

08/01/2006

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

RIGHT NUMBER: 22-11973B
NAME AND ADDRESS: TETON VALLEY ASSN LLC
100 S 200 W
DRIGGS ID 83422
SOURCE: TETON CREEK TRIBUTARY: TETON RIVER
QUANTITY: 0.470 CFS
PRIORITY DATE: 10/31/1903
POINT OF DIVERSION:
T05N R46E S20 SENWNE Lot 1 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	0.470 CFS

PLACE OF USE: IRRIGATION Within TETON County
T05N R45E S23 SESW 20.00

20 ACRES TOTAL

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 - Decreed
This right is a split from former right 22-00198.
Water is delivered through Central Teton Canal.



Idaho Department of Water Resources

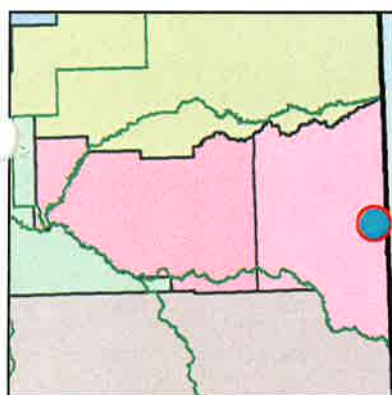
SRBA Recommendation:

22-11973B

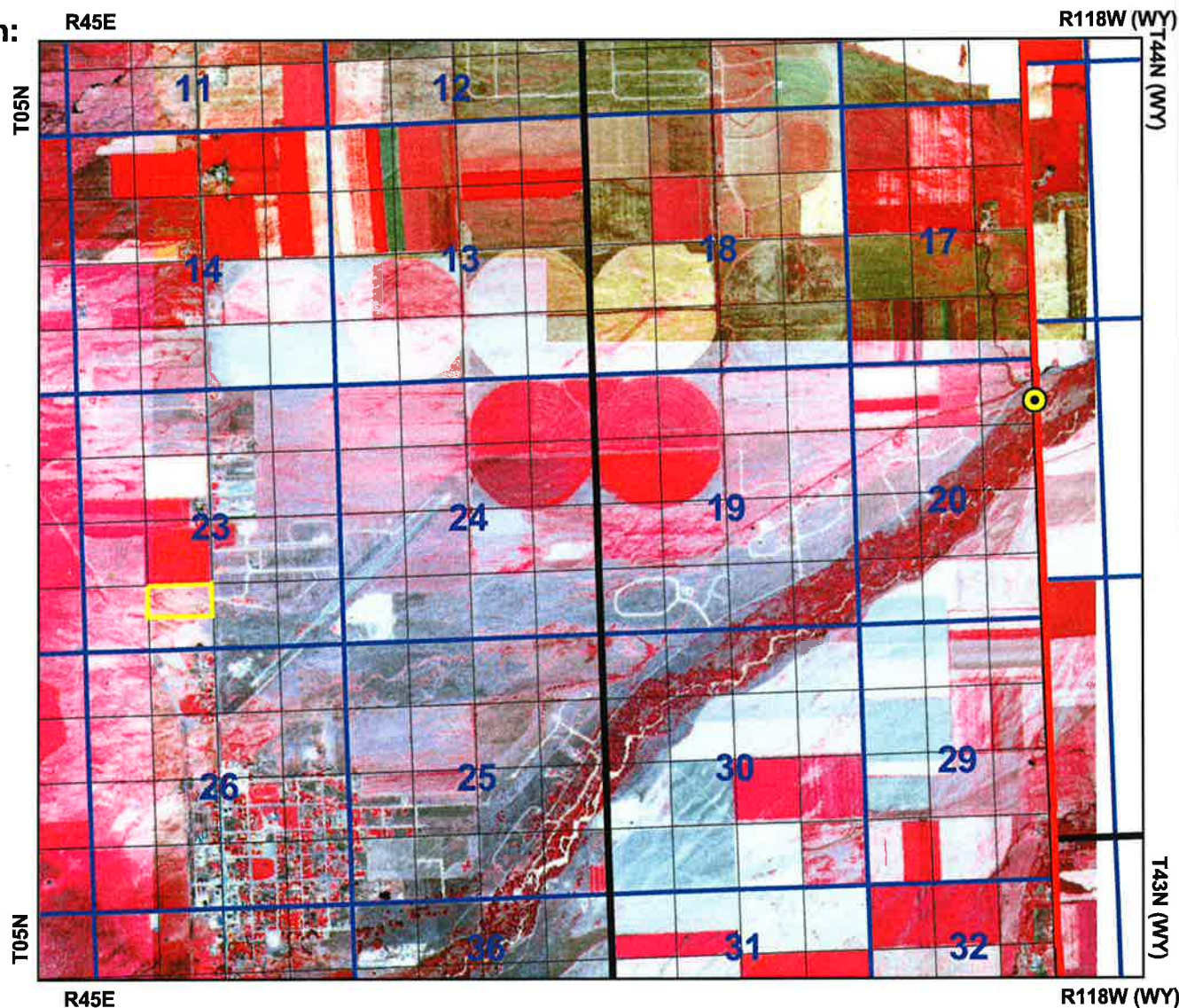
(Irrigation)

