

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

The point of diversion shown above is where the conveyance system enters Idaho.

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 0.600 CFS       |

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T06N R46E S31 | NESE | 23.00 | T06N R46E S31 | SESE | 36.00 |
| T06N R46E S32 | NESW | 37.00 | T06N R46E S32 | NWSW | 34.00 |
| T06N R46E S32 | SWSW | 38.00 | T06N R46E S32 | SESW | 38.00 |

The rights listed below are limited to the irrigation of a combined total of 206 acres in a single irrigation season. Combined Right Nos.: 22-161, 22-347B, 22-348B, 22-349B, 22-583B, 22-610, and 22-13176.

This right is limited to the irrigation of 140 acres within the place of use described above in a single irrigation season.

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.

Water is delivered through the Hog Canal, also known as Leigh Creek Canal. Ditches with headings off the Hog Canal located in Wyoming provide irrigation water for portions of the place of use.



# Idaho Department of Water Resources

## SRBA Recommendation:

- 22-161
- 22-347B
- 22-348B
- 22-349B
- 22-583B
- 22-610
- 22-13176 (Irrigation)

●

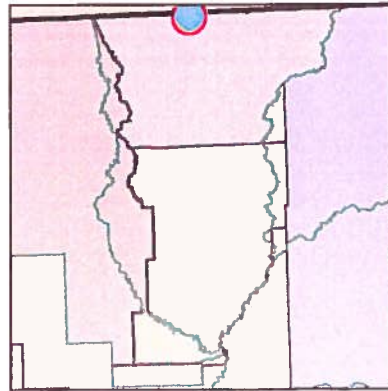
Point of Diversion

Place of Use

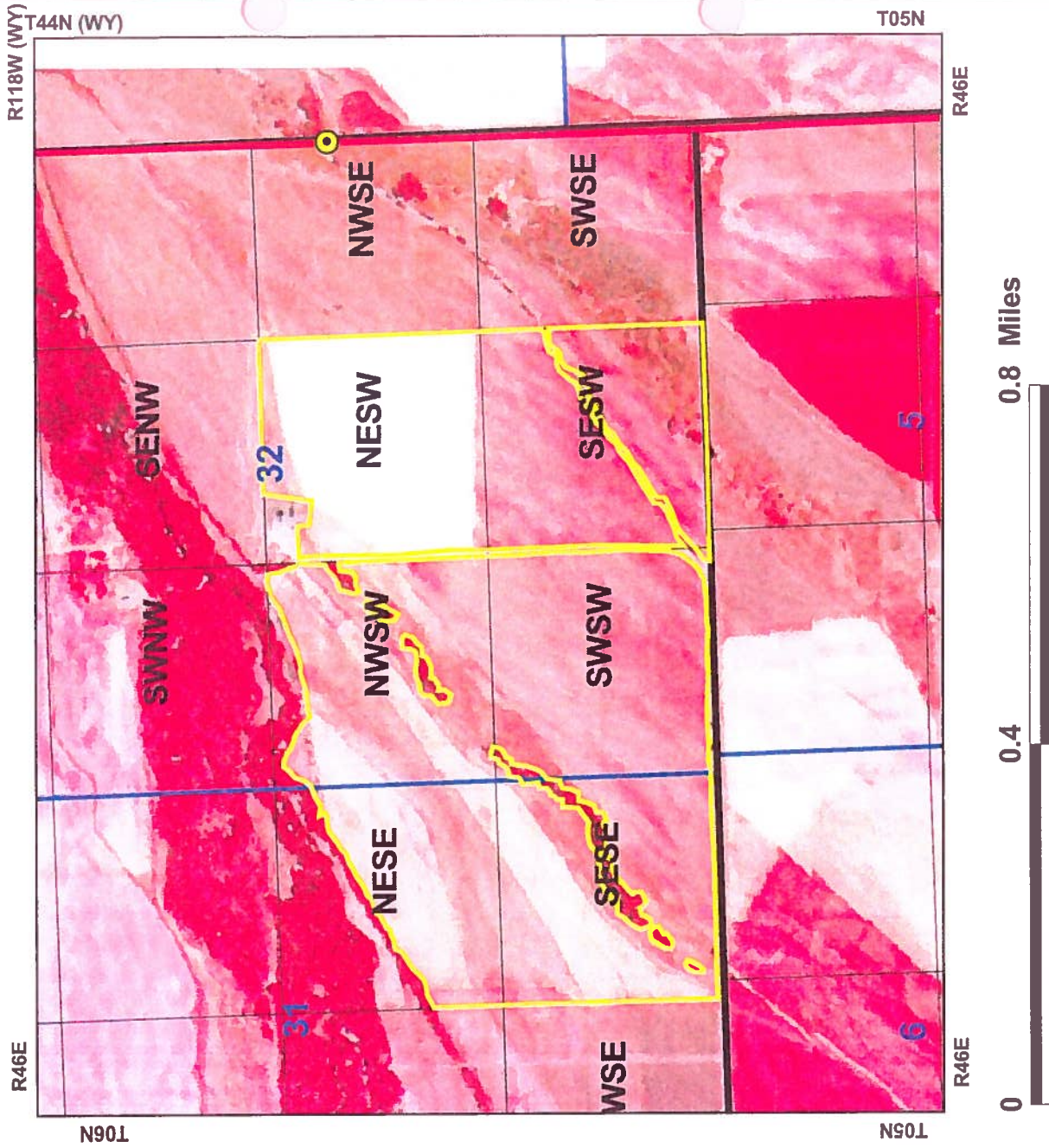
Townships

PLS Sections

Quarter Quarters



Teton County  
IDWR Basin 22



Prepared by K. Moore  
On Wednesday, November 29, 2006  
1987/88 Aerial Photography



State of Idaho

## DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: [www.idwr.state.id.us](http://www.idwr.state.id.us)

EASTERN REGION  
November 8, 2006

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

DAVID C STRONG  
TETON PARTNERS LTD  
1000 N ORLANDO AVE STE D  
WINTER PARK FL 32789

RE: UNCLAIMED LLOYD FULLMER WATER RIGHTS IN IDAHO

Dear Mr. Strong:

It has come to our attention that Lloyd Fullmer never filed on 22-347B, 22-348B, 22-349B. I have enclosed drafts of these rights. If you want to file for these rights, please sign them in the presence of a notary public and include a check for \$300 made payable to: IDWR.

If you do not choose to file, our department will consider these claims defunct.

