

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

RIGHT NUMBER: 22-7110B
NAME AND ADDRESS: TETON PIPELINE ASSN INC
C/O HOLDEN KIDWELL HAHN & CRAPO, PLLC
PO BOX 50130
IDAHO FALLS ID 83405-0130
SOURCE: TETON RIVER TRIBUTARY: HENRYS FORK
QUANTITY: 2.600 CFS
924.00 AFY

The rights listed below are limited to a total combined diversion rate of 66.80 cfs and to a total combined annual diversion volume of 45717.0 AF.
Combined Right Nos.: 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.

PRIORITY DATE: 10/15/1974
POINT OF DIVERSION:
T06N R44E S3 SWNWSE Within TETON County
T06N R44E S10 NWSNW Within TETON County
T06N R44E S15 SWNENW Within TETON County
T06N R44E S15 NWSESE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 11/01	2.600 CFS 924.00 AFY

The use of water for irrigation under this right may begin as early as April 1, provided other elements of the right are not exceeded. The use of water before April 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:
13062 ACRES TOTAL
Place of use does not include federal public lands

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 308 acres within the place of use described above in a single irrigation season.

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 right is subject to regulation by the watermaster of Water District 01.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

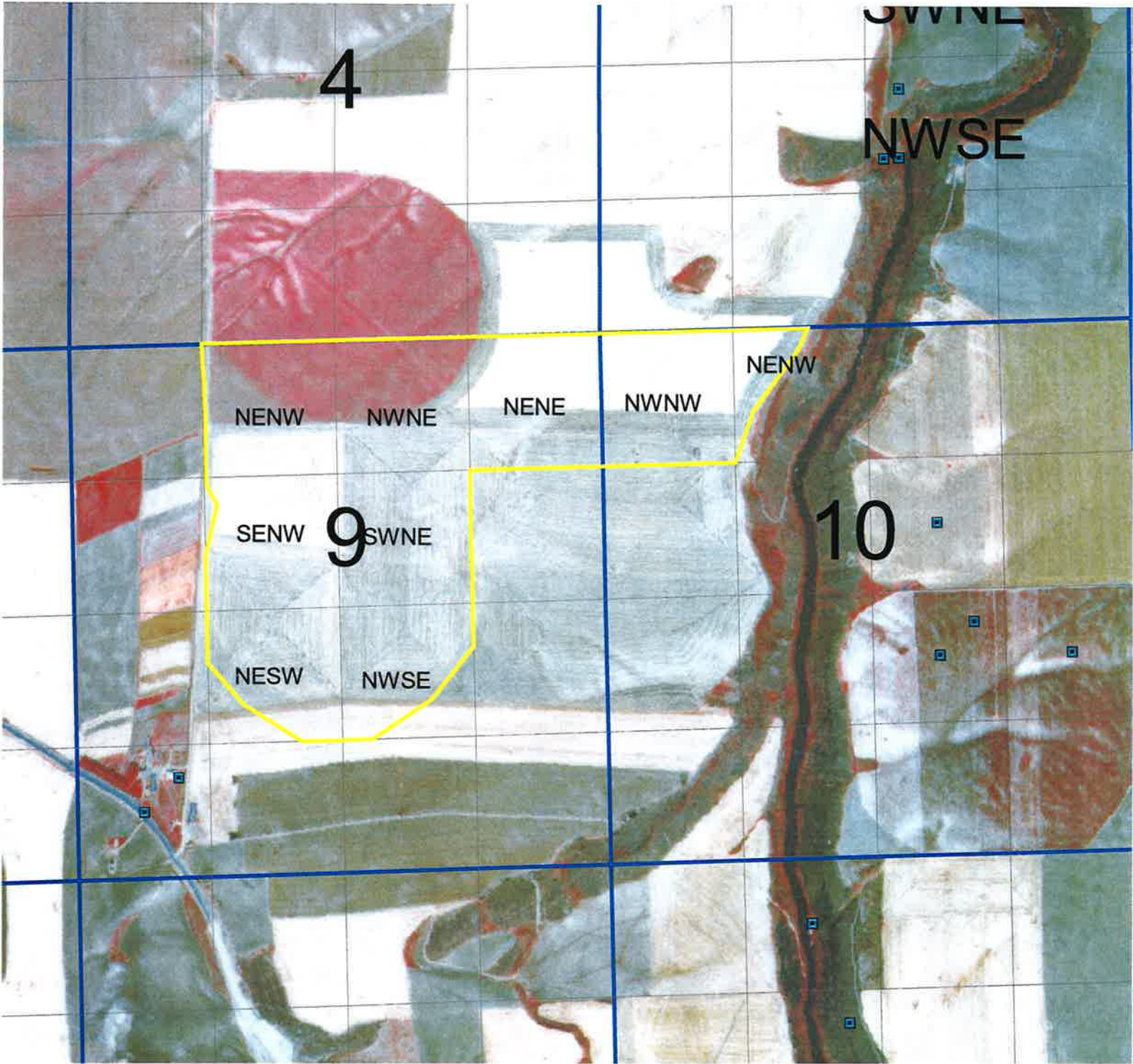
The following rights are also diverted through points of redirection/diversion described above: 22-145B, 22-221B, 22-245B, 22-435B, 22-7044A, 22-7044B, 22-7100, 22-7108, 22-7110A, 22-7110B, 22-7111, 22-7116, 22-7119, 22-7120, 22-7121, 22-7122, 22-7148, 22-7157, 22-7159, 22-7180, 22-7181, 22-7186, 22-7392, 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.

