

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A22-07223
Date Received: 7/18/1988
Receipt No: 6000765
Received By: EG

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARD FARMS INC. 208-456-2831
Address: STAR RT.
NEWDALE, ID 83436

2. Date of Priority: APR 05, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	40E	15	SW	SW	SW		MADISON
	44E	3	SW	NW	SE	R	MADISON

5. Description of diverting works:
WELL, PUMP & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.680		

7. Total Quantity Appropriated is:
6.680 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 1800.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	44E	5	NW	NW	4	IRR	36.0
			SW	NW		IRR	38.0

Section Acres 74.0

A22-07223 Page 1 Date: 07/18/88



07 18 88

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	44E	6	NE	NE	1	IRR	24.0
			NW	NE	2	IRR	34.0
			SE	NE		IRR	7.0
						Section Acres	65.0
07N	44E	30	NE	NE		IRR	35.0
			NW	NE		IRR	35.0
			SW	NE		IRR	35.0
			SE	NE		IRR	35.0
			NE	SE		IRR	35.0
			NW	SE		IRR	35.0
			SW	SE		IRR	35.0
			SE	SE		IRR	35.0
						Section Acres	280.0
		31	NE	NE		IRR	39.0
			NW	NE		IRR	32.0
			SW	NE		IRR	37.0
			SE	NE		IRR	34.0
			NE	SE		IRR	39.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	301.0
						Total Acres	720.0

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

LIC. ~~22-2175~~/22-7111/

14. Remarks:

P/D FROM TETON R.: NWNE, S3, & SESE, S15, T6N, R44E, USED IN EXCHANGE FOR THE GROUNDWATER SOURCE.

RIGHT LIMITED BY RE-DIVERSION; THEREFORE, THIS RIGHT LIMITED BY 8% OF OWNERSHIP IN NORTH PROJECT #1 AND 50% IN NORTH PROJECT #2. RE-DIVERSION KNOW AS CLEMENTSVILLE PIPELINE NORTH PROJECTS 1 & 2.

15. Basis of Claim: PERMIT

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 3

For Organizations:

I do solemnly swear or affirm that I am Secretary of
Title
And Farms Inc., that I have signed the foregoing
Organization
document in the space below as Secretary of
Title
And Farms Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Sec. And Farms Inc
Title and Organization

8 July 88
Date

State of Idaho)
County of Bonanza) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of July 19 88

