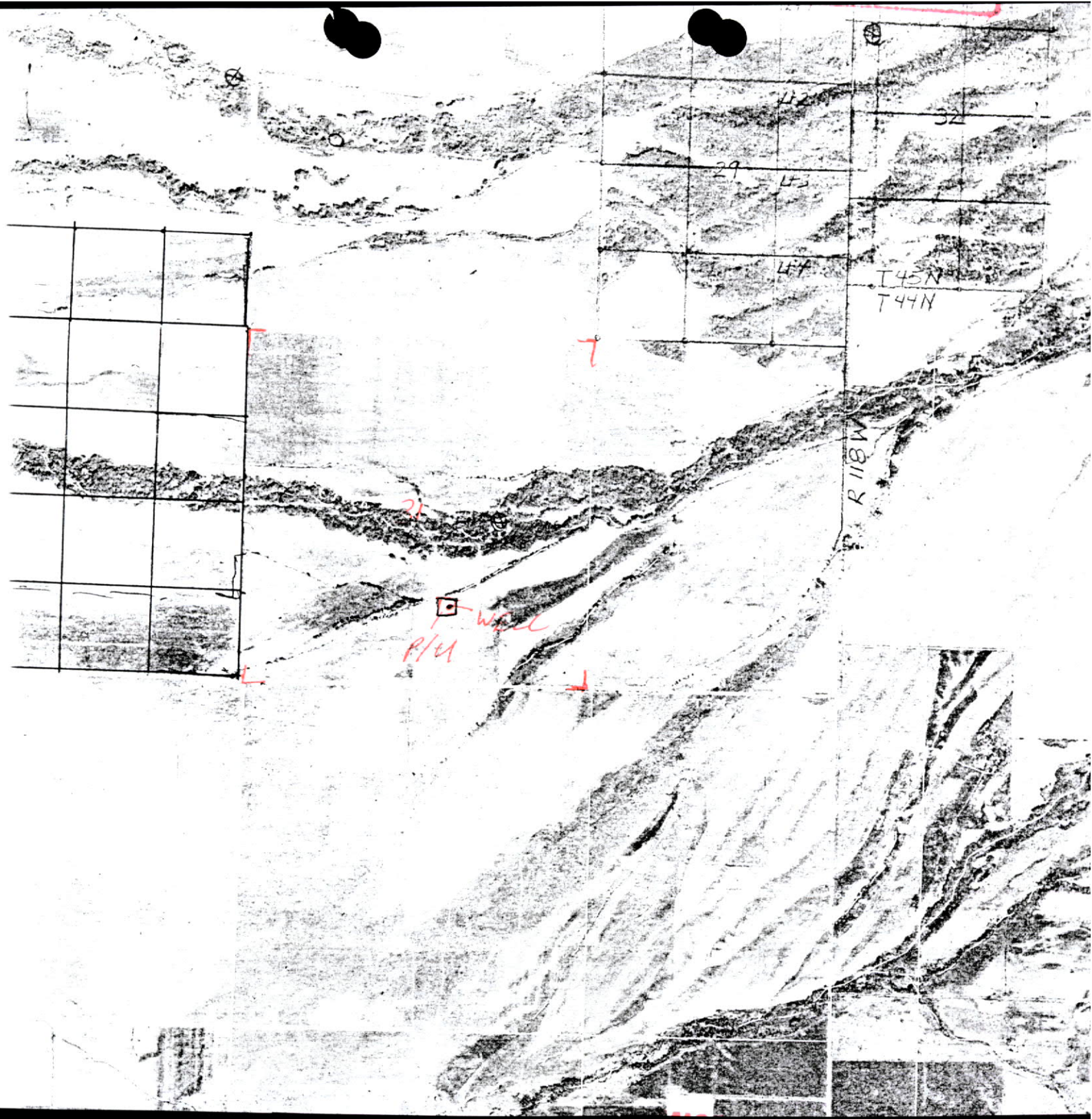




STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR 13 1995
Department of Water Resources

