

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 78-07254

Priority: February 20, 1984

Maximum Diversion Rate: 2.41 CFS

Maximum Diversion Volume: 727.0 AF

It is hereby certified that EL DORADO HYDRO
C/O VICTOR A ENGEL
ONE TECH DRIVE
STE 220

ANDOVER MA 01810 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 12, 1983; and has submitted Proof of Beneficial Use on July 10, 1990. An examination indicates that the works have a diversion capacity of 28.13 cfs of water from:

SOURCE

BIG ELK CREEK

Tributary: LITTLE SALMON RIVER

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>
POWER	03/01 to 07/31	2.41 CFS	727.0 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG ELK CREEK
IDAHO County

SE1/4NE1/4NW1/4

Sec. 23, Twp 22N, Rge 01E, B.M.

PLACE OF USE: POWER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N 01E 27				X													

CONDITIONS OF APPROVAL

1. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after August 31, 2019. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
2. Use of water under this right shall be non-consumptive.
3. This right does not grant any right-of-way or easement across the land of another.
4. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.

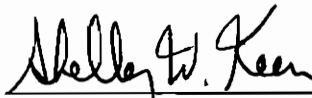
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5. The right holder shall maintain a measuring device that can be used to determine the instantaneous rate of flow of water through the system.
6. The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.

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 20th day of December, 2010.


for GARY SPACKMAN
Interim Director