

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

RIGHT NUMBER: 22-7111
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: 10.000 CFS
2,292.50 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: 11/12/1974

POINT OF DIVERSION:
T06N R44E S3 SWNWSE Within TETON County
T06N R44E S10 NWSENE 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 10/15	10.000 CFS 2,292.50 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 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

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.

Place of use does not include federal public lands

This right is limited to the irrigation of 655 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 right is subject to regulation by the watermaster of Water District 01.

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

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 place of use pursuant to Section 42-1425, Idaho Code.

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.

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

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

State of Idaho
Department of Water Resources

RECEIVED
SEP 19 1997
Department of Water Resources
Eastern Region

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07111

Priority: November 12, 1974

Maximum Diversion Rate: 10.00 CFS
Maximum Diversion Volume: 2292.5 AF

This is to certify, that TETON PIPELINE ASSN INC
PO BOX 272
TETONIA ID 83452

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated November 12, 1974; and
has submitted Proof of Beneficial Use on June 25, 1979. An examination indicates
that the works have a diversion capacity of 37.460 cfs of water from:

TETON RIVER tributary to HENRYS FORK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	10.00 CFS	2292.5 AF

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 3, Township 06N, Range 44E
TETON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
06N	44E	5	Lot 4(NWNW)	36		SWNW	38		74
07N	44E	30		NENE	35		NWNE	35	
				SENE	35		NESE	35	
				SWSE	35		SESE	35	280
		31		NENE	39		NWNE	32	
				SENE	34		NESE	39	
				SWSE	40		SESE	40	301

