

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 23-07068

Priority: May 14, 1981

Maximum Diversion Rate: 3.98 CFS
Maximum Diversion Volume: 238.0 AF

It is hereby certified that US DEPT OF AGRICULTURE
FOREST SERVICE
380 E PARKCENTER BLVD STE 330
BOISE ID 83709 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 14, 1981; and has
submitted Proof of Beneficial Use on September 30, 1988. An examination indicates that the works
have a diversion capacity of 3.98 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: BIG ELK CREEK

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>
POWER	01/01 to 12/31	3.98 CFS	238.0 AF

LOCATION OF POINT OF DIVERSION:

UNNAMED STREAM SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, Twp 01S, Rge 46E, B.M., BONNEVILLE County

PLACE OF USE: POWER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S 46E 18												X					

CONDITIONS OF APPROVAL

1. Use of water under this right shall be non-consumptive.
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. 01.
3. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
4. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after October 3, 2009. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.

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5. The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.

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 July, 2004.


for **KARL J. DREHER**
Director