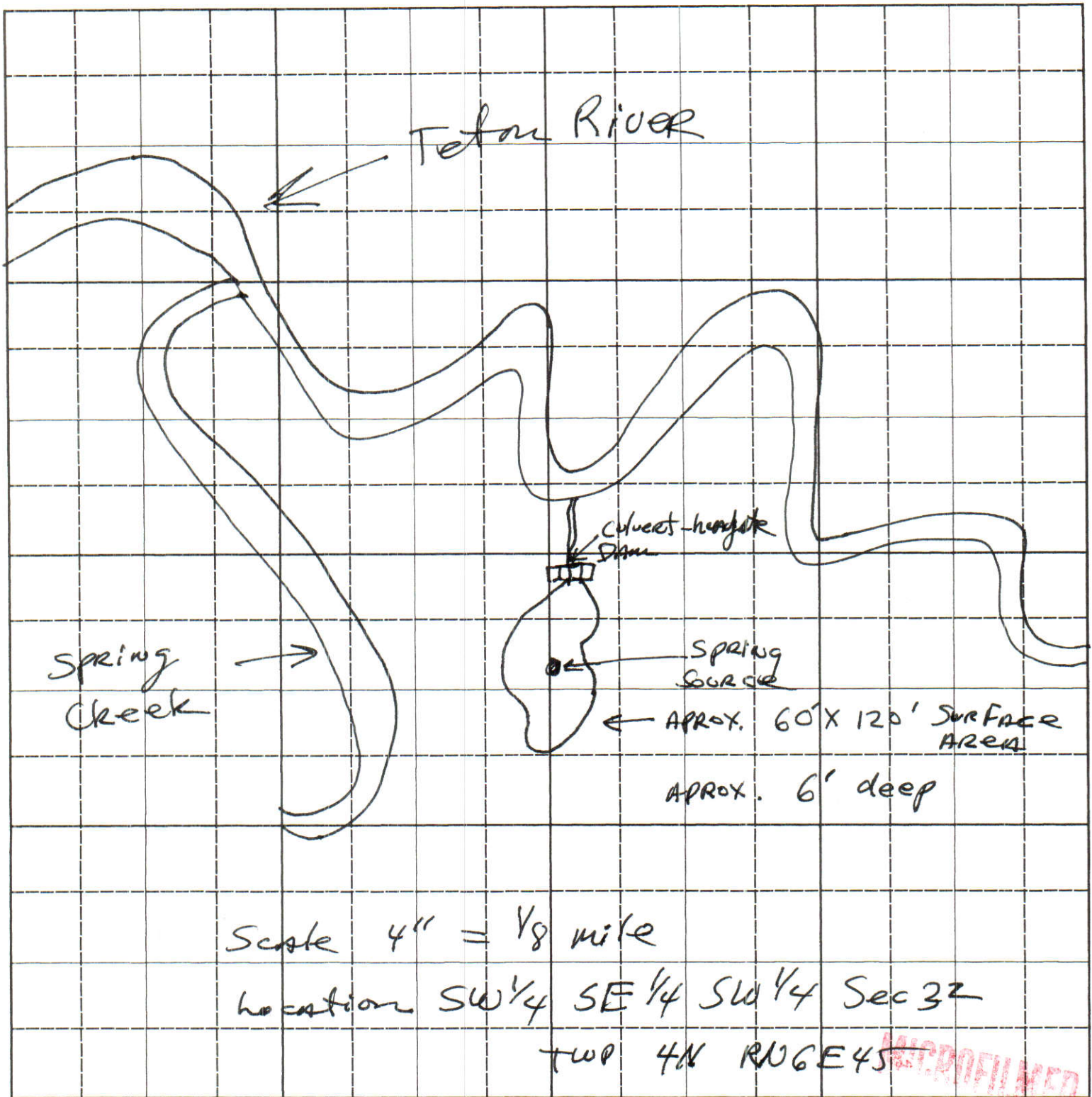


22-7753

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

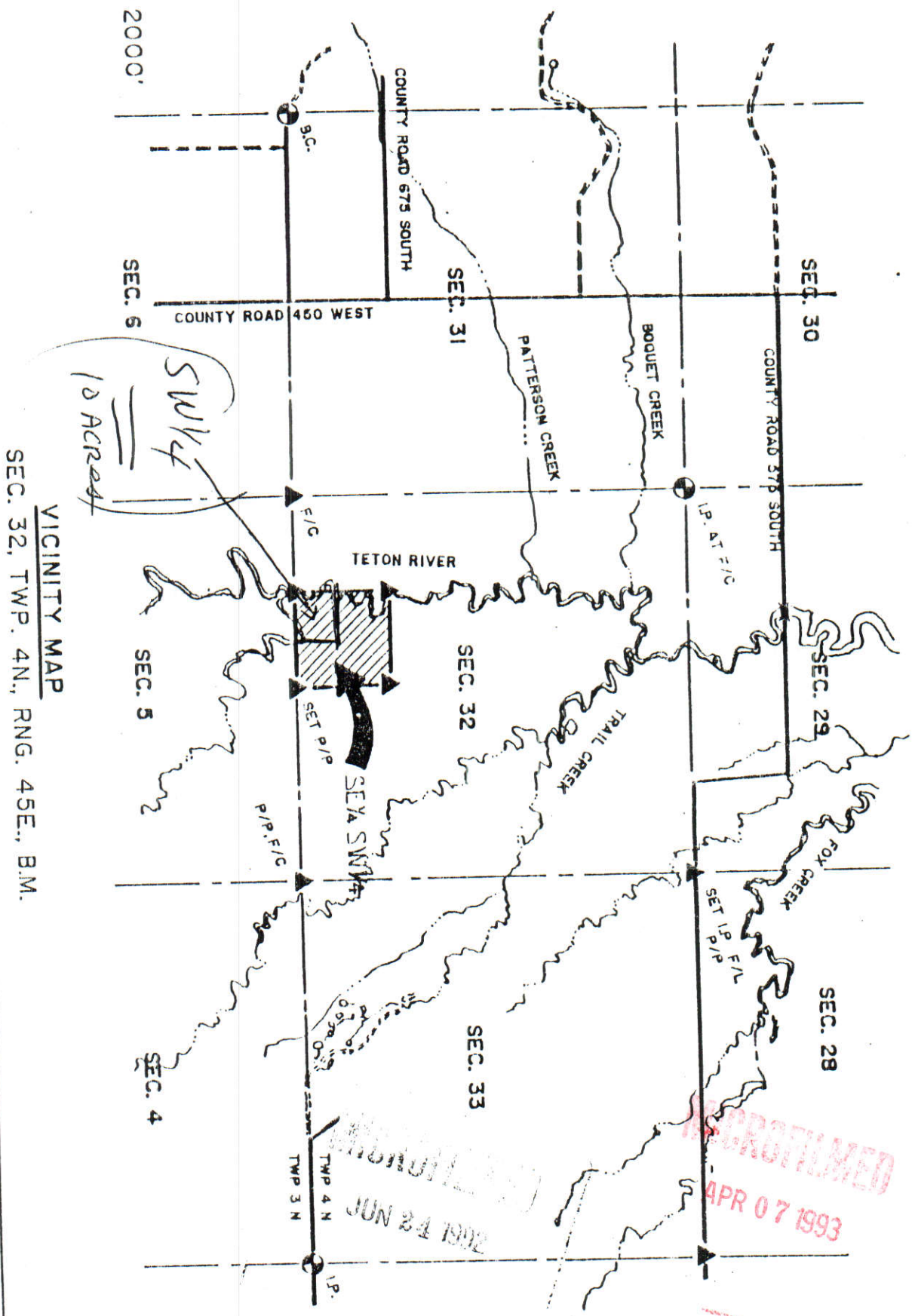
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

[Signature]
(Applicant)

APR 07 1993

22-7127

SCALE 1" = 2000'



VICINITY MAP
SEC. 32, TWP. 4N., RNG. 45E., B.M.

