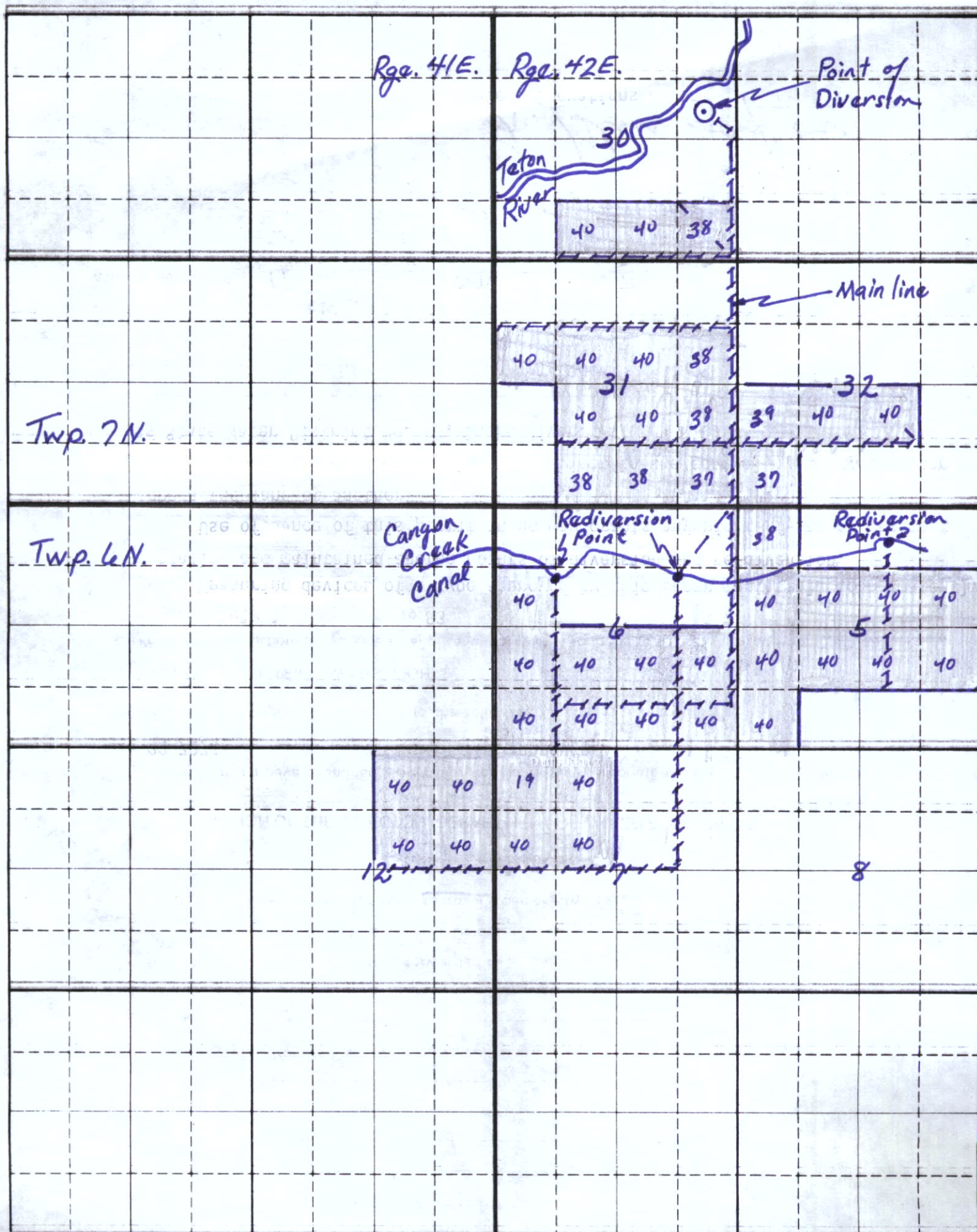


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

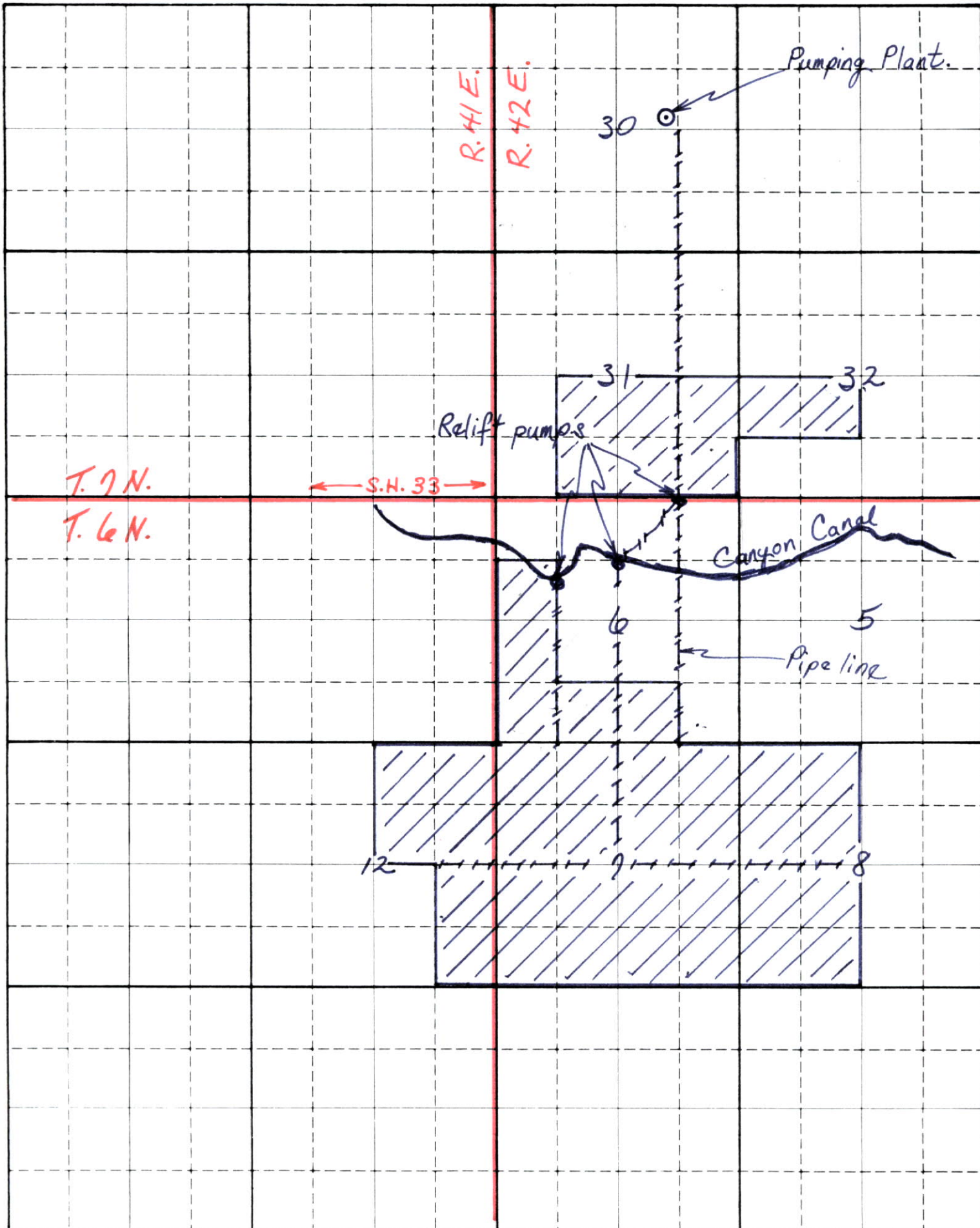


Scale: 2 inches equal 1 mile

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.

Leigh Chantrell
(Applicant) president

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.

Grant Klingler
(Applicant) **President**

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

RECEIVED

MAY 15 1978

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 NOTICE OF APPLICATION
FOR WATER PERMIT

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 20, 1978
and the last publication having been made

on APRIL 27, 1978

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.

