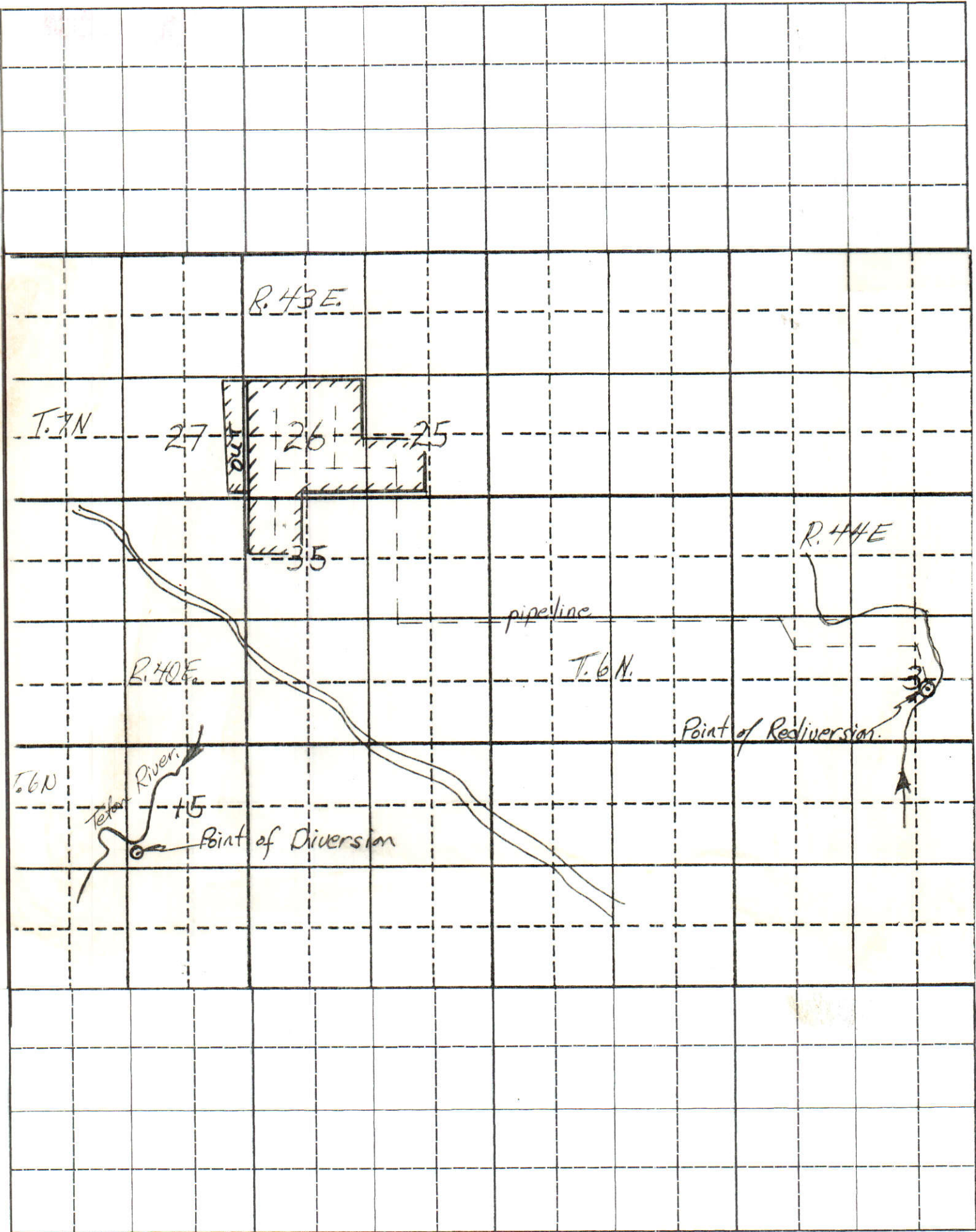


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Hunt Inc.
by Ralph Luskman
(Applicant)
Farm Manager

MICROFILMED

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

RECEIVED

MAY 12 1981

Department of Water Resources
Eastern District Office

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Bruce Porter
being first duly sworn, depose and say,
that I am the printer of THE REXBURG
Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

No. 22-7360

Notice Of Application - Water Right

a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for two
consecutive issues, the first publication hav-

ing been made on April 23, 1981
and the last publication having been made

on April 30, 1981

Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Bruce Porter

Subscribed to and sworn to before me

this May 1, 1981

John C. Garner

Notary Public.

(SEAL)

My commission expires life.

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following
application(s) have been submitted for permit
to appropriate the public waters of the State
of Idaho:

Application No.: 22-7360

Applicant: HINK INC., C/O K.D.
HUSKINSON, RT. 1, SUGAR CITY, ID
83448

Source: GROUNDWATER

Date Filed: 04/14/1981

Amount: 2.00 CFS

Diversion Point: SWSW Sec 15 T 06N R
40E, MADISON Co.

Use: IRRIGATION (2.00 CFS) from 04/01
to 11/01

Place of Use: NESW NWSW SWSW SESW
Sec 25 T 07N R 43E NENE NWNE SWNE
SENE NENW NWNW SWNW SENW NESW
NWSW SWSW SESW NESE NWSE SWSE
SESE Sec 26 T 07N R 43E NENW NWNW
SWNW SENW Sec 35 T 07N R 43E for 960
ACRES

Diversion Means: WELL, PUMP, PIPELINE
& SPRINKLERS.

If issued, the permit(s) will be subject to all
prior water rights. Protests against the
granting of any permit must be filed with the
director of the Idaho Department of Water
Resources, 150 Shoup Ave., Idaho Falls,
Idaho 83401 on or before MAY 11, 1981.

A. KENNETH DUNN
Director

Publ. April 23 and 30, 1981J

*enc
lists
original
point*

MICROFILMED

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

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being first duly sworn, depose and say,
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published weekly at Rexburg, Madison
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that the

Water Right No. 22-7360

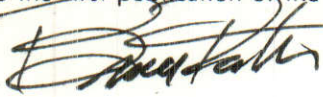
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for two
consecutive issues, the first publication hav-

