

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 36-08738

Priority: May 22, 1995

Maximum Diversion Rate: 3.30 CFS

It is hereby certified that CITY OF HEYBURN
PO BOX 147
HEYBURN ID 83336-0147 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 8, 1995; and has
submitted Proof of Beneficial Use on August 15, 1997. An examination indicates that the works have a
diversion capacity of 3.62 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE
MUNICIPAL

PERIOD OF USE
01/01 to 12/31

DIVERSION RATE
3.30 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SW¼NE¼NW¼ Sec. 15, Twp 10S, Rge 23E, B.M. MINIDOKA County
GROUND WATER	NW¼SE¼NW¼ Sec. 22, Twp 10S, Rge 23E, B.M. MINIDOKA County
GROUND WATER	SE¼NW¼NW¼ Sec. 9, Twp 10S, Rge 23E, B.M. MINIDOKA County
GROUND WATER	NW¼SE¼NE¼ Sec. 15, Twp 10S, Rge 23E, B.M. MINIDOKA County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Heyburn municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
3. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
4. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
5. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
6. This right does not grant any right-of-way or easement across the land of another.

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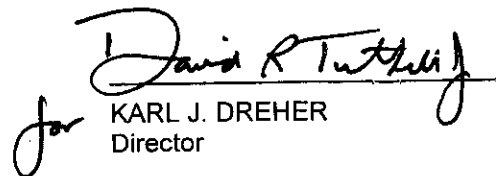
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CONDITIONS OF APPROVAL CONTINUED

7. 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. 130.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

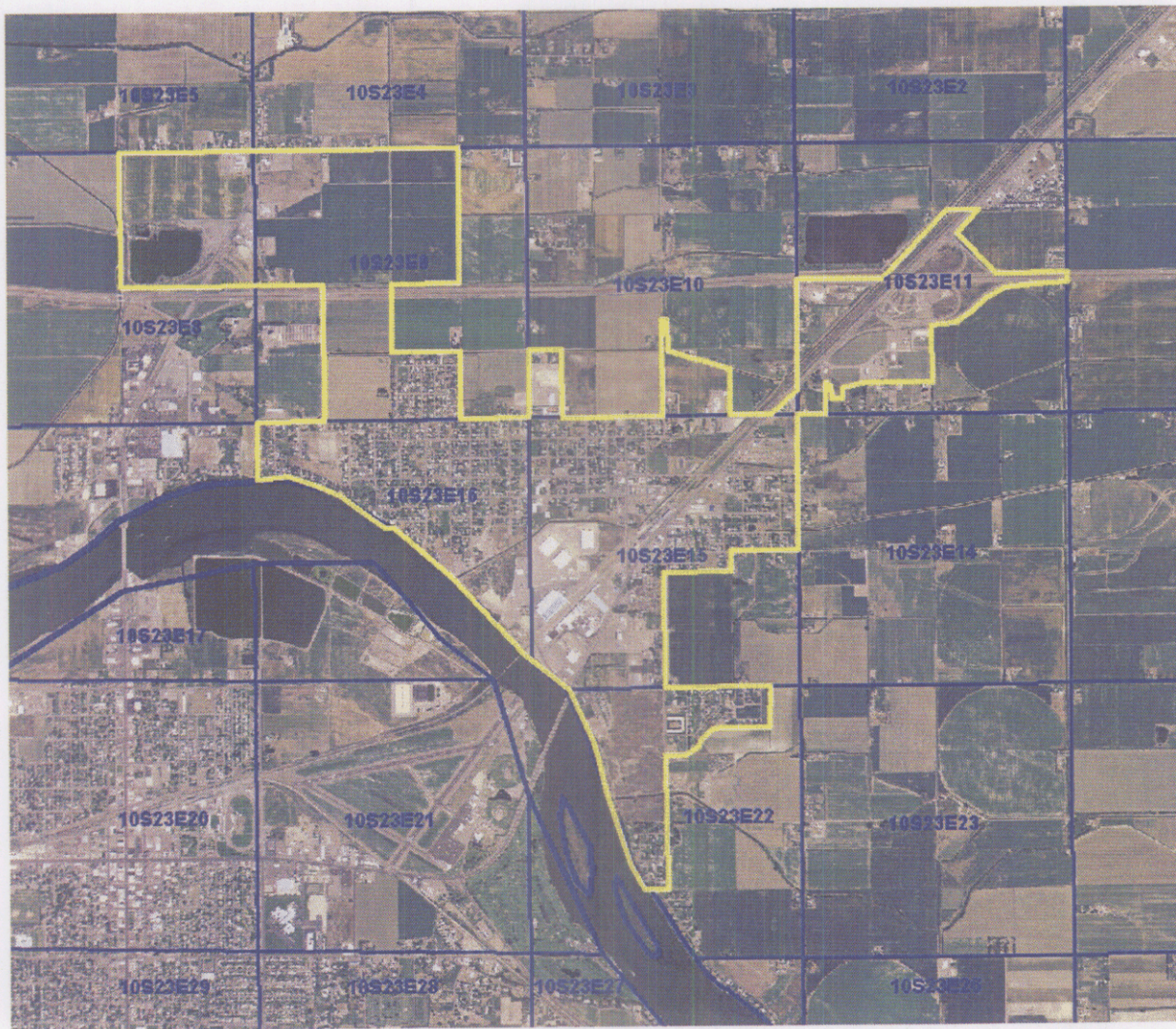
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 10th day of July, 2006.


for KARL J. DREHER
Director

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Digital Boundary for the City of Heyburn Municipal Service Area



3000 0 3000 6000 Feet

-  City of Heyburn Municipal Service Area
-  Sections

