

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 77-07364

Priority: August 26, 1997

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 0.6 AF

It is hereby certified that LELAND J KELLY
JERLEEN KELLY
PO BOX 462
FRUITLAND ID 83619-0462 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 26, 1997; and has submitted Proof of Beneficial Use on August 05, 1998. An examination indicates that the works have a diversion capacity of 0.04 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: SOUTH FORK SALMON 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>
FIRE PROTECTION	01/01 to 12/31	0.04 CFS	
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM L2 (NW¼ NE¼) Sec. 2, Twp 21N, Rge 07E, B.M. VALLEY County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
21N 07E 2		X															
		L 2															

PLACE OF USE: FIRE PROTECTION, same as DOMESTIC use

CONDITIONS OF APPROVAL

1. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
2. Rights 77-7357, 77-7367 and 77-7363 are also diverted through the point of diversion described above.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. Place of use is located within Lot 43, Blk. 3, Trails End Subdivision.
5. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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6. Rights 77-7364 and 77-7241 when combined shall not exceed the use of water for domestic purposes for 7 homes.
7. Rights 77-7357, 77-7364, 77-7367 and 77-7363 when combined shall not exceed a total diversion rate of .04 cfs.
8. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

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 6th day of August, 2004.


for **KARL J. DREHER**
Director