

06/28/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-239A
NAME AND ADDRESS: SHARON HANSEN
583 N 50 W
TETONIA ID 83452

REX L HANSEN
583 N 50 W
TETONIA ID 83452

SOURCE: SOUTH LEIGH CREEK TRIBUTARY: TETON RIVER
QUANTITY: 0.400 CFS
PRIORITY DATE: 06/01/1891
POINT OF DIVERSION:

T06N R46E S32 NENWNE Lot 1 Within TETON County
The point of diversion for this water right is in Wyoming, T 44 North R 118
West Sec 6 SENE, Lt 2 6PM.
The point of diversion shown above is where the conveyance system
enters Idaho.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.400 CFS

PLACE OF USE:

<u>IRRIGATION Within TETON County</u>			
T06N R45E S35	NENE	19.00	T06N R45E S35 NWNE 21.00

40 ACRES TOTAL

40

The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 22-239A 22-576C

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right is subject to the delivery provisions contained in Roxana
Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941) ("Roxana
decree"). Nothing in this Partial Decree is intended to relieve or alter the
state of Idaho nor the state of Wyoming from their obligations contained in
the Roxana decree.

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

This water right is also recorded as Wyoming Certificated Water Right No.
_____.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Kixllpack Ditch

06/28/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-239A

SHARON HANSEN

583 N 50 W

TETONIA ID 83452

Telephone Number: (208)456-2034

REX L HANSEN

583 N 50 W

TETONIA ID 83452

Telephone Number: (208)456-2034

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: Dec 4, 2006 SIGNATURE: Rex L Hansen Sharon Hansen
Please print your name: Rex L Hansen Sharon Hansen

