

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-31869

Priority: January 23, 2004

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 42.8 AF

It is hereby certified that JOHN B FERGUSON
PO BOX 140737

BOISE ID 83714 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 23, 2004; and has submitted Proof of Beneficial Use on August 15, 2005. An examination indicates that the works have a diversion capacity of 0.95 cfs of water from:

SOURCE

BOISE RIVER

Tributary: SNAKE 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>
AESTHETIC	01/01 to 12/31	0.20 CFS	42.8 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER
ADA County

L6 (SW1/4NE1/4)

Sec. 23, Twp 04N, Rge 01E, B.M.

PLACE OF USE: AESTHETIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 01E 23			X														
			L6														

CONDITIONS OF APPROVAL

1. 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. 63.
2. Use of water under this right shall be non-consumptive.
3. Water used under this water right is limited to the beneficial use for aesthetic purposes for two existing waterfalls occupying a combined surface area of not more than 100 square feet. There can be no enlargement of the surface area of the existing waterfalls and use of water under this water right.
4. This right does not authorize the diversion of water released from storage for stream flow maintenance under prior right 63-03618.

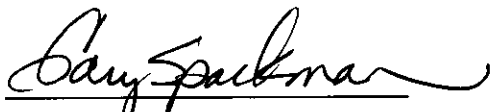
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5. Place of use is located within Lot 34, Blk. 1, Woods #2 at Riverside Subdivision.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

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 2nd day of October, 2007.


for DAVID R. TUTHILL, JR.
Director