Legend

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



Teton County
IDWR Basin 22



0 1 2 Miles

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

22-11973B

6/29/2005

RESENT NOE WITH CHANGE OF ADDRESS TO:

TETON VALLEY ASSN LLC
100 W 200 S
DRIGGS ID 83422

PER TETON COUNTY ASSESSOR'S OFFICE

KATY

PROFILED

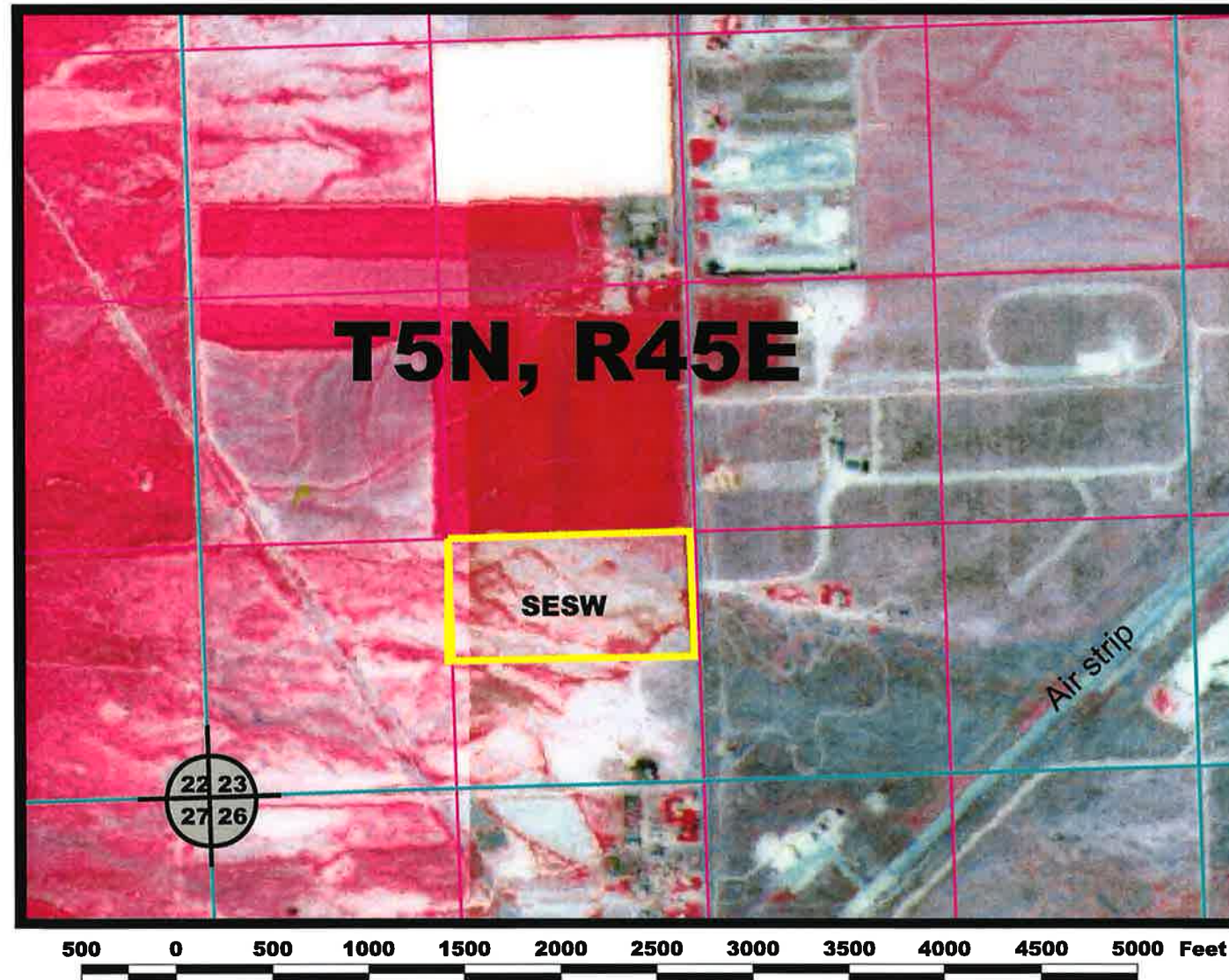
SCANNED
JUN 29 2005



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-11973B

Point(s) of Diversion:
T5N, R46E
Sec. 20 SENWNE (L1)

Place of Use: (part of)
T5N, R45E
Sec. 23 N2SESW

Delivery through the old
Central Teton Canal .

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

1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
JUL 20 2004

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. ~~Indicate, by checking in the space provided, 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.~~ ~~Just use the~~ adjudication claim number if there is no corresponding water right record on file with the department.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A22-00198	A2211973	B			

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 right(s) or claim(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 of your water right(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) are 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(s) Columbine Telephone Co.
PO Box 226, Freedom Wyo 83120

4. New Owner/Claimant(s) Teton Valley Associates LLC
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address 100 W 200 S

City, State and ZIP Code DRIGGS, IDAHO 83422

New Telephone Number (208) 354-8159

5. Date you acquired the property September 2003

PROFILED

SCANNED
MAY 25 2005