[Signature]
Notary Public

Seal

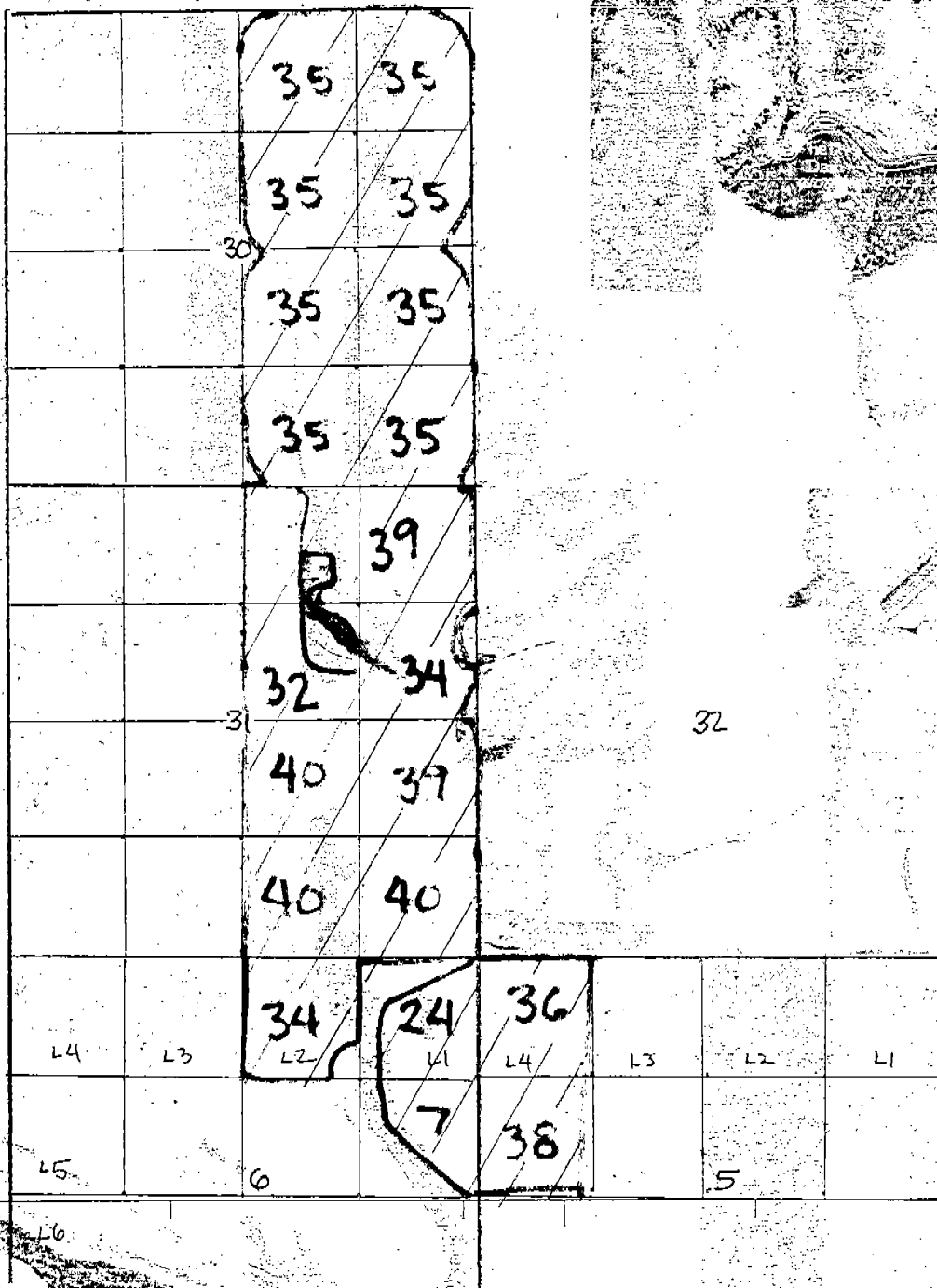
Residing at Idaho Falls

My Commission Expires 5/29/1991

R44E

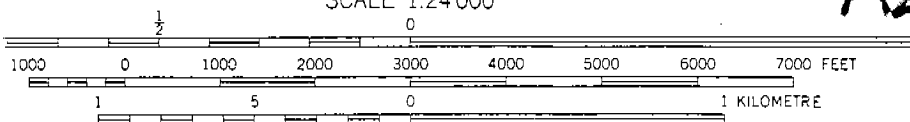
T7N

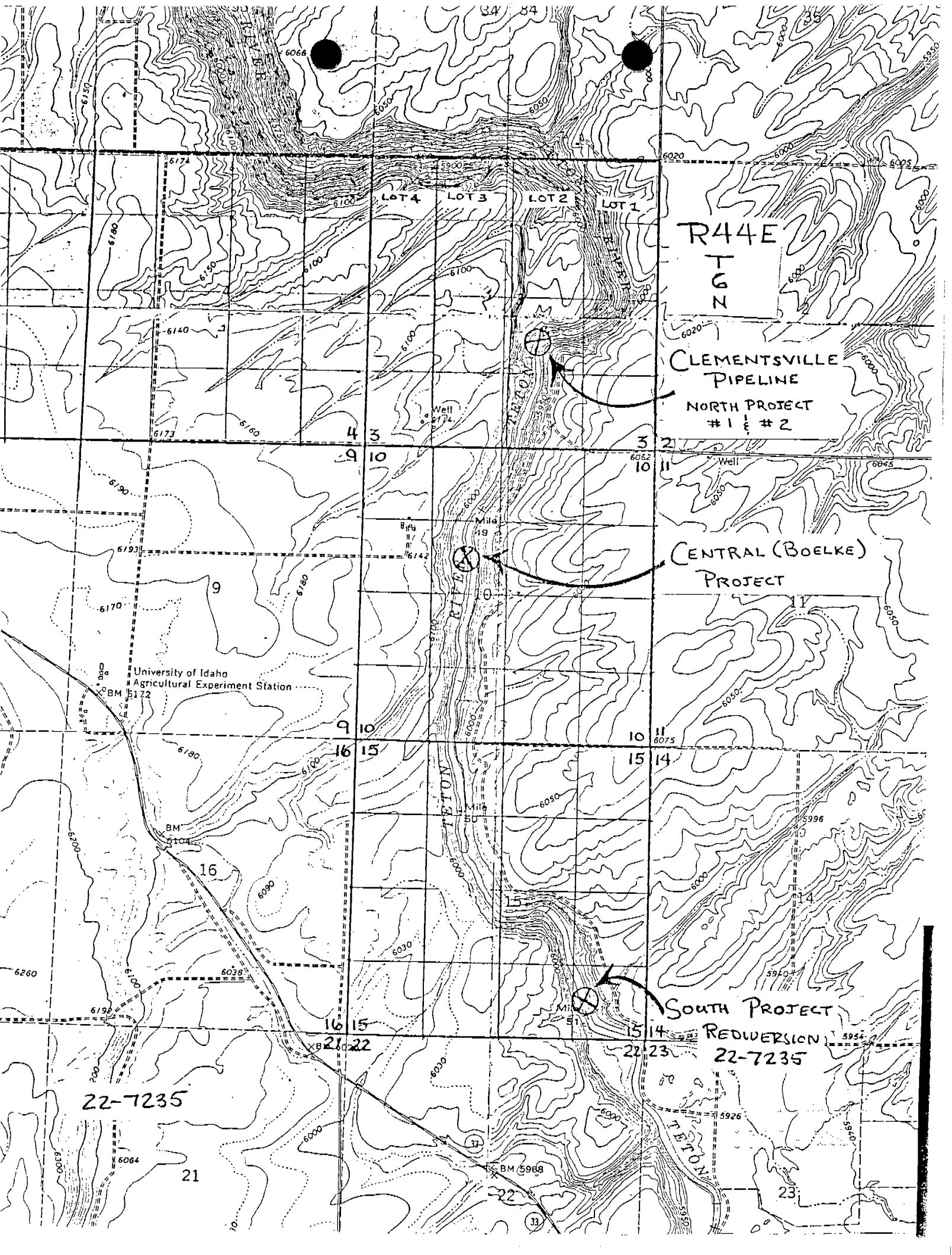
T6N



SCALE 1:24 000

A22-07223





R44E
T6N

CLEMENSVILLE
PIPELINE
NORTH PROJECT
#1 & #2

CENTRAL (BOELKE)
PROJECT

SOUTH PROJECT
REDIVERSION
22-7235

University of Idaho
Agricultural Experiment Station

22-7235

21

23

Log for claim 22-07223

Spatial Dynamics LTD

7/9/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n44e	5	NWNW	36	35	
06n44e	5	SWNW	38	40	
06n44e	6	NENE	24	17	
06n44e	6	NWNE	34	37	
06n44e	6	SENE	7	18	Indiscernible
07n44e	30	NENE	35	39	Indiscernible
07n44e	30	NWNE	35	40	Indiscernible
07n44e	30	SWNE	35	40	Indiscernible
07n44e	30	SENE	35	39	Indiscernible
07n44e	30	NESE	35	39	Indiscernible
07n44e	30	NWSE	35	40	Indiscernible
07n44e	30	SWSE	35	38	Indiscernible
07n44e	30	SESE	35	38	Indiscernible
07n44e	31	NENE	39	39	
07n44e	31	NWNE	32	37	Indiscernible
07n44e	31	SWNE	37	39	
07n44e	31	SENE	34	32	
07n44e	31	NESE	39	37	
07n44e	31	NWSE	40	40	
07n44e	31	SWSE	40	40	
07n44e	31	SESE	40	37	
Totals:			720	761	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07223

