

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71076

This is to certify that: JRG PARTNERS II
 C/O GREGORY S YOUNG
 22020 REGNART RD
 CUPERTINO CA 95014
 (408)366-0581

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
22-7641	WR/License	05/31/1989	0.10 cfs	18.7 af	N/A	5.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

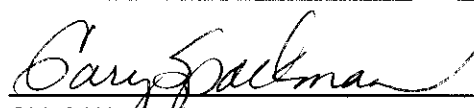
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
22-7641	NO	NO	YES	YES	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
22-7641	22-7641	0.10 cfs	14.3 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.10 cfs	14.3 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of November, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 22-7641
As Modified by Transfer No. 71076

In accordance with the approval of Transfer No. 71076, Water Right No. 22-7641 is now described as follows.

Right Holder: JRG PARTNERS II
26 ARASTRADERO RD
PORTOLA VALLEY CA 94025

Priority Date: May 31, 1989

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.02 CFS	1.2 AF
AESTHETIC	01/01	to 12/31	0.10 CFS	14.3 AF
DIVERSION TO STORAGE	01/01	to 12/31	0.10 CFS	
RECREATION STORAGE	01/01	to 12/31		10.9 AF
WILDLIFE STORAGE	01/01	to 12/31		10.9 AF
TOTALS			0.10 CFS	14.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNE Sec. 17 Twp 04N Rge 45E TETON County

GROUND WATER SWNE Sec. 17 Twp 04N Rge 45E TETON County

PLACE OF USE: DOMESTIC, AESTHETIC, RECREATION STORAGE & WILDLIFE STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
04N	45E	17			X														

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Right 22-7641 shall not exceed 0.10 cfs, nor a total combined annual volume of 14.3 af for uses authorized under this right.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. The right holder shall maintain a totalizing measuring device of a type approved by the Department as a part of the diverting works.
4. Domestic use is for one home with a lawn and a garden not to exceed 0.5 acre in size.
5. The domestic use under Rights 22-12272 and 22-7641, when combined, shall not exceed a total diversion rate of 0.10 cfs and a total diversion volume of 13,000 gallons per day.

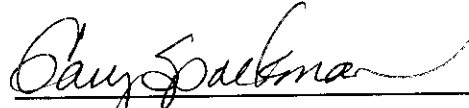
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CONDITIONS OF APPROVAL

6. The reservoir established by the storage of water under this right shall not exceed a total capacity of 7.5 acre feet or a total surface area of 1.5 acres.
7. This right authorizes the diversion of an annual total of 10.9 af of water to be used for the initial filling of the reservoir, and for the replacement of losses caused by evaporation from the reservoir.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.
11. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 19th day of November, 2004



Chief, Water Allocation Bureau