For Value Received **Columbine Telephone Company, Inc., a Colorado Corporation, DBA Teton Telecom**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Teton Valley Associates, a limited liability company

whose address is: **100 West 200 South, Driggs, ID 83422**

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

A portion of:

Township 5 North, Range 45 East, Boise Meridian, Teton County, Idaho.

Section 23: N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Excepting therefrom highway right of way.

Further described by survey as: (Survey recorded 12/5/96, Instrument No. 125826, Teton County Official Records, Idaho)

A parcel of land in the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 23, Township 5 North, Range 45 East, Boise Meridian, Teton County, Idaho, being more particularly described as follows:

Commencing at the southeast corner of said S $\frac{1}{2}$ SW $\frac{1}{4}$, where found a railroad spike 0.3 feet below the pavement surface;

Thence North 00°08'41" West, along the east line of said S $\frac{1}{2}$ SW $\frac{1}{4}$, a distance of 1326.09 feet to the Northeast corner of said S $\frac{1}{2}$ SW $\frac{1}{4}$;

Thence South 89°44'26" West, along the north line of said S $\frac{1}{2}$ SW $\frac{1}{4}$, a distance of 53.06 feet to the westerly right-of-way line of State Highway 33 per Teton County Recorder's Instrument No. 27956 and the true point of beginning;

Thence South 00°17'59" East, along said westerly right-of-way line, 660.00 feet;

Thence South 89°44'26" West, 1320.89 feet;

Thence North 00°08'41" West, 660.00 feet to the north line of said S $\frac{1}{2}$ SW $\frac{1}{4}$;

Thence North 89°44'26" East, along the North line of said S $\frac{1}{2}$ SW $\frac{1}{4}$, 1319.11 feet to the true point of beginning.

