

09/05/2006

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

RIGHT NUMBER: 22-2137

NAME AND ADDRESS: WESTON RIPPLINGER
734 W BATES RD
DRIGGS ID 83422

HELEN RIPPLINGER
734 W BATES RD
DRIGGS ID 83422

SOURCE: HORSESHOE CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 05/19/1950

POINT OF DIVERSION:

T05N R44E S27 SENENW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.200 CFS

PLACE OF USE: IRRIGATION Within TETON County

T05N R44E S26	NESE	40.00	T05N R44E S26	NWSE	40.00
T05N R44E S26	SWSE	30.00	T05N R44E S26	SESE	31.00

141 ACRES TOTAL

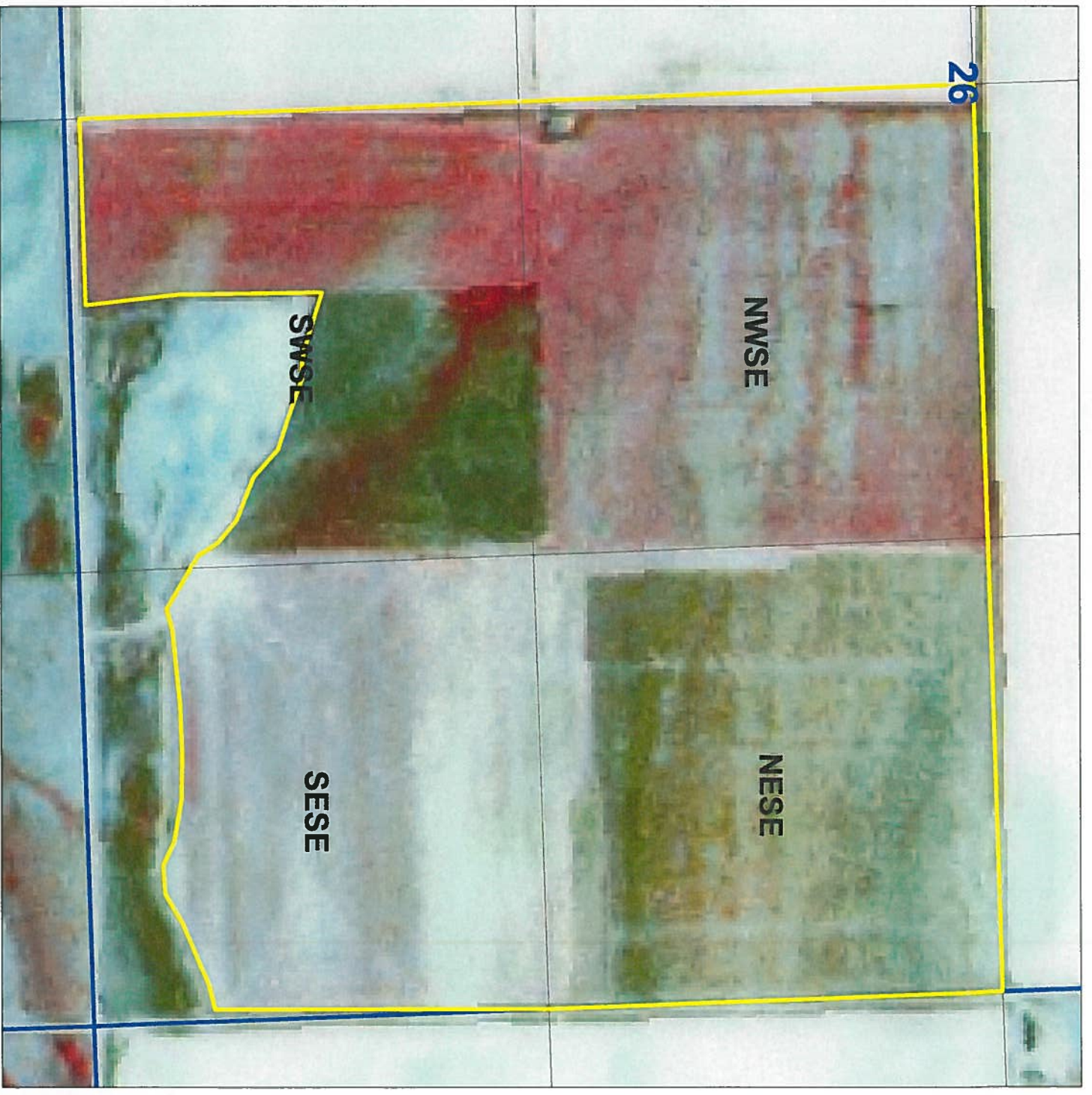
The rights listed below are limited to the irrigation of a combined total of 141.0 acres in a single irrigation season. Combined Right Nos.: 22-2125, 21-2137.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

