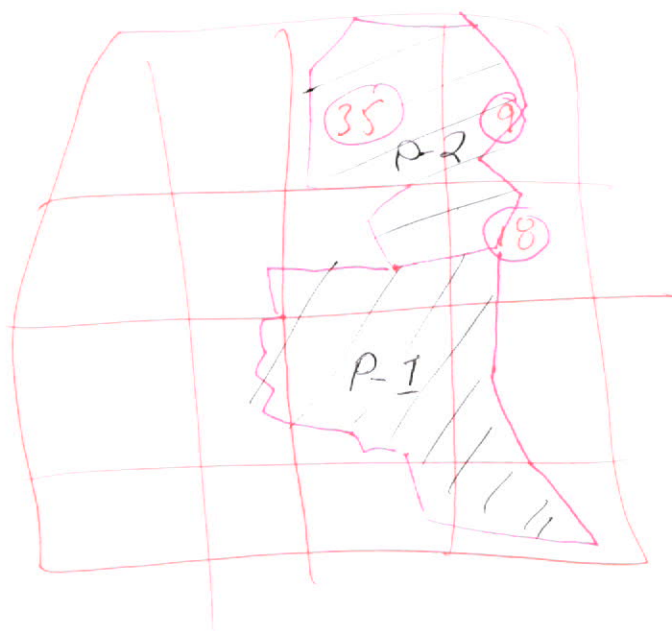


EY

96



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STATE OF IDAHO

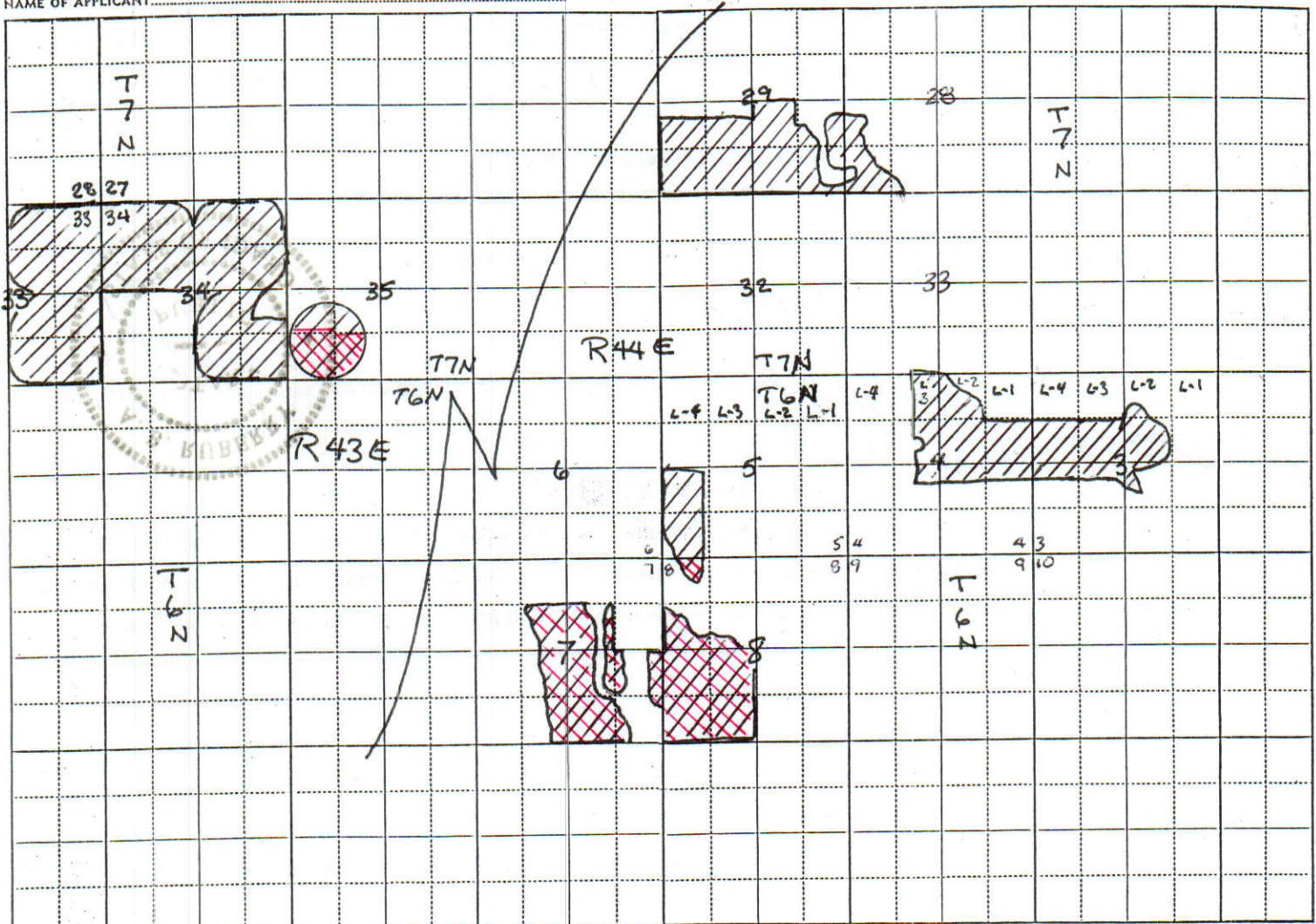
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

NAME OF APPLICANT _____

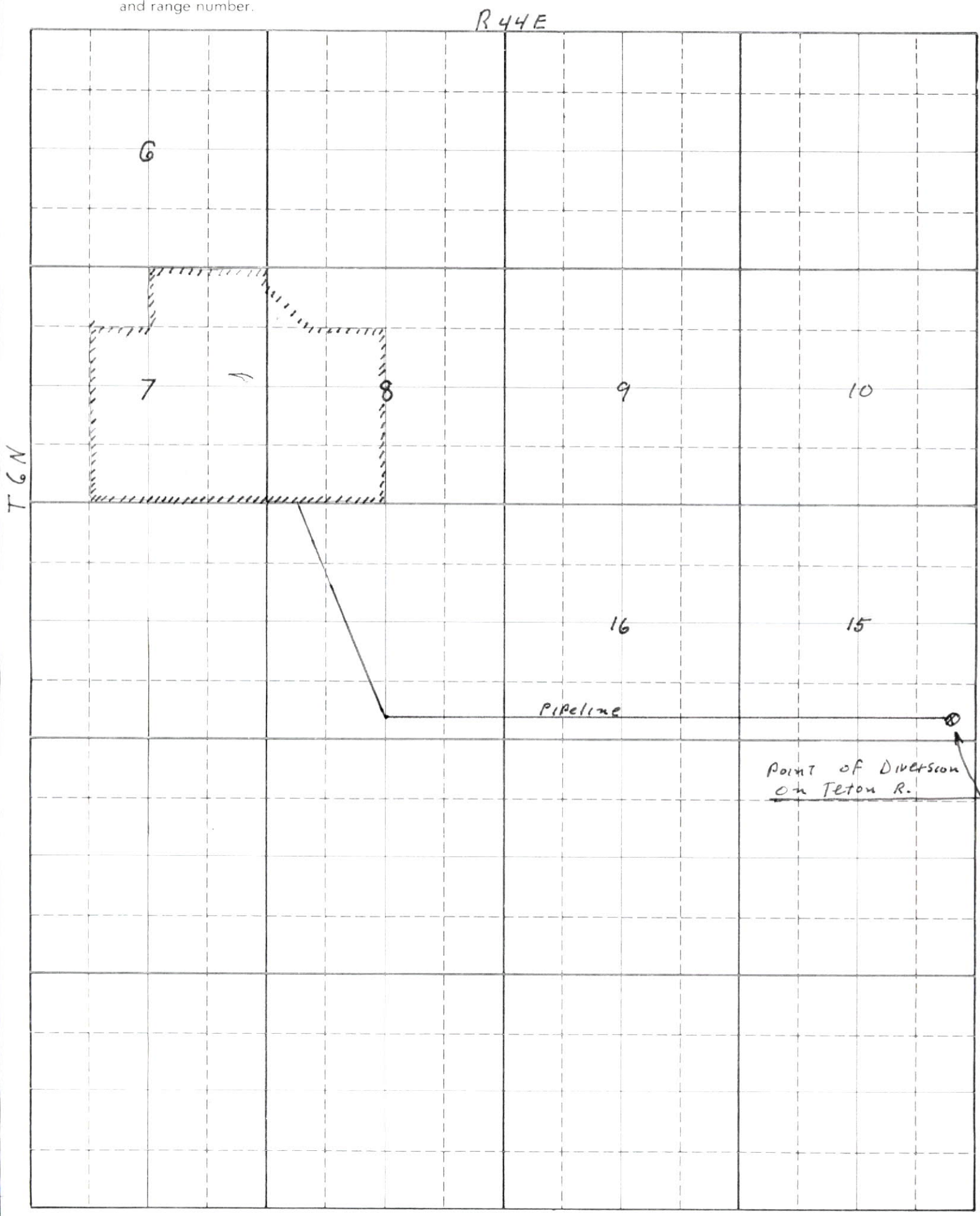


SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

 22-07208
 22-07120

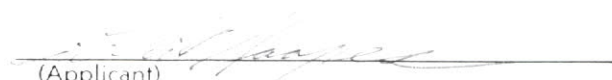
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FEB 11 1999

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



Scale: 2 inches equal 1 mile

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


(Applicant)

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
 County of Teton)

I, Louise 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 Hoges; #22-7120

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
 1974.

and last publication on the 2
 day of January, 1975.

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

Louise D. Norton

Subscribed in my presence and sworn

to before me this 3 day of

January, 1975
R. Mark Douglas
 (SEAL) Notary Public for the State of
 Idaho, residence and postoffice
 address, Driggs, Idaho.

My Commission expires

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

RECEIVED

JAN 6 1975

Department of Water Resources
 Eastern District Office



PUBLIC NOTICES
 "BECAUSE THE PEOPLE MUST KNOW"



**NOTICE OF APPLICATION
 FOR WATER PERMIT**

Notice is hereby given that J. Clint
 Hoopes, 25 South 3rd East, Rexburg,
 Idaho has on 12-17-74 submitted Ap-
 plication No. 22-7120 for a permit to
 appropriate 5.0 cubic feet per second
 of water from Teton River tributary of
 Snake River by means of pump and
 pipelines within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15,
 T. 6N, R. 44E, B.M., Teton County; to
 be used from Apr. 1 to Nov. 1 for the
 irrigation of 695 acres within the W $\frac{1}{2}$
 NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 8, E $\frac{1}{2}$,

SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, T. 6N,
 R. 44E, 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.

CW

MICROFILMED

AFFIDAVIT OF PUBLICATION

State of Idaho)

County of Teton)

I, Nadine Soose.....
being first duly sworn, depose and say that I am
the secretary of the Teton Valley News,
a newspaper as defined by Idaho Codes An-
notated, 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, ad-
vertisement, or publication of

Notice of Proposed Change
of a Water Right # 5-00

And affiant further says that said attached notice,
advertisement, or publication, as per clipping at-
tached, was published in said newspaper, in the
regular and entire issue thereof, and not in any
supplement issue thereof, for two consecutive
issues thereof; first publication having been
made on the 12 day of Feb......
1998.

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 typed matter, of at least sixteen in-
ches deep.

Nadine Soose

State of Idaho)

County of Teton)

On this 19th day of February
in the year of 1998, before me, a Notary Public,
personally appeared Nadine Soose.....
known or identified to me to be the person whose
name subscribed to the within instrument, and
being by me first duly sworn, declared that the
statements therein are true, and acknowledged to
me that he executed the same.

Bonnie Zolner

Notary Public for Idaho

Residing at Dr: 995 Idaho

My commission expires 10/24/98

NOTICE OF PROPOSED
CHANGE OF A WATER RIGHT
NO. 5200

Notice is hereby given that Teton Pipe-
line Association, Inc., c/o Jack Hoopes, P.O.
Box 272, Teton, ID 83452, has applied to
the Department of Water Resources to change
place of use of the waters of the Teton River
tributary to Henry's Fork and a groundwater
source. The rights sought to be changed are
evidenced by licenses and recorded as fol-
lows:

No.: 22-07120

Source: GROUNDWATER

Amount: 5.00 cfs

Priority: 01/14/1975

Point (s) of Diversion: SESE SEC 15
T06N R44E, TETON COUNTY

The water is used for irrigation of 472
acres from 04/15 to 10/15 within the NE1/4
SE1/4 SEC 07 NWNW
S1/2NW1/4 SW1/4 SEC 08 T06N R44E,
B.M.

No.: 22-07208

Source: GROUNDWATER

Amount: 9.00 cfs

Priority: 02/10/1977

Point (s) of Diversion: NENE SEC 11
T06N R40E, MADISON COUNTY
SESE SEC 25 T07N R40E, FREMONT
COUNTY

Point (s) of Rediversion: NWSE SEC 03
T06N R44E, TETON COUNTY
SESE SEC 15 T06N R44E, TETON
COUNTY

The water is used for irrigation of 1,912.4
acres from 4/15 to 10/15 within the NWNE
(LOT 2) SWNE S1/2NW N1/2SW NWSE
SEC 03 NWNE (LOT 2) S1/2NE NENW
(LOT 3) SENW NESW N1/2SE SEC 04 W1/
2SW1/4 SEC 05 NE1/4 SENW E1/2SW1/4
SE1/4 SEC 07 NWNW S1/2NW1/4 SW1/4
SEC 08 T06N R44E; E1/2 SEC 33 N1/2 SE1/
4 SEC 34 T07N R43E; NWSW S1/2SW SEC
28 S1/2 SEC 29 T07N R44E, B.M.

TO BE CHANGED AS FOLLOWS:

The Association member Jack Hoopes,
has sold some of his ground and retained the
water rights. He proposes to put those por-
tions of the retained rights on the SW1/4 of
SEC 35 T07N R43E, B.M.

Any protests against approval of the
proposed change must be filed with the Idaho
Department of Water Resources, 900 N. Sky-
line Dr., Idaho Falls, ID, 83402, together with
a protest fee of \$25 on or before March, 2,
1998. The protestant must also send a copy of
the protest to the applicant.

KARL J. DREHER
Director

Published in the Teton Valley News Feb-
ruary 12 and 19, 1998.

RECEIVED

FEB 25 1998

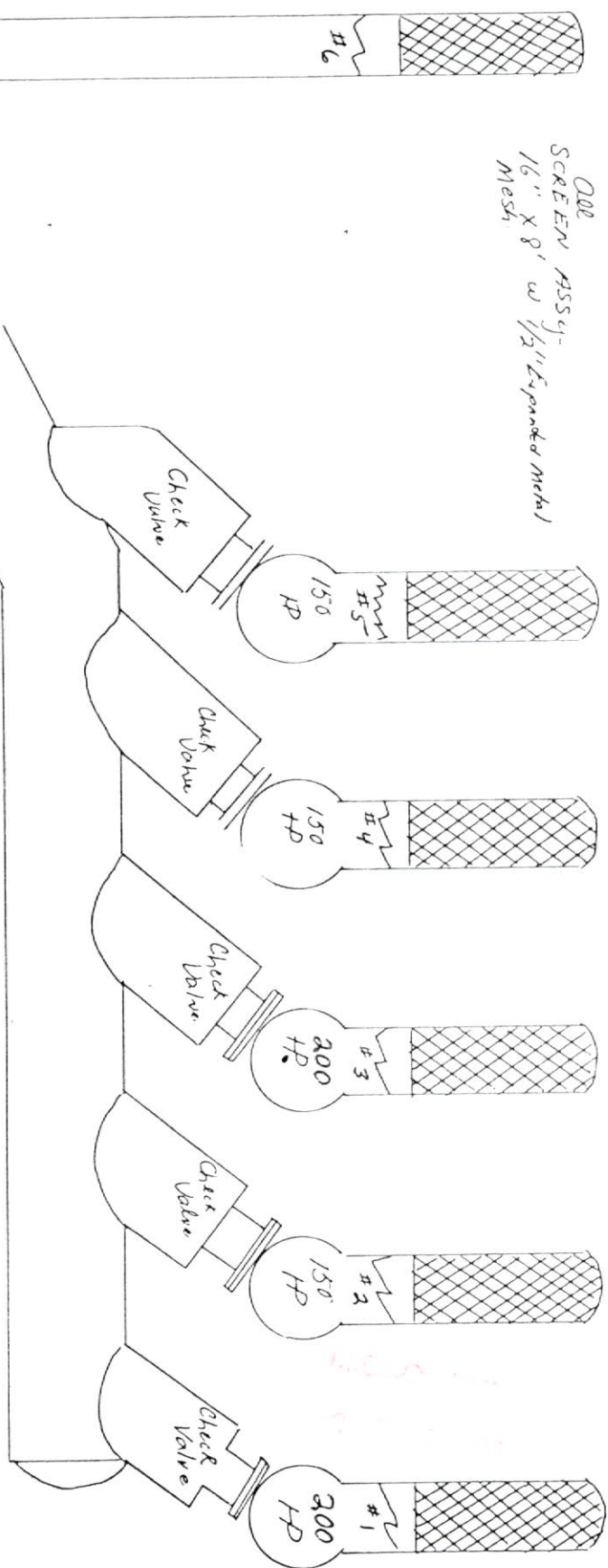
Department of Water Resources
Eastern Region

MICROFILMED

FEB 11 1999

SESE 2215
T6N R44BM.

QOL
SCREEN ASSY -
16" X 8' w 1/2" Expanded Metal
Mesh



South Project

20' x .250' Manifold Connection

Measurement - Capacity of system

$$(19.50)^2 \sqrt{3.85 \sqrt{33.2}}$$

$$(380.25) \sqrt{3.25 (4.71)}$$

$$6895.3 \text{ gpm} = 15.3 \text{ cfs}$$

$$6 \text{ and } 9 \text{ cfs} - 50\% = 7.68 \text{ cfs}$$

$$\text{But + heavy flow} - 33.3\% = 5.12 \text{ cfs}$$

$$\text{Elit stopper} - 16, 7\% = 2.56 \text{ cfs}$$

#1

GE Turbine Induction 200hp
motor # ERJ516112

Vert line pump # 3P8 85845

#2

US Electric High Thrust
150 hp. motor # C2684-01-842

Vert line pump # V75-72464

#3

GE Turbine 200hp motor
ERJ516110

Vert line 3P8-85846

#4

GE Turbine 150hp motor
KRJ1009166

Vert line # V75-72463

#5

GE Turbine 150hp motor
BLJ212152

Vert line pump # V75-72463

#6

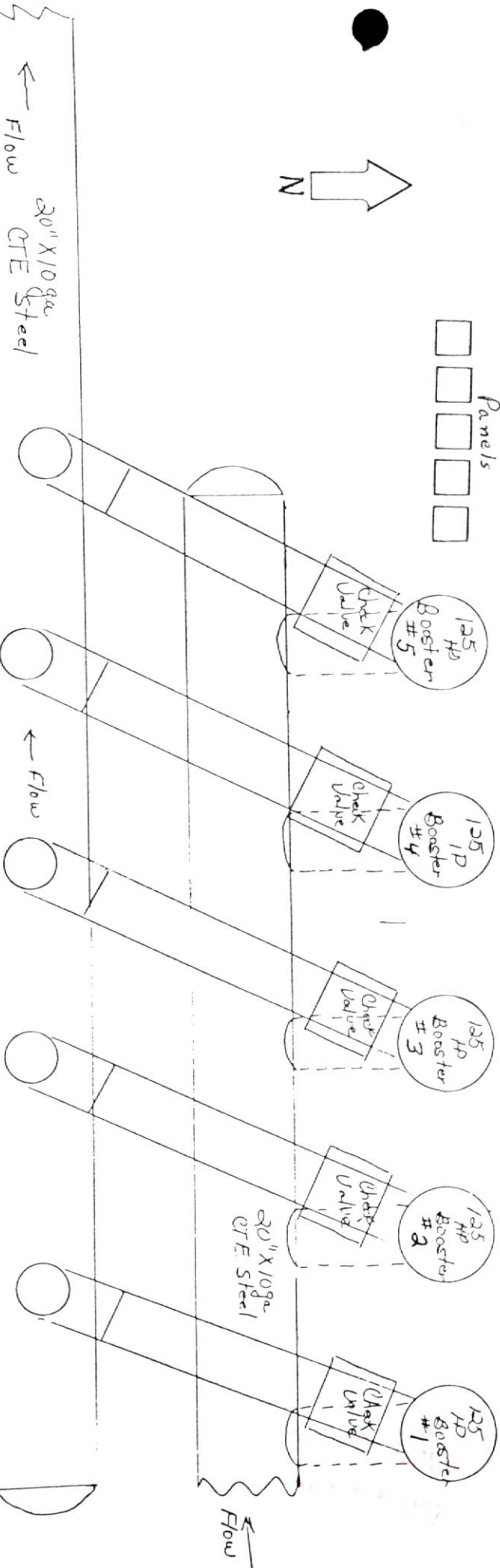
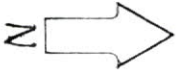
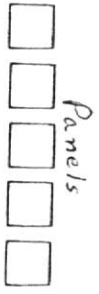
GE Turbine 150hp motor
LRJ1106158

Vert line pump

22-7120

5W5W 8216
TEN R44E8M.