SUBJECT TO a 20 foot wide irrigation ditch easement lying westerly of and adjacent to the easterly line of the hereinabove described parcel.

Instrument # 157294

DRIGGS, TETON, IDAHO

2003-09-16 01:40:46 No. of Pages: 2

Recorded for : FIRST AMERICAN TITLE

NOLAN G. BOYLE Fee: 6.00

Ex-Officio Recorder Deputy

PROFILED
157294

SCANNED

MAY 25 2005

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: June 12, 2003

Columbine Telephone Company, Inc., a Colorado corporation

BY: Allen R. Hoopes
Allen R. Hoopes, Vice-President
AK12

STATE OF Idaho
)ss.
COUNTY OF Idaho

On this day of February, in the year 2003 , before me a Notary Public, personally appeared Allen R. Hoopes, known or identified to me (or proved to me on the oath of), to be the president, or vice president, or secretary or assistant secretary, 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.

Wayne W. Price
Notary Public of Idaho
Residing at DRiggs
Commission Expires: 12-31-04



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157294

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MAY 25 2005

Claim no. A2211973B

Claimant Contact Log

Date	Remarks	Agent initials
6/22/04	Met with Lowell Curtis to discuss this claim and problems with Central Telen Refer to Claim 22-11973 A and A22-12012 for diversion description	DO
6/24/04	Visited with Randy Burnside. Gave him c/o form.	

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SCANNED
MAY 25 2005

Contacts Data Entry Form

Claim Number: _____

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

Current Owner: _____ 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.

8/9/04 This claim is irrigated by water from Teton Central Canal. Owners may also have shares of Grand Teton Canal water.

CENTRAL TETON CANAL CO. IS DEFUNCT - INDIVIDUALS HAVE CLAIMED PORTIONS OF VARIOUS RTE AS REPRESENTED BY SHARES.

Reviewer: _____ Date: _____

SCANNED

MAY 25 2005

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Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 10/31/1903 Claimed Basis: DECRET

Recommended Priority Date: _____ Recommended Basis: _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

DECRETO UNDER 22-19B AS 10/31/1903
MATCHES DECRET

Reviewer: _____

SCANNED Date: _____

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MAY 25 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
5N	46E	20		SENESE		Teton Ch	

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
5N	46E	20	1	SENESE	TETON	TETON Ch	TETON River

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

This land is irrigated with Central Teton Canal water,

C/O from Teton Telecom (Columbine Tel. Co) to Teton Valley Assoc. (Randy Burnside)

GB Tag# A0013833

There is no NONE Q@ IN SEC. 20 TSN. 1246E => Error
OR Claim

SCANNED

Reviewer: _____ Date: _____

MAY 25 2005

FILED

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 _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

Field exam shows series of ditches
are used to irrigate this 20-acre claim

Reviewer: _____ Date: _____

PROFILED

SCANNED

MAY 25 2005



HEADGATE FOR THE (OLD-NOW DEFUNCT) CENTRAL TETON CANAL.
DIVERTS OFF TETON CREEK - IDAHO SIDE OF STATELINE AT:
TEN RUBE SEC. 20 SEENW 1/4 (LOT 1)