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

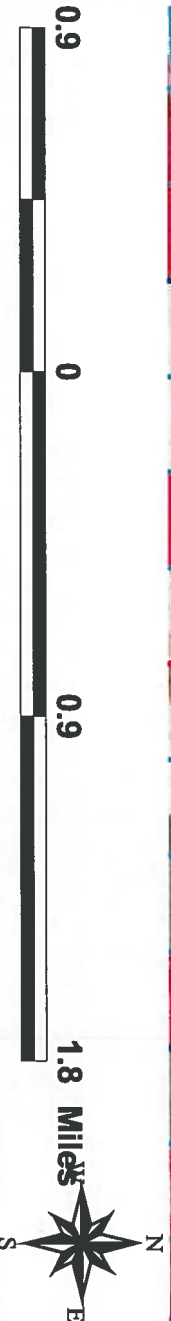
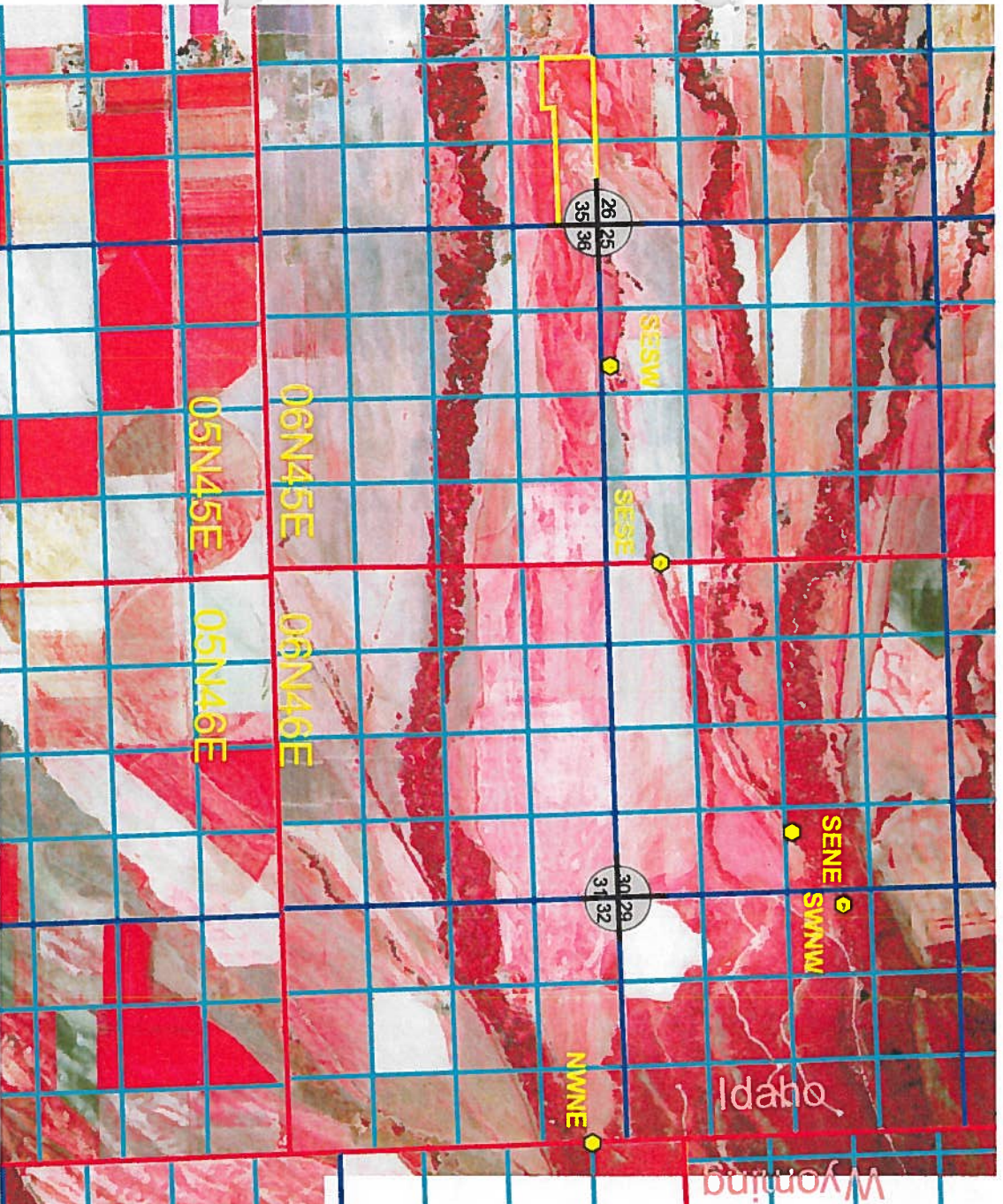
KMT
12/11



