

Show 40-acre subdivisions, townships, ranges and ditches.

R. 43 E.

3 1/4

3

2

Point of diversion is in the NW 1/4 SE 1/4 Sec 3 T. 6 N. R. 44 E.

Scale: 2 inches equal 1 mile.

Signed at Idaho Falls, Idaho, this 12th day of June, 1979.

Bott Land Inc.
(Signature)
De. Mar Bott

FOR DEPARTMENT USE ONLY

Preliminary check by EMC Fee = \$20.00 Received by dh Date 6-12-79 #11931

Publication prepared by _____ Date _____ Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, Chief, Operations Bureau, of the Department of Water Resources hereby

APPROVE this application for amendment on Permit No. 22-7148.

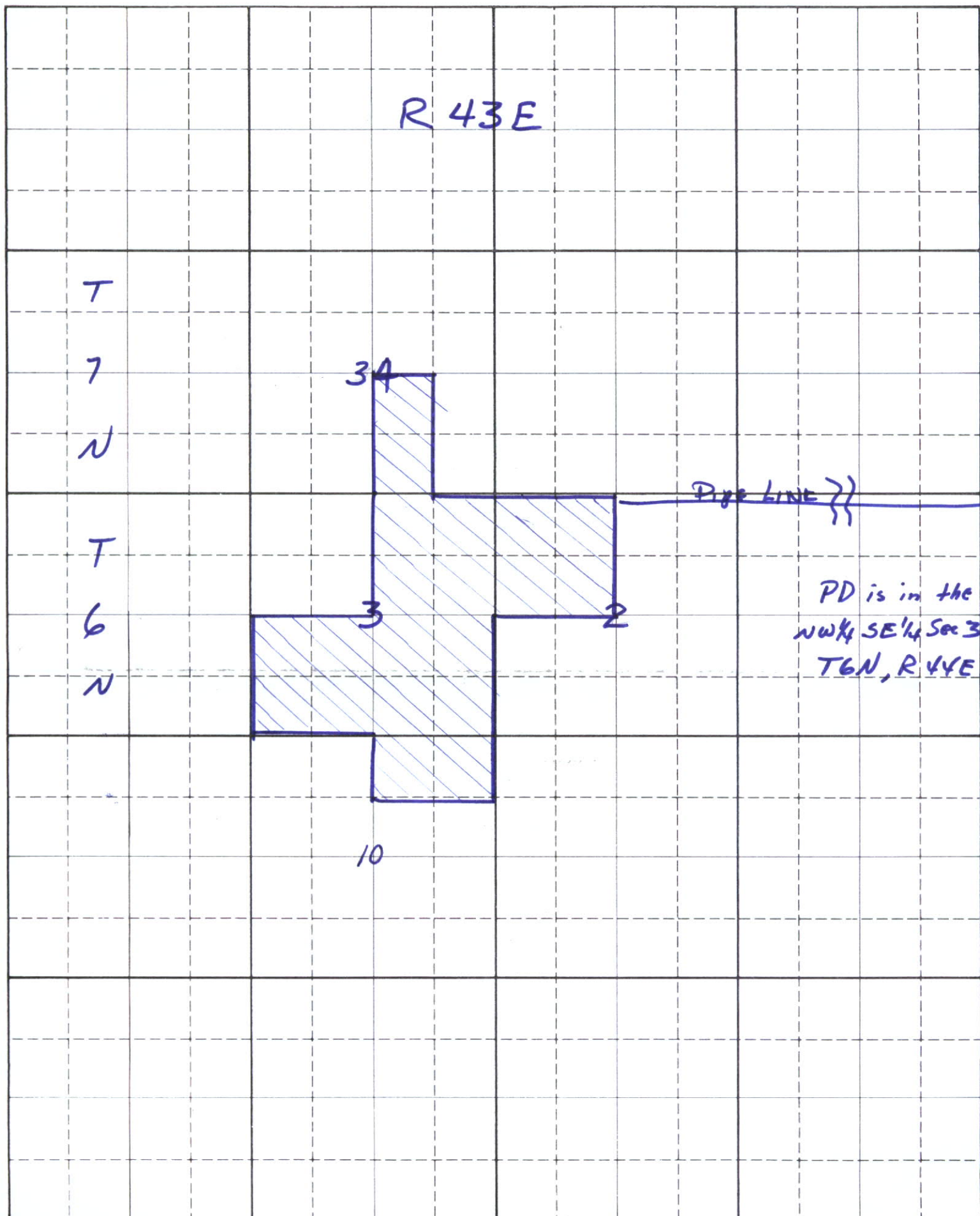
Witness my hand this 21st day of June

, 19 79

19 79
J. Glen Saxton

Chief, Operations Bureau

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.

DeMar Bott
(Applicant)

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
 County of Teton)

I, Louise L. Norton
 being first duly sworn depose and say

that I am the publisher
 of the Teton Valley News, a news-
 paper as defined by Idaho Codes Anno-
 tated, Section 58-106, as amended, and
 that said newspaper is a weekly news-
 paper printed and published at Driggs,
 in Teton County, Idaho, having a gen-
 eral circulation in said county, and that
 said newspaper has been printed in
 said county for more than 78 consecu-
 tive weeks prior to the first publication
 of the attached notice, advertisement
 or publication of

Notice of application for
water permit # 22-7148 DeMar Bott

And affiant further says that said
 attached notice, advertisement or pub-
 lication, as per clipping attached, was
 published in said newspaper, in the
 regular and entire issue thereof, and
 not in any supplement issue thereof,

for 2 consecutive issues thereof;
 first publication having been made on

the 31 day of July
 19 75

and last publication on the 7.....

day of August....., 1975..

And affiant further says that at the
 times herein mentioned said newspaper
 was made up of at least eight pages
 of at least five columns each, printed
 from type matter, of at least sixteen
 and one-half inches deep.

Louise L. Norton
 Subscribed in my presence and sworn

to before me this 8..... day of

August....., 1975
Emily Douglas
 (SEAL) Notary Public for the State of
 Idaho, residence and postoffice
 address, Driggs, Idaho.

My Commission expires

9-20....., 1975..

RECEIVED

AUG 11 1975

Department of Water Resources
 Eastern District Office

**NOTICE OF APPLICATION
 FOR WATER PERMIT**

Notice is hereby given that DeMar Bott, Newdale, Idaho has on 7-23-75 submitted Application No. 22-7148 for a permit to appropriate 7.00 cubic feet per second of water from the Teton River tributary of Snake River by means of pump and pipeline within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 6N, R. 44E, B.M., Teton County; to be used from Apr. 1 to Nov. 1 for the irrigation of 800 acres within the NW $\frac{1}{4}$, Sec. 2, E $\frac{1}{2}$, SW $\frac{1}{4}$, Sec. 3, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 10, T. 6N, R. 43E; W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, T. 7N, R. 43E, 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 August 18, 1975.

R. KEITH HIGGINSON
 Director

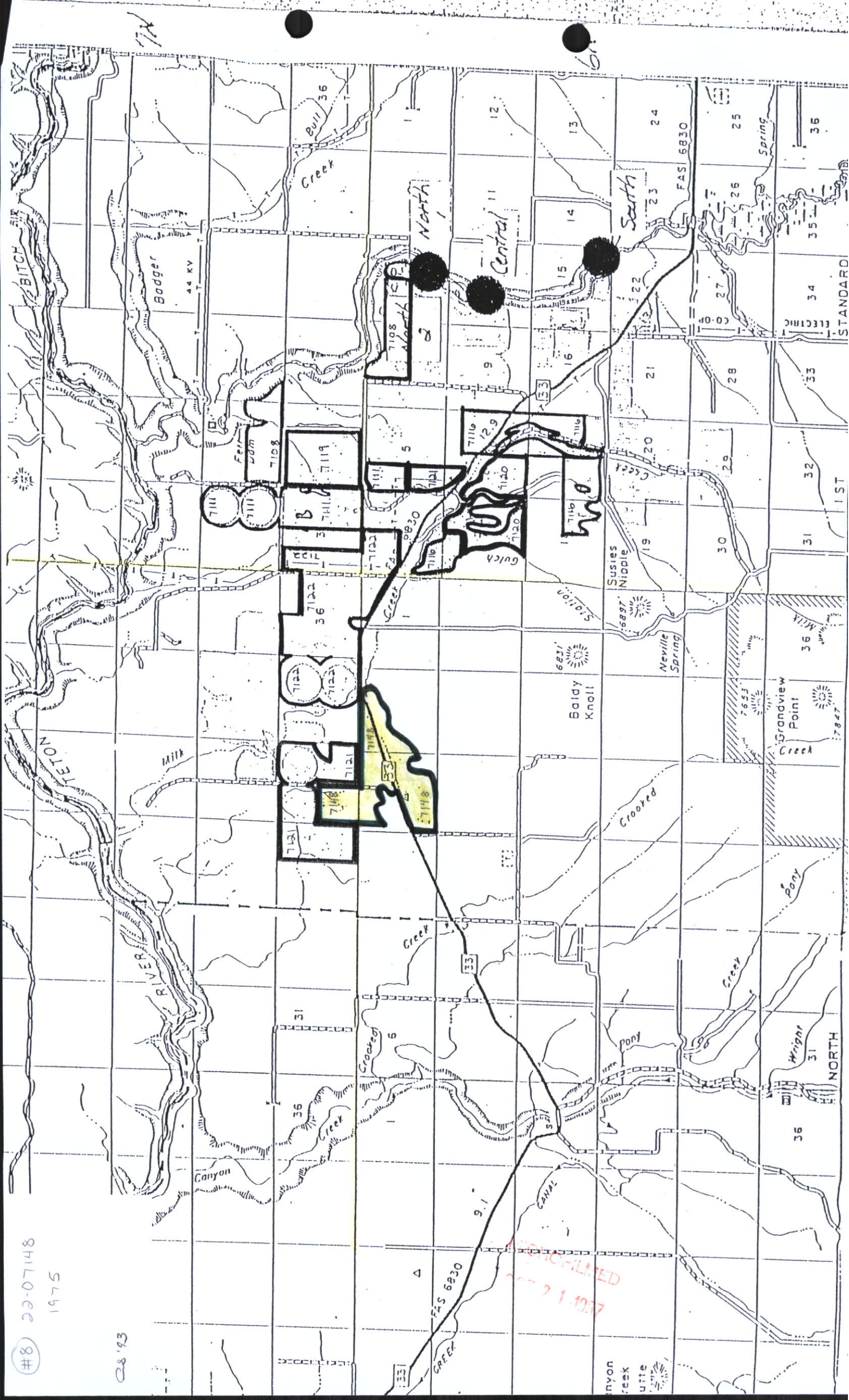
Published in the Teton Valley News, Driggs, Idaho on July 31 and August 7, 1975.

