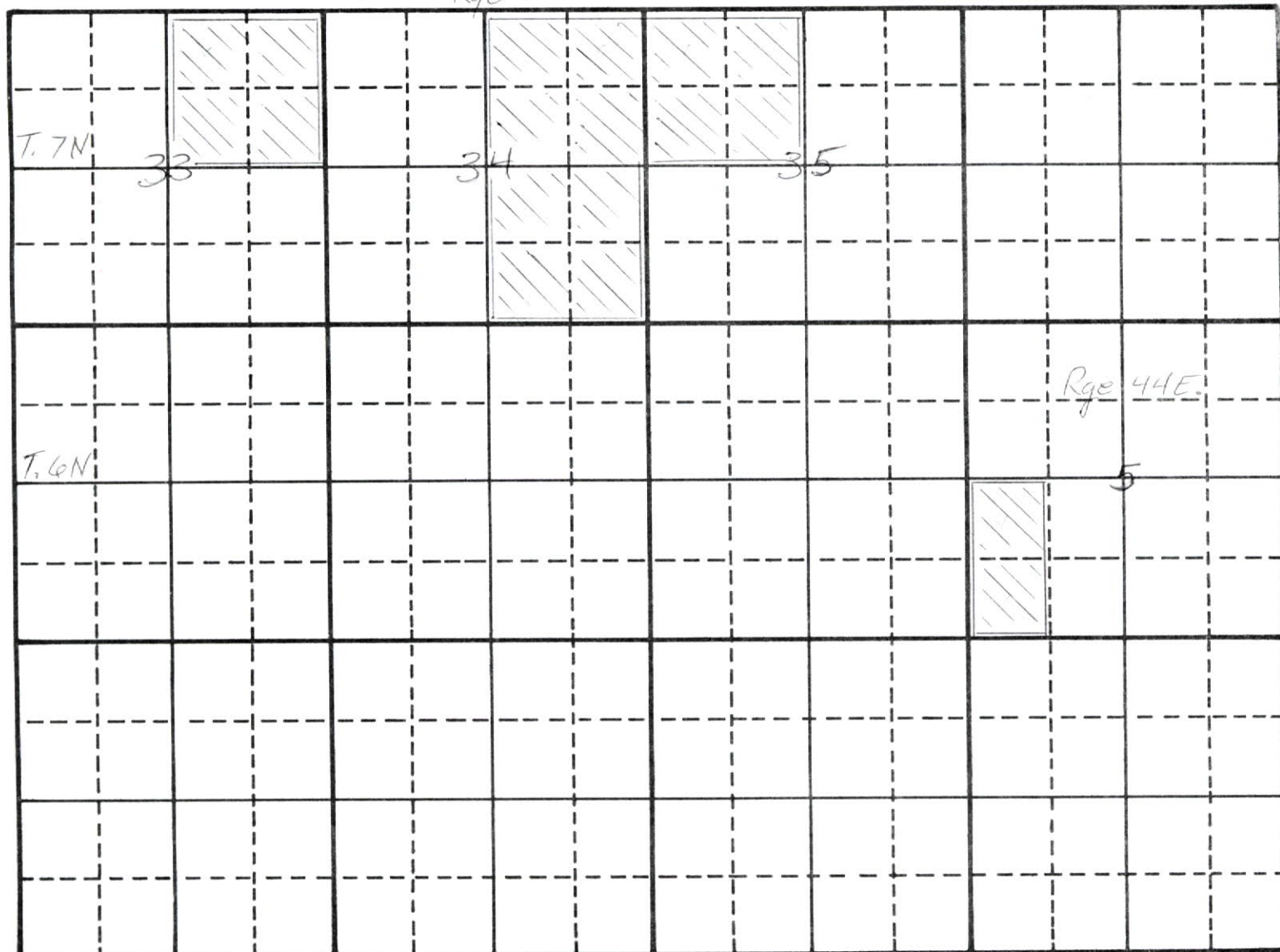


Show 40-acre subdivisions, townships, ranges and ditches.

Rge 43E.



Scale: 2 inches equal 1 mile.

Signed at Liberty Hoopes, this 13th day of August, 1980.

Rexburg, Idaho 83440

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by EMC Fee = \$20.00 Received by kw Date 8/19/80 #14973

Publication prepared by kw Date 8/21/80 Published in Teton Valley News

Publication dates	8/28 & 9/04/80
-------------------	----------------

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

APPROVE the above referenced Amendment for Permit No. 22-7121.

Witness my hand this 30 day of October, 19 80

19 80
L. Glen Saxton
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Teton)

Sharon Hastings
being first duly sworn depose and say that I am the Secretary of the Teton Valley News, a newspaper as defined by Idaho Codes Annotated, Section 58-106, as amended, and that said newspaper is a weekly newspaper printed and published at Driggs, in Teton County, Idaho, having a general circulation in said county, and that said newspaper has been printed in said county for more than 78 consecutive weeks prior to the first publication of the attached notice, advertisement or publication of

22-7121 J. Clint Hoopes - Amending of water permit

And affiant further says that said attached notice, advertisement or publication, 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 28 day of Aug, 1980 and last publication on the 29 day of Sept, 1980

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 inches deep.

Sharon Hastings

Subscribed in my presence and sworn to before me this 8th day of Sept, 1980

(SEAL) Notary Public for the state of Idaho, residence and postoffice address, Driggs, Idaho.

Mitchell C. Nilsson
My Commission expires July 7, 1982

NOTICE OF PROPOSED AMENDING OF WATER PERMIT

Notice is hereby given that Permit No. 22-7121 in the name of J. Clint Hoopes was issued for the diversion of 8.0 cfs of water from Teton River tributary of Snake River with the point of diversion within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 6N, R. 44E, B.M., Teton County; to be used for the irrigation of 880 acres from April 1 to November 1 within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34; NW $\frac{1}{4}$, Sec. 35; E $\frac{1}{2}$, Sec. 33; T. 7N, R. 43E. B.M.

The permit holder now proposes to amend Permit No. 22-7121, changing the place of use to the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 34; NW $\frac{1}{4}$, Sec. 35; NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33; T. 7N, R. 43E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before September 15, 1980.

C. STEPHEN ALLRED
Director

Published in the Teton Valley News August 28 and September 4, 1980.

RECEIVED

SEP 9 1980

Department of Water Resources
Eastern District Office

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
 County of Teton)

Louise J. 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
J. Clint Hoopes; #22-7121

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 26 day of December

19 74

and last publication on the 2

day of January, 19 75

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 J. Norton

Subscribed in my presence and sworn

to before me this 3 day of

January, 19 75

J. W. W. W. W. W.
 (SEAL) Notary Public for the State of
 Idaho, residence and postoffice
 address, Driggs, Idaho.

My Commission expires

9-20, 19 75

RECEIVED

JAN 6 1975

Department of Water Resources
 Eastern District Office

**NOTICE OF APPLICATION
 FOR WATER PERMIT**

Notice is hereby given that J. Clint
 Hoopes, 25 South Third East, Rexburg,
 Idaho has on 12-17-74 submitted Ap-
 plication No. 22-7121 for a permit to
 appropriate 8.0 cubic feet per second
 of water from 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 880 acres within the W $\frac{1}{2}$
 SW $\frac{1}{4}$, Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$,
 E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, NW $\frac{1}{4}$,
 Sec. 35, E $\frac{1}{2}$, Sec. 33, 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, 1515 Lincoln Road,
 Idaho Falls, Idaho, 83401 on or be-
 fore January 13, 1975.

R. KEITH HIGGINSON

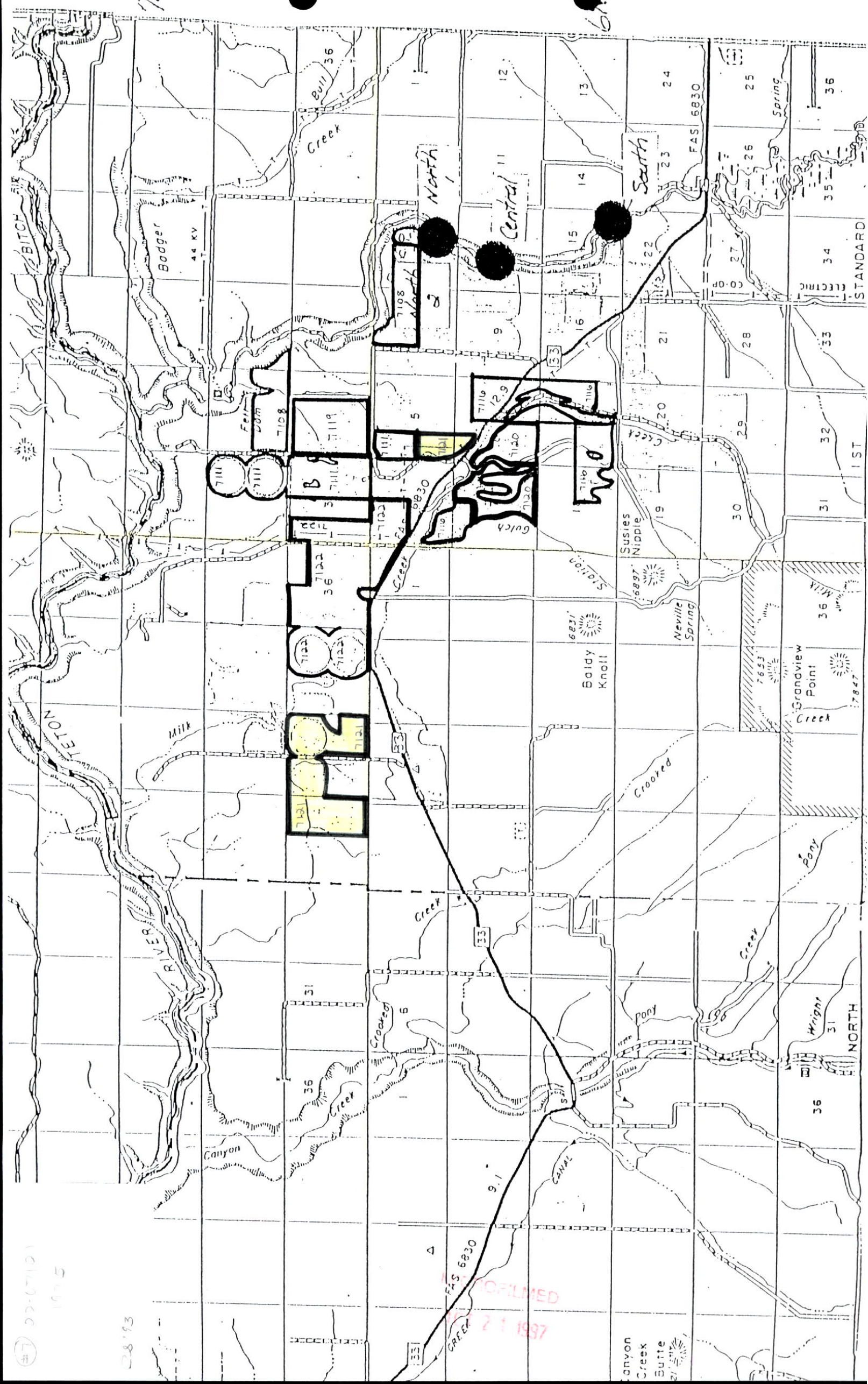
Director

Published in the Teton Valley News,
 Driggs, Idaho on December 26, 1974
 and January 2, 1975.

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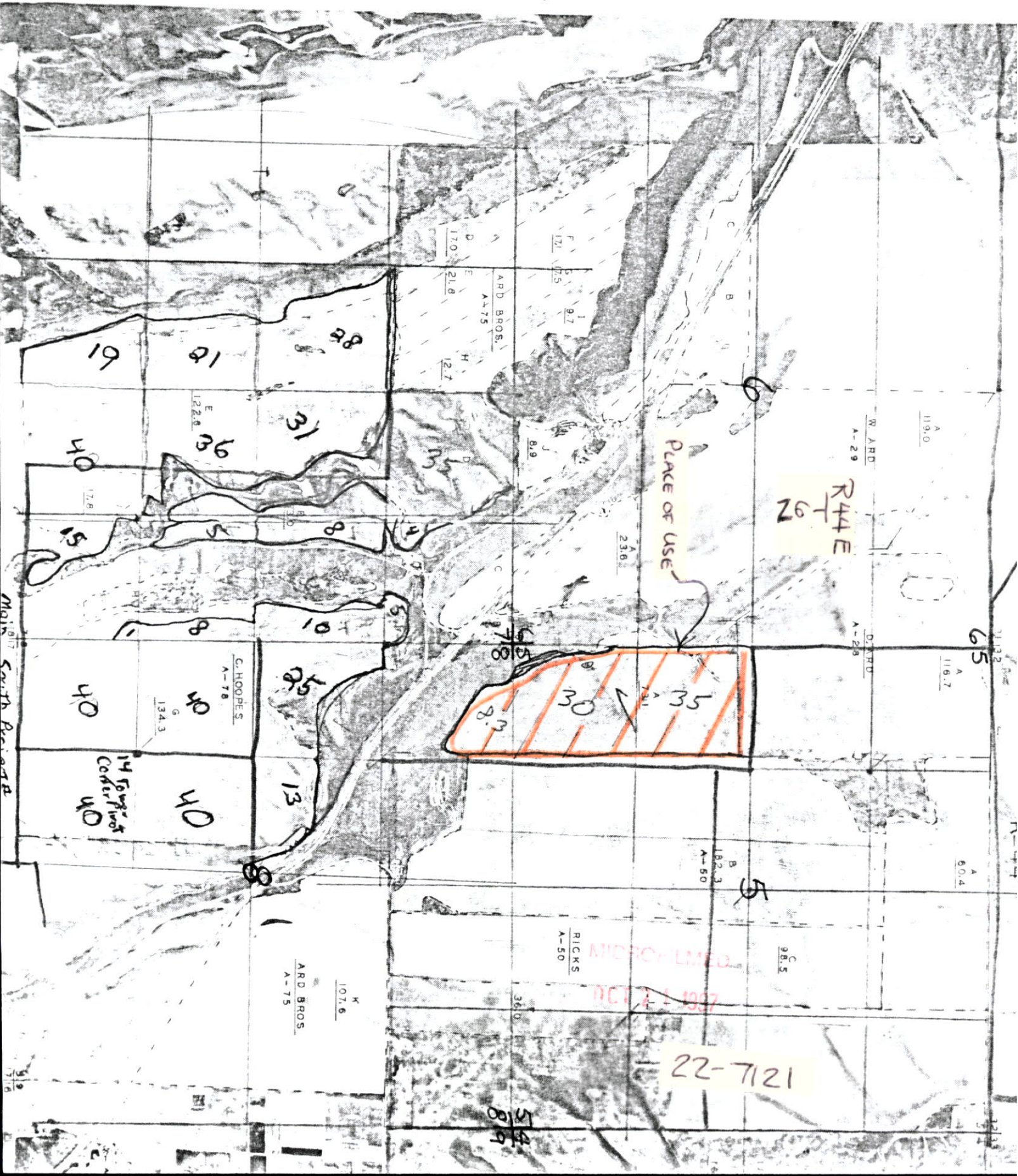
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22-7121

