

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-7208

NAME AND ADDRESS:

TETON PIPELINE ASSN INC
C/O HOLDEN KIDWELL HAHN & CRAPO, PLLC
PO BOX 50130
IDAHO FALLS ID 83405-0130

MWH
9/25/12

SOURCE:

Source:

Tributary:

GROUND WATER

QUANTITY:

9.000 CFS

3,284.700 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 45716 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.~~

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 26,500 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:

02/10/1977

POINT OF DIVERSION:

T06N R40E S11 NWNENE Injection
Within MADISON County

T06N R40E S11 NWNENE
Within MADISON County

T06N R44E S3 NWSE Rediversion
Within TETON County

~~T06N R44E S3 SWNWSE Rediversion~~
~~Within TETON County~~

T06N R44E S10 NWSENW Rediversion
Within TETON County

T06N R44E S15 SWNENW Rediversion
Within TETON County

T06N R44E S15 NWSESE Rediversion
Within TETON County

T07N R40E S25 SESESE
Within FREMONT County

T07N R40E S36 NENENE Injection
Within FREMONT County

~~T07N R40E S25 SESESE Injection~~
~~Within FREMONT County~~

Water diverted under this right is exchanged by injecting water diverted under this right into Teton River at the points of injection described above, and diverting an equal amount from Teton River at the points of rediversion described above.

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

~~Water diverted under this right is exchanged by injecting water diverted under this right into Teton River at the point of injection described above, and diverting an equal amount from Teton River at the points of redirection described above.~~

**PURPOSE AND
PERIOD OF USE:**

Purpose of use:	Period of use:	Quantity:
IRRIGATION	04/15 10/15	9.000 CFS 3,284.70 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

~~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

This right is limited to the irrigation of 1912.4 acres within the place of use described above in a single irrigation season.

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.

Place of use is within the area served by Teton Pipeline Association.

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.

The exchange well(s) must inject water into the Teton River whenever water is being diverted from the river under this right, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point(s) of injection.

No demand on upstream prior rights or existing prior exchanges can be made and no interference with prior rights located between the redirection pumps and the exchange wells will be allowed even if the exchange wells are pumping water into the Teton River.

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

~~The rate of rediversion from the Teton River shall not exceed the rate of injection into the Teton River from the exchange well.~~

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

~~No demand on upstream prior rights or existing prior exchanges can be made and no interference with prior rights located between the rediversion pumps and the exchange well will be allowed even if the exchange well is pumping water into the Teton Island Canal.~~

~~The exchange well must inject water into the Teton River whenever water is being diverted from the river under this license, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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.

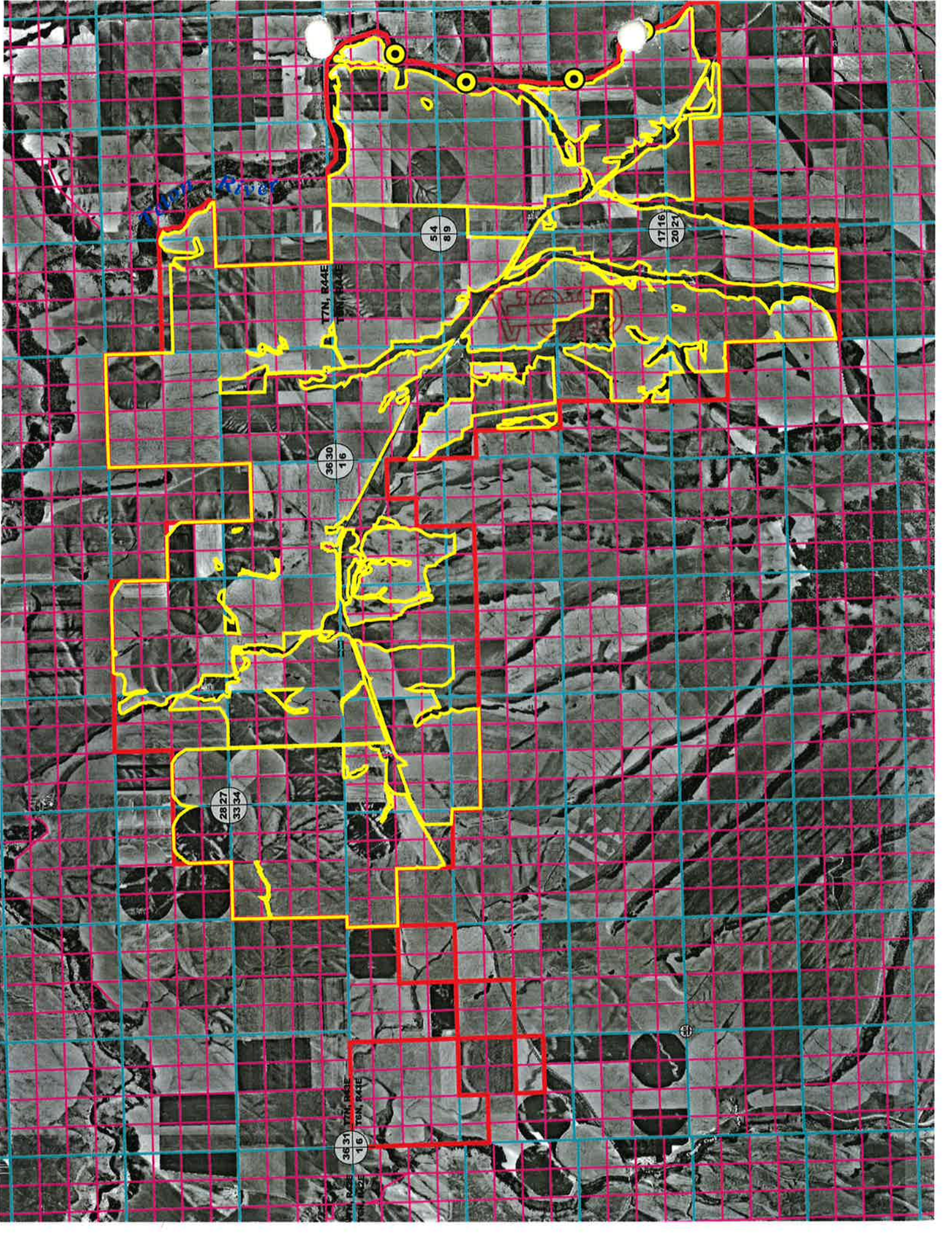
Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.

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

The right holder shall maintain a totalizing measuring device at each point of diversion and each point of rediversion of a type approved by the Department as a part of the diverting works.

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

Right No. 22-13288 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.



Blue River

T7N, R44E
T6N, R41E

3630
16

54
89

1716
2027

2827
3334

3631
16

T7N, R41E
T6N, R41E

41



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 15, 2008

FIRST BANK OF THE TETONS
C/O EDWARD PACKER
PO BOX 12860
JACKSON WY 83002

RECEIVED

SEP 11 2008

DEPARTMENT OF
WATER RESOURCES

RE: Notice of Security Interest in a Water Right

Dear First Bank of the Tetons:

The Department of Water Resources acknowledges receipt of your "Notice of Security Interest in a Water Right." We are returning your notices to you as additional items are needed to process the Security Interest on these Water Rights. Additionally, we are returning your check No. 5510419 in the amount of \$75.00.

During our research of these Water Rights we have found that Hoopes Green, LLC is not the current owner of these Water Rights. In your letter dated August 11, 2008 you had indicated Hoopes Green, LLC purchased a portion of Rick's Ranch, which indicates a possible split in Water Rights. In order for us to add your Security Interest to the correct Water Right Numbers, we would need a completed "Notice of Change in Water Rights" form along with required information and fees necessary to process a Change in Ownership.

Also, the Department requires a \$25.00 filing fee per WATER RIGHT NUMBER to add a Security Interest.

If you have any questions please contact Jonie Barg or myself at (208)525-7161.

PLEASE ENCLOSE THE REQUESTED ITEM(S) AND RESUBMIT THE ENTIRE PACKET TO OUR IDAHO FALLS OFFICE AT THE ADDRESS BELOW:

ID DEPT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N SKYLINE DR., SUITE A
IDAHO FALLS, ID 83402-1718

Respectfully submitted,

Bobby Kern
Office Specialist II

Enclosure

Teton pipeline

TPA Surface Water Filings at Adjudication				
	right	cts	AFY	acres
A 22-7044A		2.65	420	140
A 22-7044B		1.38	210	70
A 22-7100		6.08	1883	581
A 22-7108		9	2244.9	641
A 22-7110A		2.52	900	300
A 22-7110B		2.6	924	308
A 22-7111		10	2292	655
A 22-7118		10	2575	736
A 22-7119		6	1831	408
A 22-7120		5	1652	472
A 22-7121		8	2798.5	799
A 22-7122		12	4189.5	1197
A 22-7148		7	2554.7	800
A 22-7157		4.5	1642.3	640
A 22-7158		1.9	285	95
A 22-7180		12.06	2198	628
A 22-7181		3.2	480	180
A 22-7186 7186		11.16	1853	558
A 22-7392		7.18	1140	380
A 22-7470		3	1190	411
A 22-7505 7505		6.3	1602.5	345
A 22-1458		9.886		35
A 22-2218		0.7		35
A 22-2458		0.7		27
A 22-4358 4358		0.54		
Tot cts		144.236		10429 tot ac
Tot gpm		84747.54		
A 22-13271		1.7	44625	2732.6 enlargement

page 1 of 2

TPA groundwater filings at adjudication			
	right	cts	AFY
A 22-7168		2.37	1225
A 22-7206		9	3284.7
A 22-7208		9	3284.7
A 22-7211		6	2189.8
A 22-7216		4	1459.9
A 22-7223		7	2520
A 22-7235		6	2189.8
A 22-7295		3.36	2380.2
A 22-7360		2	729.9
A 22-7375B		6.72	1460.05
A 22-7375D		5.72	1234.45
		62.17	
A 22-13288		11.826	21948.5
			4492.6 enlargement
			13712 acres

*=combined acre limit

page 2 of 2

SCANNED
SEP 08 2009



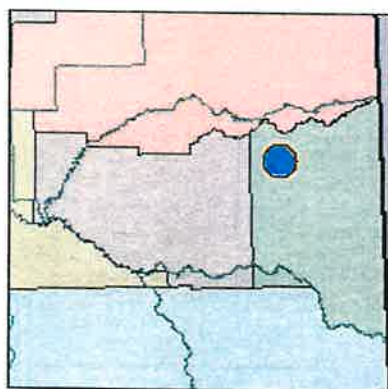
Idaho Department of Water Resources

SRBA Recommendations:

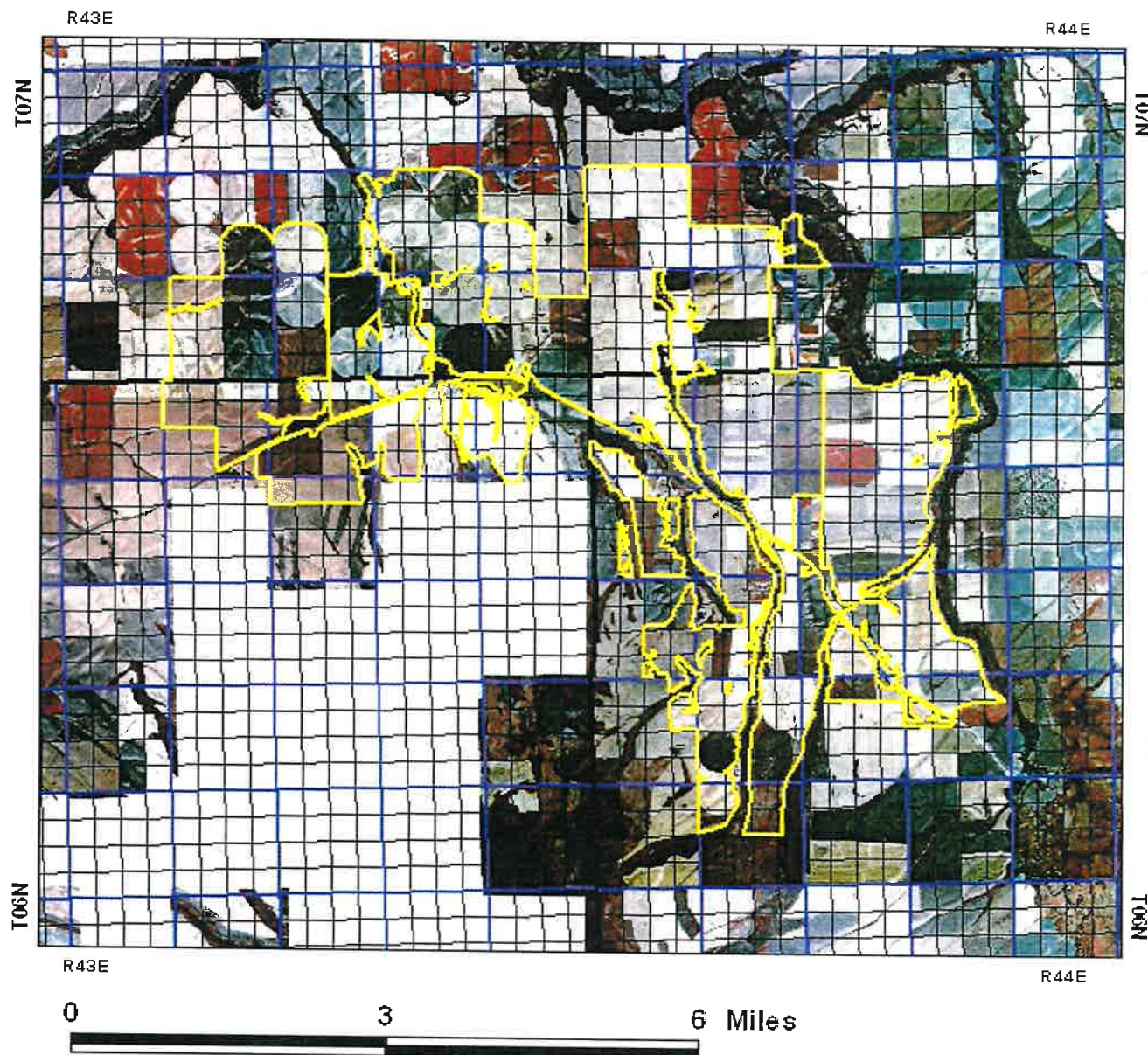
22-7188, 22-7208,
22-7209, 22-7211,
22-7216, 22-7223,
22-7235, 22-7295,
22-7360, 22-7375A,
22-7375B, and
22-13288

Legend

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



Teton County
IDWR Basin 22



Prepared by M. Holliday
On Tuesday, March 13, 2007
1987/88 Aerial Photography

Water Right No(s). HOOPES #3

See Attached Photo

GPS Data - 2684584
1410083

GPS File # HOOPB

GPS DATA: - Existing

Tag # A000151 Location: _____

Diversion Data:

Source: Groundwater Trib to: _____

MOTOR

Make: U.S. Electric Model: _____ Hp: 150
SN: _____

PUMP

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

NOTES:

Well pumps into Teton River for exchange

Field Exam Date: 8-26-05 Agent: Hufnagel

SCANNED

JUN 29 2005

PROFILED



Hoopers # 3 - 150 Hp U.S. Electric

Existing GPS Tag, Photo Looking North

MEMORANDUM

TO: Files 22-07120 & 22-07208

FROM: Pam Skaggs^{JS}/State Office

SUBJECT: Transfer 5200

DATE: January 13, 1999

Transfer 5200 changes the place of use under Rights 22-07120 and 22-07208. A portion of the originally licensed land has been sold without water rights. Those 62.0 acres along with 34.0 acres from the corners around other pivots are being combined to irrigate a 96.0 acre pivot in the SW, S35, T07N, R43E. *which QC/SC*

The 472.0 acre place of use under Right 22-07120 is completely overlapped by the 1912.4 acre place of use described under Right 22-07208. Both rights covered the land that was sold, and the remaining 34.0 acres were irrigated under Right 22-07208 alone. No expansion in use occurs through approval of this transfer.

Recommended conditions include watermaster control, irrigation overlap, measuring devices, specific license conditions and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5200
WATER RIGHT NO(S). 22-07120/22-07208

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

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>	<u>ANNUAL VOLUME</u>
Right No. 22-07120 :			
IRRIGATION	04/15 to 10/15	5.00 CFS	1652.0 AF
Priority: 01/14/1975			
Right No. 22-07208 :			
IRRIGATION	04/15 to 10/15	9.00 CFS	3284.7 AF
Priority: 02/10/1977			
	TOTAL:	14.00 CFS	4936.7 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
Right No. 22-07120 :	
TETON RIVER	HENRYS FORK
Right No. 22-07208 :	
GROUNDWATER	

LOCATION OF POINT(S) OF DIVERSION:

Right No. 22-07120 :	SESE , Sec. 15, Township 06N, Range 44E TETON County
Right No. 22-07208 :	NENE , Sec. 11, Township 06N, Range 40E MADISON County
	SESE , Sec. 25, Township 07N, Range 40E FREMONT County
Rediversion	NWSE , Sec. 3, Township 06N, Range 44E
Rediversion	SESE , Sec. 15, Township 06N, Range 44E TETON County

MICROFILMED

FEB 11 1981

TRANSFER NO. 5200
WATER RIGHT NO(S). 22-07120/22-07208

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>
Right No. 22-07120 :						
06N	44E	7	SWNE 31	SENE 28	NESW 21	
			SESW 19	NESE 13	NWSE 36	
			SWSE 40	SESE 16		204
		8	NWNW 8	SWNW 25	SENE 13	
			NESW 40	NWSW 40	SWSW 40	206
			SESW 40			
07N	43E	35	NWSW 1	SWSW 35	SESE 26	62
Total number of acres irrigated:						472
Right No. 22-07208 :						
06N	44E	3	Lot 2 (NWNE) 5	SWNE 35	SWNW 40	
			SENE 40	NESW 12	NWSW 12	
			NWSE 4.4			148.4
		4	Lot 2 (NWNE) 28	SWNE 40	SENE 40	
			Lot 3 (NENW) 20	SENE 18	NESW 8	
			NESE 12	NWSE 12		178
		5	SWNW 30	NWSW 35		65
		7	SWNE 31	SENE 28	NESW 21	
			SESW 19	NESE 13	NWSE 36	
			SWSE 40	SESE 16		204
		8	NWNW 8	SWNW 25	SENE 13	
			NESW 40	NWSW 40	SWSW 40	206
			SESW 40			
07N	43E	33	NENE 40	NWNE 34	SWNE 34	
			SENE 40	NESE 40	NWSE 34	
			SWSE 34	SESE 40		296
		34	NENE 33	NWNE 33	SWNE 33	
			SENE 33	NENW 33	NWNW 40	
			SWNW 40	SENE 33	NESE 19	
			NWSE 33	SWSE 35	SESE 39	404
		35	NESW 12	NWSW 23	SWSW 35	
			SESW 26			96
44E	28		NWSW 6	SWSW 30	SESE 1	37
	29		NESW 30	NWSW 29	SWSW 38	
			SESW 39	NESE 27	NWSE 40	
			SWSE 39	SESE 36		278
Total number of acres irrigated:						1912.4

CONDITIONS OF APPROVAL AND REMARKS

- EXD
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
 2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

FEB 11 1993

TRANSFER NO. 5200
WATER RIGHT NO(S). 22-07120/22-07208

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.

6. Totalizing measuring devices shall be maintained at all points of diversion under Right 22-07120.

7. The maximum combined rate of diversion under Right 22-07120 and all other rights diverting from the South Pipe Project shall not exceed 15.36 cfs.

8. A total of six pumps are used in the diversion of water under Right 22-07120.

9. No demand on upstream prior rights or existing prior exchanges can be made under Right 22-07208 and no interference with prior rights located between the rediversion pumps and the exchange well will be allowed even if the exchange well is pumping water into the Teton River.

10. Totalizing measuring devices shall be maintained at the exchange well and rediversion pumps from the Teton River identified under Right 22-07208.

11. The exchange well must inject water into the Teton River whenever water is being diverted from the river under Right 22-07208, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.

12. The power supply to the exchange well under Right 22-07208 cannot be contracted under the power company's interruptable rules unless the power company agrees to notify the right holder at least 24 hours prior to the time the power service is terminated.

13. The rate of rediversion from the Teton River shall not exceed the rate of injection into the Teton River from the exchange well identified under Right 22-07208.

14. Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.

15. Water under Right 22-07208 is rediverted from the South Pipe and Clementsville (North 1 and 2) Projects of the Teton Pipeline irrigation system.

Dated this 13th day of January, 1999.

J. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED

FEB 11 1999

EXP
COPY
FROM
7188

GEN

GEN

603

EXP

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07208

Priority: February 10, 1977

Maximum Diversion Rate:

9.00 CFS

Maximum Diversion Volume:

3284.7 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 February 10, 1977; and has submitted Proof of Beneficial Use on November 13, 1978. An examination indicates that the works have a diversion capacity of 18.280 cfs of water from a **GROUNDWATER** 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	9.00 CFS	3284.7 AF

LOCATION OF POINT(S) OF DIVERSION:

	NENE , Sec. 11, Township 06N, Range 40E MADISON County
	SESE , Sec. 25, Township 07N, Range 40E FREMONT County
Rediversion	NWSE , Sec. 3, Township 06N, Range 44E
Rediversion	SESE , Sec. 15, 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	3	Lot 2 (NWNE) 5	SWNE 35	SWNW 40	
			SENE 40	NESW 12	NWSW 12	
			NWSE 4.4			148.4
		4	Lot 2 (NWNE) 28	SWNE 40	SENE 40	
			Lot 3 (NENW) 20	SENE 18	NESW 8	
			NESE 12	NWSE 12		178
		5	NWSW 35	SWSW 30		65
		7	NENE 9	NWNE 35	SWNE 31	
			SENE 18	SENE 28	NESW 21	
			SESW 19	NESE 13	NWSE 36	
			SWSE 40	SESE 16		266
		8	NWNW 8	SWNW 25	SENE 13	
			NESW 40	NWSW 40	SWSW 40	
			SESW 40			206
07N	43E	33	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NESE 40	NWSE 40	
			SWSE 40	SESE 40		320
		34	NENE 33	NWNE 33	SWNE 33	
			SENE 33	NENW 33	NWNW 40	
			SWNW 40	SENE 33	NESE 19	
			NWSE 39	SWSW 39	SESE 39	414
44E	28		NWSW 6	SWSW 30	SESW 1	37

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07208

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>
29	NESW 30	NWSW 29	SWSW 38	
	SESW 39	NESE 27	NWSE 40	
	SWSE 39	SESE 36		278

Total number of acres irrigated: 1912.4

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.
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. No demand on upstream prior rights or existing prior exchanges can be made and no interference with prior rights located between the redirection pumps and the exchange well will be allowed even if the exchange well is pumping water into the Teton River.
8. Totalizing measuring devices shall be maintained at the exchange well and redirection pumps from the Teton River.
9. The exchange well must inject water into the Teton River whenever water is being diverted from the river under this license, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.
10. The power supply to the exchange well cannot be contracted under the power company's interruptable rules unless the power company agrees to notify the right holder at least 24 hours prior to the time the power service is terminated.

OCT 21 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07208

CONDITIONS OF APPROVAL AND REMARKS

11. The rate of redirection from the Teton River shall not exceed the rate of injection into the Teton River from the exchange well.
12. Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.
13. Water is redirected from the South Pipe and Clementsville (North 1 and 2) Projects of the Teton Pipeline irrigation system.

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

2007-21-03

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07208

Date of Priority: February 10, 1977 Maximum Diversion Rate: 9.00 CFS
Maximum Diversion Volume: 3284.7 AF

Comes now TETON PIPELINE ASSN INC
PO BOX 272
TETONIA ID 83452

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-07208A, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	9.00 CFS	3284.7 AF

<u>LOCATION OF POINT(S) OF DIVERSION:</u>	
	NENE , Sec. 11, Township 06N, Range 40E MADISON County
	SESE , Sec. 25, Township 07N, Range 40E FREMONT County
Rediversion	NWSE , Sec. 3, Township 06N, Range 44E
Rediversion	SESE , Sec. 15, 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	3	Lot 2 (NWNE)	5	SWNE	35	SWNW	40	
			SENE	40	NESW	12	NWSW	12	
			NWSE	4.4					148.4
		4	Lot 2 (NWNE)	28	SWNE	40	SENE	40	
			Lot 3 (NENW)	20	SENE	18	NESW	8	
			NESE	12	NWSE	12			178
		5	NWSW	35	SWSW	30			65
		7	NENE	9	NWNE	35	SWNE	31	
			SENE	18	SENE	28	NESW	21	
			SESW	19	NESE	13	NWSE	36	
			SWSE	40	SESE	16			266
		8	NWNW	8	SWNW	40	SENE	17	
			NESW	40	NWSW	40	SWSW	40	
			SESW	40					225
07N	43E	33	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NESE	40	NWSE	40	
			SWSE	40	SESE	40			320
		34	NENE	33	NWNE	33	SWNE	33	
			SENE	33	NENW	33	NWNW	40	
			SWNW	40	SENE	33	NESE	19	
			NWSE	39	SWSE	39	SESE	39	414

OCT 21 1977

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07208

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>
44E	28	NWSW	6	SWSW	30	37
	29	NESW	30	NWSW	29	
		SESW	39	NESE	27	
		SWSE	39	SESE	36	278

Total number of acres irrigated: 1931.4

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at _____, this 31st day of October, 1996.


(Signature)

OCT 21 1996

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07208

FOR DEPARTMENT USE ONLY

Preliminary check by SL Fee = \$50⁰⁰ Received by Klt # C036874 Date 10/31/96

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 22-07208 with the following;

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.
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 the lands above.

OCT 2 1996

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07208

CONDITIONS OF APPROVAL AND REMARKS

7. No demand on upstream prior rights or existing prior exchanges can be made and no interference with prior rights located between the rediversion pumps and the exchange well will be allowed even if the exchange well is pumping water into the Teton River.
8. Totalizing measuring devices shall be maintained at the exchange well and rediversion pumps from the Teton River.
9. The exchange well must inject water into the Teton River whenever water is being diverted from the river under this license, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.
10. The power supply to the exchange well cannot be contracted under the power company's interruptable rules unless the power company agrees to notify the right holder at least 24 hours prior to the time the power service is terminated.
11. The rate of rediversion from the Teton River shall not exceed the rate of injection into the Teton River from the exchange well.
12. Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.
13. Water is rediverted from the South Pipe and Clementsville (North 1 and 2) Projects of the Teton Pipeline irrigation system.

Witness my hand this 16TH day of SEPTEMBER, 1997.


Acting for KARL J. DREHER, Director

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	22-07208	J. Clint Hoopes	9.0
Full Assignment	22-07208	Teton Pipeline Assn., Inc.	9.0

OCT 11 20

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, J. C. Hoopes, hereby assign to Teton Pipeline Assoc., Inc.
(Permit Holder)
 of Post Office Box 272, Tetonia, Idaho 83452
(Full Address)

All my right, title, and interest in and to Permit No. 22-07208 ✓
 to appropriate the public waters of the State of Idaho. 22-07121 ✓
22-07120 ✓
22-07108 ✓

OR (for partial assignments)

22-07235 ✓
22-07116 ✓

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Made this 31st day of May, 1994.


 Permit Holder(s)

State of Idaho)
 County of Teton) ^{ss}

On this 31st day of May, 1994, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

SEAL

R. J. Hoopes
 Notary Public
Residing in Ketchikan

 Signature

My commission expires: 11-20-99

007211237

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: A22-07208
Date Received: 3/15/1989
Receipt No: E006140
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. CLINT HOOPES
Address: P.O. BOX 70
TETONIA, ID 83452
208-456-2801

2. Date of Priority: FEB 10, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	40E	11		NE	NE	I	MADISON
	44E	3	SW	NW	SE	R	TETON
		15	NW	SE	SE	R	TETON
07N	40E	25		SE	SE	I	FREMONT

5. Description of diverting works:
WELLS OPEN DISCHARGE-TETON R., REDIV. CLEMENTSVILLE & SOUTH PROJ.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	9.000		

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

8. Total consumptive use is 3782.8 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-07208

Page 1

Date: 03/15/89

MICROFILMED

OCT 29 1992

A2207208

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	44E	3	NW		NE	2	IRR	5.0
			SW		NE		IRR	35.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	12.0
			NW		SW		IRR	12.0
			NW		SE		IRR	4.4
			Section Acres 148.4					
		4	NW		NE	2	IRR	28.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW	3	IRR	20.0
			SE		NW		IRR	18.0
			NE		SW		IRR	8.0
			NE		SE		IRR	12.0
			NW		SE		IRR	12.0
			Section Acres 178.0					
		5	NW		SW		IRR	35.0
			SW		SW		IRR	30.0
			Section Acres 65.0					
		7	NE		NE		IRR	9.0
			NW		NE		IRR	35.0
			SW		NE		IRR	31.0
			SE		NE		IRR	18.0
			SE		NW		IRR	28.0
			NE		SW		IRR	21.0
			SE		SW		IRR	19.0
			NE		SE		IRR	13.0
			NW		SE		IRR	36.0
			SW		SE		IRR	40.0
			SE		SE		IRR	16.0
			Section Acres 266.0					
		8	NW		NW		IRR	8.0
			SW		NW		IRR	25.0
			SE		NW		IRR	13.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0