VICINITY MAP	
CHARLES GAUDET	
DRAWN: BSL	SHEET 2 OF 7
DATE: 4-25-91	PROJECT 89-64

REPROFILMED
APR 07 1993

JUN 24 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 04 1994

Department of Water Resources

07753

Permit No. 22-07727

A. GENERAL INFORMATION

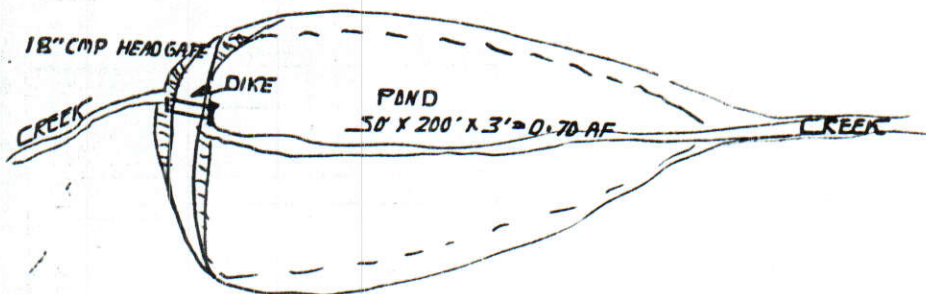
1. Owner: Charles Gordon Gaudet Phone No. (307) 733-2442
Current Address: P.O. Box 588, Jackson, Wyo. 83001
2. Accompanied by: Arnold W. Wolsstenhulme EXAM. DATE: _____
Address: P.O. Box 139, Victor Id. 83455 Phone No. (208) 797-2952
Relationship to Permit Holder: Consultant
3. Source: CREEK tributary to TETON CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

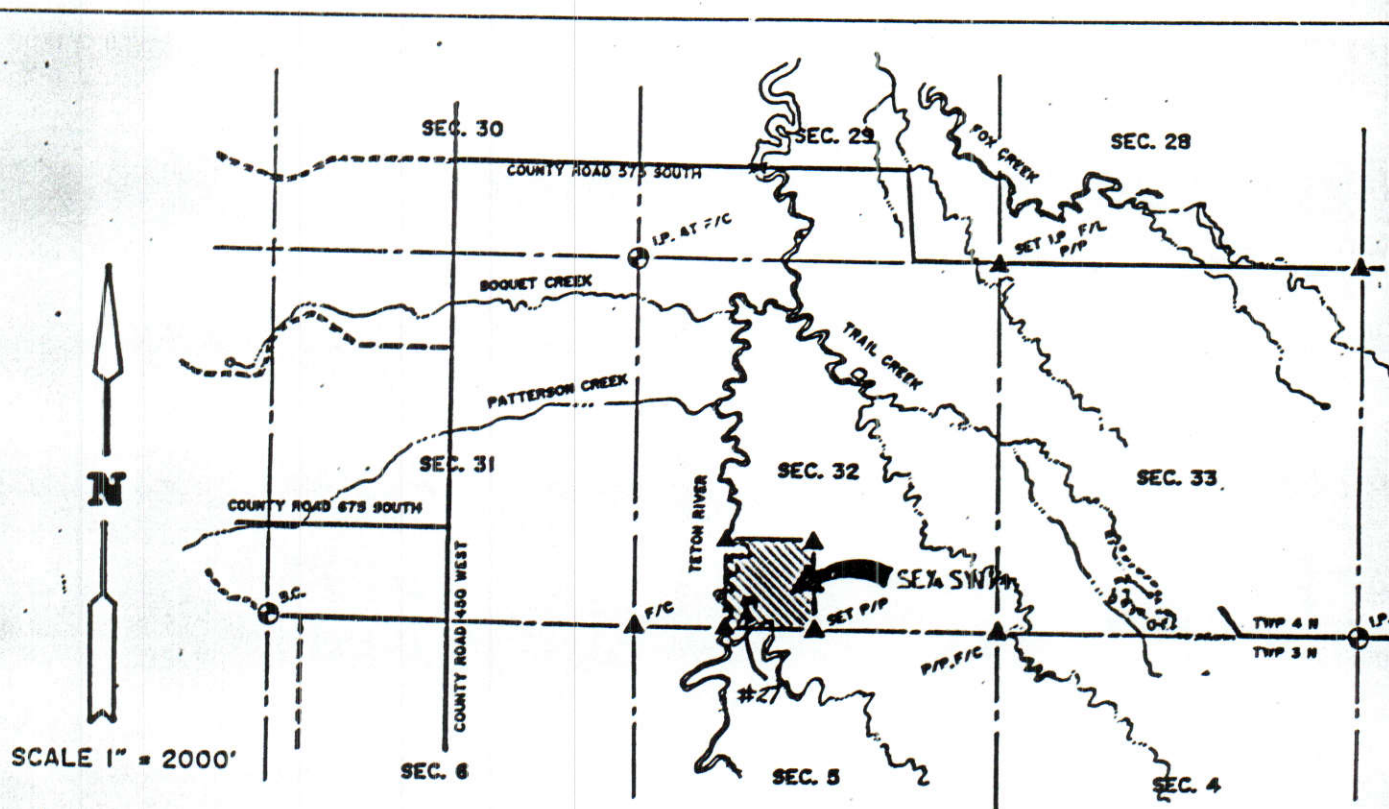
1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 20'

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

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VICINITY MAP
SEC. 32, TWP. 4N., RNG. 45E., B.M.

