

State of Idaho
 Department of Water Resources
Water Right License

WATER RIGHT NO. 63-31862

Priority: January 29, 2004

Maximum Diversion Rate: 3.26 CFS
 Maximum Diversion Volume: 310.8 AF

It is hereby certified that HILLSDALE ESTATES HOMEOWNERS ASSN INC
 RIVERSIDE MANAGEMENT
 8919 W ARDENE ST
 BOISE ID 83709 has complied with the terms and
 conditions of the permit, issued pursuant to Application for Permit dated January 29, 2004; and has
 submitted Proof of Beneficial Use on April 01, 2009. An examination indicates that the works have a
 diversion capacity of 7.93 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>
DOMESTIC	01/01 to 12/31	3.26 CFS	310.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4SW1/4NW1/4 Sec. 28, Twp 05N, Rge 01W, B.M.	ADA County
GROUND WATER SW1/4SE1/4NE1/4 Sec. 29, Twp 05N, Rge 01W, B.M.	ADA County
GROUND WATER SE1/4SE1/4SW1/4 Sec. 25, Twp 05N, Rge 02W, B.M.	CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 01W 29			X				X	X	X	X	X	X	X	X	X	X	
05N 01W 30			X	X			X	X		X							
05N 01W 32	X	X			X		L 2			L 3							
05N 02W 25				X							X	X	X	X	X	X	

CONDITIONS OF APPROVAL

- The place of use is located within Lots 21-27 Blk. 2; Lots 15-23, 26-31, 33-49, 51-57, 59-62, Blk. 3; Lots 20-24, 27, 29, 31-38, 40-48, 50-55, Blk. 4; Lots 1-6, 9-26, 30-57, 60-76, Blk. 5; Lots 1-7, 9-25, Blk. 6; Lots 1-6, 8-11, 13-17 and 19-22, Blk. 7; Hillsdale Estates, Ada County.
 And within Lots 2, 4-9, Blk. 1; Lots 1-15, 18-25, 27 and 28, Blk. 2; Lots 2-9, 11-31, Blk. 3; Lot 1 Blk. 5 and Lots 10-14 in amended plat dated April 20, 2004; Star Ridge Subdivision, Canyon County.

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2. The irrigation occurring under this domestic use 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 following rights are diverted through point(s) of diversion described above: 63-3079, 63-7131A, 63-8376E, 63-12125 and 63-31862.
4. 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.
5. Domestic use is for 259 homes.
6. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
7. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

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 20th day of August, 2009.



for GARY SPACKMAN
Interim Director

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-31862

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50- Received by SR# C089169 Date 8-18-2009

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-31862 with the following:

CONDITIONS OF APPROVAL

1. The place of use is located within Lots 21-27 Blk. 2; Lots 15-23, 26-31, 33-49, 51-57, 59-62, Blk. 3; Lots 20-24, 27, 29, 31-38, 40-48, 50-55, Blk. 4; Lots 1-6, 9-26, 30-57, 60-76, Blk. 5; Lots 1-7, 9-25, Blk. 6; Lots 1-6, 8-11, 13-17 and 19-22, Blk. 7; Hillsdale Estates, Ada County.
And within Lots 2, 4-9, Blk. 1; Lots 1-15, 18-25, 27 and 28, Blk. 2; Lots 2-9, 11-31, Blk. 3; Lot 1 Blk. 5 and Lots 10-14 in amended plat dated April 20, 2004; Star Ridge Subdivision, Canyon County.
2. The irrigation occurring under this domestic use 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 following rights are diverted through point(s) of diversion described above: 63-3079, 63-7131A, 63-8376E, 63-12125 and 63-31862.
4. 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.
5. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
6. Domestic use is for 259 homes.
7. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.

Witness my hand this 20th day of August, 2009.


for GARY SPACKMAN
Interim Director

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AUG 18 2009

DEPARTMENT OF WATER RESOURCES

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APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 63-31862

Date of Priority: January 29, 2004

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Maximum Diversion Volume: 310.8 AF

Comes now HILLSDALE ESTATES HOMEOWNERS ASSN INC
RIVERSIDE MANAGEMENT
8919 W ARDENE ST
BOISE ID 83709

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-31862, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	3.26 CFS	310.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SW1/4SW1/4NW1/4 Sec. 28, Twp 05N, Rge 01W, B.M.	ADA County
GROUND WATER	SW1/4SE1/4NE1/4 Sec. 29, Twp 05N, Rge 01W, B.M.	ADA County
GROUND WATER	SE1/4SE1/4SW1/4 Sec. 25, Twp 05N, Rge 02W, B.M.	CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE													
05N 01W 29			X				X	X	X	X	X	X	X	X	X	X	
05N 01W 30			X	X			X	X		X							
05N 01W 32	X	X			X		L2			L3							
05N 02W 25				X							X	X	X	X	X	X	

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 17th day of August 2009.

Ellen B. Spencer
(Signature)
President Hilldale Homeowners Association