Total number of acres irrigated: 655

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

State of Idaho
Department of Water Resources

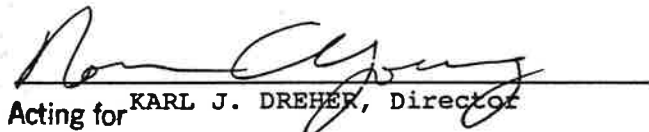
WATER RIGHT LICENSE

WATER RIGHT NO. 22-07111

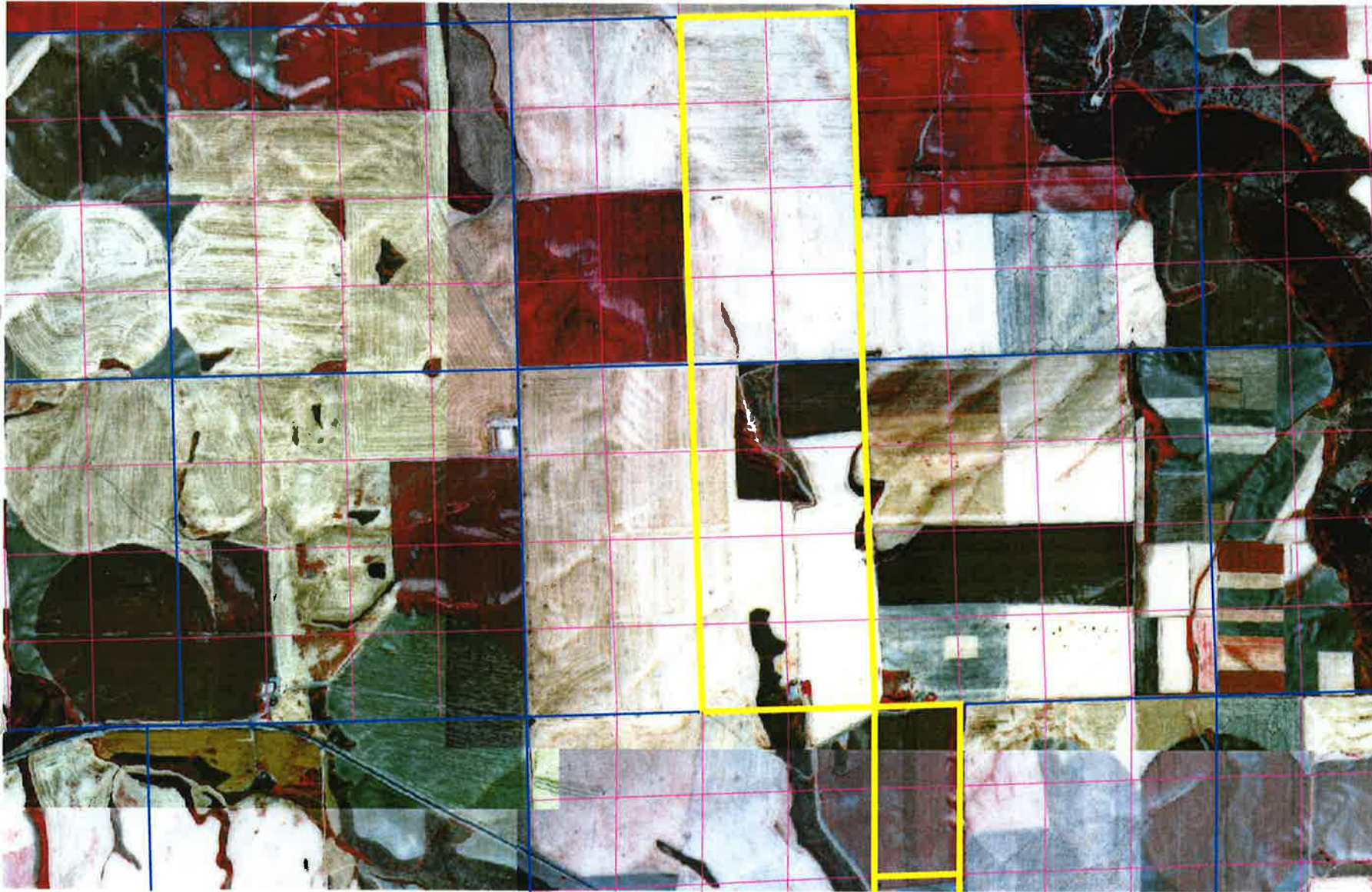
CONDITIONS OF APPROVAL AND REMARKS

5. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
6. 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 irrigation of the lands above.
7. Totalizing measuring devices shall be maintained at all points of diversion.
8. The maximum combined rate of diversion under this right and all other rights diverting from the North 1 Project shall not exceed 28.7 cfs and from the North 2 Project shall not exceed 8.76, for a maximum combined diversion rate of 37.46 cfs under the Clementsville Project (North 1 and 2).
9. A total of ten pumps are used in the diversion of water under this right.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 16TH day of SEPTEMBER, 1997.


Acting for KARL J. DREHER, Director

Township	Range	Section
06N	44E	5
07N	44E	30, 31



Notes:

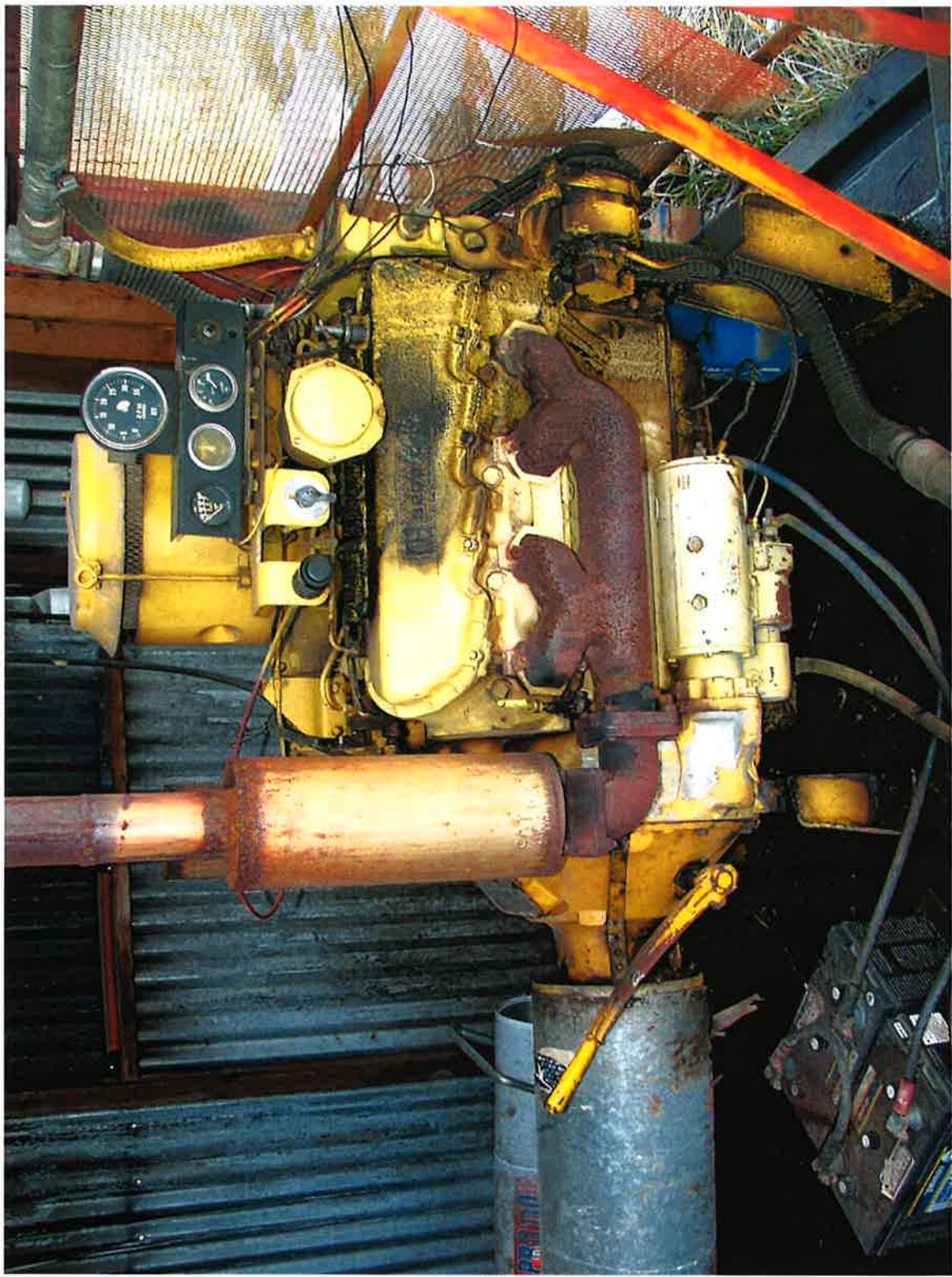


1000 0 1000 2000 3000 4000 5000 Feet

Water Right #: 2207111

Examiner

Date:













DEPARTMENT OF WATER RESOURCES

FIELD REPORT

1. Name of permit holder Carroll Ard
Post office address Star Rt, Newale, Id 83436 Phone 456-4268
Person to contact _____ Phone 356-3476

2. Source of water supply: Groundwater ☐ Surface water ☒ Teton River
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 10 c.f.s. for irrigation
 _____ AF/Annum (nature of use)

Period of Use: from 4-15 to 10-15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 10 cubic feet per second and annual volume _____ AF/Annum.

- 5. Location of Point(s) of Diversion:**

Township 6N N/S, Range 44E E/W, B.M., Section 3, Subdivision NW 1/4 SE 1/4 Section
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____

Other Points of Diversions: _____

Description of diverting works: _____

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	<u>NE$\frac{1}{4}$</u>				<u>NW$\frac{1}{4}$</u>				<u>SW$\frac{1}{4}$</u>				<u>SE$\frac{1}{4}$</u>				TOTALS
			<u>NE$\frac{1}{4}$</u>	<u>NW$\frac{1}{4}$</u>	<u>SW$\frac{1}{4}$</u>	<u>SE$\frac{1}{4}$</u>	<u>NE$\frac{1}{4}$</u>	<u>NW$\frac{1}{4}$</u>	<u>SW$\frac{1}{4}$</u>	<u>SE$\frac{1}{4}$</u>	<u>NE$\frac{1}{4}$</u>	<u>NW$\frac{1}{4}$</u>	<u>SW$\frac{1}{4}$</u>	<u>SE$\frac{1}{4}$</u>	<u>NE$\frac{1}{4}$</u>	<u>NW$\frac{1}{4}$</u>	<u>SW$\frac{1}{4}$</u>	<u>SE$\frac{1}{4}$</u>	
6N	H4E	5					L ^f 40	40											80
7N	H4E	30	40	40	40	40									40	40	40	40	320
		31	40	40	40	40									40	40	40	40	320
		-																	