VICINITY MAP
CHARLES GAUDET

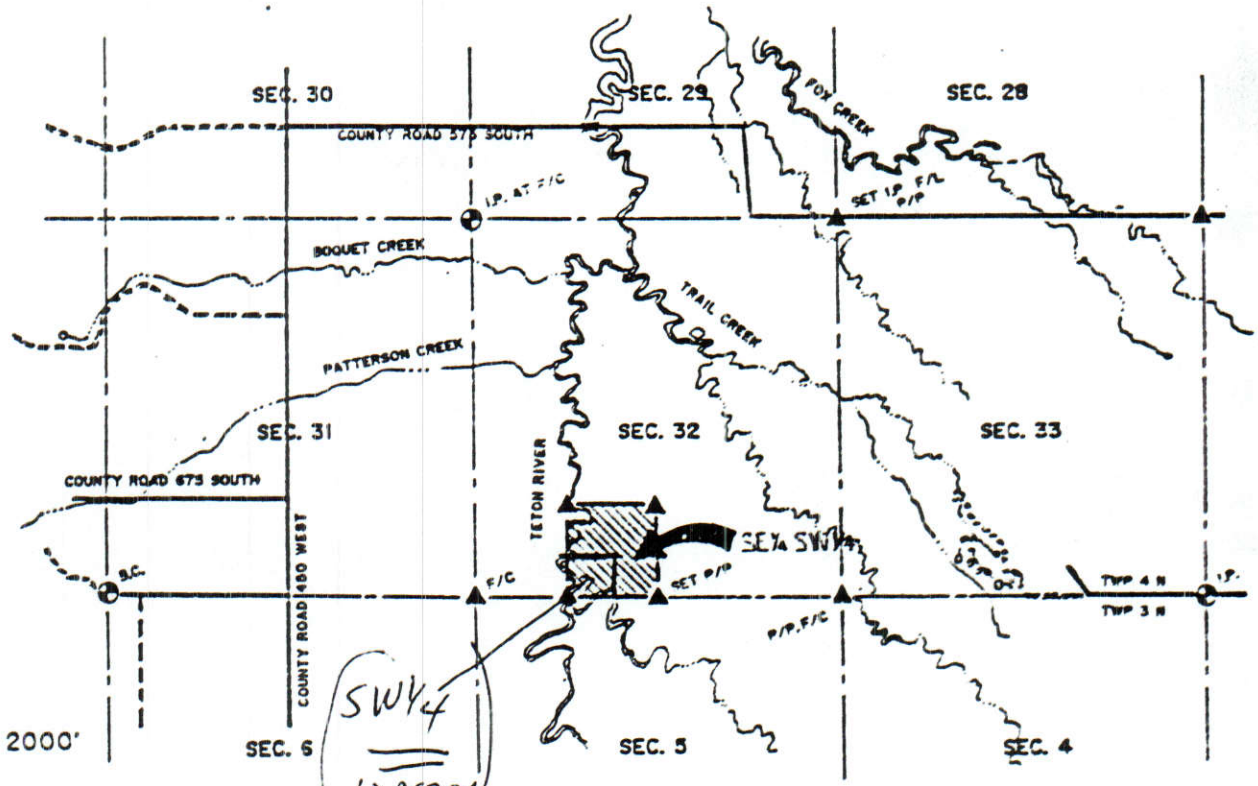
DRAWN: BSL	SHEET 2 OF 8
DATE: 4-25-91	PROJECT 27-6

MICROFILMED
OCT 03 1995

22-7127



SCALE 1" = 2000'



VICINITY MAP
SEC. 32, TWP. 4N., RNG. 45E., B.M.

VICINITY MAP CHARLES GAUDET	
DRAWN: BSL	SHEET 2 OF 7
DATE: 4-25-91	PROJECT 89-64

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OCT 03 1995

AFFIDAVIT OF PUBLICATION

State of Idaho)

County of Teton)

I, Nadine Soose
being first duly sworn, depose and say that I am
the secretary of the Teton Valley News,
a newspaper as defined by Idaho Codes An-
notated, Section 58-106, as amended, and that
said newspaper is a weekly newspaper printed and
published at Driggs, in Teton County, Idaho,
having a general circulation in said county, and
that said newspaper has been printed in said
county for more than 78 consecutive weeks prior
to the first publication of the attached notice, ad-
vertisement, or publication of

Notice of application
for Water Rights
And affiant further says that said attached notice,
advertisement, or publication, as per clipping at-
tached, was published in said newspaper, in the
regular and entire issue thereof, and not in any
supplement issue thereof, for two consecutive
issues thereof; first publication having been
made on the 17 day of Dec.
1992

And affiant further says that at the times herein
mentioned said newspaper was made up of at
least eight pages of at least five columns each,
printed from typed matter, of at least sixteen in-
ches deep.

State of Idaho)

County of Teton)

On this 5th day of January
in the year of 1993, before me, a Notary Public,
personally appeared Nadine Soose
known or identified to me to be the person whose
name subscribed to the within instrument, and
being by me first duly sworn, declared that the
statements therein are true, and acknowledged to
me that he executed the same.

Bonnie Johnson
Notary Public for Idaho

Residing at Driggs Idaho

My commission expires 10/24/95

NOTICE OF APPLICATION
FOR WATER RIGHTS

The following application(s)
have been filed to appropriate the
public waters of the State of Idaho:
22-07753

Gaudet, Charles Gordon
P.O. Box 588
Jackson, Wyoming 83001

Source: SPRING Tributary:
TETON RIVER
Diversion Pt: SWSESW SEC
32 T04N R 45E IN TETON County.
Use: RECREATION STOR-
AGE (2.00 AF)
Total Diversion: (2.00 AF)---
Date Filed: 12/1/1992
In: TETON County
T04N R45E S32 SESW

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Depart-
ment of Water Resources, Eastern
Region, 150 Shoup Avenue, Suite
15, Idaho Falls, Idaho 83402 on or
before JANUARY 4, 1993.

R. Keith Higginson
Director

Published in the Teton Valley
News December 17 and 24, 1992.

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APR 07 1993

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STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

JUN 15 1999

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

MAY 20 1999

DEPARTMENT OF WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are on the back of this page. Department of Water Resources
Incomplete forms will be returned. Eastern Region1. Water Right No(s): 22-07753, 22-07723, 22-07678Adjudication Claim No(s): same as above

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.) not necessary

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant MR. CHARLES GAUDETBOX 588 JACKSON, WY. 830014. New Owner/Claimant(s) CHARLES C. ROSS & Alexandra ROSSName Connector (Check one): ☒ and, ☐ or, ☐ and/orNew Mailing Address PO Box 254City, State and ZIP Code Wilson, WY. 83014New Telephone Number (307) 733-90095. Date you acquired the property 11/986. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. NA

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner [Signature] Date 5/14/99

or Claimant(s)

Date

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

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JUN 23 1999

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132433

T-7053

FIRST AMERICAN

DEC 14 1998

WARRANTY DEED

TETON CO. ID
CLERK RECORDER

For Value Received CHARLES GORDON GAUDET and ANNA L. GAUDET, as Trustees of the GAUDET FAMILY REVOCABLE LIVING TRUST dated May 5, 1996

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CHARLES C. ROSS and ALEXANDRA A. ROSS, husband and wife, and WILSON S. ROSS and CATHARINE S. ROSS, husband and wife, as tenants in common whose address is: P.O. BOX 254, WILSON, WY, 83014

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

RECEIVED

MAY 20 1999

SEE ATTACHED EXHIBIT "A"

Department of Water Resources
Eastern Region

TOGETHER WITH all appurtenant water rights including Water Right No. 22-07753, 22-07723, and 22-07678.

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated:

GAUDET FAMILY REVOCABLE LIVING TRUST DATED MAY 5, 1996

Charles Gordon Gaudet, Trustee
CHARLES GORDON GAUDET, TRUSTEE

Anna L. Gaudet, Trustee
ANNA L. GAUDET, TRUSTEE

STATE OF *Idaho*)
COUNTY OF *Teton*)

On this 3rd day of December, in the year 1998, before me, a Notary Public in and for said State, personally appeared CHARLES GORDON GAUDET and ANNA L. GAUDET, known or identified to me to be the trustees of the GAUDET FAMILY REVOCABLE LIVING TRUST, DATED MAY 5, 1996, and the trustees who subscribed said trust name to the foregoing instrument, and acknowledged to me that he executed the same in said trust name.