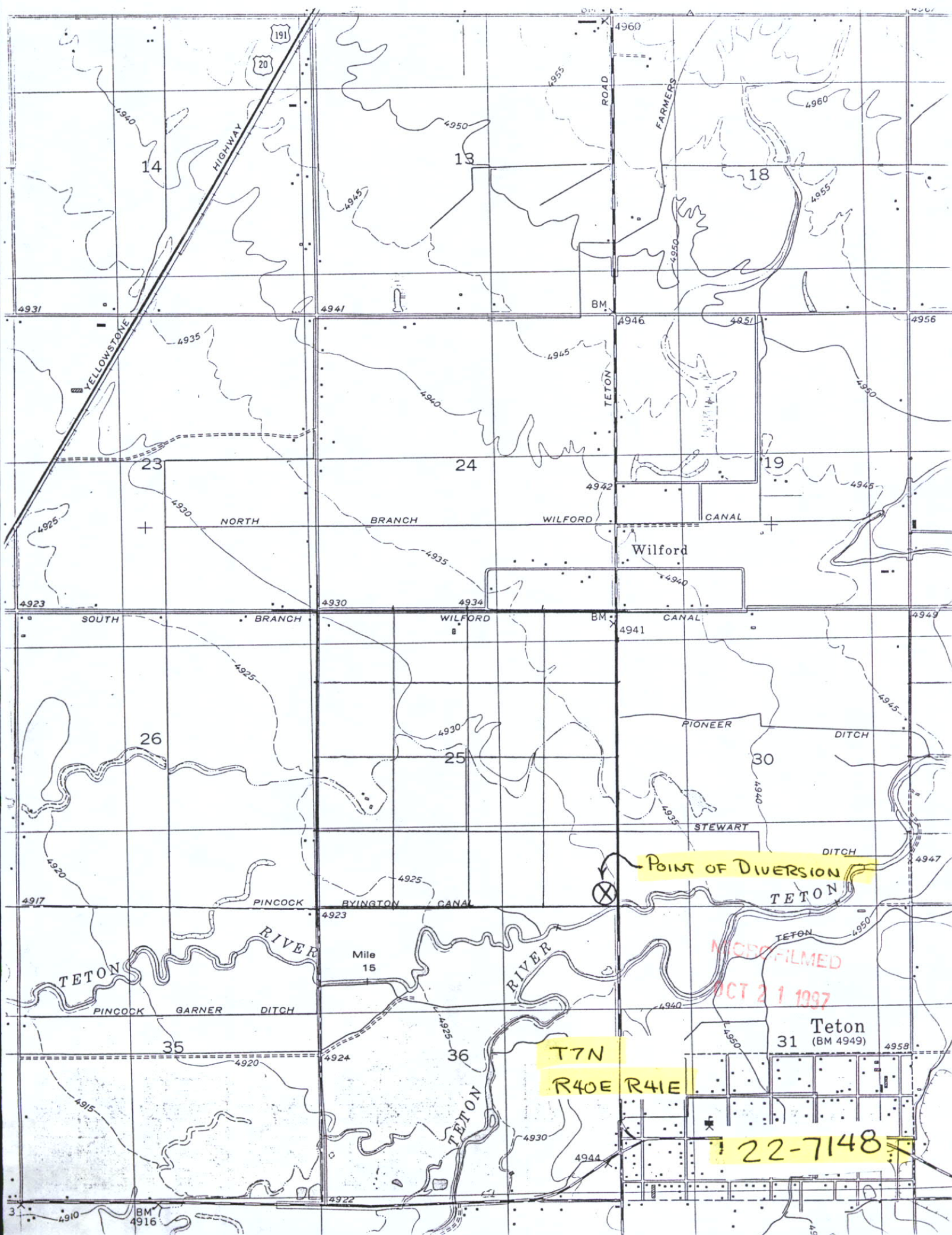
MICROFILMED

#8 22-07148

1975

28 '93





B-250

TO-SCALE

T-7

32.82

31.2

4.3

33.34

4.8

32

3.2

34.35

4.5

21.4

R43E
T-7

L-4

L-3

L-2

L-1

L-4

L-3

L-2

L-1

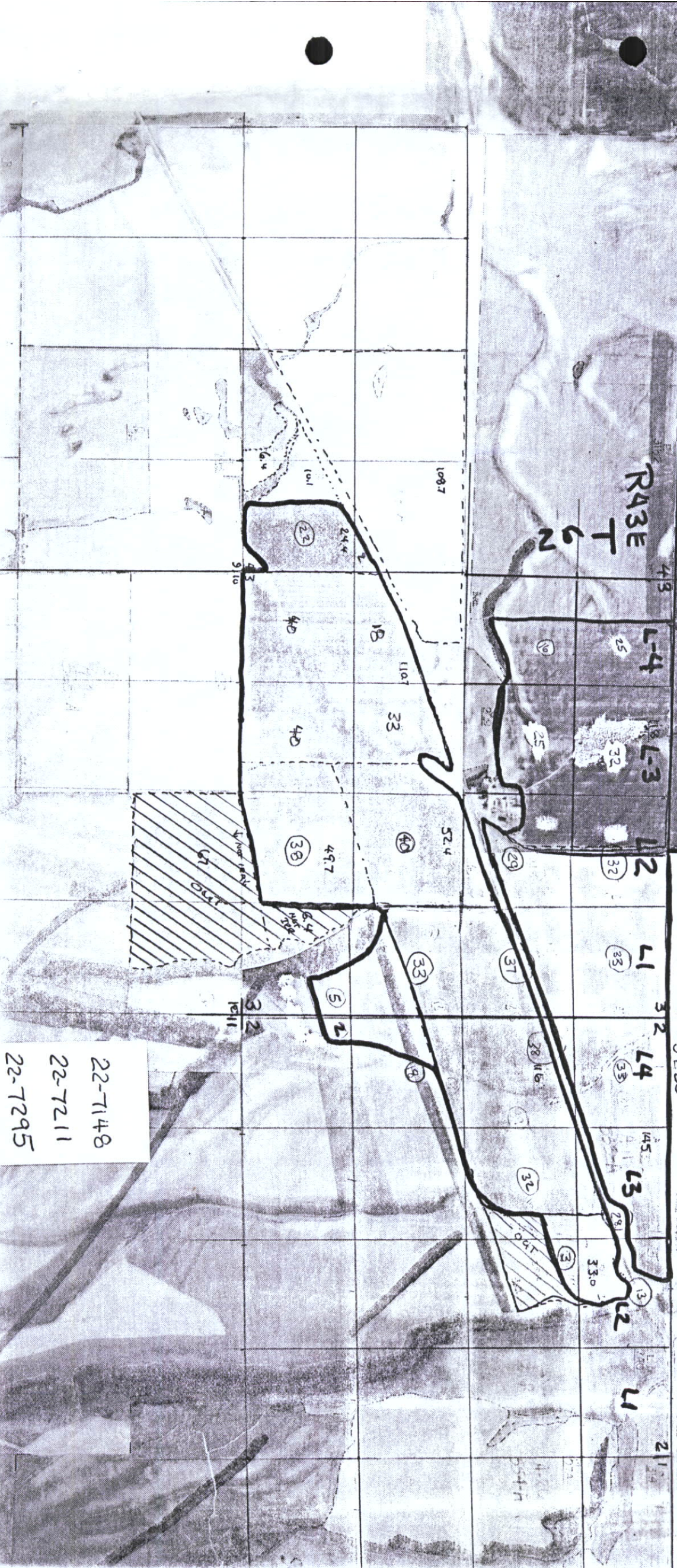
T-7N

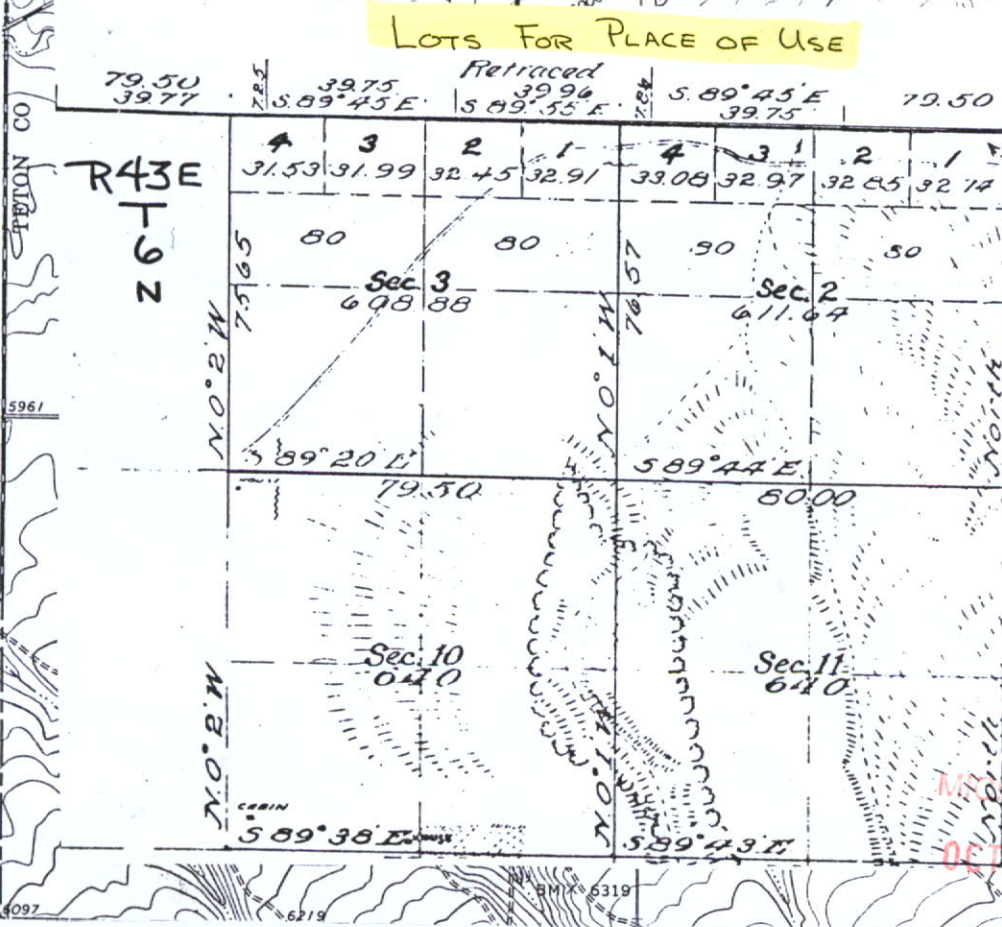
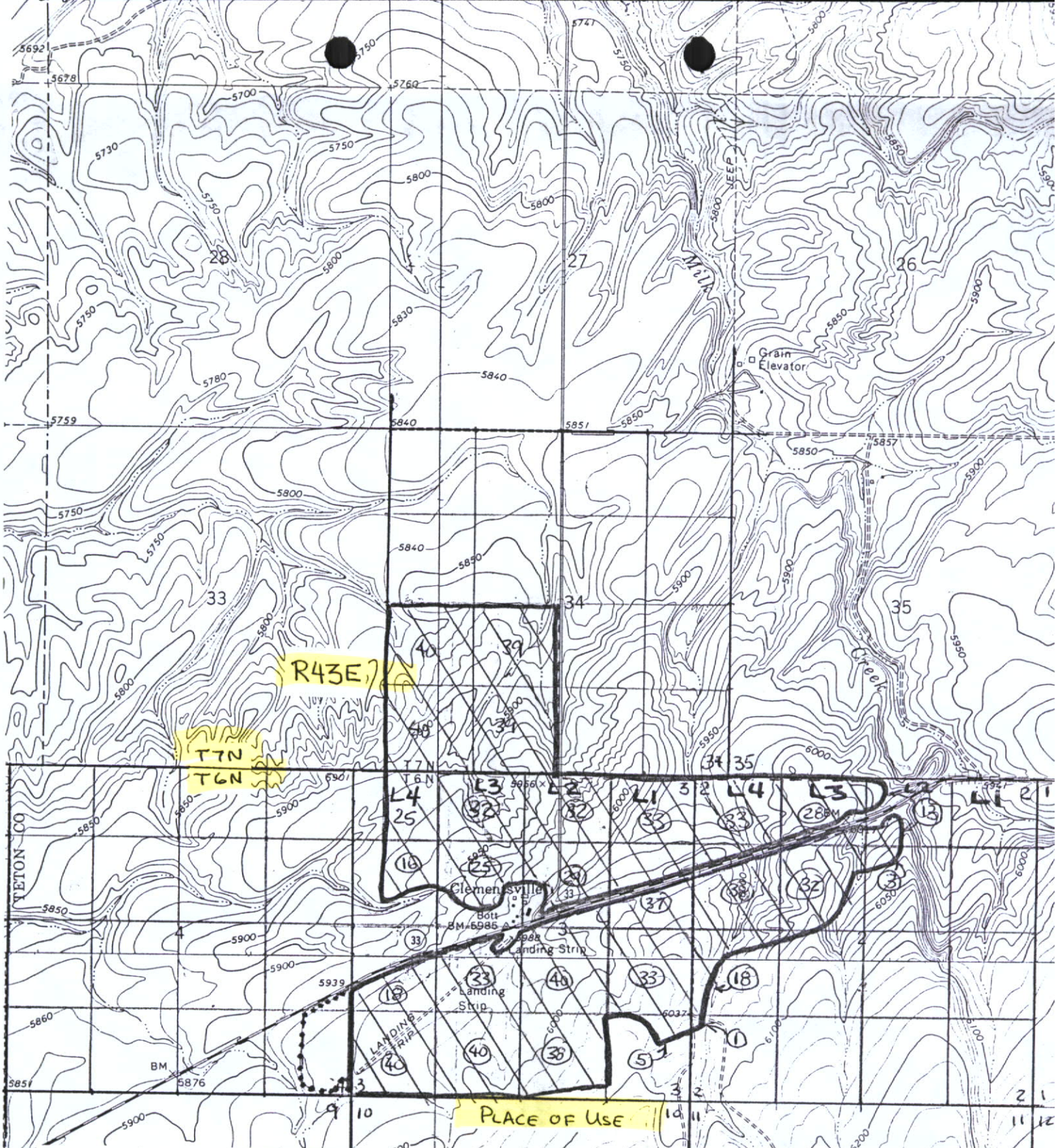
R 43E

