

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: A22-00348  
Date Received: 9/27/1988  
Receipt No: 6002882  
Received By: SS

OCT 4 1988

Department of Water Resources . NOTICE OF CLAIM TO A WATER RIGHT  
Eastern District Office ACQUIRED UNDER STATE LAW

1. Name: TETON VALLEY RANCHES CORP. 801-583-8600  
Address: C/O GEORGE HATCH  
2185 S. 3600 W.  
SALT LAKE CITY, UT 84119

2. Date of Priority: JUN 01, 1902

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     | NW     | SW  |     | TETON  |

5. Description of diverting works:  
HEADGATES IN STREAM TO CANALS FOR FLOOD OR SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 1.200  |      |        |

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

8. Total consumptive use is 3746.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 05N           | 45E   | 1       | NE     | NE  | 1   | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 40.0  |

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| TWP          | RNG | SEC | NE 1/4 |       |               |       | NW 1/4 |       |       |       | SW 1/4 |       |       |               | SE 1/4 |       |       |       | Totals             |
|--------------|-----|-----|--------|-------|---------------|-------|--------|-------|-------|-------|--------|-------|-------|---------------|--------|-------|-------|-------|--------------------|
|              |     |     | NE1/4  | NW1/4 | SW1/4         | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4         | NE1/4  | NW1/4 | SW1/4 | SE1/4 |                    |
| 5N           | 4SE | 1   | 40     | 40    | 40            | 40    | 40     | 40    | 40    | 40    | 40     | 40    | 40    | 40            | 40     | 40    | 40    | 40    | 640                |
|              |     |     | L1     | L2    | <del>L3</del> |       | L3     | L4    |       |       |        |       |       |               |        |       |       |       |                    |
|              |     | 2   | 40     | 10    | 20            | 40    |        |       |       |       |        |       |       |               | 40     | 32    | 40    | 40    | 292                |
|              |     |     | L1     | L2    |               |       |        |       |       |       |        |       |       |               |        |       |       |       |                    |
|              |     | 11  |        | 20    |               |       |        |       |       |       |        |       |       |               |        |       |       |       | 20                 |
| 6N           | 46E | 30  |        |       |               |       |        |       |       |       | 40     | 40    | 40    | 40            |        |       |       |       | 160                |
| 5N           | 46E | 6   | 40     | 40    | 40            | 40    | 40     | 40    | 40    | 40    | 40     | 40    | 34    | <del>24</del> | 25     | 36    | 13    | 40    | 572                |
|              |     |     | L1     | L2    |               |       |        |       |       |       |        |       |       |               |        |       |       |       |                    |
|              |     | 8   |        |       |               |       |        | 29    |       |       |        |       |       |               |        |       |       |       | 29                 |
|              |     | 5   |        |       |               |       | 18     | 40    | 24    | 30    |        | 38    | 40    |               |        |       |       |       | <del>244</del> 190 |
|              |     |     |        |       |               |       | L5     | L6    |       |       |        |       |       |               |        |       |       |       |                    |
| TOTAL = 1873 |     |     |        |       |               |       |        |       |       |       |        |       |       |               |        |       |       |       |                    |

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10. Place of Use: Continued

Total Acres 40.0

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:

22-0347/0349. SEVERAL OTHER S. LEIGH & GROUNDWATER RTS.

14. Remarks:

\*\*\* SECOND P/D IN WYOMING DESCRIBED AS FOLLOWS:

T44N R118W SEC5 SE1/4 NW1/4 NW1/4.

\*\*\* SEE ALSO CODED POU UNDER A22-00307.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRR. CO. ET AL

Decree Plaintiff

vs

TETON IRR. CANAL CO.

Decree Defendant

NOV 04 1992

(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 x do not        wish to receive and pay a small annual fee for monthly copies of the docket sheet.

I do solemnly swear or affirm that I am \_\_\_\_\_ President \_\_\_\_\_ of \_\_\_\_\_ Title \_\_\_\_\_  
Teton Valley Ranches Corporation \_\_\_\_\_, that I have signed the foregoing  
Organization \_\_\_\_\_  
document in the space below as \_\_\_\_\_ President \_\_\_\_\_ of \_\_\_\_\_ Title \_\_\_\_\_

Teton Valley Ranches Corporation and that the statements contained in the  
Organization  
foregoing document are true and correct. *George C. Holt*

Signature of Authorized Agent

Pres., Teton Valley Ranches Corporation  
Title and Organization

10/3/88

Date \_\_\_\_\_

State of ~~Idaho~~ Utah )  
 ) SS.  
County of Salt Lake )

