

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-33052

Priority: September 02, 2009

Maximum Diversion Volume: 64.5 AF

It is hereby certified that CITY OF BOISE
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID 83706-2898 has complied with the terms and conditions of the
permit, issued pursuant to Application for Permit dated May 20, 2008; and has submitted Proof of
Beneficial Use on June 04, 2012. An examination confirms water is diverted from:

SOURCE

GROUND WATER

Tributary: BOISE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL DIVERSION VOLUME</u>
MUNICIPAL STORAGE	01/01 to 12/31	64.5 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER L5 (SE1/4SW1/4) Sec. 19, Twp 03N, Rge 03E, B.M., ADA County
GROUND WATER L9 (NW1/4NE1/4) Sec. 30, Twp 03N, Rge 03E, B.M., ADA County

PLACE OF USE: MUNICIPAL STORAGE

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 03E 19											X	X					
03N 03E 30		X										L 5					
		L 9															

CONDITIONS OF APPROVAL

- Place of use is Marianne Williams Park.
- 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. 63, Boise River.
- 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 rights, or portion thereof, are being dedicated to mitigation purposes.

Right No.	Use Changed to Mitigation Irrigation	Mitigation Rate (cfs)	Mitigation Volume (AF)	Mitigation Acres
63-243G		0.10	22.5	5.0

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The land that will no longer be irrigated under this right is located within the authorized boundary of South Boise Mutual Irrigation Company Ltd.

If the specified mitigation right, or portion thereof, is sold, transferred, leased, used on any place of use, or is not deliverable due to a shortage of water or a priority call, then the amount of water authorized for diversion under this right approval shall be reduced by the same proportion as the reduction to the mitigation rights.

4. 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).
5. 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.
6. Water bearing zone to be appropriated is from 1 to 35 feet.
7. The two (2) ponds established by the storage of water under this right shall not exceed a total capacity of 64.5 acre-feet or a total surface area of 5 acres.

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 6th day of November, 2012.



JOHN WESTRA
Western Regional Manager