

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-33136

Priority: December 09, 2008

Maximum Diversion Volume: 21.6 AF

It is hereby certified that WOODS NO. 3 OWNERS ASSN INC
C/O LAWRENCE KNIGHT
5181 N LAKEMONT LN
GARDEN CITY ID 83714 has complied with the terms and conditions of the
permit, issued pursuant to Application for Permit dated December 09, 2008; and has submitted Proof of
Beneficial Use on July 25, 2011. 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>ANNUAL DIVERSION VOLUME</u>
AESTHETIC STORAGE	01/01 to 12/31	21.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L1 (SE¼NE¼)	Sec. 23, Twp 04N, Rge 01E, B.M.	ADA County
GROUND WATER	L1 (NE¼SE¼)	Sec. 23, Twp 04N, Rge 01E, B.M.	ADA County
GROUND WATER	NE¼SE¼	Sec. 23, Twp 04N, Rge 01E, B.M.	ADA County
GROUND WATER	NE¼SE¼	Sec. 23, Twp 04N, Rge 01E, B.M.	ADA County

PLACE OF USE: AESTHETIC STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01E 23				X												X	
				L1												L1	

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. 63, Boise River.
2. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
3. As mitigation for this right, the right holder shall retain ownership of shares of water in the Boise Valley Irrigation Ditch Company for the lands being removed from irrigation under Transfer 75285. Use of water represented by those shares on lands other than lands owned by the water right holder in the SE¼NE¼ and NE¼SE¼ of Section 23, T04N, R01E, is prohibited, or sale of any portion of the shares without the proportionate share of this right, is cause for the Director of the Department of Water Resources to cancel this right.

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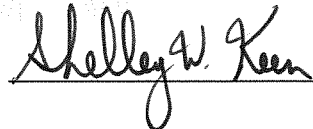
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CONDITIONS OF APPROVAL CONTINUED

4. Mitigation for evaporative losses from the pond under this right shall be provided by Right 63-31832 as approved by Transfer 75285.
5. Use of water under this right shall be non-consumptive.
6. The four (4) ponds established by the storage of water under this right shall not exceed a total capacity of 21.6 acre-feet or a total surface area of 4.6 acres.
7. Place of use is located within Woods #3 Subdivision.
8. The water-bearing zone is from 1 to 25 feet.
9. 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.
10. This right does not grant any right-of-way or easement across the land of another.
11. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

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 26th day of October, 2011.



for

GARY SPACKMAN
Interim Director