22-7120

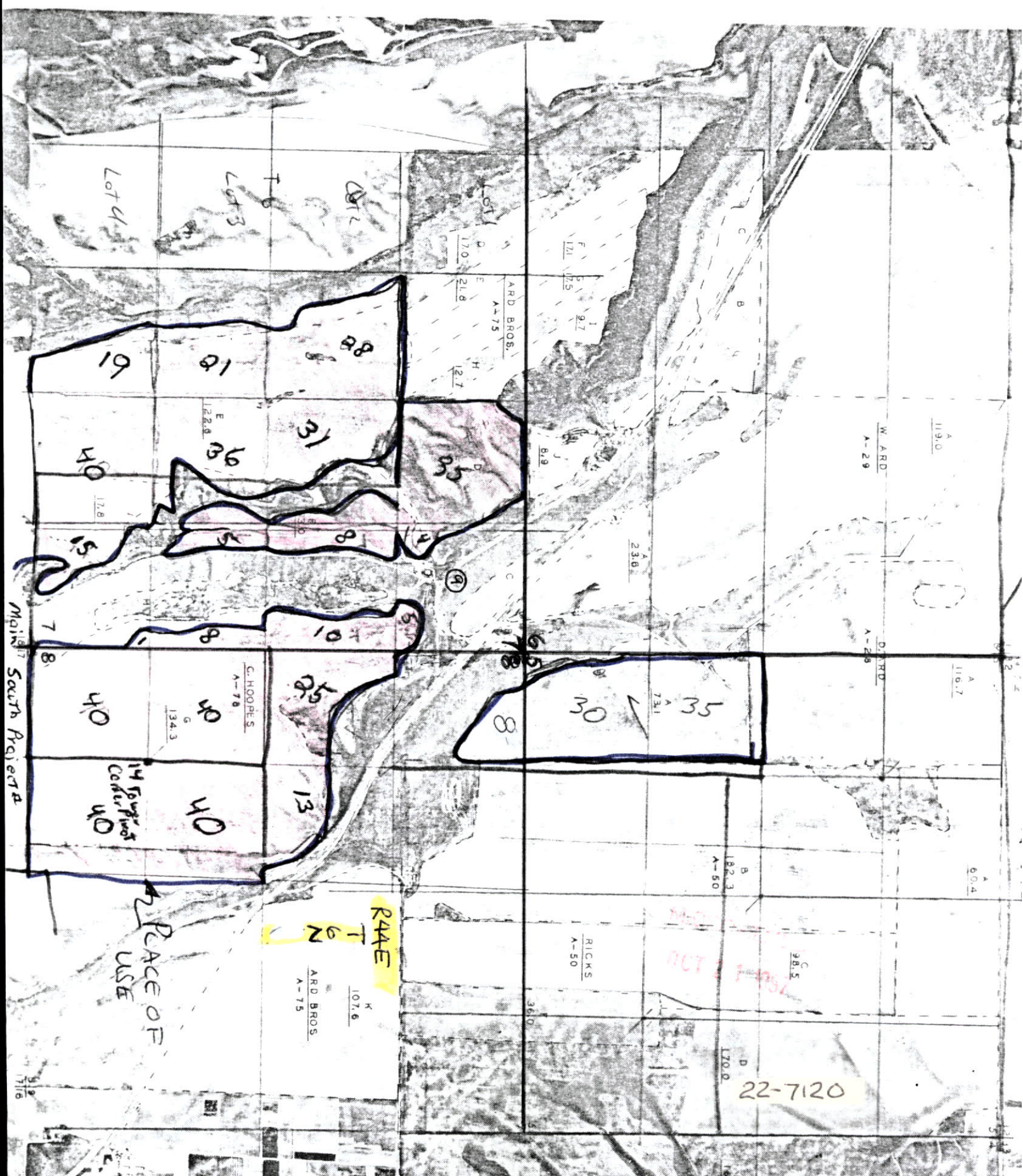


South Project

BOOSTER STATION -

Earl Hoopes - Clint Hoopes - Rex Larry And

- #1, GE Tri Lead Induction
135 hp motor & # GLJ730108
+ Aurora Valve line Pump
V75-72461
- #2, GE Tri Lead Induction
135 hp motor # GLJ730109
+ Aurora Valve line Pump
V75-72461
- #3, GE Tri Lead Induction
135 hp motor # GLJ730107
+ Aurora Valve line Pump
V75-72463
- #4, GE Tri Lead Induction
135 hp motor # no mark
+ Aurora Valve line Pump
V75-72462
- #5, GE Tri Lead Induction
135 hp motor # GLJ730106
+ Aurora Valve line Pump
V75-72462



Lot 4

Lot 3

Lot 2

Lot 1

ARD BROS.

F

C

B

W. ARD
A-29

D. ARD
A-29

C. HOOPES
A-76

RICKS
A-50

C
98.5

D
170.0

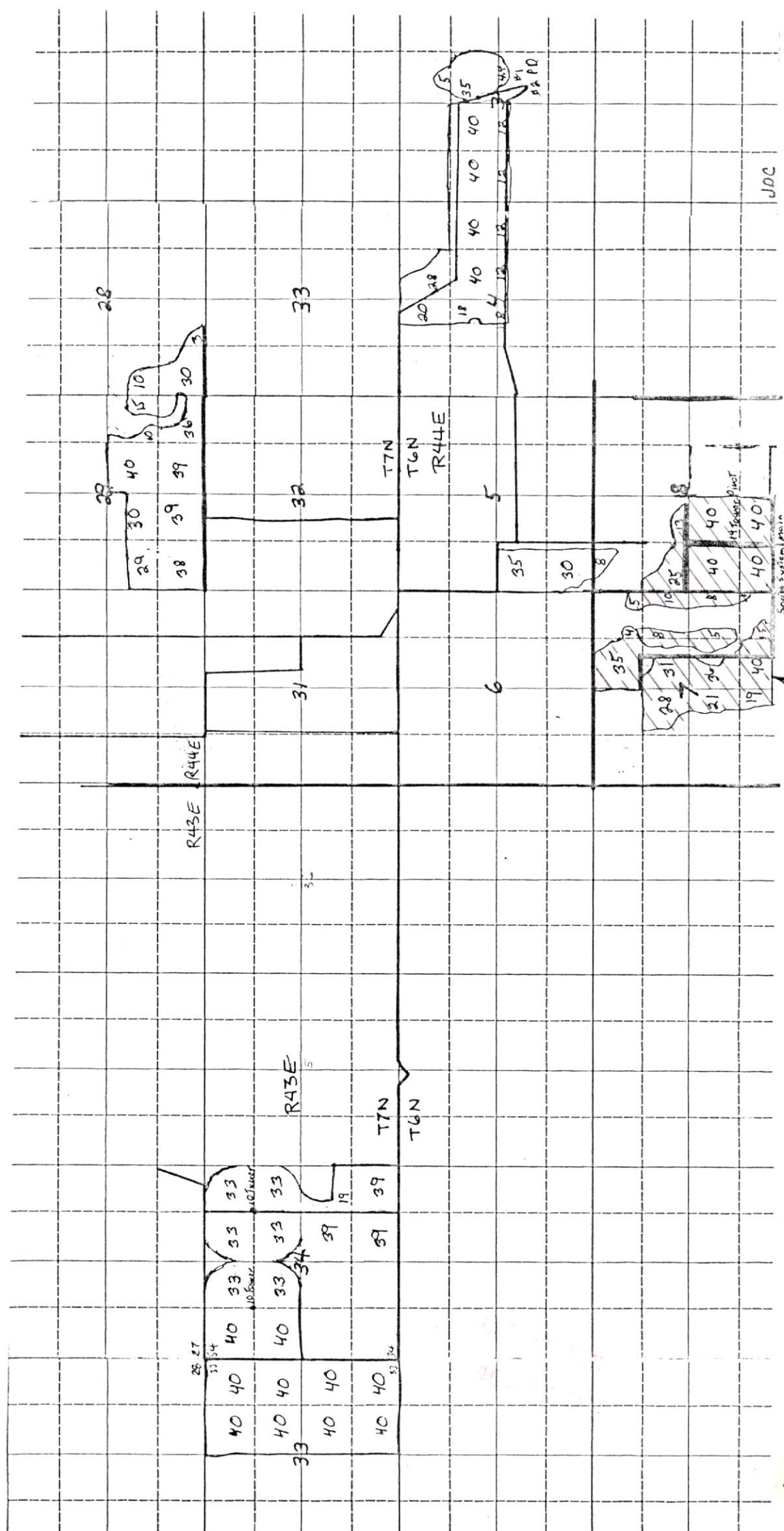
22-7120

RATE

ARD BROS.
A-75

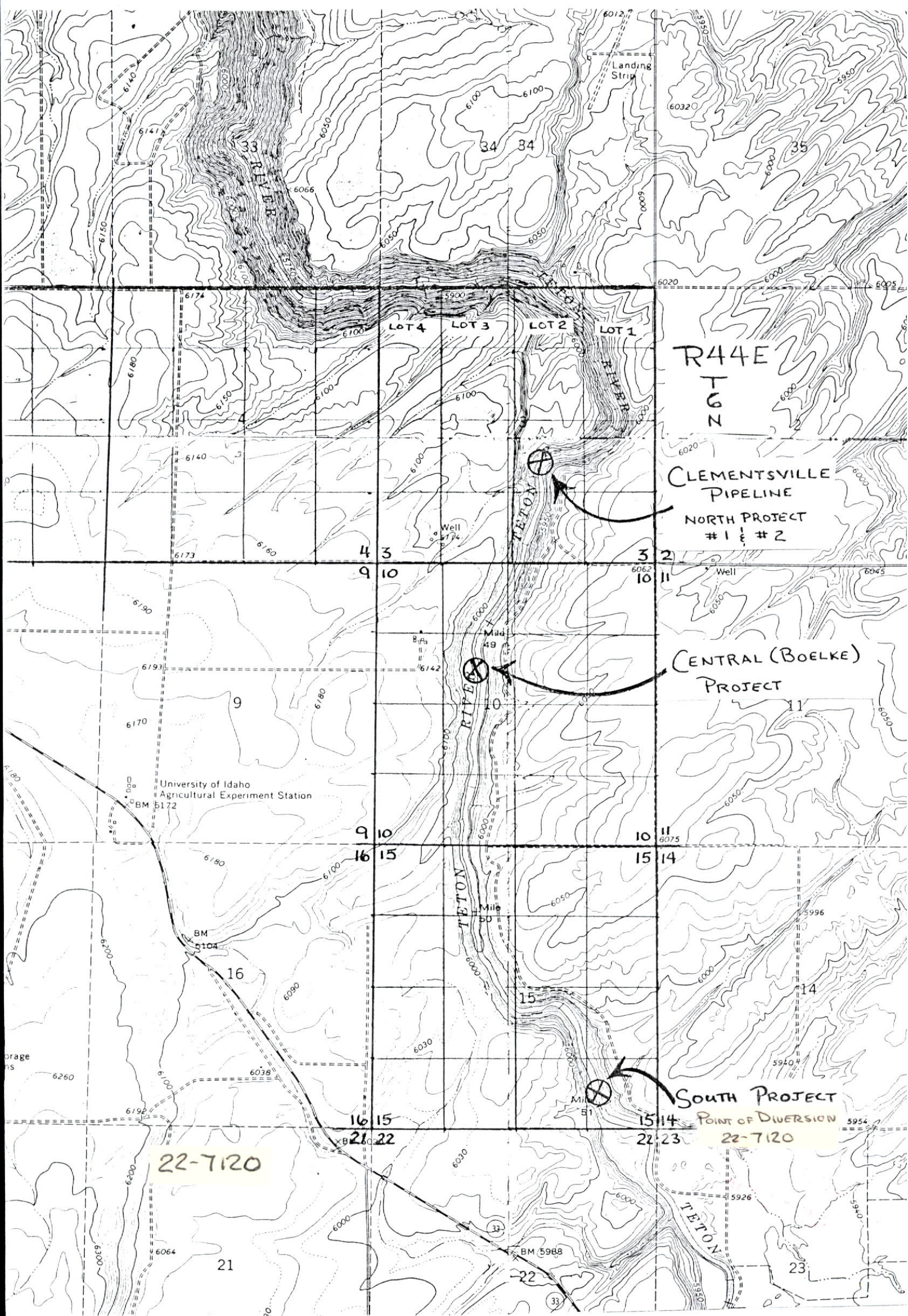
PLACE OF
USE

Main
South Project



PLACE OF USE 22-7120

22-7120



R44E
T6N

CLEMENTSVILLE
PIPELINE
NORTH PROJECT
#1 & #2

CENTRAL (BOELKE)
PROJECT

SOUTH PROJECT
POINT OF DIVERSION
22-7120

22-7120

21

23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5200
WATER RIGHT NO(S). 22-07120/22-07208

This is to certify that: **TETON PIPELINE ASSN INC**
PO BOX 272
TETONIA ID 83452

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 22-07120 :			
IRRIGATION	04/15 to 10/15	5.00 CFS	1652.0 AF
Priority: 01/14/1975			
Right No. 22-07208 :			
IRRIGATION	04/15 to 10/15	9.00 CFS	3284.7 AF
Priority: 02/10/1977			
	TOTAL:	14.00 CFS	4936.7 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
Right No. 22-07120 :	
TETON RIVER	HENRYS FORK
Right No. 22-07208 :	
GROUNDWATER	

LOCATION OF POINT(S) OF DIVERSION:

Right No. 22-07120 :	SESE , Sec. 15, Township 06N, Range 44E TETON County
Right No. 22-07208 :	NENE , Sec. 11, Township 06N, Range 40E MADISON County SESE , Sec. 25, Township 07N, Range 40E FREMONT County NWSE , Sec. 3, Township 06N, Range 44E SESE , Sec. 15, Township 06N, Range 44E TETON County
Rediversion	
Rediversion	

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TRANSFER NO. 5200
WATER RIGHT NO(S). 22-07120/22-07208

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>
Right No. 22-07120 :						
06N	44E	7	SWNE 31	SENE 28	NESW 21	
			SESW 19	NESE 13	NWSE 36	
			SWSE 40	SESE 16		204
		8	NWNW 8	SWNW 25	SENE 13	
			NESW 40	NWSW 40	SWSW 40	
			SESW 40			206
07N	43E	35	NWSW 1	SWSW 35	SESW 26	62
Total number of acres irrigated:						472

Right No. 22-07208 :

06N	44E	3	Lot 2 (NWNE) 5	SWNE 35	SWNW 40	
			SENE 40	NESW 12	NWSW 12	
			NWSE 4.4			148.4
		4	Lot 2 (NWNE) 28	SWNE 40	SENE 40	
			Lot 3 (NENW) 20	SENE 18	NESW 8	
			NESE 12	NWSE 12		178
		5	SWNW 30	NWSW 35		65
		7	SWNE 31	SENE 28	NESW 21	
			SESW 19	NESE 13	NWSE 36	
			SWSE 40	SESE 16		204
		8	NWNW 8	SWNW 25	SENE 13	
			NESW 40	NWSW 40	SWSW 40	
			SESW 40			206
07N	43E	33	NENE 40	NWNE 34	SWNE 34	
			SENE 40	NESE 40	NWSE 34	
			SWSE 34	SESE 40		296
		34	NENE 33	NWNE 33	SWNE 33	
			SENE 33	NENW 33	NWNW 40	
			SWNW 40	SENE 33	NESE 19	
			NWSE 33	SWSE 35	SESE 39	404
		35	NESW 12	NWSW 23	SWSW 35	
			SESW 26			96
44E	28		NWSW 6	SWSW 30	SESW 1	37
	29		NESW 30	NWSW 29	SWSW 38	
			SESW 39	NESE 27	NWSE 40	
			SWSE 39	SESE 36		278
Total number of acres irrigated:						1912.4

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

FEB 11 1955

TRANSFER NO. 5200
WATER RIGHT NO(S). 22-07120/22-07208

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Totalizing measuring devices shall be maintained at all points of diversion under Right 22-07120.
7. The maximum combined rate of diversion under Right 22-07120 and all other rights diverting from the South Pipe Project shall not exceed 15.36 cfs.
8. A total of six pumps are used in the diversion of water under Right 22-07120.
9. No demand on upstream prior rights or existing prior exchanges can be made under Right 22-07298 and no interference with prior rights located between the redirection pumps and the exchange well will be allowed even if the exchange well is pumping water into the Teton River.
10. Totalizing measuring devices shall be maintained at the exchange well and redirection pumps from the Teton River identified under Right 22-07208.
11. The exchange well must inject water into the Teton River whenever water is being diverted from the river under Right 22-07208, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.
12. The power supply to the exchange well under Right 22-07208 cannot be contracted under the power company's interruptable rules unless the power company agrees to notify the right holder at least 24 hours prior to the time the power service is terminated.
13. The rate of redirection from the Teton River shall not exceed the rate of injection into the Teton River from the exchange well identified under Right 22-07208.
14. Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.
15. Water under Right 22-07208 is redirected from the South Pipe and Clementsville (North 1 and 2) Projects of the Teton Pipeline irrigation system.

Dated this 13th day of January, 1999.