22-2137





Idaho Department of Water Resources

SRBA Recommendation:

22-2137
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters

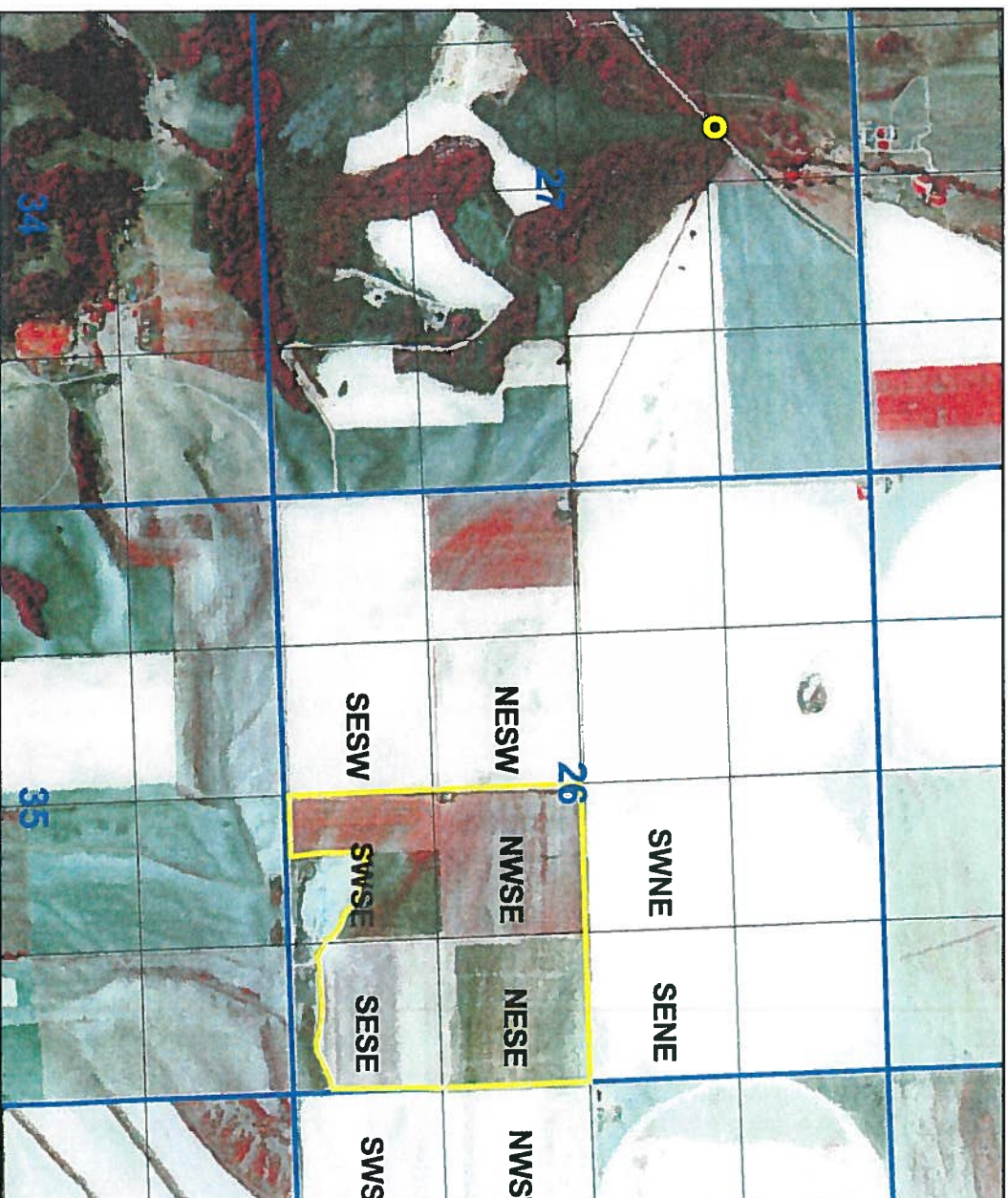


Teton County
IDWR Basin 22



T05N

R44E



0

0.7

1.4 Miles

Prepared by J. Crabtree
On Wednesday, November 22, 2006
1987/88 Aerial Photography

