

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 37-08205

Priority: March 12, 1985

Maximum Diversion Rate: 1.21 CFS
Maximum Diversion Volume: 276.0 AF

It is hereby certified that SUN VALLEY LAND & MINERALS INC
PO BOX 1959
SUN VALLEY ID 83353 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 14, 2008; and has
submitted Proof of Beneficial Use on October 19, 2009. An examination confirms water is diverted from:

SOURCE

GROUND WATER

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>
HEATING	01/01 to 12/31	0.84 CFS	122.0 AF
RECREATION	01/01 to 12/31	0.37 CFS	154.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4SE1/4 Sec. 27, Twp 03N, Rge 17E, B.M. BLAINE County
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PLACE OF USE: HEATING AND RECREATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27																X	X

CONDITIONS OF APPROVAL

- After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
- Heating use is for melting snow and ice on driveways and walkways and for space heating in one home and one bath house. The heating use shall be non-consumptive.
- Recreation use is for heating a pond filled initially from another water source.
- Water used solely for heating purposes and water used for the non-consumptive component of the recreation use shall either be injected into the groundwater or discharged to a natural stream.
- Return flow discharged to a subsurface system must be authorized by a separate injection well permit and if return flow is discharged to a surface water system shall meet Idaho Water Quality Standards.
- The following rights are diverted through the points of diversion described above bearing metal ID tags #D0050559 and #D0050560: 37-8205 and 37-22128.

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7. To mitigate for the depletion of water resulting from the use of water under this right and to prevent injury to senior water right holders, the right holder shall cease diverting and using water as authorized by the following water rights for the purposes and amounts specified below. Moreover, the official record for the following water right will be changed to show that diversion and use of water is not authorized because the portion of the right is being dedicated to mitigation purposes.

<u>Right No.</u>	<u>Use Changed to Mitigation</u>	<u>Mitigation Volume (AF)</u>
37-4369	Recreation Storage	2.3

In addition, the following statement shall be added to right no. 37-4369: The surface area of the reservoirs established in connection with this right shall not exceed 11.8 acres.

8. This right does not grant any right-of-way or easement across the land of another.

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 14 day of March, 2013.



For GARY SPACKMAN
Director