Priority: April 5, 1977

Maximum Diversion Rate: 7.00 CFS

Maximum Diversion Volume: 2520.0 AF

This is to certify, that TETON PIPELINE ASSN INC

PO BOX 272

TETONIA ID 83452

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 5, 1977; and has submitted Proof of Beneficial Use on June 21, 1979. An examination indicates that the works have a diversion capacity of 11.950 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>
IRRIGATION	04/15 to 10/15	7.00 CFS	2520.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 15, Township 06N, Range 40E
MADISON County

Rediversion

NWSE , Sec. 3, Township 06N, Range 44E
TETON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
06N	44E	5	Lot 4(NWNW)	36		SWNW	38		74
		6	Lot 1(NENE)	24	Lot 2(NWNE)	34	SENE	7	65
07N	44E	30	NENE	35	NWNE	35	SWNE	35	
			SENE	35	NESE	35	NWSE	35	
			SWSE	35	SESE	35			280
		31	NENE	39	NWNE	32	SWNE	37	
			SENE	34	NESE	39	NWSE	40	
			SWSE	40	SESE	40			301

Total number of acres irrigated: 720

CONDITIONS OF APPROVAL AND 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 that 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.

MICROFILMED

APR 21 1987

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 22-07223

CONDITIONS OF APPROVAL AND REMARKS

5. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
7. No demand on upstream prior rights or existing prior exchanges can be made and no interference with prior rights located between the redirection pumps and the exchange well will be allowed even if the exchange well is pumping water into the Teton River.
8. Totalizing measuring devices shall be maintained at the exchange well and redirection pumps from the Teton River.
9. The exchange well must inject water into the Teton River whenever water is being diverted from the river under this license, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.
10. The power supply to the exchange well cannot be contracted under the power company's interruptable rules unless the power company agrees to notify the right holder at least 24 hours prior to the time the power service is terminated.
11. The rate of redirection from the Teton River shall not exceed the rate of injection into the Teton River from the exchange well.
12. Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.
13. Water is redirected from the Clementsville (North 1 and 2) Project of the Teton Pipeline irrigation system.

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 16th
day of SEPTEMBER, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	22-07223	Darrell Ard	7.0
Full Assignment	22-07223	Teton Pipeline Assn., Inc.	7.0

MICROFILMED

OCT 21 1987

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Ard Farms, Inc., hereby assign to Teton Pipeline Assoc., Inc.
(Permit Holder)
 of Post Office Box 272, Tetonia, Idaho 83452
(Full Address)

All my right, title, and interest in and to Permit No. 22-07223 ✓
 to appropriate the public waters of the State of Idaho. 22-07186 ✓
22-07111 ✓

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Made this 31st day of May, 19 94.

[Signature]
 Permit Holder(s)

State of Idaho)
 County of Teton)
SS

On this 31 day of May, 199 4, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

J C Hoopes
 Notary Public

SEAL

[Signature]
 Signature

My commission expires: 5-12-99 2001

MICROFILMED
 OCT 21 1997

Identification No. 22 7223

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Darrell Ard Phone: 356-3476 Home
456-4268 Ranch
post office address 136 S. 1st West, Rexburg, Idaho 83440
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 15 Township 6N
Range 40E B.M. Madison County; additional points of diversion if any: _____
The water will be rediverted from the Teton River within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3,
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 6N, R. 44E, B.M., Teton County;
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 7.00 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 7.00 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump and 200' x 12" discharge
pipe into Teton River

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 20,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	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	44E	5					40	40											80
7N	44E	30	40	40	40	40									40	40	40	40	320
		31	40	40	40	40									40	40	40	40	320