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22-7121

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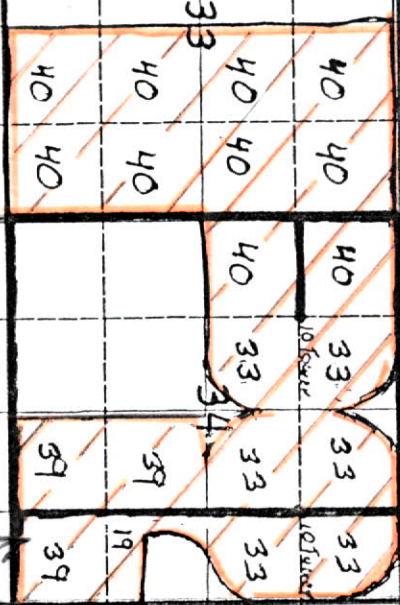
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Place of Use

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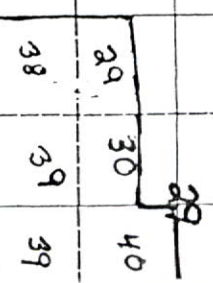
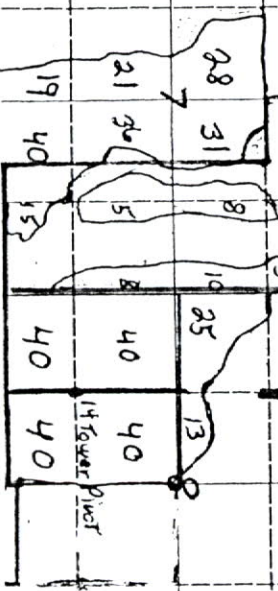
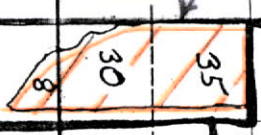
R43E R44E
T7N
T6N

R44E

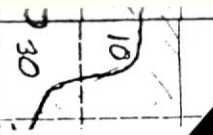
Place of Use

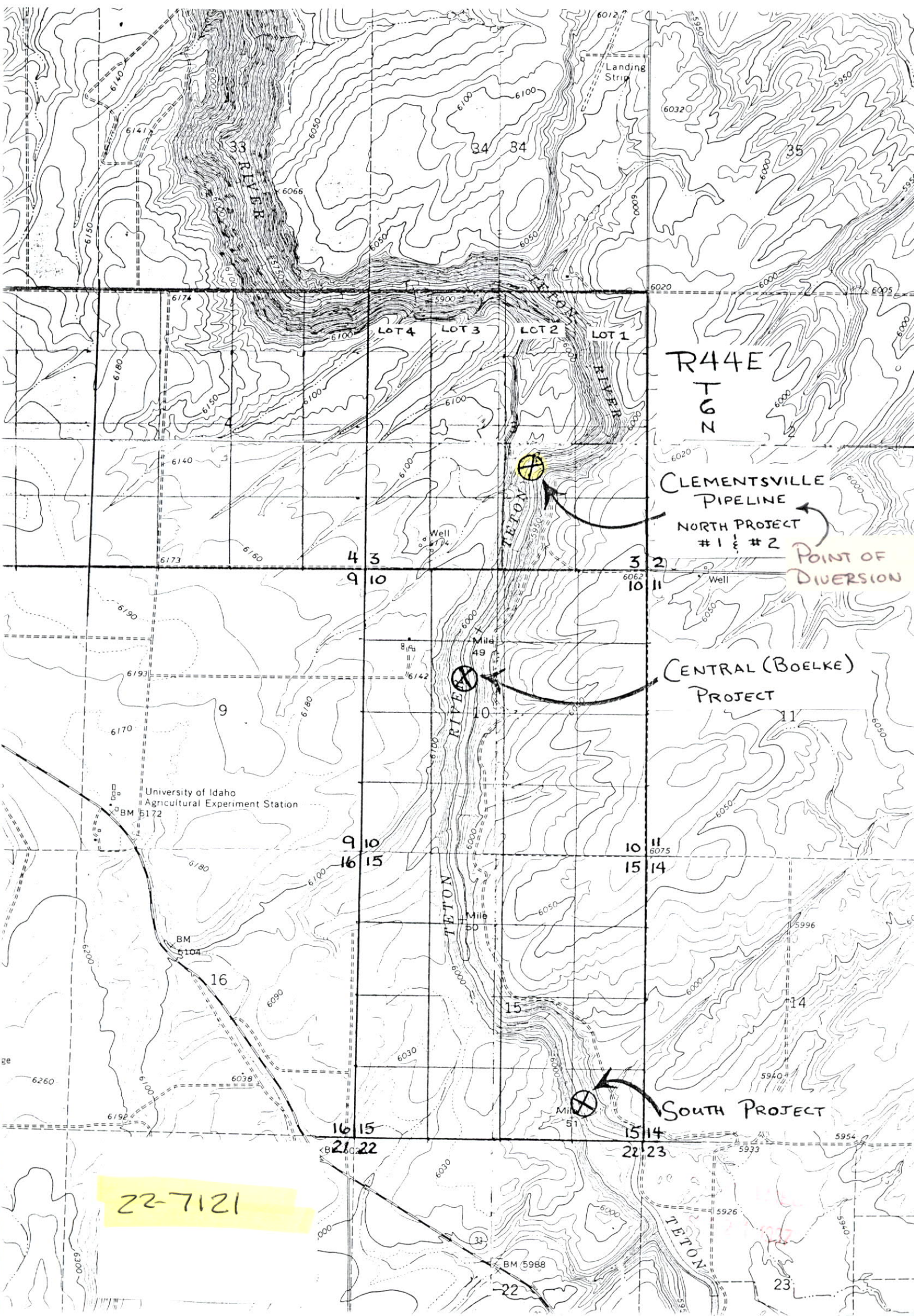
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22-7121





R44E
T6N

CLEMENSVILLE
PIPELINE
NORTH PROJECT
#1 & #2
Point of
DIVERSION

CENTRAL (BOELKE)
PROJECT

SOUTH PROJECT

22-7121

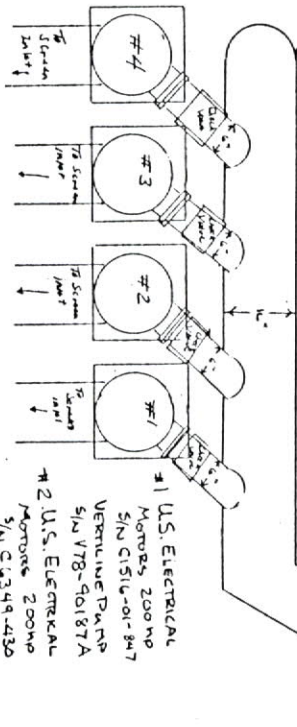
NORTH PROJECT # 2

MEASUREMENT 8.76 cfs
(July 1979)

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

#3 U.S. ELECTRICAL
MOTOR 200hp
3/4 CD 6377-619
VERTICAL PUMP
3/4 - N/A

#4 U.S. ELECTRICAL
MOTOR 200hp
3/4 CD 6377-619
VERTICAL PUMP
3/4 - N/A



CLEMENTSVILLE PIPELINE NORTH PROJECT # 1

Measurement of 28.7 cfs
(July 1979)

#1 GE 500hp
3/4 HKT 82102
VERTICAL
PUMP
3/4 V75-72441B

#2 GE 500hp
3/4 HKT 82102
VERTICAL
PUMP
3/4 V75-72441B

#3 GE 500hp
3/4 HKT 82102
VERTICAL
PUMP
3/4 V75-72441A

#4 GE 500hp
3/4 HKT 82102
VERTICAL
PUMP
3/4 V75-72441A

#5 GE 300hp
3/4 HKT 1001120
VERTICAL PUMP
3/4 V75-72442

#6 GE 200hp
3/4 HKT 225130
VERTICAL PUMP
3/4 V76-70641

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 Parkinson = 5.74 cfs

22-7121

#1.

U.S Electric Motor High Thrust
200hp ID# 0063377-610
80-02693

#2.

U.S. Electric Motor High Thrust
200hp #I.D. COL 377-619 89-02878

#3.

U.S Electric Motor High Thrust
200hp. ID# C 6349-430 88-04448

#4.

U.S. Electric Motor High Thrust
200hp. ID# 01516-01-647 85-11544

Measurement - Capacity of system

Annular 15.250"

$(P.P. ID)^2 \times \text{Length of HOH}$

$(15.50)^2 \times 3.85 = 18.1$

$(240.25) \times 3.85 = 4.25$

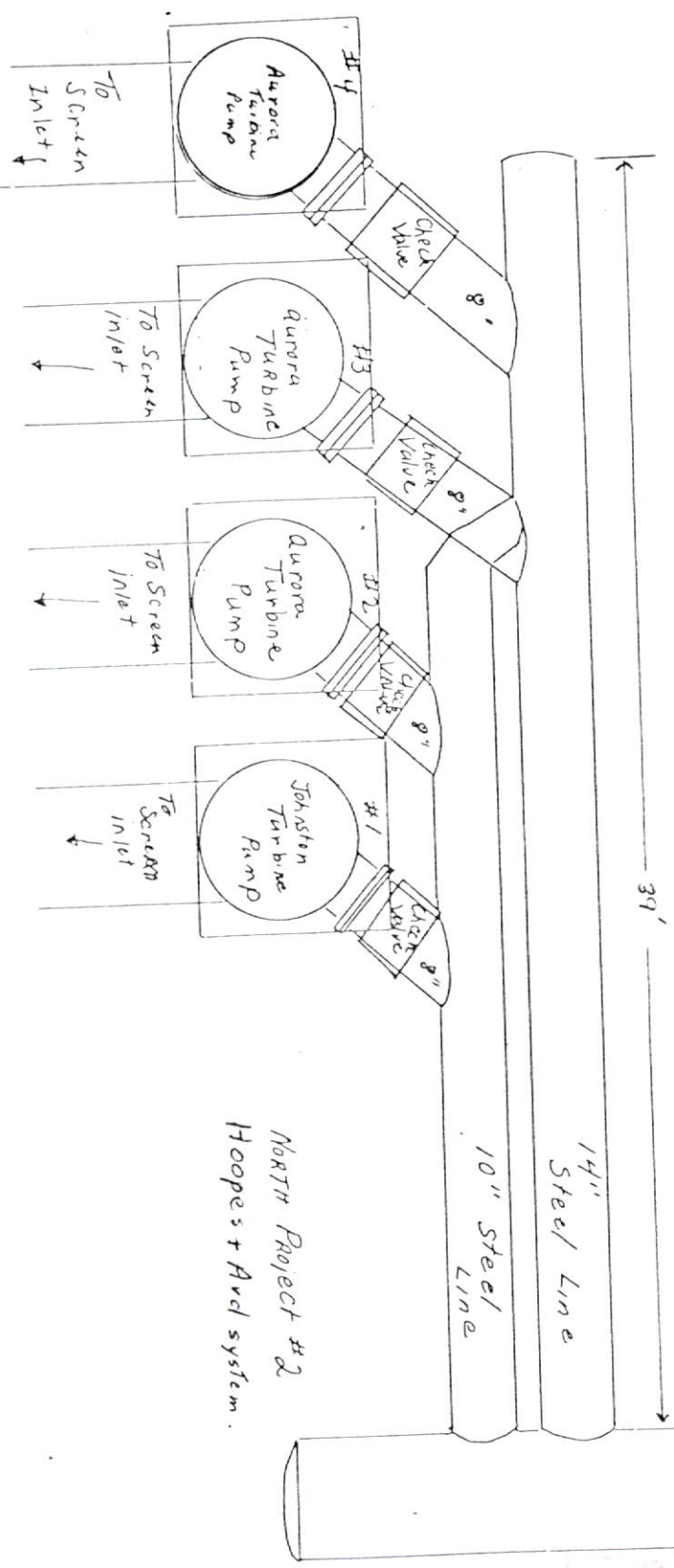
$393.1 \text{ gpm} = 8.76 \text{ cfs}$

Ron + Darrell And 50% = 4.38 cfs

Clint Hoopes 50% = 4.38 cfs

Point of Diversion
NWSE Sec 3
T4N R44E

22-7121



NORTH Project #2
Hoopes + And system.

Clementsville Pipeline

North Project #1

Point of Direction

NW SE Sec 3
6N R44E

pump #1

G.E. Tri Clad Induction Motor 500hp.

