

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 25-07500

Priority: April 21, 1989

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 6.6 AF

It is hereby certified that CITY OF IDAHO FALLS
PO BOX 50220
ATTN: DAVE RICHARDS
IDAHO FALLS ID 83405-0220 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated April 21, 1989; and has
submitted Proof of Beneficial Use on August 14, 1990. An examination indicates that the works have a
diversion capacity of 0.020 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>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	5/01 to 11/01	0.02 CFS	6.0 AF
DOMESTIC	5/01 to 11/01	0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (NW1/4NW1/4) Sec. 15, Twp 01N, Rge 37E, B.M.
BONNEVILLE 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 37E 15							1.5										1.5
							L3										

Total Acres: 1.5

PLACE OF USE: DOMESTIC (same as Irrigation use)

CONDITIONS OF APPROVAL

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

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4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Domestic use is for a picnic area and shelters at Gem Lake Dam.

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 8th day of December, 2009.


For GARY SPACKMAN
Interim Director