Chief, Water Allocation Bureau

MICROFILMED
FEB 11 1999

Page 1 of 9STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5200APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED
PART 1
MAR 30 1998Name of applicant TETON PIPELINE ASSN. INC c/o Jack Hoopes Phone (208) 456-2881 Department of Water Resources
Post Office address P.O. Box 272, Teton Id 83452

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Portion of land under these water rights have been sold without water, Transferring that water to small pivot in Sec 35, T7N, R43E.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>22-07120</u>	<u>01/14/1975</u>	<u>5.00 cfs</u>	<u>IRRIGATION</u>	<u>4/15</u> to <u>10/15</u>
<u>22-07208</u>	<u>02/10/1977</u>	<u>9.00 cfs</u>	<u>IRRIGATION</u>	<u>4/15</u> to <u>10/15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 14.00 cubic feet per second and/or _____ acre-feet per annum.3. Source of water TETON RIVER (22-07120) Groundwater (22-07208) tributary to Henry's Fork (22-07120)4. Points of diversion (or ☒ see Attachment 1):

Twp.	Rge.	Sec.	1/4	1/4	1/4	Lot	County	Local diversion name / Local landmark

5. Lands irrigated or place of use (or ☒ see Attachment 1):

T w p	R g e	S e c	NE				NW				SW				SE				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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FEB 1 1999

Total acres _____

☐ Permissible place of use, actual acreage irrigated not to exceed _____ acres per year.

PART 1

6. General Information:

a. Description of diversion system TETON PIPELINE DIVERSION FROM SOUTH PROJECT ON
TETON RIVER AND EXCHANGE WELLS

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Lands will not be irrigated. Will turn to pasture

d. Remarks:

Jack Hoopes Selling house and land without water rights.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19 _____

MICROFILMED

FEB 11 1999

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 22-07120

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	5.00 CFS	1652.0 AF

SOURCETRIBUTARY OF

TETON RIVER

HENRYS FORK

Priority: 01/14/1975

LOCATION OF POINT(S) OF DIVERSION:SESE, Sec. 15, Township 06N, Range 44E
TETON CountyPLACE OF USE: IRRIGATIONTWN RGE SEC
06N 44E 7ACRES

NENE 9
SENE 18
SESW 19
SWSE 40
NWNW 8
NESW 40
SESW 40

ACRES

NWNE 35
SENW 28
NESE 13
SESE 16
SWNW 25
NWSW 40

ACRES

SWNE 31
NESW 21
NWSE 36
SENW 13
SWSW 40

TOTAL

266

206

Total number of acres irrigated:

472

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. 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.
3. Totalizing measuring devices shall be maintained at all points of diversion.
4. The maximum combined rate of diversion under this right and all other rights diverting from the South Pipe Project shall not exceed 15.36 cfs.
5. A total of six pumps are used in the diversion of water under this right.

62 Acres moved to pivot in S 35, T 7N, R 43E.

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FEB 11 1999

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 22-07208

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	9.00 CFS	3284.7 AF

SOURCE

GROUNDWATER

Priority: 02/10/1977

LOCATION OF POINT(S) OF DIVERSION:

Rediversion
Rediversion

NENE , Sec. 11, Township 06N, Range 40E
MADISON County
SESE , Sec. 25, Township 07N, Range 40E
FREMONT County
NWSE , Sec. 3, Township 06N, Range 44E
SESE , Sec. 15, Township 06N, Range 44E
TETON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
06N 44E	3	Lot 2 (NWNE) 5	SWNE	35	SWNW	40	
		SENE 40	NESW	12	NWSW	12	
		NWSE 4.4					148.4
	4	Lot 2 (NWNE) 28	SWNE	40	SENE	40	
		Lot 3 (NENW) 20	SENE	18	NESW	8	
		NESE 12	NWSE	12			178
	5	NWSW 35	SWSW	30			65
	7	NENE 9	NWNE 35	SWNE	31		
		SENE 18	SENE	28	NESW	21	
		SESW 19	NESE	13	NWSE	36	
		SWSE 40	SESE	16			266
	8	NWNW 8	SWNW	25	SENE	13	
		NESW 40	NWSW	40	SWSW	40	
		SESW 40					206
07N 43E	33	NENE 40	NWNE 40	34	SWNE	40	34
		SENE 40	NESE 40		NWSE	40	34
		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	35	SESE	39	414
44E	28	NWSW 6	SWSW 30		SESW	1	37
	29	NESW 30	NWSW 29		SWSW	38	
		SESW 39	NESE 27		NWSE	40	
		SWSE 39	SESE 36				278

Total number of acres irrigated: 1912.4

96 Acres moved to Sec 35, T7N, R43E Pivot
62 Acres from sold land + 34 acres from corners etc.

MICROFILMED
FEB 11 1999

Water Right No. 22-07208

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. 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.
3. No demand on upstream prior rights or existing prior exchanges can be made and no interference with prior rights located between the redirection pumps and the exchange well will be allowed even if the exchange well is pumping water into the Teton River.
4. Totalizing measuring devices shall be maintained at the exchange well and redirection pumps from the Teton River.
5. The exchange well must inject water into the Teton River whenever water is being diverted from the river under this license, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.
6. The power supply to the exchange well cannot be contracted under the power company's interruptable rules unless the power company agrees to notify the right holder at least 24 hours prior to the time the power service is terminated.
7. The rate of redirection from the Teton River shall not exceed the rate of injection into the Teton River from the exchange well.
8. Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.
9. Water is redirected from the South Pipe and Clementsville (North 1 and 2) Projects of the Teton Pipeline irrigation system.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Transfer No. 5200

22-07120

4. Points of diversion (or ☐ see Attachment):

Twp.	Rge.	Sec.	1/4	1/4	1/4	Lot	County	Local diversion name / Local landmark
6N	44E	15		SE	SE		TETON	SOUTH PROJECT

22-07208

4. Points of diversion (or ☐ see Attachment):

Twp.	Rge.	Sec.	1/4	1/4	1/4	Lot	County	Local diversion name / Local landmark
6N	40E	11		NE	NE		MADISON	
7N	40E	25		SE	SE		TREMONT	
6N	44E	3		NW	SE		TETON	
6N	44E	15		SE	SE		TETON	

MICROFILMED
FEB 11 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5200APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

LAND LIST ATTACHMENT

#5 PLACE OF USE

Description and location of 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	
22-07120																			
6N	44E	7			31				28	21			19	13	36	40	16		204
		8					8	25	13	40	40	40	40						206
7N	43E	35									1	35	26						62
																			472
22-07208																			
6N	44E	3	L-2 5		35				40	40	12	12			4.4				148.4
		4	L-2 28	40	40		L-3 40	20 Purview original	18	8				12	12				178
		5					35	30											65
		7			31				28	21			19	13	36	40	16		204
		8					8	25	13	40	40	40	40						206
7N	43E	33	40	34	34	40								40	34	34	40		296
		34	33	33	33	33	33	40	40	33				19	33	35	39		365
		35									12	23	35	24					96
7N	44E	28								6	30	1							37
		29								30	29	38	39	27	40	39	36		278
																			1912.4

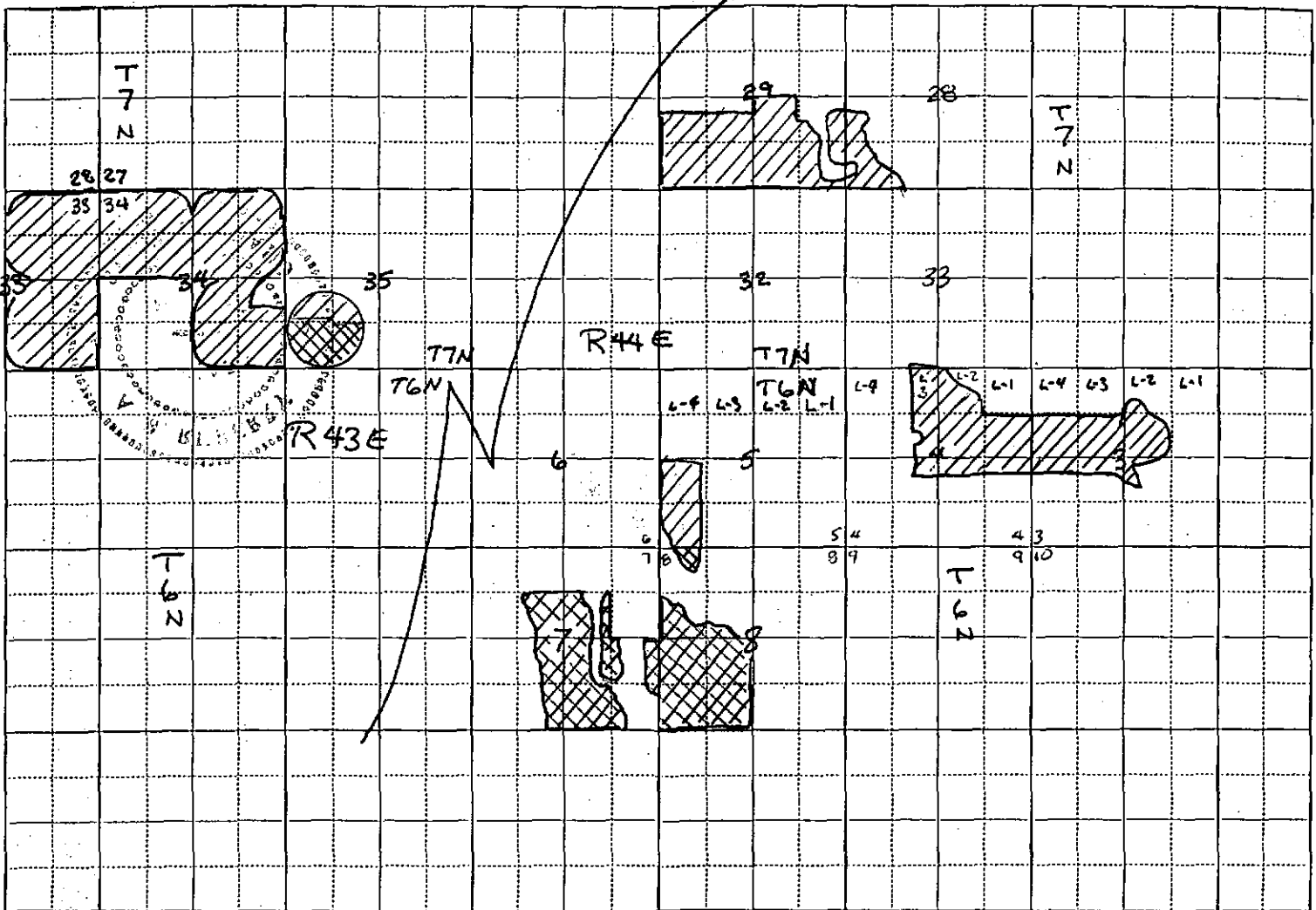
Total number of acres irrigated _____

MICROFILMED
New place of use
FED 09/1 1939
MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

NAME OF APPLICANT _____



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

 22-07208
 22-07120

MICROFILMED
 FEB 11 1999
 FEB 11 1999

PART 3

B. CHANGES IN NATURE OF USE

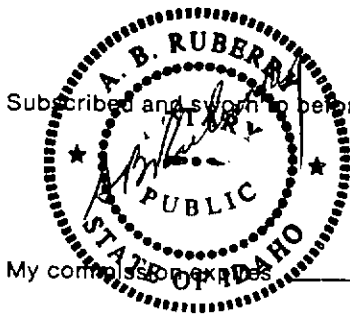
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 2nd day of FEBRUARY, 1998.

ALLEN B. RUBERRY
(Notary Public)

My commission expires

09/23/2003

FOR DEPARTMENT USE ONLY

Transfer contains 9 pages and attachments

AMENDED COPY
Received by KCW Date 2-2-1998 Protest filed by

Prelim. check by Fee \$100⁰⁰ E023595

Received by G. Taylor Date 9/4/97

Published in Teton Valley News Copies of protest forwarded by

Pub. dates Feb 12:19, 98 Hearing held by Date

Watermaster recommendation requested on Recommended for ☒ approval ☐ denial

 rec'd. by RDC

Copy of transfer sent to lien holder

MICROFILMED
FEB 11 1999

CONTRACT OF SALE OF REAL ESTATE

This agreement is made by Jack and Lorna Hoopes of 1009 W. Hwy 33, Teton, ID 83452 hereinafter referred to as Seller, and Linda Miller, hereinafter referred to as Purchaser, for the sale and purchase of the property hereinafter described

It is agreed by the parties:

1. Seller is the owner of the real property containing 119 acres, more or less located at 1009 W Hwy 33, Teton, Teton County, ID 83452, more particularly described as: See attachment "A", together with the improvements thereon all appurtenances thereto, and fixtures, equipment and personalty within the improvements. Seller shall sell and convey, and purchaser shall purchase the above-described real property, hereinafter referred to as property, for the total purchase price of \$99,000 Dollars.

2. The purchase price shall be paid as follows:

Zero Dollars down, \$99,000.00 Dollars payable to Sellers on or before March 1, 1999 with interest at 7.5% commencing October 22, 1997. There are no pre-payment penalties.

3. Title in property shall be reserved by seller until the purchase price is fully paid and this contract fully performed by purchaser. Seller has this day executed a deed, in form and content satisfactory to purchaser and has placed the deed in escrow with First American Title, Driggs, ID, with written instructions, executed by seller and purchaser, that the deed is to be delivered to purchaser, her heirs, representatives or assigns, on the full completion and performance by purchaser hereunder, and to be returned to seller in the event that this contract is rescinded and terminated prior to performance, as hereinafter provided

4. Purchaser has, through her attorney, examined seller's title to property, and the title is satisfactory to purchaser. This contract, or a counterpart thereof, shall be placed of record in the official records of Teton County, State of Idaho immediately after execution hereof. Purchaser has executed a quitclaim deed to the real property herein described and placed the same with the escrow agent named above, to be returned to purchaser on full completion of this contract or delivered to seller, her heirs, representatives or assigns, as provided in the escrow instructions above referred to. During the life of this contract purchaser shall pay when due all taxes and assessments against property which have been assessed or levied since September 2, 1997, and all such taxes and assessments hereafter assessed or levied.

5. Buyer and Seller have entered into a separate real estate agreement of this same date on a house and approximately 14 acres adjacent to the above described property. Said contract consisting of a promissory note secured by a deed of trust has a final payment due December 1, 1997. Payment in full on December 1, 1997 is a condition precedent to seller performing on this contract. If buyer fails to perform on December 1, 1997, this contract is voidable by Seller and he may instruct the escrow agent to file the quit claim deed.

6. Seller shall deliver possession of property to purchaser on September 2, 1997. At the time of delivery property shall be in a clean, neat, and slightly condition, and the improvements and personal property shall be substantially in their present condition. No surface water rights are included with this transaction. Seller shall also have possession of and be total owner of all crops grown on the above described property in the 1997 growing season.

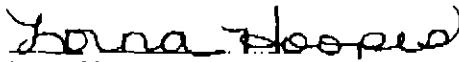
7. Time is of the essence of this contract. If purchaser fails to make any payment on the purchase price, to pay taxes and assessments prior to delinquency, to maintain insurance as herein provided and pay all premiums therefor, or to perform any other obligation on his part to be performed, such failure shall be deemed to be a material breach of this contract. If payment is not received by March 1, 1999, interest rate will accrue at 21% until amount is paid in full. If such failure continues for 15 (fifteen) days, seller at his option may elect to declare this contract rescinded and terminated, and all rights of purchaser thereunder forfeited. On the final rescission of this contract and termination and forfeiture of purchaser's rights hereunder, seller shall be entitled to immediate possession of property and shall have the right of re-entry thereof without additional notice or demand.

8. In case any action is brought by either party to enforce this contract or any provision thereof, the successful party in such action shall be entitled to attorneys' fees in addition to ordinary taxable costs of suit.

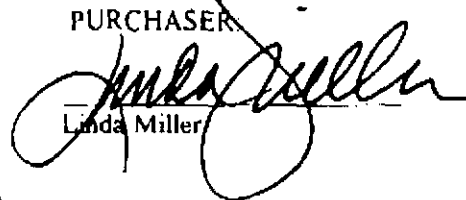
Executed on _____, 1997.

SELLERS.


Jack Hoopes


Loma Hoopes

PURCHASER


Linda Miller

STATE OF IDAHO,)

Contract of Sale of Real Estate

2

MICROFILMED

FEB 11 1999

State of Idaho ss.
County of Teton)

On this 4th day of September, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared Jack Hoopes and Loma Hoopes, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Jerrine J. Browder
Notary Public for Idaho
Residing at: *Tetonia, Idaho*
Commission Expires: *2-27-98*



STATE OF CALIFORNIA)
ss.
County of)

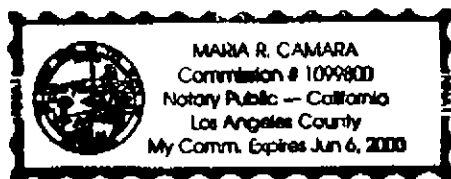
On this ____ day of September, 1997, before me, the undersigned, personally appeared Linda Miller, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

See Attached.

Notary Public for California
Residing at:
Commission Expires:

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENTState of CALIFORNIACounty of Los AngelesOn September 3, 1997 before me, Maria R. Camara, Notary Public
Date Name and Title of Officer (e.g., "Judge of the Peace")personally appeared Linda Miller
Name(s) of Signer(s)

☒ personally known to me – OR – I proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Maria R. Camara
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
 Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer Is Representing: _____

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
 Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer Is Representing: _____

FEB 11 1999

Fax

To: Keith Wilson
Of: ID Dept of Water Resources
Fax: 208-525-7177
Phone: 208-525-7161
Pages: 7, including this cover sheet.
Date: March 17, 1998

Following please find the Contract of Sale on the ground you spoke about with Jack. If you have any questions, please give us a call. Thanks Lorna Hoopes

From the desk of...

Jack Hoopes
P.O. Box 70
Tetonla, ID 83452
456-2801

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FEB 11 1999

PARCEL 1

A portion of the East 1/2, Section 7, Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho, being further described as: Commencing at the East 1/4 corner of said Section 7, thence N 21°38'08" W, 1004.35 feet to THE POINT OF BEGINNING;

thence S 1°51'20" W, 1507.78 feet;

thence S 5°17'30" E, 724.35 feet;

thence S 22°33'51" E, 650.83 feet;

thence N 71°15'08" W, 604.94 feet;

thence N 66°59'57" W, 216.51 feet;

thence N 6°35'34" W, 307.24 feet;

thence N 85°00'41" W, 273.20 feet;

thence N 15°58'00" W, 155.10 feet;

thence N 83°54'15" W, 241.29 feet;

thence N 50°20'07" W, 146.03 feet;

thence N 24°15'03" E, 450.31 feet;

thence N 13°30'45" W, 199.69 feet;

thence N 29°52'45" E, 301.59 feet;

thence N 49°49'52" W, 212.09 feet;

thence N 16°53'07" E, 461.72 feet;

thence N 57°50'21" E, 663.62 feet;

thence N 68°01'02" E, 414.64 feet, to THE POINT OF BEGINNING.

SUBJECT TO a 30 foot road access easement being 15 feet on each side of the north property line, the centerline described as follows:

Commencing at a point North 3540.57 feet and West 229.22 feet from the SE corner of said Section 7, thence S 68°01'02"W, 414.64 feet to a point; thence S 57°50'21"W, 663.62 feet to the POINT OF ENDING.

MICROFILMED

FEB 11 1999

This parcel contains thr
9 acres (NENE), 35 acres (NUNE)
+ 18 acres (SENE) in Sect 7
Sold without water rights.

