

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 22-13819

WATER RIGHT NUMBER: 22-13819

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LINDA S NUSBAUM 9051 WEST 65TH AVE ARVADA, CO 80004 (303)431-8409
Original Owner	JARED E NUSBAUM 9051 WEST 65TH AVE ARVADA, CO 80004 (303)431-8409
Current Owner	BC PROPERTIES LLC PO BOX 28 DRIGGS, ID 83422 (208)705-0859

Priority Date: 01/08/1991

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
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GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DIVERSION TO STORAGE	01/01 to 12/31	0.010 CFS	
FIRE PROTECTION STORAGE	01/01 to 12/31		1.00 AF
	<u>Total Diversion:</u>	0.010 CFS	1.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NW1/4	Sec. 33, Twp 06N, Rge 44E, B.M.
TETON County		

Place of Use

FIRE PROTECTION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	44E	33					X												

Conditions of Approval:

- 048 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.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. The pond established by the storage of water under this right shall not exceed a total capacity of 1.0 acre feet or a total surface area of 0.20 acres.
6. X59 Point of diversion and place of use is located within Double F Ranch Subdivision.
7. Any additional water volume or flow rate needed for the initial filling or any subsequent refilling of the pond must be rented from the Water Supply Bank.
8. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
9. This right authorizes the diversion of an annual total of 1.0 af to be used for a portion of the initial filling of the pond and for the replacement of losses caused by seepage and evaporation from the pond.
10. 077 Water shall not be diverted from the fire protection storage pond under this right except to fight or repel an existing fire.

Remarks:Comments:

1. jlarsen 1/16/2008 POU
Comment: Updated Shape

2. jlarsen 1/16/2008 POD
Comment: Updated shape

3. psdaggs 3/13/2008 Transferred Right
Comment: This is now an approved transfer, transfer number = 74457

4. E Rushing 3/13/2008 Split Right
Comment: WR # Split from 22-13799 into 22-13818, 22-13819, 22-13820, 22-13821, 22-13822, and 22-13823.

Dates and Other Information:

Licensed Date: 6/30/1995
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank: