

09/25/2006

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

RIGHT NUMBER: 22-13271

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: 1.700 CFS

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 45,717.0 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: 04/01/1985

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

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:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.700 CFS

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.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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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.

This right is based upon an enlargement of Right No. 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, and 22-7505 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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.

This right is for an enlargement of 2729.6 acres within the place of use described for this right.

Ruberry, Allen

From: Ruberry, Allen
Sent: Friday, December 02, 2005 10:49 AM
To: 'kfoster@holdenlegal.com'
Subject: Amended Claim

Kent, apparently the 22-13271 Amended Enlargement for Teton Pipeline Assoc. never made back to me or never made it to you in the first place.

At any rate, I have attached hereto a copy. Please sign as usual and return to me ASAP. There are no fees.



22-13271.DOC

thanks..... al

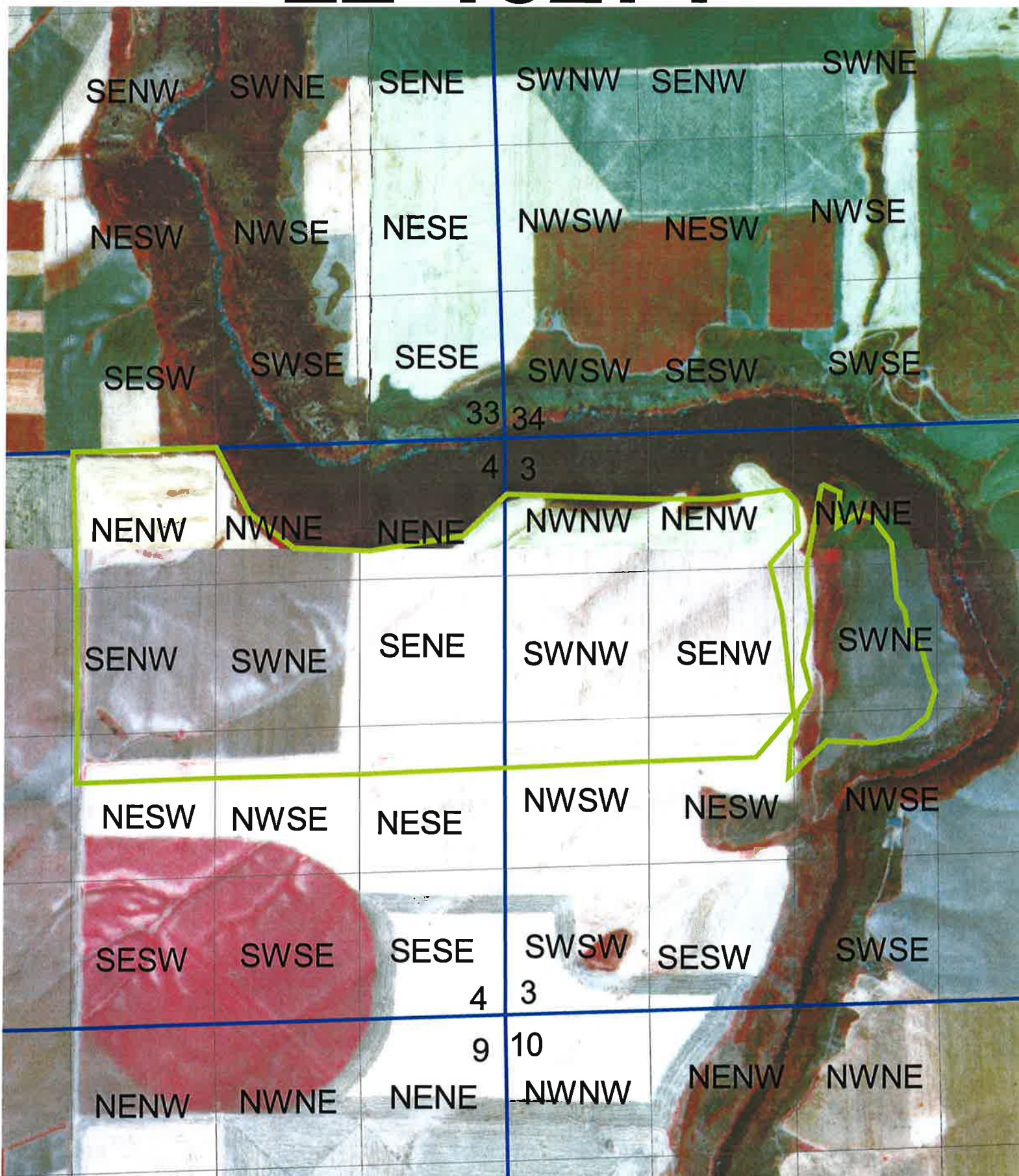
Ruberry, Allen

From: Ruberry, Allen
Sent: Wednesday, September 07, 2005 2:20 PM
To: 'kfoster@holdenlegal.com'
Subject: Teton Pipeline

Kent, on or about Aug 25, Katy mailed amended copies of enlargement claims 22-13271 and 13288 for signature. The amendments are intended to correct all those acres not covered by prior licenses, and/or, those acres which for lack of time cannot be directly associated to the mix of the many licenses.