MICROFILMED
OCT 21 1957

22-7148

22-7148
22-7211
22-7295





22-7148

22-7148

SOUTH PROJECT

CENTRAL (BOELKE) PROJECT

22-7148
CLEMENTSVILLE
PIPELINE
NORTH PROJECT
#1 Point of Diversion

R44E
N6T

Lot 1

Lot 2

Lot 3

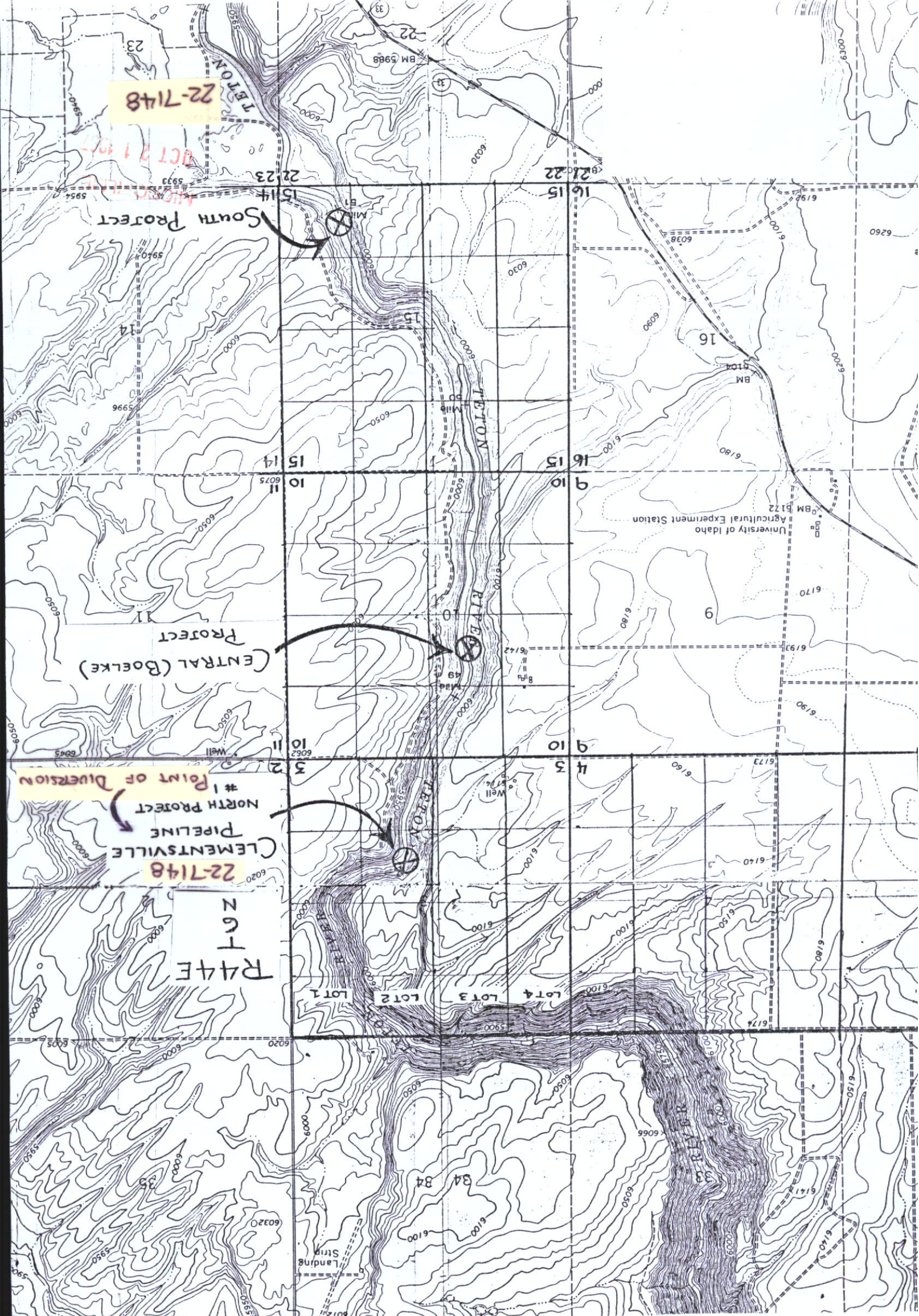
Lot 4

Lot 5

Lot 6

Lot 7

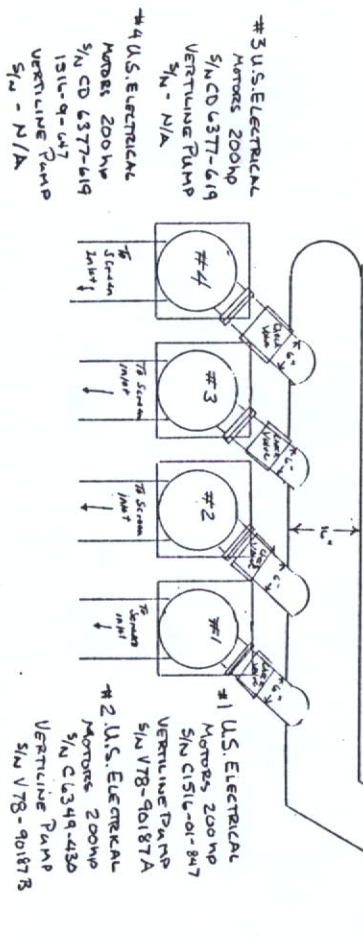
Lot 8



NORTH PROJECT # 2

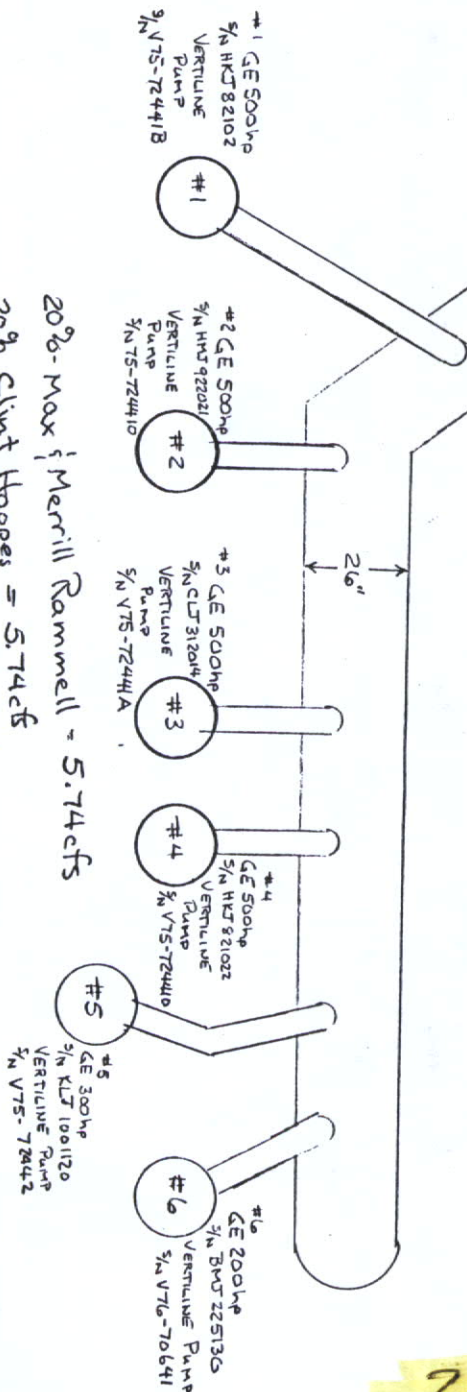
MEASUREMENT 5 8.76 cfs
(July 1979)

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% De Mar Bot = 5.74 cfs
20% Ed Paulson = 5.74 cfs

22-7148 / 22-7211 / 22-7295

MICROFILMED
OCT 21 1997

NORTH Project # 1 ONLY

22-7148
22-7211
22-7295

22-7148

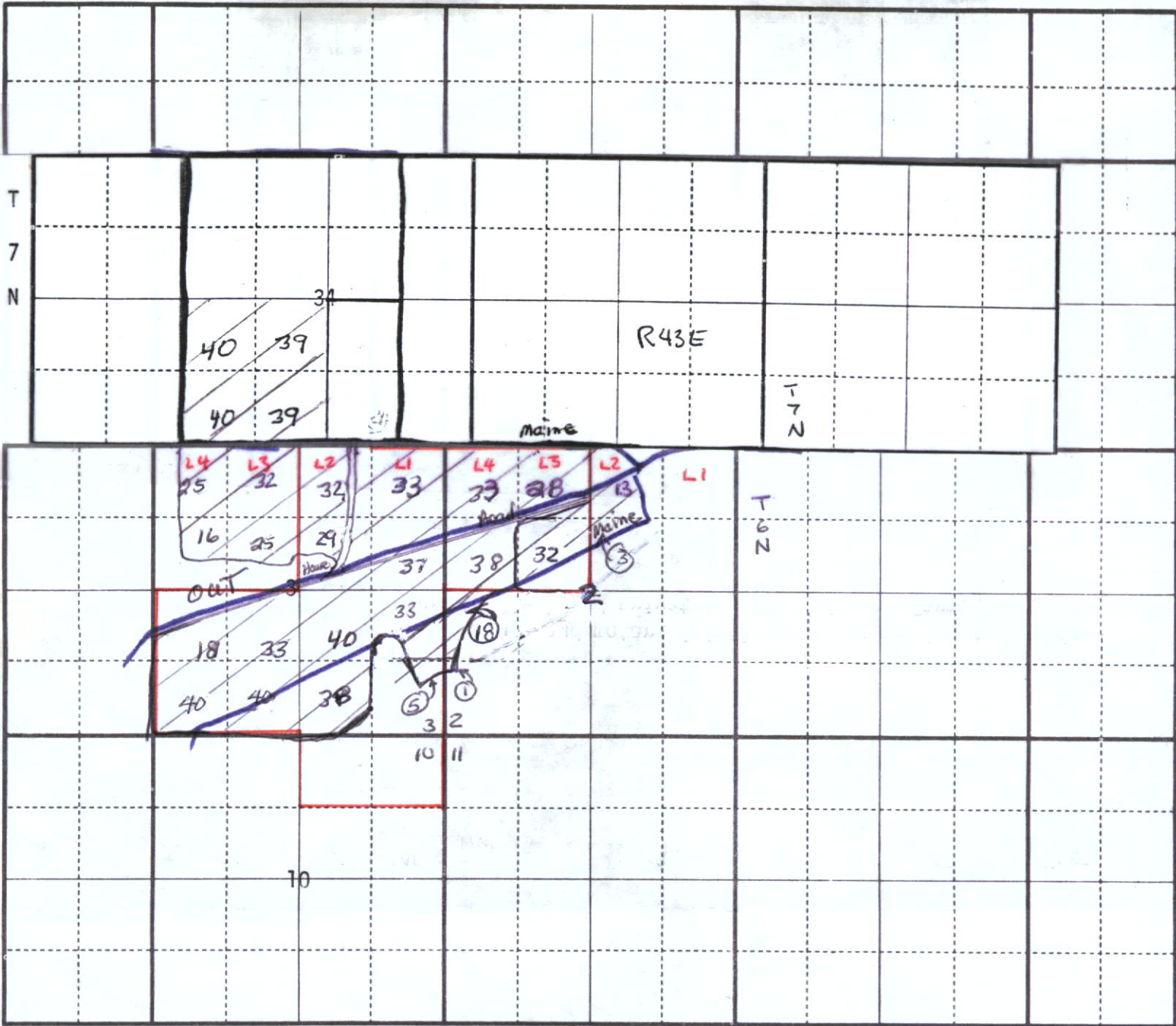


Diagram of System

See Attachment

RECEIVED
OCT 21 1957

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07148

Priority: July 23, 1975

Maximum Diversion Rate: 7.00 CFS
Maximum Diversion Volume: 2554.7 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 July 23, 1975; and
has submitted Proof of Beneficial Use on September 13, 1976. An examination indicates
that the works have a diversion capacity of 28.700 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	7.00 CFS	2554.7 AF

LOCATION OF POINT(S) OF DIVERSION:

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>
06N	43E	2	Lot 2(NWNE) 13	SWNE 3	Lot 3(NENW) 28	
			Lot 4(NWNW) 33	SWNW 38	SENW 32	
			NWSW 18	SWSW 1		166
		3	Lot 1(NENE) 33	Lot 2(NWNE) 32	SWNE 29	
			SENE 37	Lot 3(NENW) 32	Lot 4(NWNW) 25	
			SWNW 16	SENW 25	NESW 33	
			NWSW 18	SWSW 40	SESW 40	
			NESE 33	NWSE 40	SWSE 38	
			SESE 5			476
07N	43E	34	NESW 39	NWSW 40	SWSW 40	
			SESW 39			158

Total number of acres irrigated: 800

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.

RECORDED

OCT 21 1977

State of Idaho
Department of Water Resources

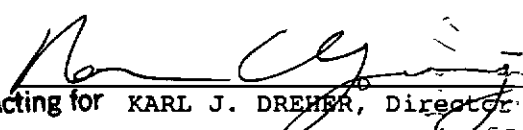
WATER RIGHT LICENSE

WATER RIGHT NO. 22-07148

CONDITIONS OF APPROVAL AND REMARKS

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 irrigation of the lands above.
7. Totalizing measuring devices shall be maintained at all points of diversion.
8. The maximum combined rate of diversion under this right and all other rights diverting from the North 1 Project shall not exceed 28.7 cfs.
9. A total of six pumps are used in the diversion of water under this right.

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 16TH day of SEPTEMBER, 19 77.