ing been made on April 30, 1981
and the last publication having been made

on May 7, 1981

Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
ing a period of seventy-eight consecutive weeks
prior to the first publication of the said notice.



~~~~~

Subscribed to and sworn to before me  
this May 8, 1981

  
Notary Public.  
(SEAL)

My commission expires life.

RECEIVED

MAY 12 1981

Department of Water Resources  
Eastern District Office

**NOTICE OF APPLICATION  
FOR WATER RIGHT**

Notice is hereby given that the following  
application(s) have been submitted for permit  
to appropriate the public waters of the State  
of Idaho:

Application No.: 22-7360  
Applicant: HINK INC., C/O K.D.  
HUSKINSON, RT. 1, SUGAR CITY, ID  
83448

Source: GROUNDWATER

Date Filed: 04/14/1981

Amount: 2.00 CFS

DIVERSION POINT: Madison County the  
ground water will be discharged into the  
Teton River in exchange for water rediverted  
within the NWSE, Sec. 03, T 06N, R 44E,  
Teton County

Use: IRRIGATION (2.00 CFS) from 04/01  
to 11/01

Place of Use: NESW NWSW SWSW SESW  
Sec 25 T 07N R 43E NENE NWNE SWNE  
SENE NENW NWNW SWNW SENW NESW  
NWSW SWSW SESW NESE NWSE SWSE  
SESE Sec 26 T 07N R 43E NENW NWNW  
SWNW SENW Sec 35 T 07N R 43E for 960  
ACRES

Diversion Means: WELL, PUMP, PIPELINE  
& SPRINKLERS.

If issued, the permit(s) will be subject to all  
prior water rights. Protests against the  
granting of any permit must be filed with the  
director of the Idaho Department of Water  
Resources, 150 Shoup Ave., Idaho Falls,  
Idaho 83401 on or before **MAY 18, 1981**.

A. KENNETH DUNN  
Director

Publ. April 30 and May 7, 1981J

*one  
best original  
off point*

MICROFILMED

Teton River

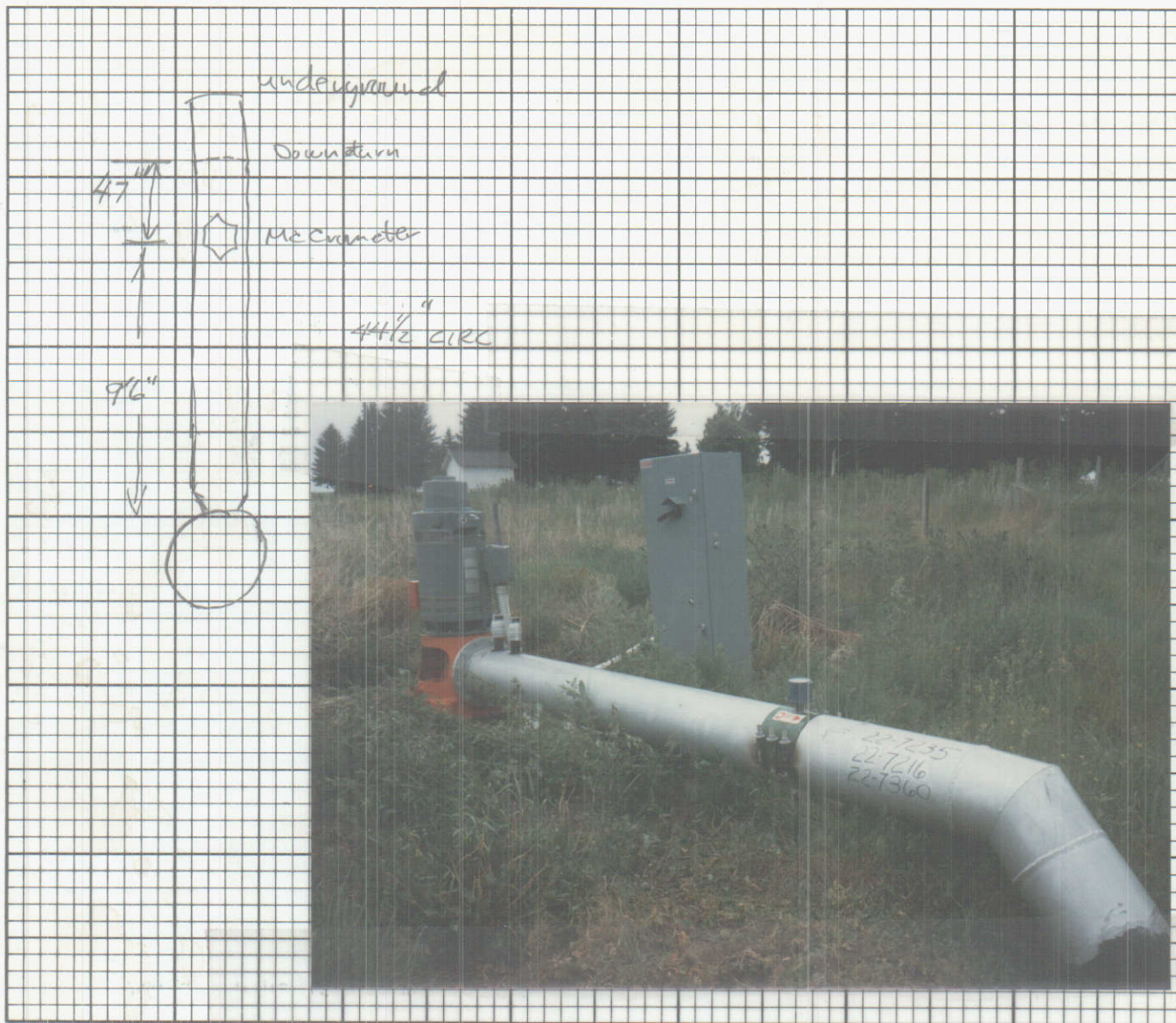
Groundwater

10. Other water rights on these lands (22-7157 + 22-7178)

(22-7216)

11. Other water right diverted from same p.d. \_\_\_\_\_

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

13. ☒ Photo of Diversion & System Attached☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks \_\_\_\_\_

15. Recommended Amendments

☐ Change P.D. as reflected above☐ Add P.D. as reflected above☐ None☐ Change P.U. as reflected above☒ Add P.U. as reflected above☐ Other

16. Examiner's/Consultant's Signature

*Keith C Wilson*Date *25 June 1985*

Consultant's License Number \_\_\_\_\_

IDWR Director's Authorization to Conduct

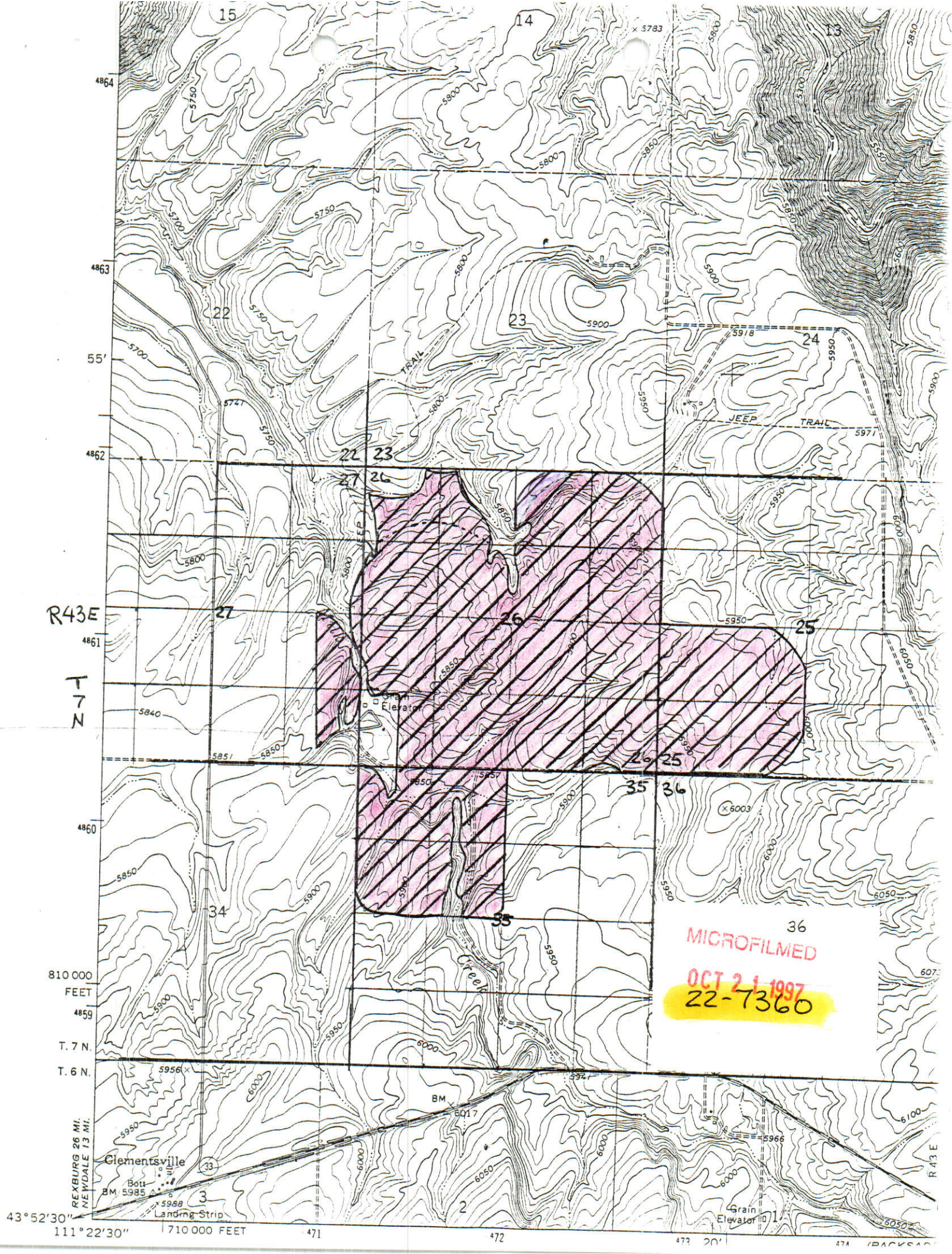
Beneficial Use Examination \_\_\_\_\_

Date

CONSULTANT SEAL

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OCT 21 1997



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NEWDALE 13 MI.

Clementsville

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NOT TO SCALE

22-7360

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OCT 21 1997

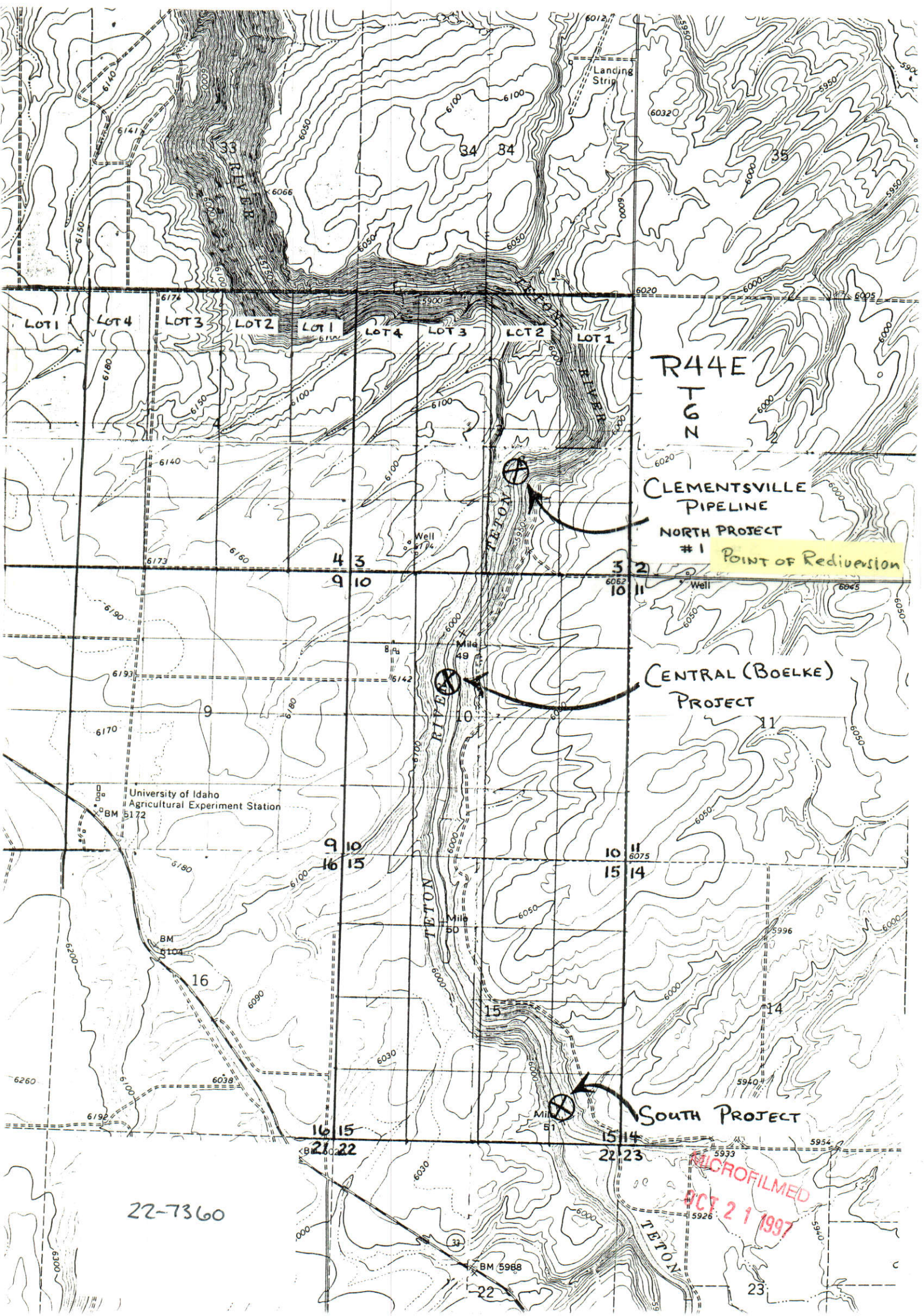
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OCT 21 1997



22-7360

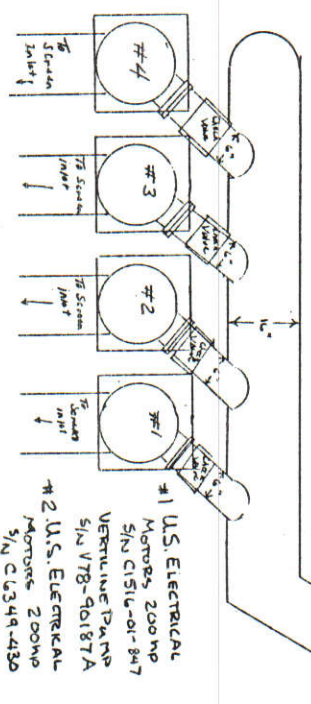
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OCT 21 1997

NORTH PROJECT # 2

MEASUREMENT 5 8.76 cfs  
(July 1979)  
50% Darrell And = 4.38 cfs  
50% Clint Hoopes = 4.38 cfs

#3 U.S. ELECTRICAL  
MOTORS 200hp  
5/8 CD 6377-619  
VERTICINE PUMP  
5/8 - N/A

#4 U.S. ELECTRICAL  
MOTORS 200hp  
5/8 CD 6377-619  
1316-9-647  
VERTICINE PUMP  
5/8 - N/A



CLEMENTSVILLE PIPELINE  
NORTH PROJECT # 1

Measurement of 28.7 cfs  
(July 1979)

#1 GE 500hp  
5/8 HKT 82102  
VERTICINE  
PUMP  
5/8 VTS-72441B

#2 GE 500hp  
5/8 HKT 92202  
VERTICINE  
PUMP  
5/8 VTS-724410

#3 GE 500hp  
5/8 CLT 31204  
VERTICINE  
PUMP  
5/8 VTS-72441A

#4 GE 500hp  
5/8 HKT 82102  
VERTICINE  
PUMP  
5/8 VTS-724410

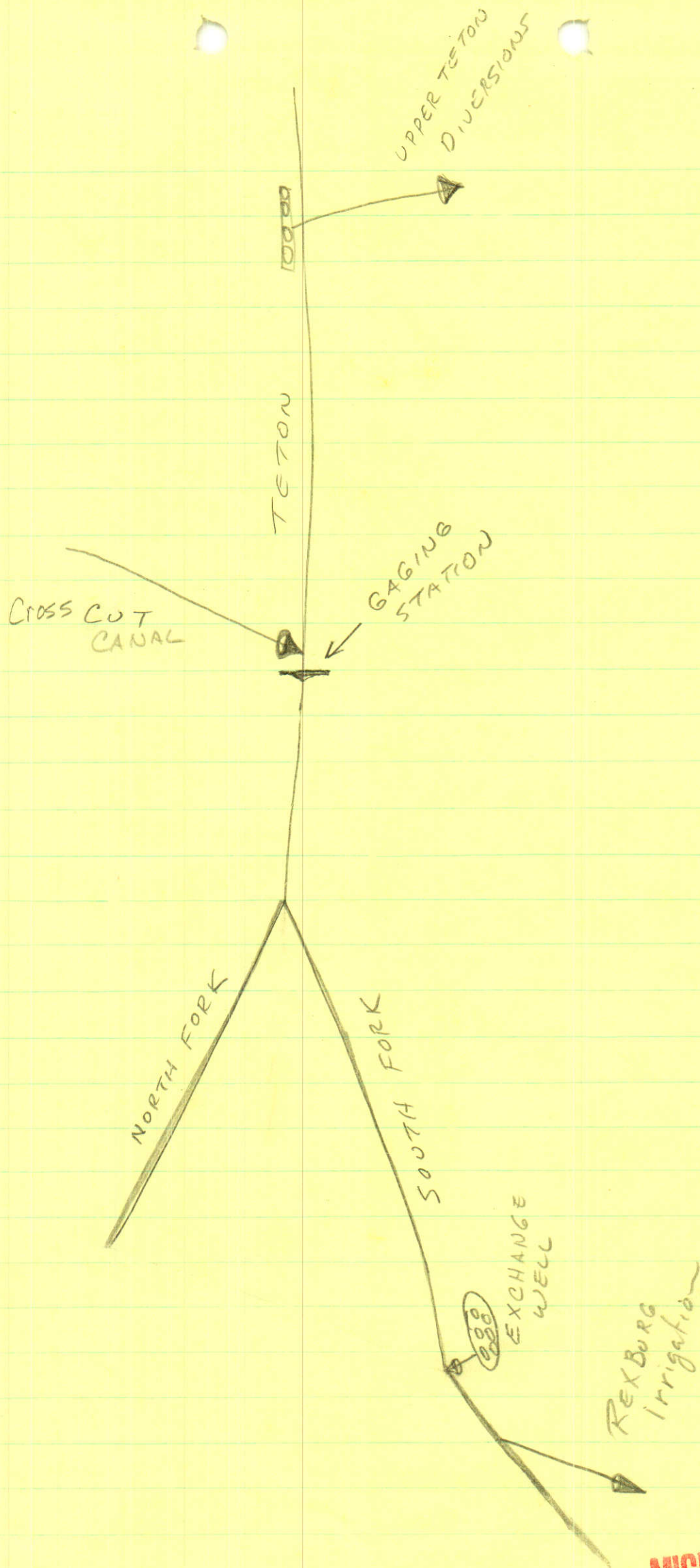
#5 GE 300hp  
5/8 KLT 1001120  
VERTICINE PUMP  
5/8 VTS-72442

#6 GE 200hp  
5/8 BMT 225136  
VERTICINE PUMP  
5/8 VTG-70641

20% Max Merrill Ramwell = 5.74 cfs  
20% Clint Hoopes = 5.74 cfs  
8% Darrell Ron And = 2.30 cfs  
12% Glen Nelson = 3.44 cfs  
20% DeMar Bott = 5.74 cfs  
20% Ed Paterson = 5.74 cfs (HINK)

22-7360

MICROFILMED  
OCT 21 1997



BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

RECEIVED

SEP 12 2003

Department of Water Resources

IN THE MATTER OF APPLICATION )  
FOR TEMPORARY CHANGE OF A )  
WATER RIGHT 22-7208/7209/7211/7221/7223/

22-7216/7223/7235/7360/7375/7504 )

ORDER AUTHORIZING  
TEMPORARY CHANGE TC-22-06

TETON PIPELINE ASSOC

WHEREAS, a drought emergency has been declared for Madison  
County to allow administrative actions to lessen the severe impacts of the drought  
conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a  
drought emergency, the director of the Department of Water Resources ("Department")  
is authorized to allow temporary changes in the point of diversion, the place of use, and  
the purpose of use for valid existing water rights when the director determines that such  
changes can be accomplished in accordance with the provisions of section 42-222A,  
Idaho Code; and

WHEREAS, on 9/3/03, Teton Pipeline Assoc submitted the attached  
Temporary Change Application TC-22-06 to the Department; and

WHEREAS, the Department has reviewed the application and has determined  
the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the  
following conditions:

22-7208, 22-7209, 22-7211, 22-7223, 22-7360  
22-7221, 22-7245, 22-7216, 22-7235,

1. Diversion and use of right no(s). 22-7375 & 22-7504 is authorized only  
at the point of diversion and place of use described on the application.
2. This temporary change approval does not authorize construction of a new  
well as a new point of diversion.
3. The applicant assumes all risk of curtailment or mitigation should the  
diversion and use of water under the temporary change approval cause  
injury to other water rights, constitute an enlargement in use of the original  
right, be inconsistent with the conservation of water resources within the  
state of Idaho, or not be in the local public interest.
4. This temporary change approval may only be used to provide a

*dy*

ORDER AUTHORIZING  
TEMPORARY CHANGE TC-22-06

replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

- 22-7208, 22-7209, 22-7211, 22-7221, 22-7295,  
22-7216, 22-7223, 22-7235, 22-7360, ~ 7860.4
5. Right(s) 22-7375 & 22-7504 are limited to the irrigation of a total of      acres in a single irrigation season.
6. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.
7. The applicant agrees to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.
8. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.
9. The applicant shall measure the amount of water diverted and shall report the amount of water diverted under this approval.
10. The watermaster of Water District No. 01 is authorized to administer the temporary change approval.
11. This temporary change approval expires on 12/31/05 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

DATED this 4<sup>th</sup> day of September 2003

  
RONALD D. CARLSON  
EASTERN REGION MANAGER

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

Name of Applicant Teton Pipeline Assoc. Phone 456-2801

Post Office Address % Mark Ricks, President, P.O. Box 272, Teton, ID 83452

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and the reason(s) thereof Injecting well water into the Teton River to flow down the Henry's Fork. Water will be rediverted by Fremont-Madison Irrigation District at their discretion throughout the District.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE see attached sheet

| 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use       |
|-----------------|----------|--------------------|---------------|---------------------|
|                 |          |                    |               | 8-01-03 to 11-01-03 |
|                 |          |                    |               | to                  |
|                 |          |                    |               | to                  |
|                 |          |                    |               | to                  |

2. Total amount of water being transferred 52.76 <sup>50 acfts \*</sup> cubic feet per second and/or \_\_\_\_\_ acre-feet per annum

3. Source of water GROUNDWATER tributary to \_\_\_\_\_

4. Point(s) of Diversion:

| Ident No. | Lot | 1/4 | 1/4 | 1/4 | Sec | Twp | Rge | County  | Local name for diversion         |
|-----------|-----|-----|-----|-----|-----|-----|-----|---------|----------------------------------|
|           |     |     | NW  | NE  | 11  | 6N  | 40E | Madison | Two Exchange Wells # 55316/55318 |
|           |     |     | SW  | SW  | 15  | 6N  | 40E | Madison | Two Exchange Wells # 55324/55326 |
|           |     |     | SE  | SE  | 25  | 7N  | 40E | Madison | Two Exchange Wells # 55198/55199 |

5. Lands irrigated or place of use: Lands under Fremont-Madison Irrigation District

| Twp | Rge | 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 |        |
|     |     |     |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|     |     |     |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|     |     |     |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
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|     |     |     |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|     |     |     |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|     |     |     |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|     |     |     |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |

Total Acres \_\_\_\_\_

\* Amount reduced by TC-22-05

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OCT 07 2003

## 6. General Information:

- a. Who owns the water right to be changed? Applicant
- b. Describe the arrangement allowing use of the right District meeting held August 7, 2003 agreed to this transfer.
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:  
These lands are now dried up.
- d. Has the water right sought to be transferred been used this year? Yes If yes, explain. used on Teton Pipeline Assoc. lands.
- e. Absent the changes, how would the right be used for the remainder of the year? Irrigation would continue.
- f. Describe other water rights used for the same purpose.  
Surface water rights in Teton Pipeline will be used on remaining acres.
- g. Remarks: The amount of water being transferred shall not exceed 52.46 cfs

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Mark P. Ricks Pres.  
(Signature of applicant)

## FOR DEPARTMENT USE ONLY

Received by Kaw Date 9/3/03 Fee 50<sup>00</sup>  
 Received Kaw 9/4/03 # E029154 Recommend: ☒ approve ☐ deny  
 Watermaster recommendation \_\_\_\_\_

## ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. TC-22-06

And said application is hereby Approved, subject to the following limitations and conditions:

Witness my hand this 4<sup>th</sup> day of September, 2003:

Ronald C. [Signature]  
For the Director

MICROFILMED

OCT 07 2003

TETON PIPELINE ASSOCIATION  
EXCHANGE WELL WATER RIGHTS

| <u>Basin</u> | <u>Sequence</u> | <u>Basis</u> | <u>Priority Date</u> | <u>Diversion Rate</u> | <u>Combined</u> | <u>Cumulative</u> |
|--------------|-----------------|--------------|----------------------|-----------------------|-----------------|-------------------|
| 22           | 7208            | License      | 2/10/1977            | 9.00                  | 9.00            | 9.00              |
| 22           | 7209            | License      | 2/10/1977            | 9.00                  | 9.00            | 18.00             |
| 22           | 7211            | License      | 2/22/1977            | 6.00                  |                 |                   |
| 22           | 7221            | License      | 4/14/1989            | 3.44                  |                 |                   |
| 22           | 7295            | License      | 7/12/1979            | 3.36                  | 10.07           | 28.07             |
| 22           | 7216            | License      | 3/4/1977             | 4.00                  |                 |                   |
| 22           | 7223            | License      | 4/5/1977             | 7.00                  |                 |                   |
| 22           | 7235            | License      | 6/7/1977             | 6.00                  |                 |                   |
| 22           | 7360            | License      | 4/14/1981            | 2.00                  | 11.95           | 40.02             |
| 22           | 7375            | License      | 8/17/1981            | 12.44                 |                 |                   |
| 22           | 7504            | License      | 7/1/1985             | 6.30                  | 12.44           | 52.46             |
|              |                 |              |                      |                       | Total           | 52.46             |

52.46  $\swarrow$   
 - 2.00 TC-22-05  
 -----  
 50.46 cfs

MICROFILMED

OCT 07 2003

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 22-07360

Priority: April 14, 1981

Maximum Diversion Rate:

2.00 CFS

Maximum Diversion Volume:

729.9 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 April 14, 1987; and has submitted Proof of Beneficial Use on June 14, 1983. An examination indicates that the works have a diversion capacity of 11.950 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       | 2.00 CFS                 | 729.9 AF             |

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 15, Township 06N, Range 40E  
MADISON County

Rediversion

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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 07N        | 43E        | 25         | NESW 33      | NWSW 40      | SWSW 37      | 143          |
|            |            |            | SESW 33      |              |              |              |
|            | 26         |            | NENE 33      | NWNE 33      | SWNE 39      |              |
|            |            |            | SENE 40      | NENW 16      | NWNW 25      |              |
|            |            |            | SWNW 38      | SENW 36      | NESW 40      |              |
|            |            |            | NWSW 39      | SWSW 18      | SESW 40      |              |
|            |            |            | NESE 40      | NWSE 40      | SWSE 40      |              |
|            |            |            | SESE 39      |              |              | 556          |
|            | 27         |            | SENE 3       | NESE 23      | SESE 12      | 38           |
|            | 35         |            | NENW 37      | NWNW 35      | SWNW 39      |              |
|            |            |            | SENW 35      |              |              | 146          |

Total number of acres irrigated: 883

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.

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OCT 21 1997

State of Idaho  
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 22-07360

CONDITIONS OF APPROVAL AND REMARKS

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.
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 to a depth of 150 feet to prevent interference with shallow wells and recharge to the river.
13. The maximum combined rate of diversion under this right and Right Nos. 22-07216, 22-07223 and 22-07235 shall not exceed 11.95 cfs.
14. Water is redirected from the Clementsville (North 1) Project 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 16<sup>TH</sup> day of SEPTEMBER, 1997.

Acting for

KARL J. DREHER

Director

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State of Idaho  
Department of Water Resources

**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 22-07360**

Date of Priority: April 14, 1981

Maximum Diversion Rate: 2.00 CFS  
Maximum Diversion Volume: 729.9 AF

Comes now  
PO BOX 272  
TETONIA ID 83452

TETON PIPELINE ASSN INC

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. 22-07360, 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       | 2.00 CFS                 | 729.9 AF             |

LOCATION OF POINT(S) OF DIVERSION:

Rediversion

SWSW , Sec. 15, Township 06N, Range 40E  
MADISON County  
NWSE , Sec. 3, Township 06N, Range 44E  
TETON County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|--------------|--------------|--------------|
| 07N 43E 25         | NESW 33      | NWSW 40      | SWSW 37      |              |
|                    | SESW 33      |              |              | 143          |
| 26                 | NENE 33      | NWNE 33      | SWNE 39      |              |
|                    | SENE 40      | NENW 16      | NWNW 25      |              |
|                    | SWNW 38      | SENW 36      | NESW 40      |              |
|                    | NWSW 39      | SWSW 18      | SESW 40      |              |
|                    | NESE 40      | NWSE 40      | SWSE 40      |              |
|                    | SESE 39      |              |              | 556          |
| 27                 | SENE 3       | NESE 23      | SESE 12      | 38           |
| 35                 | NENW 37      | NWNW 35      | SWNW 39      |              |
|                    | SENW 35      |              |              | 146          |

Total number of acres irrigated: 883

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State of Idaho  
Department of Water Resources

**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 22-07360**

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 Pocatello, Idaho, this 14 day of November, 1994.

  
(Signature)

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OCT 21 1997

State of Idaho  
Department of Water Resources

**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 22-07360**

\*\*\*\*\*

**FOR DEPARTMENT USE ONLY**

Preliminary check by SC Fee = 50<sup>00</sup> 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. 22-07360 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.

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State of Idaho  
Department of Water Resources

**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 22-07360**

**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 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.
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 to a depth of 150 feet to prevent interference with shallow wells and recharge to the river.
13. The maximum combined rate of diversion under this right and Right Nos. 22-07216, 22-07223 and 22-07235 shall not exceed 11.95 cfs.
14. Water is redirected from the Clements ville (North 1) Project of the Teton Pipeline irrigation system.

Witness my hand this 16<sup>TH</sup> day of SEPTEMBER, 1997.

  
Acting for KARL J. DREHER, Director

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## WATER RIGHT SUMMARY

| ACTION          | RIGHT NO. | NAME                          | AMOUNT CFS |
|-----------------|-----------|-------------------------------|------------|
| Original Permit | 22-07360  | Hink, Inc.                    | 2.0        |
| Full Assignment | 22-07360  | Teton Pipeline<br>Assn., Inc. | 2.0        |

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State of Idaho  
DEPARTMENT OF WATER RESOURCES

**ASSIGNMENT OF PERMIT**

To change the ownership of a permit

I, Hink, Inc./Jim Huskinson, hereby assign to Teton Pipeline Assoc., Inc.  
(Permit Holder)  
 of Post Office Box 272, Teton, Idaho 83452  
(Full Address)

All my right, title, and interest in and to Permit No. 22-07360 ✓  
 to appropriate the public waters of the State of Idaho. ~~22-07261~~  
~~22-07157~~ ✓  
~~22-07178~~

OR (for partial assignments)

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.

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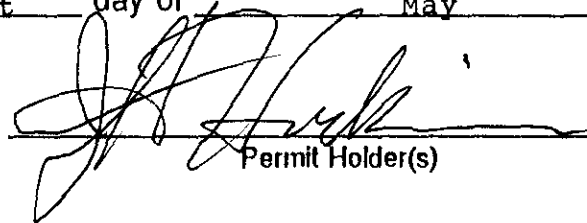
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Made this 31st day of May, 19 94.

  
 Permit Holder(s)

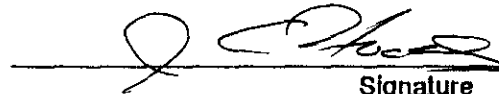
State of Idaho )  
 ) ss  
 County of Teton )

On this 31 day of May, 199 94, personally appeared before me  
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

J C Haines

Notary Public

SEAL

  
 Signature

My commission expires: 5-18-2001

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OCT 21 1997

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL )  
OF APPLICATION FOR PERMIT NO. 22-7360 IN )  
THE NAME OF HINK, INC. )

---

ORDER ADOPTING  
PROPOSED MEMORANDUM DECISION  
AND ORDER

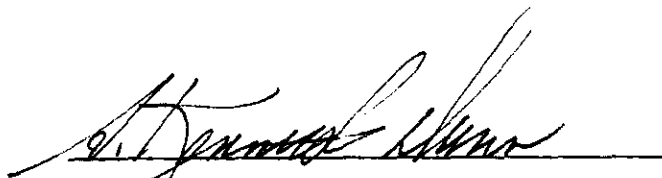
WHEREAS, A. Kenneth Dunn, Director of the Department of Water Resources having issued and served a copy on the parties thereto on February 24, 1982, a Proposed Memorandum Decision and Order in the above-captioned matter, pursuant to Section 67-5211, Idaho Code; and,

WHEREAS, more than fifteen days have passed since the service of the Proposed Memorandum Decision and Order; and,

WHEREAS, no exceptions to that Proposed Memorandum Decision and Order have been received;

IT IS, THEREFORE, HEREBY ORDERED That said Proposed Memorandum Decision and Order be adopted as the Final Decision and Order and that proof of construction of works and application of water to beneficial use be submitted on or before March 1, 1987.

Dated this 3/ day of March, 1982.



A. KENNETH DUNN

DIRECTOR



BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

|                                            |   |                     |
|--------------------------------------------|---|---------------------|
| IN THE MATTER OF PROTESTS AGAINST APPROVAL | ) |                     |
|                                            | ) | PROPOSED MEMORANDUM |
| OF APPLICATION FOR PERMIT NO. 22-7360      | ) |                     |
|                                            | ) | DECISION AND ORDER  |
| IN THE NAME OF HINK, INC.                  | ) |                     |
|                                            | ) |                     |

---

On April 14, 1981, Hink, Inc. filed with the Department of Water Resources Application No. 22-7360 for a permit to appropriate 2.00 cubic feet per second of groundwater from a well in the SW1/4SW1/4, Sec. 15, Twp. 6N, Rge. 40E B.M., Madison County. The groundwater would be discharged into the Teton River in exchange for surface water rediverted within the NW1/4SE1/4, Sec. 3, Twp. 6N, Rge. 44E B.M., Teton County and used to irrigate 960 acres in Sections 25, 26, and 35, Twp. 7N, Rge. 43E B.M. Teton County.

Notice of this application was published in the Rexburg Journal on April 30 and May 7, 1981, and subsequently protested on May 11, 1981 by Fremont Madison Irrigation District and the Board of Directors for Woodmansee-Johnson Canal Company. An additional protest was received on May 12, 1981 from Teton Irrigation and Manufacturing Company. The protests addressed six main issues:

1. The proposed diversion would reduce the quantity of water under existing water rights.
2. The supply of water in the Teton River is not sufficient during the normal irrigation season to provide a water supply for the proposed exchange.
3. The application is made for speculative purposes.
4. The diversion will conflict with local public interest.
5. Exchange wells will require a great deal of manpower to police creating an added financial burden to the stockholders of the canal companies.
6. There should be a moratorium on all new wells and systems until the canal company problems created by the Teton Dam failure have been resolved.

In accordance with the provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67 of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources, a hearing in the matter was conducted on August 4, 1981, in the Madison County Courthouse, Rexburg, Idaho. Randy Huskinson, secretary-treasurer for Hink, Inc. represented the applicant. Mary Smith, attorney at law, represented Fremont Madison Irrigation District, a

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protestant. The protestants, Teton Irrigation and Manufacturing Company and Woodmansee-Johnson Canal Company were represented by James Siddoway and Russell Wilding, respectively. Based upon testimony obtained at the hearing and the hearing examiner's understanding of the law, the following Findings of Fact, Conclusions of Law, and Order are hereby proposed.

#### REVIEW OF EVIDENCE

Exhibit submitted at hearing:

|                           |                         |
|---------------------------|-------------------------|
| Applicant's Exhibit No. 1 | Well driller's report   |
|                           | for well in SW1/4SW1/4, |
|                           | Sec. 15, Twp. 6N, Rge.  |
|                           | 40E B.M.                |

Department records considered:

1. Application for Permit No. 22-7360, receipted April 14, 1981.
2. Affidavit of publication of notice of application for water right dated May 12, 1981.
3. Letters protesting application for permit dated May 11 and 12, 1981.
4. Notice of combined hearing and/or conference dated July 21, 1981.
5. The Sixth Judicial District Court of the State of Idaho entitled Rexburg Irrigation Company et al, vs. Teton Irrigation Canal Company et al.

#### FINDINGS OF FACT

1. The exchange well would inject water into the Teton River above the Rexburg Canal and below the majority of canals on the Teton River.
2. The water rights of the Rexburg Canal are larger than the combined total output of all the exchange wells.
3. Most attempted exchange wells above Hog Hollow which would be above the majority of the canals have been unsuccessful.
4. Well logs from existing wells in the location where applicant proposes to drill the well indicate that water will be encountered in sand formations between 60 and 200 feet below ground surface.
5. Irrigators have, for short periods of time, had difficulty in the past getting enough water through the Crosscut Canal to meet their storage

RECEIVED  
JUL 14 1981

requirements and make up for existing exchanges.

6. Exchange pumps cannot assure replacement of water during a power outage on Utah Power and Light grid or when pumps are under Utah Power and Light Company's interruptable rules.

7. Exchange pumps improperly located or constructed can interfere with flows in the Teton River.

#### CONCLUSIONS OF LAW

1. Exchange wells do increase the administrative requirements and costs on the Teton River but there appears to normally be water available through the Crosscut and natural flow in the Teton to sustain existing exchanges without adversely affecting prior water rights.

2. There are no data to indicate groundwater or surface water supplies are being adversely affected by present exchange pumping.

3. There is no evidence to justify the department requiring this well be located above the Wilford Canal even though the administrative problems would be less and the potential interference with Teton canals would be reduced.

4. To avoid injury to other water rights the exchange wells must inject water into the river whenever water is being diverted from the river under this permit and the injection must continue after the diversion from the river ceases until the water not diverted reaches the point of injection.

5. The applicant is entitled to a permit from the Idaho Department of Water Resources with certain limitations and conditions.

#### ORDER

IT IS, THEREFORE, HEREBY ORDERED and Application for Permit No. 22-7360 be and is APPROVED subject to the following conditions:

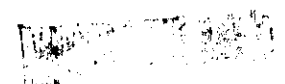
1. Subject to all prior water rights.

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

3. Proof of construction of works and application of water to beneficial use shall be submitted on or before date indicated on the Final Decision and Order.

• 4. Any well drilled under this permit shall be constructed with unperforated solid casing extending to a depth of 150 feet.

• 5. The well casing shall be sealed to the required unperforated depth.