State of Idaho Department of Water Resources Eastern Regeion

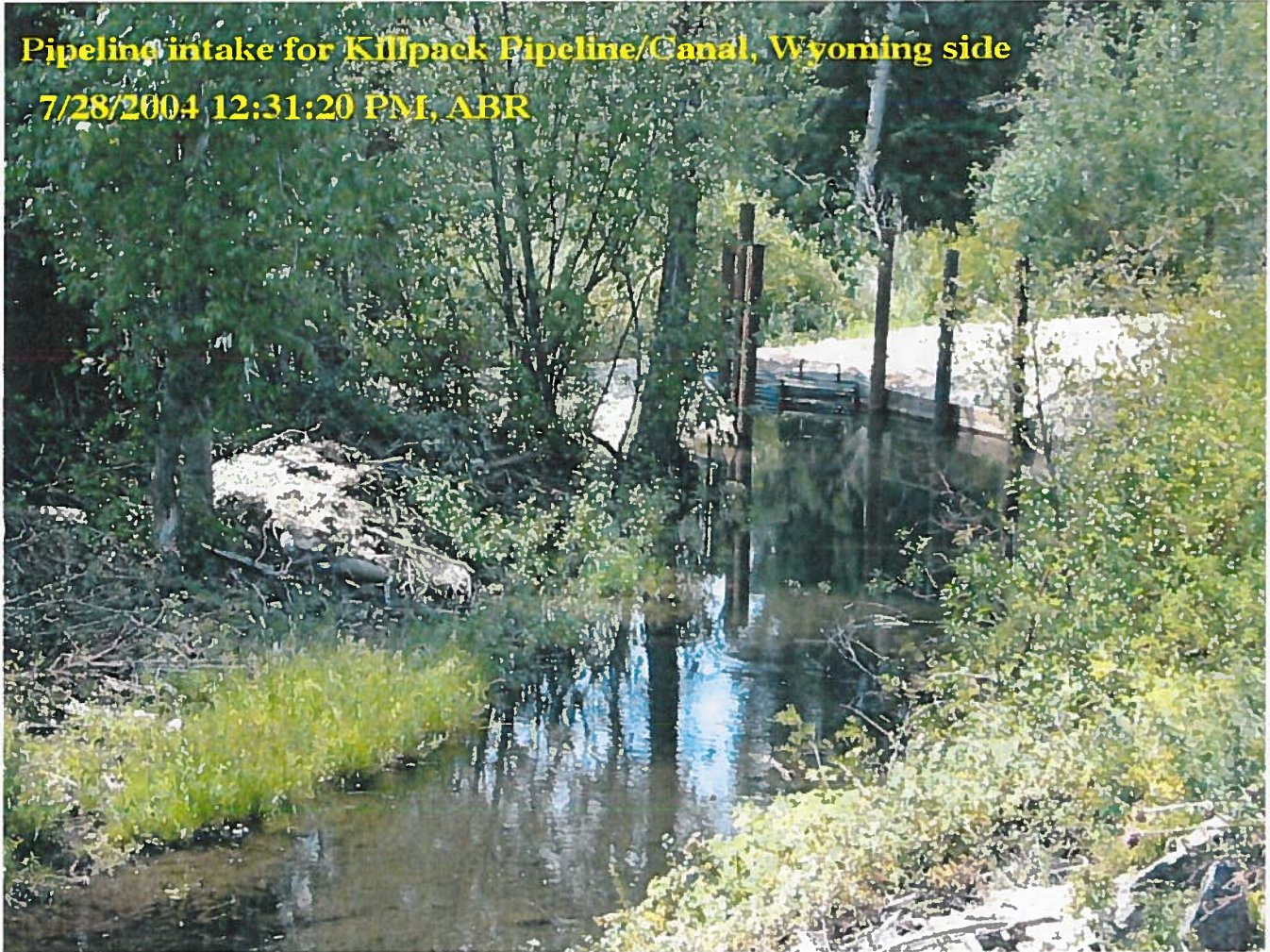


Claim No(s):
22-239A
22-576C



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by T. Galbraith
Date: Jan. 2006

Pipeline intake for Killpack Pipeline/Canal, Wyoming side
7/28/2004 12:31:20 PM, ABR





Killpack headgate - Wyoming diversion
Boyd Smith and others use this headgate.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): 22-239A
22-576C

[] Name(s): Rex Leavitt Hansen
Sharon Hansen

[] Old Mailing Address: P.O. Box 253
Tetonia Idaho
83452

[] New Mailing Address: 583 N. 50W.
Tetonia Idaho
83452

Telephone Number: (208) 456 - 2034

[] Signature(s) of Owner(s) Rex & Sharon
Sharon Hansen
(Include your title if on behalf of company or organization)

Date: 5-7-06

I Rex Hansen

Request my wifes Name on the
water rights to our Property

Rex Hansen
May 1 - 2006



THE STATE OF WYOMING

DAVE FREUDENTHAL
GOVERNOR

PATRICK T. TYRRELL
STATE ENGINEER

HARRY C. LABONDE, JR.
DEPUTY STATE ENGINEER

Board of Control

4E, HERSCHLER BUILDING
CHEYENNE, WYOMING 82002

TELEPHONE NO. (307) 777-6178
FAX NO. (307) 777-5451

February 13, 2004

ALLAN CUNNINGHAM
ADJUDICATION OFFICER

RANDY TULLIS, SUPERINTENDENT
WATER DIVISION NO. 1
MICHAEL WHITAKER, SUPERINTENDENT
WATER DIVISION NO. 2
LOREN SMITH, SUPERINTENDENT
WATER DIVISION NO. 3
JADE HENDERSON, SUPERINTENDENT
WATER DIVISION NO. 4