NOT RECORDED

OCT 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	44E	8	SE	SW		IRR	40.0
			Section Acres				206.0
07N	43E	33	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				320.0
		34	NE	NE		IRR	33.0
			NW	NE		IRR	33.0
			SW	NE		IRR	33.0
			SE	NE		IRR	33.0
			NE	NW		IRR	33.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	33.0
			NE	SE		IRR	19.0
			NW	SE		IRR	39.0
			SW	SE		IRR	39.0
			SE	SE		IRR	39.0
			Section Acres				414.0
	44E	28	NW	SW		IRR	6.0
			SW	SW		IRR	30.0
			SE	SW		IRR	1.0
			Section Acres				37.0
		29	NE	SW		IRR	27.0
			NW	SW		IRR	27.0
			SW	SW		IRR	38.0
			SE	SW		IRR	39.0
			NE	SE		IRR	24.0
			NW	SE		IRR	27.0
			SW	SE		IRR	39.0
			SE	SE		IRR	36.0
			Section Acres				257.0

10. Place of Use: Continued

Total Acres 1891.4

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:
22-7108, 22-7120

14. Remarks:

P/D NENE SEC 11, T06N, R40E IS EAST OF WELL UNDER 22-07375B
REDIVERSION IS THRU THE CLEMENTSVILLE PROJECT SWNESE SEC 3, T06N,
R44E; AND SOUTH PROJECT NWSESE SEC 15, T06N, R44E.

15. Basis of Claim: PERMIT

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): *[Signature]* Date: 3/15/89
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of Mar 19 89