Acting for KARL J. DREHER, Director

RECORDED

OCT 21 1977

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07148

Date of Priority: July 23, 1975

Maximum Diversion Rate: 7.00 CFS

Maximum Diversion Volume: 2554.7 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. 22-07148, and requests that the permit be changed as follows:

Source: TETON RIVER

tributary to HENRYS FORK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	7.00 CFS	2554.7 AF

LOCATION OF POINT(S) OF DIVERSION:

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>
06N	43E	2	Lot 2 (NWNE) 13	SWNE 3	Lot 3 (NENW) 28	
			Lot 4 (NWNW) 33	SWNW 38	SENE 32	
			NWSW 18	SWSW 1		166
		3	Lot 1 (NENE) 33	Lot 2 (NWNE) 32	SWNE 29	
			SENE 37	Lot 3 (NENW) 32	Lot 4 (NWNW) 25	
			SWNW 16	SENE 25	NESW 33	
			NWSW 18	SWSW 40	SESW 40	
			NESE 33	NWSE 40	SWSE 38	
			SESE 5			476
07N	43E	34	NESW 39	NWSW 40	SWSW 40	
			SESW 39			158

Total number of acres irrigated: 800

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 Tetonia, this 24 day of November, 19 94

RECORDED

OCT 21 1997

[Signature]
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07148

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee = 50⁰⁰ Received by KH # 036874 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. 22-07148 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 irrigation of the lands above.
7. Totalizing measuring devices shall be maintained at all points of diversion.
8. The maximum combined rate of diversion under this right and all other rights diverting from the North 1 Project shall not exceed 28.7 cfs.
9. A total of six pumps are used in the diversion of water under this right.

Witness my hand this 16TH day of SEPTEMBER, 1997.


MICROFILMED Acting for KARL J. DREHER, Director

OCT 21 1997

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	22-07148	DeMar Bott	7.0
Full Assignment	22-07148	Bott Land, Inc.	7.0
Full Assignment	22-07148	Teton Pipeline Assn., Inc.	7.0

MICROFILMED

OCT 21 1997

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Bott Land, Inc., hereby assign to Teton Pipeline Assoc. Inc.
(Permit Holder)
of Post Office Box 272, Tetonia, Idaho 83452
(Full Address)

All my right, title, and interest in and to Permit No. 22-07295 ✓
to appropriate the public waters of the State of Idaho. 22-07211 ✓
22-07148 ✓

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.

Made this 17th day of July, 19 94

DeMar Bott
Permit Holder(s)

State of Idaho)
) ss
County of Teton)

On this 17 day of July, 1998, personally appeared before me the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

J. C. Hoopes


Notary Public

Notary Public

Meeting at Deton 16.

Signature MED

Signature: MED

My commission expires: May 16 - 2000

OCT 21 1957

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State of Idaho

Department of Water Resources

JUN 13 1979

OK 10 ASSIGNMENT OF PERMIT

I, DeMaso Bott District Office, hereby assign to Bott Land, Inc.
of Newdale, Idaho 83436
Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 22-7148
to appropriate the public waters of the State of Idaho.
- ☐ 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 that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 12th day of June, 19 79.

DeMaso Bott
Permit Holder

Beverly Bott
Spouse of Permit Holder

State of Idaho)
County of Bonneville) ss.

On this 12th day of June, 19 79, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

William Gray
Notary Public residing at
Idaho Falls, Idaho

My commission expires:
6/15/81

WILLIAM GRAY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR AMENDMENT OF A PERMIT

JUN 12 1979

To change the point of diversion and/or the place of use.

Department of Water Resources
Eastern District Office

Comes now Bott Land, Inc.

of (address) Newdale, Idaho 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. 22-7148, and requests that the permit and permit map be changed as follows:

NO CHANGE

1. Point of diversion: ¼ ¼, Section , Township , Range , B.M.,
County of . Other points of diversion:

NO CHANGE

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	43E	2					40	40	40	40									160
		3	40	40	40	40					40	40	40	40	40	40	40	40	480
7N	43E	34													40	40	40	40	160

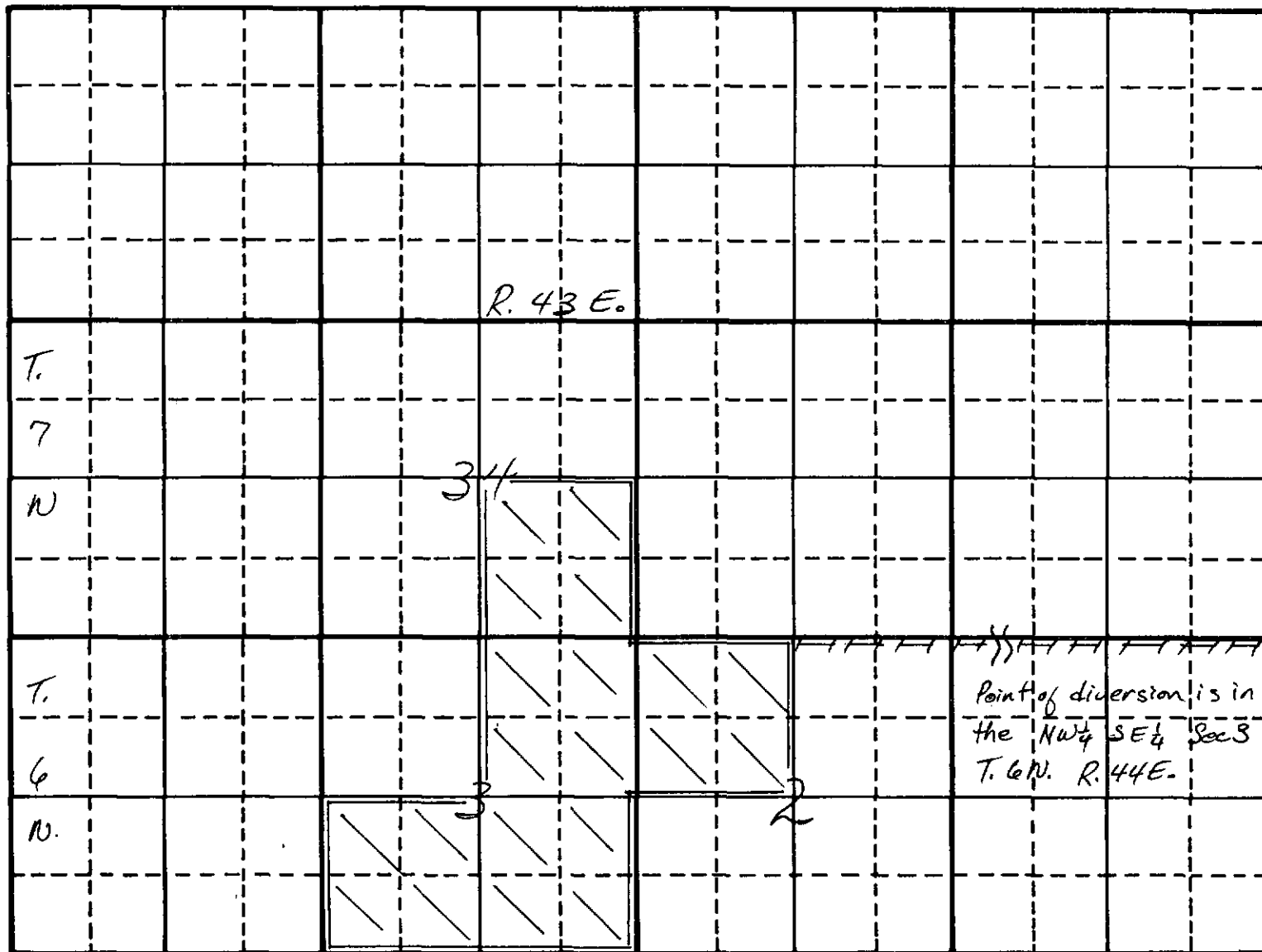
Total number of acres to be irrigated = 800

4. a. Who owns the property at the point of diversion? J. Clint Hoopes
b. Who owns the land to be irrigated or the 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:

RECEIVED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at Idaho Falls, Idaho, this 12th day of June, 1979.

Bott Land Inc.
(Signature)
De Mar Bott

FOR DEPARTMENT USE ONLY

Preliminary check by EMC Fee = \$20.00 Received by dh Date 6-12-79 #11931

Publication prepared by _____ Date _____ Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, Chief, Operations Bureau, of the Department of Water Resources hereby

APPROVE this application for amendment on Permit No. 22-7148.

Witness my hand this 21st day of June, 19 79.

L. Glen Saxton
Chief, Operations Bureau

ASSIGNED TO:
Bott Land, Inc.
6/13/79

Identification No. 22 7148
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant DeMar Bott Phone: 456-4338
post office address Newdale, Idaho 83436
2. Source of water supply Teton River which is a tributary of Snake River
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3 Township 6N
Range 44E B.M. Teton 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 7.00 for Irrigation purpose from Apr. 1 to Nov. 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. 7.00 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump, pipeline 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 \$ 400,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(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

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	43E	2					40	40	40	40									160
"	"	3	40	40	40	40					40	40	40	40	40	40	40	40	480
"	"	10	40	40															80
7N	43E	34														40	40		80

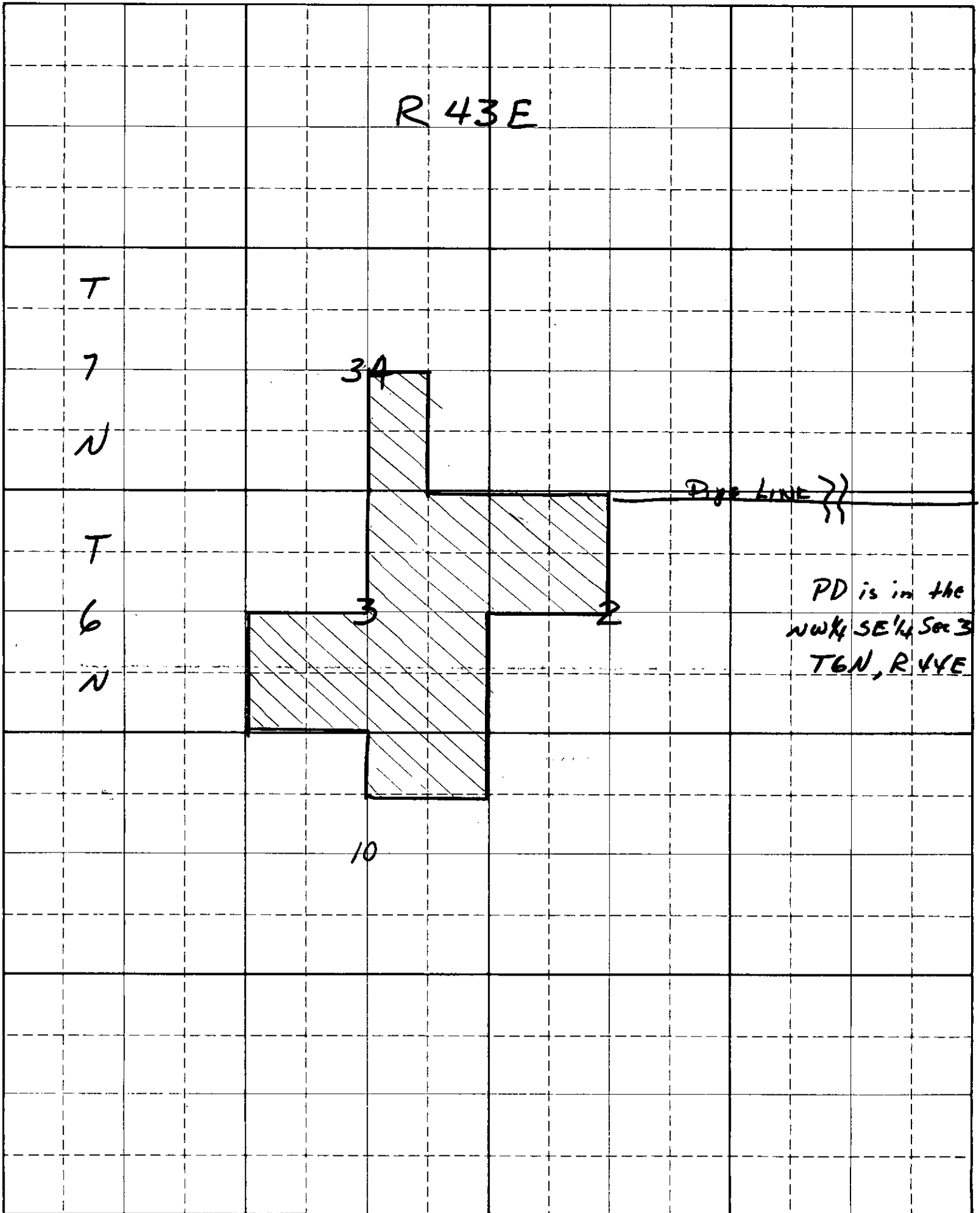
Total number of acres to be irrigated. 800

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion J. Clint Hoopes
- 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 Mutual agreement between applicant and J. Clint Hoopes to use the same point of diversion and share cost of pump and pipelines.

10. Remarks

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.