Amy Jo Johnson
Notary Public of *Teton County*
Residing at *637 E Hall, Jackson, WY.*
Commission Expires: *1/16/2002*

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JUN 15 1999

132433
FILED

Department of Water Resources

AT THE REQUEST OF

First American

AT 07 MINUTES PAST 12 PM

DATE *Dec. 14, 1998**Anna J. Drake*

CLERK OF RECORD

BY *Nora Light*

DEPUTY

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JUN 23 1999

First American Title Company

SCHEDULE C

The land referred to in this policy is situated in the State of Idaho and is described as follows: County of Teton

The South portion of the SE1/4SW1/4, Section 32, TWP 4 North, RNG. 45 East, B.M., Teton County, Idaho, being further described as:
Commencing at the Southeast Corner of the SW1/4 of said Section 32; thence N 89°32'07" W. along the South line of the SW1/4, 1330.30 feet, to the SW Corner of the SE1/4SW1/4; thence N 0°26'19" E. along the West line of the SE1/4SW1/4, 757.20 feet; thence S 81°40'18" E. 1340.78 feet, to a point on the East line of the SW1/4; thence S 0°13'03" W. 573.77 feet along the East line of the SW1/4 to the point of beginning.

Subject to a 15' private road easement, along the Eastern property line.

Together with a 20 foot right-of-way, being the 20 feet West of the Center 1/4 lines of said Section 32 and Section 5, TWP 3 North, RNG. 45E.

Also together with a 15' utility easement being 7.50 feet on each side of the following described centerline; from the SE corner of the SW1/4 of said Section 32, thence N 00°13'03" E. 573.77 feet along the East line of said SW 1/4 to the NE Corner of Parcel as described above, and thence N 81°40'18" W. 790.00 feet along the North line of the above described Parcel to the true point of beginning; thence N 51°00'00" W. 697.71 feet to the point of ending.

RECEIVED
JUN 15 1999
Department of Water Resources

MICROFILMED
JUN 23 1999

RECEIVED
MAY 20 1999
Department of Water Resources
Eastern Region

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07753

Priority: December 1, 1992

Maximum Storage Volume:

0.7 AF

This is to certify, that CHARLES GORDON GAUDET
PO BOX 588

JACKSON WY 83001

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 1, 1992; and has submitted Proof of Beneficial Use on November 4, 1994. An examination indicates that the works have a storage capacity of 0.700 af of water from:

UNNAMED STREAM

tributary to TETON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31		0.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 32, Township 04N, Range 45E
TETON County

PLACE OF USE: RECREATION STORAGE

TWN RGE SEC

04N 45E 32

SESW

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
6. The storage reservoir shall contain an overflow structure, either in the form of a standpipe or an armored overflow in the dike.
7. The Director retains jurisdiction of the right to require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
8. Recreation storage use is for a private fish and wildlife pond.

OCT 03 1995

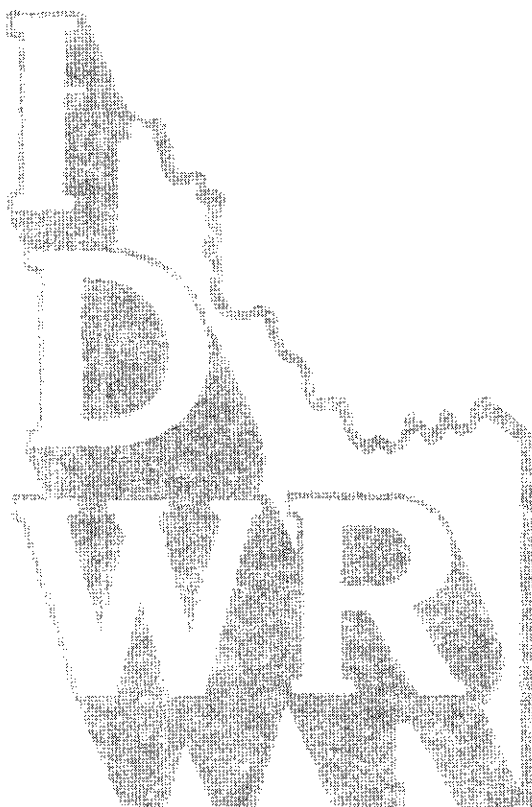
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07753

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 23RD
day of SEPTEMBER, 1995.


Acting for KARL J. DREHER, Director



03 1995

Form 217
11/91

RECEIVED

NOV 04 1994

Department of Water Resources
No ✓

OFFICE USE ONLY

Amt. of Fee \$ _____

Date _____

Receipt No. _____

Receipt by _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 22-07753 Telephone No. (307) 733-2442 (Business)

2. Name(s) of Permit Holder(s): Charles Gordon Gaudet

3. Mailing Address: P.O. Bx. 588, Jackson, Wy. 83001

4. Source of Water: Spring, tributary to Teton River; Snake River

If GROUNDWATER, Well Driller's Name: N/A Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted _____ cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ☒ No Installed? _____ Yes ☒ No

OR

Flow Measurement Port: Required? _____ Yes ☒ No Installed? _____ Yes ☒ No

8. Fee Enclosed: \$ N/A (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Charles Gaudet (307) 733-2442
Name Telephone No.

P.O. Bx. 588, Jackson, Wy. 83001
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

10/31/94
Date

[Signature]
Signature (and title, if on behalf of a company or organization)

FEB 13 1995

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 22-07753

Proposed Priority: December 1, 1992

Maximum Storage Volume:

2.0 AF

This is to certify, that **CHARLES GORDON GAUDET**
PO BOX 588
JACKSON WY 83001

has applied for a permit to appropriate water from:

SPRING

tributary of **TETON RIVER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31		2.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSESW , Sec. 32, Township 04N, Range 45E
TETON County

PLACE OF USE: RECREATION STORAGE
TWN RGE SEC

04N 45E 32

SESW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1995**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
5. 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.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. Use of water under this right shall be non-consumptive.
8. The storage reservoir shall contain an overflow structure, either in the form of a standpipe or an armored overflow in the dike.
9. Recreation storage use is for a private fish and wildlife pond.

MICROFILMED

APR 07 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 22-07753

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

16th day of February, 1993.

for R. Keith Higginson
R. Keith Higginson, Director

RECORDED

APR 07 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Charles Gordon Gaudet Phone 307-733-2569
Post office address Box 588 Jackson, Wyo. 83001
2. Source of water supply Spring which is a tributary of Teton River
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 4N Range 45E B.M. Teton County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2 AF for Recreation purposes from 1 JAN to 31 Dec (both dates inclusive)
(cfs or acre-feet per annum) Storage
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) _____ and/or (b) 2.0
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
culvert with spill over head gate

b. Height of storage dam 2' feet; active reservoir capacity 2.0 acre-feet; total
reservoir capacity 2.0 acre-feet; period of year when water will be diverted to storage:
1 January to 31 December inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
3 years (minimum 1 year).