[Signature]

~~~~~

Subscribed to and sworn to before me

this April 28, 1978

(SEAL)

*[Signature]*  
Notary Public.

My commission expires Lifetime

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that Canyon  
Creek Lateral Ditch Water Users  
Association, Newdale, Idaho has on 4-10-78  
submitted Application No. 22-7276 for a  
permit to appropriate 24.0 cubic feet per  
second of water from the Teton River  
tributary to Snake River by means of pump  
and pipeline within the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , Sec. 30,  
T. 7N, R. 42E, B.M., Madison County; to be  
used from May 1 to Sept. 1 for the irrigation  
of 1,720 acres within the NE $\frac{1}{4}$ , E $\frac{1}{2}$  SE $\frac{1}{4}$ ,  
Sec. 12, T. 6N, R. 41E; SW $\frac{1}{4}$  NW $\frac{1}{4}$ ,  
W $\frac{1}{2}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 6,  
Sec. 7, W $\frac{1}{2}$ , Sec. 8, T. 6N, R. 42E; E $\frac{1}{2}$  SW $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ , Sec. 31, N $\frac{1}{2}$  SW $\frac{1}{4}$ , Sec. 32, T. 7N, R.  
42E, B.M.

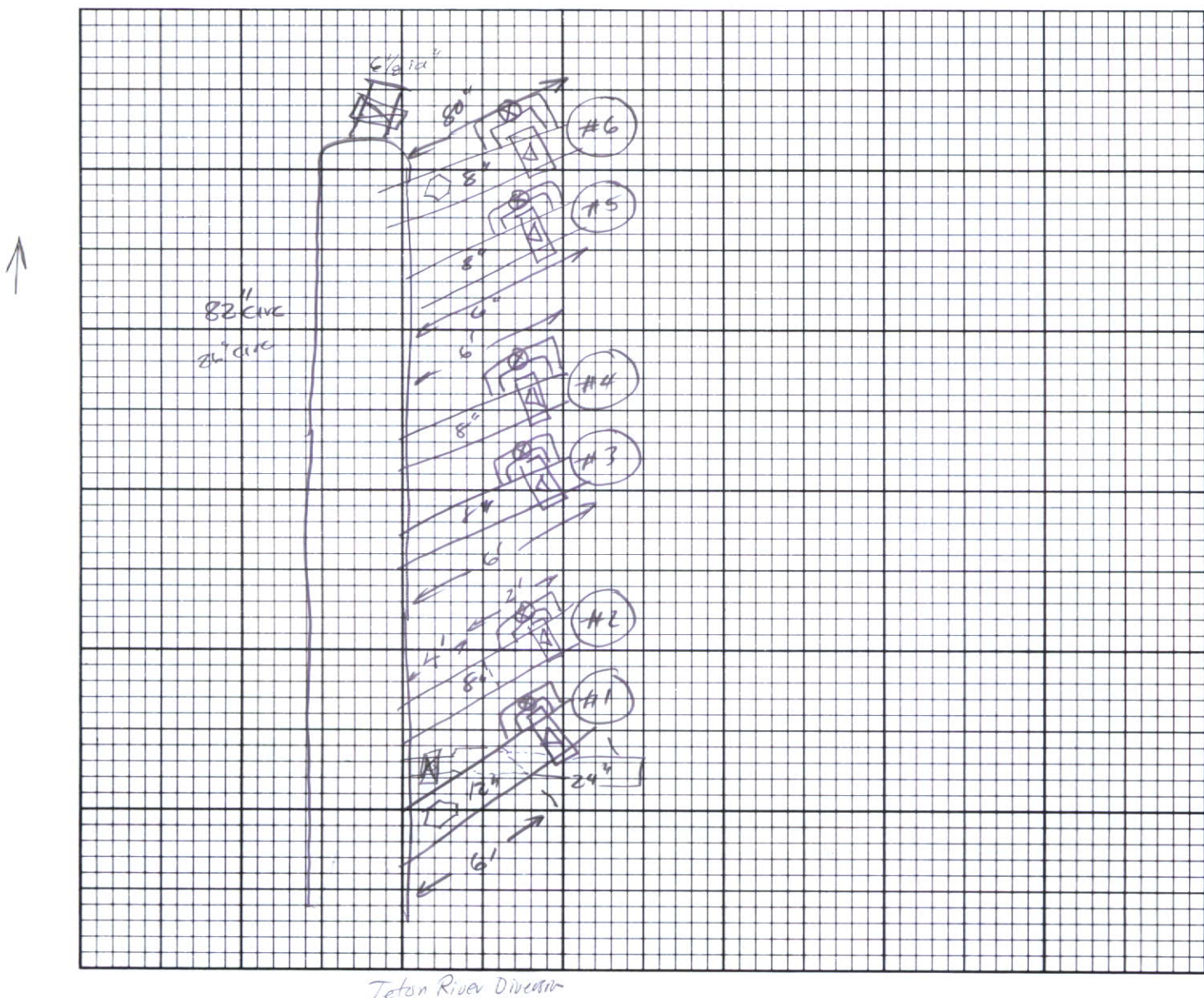
If issued, this permit will be subject to all  
prior water rights. Protests against the  
granting of the permit must be filed with  
the Idaho Department of Water Resources,  
1515 Lincoln Road, Idaho Falls, Idaho  
83401 on or before May 8, 1978.

C. STEPHEN ALLRED

Director

Published in the Standard Journal,  
Rexburg, Idaho on April 20 and April 27,  
1978.

10. Other water rights on these lands 22-0195/0196/0163/7253
11. Other water right diverted from same p.d. 22-0163/0195/0196
12. **Diverslon 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 Diverslon & 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
- ☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☒ Add P.U. as reflected above

- ☐ None
- ☐ Other

16. Examiner's/Consultant's Signature Keith C Wilson Date 18 July 1985

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

IDWR Director's Authorization to Conduct

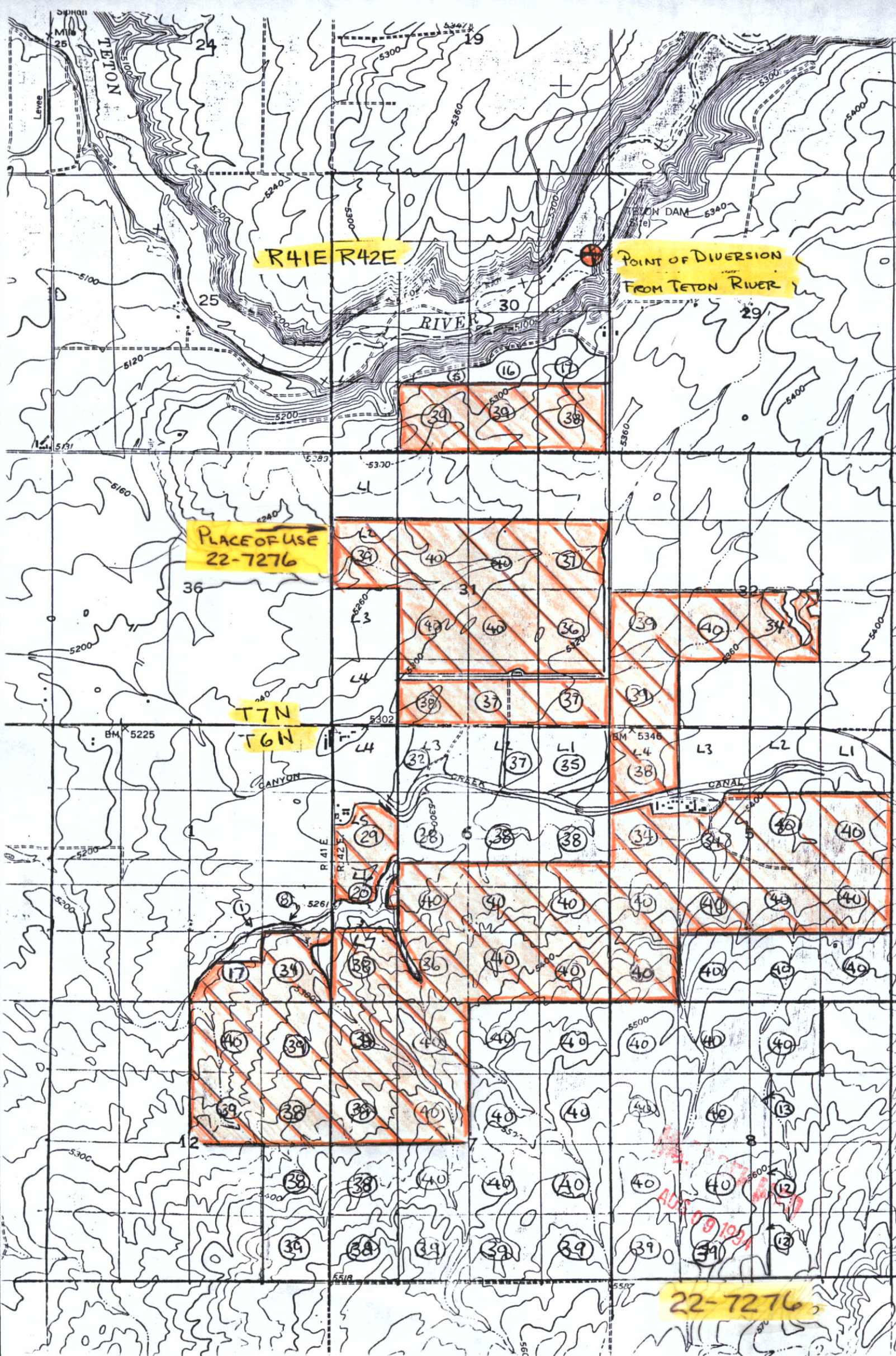
Beneficial Use Examination \_\_\_\_\_

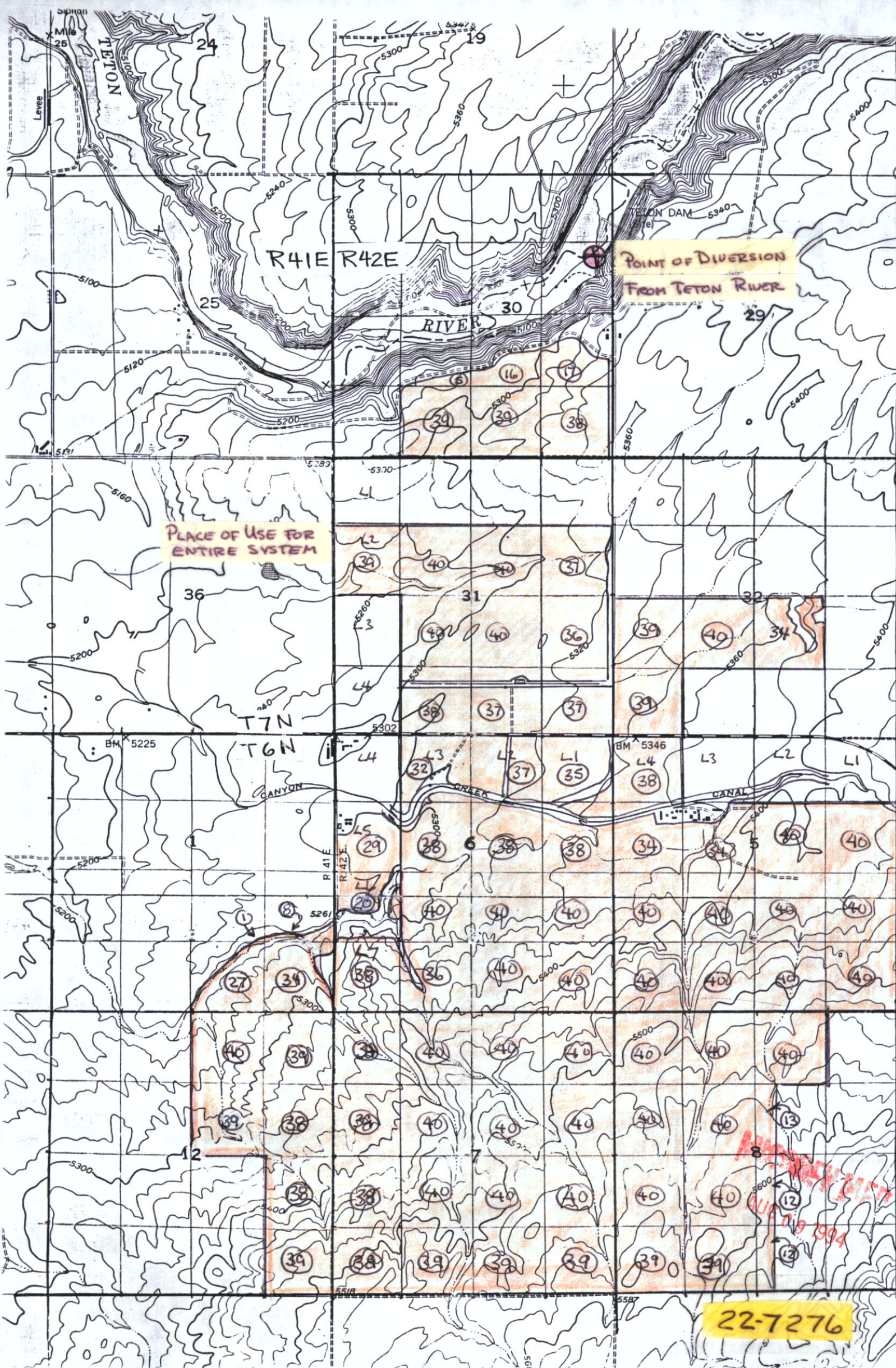
Date

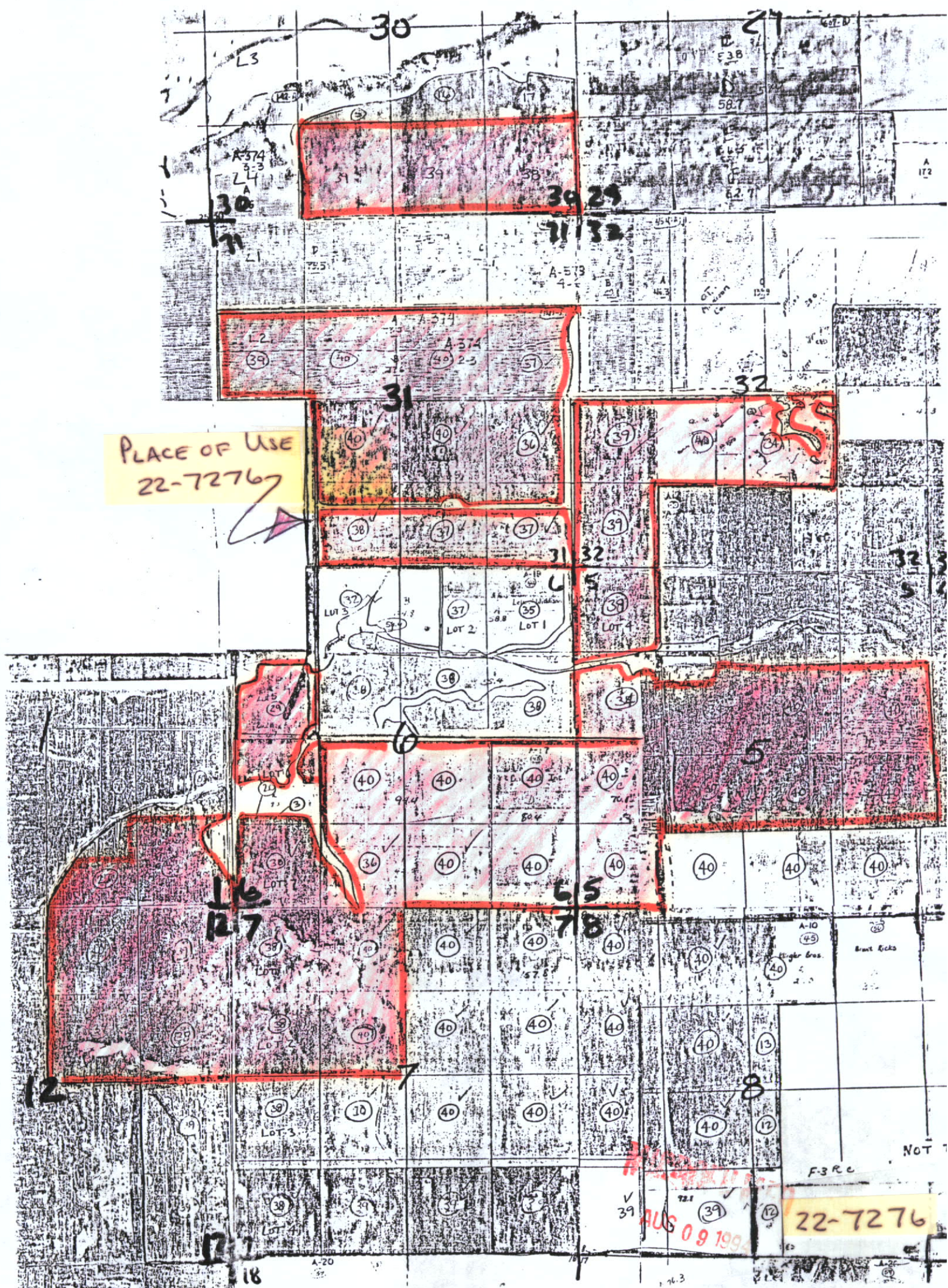
CONSULTANT SEAL

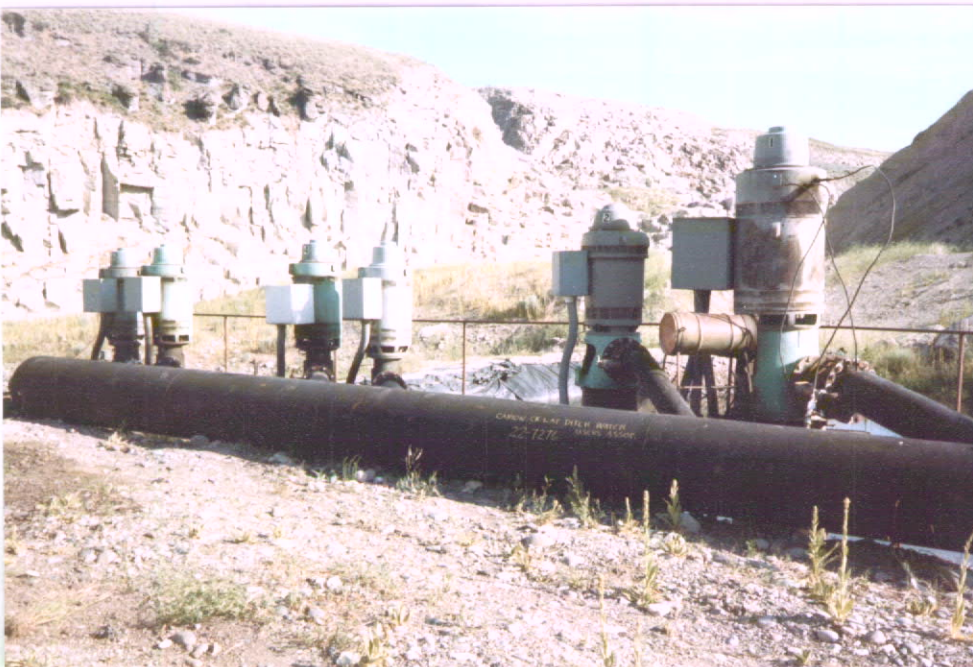
*Handwritten signature*

AUG 05 1994









TETON RIVER  
DIVERSION

22-7276

AUG 09 1994

22-7276

P-2

L4

L3

L2  
(39)

L1

2530  
3231

A-374  
3-3  
L4  
176

L3

L2

T

J

(40)

(40)

A-374  
730  
B  
716

A-374

(40)  
A-374  
2-3

(40)

(36)

(37)

A-579  
C  
75.1

A-579  
4-4

B  
42.1

A  
46.3

(494.0)

R42E

TN

0  
1399

0  
1399

62.7

E  
64.5

D  
58.7

C  
53.8

0 V 5

A-366  
2-2  
A-607

B  
78.5

A  
44.9

MURDOCK MED

AUG 09 1994

NOT TO SCALE

See Photo F-21

R41E

Dean Schwendiman

A-9  
(46A)

47.2

F  
61.8

A  
10.7

B  
24.9

E  
10.9

K  
149.2

A-11

Op-Ual Schwendiman

D  
135.5

78.2

B  
23.2

H  
33.8

G  
43.7

A  
34.9

King's Brothers

(27)

(34)

(40)

(39)

(39)

(38)

T 62

22-7276

R41E R42E

Lot 1  
(38)

Lot 2  
(38)

Lot 6

Lot 5  
(29)

NOT TO SCALE

APR 9 1994

6 N 41 E Sec 12

39.8  
34.7

43.7  
43.7

FREMONT

(40)

(40)

(37)

(40) ✓

(40) ✓

C  
135.9

(36) ✓

(39) ✓

73.7

(40) ✓

(38) ✓

E  
37.7

(37) ✓

D  
39.7

(37) ✓

(39)

(30)

Merrill Martine

R42E

TTN  
T6N

3132  
615

A-19  
(40)

Leland Widdison

(32)

LOT 3

B

24.8

(58.4)

(37)

LOT 2

A  
58.8

(35)

LOT 1

(38)

A  
58.8  
LOT 4

D

32.7

(38)

G  
37.9

(38)

F  
55.4

(38)

(34)

Mark Se

E  
94.4

HIDDEN

AUG 09 1994

22-7276

F2 R A

NOT TO SCALE

OP-T. A. Baker

D  
140.9

32

A  
69.0

R42E  
T  
7  
N

B  
47.3

C  
40.6

B  
73.7

(30)  
Hearst Station  
C  
54.6

B  
30.4

A  
28.0

3233  
54

D  
32.7

(123)  
Dent Ridge

A  
49.3

A  
38.8

B  
71

C  
14.2

B  
32.3

(34)  
B  
58.5

(40)

A  
54.4  
(40)  
AUG 0 9 1994

5

(40)

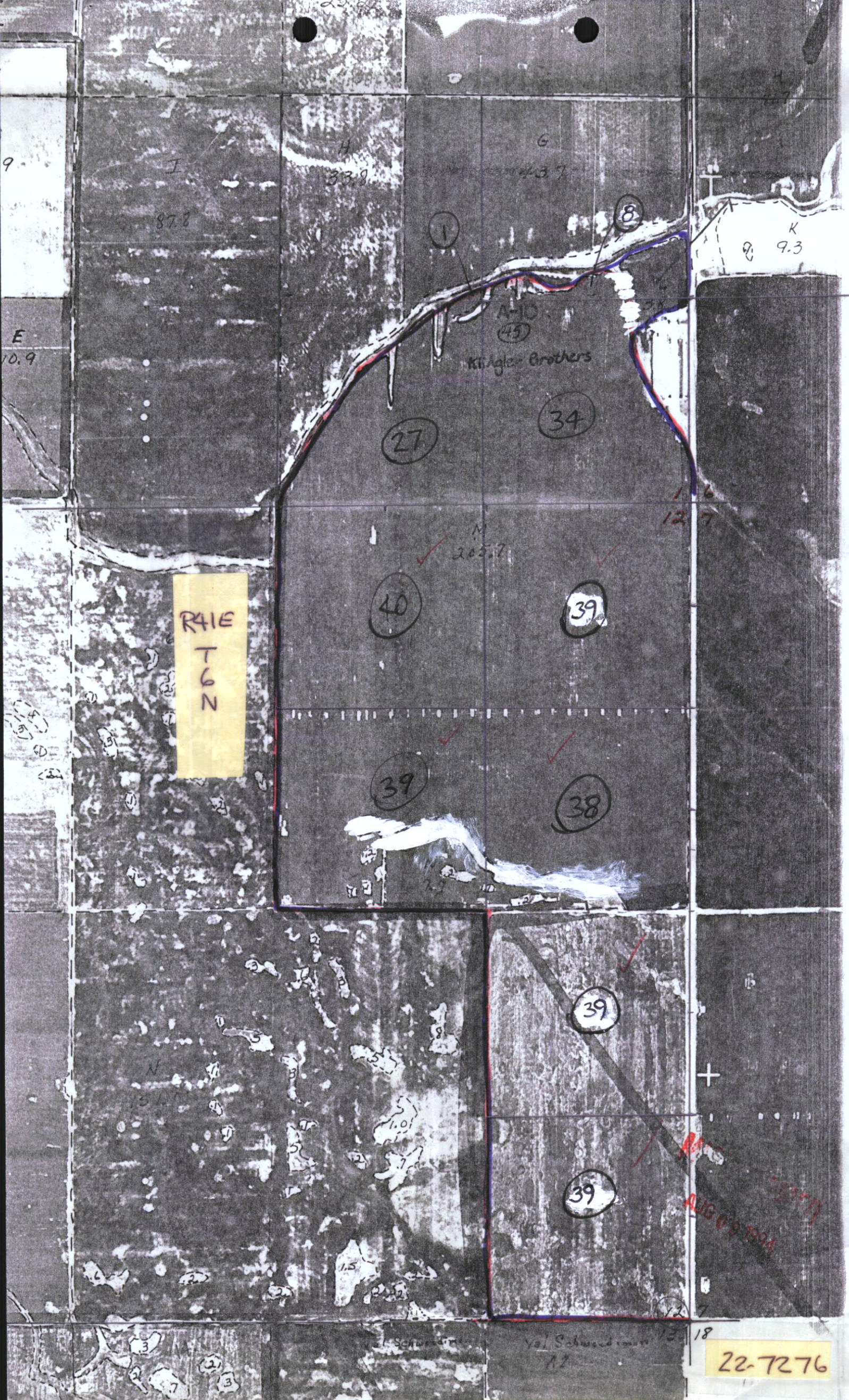
D  
115.4

(40)

C  
105.6

(40)

22-7276



9

E

10.9

I

87.8

H

33.8

G

A-10

(45)

Kriegler Brothers

K

9.3

R41E

T

6

N

40

39

39

38

39

39

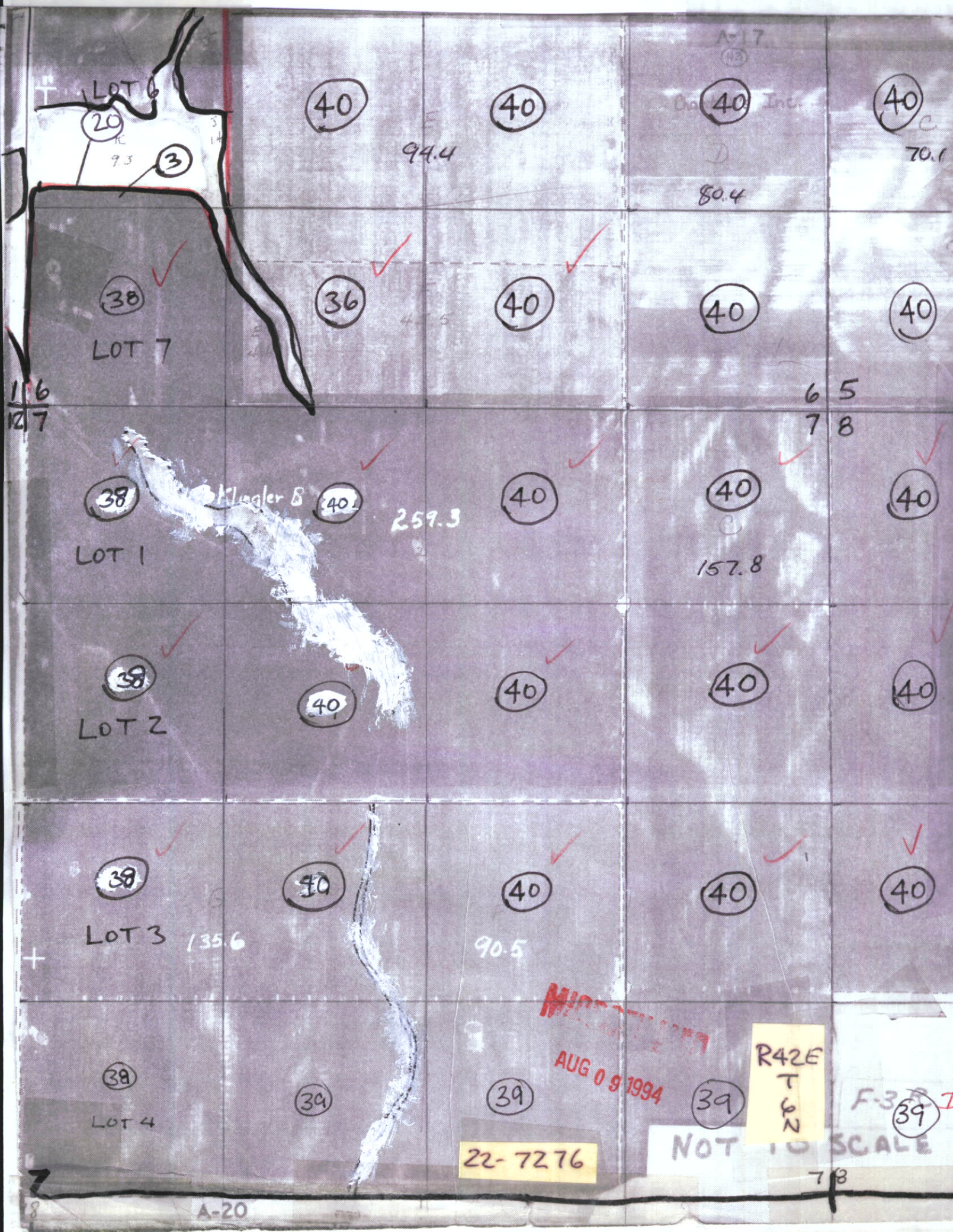
AUG 0 3 1994

Vol. Schwendemann

Vol. Schwendemann 13

18

22-7276



34

34

40

40

32.3

A-18

See Photo F-2B

Park Schindler

40

40

40

40

70.1

115.4

105.6

70.1

40

40

40

6 5  
7 8

5 4  
8 9

40

40

A-10  
(45)

A-5  
(50)

Klinger Bros.

Brent Ricks

A  
26.0

A  
246.4

271.4

40

40

13

40

40

12

NOT

R42E  
T  
6  
N

F-3A D

39

TO SCALE

7 8

18 17

E  
92.8

39

12

R42E

T  
6  
N

A-20  
(54)

8 9  
17 16

B A 76.3

AUG 09 1994

22-7276

A  
OW. State

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 22-07276

Priority: April 21, 1978

Maximum Diversion Rate: 22.70 CFS

Maximum Diversion Volume: 6020.0 AF

This is to certify, that CANYON CREEK LATERAL DITCH WATER USERS

C/O GRANT KLINGLER

PO BOX 215

NEWDALE ID 83436

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 10, 1978; and has submitted Proof of Beneficial Use on April 24, 1985. An examination indicates that the works have a diversion capacity of 29.040 cfs of water from:

TETON RIVER

tributary to HENRYS FORK

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       | 22.70 CFS                | 6020.0 AF            |

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 30, Township 07N, Range 42E  
MADISON County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u>    | <u>ACRES</u>    | <u>ACRES</u>    | <u>TOTAL</u> |
|------------|------------|------------|-----------------|-----------------|-----------------|--------------|
| 06N        | 41E        | 1          | NESE 8          | NWSE 1          | SWSE 27         |              |
|            |            |            | SESE 34         |                 |                 | 70           |
|            |            | 12         | NENE 39         | NWNE 40         | SWNE 39         |              |
|            |            |            | SENE 38         | NESE 38         | SESE 39         | 233          |
| 42E        |            | 5          | SWNE 40         | SENE 40         | Lot 4 (NWNW) 38 |              |
|            |            |            | SWNW 34         | SENE 30         | NESW 40         |              |
|            |            |            | NWSW 40         | SWSW 40         | SESW 40         |              |
|            |            |            | NESE 40         | NWSE 40         | SWSE 40         |              |
|            |            |            | SESE 40         |                 |                 | 502          |
|            |            | 6          | Lot 1 (NENE) 35 | Lot 2 (NWNE) 37 | SWNE 38         |              |
|            |            |            | SENE 38         | Lot 3 (NENW) 32 | Lot 5 (SWNW) 29 |              |
|            |            |            | SENE 38         | NESW 40         | Lot 6 (NWSW) 20 |              |
|            |            |            | Lot 7 (SWSW) 38 | SESE 36         | NESE 40         |              |
|            |            |            | NWSE 40         | SWSE 40         | SESE 40         | 541          |
|            |            | 7          | NENE 40         | NWNE 40         | SWNE 40         |              |
|            |            |            | SENE 40         | NENW 40         | Lot 1 (NWNW) 38 |              |
|            |            |            | Lot 2 (SWNW) 38 | SENE 40         | NESW 40         |              |
|            |            |            | Lot 3 (NWSW) 38 | Lot 4 (SWSW) 38 | SESE 39         |              |
|            |            |            | NESE 40         | NWSE 40         | SWSE 39         |              |
|            |            |            | SESE 39         |                 |                 | 629          |
|            |            | 8          | NWNE 40         | SWNE 13         | NENW 40         |              |
|            |            |            | NWNW 40         | SWNW 40         | SENE 40         |              |
|            |            |            | NESW 40         | NWSW 40         | SWSW 39         |              |
|            |            |            | SESE 39         | NWSE 12         | SWSE 12         | 395          |

State of Idaho  
Department of Water Resources

## WATER RIGHT LICENSE

WATER RIGHT NO. 22-07276

