

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 11-07119

Priority: June 12, 1997

Maximum Diversion Rate: 2.40 CFS

It is hereby certified that NORTH SIDE PIPELINE CO INC  
C/O SCOTT CRANE  
24761 HWY 30 N  
MONTPELIER ID 83254 has complied with the terms and  
conditions of the permit, issued pursuant to Application for Permit dated May 24, 1977; and has  
submitted Proof of Beneficial Use on June 12, 1997. An examination indicates that the works have a  
diversion capacity of 2.40 cfs of water from:

**SOURCE**

GROUND WATER

and a water right has been established as follows:

|                              |                             |                              |
|------------------------------|-----------------------------|------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>PERIOD OF USE</u></b> | <b><u>DIVERSION RATE</u></b> |
| IRRIGATION                   | 04/15 to 10/31              | 2.40 CFS                     |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 9, Twp 12S, Rge 44E, B.M. BEAR LAKE 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  |        |
| 12S 44E 4   |      |      |      |      |      |      |      |     | 5.0 | 18.0 | 40.0 | 40.0 |     |      |    |     | 103.0  |
| 12S 44E 5   |      |      |      |      |      |      |      |     |     |      |      |      |     |      |    | 1.0 | 1.0    |
| 12S 44E 8   | 39.0 | 39.0 | 40.0 | 37.0 | 4.0  |      |      |     |     |      |      |      | 3.5 | 27.0 |    |     | 189.5  |
| 12S 44E 9   |      |      |      |      | 40.0 | 36.0 | 26.0 | 5.0 |     |      |      |      |     |      |    |     | 107.0  |

Total Acres: 400.5

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 350 acres within the place of use described above in a single irrigation season.
2. 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.

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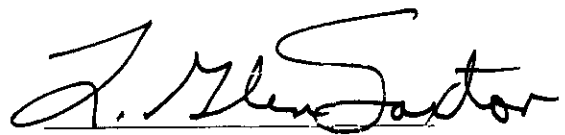
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**CONDITIONS OF APPROVAL CONTINUED**

3. 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.
4. 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 1402 af at the field headgate for the lands above.
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Right 11-7377 is also diverted through the point of diversion described above.

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 6<sup>th</sup> day of August, 2004.

  
for **KARL J. DREHER**  
Director