DeMar Bott
(Applicant)

Received by MB Date 7-23-75 Time 3:05 p.m.
Preliminary check by JW Fee \$ 85.00
Receipted by MB Date 7-23-75 # 4346
Publication prepared by MB Date 7-25-75
Published in Idaho Valley News
Publication dates July 31 & Aug. 7, 1975
Publication approved MB Date 8-11-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial see 1/88

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

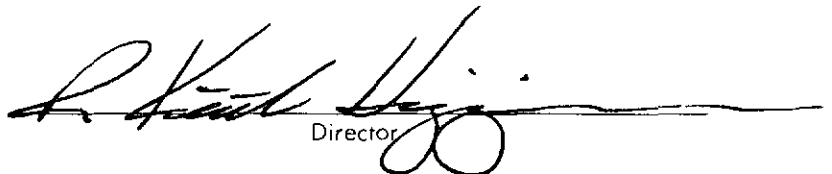
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7148, and said application is hereby APPROVED.

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 August 1, 19 80.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.
Use of water under this permit is subject to control by the watermaster of State Water District No. 01, Snake River.

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

Witness my hand this 19 day of August, 19 75.


Director

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
 County of Teton)

I, Louise L. Norton
 being first duly sworn depose and say

that I am the publisher
 of the Teton Valley News, a news-
 paper as defined by Idaho Codes Anno-
 tated, Section 58-106, as amended, and
 that said newspaper is a weekly news-
 paper printed and published at Driggs,
 in Teton County, Idaho, having a gen-
 eral circulation in said county, and that
 said newspaper has been printed in
 said county for more than 78 consecu-
 tive weeks prior to the first publication
 of the attached notice, advertisement
 or publication of

Notice of application for
Water permit # 22-7148 Alma Bott

And affiant further says that said
 attached notice, advertisement or pub-
 lication, as per clipping attached, was
 published in said newspaper, in the
 regular and entire issue thereof, and
 not in any supplement issue thereof,

for 2 consecutive issues thereof;
 first publication having been made on

the 31 day of July
 19 75

and last publication on the 7
 day of August, 1975.

And affiant further says that at the
 times herein mentioned said newspaper
 was made up of at least eight pages
 of at least five columns each, printed
 from type matter, of at least sixteen
 and one-half inches deep.

Louise L. Norton
 Subscribed in my presence and sworn

to before me this 8 day of

August, 1975
Emily D. Daughan
 (SEAL) Notary Public for the State of
 Idaho, residence and postoffice
 address, Driggs, Idaho.

My Commission expires

9-20, 1975

RECEIVED

AUG 11 1975

Department of Water Resources
 Eastern District Office

**NOTICE OF APPLICATION
 FOR WATER PERMIT**

Notice is hereby given that DeMar
 Bott, Newdale, Idaho has on 7-23-75
 submitted Application No. 22-7148 for
 a permit to appropriate 7.00 cubic
 feet per second of water from the Te-
 ton River tributary of Snake River by
 means of pump and pipeline within the
 NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 6N, R. 44E, B.M.,
 Teton County; to be used from Apr. 1
 to Nov. 1 for the irrigation of 800
 acres within the NW $\frac{1}{4}$, Sec. 2, E $\frac{1}{2}$,
 SW $\frac{1}{4}$, Sec. 3, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 10, T.
 6N, R. 43E; W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, T. 7N,
 R. 43E, B.M.

If issued, this permit will be subject
 to all prior water rights. Protests a-
 gainst the granting of the permit must
 be filed with the Idaho Department of
 Water Resources, 11515 Lincoln Road,
 Idaho Falls, Idaho, 83401 on or be-
 fore August 18, 1975.

R. KEITH HIGGINSON
 Director

Published in the Teton Valley News,
 Driggs, Idaho on July 31 and August
 7, 1975.

MICROFILMED



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

MEMORIALIZED
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

RECEIVED
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

OCT 21 1997

Roger Hoopes
January 19, 1995
Page 2

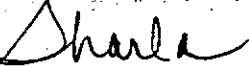
that the previous amendment included 478 acres and the permit originally allowed 640. Therefore, only a maximum of 168 acres can be added. I will wait to hear from you as to your agreement before I prepare another "amended" amendment.

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

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.

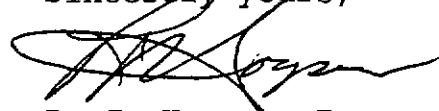
There are a couple of other matters that I would like clarified. Your letter of November 17, 1994 makes reference to twenty one (21) different permits. Our records show that two (2) of these Water Rights (22-07100 & 22-07122) are licenses. Should these even have been made reference to in your letter? 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.

RECEIVED
OCT 21 1994

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

REC-0-111
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.

REC'D - 11/21/94
OCT 21 1994

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

NOV 21 1994

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.

LET 21001
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

WR5809NP
No. L22-07148

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/04/94
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BOTT LAND INC NEWDALE ID 83436	07/23/1975	IRRIGATION	04-15 10-15	7.00 CFS	2554.70 AFA
TOTAL DIVERSION:					7.00 CFS	2554.70 AFA

Water Source: TETON RIVER

Tributary to: HENRYS FORK

Stage: LICENSE

Point(s) of Diversion Capacity: 28.70 CFS

Point(s) of Diversion: T06N R44E S03

NWSE

TETON County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE					
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM
06N	43E	2	:		02-13		03	:	03-28	04-33		38	32	:		18	01	:							: 166.0
06N	43E	3	:	01-33	02-32		29	37	:	03-32	04-25		16	25	:	33	18	40	40	:	33	40	38	05	: 476.0
07N	43E	34	:					:						:	39	40	40	39	:						: 158.0
TOTAL ACRES																							800.0		

Pou County: TETON

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

~~22-002218~~ ~~22-002228~~ ~~22-002458~~ ~~22-004358~~ ~~22-07108~~ ~~22-07444~~ ~~22-07119~~ ~~22-07421~~ ~~22-07422~~ ~~22-07448~~
~~22-07157~~ ~~22-07486~~ ~~22-07505~~ ~~22-07667~~ L22-07108 L22-07111 L22-07119 L22-07121 L22-07122 L22-07157
L22-07186

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

L22-07148 L22-07211 L22-07295 L22-07667 L22-071082 L22-07211 L22-07295

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: Totalizing measuring devices shall be maintained at all points
of diversion.
The maximum combined rate of diversion from the North 1 Project
under this right and all other rights diverting from same system
shall not exceed 28.7 cfs.
Six points of diversion located in NWSE, S3, T6N, R44E.
Water is diverted from the Clementsville (North 1) Project of
the Teton Pipeline irrigation system.

Dates: App. Received: 07/23/1975 Priority Date: 07/23/1975
Proof Due Date: 08/01/1980 Proof Made Date: 09/13/1976
Exam Made Date: 06/18/1979 Exam Sent to S.O.:
Licensed Date:

Amend

WR5809NP
No. L22-07148

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/04/94
PAGE: 6

=====

Misc: Water District Number: 01 Field Exam Fee:

Audit: 08/19/93 SKAGGS 04/28/94 CURTIS 05/04/94 CURTIS

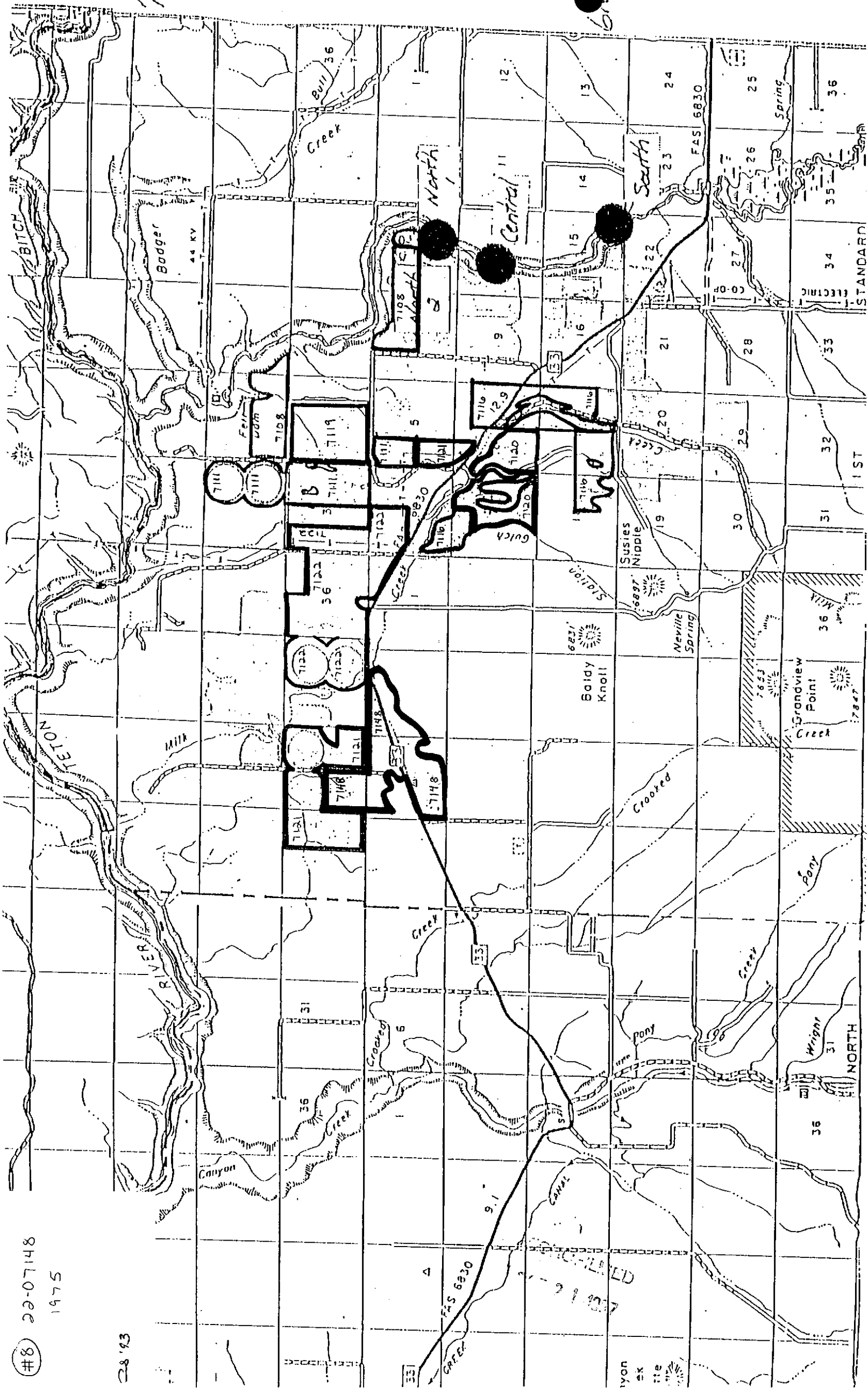
(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM					
		NE		NW		SW		SE		NE		NW		SW		SE							
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac						
L2207148	T06N R43E S 2 TETON RIVER																						
	:			02-13		03			03-28	04-33	38	32	:		18	01	:		166				
L22071082	HENRYS FOR :			02-13		03			03-28	04-33	38	32	:		18	01	:		166				
A2207148	TETON RIVE :			02-13		03			03-28	04-33	38	32	:		18	01	:		166				
A2207211	GROUNDWATE :			02-13		03			03-28	04-33	38	32	:		18	01	:		166				
L2207211	GROUNDWATE :			02-13		03			03-28	04-33	38	32	:		18	01	:		166				
L2207295	GROUNDWATE :			02-13		03			03-28	04-33	38	32	:		18	01	:		166				
L2207148	T06N R43E S 3 TETON RIVER																						
	:			01-33	02-32	29	37	:	03-32	04-25	16	25	:	33	18	40	40	:	33	40	38	05	476
L22071082	HENRYS FOR :			01-33	02-32	29	37	:	03-32	04-25	16	25	:	33	18	40	40	:	33	40	38	05	476
A2207148	TETON RIVE :			01-33	02-32	29	37	:	03-32	04-25	16	25	:	33	18	40	40	:	33	40	38	05	476
A2207211	GROUNDWATE :			01-33	02-32	29	37	:	03-32	04-25	16	25	:	33	18	40	40	:	33	40	38	05	476
L2207211	GROUNDWATE :			01-33	02-32	29	37	:	03-32	04-25	16	25	:	33	18	40	40	:	33	40	38	05	476
A2207295	GROUNDWATE :							:		04-06	19	08	:	05	18			:					56
L2207295	GROUNDWATE :			01-33	02-32	29	37	:	03-32	04-25	16	25	:	33	18	40	40	:	33	40	38	05	476
2207667	TETON RIVE :							:		04-06	19	08	:	05	18			:					56
A2210870	GROUNDWATE :							:				01	:					:					1
L2207148	T07N R43E S34 TETON RIVER																						
	:							:					:	39	40	40	39	:					158
L22071082	HENRYS FOR :			33	33	33	33	:	33	40	40	33	:	39	40	40	39	:	19	39	39	39	572
A2207148	TETON RIVE :							:					:	39	40	40	39	:					158
A2207211	GROUNDWATE :							:					:	39	40	40	39	:					158
L2207211	GROUNDWATE :							:					:	39	40	40	39	:					158
L2207295	GROUNDWATE :							:					:	39	40	40	39	:					158

#8 22-07148

1975

28'93



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MEMORANDUM

TO: FILE #22-7148

FROM: ROXANNE MCCARTHY

RE: TETON PIPELINE REVIEW

DATE: 6-MAR-1990

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This is one 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 exceeds the capacity of previous rights and should be licensed with both diversion and volume conditions.