**PLACE OF USE: IRRIGATION**

| TWN | RGE | SEC | ACRES   | ACRES   | ACRES          | TOTAL |
|-----|-----|-----|---------|---------|----------------|-------|
| 07N | 42E | 30  | NESW 5  | SESW 39 | NESE 17        | 154   |
|     |     |     | NWSE 16 | SWSE 39 | SESE 38        |       |
|     |     | 31  | SWNE 40 | SENE 37 | Lot 2(SWNW) 39 |       |
|     |     |     | SENE 40 | NESW 40 | SESW 38        | 384   |
|     |     |     | NESE 36 | NWSE 40 | SWSE 37        |       |
|     |     |     | SESE 37 |         |                |       |
|     |     | 32  | NESW 40 | NWSW 39 | SWSW 39        | 152   |
|     |     |     | NWSE 34 |         |                | 3060  |

Total number of acres irrigated: 3060

**CONDITIONS/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. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. 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.
8. Totalizing measuring devices shall be maintained at all points of diversion.
9. This right is limited to the irrigation of 1720 acres in the place of use described above in a single irrigation season.
10. Six points of diversion located in SENE, S30, T7N, R42E.

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 22<sup>ND</sup> day of July, 1994.

Acting to R. Keith Higginson, Director

AUG 09 1994

APPROVED

State of Idaho  
Department of Water Resources

RECEIVED  
AUG 1 1990

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 22-07276

Department of Water Resources

Date of Priority: April 21, 1978

Maximum Diversion Rate: 22.70 CFS  
Maximum Diversion Volume:<sup>1</sup> 6020.0 AF

Comes now

CANYON CREEK LATERAL DITCH WATER USERS

C/O GRANT KLINGLER

P.O. BOX 215  
NEWDALE, ID 83436

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. 22-07276, and requests that the permit be changed as follows:

Source: TETON RIVER

tributary to SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 04/01 to 11/01       | 22.70 CFS                | 6020.0 AF            |

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 30, Township 07N, Range 42E  
MADISON County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u>    | <u>ACRES</u>  | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|-----------------|---------------|--------------|--------------|--------------|
| 06N        | 41E        | 1          | SWSE 17         | SESE 34       |              |              | 51           |
|            |            | 12         | NENE 39         | NWNE 40       |              | SWNE 39      |              |
|            |            |            | SENE 38         |               |              |              | 156          |
|            | 42E        | 5          | (SWNE) 40       | SENE 40       | LOT 4        | NWNW 38      |              |
|            |            |            | SWNW 34         | SENE 30       |              | NESW 40      |              |
|            |            |            | NWSW 40         | SWSW 40       |              | NESE 40      |              |
|            |            |            | NWSE 40         |               |              |              | 382          |
|            |            | 6          | LOT 5 (SWNW) 29 | NESW 40       | LOT 6        | NWSW 20      |              |
|            |            |            | LOT 7 SWSW 38   | SESW 36       |              | NESE 40      |              |
|            |            |            | NWSE 40         | SWSE 40       |              | SESE 40      | 323          |
|            |            | 7          | (NENW) 40       | LOT 1 NWNW 38 | LOT 2        | SWNW 38      |              |
|            |            |            | SENE 40         |               |              |              | 156          |
| 07N        | 42E        | 30         | SESW 39         | SWSE 39       |              | SESE 38      | 116          |

RECEIVED

AUG 09 1994

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u>  | <u>TOTAL</u> |
|--------------------|--------------|--------------|---------------|--------------|
| 07N 42E 31         | (SWNE) 40    | SENE 37      | LOT 2 SWNW 39 |              |
|                    | SENW 40      | NESW 40      | SESW 38       |              |
|                    | NESE 36      | NWSE 40      | SWSE 37       |              |
|                    | SESE 37      |              |               | 384          |
| 32                 | NESW 40      | NWSW 39      | SWSW 39       |              |
|                    | NWSE 34      |              |               | 152          |

Total number of acres irrigated: 1720

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 Newdale, this 30<sup>th</sup> day of July, 1994.

Grant Klingler  
(Signature)

RECEIVED

AUG 09 1994

State of Idaho  
Department of Water Resources

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 22-07276

\*\*\*\*\*

FOR DEPARTMENT USE ONLY

#C017884

Preliminary check by SC Fee = \$20.00 Received by 102 Date 8/1/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 22-07276 with the following;

CONDITIONS/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 which 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 is subject to control 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.
7. 6 points of diversion located in SENE, S30, T7N, R42E.

Witness my hand this 22<sup>ND</sup> day of July, 1984.

  
Acting for R. Keith Higginson, Director

JUL 19 1994

|                     |            |
|---------------------|------------|
| For Office Use Only |            |
| Fee Received        | 7/12/83 BP |
| Date                | 7/12/83    |
| Receipt #           | 29313      |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME  
To provide additional time in which to submit  
proof of beneficial use on a water right permit

RECEIVED  
JUL 12 1983

Department of Water Resources  
Eastern District Office

Canyon Ck. Lateral Ditch Water User of Newdale,  
(Name) Assoc. (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder\*, of Permit to Appropriate the Public Water of the State of Idaho No. 22-7276

That under the terms and conditions of said permit, work thereunder was required to be completed on or before July, 19 83.

That he has heretofore performed the following work described under said permit: Drilled 540 feet without finding adequate water. We plan to drill an additional 400 to 500 feet.

commenced work at

Costing \$ 35,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Ran out of time

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to July, 19 88.  
( 1 yr. minimum, 5 yrs. maximum)

NOTE  
AS OF JULY 1, 1980,  
THERE IS A \$15.00  
CHARGE FOR REQUESTS  
FOR EXTENSION OF  
TIME.

*Joseph Chittrill*  
(Signature)\*  
\*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to July 1, 1988. IT IS FURTHER ORDERED that the permit be reinstated and the priority advanced to April 21, 1978.

Signed this 25<sup>th</sup> day of July, 19 83.

*L. Glen Saxton*  
Chief, Operations Bureau

Identification No. \_\_\_\_\_

Application No. 22-7276

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**

**APPROVED**

AMENDED **APPLICATION FOR PERMIT** AMENDED

**To Appropriate the Public Waters of the State of Idaho**

(TYPE OR PRINT IN INK)

- Canyon Creek Lateral Ditch  
Water Users Association Phone: 458-4231
1. Name of applicant \_\_\_\_\_  
post office address c/o Leigh Chantrill, Vice Pres., Newdale, Idaho
2. Source of water supply Teton River which is a tributary of Snake River
3. a. Location of point of diversion is SW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 30 Township 7N  
Range 42E B.M. Madison County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 22.7 for Irrigation purpose from May 1 to Sept. 1 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 22.7 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. pumping plant, mainline and  
sprinkler system  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years.  
b. Estimated construction cost is \$ existing
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: \_\_\_\_\_ hp 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

APPROVED

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   | 42E   | 30   |     |     |     |     |     |     |     |     |     |     | 40  |     |     | 40  | 38  |     | 118    |