The seal shall be installed according to sections 3.3.1 and 3.3.2 of the Well Construction Standards of the Department of Water Resources dated February 1981. The well driller shall be required by the applicant to submit to the Department at least five days prior to the drilling of the well his plan for sealing the well casing.

. 6. A measuring device and lockable controlling works of a type acceptable to the Department shall be installed and maintained as part of the diverting works at both the exchange well and the redirection pumps from the Teton River.

. 7. Use of water under this permit is subject to the control by the watermaster of State Water District 01, Snake River.

8. The exchange wells must inject water into the river whenever water is being diverted from the river under this permit and the injection must continue after the diversion from the river ceases until the water not diverted reaches the point of injection.

9. 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 applicant prior to the time the power service is terminated.

Dated this 24 day of February, 1982.



BOBBY D. FLEENOR

HEARING OFFICER

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Hink, Inc. Phone 356-9349  
Post office address c/o K. D. Huskinson, Rt. #1, Sugar City, ID 83448

2. Source of water supply ground water which is a tributary of \_\_\_\_\_

3. Location of point of diversion is SW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 15 Township 6N  
Range 40E B.M. Madison County, additional points of diversion if any: \_\_\_\_\_

Ground water will be discharged into the Teton River in exchange for water  
rediverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 3, T. 6N, R. 44E, B.M., Teton County

4. Water will be used for the following purposes:

Amount 2.00 for Irrigation purposes from Apr. 1 to Nov. 1 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.00 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump, at point of diversion;  
pumps and mainline and sprinkler system at point of rediversion

b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir  
capacity \_\_\_\_\_ acre-feet, materials used in storage dam: \_\_\_\_\_

Period of year when water will be diverted to storage \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Month/Day) (Month/Day)

c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial  
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ B.M.

(2) Amount of power to be generated: \_\_\_\_\_ horsepower under \_\_\_\_\_ feet of head.

(3) List number of each kind of livestock to be watered \_\_\_\_\_

(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_.

(5) If water is to be used for other purposes describe: \_\_\_\_\_

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

| TWP | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 7N  | 43E   | .25  |     |     |     |     |     |     |     |     | 40  | 40  | 40  | 40  |     |     |     |     | 160    |
|     |       | 26   | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 640    |
|     |       | 35   |     |     |     |     | 40  | 40  | 40  | 40  |     |     |     |     |     |     |     |     | 160    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 960

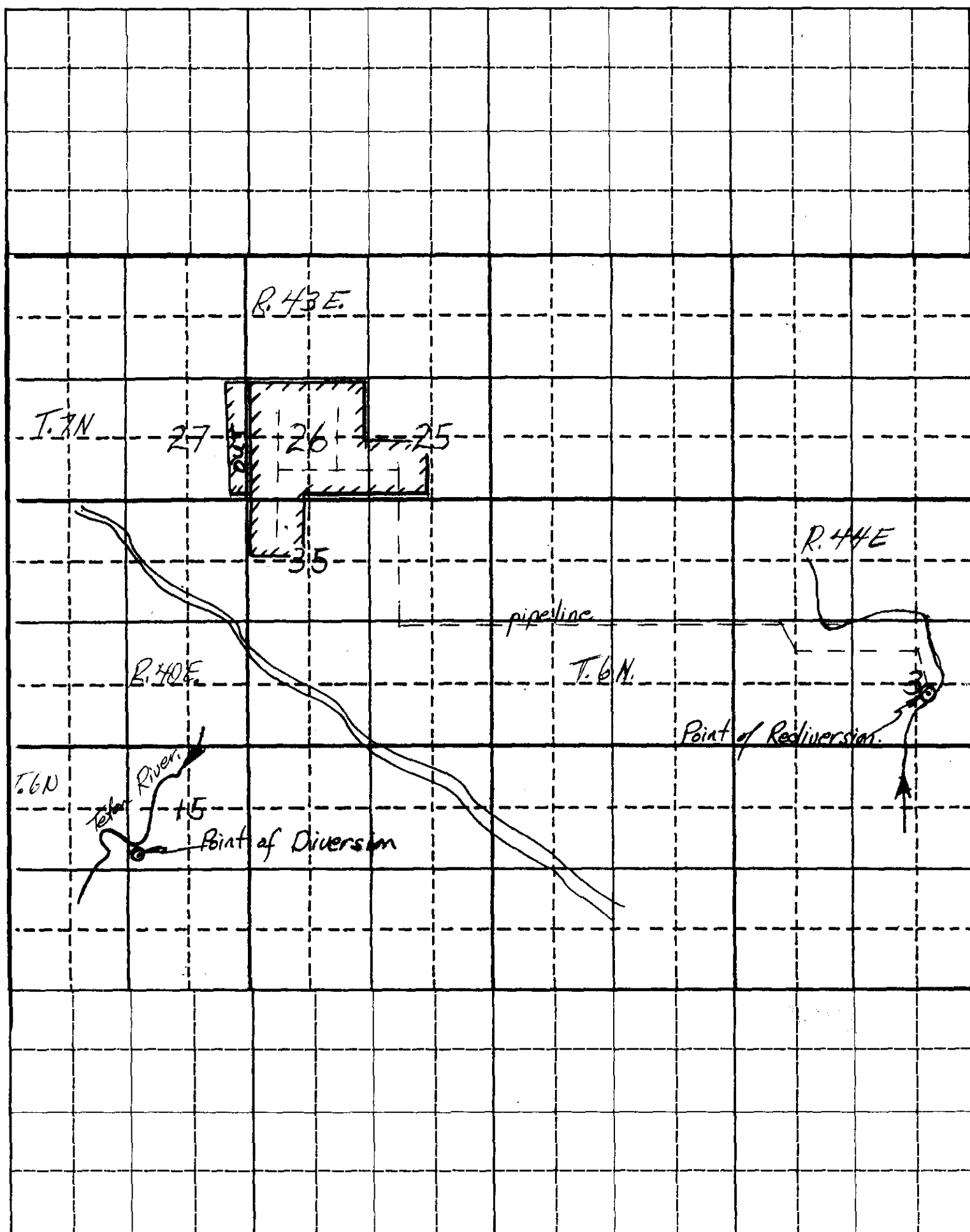
c. Describe any other water rights used for the same purposes as described above. Amended permit No. 22-7216 and Permit No. 22-7121

9. a. Who owns the property at the point of diversion Applicant
- b. Who owns the land to be irrigated or place of use Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks Hink, Inc. purchased property and wants to drill a well on their property.

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11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

*Hank Ing*  
*by Ralph Lankinen*  
 (Applicant)  
*Farm Manager*

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Drafted by EMC.

Received by EMC Date April 14, 81 Time 1:00 P.M.

Preliminary check by HWT Fee \$ 65.00

Received by kw Date 4/15/81 # 17172

Publication prepared by kw Date 4/15/81

Published in Standard Journal

Publication dates ~~4/23/81~~ 4/30/81 & 5/01/81

Publication approved \_\_\_\_\_ Date \_\_\_\_\_

Protests filed by: Woodmansee Johnson Canal by  
Dee Palmer, Russell Wilding, Brent Barrows,  
Boyle Thomson, Harry Parkington; Fremont Madison  
by Mary Smith; Jaton Dr. & Man. Company

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by \_\_\_\_\_

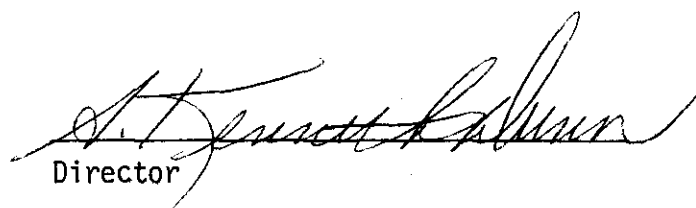
#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7360, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: PURSUANT TO PROPOSED MEMORANDUM DECISION AND ORDER and ORDER ADOPTING PROPOSED MEMORANDUM DECISION AND ORDER

Dated this 31 day of March, 1982.

  
Director

**MICROFILMED**

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL  
OF APPLICATION FOR PERMIT NO. 22-7360 IN  
THE NAME OF HINK, INC.

CERTIFICATE OF MAILING

I HEREBY CERTIFY That on this 6th day of April, 1982 a true and correct copy of the foregoing ORDER ADOPTING PROPOSED MEMORANDUM DECISION AND ORDER was mailed postage prepaid to:

Hink, Inc.  
c/o K. D. Huskinson  
Route 1  
Sugar City, ID 83448

Diane S. Richman, Secretary  
Teton Irrigation and Manufacturing Co.  
Route 1  
Sugar City, ID 83448

Dell Palmer, Chairman  
Woodmansee Johnson Canal Co.  
Sugar City, ID 83448

Mary Smith  
Smith, Hancock & Moss  
30 S. 2 W.  
Rexburg, ID 83440

James Max Mortensen, Chairman  
Fremont-Madison Irrigation District  
115 E. Main  
St. Anthony, ID 83445

  
Rita I. Fleck  
Sr. Secretary  
Idaho Department of Water Resources

**MICROFILMED**

IN THE MATTER OF PROTESTS AGAINST APPROVAL )  
 )  
OF APPLICATION FOR PERMIT NO. 22-7360 IN ) ORDER ISSUING  
 ) PROPOSED DECISION  
THE NAME OF HINK, INC. )  
 )

Each party to these proceedings who appeared at the hearing is hereby afforded the opportunity, pursuant to Idaho Code §§ 42-1701A and 67-5211, to file exceptions to the attached proposed decision and to present briefs and oral arguments in accordance with the provisions of this order. Exceptions may not be filed and briefs and oral arguments may not be presented by parties who did not appear at the hearing of this case. If no timely and proper exceptions are received, an order by the Director will be entered adopting and issuing the proposed decision as his final decision.

B. Exceptions not in compliance with the above stated requirements will not be considered and will be deemed an acceptance of the proposed decision.

B. Any party desiring to file a brief in response to any exceptions filed by any other party may do so by filing such brief with the Director on or before the 15th day following the last day any exceptions by any other party were served upon that party desiring to respond.

III.  
ORAL ARGUMENTS

A. No oral arguments before the Director on the proposed decision will be held unless specifically requested by a party filing exceptions to the proposed decision and unless that request is filed with the Director concurrently with the filing of that party's exceptions.

B. If oral arguments have been properly requested by a party filing exceptions, any other party, upon reasonable notice to the Director, shall have the right to present oral arguments in response to the exceptions filed.

C. Oral arguments before the Director on exceptions to the proposal for decision shall be heard at the discretion of the Director, pursuant to Idaho Code § 42-1701A. After all exceptions, briefs and requests for oral arguments have been received, the Director will decide whether to hear oral arguments. If oral arguments are to be heard, the Director will, within a reasonable time, set the case for oral arguments and notify each party of the place, date and hour the oral arguments will take place and of the period of time allocated for the arguments of this case. Unless the Director orders otherwise, all oral arguments shall be heard in Boise, Idaho.

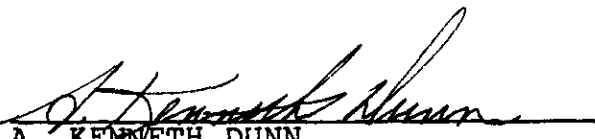
IV.  
CERTIFICATION OF SERVICE

A. All exceptions, briefs, requests for oral arguments and other matters filed with the Director in connection with the proposed decision shall be served on all other parties to these proceedings in accordance with Rule 7.2.

V.  
FINAL DECISION

A. Following the submission of all exceptions and briefs and oral arguments, if they are heard, the Director shall issue a final decision adopting, modifying or rejecting and replacing the proposed decision. Copies of the decision and order shall be served on all parties.

DATED this 24th day of February, 1982.

  
A. KENNETH DUNN  
Director  
Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST )  
APPROVAL OF APPLICATION FOR PERMIT )  
NO. 22-7360 IN THE NAME OF HINK, INC. )

CERTIFICATE OF MAILING

I HEREBY CERTIFY That on this 24th day of February, 1982,  
true and correct copies of the foregoing ORDER ISSUING PROPOSED  
DECISION and PROPOSED MEMORANDUM DECISION AND ORDER, were mailed  
postage prepaid to:

Hink, Inc.  
c/o K. D. Huskinson  
Route 1  
Sugar City, ID 83448

Diane S. Richman, Secretary  
Teton Irrigation & Manufacturing Co.  
Route 1  
Sugar City, ID 83448

Dell Palmer, Chairman  
Woodmansee Johnson Canal Co.  
Sugar City, ID 83448

Mary Smith  
SMITH, HANCOCK & MOSS  
30 S. 2 W.  
Rexburg, ID 83440

James Max Mortensen, Chairman  
Fremont-Madison Irrigation District  
115 E. Main  
St. Anthony, ID 83445

  
RITA I. FLECK  
Sr. Secretary

**MICROFILMED**

The REXBURG STANDARD and  
The REXBURG JOURNAL  
REXBURG, IDAHO

RECEIVED

MAY 12 1981

Department of Water Resources  
Eastern District Office

**Affidavit of Publication**

STATE OF IDAHO }  
County of Madison } ss.

I, Bruce Porter  
being first duly sworn, depose and say,  
that I am the printer of THE REXBURG  
Journal, a newspaper printed and  
published weekly at Rexburg, Madison  
County, Idaho; and I do solemnly swear  
that the

No. 22-7360

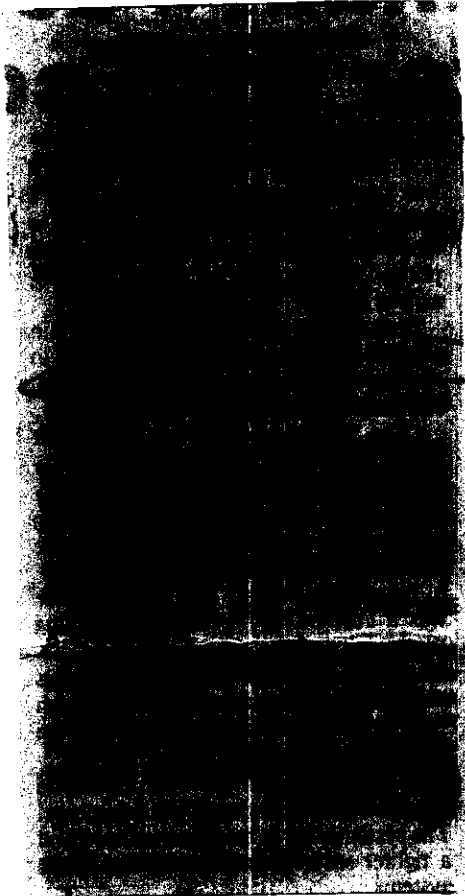
Notice Of Application - Water Right

a copy of which notice appears attached  
hereto, was published in the regular and  
entire issue of said newspaper, and not in

any supplement issue thereof for two  
consecutive issues, the first publication hav-

ing been made on April 23, 1981  
and the last publication having been made  
on April 30, 1981

Further, that said newspaper is one of  
general circulation in said county; that it  
is a legal newspaper, conforming to legal  
specifications under the Idaho Statutes; that  
it has at least two hundred bona fide sub-  
scribers living within the county of publica-  
tion; and that it has been continuously and  
uninterruptedly published in said county dur-  
a period of seventy-eight consecutive weeks  
prior to the first publication of the said not-  
ice.



*the  
lists  
original  
point*

*Bruce Porter*

Subscribed to and sworn to before me

this May 1, 1981

*Jeri Garner*

Notary Public.

(SEAL)

My commission expires life.

MICROFILMED

The REXBURG STANDARD and  
The REXBURG JOURNAL  
REXBURG, IDAHO

**Affidavit of Publication**

STATE OF IDAHO }  
County of Madison } ss.

I, Bruce Porter  
being first duly sworn, depose and say,  
that I am the printer of THE REXBURG

Journal, a newspaper printed and  
published weekly at Rexburg, Madison  
County, Idaho; and I do solemnly swear  
that the

Water Right No. 22-7360

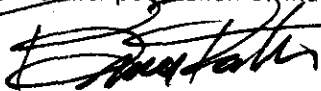
a copy of which notice appears attached  
hereto, was published in the regular and  
entire issue of said newspaper, and not in

any supplement issue thereof for two  
consecutive issues, the first publication hav-

ing been made on April 30, 1981  
and the last publication having been made

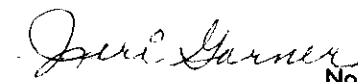
on May 7, 1981

Further, that said newspaper is one of  
general circulation in said county; that it  
is a legal newspaper, conforming to legal  
specifications under the Idaho Statutes; that  
it has at least two hundred bona fide sub-  
scribers living within the county of publica-  
tion; and that it has been continuously and  
uninterruptedly published in said county dur-  
a period of seventy-eight consecutive weeks  
prior to the first publication of the said not-  
ice.



Subscribed to and sworn to before me

this May 8, 1981

  
Notary Public.  
(SEAL)

My commission expires life.

**MICROFILMED**

**RECEIVED**

MAY 12 1981

Department of Water Resources  
Eastern District Office



*see original  
old point*

**MEMORANDUM**

**TO:** FILE 22-7360

**FROM:** VAULT

**RE:** TEMPORARY CHANGE TC-22-02

**DATE:** 9-10-01

=====

**Original Temporary Change Application and correspondence regarding  
this matter is located within:**

**FILE #** 22-7216

**MICROFILMED  
OCT 07 2003**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 17, 1997

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

TETON PIPELINE ASSN INC  
PO BOX 272  
TETONIA ID 83452-0272

RE: WATER RIGHT NOS. 22-07108, 07111, 07116, 07119, 07120, 07121,  
07122, 07148, 07157, 07180, 07186, 07208,  
07209, 07211, 07216, 07221, 07223, 07235,  
07295, 07360, 07375, 07504, 07505

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed licenses confirming that a water right has been established in accordance with each permit referenced above. The licenses are preliminary orders issued by the Department pursuant to section 67-5243, Idaho Code. They can and will become final orders without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described in the enclosed information sheet.

For your records I have also enclosed copies of your Application for Amendment of Permit forms as they apply to the above referenced water right numbers.

Sincerely,

Shelley W. Keen  
Water Rights Supervisor

SWK:klt

Enclosures

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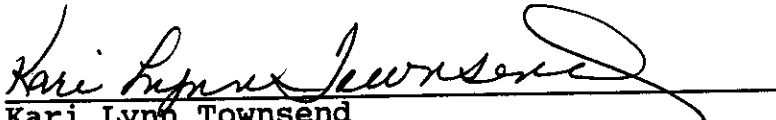
OCT 21 1997

CERTIFICATE OF MAILING

I hereby certify that on the 17th day of September, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDERS (Approved Licenses) to the person(s) listed below:

Water Right Nos. 22-07108, 07111, 07116, 07119, 07120, 07121, 07122,  
07148, 07157, 07180, 07186, 07208, 07209, 07211, 07216,  
07221, 07223, 07235, 07295, 07360, 07375, 07504, 07505

TETON PIPELINE ASSN INC  
PO BOX 272  
TETONIA ID 83452-0272

  
Kari Lynn Townsend  
Secretary

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OCT 21 1997



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000  
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

January 19, 1995

RE: Teton Pipeline Assn. Inc. Water Rights

Roger Hoopes  
PO Box 70  
Rexburg, ID 83440-0070

Dear Roger:

I've had a chance to collect the information we talked about in our meeting last week. I guess the best place to start is with the easiest of explanations.

I've enclosed copies of the original permits and the aerial photos submitted by the field examiner for those permits which are ready to be licensed without amendments. I've also enclosed profile reports which show the parameters of the proposed licenses. In most cases, there is a reduction in acres as we discussed. Keep in mind that the proposed license for Permit 22-07120 may be amended to reflect the acres irrigated up to the highway - I will discuss that later in my letter.

I've enclosed the amendment for Permit 22-07295, which was overlooked previously. This amendment along with those for Permit Nos. 22-07116/07121/071257/07209/07375 need to be signed and returned to me at your earliest convenience.

The amendment for Permit No. 22-07208 falls into the same category as the proposed license for 22-07120 mentioned above. It appears that there is an elevation change from the rest of the lands shown by the examiner as irrigated. I ask that you provide a written statement as to how these additional acres are irrigated. Your statement can be used to document the files as to why additional acres are proposed for licensing from what the examiner recommended. I would estimate the additional acres to be about 19.

Next, you disagreed with the amendment for Permit No. 22-07180; specifically, the amendment shows irrigation of only the SENE and NESE of Section 16 and you stated that most of the entire section is irrigated under this right. I have examined a Landsat photo from July of 1988 and could verify irrigation in the W $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , SENE and N $\frac{1}{2}$ SE $\frac{1}{4}$ . It is possible for us to include acres in these  $\frac{1}{4}$ 's based upon the Landsat evidence, however, you should be aware

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OCT 21 1997



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

January 19, 1995

RE: Teton Pipeline Assn. Inc. Water Rights

Roger Hoopes  
PO Box 70  
Rexburg, ID 83440-0070

Dear Roger:

I've had a chance to collect the information we talked about in our meeting last week. I guess the best place to start is with the easiest of explanations.

I've enclosed copies of the original permits and the aerial photos submitted by the field examiner for those permits which are ready to be licensed without amendments. I've also enclosed profile reports which show the parameters of the proposed licenses. In most cases, there is a reduction in acres as we discussed. Keep in mind that the proposed license for Permit 22-07120 may be amended to reflect the acres irrigated up to the highway - I will discuss that later in my letter.

I've enclosed the amendment for Permit 22-07295, which was overlooked previously. This amendment along with those for Permit Nos. 22-07116/07121/071257/07209/07375 need to be signed and returned to me at your earliest convenience.

The amendment for Permit No. 22-07208 falls into the same category as the proposed license for 22-07120 mentioned above. It appears that there is an elevation change from the rest of the lands shown by the examiner as irrigated. I ask that you provide a written statement as to how these additional acres are irrigated. Your statement can be used to document the files as to why additional acres are proposed for licensing from what the examiner recommended. I would estimate the additional acres to be about 19.

Next, you disagreed with the amendment for Permit No. 22-07180; specifically, the amendment shows irrigation of only the SENE and NESE of Section 16 and you stated that most of the entire section is irrigated under this right. I have examined a Landsat photo from July of 1988 and could verify irrigation in the W $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , SENE and N $\frac{1}{2}$ SE $\frac{1}{4}$ . It is possible for us to include acres in these  $\frac{1}{4}$ 's based upon the Landsat evidence, however, you should be aware

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OCT 21 1997

Roger Hoopes  
January 19, 1995  
Page 2

that the previous amendment included 478 acres and the permit originally allowed 640. Therefore, only a maximum of 168 acres can be added. I will wait to hear from you as to your agreement before I prepare another "amended" amendment.

We also talked about the rights originally in the name of J. Clint Hoopes. You stated that the reduction of acres on those rights was caused by the transferring of water to other acres which was never documented. I have discussed this matter with Jim also and I'm glad to say that the door isn't totally closed in this matter. If you can provide evidence that other lands were irrigated under these rights prior to the time proof of beneficial use was submitted, consideration will be given to allowing the addition of those acres. In addition to this evidence, you need to provide documentation as to why the place of use was moved, where the new acres are located and how many acres, as well as provide a system diagram to show how this "amended" place of use relates to these permits. I believe the permit numbers in question are 22-07208, 22-07121 and possibly 22-07375.

Finally, in regards to the new point of diversion we talked about being used for irrigation of lands within your system, the time to reflect the addition of this point of diversion is on the currently pending transfer you have before the department. After this batch of permits are licensed, you will no doubt want to take another complete look at the transfer and make whatever adjustments are necessary with the new licenses in mind and this would be the best opportunity to pick up the other point of diversion.

Well, I think that about wraps it up. We are making progress, really!! After you've had a chance to review all of this, give me a call or drop me a line if I can be of further assistance.

Sincerely,



SHARLA CURTIS  
Water Right Permits Section

Enclosures

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OCT 21 1997



ATTORNEY  
AT LAW

RECEIVED  
DEC 05 1994  
Department of Water Resources

R.J. HOOPES LAW OFFICE CHARTERED

1305 South 200 East  
P.O.Box 70  
Rexburg, Idaho 83440-0070

R.J. HOOPES, ESQ.

356-6724

December 1, 1994

Sharla Curtis  
State of Idaho  
Department of Water Resources  
1301 North Orchard Street  
State House Mail  
Boise, Idaho 83720-9000

Re: TETON PIPELINE ASSOCIATION, Inc. Water Rights

Dear Ms. Curtis:

The purpose of this letter is to confirm our telephone conversation earlier this morning. From that telephone conversation I understand that:

1. Your office will extend the deadline until December 15, 1994 to return the Amendments which you sent by cover letter dated November 17, 1994; and
2. That you will be sending me copies of the field examiner's reports for all the Water Rights referred to in your November 17, 1994 letter.

If my understanding is incorrect in any respect, please let me know.

There are a couple of other matters that I would like clarified. Your letter of November 17, 1994 makes reference to twenty one (21) different permits. Our records show that two (2) of these Water Rights (22-07100 & 22-07122) are licenses. Should these even have been made reference to in your letter? You sent us fourteen (14) amendments and one (1) abandonment. If my arithmetic is correct (21 minus 2 minus 14 minus 1) there are four permits that are not dealt with. May we assume that these will go to license without any changes, modifications, or amendments? Please let me know.

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Sharla Curtis  
IDAHO DEPARTMENT OF WATER RESOURCES  
December 1, 1994  
Page Two

We at TETON PIPELINE ASSOCIATION appreciate you help and assistance on this matter. Thank you very much.

Sincerely yours;



R. J. Hoopes, Esq.

pc: File  
All TPA shareholders  
87-001

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OCT 21 1997



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000  
Phone: (208) 327-7900 FAX: (208) 327-7866

---

November 17, 1994

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

RE: Teton Pipeline Assn. Inc. Water Rights

Teton Pipeline Assn. Inc.  
PO Box 272  
Tetonia, ID 83452

Gentlemen:

The following rights have recently been assigned to Teton Pipeline Assn. Inc. and the department's computer records have been modified to reflect this change of ownership:

Application for Permit Nos. 22-07504/07505/07667/07673  
Permit Nos. 22-07108/07111/07116/07119/07120/07121/07122/  
07148/07157/07180/07186/07208/07209/07211/  
07216/07221/07223/07235/07295/07360/07375

The Department is ready to finalize license issuance for a number of the above mentioned rights. Before licenses can be issued on the majority of the permits, the permits must be amended to correspond with the findings of the Department's field examiner.

The enclosed Applications for Amendment contain information that will be included on the licenses when they are issued. The amendments reflect changes in the locations of the place of use descriptions. Please review carefully and if you concur, sign the amendments and return with the filing fees within 14 days (\$50.00 for each amendment). A \$20.00 amendment fee was previously paid for Permit No. 22-07180; this fee can be credited to the amendment fees now sought.

Also enclosed is a relinquishment form for Permit No. 22-07221. Permit Nos. 22-07211 and 22-07295 supply the maximum volume for the acres covered under the three permits, therefore, no additional beneficial use was found under Permit No. 22-07221. In order for us to clear our records of this right, we ask that you sign the relinquishment form and return it with the amendments for the other permits.

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OCT 21 1997

Teton Pipeline Assn. Inc.  
November 17, 1994  
Page 2

Once we have received the relinquishment form and applications for amendment, we can proceed with license issuance. If you have any questions, feel free to contact our office.

Sincerely,

*for* *Sharla Curtis*  
JIM JOHNSON, Manager  
Water Right Permits Section

JJ:sc

Enclosures

MICROFILMED  
OCT 21 1997

**MEMORANDUM**

**TO: File**  
**FROM: Sharla**  
**DATE: November 16, 1994**  
**RE: Assignment Fees**

The assignments of numerous "Teton Pipeline" rights were received after July 1, 1994 when fees became required for assignments. These assignments, however, had been solicited by the department prior to July and it was decided that no fees would be charged for the assignments to Teton Pipeline Assoc., Inc.

Correspondence concerning these assignment forms can be found in Right 22-07122.

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OCT 21 1997



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

November 2, 1995

Roger Hoopes  
Box 70  
Rexburg, ID 83440

Dear Mr. Hoopes:

Well, are you ready for the next round? Some time has passed since we last discussed the rights we are trying to license in the name of Teton Pipeline Assn. Inc.

You will recall that one of the last things we had discussed was the reduction under several of the permits of some acres originally owned by J. Clint Hoopes. The reduction was caused by the transferring of water to other acres but this had never been documented with the department. When you, Jack and I had spoke, you both indicated that you would sign off on the reduced amendments if the two applications for permit which had been filed to cover these lands would be approved. Believe it or not, enclosed are the approved permits.

With this new development, I would like to arrange a meeting with you to finalize the licensing process for the remaining permits. Amendment fees still need to be paid, several of the amendments need to be signed, etc. We could hopefully wrap this up so that the licenses can be forwarded for signature. Please give me a call (208)327-7945 at your earliest convenience so we can schedule such a meeting. I look forward to hearing from you.

Sincerely,

SHARLA CURTIS  
Water Right Permits Section

Enclosures

MICROFILMED

OCT 21 1997

WR0749NP  
No. L22-07360

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 05/04/94  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                               | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|--------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | HINK INC<br>C/O K D HUSKINSON<br>RT 1<br>SUGAR CITY ID 83448 | 04/14/1981       | IRRIGATION | 04-15 10-15           | 2.00 CFS          | 729.90 AFA          |
| TOTAL DIVERSION: |                                                              |                  |            |                       | 2.00 CFS          | 729.90 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 11.95 CFS

Point(s) of Diversion: T06N R40E S15 SWSW  
Point(s) of Re-diversion: T06N R44E S03 NWSE

MADISON County  
TETON County

Place of use Legal Description for: IRRIGATION

| T   | R   | S  | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | SUM |             |       |       |  |  |  |  |  |  |  |  |  |       |
|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|-------------|-------|-------|--|--|--|--|--|--|--|--|--|-------|
|     |     |    | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |     |             |       |       |  |  |  |  |  |  |  |  |  |       |