A. GENERAL INFORMATION

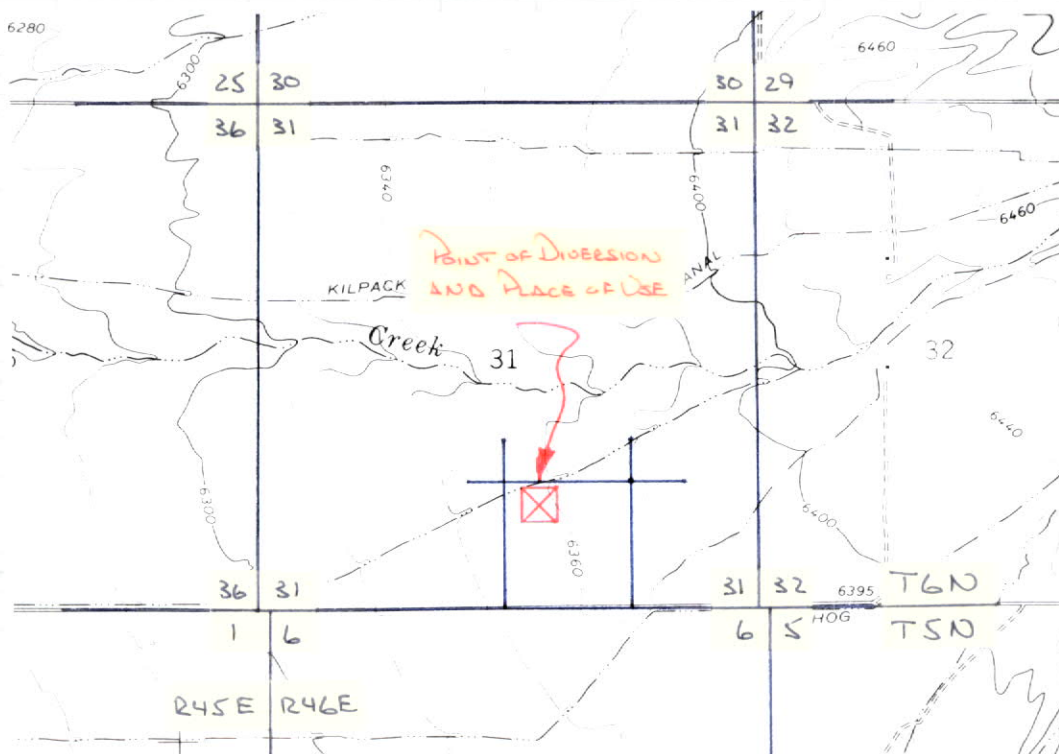
Permit No. 22-07620
1. Owner: RICHARD BORGES & Max Yost Phone No. 522-7736
Current Address: P.O. Box 41, TETONIA ID 83452
2. Accompanied by: — EXAM. DATE: 8-13-92
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: — ☐ Copies Attached
2. Other water rights with same point of diversion: — ☐ 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" = _____

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).

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07620

Priority: December 7, 1988

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that RICHARD BORGEN
MAX YOST

PO BOX 41

TETONIA ID 83452

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 7, 1988; and has submitted Proof of Beneficial Use on March 7, 1990. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a GROUNDWATER 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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 31, Township 06N, Range 46E
TETON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

06N 46E 31

SWSE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
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. Domestic use is for 2 homes.

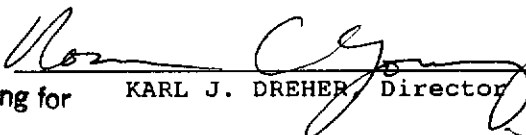
JUN 07 1995

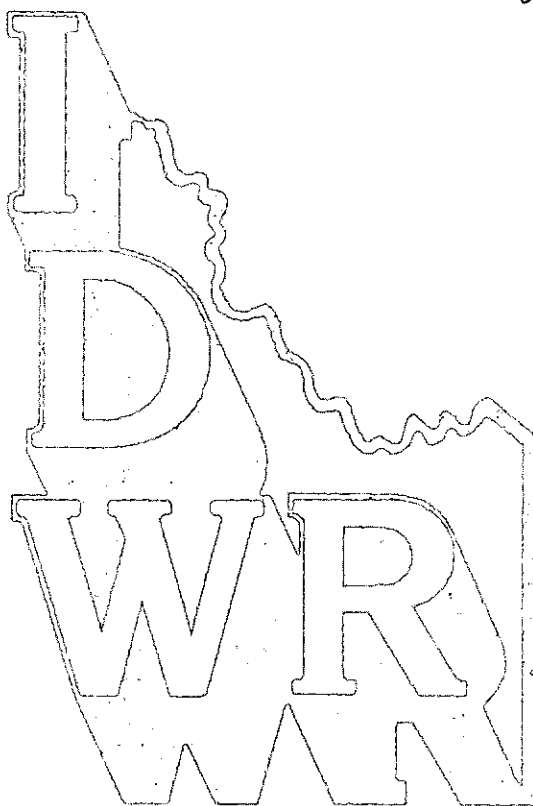
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07620

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 1ST
day of JUNE, 1995.


