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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 70718

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant Lawrence B. Fox Phone 427-6652

Street Office address 16205 N. Cleveland Rd Preston, Idaho 83263

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 change pou to better ground and use a pivot 3 ac. Combine two water right for a 47 apou.

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>13-657</u>	<u>5/1/1875</u>	<u>.70</u>	<u>IRR</u>	<u>4/20</u> to <u>9/30</u>
<u>13-662</u>	<u>6/1/1901</u>	<u>.24</u>	<u>IRR</u>	<u>4/20</u> to <u>9/30</u>
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred .94 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water North Hoops Creek tributary to Hoops Creek

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		SE	NE	10	12S	40E	Franklin	

5. Lands irrigated or place of use:

5. Lands irrigated or place of use.

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
12S	40E	11						30								11	5			47
		</																		

Total Acres 47

PART 1

General Information:

a. Description of diversion system headgate creek to gravity sprinkler
system

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:

dried up

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 20 _____.

For the Director

07/16/2003

WATER RIGHT NUMBER: 13-662

Priority Date: 06/01/1901
Basis: Deceased
Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/20 to 9/30	0.240 CFS	
	Total Diversion:	0.240 CFS	

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
12S	40E	11					X	X								X			

Conditions of Approval:

Remarks:

1. General P/U, AC IRR=12.

Comments:

Dates and Other Information:

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07/16/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 13-662

Dates and Other Information:

Licensed Date:
Decreed Date: 7/14/1920
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Last Chance Canal Co
Decree Plaintiff: Utah Power & Light Co
Civil Case Number:
Judicial District: District Court Eastern Division
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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07/16/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 13-657

WATER RIGHT NUMBER: 13-657

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HARLOW W HOOPS
	, ZZ
Current Owner	ARTHUR COOMBS
	, ZZ
Current Owner	LILLIE COOMBS
	, ZZ

Priority Date: 05/01/1875

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH HOOPS CREEK	HOOPS CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/20 to 9/30	0.700 CFS	
<u>Total Diversion:</u>		0.700 CFS	

<u>Location of Point(s) of Diversion</u>		
NORTH HOOPS CREEK	SE1/4NE1/4	Sec. 10, Twp 12S, Rge 40E, B.M.
FRANKLIN County		

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	40E	11									X				X	X		X	

Conditions of Approval:

Remarks:

- General P/D, 2 POINTS, ONE FROM EACH SIDE OF CREEK.
P/U, AC IRR=35.

Comments:

Dates and Other Information:

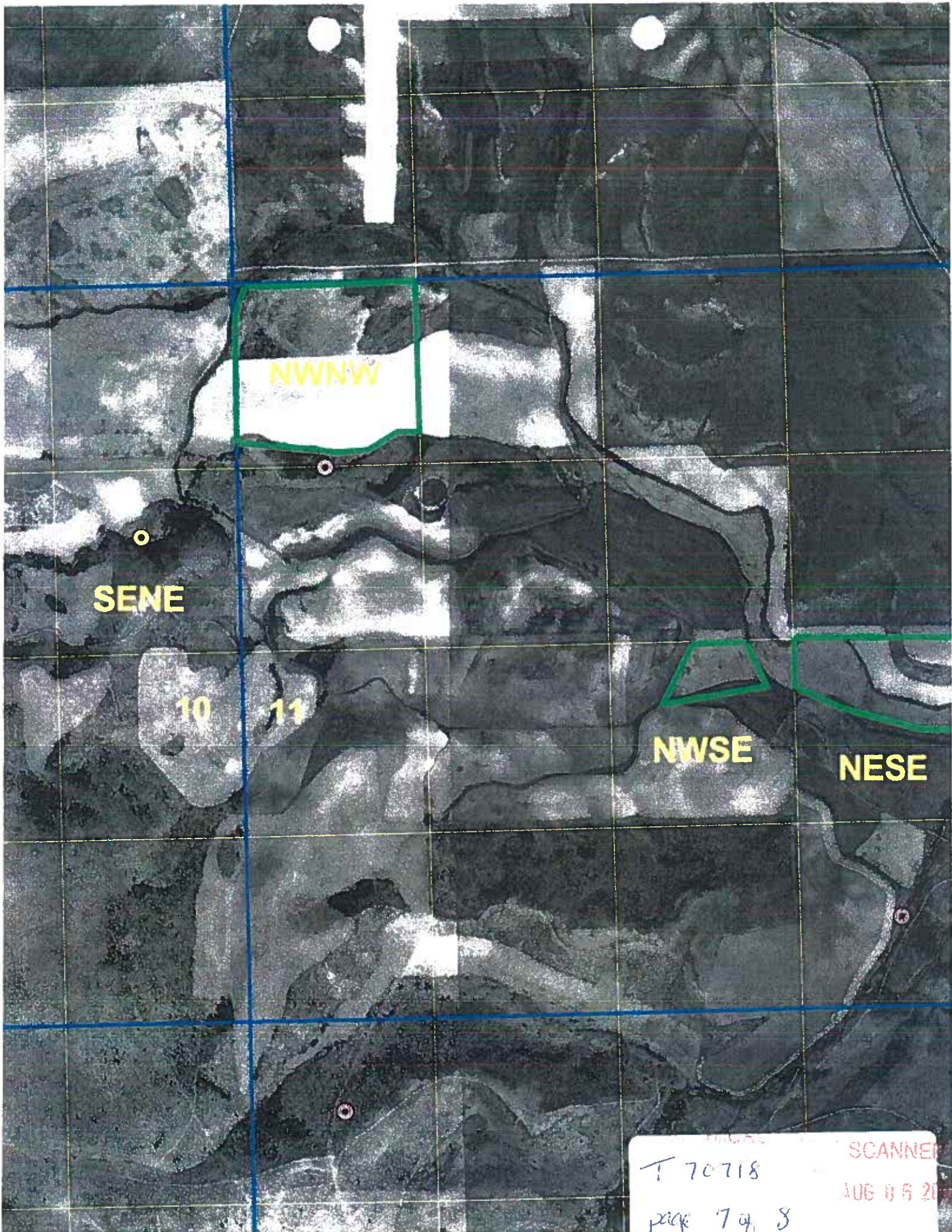
13-662

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 13-657

Dates and Other Information:

Licensed Date:
Decreed Date: 7/14/1920
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Last Chance Canal Co
Decree Plaintiff: Utah Power & Light Co
Civil Case Number:
Judicial District: District Court Eastern Division
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False



NWNW

SENE

10

11

NWSE

NESE

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SCANNED

AUG 05 2004

PART 3

CHANGES IN NATURE OF USE

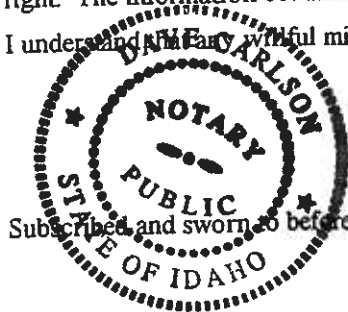
1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ 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 16 day of July, 2003
Dane Carlson
 (Notary Public)

My commission expires 2/26/2008

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and _____ attachments
 Received by De Date 7/16/2003 Protest filed by _____
 Prelim. Check by De Fee 250
 Receipted by De Date E029000 7/16/2003
 Published in Preston Citizen (Wed) Copies of protest forwarded by _____
 Pub. Dates _____ Hearing held by _____ Date _____
 Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

WARRANTY DEED

For Value Received

WARREN B. FOX FAMILY PARTNERSHIP

the grantor, does hereby grant, bargain, sell and convey unto

LAWRENCE BERNARD FOX

whose current address is 16205 North Cleveland Rd., Preston, Idaho 83263

the grantee, the following described premises, in FRANKLIN County Idaho, to wit:

Section 4: Lot 7, SW 1/4 SE 1/4 - T.12S-R.41E
 Section 3: S 1/2 SW 1/4
 Section 9: NE 1/4
 Section 10: NW 1/4, S 1/2, NE 1/4
 Section 11: E 1/2 SE 1/4, NW 1/4 SE 1/4, NE 1/4 SW 1/4
 Section 12: Beginning at Southwest corner of SW 1/4, running thence East 16 rods to West side of Main County road which runs in a general North and South direction with a bearing to the East, and running thence in a Northeasterly direction along the West boundary of said road a distance of 74 rods; running thence West 54 rods to the West boundary of said Section 12; running thence South following said boundary a distance of 70 rods to the point of beginning.

