

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right No. 22-13271 is an enlargement of the following rights pursuant to Section 42-1426, Idaho Code: 22-7044A, 22-7044B, 22-7100, 22-7108, 22-7110A, 22-7110B, 22-7111, 22-7116, 22-7119, 22-7120, 22-7121, 22-7122, 22-7148, 22-7157, 22-7159, 22-7180, 22-7181, 22-7186, 22-7392, 22-7505, and 22-7470.

The following rights are also diverted through points of rediversion/diversion described above: 22-145B, 22-221B, 22-245B, 22-435B, 22-7044A, 22-7044B, 22-7100, 22-7108, 22-7110A, 22-7110B, 22-7111, 22-7116, 22-7119, 22-7120, 22-7121, 22-7122, 22-7148, 22-7157, 22-7159, 22-7180, 22-7181, 22-7186, 22-7392, 22-7470, 22-7188, 22-7208, 22-7209, 22-7211, 22-7216, 22-7223, 22-7235, 22-7295, 22-7360, 22-7375A, 22-7375B, 22-7505, 22-13271, 22-13288.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

The right holder shall maintain a totalizing measuring device of a type approved by the Department as a part of the diverting works.

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 22-7044 Priority March 26, 1971 Amount 4.01 cfs

THIS IS TO CERTIFY, that EARL N. HOOPES
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 22-7044 issued pursuant to Application for Permit dated March 26, 1971
and has submitted proof to the Department of Water Administration on February 2, 1973
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 4.01 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Teton River
tributary of the Snake River, is hereby confirmed in the following amounts:
Amount 4.01 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 4.01 cfs of water be diverted at
any one time, said waters to be diverted within the _____
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 15, Twp. 6 N, Rge. 44 E, B. M.
in the county of Teton; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 630 acre feet per year or _____
3.0 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	44 E	15														25	40	4	69
		22					40	36	30	35									141

Total number of acres irrigated 210

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.
Use of water under this license is subject to control by the watermaster of State
Water District No. 01, Upper Snake River.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands

or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4 day of

December, 19 73.


Director

22 7044

Tx # 1786
March 1974
SPLITS TO A&B.
Δ's Pou.