Acting for KARL J. DREHER Director



JUN 07 1995

RECEIVED

MAR 7 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

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

NO fee as per
conversation with
Rita Fleck on 3/6/90

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.

Permit No. 22-7620 Telephone No. (208) 522-7736

Name(s) of Permit Holder(s): MAX Yost + Richard Bolgen

Post Office Address: P.O. Box 41 Teton, ID 83451

Source of Water: ground water

If ground water, well driller's name: BLOWN Drilling Date drilled: 5/85

Extent of Use: Domestic (No. of households) 2 cabins Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 5/85

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes No Installed? Yes No

OR

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

Fee Enclosed: \$ - 0 - (See License Examination Fee Schedule)

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

Name N/A Telephone No. _____

Address _____

MICROFILMED

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.

APR 17 1990

Date 3/6/90

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 227620

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard Borgeson and/or Max Yost Phone 456-2356
Post office address PO Box 41 Tetonian ID 83452
2. Source of water supply ground water which is a tributary of NA
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 31 Township 6N Range 46E B.M. Teton County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
* 0.06 cfs
Amount 0.06 cfs for Domestic purposes from January 1 to December 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)
0.06 cfs
5. Total quantity to be appropriated is (a) 0.06 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well, 134 ft deep cased
6 5/8 to 97 ft with submersible pump, 1 hp
set at 100 ft
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
Existing well - see a.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
NA 1 years (minimum 1 year).

RECORDED

MAR 30 1989

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. 2
- Other; describe fully. _____

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	
6N	46E	31															D		0.10 cfs

Total number of acres to be irrigated NA

10. Describe any other water rights used for the same purposes as described above. None

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

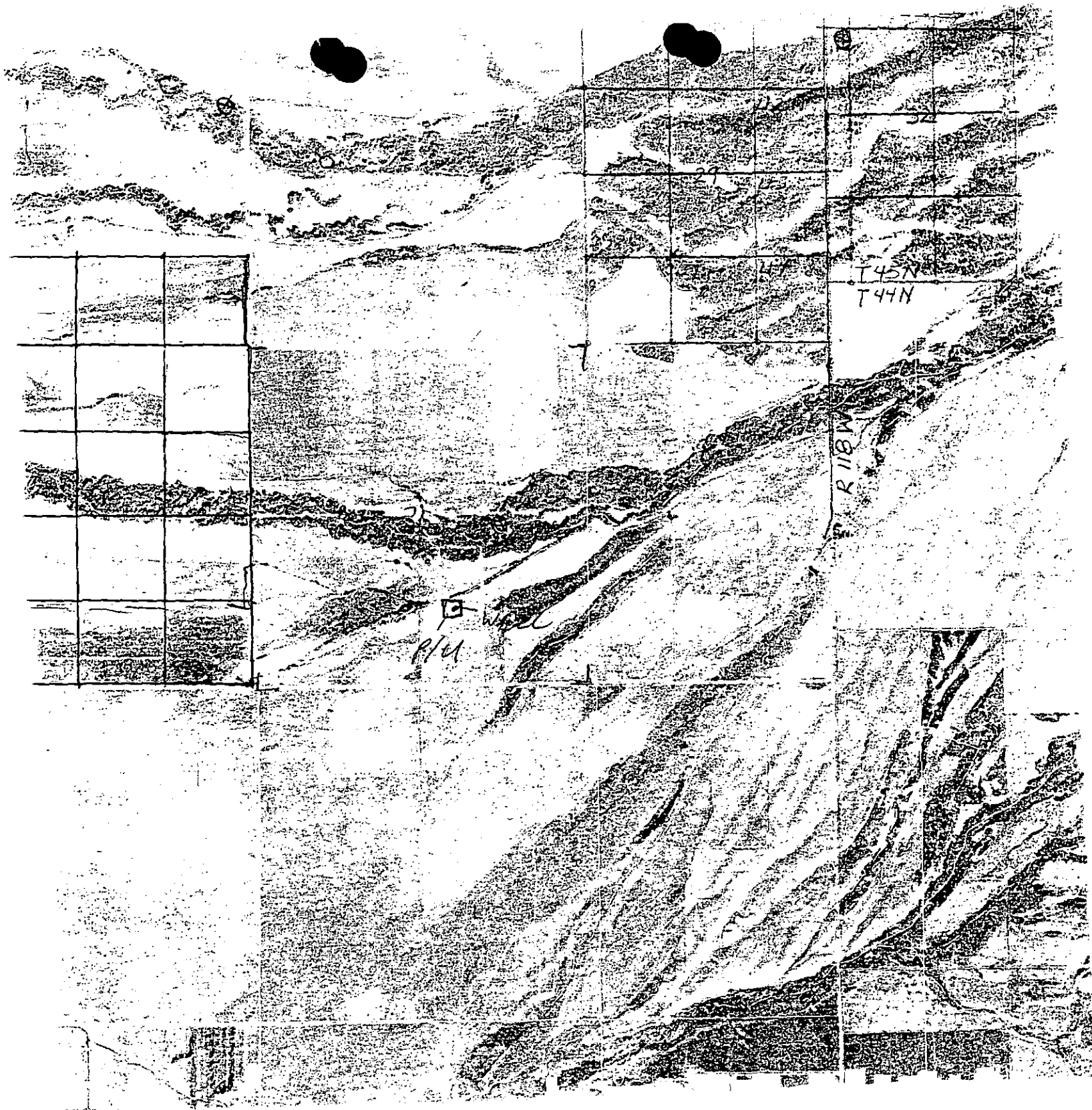
b. Who owns the land to be irrigated or place of use? Borgen & Yost