APR 07 1993

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Private Pond For Fish & wildLife

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	7SE	32												R					

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

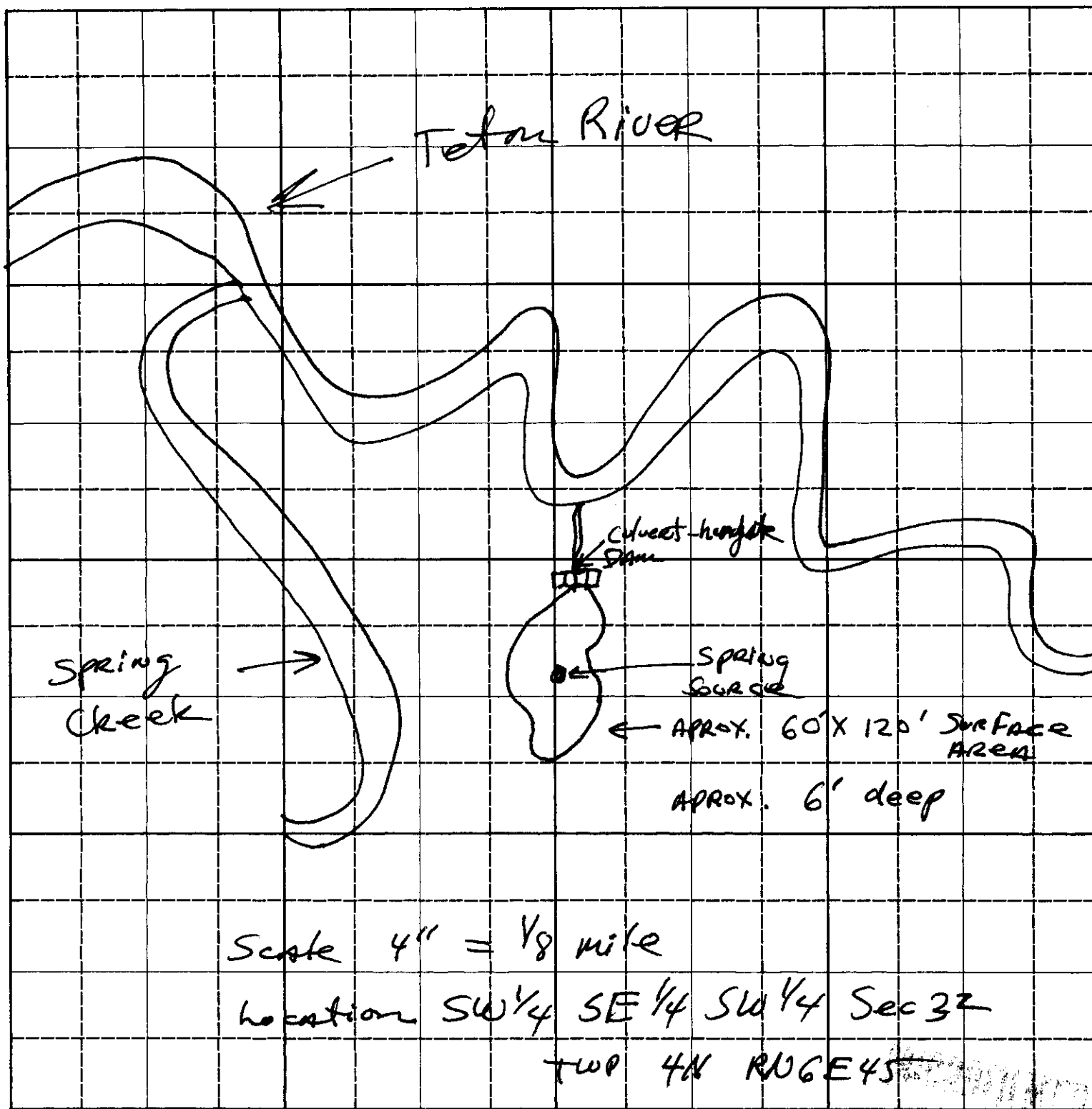
- Who owns the property at the point of diversion? Charles Gaudet
- Who owns the land to be irrigated or place of use? Charles Gaudet
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

APR 07 1993

22-1750

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

APR 07 1993

(Applicant)

Received by WM Date 12/01/92 Time 1:27 ^{ck #547 12/01} Preliminary check by _____
Fee \$ 30.50 Receipted by HWT # E018109 Date 12-01-92
Publication prepared by LB Date 12-17-92 Published in Teton Valley News
Publication approved LB Date 1-13-92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

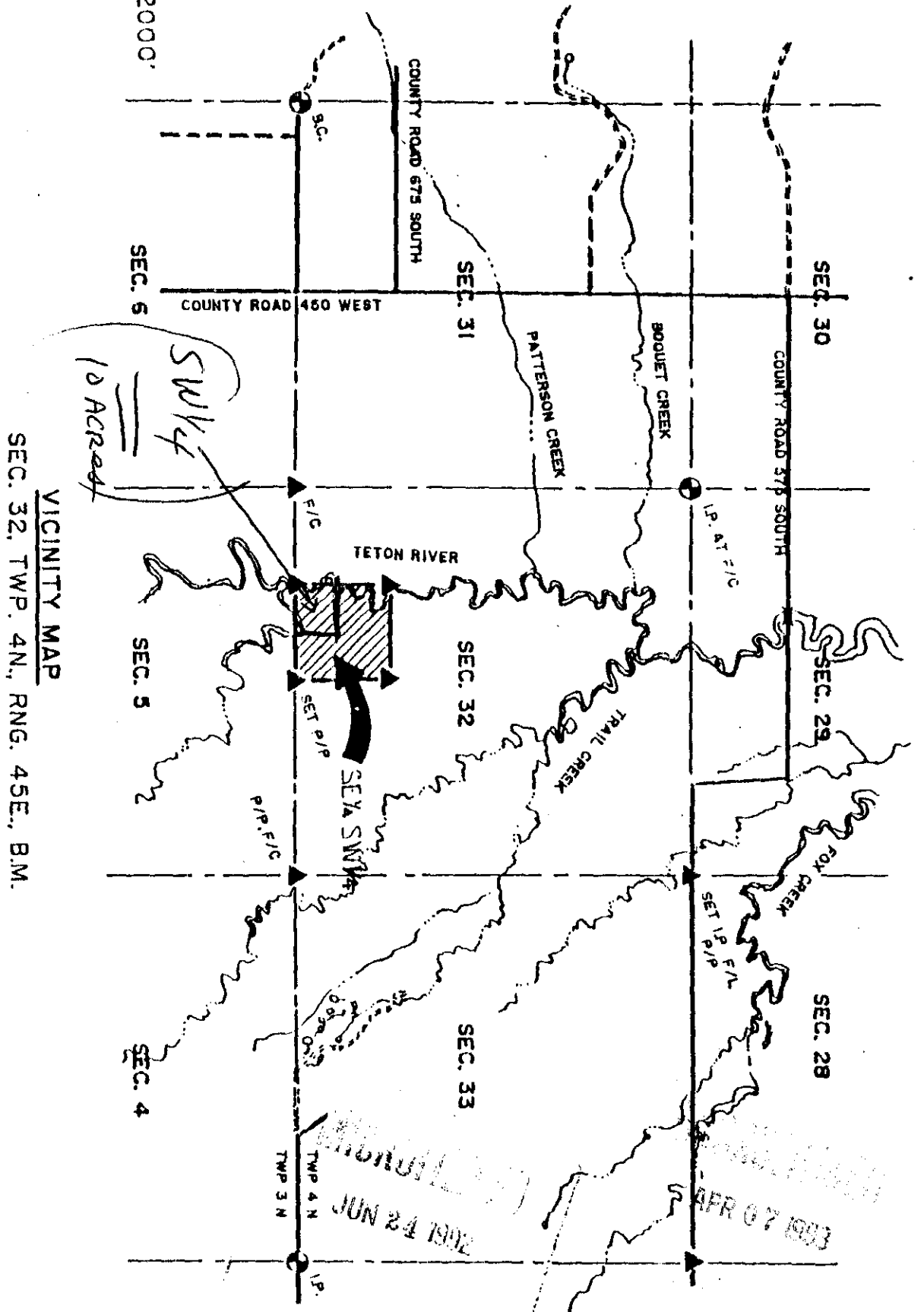
1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

APR 07 1993

22-T127

SCALE 1" = 2000'



SEC. 32, TWP. 4N., RNG. 45E., B.M.

