

11/29/2006

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

RIGHT NUMBER: 22-349B

NAME AND ADDRESS: TETON PARTNERS LTD
1000 N ORLANDO AVE STE D
WINTER PARK FL 32789

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 06/01/1903

POINT OF DIVERSION:

T06N R46E S32 NENWSE Lot 3 Within TETON WY County

The point of diversion for this water right is in Wyoming, T44N, R118W, Sec. 5 SENWNW, 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:

IRRIGATION in TETON County

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
206 ACRES TOTAL					

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

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.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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.



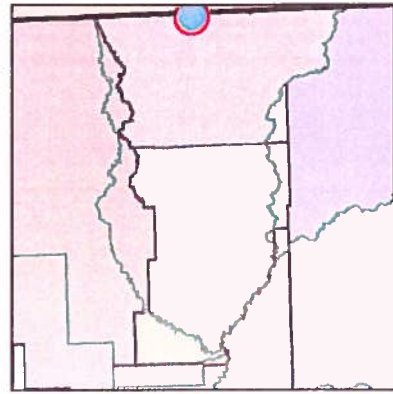
Idaho Department of Water Resources

SRBA Recommendation:

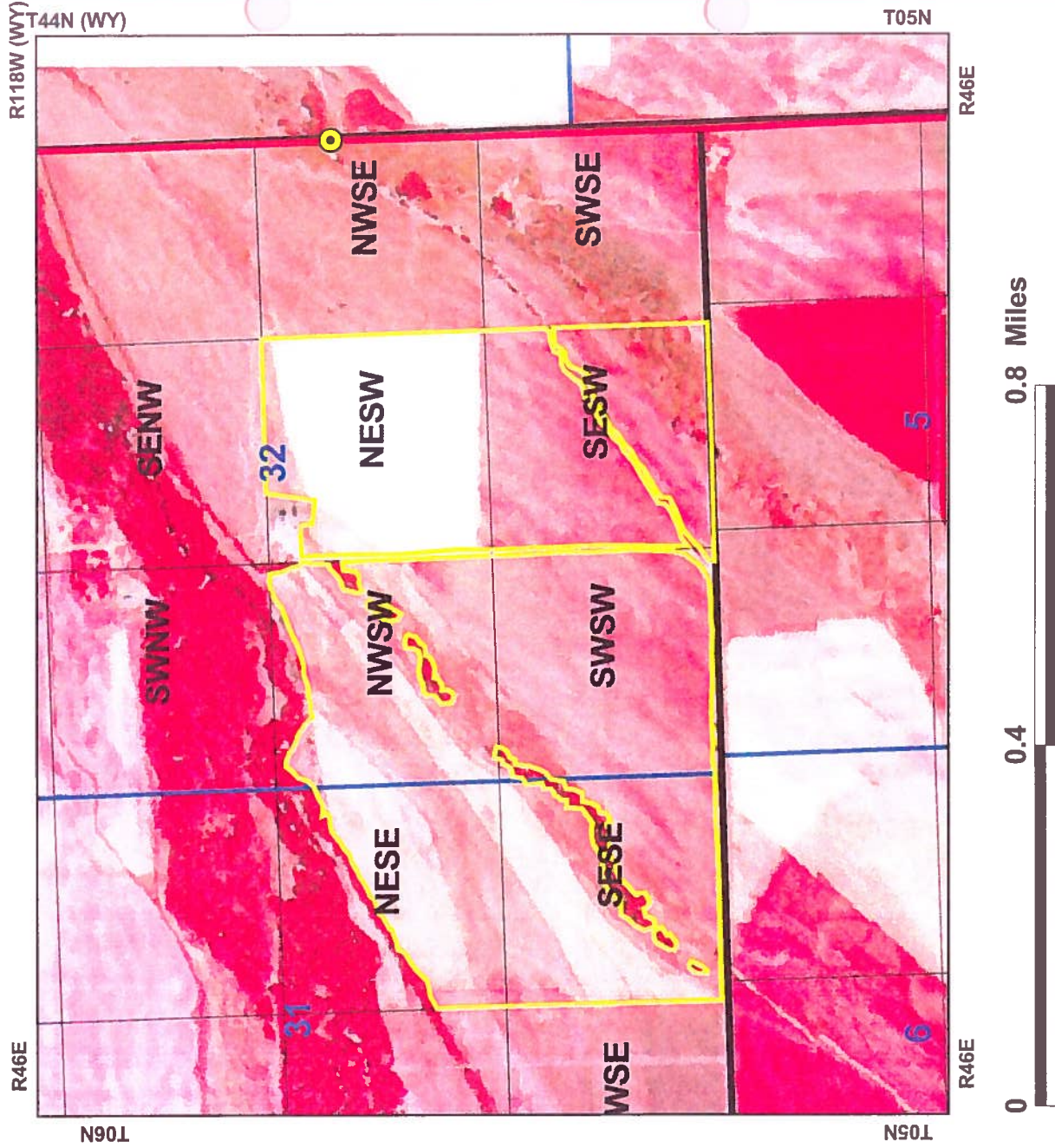
- 22-161
- 22-347B
- 22-348B
- 22-349B
- 22-583B
- 22-610
- 22-13176 (Irrigation)

Legend

- 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

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.