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.

RECORDED
MAR 14 1990

PLACE OF USE 1/4 1/4 OVERLAP REPORT

07/20/89

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	SUN
2207148	BOTT LAND INC.	P	TETON RIVER	06N	43E	2	:	40	40	40	:	:	:	:	160
2207148	BOTT LAND INC.	P	GROUNDWATER	06N	43E	2	:	40	40	40	:	:	:	:	160
2207295	BOTT LAND INC.	P	GROUNDWATER	06N	43E	2	:	40	40	40	:	:	:	:	160
L2207148	BOTT LAND INC.	L	TETON RIVER	06N	43E	2	:	40	40	40	:	:	:	:	160
L2207211	BOTT LAND INC.	L	GROUNDWATER	06N	43E	2	:	40	40	40	:	:	:	:	160
L2207295	BOTT LAND, INC.	L	GROUNDWATER	06N	43E	2	:	40	40	40	:	:	:	:	160
2207148	BOTT LAND INC.	P	TETON RIVER	06N	43E	3	40	40	40	40	:	40	40	40	480
2207148	BOTT LAND INC.	P	GROUNDWATER	06N	43E	3	40	40	40	40	:	40	40	40	480
2207211	BOTT LAND INC.	P	GROUNDWATER	06N	43E	3	40	40	40	40	:	40	40	40	480
2207295	BOTT LAND INC.	L	TETON RIVER	06N	43E	3	40	40	40	40	:	40	40	40	480
L2207211	BOTT LAND INC.	L	GROUNDWATER	06N	43E	3	40	40	40	40	:	40	40	40	480
L2207295	BOTT LAND, INC.	L	GROUNDWATER	06N	43E	3	40	40	40	40	:	40	40	40	480
2207148	HOOPES	P	TETON RIVER	07N	43E	34	40	40	40	40	:	:	:	:	320
2207121	BOTT LAND INC.	P	TETON RIVER	07N	43E	34	:	:	:	:	:	:	:	:	160
2207148	HOOPES	P	GROUNDWATER	07N	43E	34	40	40	40	40	:	40	40	40	480
2207208	BOTT LAND INC.	P	GROUNDWATER	07N	43E	34	:	:	:	:	:	:	:	:	160
2207211	BOTT LAND INC.	P	GROUNDWATER	07N	43E	34	:	:	:	:	:	:	:	:	160
2207295	HOOPES	L	TETON RIVER	07N	43E	34	40	40	40	40	:	40	40	40	320
L2207121	BOTT LAND INC.	L	TETON RIVER	07N	43E	34	:	:	:	:	:	:	:	:	160
L2207148	HOOPES	L	GROUNDWATER	07N	43E	34	40	40	40	40	:	40	40	40	480
L2207208	BOTT LAND INC.	L	GROUNDWATER	07N	43E	34	:	:	:	:	:	:	:	:	160
L2207211	BOTT LAND, INC.	L	GROUNDWATER	07N	43E	34	:	:	:	:	:	:	:	:	160
L2207295	BOTT LAND, INC.	L	GROUNDWATER	07N	43E	34	:	:	:	:	:	:	:	:	160
2207247	PEACEFUL VALLEY IMPROV	L	TETON RIVER	07N	42E	20	40	40	40	:	:	:	:	:	200
2202045	RICKS	P	GROUNDWATER	07N	42E	20	:	:	:	:	:	:	:	:	40
2207247	RICKS	P	TETON RIVER	07N	42E	20	:	:	:	:	:	:	:	:	40
2207286	RICKS	L	GROUNDWATER	07N	42E	20	:	:	:	:	:	:	:	:	40
2207247	RICKS	P	GROUNDWATER	07N	42E	21	:	:	:	:	:	:	:	:	140
2207247	RICKS	P	TETON RIVER	07N	42E	21	:	:	:	:	:	:	:	:	140
2207286	RICKS	P	GROUNDWATER	07N	42E	21	:	:	:	:	:	:	:	:	40
2207287	SENSEBACK	P	GROUNDWATER	07N	42E	21	:	:	:	:	:	:	:	:	40
2207484	SCHWENDIMAN	A	GROUNDWATER	07N	42E	21	:	:	:	:	:	:	:	:	40
2207247	RICKS	L	GROUNDWATER	07N	42E	21	:	:	:	:	:	:	:	:	140
2207247	BAKER	L	GROUNDWATER	07N	42E	28	:	:	:	:	:	:	:	:	156
2207174	VAL SCHWENDIMAN FARMS	P	GROUNDWATER	07N	42E	28	40	40	40	40	:	40	40	40	160
2207210	RICKS	P	GROUNDWATER	07N	42E	28	20	:	:	:	:	:	:	:	100
2207247	VAL SCHWENDIMAN FARMS	P	TETON RIVER	07N	42E	28	40	40	40	40	:	40	40	40	160
2207271	RICKS	P	TETON RIVER	07N	42E	28	40	40	40	40	:	40	40	40	120
2207286	VAL SCHWENDIMAN FARMS,	P	GROUNDWATER	07N	42E	28	40	40	40	40	:	40	40	40	320

007 2 1 007

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7148
Permit No.

Overlap Review

- a) Other water rights with same place of use: 22-7211 / 22-7295
- b) Other water rights with same point of diversion: 22-0145A / 02218 / 02458 / 7108 / 7111 / 7119 /
7121 / 7122 / 7157 / 7186 / 7504 / 7505 ^{RE-DIVERSION for}
^{Groundwater} 22-7208 / 7211 / 7216 / 7223 /
7295 / 7360 / 7375
- c) Analysis:

Diversions thru North Project #1 Q LIMITED TO 20% of Total Q
 $\therefore Q = (28.7 \text{ cfs}) (0.20) = 5.74 \text{ cfs}$ which means 22-7211, 22-7295 and
their right 22-7148 for same plu cannot exceed 5.74 cfs in combination.