Ser # HKJ821022

+

Aurora Verti line pump.

V75-724410

pump #2

G.E. Tri-Clad 500hp. motor

Ser # C1J312014

+

Aurora Verti Line pump.

V75-72441A

pump #3

GE Tri Clad 500hp. Motor

Ser # JMJ922021

+

Aurora Verti Line pump.

V7572441D

pump #4

GE Tri Clad 500hp. motor

Ser # HKJ821021

+

Aurora Verti line pump

V75-72441B

pump #5

GE Tri Clad 300hp motor

Ser # KLJ1001120

+

Aurora Verti line Pump

V75-72442

pump #6

G.E. Tri Clad 200hp Motor

Ser # BMJ225130

+

Aurora Verti line pump

V76-70641

Measurement - Capacity of system.

Annubar 23.25"

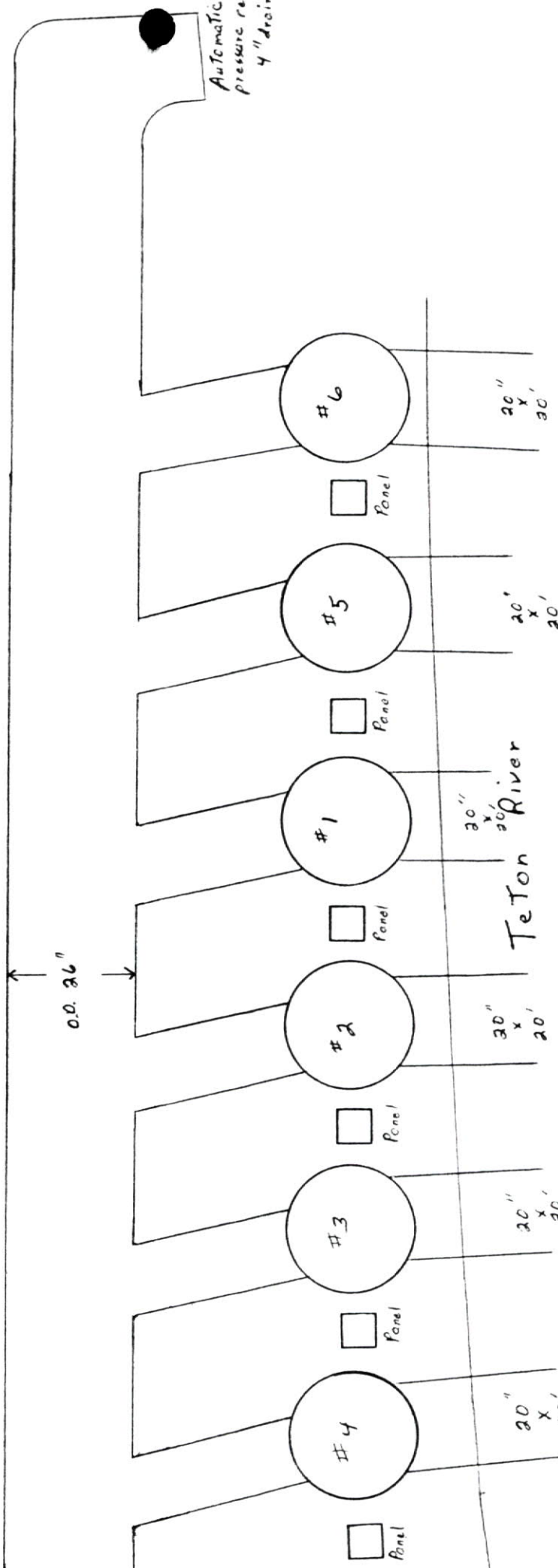
Eagle Eye Meter 80"

(pipe ID)² C $\sqrt{\text{inches of HCH}}$

(25.250")² 3.85 $\sqrt{27.5}$

(637.56) 3.85 (5.24)

12862 gpm = 28.7 cfs



Individuals Involved

Max + Merrill Rammell - 20% = 5.74 cfs

Clint Hoopes - 20% = 5.74 cfs

Darrell + Ron Ard - 8% = 2.30 cfs

Glen Nelson - 12% = 3.44 cfs

Demarr Bott - 20% = 5.74 cfs

Ed Parkinson - 20% = 5.74 cfs

22-7121

T7N

T6N

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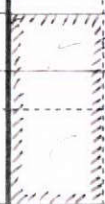
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Pipeline

31

6
Pipeline



5

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3

Point of Diversion
on Teton R.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07121

Priority: January 14, 1975

Maximum Diversion Rate: 8.00 CFS

Maximum Diversion Volume: 2796.5 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 December 14, 1974; and
has submitted Proof of Beneficial Use on May 29, 1980. An examination indicates
that the works have a diversion capacity of 37.460 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	8.00 CFS	2796.5 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>ACRES</u>	<u>TOTAL</u>
06N	44E	5	NWSW 35	SWSW 30			65
07N	43E	33	NENE 40	NWNE 40	SWNE 40		
			SENE 40	NESE 40	NWSE 40		
			SWSE 40	SESE 40			320
		34	NENE 33	NWNE 33	SWNE 33		
			SENE 33	NENW 33	NWNW 40		
			SWNW 40	SENE 33	NESE 19		
			NWSE 39	SWSE 39	SESE 39		414

Total number of acres irrigated: 799

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.

MICROFILMED

OCT 21 1987

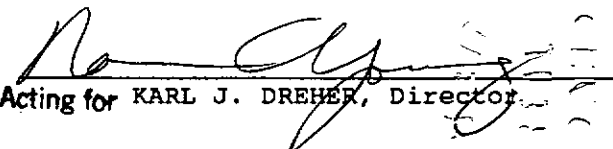
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 22-07121

CONDITIONS OF APPROVAL AND REMARKS

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 and from the North 2 Project shall not exceed 8.76, for a maximum combined diversion rate of 37.46 cfs under the Clementsville Project (North 1 and 2).
9. A total of ten 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, 1997.


Acting for KARL J. DREHER, Director110101-1180
21 1037

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 22-07121

Date of Priority: January 14, 1975

Maximum Diversion Rate: 8.00 CFS

Maximum Diversion Volume: 2796.5 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. 22-07121, 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	8.00 CFS	2796.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 3, Township 06N, Range 44E
TETON County

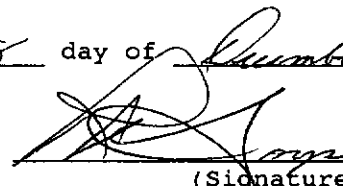
PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	44E	5	NWSW 35	SWSW 30		65
07N	43E	33	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NESE 40	NWSE 40	
			SWSE 40	SESE 40		320
		34	NENE 33	NWNE 33	SWNE 33	
			SENE 33	NENW 33	NWNW 40	
			SWNW 40	SENE 33	NESE 19	
			NWSE 39	SWSE 39	SESE 39	414

Total number of acres irrigated: 799

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 Idaho, this 08 day of August, 19 85


(Signature)

MICROFILMED

OCT 21 1987

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07121

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee = 50⁰⁰ Received by lt # C036874 Date 10/31/96

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 22-07121 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 and from the North 2 Project shall not exceed 8.76, for a maximum combined diversion rate of 37.46 cfs under the Clementsville Project (North 1 and 2).
9. A total of ten pumps are used in the diversion of water under this right.

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


Acting for **KARL J. DREHER** Director

OCT 21 1997

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	22-07121	J. Clint Hoopes	8.0
Full Assignment	22-07121	Teton Pipeline Assn., Inc.	8.0

MICROFILMED

OCT 23 1957

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, J. C. Hoopes, 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. 22-07208 ✓
 to appropriate the public waters of the State of Idaho. 22-07121 ✓
22-07120 ✓
22-07108 ✓

OR (for partial assignments)

22-07235 ✓
22-07116 ✓

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.

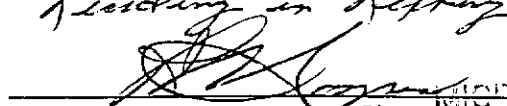
Made this 31st day of May, 1994.


 Permit Holder(s)

State of Idaho)
 County of Teton) ^{ss}

On this 31st day of May, 1994, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

SEAL

R. J. Hoopes
 Notary Public
Residing in Ketchikan

 Signature

My commission expires: 11-20-99

OCT 21 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

APPROVED

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

Comes now J. Clint Hoopes

of (address) Box 98, Tetonia, Idaho 83452, 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. 22-7121, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NO CHANGE 1/4 1/4, Section , Township , Range , B.M.,
County of . Other points of diversion:

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

Amount NO CHANGE 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	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	44E*	rh 10-1-80 44# 5										40	40						80
7N	43E	34	40	40	40	40									40	40	40	40	320
7N	43E	35					40	40	40	40									160
7N	43E	33	40	40	40	40									40	40	40	40	320

Total number of acres to be irrigated = 880

- a. Who owns the property at the point of diversion?
b. Who owns the land to be irrigated or the place of use? Owned by 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

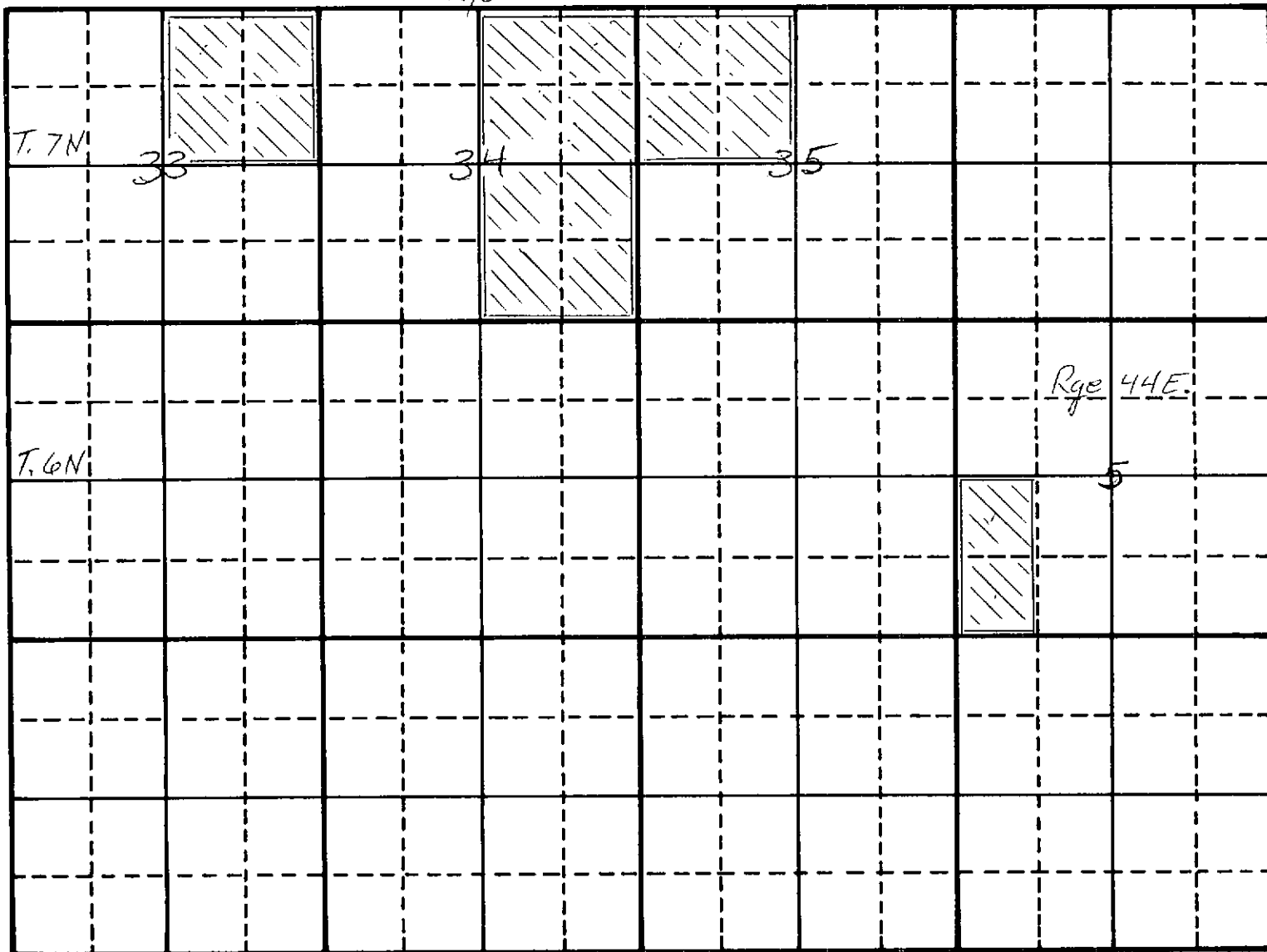
AUG 14 1980

Department of Water Resources
Eastern District Office

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

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

Rge 43E.



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 J. Glen Saxton, this 13th day of August, 19 80.

Rexburg, Idaho 83440

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by EMC Fee = \$20.00 rec'd 8/14/80 Received by kw Date 8/19/80 #14973

Publication prepared by kw Date 8/21/80 Published in Teton Valley News

Publication dates 8/28 & 9/04/80

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

APPROVE the above referenced Amendment for Permit No. 22-7121.

Witness my hand this 30th day of October, 19 80.

L. Glen Saxton
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Teton)

Sharyn Hastings
being first duly sworn depose and say that I am the Secretary of the Teton Valley News, a newspaper as defined by Idaho Codes Annotated, Section 58-106, as amended, and that said newspaper is a weekly newspaper printed and published at Driggs, in Teton County, Idaho, having a general circulation in said county, and that said newspaper has been printed in said county for more than 78 consecutive weeks prior to the first publication of the attached notice, advertisement or publication of

22-7121 J. Clint Hoopes - Amending of water permit

And affiant further says that said attached notice, advertisement or publication, 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 28 day of Aug, 1980 and last publication on the 29 day of Sept, 1980

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 inches deep.

Sharyn Hastings

Subscribed in my presence and sworn to before me this 28th day of Sept, 1980
(SEAL) Notary Public for the state of Idaho, residence and postoffice address, Driggs, Idaho.

Mitchell C. Viburn
My Commission expires July 7, 1982

**NOTICE OF PROPOSED
AMENDING OF
WATER PERMIT**

Notice is hereby given that Permit No. 22-7121 in the name of J. Clint Hoopes was issued for the diversion of 8.0 cfs of water from Teton River tributary of Snake River with the point of diversion within the NW 1/4 SE 1/4, Sec. 3, T. 6N, R. 44E, B.M., Teton County; to be used for the irrigation of 880 acres from April 1 to November 1 within the W 1/2 SW 1/4, Sec. 5, T. 6N, R. 44E; NE 1/4, E 1/2 SW 1/4, E 1/2 SE 1/4, Sec. 34; NW 1/4, Sec. 35; E 1/2, Sec. 33; T. 7N, R. 43E. B.M.

The permit holder now proposes to amend Permit No. 22-7121, changing the place of use to the W 1/2 SW 1/4, Sec. 5, T. 6N, R. 44E; NE 1/4, SE 1/4, Sec. 34; NW 1/4, Sec. 35; NE 1/4, SE 1/4, Sec. 33; T. 7N, R. 43E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before September 15, 1980.

C. STEPHEN ALLRED
Director

Published in the Teton Valley News August 28 and September 4, 1980.

RECEIVED

SEP 9 1980

Department of Water Resources
Eastern District Office

OK
Y
09/09/80

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 22-7121

IN THE NAME OF J. CLINT HOOPES

ORDER OF REINSTATEMENT

WHEREAS, on December 17, 1974, J. Clint Hoopes applied to the Department of Water Resources for a permit to appropriate 8.00 cubic feet per second of water from the Teton River, to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, Twp. 6N, Rge. 44E, B.M., Teton County, to be used for irrigation purposes; and,

WHEREAS, on May 6, 1975, the Department approved said application and issued Permit No. 22-7121 with the condition that proof of construction of works and application of water to beneficial use be submitted on or before May 1, 1980; and,

WHEREAS, on February 28, 1980, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on May 15, 1980, the Department notified the permit holder that Permit No. 22-7121 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on May 29, 1980;

IT IS, THEREFORE, HEREBY ORDERED That Permit No. 22-7121 be REINSTATED and the priority advanced to January 14, 1975.

Dated this 11 day of June, 1980..


L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

Identification No. 22 7121
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 J. Clint Hoopes Phone: 356-6723
post office address 25 South Third East, Rexburg, Idaho
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 8.0 for Irrig. 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. 8.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Electric pump, pipelines and sprinkler systems.

- 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 \$ 320,000.00.
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: _____

RECORDED

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	44E	5										40	40						80
7N	43E	34	40	40	40	40					40			40	40			40	320
"	"	35					40	40	40	40									160
"	"	33	40	40	40	40									40	40	40	40	320

Total number of acres to be irrigated 880

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 Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks The point of diversion is the same as that in Application for Permit No. 22-7111

[illegible]

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.

(Applicant)

Received by MB Date 12-17-74 Time 3:15 p.m.
 Preliminary check by JH Fee \$ 95.00
 Receipted by MB Date 12-17-74 # 13200
 Publication prepared by MB Date 12-17-74
 Published in Idaho Valley News
 Publication dates Dec. 26, 1974 & Jan. 2, 1975
 Publication approved EW Date 1-06-75
 Priority reduced to _____ Reason _____

Protests filed by: Idaho-Nevada Irrig. Dist.

Copies of protests forwarded by EW
 Hearing held by _____ Date _____
 Recommended for approval denial by SD

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. 22-7121, 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 May 1, 1980.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 6 day of _____ May 19 75.

R. Karl Hjort
 Director

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
 County of Teton)

Louis D. 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
J. Clint Hoopes; #22-7121

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 *26* day of *December*.....

19 *74*

and last publication on the *2*.....

day of *January*....., 19 *75*

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.

Louis D. Norton
 Subscribed in my presence and sworn

to before me this *3* day of

January....., 19 *75*

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

My Commission expires

9-20....., 19 *75*

RECEIVED

JAN 6 1975

Department of Water Resources
 Eastern District Office

**NOTICE OF APPLICATION
 FOR WATER PERMIT**

Notice is hereby given that J. Clint
 Hoopes, 25 South Third East, Rexburg,
 Idaho has on 12-17-74 submitted Ap-
 plication No. 22-7121 for a permit to
 appropriate 8.0 cubic feet per second
 of water from 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 880 acres within the W $\frac{1}{2}$
 SW $\frac{1}{4}$, Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$,
 E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, NW $\frac{1}{4}$,
 Sec. 35, E $\frac{1}{2}$, Sec. 33, 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, 1515 Lincoln Road,
 Idaho Falls, Idaho, 83401 on or be-
 fore January 13, 1975.

R. KEITH HIGGINSON

Director

Published in the Teton Valley News,
 Driggs, Idaho on December 26, 1974
 and January 2, 1975.

MONOTYPED



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

MICROFILMED

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

RECORDED

OCT 21 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 19, 1995

RE: Teton Pipeline Assn. Inc. Water Rights

Roger Hoopes
PO Box 70
Rexburg, ID 83440-0070

Dear Roger:

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

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

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

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

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

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OCT 21 1997

Roger Hoopes
January 19, 1995
Page 2

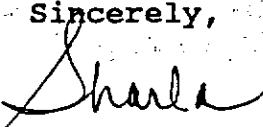
that the previous amendment included 478 acres and the permit originally allowed 640. Therefore, only a maximum of 168 acres can be added. I will wait to hear from you as to your agreement before I prepare another "amended" amendment.

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

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

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

Sincerely,



SHARLA CURTIS
Water Right Permits Section

Enclosures

ENCLOSURE

APP 2 2 1995



ATTORNEY
AT LAW

RECEIVED

DEC 05 1994

Department of Water Resources

R.J. HOOPES LAW OFFICE CHARTERED _____

R.J. HOOPES, ESQ.

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

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.

MICROFILMED

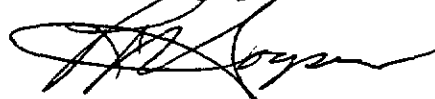
OCT 21 1997

941 2 1 1007

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

RECORDED
OCT 21 1997



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

November 17, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RE: Teton Pipeline Assn. Inc. Water Rights

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

Gentlemen:

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

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

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

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

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

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OCT 21 1997

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

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

Sincerely,

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

JJ:sc

Enclosures

MICROFILMED

OCT 21 1997

MEMORANDUM

TO: File

FROM: Sharla

DATE: November 16, 1994

RE: Assignment Fees

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

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

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OCT 21 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 2, 1995

Roger Hoopes
Box 70
Rexburg, ID 83440

Dear Mr. Hoopes:

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

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

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

Sincerely,

SHARLA CURTIS
Water Right Permits Section

Enclosures

MICROFILMED

OCT 21 1997

WR5809NP
No. L22-07121

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/04/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J CLINT HOOPES PO BOX 98 TETONIA ID 83452	01/14/1975	IRRIGATION	04-15 10-15	8.00 CFS	2796.50 AFA
TOTAL DIVERSION:					8.00 CFS	2796.50 AFA

Water Source: TETON RIVER

Tributary to: HENRYS FORK

Stage: LICENSE

Point(s) of Diversion Capacity: 37.46 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	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	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		
06N	44E	5	:					:					:			35	30	:					:	65.0
07N	43E	33	:	40	40	40	40	:					:					:	40	40	40	40	:	320.0
07N	43E	34	:	33	33	33	33	:	33	40	40	33	:					:	19	39	39	39	:	414.0
TOTAL ACRES																							799.0	

Pou County: TETON

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

~~22-002218~~ ~~22-002228~~ ~~22-002458~~ ~~22-00435B~~ ~~22-07108~~ ~~22-07111~~ ~~22-07119~~ ~~22-07121~~ ~~22-07122~~ ~~22-07148~~
~~22-07157~~ ~~22-07186~~ ~~22-07505~~ ~~22-07667~~ L22-07108 L22-07111 L22-07119 L22-07122 L22-07148 L22-07157
L22-07186

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

22-07121 22-07148 22-07208 22-07211 22-07295 22-07392 L22-07108Z L22-07208 L22-07375

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.
Ten points of diversion located in NWSE, S3, T6N, R44E.
Water is diverted from the Clementsville (North 1 and 2) Project of the Teton Pipeline irrigation system.

Dates: App. Received: 12/14/1974 Priority Date: 01/14/1975 (Priority Date Advanced.)
Proof Due Date: 05/01/1980 Proof Made Date: 05/29/1980 (Proof Received Late.)
Exam Made Date: 07/09/1979 Exam Sent to S.O.:
Licensed Date:

Amend

WR5809NP
No. L22-07121

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/04/94
PAGE: 2

=====

Misc: Water District Number: 01 Field Exam Fee:

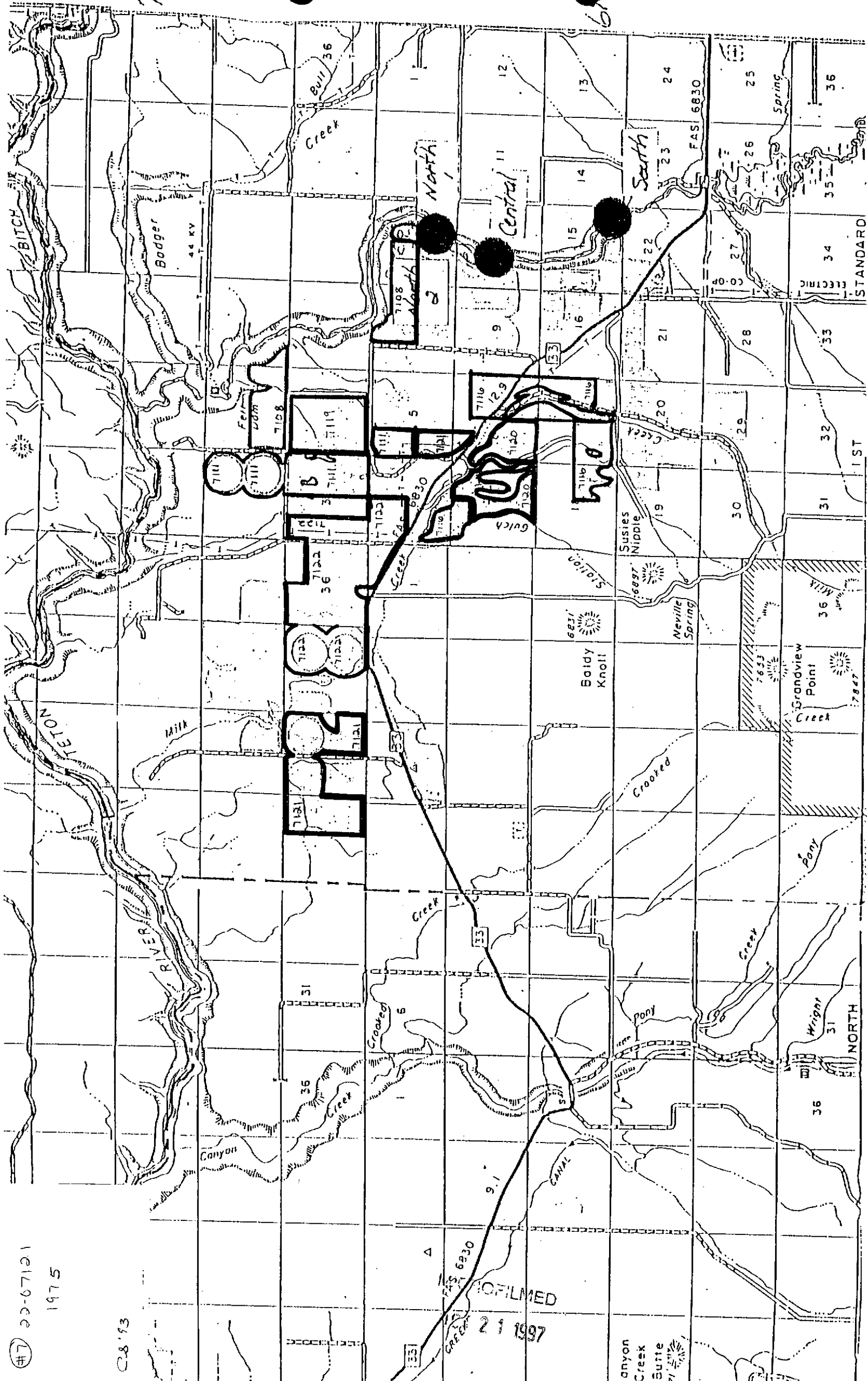
Audit: 08/19/93 SKAGGS 04/28/94 CURTIS 05/04/94 CURTIS

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

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L2207121	T06N R44E S 5 TETON RIVER											35	30					65
L2207108Z	HENRYS FOR :	01-36	02-36	40	40	03-36	04-37	40	40	40	39	34	40	40	40	40	40	618
A2207121	TETON RIVE :										35	30						65
A2207208	GROUNDWATE :										35	30						65
L2207208	GROUNDWATE :										35	30						65
L2207375	GROUNDWATE :	01-36	02-36	40	40	03-36	04-01	02	40	40	04	04	40	40	40	40	40	479
A2207375A	GROUNDWATE :										40	04	40	40	40	40	40	248
A2207375B	GROUNDWATE :	36	36	40	40	36	01	02	40	21	01			21	21			295
L2207392	TETON RIVE :									19	03	04	40	19	19	40	40	184
L2207121	T07N R43E S33 TETON RIVER																	
	:	40	40	40	40											40	40	320
L2207108Z	HENRYS FOR :	40	40	40	40											40	40	320
A2207121	TETON RIVE :	40	40	40	40											40	40	320
A2207208	GROUNDWATE :	40	40	40	40											40	40	320
L2207208	GROUNDWATE :	40	40	40	40											40	40	320
L2207121	T07N R43E S34 TETON RIVER																	
	:	33	33	33	33	33	40	40	33							19	39	414
L2207108Z	HENRYS FOR :	33	33	33	33	33	40	40	33	39	40	40	39	19	39	39	39	572
A2207121	TETON RIVE :	33	33	33	33	33	40	40	33					19	39	39	39	414
A2207208	GROUNDWATE :	33	33	33	33	33	40	40	33					19	39	39	39	414
L2207208	GROUNDWATE :	33	33	33	33	33	40	40	33					19	39	39	39	414

#7 22-67121
1975

C8'93



TOPFILMED
21 1997

MEMORANDUM

TO: FILE #22-7121

FROM: ROXANNE MCCARTHY

RE: TETON PIPELINE REVIEW

DATE: 6-MAR-1990

=====

This is the eighth 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 a diversion condition.

