

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-12275

Priority: September 14, 1995

Maximum Diversion Rate: 0.40 CFS
Maximum Diversion Volume: 53.1 AF

It is hereby certified that MOUNTAIN VIEW HOMEOWNERS ASSOC
ATTN DOUG RAWLINS
400 MOUNTAIN LOOP ST
MIDDLETON ID 83644 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated August 28, 1995; and has
submitted Proof of Beneficial Use on February 18, 1998. An examination indicates that the works have
a diversion capacity of 0.58 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	0.40 CFS	53.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, Twp 04N, Rge 02W, B.M. CANYON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 02W 6													4.6			7.2	11.8

Total Acres: 11.8

CONDITIONS OF APPROVAL

1. Place of use is located within Lots 1-6, Blk. 1; Lots 1-21, Blk. 2; Lots 1-33, Blk. 3; and Lots 1-13, Blk. 4; Mountain View Subdivision.
2. The irrigation occurring under this right shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
3. The right holder shall use the surface water right appurtenant to the Mountain View Subdivision or shall make the surface water available for a mitigation project when notified by the Department.

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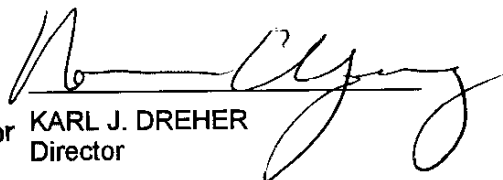
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4. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
6. This right when combined with all other rights shall provide no more than 0.04 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.

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 21st day of FEBRUARY, 2003.


Acting for **KARL J. DREHER**
Director