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OCT 21 1997

TOTAL ACREAGE 720

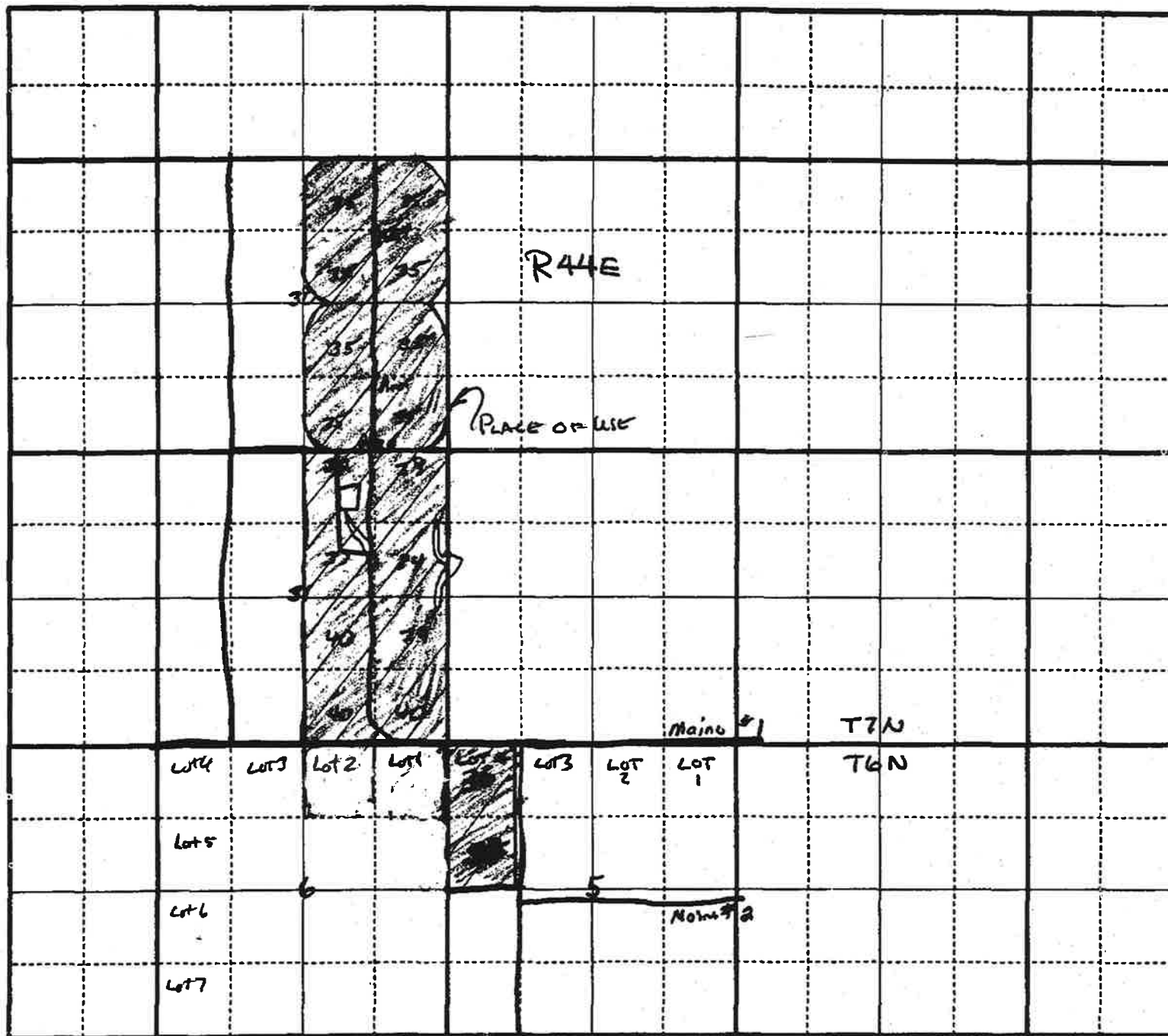


Diagram of System

See Attachments

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7111
Permit No.