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: _____

[Signature]

APR 21 1978



... place of use.

MICROFILMED
MAR 30 1989

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.

(Applicant)

Proposed Priority 12/7/88

Received by CU Date 12-7-88 Time 2:30 p. Preliminary check by AMD

Fee \$ 30.00 Receipted by RB # E005306 Date 12-21-88
1-19-89 1-26-89

Publication prepared by RB Date 1-11-89 Published in Teton Valley News

Publication approved CU Date 2-07-89

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. 22-7620, and said application is hereby APPROVED.

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 April 1, 19 90.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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.

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.

The maximum rate of diversion for domestic purposes under this permit shall not exceed 0.06 cfs.

Witness my hand this 10th day of March, 1989.

A. Glen Saylor

RECORDED

MAR 30 1989



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

June 1, 1995

RICHARD BORGEN
MAX YOST
PO BOX 41
TETONIA ID 83452

RE: WATER RIGHT NO. 22-07620

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

RECEIVED

JUN 07 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 22-07620 DATE 5/25/95



NAME	Change OK ☒	☒	Or Address Change?
PRIORITY DATE	☒	☒	Advance? ☐ Advanced to: _____ Order to reinstate needed? _____ Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☒	☒	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT-OF DIV	☒	☒	Amendment needed? _____ Overlaps? _____
PLACE OF USE	☒	☒	Amendment needed? _____ Overlaps? _____
DIV RATE	☒	☒	Permit ^(NO) fee limits: <u>.04 CFS</u> Meas Q = <u>2 cabins - no irrigation</u> Theo Q = <u>✓</u> Recommend: <u>.04</u> <u>2 cabins - no irrigation = .04</u> Combined rates exceed capacity _____
ANNUAL VOLUME	☒	☒	Volume Limit: _____ Season: <u>1-1 to 12-31</u> Calculations: <u>2 cabins - no irrigation = 1.2</u> 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 <u>Don't</u>
NEW CONDITIONS	☒	☒	Watermaster control - District _____ Measuring/Locking Devices _____ Irrigation Overlap _____ Other <u>Keep NON-TRUST 048 + 049</u> Water Quality _____ Heat/Cool/Fish verified _____

COMMENTS: _____

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	Adjustment Memo Needed	<u>NO</u>
_____	_____	_____	LICENSE	☒
_____	_____	_____	1ST AMEND LETTER	_____
_____	_____	_____	2ND AMEND LETTER	_____

Permit No. 22-07620

- 95

System Description (continued)

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

WELL WITH SUB. PUMP TO TWO DE MINIMUS DOMESTIC CARS, NO IRRIGATION. ACCESSABLE ALL YEAR

☐ 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
		1 HP			

*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
		NW	SW	SE	31	6N	46E	TETON	USGS, COSITE

