

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 22-13399

NAME AND ADDRESS: MARY J UPHOFF
PO BOX 26
BINGEN, WA 98605

SOURCE: GROUND WATER

QUANTITY: 0.03 CFS
11.10 AFY

Right Nos. 22-13393 and 22-13399 are limited to a total combined
diversion rate of 0.08 cfs and to a total combined annual
diversion volume of 24.60 AF.

PRIORITY DATE: 03/14/1966

POINT OF DIVERSION: T05N R45E S01 NWNWSW Within Teton County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		04-15 TO 10-15	0.03 CFS
			11.10 AFY

The use of water for irrigation under this right may begin as
early as April 15 and 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 early or late irrigation
use and a priority date earlier than the date a partial decree
is entered for this right.

PLACE OF USE: Irrigation Within Teton County
T05N R45E S02 NWSE 4.5
4.5 Acres Total

Right Nos. 22-13393 and 22-13399 are limited to the irrigation
of a combined total of 4.5 acres 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. I.C. SECTION 42-1412(6).

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 22-13400

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

NOV 24 2008

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: JEANNE ANDERSON
PETER ANDERSON
PO BOX 565
DRIGGS, ID 83422

SOURCE: GROUND WATER

QUANTITY: 0.03 CFS
12.35 AFY

Right Nos. 22-13394 and 22-13400 are limited to a total combined diversion rate of 0.08 cfs and to a total combined annual diversion volume of 27.35 AF.

PRIORITY DATE: 03/14/1966

POINT OF DIVERSION: T05N R45E S01 NWNWSW Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.03 CFS 12.35 AFY

The use of water for irrigation under this right may begin as early as April 15 and 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 early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: Irrigation Within Teton County
T05N R45E S02 NWSE 5.0
5.0 Acres Total

Right Nos. 22-13394 and 22-13400 are limited to the irrigation of a combined total of 5.0 acres 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. I.C. SECTION 42-1412(6).

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: A22-02267
Date Received: 9/09/1988
Receipt No: 6002882
Received By: SN

OCT 4 1988

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TETON VALLEY RANCHES CORPORATION 801-973-3000
Address: C/O GEORGE HATCH
2185 S. 3600 W.
SALT LAKE CITY, UT 84119

2. Date of Priority: MAR 14, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	45E	1	SW	SW	NE		TETON
			NW	SW	NW		TETON
			SW	NE	SE		TETON
			NE	SW	SE		TETON
			NE	SW	NW		TETON
			NE	SE	NW		TETON
06N	45E	31	SW	NW	SE		TETON
			SE	SE	SW		TETON

5. Description of diverting works:

8 INTERCONNECTED WELLS DELIVER WATER TO COMMOM MAINLINE/SPRIKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	4.000		

7. Total Quantity Appropriated is:

4.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 1170.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A22-02267

Page

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Date: 09/09/88

MICROFILMED

OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	45E	1	NE		NW	3	IRR	40.0
			NW		NW	4	IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	39.0
			SE		SW		IRR	39.0
						Section Acres	318.0	
		2	NE		NE	1	IRR	40.0
			NW		NE	2	IRR	10.0
			SW		NE		IRR	20.0
			SE		NE		IRR	40.0
			NE		SE		IRR	40.0
NW			SE		IRR	39.0		
SW			SE		IRR	39.0		
SE			SE		IRR	39.0		
				Section Acres	267.0			
				Total Acres	585.0			

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:

22-7042,7261,7206 AND SEVERAL SURFACE RTS. FROM LEIGH CR.

14. Remarks:

CLAIM REFLECTS CURRENT USE OF WATER UNDER WATER SYSTEM. NO
TRANSFER FILED TO ADD ADDITIONAL POD'S UNDER THIS CLAIM.
CLAIM CORRECTS POD FROM SEC 2 TO SEC. 1.

