

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-12323

Priority: February 26, 1996

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 9.0 AF

It is hereby certified that LLOYD F KIFF And JULIA KIFF
9999 W STAR ACRES DR
STAR ID 83669 have complied with the terms and conditions of the permit,
issued pursuant to Application for Permit dated February 26, 1996; and have submitted Proof of
Beneficial Use on November 26, 2004. An examination indicates that the works have a diversion
capacity of 0.1 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	03/01 to 11/15	0.04 CFS	9.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE¼NE¼ Sec. 5, Twp 04N, Rge 01W, 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	
04N	01W	5				2.0													2.0
Total Acres:			2																

CONDITIONS OF APPROVAL

1. To mitigate for the depletion of water resulting from the use of water under this right and to prevent injury to senior water right holders, the right holder shall cease diverting and using water as authorized by a portion of Right 63-00270 (claimed in the Snake River Basin Adjudication (SRBA) as 63-31497) for the purpose and amount specified below. Moreover, the official record for Claim 63-31497 will be changed to show that diversion and use of water is not authorized because the right is being dedicated to mitigation purposes.

Claim No.	Use Changed to Mitigation	Mitigation Rate	Mitigation Volume	Mitigation Acres
63-31497	Irrigation	0.04	9.0	2

The land that will no longer be irrigated under this right is located within Gov. Lot 3 (NENW), Section 22, Township 4N, Range 1E, B.M.

If the specified mitigation right is sold, transferred, leased, used on any place of use, or is not deliverable due to a shortage of water or a priority call, then the amount of water authorized for diversion under this right shall be reduced by the same proportion as the reduction to the mitigation right.

If SRBA claim 63-31497 is not confirmed by the SRBA court, then the right holder shall implement an alternative mitigation plan approved by the Department or shall cease diverting water under this right.

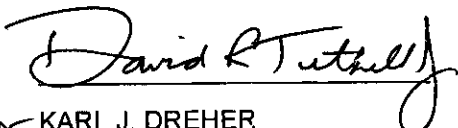
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2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
3. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
5. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.

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 29th day of September, 2005.


for KARL J. DREHER
Director