03/11/2005

**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: 22-2137

WESTON RIPPLINGER
734 W BATES RD
DRIGGS ID 83422
Telephone Number: (208)354-8150

HELEN RIPPLINGER
734 W BATES RD
DRIGGS ID 83422
Telephone Number: (208)354-8150

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: 6/22/05 SIGNATURE: Weston Ripplinger

Please print your name: _____

IDWR Regional Office,

*Rec'd 6/22/05
AM*

PROFILED

**SCANNED
JUN 28 2005**

**RECEIVED
JUN 23 2005**

Department of Water Resources
Eastern Region

*WUT
6/23*

01/26/2005

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: 22-2137

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Telephone Number: (208) 354-8150

HELEN RIPPLINGER
734 W BATES RD
DRIGGS ID 83422
Telephone Number: (208) 354-8150

RECEIVED

FEB 23 2005

Department of Water Resources
Eastern Region

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

This Recommendation Must Be Addressed

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

w/ 22-2125. Combined Use

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

ASR

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

DATE: *2/22/05*

SIGNATURE: *Weston Ripplinger*

Please print your name: _____

IDWR Regional Office,

FILE ADDITIONAL ENLARG... CLAIMS FOR

Ripplinger and Angyle
✓ *✓*

22-1355

22-

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FEB 23 2005



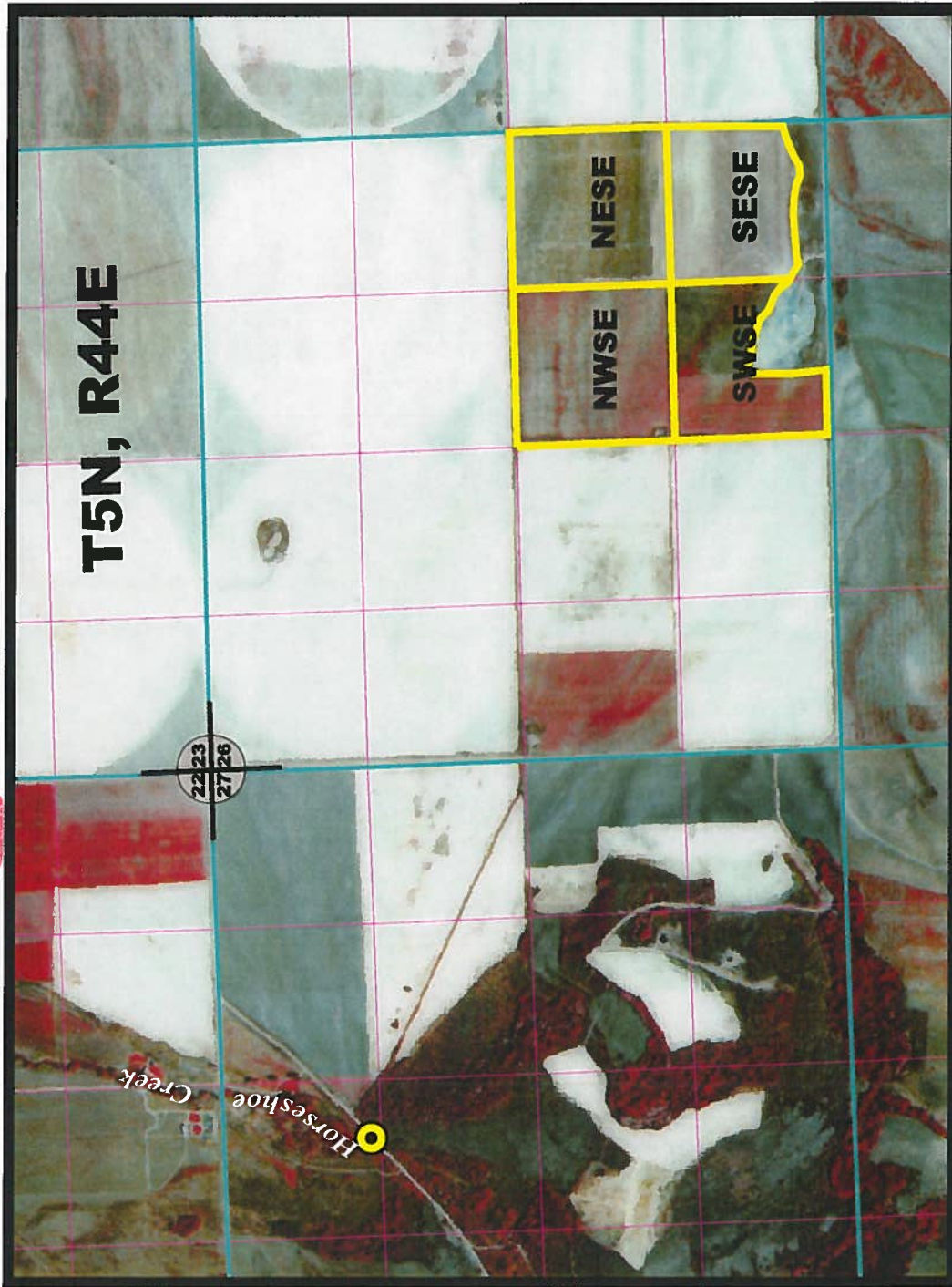
FEB 07 2005

SCANNED

Eastern Region

State of Idaho

