

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 25-07593

Priority: October 10, 1995

Maximum Diversion Rate: 0.79 CFS
Maximum Diversion Volume: 120.8 AF

It is hereby certified that MORNINGVIEW WATER CO INC
PO BOX 598
RIGBY ID 83442 has complied with the terms and conditions of the permit,
issued pursuant to Application for Permit dated May 14, 1991; and has submitted Proof of Beneficial Use
on October 10, 1995; 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>
DOMESTIC	01/01 to 12/31	0.33 CFS	28.8 AF
IRRIGATION	04/01 to 10/31	0.46 CFS	92.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NW¼NE¼	Sec. 30	Twp 04N	Rge 39E, B.M.	JEFFERSON County
GROUND WATER	NW¼NE¼	Sec. 30	Twp 04N	Rge 39E, B.M.	JEFFERSON County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	39E	30	X																

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	39E	30	9.0		14.0														23.0

Total Acres: 23

CONDITIONS OF APPROVAL

1. 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.
2. Rights 25-14199 and 25-7593 when combined shall not exceed a total diversion rate of 0.83 cfs for in-house non-consumptive purposes and 0.46 cfs and 92 afa for the irrigation of 152 lots.
3. Domestic use is for 48 homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
4. Place of use is located within Morningview Subdivision.

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5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. 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.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

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 31st day of January, 2012.


for GARY SPACKMAN
Interim Director