

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-22377

Priority: April 11, 2001

Maximum Diversion Rate: 0.70 CFS
Maximum Diversion Volume: 157.5 AF

It is hereby certified that REX E LANHAM
2630 HWY 21
BOISE ID 83716 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated April 11, 2001; and has
submitted Proof of Beneficial Use on October 02, 2002. An examination indicates that the works have a
diversion capacity of 0.86 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: PAYETTE 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	03/01 to 11/15	0.70 CFS	157.5 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM L3 (SE¼ NW¼) Sec. 11, Twp 06N, Rge 02W, B.M. GEM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N 02W 11			5.0		8.5			21.5									35.0
			L 2					L 3									

Total Acres: 35

CONDITIONS OF APPROVAL

1. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
2. 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. 65.
3. Upon specific notification by the Department or the Water District, the right holder shall install 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.

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4. When water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate the depletion of water caused by this water use.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands 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 21st day of March, 2005.


for KARL J. DREHER
Director