Overlap Review

- a) Other water rights with same place of use: 22-7223 *Exempt*
- b) Other water rights with same point of diversion: 22-0145A/0221B/0245B/7108/7119/7121
7122/7148/7157/7186 *RE-DIVERSION for*
GROUNDWATER 22-7208/7211/7216/7223/7295/7360/7375
- c) Analysis: RO1, RO4

This right Limited by 8% ownership of North Project #1 ; 50% of North Project #2
∴ $Q = (0.08)(28.7 \text{ cfs}) + (0.50)(8.76 \text{ cfs}) = 6.676 \text{ cfs}$

Rights $\left[\begin{array}{l} 22-7111 \text{ for } 655 \text{ ac} \\ 22-7186 \text{ for } 558 \text{ ac} \end{array} \right]$ covers different acreages
1213 ac

$$\begin{aligned} \text{Volume} &: 1213 \text{ ac} \times 3.0 \text{ af/ac} = 3639 \text{ af} \\ 6.676 \text{ cfs} \times 1.9835 \times 183 &= 2423.26 \text{ af} \end{aligned}$$

VOLUME LIMITED TO 2423.26 af

TO Determine Share

$$22-7111 - \left[\frac{655}{1213} \right] = 0.5399 \times 2423.26 \text{ af} = 1308.52$$

$$22-7186 - \left[\frac{558}{1213} \right] = 0.4600 \times 2423.26 \text{ af} = 1114.74 \text{ af}$$

Q LIMITED TO 6.676 cfs

TO Determine Share

$$22-7111 - \left[\frac{655}{1213} \right] = 0.5399 \times 6.676 \text{ cfs} = 3.605 \text{ cfs}$$

$$22-7186 - \left[\frac{558}{1213} \right] = 0.4600 \times 6.676 \text{ cfs} = 3.071 \text{ cfs}$$

R17 (22-7186 ; 22-7223) (6.676 cfs)

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OCT 21 1997

Regional Office by

Keith C Wilson

Date

4 Nov 1986

#1.

U.S Electric Motor High Thrust
200hp ID# 0063377-610
80-02693

Measurement - Capacity of system

Annubar 15.250"
Bagle Ex. Mtr. 80"

(pipe ID)² c-√ inches of H₂O

(15.50)² 3.25 √ 18.1

(240.25) 3.25 (4.25)

3931.1 gpm = 8.76 cfs

Point of Diversion
NW SE 3 34 3
T 6 N R 44 E

#2.

U.S. Electric Motor High Thrust
200hp ID# 0063377-619 89-02878

#3.

