

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 21-07566

Priority: September 02, 1997

Maximum Diversion Rate: 0.50 CFS
Maximum Diversion Volume: 234.0 AF

It is hereby certified that CAROL BURK Or STEVEN BURK
1920 MALIBU DR
IDAHO FALLS ID 83404 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated September 02, 1997; and has
submitted Proof of Beneficial Use on July 23, 2007. An examination indicates that the works have a
diversion capacity of 0.8 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: HENRYS LAKE

and a water right has been established as follows:

BENEFICIAL USE

POWER

PERIOD OF USE

01/01 to 12/31

DIVERSION RATE

0.50 CFS

**ANNUAL
DIVERSION VOLUME**

234.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM NW1/4SE1/4 Sec. 33, Twp 16N, Rge 43E, B.M. FREMONT County

PLACE OF USE: POWER

Twp Rge Sec	NE				NW				SW				SE				Totals
16N 43E 33	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
														X			

CONDITIONS OF APPROVAL

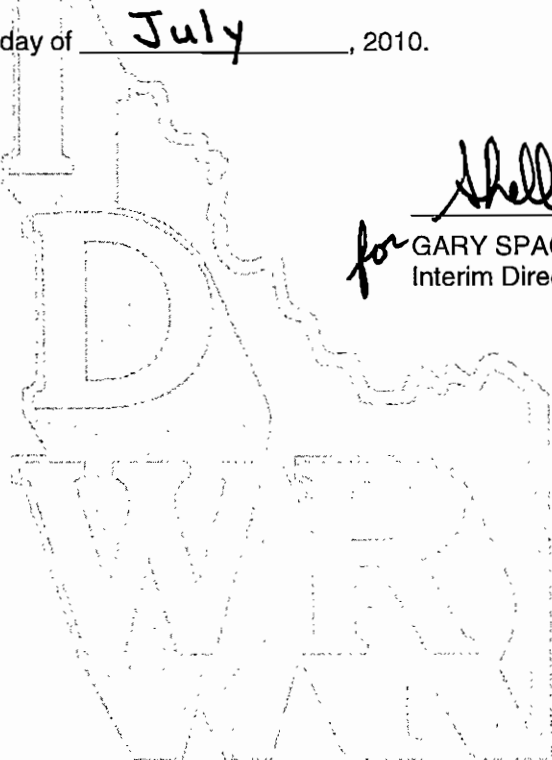
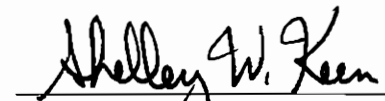
1. Use of water under this right shall be non-consumptive.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 1.
3. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
4. Power use is for a residence/museum and store.
5. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after August 1, 2020. 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.

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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 28th day of July, 2010.



for GARY SPACKMAN
Interim Director