

12/05/2006

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

RIGHT NUMBER: 22-618

NAME AND ADDRESS: TETON WEST IRRIGATION CO INC
C/O LAUREN SOMPAYRAC
PO BOX 132
DRIGGS ID 83422

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.800 CFS

The quantity of water diverted under this water right shall be from the portion awarded to Wyoming and deducted there from as set forth in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941).

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T06N R46E S32 NENWSE Lot 3 Within TETON County

The point of diversion for this water right is in Wyoming, T44N, R118W, Sec. 5, Lt 4 (SENWNWN), 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 10/15	0.800 CFS

PLACE OF USE:

1467 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

This right is limited to the irrigation of 40 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 1467 acres in a single irrigation season. Combined Right Nos.: 22-225, 22-226, 22-307A, 22-308, 22-347A, 22-348A, 22-349A, 22-382A, 22-582A, 22-583A, 22-618, 22-7042, 22-7206, 22-7261A, 22-13395, 22-13389.

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

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 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through the Hog Canal.



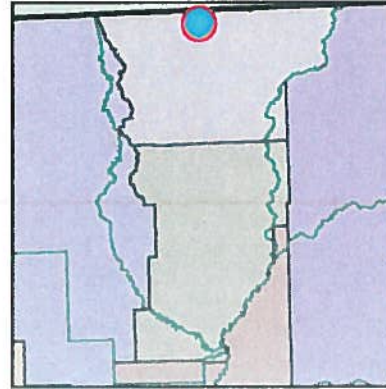
Teton West Irrigation Co Inc

SRBA Recommendations: 22-225, 22-226, 22-307A, 22-308, 22-347A, 22-348A, 22-349A, 22-382A, 22-582A, 22-583A, 22-618, 22-7042, 22-7206, 22-7261A, 22-13389, 22-13395

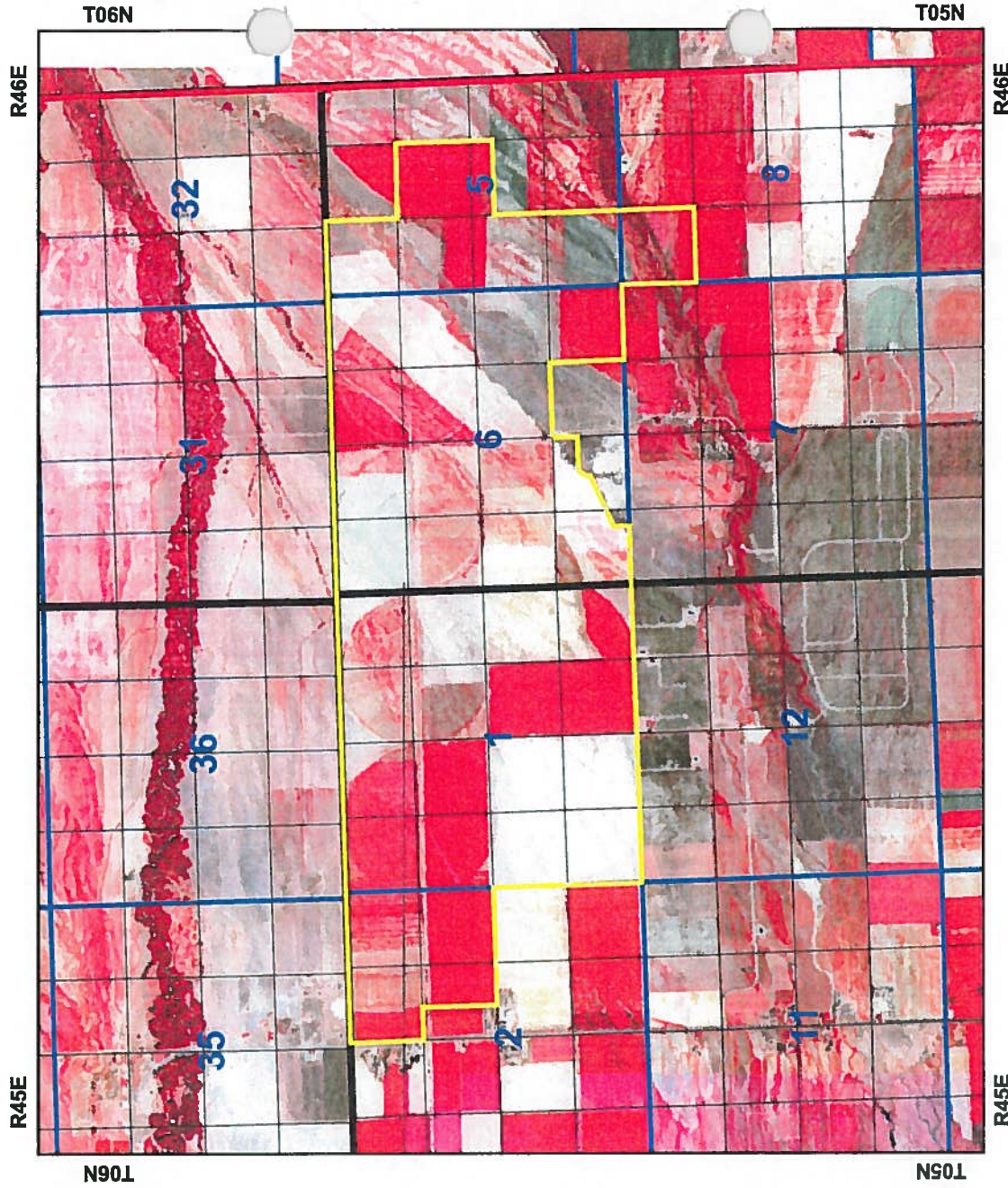
Service Area Boundary
GIS Place of Use Illustration

Legend

- Service Area
- Townships
- PLS Sections
- Quarter Quarters



Teton County
IDWR Basin 22



0 1 2 Miles

Prepared by K. Moore
On Monday, December 4, 2006
1987/88 Aerial Photography



**Hog Canal at state line - Idaho side.
7/12/2004 10:55:54 AM; ABR, CF**

WYOMING DIVERSION

LEIGH CROSS CANAL (AKA HOGS CANAL)

GPS TAG # A0013700

IDAHO/WYOMING STATE LINE: T6N, R46E, SEC. 32 NE1/4SE (L3)

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

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. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	22-225	(See Docs)		22-349	
	22-226			22-382	
	22-307			22-582	
	22-308			22-583	
	22-347			22-618	
	22-348				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. 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(s) or claims(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use your water rights(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county.)
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant Teton Valley Ranches Corp.
4. New Owner/Claimant(s) c/o George Hatch, 2185 S. 3600 W., Salt Lake City, UT 84119
Teton West Irrigation Company, Inc.
 Name connector (check one): [] and [] or, [] and/or
 New Mailing Address PO Box 132
 City, State and ZIP Code Driggs, ID 83422
 New Telephone Number _____
5. Date you acquired the property _____

0.8 x

Claim No. 22-618

Document Checklist

☒ Copy License/Decree

High Creek Canal v Crandall

☒ Copy Transfer

4751

☐ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☐ Generate Arcview Map

Cannot generate map
Error message:

"POL is not in PLS layer..."

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

Adg. - 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
Eastern 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 Priority: 06/01/1897	04/15 to 10/15	1.60 CFS
Right No. 22-00226 : IRRIGATION Priority: 06/01/1898	04/15 to 10/15	1.60 CFS
Right No. 22-00307 : IRRIGATION Priority: 05/15/1899	04/15 to 10/15	2.00 CFS
Right No. 22-00308 : IRRIGATION Priority: 06/01/1901	04/15 to 10/15	1.20 CFS
Right No. 22-00347A : IRRIGATION Priority: 06/01/1901	04/15 to 10/15	0.20 CFS
Right No. 22-00348A : IRRIGATION Priority: 06/01/1902	04/15 to 10/15	0.60 CFS
Right No. 22-00349A : IRRIGATION Priority: 06/01/1903	04/15 to 10/15	0.40 CFS

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	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.

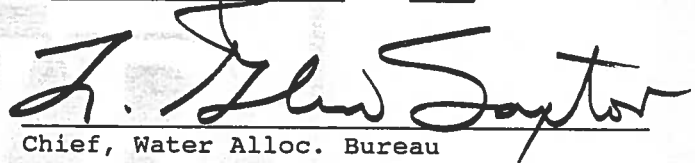
TRANSFER NO. 4751

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

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 22-618
Date Received: 10/4/1988
Receipt No: E002882
Received By:

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

1. Name of Claimant(s)
TETON WEST IRRIGATION CO INC Phone:
C/O LAUREN SOMPAYRAC
PO BOX 132
DRIGGS ID USA 83422
2. Date of Priority: 01/22/1916
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	NW	NW	SW	TETON	
5. Description of diverting works:
HEADGATES IN STREAM TO DITCHES FOR FLOOD IRR. OR REDIV. PUMPS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	1.6	
7. Total Quantity Appropriated is:
1.6 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
05N	46E	1	NE	NE	1	IRRIGATION	40
						Section Acres	40
						Total Acres	40
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:

C/O FILED WITH ATTY LETTER 3/30/05

AC. IRR. = 80. P/D LEIGH CK. CANAL - WD01 RECORDS. DIVERSION IN WYOMING - DECREE.

AC. IRR. = 80. P/D LEIGH CK. CANAL - WD01 RECORDS. DIVERSION IN WYOMING - DECREE.

*** POD IN WYOMING DESCRIBED AS: T44N R118E SEC 5 SE1/4 NW1/4 NW1/4. **** SEE CODED POU UNDER A22-00307 *****

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 _____ 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 _____ of
Title

_____, that I have signed the foregoing

Organization
document in the space below as _____ of
Title

_____, and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

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: A22-00618

Date Received: 9/27/1988

Receipt No: 6002882

Received By: ED

RECEIVED

OCT 4 1988

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: JAN 22, 1916

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 DITCHES FOR FLOOD IRR. OR REDIV. PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.600		

7. Total Quantity Appropriated is:
1.600 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	46E	1	NE	NE	1	IRR	40.0
Section Acres							40.0

A22-00618

Page 1

Date: 09/27/88

A2200618



MICROFILMED

OCT 28 1992

			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	45E	1	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
			L1	L2	L2		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	24	25	36	13	40	572
			L1	L2															
		8					29												29
		5				18	40	24	30		38	40							244 190
						L5	L6												
																			TOTAL = 1873

MICROFILMED

OCT 28 1992

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:

SEVERAL SOUTH LEIGH AND GROUNDWATER RTS.

14. Remarks:

AC. IRR. = 80. P/D LEIGH CK. CANAL - WD01 RECORDS. DIVERSION IN WYOMING - DECREE.

AC. IRR. = 80. P/D LEIGH CK. CANAL - WD01 RECORDS. DIVERSION IN WYOMING - DECREE.

*** POD IN WYOMING DESCRIBED AS: T44N R118E SEC 5 SE1/4 NW1/4 NW1/4. ****

SEE CODED POU UNDER A22-00307 *****

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

LEIGH CREEK CANAL CO.

Decree Plaintiff

vs

LYNN CRANDALL, W. M.

Decree Defendant

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

Number of attachments: 2

For Organizations:

I do solemnly swear or affirm that I am President of Teton Valley Ranches Corporation, that I have signed the foregoing

Organization document in the space below as President of Teton Valley Ranches Corporation and that the statements contained in the

Organization foregoing document are true and correct.