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.

WICFO-ILMED

OCT 21 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7121
Permit No.

Overlap Review

- a) Other water rights with same place of use: 22-7208
- b) Other water rights with same point of diversion: 22-0145A/0221B/0245B/7108/7111/7119/7122
REDU. FOR
7148/7157/7186/7504/7505 G.W. 22-7208/7211/7216/7223/7295/7360/7375
- c) Analysis: Surface Rights 22-7108 (620ac) & 22-7121 (807ac) should receive a proportionate share of Clint Hoopes percent of ownership of North Project #1 & #2

$$22-7108 (620ac) \therefore 620/1427 = 0.4345$$

$$22-7121 (807ac) \therefore 807/1427 = 0.5655$$

Total 1427ac

$$\begin{aligned} 22-7108 \text{ System \#1: } 5.74cfs \times 0.4345 &= 2.49cfs \\ \text{\#2: } 4.38cfs \times 0.4345 &= 1.90cfs \\ Q &= 4.39cfs \end{aligned}$$

$$V = 620ac \times 3.0cfs = 1860afc$$

$$V = 4.39cfs \times 1.9835 \times 183d = 1593.48c$$

$$22-7121 \text{ System \#1: } 5.74cfs \times 0.5655 = 3.25cfs$$

$$\text{\#2: } 4.38cfs \times 0.5655 = 2.48cfs$$

$$Q = 5.73cfs$$

$$V = 807ac \times 3.0cfs = 2421afc$$

$$V = 5.73cfs \times 1.9835 \times 183d = 2079.88afc$$

R01, R04

This right limited by 20% ownership in North Project #1 and 50% ownership in North project #2 of Clementsville - Teton pipeline.

R17 (22-7208B) 10.12 cfs

(22-7108)

(22-7375A)

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OCT 21 1997

Regional Office by

Keith C. Wilson

Date

17 Nov 86

1

T7N	T6N
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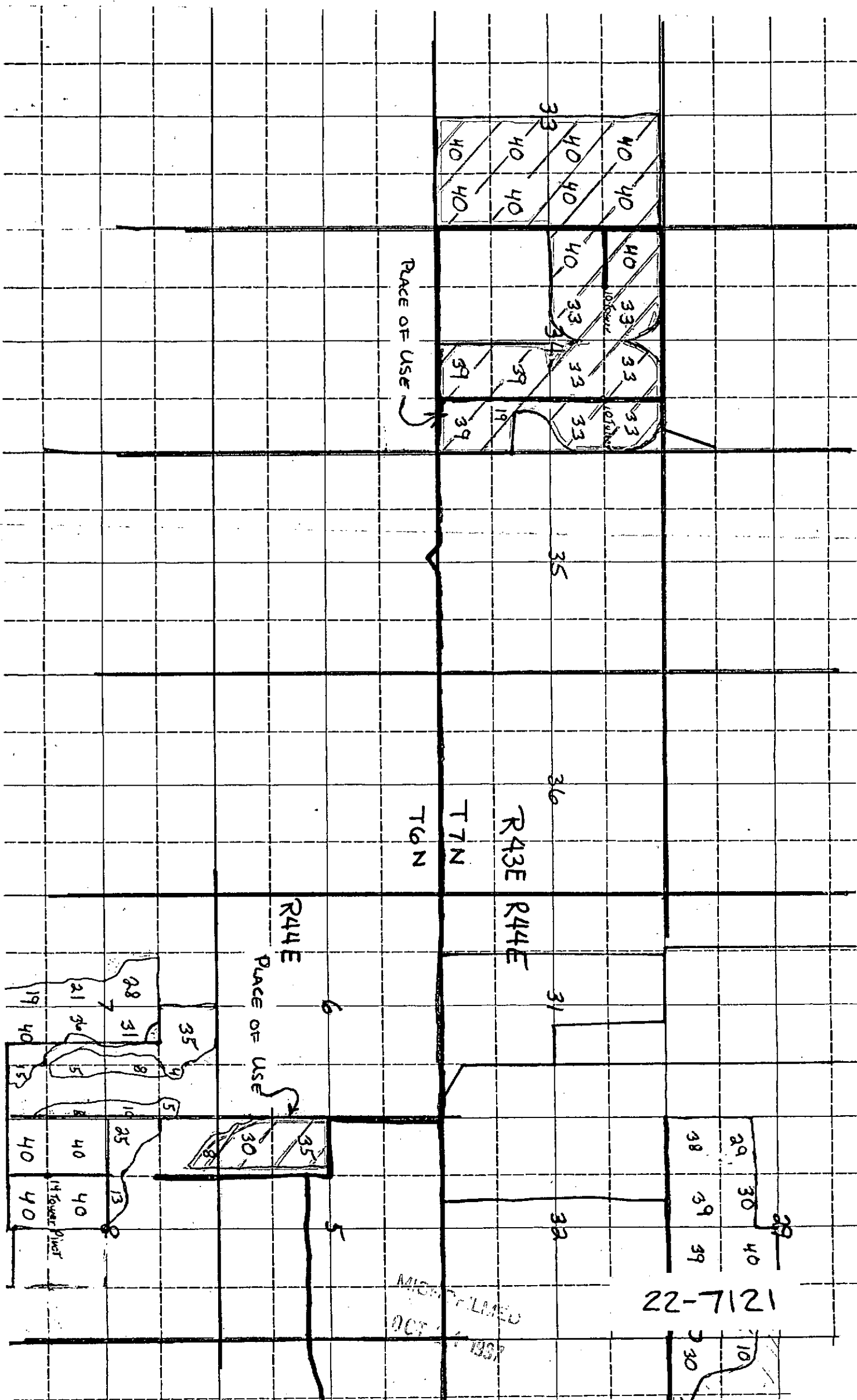
RA31
272

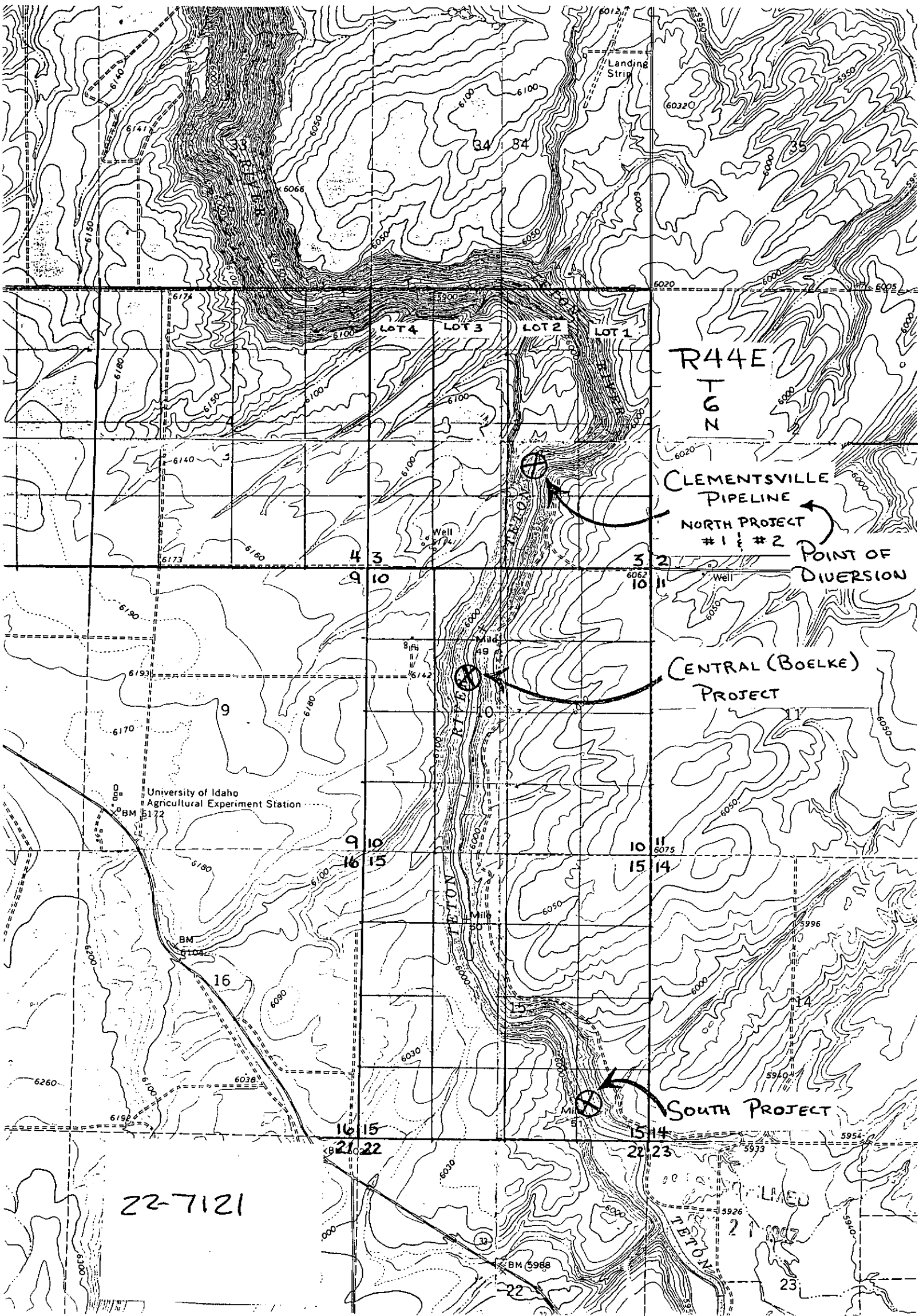
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W. M. C.

OCT 21 1961

805

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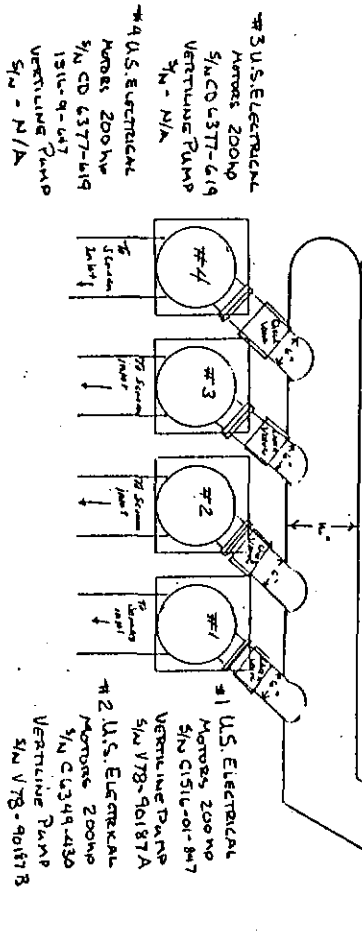




NORTH PROJECT # 2

MEASUREMENT 8.76 cfs
(July 1979)

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

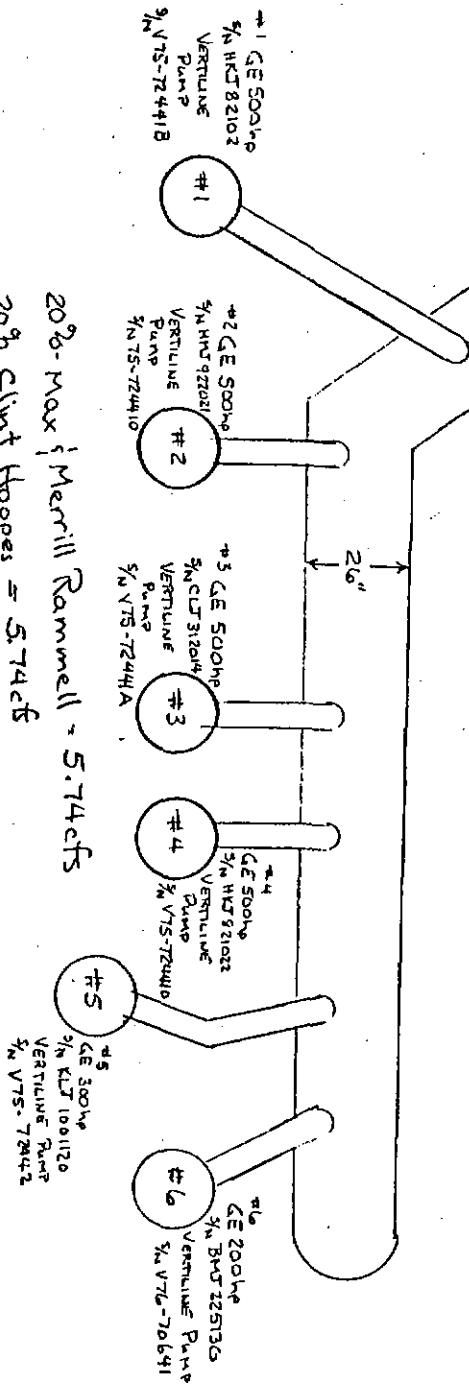


CLEMENTSVILLE PIPELINE NORTH PROJECT # 1

MEASUREMENT OF 28.76 cfs
(July 1979)

RECEIVED
JUL 21 1979

22-7121



20% Max Merrill Ramwell = 5.74 cfs
20% Clint Hoopes = 5.74 cfs
8% Darrell Ron And = 2.30 cfs
12% Glen Nelson = 3.44 cfs
20% De Mar Bott = 5.74 cfs
20% Ed Parkinson = 5.74 cfs

#1.

