

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 23-11237

Priority: July 11, 2003

Maximum Diversion Volume: 2.0 AF

It is hereby certified that STEPHEN E MARTIN
425 S HOLMES AVE
IDAHO FALLS ID 83401 has complied with the terms and conditions of
the permit, issued pursuant to Application for Permit dated July 11, 2003; and has submitted Proof of
Beneficial Use on September 13, 2004; and a water right has been established as follows:

SOURCE

GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
AESTHETIC STORAGE	01/01 to 12/31		2.0 AF
RECREATION STORAGE	01/01 to 12/31		2.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE¼SW¼ Sec. 2 Twp 01N Rge 43E, B.M. BONNEVILLE County

PLACE OF USE: AESTHETIC STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
01N	43E	2	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X								

PLACE OF USE: RECREATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
01N	43E	2	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X								

CONDITIONS OF APPROVAL

- As mitigation for the use of water under this right, the right holder shall own, and hold unused, shares in Palisades Water Users Inc.
- The two (2) ponds and one (1) artificial stream established by the storage of water under this right shall not exceed a total capacity of 1.88 acre-feet or a total surface area of 0.5 acres.
- Right 23-11237 authorizes the diversion of an annual total of 2.0 acre-feet to be used for the initial filling of the ponds and the artificial stream and for the replacement of losses caused by evaporation.
- Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.
- The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

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6. Point of diversion and place of use are located within Lot 8, Blk. 3, Fox Creek Ranch.

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 this 25th day of February, 2013.


for GARY SPACKMAN
Director

