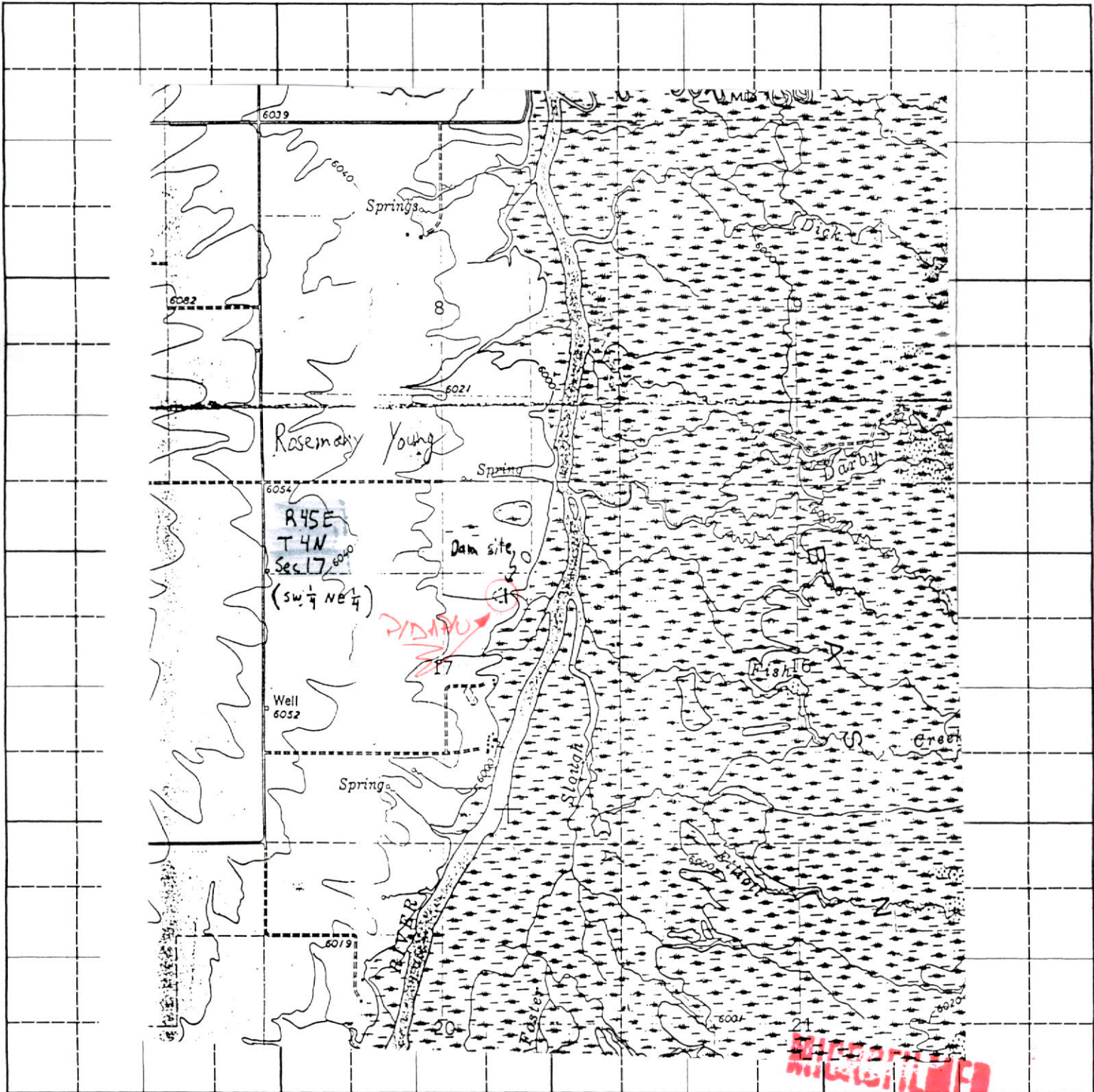


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

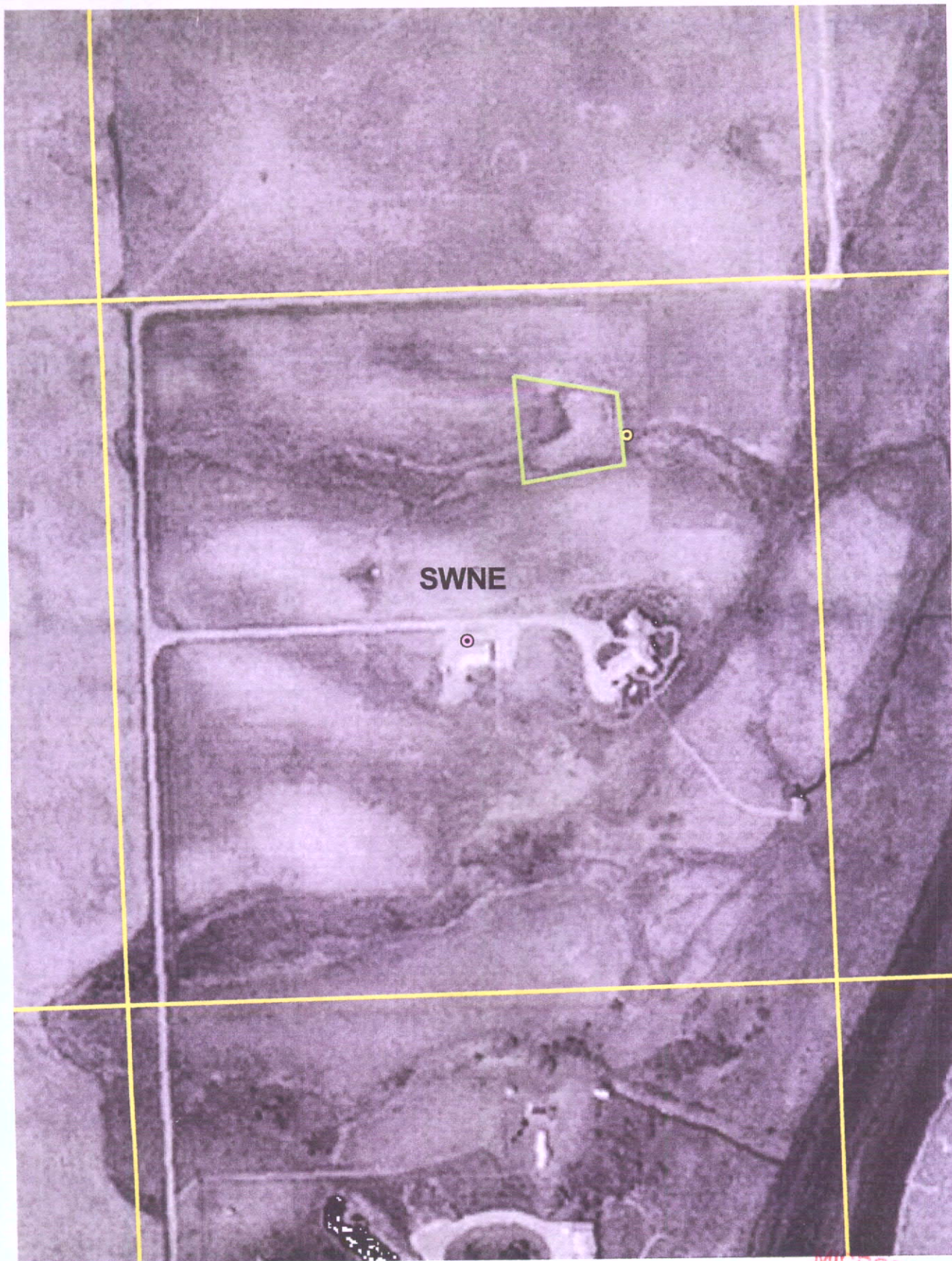


Scale: 2 inches equal 1 mile.

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.

X

[Signature]
(Applicant)



22-7660 1995 photo

MICROFILMED
SEP 03 2003



Pond

22-7660