FIELD REPORT

3. Water will be used for the following purposes:

Other uses: _____

- Description of diverting works: 75-hp motor on pump and pipeline from River

6. Lands to be irrigated or place of use.

TOTAL ACREAGE 213

Permit No. 22-7044
Examination for b/w

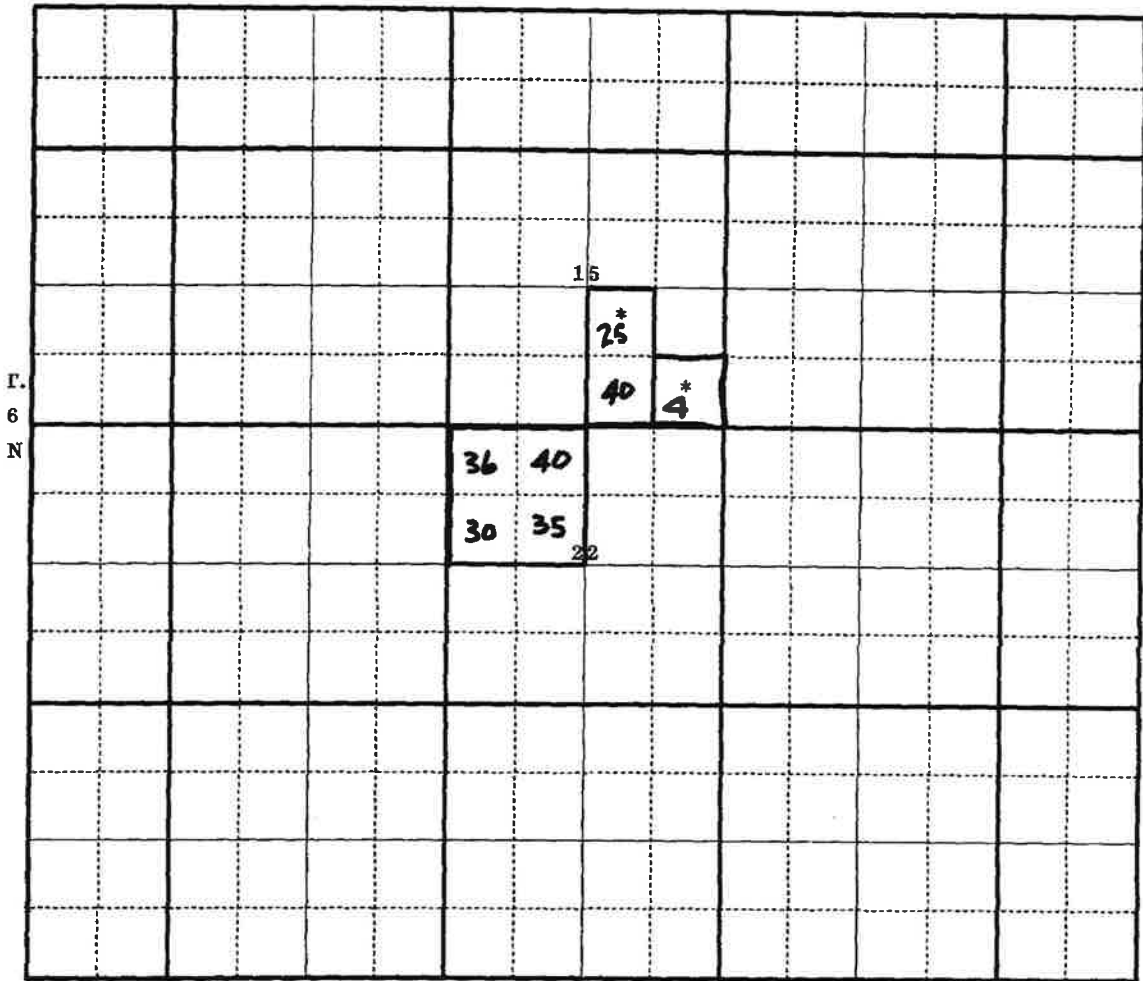
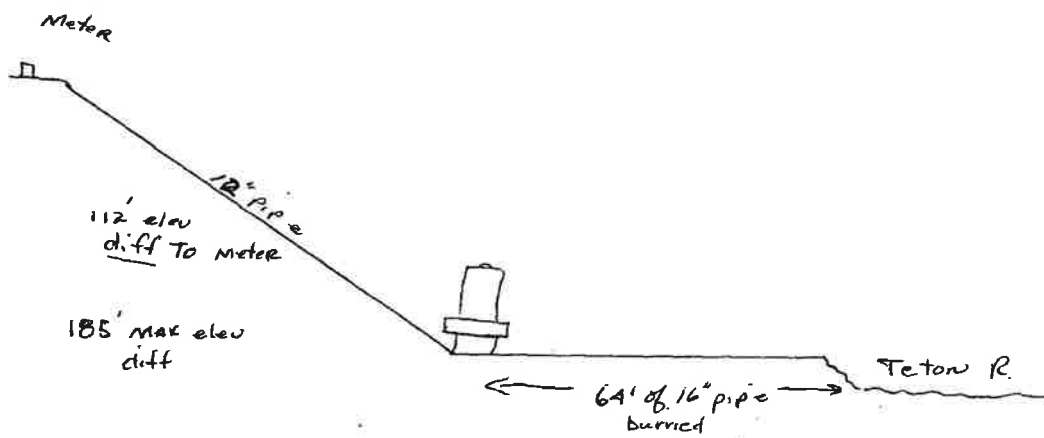


Diagram of System



DATE OF EXAM MAY 31, 1973

ACREAGE
Found 210
Recommended 210

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 4.01 c.f.s. V = 630 AF/Ann. from April 15 to Oct 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ✓