VICINITY MAP

VICINITY MAP
CHARLES GAUDET

DRAWN: BSL SHEET 2 OF 7

DATE: 4-25-91 PROJECT 89-64

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 22-07727

Proposed Priority: October 30, 1991

Maximum Storage Volume:

0.3 AF

This is to certify, that **CHARLES GORDON GAUDET**
PO BOX 588
JACKSON WY 83001
has applied for a permit to appropriate water from:

SPRING

tributary of **TETON RIVER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31		0.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSESW , Sec. 32, Township 04N, Range 45E
TETON County

PLACE OF USE: RECREATION STORAGE
TWN RGE SEC

04N 45E 32 ' SESW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1993.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 01.
4. Use of water under this right shall be non-consumptive.
5. The storage reservoir shall contain an overflow structure, either in the form of a standpipe or an armored overflow in the dike.
6. Recreation storage use is for fish and wildlife.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

16th day of June, 1992

[Signature]
for R. Keith Higginson, Director

RECORDED

APR 07 1993

INDEXED

JUN 24 1992

Resubmitted
11/24/92

1 to
2.0
AF
0.3 AF



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 22, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CHARLES C ROSS
ALEXANDRA ROSS
PO BOX 254
WILSON WY 83014

RE: Water Rights 22-07678/22-07723/22-07753

Dear Mr. & Mrs. Ross:

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

Enclosure

cc: IDWR-Eastern Region

MICROFILMED
JUN 23 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 25, 1995

CHARLES GORDON GAUDET
PO BOX 588
JACKSON WY 83001

RE: WATER RIGHT NO. 22-07753

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MICROFILMED

OCT 03 1995

MEMORANDUM

TO: File 22-07753
FROM: Brenda Chapman
DATE: September 15, 1995
RE: Field Exam / 22-07727

=====

Both the Proof of Beneficial Use and Beneficial Use Field Report for 22-07753 came in on November 4, 1994. However, the exam referenced 22-07727 on it as the water right. The permit owner, Charles Gaudet let Permit 22-07727 lapse in 1993 since he had replaced it with 22-07753 in 1992, which allowed him to store more water at the same location. When the certified examiner conducted the exam on 22-07753 in October of 1994 he listed the permit as number 22-07727 rather than 22-07753. The information on the exam coincides with both permits.

Keith Wilson checked with Mr. Gaudet per telephone yesterday, and Mr. Gaudet said he only has four water rights, three of which are already licensed.

Because the exam came in just before 22-07727 was being filmed and destroyed, it was included in the microfilm record as being a part of 22-07727.

RECEIVED
OCT 03 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 22-07753 DATE 9-15-95

NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE ☒ Advance? Advanced to:
 Order to reinstate needed?
 Incorrect fee for rate recommended? NA

SOURCE ☒ Changes or just clarification of originally intended source? CHANGE TO UNKNOWN STREAM
 Notice of Intent to Void necessary?

POINT OF DIV ☒ Amendment needed?
 ☒ Overlaps?

PLACE OF USE ☒ Amendment needed?
 ☒ Overlaps?

DIV RATE NA Permit/fee limits:
 Meas Q = Theo Q = Recommend:

 Combined rates exceed capacity

ANNUAL VOLUME ☒ Volume Limit: 2AF Season: 1-1 to 12-31
 Calculations: 50 x 200 x 3 = .70 af
 Flow limit: cfs x x 1.9835 =
 Combined volumes exceed capacity/allowable

USES ☒ Change in Nature of Use or additional uses?
 Amendment necessary?

ADDITIONAL INFO Supplemental Groundwater PPU Scenario
 Irr/Dom Combination Shared G/W System

NEW REMARKS Multiple p/d(s) in ¼ ¼?
 Other

NEW CONDITIONS BO4 Watermaster control - District 01
 Measuring/Locking Devices
 Irrigation Overlap 048
YES Other KEEP NON-TRUST EDIT 049 (Already in a wo)
 Water Quality Heat/Cool/Fish verified

COMMENTS: Reduce volume

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Rec Storage</u>	<u> </u>	<u>.7</u>	<u>Adjustment Memo Needed</u>	<u>YES</u>
<u> </u>	<u> </u>	<u> </u>	<u>EXPLANATION</u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u>LICENSE</u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u>1ST AMEND LETTER</u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u>2ND AMEND LETTER</u>	<u> </u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 04 1994

Department of Water Resources

07753

Permit No. 22-07727

A. GENERAL INFORMATION

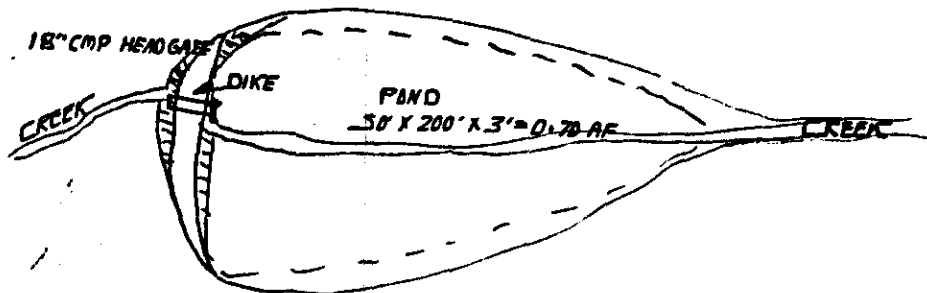
1. Owner: Charles Gordon Gaudet Phone No. (307) 733-2442
Current Address: P.O. Box 523, Jackson, Wyo. 83001
2. Accompanied by: Donald W. Winklerhulme EXAM. DATE: _____
Address: P.O. Box 139, Victor W. 83455 Phone No. (208) 791-2952
Relationship to Permit Holder: Consultant
3. Source: Creek tributary to TETON CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
☐ Copies Attached
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 20'

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

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System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

18" X 14' CULVERT PIPE HEADGATE
WITH METAL 36" INLET & BOARDS CONTROLLING
FLOW

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A					

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SE	SW	32	4N	45E	TETON	Survey Plat

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	45E	32												1					Acres

Do not use this space

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OCT 03 1995

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

NONE

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (5) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps .001732 = _____ (8)

Panel Input HP: (5) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

VOLUME ACRE FT 50' X 200' X 3' DEEP = 0.75 ACRE FT

OCT 03 1995

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (af)
RECREATION STORAGE	01/01	12/31		0.700 A.F.
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:				_____