outlet/dam

8/2003 DL

MICROFILMED
SEP 03 2003



22-7660 8/2003 DC
Pond

MICROFILMED
SEP 03 2003

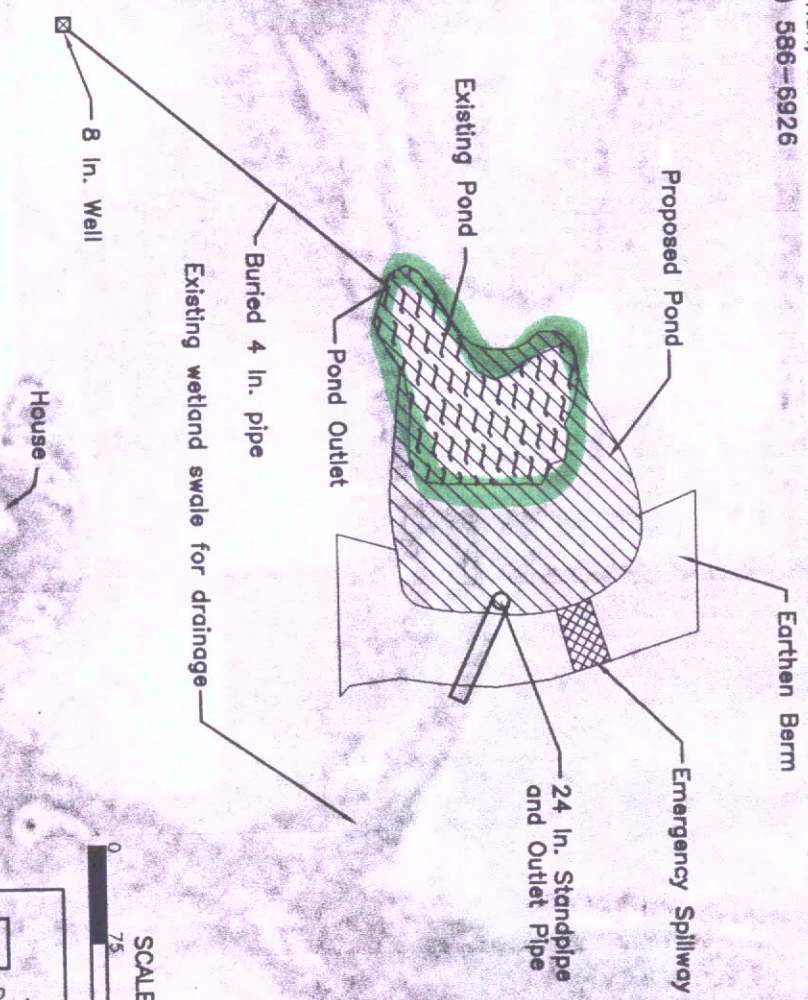
GREG YOUNG PROPERTY DRIGGS, IDAHO SEC 17, R45E, T4N

PROPOSED:
Pond enlargement

Prepared by Inter-Fluve, Inc.
25 N. Willson Ave. Suite 5
Bozeman, MT 59715
(406) 586-6926