Name source exchanged with: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 4.01 cfs Method of measurement In Line Meter

Total Q recommended 4.01 cfs Meter No M0403621 Type Badger Condition New

Total V recommended 630 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use ✓ Add SE 1/4 SE 1/4 Sec 15 NW
Other _____
None ✓

MEASUREMENT CALCULATION:

1800 gpm/min = 4.01 cfs
3.0 AF/Ac (210 Ac) = 630 AF/Ann
19835 x 401 x 1841 = 1463

SYSTEM DESCRIPTION:

GE TRI-CIAD 150 Hp Ser# DJJ411155
Verti-Line LARNE & Bowler Ser# 02385

No justification given for longer season, suggest
that licence be issued for standard season. May

REMARKS:

System shown by Earl Hoops

Examiner's Signature William Rhoads Date June 1, 1973

Checked by Norman C. Young, P.E. Date 6/22/73

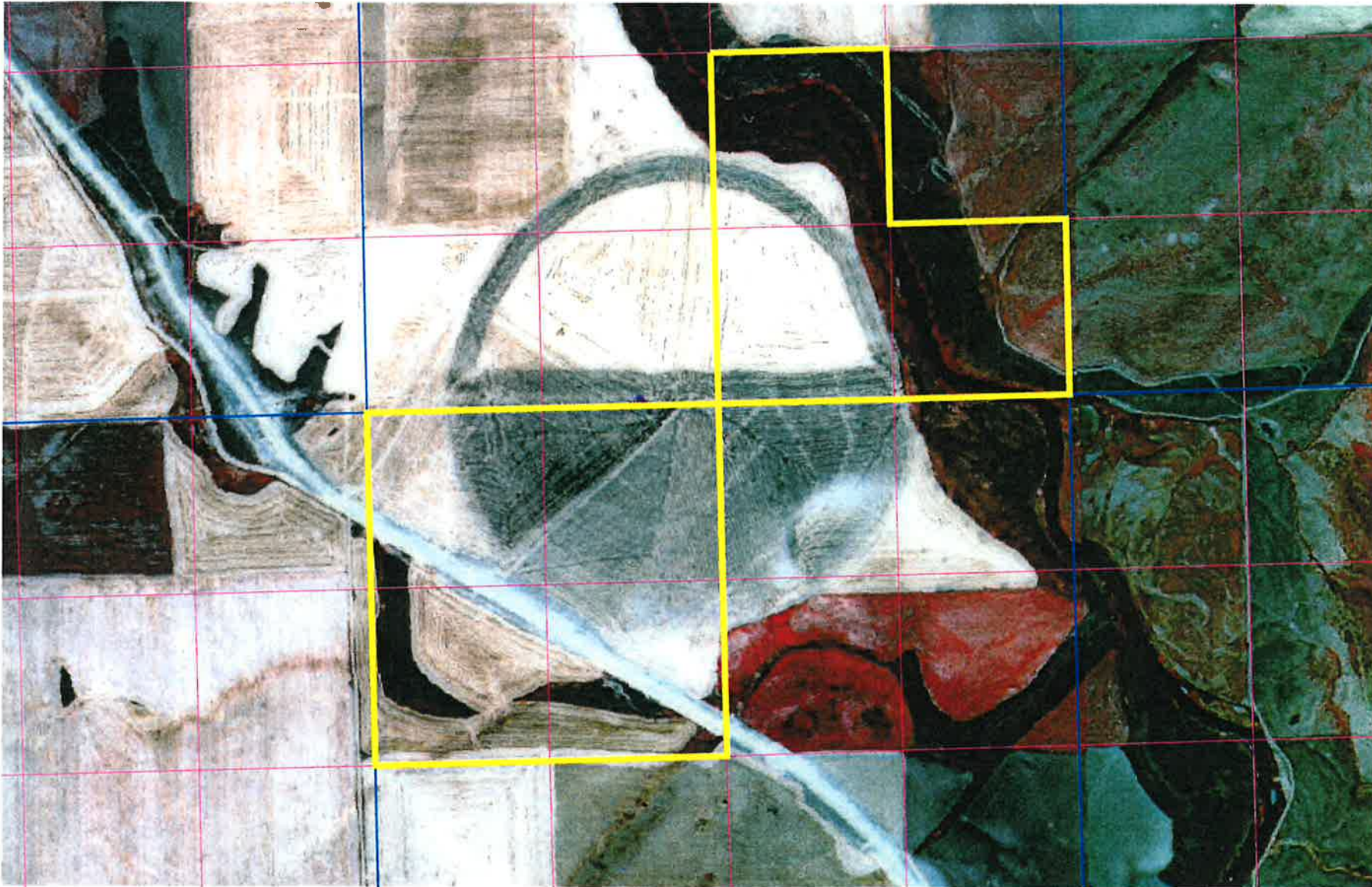
Approved by _____ Date _____

22 7044

Township
06N

Range
44E

Section
15, 22



Notes:

Water Right #: 2207044A & B

Examiner

Date:



800 0 800 1600 2400 3200 4000 Feet

Transfer No.

22 7044 #1786

APPROVED

1. Name of Right Holder CARL N. Hoopes (CHCO Ranch)
Post office address BOX 688 REXBURG IDAHO

2. Right obtained by:

a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
Court. County of _____ (Name of Court)

b. License No. 22-7044 issued by the State of Idaho, Department of Reclamation.

3. Source of water Teton River tributary to Snake River
(Name of stream or source)

4. Date of Priority MAR. 26, 1951

5. Amount of water a. 4.01 c.f.s. and/or

b. 630 acre feet/annum

6. Water is used for IRR from April 1 to Nov 1
(Month, Day) (Month, Day)

7. Original location of point of diversion is SE ^(Month, Day) 1/4 SE ^(Month, Day) 1/4 of Section 15,
Township 6 N, Range 44 E, B.M., in Teton County;

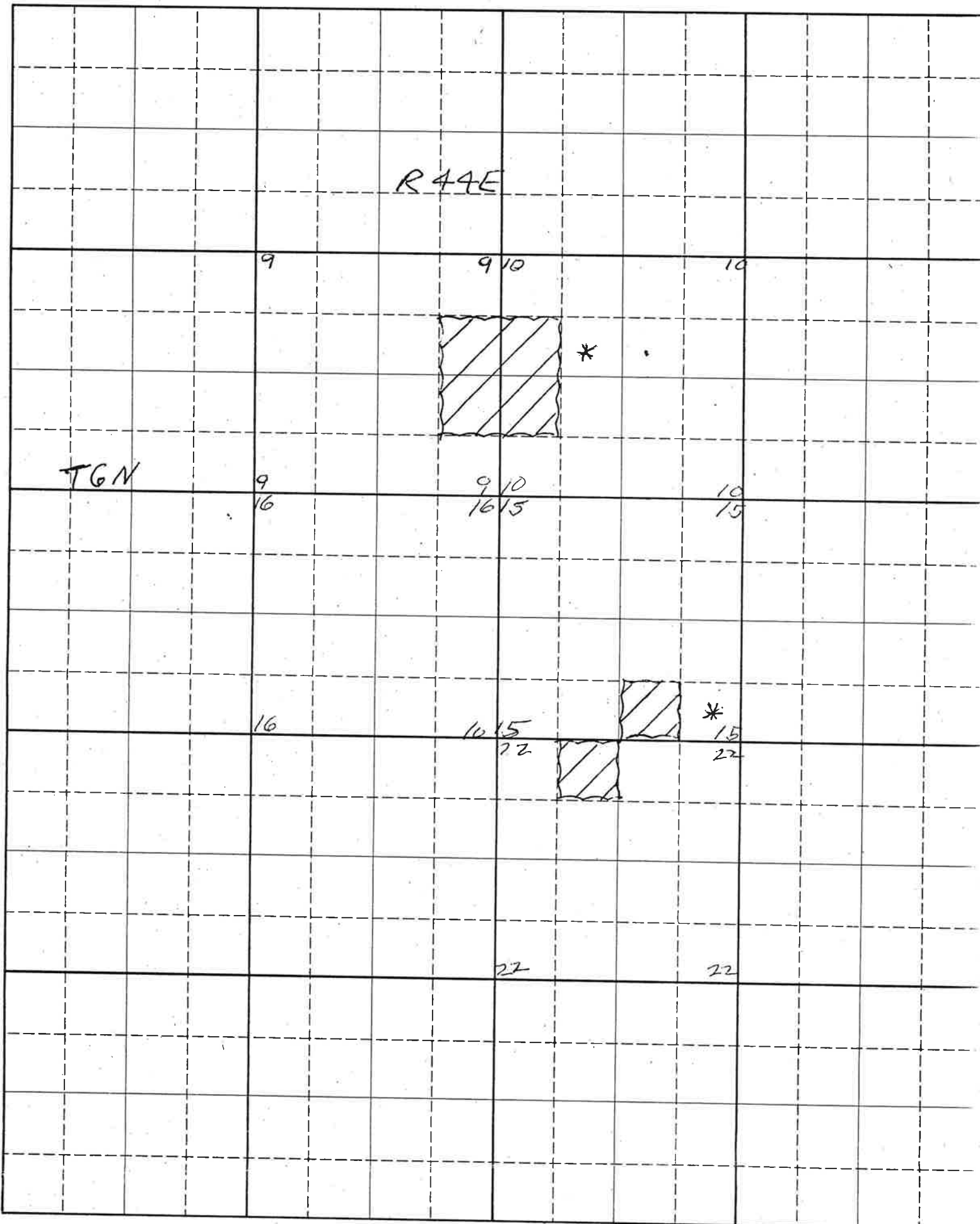
Additional points of diversion, if any.

