

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-33087

Priority: March 03, 2009

Maximum Diversion Rate: 0.03 CFS
Maximum Diversion Volume: 4.5 AF

It is hereby certified that WILLOW CREEK RANCH ESTATES #2 SUBDIVISION HOA INC
9650 KEMP RD
MIDDLETON ID 83644 has complied with the terms and a condition of the
permit, issued pursuant to Application for Permit dated March 03, 2009; and has submitted Proof of
Beneficial Use on February 12, 2010. 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>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/01 to 11/15	0.03 CFS	4.5 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE1/4SE1/4 Sec. 28, Twp 05N, Rge 02W, B.M., CANYON County

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		
05N 02W 28																	1.0	1.0

Total Acres: 1

CONDITIONS OF APPROVAL

1. Place of use is located within Willow Creek Ranch Estates #3.
2. The following rights are diverted through point of diversion described above: 63-33086, 63-33087
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre or more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. This right does not grant any right-of-way or easement across the land of another.
5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

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6. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. 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.



JOHN WESTRA

Western Regional Manager