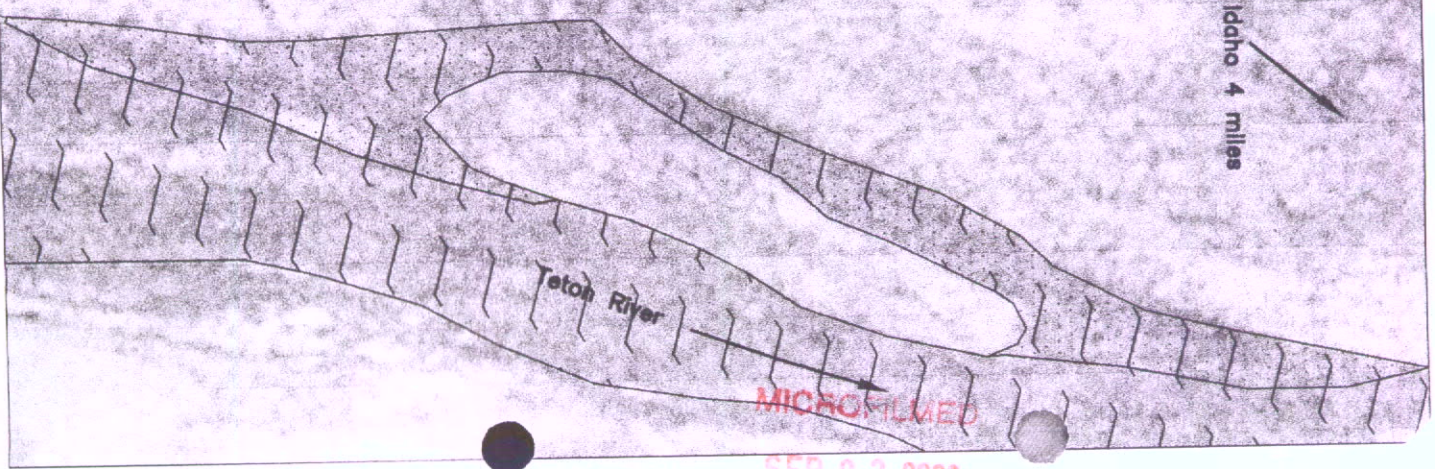
NW 1/4,	NE 1/4	NE 1/4	NE 1/4
SW 1/4,	NE 1/4	SE 1/4,	NE 1/4

Driggs, Idaho 4 miles



LEGEND

[Hatched Box]	Dry Land
[Hatched Box]	Wetland
[Hatched Box]	Open Water
[Hatched Box]	Existing Pond
[Hatched Box]	Proposed Pond



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07660

Priority: October 24, 1989

Maximum Diversion Volume: 1.2 AF

It is hereby certified that JRG PARTNERS
335 S 350 W
DRIGGS ID 83422 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 24, 1989; and has
submitted Proof of Beneficial Use on June 24, 1991. An examination indicates that the works have a
diversion capacity of 2.0 acre feet of water from:

SOURCE

UNNAMED STREAM

Tributary: TETON RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
RECREATION STORAGE	1/01 to 12/3	N/A	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM

SW1/4NE1/4

Sec. 17, Twp 04N, Rge 45E, B.M.

TETON County

PLACE OF USE: RECREATION 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	
04N 45E 17			X														

CONDITIONS OF APPROVAL

1. Recreation storage use is for a pond.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
3. Use of water under this right shall be non-consumptive.
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.

MICROFILMED

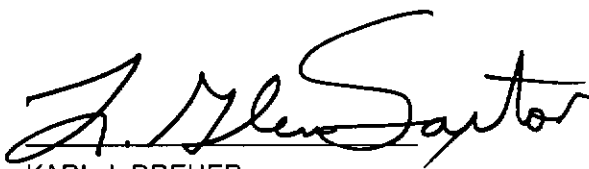
JAN 15 2004

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07660

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 23rd day of October, 2003.


for KARL J. DREHER
Director

MICROFILMED

JAN 15 2004

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 22-07660

Proposed Priority: October 24, 1989

Maximum Storage Volume:

1.2 AF

This is to certify, that **JRG PARTNERS**
26 ARASTRADERO RD.
PORTOLA VALLEY, CA 94025
has applied for a permit to appropriate water from:

UNNAMED STREAM

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		1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE Sec. 17, Township 04N, Range 45E
TETON County

PLACE OF USE: RECREATION STORAGE

TWN RGE SEC

04N 45E 17

SWNE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1991.
2. Subject to all prior water rights.
3. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If your proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, you must contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Use of water under this permit shall be non-consumptive.
7. Use of water under this permit is subject to control by the watermaster of State Water District No. 01.

MICROFILMED

JUN 18 1990

Permit To Appropriate Water

NO. 22-07660

CONDITIONS/REMARKS:

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

11th day of June, 1990.

for *R. Keith Higginson*
R. Keith Higginson, Director

MICROFILMED

JUN 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

007-24 1989

Department of Water Resources
Eastern District Office

22 7660

To appropriate the public waters of the State of Idaho

1. Name of applicant JRG PARTNERS Phone 415/941-6565
Post office address 26 ARASTRADERO ROAD, PORTOLA VALLEY, CA 94025
2. Source of water supply UNNAMED STREAM which is a tributary of TETON RIVER
3. Location of point of diversion is _____ 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____
Sec. 17 Township 4N Range 4SE B.M. TETON County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 1.2 for REC. STORAGE purposes from 01/01 to 12/31 (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)
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) 1.2
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. EXISTING DAM & HEADGATE

b. Height of storage dam 3.5 feet; active reservoir capacity 1.2 acre-feet; total
reservoir capacity 1.2 acre-feet; period of year when water will be diverted to storage:
01/01 to 12/31 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? N/A
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