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None

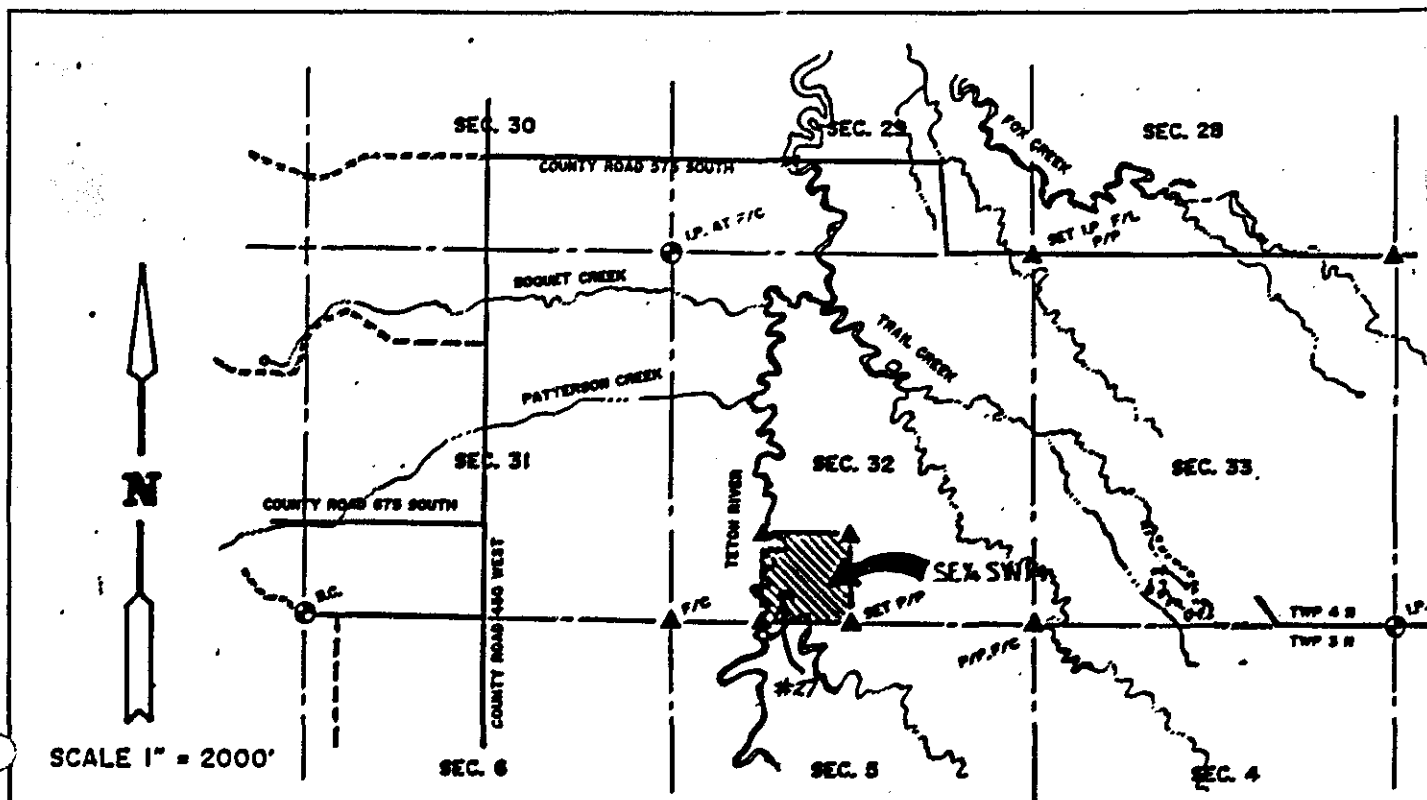
J. AUTHENTICATION

Field Examiner's Name Arnold W. Woolstenhulme
 Signature [Signature]
 Certification Date 2/12/87
 Field Report Preparation Date 10/30/94



- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

RECEIVED
 OCT 03 1995



VICINITY MAP
SEC. 32, TWP. 4N., RNG. 45E., B.M.

VICINITY MAP
CHARLES GAUDET

DRAWN: BSL	SHEET 2 OF 8
DATE: 4-25-91	PROJECT 27-6

MICROFILMED
OCT 03 1995

Resubmitted
11/24/92

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 22-07727

Proposed Priority: October 30, 1991

Maximum Storage Volume:

0.3 AF

This is to certify, that **CHARLES GORDON GAUDET**
PO BOX 588
JACKSON WY 83001
has applied for a permit to appropriate water from:

SPRING

tributary of **TETON RIVER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31		0.3 AF

LOCATION OF POINT(S) OF DIVERSION: SWSESW , Sec. 32, Township 04N, Range 45E
TETON County

PLACE OF USE: RECREATION STORAGE
TWN RGE SEC

04N 45E 32 ' SESW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1993.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 01.
4. Use of water under this right shall be non-consumptive.
5. The storage reservoir shall contain an overflow structure, either in the form of a standpipe or an armored overflow in the dike.
6. Recreation storage use is for fish and wildlife.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

16th day of June, 1992

[Signature]
for R. Keith Higginson, Director

RECEIVED

APR 07 1993

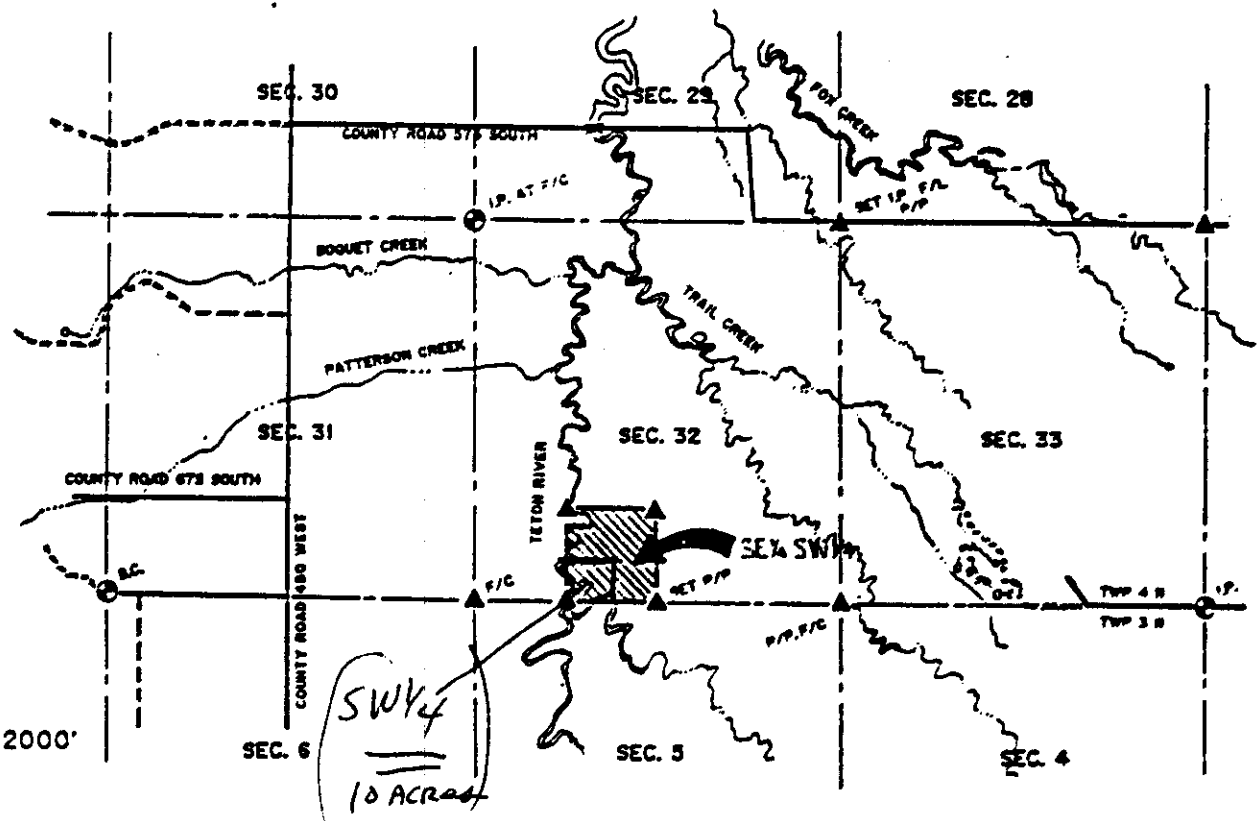
OCT 02 1992
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JUN 24 1992

22-7127



SCALE 1" = 2000'



VICINITY MAP
SEC. 32, TWP. 4N., RNG. 45E., B.M.

