

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-11540

Priority: May 28, 1991

Maximum Diversion Rate: 3.10 CFS
Maximum Diversion Volume: 1,291.5 AF

It is hereby certified that DUKE PROPERTIES BLACKS CREEK LLC
12550 W EXPLORER DR STE 100
BOISE ID 83713 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 28, 1991; and has
submitted Proof of Beneficial Use on September 29, 2006. An examination indicates that the works
have a diversion capacity of 3.1 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
03/15 to 11/15

DIVERSION RATE
3.10 CFS

**ANNUAL
DIVERSION VOLUME**
1,291.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 4, Twp 01N, Rge 03E, B.M. ADA 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	
01N 03E 3							30.0	31.0									61.0
01N 03E 4	36.0	37.0	31.0	32.0	33.0		24.0	33.0									226.0
	L1	L2			L3												

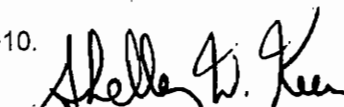
Total Acres: 287

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. 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 determine the amount of water diverted from power records and shall annually report the information to the department.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.

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 1st day of November, 2010.


for GARY SPACKMAN
Interim Director