HWf 3-17-98

PARCEL 2

A part of Sections 6 and 7, Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho, being further described as:
From the NE corner of said Section 7, thence S 89°03'33" W, 1054.89 feet along the Northern Section line to a point in the center of the county road, THE TRUE POINT OF BEGINNING; thence S 33°16'36" E, 542.50 feet along the centerline of the county road to a point; thence S 30°00'00" W, 565.00 feet to a point; thence S 59°30'00" E, 782.03 feet to a point; thence S 24°29'05" W, 347.57 feet to a point; thence S 68°01'02" W, 414.64 feet to a point; thence S 57°50'21" W, 663.62 feet to a point; thence N 72°41'56" W, 266.94 feet to a point; thence N 27°29'29" W, 274.09 feet to a point; thence N 31°13'12" E, 547.92 feet to a point; thence N 83°05'26" W, 924.20 feet to a point; thence N 00°21'48" E, 958.39 feet to a point; thence N 80°32'21" E, 122.57 feet to a point; thence N 27°01'33" E, 297.23 feet to a point; thence N 82°19'02" E, 1081.46 feet to a point on the centerline of the county road; thence S 33°16'36" E, 150.26 feet along the centerline of the county road to THE POINT OF BEGINNING.

SUBJECT TO a 30 foot county road easement along the Northeastern property boundary.

SUBJECT TO a 30 foot road access easement being 15 feet on each side of the north property line, the centerline described as follows:

Commencing at a point North 3540.57 feet and West 229.22 feet from the SE corner of said Section 7, thence S 68°01'02"W, 414.64 feet to a point; thence S 57°50'21"W, 663.62 feet to the POINT OF ENDING.

MICROFILMED

FEB 11 1999

RECEIVED

MAR 03 1998

Department of Water Resources
Eastern Region

RECEIVED

SEP 05 1997

128132

First American Title Company

T-6486

WARRANTY DEED

TETON CO., ID
CLERK RECORDED

For Value Received JOHN CLINT HOOPES, JR., aka JACK C. HOOPES and LORNA HOOPES,
husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

LINDA MILLER, a single woman
whose address is: 5827 CANTALOUPE AVE., VAN NUYS, CA, 91401

COPY

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

PARCEL 2-A

14.31 acres

A part of Section 7 and 8, Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho, being further described as:

From the NE corner of said Section 7, thence S 03°03'48" W, 850.32 feet along the Eastern Section line to a point in the center of the county road THE TRUE POINT OF BEGINNING;
thence along the centerline of the county road, 333.27 feet along a 397.68 foot radius curve to the left, having a central angle of 48°00'56" and a chord bearing N 57°02'20" E, 323.60 feet to a point on the Southern right-of-way line of State Highway 33; thence S 49°43'38" E, 238.72 feet along said right-of-way to a point; thence S 31°03'09" W, 82.94 feet to a point; thence S 10°04'49" E, 315.63 feet to a point; thence S 89°25'45" W, 259.46 feet to a point; thence N 71°13'28" W, 194.13 feet to a point; thence S 81°46'01" W, 268.87 feet to a point; thence S 24°29'05" W, 186.04 feet to a point; thence N 59°30'00" W, 782.03 feet to a point; thence N 30°00'00" E, 565.00 feet to a point in the center of the county road; thence S 33°16'36" E, 105.19 feet along the centerline of the county road to a point; thence along the centerline of the county road, 533.66 feet along a 1424.01 foot radius curve to the left, having a central angle of 21°28'20" and a chord bearing S 59°15'50" E, 530.55 feet to a point; thence along the centerline of the county road, 200.96 feet along a 397.6 foot radius curve to the left, having a central angle of 28°57'12" and chord bearing S 84°28'36" E, 198.83 feet to THE POINT OF BEGINNING.

SUBJECT TO a 30 foot county road and utility easement along the Northern property lines.

MICROFILMED

RESERVING TO GRANTORS all irrigation water rights of record

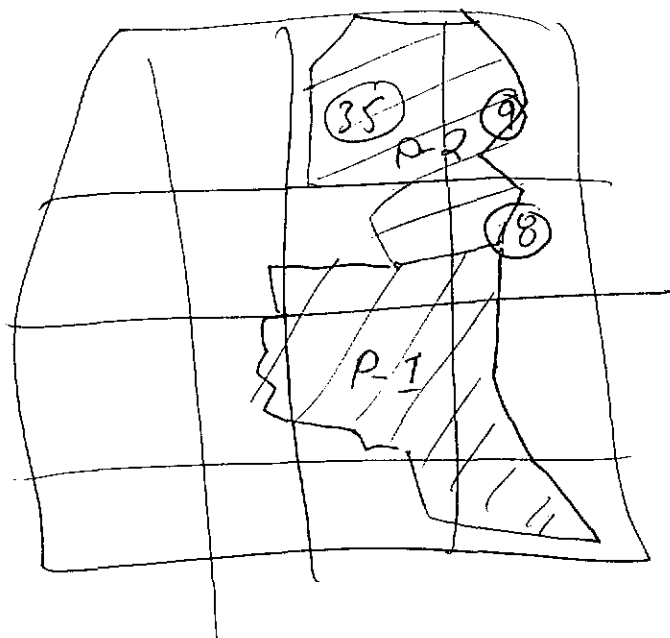
FEB 11 1999

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner of the said premises that said premises are free from all encumbrances except current years taxes, levies, and assessments.

EY

96



MICROFILMED
FEB 11 1999

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07120

Priority: January 14, 1975

Maximum Diversion Rate: 5.00 CFS

Maximum Diversion Volume: 1652.0 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 January 14, 1975; and
has submitted Proof of Beneficial Use on May 29, 1980. An examination indicates
that the works have a diversion capacity of 15.360 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	5.00 CFS	1652.0 AF

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 15, 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	7	NENE 9	NWNE 35	SWNE 31		
			SENE 18	SENE 28	NESW 21		
			SESW 19	NESE 13	NWSE 36		
			SWSE 40	SESE 16			266
		8	NWNW 8	SWNW 25	SENE 13		
			NESW 40	NWSW 40	SWSW 40		
			SESW 40				206

Total number of acres irrigated: 472

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.

RECORDED

2007

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

WATER RIGHT NO. 22-07120

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 South Pipe Project shall not exceed 15.36 cfs.
9. A total of six pumps are used in the diversion of water under this right.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 16TH day of SEPTEMBER, 1992.


Acting for KARL J. DREHER, Director

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	22-07120	J. Clint Hooopes	5.0
Full Assignment	22-07120	Teton Pipeline Assn., Inc.	5.0

RECEIVED
OCT 21 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 Idaho

 Signature

My commission expires: 10/20/99

OCT 21 1999

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 22-7120

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 5.00 cubic feet per second of water from the Teton River, to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, 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. 22-7120 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. 22-7120 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. 22-7120 be REINSTATED and the priority advanced to January 14, 1975.

Dated this 11 day of June, 1980.

Bobby D. Hanna for
L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

Identification No. 22 7120
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 SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 6N
Range 44E B.M. Teton County 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 5.0 for Irrig. purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or ~~XXXXXXX~~)
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. 5.0 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 \$ 176,000.00.
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: _____

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	44E	8						15	40	40	40	40	40	40					255
"	"	7	40	40	40	40			40	40			40	40	40	40	40	40	440

Total number of acres to be irrigated 695

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

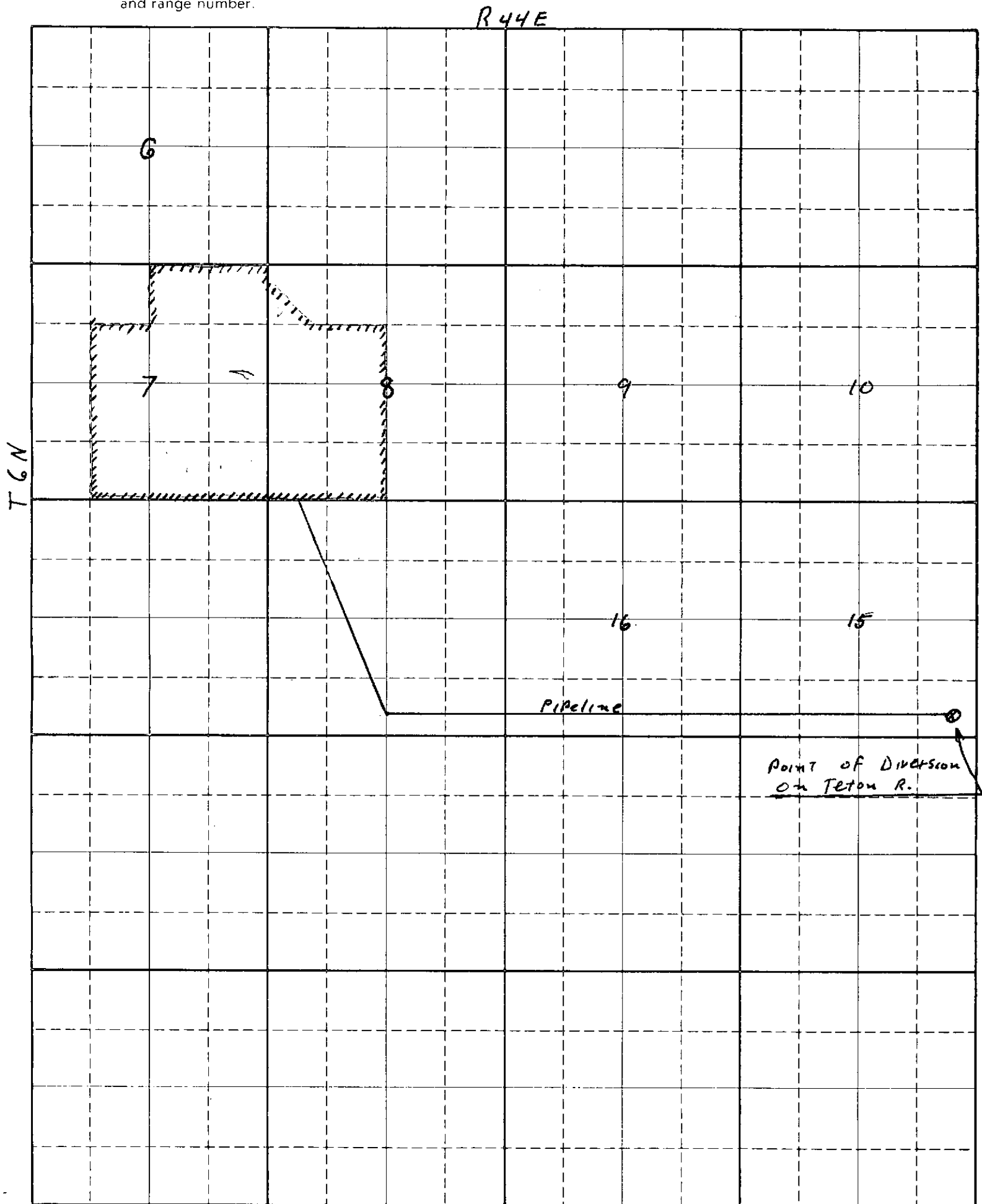
9. a. Who owns the property at the point of diversion Earl Hoopes

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Agreement between applicant and Earl Hoopes to use same point of diversion has been made.

10. Remarks

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



Scale: 2 inches equal 1 mile

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

[Signature]
(Applicant)

12-17-1974

Received by MB Date 12-17-74 Time 3:15
Preliminary check by L.H. Fee \$65.00
Received by MB Date 12-17-74 # 13200
Publication prepared by MB Date 12-19-74
Published in Idaho Valley News
Publication dates Dec. 26, 1974 & Jan. 2, 1975
Publication approved OW Date 1-06-75
Priority reduced to _____ Reason _____

Protests filed by: Idaho Valley News

Copies of protests forwarded by OW

Hearing held by _____ Date _____

Recommended for approval denial by BDF

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. 22-7120, 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 Higgin
Director

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
 County of Teton)

RECEIVED

JAN 6 1975

Department of Water Resources
 Eastern District Office

I, Louise 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, #22-7120

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 26th day of December....
 1974..

and last publication on the 2.....
 day of January....., 1975..

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

Louise D. Norton

Subscribed in my presence and sworn

to before me this 3..... day of

January....., 1975....
Barthelme Daugman
 (SEAL) Notary Public for the State of
 Idaho, residence and postoffice
 address, Driggs, Idaho.

My Commission expires

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



MB NOTICE OF APPLICATION
 FOR WATER PERMIT
 Notice is hereby given that J. Clint
 Hoopes, 25 South 3rd East, Rexburg,
 Idaho has on 12-17-74 submitted Ap-
 plication No. 22-7120 for a permit to
 appropriate 5.0 cubic feet per second
 of water from Teton River tributary of
 Snake River by means of pump and
 pipelines within the SE1/4SE1/4, Sec. 15,
 T. 6N, R. 44E, B.M., Teton County; to
 be used from Apr. 1 to Nov. 1 for the
 irrigation of 695 acres within the W1/2
 NW1/4, SE1/4NW1/4, SW1/4, Sec. 8, E1/2

SE1/4NW1/4, E1/2SW1/4, Sec. 7, T. 6N,
 R. 44E, 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, 197
 and January 2, 1975.

CW

RECEIVED

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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 www.idwr.state.id.us/idwr/idwrhome.htm

January 14, 1999

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

TETON PIPELINE ASSN INC
PO BOX 272
TETONIA ID 83452

RE: Water Rights 22-07120/22-07208 (Transfer 5200)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water rights (Transfer 5200). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

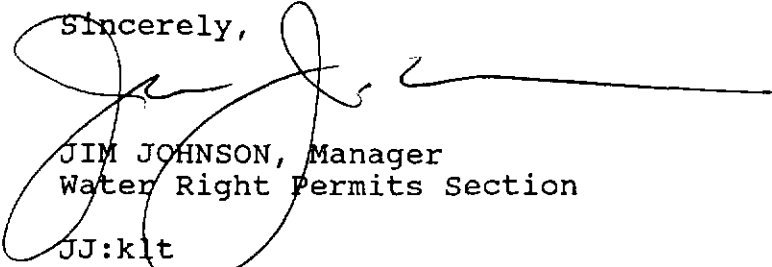
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

MICROFILMED
FEB 11 1999

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of January, 1999 I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHTS 22-07120/22-07208 (Transfer 5200)

**TETON PIPELINE ASSN INC
PO BOX 272
TETONIA ID 83452**


Kari Lynn Townsend
Secretary

MICROFILMED

FEB 11 1999



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 www.idwr.state.id.us/idwr/idwrhome.htm

January 14, 1999

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RONALD D CARLSON
WATERMASTER
900 N SKYLINE
IDAHO FALLS ID 83402

RE: TRANSFER OF WATER RIGHTS 22-07120/22-0720 (Transfer 5200)

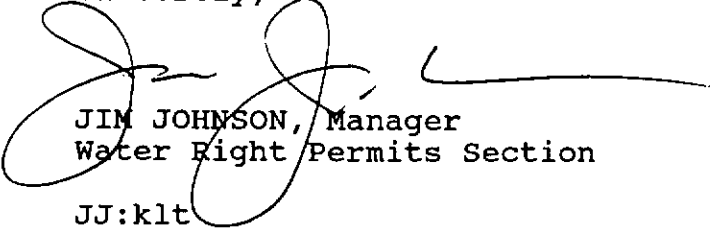
Dear Ron:

Enclosed is a copy of the recently approved Transfer of Water Right for the above referenced water rights (Transfer 5200) in the name of Teton Pipeline Assn., Inc.

Also enclosed is a copy of the reviewers notes.

If you have any questions, please call me at 208-327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED

FEB 11 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECORDED
FEB 11 1999

MEMORANDUM

TO: Files 22-07120 & 22-07208

FROM: Pam Skaggs^{CS}/State Office

SUBJECT: Transfer 5200

DATE: January 13, 1999

Transfer 5200 changes the place of use under Rights 22-07120 and 22-07208. A portion of the originally licensed land has been sold without water rights. Those 62.0 acres along with 34.0 acres from the corners around other pivots are being combined to irrigate a 96.0 acre pivot in the SW, S35, T07N, R43E.

The 472.0 acre place of use under Right 22-07120 is completely overlapped by the 1912.4 acre place of use described under Right 22-07208. Both rights covered the land that was sold, and the remaining 34.0 acres were irrigated under Right 22-07208 alone. No expansion in use occurs through approval of this transfer.

Recommended conditions include watermaster control, irrigation overlap, measuring devices, specific license conditions and standard transfer conditions.

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FEB 11 1999

TRANSFER REVIEW SHEET

(07-98)

Transfer # 5200

Date Reviewed 08-19-98 28

Right(s) 22-07120 _____
22-07208 _____

☒ WRQ/Split Summary _____ SRBA Status _____ Run POU Comparison Report

B:Change P/D C:Add P/D ☒ D:Change P/U E:Change Nature of Use
 F:Change Period of Use G:Other H:Change P/D & Add P/D
 I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership Tax Notice - Warranty Deed retaining water rights
✓ Tax lots per region review

Transfer ☒ All of Right _____ Portion of Right
 Resulting Split(s) NONE

Check Transfer Against Recorded Right Season/Vol. B/3.5

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☒ Volume
 (6) ☒ Source (7) ☒ P/D (8) ☒ P/U (9) ☒ Proof/Owner (10) ☒ Map
 EAST GSPA WM Dist(22-07208)
 (11) ☒ Water District (12) ☒ Pertinent Conditions (13) ☒ Expansion
 per Licenses Net result =

(8) Change P/U - 62 common acres from sold property
34 Acres shifted from corners etc to cover pivot
96 Acre Pivot

472 Acre P/U 22-07120 - Totally overlapped by 22-07208
1912.4 total acres x 3.5 = 6693.4 afa max > rts additive.
1652.6 afa + 3284.7 = 4937.3 afa

Receipt E023595 found/ J Lazy H Ranch Inc.

Transfer Remarks Remarks from licensee
 Conditions R04, R63 T07, T08, T09

Database/Processing Notes Standard ☒ Non-Standard _____

T Files
Special edit - remarks from both rts. / totals / Separate P/Ds + Sources + P/U
"T" Files Update Complete ☒ Approval Form ☒ Transfer Memo ☒
 Database Updated Following Approval ☒ Memo/Form Files Deleted ☒

01-14-99 28

SPLIT RIGHT SUMMARY
08-19-98
TRANSFER 5200

SD-0611-2 Basin: 22 Starting Water Right: 07120

S	Water	Name	O	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
-	22-07120	TETON PIPELINE ASSN	C	01/14/1975	L/	TETON RIVER	IRR
-	T22-07120	TETON PIPELINE ASSN	C	01/14/1975	L/	TETON RIVER	IRR
-	A22-07120	HOOPES, J CLINT	C	01/14/1975	P/	TETON RIVER	IRR

SD-0611-2 Basin: 22 Starting Water Right: 07208

S	Water	Name	O	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
-	22-07208	TETON PIPELINE ASSN	C	02/10/1977	L/	GROUNDWATER	IRR
-	T22-07208	TETON PIPELINE ASSN	C	02/10/1977	L/	GROUNDWATER	IRR
-	A22-07208	HOOPES, J CLINT	C	02/10/1977	P/	GROUNDWATER	IRR

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FEB 11 1999

E023595

9/ 4/1997

J LAZY H RANCH INC

TRANSFER 22-07208

63105

229 21 1155

100.00

CHECK

2026

\$

100.00

Region: EASTERN

Signature: _____

MICROFILMED
FEB 11 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

T5200

INITIAL REVIEW BY: HWS

1. Right number 22-07120, 22-07208 Applicant Teton Pipeline Assn

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

a. ☒ Source ☒ Priority ☒ Amount ☐ Purpose ☐ Period of use

b. ☒ Description of original point of diversion.

c. ☒ Description of original place of use.