U.S. Electric Motor High Thrust
200hp ID# 0063377-610
80-02693

#2.

U.S. Electric Motor High Thrust
200hp #I.D. 0063377-619 89-02878

#3.

U.S. Electric Motor High Thrust
200hp. ID# C6349-430 88-04448

#4.

U.S. Electric Motor High Thrust
200hp. ID# 01516-01-647 85-11544

Measurement - Capacity of system

Annular 15.250"
Expt & y-mts 80"

(Pipe ID)² 2-inches of HOH

$(15.50)^2 3.85 \sqrt{18.1}$

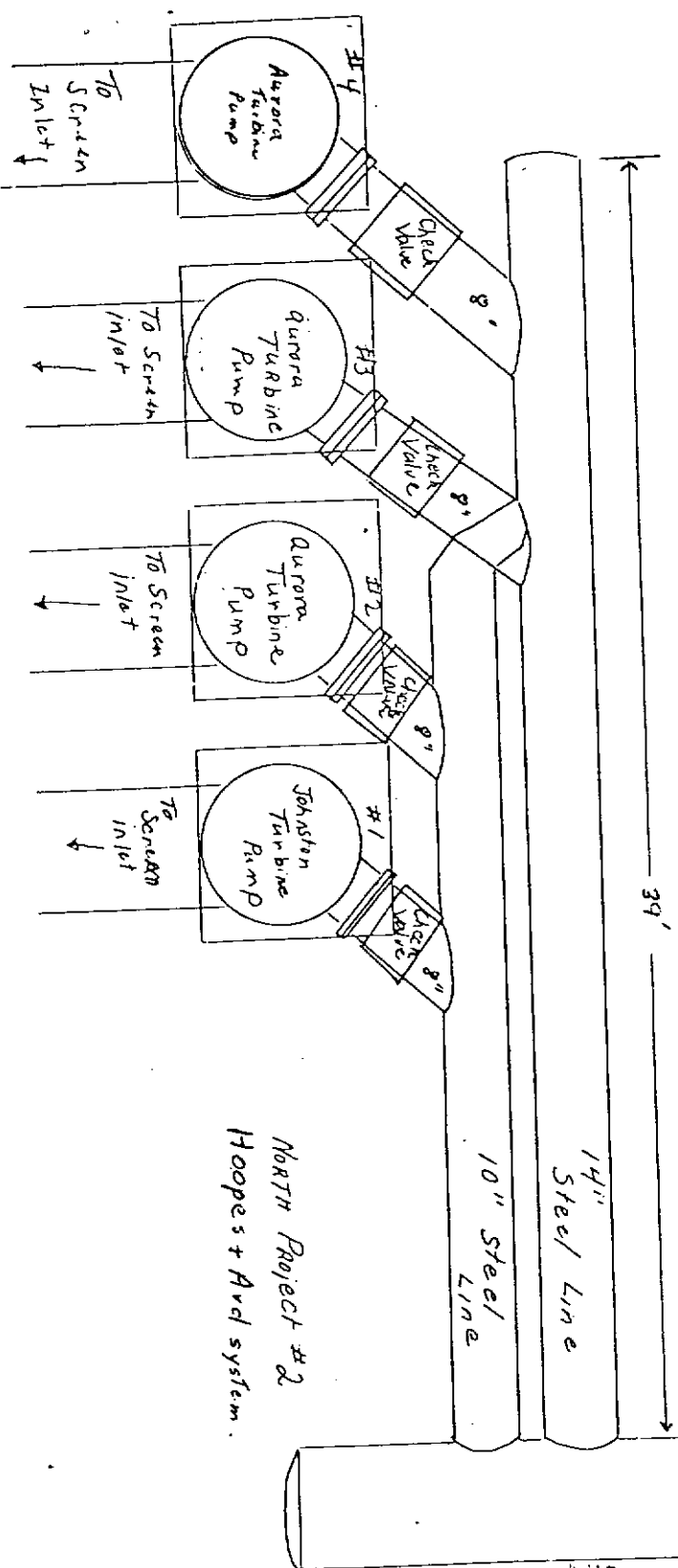
$(240.25) 3.85 (4.25)$

$3931.19 \text{ gpm} = 8.76 \text{ cfs}$

Aon + Darell And 50% = 4.38 cfs

Clint Hoopes 50% = 4.38 cfs

Point of Diversion
NWSE Sec 3
T6N R44E



North Project #2
Hoopes + And system.

NOT TO SCALE

OCT 21 1957

22-7121

Clementsville Pipeline North Project #1

Point of Direction
NW SE Sec 3
T6N R44E

pump #1

G.E. Tri-Clad Induction Motor 500hp.
Ser # HKJ821022
+
Aurora Verti line pump.
V75-724410

pump #2

G.E. Tri-Clad 500hp. motor
Ser # C1J312014
+
Aurora Verti Line pump.
V75-72441A

pump #3

GE Tri-Clad 500hp. Motor
Ser # JMJ922021
+
Aurora Verti Line pump.
V75724410

pump #4

GE Tri-Clad 500hp. motor
Ser # HKJ821021
+
Aurora Verti line pump
V75-72441B

pump #5

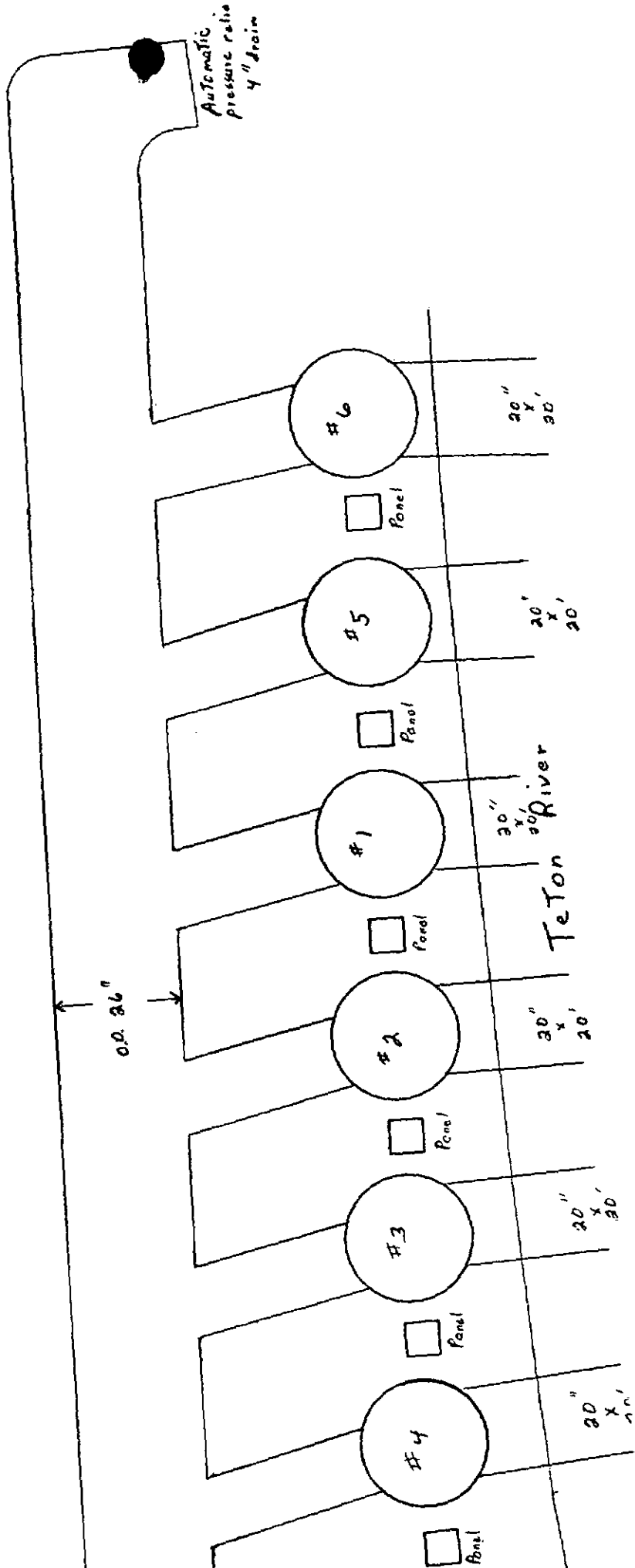
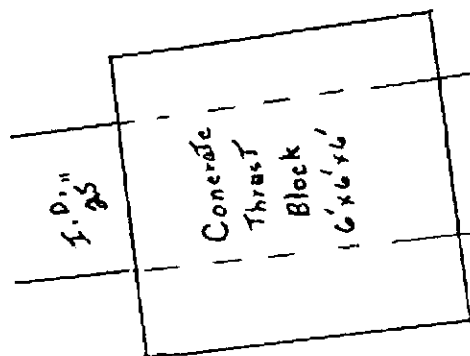
GE Tri-Clad 300hp motor
Ser # KLJ1001120
+
Aurora Verti line Pump
V75-72442

pump #6

G.E. Tri-Clad 200hp Motor
Ser # BMJ225130
+
Aurora Verti line pump
V76-70641

Measurement - Capacity of System.

$$\begin{aligned} & \text{Annubar } 23.25'' \\ & \text{Eagle Eye Meter } 80'' \\ & (\text{pipe ID})^2 \times \sqrt{\text{inches of H}_2\text{O}} \\ & (25.250)^2 \times 3.85 \sqrt{27.5'} \\ & (637.56) 3.85 (5.24) \\ & 12862 \text{ gpm} = 28.7 \text{ cfs} \end{aligned}$$



Individuals Involved

Max + Merrill Ramball - 20% = 5.74 cfs
Clint Hoopes - 20% = 5.74 cfs
Darrell + Ron Ard - 8% = 2.30 cfs
Glen Nelson - 12% = 3.44 cfs
Demarr Bott - 20% = 5.74 cfs
Ed Parkinson - 20% = 5.74 cfs

2007 2 1 1037

22-7121

DEPARTMENT OF WATER RESOURCES FIELD REPORT

1. Name of permit holder J. Clint Cooper
 Post office address 25 South Wind East, Rexburg Phone 356-6723
 Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Teton River
 (name spring, stream, etc.)
 Tributary to Snake River

3. Water will be used for the following purposes:

Amount 8.0 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. 22-7181
 Examination for _____

4. Total amount to be appropriated:

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

5. Location of Point(s) of Diversion:

Township 6N N/S, Range 44 E/W, B.M., Section 3, Subdivision NW 1/4 SE 1/4, Teton County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: _____

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	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	
<u>6N</u>	<u>44E</u>	<u>5</u>									<u>40</u>	<u>40</u>							<u>80</u>
<u>7N</u>	<u>43E</u>	<u>33</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>									<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>320</u>
		<u>34</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>					<u>40</u>			<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>320</u>
		<u>35</u>					<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>									<u>160</u>

