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State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
WATER RIGHT NO. 13-07127

Date of Priority: February 29, 1976

Maximum Diversion Volume: 600.0 AF

Comes now MILLER FAMILY REAL ESTATE LLC  
C/O LARRY MILLER MGMT CO  
8350 SOUTH 150 EAST NO 1000  
SALT LAKE CITY, UT 84070

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 13-07127, and requests that the permit be changed as follows:

Source: CURRENT CREEK

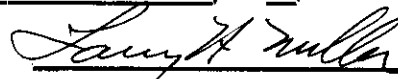
Tributary: STOCKTON CREEK

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| RECREATION STORAGE    | 11/01 to 03/31       | N/A                      | 600.0 AF             |

LOCATION OF POINT(S) OF DIVERSION:CURRENT CREEK SE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 33, Twp 12S, Rge 39E, B.M. BANNOCK CountyPLACE OF USE: RECREATION STORAGE

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 12S 39E 33  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
| 13S 39E 4   |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|             |    |    | L2 |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 8<sup>th</sup> day of November, 2005.

  
(Signature)

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FOR DEPARTMENT USE ONLY  
Preliminary check by SUK Fee = \$50.00 Received by MM # 679636 Date 11-15-05

**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 13-07127 with the following:

**CONDITIONS OF APPROVAL**

1. The right holder shall maintain permanent measuring devices in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured.
2. This right authorizes filling of the reservoir from November 1 to March 31. From April 1 to October 31 each year, the amount of water released from the reservoir must equal or exceed the amount of water entering the reservoir.
3. 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.
4. Recreation Storage use is for fishing and hunting.

Witness my hand this 23<sup>rd</sup> day of November, 2005.

David R Tuttle  
for **KARL J. DREHER**  
Director