8. Lands presently irrigated or place of use:

[illegible]

Total number of acres presently irrigated 210

22-7044



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

9. If applicant was not the original holder of this right explain how it was acquired: _____

22-7044B
10. CHANGE IN POINT OF DIVERSION 1.36 cfs from p.d. in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, Twp. 6 N, Rge. 44

22-7044A
a. Quantity to be diverted at new point: 2.65 c.f.s. and/or _____ acre feet

b. New point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, Township 6 N
_____, Range 44 E, B.M.

c. Description of method of diversion and conveyance from new points of diversion: _____
Turbine Pump and Motor

d. Is water to be conveyed to the lands previously irrigated? Yes _____ No _____
If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:
Retain To make possible the use
of mechanical equipment.

f. Do you intend to make the transfer permanent? yes

g. Do you intend to abandon completely the old point of diversion? NO
Retain 1.36 at old point of diversion

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
22-7044A { 6 N	44 E	10							35		35								70
"	"	9				35								35					70
22-7044B { 6 N	44 E	15														40			40
		22					30												30

Total number of acres to be irrigated 210

- b. Do you intend to make the transfer permanent? yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
NO I plan to leave steel
main line Pipe. I hope to acquire
water ^{FOR} this land FROM Teton Dam when
DAM is completed and Filled.
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____
- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

EHC Ranch INC
Earl N. Hoopes
President (signature of applicant)

Subscribed and sworn to before me this 4th day of February, 1974

Evelyn Allen
(notary public)

My commission expires 3/2/75

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 22-7044
and said application is hereby APPROVED

Approval of said application is subject to the following limitations and conditions:

1. That totalizing measuring devices of a type approved by this Department be permanently installed and maintained as part of the diverting works at both points of diversion.
2. That use of water under this transfer is subject to control by the Watermaster of State Water District No. 01, Upper Snake River.