15. Basis of Claim: LICENSE

Water Right Number: 32786

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 32786/22-2267 Priority March 14, 1966 Amount 4.0 cfs

THIS IS TO CERTIFY, that COMMUNICATIONS INVESTMENT CORP.
of Salt Lake City, Utah, has complied with the terms and conditions of Permit
No. 32786/22-2267 issued pursuant to Application for Permit dated March 14, 1966,
and has submitted proof to the Department of Water Resources on March 17, 1976,
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 4.0 cfs of water from a ground water source,
tributary to _____, 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
<u>Irrigation</u>	from <u>April 15</u> to <u>Oct. 15</u> at <u>4.0</u> cfs and	<u>1,450 acre feet or</u>	
	from _____ to _____ cfs and	<u>3.0 af per acre</u>	
	from _____ to _____ cfs and		
	(both dates inclusive)		

Subject, however, to the condition that no more than 4.0 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
1,450 acre feet per year, said waters to be diverted within the SE 1/4 NE 1/4 and NE 1/4 SE 1/4 of
Sec. 2, Twp. 5 N, Rge. 45 E, 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5 N	45 E	1				40	40	40	40	40	40	39	39						318
		2	40	10	40	40								40	39	39	39		267

Total number of acres irrigated 585

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 24 day of
September, 19 76.

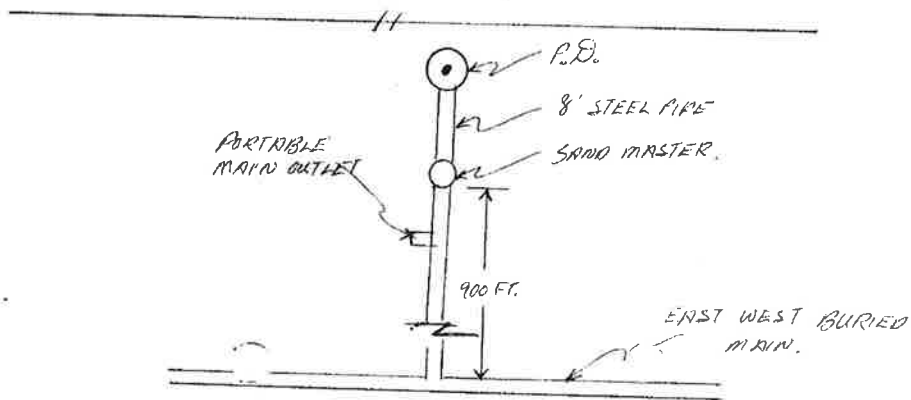
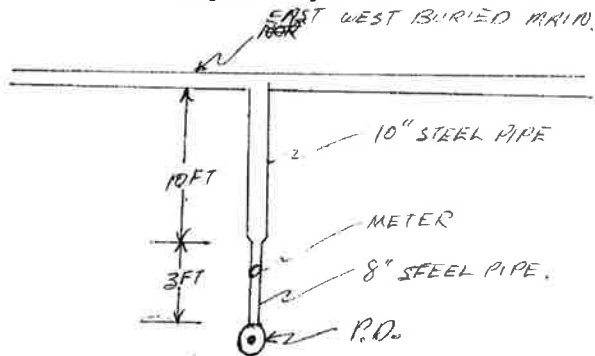
Director

RECEIVED

TOTAL ACREAGE _____ **595**

[illegible]

Diagram of System



3940

B-8

DATE OF EXAM 6 Aug. 76

ACREAGE
Found 340
Recommended 574 585

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 4.00 c.f.s. V = 1755 AF/Ann. from April 15 to October 15
Domestic Q = c.f.s. V = AF/Ann. from to
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no ✓

Name source:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no ✓

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection: N.A.
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange: N.A.
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured 4.00 cfs. Method of measurement online meter (NE 4 NE 4)
Total Q recommended 4.00 cfs. Meter No. 766375 Type RATE-A-Flow Condition Std Condition
Total V recommended 1755 AF/ANNU. (B) E.W.R. (C) Good

Recommended Amendments:

P.D. ✓ CHANGE NE 4 NE 4 TO SE 4 NE 4 SEC 2.
Place of Use
Other
None

MEASUREMENT CALCULATION:

(NE 4 NE 4) 101 AF/172 SEC = 435.6 cf/172 SEC = 2.53 cfs
(NE 4 SE 4) Average PSI = 49 on 192 nozzles (1/2")
= 1.327 gpm/nozzle x 192 nozzles = 627.87 + 5% = 659.23 gpm
V = 3.0 x 585 = 1755 AF/ANNU

SYSTEM DESCRIPTION:

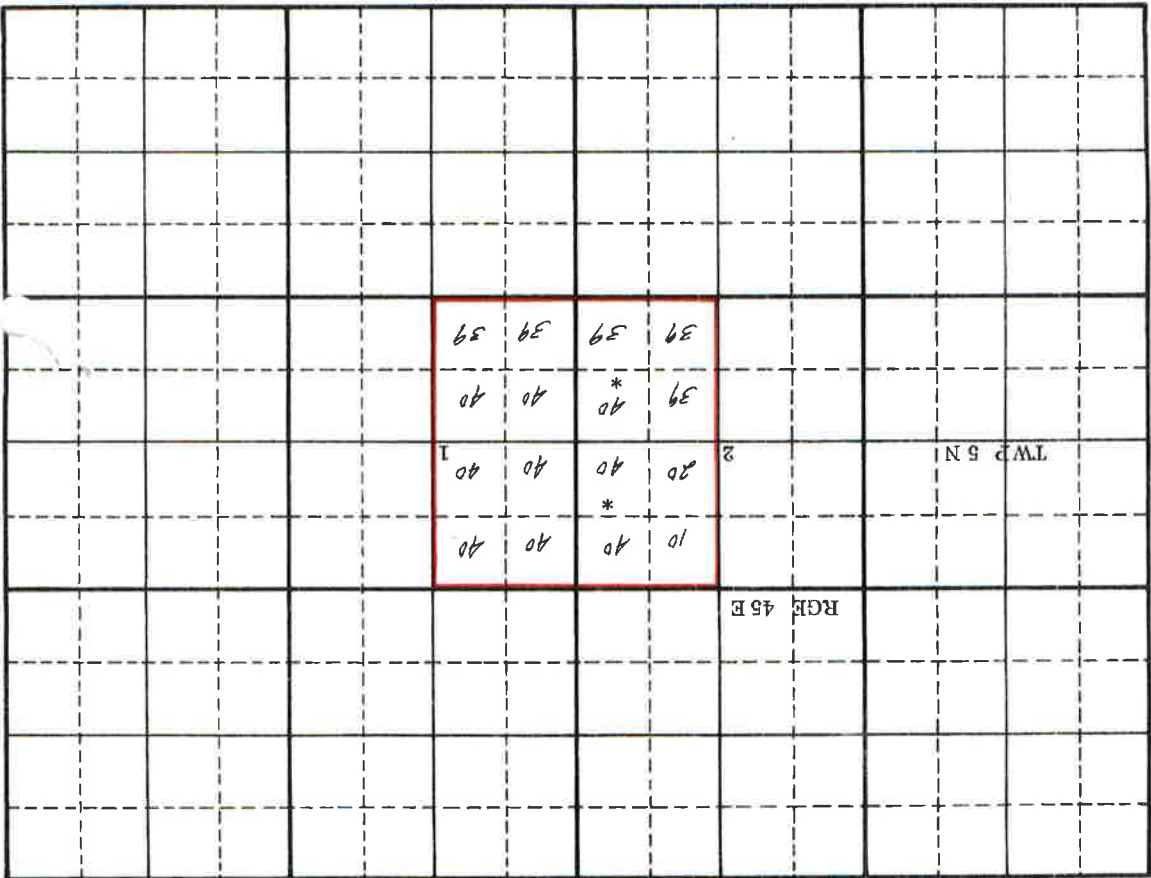
(NE 4 SE 4) "GE" motor 40 HP, 3 phase, serial # FB1615505 is "anti-flo" pump
model 10 R1 serial # D13685; has 8 in. steel main connected to "sand injector"
and injector serial # 274, i portable main outlet, then a 10 in. steel main
for lateral from 900' to south of P.D. running east & west.
(NE 4 NE 4) "GE" motor 100 HP, 3 phase, serial # J55724141 is Johnston pump
serial # 613 5259. 8 in. steel main started 3 ft to north and going to 10 in. steel main
REMARKS: with east west lateral main for laterals, System runs 11 1/2, 4 miles wheel
lines 7 1/2 and 32, 1/2 inch, nozzles 1 to 100 wheel line.
VERY LITTLE ACCUMULATED SALT DURING EXAMINATION.

Examiner's Signature Ernest M. Carlson Date 9/16/76.

Checked by Bill Rhoads Date 9/16/76

Approved by Date

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

On this 20th day of Sept, 1976, personally appeared before me the signor of the above instrument, who only acknowledged to me that he executed the same. My commission expires 5/13/80.

Jeffrey B. Smith (signature) Treasurer
Communications Investment Corporation

Witness my hand this 20th day of September, 1976.

R. Keith Higginson, Director of the Department of Water Resources

I, R. Keith Higginson, Director of the Department of Water Resources hereby approve the foregoing application for amendment for Permit No. 32786/22-2267.

Witness my hand this 24 day of September, 1976.

