



WATER-RIGHT DOCKET

Grand Teton National Park

Docket No: 19

ENLARGEMENT HOBO DITCH. GROS VENTRE RIVER

Preliminary Docket Information

00-00-0000: water right record

WATER RIGHT RECORD

19

Docket Number 19
Alien WR Number

Water Use Map NP-GT 2174
Sheet Number

IDENTIFICATION NO: GRTE R 2 4 4 2 1 1 6 C F 1 9

DITCH/WATER SYSTEM: ENLARGEMENT HOBO DITCH

SOURCE OF SUPPLY: Gros Ventre River, Tributary of the Snake River

LOCATION:

Legal description and tie:
(Point of Diversion)

Headgate Location: N 62° 45' E, 3793 feet from Southwest corner of
Section 24, Township 42 North, Range 116 West.

WATER RIGHT:

Appropriator: Frank McBride

Certificate Record Number: 30-438

Permit Number: 617 E

Date of priority: January 25, 1901

Quantity of Water: .71 c.f.s.

Purpose: Irrigation

Irrigate Land Description:

(T 42 N, R 116 W)

30 acres - SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, T. 42 N., R. 116 W.

20 acres - NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T. 42 N., R. 116 W.

50 acres - Total

SUMMARY OF STATUS:

The above land was conveyed to the United States of America by the Jackson Hole Preserve, Incorporated, as contained in National Park Service Deed Number 2.

The point of diversion and means of conveyance was changed to the Enterprise Ditch, Section 24, Township 42 North, Range 116 West.

WATER RIGHT RECORD

Docket Number 19
Alien WR Number
Water Use Map NP-GT 2174
Sheet Number 1

IDENTIFICATION NO: GRTE R 2 4 4 2 1 1 6 B F 1 9

DITCH/WATER SYSTEM: ENLARGEMENT HOBO # 2 DITCH

SOURCE OF SUPPLY: Gros Ventre River, Tributary of the Snake River

LOCATION:

Legal description and tie:
(Point of Diversion)

Headgate Location: N 62° 45' E, 3793 feet from Southwest corner of
Section 24, Township 42 North, Range 116 West.

WATER RIGHT:

Appropriator: Frank McBride

Certificate Record Number: 41-16

Permit Number: 617 E

Date of priority: January 25, 1901

Quantity of Water: 1.26 c.f.s.

Purpose: Irrigation

Irrigata Land Description:

(T 42 N, R 116 W)

5 acres - SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23
31 acres - NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 26
19 acres - NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 26
33 acres - NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25

88 acres - Total

SUMMARY OF STATUS:

The above land was conveyed to the United States of America by the
Jackson Hole Preserve, Incorporated, as contained in National Park Service
Deed Number 2.

The point of diversion and means of conveyance was changed to the
Enterprise Ditch, Section 24, Township 42 North, Range 116 West.

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PETITION FOR CHANGE OF POINT OF DIVERSION
AND MEANS OF CONVEYANCE FOR A WATER RIGHT
UNDER THE HOBBO DITCH UNDER PERMIT NO. 2001E
TO THE ENTERPRISE DITCH.

BEFORE THE STATE BOARD OF
CONTROL AT CHEYENNE, WYOMING.

STATE OF WYOMING -----sg-----
COUNTY OF TETON

Comes now William Fleischmann of Jackson, County of Teton, State of Wyoming, who upon being first duly sworn, upon his oath according to law, does set forth the following statement of facts and petitions:

1. That he is the bona fide owner of the S.E. $\frac{1}{4}$ of Section 21 and the W. $\frac{1}{2}$ of S.W. $\frac{1}{4}$ of Section 22, all in T. 42 N. of R. 116 W. of the 6th. Principal Meridian, as evidenced by Certificate of Ownership issued by the County Clerk of Teton County, Wyoming accompanying this instrument.
2. That there is attached, a water right for 175 acres under the Hobo Ditch diverting water from Gros Ventre River, a tributary of Snake River, under Permit No. 2001 Enl. to and upon the lands above described.
3. That owing to the fact that the Hobo Ditch and a ditch known and of record as the ENTERPRISE DITCH also diverting from Gros Ventre River are located so near each other and the fact that your petitioner also is part owner of said Enterprise Ditch for the amount of 74 acres irrigable under Permit No. 6095 it would become much less costly in maintenance and a considerable saving of water by transferring of the water right under Permit No. 2001 Enl. in the Hobo Ditch to the said Enterprise Ditch and thus eliminating the Hobo Ditch.
4. That there are no intervening headgates or sources of supply between the point of diversion of the Hobo Ditch and the point of diversion of the Enterprise Ditch and that no water appropriator or user will be injured in any way by such transfer.
5. That your petitioner has obtained consent from all co-owners of the Enterprise Ditch as shown by consent in writing accompanying this petition.
6. Your petitioner humbly prays and petitions that the water right for 175 acres diverting at a point located N. 62° 45' E. 3742 feet from the Southwest corner of Section 24, of T. 42 N. R. 116 W. which is the headgate for the Hobo Ditch, be transferred to and the means of conveyance be changed to the Enterprise Ditch diverting at a point located N. 72° 00' E. 3540 feet from the Southwest corner of said Section 24, of T. 42 N. of R. 116 W. and that such transfer or change be allowed without loss of priority and a proper order of the Board entered recording said change.
7. That maps in duplicate, prepared by a duly Registered Engineer, showing the situation and conditions existing accompany this petition.

Signed: (Sgd.) William Fleischmann
Petitioner

Subscribed in my presence and sworn to before me by William Fleischmann this
30th day of July, 1952.

(Sgd.) R. E. Stewart
Notary Public

My commission expires: June 10, 1955

*Corrected to 730 in amended petition
(see volume attached copy)*

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CONSENT FOR ENLARGED USE OF WATER
THROUGH THE ENTERPRISE DITCH DIVERTING FROM GROS
VENTRE RIVER BY WILLIAM FLEISCHMANN OF JACKSON, WYOMING

We, the undersigned co-owners of the Enterprise Ditch, diverting water from Gros Ventre River, a tributary of Snake River, under Permits No. 6095-2317-617 Enl. 1504 Enl. and 2992 Enl. do hereby give our free and voluntary consent to a transfer of a certain water right in amount of 175 acres diverting from Gros Ventre River under Permit No. 2001 Enl. through the Hobo Ditch, by William Fleischmann of Jackson, Wyoming.

Dated: _____ Signed: (Sgd.) Nephi Moulton
Nephi Moulton

Dated: _____ (Sgd.) William F. Fleischmann
William F. Fleischmann

Dated: August 29, 1952 (Sgd.) Edward D. Freeland
Title

Edward D. Freeland
Superintendent
Grand Teton National Park
Moose, Wyoming

16313

THE STATE OF WYOMING

CERTIFICATE OF APPROPRIATION OF WATER CERTIFICATE RECORD NO. 41 PAGE 16

WHELAN, Frank McBride has presented to the Board of Control of the State of Wyoming proof of the appropriation of water from Gros Ventre River tributary of Snake River through the Reel-Moto No. 2 Ditch under Permit No. 617 Ent. for irrigation of the lands herein described, lying and being in Lincoln County, Wyoming.

Now KNOW YE, That the Board of Control, under the provisions of Chapter 61, Compiled Statutes of Wyoming, 1910, has, by an order duly made and entered on the 21st day of November, A. D. 1919, in Order Record No. 5, Page 590, determined and established the priority and amount of such appropriation as follows:

Name of Appropriator Frank McBride; Postoffice Address Jackson, Wyoming;
Amount of Appropriation 1.26 cu. ft. per sec.; Date of Appropriation Jan. 25, 1901; Description of land to be irrigated and for which this appropriation is determined and established; Total Acreage Eighty Eight (88) Acres

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	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	
42	116	23										5			5
42	116	26	31	19											50
42	116	25				33									33
															88

is a large amount of diversion and means of conveying water to this line ditch by order of the Board Nov. 25, 1919 Sec. 25 & 26

The right to water hereby confirmed and established is limited to irrigation and the use is restricted to the place where acquired and to the purpose for which acquired; rights for irrigation not to exceed one cubic foot per second for each seventy acres of land for which appropriation is herein determined and established.