U.S. Electric Motor High Thrust
200hp. ID# C 6349-430 88-04448

Don + Darrell Ard 50% = 4.38 cfs

Clint Hoopes 50% = 4.38 cfs

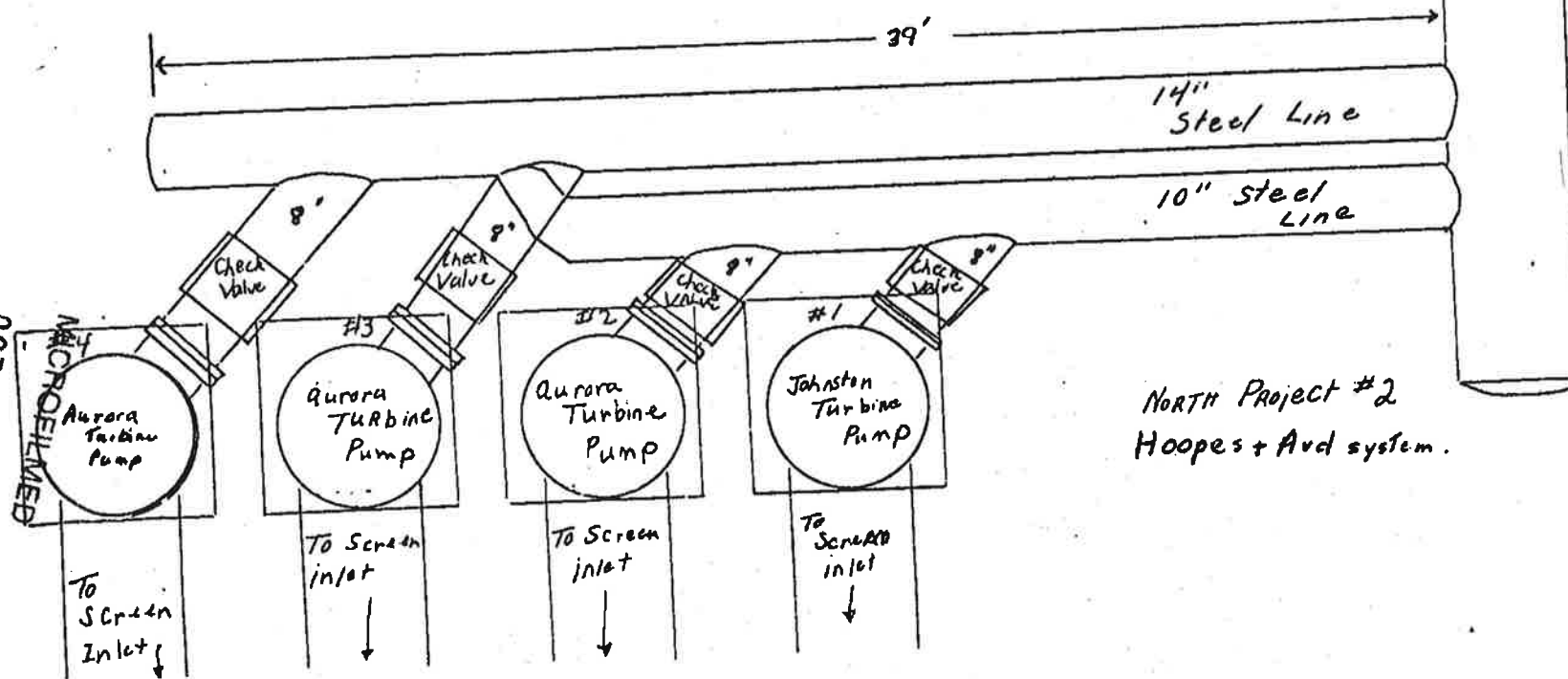
#4

U.S. Electric Motor High Thrust
200hp. ID# 01516-01-647 85-11544

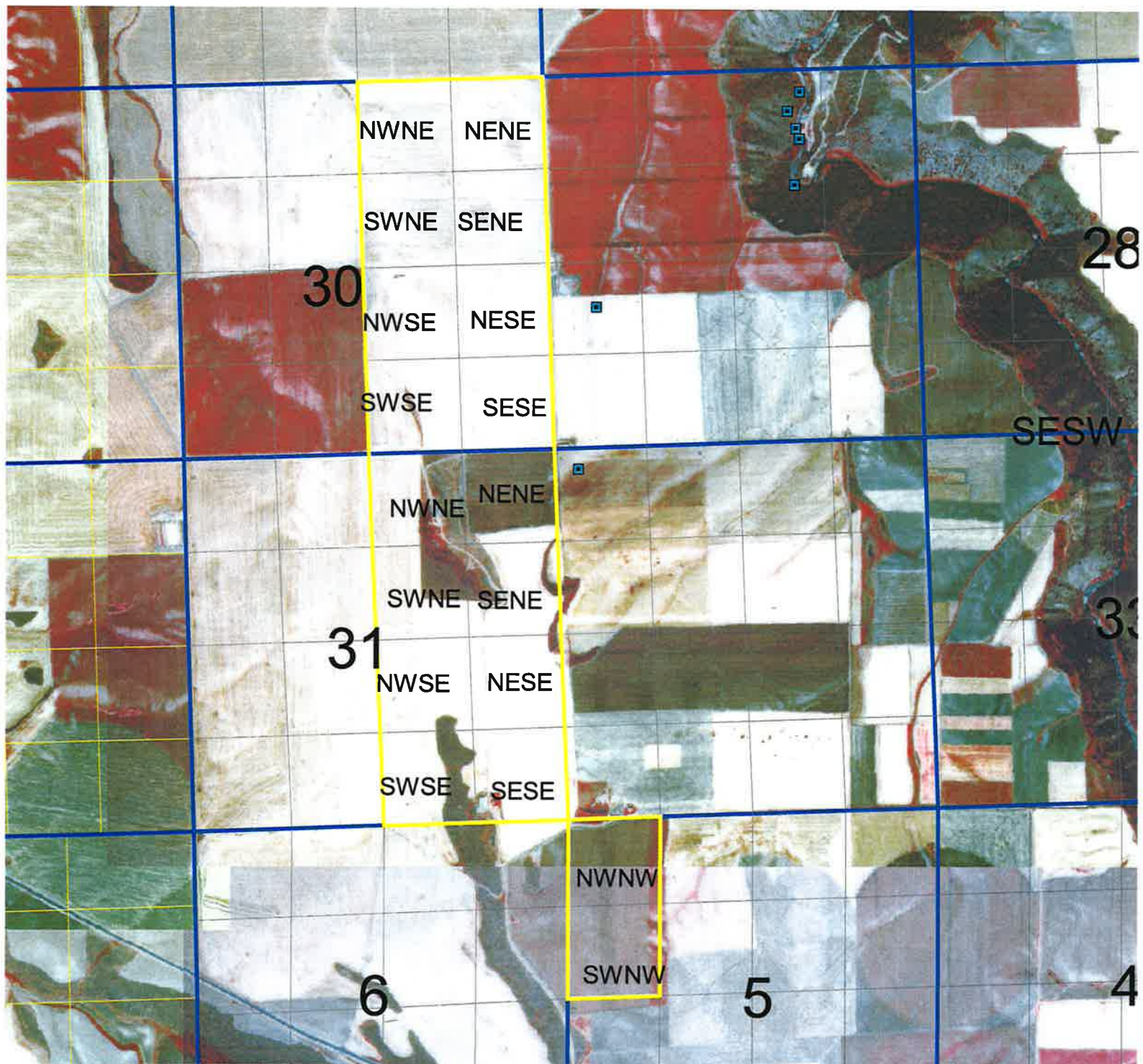
20"
Heavy
Wall
Steel
Line
To Top
of Canyon

