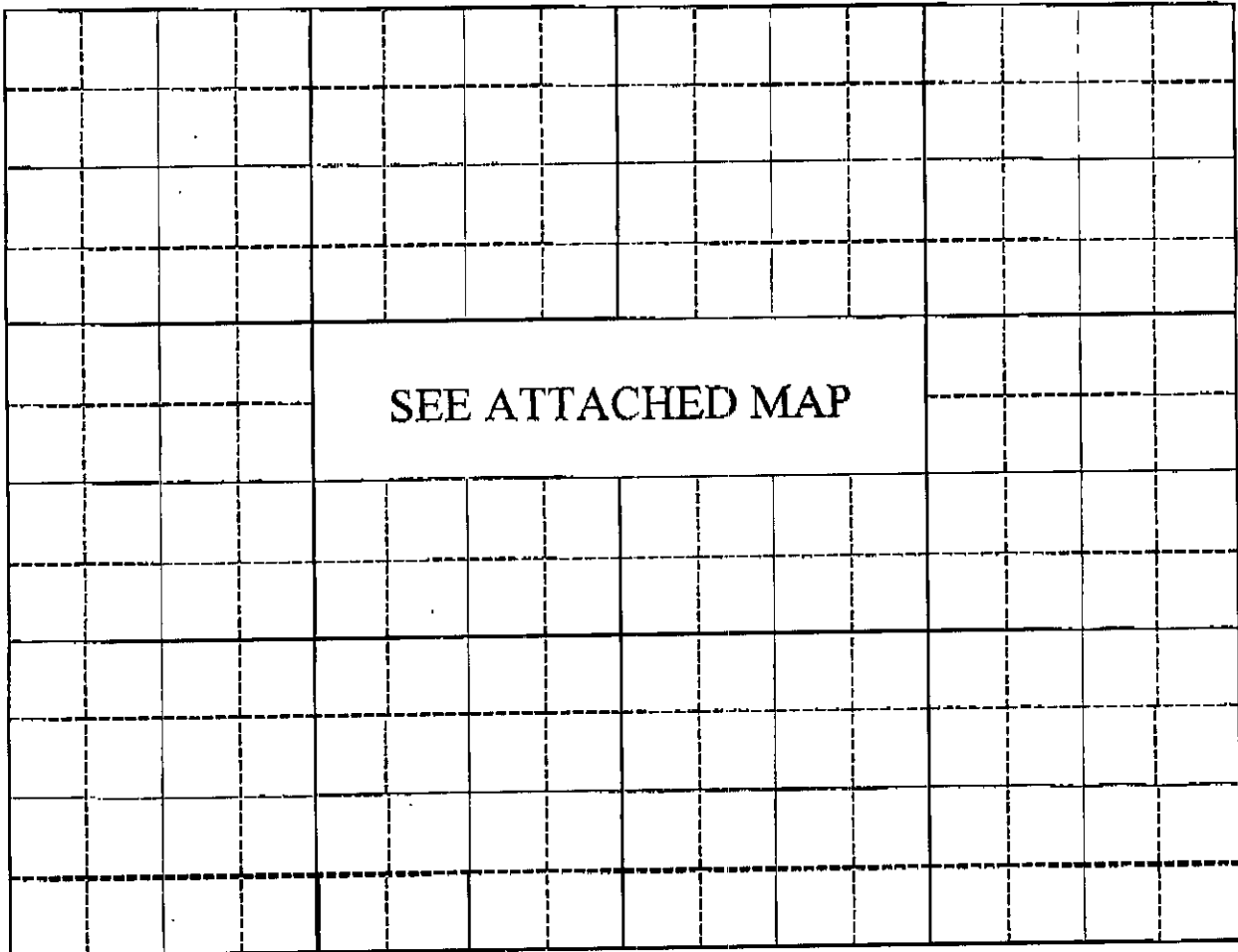
TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				T
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	30E	1	40	40	40	40					40			40	40	40	40	31	3
		12		40	40		40			40	40			40		40	40		3
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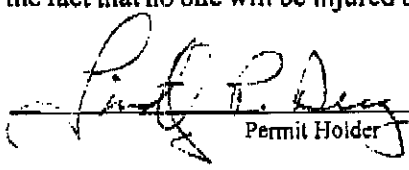
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Signed this _____ day of _____, 2005.