| 07N | 43E | 25 | :  |    |    |    | :  |    |    |    |    | :  | 33 | 40 | 37 | 33 | :  |    |     | :           | 143.0 |       |  |  |  |  |  |  |  |  |  |       |
| 07N | 43E | 26 | :  | 33 |    | 33 |    | 39 |    | 40 |    | 16 | 25 | 38 | 36 | :  | 40 | 39 | 18  | 40          | :     | 556.0 |  |  |  |  |  |  |  |  |  |       |
| 07N | 43E | 27 | :  |    |    |    |    | 03 | :  |    |    |    |    |    |    | :  | 23 |    |     |             | :     | 38.0  |  |  |  |  |  |  |  |  |  |       |
| 07N | 43E | 35 | :  |    |    |    |    |    | :  | 37 | 35 | 39 | 35 | :  |    |    |    |    |     |             | :     | 146.0 |  |  |  |  |  |  |  |  |  |       |
|     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | TOTAL ACRES |       |       |  |  |  |  |  |  |  |  |  | 883.0 |

Pou County: TETON

Other Rights: 22-7216 & 22-7121.

Other Water Rights with Same Point(s) of Diversion and Source:

~~22-07216~~ ~~22-07221~~ ~~22-07223~~ ~~22-07235~~ ~~22-07360~~ ~~22-07504~~ ~~22-07740~~ L22-07208 L22-07211 L22-07216  
L22-07221 L22-07223 L22-07235 L22-07295 L22-07375

Other Water Rights Listing Overlapping Place(s) of use:

22-07121 22-07157 22-07216 22-07360 L22-07108Z L22-07157 L22-07216

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
- R30 - 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.

Remarks: 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.  
Totalizing measuring devices shall be maintained at the exchange well and redirection pumps from the Teton River.  
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

Amend

WR0749NP  
No. L22-07360

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 05/04/94  
PAGE: 2

Remarks: from the Teton River ceases until the water not diverted reaches the point of injection.  
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.  
The rate of rediversion from the Teton River shall not exceed the rate of injection into the Teton River from the exchange well.  
Unperforated well casing shall be retained to a depth of 150 feet to prevent interference with shallow wells and recharge to the river.  
The maximum combined rate of diversion under this right and Right Nos. 22-07216, 22-07223 and 22-07235 shall not exceed 11.95 cfs.  
Water is rediverted from the Clementsville (North 1) Project of the Teton Pipeline irrigation system.

Dates: App. Received: 04/14/1987 Priority Date: 04/14/1981  
Proof Due Date: 03/01/1987 Proof Made Date: 06/14/1983  
Exam Made Date: 06/01/1985 Exam Sent to S.O.: 11/01/1986  
Licensed Date:

Misc: Water District Number: 01 Field Exam Fee:

Audit: 04/28/94 CURTIS 04/28/94 CURTIS

[illegible]

| WR-NUMBER | SOURCE        | NE          |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | SUM |     |
|-----------|---------------|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|-----|
|           |               | Lt          |    | Ac |    | Lt |    | Ac |    | Lt |    | Ac |    | Lt |    | Ac |    |     |     |
|           |               | Lt          | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |    |    |     |     |
| L2207360  | T07N R43E S25 | GROUNDWATER |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 143 |     |
|           | :             | :           |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 143 |     |
| L2207108Z | HENRYS FOR    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 146 |
| A2207157  | TETON RIVE    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 144 |
| L2207157  | TETON RIVE    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 146 |
| A2207216  | GROUNDWATE    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 143 |
| L2207216  | GROUNDWATE    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 143 |
| A2207360  | GROUNDWATE    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 143 |
| L2207360  | T07N R43E S26 | GROUNDWATER |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 556 |     |
|           | :             | 33          | 33 | 39 | 40 | 16 | 25 | 38 | 36 | 40 | 39 | 18 | 40 | 40 | 40 | 40 | 39 | 556 |     |
| L2207108Z | HENRYS FOR    | 33          | 33 | 39 | 40 | 16 | 25 | 40 | 40 | 40 | 40 | 32 | 40 | 40 | 40 | 40 | 40 | 578 |     |
| A2207157  | TETON RIVE    | 23          |    | 40 | 40 |    |    | 40 | 40 | 40 | 40 | 32 | 40 | 40 | 40 | 40 | 40 | 495 |     |
| L2207157  | TETON RIVE    | 23          |    | 39 | 40 |    |    | 40 | 40 | 40 | 40 | 32 | 40 | 40 | 40 | 40 | 40 | 494 |     |
| A2207178  | TETON RIVE    | 09          | 32 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 41  |     |
| A2207216  | GROUNDWATE    | 33          | 33 | 39 | 40 | 16 | 25 | 38 | 36 | 40 | 39 | 18 | 40 | 40 | 40 | 40 | 39 | 556 |     |
| L2207216  | GROUNDWATE    | 33          | 33 | 39 | 40 | 16 | 25 | 38 | 36 | 40 | 39 | 18 | 40 | 40 | 40 | 40 | 39 | 556 |     |
| A2207360  | GROUNDWATE    | 33          | 33 | 39 | 40 | 16 | 25 | 38 | 36 | 40 | 39 | 18 | 40 | 40 | 40 | 40 | 39 | 556 |     |
| L2207360  | T07N R43E S27 | GROUNDWATER |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 38  |     |
|           | :             | 03 :        |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 38  |     |
| L2207108Z | HENRYS FOR    | 03 :        |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 38  |     |
| A2207216  | GROUNDWATE    | 03 :        |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 38  |     |
| L2207216  | GROUNDWATE    | 03 :        |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 38  |     |
| A2207360  | GROUNDWATE    | 03 :        |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 38  |     |
| L2207360  | T07N R43E S35 | GROUNDWATER |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 146 |     |
|           | :             | :           |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 146 |     |
| L2207108Z | HENRYS FOR    | 33          | 33 | 33 | 33 | 37 | 35 | 39 | 35 |    |    |    |    |    |    |    |    | 416 |     |
| A2207216  | GROUNDWATE    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 146 |
| L2207216  | GROUNDWATE    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 146 |
| A2207360  | GROUNDWATE    | :           | :  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     | 146 |

**MEMORANDUM**

**TO:FILE #22-7360**

**FROM:ROXANNE MCCARTHY**

**RE: TETON PIPELINE REVIEW**

**DATE: 6-MAR-1990**

=====

This is the twentieth in a series of files that I am reviewing prior to licensing. All of the files have become collectively known as the "Teton Pipeline".

This right uses the same point of diversion as the permitted rights 22-7216, 22-7223 and 22-7235 with the total pumping capacity being most recently recorded as 11.95 cfs. The four rights exceed this diversion capacity so 22-7360 must be conditioned to limit diversion.

Additionally, the volume of the pumps is exceeded and total volume must be conditioned.

The field examiner has recommended a complex "splitting" of these rights to indicate ownership of the diversion and redirection works. This is not consistent with previous actions by the Department and I recommend that this idea be rejected.

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OCT 21 1997

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

~~22-7235~~

~~22-7216~~

Permit No. 22-7360

Phone No. 356-9349  
3498

1. Owner: Hink Inc. % Randy Huskinson

Current Address: Rt 1 Sugar City Idaho 83448

2. Accompanied by: Roxley Wilkinson

EXAM. DATE: 25 June 1985

Address: same

Phone No. 356-9349

Relationship to Permit Holder: same

3. Source: Groundwater

tributary to

| Well/Diversion*<br>No. | Motor<br>Make | HP  | Motor<br>Serial No. | Pump<br>Make | Pump Serial No. or<br>Discharge Size |
|------------------------|---------------|-----|---------------------|--------------|--------------------------------------|
| Exchange Well          | GE            | 125 | DXJ418122           | Aurora       | 3X47286                              |

\*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. **System Description** (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Diversion from Teton River thru Clementsville Pipeline capacity of 88.7cfs

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| McCrometer            |      |      |           | 14-240     |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

## 7. Measurements

☐ Additional data/computation sheets attached
$$0.01 \text{ af in } 36.45 \text{ sec} = 11.95 \text{ cf}$$

8. Point(s) of Diversion:

**Indicate Method of Determination**

[illegible]

9. **Place(s) of Use:**

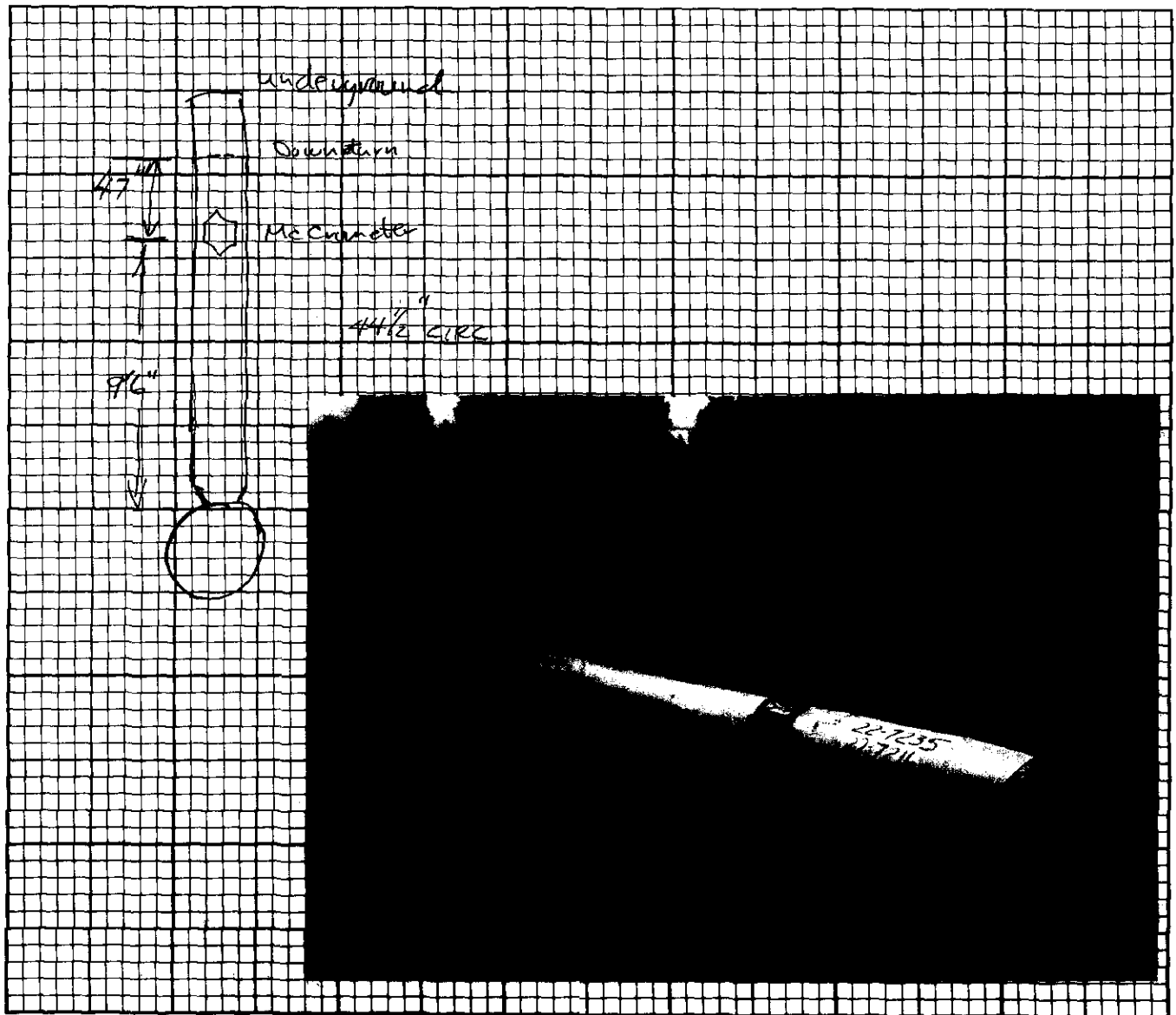
**Irrigation - give acres served by system at time of exam.**

Indicate Method of Determination ASCS AERIAL + on site inspection

| Twp.        | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|-------------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|             |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7N          | 43E  | 25   |        |        |        |        |        |        |        |        | 33     | 40     | 37     | 33     |        |        |        |        | 143    |
|             |      | 26   | 33     | 33     | 39     | 40     | 16     | 25     | 38     | 36     | 40     | 39     | 18     | 40     | 40     | 40     | 40     | 39     | 556    |
|             |      | 27   |        |        |        | 3      |        |        |        |        |        |        |        |        | 23     |        |        | 12     | 38     |
|             |      | 35   |        |        |        |        | 37     | 35     | 39     | 35     |        |        |        |        |        |        |        |        | 146    |
| Total Acres |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 883    |

Total Acres 883

- Teton River                      Groundwater
10. Other water rights on these lands (22-7157 + 22-7178) (22-7216)
11. Other water right diverted from same p.d. \_\_\_\_\_
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

15. Recommended Amendments

- |                                                         |                                                                 |                                |
|---------------------------------------------------------|-----------------------------------------------------------------|--------------------------------|
| <input type="checkbox"/> Change P.D. as reflected above | <input type="checkbox"/> Add P.D. as reflected above            | <input type="checkbox"/> None  |
| <input type="checkbox"/> Change P.U. as reflected above | <input checked="" type="checkbox"/> Add P.U. as reflected above | <input type="checkbox"/> Other |

16. Examiner's/Consultant's Signature Keith C. Wilson Date 25 June 1985

Consultant's License Number \_\_\_\_\_

IDWR Director's Authorization to Conduct

Beneficial Use Examination \_\_\_\_\_

Date

CONSULTANT SEAL

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DEC 2 1987

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
LICENSING REPORT

DEC 1 1999

22-7360  
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

WELL 0.01 cfs in 36.45 sec = 11.95 cfs  
Rediversion Limited to 20% of North Project #1  $\therefore Q$  LIMITED TO 5.74 cfs  
22-7216  $Q = 4.0$  cfs Remaining  $Q = 5.74$  cfs - 4.0 cfs = 1.74 cfs  
MOST RESTRICTIVE IS REMAINING  $Q = 1.74$  cfs  
 $\therefore$  Recommend  $Q = 1.74$  cfs

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 883 \text{ ac} \times 3 \text{ cfs} = 2649 \text{ ac-ft}$   
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.74 \text{ cfs} \times 183 \times 1.9835 = 631.6 \text{ ac-ft}$   
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 631.6 \text{ ac-ft}$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: Teton River (22-7157 / 22-7178) GROUNDWATER  
(22-7216)

b) Other water rights with same point of diversion: 22-7216 / 7235

c) Analysis: Total capacity of well NOT EXCEEDED BY 22-7216 / 7235 / 7360  
The most restrictive condition is on the rediversion rate which is 20% of North Project #1 CLEMENTSVILLE PIPELINE  $Q = (0.20)(28.7 \text{ cfs}) = 5.74$  cfs  
Portion of lands under 22-7216 / 22-7360 not covered by surface rights; therefore,  
CONDITION: UNLESS SUPPLEMENTAL WATER IS OBTAINED PRIOR TO EACH IRRIGATION SEASON FOR:  $N\frac{1}{2}NW\frac{1}{4}$ , Sec 26;  $SE\frac{1}{4}NE\frac{1}{4}$ ,  $E\frac{1}{2}SE\frac{1}{4}$ , Sec 27;  $NW\frac{1}{4}$  Sec 35, T7N R43E, IRRIGATION OF SAID LAND WILL REQUIRE THAT THE GROUNDWATER EXCHANGE WELL BE IN OPERATION.

R01 MEASURING DEVICE; LOCKABLE CONTROL STRUCTURE AT BOTH THE POINT OF DIVERSION AND POINT OF RE-DIVERSION

R04 (01)

THIS RIGHT LIMITED BY 20% OF OWNERSHIP IN NORTH PROJECT #1 CLEMENTSVILLE PIPELINE

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RECOMMENDED AMOUNTS

|    |            |          |        |           |                      |                 |
|----|------------|----------|--------|-----------|----------------------|-----------------|
| 3. | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|    | 22-7360    |          |        |           |                      |                 |

4. Permit Holder: \_\_\_\_\_

Address: \_\_\_\_\_

5. Source: Groundwater tributary to \_\_\_\_\_

|                   |                          |                              |                          |
|-------------------|--------------------------|------------------------------|--------------------------|
| 6. Beneficial Use | Period of Use<br>From To | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
| <u>Irrigation</u> | <u>4/15</u> <u>10/15</u> | <u>1.74 cfs</u>              | <u>631.60 afa</u>        |
|                   |                          |                              |                          |
|                   |                          |                              |                          |
|                   |                          |                              |                          |

Allowable Maximums: 1.74 cfs 631.60 cfa

7. Point(s) of Diversion:

| No. | Govt. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County |
|-----|-----------|-----|-----|-----|------|------|------|--------|
|     |           |     |     |     |      |      |      |        |
|     |           |     |     |     |      |      |      |        |
|     |           |     |     |     |      |      |      |        |
|     |           |     |     |     |      |      |      |        |
|     |           |     |     |     |      |      |      |        |

8. Place(s) of Use

| Twp.              | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|-------------------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|                   |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
| Total Acres _____ |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

9. Recommended Conditions/Remarks: REDIVERSION FROM TETON RIVER IS THRU NORTH  
PROJECT #1 ONLY (CLEMENTSVILLE - TETON PIPELINE)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

10. Recommended Amendments

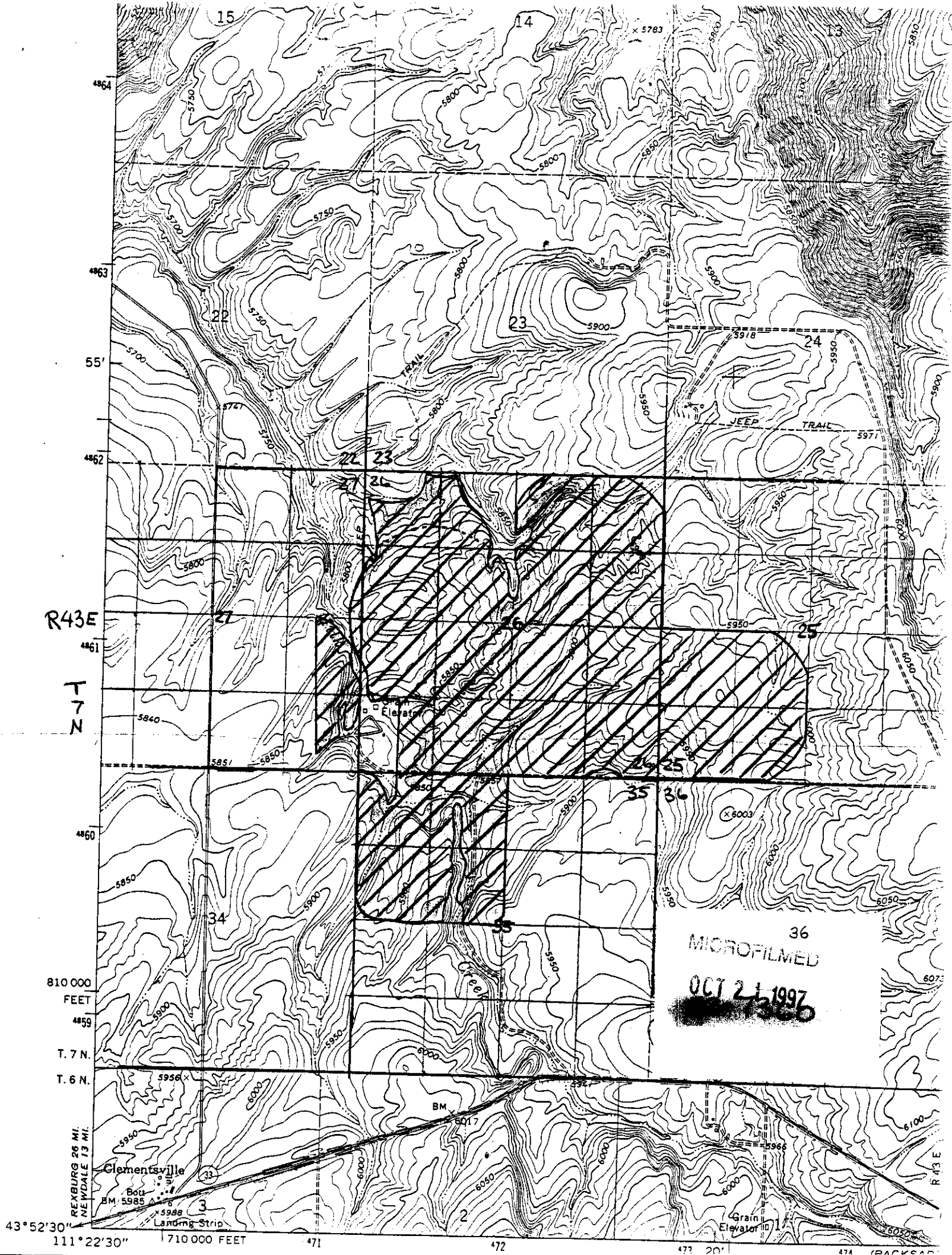
- ☐ Change P.D. as reflected above    ☐ Add P.D. as reflected above    ☐ None
- ☐ Change P.U. as reflected above    ☒ Add P.U. as reflected above    ☐ Other \_\_\_\_\_

11. Examiner's Signature Keith C Wilson Date 4 Nov 1986

Checked in Regional Office by T. W. Jones Date Nov 21, 1986

Approved in State Office by Royanne McElroy Date 7/20/89

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OCT 21 1987





Overlaps 22-7157  
22-7216

Q8 '93

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OCT. 21 1997

INTER-DEPARTMENT MEMO — 1

FROM KEITH C. WILSON

DATE 18 Nov 1986

TO FILE

SUBJECT CLEMENTSVILLE-TETON PIPELINE

NORTH PROJECT #1 Total Capacity Q=28.7cfs

Max & Merrell Rammell----20% Q=5.74cfs  
De Mar Bott-----20% Q=5.74cfs  
Hink Inc.(Teton Georgic)-20% Q=5.74cfs  
Clint Hoopes-----20% Q=5.74cfs  
Darrel & Ron Ard----- 8% Q=2.30cfs  
Glen Nelson-----12% Q=3.44cfs

NORTH PROJECT #2 Total Capacity Q=8.76cfs

Darrel Ard-----50% Q=4.38cfs  
Clint Hoopes-----50% Q=4.38cfs

CENTRAL (BOELKE) PROJECT-Capacity Q=10.38cfs  
Earl Hoopes-----100%

SOUTH PROJECT-Capacity Q=15.36cfs

Earl Hoopes-----50% Q=7.68cfs  
Rex & Larry Ard-----33.3% Q=5.12cfs  
Clint Hoopes-----16.7% Q=2.56cfs

KEITH C. WILSON

SIGNATURE

MICROFILMED

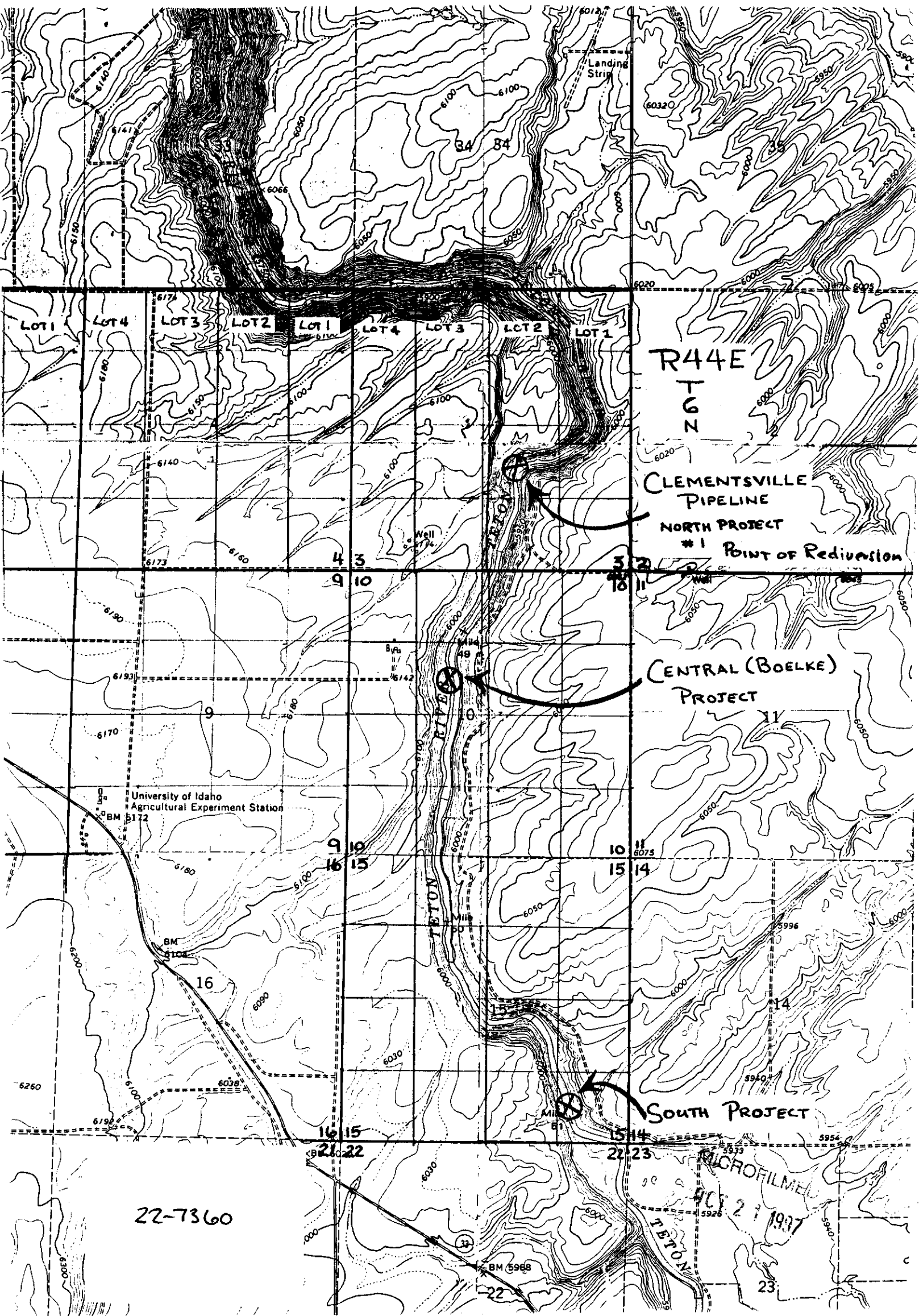
OCT 21 1997

22-7360

| PROJECT                     | PERMIT # | SOURCE      | NAME                                    | % OWNERSHIP                      |
|-----------------------------|----------|-------------|-----------------------------------------|----------------------------------|
| North 1½2                   | 22-7108  | TETON RIVER | J. Clint Hoopes                         | 20% North Proj. #1               |
|                             | 22-7121  | TETON RIVER | J. Clint Hoopes                         | 50% North Proj. #2               |
|                             | 22-7208B | GROUNDWATER | J. Clint Hoopes                         |                                  |
|                             | 22-7375A | GROUNDWATER | J. Clint Hoopes                         |                                  |
| North 1½2                   | 22-7111  | Teton River | Darrell Ard                             | 8% North Proj. #1                |
|                             | 22-7186  | Teton River | Darrell Ard                             | 50% North Proj. #2               |
|                             | 22-7223  | Groundwater | Darrell Ard                             |                                  |
| North # 1                   | 22-7119  | Teton River | Glen Nelson                             | 12% North Proj. #1               |
| North # 1                   | 22-7122  | Teton River | Max & Merrill Rammell                   | 20% North Proj. #1               |
| North # 1                   | 22-7148  | Teton River | Bott Land Inc.                          | 20% North Proj. #1               |
|                             | 22-7211  | Groundwater | Bott Land Inc.                          |                                  |
|                             | 22-7295  | Groundwater | Bott Land Inc. - Recommend cancellation |                                  |
| North # 1<br>→              | 22-7157  | Teton River | Teton Georgic Inc.                      | 20% North Proj. #1               |
|                             | 22-7178  | Teton River | Teton Georgic Inc.                      |                                  |
|                             | 22-7216  | Groundwater | Hink Inc.                               |                                  |
|                             | 22-7360  | Groundwater | Hink Inc.                               |                                  |
| Central (Boelke)<br>Project | 22-7181  | Teton River | Ehco                                    | 100% Central (Boelke)<br>Project |
|                             | 22-7209B | Groundwater | Ehco                                    |                                  |
|                             | 22-7375B | Groundwater | Ehco                                    |                                  |
|                             | 22-7392  | Teton River | Ehco                                    |                                  |
| South Project               | 22-7116  | Teton River | Rex & Larry Ard                         | 33.3% South Proj.                |
|                             | 22-7235  | Groundwater | Larry Ard                               |                                  |
| South Project               | 22-7120  | Teton River | J. Clint Hoopes                         | 16.7% South Proj.                |
|                             | 22-7208A | Groundwater | J. Clint Hoopes                         |                                  |
| South Project               | 22-7180  | Teton River | Ehco                                    | 50% South Project                |
|                             | 22-7209A | Groundwater | Ehco                                    |                                  |

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OCT 21 1997



# CLEMENTSVILLE PIPELINE INC.

## North Project # 1 & 2

HRR158

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS BY POINT OF DIVERSION

PAGE 768  
10/20/1985

| TWN | RNG | SEC | TRACT | LOT | USES | WATER RIGHT NUMBER | STAGE PRIORITY | RFLG | SOURCE OF WATER             | LAST NAME                                      | OWNER CODE  |
|-----|-----|-----|-------|-----|------|--------------------|----------------|------|-----------------------------|------------------------------------------------|-------------|
| 06N | 44E | 03  | 444E  | 01  |      | 22-7349            | P              |      | 03-12-1981 TETON RIVER      | MC CULLOCH<br>MC CULLOCH<br>HUBERT FARMS, INC. | D<br>D<br>C |
|     |     |     | NWSE  | 01  |      | 22-0145A           | D              |      | 01-22-1916 TRAIL CREEK      | RAHNELL<br>RAHNELL<br>RAHNELL                  | C<br>C<br>D |
|     |     |     | NWSE  | 01  |      | 22-0221B           | D              |      | 09-01-1890 TETON RIVER      | CURTIS<br>RAHNELL<br>RAHNELL                   | D<br>C<br>C |
|     |     |     | NWSE  | 01  |      | 22-0245B           | D              |      | 04-01-1890 TETON RIVER      | EYMON<br>RAHNELL<br>RAHNELL                    | D<br>C<br>C |
|     |     |     | NWSE  | 01  |      | 22-7108            | P              |      | 10-11-1974 TETON RIVER      | HOOPES<br>BICKMORE                             | C<br>D      |
|     |     |     | NWSE  | 01  |      | 22-7111            | P              |      | 11-12-1974 TETON RIVER      | ARD                                            | C           |
|     |     |     | NWSE  | 01  |      | 22-7119            | P              |      | 12-10-1974 TETON RIVER      | NELSON                                         | C           |
|     |     |     | NWSE  | 01  |      | 22-7121            | P              |      | 01-14-1975 TETON RIVER      | HOOPES                                         | C           |
|     |     |     | NWSE  | 01  |      | 22-7122            | P              |      | 12-31-1974 TETON RIVER      | RAHNELL<br>RAHNELL                             | C<br>C      |
|     |     |     | NWSE  | 01  |      | 22-7148            | P              |      | 07-23-1975 TETON RIVER      | BOTT<br>BOTT LAND INC.                         | D<br>C      |
|     |     |     | NWSE  | 01  |      | 22-7157            | P              |      | 08-06-1975 TETON RIVER      | TETON GEORGIC INC.                             | C           |
|     |     |     | NWSE  | 01  |      | 22-7186            | P              |      | 04-27-1976 TETON RIVER      | ARD                                            | C           |
|     |     |     | NWSE  | 01  |      | 22-7504            | P              |      | 07-01-1985 GROUNDWATER      | HOOPES                                         | C           |
|     |     |     | NWSE  | 01  |      | 22-7505            | P              |      | 07-01-1985 TETON RIVER      | HOOPES                                         | C           |
|     |     |     | NWSE  |     |      | 22-7208            |                |      | Rediversion for Groundwater |                                                |             |
|     |     |     |       |     |      | 22-7211            |                |      |                             |                                                |             |
|     |     |     |       |     |      | 22-7216            |                |      |                             |                                                |             |
|     |     |     |       |     |      | 22-7223            |                |      |                             |                                                |             |
|     |     |     |       |     |      | 22-7295            |                |      |                             |                                                |             |
|     |     |     |       |     |      | 22-7360            |                |      |                             |                                                |             |
|     |     |     |       |     |      | 22-7375            |                |      |                             |                                                |             |

# CENTRAL (BOELKE) PROJECT

HRR158

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS BY POINT OF DIVERSION

PAGE 769  
10/20/1985

| TWN | RNG | SEC | TRACT | LOT | USES | WATER RIGHT NUMBER | STAGE PRIORITY | RFLG | SOURCE OF WATER             | LAST NAME                      | OWNER CODE |
|-----|-----|-----|-------|-----|------|--------------------|----------------|------|-----------------------------|--------------------------------|------------|
| 06N | 44E | 10  | SE44  | 01  |      | 22-7044A           | L              |      | 03-26-1971 TETON RIVER      | HOOPES                         | C          |
|     |     |     | SE44  | 01  |      | 22-7110            | L              |      | 10-15-1974 TETON RIVER      | EHCO RANCHES, INC.<br>BICKMORE | C<br>D     |
|     |     |     | SE44  | 01  |      | 22-7181            | P              |      | 04-01-1976 TETON RIVER      | ECHO RANCH, INC.               | C          |
|     |     |     | SE44  | 01  |      | 22-7392            | P              |      | 03-22-1982 TETON RIVER      | EHCO RANCH<br>ECHO RANCH       | C<br>D     |
|     |     |     | SE44  |     |      | 22-7209            |                |      | Rediversion for Groundwater |                                |            |
|     |     |     |       |     |      | 22-7375            |                |      |                             |                                |            |

# SOUTH PROJECT

HRR158

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS BY POINT OF DIVERSION

PAGE 769  
10/20/1985

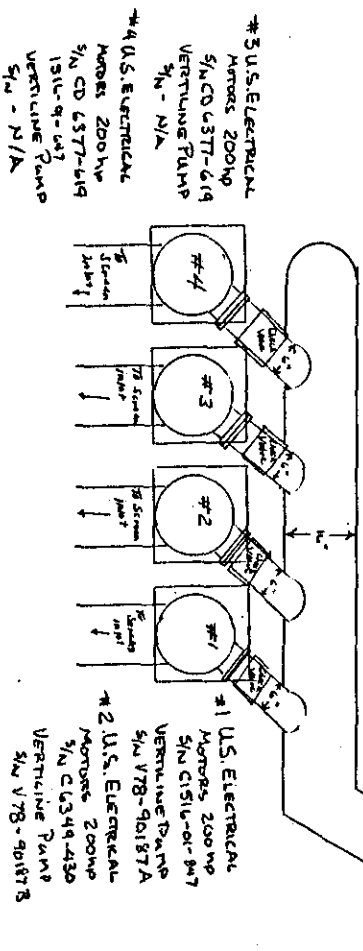
| TWN | RNG | SEC | TRACT | LOT | USES | WATER RIGHT NUMBER | STAGE PRIORITY | RFLG | SOURCE OF WATER                                     | LAST NAME                                 | OWNER CODE |
|-----|-----|-----|-------|-----|------|--------------------|----------------|------|-----------------------------------------------------|-------------------------------------------|------------|
| 06N | 44E | 15  | SESE  | 01  |      | 22-0288D           | D              |      | 05-15-1883 TETON RIVER                              | HANSEN<br>EHCO RANCH INC.                 | D<br>C     |
|     |     |     | SESE  | 01  |      | 22-0351            | D              |      | 06-01-1887 TETON RIVER, SOUTH FORK<br>BIGLER SLOUGH | OTTESON                                   | C          |
|     |     |     | SESE  | 01  |      | 22-0551B           | D              |      | 04-01-1898 TETON RIVER                              | TETON ISLAND CANAL CO.<br>EHCO RANCH INC. | D<br>C     |
|     |     |     | SESE  | 01  |      | 22-0552B           | D              |      | 03-01-1883 TETON RIVER                              | TETON ISLAND CO.<br>EHCO RANCH INC.       | D<br>C     |
|     |     |     | SESE  | 01  |      | 22-0553B           | D              |      | 05-22-1884 TETON RIVER                              | TETON ISLAND CANAL CO.<br>EHCO RANCH INC. | D<br>C     |
|     |     |     | SESE  | 01  |      | 22-7044B           | L              |      | 03-26-1971 TETON RIVER                              | HOOPES                                    | C          |
|     |     |     | SESE  | 01  |      | 22-7100            | P              |      | 08-07-1974 TETON RIVER                              | EHCO RANCH, INC.                          | C          |