GPS TAG # A0013033

SCANNED

MAY 25 2005

PROFILE

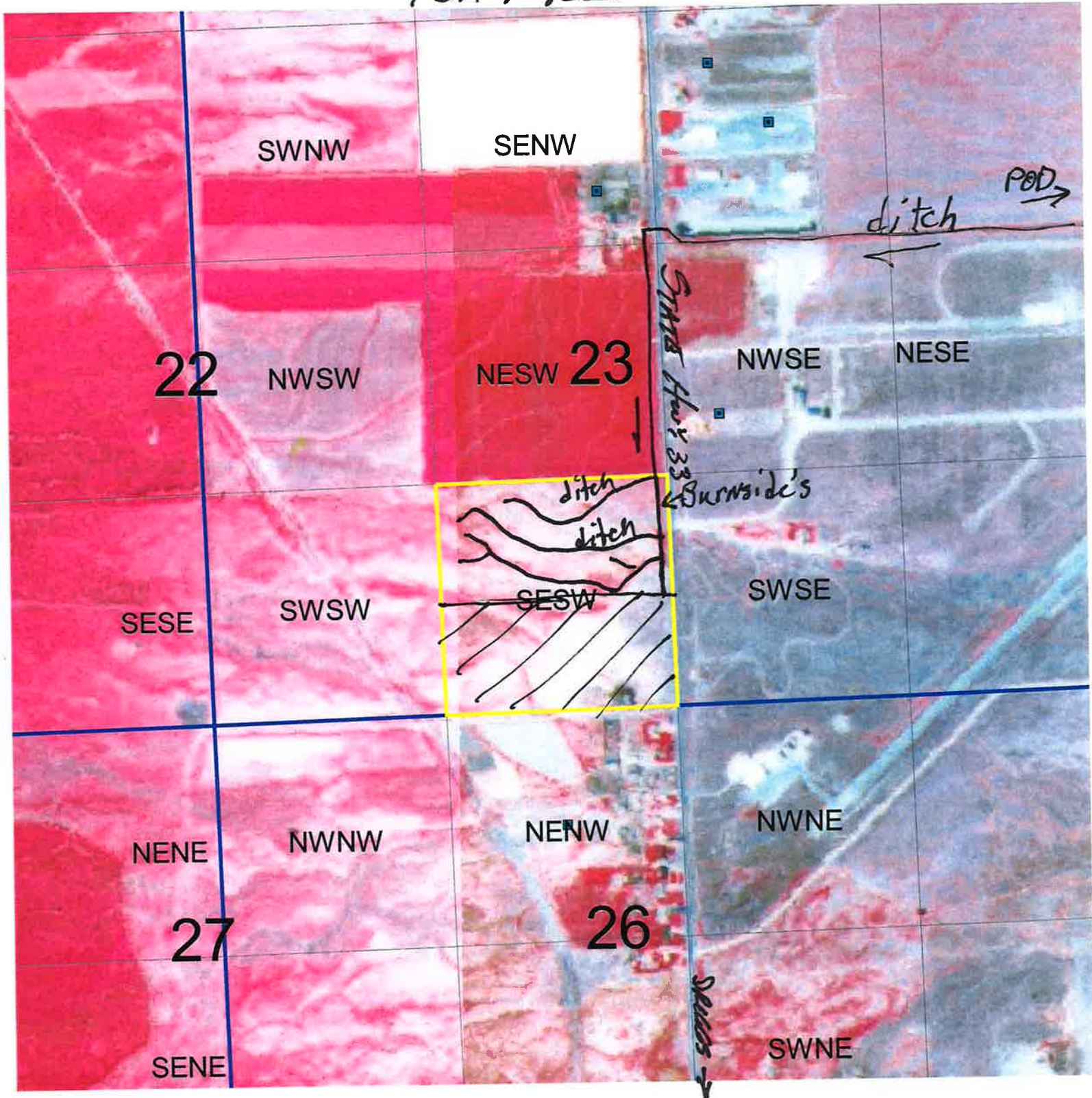
Photo: 6/19/04 DO

22-11973b

SCANNED
MAY 25 2005

PROFILED

TSN R45E.



24 MARCH 1997

COLUMBINE TELEPHONE CO INC
ATTN ALLEN R HOOPES
PO BOX 226
FREEDOM WY 83120

RE: SPLIT OF RIGHT A22-11973

Dear Mr Hoopes:

The Notice of Change of Water Right Ownership showing your purchase of the N1/2SE1/4SW1/4 Sec. 23, T.5N., R.45E. has been processed. I have enclosed a copy of the water right claim (as split) indicating your portion, A22-11973B.

Should you have any questions regarding your water rights please feel free to contact this office.

. Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudications Bureau

CC:FILE

Enclosure

PROFILED

SCANNED
MAY 25 2005

AR 3-17-97
OE-609

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
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.

