

State of Idaho
Department of Water Resources
Water Right License

AMENDED

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WATER RIGHT NO. 63-31969

Priority: July 01, 2004

Maximum Diversion Rate: 5.00 CFS

It is hereby certified that STAR SEWER & WATER DISTRICT
PO BOX 400
STAR ID 83669 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 17, 2006; and has
submitted Proof of Beneficial Use on October 23, 2009. An examination indicates that the works have a
diversion capacity of 10.15 cfs of water 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>
FIRE PROTECTION	01/01 to 12/31	5.00 CFS
MUNICIPAL	01/01 to 12/31	4.79 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE¼SW¼ Sec. 5, Twp 04N, Rge 01W, B.M. ADA County
GROUND WATER SE¼SW¼ Sec. 8, Twp 04N, Rge 01W, B.M. ADA County
GROUND WATER SW¼NW¼ Sec. 8, Twp 04N, Rge 01W, B.M. ADA County

LOCATION OF PLACE OF USE: See Conditions of Approval**CONDITIONS OF APPROVAL**

1. Place of use is within the service area of Star Sewer and Water District as provided for under Idaho law. The place of use is generally located within Sections 5-9 and 15-18, Township 4 North, Range 1 West; Sections 1, 2, 12, and 13, Township 4 North, Range 2 West; and Sections 31 and 32, Township 5 North, Range 1 West.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. Rights 63-12100, 63-12370, and 63-31969 when combined shall not exceed a total diversion rate of 4.79 cfs for municipal purposes.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. 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.

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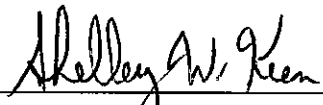
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CONDITIONS OF APPROVAL CONTINUED

6. 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.

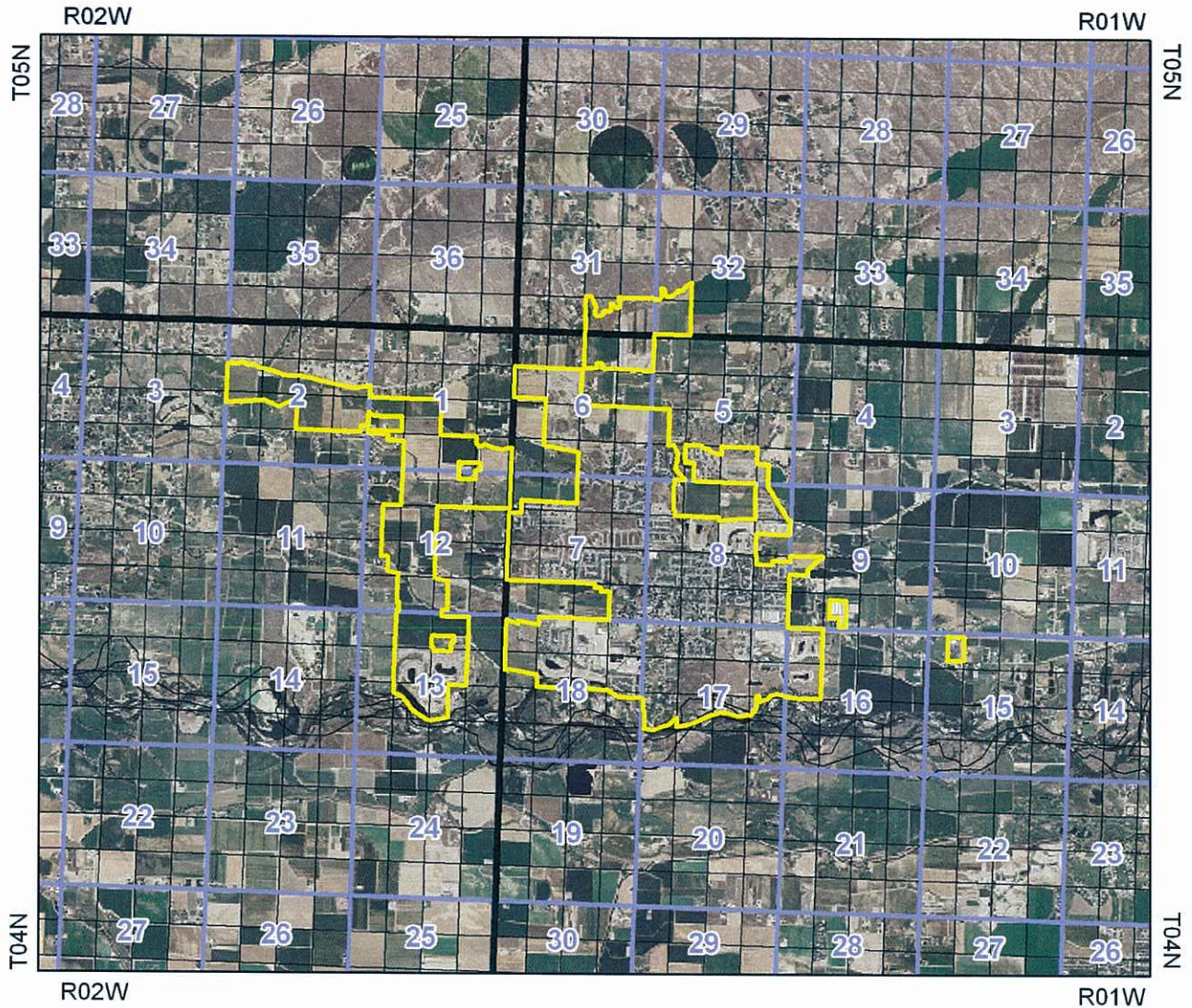
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 3rd day of February, 2011.


for GARY SPACKMAN
Interim Director

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Water Service Area Boundary for Star Sewer & Water District



0 0.5 1 2 Miles

Legend

- Water Service Area Boundary
- Townships
- PLS Sections
- Quarter Quarters