|     |     |     | SESE  | 01  |      | 22-7116            | P              |      | 12-03-1974 TETON RIVER                              | ARD<br>ARD                                | C<br>C     |
|     |     |     | SESE  | 01  |      | 22-7120            | P              |      | 01-14-1975 TETON RIVER                              | HOOPES                                    | C          |
|     |     |     | SESE  | 01  |      | 22-7159            | L              |      | 08-18-1975 TETON RIVER                              | EHCO RANCH, INC.                          | C          |
|     |     |     | SESE  | 01  |      | 22-7180            | P              |      | 04-01-1976 TETON RIVER                              | EHCO RANCH, INC.                          | C          |
|     |     |     | SESE  |     |      | 22-7208            |                |      | Rediversion for Groundwater                         |                                           |            |
|     |     |     |       |     |      | 22-7209            |                |      |                                                     |                                           |            |
|     |     |     |       |     |      | 22-7235            |                |      |                                                     |                                           |            |

00121 1987

NORTH PROJECT # 2

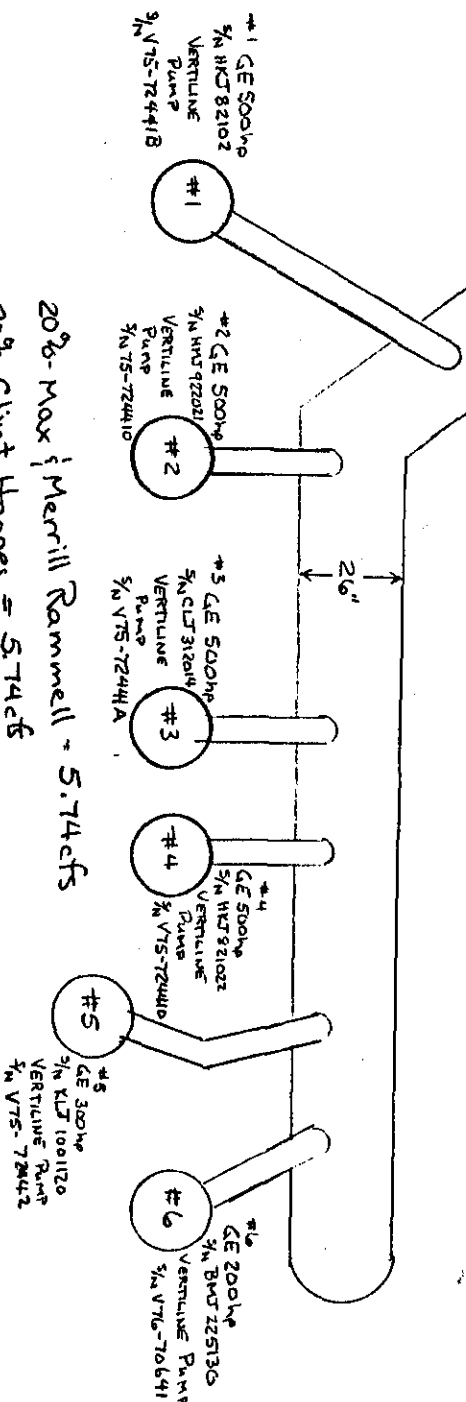
MEASUREMENT 8.76 cfs  
(July 1979)

50% Darrell And = 4.38 cfs  
50% Clint Hoopes = 4.38 cfs



CLEMENTSVILLE PIPELINE  
NORTH PROJECT #1

Measurement of 28.7 cfs  
(July 1979)



20% Max! Merrill Rammell = 5.74 cfs  
20% Clint Hoopes = 5.74 cfs  
8% Darrell! Ron And = 2.30 cfs  
12% Glen Nelson = 3.44 cfs  
20% DeMar Bot = 5.74 cfs  
20% Ed Parkinson = 5.74 cfs  
(THINK)

22-7360

MICROFILMED  
OCT 21 1987

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
COMMENCEMENT OF WORKS

Permit No. 22-7360  
Name(s) of Permit Holder(s): HINK TALC.  
Post Office Address: Rt 1 Sugar City Id.  
Tel. No. 356-3498

- ☒ I hereby certify that construction of diversion works for the above referenced permit began on 5-1-82 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control\*:

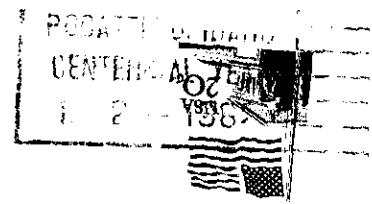
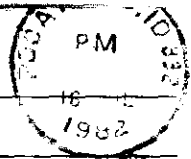
\*Note: A financing difficulty is not an acceptable reason.

7-15-82  
Date

Andy Robinson  
Signature of Permit Holder

OCT 21 1997

Hunk Inc.  
AT-1  
Sugar City ID. 83448



IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

MICROFILMED  
OCT 21 1997

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440  
CERTIFIED MAIL  
DECEMBER 31, 1986

HINK INC.  
C/O K.D. HUSKINSON  
RT. 1  
SUGAR CITY, ID 83448

138657

PROOF DUE NOTICE

RE: PERMIT NO. 22-7360

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF THE ABOVE REFERENCED WATER PERMIT WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 1, 1987. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH WHEN ACCOMPANIED BY THE LICENSE EXAMINATION FEE OR A COMPLETED FIELD EXAMINATION REPORT PREPARED BY A CERTIFIED WATER RIGHT EXAMINER MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

MICROFILMED

RITA FLECK  
SECRETARY/RECORDS MANAGER

OCT 21 1997

ENCLOSURES

*Letter sent out  
in ERROR.*

*Proof previously  
submitted.*

*1-21-87*

*[Signature]*



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-4440

October 15, 1985

Hink, Inc.  
Rt. 1  
Sugar City, ID 83448

Re: Water Right No. 22-7360

Dear Wateruser:

The proof of beneficial use (Form A) which you recently submitted to the Department is being returned to you because proof of beneficial use has already been submitted for the water right.

If you have any questions, please feel free to contact this office.

Sincerely,

LINDA D. SMITH  
Receptionist

Enclosure

cc: Region

MICROFILMED  
OCT 21 1987



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-4440

July 11, 1985

Hink, Inc.  
Rt. 1  
Sugar City, ID 83448

Re: Water Right Identification No. 22-7360

Dear Wateruser:

The proof of beneficial use (Form A) which you recently submitted to the department is being returned to you for the following reason:

- ☒ Proof of beneficial use has already been submitted for the water right.
- ☐ Proof of beneficial use is not applicable for existing licensed rights.
- ☐ Proof of beneficial use is not applicable for existing decreed rights.
- ☐ Proof of beneficial use is not applicable for a right represented by a claim to a water right.
- ☐ Other:

Sincerely,

RITA I. FLECK  
Secretary/Records Manager

Enclosure

cc: Region

MICROFILMED  
OCT 21 1987



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

150 Shoup  
Idaho Falls, Idaho 83401  
(208) 525-7161

July 18, 1981

Kirk Inc.  
c/o R. D. Harrison  
Attn:  
Eugene City, ID 83401

RE: Permit 42277360/7210

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

\_\_\_\_\_ A field examination of your system has been scheduled for \_\_\_\_\_.

If this time and date is not convenient for you, please contact this office as soon as possible.

\_\_\_\_\_ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

TEMPLE C. WILSON  
FR. GEORGE WILSON

TCW:JK

# DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit 22-7360.

Name(s) of Permit Holder: Hink Inc.

Post Office Address: % K.D. Huskins,

Box #1, Sugar City, ID 83448 Tel. No. \_\_\_\_\_

Source of Water: groundwater

Extent of Use: ☐ Domestic \_\_\_\_\_ (number of households)

☐ Stockwater \_\_\_\_\_ (number and type of stock)

☒ Irrigation 900 \_\_\_\_\_ (acres)

☐ Other \_\_\_\_\_

Department of Water Resources \_\_\_\_\_

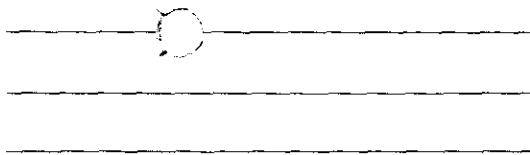
Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

6-14-83  
Date

Signature of Permit Holder



PLACE  
TEN CENT  
STAMP  
HERE



IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

May 10, 1982

Mary Smith  
SMITH, HANCOCK & MOSS  
30 S. 2nd W.  
Rexburg, ID 83440

Dear Ms. Smith:

Unfortunately, your April 7, 1982 letter requesting changes in the proposed memorandum decision and orders on Permit No. 22-7360, Hink, Inc. and Permit No. 22-7275, Carl H. Olsen were not received before the final decisions were sent. However, I don't view the lack of the inclusion of the changes you proposed as having serious consequences. On Permit No. 22-7360, Hink, Inc., the permit holder must inject water into the river whenever water is being diverted from the river under this permit means that the notification by the power company must be a sufficient amount of time before termination of service to allow the permit holder to cease his diversion from the river. On Permit No. 22-7275, Carl H. Olsen, the exchange is under the control of the water-master and; of course, he will require that the well must inject water into the river when water is being diverted from the river under this permit.

Therefore, even though the memorandum decision and order is not amended as you requested, the permit holders do have the same obligations to protect the existing water rights.

A copy of your letter requesting a change on the proposed memorandum decision and order on Application No. 22-7375, Echo Ranch, Inc. and/or Clint Hoopes has been sent to the applicant to see if they have any objections to your suggested change. I will let you know about their response.

If you have any questions, please let me know.

Sincerely,

A. KENNETH DUNN  
Director

AKD:BDF:rf

**MICROFILMED**

PAID

APR 12 1982

Department of Water Resources

SMITH, HANCOCK & MOSS

Attorneys at Law

MARY SMITH  
J. D. HANCOCK  
BRENT J. MOSS  
VAL DEAN DALLING, JR.  
W. LLOYD ADAMS (1885-1980)

90 SOUTH 2nd WEST  
REXBURG, IDAHO 83440  
PHONE: 208-356-5483

April 7, 1982

Mr. Bobby D. Fleenor  
Hearing Officer  
Department of Water Resources  
450 West State  
Boise, Idaho 83720

Dear Mr. Fleenor:

Re: Permit No. 22-7360, Hink, Inc.

The Board of Directors of the Fremont-Madison Irrigation District, in reading the proposed Memorandum Decision and Order in the above matter, would appreciate it if you would amend paragraph 9 on page 4 of the proposed Decision by inserting between the words 'Applicant' and 'prior' the words 'at least twenty-four hours' so that paragraph 9 would read as follows:

"9. 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 applicant at least twenty-four hours prior to the time the power service is terminated."

Yours very truly,

*Mary Smith*  
Mary Smith

rs

MICROFILMED

April 6, 1982

Hink, Inc.  
c/o K. D. Huskinson  
Route 1  
Sugar City, ID 83448

Gentlemen:

Re: Application for Permit No. 22-7360

Enclosed is a copy of the Order Adopting the Proposed Memorandum Decision as the Final Decision and Order of the Director together with a copy of the Proposed Memorandum Decision and Order and a copy of the application.

Be sure to note the special condition requiring you to install and maintain a measuring device at your point of diversion prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Any person who does not agree with the decision of the department may request a rehearing before the Director within twenty (20) days, or may appeal directly to the district court within thirty (30) days of the date the decision is mailed.

Sincerely,

L. GLEN SAXTON  
Chief, Operations Bureau

LGS:rf

Enclosures

cc: See certificate of mailing

2025

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

22 7360

INITIAL REVIEW BY: HWS

APPLICATION NUMBER: Hink

CHECK:

- ☒ Source.  
☒ Point of diversion.  
☒ County.  
☒ Quantity of water and period of use.  
☒ Description of diverting works.  
☒ Time required for beneficial use of water.  
☒ Place of use or acres irrigated.  
☒ Map.  
☒ Signature.  
☒ Fee.  
☐ Yes ☒ No Field check required.  
☐ Yes ☒ No Critical groundwater area.  
☐ Yes ☒ No Request dam safety information. Sent by: \_\_\_\_\_ Date: \_\_\_\_\_  
☐ Yes ☒ No\* In form to receipt.

Field check by: \_\_\_\_\_

Date: \_\_\_\_\_

Comments: \_\_\_\_\_

\*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: \_\_\_\_\_

SEND COPIES TO:

- ☐ Idaho State Health Department.  
☐ Idaho Fish and Game Department.  
☐ Idaho Department of Lands.  
☐ U.S. Bureau of Land Management.  
☐ U.S. Forest Service.

Copies sent by: \_\_\_\_\_

Date: \_\_\_\_\_

☒ Other WDO#01

PROCESSING:

- ☐ Yes ☒ No  
☐ Yes ☒ No  
☒ Yes ☐ No\*

Platted by: \_\_\_\_\_ Map No. \_\_\_\_\_

Other rights on same place of use. \_\_\_\_\_

In form for advertising.

Final date for protests: May 18

☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received. Date: \_\_\_\_\_  
☐ Application published correctly. If not, record action taken: \_\_\_\_\_  
☐ Fee amount, receipt date & number, recorded on application.  
☐ Publication dates and paper, recorded on application.  
☐ Protests, dates, withdrawal, etc., recorded on application.  
☐ Recommendation & initial, recorded on application.  
☐ Yes ☐ No Measuring device required.  
☐ Yes ☐ No Access port required.  
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? \_\_\_\_\_

Date of priority recommended. \_\_\_\_\_

Special conditions of approval or cover letter. \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: \_\_\_\_\_

Date: \_\_\_\_\_

RECEIVED

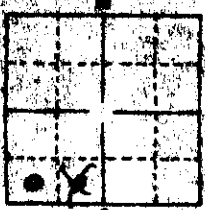
JAN 28 1982

MICROFILMED

Department of Water Resources

## WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days of completion of the well.

| 1. WELL OWNER                                                                                                                                                 |                                                                                                         | 2. WATER LEVEL                                                                                                             |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------|--|
| Name <u>Daniel And</u>                                                                                                                                        | Static water level <u>100</u> feet below land surface                                                   | Flowing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No G.P.M. flow _____                             |  |
| Address <u>Star Route Nevada Id.</u>                                                                                                                          | Temperature _____ ° F Quality _____                                                                     | Artesian closed-in pressure _____ p.s.i.                                                                                   |  |
| Owner's Permit No. <u>22-7223</u>                                                                                                                             | Controlled by <input type="checkbox"/> Valve <input type="checkbox"/> Cap <input type="checkbox"/> Plug |                                                                                                                            |  |
| 3. NATURE OF WORK                                                                                                                                             |                                                                                                         | 4. WELL TEST DATA                                                                                                          |  |
| <input checked="" type="checkbox"/> New well <input type="checkbox"/> Deepened <input type="checkbox"/> Replacement                                           |                                                                                                         | <input checked="" type="checkbox"/> Pump <input type="checkbox"/> Driller <input type="checkbox"/> Other                   |  |
| <input type="checkbox"/> Abandoned (describe method of abandoning)                                                                                            |                                                                                                         | Discharge G.P.M. _____ Draw Down _____ Hours Pumped _____                                                                  |  |
|                                                                                                                                                               |                                                                                                         | _____ _____ _____                                                                                                          |  |
| 5. PROPOSED USE                                                                                                                                               |                                                                                                         | 6. LITHOLOGIC LOG                                                                                                          |  |
| <input type="checkbox"/> Domestic <input checked="" type="checkbox"/> Irrigation <input type="checkbox"/> Test <input type="checkbox"/> Other (specify) _____ |                                                                                                         | 7. METHOD DRILLED                                                                                                          |  |
| <input type="checkbox"/> Municipal <input type="checkbox"/> Industrial <input type="checkbox"/> Stock <input type="checkbox"/> State District or _____        |                                                                                                         | <input type="checkbox"/> Cased <input type="checkbox"/> Rotary <input type="checkbox"/> Aug <input type="checkbox"/> Other |  |
| 8. WELL CONSTRUCTION                                                                                                                                          |                                                                                                         |                                                                                                                            |  |
| Diameter of hole <u>16</u> inches Total depth <u>258</u> feet                                                                                                 |                                                                                                         |                                                                                                                            |  |
| Casing schedule: <input checked="" type="checkbox"/> Steel <input type="checkbox"/> Concrete                                                                  |                                                                                                         |                                                                                                                            |  |
| Thickness _____ inches Diameter _____ inches From _____ feet To _____ feet                                                                                    |                                                                                                         |                                                                                                                            |  |
| _____ inches _____ inches _____ feet _____ feet                                                                                                               |                                                                                                         |                                                                                                                            |  |
| _____ inches _____ inches _____ feet _____ feet                                                                                                               |                                                                                                         |                                                                                                                            |  |
| _____ inches _____ inches _____ feet _____ feet                                                                                                               |                                                                                                         |                                                                                                                            |  |
| Well casing drive shoe used? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No                                                              |                                                                                                         |                                                                                                                            |  |
| Well packer or seal used? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No                                                                 |                                                                                                         |                                                                                                                            |  |
| Perforated? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No                                                                               |                                                                                                         |                                                                                                                            |  |
| How perforated? <input type="checkbox"/> Factory <input type="checkbox"/> Knife <input checked="" type="checkbox"/> Torch                                     |                                                                                                         |                                                                                                                            |  |
| Size of perforation <u>1/2</u> inches by _____ inches                                                                                                         |                                                                                                         |                                                                                                                            |  |
| Number _____ From _____ To _____                                                                                                                              |                                                                                                         |                                                                                                                            |  |
| _____ perforations _____ feet _____ feet                                                                                                                      |                                                                                                         |                                                                                                                            |  |
| _____ perforations _____ feet _____ feet                                                                                                                      |                                                                                                         |                                                                                                                            |  |
| _____ perforations _____ feet _____ feet                                                                                                                      |                                                                                                         |                                                                                                                            |  |
| Well screen installed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No                                                                    |                                                                                                         |                                                                                                                            |  |
| Manufacturer's name _____                                                                                                                                     |                                                                                                         |                                                                                                                            |  |
| Type _____ Model No. _____                                                                                                                                    |                                                                                                         |                                                                                                                            |  |
| Diameter _____ Slot size _____ Set from _____ feet to _____ feet                                                                                              |                                                                                                         |                                                                                                                            |  |
| Diameter _____ Slot size _____ Set from _____ feet to _____ feet                                                                                              |                                                                                                         |                                                                                                                            |  |
| Gravel packed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Size of gravel _____                                                       |                                                                                                         |                                                                                                                            |  |
| Placed from _____ feet to _____ feet                                                                                                                          |                                                                                                         |                                                                                                                            |  |
| Surface seal depth <u>20'</u> Material used in seal <input type="checkbox"/> Cement <input type="checkbox"/> _____                                            |                                                                                                         |                                                                                                                            |  |
| <input type="checkbox"/> Packing clay <input checked="" type="checkbox"/> Well casing                                                                         |                                                                                                         |                                                                                                                            |  |
| Sealing procedure used <input type="checkbox"/> Slurry pit <input type="checkbox"/> Temporary surface seal <input checked="" type="checkbox"/> _____          |                                                                                                         |                                                                                                                            |  |
| _____                                                                                                                                                         |                                                                                                         |                                                                                                                            |  |
| 9. LOCATION OF WELL                                                                                                                                           |                                                                                                         | 10. DRILLER'S CERTIFICATION                                                                                                |  |
| Sketch map location must agree with written location.                                                                                                         |                                                                                                         | Work started <u>Aug 1, 1977</u> Finished <u>Aug 6, 1977</u>                                                                |  |
|                                                                            |                                                                                                         | 11. DRILLER'S CERTIFICATION                                                                                                |  |
| Subdivision Name _____                                                                                                                                        |                                                                                                         | Firm Name _____                                                                                                            |  |