TOTAL ACREAGE 880

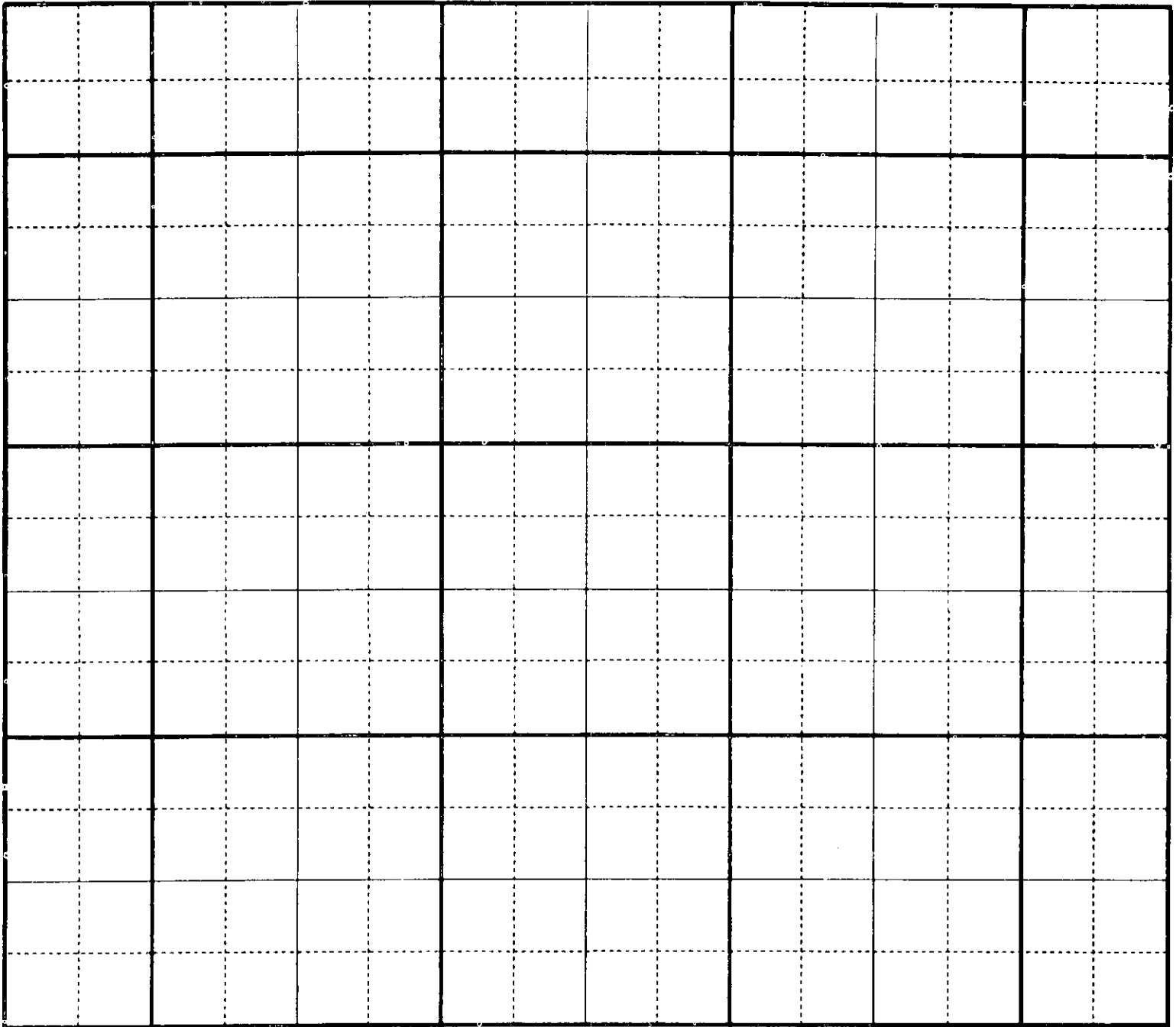


Diagram of System

See attachment

DATE OF EXAM July 9, 1979

ACREAGE
Found 1906 Ac
Recommended 807Ac

Irrigation Requirement 3.0 Ac Ft/Ac

USE 5.73 2079.88
Irrigation Q = 8.0 c.f.s. V = 2421 AF/Ann. from April 1 to Oct 15
Domestic Q = c.f.s. V = AF/Ann. from to
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no 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 37.46 cfs Total capacity of North Project #1 x #2 Method of measurement Annular
20% of #1 and 50% of #2 = 10.12 cfs 5.73 cfs 80" Bore Eye Meter
Total Q recommended 8.0 cfs Meter No. 15.25" Type Annular Condition Std
2079.88
Total V recommended 2421 AF/Ann.

Recommended Amendments:

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:

See attachment

807Ac x 3.0 AF/Ac = 2421 AF/Ann 5.73 183 2079.88
8.0 cfs x 1.9235 cfs AF/dy x 114 dy = 3396.7 AF/Ann.

SYSTEM DESCRIPTION:

See Attachment

REMARKS:

System shown by Clint Rogers.

Examiner's Signature John D. Carlson Date 5/14/80
Checked by Keith C. Wilson Date 23 Oct 1986
Approved by Norman J. Parthy Date 7/7/89

October 30, 1980

J. Clint Hoopes
Box 98
Tetonfa, Idaho 83452

Dear Mr. Hoopes,

RE: Permit No. 22-7121

Enclosed is a copy of the approved application for amendment submitted in connection with the above referenced permit.

If you have any questions concerning this matter, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: Emmet

Right Number 22-7121 Applicant J. Clint Haggis.

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.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ 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.

☐ Right number(s) _____

☒ Yes ☐ No Should amendment be advertised?

☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

a/15

FINAL REGIONAL PROCESSING REVIEW:

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

Conditions Condition Code 01, 05 (Water District #1)

By EMC Date 9-23-1980.

STATE OFFICE PROCESSING:

☐ Amendment correct and complete. By _____ Date _____

☐ Approved copy sent to applicant and to Region. By _____ Date _____

MICROFILMED

August 21, 1980

RE: Application for Amendment of Permit No. 22-7121

J. Clint Hoopes
Box 88
Tetonia, ID 83452

Dear Mr. Hoopes:

Attached herewith is Departmental Receipt No. 14973 in the amount of \$20.00 for the above referenced application.

Sincerely,

KAY WALKER
Secretary

NOT RECORDED

NOTICE OF PROPOSED AMENDING OF WATER PERMIT

Notice is hereby given that Permit No. 22-7121 in the name of J. Clint Hoopes was issued for the diversion of 8.0 cfs of water from Teton River tributary of Snake River with the point of diversion within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 6N, R. 44E, B.M., Teton County; to be used for the irrigation of 880 acres from April 1 to November 1 within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34; NW $\frac{1}{4}$, Sec. 35; E $\frac{1}{2}$, Sec. 33; T. 7N, R. 43E, B.M.

The permit holder now proposes to amend Permit No. 22-7121, changing the place of use to the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 34; NW $\frac{1}{4}$, Sec. 35; NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33; T. 7N, R. 43E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before September 15, 1980.

C. STEPHEN ALLRED

Director

Published in the Teton Valley News 8/28 and 9/04/80.

ORIGINAL FILED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. Clint Tropea,

25 South Third East, Rexburg, Idaho

has on 12-17-74

submitted Application No.

22-7121

for a permit to appropriate 8.0 cubic feet per second ~~ACROSS THE RIVER~~

of water from Teton River tributary of Snake River

by means of pump and pipeline

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

to be used from Apr. 1 to Nov. 1

for the irrigation of 880 acres

within the W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 34, NW $\frac{1}{4}$ Sec. 35,

E $\frac{1}{2}$ Sec. 33, 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 January 13, 1975.

R. KEITH HIGGINSON

Director

Published in the Teton Valley News, Driggs, Idaho

on December 23, 1974

and January 2, 1975.

MICROFILMED

FEDERAL LAND BANK ASSOCIATION OF REXBURG

P. O. BOX 157 217 N. 2ND EAST REXBURG, IDAHO 83440

TELEPHONE: (208) 356-4442

August 13, 1980



LEE B. BOYLE, MANAGER

RECEIVED

AUG 14 1980

Department of Water Resources
Eastern District Office

Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Sir:

We are sending to you an application for the amendment of permit number 22-7121 to change the place of use. It is for J. Clint Hoopes. When this has been approved would you please let us know, as this is a requirement for a loan we are doing for Clint. Thanks.

Sincerely,

Margie S. Chantrill

Margie S. Chantrill
Sr. Office Assistant

msc

Enclosures: Amendment of a permit
Check for \$20 from J. Clint Hoopes.



SERVING MADISON, FREMONT, AND TETON COUNTIES

MICROFILMED

ROUTING SLIP

DATE <u>10/1/80</u>	TIME _____
TO: <u>Robyn</u>	REF. No. (if any) _____
FROM: (show title) <u>Jim</u>	_____

FOR YOUR:

- ☐ Information
- ☐ Approval
- ☐ Signature

REVIEW AND:

- ☐ Call Me ☐ See Me
- ☐ Comment & Return
- ☐ Take Proper Action
- ☐ Draft a Reply for Me

PER:

- ☐ Our Conversation
- ☐ Your Request
- ☐ Boss's Request

1. Please request proof report.
 2. Check P/u records for OVERLAP ON LANDS IDENTIFIED ON AMENDMENT
- RETURN FILE TO ME,
WHEN COMPLETE

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Robyn

DATE 10/1

TO Jim

SUBJECT 22-7121

① Corrections made

② Other rights are: 22-7208, 22-7211, 22-7295,
22-7216, & 22-7212 but are a
groundwater source.

22-7122 = Teton R. source but only covers the
E 1/2 of Sec 35 T7N R43E. No Overlaps

③ proof attached

Robyn

SIGNATURE



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) 523-7133

June 23, 1980

RE: Permit No. 22-7120 ^N and 22-7121

Clint Hoopes
P.O. Box 98
Tetonia, Idaho 83452

Dear Mr. Hoopes:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit. **Priority** has been advanced to 1/14/75

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

Bobbie R. Stephens
Senior Clerk

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 22-7121

Name(s) of Permit Holder:

Clint Hoopes

Post Office Address:

P.O. 98

Teton, ID 83452

Tel. No.

456-2801

Source of Water:

River Teton

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

(acres)

☐ Other

Measuring Device:

Required?

☒ Yes

☐ No

Installed?

☒ Yes

☐ No

Access Port:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☐ No

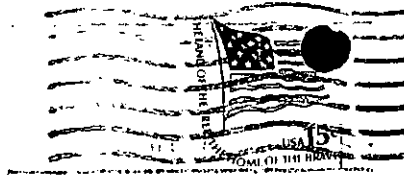
The above information is a true statement of the extent to which the above numbered permit has been developed.

May 24 1980
Date

[Signature]
Signature of Permit Holder

RECEIVED
MAY 24 1980

Clint Hayes
Box 98
Tetona Idaho



MAY 29 1980

MAY 29 1980

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

May 15, 1980

J. Clint Hoopes
Tetonia, ID 83452

Dear Mr. Hoopes:

Re: Permit No. 22-7120 & 22-7121

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, the above referenced permit has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided a form for that purpose in our notice to you dated February 28, 1980.

Your permit cannot be reinstated unless you submit the proof of beneficial use postcard, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:rf

Enclosure

CERTIFICATION OF MAILING
I hereby certify that on 5/15/80
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Rita L. Hub

MICROFILMED

FROM

22-7121

TO

File

SUBJECT

INTER-DEPARTMENT MEMO — 1

DATE

3/10/80

Beneficial use notice letter returned
March 6, 1980.

Gent letter again to
Petonia Id 83452

~~RECEIVED~~
SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

February 28, 1980

101784

J. Clint Hoopes
25 South Third East
Rexburg, ID 83440

Dear Mr. Hoopes:

One of the conditions of approval of your water Permit No. 22-7120 & 21-7121 was that evidence of the extent of development must be submitted to this office on or before May 1, 1980. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

A

~~25000~~

I

~~40,000 gpm cooling water from near water aquifer 100 MW plant~~



22-7120, 22-7121

Applicants statements

- Prior Rights will be honored
- Mr Hoopes wants to use 2nd phase Teton River water
- Not enough high water without 2nd phase water
- Applicant's land is within the 2nd phase land area.
- Date for completion of 2nd phase - April 1977

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

May 6, 1975

Re: Permit Nos. 22-7120 & 22-7121

Mr. J. Clint Hoopes
25 South Third East
Rexburg, Idaho 83440

Dear Mr. Hoopes:

Enclosed are copies of your approved applications for permit issued on the above referenced numbers. We direct your attention to the conditions of approval as listed on the fourth pages.

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 permits. 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

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

JS 12/19/74

Application No. 22-7121

☒ 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) JS 12/19/74

In form to receipt Yes

(2) " "

Send Copies to:

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

(3) " "

☒ Watermaster Dist 01
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. N/A

(6) " "

Located within Water District No. 01

(7) N/A

Critical groundwater area: yes no

(8) N/A

Groundwater levels:

Declining, Stable, Increasing

(comment) _____

(9) " "

Other rights on the same place of use

(10) " "

Comments: _____

(11) MB 1-6-75

Affidavit of Publication received (date) Jan. 6, 1975

(12) CW 1-13-75

Final date for protests January 13, 1975

Protests received: yes X no no

(13) CW 1-13-75

All requested information received from agencies or applicant: yes no

(14) LH 4-29-75

Action recommended:

☒ Approve

Deny

12-17-74 Proposed Priority

Reason for Reduction

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District Eastern

By Loren O Halmer

Date 4-29-75

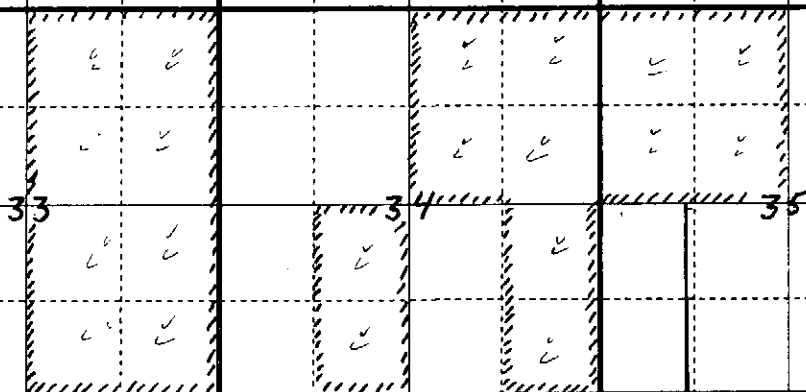
NOT FILMED

RECEIVED
Department of Water Resources
4-29-75

T7N

T6N

N

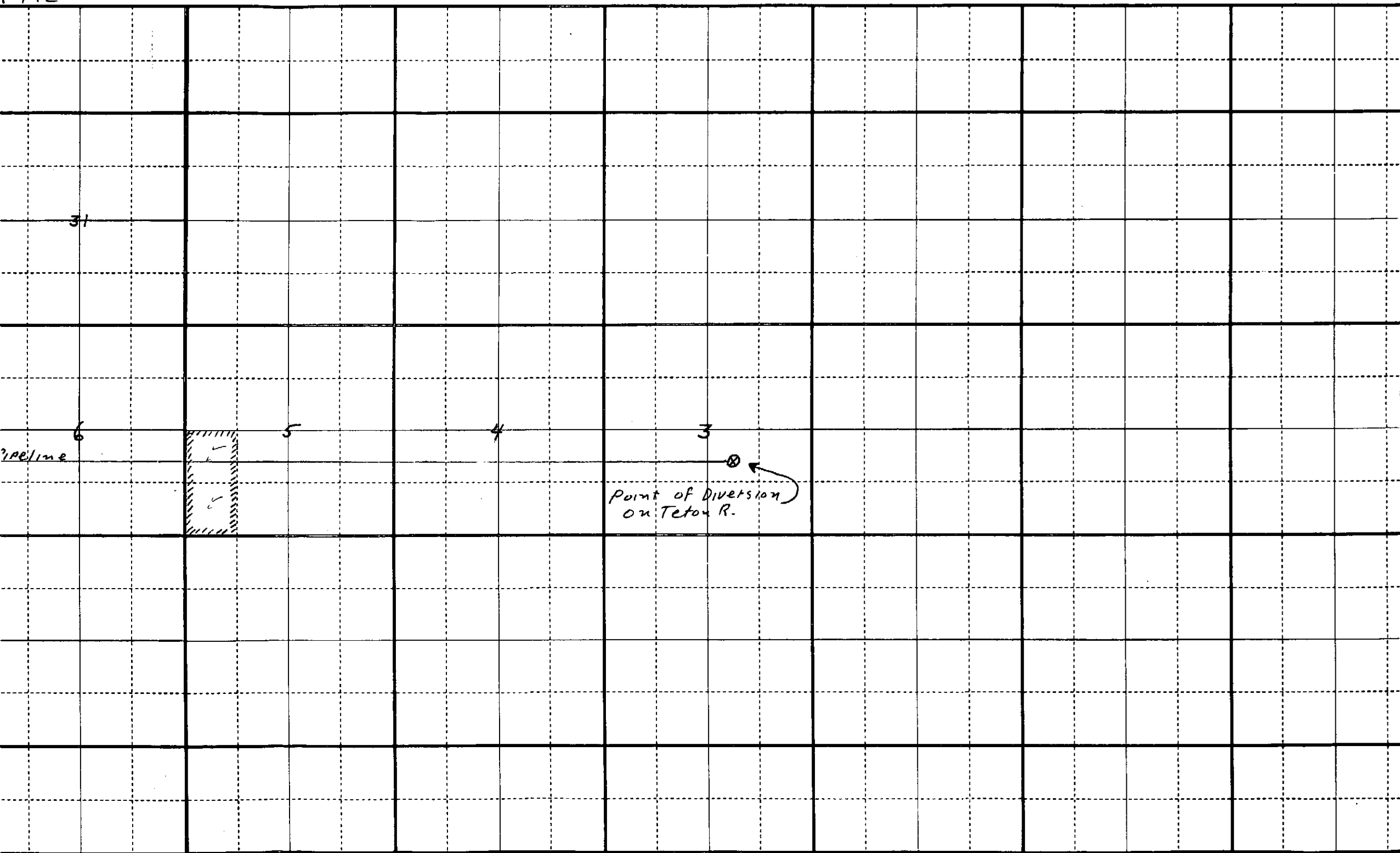


36

31

Pipeline

5



IN MATTER OF
PROTESTS AGAINST
APPLICATIONS 22-7120 &
22-7121 J. CLINT HOOPES

WITHDRAWAL OF
PROTEST

SINCE THE APPLICANT DOES NOT
INTEND TO INSTALL HIS SYSTEM AND
BEGIN TO APPROPRIATE WATER UNDER
THE ABOVE REFERENCED PERMITS
UNTIL ^{AND}/OR UNLESS SECOND PHASE
WATER IS AVAILABLE FROM TETON
RESERVOIR, WE FEEL THERE WILL BE
NO DAMAGE TO PRIOR WATER RIGHTS
AND HEREBY WITHDRAW OUR PROTESTS
AGAINST THE APPROVAL OF THESE
APPLICATIONS.

SIGNED

(APPLICANT)

Reinhold Walker
Mory Smith
Max Morrison
J. Clint Hoopes
Lyle Chantrell

MICROFILMED

22-7120

PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☒ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

[Illegible handwritten address]

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO. 633	INSURED NO.
----------------	----------------------	-------------

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

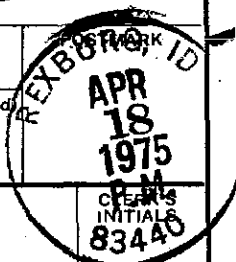
[Handwritten signature: J. Hooper]

4. DATE OF DELIVERY

4/18-72

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:



UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

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



RETURN
TO

DEPARTMENT OF WATER RESOURCES
EASTERN DIVISION
1515 WILSON ROAD
IDAHO FALLS, IDAHO 83401

RECEIVED

APR 21 1977
REXBURG, ID
APR 18 1977
P.M.

Department of
Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
1515 Lincoln Road • Idaho Falls, Idaho
83401

Receipts

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval)
of Application for Permit No. 22-7120 and)
Application for Permit No. 22-7121 in the)
name of J. CLINT HOOPEES)

NOTICE OF CONFERENCE
AND/OR HEARING

On December 17, 1974, J. Clint Hoopes filed with the Department of Water Resources applications to appropriate the public waters of the State of Idaho. On January 13, 1975, the Department received protests against approval of said applications from Mary Smith, Attorney at Law, on behalf of Fremont-Madison Irrigation District.

The Department has set the matter of protests for conference and/or hearing for Monday, April 28, 1975, at 10:00 a.m., in the AG Room of the Fremont County Courthouse, St. Anthony, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved. Because of the similarity of the issues involved in the protests to Applications No. 22-7120 and No. 22-7121 - J. Clint Hoopes, the Department proposes to consolidate the conferences and hearings as provided in rule 9.7 of the Department's Rules of Practice and Procedure.

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

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

Dated this 16th day of April, 1975.

NOT RECORDED

Loren O. Holmes

LOREN O. HOLMES

Assistant to the District Engineer

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

1515 LINCOLN ROAD

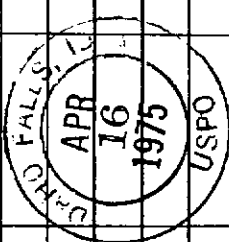
IDAHO FALLS, IDAHO 83401

NAME AND ADDRESS OF SENDER

Indicate type of mail:
☐ Registered
☐ Registered O.D.
☒ Ordinary

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

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	POSTAGE	R. R. FEE	R. R. FEE	REST. D. FEE	ACTUAL VALUE	SURCHARGE	REMARKS
1	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					74-7037
2	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
3	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
4	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
5	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					74-7040
6	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
7	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
8	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
9	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
10	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
11	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
12	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					34-7103
13	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
14	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
15	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
16	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
17	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
18	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					74-7063
19	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					"
20	Harmon, J. Henry, P. O. Box 100, Idaho Falls, Idaho	10	30	15					74-7063



TOTAL NO. OF PIECES LISTED BY SENDER

TOTAL NO. OF PIECES RECEIVED AT P. O.

POSTMASTER, PER NAME OF RECEIVING EMPLOYEE

"Show under 'Remarks' class postage paid if other than first or if international"

FD-36 (Rev. 11-15-58)

(Surcharges are not required on international registered mail)

U.S. GOVERNMENT PRINTING OFFICE

MICROFILMED

DEPARTMENT OF WATER RESOURCES

NAME AND ADDRESS OF SENDER
 EASTERN DISTRICT OFFICE
 1515 LINCOLN ROAD
 IDAHO FALLS, IDAHO 83401

Indicate type of mail:
☐ REGISTERED
☒ CERTIFIED
☐ REGISTERED C.O.D.

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

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R. R. FEE	REG. FEE	ACTUAL VALUE	SURCHARGE	REMARKS
1	632 Mary Smith, City 30 S. 2nd St. Pullman	10	30	15				21-7063
2	633 Wm. Harper, 25 S. 3rd St. Pullman	10	30	15				22-7120-21
3	634 Wm. (General) 211 W. Main, Pullman	10	30	15				34-7088
4	635 Wm. (General) City Box 409, Pullman	10	30	15				"
5	636 Wm. (General) City Box 25, Pullman	10	30	15				"
6	637 City of Moscow, 2nd St.	10	30	15				"
7	638 Wm. (General) City Box 63	10	30	15				34-065218
8	639 Wm. (General) City, Moscow, Box 15	10	30	15				"
9	640 Wm. (General) City, Moscow, Box 15	10	30	15				"
10	641 Wm. (General) City Box 371, Moscow	10	30	15				34-7082
11	642 Wm. (General) City, Moscow	10	30	15				"
12								
13								
14								
15								
16								
17								
18								
19								
20								

TOTAL NO. OF PIECES LISTED BY SENDER: 11
 TOTAL NO. OF PIECES RECD AT P. O.: 11
 POSTMASTER, PER (Name of receiving employee):
 APPLICATION FOR REGISTRATION OR CERTIFICATION
 (Surcharges are not required on international registered mail)

April 16, 1975

C
Fremont County Courthouse
Clerk of the District Court
St. Anthony, Idaho

Dear Sir:

O
This is to confirm the use of the AG Room for conferences and/or hearings to be held by this office on Monday, April 28, 1975, beginning at 10:00 a.m.

Thank you for your cooperation in this matter.

Very truly yours,

P
RONALD D. CARLSON
District Engineer

Y
RDC:MB

NOT RECORDED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

January 13, 1975

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

Mr. J. Clint Hoopes
25 South Third East
Rexburg, Idaho 83440

RE: Application for Permit No. 22-7121

Dear Mr. Hoopes:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 22-7121. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC: CW

Enc: Copy of Protest(s)

cc: IDP - State Office

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

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

R. Keith Higginson
Director

January 13, 1975

RE: Application for Permit No. 22-7121

Ms. Mary Smith, Attorney
30 South 2nd West
Rexburg, Idaho 83440

Dear Ms. Smith:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC: CW

cc: IDWR - State Office

RECEIVED

SMITH & HANCOCK

Attorneys at Law

MARY SMITH
J. D. HANCOCK
W. LLOYD ADAMS (1885-1969)

30 SOUTH 2ND WEST
REXBURG, IDAHO 83440
PHONE: 208-356-5493

January 10, 1974

RECEIVED
JAN 18 1974

Department of Water Resources
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Department of Water Resources
Eastern District Office

Gentlemen:

I am enclosing herewith the following Protests of the
Fremont-Madison Irrigation District:

1. Protest to Application No. 22-7121
of J. Clint Hoopes.
2. Protest to Application No. 22-7119
of Glen D. Nelson.
3. Protest to Application No. 21-4010
of Paul T. Bolland.
4. Protest to Application No. 22-7120
of J. Clint Hoopes.
5. Protest to Application No. 21-7063
of John A. and/or William E. Harrigfeld.

Yours very truly,

Mary Smith

Mary Smith, Attorney
FREMONT-MADISON IRRIGATION DISTRICT

RECEIVED
JAN 21 1974

RECEIVED
JAN 13 1974

BEFORE THE DIRECTOR OF THE IDAHO DEPARTMENT OF
Department of Water Resources
Eastern District Office

WATER ADMINISTRATION

IN THE MATTER OF THE APPLICATION OF :
J. CLINT HOOPES, NUMBER 22-7121 for : PROTEST OF THE FREMONT-
a permit to appropriate water from : MADISON IRRIGATION
the Teton River tributary of the : DISTRICT.
Snake River. :

Comes now the Fremont-Madison Irrigation District, a quasi-municipal corporation of the State of Idaho, with its office and post office address at St. Anthony, Idaho, and in response to notice given that J. Clint Hoopes made Application No. 22-7121 for a permit to appropriate 8.0 cubic feet per second of water from 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. 6 N., R. 44 E., B. M., Teton County; to be used from April 1 to November 1 for the irrigation of 880 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T. 6 N., R. 44 E.; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec 34, NW $\frac{1}{4}$, Sec. 35, E $\frac{1}{2}$, Sec. 33, T. 7 N., R. 43 E., B. M., and makes the following Protest against the approval of such application;

1. That the proposed use will reduce the quantity of water under existing rights.
2. That the proposed water supply is insufficient for the purposes intended.
3. That the property is not within the boundaries of the Fremont-Madison Irrigation District, and, if applicant plans to use storage water, it cannot be delivered outside the boundaries of the District.

R. Willis Walker
R. Willis Walker, Chairman of
the Board of Directors of the
Fremont-Madison Irrigation
District.

RECORDED

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

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

R. Willis Walker

Subscribed and sworn to before me this 10th day of
January, 1975.

Mary Smith
Notary Public, residing at
Rexburg, Idaho. My commission
expires June 25, 1975.

(Seal)

December 20, 1974

RE: Application for Permit No. 22-7120 - HOOPES
" " " No. 22-7121 - HOOPES

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
Acting District Engineer

RDC:CW

Bill submitted 1-6-75 by MB

Enc: Legal Notice (2)

RECORDED

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that J. Clint Hoopes, 25 South Third East, Rexburg, Idaho has on 12-17-74 submitted Application No. 22-7121 for a permit to appropriate 8.0 cubic feet per second of water from 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 880 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, NW $\frac{1}{4}$, Sec. 35, E $\frac{1}{2}$, Sec. 33, 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 January 13, 1975.

R. KEITH HIGGINSON
Director

Published in the Teton Valley News, Driggs, Idaho on December 26, 1974 and January 2, 1975.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. Clint Hoopes,

25 South Third East, Rexburg, Idaho

has on 12-17-74 submitted Application No. 22-7121

for a permit to appropriate 8.0 cubic feet per second ~~acre feet per annum~~

of water from 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 880 acres

within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T. 6N, R. 44E; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, NW $\frac{1}{4}$, Sec. 35, E $\frac{1}{2}$, Sec. 33, T. 7N, R. 43E, B.M.

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R. KEITH HIGGINSON

Director

Published in the Teton Valley News, Driggs, Idaho

on December 26, 1974 and January 2, 1975.

RECORDED

aw-l-1
aw-l-2
aw-l-3

December 19, 1974

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

Dear Mr. Larson:

We are enclosing copies of several applications that may be of interest to your water district. Please review the applications and if you have any comments, please submit them to our Department as soon as possible. The last date of protest is January 13, 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
Acting District Engineer

RDC:MB

Enclosures

RECORDED