Total number of acres to be irrigated 720

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

~~None~~ License No. 22-2175

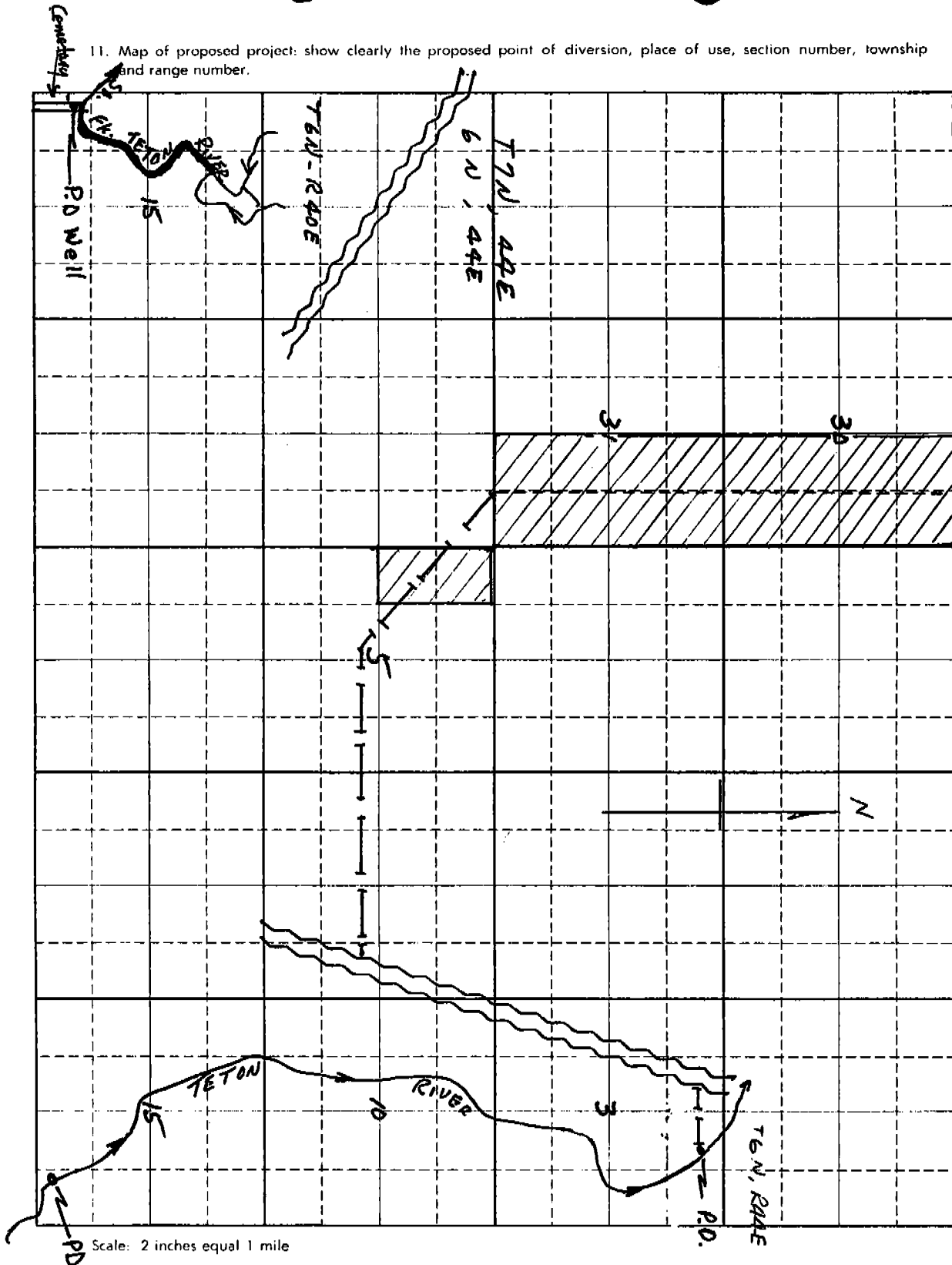
9. a. Who owns the property at the point of diversion Ralph W. & Robert D. Huskinson & Maxine Shirk

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 Applicant has a 99-year lease with Huskinson & Shirk

10. Remarks

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



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.

Carroll A. A. A.
(Applicant)

Proposed Priority 4/ 5/77

Received by CW Date 4-05-77 Time 3:00 P.