28-7111

OCT 21 1997



22-7111



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: A22-07111
Date Received: 7/18/1988
Receipt No: 6000765
Received By: ED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARD FARMS INC. 208-456-2835
Address: STAR RT.
NEWDALE, ID 83436

2. Date of Priority: NOV 12, 1974

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	44E	3	SW	NW	SE		TETON

5. Description of diverting works:
PUMPS FROM RIVER INTO PIPELINE SYSTE. CLEMETSVILLE PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.600		

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

8. Total consumptive use is 1637.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	44E	5	NW	NW	4	IRR	36.0
			SW	NW		IRR	38.0

Section Acres 74.0

A22-07111

Page 1

Date: 07/18/88

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OCT 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07N	44E	30	NE		NE		IRR	35.0
			NW		NE		IRR	35.0
			SW		NE		IRR	35.0
			SE		NE		IRR	35.0
			NE		SE		IRR	35.0
			NW		SE		IRR	35.0
			SW		SE		IRR	35.0
			SE		SE		IRR	35.0
			Section Acres					280.0
		31	NE		NE		IRR	39.0
			NW		NE		IRR	32.0
			SW		NE		IRR	37.0
			SE		NE		IRR	34.0
			NE		SE		IRR	39.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					301.0
			Total Acres					655.0

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:
22-07186/22-07223 MADISON STORAGE RTS.

14. Remarks:
THIS RIGHT IS DIVERTED AS PART OF WATER IN THE CLEMENTSVILLE
PIPELINE NORTH PROJECTS 1 & 2. THIS CLAIM BASED ON FIELD EXAM
COMPLETED 5/20/1986 BY DEPARTMENT.

15. Basis of Claim: PERMIT

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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 X 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 Ord Farms, that I have signed the foregoing document in the space below as President of Ord Farms Inc and that the statements contained in the foregoing document are true and correct.