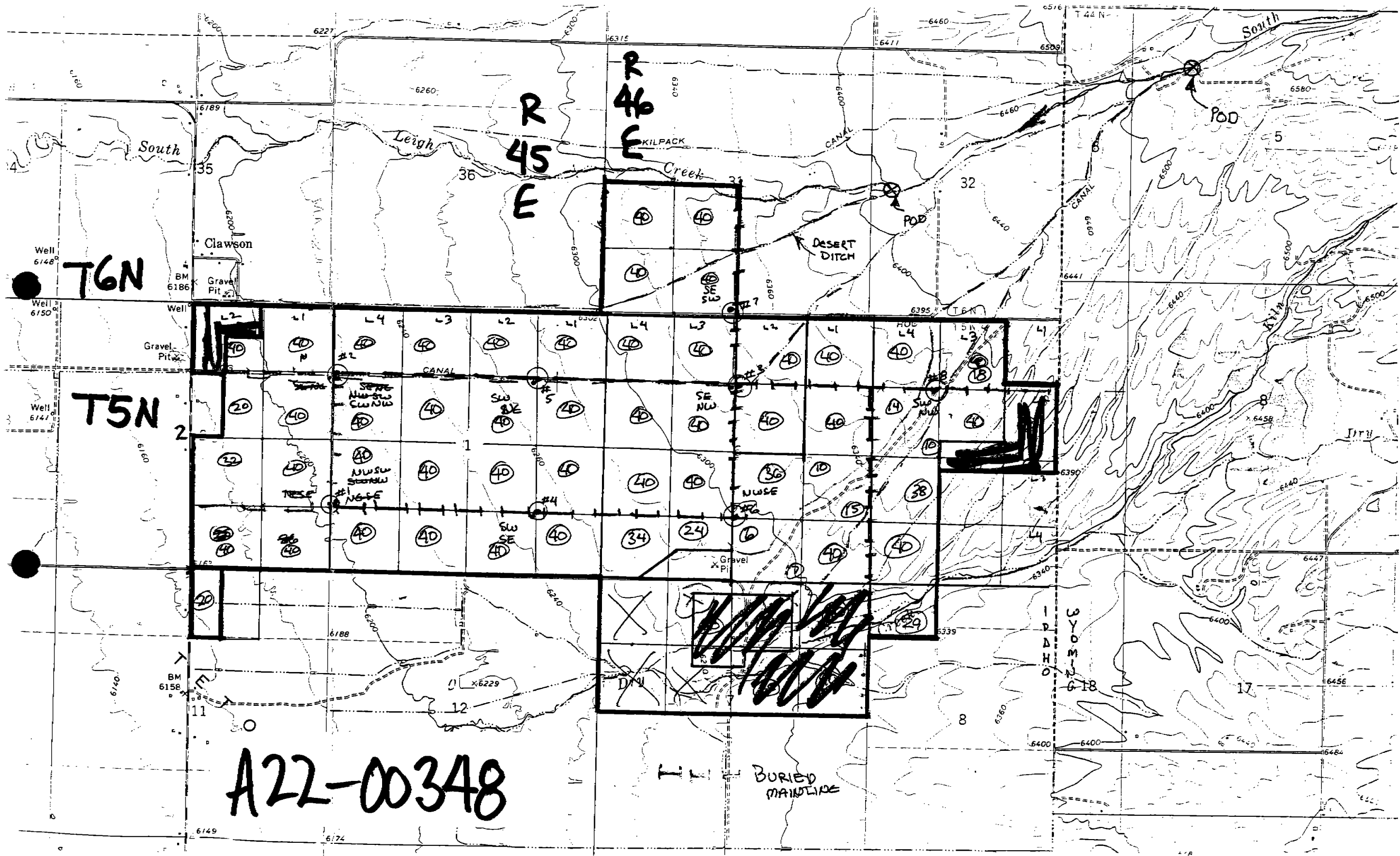
Subscribed and sworn (or affirmed) before me this 3 day  
of Oct 19 88 Nancy J.

Notary Public

Seal

Residing at Salt Lake, Utah

## My Commission Expires



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

Adj. - Eastern  
**RECEIVED**

JAN 21 1997

TRANSFER NO. 4751

Department of Water Resources  
Eastern District Office

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

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      | SENW 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      |              |
|                    | SENW 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 | SENE 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.

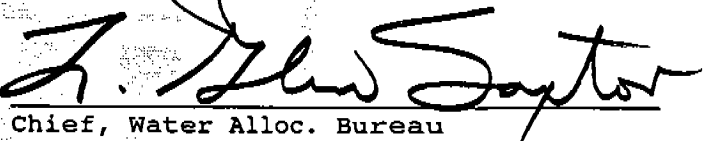
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22-00618B

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 16<sup>th</sup> day of

January, 1997

  
Chief, Water Alloc. Bureau