JUN 18 1990

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. RECREATION STORAGE WITH SMALL DAM
AND RESERVOIR. NON-CONSUMPTIVE

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	45E	17			R														

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. N/A

11. a. Who owns the property at the point of diversion? APPLICANT

b. Who owns the land to be irrigated or place of use? APPLICANT

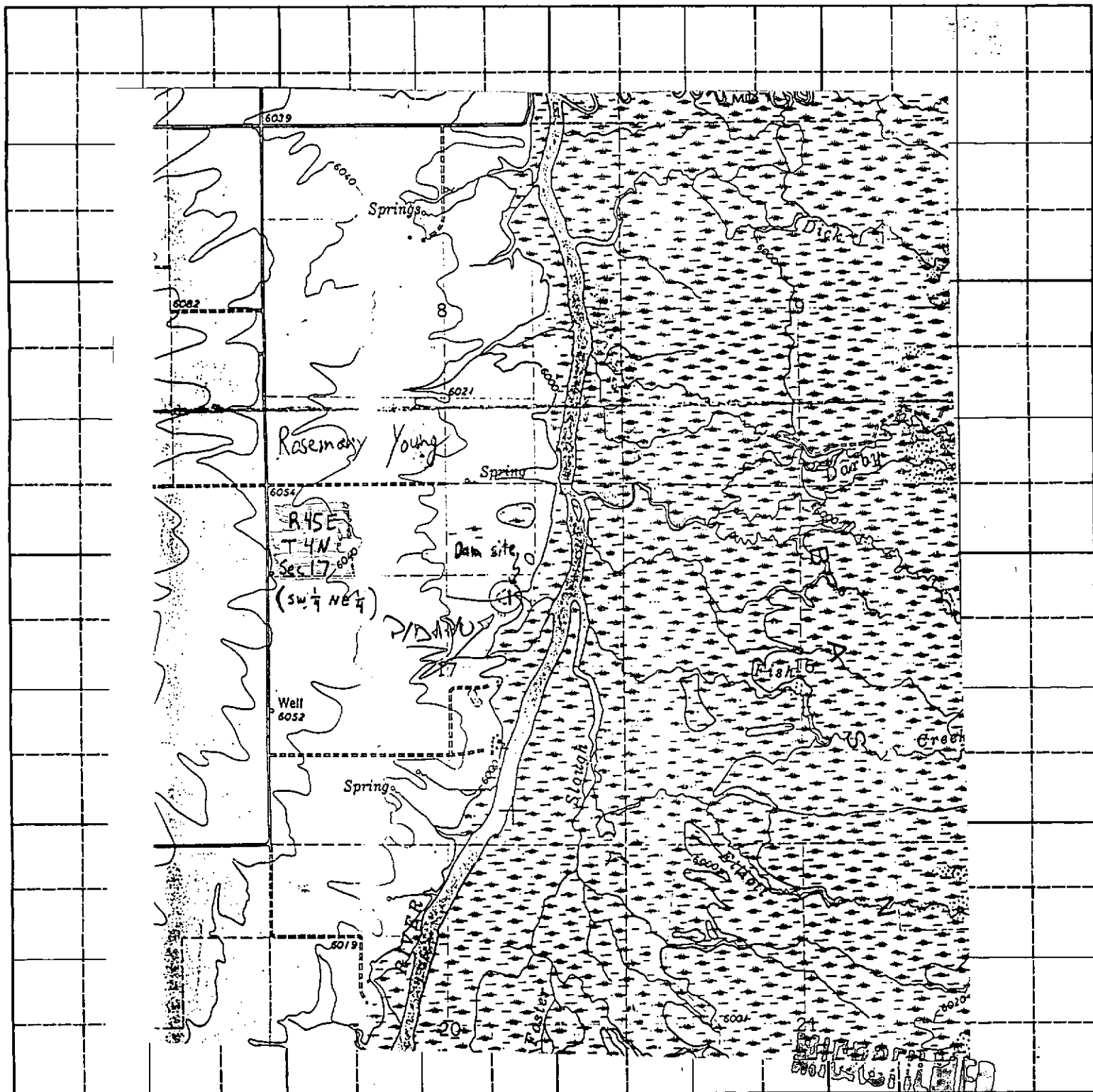
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: PROJECT INVOLVES RECONSTRUCTION OF EXISTING DAM
INCLUDING NEEDED OUTLET WORKS TO REGULATE WATER
AND PASS PEAK FLOWS.

FILED

JUN 18 1991

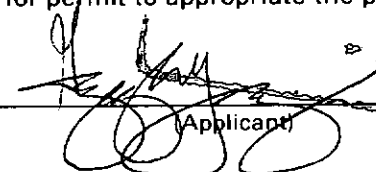
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

JUN 18 1990

X 
(Applicant)

Received by DM Date 10-24-89 Time 1325 hrs Preliminary check by DM/Kaw
Fee \$ 30.00 Receipted by DM # E011056 Date 10-24-89
Publication prepared by RB Date 4-5-90 Published in Teton Valley News
Publication approved (C.W.) Date 4-9-90

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:

FILED
JUN 18 1990



JRG PARTNERS

John A. Young
Rosemary M. Young
415/854-3174
Gregory S. Young
415/941-6565

LIST OF PARTNERS

GREGORY S YOUNG
GENERAL PARTNER

ROSEMARY YOUNG
GENERAL PARTNER

JOHN A. YOUNG
GENERAL PARTNER

MICROFILMED

JUN 18 1990

RECEIVED

APR 9 1990

Department of Water Resources
Eastern District Office

AFFIDAVIT OF PUBLICATION

State of Idaho)

)ss
)

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 Right

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 5th day of April,
1990.