George C. Datta
Signature of Authorized Agent

Pres., Teton Valley Ranches Corporation
Title and Organization

Oct 3 1988
Date

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

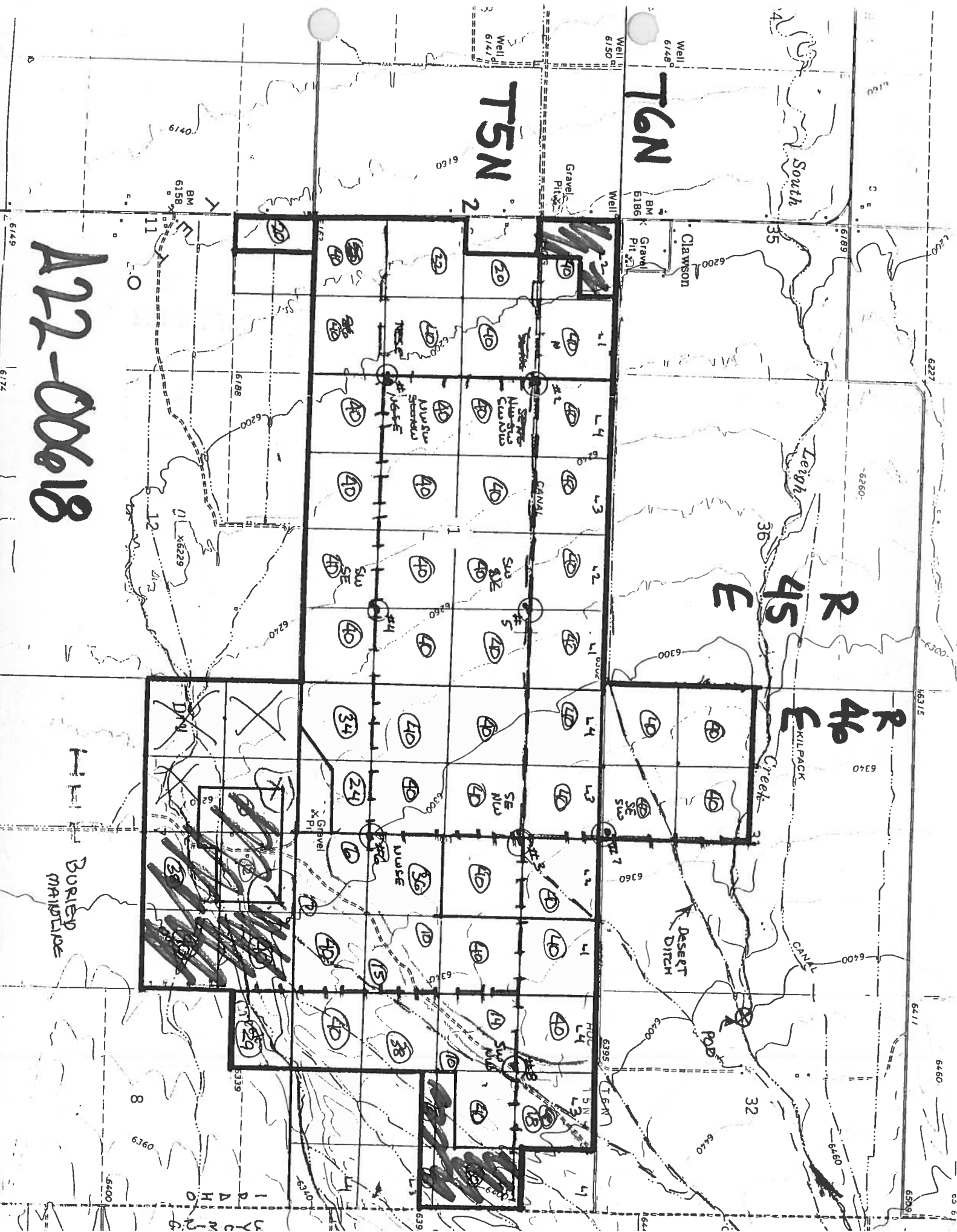
Subscribed and sworn (or affirmed) before me this 3 day
of Oct 19 88

Norm Datta
Notary Public

Seal

Residing at Salt Lake, Utah

My Commission Expires 2/1/91



A22-00618

BURIED
MAINLINE