Mr. Arnold W. Woolstenhulme, P.E. and L.S.
AW Engineering
P.O. Box 139
Victor, Idaho 83455

RE: Docket Nos. IV-2002-4-1
and IV-2003-3-2 through
IV-2003-3-6

Dear Mr. Woolstenhulme,

This letter is in regard to the ^{22-160, 545, 616, 42, 13160, 13144, 13146, 13148} Boyd Charles and Jill Johnson Smith Trust, the ^{22-239B} William E. Hansen, the ^{22-239A} Rex L. Hansen, the ^{22-239C} Margaret Hansen, the ^{22-366B, 367B, 613E} Lorenzo and Ardis Kofoed, and the ^{22-13147, 13143, 13145} James and Leona Beard Trust petitions for affirmation of point of diversion and means of conveyance in the matter of certain rights to the use of waters of South Leigh Creek for which the point of diversion, and a portion of the means of conveyance of the Kilpack Ditch, which are pending before the State Board of Control.

The State Board of Control discussed these petitions at its February meeting, and voted to grant these petitions. Orders confirming the Board's action will be issued in the near future.

If we can be of any further assistance, please let us know.

Sours truly,

ALLAN CUNNINGHAM
Adjudication Officer

RECEIVED

SEP 23 2004

Department of Water Resources
Eastern Region

/adc

FILED
AT 05 MINUTES PAST 9a M.
DATE June 23, 1983
E. Wayne Scher
CLERK OF DIST. COURT
BY Bonnie Scher
DEPUTY

32700
FILMED
INDEXED
PLATTED

CORRECTION WARRANTY DEED

FOR VALUE RECEIVED, EDWARD O. HANSEN, aka Ed Hansen, and BEATRICE S. HANSEN, his wife, of Teton, Teton County, Idaho 83452, hereinafter called "Grantor," do hereby grant, bargain, sell and convey unto ALICE M. HANSEN, a widow, of Teton, Teton County, Idaho 83452, hereinafter called "Grantee," the following described real property in Teton County, Idaho, to-wit:

22-0623

40 Miner's inches of water in Little Dry Creek decreed to L. C. Waterman with priority date of June 1, 1901, appurtenant to N $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 35, Twp. 6 N., Rge. 45 E., Boise Mer.

This water is conveyed to be appurtenant to the following described real property owned by Alice M. Hansen, a widow, to-wit:

N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 34, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 27, all in Twp. 6 N., Rge. 45 E., Boise Mer.

TOGETHER With any and all improvements and appurtenances thereto; rents, issues and profits thereof; and reversions and remainders.

Grantor covenants and warrants that fee simple title, to the property, is conveyed to Grantee by this Deed, free from all encumbrances, except:

This Correction Warranty Deed is given to correct erroneous property description in that certain Warranty Deed dated October 19, 1966, recorded October 19, 1966, as Instrument No. 64152, records of Teton County, Idaho.

DATED This 22 day of ~~March~~ June, 1983.

Edward O. Hansen Beatrice S. Hansen
EDWARD O. HANSEN BEATRICE S. HANSEN

STATE OF IDAHO,)
ss.
County of Teton.)

On this 22 day of ~~March~~ JUNE, 1983, before me, the undersigned a Notary Public in and for said State, personally appeared EDWARD O. HANSEN and BEATRICE S. HANSEN, his wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

William B. Moulton
Notary Public for Idaho
Residing at Driggs, Idaho.
My Commission Expires: Life.