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 6th day of April
in the year of 1990 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.

Nelda A. Rich
Notary Public for Idaho

Residing at Driggs, Idaho

My commission expires 12-2-91

NOTICE OF APPLICATION
FOR WATER RIGHT

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

22-07658

GRANDY, GARY W.
GRANDY, LAVON G.
P.O. BOX 1111
PETERSBURG, AK 99833

Source: GLADE SPRING
Tributary: LITTLE WARM
CREEK
Diversion pt: NWNWSE Sec 22 T
03N R 45E
Use: Irrigation (.090 CFS)
Total Diversion: (.090 CFS)
Date Filed: 12-09-1988
In: T03N R45E S22 NWSE
3.0 ACRES TOTAL

22-07660

JRG PARTNERS
26 ARASTRADERO RD.
PORTOLA VALLEY, CA 94025
Source: UNNAMED STREAM
Tributary: TETON RIVER
Diversion Pt: SWNE Sec 17 T 04N
R 45E
Use: RECREATION STORAGE
(1.20 AF)
Total Diversion: (1.20 AF)
Date Filed: 10-24-1989
In: T04N R45E S17 SWNE

The permit(s) will be subject to
all prior water rights. Protests may
be submitted based on the criteria
of Sec. 42-203A, Idaho Code
and/or the new public interest
criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with
the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite
15, Idaho Falls, Idaho 83402 on or
before APRIL 23, 1990.

R. Keith Higginson, Director

Published in the Teton Valley
News April 5 and 12, 1990.

RECORDED

JUN 18 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 24, 2003

JRG PARTNERS
335 S 350 W
DRIGGS ID 83422

RE: License No. 22-7660 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

During the field examination for this Water Right License it was found that there was 2.0 af of storage in the designated place of use (recreational pond). The license is for 1.2 af. The Water Permit 22-13220 that would allow for more storage in the recreational pond, has a mitigation condition. It states that Water Right 31-2327B must be placed in the water bank/or abandonment before Water Permit 22-13220 can be used. Therefore there should not be more than 1.2 af of storage in the recreational pond until Water Right 31-2327B has officially been placed in the water bank/or abandonment. A Water Supply Bank application is enclosed for your convenience.

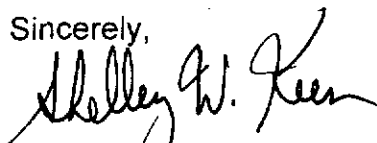
The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

MICROFILMED
JAN 15 2004

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED
JAN 15 2004

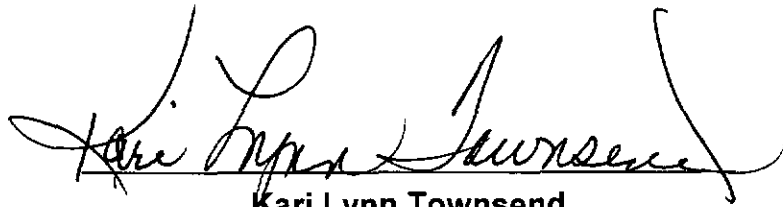
CERTIFICATE OF SERVICE

I hereby certify that on October 24, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

22-7660

**JRG PARTNERS
335 S 350 W
DRIGGS ID 83422**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

JAN 15 2004

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
JAN 15 2004

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: October 23, 2003
To: Water Right File 22-7660
From: jzokan
Re: Enlargement

Permit 22-13220 which increases the storage capacity for the same pond has a condition that has not been met. There is a mitigation condition that states that in order for the right to be used, Right 31-2327B must be put in the water bank. The permit holder has not accomplished this, even though the field investigation for 22-7660 showed more storage than what is allowed by itself.

The license cover letter for 22-7660 has notified the owner of this discrepancy.

MICROFILMED

JAN 15 2004

Permit No: 22-7660

RECEIVED

AUG 25 2003

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 22-7660

Exam Date: 8/18/2003

1. Current Owner: JRG PARTNERS
335 S 350 W
DRIGGS ID 83422
(208)354-2595

2. Accompanied by:

Phone No:

Address:

Relationship to Permit Holder:

Ms Vesgaard hireman
talked to Greg Young on phone

3. SOURCE

UNNAMED STREAM

TRIBUTARY

TETON RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use:
2. Other water rights with the same point of diversion:

22-13220 GW FOR MORE STORAGE

C. DIVERSION AND DELIVERY SYSTEM

1. LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM

SW1/4NE1/4

Sec. 17, Twp 04N, Rge 45E, B.M.

TETON County

Method of Determination:

FE/DO &&

2.

PLACE OF USE:

RECREATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04N	45E	17	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
					X														

MICROFILMED
SEP 03 2003

Method of Determination:

3. ☐ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.
- ☒ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
- ☒ Aerial Photo Attached (required for irrigation of 10+ acres).
- ☒ Photo of Diversion and System Attached

4.

<u>Well or Diversion</u> <u>ID No.*</u>	<u>Motor Make</u>	<u>Hp</u>	<u>Motor Serial No.</u>	<u>Pump Make</u>	<u>Pump Serial No. or Discharge</u> <u>Size</u>

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

D. FLOW MEASUREMENTS

1.