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MAR 30 1998

Department of Water Resources

5. Amount of land &/or water transferred:

a. ☒ All of right.

b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

c. ☒ Check description of point(s) of diversion.

d. ☒ Check description of place of use.

e. ☒ Check map (shows p.d. and p.u. after transfer).

f. ☒ Check for correct signature, notarization, and fee.

g. ☒ Check proof of ownership of right &/or land from which water is transferred.

h. ☒ Check for expansion in use of right. Comments _____

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) NA

j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No

If yes, what district? WDOI

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Is transfer published correctly? ☐ Yes ☐ No

3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions: Water master Control, measuring device

4. By RDC Date 3/26/98 AS SO 2-9-98

* All uses within Watermaster Districts require special conditions.

T5200

Legal



TETON VALLEY NEWS

60 E. Little Avenue • P.O. Box 49 • Driggs, Idaho 83422
Phone 208-354-8101 • FAX 208-354-8621

DATE 2-19-98
NAME OF ADVERTISER State of Idaho
ADDRESS Dept of Water Resources
PHONE _____

FOR INSERTION WEEK(S) OF: Feb 12-19-1998
AD CATEGORY _____ SIZE _____ TOTAL AMOUNT \$190.⁷²

SPECIAL INSTRUCTIONS _____
☐ CLASSIFIED ☐ CASH ☐ PAID
☐ CLASS DISPLAY ☐ CHARGE CHECK NUMBER _____

Notice of Proposed Charges of a
Water Right No 5200

I hereby certify that the foregoing
was published, that the amount charged
is legally due, that not any of the
above amount has been received to date

Madeline Lorse RECEIVED

Please return one copy
When remitting payment

FEB 25 1998
Department of Water Resources
Eastern Region

MICROFILMED

FEB 11 1999

AFFIDAVIT OF PUBLICATION

State of Idaho)

County of Teton)

I, Nadine Soose, 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

Notice of Proposed Change of a Water Right # 5-20

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 two consecutive issues thereof; first publication having been made on the 12 day of Feb., 1998.

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 typed matter, of at least sixteen inches deep.

Nadine Soose

State of Idaho)

County of Teton)

On this 19th day of February in the year of 1998, before me, a Notary Public, personally appeared Nadine Soose, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Bonnie Zolner

Notary Public for Idaho

Residing at Driggs Idaho

My commission expires 10/24/98

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. 5200

Notice is hereby given that Teton Pipeline Association, Inc., c/o Jack Hoopes, P.O. Box 272, Teton, ID 83452, has applied to the Department of Water Resources to change place of use of the waters of the Teton River tributary to Henry's Fork and a groundwater source. The rights sought to be changed are evidenced by licenses and recorded as follows:

No.: 22-07120

Source: GROUNDWATER
Amount: 5.00 cfs

Priority: 01/14/1975

Point (s) of Diversion: SESE SEC 15
T06N R44E, TETON COUNTY

The water is used for irrigation of 472 acres from 04/15 to 10/15 within the NE1/4 SENW E1/2SW1/4 SE1/4 SEC 07 NWNW S1/2NW1/4 SW1/4 SEC 08 T06N R44E, B.M.

No.: 22-07208

Source: GROUNDWATER
Amount: 9.00 cfs

Priority: 02/10/1977

Point (s) of Diversion: NENE SEC 11
T06N R40E, MADISON COUNTY
SESE SEC 25 T07N R40E, FREMONT COUNTY

Point (s) of Rediversion: NWSE SEC 03
T06N R44E, TETON COUNTY
SESE SEC 15 T06N R44E, TETON COUNTY

The water is used for irrigation of 1,912.4 acres from 4/15 to 10/15 within the NWNE (LOT 2) SWNE S1/2NW N1/2SW NWSE SEC 03 NWNE (LOT 2) S1/2NE NENW (LOT 3) SENW NESW N1/2SE SEC 04 W1/2SW1/4 SEC 05 NE1/4 SENW E1/2SW1/4 SE1/4 SEC 07 NWNW S1/2NW1/4 SW1/4 SEC 08 T06N R44E; E1/2 SEC 33 N1/2 SE1/4 SEC 34 T07N R43E; NWSW S1/2SW SEC 28 S1/2 SEC 29 T07N R44E, B.M.

TO BE CHANGED AS FOLLOWS:

The Association member Jack Hoopes, has sold some of his ground and retained the water rights. He proposes to put those portions of the retained rights on the SW1/4 of SEC 35 T07N R43E, B.M.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, together with a protest fee of \$25 on or before March, 2, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published in the Teton Valley News February 12 and 19, 1998.

MICROFILM

FEB 11 1999

RECEIVED

FEB 25 1998

Department of Water Resource
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

February 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TETON VALLEY NEWS
CLASSIFIED ADS
PO BOX 509
DRIGGS ID 83422

Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the dates indicated in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before March 02, 1998.

Yours truly,

Rita Bodell
Rita Bodell
Secretary

Enc.

*Filed
2-9-98*

MICROFILMED
FEB 11 1998

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 5200

Notice is hereby given that Teton Pipeline Association, Inc., c/o Jack Hoopes, P.O. Box 272, Teton, ID 83452, has applied to the Department of Water Resources to change place of use of the waters of the Teton River tributary to Henry's Fork and a groundwater source. The rights sought to be changed are evidenced by licenses and recorded as follows:

No.: 22-07120 Source: Teton River
Amount: 5.00 cfs Priority: 01/14/1975
Point(s) of Diversion: SESE SEC 15 T06N R44E, TETON COUNTY
The water is used for irrigation of 472 acres from 04/15 to 10/15 within the NE1/4 SENW E1/2SW1/4 SE1/4 SEC 07 NWNW S1/2NW1/4 SW1/4 SEC 08 T06N R44E, B.M.

No.: 22-07208 Source: GROUNDWATER
Amount: 9.00 cfs Priority: 02/10/1977
Point(s) of Diversion: NENE SEC 11 T06N R40E, MADISON COUNTY
SESE SEC 25 T07N R40E, FREMONT COUNTY
Point(s) of Rediversion: NWSE SEC 03 T06N R44E, TETON COUNTY
SESE SEC 15 T06N R44E, TETON COUNTY

The water is used for irrigation of 1,912.4 acres from 04/15 to 10/15 within the NWNE(LOT 2) SWNE S1/2NW N1/2SW NWSE SEC 03 NWNE(LOT 2) S1/2NE NENW(LOT 3) SENW NESW N1/2SE SEC 04 W1/2SW1/4 SEC 05 NE1/4 SENW E1/2SW1/4 SE1/4 SEC 07 NWNW S1/2NW1/4 SW1/4 SEC 08 T06N R44E; E1/2 SEC 33 N1/2 SE1/4 SEC 34 T07N R43E; NWSW S1/2SW SEC 28 S1/2 SEC 29 T07N R44E, B.M.

TO BE CHANGED AS FOLLOWS:

The Association member Jack Hoopes, has sold some of his ground and retained the water rights. He proposes to put those portions of the retained rights on the SW1/4 of SEC 35 T07N R43E, B.M.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, together with a protest fee of \$25 on or before March 2, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

PUBLISHED IN THE TETON VALLEY NEWS ON February 12 & 19, 1998.

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FEB 11 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 9, 1998

TETON PIPELINE ASSOC. INC.
PO BOX 272
TETONIA ID 83452

RE: Notice of Application for Transfer No. 5200

Dear Applicant:

This office is currently in the process of advertising the application in the Teton Valley News on FEB. 12 & 19, 1998. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold Jones rb
Harold W. Jones
Water Right Supervisor

HWJ/rb

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FEB 11 1998

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Jack Hoopes Phone 456 2801
Post Office address P.O. Box 20 Teton Id 83402

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes 120 acres no longer being irrigated would like to transfer to other ground. All under Teton Pipeline

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|----------------|--------------------|-------------------|-------------------------|
| <u>2207208</u> | <u>2-10-77</u> | <u>9</u> | <u>irrigation</u> | <u>April 1 to Nov 1</u> |
| <u>2207120</u> | <u>1-4-75</u> | <u>5</u> | <u>irrigation</u> | <u>April 1 to Nov 1</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred _____ cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Teton River tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
					<u>6N</u>	<u>4E</u>	<u>Teton</u>	<u>Clementsville Pipeline</u>

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>7N</u>	<u>43E</u>	<u>35</u>									<u>15</u>	<u>30</u>	<u>15</u>						<u>95</u>

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Teton Pine lineb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Have not irrigated for past year, will turn to pasture.

d. Remarks:

Selling house and land for house pasture without water rights, need to keep water with Pine line.**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19 _____.

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FEB 11 1984

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. 2207120 Decreed to Teton Pine Lx 94 Corp.
Jack Hoopes
in case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. 22-07120 on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Teton tributary to _____

4. Date or priority 1-4-75

5. Water is used for the following purpose:

amount Portion S for irrigation purposes from April 1 to Nov 1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right S cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
			SE	3	6	44	Teton	Clementsville.

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6	44	7	40	30		25													95

See legal

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FEB 11 1999

Total acres 95

9. Describe any other water rights used for the same purpose as described above 22-07208

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

_____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 22 07208 Decreed to Jack Higgins JH Corp.
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 22 07208 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Ground Water tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount Portion 69 cfs for irrigation purposes from Apr 11 to Nov 1
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
							<u>Madison</u>	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
~~6N~~	~~44E~~	~~7~~	~~9~~	~~35~~	~~18~~														~~25~~
6N	44E	7	9	35	18														62
7N	43E	33		6	6										6	6			24
		34													6	4			10
																			96

see legal

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FEB 11 1999

Total acres 96

9. Describe any other water rights used for the same purpose as described above _____

2207120

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

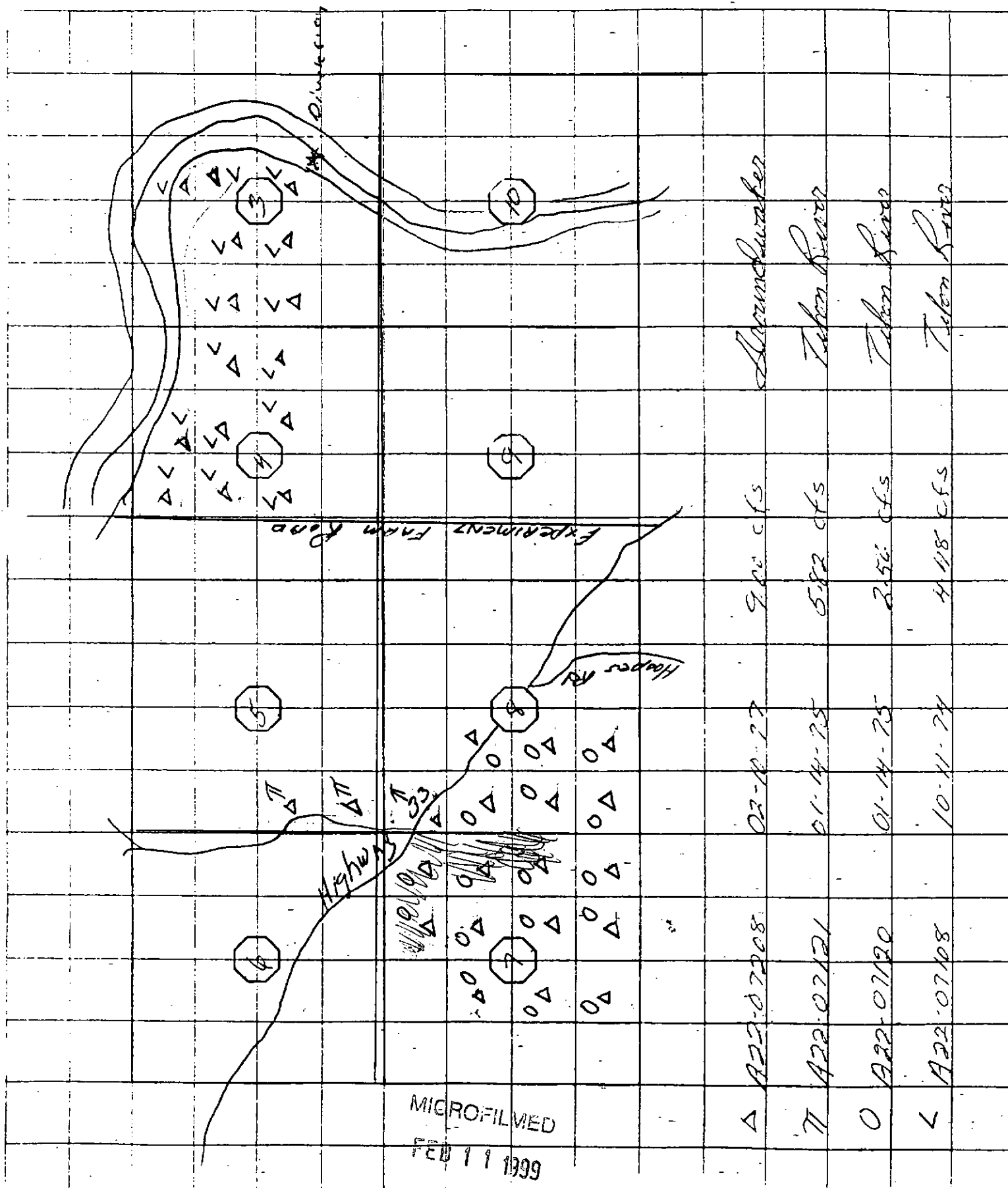
Total acres _____

Appraiser's Initials _____

PLAT OF FARM

No. _____

Use Standard Legend. Indicate roads and show direction and distance to nearest town. Indicate points of compass—show scale of map. Designate section numbers at section centers. If more than one source of irrigation supply, indicate area served by each.



NW 1/4 OF SECTION 7 6 NORTH 44 EAST EBM

WATER RIGHTS 22-07208 2 10 77 9CFS GROUND WATER PART OF

22-07120 1 4 75 5 CFS Teton River

transfer to SW 1/4 35th

MICROFILMED
FEB 11 1999

Fax

To: Jack Hoopes c/o Evan Bastow

Of: Porter's Craft & Frame

Fax: 208-522-6232

Phone: 208-522-5882

Pages: 3, including this cover sheet.

Date: September 3, 1997

Evan:

Jack left home without this legal description that he needs in IF. I hope you don't mind being the courier! He should be in your office shortly. Charge him the usual and customary fees!

Thanks,

Lorna

MICROFILMED
FEB 11 1999

From the desk of...

Lorna Hoopes
P.O. Box 70
Tetonia, ID 83452

Water Right Number - 22-07120

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

HOOPES J. CLINT 1 - 25 S. THIRD E.
2 -
3 -
City- REXBURG State- ID Zip- 83440
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
01/14/1975 15 EASTERN P - PERMIT

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
TETON RIVER SNAKE RIVER

Point of Diversion							Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	RFlg	County			
06N	44E	15	SE SE			(81) TETON			

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	5.000	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
5.000

Place of Use							Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code		
06N	44E	7	NE NE		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	NW NE		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	SW NE		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	SE NE		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	SE NW		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	NE SW		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	SE SW		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	NE SE		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	NW SE		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	SW SE		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	SE SE		40.0	01	IRRIGATION	(81) TETON
06N	44E	7	NW NW		15.0	01	IRRIGATION	(81) TETON
06N	44E	8	SW NW		40.0	01	IRRIGATION	(81) TETON
06N	44E	8	SE NW		40.0	01	IRRIGATION	(81) TETON
06N	44E	8	NE SW		40.0	01	IRRIGATION	(81) TETON
06N	44E	8	NW SW		40.0	01	IRRIGATION	(81) TETON
06N	44E	8	SW SW		40.0	01	IRRIGATION	(81) TETON
06N	44E	8	SE SW		40.0	01	IRRIGATION	(81) TETON

Total Acres: 695.0

+ - - Diversion Means -

RECORDED
FEB 11 1999

Water right number - 22-07120

Prefix Translation: WATER RIGHT

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - 09/22/87 05/22/88 CONVERT 01/05/94 ESRBA

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 05/01/1980	Field Exam Made - 07/09/1979	Field Exam Fee -
Approved/Denied - 05/06/1975	Protested Date - 00/00/0000	Swan Falls - Z
Proof Made Date - 05/29/1980	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date- 11/21/1986	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 01
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag-
Presumption Flag -		

MICROFILMED
FEB 11 1999

Water Right Number - 22-07208

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
HOOPES

J. CLINT

1 - 25 S. 3RD E.

