

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07790

FOR DEPARTMENT USE ONLY *Wade* *2/11/2009*
Preliminary check by _____ Fee = *50.00* Received by _____ (# *E034777*) Date *2/13/2009*

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. 22-07790 with the following:

CONDITIONS OF APPROVAL

1. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
2. Place of use is within the service area of the City of Driggs municipal water supply system as provided for under Idaho Law.
3. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
4. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
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. The issuance of this right does not grant any right-of-way or easement across the land of another.
7. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
8. The following rights are diverted through point(s) of diversion described above: 22-2132, 22-7529, and 22-7698.

Witness my hand this *27th* day of *August*, 2009.

[Signature]
For GARY SPACKMAN
Interim Director

State of Idaho
Department of Water Resources
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RECEIVED

AUG 27 2009

DEPARTMENT OF
WATER RESOURCES

Date of Priority: April 03, 1996

Maximum Diversion Rate: 1.84 CFS

Comes now CITY OF DRIGGS
PO BOX 48
DRIGGS ID 83422

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. 22-07790, 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>
MUNICIPAL	01/01 to 12/31	1.84 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4NW1/4 Sec. 25, Twp 05N, Rge 45E, B.M.	TETON County
GROUND WATER NE1/4SE1/4 Sec. 26, Twp 05N, Rge 45E, B.M.	TETON County
GROUND WATER NW1/4NE1/4 Sec. 35, Twp 05N, Rge 45E, B.M.	TETON County
GROUND WATER NW1/4SE1/4 Sec. 19, Twp 05N, Rge 46E, B.M.	TETON County

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 24 day of August, 2009.


(Signature)