RECEIVED

1. Water Right Number(s) A22-11973
Adjudication Claim Number(s) ~~AJ-0728NP~~?

Department of Water Resources
Eastern Region

2. The following REQUIRED information must be submitted with this form.

A. 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 or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Lowell B. Curtis or Juliana Curtis
97 W. Hwy 33 Driggs, ID 83422

4. New Owner/Claimant(s) COLUMBINE TELEPHONE COMPANY, INC
New Mailing Address P O Box 226 ATTN: Allen R. Hoopes

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

City, State and ZIP Code FREEDOM, WY 83120
New Telephone Number (307) 883-2411

5. Date you acquired the property December 6, 1996

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated 20 Number and type of stock 20 shares of stock from original Central Teton Canal

Diversion rate in CFS Number of homes 0 Other uses
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) COLUMBINE TELEPHONE COMPANY, INC
by Allen R. Hoopes, President Date 3/10/1997

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

PROFILED

SCANNED

MAY 25 2005

Water Right Number - A22-11973

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
CURTIS

LOWELL B.

1 - 97 N HIWAY 33

2 -

3 -

City- DRIGGS

State- ID Zip- 83422

Phone - 208-354-2534

CURTIS

JULINA

1 - 97 N HIWAY 33

2 -

3 -

City- DRIGGS

State- ID Zip- 83422

Phone - 208-354-2534

+ - - Priority Date - - +
10/31/1903+ - - Region - - - +
ERROR IN REGION+ - - Stage - - - +
D - DECREE

+ - - Status - - - +

+ - - Source - - - - - +
TETON CREEK+ - - Tributary - - - - - +
TETON RIVER+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

05N 46E 20 SE NE NE (81) TETON

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 14.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
14.000 1200.0

+ - - Place of Use - - - - - +								
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
05N	45E	22	NW NE		40.0	01	IRRIGATION	(81) TETON
05N	45E	22	SW NE		40.0	01	IRRIGATION	(81) TETON
05N	45E	22	NE SW		40.0	01	IRRIGATION	(81) TETON
05N	45E	22	NE SE		40.0	01	IRRIGATION	(81) TETON
05N	45E	22	NW SE		40.0	01	IRRIGATION	(81) TETON
05N	45E	22	SW SE		40.0	01	IRRIGATION	(81) TETON
05N	45E	22	SE SE		40.0	01	IRRIGATION	(81) TETON
05N	45E	23	SW SW		40.0	01	IRRIGATION	(81) TETON
05N	45E	23	SE SW		40.0	01	IRRIGATION	(81) TETON
05N	45E	24	NE SE		40.0	01	IRRIGATION	(81) TETON
05N	45E	24	NW SE		40.0	01	IRRIGATION	(81) TETON
05N	45E	27	NW NE		40.0	01	IRRIGATION	(81) TETON
05N	45E	27	SW NE		40.0	01	IRRIGATION	(81) TETON
05N	46E	19	NE SW		40.0	01	IRRIGATION	(81) TETON
05N	46E	19	NW SW		40.0	01	IRRIGATION	(81) TETON

$600 \times 14 = 8400$
 $8400 \times 0.0233 = 196.04$
 $196.04 \times 20ac = 3920.8$
 $3920.8 \times 0.467 = 1820.0$

SCANNED
MAY 25 2005

PENDING

central

204 of this
is not sold →

RECEIVED

DEC 06 1996

Warranty Deed

ALLIANCE TITLE & ESCROW CORP., INC.
P.O. BOX 644 / 78 N. MAIN STREET
DRIGGS, IDAHO 83422TETON CO., ID
CLERK RECORDER

For Value Received

COPY

LOWELL B. CURTIS AND JULINA L. CURTIS, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell and convey unto

COLUMBINE TELEPHONE COMPANY, INC., A COLORADO CORPORATION, DBA TETON TELECOM

whose current address is P.O. BOX 226, FREEDOM, WYOMING 83120

the grantee, the following described premises, in TETON County Idaho, to wit:

A PORTION OF:

TOWNSHIP 5 NORTH, RANGE 45 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO.
SECTION 23: N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$. EXCEPTING THEREFROM HIGHWAY RIGHT OF WAY.FURTHER DESCRIBED BY SURVEY AS: (Survey recorded 12/5/96, instrument no. 125826,
TETON COUNTY OFFICIAL RECORDS, IDAHO)
A PARCEL OF LAND IN THE S $\frac{1}{2}$ SW $\frac{1}{4}$ SECTION 23, TOWNSHIP 5 NORTH, RANGE 45 EAST,
BOISE MERIDIAN, TETON COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:COMMENCING AT THE SOUTHEAST CORNER OF SAID S $\frac{1}{2}$ SW $\frac{1}{4}$, WHERE FOUND A RAILROAD SPIKE
0.3 FEET BELOW THE PAVEMENT SURFACE;
THENCE NORTH 00°08'41" WEST, ALONG THE EAST LINE OF SAID S $\frac{1}{2}$ SW $\frac{1}{4}$, A DISTANCE OF
1326.09 FEET TO THE NORTHEAST CORNER OF SAID S $\frac{1}{2}$ SW $\frac{1}{4}$;
THENCE SOUTH 89°44'26" WEST, ALONG THE NORTH LINE OF SAID S $\frac{1}{2}$ SW $\frac{1}{4}$, A DISTANCE OF
53.06 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF STATE HIGHWAY 33 PER TETON
COUNTY RECORDER'S INSTRUMENT NO. 27956 AND THE TRUE POINT OF BEGINNING;
THENCE SOUTH 00°17'59" EAST, ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 660.00 FEET;
THENCE SOUTH 89°44'26" WEST, 1320.89 FEET;
THENCE NORTH 00°08'41" WEST, 660.00 FEET TO THE NORTH LINE OF SAID S $\frac{1}{2}$ SW $\frac{1}{4}$;
THENCE NORTH 89°44'26" EAST, ALONG THE NORTH LINE OF SAID S $\frac{1}{2}$ SW $\frac{1}{4}$, 1319.11 FEET TO
THE TRUE POINT OF BEGINNINGSUBJECT TO A 20 FOOT WIDE IRRIGATION DITCH EASEMENT LYING WESTERLY OF AND ADJACENT
TO THE EASTERLY LINE OF THE HEREINABOVE DESCRIBED PARCEL.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,

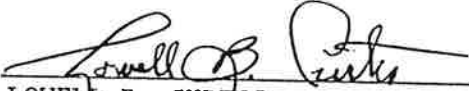
its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said

Grantee, that he is the owner in fee simple of said premises; that they are free from all incumbrances except;
Subject to all existing patent reservations, easements, rights of way, protective
covenants, zoning ordinances, and applicable building codes, laws and regulations

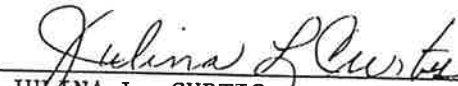
and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: DECEMBER 6, 1996

SEE ATTACHED FOR ADDITIONAL CONDITIONS.

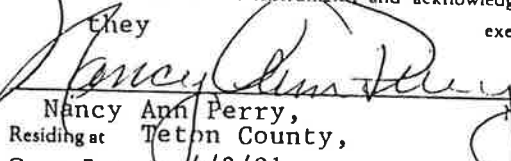


 LOWELL B. CURTIS



 JULINA L. CURTIS
OFFICIAL SEAL
NANCY ANN PERRY
NOTARY PUBLIC - IDAHO

TETON COUNTY

 STATE OF IDAHO, COUNTY OF Teton
 On this 6th day of December, 1996
 before me, a notary public in and for said State, personally appeared
Lowell B. Curtis and
Julina L. Curtisknown to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.


