

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-13577

Priority: September 07, 2006

Maximum Diversion Rate: 0.55 CFS
Maximum Diversion Volume: 64.8 AF

It is hereby certified that SNAKE RIVER VIEW ESTATES HOMEOWNERS ASSN
165 S 2170 E
ST GEORGE UT 84790 has complied with the terms and conditions of
the permit, issued pursuant to Application for Permit dated September 07, 2006; and has
submitted Proof of Beneficial Use on July 16, 2012; and a water right has been established as follows:

SOURCE

GROUND WATER

BENEFICIAL USE

DOMESTIC

PERIOD OF USE

01/01 to 12/31

DIVERSION RATE

0.55 CFS

**ANNUAL
DIVERSION VOLUME**

64.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SE¼SE¼	Sec. 22	Twp 02S	Rge 35E, B.M.	BINGHAM County
GROUND WATER	L3 (NW¼SW¼)	Sec. 23	Twp 02S	Rge 35E, B.M.	BINGHAM County

PLACE OF USE:

Twp	Rge	Sec	DOMESTIC				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	35E	22																	
02S	35E	23						X	X	X	X	X	X	X				X	
									L2	L16	L16	L3	L17						
									X	X	X	X							
									L10	L3	L3	L17							

CONDITIONS OF APPROVAL

1. Points of diversion are located within Lot 9, Blk. 3 and Lots 19/20, Blk. 3; Snake River View Estates.
2. Place of use is located within Lots 1-20, Blk. 1; Lots 1-10, Blk. 2; and Lots 1-24, Blk. 3; Snake River View Estates.
3. The domestic use under rights 35-9085 and 35-13577 is for 54 homes.
4. The domestic use under rights 35-9085 and 35-13577 is limited to 64.8 acre-feet.
5. The domestic use authorized under rights 35-9085 and 35-13577 shall not exceed 13,000 gallons per day per home.
6. 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. 120.
7. 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(s).

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8. The right holder shall (1) continue to participate in a mitigation plan, approved by the director, administered by a ground water district or other recognized organization, or (2) provide individual mitigation approved by the director.
9. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
10. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
11. 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 ground water shall not be used for the irrigation component of this domestic use without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
12. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.

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 11th day of February, 2013.


for GARY SPACKMAN
Director