

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: A22-00225
Date Received: 12/20/1995
Receipt No: E021758
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: TETON WEST IRRIGATION COMPANY INC
Address: C/O HOLDEN KIDWELL HAHN & CRAP
PO BOX 50130
IDAHO FALLS ID 83405
208-523-0620

2. Date of Priority: JUN 1, 1897

3. Source: SOUTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	46E	32	NW	SW			TETON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is Acre Feet Per Annum

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	46E	6	NW	NE		IRR	38.0
			SW	NE		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	78.0
					Total Acres	78.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

P/D DESERT DITCH, FROM WD01 RECORDS. DECREE ALSO INDIDATES LOT 2
AND SWNE, S6, T5N, R46E AS P/U. P/U APPARENT REPEAT OF LAND LIST

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRR. CO. ET AL

Decree Plaintiff

TETON IRR. CANAL CO.

vs

Decree Defendant

MICROFILMED
NOV 06 1990

RECEIVED

DEC 07 1995

Department of Water Resources
Eastern District Office

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 22-00225
Date Received 12-7-95
Receipt Number E021758

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s) Teton West Irrigation Company, Inc. Phone (208) 523-0620

Mailing Address c/o Holden, Kidwell, Hahn & Crapo, P.L.L.C.,
P.O. Box 50130, Idaho Falls, Idaho Zip 83405

2. Date of Priority (Only (1) per claim) June 1, 1897

3. Source of water supply (a) South Leigh Creek
which is tributary to (b) Teton River

4.a. Location of existing

point of diversion is: Township 6N Range 46E Section 32,

NW 1/4 of SW 1/4 of , Govt. Lot, B.M., County of Teton

Additional points of diversion if any:

MICROFILMED

b. If instream flow, beginning point of claimed instream flow is:

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Township Range Section , 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township ___ Range ___ Section ___, ___ 1/4 of

___ 1/4 of ___ 1/4 Govt. Lot ___ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 04/01 to 11/01 amount 1.6cfs or ___

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.6 (cfs) and/or (b) ___ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)

10. 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 use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

Last Name Teton West Ident. Number 22-00225

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 X

wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Date

 Date

For Organizations: I do solemnly swear or affirm that I am President of Teton West Irrigation, that I have signed the Title

 Organization
foregoing document in the space below as President

 Title
of Teton West and that the statements contained in the
 Organization

foregoing document are true and correct.

Signature of Authorized Agent George C. Hatch

Title and Organization President Date 12/1/95

State of Idaho/or Utah)

County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of Dec, 1994. 1995



NOTARY PUBLIC
NORMA J. OLIVER
Debbie G. Communications Corp
2185 S. 3600 W., SLC, UT 84119
My Commission Expires February 1, 1997

Notary Public Norma Oliver

Residing at Salt Lake City, UT

My Commission Expires 2/1/99

MICROFILMED

NOV 06 1996

Last Name Teton West Ident. Number 22-00225

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Kent W. Foster

Address P.O. Box 50130, Idaho Falls, Idaho 83405

Date 12/5/95

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MICROFILMED

NOV 06 1996

Last Name Teton West Ident. Number 22-00225

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

Adj. - Eastern
RECEIVED

JAN 21 1997

TRANSFER NO. 4751

WATER RIGHT NO(S). 22-00225/22-00226/22-00307/22-00308
22-00347A/22-00348A/22-00349A/22-00382B/22-00582A/22-00583A
22-00618B

Department of Water Resources
Boise District Office

This is to certify that: TETON WEST IRRIGATION COMPANY INC
C/O HOLDEN KIDWELL HAHN & ETC
PO BOX 50130
IDAHO FALLS ID 83405

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
Right No. 22-00225 :		
IRRIGATION	04/15 to 10/15	1.60 CFS
Priority: 06/01/1897		
Right No. 22-00226 :		
IRRIGATION	04/15 to 10/15	1.60 CFS
Priority: 06/01/1898		
Right No. 22-00307 :		
IRRIGATION	04/15 to 10/15	2.00 CFS
Priority: 05/15/1899		
Right No. 22-00308 :		
IRRIGATION	04/15 to 10/15	1.20 CFS
Priority: 06/01/1901		
Right No. 22-00347A :		
IRRIGATION	04/15 to 10/15	0.20 CFS
Priority: 06/01/1901		
Right No. 22-00348A :		
IRRIGATION	04/15 to 10/15	0.60 CFS
Priority: 06/01/1902		
Right No. 22-00349A :		
IRRIGATION	04/15 to 10/15	0.40 CFS
Priority: 06/01/1903		