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

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.

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

22-7110B



WD #01

State of Idaho

Department of Water Resources

MAR 2 1978

Department of Water Resources
Eastern District Office

WATER RIGHT LICENSE

License of Water Right No. 22-7110 Priority October 15, 1974 Amount 5.12 cfs

THIS IS TO CERTIFY, that EHCO RANCHES &/OR MRS. E. G. BICKMORE
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 22-7110 issued pursuant to Application for Permit dated October 15, 1974,
and has submitted proof to the Department of Water Resources on December 16, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 5.12 cfs of water from Teton River,
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>Apr. 15</u> to <u>Nov. 1</u>	at <u>5.12</u> cfs and	<u>1824</u> ac ft
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 5.12 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1824 acre feet per year, said waters to be diverted within the SE 1/4 NW 1/4, Sec. 10, Twp. 6N,
Rge. 44E, B.M., in the County of Teton

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	44E	3									18	26	40	36					120
		4									17			31	26	26	40	40	180
		9	40	40	40		32			34	33					33			252
		10					16	40											56

Total number of acres irrigated 608

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 23 day of

FEBRUARY, 19 78


Director

Water Right and SRBA Split History Analysis
for 22-7110

22-7110

POD T6N R44E Sec 10 SE1/4 Teton River

POU T6N 44E Sec 3 NESW, NWSW, SWSW, SESW

" Sec 4 NESW, SESW, NESE, NWSE, SWSW, SESE

Sec 9 NENE, NNNE, SWNE, NENW, SENW, NESW, NWSE

Sec 10 NENW, NNW

5.12 cfs 608 acres

1824 AFA

22-7110 A

POD: T6N 44E SE1/4 Teton River

POU: T6N 44E Sec 3 NESW, NWSW

SWSW, SESW

Sec 4 NESW, SESW, NESE

NWSE, SWSW, SESE

2.52 cfs 300 acres

900 AFA

22-7110 B

POD: T6N R44E SE1/4 Teton River

POU: T6N R44E Sec 9 NENE, NNNE,

SWNE, NENW

SE1/4, NESW

NWSE

Sec 10 NENW, NNW

2.40 cfs 308 acres

924 AFA

Date:

Reviewer:

mydoc/fieldexamforms/splithistory

RECEIVED

FEB 19 2004

STATE OF IDAHO **FEB 19 2004**
IDAHO DEPARTMENT OF WATER RESOURCES
Department of Water Resources
Eastern Region
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
	22-7110B				
	22-7375A				

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	<u>Ehco Ranch, Inc.</u> <u>PO Box 120, Tetonia, ID 83452</u>
4.	New Owner/Claimant(s) New Mailing Address City, State and ZIP Code New Telephone Number	<u>Teton Pipeline Association, Inc.</u> Name connector (check one): [] and [] or, [] and/or <u>P.O. Box 272</u> <u>Tetonia, ID 83452</u> <u>456-2567 or 456-2801</u>
5.	Date you acquired the property	<u>November 24, 2003</u>

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume	Description
	(cubic feet per second or acre-feet per annum)	(acres, number and type of stock, homes, etc.)
Irrigation		
Stock		
Domestic		
Other		
TOTAL		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume	Description
	(cubic feet per second or acre-feet per annum)	(acres, number and type of stock, homes, etc.)
Irrigation		
Stock		
Domestic		
Other		
TOTAL		

7. Signature of New Owner(s) Or Claimant(s) Mark R Rinks Pres.
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attached a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

For Office Use Only			
Received by	Date	Fee	
Receipted by	Date	Receipt No.	
Processed by	Date	WR	Date

RECEIVED

159641

JAN 28 2004

TETON, ID
CLERK RECORDER

**QUITCLAIM DEED
FOR
WATER RIGHTS**

THIS INDENTURE is made this 24th day of November, 2003, between Ehco Ranch, Inc., by E. Brent Hoopes, President, referred to herein as the "GRANTOR" and Teton Pipeline Association, Inc., whose mailing business is P.O. Box 272, Teton, Idaho 83452, referred to herein as the "GRANTEE",

WITNESSETH, that the GRANTOR, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to GRANTOR, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's successors and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in all the following described water rights or portions thereof in the County of Teton, State of Idaho, to-wit:

<u>Water Right No.</u>	<u>Amount</u>	<u>Source</u>	<u>Priority Date</u>
22-7110 B	2.6 cfs	Teton River	Oct. 15, 1974

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and any reversions, remainders, or rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said water rights unto the GRANTEE, and to GRANTEE's successors and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

Instrument # 159641

DRIGGS, TETON, IDAHO
2004-01-28 11:51:01 No. of Pages: 2
Recorded for : HOLDEN, KIDWELL, HAHN & CRAPO
NOLAN G. BOYLE Fee: 6.00
Ex-Officio Recorder Deputy 2 Burch
Index to: DEED, QUIT-CLAIM

159641

Ehco Ranch, Inc.