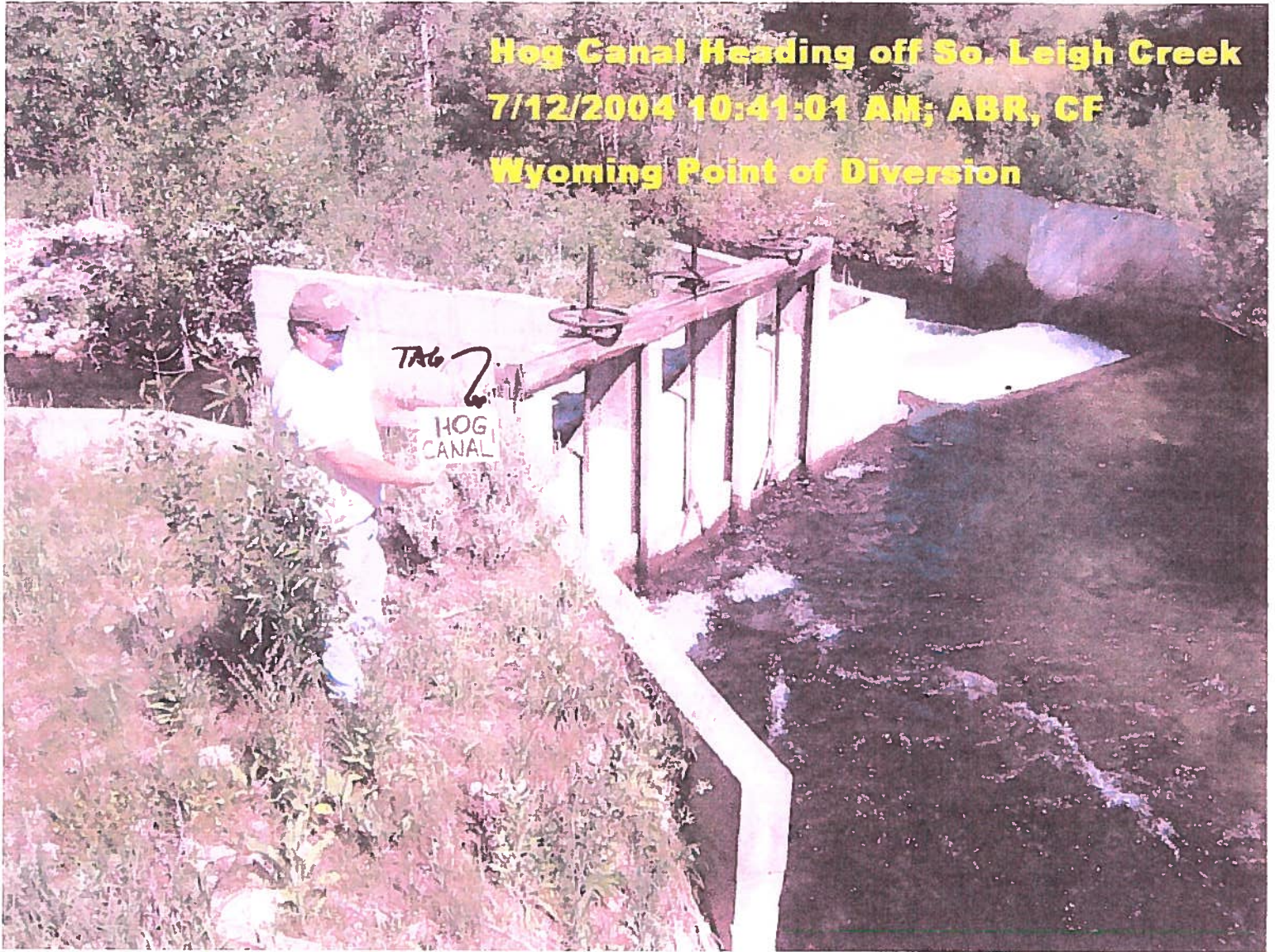
If you do not choose to file, our department will consider these claims defunct.

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 22-349B
Date Received: 5/29/2001
Receipt No: E032415
Received By: JC

**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: 06/01/1903

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	0.4	

7. Total Quantity Appropriated is:
0.4 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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RECEIVED

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	SW	SW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	36
			SE	SW	IRRIGATION	33
					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 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.

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
Teton Partners, Ltd. _____ Title
Organization, that I have signed the foregoing
document in the space below as _____ General Partner _____ of
Teton Partners, Ltd. _____ Title
Organization and that the statements contained in the
foregoing document are true and correct. _____ General Partner of Teton Partners, Ltd.
Signature of Authorized Agent

Title and Organization

11-14-06

Date

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

Subscribed and sworn (or affirmed) before me this 14th
of Nov. _____ 20_06

Patricia A. Curry
Notary Public

Residing at _____

My commission Expires _____