Department of Water Resources



Water Right(s):
22-02137

Point(s) of Diversion:
T5N, R44E
Sec. 27 SENENW

Place of Use: (parts of)
T5N, R46E
Sec. 26 SE

LEGEND

- Point of Diversion
- SESE Place of Use
- Section
- Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: January 2005

22-2137

5N 44E

SCANNED

FEB 07 2005



No
Transfer
NOT
CLAIMED

The pond and pumps, for this claim are also used for claims A2200 298B and A2200 299B.

NOT LOCAL
USE OF OTHER
PTS

It appears that this claim enjoys the use of the early priority of these other 2 claims

Both claims, this one and 298B & 299B all are owned by the same family. ~~DIFFERENT OWNERS~~

Father and Daughter/Husband

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FEB 07 2005

PROFILED

Contacts Data Entry Form

Claim Number: _____

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

Current Owner: W. Rappinger 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.

LICENSED 9/30/1952, AS 3.20 cfs on 160[±] ac, from Horseshoe Creek, 5/19/1950. RECOGNIZED BY EXAMINER AS "HIGH WATER GRAVITY SYSTEM". FURTHER, STATES "INSUFFICIENT FOR COMPLETE IRRIGATION AND SUPPLEMENTAL IRRIGATION IS DONE FROM WASTE WATER."

NO OTHER DECREES OR LICENSES APPURTENANT TO CLAIMED PLOT - NO TRANSFERS, NO OTHER CLAIMS

' THIS IS A FLOOD WATER RIGHT '

Donna

Reviewer: _____ Date: _____

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FEB 07 2005

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
5N	44A	27		SE	NE	W	Teton River