Together with existing water rights, all oil, gas and mineral rights.

RECEIVED

JUL 18 2003

Department of Water Resources
Eastern Region

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: December 7, 1992.

Lawrence Bernard Fox
Ruth F. Mussler

Warren B. Fox
Delma F. Fox

STATE OF IDAHO, COUNTY OF

On this 7th day of Dec., 1992,
 before me, a notary public in and for said State, personally
 appeared Lawrence Bernard Fox, Delma F.
 Fox, Warren B. Fox, Ruth F. Mussler

known to me to be the persons whose names
 subscribed to the within instrument, and acknowledged to
 me that they executed the same.

Karen A. Gammill
 Notary Public
 Residing at Grace, Idaho.
 Comm. Expires 10-22-98

Recorded at the request of

Lawrence Fox

a.m. DEC 7 1992

LARA E. JOHNSON, RECORDER

By *Carol Barber* Deputy
 FRANKLIN COUNTY, IDAHO

ATTACHMENT T 70718
 1 OF 3

180872

Recorded at the request of

Lawrence B. Fox

DEC 21 1989 12:15 PM

LAWRENCE E. JOHNSON, RECORDER

By Theresa J. [Signature] Deputy
FRANKLIN COUNTY, IDAHOReception ☐
Indexed ☐

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

For Value Received Ten (\$10.00) and other considerations, We Warren B. Fox and Delma F. Fox the grantors, do hereby grant, bargain, sell and convey unto Lawrence B. Fox the grantee, the following described premises, in Franklin County, Idaho, to wit:

TOWNSHIP 12 SOUTH, RANGE 40 EAST of the Boise Meridian, Franklin County, Idaho

Section 10: E½SE½.
Section 11: NW¼, W½SW¼, SW¼NE¼.
Section 14: NW¼NW¼.

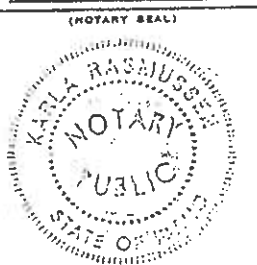
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

12-19-89

Warren B. Fox
Delma F. Fox



State of Idaho
County of :Caribou }

as On the 19th day of December A.D. 1989

personally appeared before me Warren B. Fox and Delma F. Fox

the signer(s) of the within instrument, who duly acknowledged to me that they executed the same.

Residing at: IdahoMy Commission expires: 12-21-90

Mail deed to:

Mail tax notice to:

T 70718
ATTACHMENT 2 OF 3

FRANKLIN COUNTY ASSESSOR
51 WEST ONEIDA
PRESTON, IDAHO 83263

2003
ASSESSMENT NOTICE
& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

PARCEL DESCRIPTION:

NW4, W2 SW4, SW4NE4
11-12-40
INST # 180672

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208)852-1091

PARCEL ADDRESS:

FOX, LAWRENCE B.
16208 NORTH CLEVELAND ROAD
PRESTON, IDAHO 83263

Appeals of your property value must be filed in
writing, on a form provided by the County, by:
06/23/2003

Tax Code Area: 15

Parcel Number: 80.00

STATE ##

FRANKLIN COUNTY ASSESSOR
51 WEST ONEIDA
PRESTON, IDAHO 83263

2003
ASSESSMENT NOTICE
& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

PARCEL DESCRIPTION:

NE4 SW4 NW4 SE4 E2 SE4
SEC 11 TWP 12 RGE 40
INST # 187161

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208)852-1091

PARCEL ADDRESS:

FOX, LAWRENCE BERNARD
16205 N. CLEVELAND RD.
PRESTON, IDAHO 83263

Appeals of your property value must be filed in
writing, on a form provided by the County, by:
06/23/2003

Tax Code Area: 15

Parcel Number: 82.00

STATE ##

ATTACHMENT T 70718
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