1
R04

R01

MICROFILMED

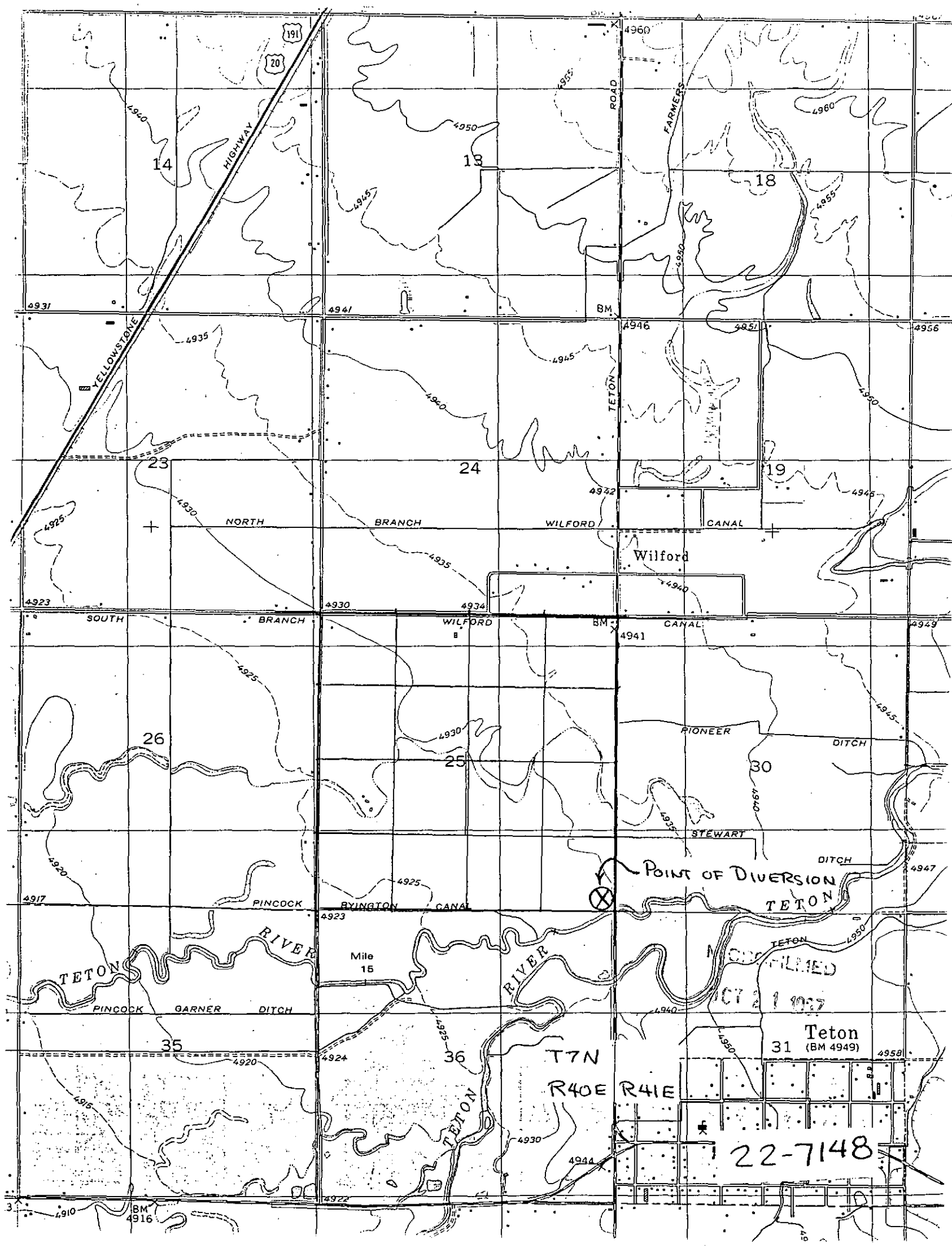
OCT 21 1987

Regional Office by

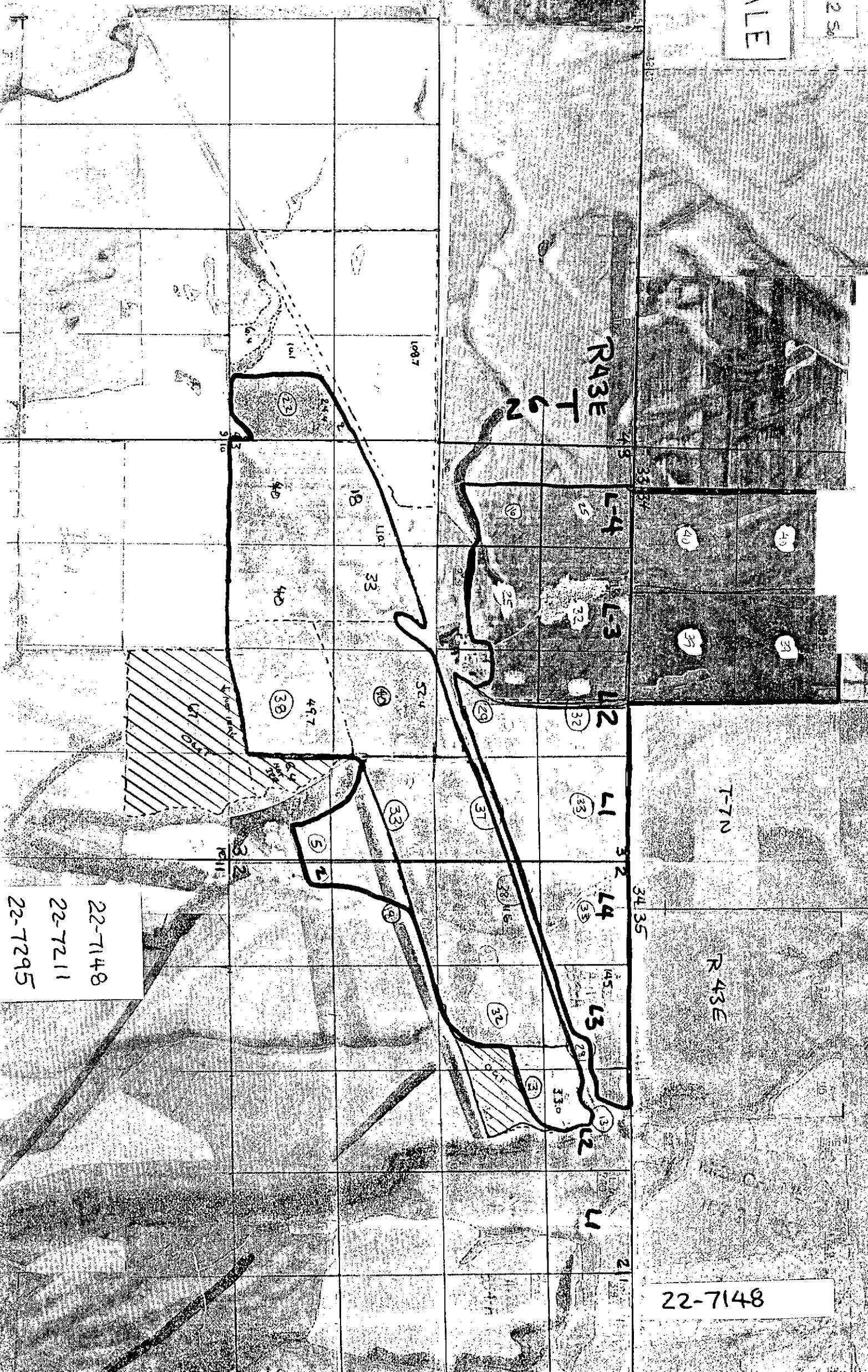
Keith C. Wilson

Date

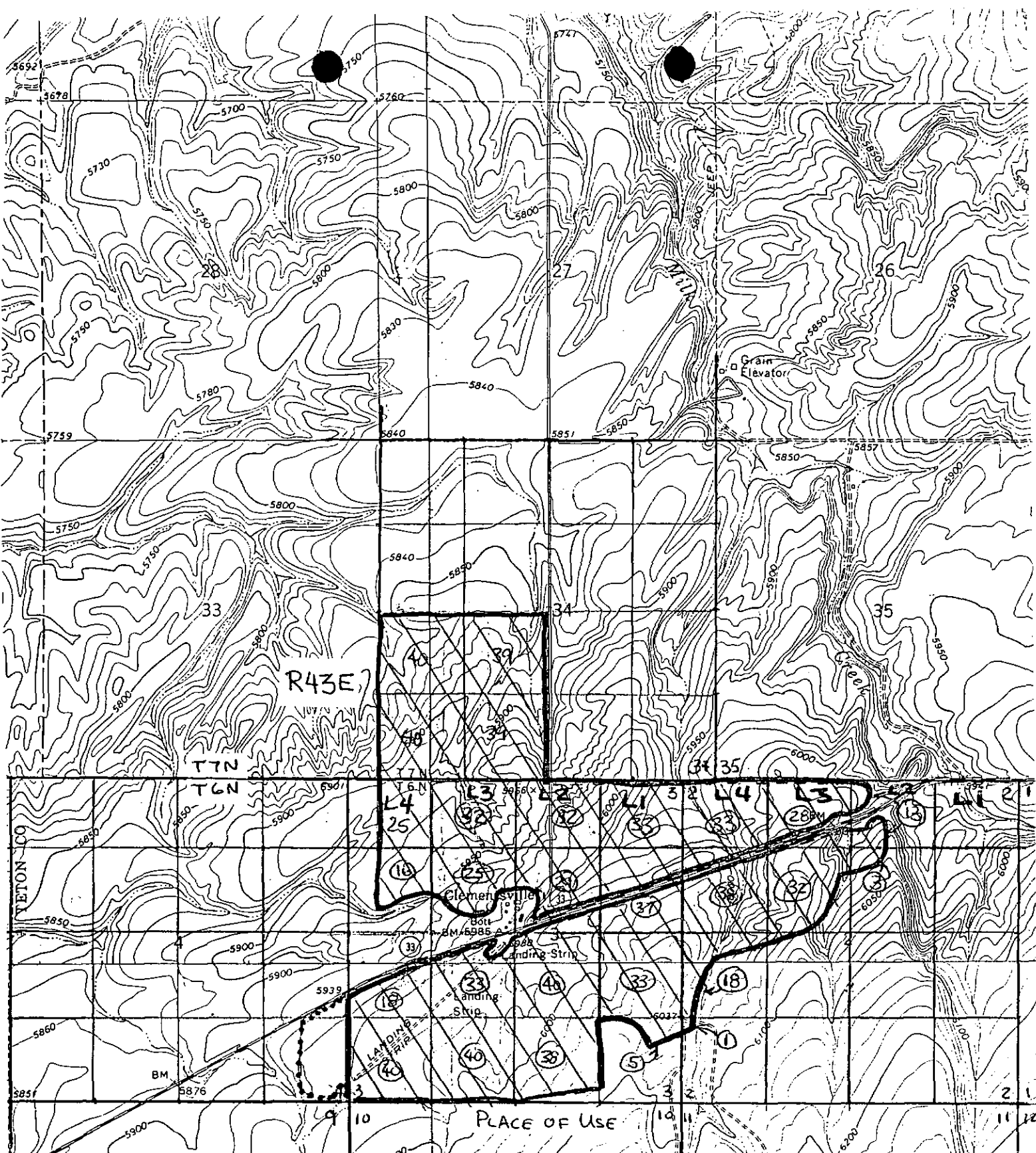
22 Oct 1986



TO-SCALE



22-7148

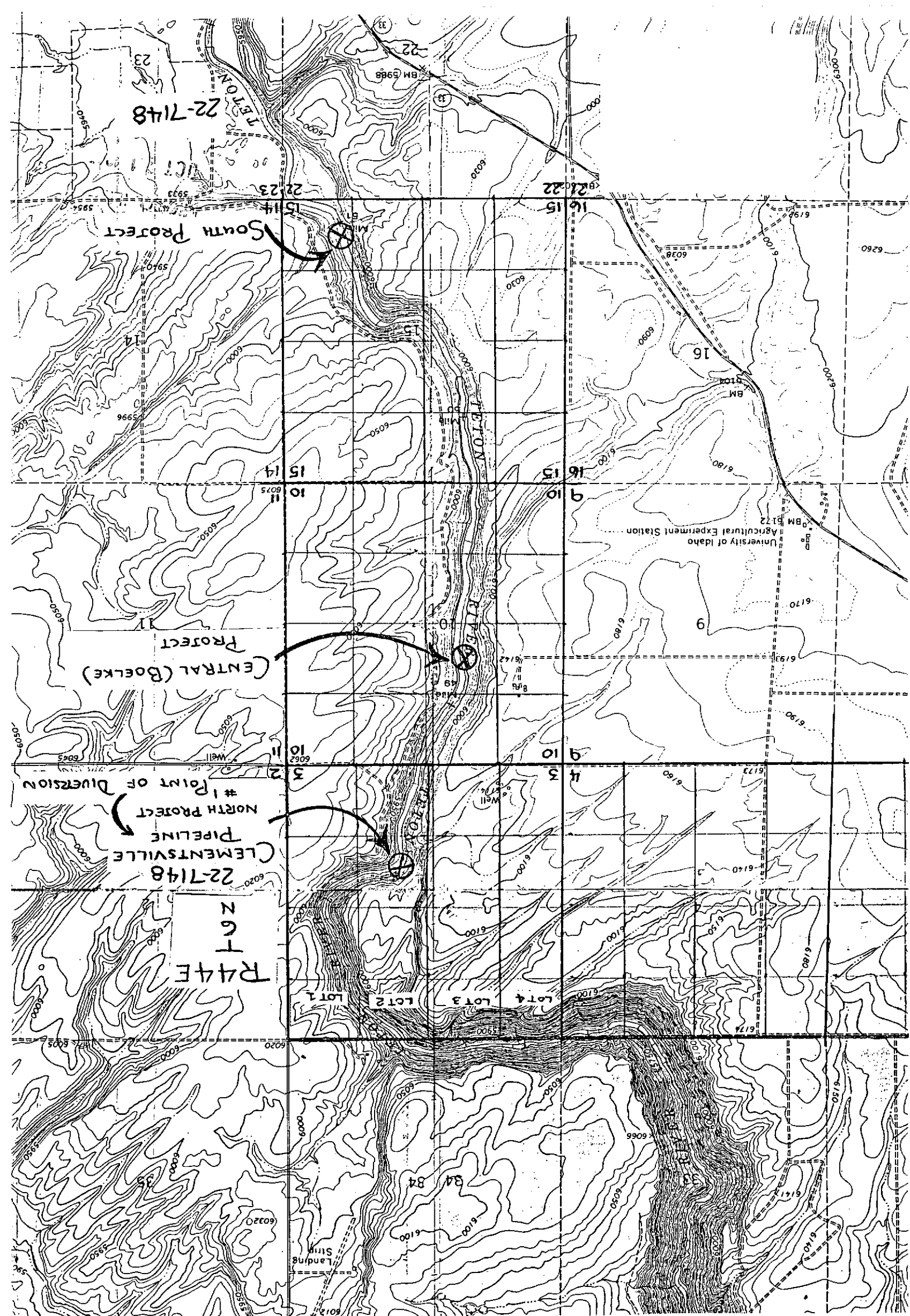


LOTS FOR PLACE OF USE

Retraced
 79.50 39.75 39.96 39.75 79.50
 39.77 589°45'E 589°55'E 589°45'E 39.75

R43E	26	N0°20'W	79.50	31.53	31.99	32.45	32.91	33.08	32.97	32.85	32.74	79.50
			80	80	80	80	80	80	80	80	80	
N0°20'W	26	N0°20'W	79.50	Sec 3 608.88				Sec 2 611.04				79.50
			79.50	Sec 10 0.40				Sec 11 6.40				79.50
N0°20'W	26	N0°20'W	79.50	Sec 10 0.40				Sec 11 6.40				79.50
			79.50	Sec 10 0.40				Sec 11 6.40				79.50

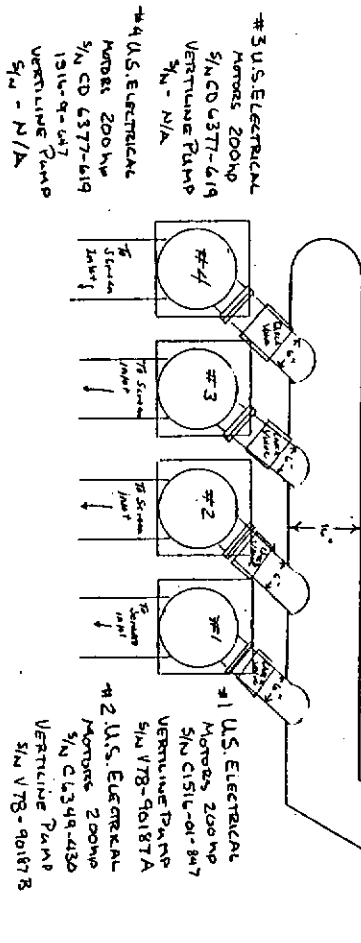
22-7148



NORTH PROJECT # 2

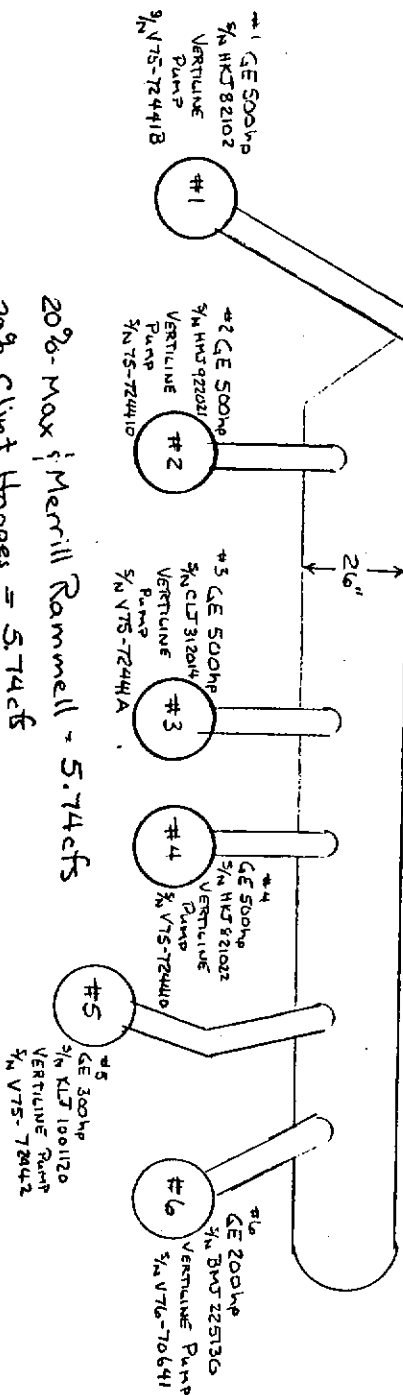
MEASUREMENT 8.76 cfs
(July 1979)

50% Darrel 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 Boff = 5.74 cfs
20% Ed Partmson = 5.74 cfs

RECORDED
OCT 21 1937

NORTH Project # 1 ONLY

22-7148
22-7211
22-7295

22-7148

Post Jan 15

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

DeMar Bott

458-4966

SEP 23 1976

1. Name of permit holder Demar Bott 458-4966 SEP 23 1976
Post office address Newdale, Idaho 83436 456-4338
Department of Water Resources
Eastern District Office
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ Teton River
Snake (name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount	7.00	c.f.s. for	Irrigation
		AF/Annum	(nature of use)

Period of Use: from April 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 22-7148
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 7.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6N N/S, Range 44E E/W, B.M., Section 3, Subdivision NW $\frac{1}{4}$ SE $\frac{1}{4}$, Teton
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: 500 hp pump and motor, jointly owned trunkline system from farm to river and privately owned pipe on farm.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