|      |       | 31   |     |     | 40  | 38  |     |     | 40  | 40  | 40  |     | 38  | 38  | 40  | 38  | 37  |     | 389    |
|      |       | 32   |     |     |     |     |     |     |     |     | 40  | 39  | 37  |     |     | 40  |     |     | 156    |
| 6N   | 41E   | 12   | 40  | 40  | 40  | 40  |     |     |     |     |     |     |     |     |     |     |     |     | 160    |
| 6N   | 42E   | 5    |     |     | 40  | 40  |     | 38  | 40  | 40  | 40  | 40  | 40  |     | 40  | 40  |     |     | 398    |
|      |       | 6    |     |     |     |     |     |     | 40  |     | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 360    |
|      |       | 7    |     |     |     |     | 40  | 19  | 40  | 40  |     |     |     |     |     |     |     |     | 139    |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 1,720

c. Describe any other water rights used for the same purposes as described above.  
Application for transfer 22-0163 and approved transfer No. 22-0195/0196.

9. a. Who owns the property at the point of diversion U. S. Government  
b. Who owns the land to be irrigated or place of use Stockholders within the water users association.  
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 Applicant has 10-year lease for easement on pumping plant location access.

Hand-drawn map of a water diversion system on a grid. The map shows the Teton River at the top, with a 'Point of Diversion' marked by a circle. A 'Main line' runs vertically from the diversion point. A 'Canyon Creek Canal' branches off to the left, with a 'Radiversion Point' marked. Another 'Radiversion Point 2' is marked further right. The map is divided into sections by horizontal and vertical lines, with various numbers (30, 38, 40, 31, 32, 39, 37, 19, 40, 12, 8) indicating measurements or elevations. The map is labeled with 'Rge. 41E.', 'Rge. 42E.', 'Twp. 7N.', and 'Twp. 6N.'

Leigh Chantrill  
(Applicant) president

Proposed priority: 4/10/78

Received by CW Date 6-15-78 Time 2:25p

Preliminary check by EMC Fee \$ 10.00

Receipted by CW Date 6-15-78 # 11413

Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_

Published in \_\_\_\_\_

Publication dates \_\_\_\_\_

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

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Protests filed by: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

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

Recommended for approval denial by EMC g

#### 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. 22-7276, 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 July 1, 19 83.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained at the point of diversion.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Use of water under this permit is subject to the control by the watermaster of State Water District No. 01, Snake River.

Witness my hand this 11 <sup>th</sup> day of July, 19 78.

L. Glen Saxton  
Chief, Operations Bureau

Identification No. \_\_\_\_\_

Application No. 22 7276

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR PERMIT**

**To Appropriate the Public Waters of the State of Idaho**

(TYPE OR PRINT IN INK)

Canyon Creek Lateral Ditch Water Users

1. Name of applicant Association Phone: 458-4231  
post office address c/o Grant Klingler, President, Newdale, Idaho
2. Source of water supply Teton River which is a tributary of Snake River
3. a. Location of point of diversion is SW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 30 Township 7N  
Range 42E B.M. Madison County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 24.0 for Irrigation purpose from May 1 to Sept. 1 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 24.0 22.7 gals cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. pumping plant, mainline and  
sprinkler system  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)  
c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years.  
b. Estimated construction cost is \$ existing
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: \_\_\_\_\_ hp 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

RECEIVED  
JUL 1 1964

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 |        |
| 6N   | 41E   | 12   | 40  | 40  | 40  | 40  |     |     |     |     |     |     |     |     | 40  |     |     | 40  | 240    |
| 6N   | 42E   | 6    |     |     |     |     |     |     | 40  |     |     | 40  | 40  | 40  |     |     | 40  |     | 200    |
|      |       | 7    | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 640    |
|      |       | 8    |     |     |     |     | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  |     |     |     |     | 320    |
| 7N   | 42E   | 31   |     |     |     |     |     |     |     |     | 40  |     |     | 40  | 40  | 40  | 40  | 40  | 240    |
|      |       | 32   |     |     |     |     |     |     |     |     | 40  | 40  |     |     |     |     |     |     | 80     |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

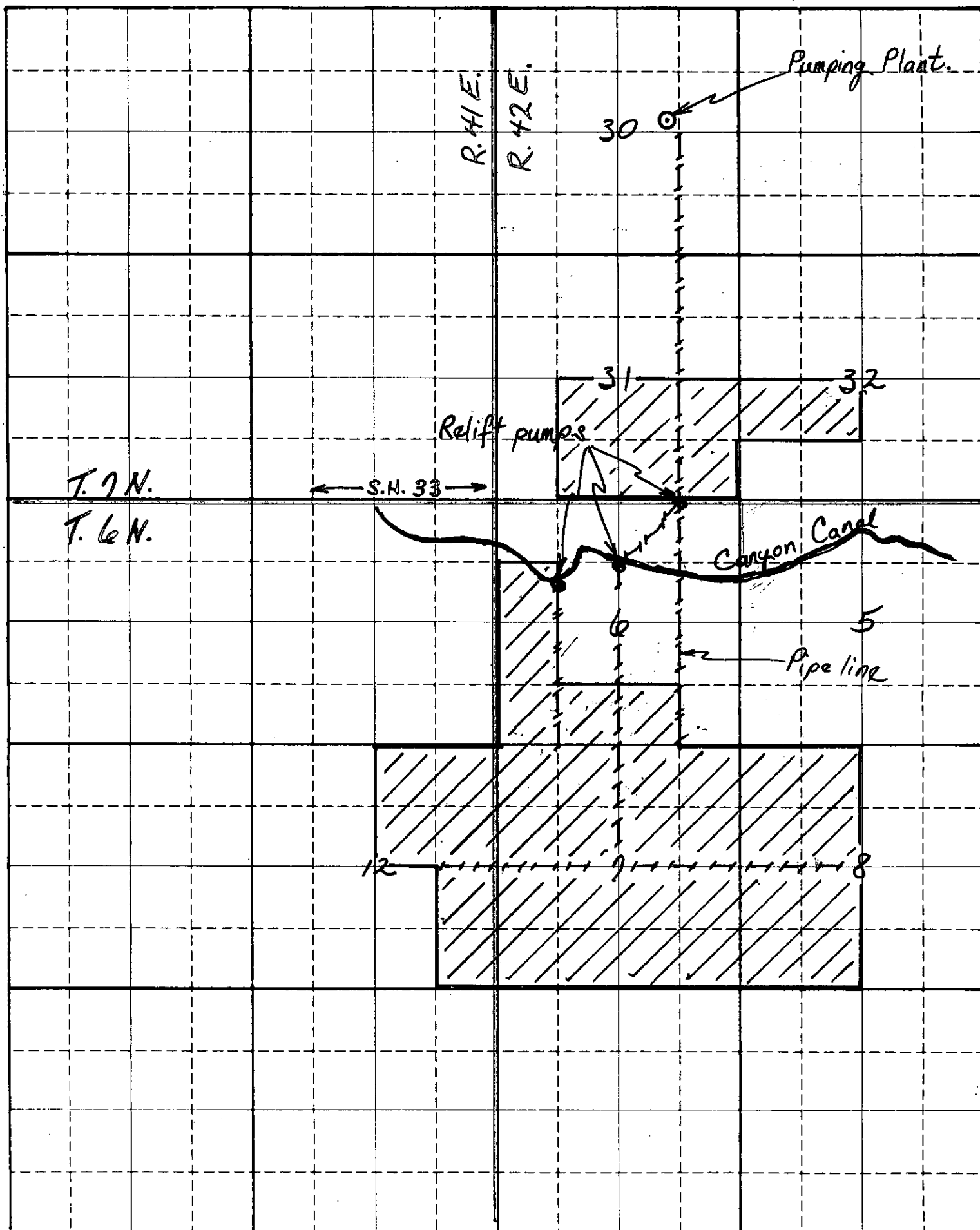
Total number of acres to be irrigated 1,720

c. Describe any other water rights used for the same purposes as described above.  
Application for transfer 22-0163 and approved transfer application No. 22-0195/22-0196.

9. a. Who owns the property at the point of diversion U. S. Government  
b. Who owns the land to be irrigated or place of use Stockholders within the water users association.  
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 Applicant has 10-year leas for easement on pumping plant location access.

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.

*Grant Bligher*  
(Applicant) President

Received by me Date 4-10-78 Time 11:02  
Preliminary check by EMC Fee \$235.00  
Received by OW Date 4-13-78 #9929  
Publication prepared by OW Date 4-13-78  
Published in Standard Journal  
Publication dates April 26 + 27 - 1978  
Publication approved OW Date 5-15-78  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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. \_\_\_\_\_, and said application is hereby \_\_\_\_\_.

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 \_\_\_\_\_, 19\_\_\_\_.

c. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. Denial of said application is for the following reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Director

The REXBURG STANDARD and  
The REXBURG JOURNAL  
REXBURG, IDAHO

RECEIVED

MAY 15 1978

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 NOTICE OF APPLICATION  
FOR WATER PERMIT

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 20, 1978  
and the last publication having been made

on APRIL 27, 1978

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.

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that Canyon  
Creek Lateral Ditch Water Users  
Association, Newdale, Idaho has on 4-10-78  
submitted Application No. 22-7276 for a  
permit to appropriate 24.0 cubic feet per  
second of water from the Teton River  
tributary to Snake River by means of pump  
and pipeline within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 30,  
T. 7N, R. 42E, B.M., Madison County; to be  
used from May 1 to Sept. 1 for the irrigation  
of 1,720 acres within the NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ ,  
Sec. 12, T. 6N, R. 41E; SW $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
W $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 6,  
Sec. 7, W $\frac{1}{2}$ , Sec. 8, T. 6N, R. 42E; E $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ , Sec. 31, N $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 32, T. 7N, R.  
42E, B.M.

If issued, this permit will be subject to all  
prior water rights. Protests against the  
granting of the permit must be filed with  
the Idaho Department of Water Resources,  
1515 Lincoln Road, Idaho Falls, Idaho  
83401 on or before May 8, 1978.

C. STEPHEN ALLRED  
Director

Published in the Standard Journal,  
Rexburg, Idaho on April 20 and April 27,  
1978.

Subscribed to and sworn to before me

this April 28, 1978

Notary Public.

My commission expires Lifetime



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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

July 25, 1994

CANYON CREEK LATERAL DITCH WATER USERS  
C/O GRANT KLINGLER  
PO BOX 215  
NEWDALE ID 83436

