

RECEIVED

SEP 17 2013

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change

1. APPLICANT(S) Bevan Jeppesen Phone 208-356-9079

2. MAILING ADDRESS 1282 S Second E City Rexburg

State ID Zip 83440 Email _____

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) required for water right ownership changes; see [fee schedule](#).
- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 22-13670

- ☐ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 2.18 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

* Within Same Field Boundary * NO ESPA Analysis

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
04N	41E	6	1		NE	NE	Madison	Ground Water	Well
04N	41E	5			SW	NW	Madison	Ground Water	Well
04N	41E	5		SW	SW	NW	Madison	Ground Water	Injection
04N	41E	5		SW	SW	NW	Madison	Ground Water	Re-diversion

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

A new well through a mainline to the existing well, a mainline from the existing well runs to Lyon's creek where the water is pumped into an irrigation pond then re-diverted to sprinkler irrigation. Existing well will be abandoned if the new well produces.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe _____

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and 1/4 1/4 of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts/> provides a satisfactory template for creating the required map.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Bevan Tjepner

Signature of applicant or authorized agent

Print name and title if applicable

9-17-13
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. FEE - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid \$1000.00 Date 9-17-13 Received by Km Receipt # ED39108

Preliminary review completed by _____ Date _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 22-13670

Current Owner: BEVAN JEPPESEN

Error: Subreport could not be shown.

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	2.18 CFS	925.3 AF
	<u>Total Diversion</u>	2.18 CFS	925.3 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 5,	Twp 04N,	Rge 41E B.M.
MADISON County				
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 5,	Twp 04N,	Rge 41E B.M.
MADISON County		(Rediversion)		
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 5,	Twp 04N,	Rge 41E B.M.
MADISON County		(Injection)		

Place of Use

IRRIGATION Within MADISON County

T04N R41E S5	Lot 4	NWNW	39.00	T04N R41E S5	SWNW	30.00
T04N R41E S5		NESW	34.00	T04N R41E S5	NWSW	40.00
T04N R41E S5		SWSW	39.00	T04N R41E S5	SESW	39.00
T04N R41E S6	Lot 1	NENE	39.00	T04N R41E S6	SENE	31.00
T04N R41E S6		NESE	33.00	T04N R41E S6	SESE	32.00
T04N R41E S7		NENE	22.00			

Total Acres: 378

Conditions of Approval:

1. R63 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.
2. 065 The right holder shall make full beneficial use of all surface water rights, 22-7091, 22-7115, and 22-13454, available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
3. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased, or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. R05 Injection and redirection of water from Lyons Creek under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
6. WB7 This right shall not exceed an annual maximum diversion volume of 925.3 af at the field headgate for the lands above.
7. Claims 22-7091, 22-7115, and 22-13454 have been recommended in the Snake River Basin Adjudication with places of use that partially overlap the place of use for this right. If these claims are decreed as recommended, this right shall not exceed the irrigation of 378 acres when combined.
8. Ground water diverted under this right is injected into Lyons Creek and diverted from Lyons Creek at the point of redirection to irrigate the place of use. Water shall not be diverted from Lyons Creek unless ground water is simultaneously being injected into Lyons Creek at an equal rate.
9. F06 The following rights are diverted through the point of redirection described above: 22-7091, 22-7115, 22-13454, and 22-13670.

Licensed Date: 1/21/2008



Bevan Jeppesen

-  Bevan_Jeppesen
-  Township/Range
-  Sections
-  QQ