<u>Measurement</u> <u>Equipment</u>	<u>Type</u>	<u>Make</u>	<u>Model No.</u>	<u>Serial No.</u>	<u>Size</u>	<u>Calib. Date</u>

2. Measurements:

In 1995 DOQQ pond was 4^{surface} AREA X 5' DP AVE -
ACRE
Z. AF/A

E. FLOW CALCULATIONS

Measured Method:

☐ Additional Computation Sheets Attached

pond

MICROFILMED
SEP 03 2003

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

2. Volume Calculations for Other Uses:

$$4 \text{ ACRE} \times 5' \text{ BP AVE} = 2.0 \text{ AF/A}$$

G. NARRATIVE/REMARKS/COMMENTS

recreational pond, onstream storage.
springs and unnamed streams flow into this pond.
storage area is much larger than 1.2 AF. DOQQ photo show the size before it was enlarged.
permit 22-13220 increases the storage capacity for this pond

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS

1. Recommended Amounts

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	1/01 to 12/31		1.20 AF
<u>Totals:</u>			1.20 AF

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name DAVE CARLSON Date 8/20/2003

Reviewer _____ Date _____

MICROFILMED
SEP 03 2003



22-7660 1995 photo

MICROFILMED
SEP 03 2003



Pond

22-7660
outlet/dam

8/2003 DL

MICROFILMED
SEP 03 2003



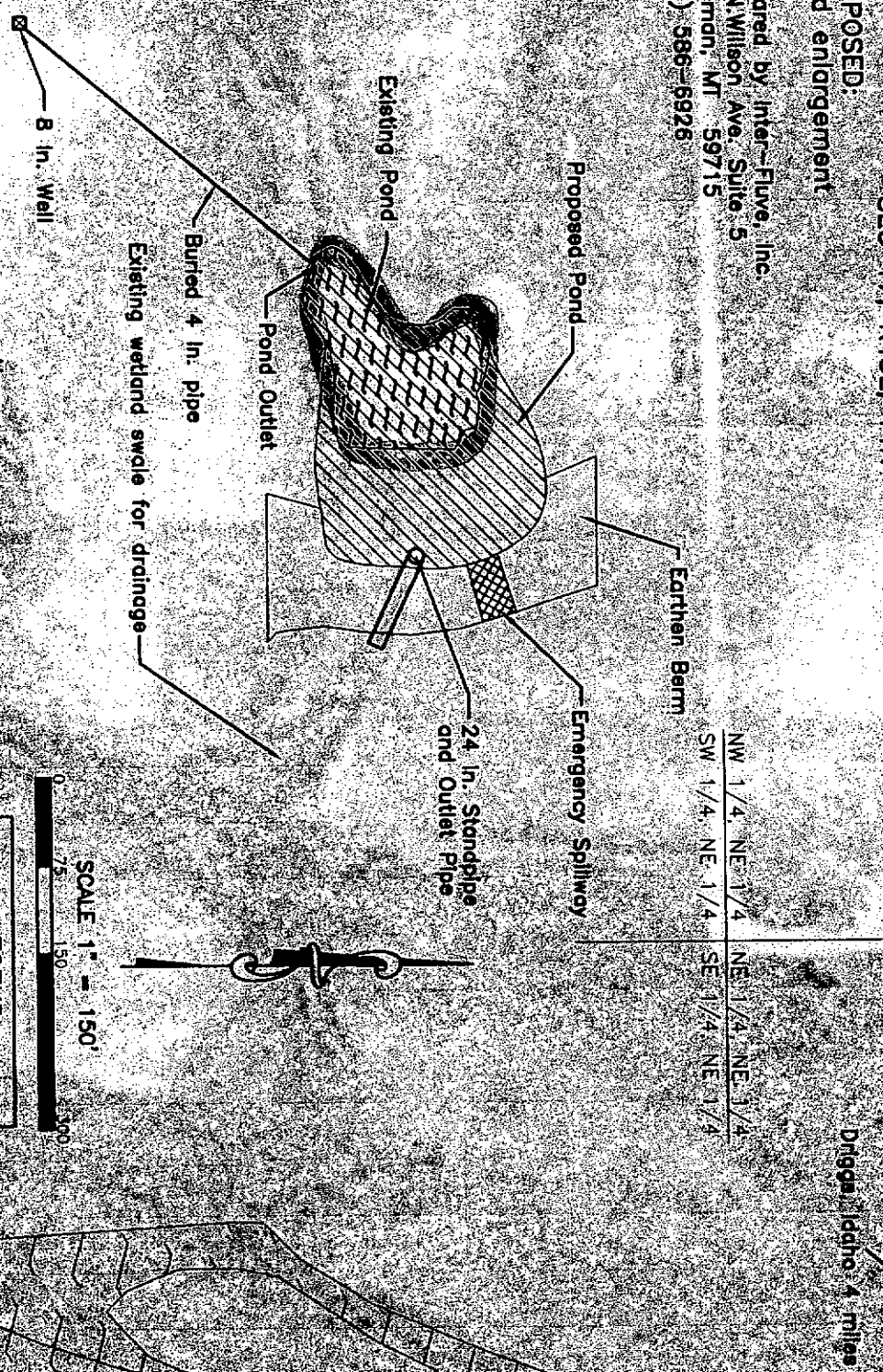
22-7660 8/2003 DC
Pond

MICROFILMED
SEP 13 2003

GREG YOUNG PROPERTY DRIGGS, IDAHO SEC 17, R45E, T4N

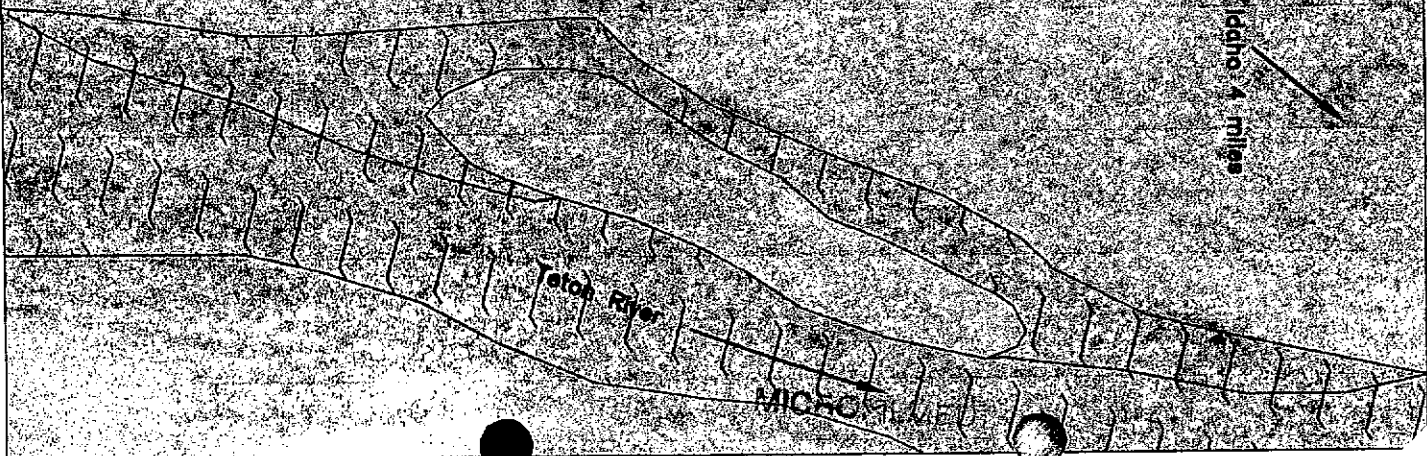
PROPOSED:
Pond enlargement

Prepared by Inter-Fluve, Inc.
25 N. Willson Ave. Suite 5
Bozeman, MT 59715
(406) 586-6926



LEGEND

[Symbol]	Dry Land
[Symbol]	Wetland
[Symbol]	Open Water
[Symbol]	Existing Pond
[Symbol]	Proposed Pond



IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 22-13220

WATER RIGHT NUMBER: 22-13220

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	JOHN M MARSHALL GIVENS PURSLEY LLP 277 N 6TH ST PO BOX 2720 BOISE, ID 83701 2720 (208)388-1200
Current Owner	JRG PARTNERS C/O GREGORY YOUNG 22020 REGNART RD CUPERTINO, CA 95014 (408)366-0581
Current Owner	JRG PARTNERS II C/O GREGORY YOUNG 22050 REGNART RD CUPERTINO, CA 95014 (408)366-0581

Priority Date: 04/01/2002

Basis:

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	1.080 CFS	
WILDLIFE STORAGE	01/01 to 12/31		21.00 AF
DIVERSION TO STORAGE	04/15 to 10/31	1.200 CFS	
	<u>Total Diversion:</u>	1.200 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 17, Twp 04N, Rge 45E, B.M.
TETON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE			NW			SW			SE			Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	45E	17	7.0	29.0	18.0										54.0

Total Acres: 54

WILDLIFE STORAGE

Twp	Rge	Sec	NE	NW	SW	SE

MICROFILMED