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	
6N	46E	31															D/2		

JUN 07 1995

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

None

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

DE MINIMUS USE FOR 2 CABINS, NO IRRIGATION
2 @ 0.02 cfs/home = 0.04 cfs

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: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. 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:

2 DE MINIMUS CABINS, NO IRRIGATION

2 @ 0.6 acs/home = 1.2 acs

JUN 07 1995

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Onsite verification showed 2 cabins in place —

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	0.04	1.2
Totals:			0.04	1.2

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

J. AUTHENTICATION

Field Examiner's Name R. MEYER
Signature [Signature]
Certification Date _____
Field Report Preparation Date 3-3-95

CONSULTANT SEAL

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

RECORDED

JUN 07 1995

April 13, 1990

RICHARD BORGEN
MAX YOST
P.O. BOX 41
TETONIA, ID 83452

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07620

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

APR 17 1990

138063
January 31, 1990

RICHARD BORGEN
MAX YOST
P.O. BOX 41
TETONIA, ID 83452

PROOF DUE NOTICE
RE: PERMIT NO. 22-07620

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 April 1, 1990. (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

APR 17 1990

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
March 15, 1989

RICHARD BORGES
MAX YOST
P.O. BOX 41
TETONIA, ID 83452

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 22-07620

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

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

RECEIVED

MAR 30 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MINUTEMAN

MAR 30 1989

January 12, 1989

Richard Borgen and/or Max Yost
P.O. Box 41
Tetonia, ID 83452

Application for Permit No. 22-07620

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 22-07620. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Teton Valley News. 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

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MAR 30 1989

ATTEST: OF PUBLICATION

State of Idaho)

County of Teton)

Yadine Loose
being first duly sworn deposes and say that I am the *secretary* of the Teton Valley News a newspaper as defined by Idaho Codes Annotated, 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, advertisement or publication of

Notice of application for water right

And affiant further says that said attached notice, advertisement, or publication, as per clipping attached, 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 *19* day of *Jan*, 1989

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 type matter, of at least sixteen inches deep.

Yadine Loose

Subscribed in my presence and sworn to before me this *22nd* day of *Jan*, 1989

(SEAL) Notary Public for the state of Idaho, residence and postoffice address, Driggs, Idaho.

Joyce L. Inman
Commission expires

Jan 22, 1992

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

22-07620

BORGEN, RICHARD

YOST, MAX

P.O. BOX 41

TETONIA, ID 83457

Source: GROUNDWATER

Diversion Pt:

NWSWSE Sec 31 T 06N R 46E

Use: DOMESTIC (.060 CFS)

Date Filed: 12/07/1988

In: T06N R46E S31 SWSE

22-07621

CUNDY, DONALD T.

205 SUMMIT DRIVE

SMITHFIELD, UT 84335

Source: UNNAMED SPRING

Tributary: SINKS

Diversion Pt:

NWSWNE Sec 4 T 06N R 45E

Use: RECREATION (10.00AF)

Date Filed: 12/16/1988

In: T06N R45E S04 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 FEBRUARY 6, 1989.

R. Keith Higginson, Director
Published in the Teton Valley News on January 19 and 26, 1989.

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MAR 30 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 11, 1989

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 FEBRUARY 6, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED

MAR 30 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECORDED

MAR 30 1989

22-07620

BORGEN, RICHARD
YOST, MAX
P.O. BOX 41
TETONIA, ID 83457

Source: GROUNDWATER

Diversion Pt: NWSWSE Sec 31 T 06N R 46E

Use: DOMESTIC (.060 CFS)

Date Filed: 12/07/1988

In: T06N R46E S31 SWSE

RECEIVED

MAR 30 1989

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 FEBRUARY 6, 1989.

R. Keith Higginson, Director

Published 1/19/1989 & 1/26/1989

RECEIVED

MAR 30 1989

ACTION REQUIRED

FROM: Harold W. Jones 525 7161

TO: Richard Bergen

Attached is your applic. for permit. It needs several changes. One which I made is for 0.00cf rather than 0.10cf. The R4SE appears on the front page & R4GE appears on the second. Which is correct.

Also no Fee accompanied the application. This required Fee is \$30.

If you have any questions please call me.

W. Jones
MICROFILMED
MAR 30 1989

104 cfs for 1 household
106 cfs for 2 households