2 -

3 -

City- REXBURG

State- ID Zip- 83440

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
02/10/1977 15 EASTERN P - PERMIT

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

Point of Diversion						Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	RFlg	County		
06N	40E	11	NE NE			(65) MADISON		
07N	40E	25	SE SE			(65) MADISON		

Water Use		Diversion Rate	Diversion Volume
Code	Description	Period From	Period To
01 - IRRIGATION		04/01	11/01
			9.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
9.000

Place of Use								County
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	
06N	44E	3	SW NE		15.0	01	IRRIGATION	(65) MADISON
06N	44E	3	SW NW		40.0	01	IRRIGATION	(65) MADISON
06N	44E	3	SE NW		40.0	01	IRRIGATION	(65) MADISON
06N	44E	3	NE SW		14.0	01	IRRIGATION	(65) MADISON
06N	44E	3	NW SW		14.0	01	IRRIGATION	(65) MADISON
06N	44E	3	NW SE		20.0	01	IRRIGATION	(65) MADISON
06N	44E	4	NW NE		7.0	01	IRRIGATION	(65) MADISON
06N	44E	4	SW NE		40.0	01	IRRIGATION	(65) MADISON
06N	44E	4	SE NE		40.0	01	IRRIGATION	(65) MADISON
06N	44E	4	NE NW		40.0	01	IRRIGATION	(65) MADISON
06N	44E	4	SE NW		40.0	01	IRRIGATION	(65) MADISON
06N	44E	4	NE SW		14.0	01	IRRIGATION	(65) MADISON
06N	44E	4	NE SE		14.0	01	IRRIGATION	(65) MADISON
06N	44E	4	NW SE		14.0	01	IRRIGATION	(65) MADISON
06N	44E	5	NW SW		40.0	01	IRRIGATION	(65) MADISON
06N	44E	5	SW SW		40.0	01	IRRIGATION	(65) MADISON
06N	44E	7	NE NE		40.0	01	IRRIGATION	(65) MADISON
06N	44E	7	NW NE		40.0	01	IRRIGATION	(65) MADISON
06N	44E	7	SW NE		40.0	01	IRRIGATION	(65) MADISON
06N	44E	7	SE NE		40.0	01	IRRIGATION	(65) MADISON

FEB 11 1999

Water right number - 22-07208

Prefix Translation: WATER RIGHT

+ - - - - Place of Use - - - - +									
TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
06N	44E	7	SE NW		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	7	NE SW		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	7	SE SW		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	7	NE SE		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	7	NW SE		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	7	SW SE		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	7	SE SE		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	8	NW NW		15.0	01	IRRIGATION	(65)	MADISON
06N	44E	8	SW NW		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	8	SE NW		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	8	NE SW		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	8	NW SW		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	8	SW SW		40.0	01	IRRIGATION	(65)	MADISON
06N	44E	8	SE SW		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	33	NE NE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	33	NW NE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	33	SW NE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	33	SE NE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	33	NE SE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	33	NW SE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	33	SW SE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	33	SE SE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	NE NE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	NW NE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	SW NE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	SE NE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	NE NW		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	NW NW		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	SW NW		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	SE NW		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	NE SE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	NW SE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	SW SE		40.0	01	IRRIGATION	(65)	MADISON
07N	43E	34	SE SE		40.0	01	IRRIGATION	(65)	MADISON
07N	44E	28	SE SW		30.0	01	IRRIGATION	(65)	MADISON
07N	44E	29	NE SW		25.0	01	IRRIGATION	(65)	MADISON
07N	44E	29	NW SW		25.0	01	IRRIGATION	(65)	MADISON
07N	44E	29	SW SW		40.0	01	IRRIGATION	(65)	MADISON
07N	44E	29	SE SW		40.0	01	IRRIGATION	(65)	MADISON
07N	44E	29	NE SE		25.0	01	IRRIGATION	(65)	MADISON
07N	44E	29	NW SE		25.0	01	IRRIGATION	(65)	MADISON
07N	44E	29	SW SE		40.0	01	IRRIGATION	(65)	MADISON
07N	44E	29	SE SE		40.0	01	IRRIGATION	(65)	MADISON

Total Acres: 2217.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

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FEB 11 1999

Proof Due Date	- 04/01/1982	Field Exam Made	- 07/15/1979	Field Exam Fee	-
Approved/Denied	- 04/15/1977	Protested Date	- 00/00/0000	Swan Falls	- Z
Proof Made Date	- 11/13/1978	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 11/20/1986	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 01
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Name Connector	-	PQU Ownership Flag	-
Presumption Flag	-				

MICROFILM
FEB 11 1999

SD-4109

Idaho Department of Water Resources

Date: 09/04/97

WR INQUIRY

Water Rights Places of Use Screen

Time: 08:21:37

Water Right Number: L22-07120

FIRST PAGE

10.	TWP	RNG	SEC	1/4	1/4	Lot	Acres	Use	Use Desc.	County	County Name
	06N	44E	7	NE	NE		9.0	01	IRR	81	TETON
	06N	44E	7	NW	NE		35.0	01	IRR	81	TETON
	06N	44E	7	SW	NE		31.0	01	IRR	81	TETON
	06N	44E	7	SE	NE		18.0	01	IRR	81	TETON
	06N	44E	7	SE	NW		28.0	01	IRR	81	TETON
	06N	44E	7	NE	SW		21.0	01	IRR	81	TETON
	06N	44E	7	SE	SW		19.0	01	IRR	81	TETON
	06N	44E	7	NE	SE		13.0	01	IRR	81	TETON
	06N	44E	7	NW	SE		36.0	01	IRR	81	TETON
	06N	44E	7	SW	SE		40.0	01	IRR	81	TETON
	06N	44E	7	SE	SE		16.0	01	IRR	81	TETON
	06N	44E	8	NW	NW		8.0	01	IRR	81	TETON
	06N	44E	8	SW	NW		25.0	01	IRR	81	TETON
	06N	44E	8	SE	NW		13.0	01	IRR	81	TETON
	06N	44E	8	NE	SW		40.0	01	IRR	81	TETON
	06N	44E	8	NW	SW		40.0	01	IRR	81	TETON
	06N	44E	8	SW	SW		40.0	01	IRR	81	TETON

(GOLD4=Prev Screen)

(GOLD6=End of Data)

(Enter=Exit)

(GOLD5=Next Screen)

(GOLD8=Cancel)

MICROFILM

FEB 11 1999

SD-4109

Idaho Department of Water Resources

Date: 09/04/97

WR INQUIRY

Water Rights Places of Use Screen

Time: 08:22:59

Water Right Number: L22-07208

10.	TWP	RNG	SEC	1/4	1/4	Lot	Acres	Use	Use Desc.	County	County Name
	06N	44E	5	SW	SW		30.0	01	IRR	81	TETON
	06N	44E	7	NE	NE		9.0	01	IRR	81	TETON
	06N	44E	7	NW	NE		35.0	01	IRR	81	TETON
	06N	44E	7	SW	NE		31.0	01	IRR	81	TETON
	06N	44E	7	SE	NE		18.0	01	IRR	81	TETON
	06N	44E	7	SE	NW		28.0	01	IRR	81	TETON
	06N	44E	7	NE	SW		21.0	01	IRR	81	TETON
	06N	44E	7	SE	SW		19.0	01	IRR	81	TETON
	06N	44E	7	NE	SE		13.0	01	IRR	81	TETON
	06N	44E	7	NW	SE		36.0	01	IRR	81	TETON
	06N	44E	7	SW	SE		40.0	01	IRR	81	TETON
	06N	44E	7	SE	SE		16.0	01	IRR	81	TETON
	06N	44E	8	NW	NW		8.0	01	IRR	81	TETON
	06N	44E	8	SW	NW		25.0	01	IRR	81	TETON
	06N	44E	8	SE	NW		13.0	01	IRR	81	TETON
	06N	44E	8	NE	SW		40.0	01	IRR	81	TETON
	06N	44E	8	NW	SW		40.0	01	IRR	81	TETON

(GOLD4=Prev Screen)

(GOLD6=End of Data)

(Enter=Exit)

(GOLD5=Next Screen)

(GOLD8=Cancel)

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FEB 11 1999

ATTACHMENT A

PARCEL 1

A PORTION OF THE EAST 1/2, SECTION 7, TWP. 6 NORTH, RNG. 44 EAST, B.M., TETON COUNTY, IDAHO, BEING FURTHER DESCRIBED AS:
COMMENCING AT THE EAST 1/4 CORNER OF SAID SECTION 7;
THENCE N 21° 38' 08" W, 1004.35 FEET, TO THE POINT OF BEGINNING;
THENCE S 1° 51' 20" W, 1507.78 FEET;
THENCE S 5° 17' 30" E, 724.35 FEET;
THENCE S 22° 33' 51" E, 650.83 FEET;
THENCE N 71° 15' 08" W, 604.94 FEET;
THENCE N 66° 59' 57" W, 216.51 FEET;
THENCE N 6° 35' 34" W, 307.24 FEET;
THENCE N 85° 00' 41" W, 273.20 FEET;
THENCE N 15° 58' 00" W, 155.10 FEET;
THENCE N 83° 54' 15" W, 241.29 FEET;
THENCE N 50° 20' 07" W, 146.03 FEET;
THENCE N 24° 15' 03" E, 450.31 FEET;
THENCE N 13° 30' 45" W, 199.69 FEET;
THENCE N 29° 52' 45" E, 301.59 FEET;
THENCE N 49° 49' 52" W, 212.09 FEET;
THENCE N 16° 53' 07" E, 461.72 FEET;
THENCE N 57° 50' 21" E, 663.62 FEET;
THENCE N 68° 01' 02" E, 414.64 FEET, TO THE POINT OF BEGINNING.
CONTAINS 52.28 ACRES, MORE OR LESS.

PARCEL 2

A PART OF SECTIONS 6 AND 7, TWP. 6N., RNG. 44E., B.M., TETON COUNTY, IDAHO, BEING FURTHER DESCRIBED AS:
FROM THE NE CORNER OF SAID SECTION 7, THENCE S 89°03'33"W, 1054.89 FEET
ALONG THE NORTHERN SECTION LINE TO A POINT IN THE CENTER OF THE COUNTY
ROAD, THE TRUE POINT OF BEGINNING;
THENCE S 33°18'38"E, 542.50 FEET ALONG THE CENTERLINE OF THE COUNTY ROAD
TO A POINT;
THENCE S 30°00'00"W, 565.00 FEET TO A POINT;
THENCE S 59°30'00"E, 782.03 FEET TO A POINT;
THENCE S 24°29'05"W, 347.57 FEET TO A POINT;
THENCE S 68°01'02"W, 414.64 FEET TO A POINT;
THENCE S 57°50'21"W, 663.62 FEET TO A POINT;
THENCE N 72°41'56"W, 266.94 FEET TO A POINT;
THENCE N 27°29'29"W, 274.09 FEET TO A POINT;
THENCE N 31°13'12"E, 547.92 FEET TO A POINT;
THENCE N 83°05'28"W, 824.20 FEET TO A POINT;
THENCE N 00°21'48"E, 958.39 FEET TO A POINT;
THENCE N 80°32'21"E, 122.57 FEET TO A POINT;
THENCE N 27°01'33"E, 297.23 FEET TO A POINT;
THENCE N 82°19'02"E, 1081.46 FEET TO A POINT ON THE CENTERLINE OF THE
COUNTY ROAD;
THENCE S 33°18'38"E, 150.26 FEET ALONG THE CENTERLINE OF THE COUNTY ROAD
TO THE POINT OF BEGINNING.

CONTAINS 66.67 ACRES, MORE OR LESS.

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FEB 11 1999

SUBJECT TO A 20 FOOT COUNTY ROAD EASEMENT ALONG THE NORTHEASTERN PROPERTY

18' 4 78104

*Howe***PARCEL 2-A**

A PART OF SECTIONS 7 AND 8, TWP. 6N., RNG. 44E., B.M., TETON COUNTY, IDAHO, BEING FURTHER DESCRIBED AS:
 FROM THE NE CORNER OF SAID SECTION 8, THENCE S 03°03'48"W, 850.32 FEET ALONG THE EASTERN SECTION LINE TO A POINT IN THE CENTER OF THE COUNTY ROAD, THE TRUE POINT OF BEGINNING;
 THENCE ALONG THE CENTERLINE OF THE COUNTY ROAD, 333.27 FEET ALONG A 397.68 FOOT RADIUS CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 48°00'58" AND A CHORD BEARING N 57°02'20"E, 323.60 FEET TO A POINT ON THE SOUTHERN RIGHT-OF-WAY LINE OF STATE HIGHWAY 33;
 THENCE S 49°43'38"E, 238.72 FEET ALONG SAID RIGHT-OF-WAY TO A POINT;
 THENCE S 31°03'09"W, 82.94 FEET TO A POINT;
 THENCE S 10°04'49"E, 315.63 FEET TO A POINT;
 THENCE S 89°25'45"W, 259.48 FEET TO A POINT;
 THENCE N 71°13'28"W, 194.13 FEET TO A POINT;
 THENCE S 81°46'01"W, 268.87 FEET TO A POINT;
 THENCE S 24°29'05"W, 188.04 FEET TO A POINT;
 THENCE N 59°30'00"W, 782.03 FEET TO A POINT;
 THENCE N 30°00'00"E, 585.00 FEET TO A POINT IN THE CENTER OF THE COUNTY ROAD;
 THENCE S 33°16'36"E, 105.19 FEET ALONG THE CENTERLINE OF THE COUNTY ROAD TO A POINT;
 THENCE ALONG THE CENTERLINE OF THE COUNTY ROAD, 533.86 FEET ALONG A 1424.01 FOOT RADIUS CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 21°28'20" AND A CHORD BEARING S 59°15'50"E, 530.55 FEET TO A POINT;
 THENCE ALONG THE CENTERLINE OF THE COUNTY ROAD, 200.96 FEET ALONG A 397.68 FOOT RADIUS CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 28°57'12" AND A CHORD BEARING S 84°28'36"E, 198.83 FEET TO THE POINT OF BEGINNING.

CONTAINS 14.31 ACRES, MORE OR LESS.

SUBJECT TO A 30 FOOT COUNTY ROAD AND UTILITY EASEMENT ALONG THE NORTHERN PROPERTY LINES.

MICROFILMED

FEB 11 1999

10 4562213

88/27/1997 08:44 FROM RE ENGINEERING

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

MICROFILMED
FEB 11 1999

PART 3**B. CHANGES IN NATURE OF USE**

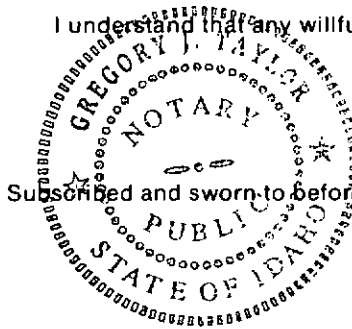
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this 3RD day of September, 19 97.

(Signature of Applicant)

(Notary Public)

My commission expires 3/3/98**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee \$100.00Receipted by A. Taylor Date 9/4/97

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

MICROFILMED

FEB 1998



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,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosures

RECORDED

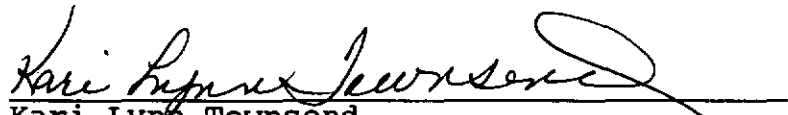
OCT 21 1997

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

MICROFILMED
OCT 21 1997



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 15, 1997

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

Gentlemen:

Harold Jones of our Eastern Region Office indicated to us in Boise that you have inquired about the advertising and review of a pending transfer to consolidate all of the water rights associated with the Teton Pipeline Project. As I am sure Mr. Jones told you, the transfer cannot proceed until the water rights are licensed.

The department has been attempting for the past five years to issue licenses for the 23 water rights in the name of Teton Pipeline Assn., Inc. At this point nearly all the rights are ready to be licensed. However, for several months we have been waiting for you to sign amendment forms for permits 22-07180 and 22-07209 and to submit documentation concerning an additional 19 acres being irrigated under permits 22-07120 and 22-07208. Sharla Curtis of this office has asked you for this information on several occasions. In case you have misplaced the amendment forms sent to you earlier, I have enclosed new ones for you. The amendment fee has already been paid for both.

I plan to send licenses for all 23 rights forward for signature in 14 days. If I have not received the amendments and written documentation within that time, the department will issue water right licenses listing only the number of acres that can be allowed without the amendments and documentation.

If you have any questions, please call me at (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

Enclosures

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

RECEIVED
OCT 21 1997

Roger Hoopes
January 19, 1995
Page 2

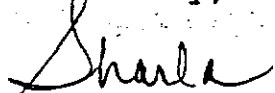
that the previous amendment included 478 acres and the permit originally allowed 640. Therefore, only a maximum of 168 acres can be added. I will wait to hear from you as to your agreement before I prepare another "amended" amendment.

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

NOV 21 1995



ATTORNEY
AT LAW

RECEIVED

DEC 05 1994

Department of Water Resources

R.J. HOOPES LAW OFFICE CHARTERED _____

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

R.J. HOOPES, ESQ.

356-6724

December 1, 1994

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

Re: TETON PIPELINE ASSOCIATION, Inc. Water Rights

Dear Ms. Curtis:

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

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

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

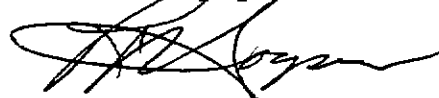
There are a couple of other matters that I would like clarified. Your letter of November 17, 1994 makes reference to twenty one (21) different permits. Our records show that two (2) of these Water Rights (22-07100 & 22-07122) are licenses. Should these even have been made reference to in your letter?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

OCT 21 1997

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

MICROFILMED
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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 17, 1994

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.

OCT 21 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 2, 1995

Roger Hoopes
Box 70
Rexburg, ID 83440

Dear Mr. Hoopes:

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

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

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

Sincerely,

SHARLA CURTIS
Water Right Permits Section

Enclosures

MICROFILMED

OCT 21 1997

WR0749NP
No. L22-07120

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	5.00 CFS	1652.00 AFA
TOTAL DIVERSION:					5.00 CFS	1652.00 AFA

Water Source: TETON RIVER

Tributary to: HENRYS FORK

Stage: LICENSE

Point(s) of Diversion Capacity: 15.36 CFS

Point(s) of Diversion: T06N R44E S15 SESE TETON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
		NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
06N	44E	7	09	35	31	18							28		21		19		13		36		40		16	266.0
06N	44E	8									08	25	13		40	40	40	40							206.0	
TOTAL ACRES																								472.0		

Pou County: TETON

Other Water Rights with Same Point(s) of Diversion and Source:
~~22-07044B~~ 22-07100 ~~22-07446~~ ~~22-07428~~ 22-07159 ~~22-07160~~ L22-07116 L22-07180

Other Water Rights Listing Overlapping Place(s) of use:
22-07120 22-07208 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 South Pipe Project under this right and all other rights diverting from same system shall not exceed 15.36 cfs.
Six points of diversion located in SESE, S15, T6N, R44E.
Water is diverted from the South Pipe Project of the Teton Pipeline irrigation system.

