

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07311

Priority: December 26, 1979

Maximum Diversion Rate: 1.40 CFS
Maximum Diversion Volume: 245.0 AF

It is hereby certified that EARL WILCOX
9169 S 400 W
REXBURG ID 83440 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated December 26, 1979; and has
submitted Proof of Beneficial Use on December 17, 1984. An examination indicates that the works have
a diversion capacity of 3.0 cfs of water from:

SOURCE

UNNAMED SLOUGH

Tributary: SNAKE 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	04/01 to 10/31	1.40 CFS	245.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED SLOUGH L6 (SE¼ NW¼) Sec. 1, Twp 04N, Rge 39E, B.M. MADISON 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	
04N 39E 1			29.0		32.0	2.0		7.0									70.0
			L 7		L 6			L 6									

Total Acres: 70

CONDITIONS OF APPROVAL

1. 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. 01.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. When water is not available to fill this right, the right holder shall cease diversion, shall rent water from Water District 01 Rental Pool, or shall otherwise mitigate the depletion of water caused by this water use.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

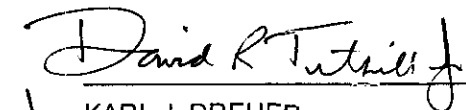
State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07311

5. The right holder is entitled to use water from the proposed source when it is not tributary to the Snake River. When water from the slough is tributary the right holder must replace water diverted with storage water.
6. Some or all of the water use authorized by this right is claimed with an earlier priority date on Snake River Basin Adjudication Claim No. 22-4020. If Claim No. 22-4020 is decreed as it is claimed, then this right shall be eliminated or reduced by the amount necessary to avoid redundancy of water rights.

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 1st day of August, 2005.


for KARL J. DREHER
Director