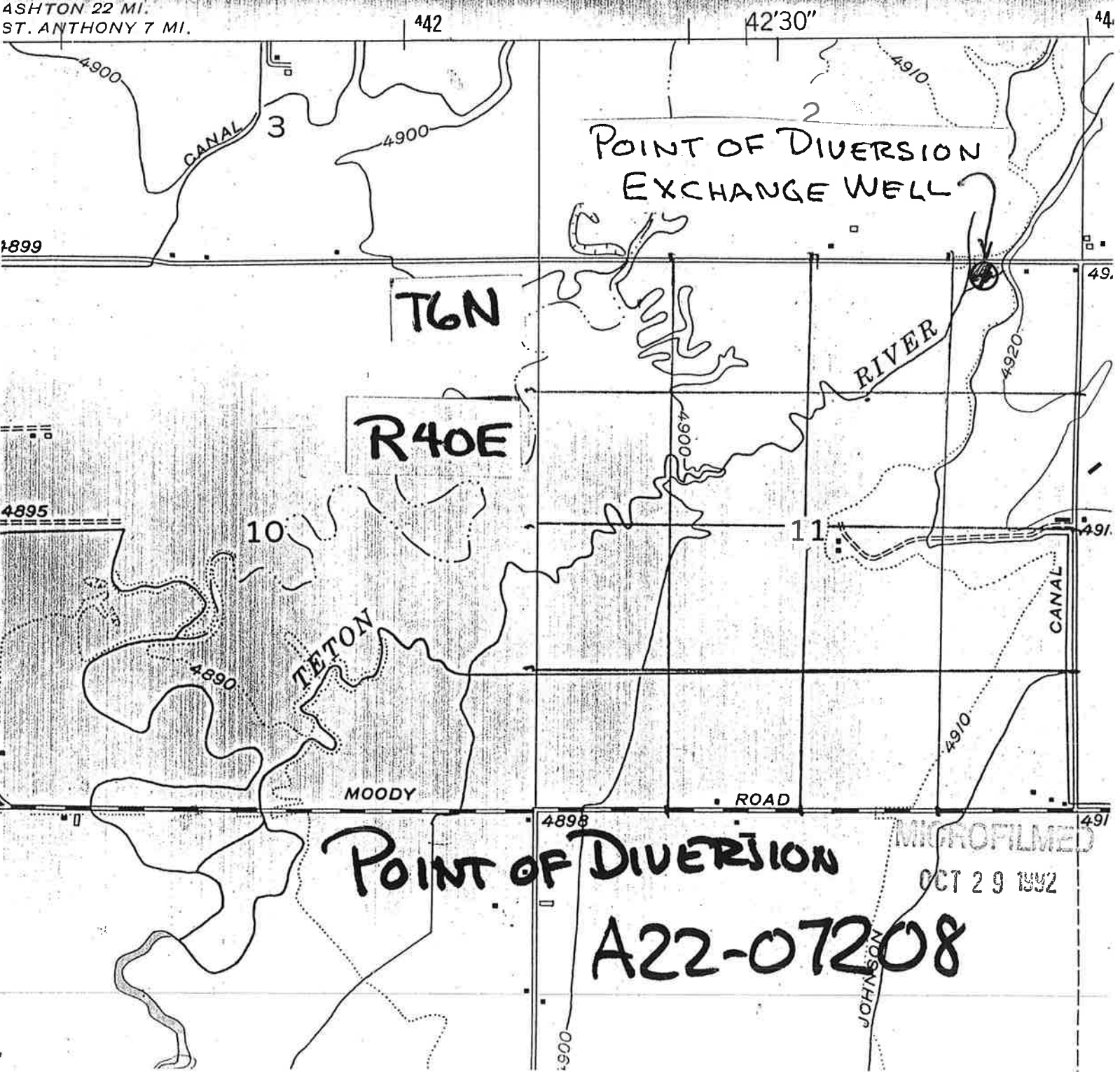
Betty J. Thompson
Notary Public



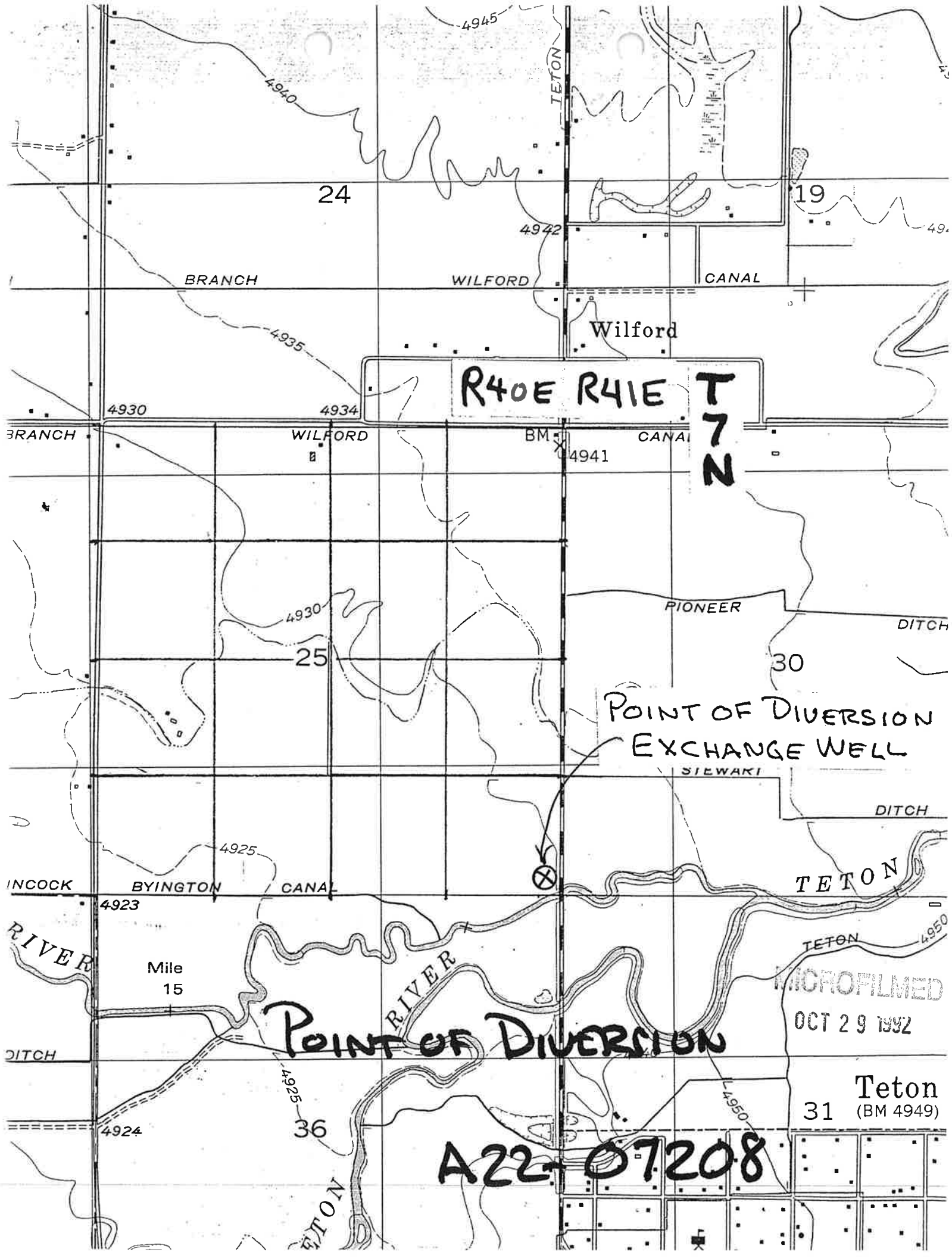
Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires EXPIRATION EXPIRES: 6-30-94

SURVEY

ASHTON 22 MI.
ST. ANTHONY 7 MI.



