

State of Idaho
Department of Water Resources
Amendment of Permit

NO. 37-20834

Priority: November 15, 2002

Maximum Diversion Rate: 3.47 CFS

This is to certify, that WALKER SAND & GRAVEL LTD CO
PO BOX 400
BELLEVUE ID 83313

has applied for an amendment of a permit and the amendment is APPROVED for development of water as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
INDUSTRIAL	01/01 to 12/31	3.47 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 24, Twp 01N, Rge 18E, B.M., BLAINE County
GROUND WATER	SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 24, Twp 01N, Rge 18E, B.M., BLAINE County
GROUND WATER	SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 24, Twp 01N, Rge 18E, B.M., BLAINE County
GROUND WATER	SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 24, Twp 01N, Rge 18E, B.M., BLAINE County

PLACE OF USE: INDUSTRIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N 18E 24										X	X	X	X				

CONDITIONS OF APPROVAL

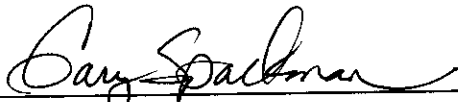
1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2006**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Industrial use is for washing rock and sand.
6. Use of water under this right shall be non-consumptive. The right holder shall cause water diverted and used under this right to be returned to the ground water by seepage or injection.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. Return flow discharged to a subsurface system must be authorized by a separate injection well permit.

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9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
10. 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 amendment of permit is issued pursuant to the provisions of Section 42-211, Idaho Code. Witness the signature of the Director, affixed at Boise, this 27th day of September, 2005.


for KARL J DREHER, Director