Director

Comm Invest Co.
22-2267
4⁰ cts on 585 ac

SPLIT BY TX#4750
01/14/1997

Comm. INVEST CORP.
22-2267A

1.07 cts on 157² ac @ 388 ac
COMBINED USE w/ 22-7255A

22-13395
22-2267B TETON WEST IRR. CO.
2.93 cts on 421⁰ ac @ 14935 ac
COMBINED USE w/ 22-7255B 22-13389
PPH w/ OTHER G.W. / S.W. Rts.

22-13396 COMM INVEST CORP
0.95 cts on 138³ ac @ 342³ ac
w/ SPLIT FROM 22-7255A 22-13390

22-13397 M.E. UPHOFF
0.03 cts on 5⁰ ac @ 12³⁵ ac
w/ SPLIT FROM 22-7255A 22-13391

22-13398 J. UPHOFF
0.027 cts on 4⁰ ac @ 9² ac
w/ SPLIT FROM 22-7255A 22-13392

22-13399 M.J. UPHOFF
0.03 cts on 4⁵ ac @ 11¹ ac
w/ SPLIT FROM 22-7255A 22-13393

22-13400 P. ANDERSON
0.03 cts on 5⁰ ac @ 12³⁵ ac
w/ SPLIT FROM 22-7255A 22-13394

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 22-13396

NAME AND ADDRESS: NEW IDA LTD PARTNERSHIP
ATTN ANTHONY J RIPOSTA
4 LINABARY LN
CHESTER, NJ 07930-2316

SOURCE: GROUND WATER

QUANTITY: 0.68 CFS
267.00 AFY

Right Nos. 22-13390 and 22-13396 are limited to a total combined
diversion rate of 1.64 cfs and to a total combined annual
diversion volume of 267.0 AF.

PRIORITY DATE: 03/14/1966

POINT OF DIVERSION: T05N R45E S02 NENESE Within Teton County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-15 TO 10-15	0.68 CFS
		267.00 AFY

The use of water for irrigation under this right may begin as
early as April 15 and 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 early or late irrigation
use and a priority date earlier than the date a partial decree
is entered for this right.

PLACE OF USE: Irrigation Within Teton County
T05N R45E S02 NESE 40.0 NWSE 11.0
SWSE 18.0 SESE 20.0
89.0 Acres Total

Right Nos. 22-13390 and 22-13396 are limited to the irrigation
of a combined total of 89.0 acres 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. I.C. SECTION 42-1412(6).

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 22-13397

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
NOV 24 2008	
By _____	Clerk
_____	Deputy Clerk

NAME AND ADDRESS: JEANNE ANDERSON
PETER ANDERSON
PO BOX 565
DRIGGS, ID 83422

SOURCE: GROUND WATER

QUANTITY: 0.03 CFS
12.35 AFY

Right Nos. 22-13391 and 22-13397 are limited to a total combined diversion rate of 0.08 cfs and to a total combined annual diversion volume of 27.35 AF.

PRIORITY DATE: 03/14/1966

POINT OF DIVERSION: T05N R45E S01 NWNWSW Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.03 CFS 12.35 AFY

The use of water for irrigation under this right may begin as early as April 15 and 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 early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: Irrigation Within Teton County
T05N R45E S02 NWSE 5.0
5.0 Acres Total

Right Nos. 22-13391 and 22-13397 are limited to the irrigation of a combined total of 5.0 acres 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. I.C. SECTION 42-1412(6).

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 22-13398

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

NOV 24 2008

By

Clerk

Deputy Clerk

NAME AND ADDRESS: JUDITH UPHOFF
2034 CONCHA LOOP
CHEYENNE, WY 82009

SOURCE: GROUND WATER

QUANTITY: 0.027 CFS
9.90 AFY

Right Nos. 22-13392 and 22-13398 are limited to a total combined
diversion rate of 0.07 cfs and to a total combined annual
diversion volume of 21.90 AF.

PRIORITY DATE: 03/14/1966

POINT OF DIVERSION: T05N R45E S01 NWNWSW Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.027 CFS 9.90 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
early or late irrigation use and a priority date earlier than the
date a partial decree is entered for this right.

PLACE OF USE: Irrigation Within Teton County
T05N R45E S02 NWSW 4.0
4.0 Acres Total

Right Nos. 22-13392 and 22-13398 are limited to the irrigation
of a combined total of 4.0 acres 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. I.C. SECTION 42-1412(6).