Preliminary check by JW Fee \$ 85.00

Receipted by CW Date 4-05-77 # 6507

Publication prepared by CW Date 4-18-77

Published in Standard Journal & Shoshone Valley News

Publication dates April 14 & 21 - 1977

Publication approved TM Date 4-26-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JP

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

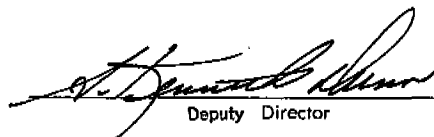
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7223, and said application is hereby APPROVED.

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 May 1, 19 82.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 31 day of May, 19 77.


Deputy Director

7/27/00

TOTAL ACREAGE

Permit No.

20-152

DATE OF EXAM 7/27/79

ACREAGE
Found 1225 Ac
Recommended 720 Ac

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 6.68 c.f.s. V = 2160 AF/Ann. from April 1 to Nov. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: n/a
twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes X no _____

Name source exchanged with: Teton River
twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: into River
twp. 60 N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange:
twp. _____ N/S, Rge. 40 E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 11.46 cfs Method of measurement Flow Meter

Total Q recommended 6.68 cfs Meter No. 77-M229 Type McCracker Condition Std.

Total V recommended 2160 AF/Ann.

Recommended Amendments:

P.D. _____
Place of Use check P/U
Other _____
None _____

MEASUREMENT CALCULATION:

01 Ac ft in 38 sec. $435.6 \div 38 = 11.46 \text{ cfs}$
Limited to 6.68 cfs - percentage owned in the North Project #1 + #2 by applicant
183 2424.7 ac
 $720 \text{ Ac} \times 3.0 \text{ AF/Ac} = 2160 \text{ AF/Ann}$ $6.68 \text{ cfs} \times 1.9835 \text{ AF/cfs} \times 24 \text{ hrs} = 2525.5 \text{ AF/Ann}$

SYSTEM DESCRIPTION:

26.5 E Electric Motor High Head 200 hp. ID# C6377-113, 87-02693
w/ a Peerless Pump # 2634849. Open discharged into the Teton River in
exchange for water taken upstream by the Teton pipe line.

For description of Teton pipe system see L-22-7111 L-22-7186.

REMARKS:

System shown and described by Roni And.

REDIVERSION THRU CLEMENTVILLE PIPELINE NORTH PROJECT #1; #2

Examiner's Signature John D. Carlson Date May 6, 80

Checked by Keith C. Wilson Date 20 May 1986 14 Nov 86

Approved by Raymond McElroy Date 7/17/89

MICROFILMED

OCT 21 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7223

Permit No.

Overlap Review

- a) Other water rights with same place of use: 22-7111/7186
- b) Other water rights with same point of diversion: NONE. REDIVERSION 22-0145A/0221B/0245B/
7108/7111/7119/7122/7148/7157/7186/7208/7211/7216/7295/7360/7375
- c) Analysis: RO1 Measuring device & lockable control structure at both the point
of diversion and point of Rediversion

R04

Right LIMITED By Re-diversion; therefore,
This right Limited by 8% of ownership in North Project #1 and 50%
in North Project #2, $\therefore Q = (0.08)(28.7 \text{ cfs}) + (0.50)(8.76 \text{ cfs}) = 6.676 \text{ cfs}$

R17 (22-7111, 22-7186)(6.676 cfs)