SEP 03 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 22-13220

	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 45E 17	X	X	X														

Conditions of Approval:

1. 01M 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.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. 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.
4. 068 This permit does not authorize the construction of any new well. The 963 foot deep well to be used under this right is known as the Young well, is cased and sealed from all shallower aquifer units, and taps a water bearing zone between 930 and 963 feet below ground level.
5. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Remarks:

1. Water shall not be diverted or stored under this right until the applicants provide mitigation by formally placing Right 31-2327B into the Water Supply Bank or notifying the department that they have permanently abandoned Right 31-2327B.

Comments:Dates and Other Information:

Permit Proof Due Date: 8/1/2008
 Permit Proof Made Date:
 Permit Approved Date: 8/9/2002
 Permit Moratorium Expiration Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Field Exam Date:
 Date Sent to State Office:
 Date Received at State Office:
 State or Federal:
 Owner Name Connector: And
 Water District Number: 01
 Generic Max Rate Per Acre: 0.02
 Generic Max Volume Per Acre: 3.5
 Swan Falls Trust or Nontrust: N
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: True

MICROFILMED

SEP 03 2003

July 9, 1991

JRG PARTNERS
335 SOUTH 350 WEST
DRIGGS, ID 83422

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07660

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUL 31 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 22-7660

Date 7-1-91

GENERAL CONSIDERATIONS

- ☒ Name same as permit?
☒ Address same as permit? If no, indicate below.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ☒ Surface water source
☐ Ground water source
☒ Drill permit req'd?
☐ Copy in file? Drill permit no. _____
☐ Amt paid for drilling permit? _____ Correct?
☐ Well log in file?

LICENSE EXAMINATION FEE

- ☒ Required?
☐ Amount submitted?
☐ Correct amount?

MEASURING DEVICE

- ☒ Measuring device or access port required?
☐ Installed?
☐ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

address change 7-1-91

PRIORITY CALCULATION

Date proof received NA
Date proof due _____
No. of days late _____
Priority date _____
NEW PRIORITY DATE _____

LB

**Teton Capital
Management**

335 South 350 West
Driggs, Idaho
83422-5316

Fold at line over top of envelope to the
right of the return address.