Permit Holder

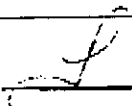
ACTION OF THE DEPARTMENT OF WATER RESOURCES

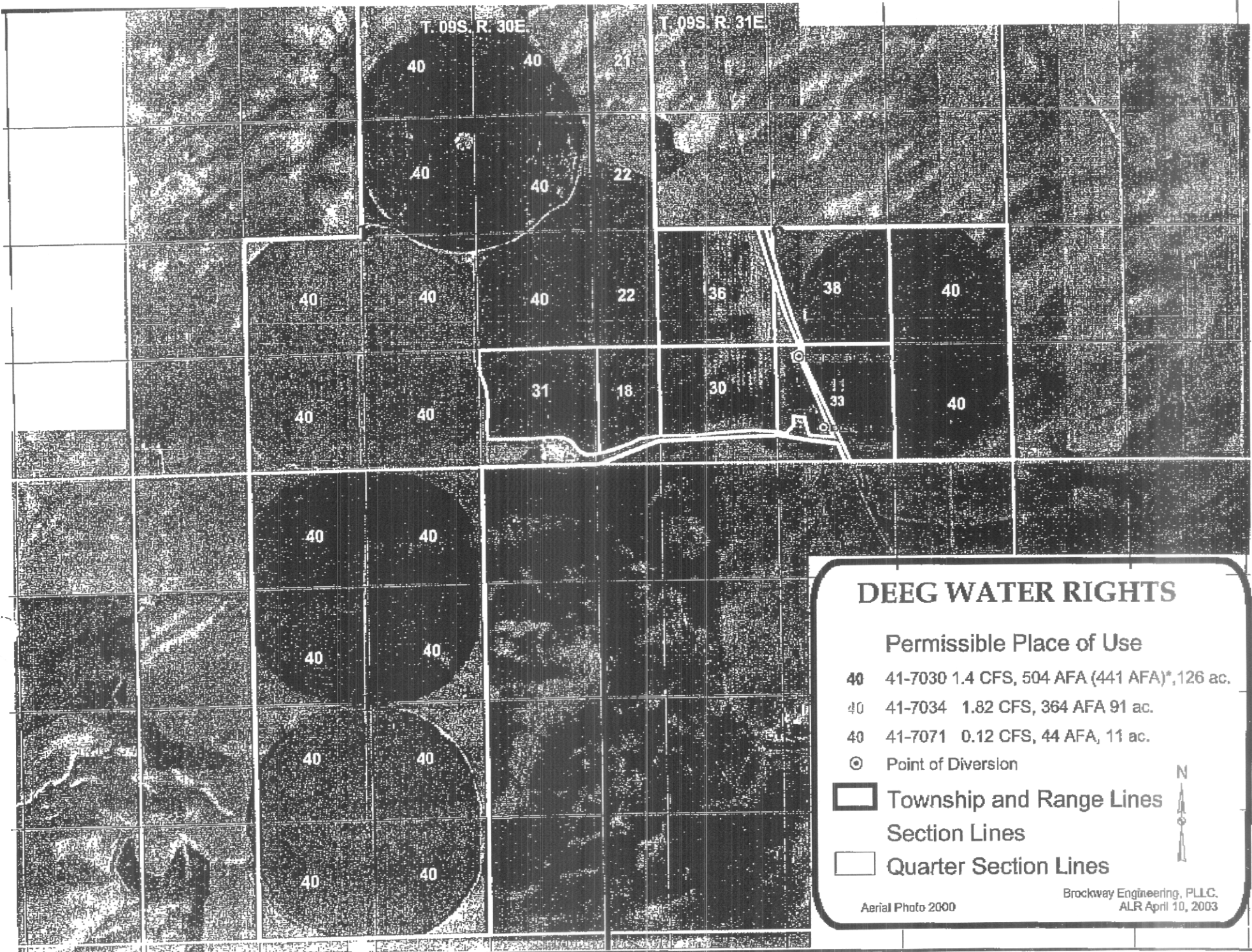
Preliminary check by _____ Publication prepared by _____

Dated _____ Published in _____ Publication dates _____

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 2000.


Signature



DEEG WATER RIGHTS

Permissible Place of Use

- 40 41-7030 1.4 CFS, 504 AFA (441 AFA)*, 126 ac.
- 40 41-7034 1.82 CFS, 364 AFA 91 ac.
- 40 41-7071 0.12 CFS, 44 AFA, 11 ac.

⊙ Point of Diversion

▬ Township and Range Lines

▬ Section Lines

▬ Quarter Section Lines



Aerial Photo 2000

Brockway Engineering, PLLC.
ALR April 10, 2003