| Lot No. _____ Block No. _____                                                                                                                                 |                                                                                                         | Address _____                                                                                                              |  |
| County _____                                                                                                                                                  |                                                                                                         | State _____                                                                                                                |  |
| S.W. 1/4 Sec. 15, T. 14N, N.S. R. 40, E.W.                                                                                                                    |                                                                                                         | Signature _____                                                                                                            |  |

CONFERENCE 22-7216 (A)  
HINK INC 22-7360

AUG 5, 1981

Applicant - Randy Huskinson

22-7216 - 3/4/77 - 4.00 CFS  
22-7360

On contract of 1/2 way to low well  
under 22-7216 was drilled but  
supply found to be inadequate  
Therefore to drill near barrel  
And recharge well abv. Sugar City.  
It needed a fill obligation  
in Pipeline.

Jim Siddoway -

Wilford - Problem fluctuations  
from pumps turning off and on  
wants wells above all canals.

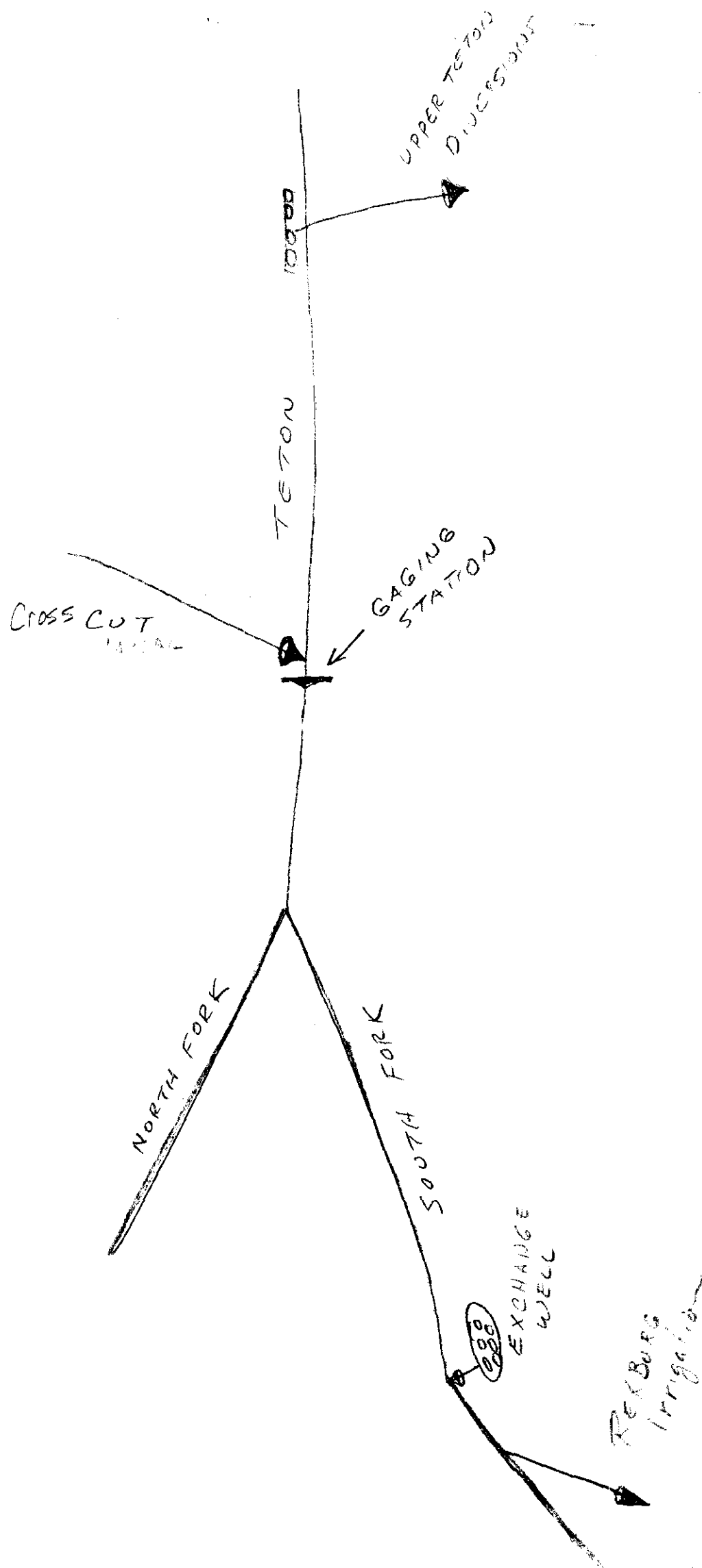
According to Randy Huskinson -

Wood-an-soe Johnson - is a system  
could not get his water says  
problem was trash.

UP & L

A B C  
41.44 - 33.13 - 19.93 / KWH

MICROFILMED



MICROFILMED



Russel Wilking  
wells should pump in above  
all canals  
No crop loss.  
Purpose of protest -

James E. Sawyer -  
in 200 Cfs water right  
Mill operated by water power.  
Has application for Hydro power  
right.

Jim Sidberry - 6 users  
should not have to share  
administrative costs.  
well above would save  
travel time thru cross cuts

J.T. Beech -  
Affect on existing water rights  
fluctuations from pumping  
off & on.

issue Proposed decision

INVESTIGATE  
Royal Thompson  
Roy Jeppson - on Moody  
East Teton right  
Woodmansee has all water  
in Moody

MICROFILMED

Applicant

Hink Inc

- Kenneth Huskinson & Randy Huskinson

Protestant

Fremont Madison - Mary Smith,

Woodmansee Johnson Canal - Russell Wilding

Teton Irrigation & Manufacturing Co. - James Siddoway

Wilford Canal

J.T. Beach

Amendment -

The original permitted well was drilled but not sufficient ~~water~~ water was found -

This would provide sufficient water to the Teton Pipeline

Protestant -

Would like well located above Wilford Canal -

Pump (Exchange) would be above Rexburg Canal -

Power Cost see brochure -

41.44 A

33.13 B

19.88 C

Condition

Casing Requirement -

Pumping Condition -

Issue - Appl.

1. Injury to existing rights -

2. Not sufficient water

~~Amendment~~ Amendment

1. Injury caused by movement of P.D. downstream -

Hearing on both applications  
~~Sketch~~

8-5-1981

Huskinson -

↳ This is for a new well

↳ Plan to run simultaneously but would prefer interruptable power -

↳

- X-exam - Me

- X-exam - Mary Smith

The placement of the well would help Rexburg Irrigation  
 Other existing sites possible.

- X-exam James Siddoway

How would Wilford Canal be satisfied -

↳ X-exam - Mr. Beech -

To Ron - Question -

Exhibit 1 - Well log of nearby well -  
 2 - Chart of pumping charges

↳ Mary Smith - Fremont Madison I.D.

Loren Cower - Director of F.M. and Officer of Rexburg Irr Co

Exchange  
~~Recharge~~ wells cause delivery problems

- Wilding, Siddoway, Beech -

X-exam - By Mr. Huskinson

Mr. Wilding - Woodmanssee Johnson -

**MICROFILMED**

Advantage of higher stream flow - problem in receiving water  
 Would like to see this ~~not~~ application not approved so no precedent will be set.  
 Smith, Siddoway, Beech

X-exam - Mr. Huskinson - Eight other existing recharge wells ∴ this is no precedent

Teton Irrigating & Manufacturing Co.

George A. Briggs

& 1894 right for non consumptive use — 200 cfs

X-exam by Mr. Huskinson

Prior years — problems

Milling is the manufacturing use — grain —

~~total is to 0~~

My Question →

What is the Q used about 100 cfs

(Smith; Wilding; Beech)

— Mr. Siddoway ~~statement~~ —

Administration Problem —

Carrying flow is needed —

— Mr Wilding 2 day lag between PD & exchange

— Mr. Beech

Affect — Reduce amount due to fluctuation —

— Assessment cost has doubled —

— X-exam Mr. Siddoway —

22-7216 Amendment & 22-7360 (combined) - Hink Inc.

Old District Courtroom, Madison County Courthouse, Rexburg, Idaho

Wednesday, August 5, 1981 (11:00 a.m.)

ROSTER OF ATTENDANCE

Hearing Officer \_\_\_\_\_

| Name                                     | Address                      | Representing              |
|------------------------------------------|------------------------------|---------------------------|
| Kenneth D. Hushman                       | Star Rt <sup>2</sup> Newdale | Hink INC                  |
| Larry Harrison                           | 211 Sugar City               | Hink INC.                 |
| Dale L. Swensen                          | St. Anthony                  | Fremont-Madison           |
| George A Briggs                          | Teton                        | Teton Irrig. Mgmt. Co.    |
| <del>Bob Briggs</del><br>Leigh Chantrell | Newdale                      | Fremont Mad Irrig Dist    |
| John B. Hauer                            | Rexburg                      | Fremont Mad & Rexburg Co. |
| Russell Wilding                          | Sugar City                   | Woodmansee Johnson        |
| Mary Lynette                             | Rexburg                      | Fremont-Madison           |
| John L. Mortensen                        | Rexburg Rt 2 Box 87          | " "                       |
| Melvin Harris                            | Teton City                   | Teton Mgmt.               |
| James Gilloway                           | Teton City                   | Teton Irrig. Mgmt.        |
| Frank E. Jones                           | St. Anthony                  | Wilford Irrig.            |
| Gord Huff                                | St. Anthony                  | Wilford Irrig.            |
| J. H. Beech                              | St. Anthony, Ida.            | Wilford Irrigation        |
| Alfred Klein                             | St. Anthony Ida.             | Wilford Irrig.            |
| Dell Palmer                              | Rexburg Idaho                | Woodmansee Johnson        |
| Lorionave                                | Sugar Idaho                  | " "                       |
| Alvin Ball                               | Rexburg, Idaho               | John L. Hinkley           |
| Boyle S. Thomson                         | Sugar                        | Woodmansee Johnson        |
| Brent Barm                               | Sugar                        | Woodmansee Johnson        |
| Ray E. Ricks                             | Sugar City                   | Ray & Mark Ricks          |

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Eastern District Office

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EASTERN DISTRICT OFFICE

150 SHOFU AVE.

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

MACROFILMED

|                                                                                                                                                                                                                                                                                                                                                                                                               |                        |
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| (CONSULT POSTMASTER FOR FEES)                                                                                                                                                                                                                                                                                                                                                                                 |                        |
| 2. ARTICLE ADDRESSED TO:<br>Gary Parkinson<br>Woodmansee Johnson Ditch<br>Sugar City, ID 83448                                                                                                                                                                                                                                                                                                                |                        |
| 3. ARTICLE DESCRIPTION:<br>REGISTERED NO.    CERTIFIED NO.    INSURED NO.                                                                                                                                                                                                                                                                                                                                     | 17215                  |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input checked="" type="checkbox"/> Authorized agent<br>Jeff Parkinson                                                                                                                                                                                        |                        |
| 4. DATE OF DELIVERY<br>7-23-81                                                                                                                                                                                                                                                                                                                                                                                | POSTMARK               |
| 5. ADDRESS (Complete only if requested)                                                                                                                                                                                                                                                                                                                                                                       |                        |
| <b>MICROFILMED</b>                                                                                                                                                                                                                                                                                                                                                                                            |                        |
| REASON FOR RETURN BECAUSE:                                                                                                                                                                                                                                                                                                                                                                                    | CLERK'S INITIALS<br>TH |

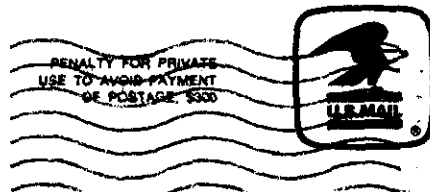
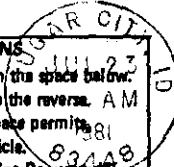
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| 2. ARTICLE ADDRESSED TO:<br>Russell Wilding<br>Route #1<br>Sugar City, ID 83448                                                                                                                                                                                                                                                                                                                             |                         |                |               |             |  |       |  |
| 3. ARTICLE DESCRIPTION:<br><table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>17212</td> <td></td> </tr> </table>                                                                                                                                                                                                                         |                         | REGISTERED NO. | CERTIFIED NO. | INSURED NO. |  | 17212 |  |
| REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                                              | CERTIFIED NO.           | INSURED NO.    |               |             |  |       |  |
|                                                                                                                                                                                                                                                                                                                                                                                                             | 17212                   |                |               |             |  |       |  |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input checked="" type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent<br><i>Lela Wilding</i>                                                                                                                                                                                 |                         |                |               |             |  |       |  |
| 4. DATE OF DELIVERY<br>7-23-81                                                                                                                                                                                                                                                                                                                                                                              | POSTMARK<br>            |                |               |             |  |       |  |
| 5. ADDRESS (Complete only if requested)                                                                                                                                                                                                                                                                                                                                                                     |                         |                |               |             |  |       |  |
| 6. UNDELIVERABLE BECAUSE:                                                                                                                                                                                                                                                                                                                                                                                   | CLERK'S INITIALS<br>TTA |                |               |             |  |       |  |

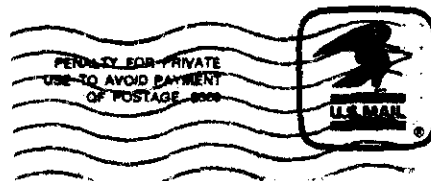
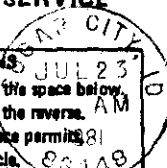
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| (CONSULT POSTMASTER FOR FEES)                                                                                                                                                                                                                                                                                                                                                                          |                                    |
| 2. ARTICLE ADDRESSED TO:<br>Diana S. Richman, Secretary<br>Teton Irr. & Man. Co., Rt. 1<br>Sugar City, ID 83448                                                                                                                                                                                                                                                                                        |                                    |
| 3. ARTICLE DESCRIPTION:<br>REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                              | CERTIFIED NO. 17210<br>INSURED NO. |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input checked="" type="checkbox"/> Authorized agent                                                                                                                                                                                                   |                                    |
| 4. DATE OF DELIVERY<br>7-23-81                                                                                                                                                                                                                                                                                                                                                                         | POSTMARK<br>23 JUL 1981            |
| 5. ADDRESS (Complete only if requested)<br><b>UNABLE TO DELIVER</b>                                                                                                                                                                                                                                                                                                                                    |                                    |
| 6. UNABLE TO DELIVER REASON:<br>CLERK'S INITIALS<br>T-H                                                                                                                                                                                                                                                                                                                                                |                                    |

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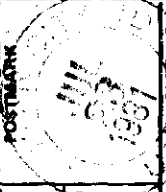
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| 2. <b>ARTICLE ADDRESSED TO:</b><br>Mr. Royle S. Thomson<br>Woodmansee Johnson Ditch<br>Sugar City, ID 83448                                                                                                                                                                                                                                                                                                               |       |
| 3. <b>ARTICLE DESCRIPTION:</b><br>REGISTERED NO.   CERTIFIED NO.   INSURED NO.                                                                                                                                                                                                                                                                                                                                            | 17214 |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input checked="" type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent                                                                                                                                                                                                                      |       |
| DATE OF DELIVERY <i>7.23.81</i>                                                                                                                                                                                                                                                                                                                                                                                           |       |
| POSTMARK<br>                                                                                                                                                                                                                                                                                                                           |       |
| 5. ADDRESS (Complete only if requested)                                                                                                                                                                                                                                                                                                                                                                                   |       |
| 6. <b>ABLE TO DELIVER:</b> <b>UNDELIVERED</b>                                                                                                                                                                                                                                                                                                                                                                             |       |
| CLERK'S INITIALS<br><i>TS</i>                                                                                                                                                                                                                                                                                                                                                                                             |       |

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EASTERN DISTRICT OFFICE

150 SHOUP AVE.

IDAHO FALLS, IDAHO 83401

\_\_\_\_\_  
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\_\_\_\_\_  
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| 2. ARTICLE ADDRESSED TO:<br>Frank Ives<br>Route #1<br>St. Anthony, ID 83445                                                                                                                                                                                                                                                                                                                                 |                                                     |
| 3. ARTICLE DESCRIPTION:<br>REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                   | CERTIFIED NO. 17219<br>INSURED NO.                  |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent<br><i>Frank Ives</i>                                                                                                                                                                                              |                                                     |
| 4. DATE OF DELIVERY<br>7-23-81                                                                                                                                                                                                                                                                                                                                                                              | POSTMARK<br>ST. ANTHONY, ID<br>JUL 23 1981<br>CLERK |
| 5. ADDRESS (Complete only if requested)<br>DELIVER BECAUSE:<br><b>MICROFILMED</b>                                                                                                                                                                                                                                                                                                                           |                                                     |

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| <p>● <b>SENDER:</b> Complete items 1, 2, and 3.<br/>Add your address in the "RETURN TO" space on reverse.</p>                                                                                                                                                                                                                                                                                                                                                                     |               |                |               |             |  |       |  |
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| <p>2. ARTICLE ADDRESSED TO:</p> <p>Fred Trupp<br/>Route #1<br/>St., Anthony, ID 83445</p>                                                                                                                                                                                                                                                                                                                                                                                         |               |                |               |             |  |       |  |
| <p>3. ARTICLE DESCRIPTION:</p> <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>17217</td> <td></td> </tr> </table>                                                                                                                                                                                                                                                                                           |               | REGISTERED NO. | CERTIFIED NO. | INSURED NO. |  | 17217 |  |
| REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | CERTIFIED NO. | INSURED NO.    |               |             |  |       |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 17217         |                |               |             |  |       |  |
| <p>(Always obtain signature of addressee or agent)</p> <p>I have received the article described above.</p> <p>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent,</p> <p><i>Fred Trupp</i></p>                                                                                                                                                                                                                                                |               |                |               |             |  |       |  |
| <p>4. DATE OF DELIVERY</p> <p>JUL 23 1981</p>                                                                                                                                                                                                                                                                                                                                                                                                                                     |               |                |               |             |  |       |  |
| <p>5. ADDRESS (Complete only if requested)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                    |               |                |               |             |  |       |  |
| <p>6. UNABLE TO DELIVER BECAUSE:</p>                                                                                                                                                                                                                                                                                                                                                                                                                                              |               |                |               |             |  |       |  |

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Department of  
Eastern  
Resources

JUL 24 1981

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EASTERN DISTRICT OFFICE

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IDAHO FALLS, IDAHO 83401  
(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

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| <b>SENDER:</b> Complete items 1, 2, and 3.<br>Add your address in the "RETURN TO" space on reverse.                                                                                                                                                                                                                                                                                                         |                                                                  |
| 1. The following service is requested (check one.)<br><input checked="" type="checkbox"/> Show to whom and date delivered.....<br><input type="checkbox"/> Show to whom, date and address of delivery.....<br><input type="checkbox"/> RESTRICTED DELIVERY<br>Show to whom and date delivered.....<br><input type="checkbox"/> RESTRICTED DELIVERY.<br>Show to whom, date, and address of delivery. \$ ____ |                                                                  |
