

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-21479

Priority: June 21, 2005

Maximum Diversion Rate: 0.20 CFS

This is to certify, that C & W LAND LLC
PO BOX 2502
TWIN FALLS ID 83301

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.20 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER NW¼SW¼NE¼ Sec. 2, Twp 02S, Rge 17E, B.M., CAMAS County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S	17E	2		X	X														
				L 2															

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2010**.
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. Point of diversion is located within Lot 20, Blk. 2, Magic Village Subdivision No. 3.
6. Domestic use is for 9 homes.
7. Place of use is located within Lots 1-8, Blk. 2; Lots 20-22, Blk. 2; and Lots 1-7, Blk. 3; Magic Village Subdivision No. 3.
8. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
9. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.

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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 permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 22nd day of August, 2005.


FOR KARL J DREHER, Director