VICINITY MAP CHARLES GAUDET	
DRAWN: BSL	SHEET 2 OF 7
DATE: 4-25-91	PROJECT 27-64

RECORDED
OCT 03 1995

July 7, 1993

CHARLES GORDON GAUDET
PO BOX 588
JACKSON WY 83001

RE: PERMIT NO. 22-07727 LAPSE NOTICE

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated April 30, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 7/7/93
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

OCT 03 1993

I certify that file No. 22-7727

has been reviewed and is ready to be

MICROFILMED and DESTROYED.

This released proof report is the water right as it appeared in the
initial report of final status entry and deletion from the database.

C. Zimmerman

Reviewer

10/14/93

Date

MICROFILMED
OCT 23 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 7, 1995

CHARLES GORDON GAUDET
P O BOX 588
JACKSON WY 83001

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NOS. 22-07753 & 22-07678

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use forms and beneficial use field reports submitted for the above referenced permits. The next step in the process of developing a water right is for the field report to be reviewed for licensing.

If you have questions concerning this matter, please feel free to contact Brenda Chapman at (208) 327-7900.

Sincerely,

A handwritten signature in cursive script that reads "Julie L. Yarbrough".

JULIE L. YARBROUGH
Senior Secretary

Enclosures

c: IDWR - Region

RECEIVED

FEB 13 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 5, 1995

Charles Gaudet
P.O. Box 588
Jackson, WY 83001

RE: Permit Nos. 22-07678, 22-07753, 22-07677 & 22-07723

Dear Mr. Gaudet:

This letter is a follow-up to our telephone conversation of December 21, 1994. In our conversation I informed you that the completed Proof of Beneficial Use and Field Exam forms for the above referenced permits, could not be accepted as filed since Arnold W. Woolstenhulme was not a certified water rights examiner with the State of Idaho. I also spoke with Mr. Woolstenhulme about this matter but neither of you have corresponded with me.

Your options regarding these permits are to have Mr. Woolstenhulme submit the \$50.00 fee for re-certification as a water rights examiner or to submit the appropriate license examination fees for the proofs and let the department conduct the exams.

I will hold the proofs for twenty (20) days to allow you time to respond. If you do not respond within twenty (20) days of receipt of this letter, I will reject the proofs and lapse the permits.

If you have any questions or if I can be of assistance, please do not hesitate to contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

cc: Arnold Woolstenhulme

RECEIVED

FEB 13 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 17, 1993

CHARLES GORDON GAUDET
PO BOX 588
JACKSON WY 83001

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07753

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

A handwritten signature in cursive script that reads "Brenda L. Miller".

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures

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APR 07 1993

ERMASTER COMMENTS

I have reviewed Application for Permit No. 22-7253 and
have the following comments objections to the approval of this
application for permit:

This Proposal should have
no apparent impacts on the
water rights on the Tetona River

Date


RONALD D. CARLSON, WATERMASTER
Water District No. 01

RECEIVED

APR 07 1993

14-Dec-1992

CHARLES GORDON GAUDET
PO BOX 588
JACKSON WY 83001

RE: Application No. 22-07753

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Teton Valley News on 12-17 & 24-92. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,


Harold W. Jones *rb*
Water Right Supervisor

HWJ:rb

RECEIVED

APR 07 1993

15-Dec-1992

ID DEPT OF FISH & GAME
REGION 6
1515 LINCOLN RD
IDAHO FALLS ID 83401

RE: Application No. 22-07753

Dear Sir:

We are enclosing a copy of the application(s) that may be of interest to your department. Please review the application(s) and submit any comments you may have to our Department as soon as possible. The last date of protest is 1-4-93 , and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,


Harold W. Jones *rb*
Water Right Supervisor

HWJ:rb
enc



APR 07 1993

AFFIDAVIT OF PUBLICATION

State of Idaho)

County of Teton)

I, Nadine Soose
being first duly sworn, depose and say that I am
the secretary of the Teton Valley News,
a newspaper as defined by Idaho Codes An-
notated, Section 58-106, as amended, and that
said newspaper is a weekly newspaper printed and
published at Driggs, in Teton County, Idaho,
having a general circulation in said county, and
that said newspaper has been printed in said
county for more than 78 consecutive weeks prior
to the first publication of the attached notice, ad-
vertisement, or publication of

Notice of application
for Water Rights
And affiant further says that said attached notice,
advertisement, or publication, as per clipping at-
tached, was published in said newspaper, in the
regular and entire issue thereof, and not in any
supplement issue thereof, for two consecutive
issues thereof; first publication having been
made on the 17 day of Dec,
1992

And affiant further says that at the times herein
mentioned said newspaper was made up of at
least eight pages of at least five columns each,
printed from typed matter, of at least sixteen in-
ches deep.

Nadine Soose

State of Idaho)

County of Teton)

On this 5th day of January
in the year of 1993, before me, a Notary Public,
personally appeared Nadine Soose
known or identified to me to be the person whose
name subscribed to the within instrument, and
being by me first duly sworn, declared that the
statements therein are true, and acknowledged to
me that he executed the same.

Bonnie Zohar
Notary Public for Idaho

Residing at Driggs Idaho

My commission expires 10/24/98

NOTICE OF APPLICATION FOR WATER RIGHTS
The following application has been filed to appropriate the public waters of the State of Idaho:
ID-07753

Applicant: Charles Gordon

Division: Ft. SWQSW-SEE
SECTION R 43B IN TETON County
Use: RECREATION-STEEL
AGE (2.00 AF)

Total Diversion: (2.00 AF)
Date Filed: 12/1/1992
In: TETON County
T04N R43E S32 SESW

The permit(s) will be subject to all water rights. Protests must be filed with the Director, Department of Water Resources, Building 130 Shoup Avenue, Boise, Idaho Falls, Idaho 83402 on or before JANUARY 4, 1993.

R. Keith Higginson
Director
APPROVED TO THE TETON COUNTY BOARD OF COMMISSIONERS 12 and 13 JAN 1993

RECORDED
APR 07 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

DECEMBER 9, 1992

TETON VALLEY NEWS
P.O. BOX 509
DRIGGS, ID 83422

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 4, 1993.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
APR 07 1993

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

RECEIVED

APR 07 1993

22-07753

GAUDET, CHARLES GORDON
PO BOX 588
JACKSON, WY 83001

Source: SPRING

Tributary: TETON RIVER

Diversion Pt: SWSESW Sec 32 T 04N R 45E in TETON County.

Use: RECREATION STORAGE

(2.00 AF)

Total Diversion:

(2.00 AF)

Date Filed: 12/ 1/1992

In: TETON County
T04N R45E S32

SESW

NOT RECORDED

APR 07 1993

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before JANUARY 4, 1993.

R. KEITH HIGGINSON, Director

Published: 12/17/1992 & 12/24/1992

UNRECORDED

DEC 7 1993