

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 37-08720

Date of Priority: April 23, 1991

Maximum Diversion Rate: 3.20 CFS

Comes now FAULKNER LAND & LIVESTOCK CO INC
1989 S 1875 E

GOODING ID 83330 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. 37-08720, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	3.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

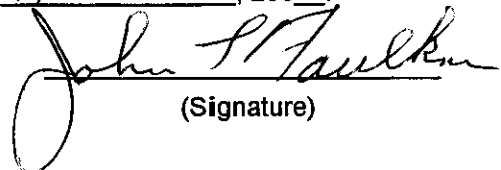
GROUND WATER SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, Twp 06S, Rge 15E, B.M GOODING County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S 15E 31		18.0	26.0		20.0			30.0	21.0		26.0	35.0	12.0	24.0	38.0	37.0	287.0
07S 15E 4							1.0				L 4						1.0
07S 15E 5	22.0	10.0			4.0												36.0
	L 1	L 2			L 3												

Total Acres: 324

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 1st day of April, 2003.


(Signature)

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FOR DEPARTMENT USE ONLY

Preliminary check by SWIK Fee = \$500 Received by JM # CD50268 Date 9.1.00

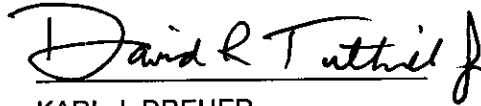
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 37-08720 with the following:

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
2. Rights 37-08005B, 37-08005D, 37-08702, and 37-08812 are also diverted through the point of diversion described above.
3. Rights 37-08005B, 37-08812 and 37-08720 when combined shall not exceed the irrigation of 324 acres.
4. Rights 37-8005B, 37-8005D, 37-8702, 37-8812, and 37-8720 when combined shall not exceed a total diversion rate of 7.09 cfs.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1296.0 af at the field headgate for the lands above.
6. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

Witness my hand this 23rd day of September, 2005.


for **KARL J. DREHER**
Director