RE: WATER RIGHT NO. 22-07276

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please feel free to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON, Manager  
Water Right Permits Section

JJ:dc

Enclosure

AUG 09 1994

MEMORANDUM

TO: File 22-7276  
FROM: Sharla  
DATE: April 27, 1994  
RE: License Review

The entire land base which is irrigated from groundwater and surface water, including rediversions from the river under groundwater rights, has been listed for this right. A condition has been added which limits the irrigation to the number of acres originally allowed by the permit.

RECEIVED  
AUG 09 1994

WR5809NP  
No. L22-07276

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 04/27/94  
PAGE: 17

| OWNER<br>CODE    | NAME & ADDRESS                                                                                 | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | CANYON CREEK LATERAL DITCH WATER USERS<br>C/O GRANT KLINGLER<br>PO BOX 215<br>NEWDALE ID 83436 | 04/21/1978       | IRRIGATION | 04-15 10-15           | 22.70 CFS         | 6020.00 AFA         |
| TOTAL DIVERSION: |                                                                                                |                  |            |                       | 22.70 CFS         | 6020.00 AFA         |

Water Source: TETON RIVER

Tributary to: HENRYS FORK

Stage: LICENSE

Point(s) of Diversion Capacity: 29.04 CFS

Point(s) of Diversion: T07N R42E S30 SENE MADISON County

Place of use Legal Description for: IRRIGATION

| NE  |     |    |      |       |       |    |      |    |      |    |      | NW    |       |       |      | SW |      |    |      | SE |       |       |      |    |      |    |      |             |      |        |      |       |       |       |     |
|-----|-----|----|------|-------|-------|----|------|----|------|----|------|-------|-------|-------|------|----|------|----|------|----|-------|-------|------|----|------|----|------|-------------|------|--------|------|-------|-------|-------|-----|
| T   | R   | S  | NENE |       | NWNW  |    | SWNE |    | SENE |    | NENW |       | NWNW  |       | SWNW |    | SENE |    | NESW |    | NWSW  |       | SWSW |    | SESW |    | NESE |             | NWSE |        | SWSE |       | SESE  |       | SUM |
|     |     |    | Lt   | Ac    | Lt    | Ac | Lt   | Ac | Lt   | Ac | Lt   | Ac    | Lt    | Ac    | Lt   | Ac | Lt   | Ac | Lt   | Ac | Lt    | Ac    | Lt   | Ac | Lt   | Ac | Lt   | Ac          | Lt   | Ac     | Lt   | Ac    |       |       |     |
| 06N | 41E | 1  | :    |       |       |    |      |    |      |    | :    |       |       |       |      |    |      |    | :    |    |       |       |      |    |      |    |      |             |      |        |      |       |       | 70.0  |     |
| 06N | 41E | 12 | :    | 39    | 40    |    | 39   | 38 | :    |    |      |       |       |       |      |    |      |    | :    |    |       |       |      |    |      |    |      |             |      |        |      |       |       | 233.0 |     |
| 06N | 42E | 5  | :    |       |       |    | 40   | 40 | :    |    |      | 04-38 |       | 34    | 30   | :  |      |    |      |    | 40    | 40    | 40   | 40 | :    |    | 40   | 40          | 40   | 40     | :    |       |       | 502.0 |     |
| 06N | 42E | 6  | :    | 01-35 | 02-37 |    | 38   | 38 | :    |    |      | 03-32 |       | 05-29 | 38   | :  |      |    |      | 40 | 06-20 | 07-38 | 36   | :  |      | 40 | 40   | 40          | 40   | :      |      |       | 541.0 |       |     |
| 06N | 42E | 7  | :    | 40    | 40    |    | 40   | 40 | :    |    |      | 40    | 01-38 | 02-38 | 40   | :  |      |    |      | 40 | 03-38 | 04-38 | 39   | :  |      | 40 | 40   | 39          | 39   | :      |      |       | 629.0 |       |     |
| 06N | 42E | 8  | :    |       | 40    |    | 13   |    | :    |    |      | 40    | 40    | 40    | 40   | :  |      |    |      | 40 | 40    | 39    | 39   | :  |      |    | 12   | 12          |      |        | :    |       | 395.0 |       |     |
| 07N | 42E | 30 | :    |       |       |    |      |    | :    |    |      |       |       |       |      | :  |      |    |      | 05 |       |       | 39   | :  |      | 17 | 16   | 39          | 38   | :      |      |       | 154.0 |       |     |
| 07N | 42E | 31 | :    |       |       |    | 40   | 37 | :    |    |      |       | 02-39 | 40    | :    |    |      |    | 40   |    |       | 38    | :    |    | 36   | 40 | 37   | 37          | :    |        |      | 384.0 |       |       |     |
| 07N | 42E | 32 | :    |       |       |    |      |    | :    |    |      |       |       |       |      | :  |      |    |      | 40 | 39    | 39    | :    |    |      | 34 |      |             |      |        |      |       | 152.0 |       |     |
|     |     |    |      |       |       |    |      |    |      |    |      |       |       |       |      |    |      |    |      |    |       |       |      |    |      |    |      | TOTAL ACRES |      | 3060.0 |      |       |       |       |     |

Pou County: MADISON

Other Rights: 22-0163, 22-0195, 22-0196.

Other Water Rights with Same Point(s) of Diversion and Source:  
22-00163A 22-07490

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

|          |          |          |          |           |          |           |          |          |          |
|----------|----------|----------|----------|-----------|----------|-----------|----------|----------|----------|
| 22-00195 | 22-00196 | 22-02196 | 22-02257 | 22-02271B | 22-07015 | 22-07016  | 22-07234 | 22-07253 | 22-07276 |
| 22-07440 | 22-07490 | 22-07508 | 22-07564 | 22-07703  | 22-07707 | L22-07253 |          |          |          |

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.
- 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: Totalizing measuring devices shall be maintained at all points of diversion.

This right is limited to the irrigation of 1720 acres in the place of use described above in a single irrigation season.

WR5809NP  
No. L22-07276

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 04/27/94  
PAGE: 18

=====

Remarks: Six points of diversion located in SENE, S30, T7N, R42E.

Dates: App. Received: 04/10/1978 Priority Date: 04/21/1978  
Proof Due Date: 07/01/1988 Proof Made Date: 04/24/1985  
Exam Made Date: 06/01/1985 Exam Sent to S.O.: 12/09/1986  
Licensed Date:

Misc: Water District Number: 01 Field Exam Fee:

Audit: 04/21/94 CURTIS 04/27/94 CURTIS

July 16, 1990

CANYON CREEK LATERAL DITCH WATER USERS  
C/O GRANT KLINGLER  
P.O. BOX 116  
NEWDALE, ID 83436

RE: PERMIT NO. 22-07276

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

AUG 09 1994

DEC 10 1986

Department of Water Resources

1. Owner: Canyon Creek Lateral Ditch Water Users Assoc Permit No. 22-7276  
Current Address: % Grant Klingler Box 116 Newdale, Id. Phone No. 458-4231  
83436
2. Accompanied by: Grant Klingler EXAM. DATE: 18 July 85  
Address: Same Phone No. 458-4231  
Relationship to Permit Holder: President
3. Source: Teton River tributary to Snake River

| Well/Diversion*<br>No. | Motor<br>Make    | HP  | Motor<br>Serial No.       | Pump<br>Make | Pump Serial No. or<br>Discharge Size |
|------------------------|------------------|-----|---------------------------|--------------|--------------------------------------|
| #1                     | GE 1770          | 600 | BBJ223006                 | Johnston     | "0"<br>BK-24223                      |
| #2                     | U.S. Motors 1770 | 250 | R 7258-00-809<br>R2135834 | Johnston     | JP 138805 (8")                       |
| #3                     | GE 1770          | 200 | CNT316152                 | Johnston     | TK-14375                             |
| #4                     | GE 1770          | 200 | FMT623126                 | Johnston     | TK-14348                             |
| #5                     | GE 1770          | 200 | FMT623125                 | Johnston     | TK 347                               |
| #6                     | GE 1770          | 200 | CNT316151                 | Johnston     | TK-347                               |

\*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.)

SIX DIVERSION PUMPS FROM TETON RIVER TO MAINLINE WITH LATERALS WITH SPRINKLERS