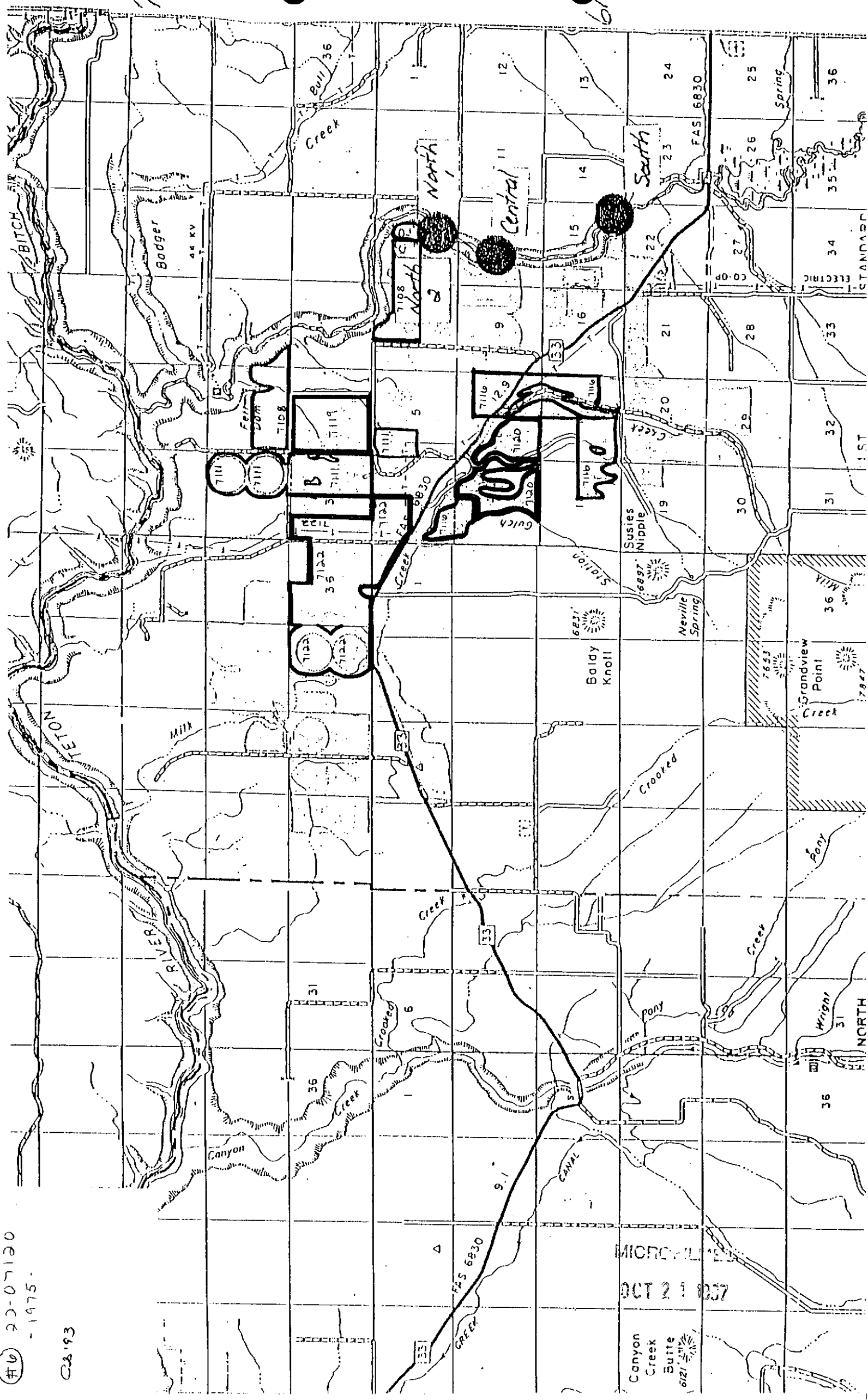
Dates: App. Received: 01/14/1975 Priority Date: 01/14/1975 (Priority Date Advanced.)
Proof Due Date: 05/01/1980 Proof Made Date: 05/29/1980 (Proof Received Late.)
Exam Made Date: 07/09/1979 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 01 Field Exam Fee:

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

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L2207120	T06N R44E S 7	TETON RIVER																																
	:	09		35		31		18	:								28	:	21					19	:	13		36		40	:	16	:	266
L2207108Z	HENRYS FOR :	09		35		31		18	:	38	01-15						28	:	21				19	:	13		36		40	:	16	:	319	
A2207120	TETON RIVE :	09		35		31		18	:								29	:	21				19	:	13		36		40	:	16	:	267	
A2207208	GROUNDWATE :	09		35		31		18	:								28	:	21				19	:	13		36		40	:	16	:	266	
L2207208	GROUNDWATE :	09		35		31		18	:								28	:	21				19	:	13		36		40	:	16	:	266	
L2207120	T06N R44E S 8	TETON RIVER																																
	:								:		08		25		13	:	40		40		40		40	:									206	
L2207108Z	HENRYS FOR :	40		39		38		36	:	27	10		25		13	:	40		40		40		40	:	34		25		23	:	25	:	495	
A2207120	TETON RIVE :								:				25		13	:	40		40		40		40	:									198	
A2207121	TETON RIVE :								:		08					:							:										8	
A2207208	GROUNDWATE :								:		08		25		13	:	40		40		40		40	:									206	
L2207208	GROUNDWATE :								:		08		25		13	:	40		40		40		40	:									206	
L2207375	GROUNDWATE :	40		39					:	27	02					:							:										108	
A2207375A	GROUNDWATE :	36		35					:	23	01					:							:										95	
2207392	TETON RIVE :	40		39					:	27	02					:							:										108	

02.93



MEMORANDUM

TO: FILE #22-7120

FROM: ROXANNE MCCARTHY

RE: TETON PIPELINE REVIEW

DATE: 6-MAR-1990

=====

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

This right uses the same point of diversion as licensed rights 22-7044, 22-7100 and 22-7159 and Permit 22-7116 with the total pumping capacity being most recently recorded as 15.36 cfs. The five rights exceed this diversion capacity so 22-7120 must be conditioned to limit diversion.

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.

MICROFILMED

OCT 21 1997

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder J. Clint Hoopes
Post office address 25 State Street East, Rexburg ID 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 _____ 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)

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

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

Other uses: _____

Permit No. 22-7140
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 6 N/S, Range 44 E/W, B.M., Section 15, Subdivision SE 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	
6N	44E	7	40	40	40	40				40	40			40	40	40	40	40	440
		8						15	40	40	40	40	40	40					255

TOTAL ACREAGE 695

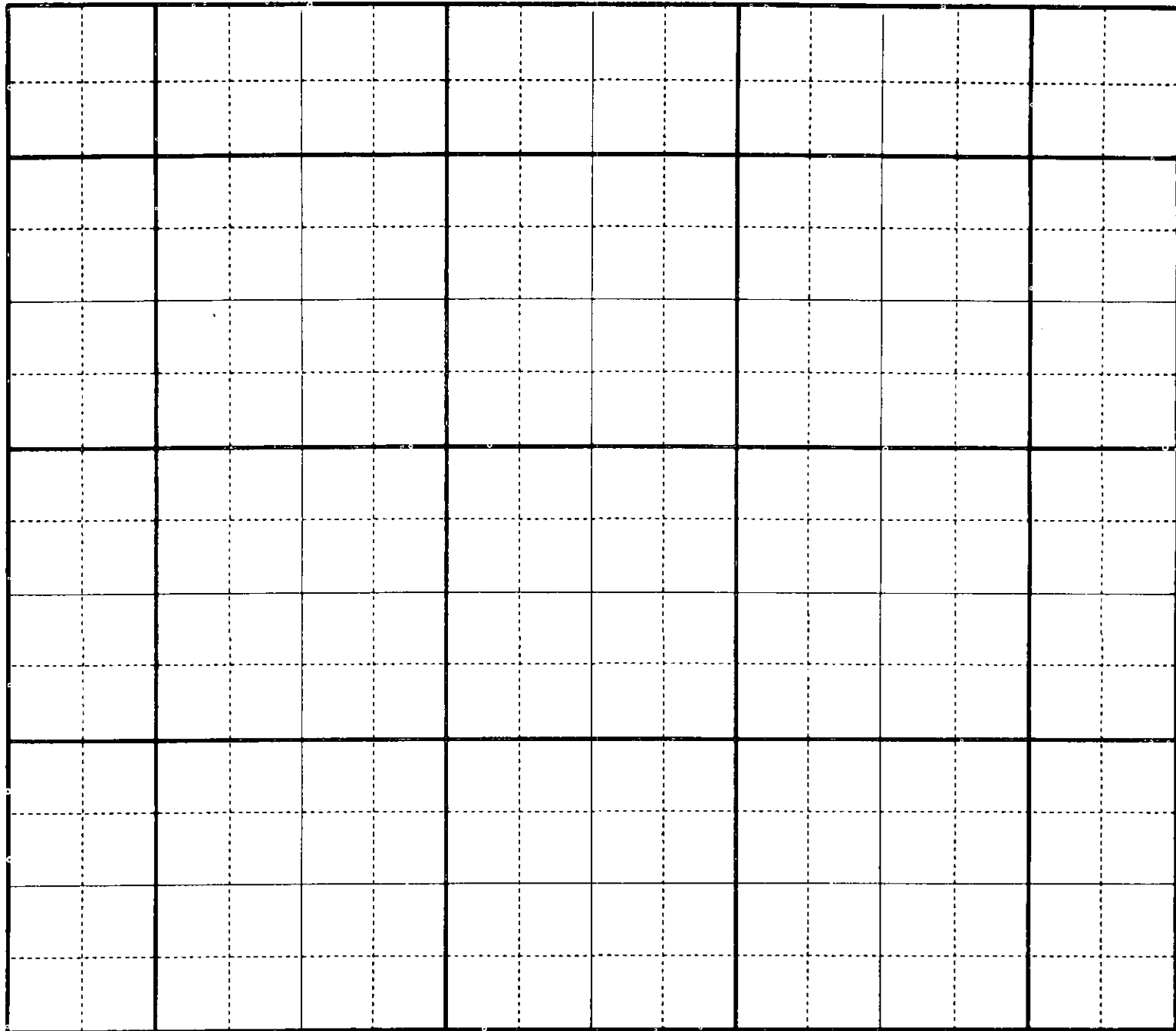


Diagram of System

See Attach

MOBILE

2011-12-11

DATE OF EXAM July 9, 79

ACREAGE
Found 1912 Ac
Recommended 464 Ac

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 2.56 c.f.s. V = 929.2 AF/Ann. from April 15 to OCT 15
Domestic Q = c.f.s. V = 1090.9 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 15.36 cts capacity of South system Method of measurement Annubar
Approx 16.7% of South system 80" 80% of meter
Total Q recommended 2.56 cts Meter No. 19256 Type Annubar Condition Std
929.2
Total V recommended 1090.9 AF/Ann.

Recommended Amendments:

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:

See attachment

$464 \text{ Ac} \times 3.0 \text{ AF/Ann} = 1392 \text{ AF/Ann} > 2.56 \text{ cts} \times 1.9835 \text{ cts AF/dy} \times 183 \text{ days} = 1090.9 \text{ AF/Ann.}$

SYSTEM DESCRIPTION:

See attachment South Project #1 and Booster system

REMARKS:

System shown by Clint Manges.
DIVERSION THRU SOUTH PROJECT

Examiner's Signature John D. Carlson Date 5/14/80
Checked by Keith C. Wilson Date 21 May 1986
Approved by Ryanne McElrath Date 7/7/89
MICROFILMED
ACT 21 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7120

Permit No.

Overlap Review

- a) Other water rights with same place of use: 22-7208A
- b) Other water rights with same point of diversion: 22-0288D / 0351 / 0551B / 6552B / 6553B / 7044B
7100 / 7116 / 7159 / 7180 / 7208 / 7209 / 7235
- c) Analysis:

R01

R04

This right limited by 16.7% ownership in South Project

$$Q = (0.167)(15.36 \text{ cfs}) = 2.56 \text{ cfs}$$

$$R17 (22-7208A)(2.56 \text{ cfs})(929.2 \text{ afu})$$

MICROFILMED

OCT 21 1987

Regional Office by

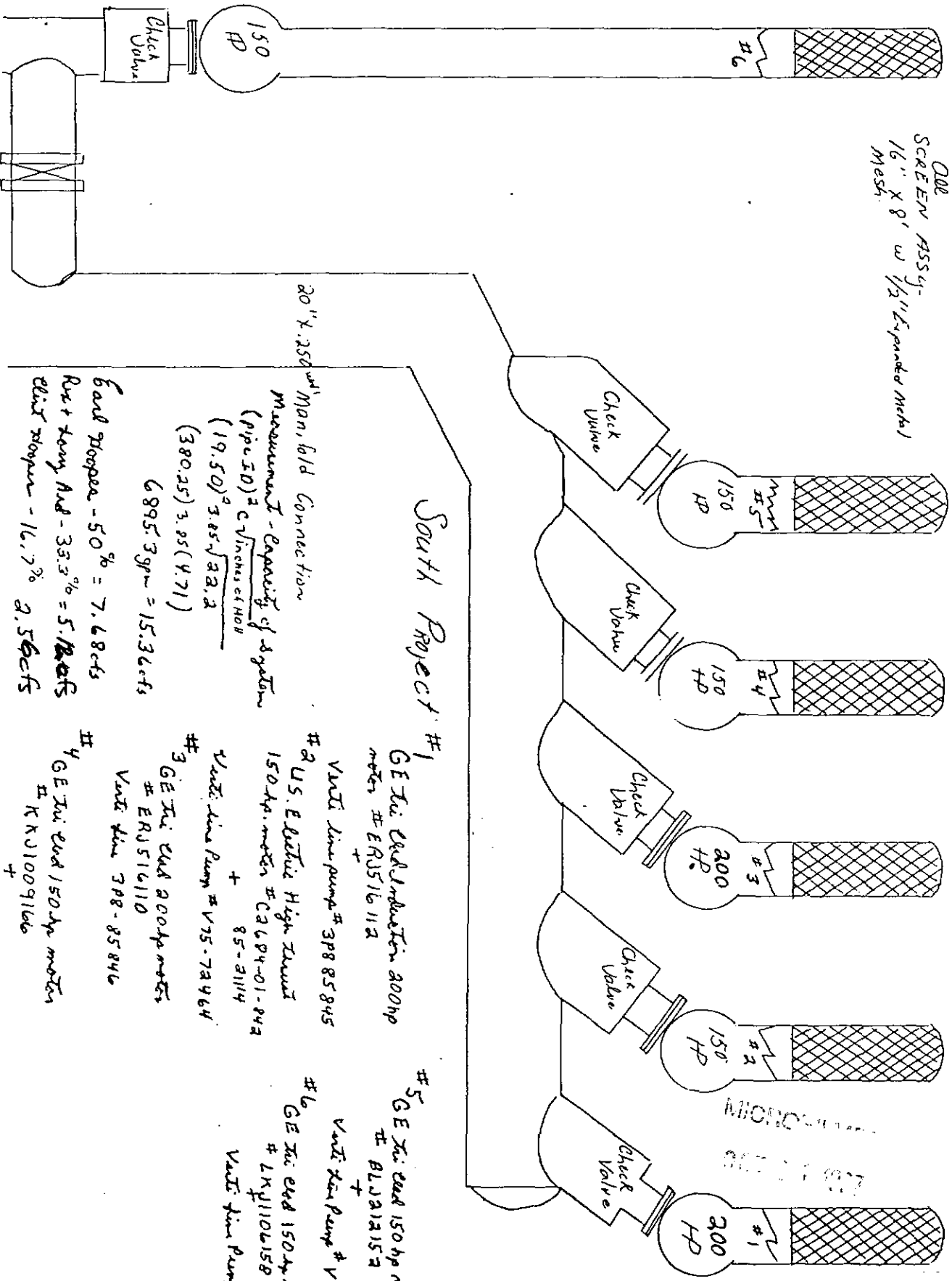
Keith C Wilson

Date

5 Nov 1986

SESE 8215
T6N R44EBM.

ALL
SCREEN ASSY-
16" X 8' w 1/2" expanded Metal
Mesh.



South Project #1

#1 GE Turbine Induction 200hp
motor # ERJ516112

#5 GE Turbine 150hp motor
BLJ212152

#2 Vert. line pump # 3P885845

#6 Vert. line pump # V75-72463

#3 U.S. Electric High Turbine
150hp. motor # C2684-01-842

#7 GE Turbine 150hp motor
LKJ1102158

#4 Vert. line pump # V75-72464

#8 Vert. line pump

#3 GE Turbine 200hp motor
ERJ516110

#9 Vert. line pump

#4 GE Turbine 150hp motor
KJ1009166

#10 Vert. line pump

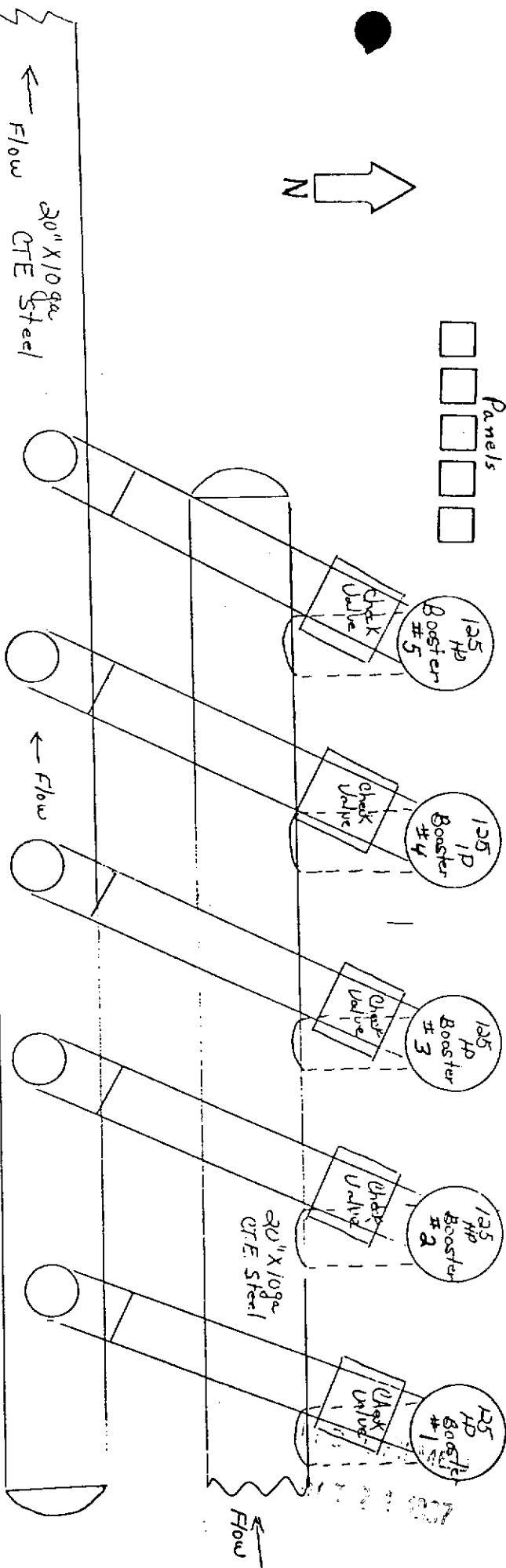
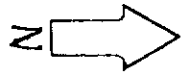
Good proper - 50% = 7.68 cfs
But heavy And - 33.3% = 5.12 cfs
Elvis proper - 16.7% = 2.56 cfs

30" x .250" Mon. cold connection
Measurement - Capacity of system
(pipe ID) $2 \sqrt{\text{inches of H}_2\text{O}}$
(19.50) $2 \sqrt{3.85} = 22.2$
(380.25) $3.95 (4.71)$
6895.3 gpm = 15.36 cfs

22-7120

SWSW Bell
TEN R44BOM.