Danell Ord
Signature of Authorized Agent
President Ord Farm's Inc
Title and Organization
7-18-88
Date

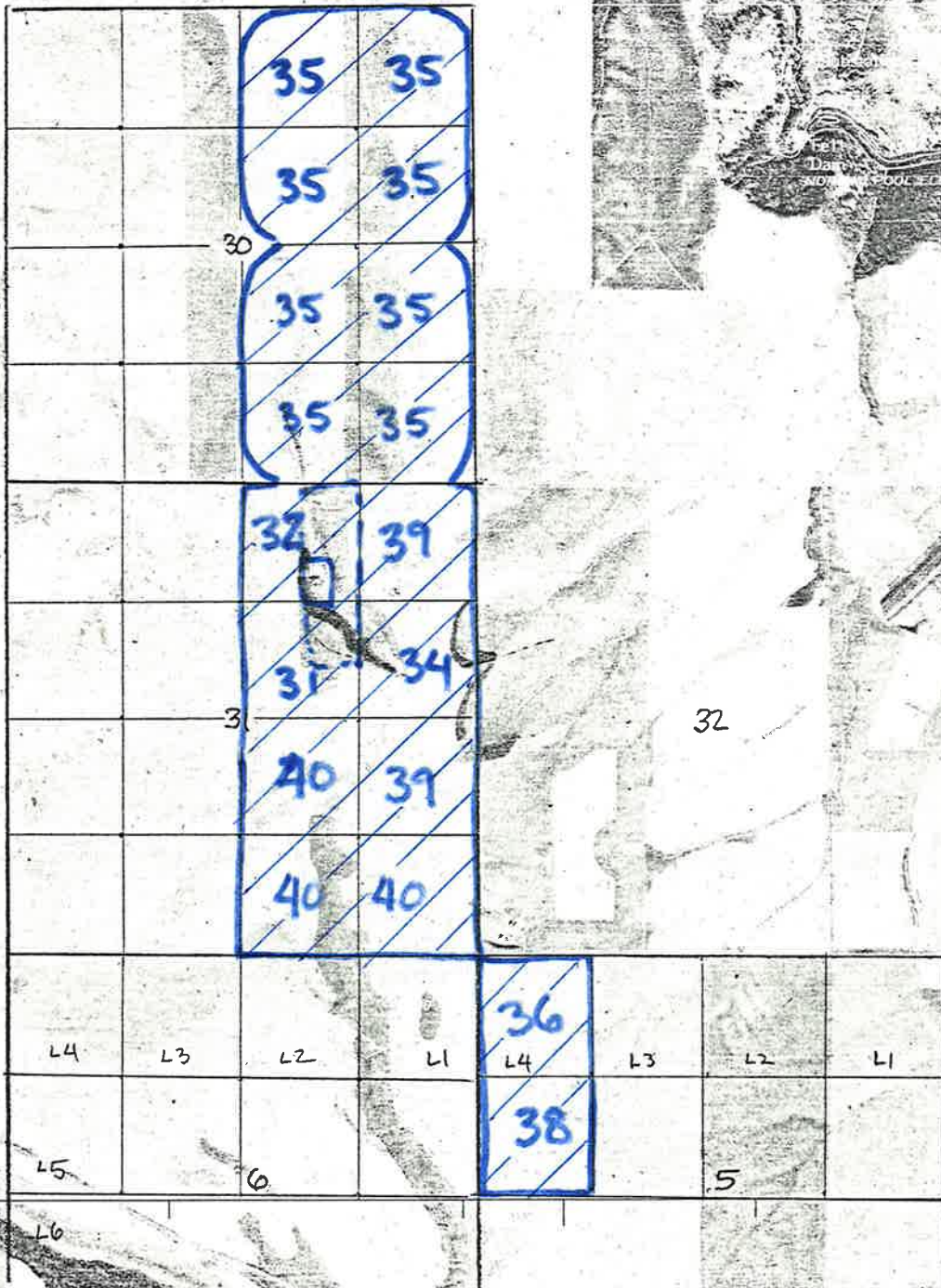
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18th day of July, 19 88
Calleen Wray
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991

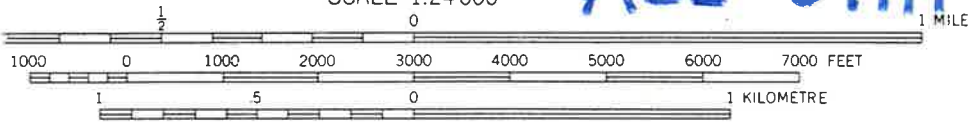
R44E



T7N
T6N

SCALE 1:24 000

A22-07111



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OCT 29 1992

