

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07370

Priority: June 19, 1981

Minimum Stream Flow: 28.00 CFS

It is hereby certified that STATE OF IDAHO
IDAHO WATER RESOURCE BOARD
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0098

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 19, 1981; and has submitted Proof of Beneficial Use on November 24, 1999. A minimum stream flow for:

SOURCE

BITCH CREEK

Tributary: TETON RIVER

has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>MINIMUM STREAM FLOW</u>
MINIMUM STREAM FLOW	1/01 to 12/31	28.00 CFS

MINIMUM STREAM FLOW REACH:

BITCH CREEK	NW¼NW¼	Sec. 17, Twp 07N, Rge 45E, B.M., TETON County (Beginning of Reach)
BITCH CREEK	NW¼NE¼	Sec. 20, Twp 07N, Rge 44E, B.M., TETON County (Ending of Reach)

CONDITIONS OF APPROVAL

1. The purpose of this minimum stream flow is to maintain spawning and rearing of game fish.
2. The minimum stream flow begins at State Hwy. 32 in NW¼NW¼, Section 17, Twp. 7N, Rge. 45E, and ends approximately 6 miles downstream at the confluence with the Teton River within the NW¼NE¼, Section 20, Twp. 7N, Rge. 44E, Teton County.
3. Use of water under this right shall be non-consumptive.
4. Use of water under this right shall recognize and allow the continued beneficial diversion of water under any prior existing water right established by diversion and application to beneficial use or by an application, permit, or license on file or issued by the director under the provisions of Chapter 2, Title 42, Idaho Code, with a priority of water right date earlier than the date of priority of this right.
5. Upon further finding and order of the director that gauging stations are required to maintain the approved minimum flows under this right, such measuring devices shall be permanently installed and maintained as specified by the director.

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6. The Idaho Water Resource Board, upon receiving a request, or upon its own initiative, may petition the Director for an amendment to this water right. The petition must set forth any significant change in circumstances and evidence of the public interest supporting the proposed amendment. The Director will notify the general public and specific persons or notify interested parties of the proposed change, and conduct a hearing for the purpose of determining whether the water right should be amended in the public interest. The burden of proof at the hearing shall be upon the person or parties seeking the amendment to establish that the amendment of this water right would be in the public interest.

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 10th day of December, 2004.


for **KARL J. DREHER**
Director