Other rights from this POD? See Photo

Transfers Pending or approved: _____

Document how the POD and Source were verified: POD serves other users Rts

Reviewer: _____ Date: _____

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FEB 07 2005

Claim No. 22-2137

Document Checklist

☒ Copy ~~License~~ Decree

☐ Copy Transfer

☒ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

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

☒ Generate Arcview Map

2 pumps

West pump motor General Electric 40 hp

Model 5K6238XH2B Serial# G0J731321

pump make Johnston

50psi

East pump motor General Electric 40 hp

Model 5K6238XH2B Ser# G0J710402

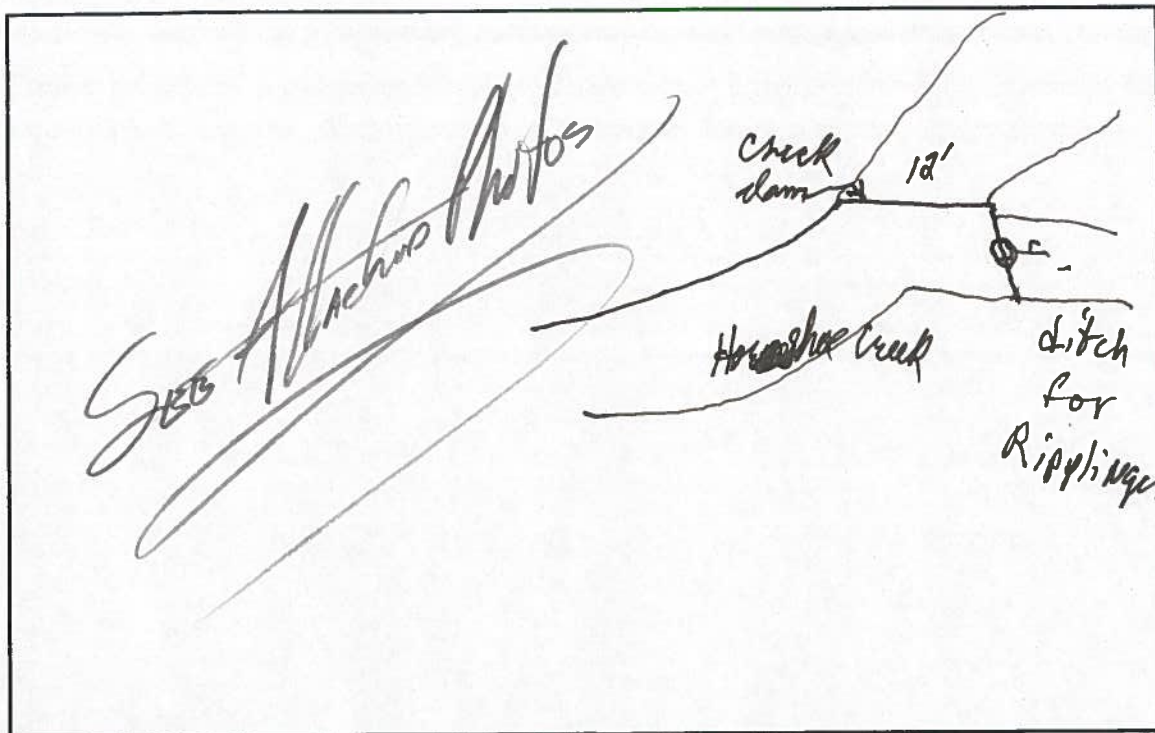
pump Johnston

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FEB 07 2005

Water Right No(s). _____



GPS DATA:

Tag # A00/3844 Location: South side of headgate frame

Diversion Data:

Source: Horseshoe Creek Trib to: Teton River

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

Claimant diverts from Horseshoe with headgate & check dam into a ditch that carries water approx 1 mile to a holding pond. A pump & sprinklers are used to irrigate

Field Exam Date: 8/5/04 Agent: DD

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Place Of Use Data Entry Form

Claim Number: _____

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres 141¹⁰ *As Claimed**COS
From Lic.*

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

3/5/04
DO A field exam showed that the ground is irrigated with pumps and sprinklers.

With the exception of a gravel pit in the south portion of the claim the ground is used to raise hay and grain.

Reviewer: _____ Date: _____

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Season of Use and Quantity Data Entry Form

Claim Number: _____

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Permit	4/15	10/31	2.82	

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

LICENSED AT 3.20 cfs: So Claimed - However claims
141² AC - FIELD EXAM & GPS confirm 141² AC.

$$141^2 \text{ AC} \times 0.02 \text{ cfs/AC} = 2.82 \text{ cfs}$$

$$- 3.20$$

0.38 cfs ALLOWED FOR

CONVEYANCE LOSS THROUGH

≈ 1/4 mi OPEN DITCH

LICENSED @ 0.02 cfs/AC -

SHOULD NOT LICENSED - RECOMMENDED DEPT STD 4/15 TO 10/31.

Reviewer: _____

Date: _____

PROFILED

SCANNED

FEB 07 2005



Headgates on Horseshoe Creek for ^{Angyle}? (forgot the name) and Rippling's claims. The ditch carries water to pond where it is pumped through mainline and sprinklers.

Headgate frame is where gps tag is located.

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FEB 07 2005

PROFILED



? - Ripplinger pond and pumps - The diversion is a headgate out of Horseshoe creek, a ditch is used to bring the water to this pond.

SCANNED

FEB 07 2005

PROFILED

State of Idaho

License and Certificate of Water Right

Water License No. 21493Amount 3.2 second feet

Water District No. _____

Priority May 19, 1950THIS IS TO CERTIFY that CARL A. RIPLINGER

of Driggs, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 1, 19 50; that Permit No. 21493 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.2 second feet, was issued thereunder on August 3, 19 50, showing that said works were completed on the 1st day of August, 19 50; and that on the 2nd day of September, 19 50.