FILED
AT 05 MINUTES PAST 3 P. M.
DATE June 23, 1983
E. Wayne Schuss
CLERK OF DIST. COURT
BY Bonnie [Signature]
DEPUTY

62739
FILMED
INDEXED
PLATTED

CORRECTION WARRANTY DEED

FOR VALUE RECEIVED, ALICE M. HANSEN, a widow, of Tetonia, Teton County, Idaho 83452, hereinafter called "Grantor", does hereby grant, bargain, sell and convey unto EDWARD O. HANSEN, aka Ed Hansen, and BEATRICE S. HANSEN, his wife, of Tetonia, Teton County, Idaho 83452, hereinafter called "Grantee", the following described real property in Teton County, Idaho, to-wit:

22-0239

40 Miner's inches of the water of South Leigh Creek originally decreed to Noah C. Edlefson with priority date of June 1, 1891, describing the source solely as "Leigh Creek," and originally appurtenant to N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 34, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 27, all in Twp. 6 N., Rge. 45 E., Boise Mer.

This water is conveyed to be appurtenant to the following described real property owned by Edward O. Hansen and Beatrice S. Hansen, his wife, to-wit:

C. N $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 35, Twp. 6 N., Rge 45 E., Boise Mer.

TOGETHER With any and all improvements and appurtenances thereto; rents, issues and profits thereof; and reversions and remainders.

Grantor covenants and warrants that fee simple title, to the property, is conveyed to Grantee by this Deed, free from all encumbrances.

This Correction Warranty Deed is given to correct erroneous property description in that certain Warranty Deed dated October 19, 1966, recorded October 19, 1966, as Instrument No. 64151, records of Teton County, Idaho.

DATED This 22 day of JUNE March, 1983.

Alice M. Hansen
ALICE M. HANSEN

STATE OF IDAHO,)
ss.
County of Teton.)

On this 22 day of March, 1983, before me, the undersigned a Notary Public in and for said State, personally appeared ALICE M. HANSEN, a widow, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

William B. Moulton
Notary Public for Idaho
Residing at Driggs, Idaho.
My Commission Expires: Life.

Contacts Data Entry Form

Claim Number: _____

Owner Type	Full Name	Address	City	State	Zip
------------	-----------	---------	------	-------	-----

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

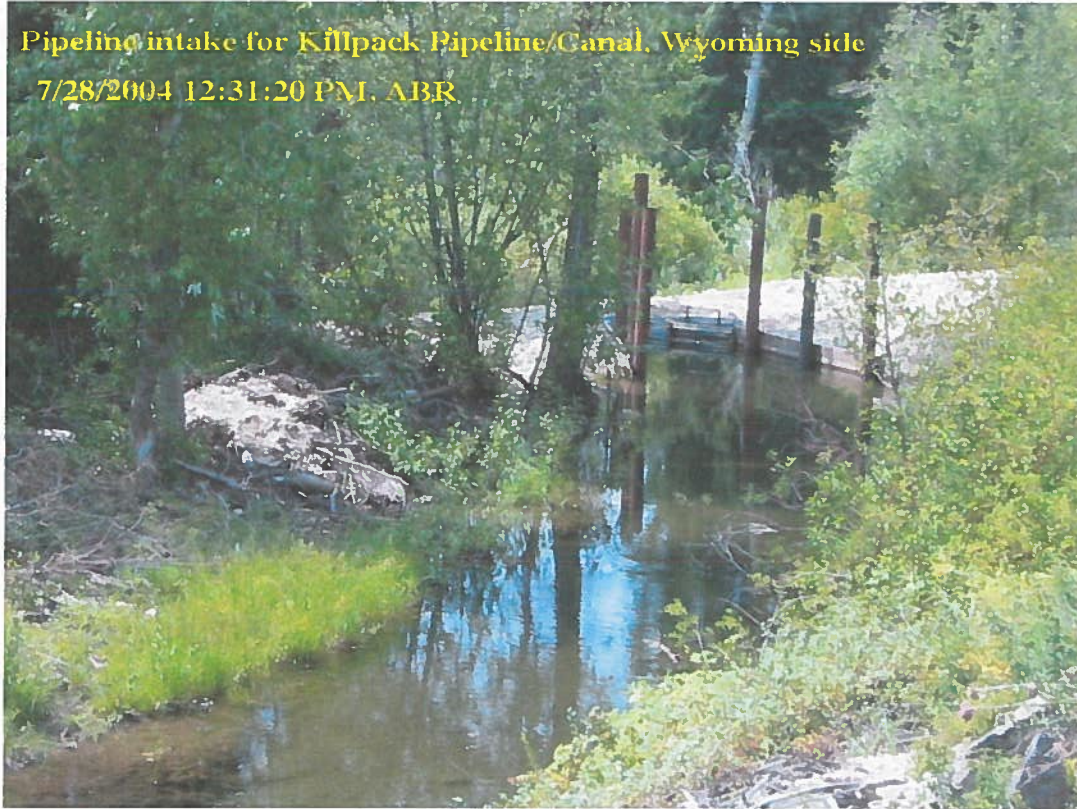
Discussion of right origin and split history. Questions and problems.