I am currently re-starting the recommendation process and am in need of the signed amendments, if you approve. If you need additional conversation regarding this matter please call me..... Al

22-13271



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 22-13271
Date Received: 8/7/2003
Receipt No:
Received By:

**AMENDED
ENLARGEMENT**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED

DEC 05 2005

Department of Water Resources
Eastern Region

1. Name of Claimant(s)

TETON PIPELINE ASSN INC Phone: (208)456-2567
C/O HOLDEN KIDWELL HAHN & CRAPO, PLLC
PO BOX 50130
IDAHO FALLS ID USA 83405-0130

2. Date of Priority: 04/01/1985

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	44E	3	SW NW SE	TETON	
06N	44E	10	NW SE NW	TETON	
06N	44E	15	SW NE NW	TETON	
06N	44E	15	NW SE SE	TETON	

5. Description of diverting works:
pump stations to pipelines

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.7	

7. Total Quantity Appropriated is:
1.7 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
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11. Place of use in counties:

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 22-7044A, 7044B, 7100, 7108, 7110A, 7110B, 7111, 7116, 7119, 7120, 7121, 7122, 7148, 7157, 7159, 7180, 7181, 7186, 7392, 7470 PURSUANT TO SECTION 42-1426, IDAHO CODE.

This right is for an enlargement of 2791.0 acres within the 12,429.0 acre irrigated place of use described for this right.

15. Basis of Claim: Beneficial Use

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 Organizations:

I do solemnly swear or affirm that I am Pres. of _____ Title

T.P.A. Organization, that I have signed the foregoing document in the space below as Pres. of _____ Title

T.P.A. Organization and that the statements contained in the foregoing document are true and correct. Mike Bott Signature of Authorized Agent

President, Teton Pipeline Association, Inc. Title and Organization

Dec 5, 2005 Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5th

of December 2005

Cheri Vandermeulen

Notary Public

Residing at aldona Falls, ID.

My commission Expires 7 July 2009



claim \$50
ACRES \$80
\$130

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

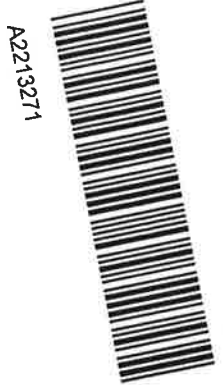
Ident. Number 22-13271
Date Received: 8/7/2003
Receipt No: E029082
Received By: DC

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

TETON PIPELINE ASSN INC Phone: (208) 456-2567

PO BOX 272
TETONIA ID USA 83452



2. Date of Priority: 04/01/1985

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	3	NW SE	TETON	

5. Description of diverting works:

clementsville pumps to sprinklers

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.7	

7. Total Quantity Appropriated is:
1.7 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	3	NW NE 2	IRRIGATION	9
			SW NE	IRRIGATION	29
			NE NW 3	IRRIGATION	19

NW	NW	4	IRRIGATION	21
SW	NW		IRRIGATION	40
SE	NW		IRRIGATION	37
NE	SW		IRRIGATION	10
NW	SW		IRRIGATION	11
NW	SE		IRRIGATION	8

Section Acres 184

06N	44E	4	NE	NE	1	IRRIGATION	11
			NW	NE	2	IRRIGATION	15
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW	3	IRRIGATION	36
			SE	NW		IRRIGATION	38
			NE	SE		IRRIGATION	14
			NE	SW		IRRIGATION	14
			NW	SE		IRRIGATION	14

Section Acres 222

Total Acres 406

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:

enlargement of 22-7108

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 22-7108 PURSUANT TO SECTION 42-1426, IDAHO CODE.

15. Basis of Claim: Beneficial Use

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 Organizations:

I do solemnly swear or affirm that I am VP of

Peter P. ... Title
Organization, that I have signed the foregoing

document in the space below as VP of

Peter P. ... Title
Organization and that the statements contained in the

foregoing document are true and correct. [Signature]
Signature of Authorized Agent

VP Peter P. ...
Title and Organization

Aug 8 - 03
Date

State of Idaho

County of Bonneville } SS.

Subscribed and sworn (or affirmed) before me this

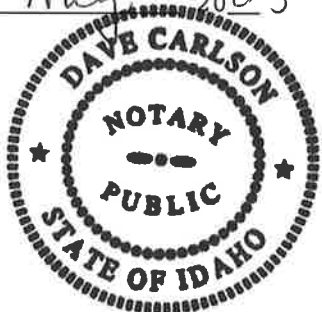
of Aug 2003

[Signature]

Notary Public

Residing at Highway 1, Id

My commission Expires 2/26/2008



56' 86M 87' 67M