CARL A. RIPLINGER

of Driggs, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Horseshoe Creek, a tributary of Teton River, for the purpose of irrigation, under Use Permit No. 21493 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 5007, on the 30th day of September, 19 52;

The right hereby confirmed dates from May 19, 19 50;

The Point of Diversion is located

in the NE 1/4 NW 1/4, Sec. 27, Tp. 5 N., R. 44 E., B. M. Teton County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 3.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	44 E.	26	NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
			Number of Acres Actually Irrigated	-	160

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

30th day of September, 19 52.

(SEAL)

MARK R. KULP

State Reclamation Engineer

22 2137

SCANNED
FEB 07 2005

PROFILED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21193This proof is for Beneficial use In Water District No. _____1. Name of applicant Carl A. Ripplinger, Driggs, Idaho2. Source of water supply: Horseshoe Creek (high water)3. Location of point of diversion: Is in the NE¹ NW¹ of Section 27T. 5 N. R. 44 E. County of Teton

4. Describe works as they exist, giving dimensions and capacities of same: This is a high water gravity system. There is a headgate in Horseshoe Creek 10' wide by 10' long by 2' high made of 2" planks. At present, the flow at Horseshoe Creek is nearly shut off by boards approx. 4' long placed in the headgate. There is a notice on the headgate stating that this has been regulated, signed Lynn Crandall by the Deputy, Cooper. There is a large ditch 8' wide by 2' deep with plenty of fall to the East. This ditch carries water for Iven Key, Carl Ripplinger and Henry Ripplinger. The large ditch crosses the road a short distance from the headgate and then a short distance to the East divides into 3 ditches. The one farthest to the south carries the water to Carl Ripplinger's field. At the field there is a ditch extending the full length of the West side. Part of it is in a dike. Irrigation is entirely to the East and Southeast.

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE¹ Section 26, Township 5 North, Range 44 East, B. M.See Map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Sneke River via Teton

Remarks: This is a high water right that is used to very good advantage. It is insufficient for complete irrigation and supplemental irrigation is done from waste water.

Economical use of the water is secured to the extent that a sprinkler system is used to irrigate the strip of land along the West side of the place approximately 40 acres in area.

This examination was made on the 27th day of August, 19 52(Signed) E. N. Humphrey Examiner.

FEB 07 2005

21193

PROFILED

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: A22-02137
Date Received: 8/31/1988
Receipt No: E001989
Received By: KCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WESTON RIPPLINGER 208-354-8150
Address: 732 WEST BATES ROAD
DRIGGS, ID 83422
OR
Name: HELEN RIPPLINGER 208-354-8150
Address: 723 WEST BATES ROAD
DRIGGS, ID 83422

2. Date of Priority: MAY 19, 1950

3. Source: HORSESHOE CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	44E	27	SE	NE	NW		TETON

5. Description of diverting works:
HEADGATE TO DITCHES TO PUMP TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.200		

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

8. Total consumptive use is 282.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-02137

Page

1

Date: 09/01/88

SCANNED
FEB 07 2005

PROFILED

MICROFILMED
OCT 29 1988

A2202137



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	44E	26	NE		SE		IRR	39.0
			NW		SE		IRR	40.0
			SW		SE		IRR	32.0
			SE		SE		IRR	30.0
Section Acres								141.0
Total Acres								141.0

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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 21493

SCANNED

FEB 07 2005

PROFILED

MICROFILMED

OCT 29 1992

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Wesley Springer Date: 9-6-88
John Springer Date: Sept. 6-1988

State of Idaho)
County of Leton) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of September 19 88

Anna A. Ruhl
Notary Public

Residing at Driggs, Idaho
My Commission Expires 12-2-91



43°45'

48 43000m. N.

POINT OF
DIVERSION

PLACE OF USE

R44E

34

35

36

T5N

T4N

PROFILED

SCANNED
FEB 07 1995

A22-02137

REPRODUCED
OCT 29 1992

R-44

R44E

KUNZ
C-221

155.5

T
S
N

26

A
23.1

B
72.5

DISTIN
C-31

C
59.3

67.2
(40)

RIPPLINGER
C-247

(32)

29.2
(39)

B
19.5

30
(30)

BATES WARD
C-34

B
27.8

C
41.9

A
22.8

B
51.1

MURDOCK
C-241
C
51.4

FEB 07 2005

SCANNED

SCANNED

FEB 07 2005

PROFILED

A22-02137

PROFILED

OCT 23 1994