TRANSFER NO. 4751
 WATER RIGHT NO(S). 22-00225/22-00226/22-00307/22-00308
 22-00347A/22-00348A/22-00349A/22-00382B/22-00582A/22-00583A
 22-00618B

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
Right No. 22-00382B :		
IRRIGATION	04/15 to 10/15	1.60 CFS
Priority: 01/18/1905		
Right No. 22-00582A :		
IRRIGATION	04/15 to 10/15	0.60 CFS
Priority: 05/15/1897		
Right No. 22-00583A :		
IRRIGATION	04/15 to 10/15	1.00 CFS
Priority: 06/01/1899		
Right No. 22-00618B :		
IRRIGATION	04/15 to 10/15	0.80 CFS
Priority: 01/22/1916		
TOTAL:		11.60 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
Right Nos. 22-00225/226/307/347A/348A/349A/582A/583A/618B :	
SOUTH LEIGH CREEK	TETON RIVER
Right No. 22-00308 :	
NORTH LEIGH CREEK	TETON RIVER
Right No. 22-00382B :	
LEIGH CREEK	TETON RIVER

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 45E 1	NENE 38	NWNE 38	SWNE 40	
	SENE 40	NENW 38	NWNW 38	
	SWNW 40	SENE 40	NESW 40	
	NWSW 40	SWSW 39	SESW 39	
	NESE 40	NWSE 40	SWSE 39	
	SESE 39			628
2	NENE 38	NWNE 38	SWNE 26	
	SENE 40			142
46E 5	NENW 20	NWNW 38	SWNW 40	
	SENE 40	NESW 10	NWSW 40	
	SWSW 40			228

TRANSFER NO. 4751

WATER RIGHT NO(S). 22-00225/22-00226/22-00307/22-00308
 22-00347A/22-00348A/22-00349A/22-00382B/22-00582A/22-00583A
 22-00618B

6	NENE 38	NWNE 38	SWNE 40	
	SENE 40	NENW 38	NWNW 38	
	SWNW 40	SENW 40	NESW 40	
	NWSW 40	SWSW 38	SESW 20	
	NESE 40	NWSE 40	SWSE 40	
	SESE 40			610
8	NWNW 5			5

Total number of acres irrigated: * 1613

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. 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 the lands above.
4. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. The point of diversion is located within NWNW, S05, T44N, R118W in Wyoming.
- * 9. Right Nos. 22-00225 and 22-00226 in combination shall not exceed irrigation of 80 acres in the place of use described above in a single irrigation season.
- * 10. Right Nos. 22-00307 and 22-00308 in combination shall not exceed irrigation of 160 acres in the place of use described above in a single irrigation season.
- * 11. Right Nos. 22-00347A, 22-00348A, 22-00349A, 22-00582A, 22-00583A in combination shall not exceed irrigation of 160 acres in the place of use described above in a single irrigation season.

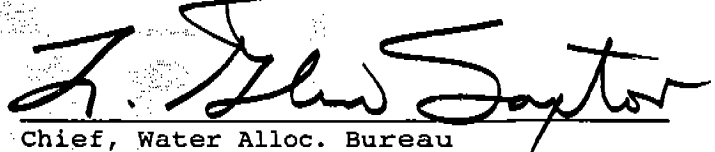
TRANSFER NO. 4751

WATER RIGHT NO(S). 22-00225/22-00226/22-00307/22-00308
22-00347A/22-00348A/22-00349A/22-00382B/22-00582A/22-00583A
22-00618B

CONDITIONS OF APPROVAL AND REMARKS

- * 12. Right Nos. 22-00307 and 22-00308, in combination with Right Nos. 22-00347A, 22-00348A, 22-00349A, 22-00582A and 22-00583A shall not exceed irrigation of 240 acres in the place of use described above in a single irrigation season.
- * 13. Right No. 22-00382B shall not exceed irrigation of 312 acres in the place of use described above in a single irrigation season.
- * 14. Right No. 22-00618B shall not exceed irrigation of 40 acres in the place of use described above in a single irrigation season.
- * 15. Right Nos. 22-00225, 22-00226, 22-00307, 22-00308, 22-00347A, 22-00348A, 22-00349A, 22-00382B, 22-00582A, 22-00583A and 22-00618B when combined shall not exceed the total combined irrigation of 672 acres in the place of use described above; and when combined with groundwater Right Nos. 22-02267B, 22-07042, 22-07206, 22-07255B and 22-07261 are limited to the total combined irrigation of 1467 acres within the place of use described above in a single irrigation season.

Dated this 16th day of January, 1997


Chief, Water Alloc. Bureau