| Measurement Equipment | Type | Make       | Model No. | Serial No. | Size  | Calib. Date |
|-----------------------|------|------------|-----------|------------|-------|-------------|
| Totalizing Meter      |      | McCrometer |           | 77-24-119  | 23.5" |             |
|                       |      |            |           |            |       |             |
|                       |      |            |           |            |       |             |
|                       |      |            |           |            |       |             |

7. Measurements ☐ Additional data/computation sheets attached

0.01af in 15 sec

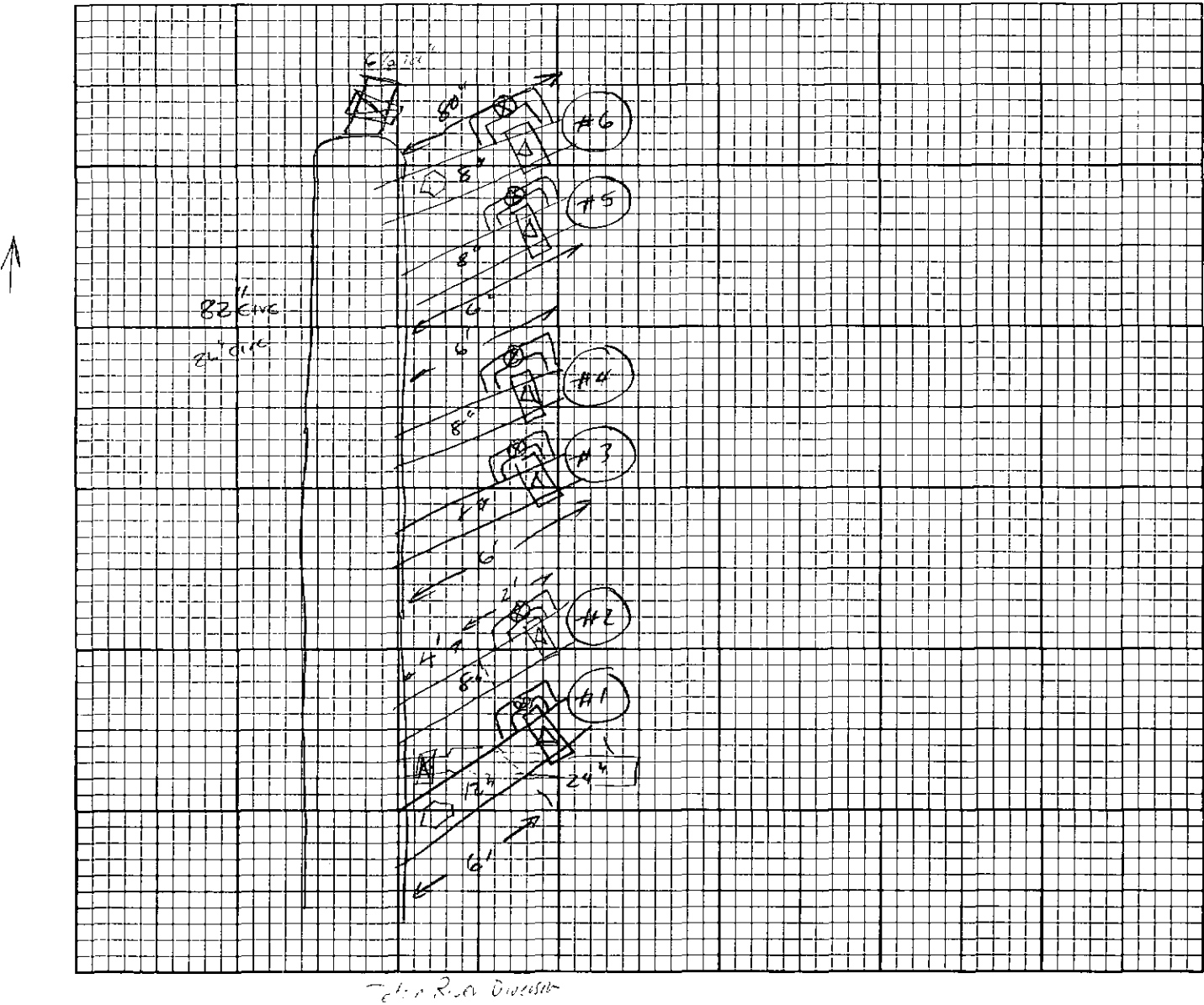
- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

9. SEE ATTACHED LAND LIST Irrigation - give acres served by system at time of exam.  
Place(s) of Use: Indicate Method of Determination ASCS Aerial Photo

[illegible]

10. Other water rights on these lands 21. 0195/0196/0163 / 7253
11. Other water right diverted from same p.d. 22. 0163/0195/0196
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 18 July 1985

Consultant's License Number

IDWR Director's Authorization to Conduct

Beneficial Use Examination

Date

CONSULTANT SEAL

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**LICENSING REPORT**

22-7276  
Permit No.  
**RECEIVED**  
DEC 10 1986  
Department of Water Resources

1. **Measurement Calculations**

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

$$0.01 \text{ af in 15 sec} = \left[ (43560 \text{ ft}^2/\text{ac}) (0.01 \text{ af}) \right] \div 15 \text{ sec} = 29.04 \text{ cfs}$$

$$\text{Permit Limits } Q = 22.7 \text{ cfs}$$

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1720 \text{ ac} \times 3.5 \text{ af} = 6020 \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 22.7 \times 214 \times 1.9835 = 9635.45 \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 6020 \text{ cfs} \end{aligned}$$

c) Volume Calculations for Other Uses:

2. **Overlap Review**

a) Other water rights with same place of use: 22-0195/0196/0163/7253

b) Other water rights with same point of diversion: 22-0163/0195/0196 { 22-7253 for  
Rediversion

c) Analysis: R17  $\left( \begin{matrix} 22-0163 \\ 22-0195 \\ 22-0196 \\ 22-7253 \end{matrix} \right) 29.04 \text{ cfs}$

R30

RECEIVED  
AUG 09 1994

# RECOMMENDED AMOUNTS

| 3. | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|----|------------|----------|--------|-----------|----------------------|-----------------|
|    | 22-7276    |          |        |           |                      | 29.04 cfs       |

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

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

5. Source: Teton River tributary to Henrys Fork

| 6. Beneficial Use | Period of Use<br>From To | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|-------------------|--------------------------|------------------------------|--------------------------|
| <u>Irrigation</u> | <u>4/1</u> <u>11/1</u>   | <u>22.7 cfs</u>              | <u>6020</u>              |

Allowable Maximums: 22.7 cfs 6020

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 |        |
| 6N          | 41E  | 1    |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 17     | 34     | 51     |
|             |      | 12   | 39     | 40     | 39     | 38     |        |        |        |        |        |        |        |        |        |        |        |        | 156    |
| 6N          | 42E  | 5    |        |        | 40     | 40     | 38     | 34     | 30     | 40     | 40     | 40     |        | 40     | 40     |        |        |        | 382    |
|             |      | 6    |        |        |        |        | 29     |        | 40     | 20     | 38     | 36     | 40     | 40     | 40     | 40     |        |        | 323    |
|             |      | 7    |        |        |        | 40     | 38     | 38     | 40     |        |        |        |        |        |        |        |        |        | 156    |
| 7N          | 42E  | 30   |        |        |        |        |        |        |        |        |        |        |        | 39     |        |        | 39     | 38     | 116    |
|             |      | 31   |        |        | 40     | 37     |        | 39     | 40     | 40     |        |        | 38     | 36     | 40     | 37     | 37     |        | 384    |
|             |      | 32   |        |        |        |        |        |        |        |        | 40     | 39     | 39     |        |        | 34     |        |        | 152    |
| Total Acres |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 1720   |

9. Recommended Conditions/Remarks: \_\_\_\_\_

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 8 Dec 1986

Checked in Regional Office by Jim Steiner

Date 12/9/86

Approved in State Office by \_\_\_\_\_

Date \_\_\_\_\_

AUG 09 1994

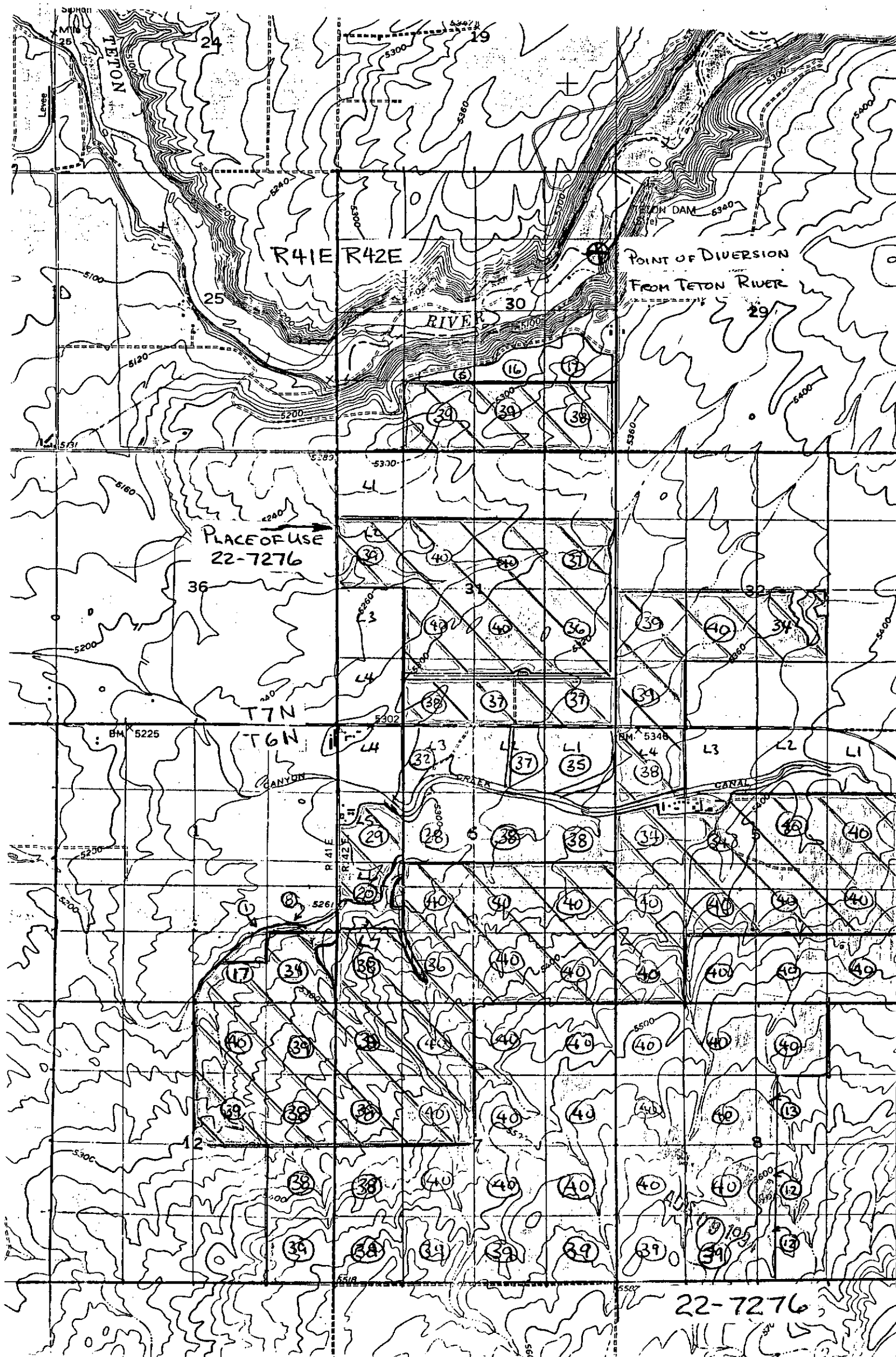
IRRIGATED UNDER THIS SYSTEM - RECOMMENDED ACREAGE FOR  
LICENSING CONTAINED IN ITEM #8 OF LICENSING REPORT

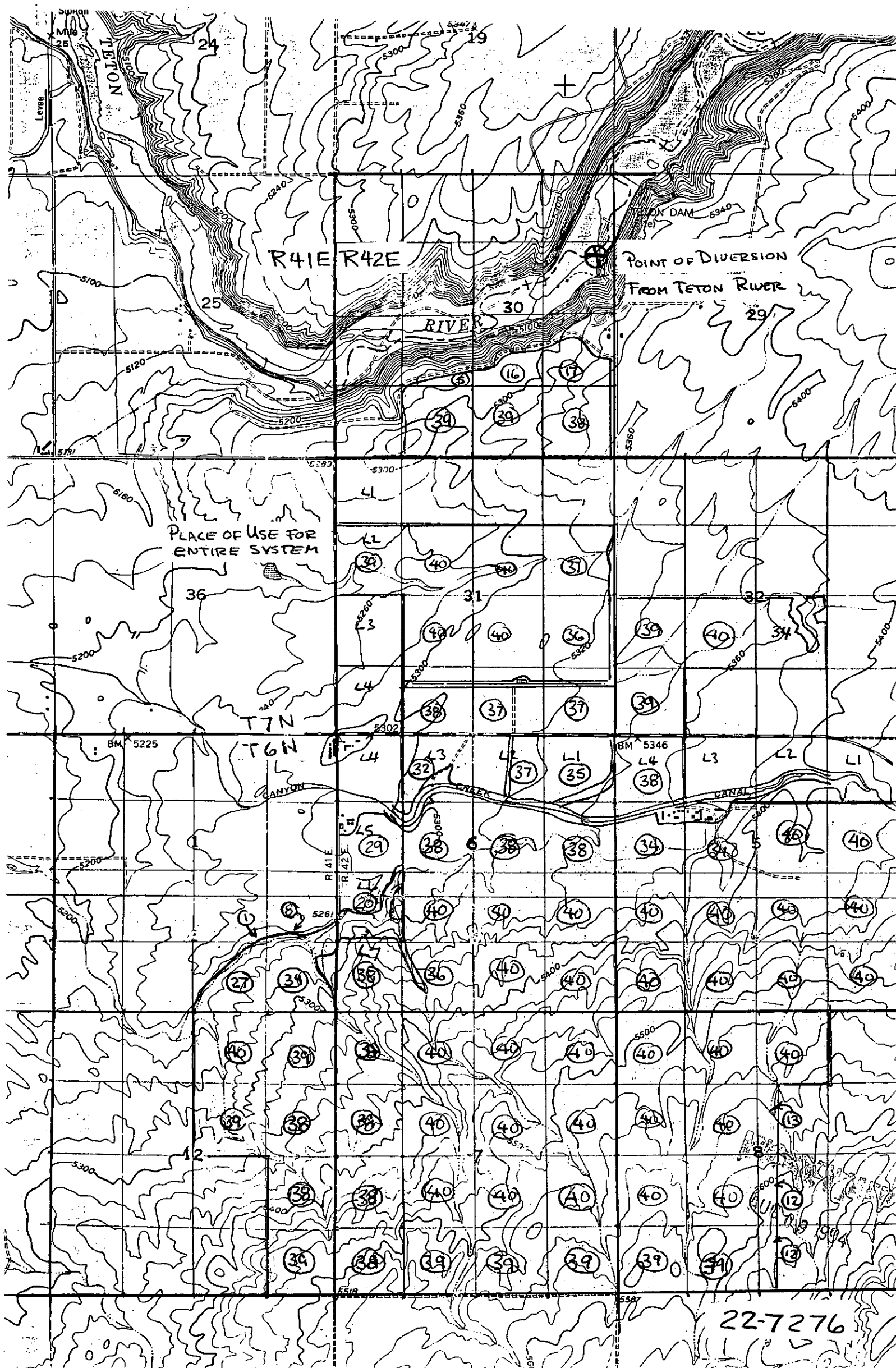
[illegible]

Total number of acres irrigated

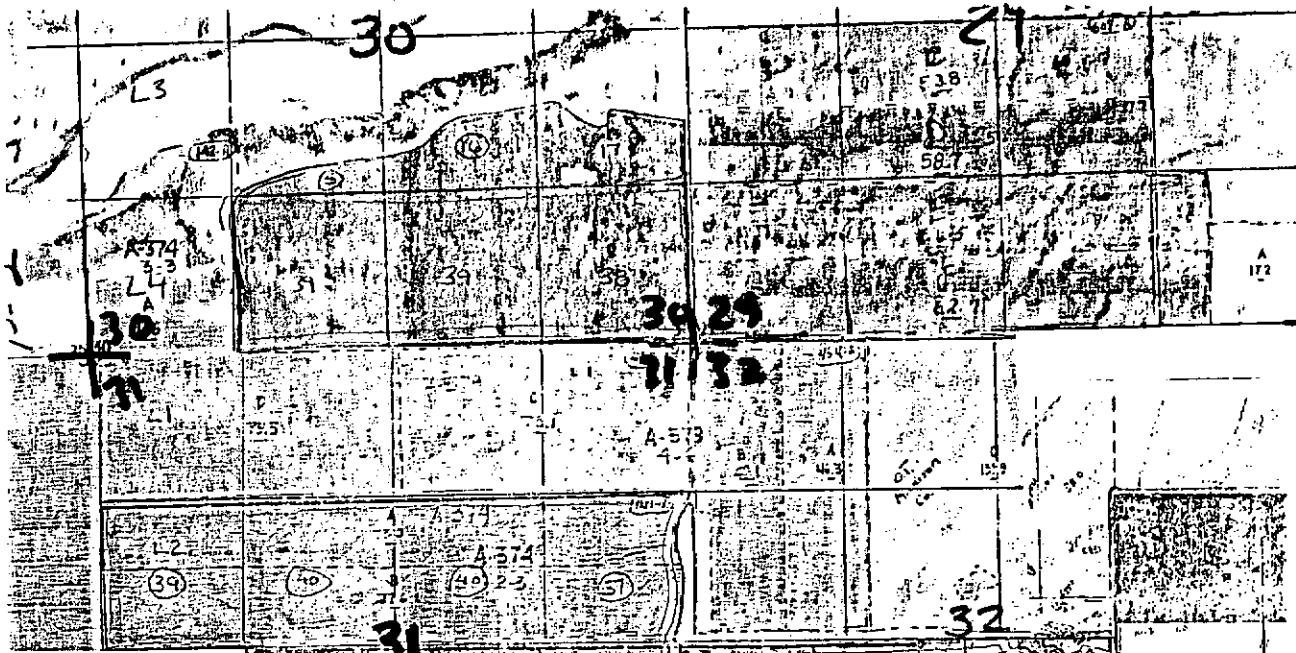
AUG 09 1994

22-7276

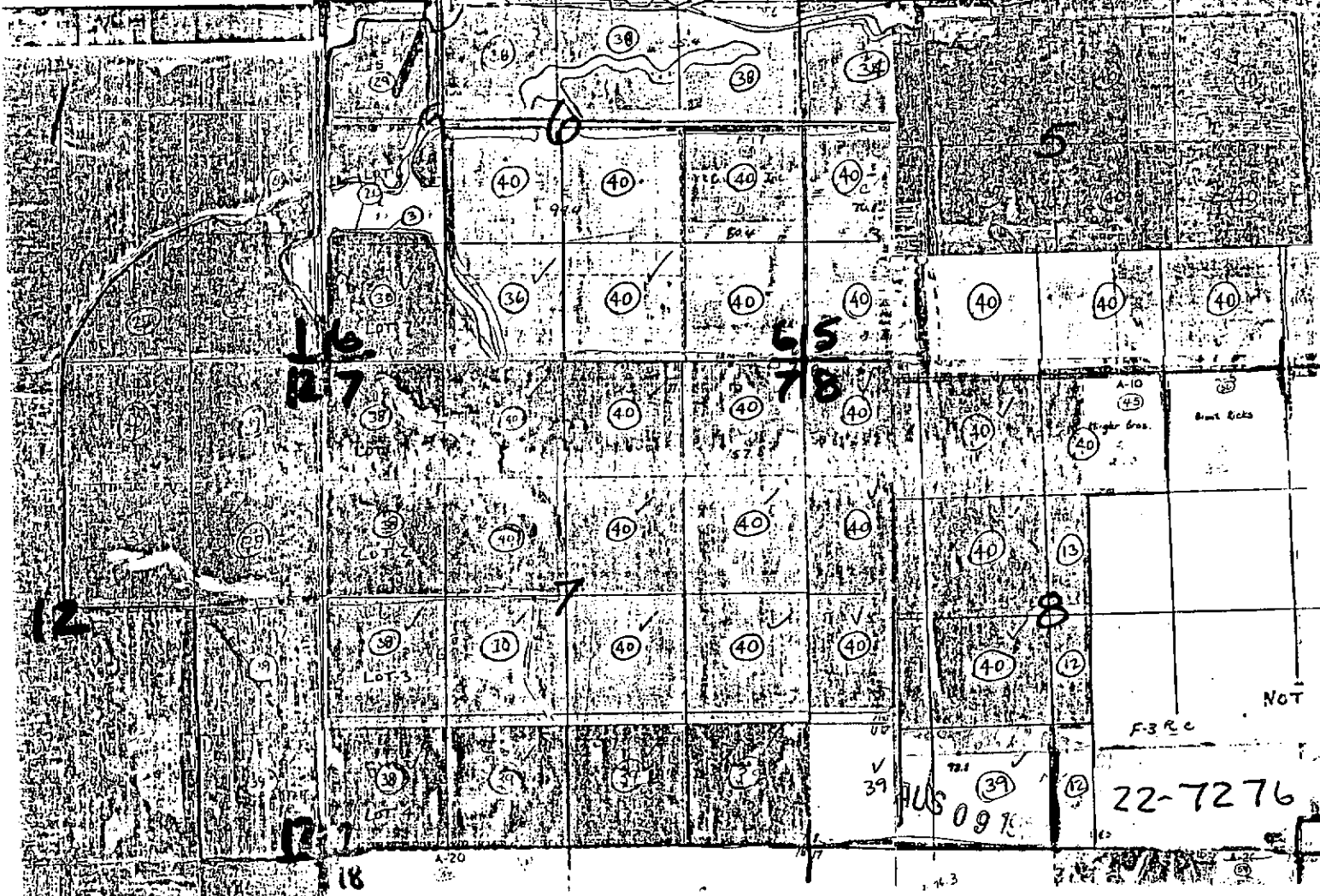


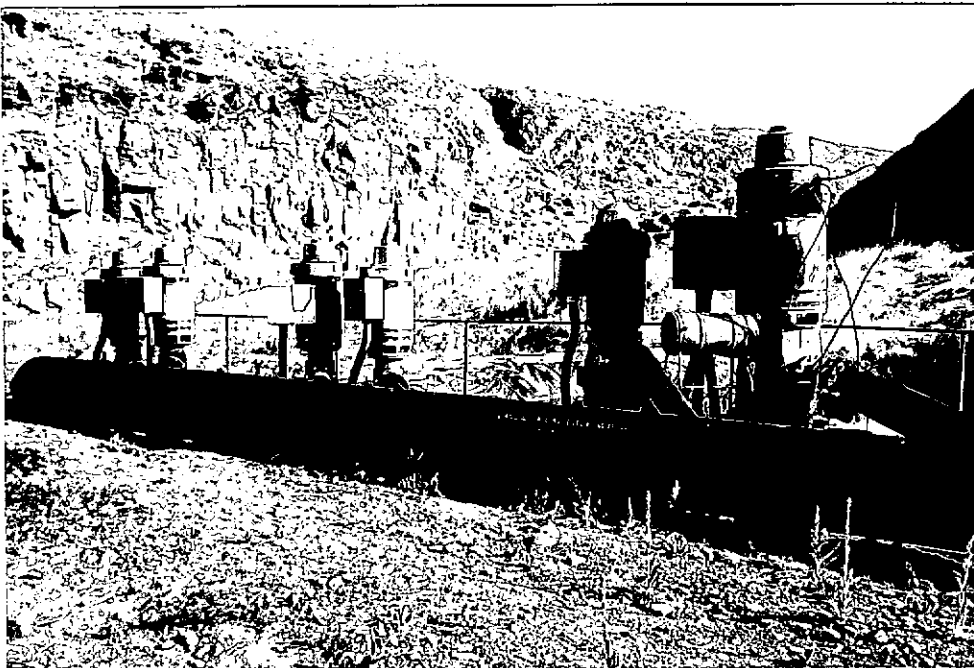


22-7276



PLACE OF USE  
22-7276





TETON RIVER  
DIVERSION

2227276

AUG 09 1994

P-2

3

27

17

2

5

39

39

38

⑦



40



37

④



A574

4.372

23

59

52

3

نہ

22

一、

Q.

1399

R42E

$$Z \sim H$$

4940A

403 7/13/34

627

587

538

1005

~~A-362~~  
~~22~~ A-607

202

**THE**

A 17.2

A 17.2

$$\begin{array}{r} 29 \\ 32 \overline{) 35} \end{array}$$
$$\begin{array}{r} 29 \\ 32 \overline{) 35} \end{array}$$

B  
76

B  
76

AUG 09 1994

NOT TO SCALE

See Photo F-21

R41E

Dean Schwerdman

A-9  
46A

47.2

10.7

B  
24.9

E  
61.8

E  
10.9

A-11

OP- Val Schwerdman

K  
149.2

D  
135.5

7B.2

A-11

B  
25.2

54.4

22-7276

43.7

27

34

40

37

39

38

T 62

R41E R42E

NOT TO SCALE

6 N 41E Feb 12

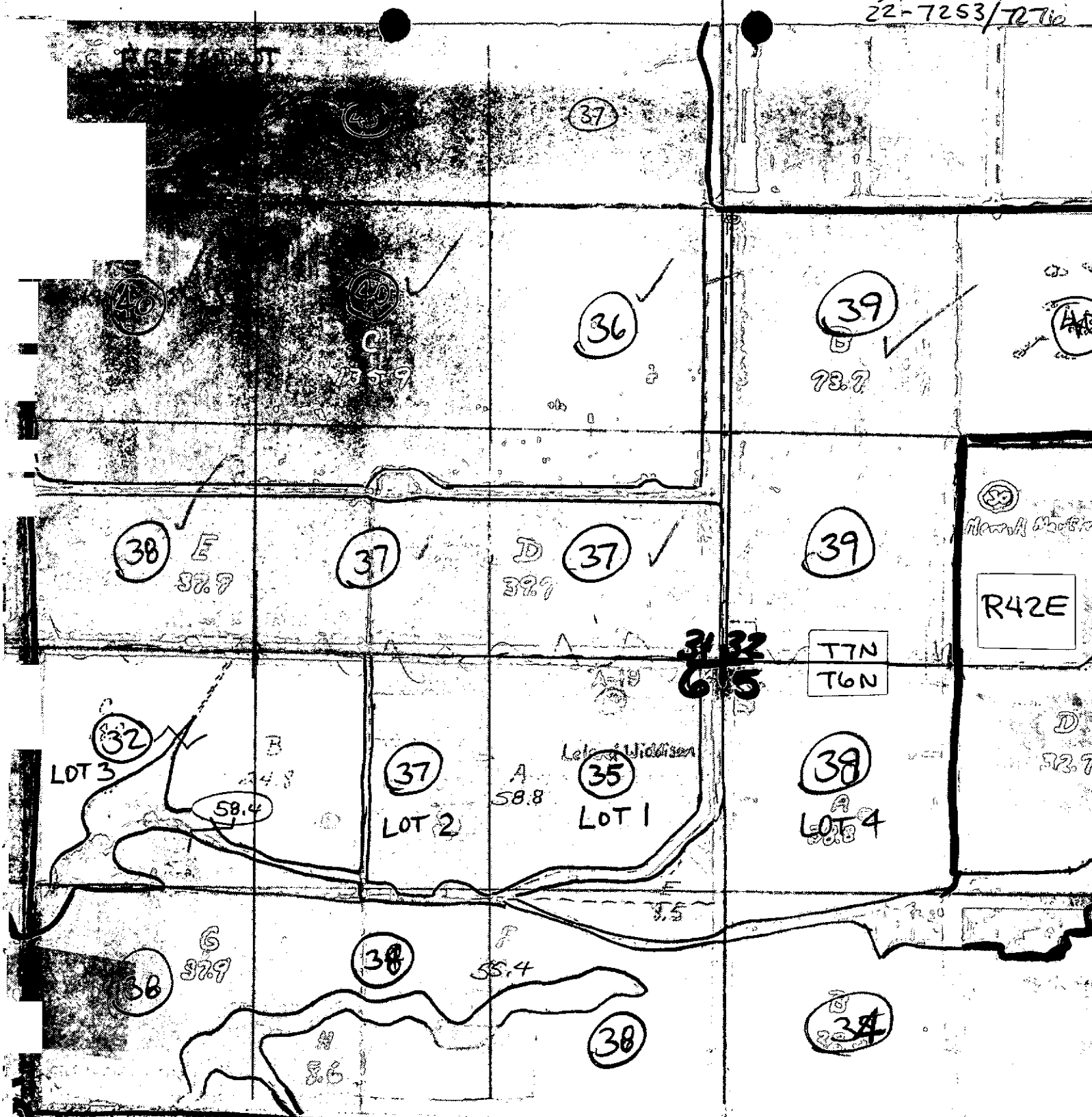
AGE 0 9 1994

39.8  
54.7

Lot 6

20

Lot 5  
29



22-7276

AUG 09 1994

F2 R4

NOT TO SCALE

OP-T. A. Baker

140.9

32

A  
69.0

10.3 11.0

R42E

T  
7  
N

B  
47.3

40

34

B

73.7

30

Neall Point

C  
54.6

D

32.7

1277

Brick Road

A

49.5

A  
38.8

B

71

B

32.3

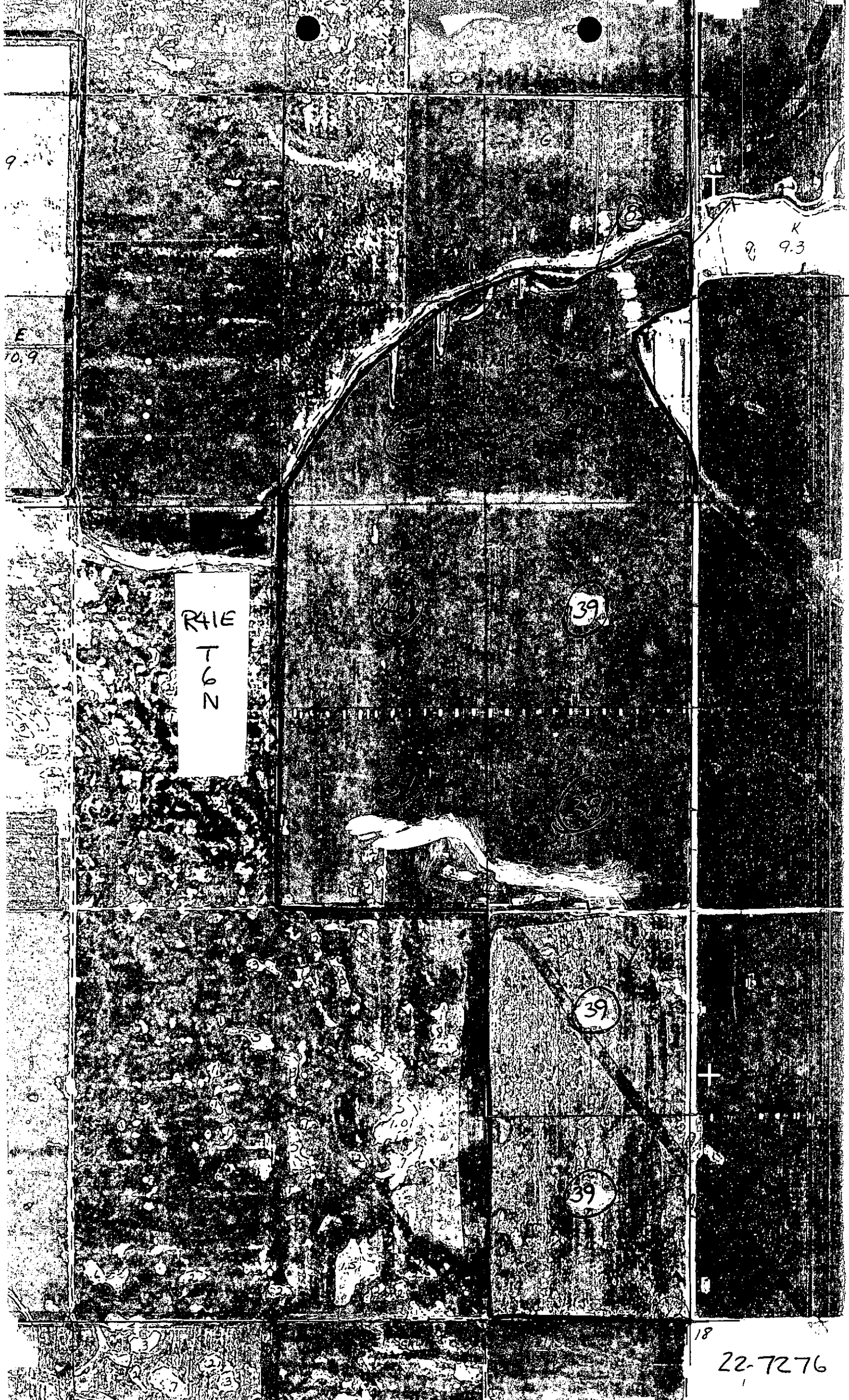
58.5

40

115.4

C  
105.6

22-7276



R41E  
T6N

9.9

E  
10.9

K  
9.3

39

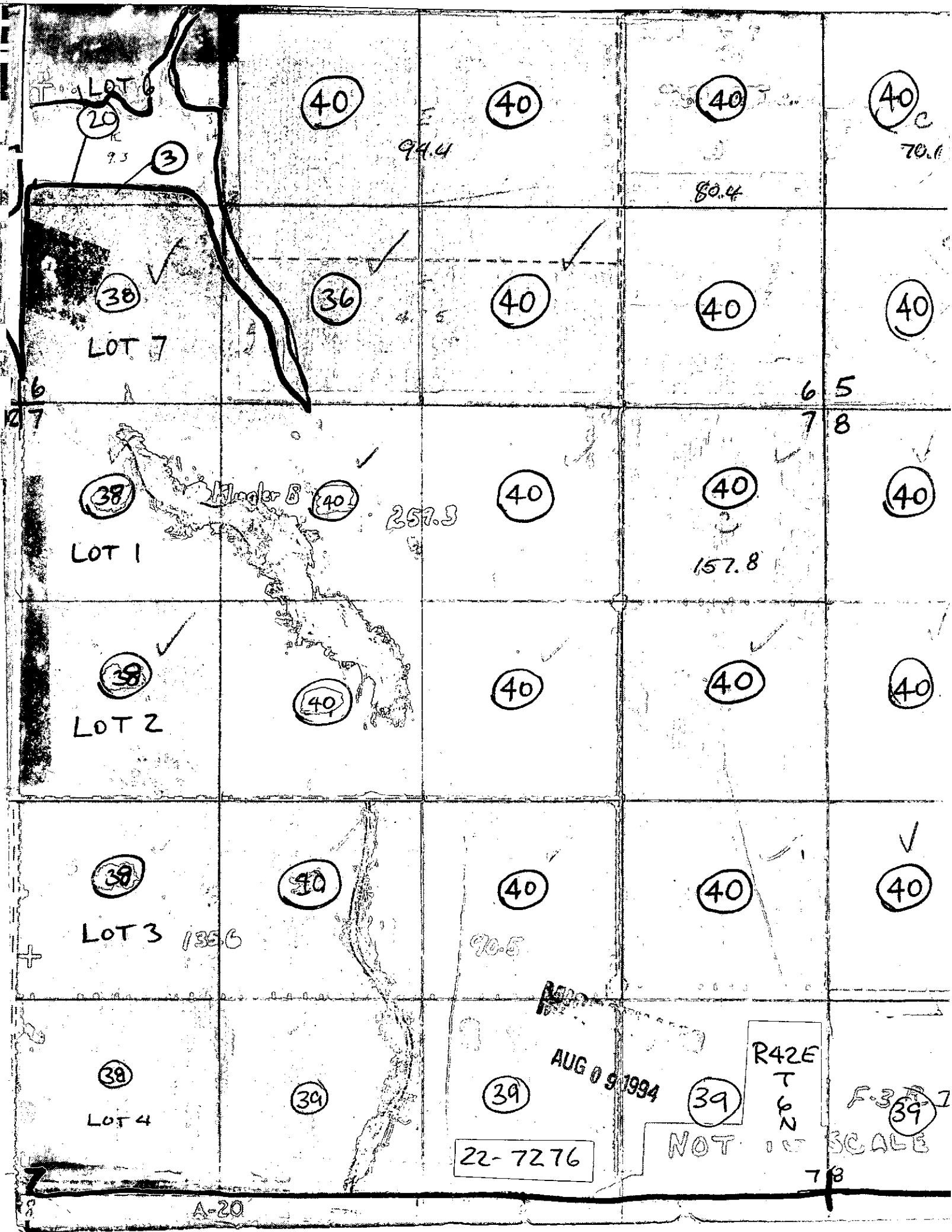
38

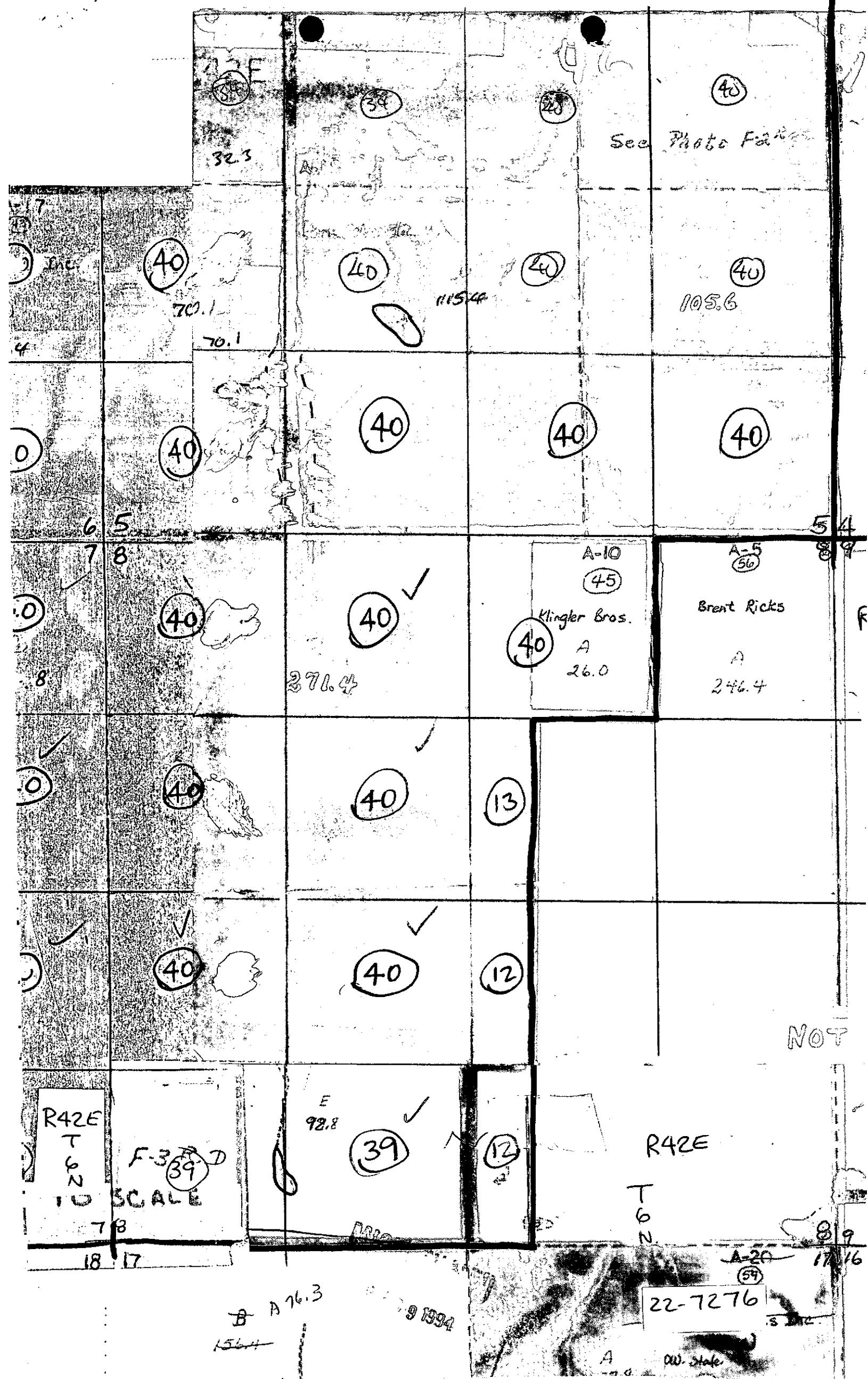
39

39

18

22-7276





STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

150 Shoup, Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

AUGUST 12, 1985

CANYON CK. LATERAL DITCH WATER USERS

NEWDALE ID 83436

RE: Permit No. 22-7276

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 condition of approval of your original permit required the installation of a measuring device which, according to the proof card submitted by you, has not been installed. A measuring device must be installed and operating at the time the field examination is made. If a measuring device is not installed your permit may be subject to cancellation.

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 by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,  
s/HAROLD W. JONES  
Sr. Resource Agent

RECEIVED

AUG 09 1985

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
PROOF OF BENEFICIAL USE

RECEIVED  
APR 24 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 227276

Name(s) of Permit Holder: Canyon Creek Lateral District Association <sup>Water Users'</sup>

Post Office Address: Newdale, Idaho

Telephone No. 458-4496 or 458-4231

Source of Water: Teton River

Extent of Use:

Domestic \_\_\_\_\_ (number of households)

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

Irrigation 3000 (acres)

Other/Remarks We installed six pumps at Teton Dam.

sight when we lost 6 pumps in the powerhouse.

Indicate the date water was first diverted and beneficially used under this permit: June 1978 for

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

Flow Measurement Port: Required? ☐ Yes ☐ No  
Installed? ☐ Yes ☐ No

22.7 C.F.S. to service 5 farms  
over \$500,000 cost of system

Person to contact to accompany the Department representative during the field examination:

Grant Klingler of Leigh Chantrell  
(Name)

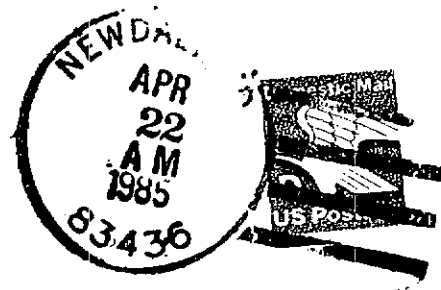
Newdale, Idaho (Address) Phone 458-4231 or 458-4496 (Telephone Number)

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

4-20-1985 Date Canyon Creek Lateral Dist. Ass. Leigh Chantrell Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

Lugh Chantrell  
Newdale, Idaho 83436



Idaho Department of Water Resources  
Statehouse Mail  
Boise, ID 83720

August 23, 1983

Canyon Creek Lateral Ditch Water User Assoc.  
c/o Leigh Chantrill  
Newdall, ID 83436

Gentlemen:

Re: Permit No. 22-7276

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use postcard is extended to July 1, 1988. Please note that the permit has been reinstated with an advance in priority since the extension of time request was submitted after the proof due date.

In connection with the development of a water right under this permit, the Department wishes to call to your attention an Idaho Supreme Court decision issued in November 1982 which likely could affect your future use of water.

The decision in the case of Idaho Power Company vs the State of Idaho, et al stated in part that Idaho Power Company's use of water for power generation purposes at the Swan Falls dam on the Snake River is not subordinated to upstream depletion by later in time uses. The question of whether Idaho Power's 8,400 cfs water right at Swan Falls dam has been diminished by subsequent development, however, was remanded back to district court for determination. The findings of the district court could restrict water availability or require compensation to Idaho Power Company for uses developed later in time than Idaho Power Company's water right at Swan Falls dam.

Sincerely,

RITA I. FLECK  
Secretary/Records Manager

Enclosures: Ext. of Time

CALCUATION OF NEW PRIORITY DATE  
EXTENSION OF TIME

FROM: Rita Fleck *src*  
TO: File # *22-7276*  
DATE: *7/22/83*

Date Extension Received  
Date Proof Was Due  
Number of Days Ext. Late  
Priority Date  
New Priority Date

*July 12*  
*- July 1*  
*11*  
*+ 4/10/78*

= *April 21, 1978*

Remarks

RECEIVED  
MAY 11 1983

# WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440

CANYON CK. LATERAL DITCH WTR. USER ASSN.  
C/O LEIGH CHANTRILL, V. PRES.  
NEWDALE, ID 83436

LAPSE NOTICE

JULY 06, 1983

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 22-7276 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED APRIL 30, 1983.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

L. GLEN SAXTON  
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

CERTIFICATION OF MAILING

I hereby certify that on 7/8/83  
a copy/an original of this document was  
deposited in the United States mail,  
postage prepaid addressed to the  
individual(s) named above.

Sharla Curtis

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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

CANYON CK. LATERAL DITCH WTR. USER ASSN.  
C/O LEIGH CHANTRILL, V. PRES.  
NEWDALE, ID 83436

138489

PROOF DUE NOTICE

APRIL 30, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 22-7276 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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,

RITA FLECK  
SECRETARY/RECORDS MANAGER

ENCLOSURES



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

John V. Evans  
Governor

C. Stephen Allred  
Director

Statehouse  
Boise, Idaho 83720  
(208) 384-2215

July 11, 1978

Re: Permit No. 22-7276

Canyon Creek Lateral Ditch Water Users Association  
c/o Leigh Chantrill, Vice President  
Newdale,  
Idaho 83436

Dear Mr. Chantrill:

Enclosed is a copy of your approved Application for Permit No. 22-7276. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity 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.

Sincerely,

L. GLEN SAXTON  
Chief, Operations Bureau

LGS:KW

Enclosure

MICROFILMED

22-2276

## STAFF REVIEW - STATE OFFICE

1. ☒ Name vs. Signature (*Pers.*)
2. ☒ Source
3. ☒ Point of Diversion
4. ☒ Amnt. & Period of Use
5. ☒ Descrip. of Diverting Wrks.
6. ☒ Time req. for Proof of B/U
7. \_\_\_\_\_ Place of Use for other than irrig.
8. ☒ Place of Use for irrigation (add acres)
9. ☒ Property Owner at Pt. of Div. & Pl. of Use
10. ☒ Map
11. ☒ Fee & Rec't. No.

Copies Sent To:

\_\_\_\_\_ Idaho Health Department \_\_\_\_\_ U.S.F.S.  
☒ Idaho Fish & Game Dept. \_\_\_\_\_ Dept. of Lands  
☒ Bureau of Land Management \_\_\_\_\_ Other *Ron - Watermaster*

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area ☒ yes \_\_\_\_\_ no

Other rights on same land *Transfer No. 22-0195/0196 cover*

*1600 acres for 10.44 cfs 22-0163 for 1.33 cfs*

Withdrawals of all protests received \_\_\_\_\_ yes \_\_\_\_\_ no

Conditions:

ID Power Co. Letter - Snake R. \_\_\_\_\_

ID Power Co. Letter - G.W. & Tribs. \_\_\_\_\_

Snake River Condition \_\_\_\_\_

Payette River Letter \_\_\_\_\_

Priority Date 4-10-78

Water Quality #16 \_\_\_\_\_

Water Quality #10 \_\_\_\_\_  
 intrastate \_\_\_\_\_ interstate \_\_\_\_\_

Meas. Dev. or Sc. Meas. ☒  
*at pt of div. & ~~transfer~~*  
 Totalizing meter \_\_\_\_\_

Supplemental \_\_\_\_\_

Right-of-Way Cond. ☒

Watermaster Cond. \_\_\_\_\_  
 Wtr. Dist No. \_\_\_\_\_

Meas. Dev. Cond. for apps within  
 a Water Dist. \_\_\_\_\_

*Jan Grover*  
 Reviewer  
7/10/78  
 Date

MICROFILMED

MEMORANDUM

TO: File

FROM: Ernie Carlsen *emc*

RE: Amended Application No. 22-7276

DATE: June 28, 1978

On April 7, 1978, Leigh Chantrill, Vice President of Canyon Creek Lateral Ditch Water Users Association, visited our regional office for the purpose of filing an application for permit on high water on the Teton River. Based on the capacity of the diversion works, twenty four cubic feet per second was selected as the quantity to be appropriated. To obtain a land list for the place of use, Mr. Chantrill suggested using a previous permit filed in the name of Klinger Bros. The application was completed in this office and Mr. Chantrill hand carried it for signature to Grant Klingler, President of the association.

The signed application was received in our office on April 10, 1978, and subsequently, staff analysis of the application revealed it to be Q-excessive by 0.40 c.f.s. On April 17, 1978, a letter was sent to Mr. Klinger stating the application would be reduced to 23.6 c.f.s. unless justification for the excessive amount could be supplied before May 8th. On May 11, 1978, Ron Carlson reviewed the file and recommended the application be approved without reducing the 24.0 c.f.s. The file was forwarded to Boise for final action along with a memo stating the reason for no reduction. Following staff review of the application in Boise, it was unclear why the application was not reduced and it was, therefore, returned to the regional office on June 9, 1978.

Lee Chantrill again visited our office on June 15th, to discuss the status of the application. In reviewing what had transpired with Mr. Chantrill, the original land list only included the Klingler property and did not include the lands being irrigated by the other stockholders. Consequently, Mr. Chantrill elected to amend the place of use to indicate the other stockholders' property and a portion of the Klingler property, leaving the total irrigated acreage at 1,720 acres. Because of this change and to resolve the question of the application being Q-excessive, Mr. Chantrill agreed to reduce the quantity to 22.7 cfs. To circumvent further delays he also signed the amended application and paid the \$10.00 amendment fee.

Since the original application was not protested and the property described by the amended land list is irrigated by the same system, it was decided not to advertise the amended application, and to forward it to Boise for final action.

RECEIVED  
JUN 29 1978  
REGIONAL OFFICE

INTER-DEPARTMENT MEMO — 1

FROM *RON*

DATE *5/12/78*

TO *FILE*

SUBJECT *Application~*

*A 1978 right on the teton would never be delivered after the regulation season starts. Before that time I'm not sure the 1 inch per acre rule applies*



SIGNATURE

RECEIVED  
MAY 15 1978  
FBI - DENVER

May 8, 1978

RE: Application for Permit No. 22-7276 CANYON CK. LATERAL DITCH WATER USERS

Standard Journal  
Box 110  
Rexburg, Idaho 83440