SUB SOURCE/POD REMARKS IN 22-239B - SUB TX #3235

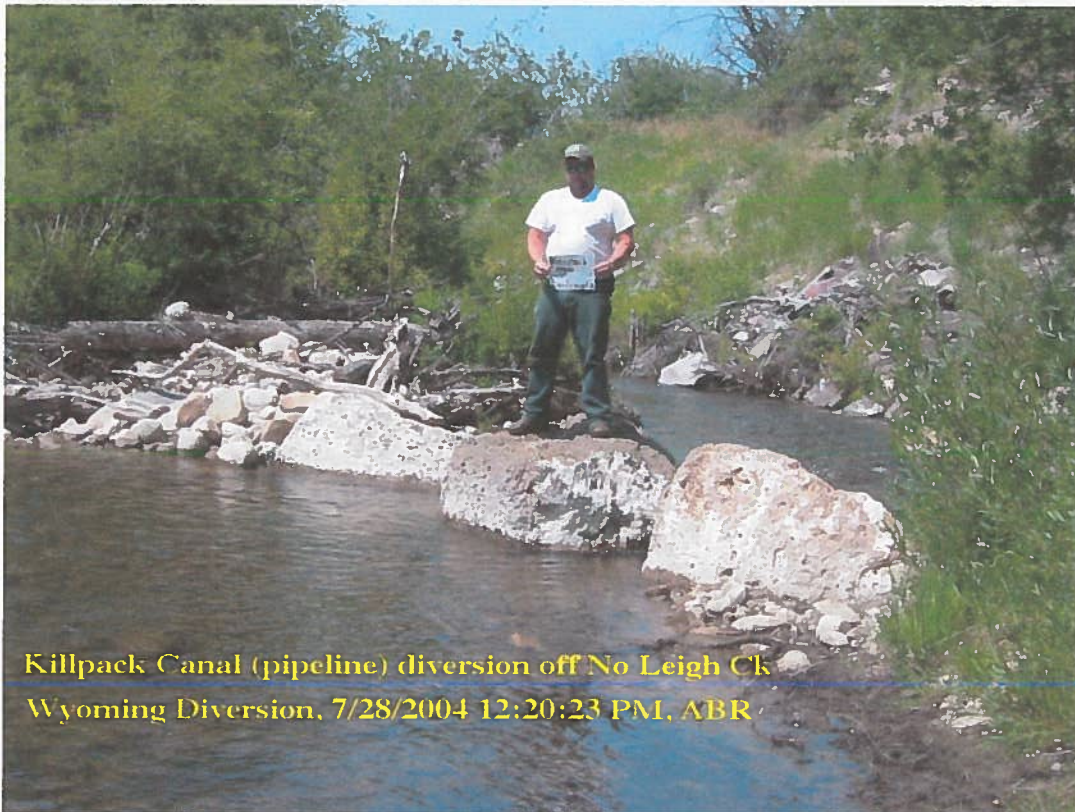
CLAIMS SO. LOUIS WATER - DELIVERED THRU KILPACK CANAL. -OK

Reviewer: _____ Date: _____

Pipeline intake for Killpack Pipeline/Canal, Wyoming side
7/28/2004 12:31:20 PM, ABR