800

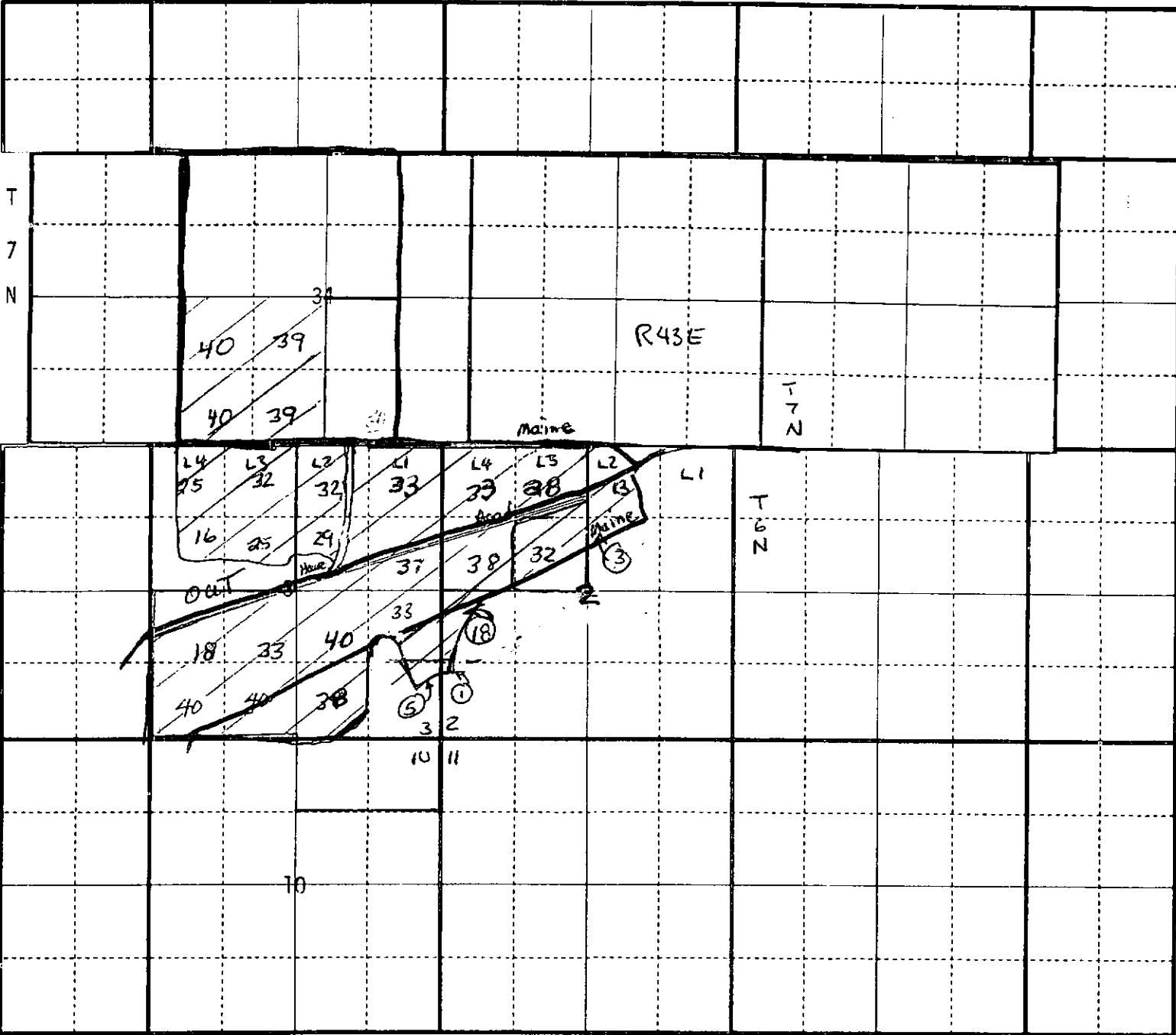


Diagram of System

See Attachment

DATE OF EXAM 6/19/79

ACREAGE

Found 800 Ac
Recommended 800 Ac

Irrigation Requirement 3.0 Ac Ft/Ac

USE

Irrigation Q = 5.74 c.f.s. V = 2400 AF/Ann. from April 1 to Nov. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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

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

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

Total Q measured 28.7 cfs ^{NORTH} Max of North system Method of measurement Annular
80"
Total Q recommended 5.74 cfs Meter No. 22.25" Type Annular Condition Std
2083.5
Total V recommended 2400 AF/Ann.

Recommended Amendments:

P.D. _____
Place of Use
Other _____
None _____

MEASUREMENT CALCULATION:

27.5" w/ 23.25 annular Q = (25.25)² 3.85 √27.5 = 28.7 cfs
183 ~ 2083.5 cfs
3.0 AF/Ac x 800 Ac = 2400 AF/Ann 5.74 cfs x 1.9835 cfs AF/dy x 214 dys = 2436.5 AF/Ann.

SYSTEM DESCRIPTION:

See attachment
Lands irrigated by hand lines + wheel lines.

REMARKS:

System shown and described by De Man Post

Examiner's Signature John D. Corbett Date 4/29/80

Checked by Keith C. Wilson Date 22 Oct 1986

Approved by Bryanne McElrath Date 7/7/89

June 22, 1979

Bott Land, Inc.
Newdale,
Idaho 83436

Gentlemen:

Re: Permit Nos. 22-7148 and 22-7211

This office acknowledges receipt of the assignments conveying the above referenced permits to you. The assignments have been entered into the department's records.

Enclosed are copies of the approved applications for amendment submitted on these permits.

If you have any questions, please contact us.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 2

RECEIVED
JUL 1 1979

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: ARK

Right Number

22-7148

Applicant

Bott Land, Inc

Purpose of Amendment: ☐ Change point of diversion. ☐ Add diversion point(s).

☐ Increase amount. ☒ Change place of use. ☐ Other _____

CHECK:

- ☐ Description of amended point(s) of diversion. n/a
- ☐ Amount, nature and period of use. If increased, delay date of priority. n/a
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use. yes
- ☒ Right number(s) new app. # 22-7211
- ☐ Yes ☒ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received.
- ☐ Amendment published correctly.
- ☐ Protests processed.
- ☐ Approve.
- ☐ Deny.

Conditions _____

By _____ Date _____

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete. By _____ Date _____
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

MICROFILMED

September 22, 1976

Re: Permit No. 22-7148

DeMar Bott
Newdale,
Idaho 83436

Dear Mr. Bott:

We acknowledge receipt of the affidavit 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. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Idaho Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED
SEP 23 1976
WATER RIGHTS DIVISION

RECEIVED
SEP 13 1976

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Identification No. _____

Permit No. 22-7148

RECEIVED

SEP 13 1976

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder DeMar Bott
b) Post Office Address Newdale, Idaho 83436
2. Permit Number 22 7148
3. Date of Priority that you are prepared to establish 7-25-75 (7-23-75)
4. a) Source from which water was appropriated Teton River
b) Location of the point of diversion: NW ¼ SE ¼, Section 3
Township 6 North, Range 44E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 700 c.f.s. for Irrigation purposes from April 1 to Nov. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 7.00 c.f.s. cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
Jointly owned pipeline incorporated under the name of Clementsville Pipeline Inc.
b) Describe the agreement or understanding by which you take water from the works: Bylaws drawn up
by local attorney
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 500 H.P. pump and motor, jointly owned trunkline system
from farm to river and privately owned pipe on farm
b) Describe the type and size of measuring device which you have installed at your point of diversion: Standard flow meter
c) Give well driller's name and address and the date the well was completed: N/A
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 9/22/76

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	43E	2					40	40	40	40									160
6N	43E	3	40	40	40	40					40	40	40	40	40	40	40	40	480
6N	43E	10	40	40															80
7N	43E	34														40	40		80

Total number of acres irrigated 800

10. Remarks: _____

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

February 24, 1976

(Date)

✓ Duane Brett

(Signature)

State of Idaho)

County of Madison) ss.

County of _____)

On this 24th day of February, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Christina Z. Anderson

Notary Public residing at Teton City, Idaho

My commission expires 5/16/79

August 26, 1975

Re: Permit No. 22-7148

DeMar Bott
Newdale,
Idaho 83436

Dear Mr. Bott:

Enclosed is a copy of your approved Application for Permit No. 22-7148. 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 install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

RECEIVED
AUG 27 1975
WATER RIGHTS



STATE OF IDAHO

DEPARTMENT OF FISH AND GAME

REGION 6
1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401

RECEIVED
JUL 30 1975

Department of Water Resources
Eastern District Office

July 30, 1975

Mr. Ronald D. Carlson
District Engineer
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho

Dear Ron:

Re: Apl #22-7148

Personnel from this office have reviewed the above referenced application for the diversion of surface water and find that the continued withdrawal of water from the Teton River stream channel in this area could lead to the dewatering of several miles of the river upstream from the Teton Reservoir and could result in the loss of valuable stream fishing and irreplaceable spawning area.

For some time we have been concerned with withdrawals of this type and would question how long the accumulative withdrawal can take place without eventual problems of fish habitat loss.

Sincerely,

DEPARTMENT OF FISH AND GAME
Joseph C. Greenley, Director

Tom Reinecker, Supervisor
Region 6

cc: Bureau of Environmental
Services
Bureau of Fisheries

RECEIVED
JUL 30 1975

July 25, 1975

RE: Application for Permit No. 22-7148 BOTT
" " " No. 22-7149 HUGH HOOPES
" " " No. 22-7150 " "
" " " No. 22-7151 HORACE HOOPES
" " " No. 22-7152 " "

Teton Valley News
Driggs
Idaho 83422

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
District Engineer

Bill submitted 8-11-75 by MB

RDC:MB

Enc: Legal Notices (5)

RECEIVED
JUL 26 1975
FBI - BOZEMAN

NOTICE OF APPLICATION
FOR WATER PERMIT

MB Notice is hereby given that DeMar
Batt, Newdale, Idaho has on 7-23-75
submitted Application No. 22-7148 for
a permit to appropriate 7.00 cubic
feet per second of water from the Te-
ton River tributary of Snake River by
means of pump and pipeline within the
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 6N, R. 44E, B.M.,
Teton County; to be used from Apr. 1
to Nov. 1 for the irrigation of 800
acres within the NW $\frac{1}{4}$, Sec. 2, E $\frac{1}{2}$,
SW $\frac{1}{4}$, Sec. 3, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 10, T.
6N, R. 43E; W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, T. 7N,
R. 43E, B.M.

If issued, this permit will be subject
to all prior water rights. Protests a-
gainst the granting of the permit must
be filed with the Idaho Department of
Water Resources, 11515 Lincoln Road,
Idaho Falls, Idaho, 83401 on or be-
fore August 18, 1975.

R. KEITH HIGGINSON
Director

Published in the Teton Valley News,
Driggs, Idaho on July 31 and August
7, 1975.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that DeMar Bott,

Newdale, Idaho

has on 7-23-75 submitted Application No. 22-7148

for a permit to appropriate 7.00 cubic feet per second ~~acres feet per annum~~

of water from the Teton River tributary of Snake River

by means of pump and pipeline

within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 6N, R. 44E, B.M., Teton County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 800 acres

within the NW $\frac{1}{4}$, Sec. 2, E $\frac{1}{2}$, SW $\frac{1}{4}$, Sec. 3, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 10, T. 6N, R. 43E;

W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, T. 7N, R. 43E, 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

August 18, 1975

R. KEITH HIGGINSON

Director

Published in the Teton Valley News, Driggs, Idaho

on July 31 and August 7, 1975

MICROFILMED

CW-2
CW-A
CW-A

July 25, 1975

RE: Application for Permit No. 22-7148

Mr. Paul Jeppson
Regional Fishery Biologist
Department of Fish & Game
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Mr. Jeppson:

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 August 18, 1975, 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
District Engineer

RDC:ME

Enclosure

RECEIVED
JUL 26 1975

July 25, 1975

RE: Application for Permit No. 22-7148

Mr. Art Larson, Watermaster
Water District No. 01
P.O. Box 1099
Idaho Falls, Idaho 83401

Dear Art:

We are enclosing a copy of an application that may be of interest to your water district. 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 August 18, 1975, 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
District Engineer

RDC:MB

Enclosure

COPIED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 22-7148

☒ 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

(1) RDC 7/24/75

In form to receipt YES

(2) " "

Send Copies to:

☐ Idaho State Health Department
☒ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) " "

☒ ART CARSON

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) " "

In form for advertising YES

(5) " "

Platted on Map No. W-48 & W-98

(6) " "

Located within Water District No. 01

(7) " "

NA Critical groundwater area: yes ☐ no ☐

(8) " "

NA Groundwater levels:

☐ Declining, ☐ Stable, ☐ Increasing

(comment) _____

(9) " "

Other rights on the same place of use

(10) _____

Comments: NONE FOUND

(11) MB 8-11-75

Affidavit of Publication received(date) 8-11

(12) MB 8-18-75

Final date for protests August 18, 1975
Protests received: yes ☐ no ☒

(13) RDC 8/18/75

All requested information received from agencies or applicant: yes ☐ no ☐

(14) " "

Action recommended:

☒ Approve

RECEIVED

Deny

7/23/75 Proposed Priority

AUG 19 1975

Department of Water Resources

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 8/18/75

RECEIVED

Copy