| (CONSULT POSTMASTER FOR FEES)                                                                                                                                                                                                                                                                                                                                                                               |                                                                  |
| 2. ARTICLE ADDRESSED TO:<br>Errol Johnson<br>Route #1<br>St. Anthony, ID 83445                                                                                                                                                                                                                                                                                                                              |                                                                  |
| 3. ARTICLE DESCRIPTION:<br>REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                   | CERTIFIED NO. 17218<br>INSURED NO.                               |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input checked="" type="checkbox"/> Authorized agent<br><i>Errol Johnson</i>                                                                                                                                                                                |                                                                  |
| DATE OF DELIVERY<br>7-23-81                                                                                                                                                                                                                                                                                                                                                                                 | ADDRESS (Complete only if requested)<br>JUL 23 1981<br>MAIL ROOM |
| MAILABLE TO DELIVERER: <b>MAILED</b><br>CLIENTS INITIALS                                                                                                                                                                                                                                                                                                                                                    |                                                                  |

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE \$300



DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUP AVE.

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

Department of Water Resources  
Eastern District Office

JUL 24 1981

RETURN  
TO  
RECEIVED

MICROFILM

|                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                      |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|
| <b>SENDER:</b> Complete items 1, 2, and 3.<br>Add your address in the "RETURN TO" space on reverse.                                                                                                                                                                                                                                                                                                                              |                                      |
| <b>1. The following service is requested (check one.)</b><br><input checked="" type="checkbox"/> Show to whom and date delivered.....<br><input type="checkbox"/> Show to whom, date and address of delivery.....<br><input type="checkbox"/> <b>RESTRICTED DELIVERY</b><br>Show to whom and date delivered.....<br><input type="checkbox"/> <b>RESTRICTED DELIVERY.</b><br>Show to whom, date, and address of delivery. \$ ____ |                                      |
| <b>(CONSULT POSTMASTER FOR FEES)</b>                                                                                                                                                                                                                                                                                                                                                                                             |                                      |
| <b>2. ARTICLE ADDRESSED TO:</b><br>J. T. Beech<br>Route #1<br>St. Anthony, ID 83445                                                                                                                                                                                                                                                                                                                                              |                                      |
| <b>3. ARTICLE DESCRIPTION:</b><br>REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                                 | CERTIFIED NO. 17216<br>INSURED NO.   |
| <b>(Always obtain signature of addressee or agent)</b><br>I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent<br><i>J. T. Beech</i>                                                                                                                                                                                                           |                                      |
| <b>4. DATE OF DELIVERY</b><br>07-23-81                                                                                                                                                                                                                                                                                                                                                                                           | POST OFFICE<br>23<br>1981            |
| <b>5. ADDRESS (Complete only if requested)</b>                                                                                                                                                                                                                                                                                                                                                                                   | <b>6. UNABLE TO DELIVER BECAUSE:</b> |
| CLERK'S INITIALS<br><i>P. H.</i>                                                                                                                                                                                                                                                                                                                                                                                                 |                                      |

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUP AVE.

IDAHO FALLS, IDAHO 83401

RETURN  
TO



(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

RECEIVED

JUL 28 1981

Department of Water Resources  
Eastern District Office

MICROFILMED

|                                                                                                                                                                                                                                                                                                                                                                                                            |               |                |               |             |  |       |  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|----------------|---------------|-------------|--|-------|--|
| <b>● SENDER:</b> Complete items 1, 2, and 3.<br>Add your address in the "RETURN TO" space on reverse.                                                                                                                                                                                                                                                                                                      |               |                |               |             |  |       |  |
| 1. The following service is requested (check one.)<br><input checked="" type="checkbox"/> Show to whom and date delivered.....<br><input type="checkbox"/> Show to whom, date and address of delivery.....<br><input type="checkbox"/> RESTRICTED DELIVERY<br>Show to whom and date delivered.....<br><input type="checkbox"/> RESTRICTED DELIVERY.<br>Show to whom, date, and address of delivery.\$ ____ |               |                |               |             |  |       |  |
| (CONSULT POSTMASTER FOR FEES)                                                                                                                                                                                                                                                                                                                                                                              |               |                |               |             |  |       |  |
| 2. ARTICLE ADDRESSED TO:<br>Hink, Inc.(c/o K. D. Huskinson)<br>Route #1<br>Sugar City, ID 83448                                                                                                                                                                                                                                                                                                            |               |                |               |             |  |       |  |
| 3. ARTICLE DESCRIPTION:<br><table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>17209</td> <td></td> </tr> </table>                                                                                                                                                                                                                        |               | REGISTERED NO. | CERTIFIED NO. | INSURED NO. |  | 17209 |  |
| REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                                             | CERTIFIED NO. | INSURED NO.    |               |             |  |       |  |
|                                                                                                                                                                                                                                                                                                                                                                                                            | 17209         |                |               |             |  |       |  |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent<br><i>K. D. Huskinson</i>                                                                                                                                                                                        |               |                |               |             |  |       |  |
| 4. DATE OF DELIVERY <i>7-27-81</i> POSTMARK <i>SUGAR CITY ID</i>                                                                                                                                                                                                                                                                                                                                           |               |                |               |             |  |       |  |
| 5. ADDRESS (Complete only if requested)                                                                                                                                                                                                                                                                                                                                                                    |               |                |               |             |  |       |  |
| 6. UNABLE TO DELIVER BECAUSE:                                                                                                                                                                                                                                                                                                                                                                              |               |                |               |             |  |       |  |

**NOT RECORDED**



☆ GPO : 1979-300-459

**UNITED STATES POSTAL SERVICE**

**OFFICIAL BUSINESS**

**SENDER INSTRUCTIONS**

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUP AVE.

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

**RETURN  
TO**



**RECEIVED**

**JUL 24 1981**

Department of Water  
Eastern

**MICROFILMED**

|                                                                                                                                                                                                                                                                                                                                                                                                                     |                                       |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------|
| <b>SENDER:</b> Complete items 1, 2, and 3.<br>Add your address in the "RETURN TO" space on reverse.                                                                                                                                                                                                                                                                                                                 |                                       |
| <b>1. The following service is requested (check one.)</b><br><input checked="" type="checkbox"/> Show to whom and date delivered.....¢<br><input type="checkbox"/> Show to whom, date and address of delivery.....¢<br><input type="checkbox"/> RESTRICTED DELIVERY<br>Show to whom and date delivered.....¢<br><input type="checkbox"/> RESTRICTED DELIVERY.<br>Show to whom, date, and address of delivery.\$____ |                                       |
| (CONSULT POSTMASTER FOR FEES)                                                                                                                                                                                                                                                                                                                                                                                       |                                       |
| <b>2. ARTICLE ADDRESSED TO:</b><br>Alfred Klein<br>Route #1<br>St. Anthony, ID 83445                                                                                                                                                                                                                                                                                                                                |                                       |
| <b>3. ARTICLE DESCRIPTION:</b><br>REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                    | CERTIFIED NO.<br>17220<br>INSURED NO. |
| (Always obtain signature of addressee or agent)                                                                                                                                                                                                                                                                                                                                                                     |                                       |
| I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent                                                                                                                                                                                                                                                                              |                                       |
| 4. <i>Alfred Klein</i><br>DATE OF DELIVERY JUL 23 1981                                                                                                                                                                                                                                                                                                                                                              |                                       |
| 5. ADDRESS (Complete only if requested)                                                                                                                                                                                                                                                                                                                                                                             |                                       |
| 6. UNABLE TO DELIVER BECAUSE:                                                                                                                                                                                                                                                                                                                                                                                       |                                       |
| 7. CLEVER'S INITIALS <i>WJ</i>                                                                                                                                                                                                                                                                                                                                                                                      |                                       |

**UNITED STATES POSTAL SERVICE**  
**OFFICIAL BUSINESS**

**SENDER INSTRUCTIONS**

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse. AM
- Attach to front of article if space permits, otherwise affix to back of article. 9:448
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE \$300



DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUP AVE.

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

**RECEIVED**

JUL 27 1981

**RETURN**  
TO  
Department of Water Resources  
Eastern District Office



**MICROFILMED**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                         |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|
| <b>SENDER:</b> Complete items 1, 2, and 3.<br>Add your address in the "RETURN TO" space on reverse.                                                                                                                                                                                                                                                                                                                                                 |                                         |
| 1. The following service is requested (check one.)<br><input checked="" type="checkbox"/> Show to whom and date delivered. ....<br><input type="checkbox"/> Show to whom, date and address of delivery. ....<br><input type="checkbox"/> RESTRICTED DELIVERY<br>Show to whom and date delivered. ....<br><input type="checkbox"/> RESTRICTED DELIVERY.<br>Show to whom, date, and address of delivery. \$ ____<br><br>(CONSULT POSTMASTER FOR FEES) |                                         |
| 2. ARTICLE ADDRESSED TO:<br>Mr. Brent Barrus<br>Route #1<br>Sugar City, ID 83448                                                                                                                                                                                                                                                                                                                                                                    |                                         |
| 3. ARTICLE DESCRIPTION:<br>REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                                                           | CERTIFIED NO. 17213<br>INSURED NO.      |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent                                                                                                                                                                                                                                                           |                                         |
| 4. DATE OF DELIVERY<br>7-25-81                                                                                                                                                                                                                                                                                                                                                                                                                      | 5. ADDRESS (Complete only if requested) |
| 6. UNABLE TO DELIVER BECAUSE:                                                                                                                                                                                                                                                                                                                                                                                                                       |                                         |
| CLERK'S INITIALS D.77                                                                                                                                                                                                                                                                                                                                                                                                                               |                                         |

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



RECEIVED

JUL 27 1981

RETURN  
TO  
Department of Water Resources  
Eastern District Office  
150 Shoup Ave.  
Idaho Falls, Idaho 83401



DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUP AVE.

IDAHO FALLS, IDAHO 83401

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

|                                                                                                                                                                                                                                                                                                                                                                                                              |                                        |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------|
| <b>SENDER:</b> Complete items 1, 2, and 3.<br>Add your address in the "RETURN TO" space on reverse.                                                                                                                                                                                                                                                                                                          |                                        |
| 1. The following service is requested (check one.)<br><input checked="" type="checkbox"/> Show to whom and date delivered.....¢<br><input type="checkbox"/> Show to whom, date and address of delivery.....¢<br><input type="checkbox"/> RESTRICTED DELIVERY<br>Show to whom and date delivered.....¢<br><input type="checkbox"/> RESTRICTED DELIVERY.<br>Show to whom, date, and address of delivery.\$____ |                                        |
| (CONSULT POSTMASTER FOR FEES)                                                                                                                                                                                                                                                                                                                                                                                |                                        |
| 2. ARTICLE ADDRESSED TO:<br>Mr. Dell Palmer, Woodmansee-Johnson<br>Route #1<br>Sugar City, ID 83448                                                                                                                                                                                                                                                                                                          |                                        |
| 3. ARTICLE DESCRIPTION:<br>REGISTERED NO. 17211                                                                                                                                                                                                                                                                                                                                                              | CERTIFIED NO. _____ INSURED NO. _____  |
| (Always obtain signature of addressee or agent)                                                                                                                                                                                                                                                                                                                                                              |                                        |
| I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent<br><i>Dell Palmer</i>                                                                                                                                                                                                                                                 |                                        |
| 4. DATE OF DELIVERY<br>7-24-81                                                                                                                                                                                                                                                                                                                                                                               | POSTMARK<br>SUGAR CITY, ID JUL 23 1981 |
| 5. ADDRESS (write only if requested)                                                                                                                                                                                                                                                                                                                                                                         | CHECKED<br>UNDELIVERED<br>             |
| 6. UNABLE TO DELIVER REASON:                                                                                                                                                                                                                                                                                                                                                                                 |                                        |

all receipts  
returned

8/5/81

Hink, Inc.

22-7216/7360 MICROFILMED

DEPARTMENT OF WATER RESOURCES  
EASTERN DISTRICT OFFICE  
150 SHOUP AVE.  
IDAHO FALLS, IDAHO 83401

NAME AND ADDRESS OF SENDER

Indicate type of mail  
☐ Registered  
☐ Insured  
☐ COD  
☒ Certified

I certify that we have  
☐ Commercial Insurance  
☐ A deductible clause of \$

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.  
POSTMARK AND DATE OF RECEIPT

| NO | NUMBER OF ARTICLE | NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS                          | POSTAGE | FEE | Handling Charge | Actual Value (If Registered) | DUE SENDER (If C.O.D.) | R.R. FEE | S.D. FEE | S.H. FEE | REST. DEL. FEE | REMARKS |
|----|-------------------|-----------------------------------------------------------------------------|---------|-----|-----------------|------------------------------|------------------------|----------|----------|----------|----------------|---------|