By: E. Brent Hoopes

E. Brent Hoopes

Its: President

STATE OF IDAHO)
)ss.
County of Teton)

On this 24th day of November, 2003, before me a notary public in and for said State, personally appeared E. Brent Hoopes, known or identified to me (or proved to me on the oath of E. Brent Hoopes) to be the president of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Jerrilee J. Brower
Notary Public for Idaho
Residing at: Tetonia, Idaho
My commission expires: 2-27-04

G:\WPDATA\KWF\8527 SMITH, BOYD\11069.001 Hoopes-Ehco Ranch\Teton Pipeline Assoc\Quitclaim Deeds\Bickmore Quitclaim Deed.wpd:cdv

3 - QUITCLAIM DEED FOR WATER RIGHTS

159641

RECEIVED

DEC 18 2003

TETON
CLERK

159046

QUITCLAIM DEED
FOR
WATER RIGHTS

THIS INDENTURE is made this 24 day of November, 2003, between Ehco Ranch, Inc. by E. Brent Hoopes, President, referred to herein as the "GRANTOR" and Teton Pipeline Association, Inc., whose mailing address is P.O. Box 272, Tetonia, Idaho 83452, referred to herein as the "GRANTEE",

WITNESSETH, that the GRANTOR, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to GRANTOR, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's successors and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in all the following described water rights or portions thereof in the Counties of Madison and Teton, State of Idaho, to-wit:

<u>Water Right No.</u>	<u>Amount</u>	<u>Source</u>	<u>Priority Date</u>
22-7100	6.98 cfs	Teton River	Aug. 7, 1974
22-7159	1.9 cfs	Teton River	Aug. 18, 1975
22-7181	3.2 cfs	Teton River	April 1, 1976
22-7375A	7.33 cfs	Groundwater	Aug. 17, 1981
22-7392	7.18 cfs	Teton River	March 22, 1982

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and any reversions, remainders, or rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said water rights unto the GRANTEE, and to GRANTEE's successors and assigns forever.

Instrument # 309217

REXBURG, MADISON, IDAHO
2004-01-06 09:37:00 No. of Pages: 2
Recorded for : HOLDEN KIDWELL HAHN AND CRAPO
MARILYN R. RASMUSSEN Fee: 6.00
Ex-Officio Recorder Deputy

Instrument # 159046

DRIGGS, TETON, IDAHO
2003-12-18 12:21:58 No. of Pages: 2
Recorded for : HOLDEN, KIDWELL, HAHN, CRAPO,
NOLAN G. BOYLE Fee: 6.00
Ex-Officio Recorder Deputy *R. Boyle*
Index to: DEED, QUIT-CLAIM

159046

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the GRANTOR has executed the within instrument the day and year first above written.

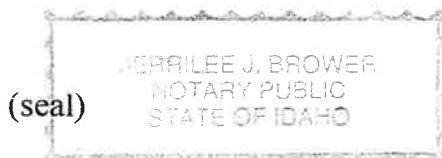
Ehco Ranch, Inc.

By: E. Brent Hoopes
E. Brent Hoopes
Its: President

STATE OF IDAHO)
)ss.
County of Teton)

On this 24th day of November, 2003, before me a notary public in and for said State, personally appeared E. Brent Hoopes, known or identified to me (or proved to me on the oath of E. Brent Hoopes) to be the president of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Jerrilee J. Brower
Notary Public for Idaho
Residing at: Teton, Id.
My commission expires: 2-27-04

G:\WPDATA\KWF\8527 SMITH, BOYD\11069.001 Hoopes-Ehco Ranch\Teton Pipeline Assoc\Quitclaim Deeds\Ehco Ranch Quitclaim Deed wpd:cdv

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 22-7110B
Date Received: 8/8/2003
Receipt No:
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A22071108



1. Name of Claimant(s)

ECHO RANCH INC Phone: (208)356-6724

C/O CLINT HOOPES
PO BOX 120
TETONIA ID USA 83452

2. Date of Priority: 10/15/1974

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	10	SE NW	TETON	

5. Description of diverting works:

pump in river to sprinklers

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	11/01	2.6	

7. Total Quantity Appropriated is:
2.6 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
06N	44E	9	NE NE	IRRIGATION	39
			NW NE	IRRIGATION	40

SW	NE	IRRIGATION	40
NE	NW	IRRIGATION	39
SE	NW	IRRIGATION	39
NW	SE	IRRIGATION	31
NE	SW	IRRIGATION	31

Section Acres 259

06N	44E	10	NE	NW	IRRIGATION	10
			NW	NW	IRRIGATION	39

Section Acres 49

Total Acres 308

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:

15. Basis of Claim: License

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.

22-7 110