MICROFILMED

NOV 21 1987

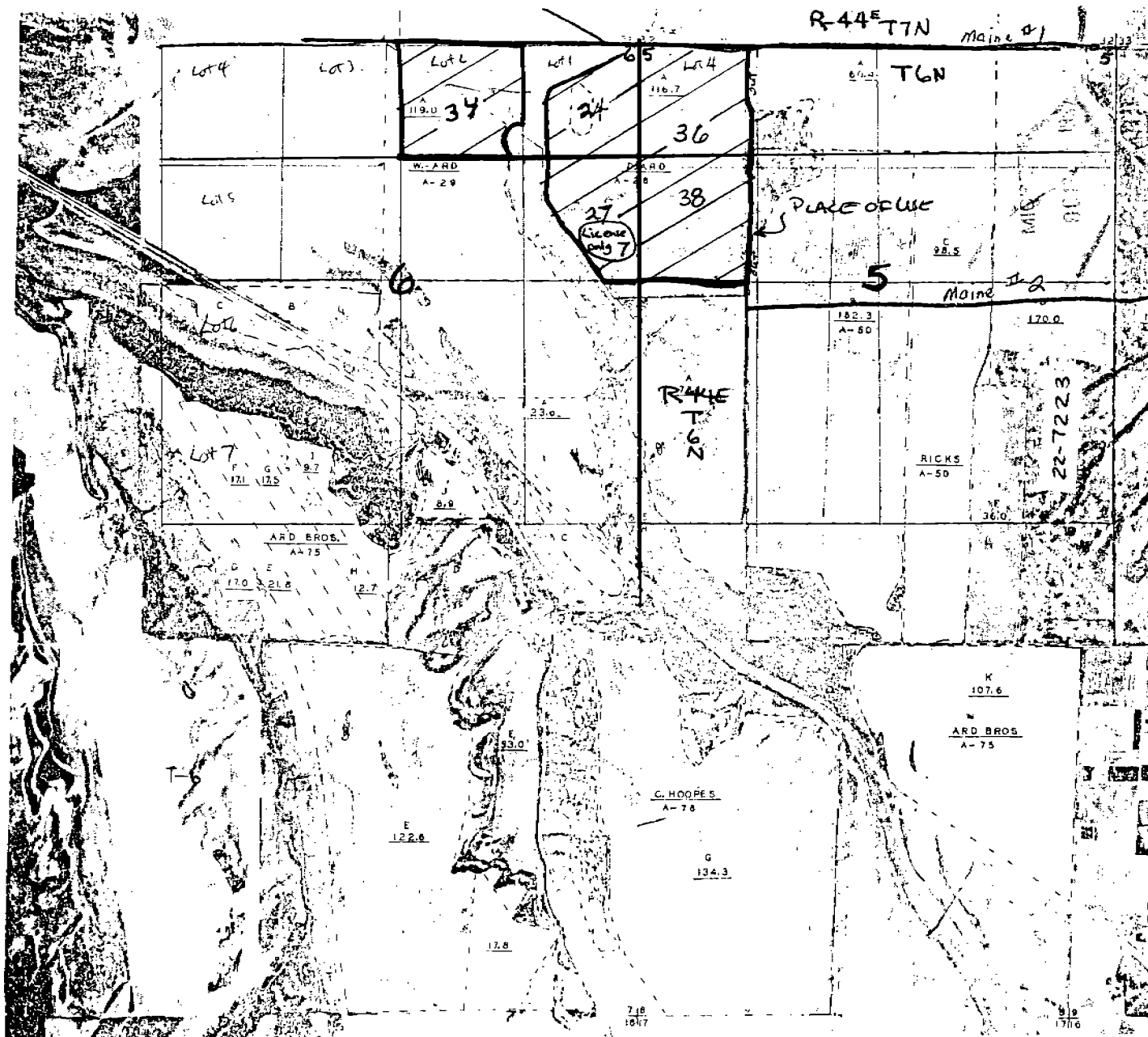
Regional Office by

Keith C Wilson

Date

4 Nov 1986

سید محمد (م) عابدی



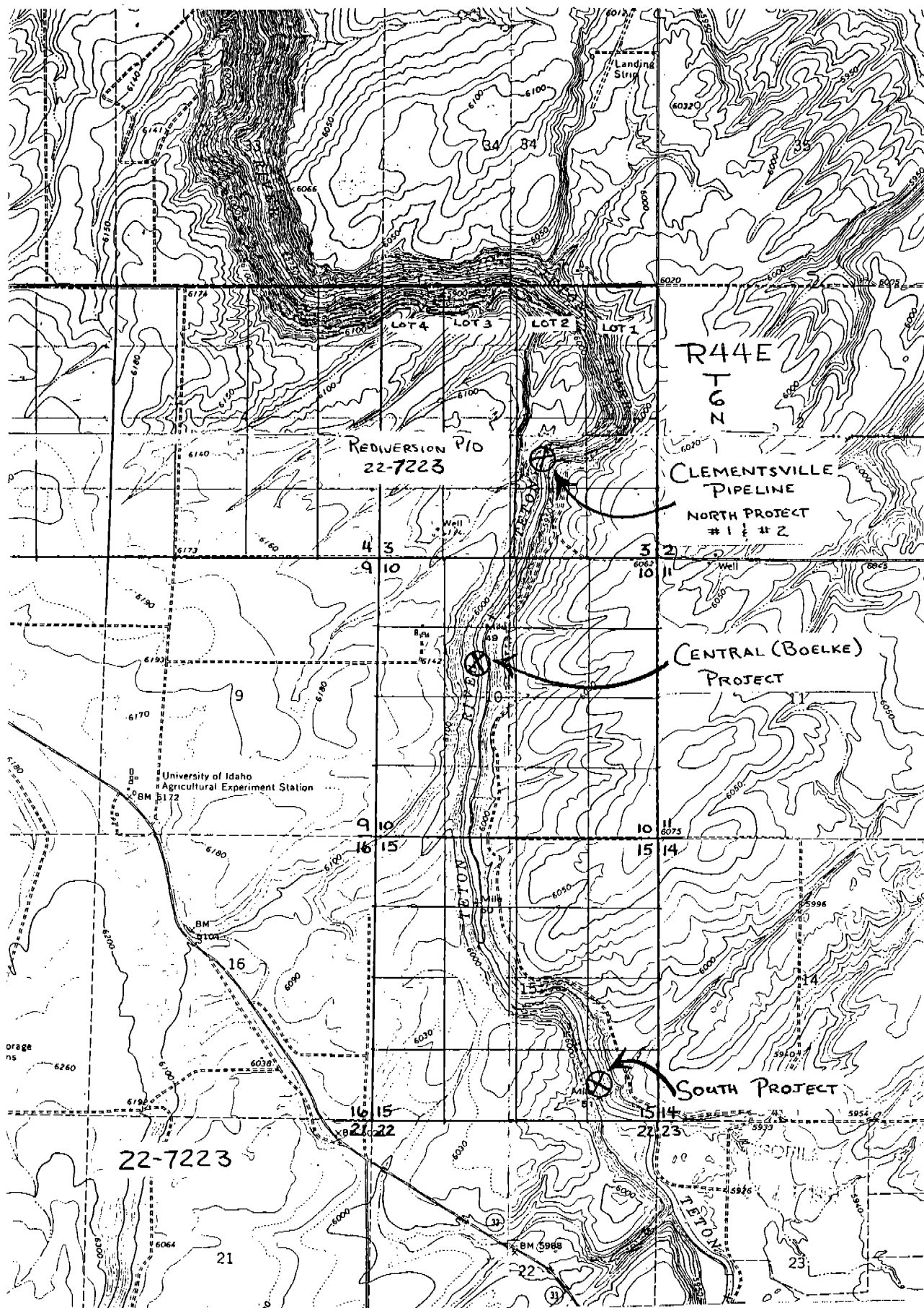
CHINA II

Township N^o 6 North Range N^o 44 East

$$G \quad C \quad F \quad e \quad E' \quad e$$

S. 89° 45' W.

81.22				S. 89° 45' W.			
4	3	2	1	4	3	2	1
35.26	36.68	36.82	36.94	37.01	37.03	37.07	37.09
37.18	37.29	37.40	37.53	37.60	37.65	37.70	37.75
39.23	40	80	80	80	80	80	80
Sec. 6.				Sec. 5.		Sec. 4.	
6	027.40			028.20		029.40	
13.70							
7	80	160	160	160	160	160	160
38.17							
S. 89° 51' W.				N. 89° 51' W.			
1	78.95			79.20		79.95	
37.25							
2	80	160					
38.05							
Sec. 7.				Sec. 6.		Sec. 9.	
3	032.40			040		040	



01-07333
1977
01-07333
00-0186

28 193