| 1  | 17200             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        | .60      |          |          |                | 22-7349 |
| 2  | 17201             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .35     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 3  | 17202             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .35     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 4  | 17203             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 5  | 17204             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 6  | 17205             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 7  | 17206             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 8  | 17207             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 9  | 17208             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 10 | 17209             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 11 | 17210             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 12 | 17211             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 13 | 17212             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 14 | 17213             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |
| 15 | 17214             | Sumner 02 30-22<br>McCluskey, Box 95, Jet + Jet<br>Idaho Falls, Idaho 83401 | .18     | .75 | -               |                              |                        |          |          |          |                | 22-7349 |

POSTMASTER: PER (Name of receiving employee)

TOTAL NUMBER OF  
PIECES RECEIVED  
AT POST OFFICE

15

TOTAL NUMBER OF  
PIECES LISTED BY  
SENDER

15

The full declaration of value is required on all domestic and international registered mail. Commercial Insurance—Payment of the full registry fee is required on articles valued up to \$1,000 or the full amount of the deductible if the deductible exceeds \$1,000. The maximum indemnity payable is \$25,000 for registered mail, \$400 for COD and \$400 for insured mail. Special handling charges apply only to third- and fourth-class parcels. Special delivery service also includes special handling service.

DEPARTMENT OF WATER RESOURCES  
EASTERN DISTRICT OFFICE  
150 SHOUP AVE.  
IDAHO FALLS, IDAHO 83401

NAME AND ADDRESS OF SENDER

Indicate type of mail  
☐ Registered  
☐ Insured  
☐ COD  
☒ Certified

I certify that we have  
☐ Commercial Insurance  
☐ A deductible clause of \$

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

| No | NUMBER OF ARTICLE | NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS                              | POSTAGE | FEE | Handling Charge | Actual Value (If Registered) | DUE SENDER IF C.O.D. | R. R. FEE | S.D. FEE | S. H. FEE | REMARKS |
|----|-------------------|---------------------------------------------------------------------------------|---------|-----|-----------------|------------------------------|----------------------|-----------|----------|-----------|---------|
| 1  | 17215             | Nancy Parkinson, Leadmanee - Johnson Sugar City                                 | .18     | .75 | ✓               |                              |                      | .60       |          |           | 73-7-20 |
| 2  | 17216             | St. Anthony                                                                     | .18     | .75 | ✓               |                              |                      | .60       |          |           | "       |
| 3  | 17217             | Fred Trapp, Rt. 1, St. Anthony                                                  | .18     | .75 | ✓               |                              |                      | .60       |          |           | "       |
| 4  | 17218             | Errol Johnson Rt. 1, St. Anthony                                                | .18     | .75 | ✓               |                              |                      | .60       |          |           | "       |
| 5  | 17219             | Frank Dues, Rt. 1, St. Anthony                                                  | .18     | .75 | ✓               |                              |                      | .60       |          |           | "       |
| 6  | 17220             | Alfred Klein, Rt. 1, St. Anthony                                                | .18     | .75 | ✓               |                              |                      | .60       |          |           | 73-7-20 |
| 7  | 17221             | Continental Minerals Corp. P.O. Box 947, Salmon                                 | .18     | .75 | ✓               |                              |                      | .60       |          |           | 74-2-27 |
| 8  | 17222             | R.O. Burch, Rt. 1, Box 10, Salmon                                               | .18     | .75 | ✓               |                              |                      | .60       |          |           | 74-2-27 |
| 9  | 17223             | Verdon P. Smith, Attorney P.O. Box 1317, Salmon                                 | .18     | .75 | ✓               |                              |                      | .60       |          |           | 74-2-27 |
| 10 | 17224             | James C. Henderson, Acting Secretary Limbick Lumber Co., Rt. 1, Box 784, Salmon | .35     | .75 | ✓               |                              |                      | .60       |          |           | 74-2-27 |
| 11 | 17225             | Ellis Smith, Box 171, Salmon                                                    | .18     | .75 | ✓               |                              |                      | .60       |          |           | 74-2-27 |
| 12 | 17226             | Guyden Pearson, Box 5, Salmon                                                   | .18     | .75 | ✓               |                              |                      | .60       |          |           | 74-2-27 |
| 13 | 17227             | Burgel Senter, Rt. 1, Box 2345, Salmon                                          | .18     | .75 | ✓               |                              |                      | .60       |          |           | 73-7-20 |
| 14 | 17228             | Ford Ziegler, Eccles                                                            | .18     | .75 | ✓               |                              |                      | .60       |          |           | 73-7-20 |
| 15 | 17229             | Wesley Beasley, Eccles                                                          | .18     | .75 | ✓               |                              |                      | .60       |          |           | 73-7-20 |

POSTMASTER: PER (Name of receiving employee)

TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE

15

TOTAL NUMBER OF PIECES RECEIVED BY SENDER

15

The full declaration of value is required on all domestic and international registered mail. Commercial Insurance—Payment of the full registry fee is required on articles valued up to \$1,000 or the full amount of the deductible if the deductible exceeds \$1,000. The maximum indemnity payable is \$25,000 for registered mail, \$400 for COD and \$400 for insured mail. Special handling charges apply only to third- and fourth-class parcels. Special delivery service also includes special handling service.

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

U.S. GOVERNMENT PRINTING OFFICE: 1979-301-994

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR  
PERMIT NO. 22-7360 IN THE NAME  
OF HINK INC.

STIPULATION

BY THIS STIPULATION, the undersigned parties to the above-captioned case waive compliance with the requirements of Idaho Code, Section 67-5211, including the right to a proposed decision, to file exceptions to a proposed decision and to present briefs and oral arguments to the Director of the Department of Water Resources and agree that the Director may render a final decision in this case without first submitting a proposed decision.

Dated this \_\_\_\_\_ day \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Notary Subscription)

**MICROFILMED**

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF APPLICATION }  
FOR PERMIT NO. 22-7360 AND }  
APPLICATION FOR AMENDMENT }  
NO. 22-7216 IN THE NAME OF }  
HINK, INC. }

---

NOTICE OF COMBINED HEARING  
AND/OR CONFERENCE

On April 14, 1981, Hink, Inc. filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On May 11, 1981, the Department received protests against approval of said application from Mary Smith, Attorney at Law, in behalf of Fremont Madison Irrigation District; and the Woodmansee-Johnson Canal Company signed by Dell Palmer, Russell Wilding, Brent Barrus, Royle S. Thomson and Garry Parkinson. On May 12, 1981, an additional protest was received from Teton Irrigation and Manufacturing Company, Diana S. Richman, Secretary.

On May 2, 1981, Hink, Inc. filed application for amendment No. 22-7216. On June 19, 1981, the Department received a protest from the Wilford Canal Company signed by J. T. Beech, Fred Trupp, Errol Johnson, Frank Ives, and Alfred Klein. On June 22, 1981, additional protests were received from the Woodmansee-Johnson Canal Company and signed by Dell Palmer, Brent Barrus, Royle S. Thomson, Garry Parkinson, and O. Russell Wilding; and from Fremont Madison Irrigation District.

The Department has set the matter of protest for hearing for 11:00 a.m., Wednesday, August 5, 1981, in the old District Courtroom, Madison County Courthouse, Rexburg, Idaho. The hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved. A pre-hearing conference may be held beginning at the above set time and prior to the hearing.

In accordance with Idaho Code, Section 42-203, the following issues are involved in the consideration of the application and protest(s):

**MICROFILMED**

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

In accordance with Idaho Code, Section 42-211, the following issues are involved in the consideration of the amendment and protest(s):

1. Will the proposed change result in the diversion and use of more water than originally permitted?
2. Will the rights of others be adversely effected by the proposed change?

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes at the expense of the requesting party. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

If the hearing is conducted by a hearing officer appointed by the Director, rather than the Director himself, a proposed decision will be submitted to the parties and the parties may be afforded an opportunity to file exceptions to the proposed decision and present briefs and oral arguments to the Director prior to the issuance of a final decision by the Director. This procedure is required by Idaho Code, Section 42-1701A.

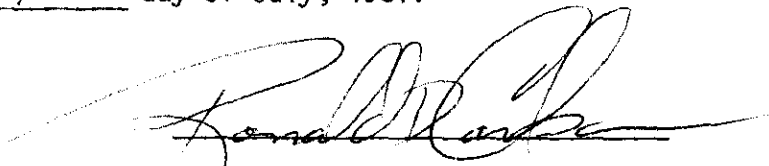
The parties by written stipulation may waive their right to a proposed decision, however, the failure of either party to waive a proposed decision will not prejudice the Director's review of a party's evidence and arguments. However, such a waiver will shorten the decision-making process and may expedite substantially the issuance of a

**MICROFILMED**

final decision. Whether compliance with Section 42-1701A is waived will not affect a party's right to petition for a rehearing of the final decision pursuant to Rule 11 of the Department's Rules of Practice and Procedure or affect a party's right to appeal the final decision to the district court.

Failure to appear at the time and place set for hearing by the applicant or protestant(s) may allow the Department to dismiss without prejudice the protest(s) or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 21<sup>st</sup> day of July, 1981.



Regional Supervisor

**MICROFILMED**

04/22/81

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
NEW WATER RIGHT FILINGS

PAGE 5

## \* INDICATES TOTAL \*

| RIGHT NUMBER | NAME AND ADDRESS | PRIORITY DATE | USE FROM TO | MAX AMOUNT MAX RATE | DIVERSION POINT | PLACE OF USE AND ACREAGE | BASIS FOR RIGHT |
|--------------|------------------|---------------|-------------|---------------------|-----------------|--------------------------|-----------------|
|--------------|------------------|---------------|-------------|---------------------|-----------------|--------------------------|-----------------|

22-7358

|         |                                                      |            |       |             |          |                                           |             |
|---------|------------------------------------------------------|------------|-------|-------------|----------|-------------------------------------------|-------------|
| 22-7358 | TRAIL CREEK SPRINKLER IRRIGATION P.O. BOX 131 VICTOR | 04-13-1981 | POWER | 01-01 12-31 | 8.50 CFS | SESW S23 SESE S15 T03N R45E S16 T03N R45E | APPLICATION |
|---------|------------------------------------------------------|------------|-------|-------------|----------|-------------------------------------------|-------------|

SOURCE: WARM CREEK

TRIBUTARY: TETON RIVER

22-7360

|         |                                               |            |            |             |          |           |             |
|---------|-----------------------------------------------|------------|------------|-------------|----------|-----------|-------------|
| 22-7360 | HINK INC. C/O K.D. HUSKINSUN RT. 1 SUGAR CITY | 04-14-1981 | IRRIGATION | 04-01 11-01 | 2.00 CFS | T06N R40E | APPLICATION |
|---------|-----------------------------------------------|------------|------------|-------------|----------|-----------|-------------|

SOURCE: GROUNDWATER

TRIBUTARY:

OTHER RIGHTS: 22-7216 &amp; 22-7121.

REMARKS: GROUNDWATER WILL BE DISCHARGED INTO TETON RIVER IN EXCHANGE FOR

|                             |          |          |          |          |          |          |
|-----------------------------|----------|----------|----------|----------|----------|----------|
| P/U: T07N R43E S25 NENE(40) | NMSW(40) | SESW(40) | SENE(40) | NENW(40) | NNNW(40) | SESW(40) |
|-----------------------------|----------|----------|----------|----------|----------|----------|

|              |          |          |          |          |          |          |
|--------------|----------|----------|----------|----------|----------|----------|
| S26 NENE(40) | NWNE(40) | SWNE(40) | NESW(40) | SESE(40) | SESW(40) | SENE(40) |
|--------------|----------|----------|----------|----------|----------|----------|

|          |          |          |          |          |          |          |
|----------|----------|----------|----------|----------|----------|----------|
| SWNW(40) | SENW(40) | SESE(40) | SESW(40) | SENE(40) | SESW(40) | SENE(40) |
|----------|----------|----------|----------|----------|----------|----------|

|              |          |          |          |          |          |          |
|--------------|----------|----------|----------|----------|----------|----------|
| S35 NENW(40) | NMSW(40) | SESW(40) | SENE(40) | NENW(40) | NNNW(40) | SESW(40) |
|--------------|----------|----------|----------|----------|----------|----------|

|         |                                             |            |            |             |         |                                       |             |
|---------|---------------------------------------------|------------|------------|-------------|---------|---------------------------------------|-------------|
| 24-7127 | U.S. DEPT. OF INTERIOR BUREAU OF LAND MGMT. | 03-31-1981 | STOCKWATER | 06-01 09-30 | .01 CFS | NMSW S23 NMSW T07S R46E S23 T07S R46E | APPLICATION |
|---------|---------------------------------------------|------------|------------|-------------|---------|---------------------------------------|-------------|

230 COULINS RD. ID 83702

SOURCE: DEAD ASPEN SPRING

OTHER USES: S/25 RANGE.

WILDLIFE 01-01 12-31

.01 CFS

\* .02 CFS

25-4096 HARRIS, LEE W. RT. 2 BOX 253

ID 83442

06-01-1968 STOCKWATER 01-01 12-31

.02 CFS

SESW S04 SWNE NESW STAIRY CUM

T02N R41E NMSW S09 SESE NESW

T02N R41E S04 T02N R41E

S09 T02N R41E

SOURCE: NORTH BRANCH AND SPRINGS

TRIBUTARY: WILLOW CREEK

OTHER USES: S/50 RANGE.

RECEIVED

MAY 5 1981

Department of Water Resources

MICROFILMED

May 15, 1981

RE: Application for Permit No. 22-7360

Hink, Inc.  
c/o K. D. Huskinson  
Rt. #1  
Sugar City, Idaho 83448

Dear Mr. Huskinson:

Enclosed are copies of protests filed against the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the protestants directly in an effort to determine the nature of the protests and to attempt to resolve the protests.

If you do not advise us within twenty (20) days that the protests have been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

Enclosure

cc: IDWR - State Office

May 15, 1981

RE: Application for Permit No. 22-7360 HINK, INC.

Gary Parkinson  
Woodmansee Johnson ~~Ditch~~  
Sugar City, Idaho 83448

Dear Mr. Parkinson:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

cc: IDWR - State Office

MICROFILMED

May 15, 1981

RE: Application for Permit No. 22-7360 HINK, INC.

Mr. Royle S. Thomson  
Woodmansee Johnson Ditch  
Sugar City, Idaho 83448

Dear Mr. Thomson:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

cc: IDWR - State Office

0000000000

May 15, 1981

RE: Application for Permit No. 22-7360 HINK, INC.

Mr. Brent Barrus  
Rt. #1  
Sugar City, Idaho 83448

Dear Mr. Barrus:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

cc: IDWR - State Office



May 15, 1981

RE: Application for Permit No. 22-7360 HINK, INC.

Russell Wilding  
Rt. #1  
Sugar City, Idaho 83448

Dear Mr. Wilding:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

cc: IDWR - State Office

**MICROFILMED**

May 15, 1981

RE: Application for Permit No. 22-7360 HINK, INC.

Mr. Dell Palmer  
Woodmansee Johnson Ditch  
Rt. #1  
Sugar City, Idaho 83448

Dear Mr. Palmer:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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4. Has the applicant sufficient financial resources with which to complete the project?
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If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

cc: IDWR - State Office

RECEIVED  
MAY 15 1981

May 15, 1981

RE: Application for Permit No. 22-7360 HINK, INC.

Fremont-Madison Irrigation District  
P.O. Box 5  
St. Anthony, Idaho 83445

Gentlemen:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

cc: IDWR - State Office  
Mary Smith, Attorney



May 15, 1981

RE: Application for Permit No. 22-7360 HINK, INC.

Diana S. Richman, Secretary  
Teton Irrigation & Manufacturing Company  
Rt. #1  
Sugar City, Idaho 83448

Dear Ms. Richman:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

cc: IDWR - State Office

**MICROFILMED**

BEFORE THE DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF THE APPLICATION OF

Ralph Huskinson  
HINK INC

PROTEST

APPLICATION NO. 22-7360

We, THE TETON IRRIGATION AND MANUFACTURING COMPANY, do hereby protest the application No. 22-7360 for the permits to drill an irrigation well and divert water from the Teton River, and in support thereof respectfully represent..

1. The Teton Irrigation and Manufacturing Company has rights in the Teton River and believe these applications, if permitted, would interfere with their water rights.
2. We are opposed to any permit that does not replace water above our headgates and believe that such a permit would be a detriment to our system.
3. We believe that there are still many problems to be solved with the canals on the Teton as a result of the Teton Dam failure and that there should be a moratorium on all new wells and systems until an evaluation of these problems can be made.
4. We believe that it will require a great deal of manpower to police the Teton River and this will be an added burden to our stockholders.

Dated this <sup>7th</sup> 10 day of May 1981

TETON IRRIGATION AND MANUFACTURING COMPANY

Diana S. Richman  
DIANA S. RICHMAN, SECRETARY

RECEIVED

MAY 12 1981

Department of Water Resources  
Eastern District Office

MICROFILMED

John D. Sullivan, N.Y.C.  
J.D. Sullivan, Inc.  
Rt. 1  
Sage Hill, N.Y. 83448  
(

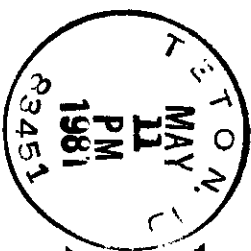
Dept of Water Resources  
Water Dist 761

150 Storage

Shank's Jewel

Shank's

83401



MICROFILMED

SMITH, HANCOCK & MOSS

*Attorneys at Law*

MARY SMITH

J. D. HANCOCK

BRENT J. MOSS

W. LLOYD ADAMS (1885-1969)

May 8, 1981

30 SOUTH 2nd WEST

REXBURG, IDAHO 83440

PHONE: 208 - 356-5493

Idaho Department of Water Resources  
150 Shoup Avenue  
Idaho Falls, Idaho 83401

Re: Hink Inc., Application No.: 22-7360

Dear Sir:

Enclosed please find Protest of the Fremont-Madison Irrigation District in the above matter.

Yours very truly,

*Mary Smith*

Mary Smith

slb

Enclosure

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MAY 11 1981

Department of Water Resources  
Eastern District Office

RECEIVED

BEFORE THE DIRECTOR OF THE IDAHO DEPARTMENT OF

WATER ADMINISTRATION  
-----

IN THE MATTER OF THE APPLICATION :  
OF HINK INC., C/O K.D. HUSKINSON, : PROTEST OF THE FREMONT-  
NUMBER 22-7360, TO APPROPRIATE : MADISON IRRIGATION DISTRICT.  
THE PUBLIC WATERS OF THE STATE :  
OF IDAHO. :

-----

Comes now the Fremont-Madison Irrigation District, a quasi-municipal corporation of the State of Idaho, with its office and post office address at St. Anthony, Idaho, and in response to notice given that HINK INC., c/o K.D. HUSKINSON, made application No. 22-7360 for permit to appropriate 2.00 CFS groundwater by means of well, pump, pipeline and sprinklers to be discharged into the Teton River in exchange for water rediverted within the NWSE, Section 03, Township 06 North, Range 44 E., Teton County, from April 1 to November 1, and makes the following Protest against the approval of such application:

1. That the proposed diversion will reduce the quantity of water under existing water rights.
2. That the supply of Teton river water is not sufficient to warrant appropriation from April 1 to November 1 for the proposed diversion and exchange.
3. That the application for said permit is made for speculative purposes.
4. That such diversion will conflict with local public interest.

  
James Max Mortensen, Chairman  
Board of Directors of the Fremont-  
Madison Irrigation District.

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MAY 11 1981

Department of Water Resources  
Eastern District Office

**MICROFILMED**

STATE OF IDAHO,     )  
                              (SS  
County of Madison.)

JAMES MAX MORTENSEN, being first duly sworn, says that he is the Chairman of the Board of Directors of the Fremont-Madison Irrigation District and he makes this verification for and on behalf of said District; that affiant has read the foregoing Protest and knows the contents thereof and as to the matters and things therein alleged, affiant believes the same to be true.

James Max Mortensen

Subscribed and sworn to before me this 8<sup>th</sup> day of May, 1981.

Mary Smith

Notary Public, residing at  
Rexburg, Idaho. My commission  
expires: Life.

(Seal)

**RECEIVED**

MAY 11 1981

Department of Water Resources  
Eastern District Office

**MICROFILMED**

May 4, 1981

Idaho Department of Water Resources  
150 Shoup Ave.  
Idaho Falls, Idaho 83401

Dear Sirs:

We the Board Members of the Woodmansee Johnson Canal Co., oppose the Amendment to Permit 22-7360 in the name of HINK INC., C/O K.D. Huskinson, Rt. 1, Sugar City, Idaho, which proposes to change the point of diversion as described in the Amendment in the Rexburg Standard-Journal dated April 23, 1981 and April 30, 1981. (Notice of Application for Water Right.) because it is downstream of the point of diversion of the Woodmansee Johnson Canal Co.'s point of diversion.

**NOTICE OF APPLICATION  
FOR WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

Application No.: 22-7360

Applicant: HINK INC., C/O K.D.  
HUSKINSON, RT. 1, SUGAR CITY, ID  
83448

Source: GROUNDWATER

Date Filed: 04/14/1981

Amount: 2.00 CFS

Diversion Point: SWSW Sec 15 T 06N R  
40E, MADISON Co.

Use: IRRIGATION (2.00 CFS) from 04/01  
to 11/01

Place of Use: NESW NWSW SWSW SESW  
Sec 25 T 07N R 43E NENE NWNE SWNE  
SENE NENW NWNW SWNW SENW NESW  
NWSW SWSW SEW NESE NWSE SWSSE  
SESE Sec 25 T 07N R 43E NENW NWNW  
SWNW SENW Sec 25 T 07N R 43E for 960  
ACRES

Diversion Means: WELL, PUMP, PIPELINE  
& SPRINKLERS.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before MAY 11, 1981.

A. KENNETH DUNN  
Director

Publ. April 23 and 30, 1981J

Bill Palmer  
Chairman

Russell Wilding  
Director

Brent Barner  
Director

Roy S. Thomson  
Director

Larry Johnson  
Director

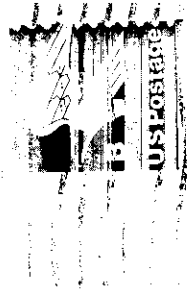
**RECEIVED**

MAY 11 1981

Department of Water Resources  
Eastern District Office

**MICROFILMED**

W.J.R.M. DITCH CO.  
SUGAR CITY, IDAHO  
83448



MICROFILMED

Idaho Daprt. of Water Resources  
150 Shoup Ave.  
Idaho Falls, Idaho 83401

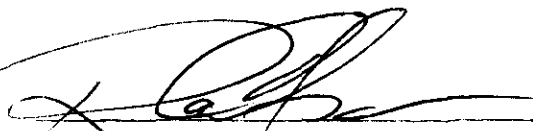
WATERMASTER COMMENTS

I have reviewed Application for Permit No. 22-7360 and have the following comments/objections to the approval of this application for permit:

With the number of exchange wells it would be well to do at least a review of existing data to evaluate the potential impact on existing Teton water rights

5/4/81

Date



RONALD D. CARLSON, WATERMASTER  
Water District No. 01

RECEIVED

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INTER-DEPARTMENT MEMO — 1

DATE 4/29/81

FROM Kay Walker

Application for Permit No. 22-7360

SUBJECT Advertising of the application...

I submitted this advertisement to the newspaper on 4/15/1981 incorrectly. I neglected to mention that the water was going to be exchanged with water in the Teton River. I called the newspaper on 4/28/1981 and had them insert the missing information. The advertisement will be ran 4/30 & 5/07/81 with the last date of protest to be May 18, 1981.

Kay W.  
SIGNATURE

150 Shoup Ave. -----

-----  
525-7161

April 27, 1981

RE: Application for Permit No. 22-7360 - HINK INC.

Dale Swenson  
Fremont-Madison Irrigation District  
P.O. Bpx 5  
St. Anthony, ID 83445

Dear Mr. Swenson:

As per your telephone request of this date, enclosed please find a copy of the above referenced application. Please note that the application was filed for an groundwater exchange well. Noting that this was not included in the first publication of the application we will re-advertise the notice with the correction.

If this office can be of further assistance to you please feel free to contact us.

Sincerely,

KAY WALKER  
Secretary

KW:k  
Enclosure

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

JOHN V. EVANS  
Governor  
A. KENNETH DUNN  
Director

150 Shoup Avenue  
Idaho Falls, ID 83401  
(208) 525-7161

April 16, 1981

Hink, Inc.  
c/o K.D. Huskinson  
Route 1  
Sugar City, ID 83448

RE: Application No. 22-7360

Dear Mr. Huskinson:

Enclosed is Receipt No. 17172 in the amount of \$65.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Kay Walker  
Secretary  
kw

Enclosure

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

150 Shoup Ave.  
Idaho Falls, Idaho 83401  
(208) 525-7161

APRIL 15, 1981

The Standard Journal  
P. O. Box 10  
Rexburg, Idaho 83440

Gentlemen:

Enclosed you will find a lesal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 11, 1981.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before MAY 11, 1981.

A. KENNETH DUNN

Director

Published 4/23 & 4/30/81.

RECEIVED

22-2360-

HINK INC.

C/O K.D. HUSKINSON, RT. 1, SUGAR CITY, ID 83448

Source: GROUNDWATER

Date Filed: 04/14/1981

Amount: 2.00 CFS

Diversion Point: SWSW Sec 15 T 06N R 40E, MADISON Co.

Use: IRRIGATION (2.00 CFS) from 04/01 to 11/01

Place of Use: NESW NWSW SWSW SESW Sec 25 T 07N R 43E NENE NWNE SWNE SENE NENW  
NWNW SWNW SENW NESW NWSW SWSW SESW NESE NWSE SWSE SESE  
Sec 26 T 07N R 43E NENW NWNW SWNW SENW Sec 35 T 07N R 43E  
FOR 960 ACRES

Diversion Means: WELL, PUMP, PIPELINE & SPRINKLERS.