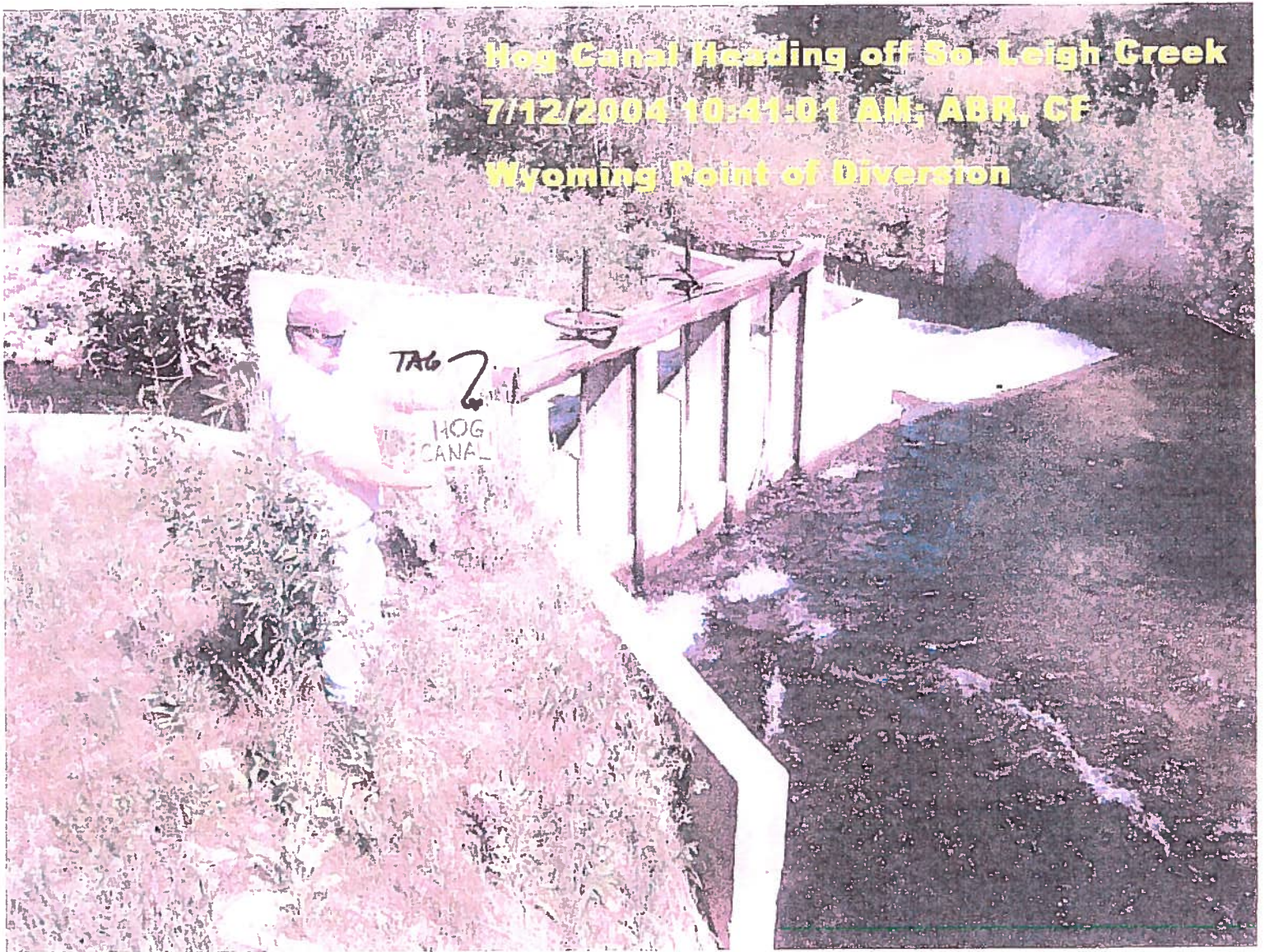
Respectfully,

Jennifer Crabtree

Technical Records Specialist

Enclosure

Hog Canal Heading off So. Leigh Creek  
7/12/2004 10:41:01 AM; ABR, CF  
Wyoming Point of Diversion



LEIGH CREEK CANAL (AKA HOG CANAL)

GPS TAG # A0014205

WYOMING DIVERSION: T44N, R11BW SEC. 5 SWNWNW(24), 6 PM

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 22-348B  
Date Received: 5/29/2001  
Receipt No: E032415  
Received By: gc

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

1. Name of Claimant(s)

TETON PARTNERS LTD Phone: (407)629-1800  
1000 N ORLANDO AVE STE D  
WINTER PARK FL USA 32789

2. Date of Priority: 06/01/1902

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 | Type |
|----------|-------|---------|-----------------------|--------|------|
| 06N      | 46E   | 32      | NE SW NE 2            | TETON  |      |

5. Description of diverting works:

POD is in Wyoming where water is first diverted from Leigh Creek is located in the SENWNW, S05, T44N, R118W, Teton Co, Wyo.

Legal description entered in database defines point where diversion ditch crosses the WYO/ID border since database will not currently accept WYO legal description.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/31 | 0.6    |            |

7. Total Quantity Appropriated is:  
0.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use | Acres |
|----------|-------|---------|----------------|-----|-------|
|----------|-------|---------|----------------|-----|-------|

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NOV 20 2006

Department of Water Resources  
Eastern Region

|     |     |    |    |    |               |     |
|-----|-----|----|----|----|---------------|-----|
| 06N | 46E | 31 | NE | SE | IRRIGATION    | 22  |
|     |     |    | SE | SE | IRRIGATION    | 39  |
|     |     |    |    |    | Section Acres | 61  |
| 06N | 46E | 32 | SE | SW | IRRIGATION    | 33  |
|     |     |    | SW | SW | IRRIGATION    | 40  |