IN TESTIMONY WHEREOF, I, Frank C. Emerson, President of the State Board of Control, have hereunto set my hand this 19th day of February, A. D. 1920, and caused the seal of said Board to be hereunto affixed.

ATTEST: Secretary, President.

THE STATE OF WYOMING.

CERTIFICATE OF APPROPRIATION OF WATER. CERTIFICATE RECORD NO. 31. PAGE 2

WHEREAS, Frank McBride has presented to the Board of Control of the State of Wyoming proof of the appropriation of water from Gros Ventre River tributary of Snake River through the Salergent Hobo Ditch under Permit No. 617 Enl. for irrigation of the lands herein described, lying and being in Uinta County, Wyoming.

NOW KNOW YE, That the Board of Control, under the provisions of Division 1, Title 9, Chapters 10 and 14 of the Revised Statutes of Wyoming, 1899, has, by an order duly made and entered on the 17th day of May, A. D. 1910, in Order Record No. 4, Page 271, determined and established the priority and amount of such appropriation as follows:

Name of Appropriator Frank McBride; Postoffice Address Jackson, Wyoming;

Amount of Appropriation .71 cu. ft. per sec.; Date of Appropriation January 25, 1901; Description of land to be irrigated and for which this appropriation is determined and established; Total Acreage Fifty (50) acres.

30 A. Sec. 25, Tp. 42 N., R. 116 W.
20 A. Sec. 26, " " " " "
50 A. Total acreage.

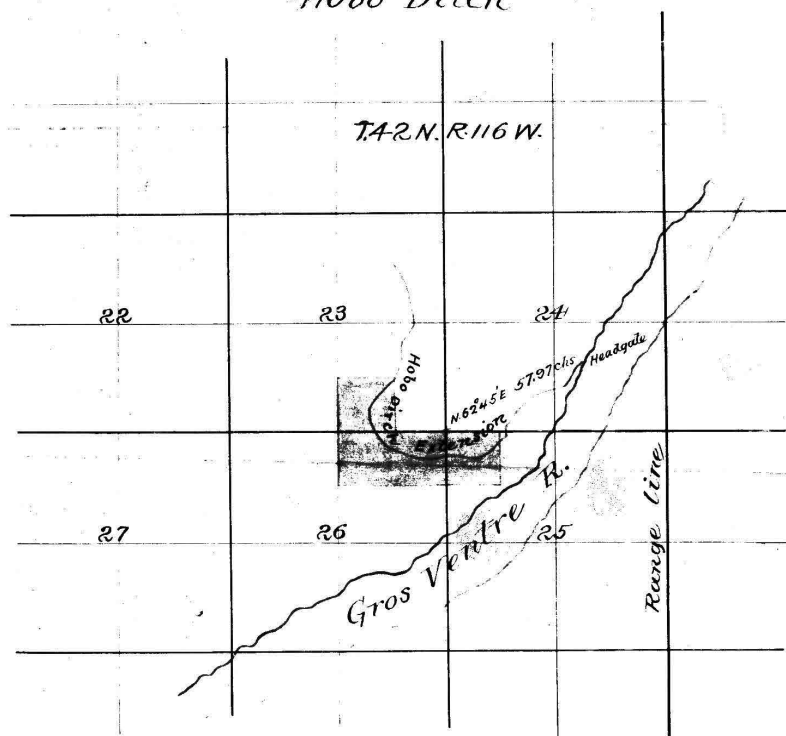
For change in count of division and means of conveyance of water to both sides of the
order of the Board of Control, 1915 See S. E. P. 12

The right to water hereby confirmed and established is limited to irrigation and the use is restricted to the place where acquired and to the purpose for which acquired; rights for irrigation not to exceed one cubic foot per second for each seventy acres of land for which appropriation is herein determined and established.

IN TESTIMONY WHEREOF, I, CLARENCE T. JOHNSON, President of the State Board of Control, have hereunto set my hand this MAY 24 1910 day of A. D. 1910, and caused the seal of said Board to be hereunto affixed.

Attest: MARTHA KALITZ, Secretary.

CLARENCE T. JOHNSON, President.



from records in State Engineers
Office

[illegible]

617E.
3/

Docket Compiled: 3/30/2011