MICROFILMED
OCT 29 1992



R40E R41E T7N

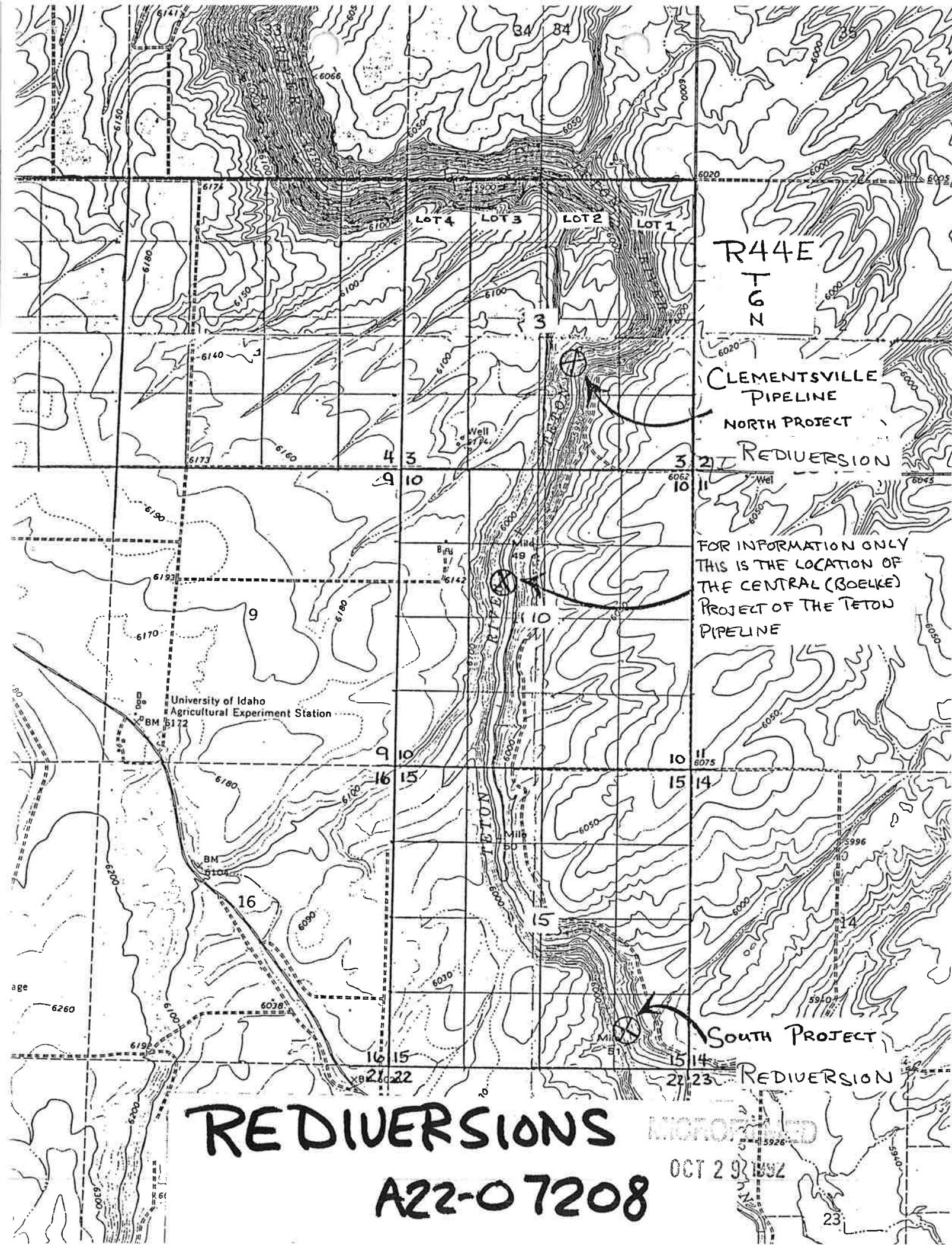
Point of Diversion
Exchange Well

Point of Diversion

A22-07208

MICROFILMED
OCT 29 1992

31 Teton
(BM 4949)



R44E
T6N

CLEMENTSVILLE
PIPELINE
NORTH PROJECT

REDIVERSION

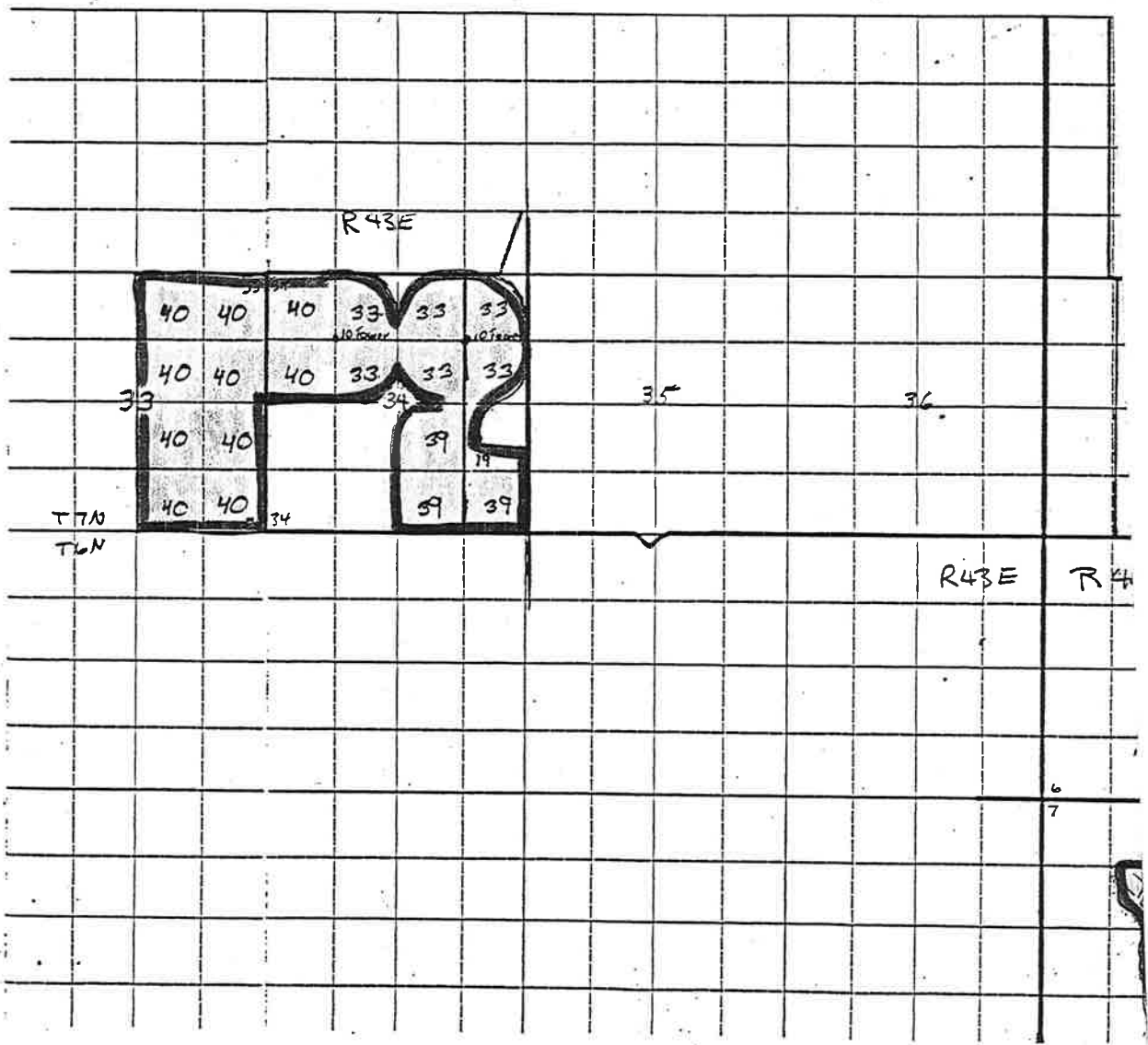
FOR INFORMATION ONLY
THIS IS THE LOCATION OF
THE CENTRAL (BOELKE)
PROJECT OF THE TETON
PIPELINE

SOUTH PROJECT

REDIVERSION

REDIVERSIONS
A22-07208

OCT 29 1992



RECEIVED

OCT 29 1952

GIS Place of Use Illustration
1992 Orthophotography
Prepared by: E. Carlsen
Date: February 2006

Teton Pipeline Assn Inc
Service Area Boundary

Water Right No.: 22-7188, 22-7208
22-7209, 22-7211, 22-7216, 22-7223,
22-7235, 22-7295, 22-7360, 22-7375A
22-7375B

-  Service Boundary
-  Township/Range
-  Sections



07N43E

07N44E

06N43E

06N44E