22-220

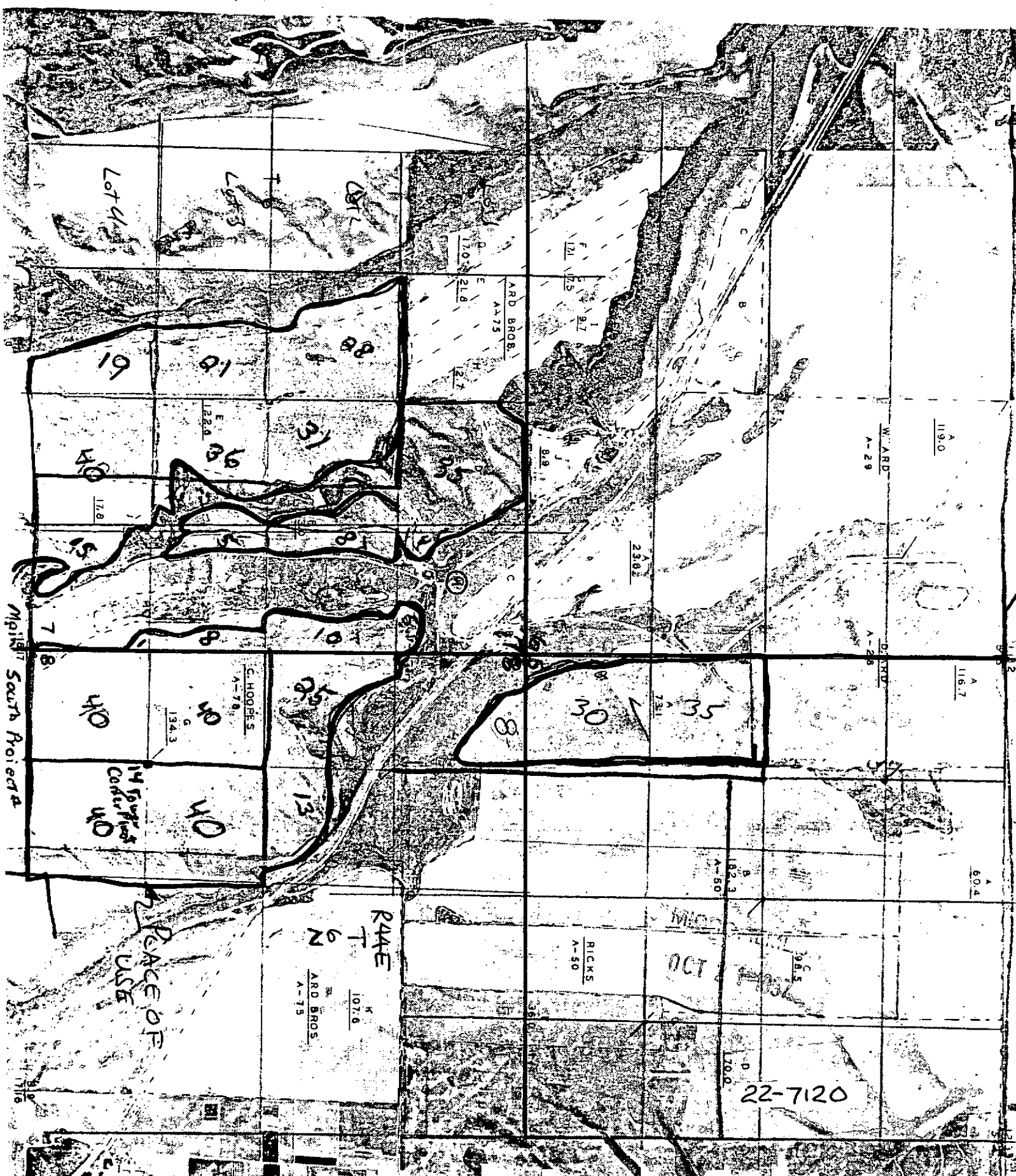


South Project

BOOSTER STATION -

Earl Hoopes - Clint Hoopes - Rex Larry And

- #1. GE Tri Lead Induction
185 hp motor & # GLJ730108
+ Aurora Valve line Pump
V75-72461
- #2. GE Tri Lead Induction
185 hp motor & # GLJ730109
+ Aurora Valve line Pump
V75-72461
- #3. GE Tri Lead Induction
185 hp motor & # GLJ730107
+ Aurora Valve line Pump
V75-72463
- #4. GE Tri Lead Induction
185 hp motor & # GLJ730106
+ Aurora Valve line Pump
V75-72462
- #5. GE Tri Lead Induction
185 hp motor & # GLJ730106
+ Aurora Valve line Pump
V75-72462



Maple South Project

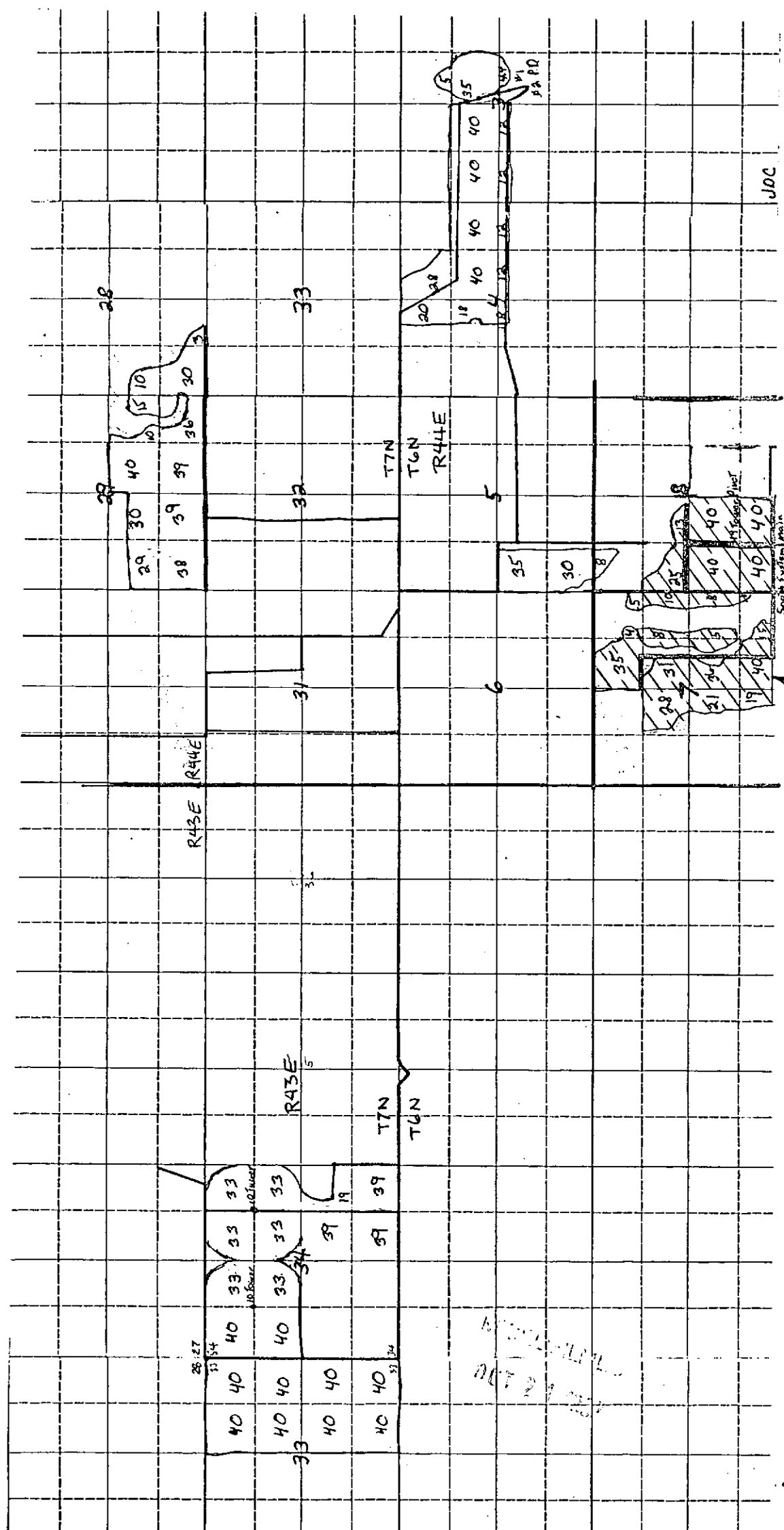
14 Tracts
Caterpillar
40

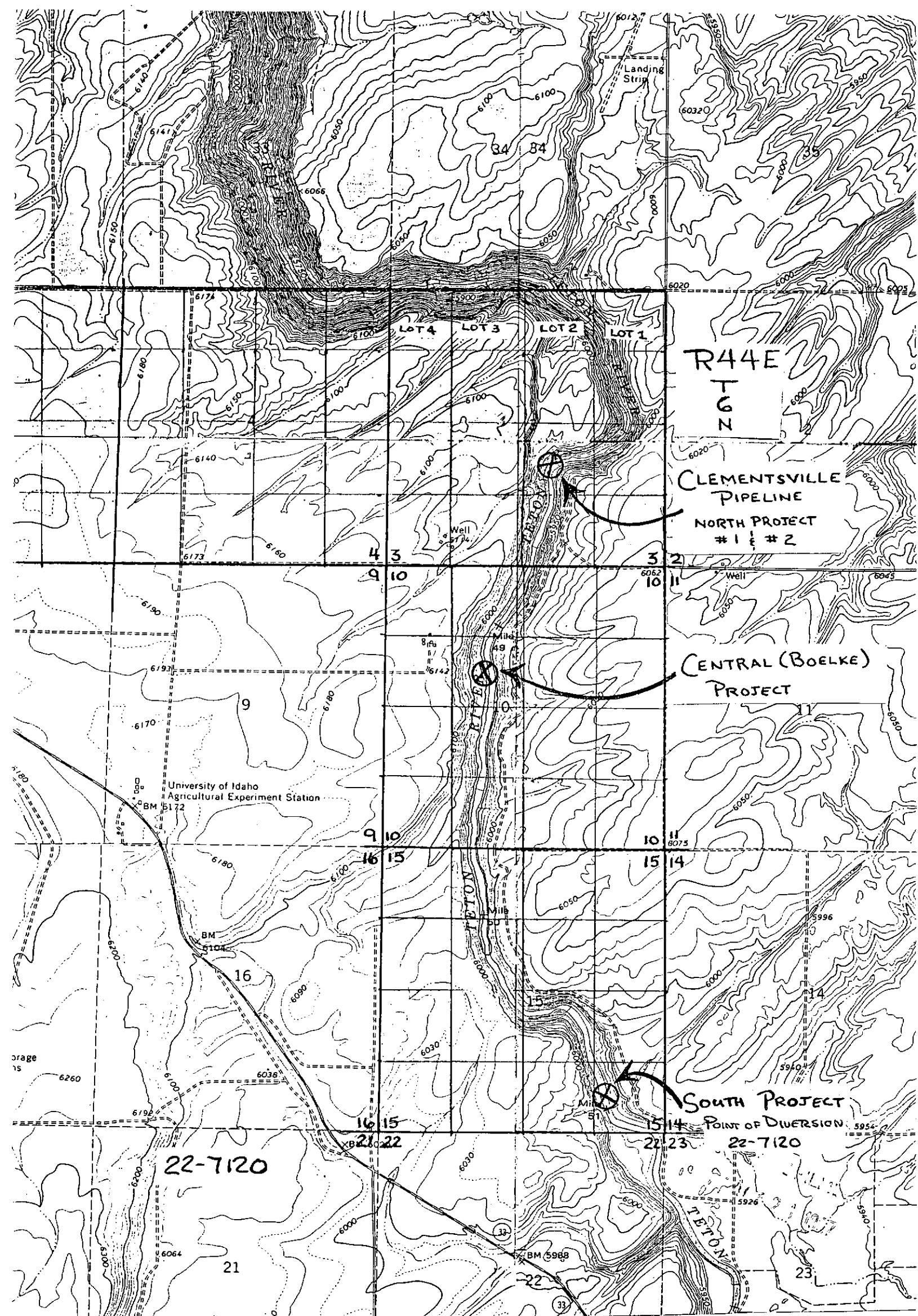
PEACE OF
USE

R44E
T 6N
ARD BROS.
A-75
107.6

RICKS
A-50

22-7120







STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

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. 227120.

Name(s) of Permit Holder:

Clint Hoopes

Post Office Address:

P.O. Box 98

Teton, Idaho

Tel. No.

456-801

Source of Water:

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

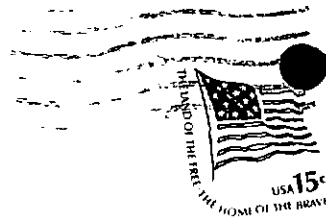
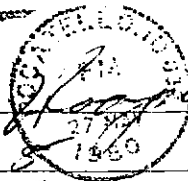
The above information is a true statement of the extent to which the above numbered permit has been developed.

May 24 1980
Date

Clint Hoopes
Signature of Permit Holder

RECEIVED
MAY 25 1980

Robert H. Cooper
Box 9
Teton, Idaho



Department of Water Resources

MAY 29 1980

REGISTERED



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:

Ré: 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.

[Signature]

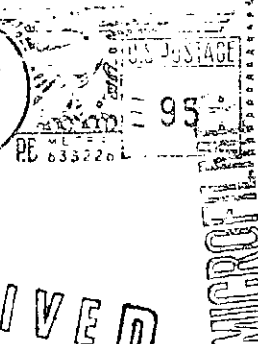
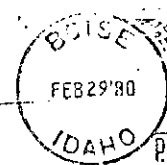
MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

*Sent to J. Clint Hoopes
83440
3/10/80*

For J. Clint Hoopes

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



RECEIVED

MAR 6 1980

Department of Water Resources

*For J. Clint Hoopes
25 South Third East
Rexburg, ID 83440
Office in state
may refer in this state*

161787



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

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 & 22-7121 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

101787

MICROFILMED

~~21~~

~~25000~~

~~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	
	<u>JS</u>	<u>12/18/74</u>	Application No. <u>22-7120</u>
			☒ 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)	<u>JS</u>	<u>12/18/74</u>	In form to receipt <u>Yes</u>
(2)	<u>"</u>	<u>"</u>	Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management ☒ <u>Watermaster Dist. 01</u> ☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(3)	<u>"</u>	<u>"</u>	
(4)	<u>"</u>	<u>"</u>	In form for advertising <u>Yes</u>
(5)	<u>N/A</u>		Platted on Map No. _____
(6)	<u>JS</u>	<u>"</u>	Located within Water District No. <u>01</u>
(7)	<u>JS</u>	<u>"</u>	Critical groundwater area: <u>N/A</u> yes _____ no _____
(8)	<u>N/A</u>		Groundwater levels: _____ Declining, _____ Stable, _____ Increasing (comment) _____
(9)	<u>JS</u>	<u>"</u>	Other rights on the same place of use
(10)	<u>JS</u>	<u>"</u>	Comments: _____
(11)	<u>MB</u>	<u>1-6-75</u>	Affidavit of Publication received(date) <u>Jan. 6, 1975</u>
(12)	<u>BW</u>	<u>1-13-75</u>	Final date for protests <u>January 13, 1975</u> Protests received: yes ☒ no _____
(13)	<u>BW</u>	<u>1-13-75</u>	All requested information received from agencies or applicant: yes ☒ no _____
(14)	<u>LA</u>	<u>4-29-75</u>	Action recommended: ☒ Approve ☐ Deny
			<u>12-17-74</u> Proposed Priority
			Reason for Reduction _____
			☒ Measuring device required
			See attached sheet for other conditions of approval
			No special conditions for approval
(15)	District <u>Eastern</u>	By <u>Loren O. Halmer</u>	Date <u>4-29-75</u>

UNRECORDED

[Signature]

IN MATTER OF
PROTESTS AGAINST

WITHDRAWAL OF
PROTEST

APPLICATIONS 22-7120 &

22-7121 J. CLINT HOOPES

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
Mary Smith
Max Mortensen
J. Clint Hoopes
J. Leigh Chantrell

MICROFILMED

J. Clint Hoopes

AG Room, Fremont County Courthouse, St. Anthony, Idaho

April 28, 1975 - 10:00 a.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
J. Leigh Chantrell	Newdale	F. M. S.
J. Clint Hoopes	25 S. 3rd East	applicant
J. Max Mortensen	Rexburg At 2	F. M. S.
L. C. Erickson	Idaho	F. M. S.
Reverend Walker	Rexburg Fremont Madison	
Mary Smith	Rexburg, Fremont Madison	

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

IDAHO FALLS, IDAHO 83401

April 16, 1975

RECEIVED

APR 18 1975

Department of Water Resources
Eastern District Office

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

Dear Sir:

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,

RONALD D. CARLSON
District Engineer

RDC:MB

Use of Ag Room For this date confirmed.

Darlene Calonge, Clerk

NOT RECORDED

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 HOOPES)

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.

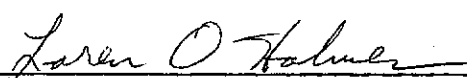
The Department has set the matter of protests for conference and/or hearing for Monday, April 28, 1975, at 10:00 a.m., in the AG Room of the Fremont County Courthouse, St. Anthony, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice 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.

MICROFILMED



LOREN O. HOLMES
Assistant to the District Engineer

**NAME AND
ADDRESS
OF SENDER**

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED
C.O.D.

☒ CERTIFIED

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

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R.R. FEE	REGT. FEE	ACTUAL VALUE	SURCHARGE	REMARKS*
1	632 Mary Jane, City 30 S. 72d St. Building	10	30	15				9-7065
2	633 Wm. Skoppe, 35 S. 34d St. Building	10	30	15				22-7000
3	634 Edward J. Jensen, 311 N. Main, Milwaukee	10	30	15				34-7088
4	635 J.C. Sprung, City Box 409, Madison	10	30	15				"
5	636 Post Office, City Box 125, I.O.	10	30	15				"
6	637 City of Milwaukee, I.O.	10	30	15				"
7	638 William J. Smith, Place - Box 63	10	30	15				34-0853B
8	639 J.M. Wilson, City, Wisconsin, I.O.	10	30	15				"
9	640 James J. Stark, I.O.	10	30	15				"
10	641 Charles A. Huggard, Box 371 Q.T.#1, Place	10	30	15				34-7082
11	642 Joe Barabak, Milwaukee	10	30	15				"
12								
13								
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20								

TOTAL NO. OF PIECES LISTED BY SENDER **41**

TOTAL NO. OF PIECES RECD AT P.O. _____

POSTMASTER, PER (Name of receiving employee) **Jensen**

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

APPLICATION FOR REGISTRATION OR CERTIFICATION

(Surcharges are not required on international registered mail)

U.S. GOVERNMENT PRINTING OFFICE
16-70-0700-15

IDAHO FALLS, IDAHO 83401

POSTMARK AND DATE OF RECEIPT

APR 16 1975
USPO
CINCINNATI

U.S. GOVERNMENT PRINTING OFFICE
c48-16-8792-15

April 16, 1975

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

Dear Sir:

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,

RONALD D. CARLSON
District Engineer

RDC:MB

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

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

RE: Application for Permit No. 22-7120

Dear Mr. Hoopes:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 22-7120. 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: IDWR - State Office

RECEIVED
JAN 15 1975



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

January 13, 1975

RE: Application for Permit No. 22-7120

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

RECORDED
INDEXED

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 13 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

RECEIVED
JAN 13 1974

BEFORE THE DIRECTOR OF THE IDAHO DEPARTMENT OF Water Resources
Eastern District Office
WATER ADMINISTRATION

IN THE MATTER OF THE APPLICATION OF :
J. CLINT HOOPES, NUMBER 22-7120, 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. 22-7120 for a permit to appropriate 5.0 cubic feet per second of water from the Teton River tributary of the Snake River by means of pump and pipelines within the $SE\frac{1}{4}SE\frac{1}{4}$, Sec 15, T. 6 N., R. 44 E., B. M., Teton County; to be used from April 1 to November 1 for the irrigation of 695 acres within the $W\frac{1}{2}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}$, Sec. 8, $E\frac{1}{2}$, $SE\frac{1}{4}NW\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, Sec. 7, T. 6 N., R. 44 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.

RECEIVED

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 1-06-75 by MB

Enc: Legal Notice (2)



NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that J. Clint Hoopes, 25 South 3rd East, Rexburg, Idaho has on 12-17-74 submitted Application No. 22-7120 for a permit to appropriate 5.0 cubic feet per second of water from Teton River tributary of Snake River by means of pump and pipelines within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 6N, R. 44E, B.M., Teton County; to be used from Apr. 1 to Nov. 1 for the irrigation of 695 acres within the W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 8, E $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, T. 6N, R. 44E, 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 3rd East, Rexburg, Idaho
has on 12-17-74 submitted Application No. 22-7120
for a permit to appropriate 5.0 cubic feet per second ~~acre feet per annum~~
of water from Teton River tributary of Snake River
by means of pump and pipelines
within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 6N, R. 44E, B.M., Teton County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 695 acres

within the W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 8, E $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, T. 6N,
R. 44E, 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.

aw. b. 1
aw. b. 2
aw. b. 3

MICROFILMED

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

NOT RECORDED