CERTIFIED

P 696 449 523

MAIL

Rita Fleck
Secretary/Records Manager
State of Idaho
Department of Water Resources
1301 N. Orchard Street
Statehouse Mail
Boise, IDAHO

83720-9000

JUL 31 1991



RECEIVED

JUN 24 1991

STATE OF IDAHO

For Office Use Only
 Amt. of Fee \$ _____
 Date _____
 Receipt No. _____
 Received by _____

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 22-07660 Telephone No. 208/354-2595

2. Name(s) of Permit Holder(s): JRG PARTNERS

3. Post Office Address: 335 South 350 West, DRIGGS, ID 83422

4. Source of Water: Unnamed stream

a. If ground water, well driller's name: _____ Date drilled: _____

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

5. Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other RECREATION STORAGE

6. Total rate and/or volume for which proof is submitted _____ cfs 1.2 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: \$ 0 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

GREGORY S YOUNG
Name

208/354-2595
Telephone No.

335 South 350 West, DRIGGS, ID 83422
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.

6-18-91
Date

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

JUL 31 1991

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

NON-TRUST
HOLD

INITIAL REVIEW BY KC Wilson DATE 11/15/89 APPLICATION NUMBER 22 7660
JRG Partners

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion
Yes ☒ No ☐ Field check required
Field check by _____
Yes ☒ No ☐ Field report attached
Yes ☒ No ☐ Critical groundwater area
Yes ☒ No ☐ Groundwater management area
Yes ☒ No ☐ Send dam safety information
Yes ☒ No ☐ Send power requirement letter
Yes ☒ No ☐ Send fish farm requirement letter
Yes ☒ No ☐ Power residency affidavit
Yes ☒ No ☐ Power efficiency form
Yes ☒ No ☐ Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
Yes ☒ No ☐ Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

11-25-1989

PROCESSING ☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☒ Idaho Dept. of Fish & Game ³⁻¹³⁻⁹⁰ ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☒ Water District-01
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 4-23-90
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 01 ✓
☐ Yes ☒ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 10-24-1988 ✓
By HWS Date 5-23-90

STATE OFFICE REVIEW

PIC 30 48 49 27 05(01)
By KW See below for additional information
Date 6-4-90

ADDITIONAL INFORMATION

Conditions; <05> <27>
Applicant should refer to Chas Muller, Stream channel Protection ref.
proper rebuild of Dam site HWS
App. in NON-TRUST area-

138389

April 30, 1991

JRG PARTNERS
26 ARASTRADERO RD.
PORTOLA VALLEY, CA 94025

PROOF DUE NOTICE

RE: PERMIT NO. 22-07660

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

JUL 31 1991

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
June 11, 1990

JRG PARTNERS
26 ARASTRADERO RD.
PORTOLA VALLEY, CA 94025

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P22-07660

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.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MicroFILMED

JUN 18 1990

WATERMASTER COMMENTS

I have reviewed Application for Permit No. 22-7660 and
have the following comments/objections to the approval of this
application for permit:

While the Teton River is fully
appropriated this maybe small
enough to be insignificant
if there is no consumptive
use associated w/ the Project

May 10, 1990

Date


RONALD D. CARLSON, WATERMASTER
Water District No. 01

MICROFILMED

JUN 18 1990



IDAHO FISH & GAME

REGION 6
1515 Lincoln Road
Idaho Falls, ID 83401
(208) 522-7783

RECEIVED

APR 11 1990

Department of Water Resources
Eastern District Office

April 10, 1990

Mr. Harold Jones
Water Rights Specialist
Idaho Department of Water Resources
150 Shoup Avenue, Suite 15
Idaho Falls, ID 83402

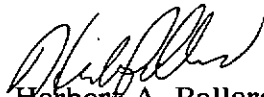
Re: Water Right Application 22-7660 - JRG Partners

Dear Skip:

Idaho Department of Fish and Game has reviewed the referenced application by JRG Partners. Our Department has no objection to the granting of this water right. The reconstruction of a dam on the unnamed stream should be pointed out as needing a stream alteration permit.

Thank you for the opportunity to comment.

Sincerely,


Herbert A. Pollard II
Regional Supervisor
Region 6

HAP:SE:ab

cc: U.S. Fish and Wildlife Service (Lobdell)
Bureau of Program Coordination
Bureau of Fisheries
Jeff Copeland

Cecil D. Andrus / Governor
Jerry M. Conley / Director

MICROFILMED

JUN 18 1990



Working for wildlife - since 1938

13-Mar-1990

JRG Partners
26 Arastradero Rd.
Portola Valley , CA 94025

RE: Application for Permit No. 22-7660

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 April 5 & 12, 1990. 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
Water Rights Supervisor

HWJ/rb

MICROFILMED

JUN 18 1990

12-Mar-1990

Department of Fish & Game
1515 Lincoln Rd.
Idaho Falls, ID 83401

RE: Applications for Permit 29-7867, 25-7512, 25-7511, 23-7140,
23-7139, 23-7135, 22-7658, & 22-7660

Dear Sir:

We are enclosing a copy of the applications that may be of interest to your department. Please review the applications and submit any comments you may have to our Department as soon as possible. The last date of protest is April 23, 1990, 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
Water Rights Supervisor

HWJ/rb
enc.

RECEIVED

JUN 18 1990

22-07660

JRG PARTNERS
26 ARASTRADERO RD.
PORTOLA VALLEY, CA 94025

Source: UNNAMED STREAM

Tributary: TETON RIVER

Diversion Pt: SWNE Sec 17 T 04N R 45E

Use: RECREATION STORAGE

(1.20 AF)

Total Diversion:

(1.20 AF)

Date Filed: 10/24/1989

In: T04N R45E S17

SWNE

MICROFILMED

JUN 18 1990