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on April 20 and 27, 1978.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Senior Secretary

RECEIVED  
MAY 10 1978



# United States Department of the Interior

IN REPLY REFER TO

7250

## BUREAU OF LAND MANAGEMENT

Idaho Falls District  
940 Lincoln Road  
Idaho Falls, Idaho 83401

**RECEIVED**

April 20, 1978

**APR 21 1978**

Department of Water Resources  
Eastern District Office

State of Idaho  
Dept. of Water Resources  
1515 Lincoln Road  
Idaho Falls, Idaho 83401

Gentlemen:

Thanks for the opportunity to comment on Application for Permit No. 22-7276 (Canyon Creek Lateral Ditch Water Users Assoc.). The application indicates that the U.S. Government owns the property at the point of diversion. This may be the case; however, a search of our records indicates that the subject lands are not Public Lands administered by the Bureau of Land Management. Consequently, this action should not affect any of our programs or management plans.\*

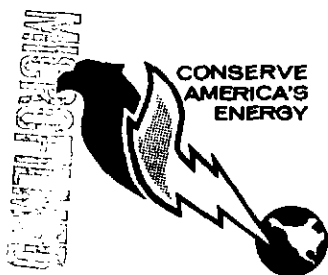
We appreciate the opportunity to make comment on these types of actions. If we can be of further assistance, do not hesitate to contact us.

Sincerely yours,

*Gary L. Bliss*

Gary L. Bliss  
Acting District Manager

\*The U.S. owned lands are probably acquired lands by U.S. Bureau of Reclamation.



*Save Energy and You Serve America!*



# STATE OF IDAHO

## DEPARTMENT OF FISH AND GAME

RECEIVED

APR 21 1978

Department of Water Resources  
Eastern District Office

REGION 6  
1515 LINCOLN ROAD  
IDAHO FALLS, IDAHO 83401

April 20, 1978

Mr. Ronald D. Carlson  
Supervisor, Eastern Region  
State of Idaho  
Department of Water Resources  
1515 Lincoln Road  
Idaho Falls, Idaho 83401

Dear Ron:

Re: Appl. No. 22-7276  
Canyon Creek Lateral Ditch  
Water Users Association

Personnel from our Department have reviewed the above-referenced application for a permit to appropriate waters from the Teton River in Madison County. We have no objections to this work.

Thank you for the opportunity to review and comment on this project.

Sincerely,

DEPARTMENT OF FISH AND GAME  
Joseph C. Greenley, Director

*Tom Reinecker*

Tom Reinecker  
Regional Supervisor  
Region 6

cc: U.S. Fish & Wildlife Service  
Bureau of Program Coordination  
Bureau of Fisheries  
Paul Jeppson

RECORDED



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

C. Stephen Allred  
Director

1515 Lincoln Road  
Idaho Falls, Idaho 83401  
(208) 523-7186

April 17, 1978

RE: Application for Permit No. 22-7276 CANYON CREEK LATERAL DITCH WATER USERS ASSOC.

Mr. Grant Klingler  
Newdale,  
Idaho, Idaho 83436

Dear Mr. Klingler:

We have commenced the processing of the above referenced application for permit. However, in our review of this application we find the quantity you have applied for exceeds the statutory maximum appropriation of one miners inch per acre. The Department can accept applications requesting to appropriate more than one miners inch per acre if the applicant can provide adequate justification that the additional water will be required.

We will complete processing on your application on May 8, 1978, at which time it will be ready for final departmental action. If, at that time, acceptable justification for the 24.0 c.f.s. has not been received, the quantity on your application will be reduced to 23.6 c.f.s.

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

Very truly yours,

ANTHONY R. KOZLOWSKI  
Water Resource Agent

ARK: CW

RECEIVED

April 14, 1978

RE: Application for Permit No. 22-7276 CANYON CREEK LATERAL DITCH WATER USERS ASSOC.

The Standard Journal  
Box 7  
Rexburg, ID 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Bill submitted 5-15-78 by CW

RDC:CS

Enclosure: Legal Notice

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Canyon Creek Lateral Ditch Water Users  
Association, Newdale, Idaho

has on 4-10-78 submitted Application No. 22-7276  
for a permit to appropriate 24.0 cubic feet per second XXXXXXXXXXXXXXXXXXXX acre feet per annum  
of water from Teton River tributary to Snake River  
by means of pump and pipeline  
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 30, T. 7N, R. 42E, B.M., Madison County;

to be used from May 1 to Sept. 1  
for the irrigation of 1,720 acres

within the NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 12, T. 6N, R. 41E; SW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 6, Sec. 7, W $\frac{1}{2}$ , Sec. 8, T. 6N, R. 42E; E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , Sec. 31, N $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 32,  
T. 7N, R. 42E, B.M.

If issued, this permit will be subject to all prior water rights. Protests  
against the granting of the permit must be filed with the Idaho Department of  
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before \_\_\_\_\_  
May 8, 1978

C. STEPHEN ALLRED

Director  
Standard Journal, Rexburg, Idaho

Published in the  
April 20

April 27, 1978

on \_\_\_\_\_ and \_\_\_\_\_

RECEIVED  
APR 11 1978

Handwritten initials and date: "H. H. 7-27-78"

April 13, 1978

RE: Application for Permit No. 22-7276 CANYON CREEK LATERAL DITCH WATER USERS ASSOC.

Bureau of Land Management  
940 Lincoln Road  
Idaho Falls, ID 83401

Gentlemen:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, submit them to our Department as soon as possible. The last date of protest is May 8, 1978, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Very truly yours,

RONALD D. CARLSON  
Supervisor  
Eastern Region

RDC:CS

Enclosure

MICROFILMED

April 13, 1978

RE: Application for Permit No. 22-7276 CANYON CREEK LATERAL DITCH WATER USERS ASSOC.

Mr. Tom Reinecker  
Regional Supervisor  
Department of Fish & Game  
1515 Lincoln Road  
Idaho Falls, Idaho 83401

Dear Tom:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, submit them to our Department as soon as possible. The last date of protest is May 8, 1978, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Very truly yours,

RONALD D. CARLSON  
Supervisor  
Eastern Region

RDC:CS

Enclosure

MICROFILMED

C. Stephen Allred  
*Director,*

April 13, 1978

RE: Application for Permit No. 22-7276

Canyon Creek Lateral Ditch Water Users Association  
Grant Klingler, President  
Newdale,  
Idaho 83436

Dear Mr. Klingler:

Attached herewith is Departmental receipt No. 9929 in the amount of \$235.00 for the above referenced application.

Very truly yours,

COLLEEN WRAY  
Secretary

CW:CS

Attachment

MICROFILMED

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No.

Canyon Creek Lateral  
Ditch Water Users  
Association

☒ Source  
☒ Point of Diversion  
☒ County  
☒ Quantity of Water and Period of Use  
☒ Description of Diverting Works  
☒ Time required for B/U of water  
☒ Place of Use or Acres Irrigated  
☒ Map  
☒ Signature  
☒ Fee

*Q excessive  
reduce to  
236 cfs  
no fee change*

(1) ARK 4/12/78

In form to receipts

(2) \_\_\_\_\_

Send Copies to:

☒ Idaho State Health Department  
☒ Idaho Fish and Game Department  
☒ Bureau of Land Management  
☒ Watermaster of RDC  
☐ Request Special Use Permit from U.S.F.S.  
☐ Request Easement from B.L.M.  
☐ Request Information from Applicant

(3) \_\_\_\_\_

In form for advertising yes

(4) \_\_\_\_\_

Platted on Map No. Topo W-46, W96

(5) \_\_\_\_\_

Located within Water District No. 01

(6) \_\_\_\_\_

*n/a* Critical groundwater area: yes \_\_\_\_\_ no \_\_\_\_\_

(7) \_\_\_\_\_

*n/a* Groundwater levels:

(8) \_\_\_\_\_

\_\_\_\_\_ Declining, \_\_\_\_\_ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use

(10) \_\_\_\_\_

22-0163 Approved transfer 22-0195/22-0196

Comments:

High water filing  
subject to pre-existing rights  
Affidavit of Publication received (date) May 15-78

(11) OW 5-15-78

(12) RDC 5/11/78

Final date for protests May 8-1978

Protests received: yes \_\_\_\_\_ no \_\_\_\_\_

(13) " "

All requested information received from agencies or applicant: yes \_\_\_\_\_ no \_\_\_\_\_

(14) n "

Action recommended:

☒ Approve ☐ Deny

4/10/78 Proposed Priority

Reason for Reduction \_\_\_\_\_

☒ Measuring device required

☒ See attached sheet for other conditions of approval

☐ No special conditions for approval

(15) District E By RDC Date 5/11/78

*Supplemental*  
**RECEIVED**  
*4/30*

MAY 17 1978

*Returned 5/24/78*  
Department of Water Resources

*Copy sent*