|     |     |    | NE | SW | IRRIGATION    | 40  |
|     |     |    | NW | SW | IRRIGATION    | 36  |
|     |     |    |    |    | Section Acres | 149 |
|     |     |    |    |    | Total Acres   | 210 |

11. Place of use in counties: TETON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

COPIED FROM WR DATABASE:

Point of diversion is located in the SWNW, S05, T44N, R118W, Teton County, Wyoming. Transfer No. 2621 was filed to change the place of use under all of right no. 22-00161 & portions of Right Nos. 22-00347/348/349/582 & 583 splitting each right into parts A & B.

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Rights 22-00161/347B/348B/349B/582B/583B/& 610 claimed as PPU. Claimant says that historical and current irrigation practice is to use the rights as PPU.

Claimant indicated on map that the POD in Wyoming where water is first diverted from Leigh Creek is located in the SENWNW, S05, T44N, R118W, Teton Co, Wyo.

Right nos. 22-00347B, 22-00348B, 22-00349B, 22-00582B, and 22-00583B are limited to 140 acres within the POU described.

Claim status set to temporary until claim is signed in front of a notary and returned to this office with the appropriate filing fee (5/29/01 CSAXTON)

15. Basis of Claim: Decreed

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 Organizations:

I do solemnly swear or affirm that I am General Partner of  
Title  
Teton Partners, Ltd., that I have signed the foregoing  
Organization  
document in the space below as General Partner of  
Title  
Teton Partners, Ltd. and that the statements contained in the  
Organization  
foregoing document are true and correct.

[Signature]  
Signature of Authorized Agent  
General Partner of Teton Partners, Ltd.

Title and Organization

11-14-06

Date

State of ~~Idaho~~ Florida )  
County of Orange ) SS.

Subscribed and sworn (or affirmed) before me this 14th  
of Nov 20 06

[Signature]

Notary Public

Residing at \_\_\_\_\_  
My commission Expires \_\_\_\_\_