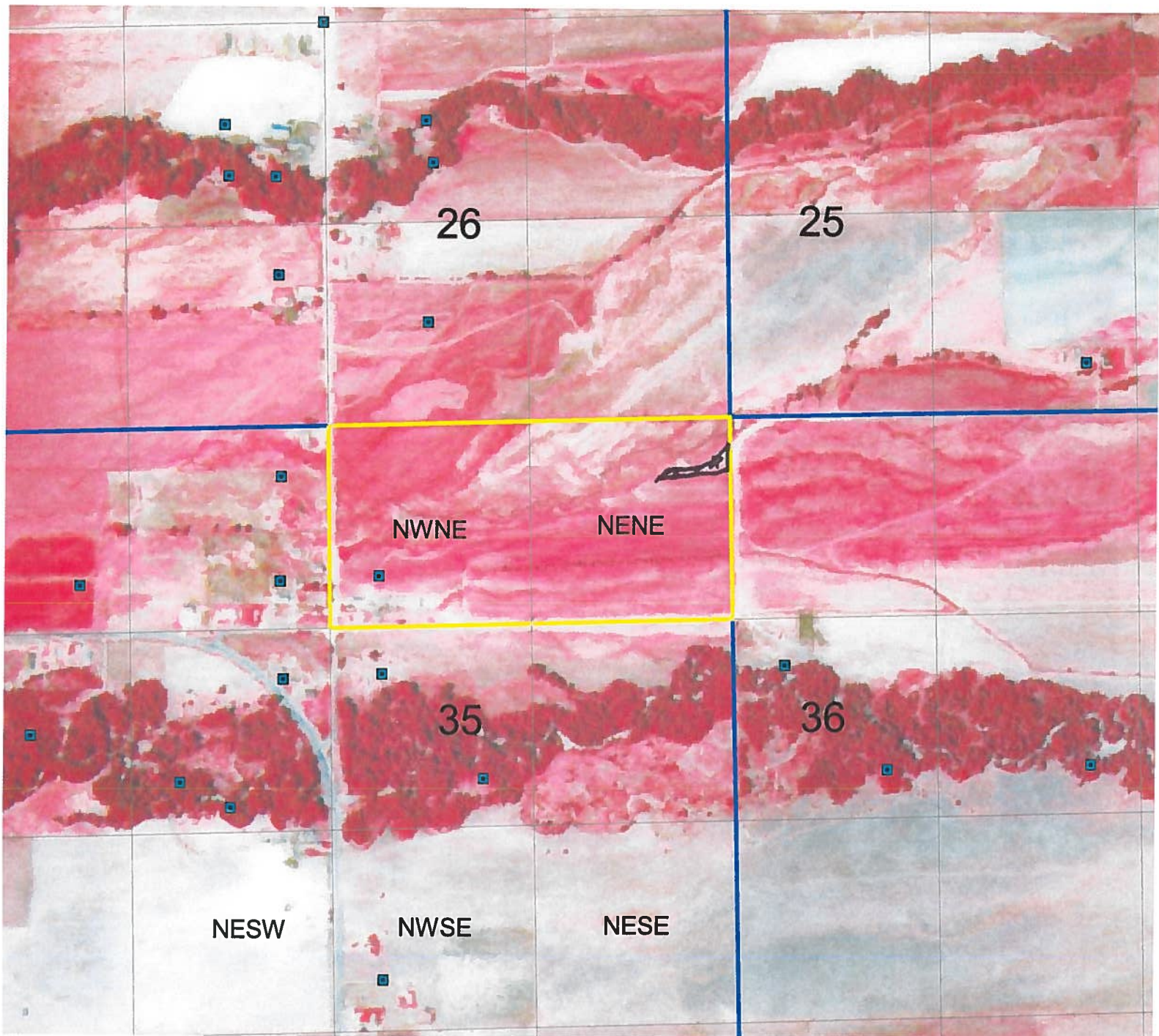
Killpack Canal (pipeline) diversion off No Leigh Ck
Wyoming Diversion, 7/28/2004 12:20:23 PM, ABR





