

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 67-07899

Priority: June 19, 1992

Maximum Diversion Rate: 1.00 CFS
Maximum Diversion Volume: 66.0 AF

It is hereby certified that TREE TOP RANCHES LP
1299 N ORCHARD ST
SUITE 203
BOISE ID 83706 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated June 19, 1992; and has
submitted Proof of Beneficial Use on November 18, 1998. An examination indicates that the works have
a diversion capacity of 1 cfs of water from:

SOURCE

SAGE CREEK

Tributary: WEISER RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		66.0 AF
IRRIGATION FROM	03/15 to 10/31		66.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	1.00 CFS	

LOCATION OF POINT OF DIVERSION:

SAGE CREEK NE¼NW¼ Sec. 23, Twp 13N, Rge 04W, B.M., WASHINGTON County

PLACE OF USE: IRRIGATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N 04W 14														X			

PLACE OF USE: IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N 04W 11												.8	30.0		40.0	40.0	110.8
13N 04W 12											24.0	16.0			9.3		49.3
13N 04W 13			40.0	38.0	24.0	39.0	39.0	40.0	30.0	40.0	35.0	19.0			1.4		345.4
13N 04W 14	40.0	40.0	39.0	37.0	28.0			25.0					39.0	8.6	6.1	28.0	290.7
13N 04W 23	6.6																6.6
13N 04W 24					4.2	20.0											24.2

Total Acres: 827

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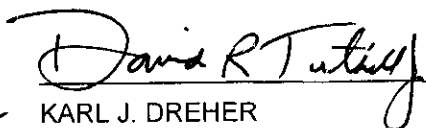
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CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 800 acres within the place of use described above in a single irrigation season.
2. 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. 67.
3. Rights 67-7732, 67-0638, 67-0639, 67-0644, 67-0645, 67-0646, 67-0647, 67-0648, 67-0649, 67-0650, 67-0651, 67-0652, 67-0653, and 67-7899 when combined shall not exceed the irrigation of 827 acres.
4. Right 67-7732 is also diverted through the point of diversion described above and when combined with Rt. 67-7899 shall not exceed a total diversion rate of 1.0 cfs.
5. The right holder shall provide a means acceptable to the department to measure the amount of water entering the reservoir and the amount of water released from the reservoir.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 29th day of November, 2005.

for 
KARL J. DREHER
Director