 Nancy Ann Perry,
 Residing at Teton County, Idaho
 Comm. Expires 4/3/01

125839

FILED

AT THE REQUEST OF
ALLIANCE TITLE AND ESCROW

At 48 MINUTES PAST 3p M

DATE Dec. 6, 1996

Asa J. Drake

BY Claire Smith

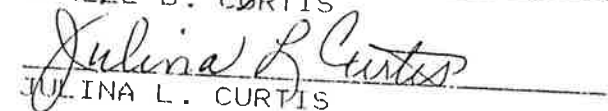
CLERK OF RECORD
DEPUTY

ATTACHMENT TO WARRANTY DEED DATED 12/6/96

Grantors retains the right to enter upon such easement for purposes of maintenance and repair of the ditch. Grantee agrees on behalf of Grantee and its successors that it shall not place a culvert in said irrigation ditch. This easement is for the benefit of and appurtenant to Grantor's adjoining property in said Section 23.

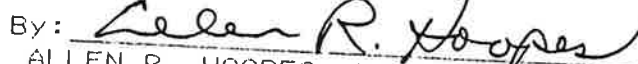
Seller also conveys the water rights appurtenant to said premises (represented by 20 shares of water in Central Teton Canal Company), except that said water conveyance is subject to all of the terms and conditions and ultimate determinations involved in the ongoing adjudication of water rights.

SELLER:


LOWELL B. CURTIS

JULIANA L. CURTIS

BUYER:

COLUMBINE TELEPHONE COMPANY, INC.
DBA TETON TELECOM

By: 
ALLEN R. HOOPES, VICE PRESIDENT

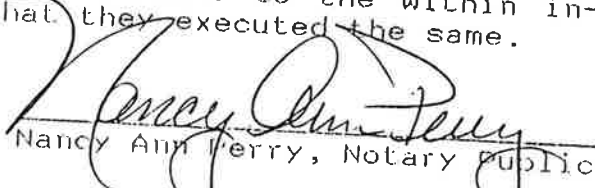
STATE OF IDAHO)

SS

COUNTY OF TETON)

On this 6th day of December, 1996, before me, Nancy Ann Perry, a Notary Public, personally appeared Lowell B. Curtis and Juliana L. Curtis, and proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.




Nancy Ann Perry, Notary Public

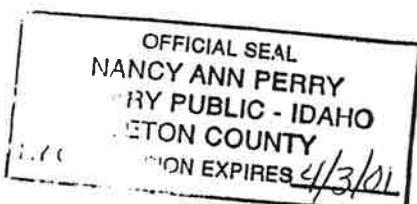
My commission expires 4/3/01

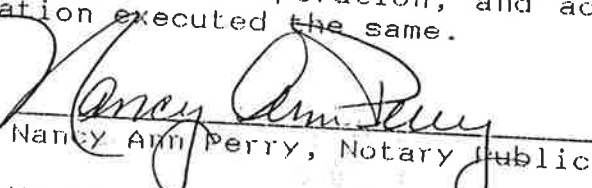
STATE OF IDAHO)

SS

COUNTY OF TETON)

On this 6th day of December, 1996, before me, Nancy Ann Perry, a Notary Public, personally appeared Allen R. Hoopes known or identified to me to be the Vice President of the corporation that executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.




Nancy Ann Perry, Notary Public

My commission expires 4/3/01

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: A22-11973B
Date Received: 9/28/1988
Receipt No: X777777
Received By:

COPY FOR YOUR FILES NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW COPY FOR YOUR FILES

1. Name: COLUMBINE TELEPHONE CO. 307-883-2411
Address: ATTN ALLEN R HOOPES
PO BOX 226
FREEDOM WY 83120

2. Date of Priority: OCT 31, 1903

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	46E	20	SE	NE	NE		TETON

5. Description of diverting works:
HEADGATE TO DITCHES TO P/U FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.467		

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

8. Total consumptive use is 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
05N	45E	23	SE	SW		IRR	20.0

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Date: 03/24/97

MAY 25 2005

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

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:

SHARES IN GRAND TETON CANAL CO. MAY OVERLAP.

14. Remarks:

This right is a portion of decreed right WR#22-00198. The original right was decreed in the name of Central Teton Canal Co. Priority date remains the same as WR#22-00198.

CHANGE OF OWNERSHIP AS SPLIT 24MAR97,ABR.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL
Decree Plaintiff

TETON IRR. CANAL CO. ET AL
vs Decree Defendant

SCANNED
MAY 25 2005

PROFILED