Killpack Pipeline (Canal) crossing at State line
7/28/2004 12:38:08 PM, ABR

22-239A





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 19, 1999

REX L HANSEN
PO BOX 293
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR A22-00239, A22-00576A

Dear Mr. Hansen:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A22-00239A, 0.40 cfs, 40 acres, Rex Hansen
A22-00239B, 0.30 cfs, 30 acres, William Hansen
A22-00239C, 0.10 cfs, 10 acres, Margaret Hansen

A22-00576C, 0.40 cfs, 40 acres, Rex Hansen
A22-00576D, 0.30 cfs, 30 acres, William Hansen
A22-00576E, 0.10 cfs, 10 acres, Margaret Hansen

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 19 1999

Department of Water Resources
Eastern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s):

Adjudication Claim No(s):

A22-00239, A22-00576 ^{7D}

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Edward O. and Beatrice S. Hansen

4. New Owner/Claimant(s)

William E. Hansen

New Mailing Address

P.O. Box E.E.
Name Connector (Check one): [] and, [] or, [] and/or

City, State and ZIP Code

Jackson WY 83001

New Telephone Number

307 733 2308

5. Date you acquired the property

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

William E. Hansen

Date 4/19/99

Date _____

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Parcel 3
30 AC
TO BE SPLIT PROPORTIONALLY - ABR

Rex Hansen
A22-00239A

0.40 cfs 01 June 1891

P.O.U. T.6N., R.45E

SEC. 35 NENE 20 AC

NWNE 20 AC

Also see A22-00576C

Wm. Hansen
A22-00239B

0.30 cfs 01 June 1891

P.O.U. T.6N., R.45E.

SEC. 35 NENE 20 AC

NWNE 10 AC

Also see A22-00576D

MARGARET Hansen
A22-00239C

0.10 cfs 01 June 1891

P.O.U. T.6N., R.45E.

SEC. 35 10 AC w/ NWNE

Also see A22-00576E

Ed D. Hansen

A22-00239 DECEED

0.80 cfs 01 June 1891

Source: So. Leigh Ct.

P.O.D. T.6N., R.45E.

SEC. 32 SENWNE

P. U. T.6N., R.45E.

SEC. 35 NENE 400

NWNE 400

Receipt No. E002807

7 MAY 99 ABR

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: **A22-00239A**

Date Received: 9/20/1988

Receipt No: X777777

Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: REX L HANSEN
Address: BOX 293
TETONIA ID 83452 208-456-2895

2. Date of Priority: JUN 1, 1891

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	SE NW NE	1	TETON

5. Description of diverting works:
DIVERSION FROM STREAM TO DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.400		

7. Total Quantity Appropriated is:
0.400 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
06N	45E	35	NE NE		IRR	20.0
			NW NE		IRR	20.0

cds

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
					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:
22-00576A(PART)

14. Remarks:

SOURCE, WD01 RECORDS. ~~P/D HOGG CANAL, DIVERSION IN WYOMING,~~
FROM WD01 RECORDS.

THIS CLAIM TO BE SPLIT BY C/O PENDING, 4/13/99, ABR.
ALSO SEE A22-00576A, ALSO TO BE SPLIT SAME WAY.

SEE ORIGINAL CLAIM FOR ADDITIONAL INFORMATION REGARDING DEEDS.

CLAIM IS A PORTION OF A22-00239. RECEIPT NO. E002807

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRR. CO. ET AL
Decree Plaintiff

TETON IRR. CANAL CO.
vs Decree Defendant