Witness my hand this 11 day of March, 19 74

[Signature]
Director ~~State Reclamation Engineer~~
Idaho Dept. of Water Administration

FOR DEPARTMENT USE ONLY

Received by <u>MB</u> Date <u>2-4-74</u>	Protest filed by: _____ Date _____
Prelim. check by <u>NCY</u> Date <u>2-4-74</u>	_____
Fee received by <u>MB</u> Date <u>2/4/74</u> Fee \$ <u>30.00</u>	_____
Approved for publication by <u>CB</u> <u>2/25/74</u>	_____
Published in <u>Idaho Valley News</u> Dates <u>Feb. 14 + 21, 1974</u>	_____
Hearing held _____	_____
Watermaster Recommendation sent <u>W.D. #01 Dist Laram</u> <u>2/5/74</u>	_____

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 22-7044B
Date Received: 3/3/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TETON PIPELINE ASSN INC Phone: (208)456-2567
PO BOX 272
TETONIA ID USA 83452

2. Date of Priority: 03/26/1971

3. Source: TETON RIVER Trib. to: HENRYS FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	44E	15	SE SE	TETON	

5. Description of diverting works:

PUMP ON TETON RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	1.36	210

7. Total Quantity Appropriated is:
1.36 C.F.S. and/or 210 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06N	44E	15	SW SE	IRRIGATION	40
Section Acres					40

06N	44E	22	NE	NW	IRRIGATION	30
					Section Acres	30
					Total Acres	70

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:

PLACE OF USE CONSISTS OF COMPANY STOCKHOLDERS LANDS

15. Basis of Claim: License

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 22-7044B
Date Received 2/26/04
Receipt Number E029559

RECEIVED

FEB 25 2004

Department of Water Resources
Eastern Region

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s) Teton Pipeline Association, Inc. Phone(208) _____

Mailing Address P.O. Box 272, Tetonia, Idaho Zip 83452

2. Date of Priority (Only (1) per claim) Marcy 26, 1971

3. Source of water supply (a) Teton River

which is tributary to (b) Henry's Fork

4.a. Location of existing point of diversion is:
Township 6N Range 44E Section 15, 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____,
County of Teton

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged
and the depth of each well. Pump on Teton River

6. Water is claimed for the following purposes: _____ (Both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 4/15 to 10/15 amount 1.36 cfs or _____

7. Total quantity claimed (a) 1.36 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of
livestock Etc.) _____

10. Description of place of use:
- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TLS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	44E	15															40		40
		22					30												30

Total number of acres irrigated 70

11. In which county(ies) are lands listed above as place of use located? Teton

12. Do you own the property listed above as place of use? Yes No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
or None ()

14. Remarks:
Place of Use consists of lands of stockholders of the company

15. Basis of Claim (Check one) Beneficial Use Posted Notice Permit Decree License X
If applicable provide IDWR Water Right Number
Court Case Number Decree Date
Plaintiff vs Defendant

16. Signature(s)
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Date
Date

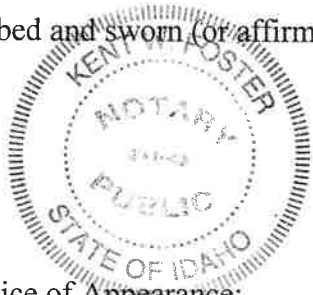
For Organizations: I do solemnly swear or affirm that I am President of Teton Pipeline Association, Inc., that I have signed the foregoing document in the space below as President of Teton Pipeline Association, Inc., and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Mark R. Riis
Title and Organization President, Teton Pipeline Association, Inc. Date 2/20/04

Last Name Teton Pipeline Association Ident. Number 22-7044B

State of Idaho)
) SS.
County of Bonneville)

Subscribed and sworn (or affirmed) before me this 20 day of February, 2004.



Notary Public Kent W. Foster
Residing at Idaho Falls, Idaho
My Commission Expires 11/20/04

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Kent W. Foster
Address P.O. Box 50130, Idaho Falls, ID 83405-0130
Date 2/20/04

Last Name Teton Pipeline Association Ident. Number 22-7044B