

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4193
WATER RIGHT NO(S). 45-02476/45-02574/45-02591/45-07048
45-07347 and Claim No. 45-10310

This is to certify that: **HEPWORTH FAMILY LIMITED PARTNERSHIP**
RT 2 BOX 2206
BURLEY ID 83318

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. 45-02476 : IRRIGATION Priority: 03/29/1954	04/01 to 10/31	4.61 CFS	1947.7 AF
Right No. 45-02574 : IRRIGATION Priority: 07/18/1959	04/01 to 10/31	0.77 CFS	325.3 AF
Right No. 45-02591 : IRRIGATION Priority: 10/05/1959	04/01 to 10/31	3.74 CFS	1124.0 AF
Right No. 45-07048 : IRRIGATION Priority: 03/03/1970	04/01 to 10/31	2.50 CFS	1056.2 AF
Right No. 45-07347 : IRRIGATION Priority: 06/29/1978	04/01 to 10/31	4.50 CFS	1901.2 AF
Claim No. 45-10310 : IRRIGATION Priority: 05/01/1978	04/01 to 10/31	6.30 CFS	1260.0 AF
Total		22.42 CFS	7614.4 AF

SOURCE

GROUNDWATER

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TRANSFER NO. 4193
WATER RIGHT NO(S). 45-02476/45-02574/45-02591/45-07048
45-07347 and Claim No. 45-10310

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 25, Township 11S, Range 21E
 SWNW , Sec. 25, Township 11S, Range 21E
 NESE , Sec. 25, Township 11S, Range 21E
 SESE , Sec. 26, Township 11S, Range 21E
 CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	21E	25	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 39	
			SESE 39			638
		26	NENE 39	NWNE 39	SWNE 40	
			SENE 39	NENW 39	NWNW 39	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 39	SESW 39	
			NESE 40	NWSE 40	SWSE 39	
			SESE 40			632
						1270

Total number of acres irrigated:

CONDITIONS/REMARKS:

1. 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.
2. All rights when combined shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. The combined annual volume of water under Right Nos. 45-02476, 45-02574, 45-02591, 45-07048, 45-07347 and SRBA Claim No. 45-10310 shall not exceed 5080.0 acre feet.
4. Right No. 45-02476 is limited to the irrigation of 588 acres in the place of use described above in a single irrigation season.
5. Right No. 45-02574 is limited to the irrigation of 248 acres in the place of use described above in a single irrigation season.
6. Right No. 45-02591 is limited to the irrigation of 281 acres in the place of use described above in a single irrigation season.
7. Right No. 45-07048 is limited to the irrigation of 274 acres in the place of use described above in a single irrigation season.
8. Right No. 45-07347 is limited to the irrigation of 937 acres in the place of use described above in a single irrigation season.
9. Right No. 45-10310 is limited to the irrigation of 588 acres in the place of use described above in a single irrigation season.

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 FEB 07 1994

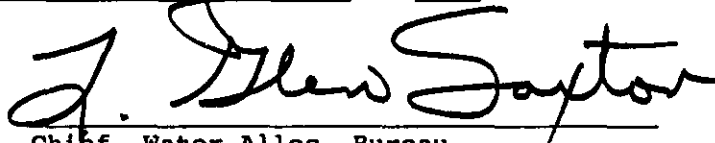
TRANSFER NO. 4193

WATER RIGHT NO(S). 45-02476/45-02574/45-02591/45-07048
45-07347/45-10310

CONDITIONS/REMARKS:

10. Prior to diversion of water from the newly authorized well, the right holder shall install flow measurement ports or other measuring devices as specified by the Department at each point of diversion.
11. Approval of this transfer in no way confirms the right claimed under SRBA Claim No. 45-10310.
12. Two points of diversion located in NWSWNW, S25, T11S, R21E.

Dated this 31st day of January, 1994.


Chief, Water Alloc. Bureau

[Faint handwritten notes and a date stamp, possibly "1/24/94", are visible in the bottom right corner.]

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 45-7347 Priority June 29, 1978 Amount 4.5 cfs

THIS IS TO CERTIFY, that Ron Hepworth
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 45-7347 issued pursuant to Application for Permit dated June 29, 1978,
and has submitted proof to the Department of Water Resources on July 5, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 16.22 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u> at <u>4.5</u> cfs and *		
	from _____ at _____ cfs and		
	from _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 4.5 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed

* _____ acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 25; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26; Twp. _____ in the County of Cassia
11S, Rge. 21E

Description and location of place of use:

Twp.	Range	Section	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11S	21E	25	39	40	40	39	37	39	40	40	39	38	39	40	40	39	39		627
		26								40	40	39	39	39	40	39	34		310

Total number of acres irrigated 937

*This right when combined with Licenses 45-2476, 45-2591 and 45-2574 under T.
2266 and License 45-7048 shall not exceed 3748.0 acre feet per annum for the
lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30th day of
December, 19 82.

Director

Identification No. _____

Application No. 45-7347

**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 Ron Hepworth, DBA Hepworth Farms Phone: 678-5790
post office address Route #2, Box 171A, Burley, ID 83318
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 11S
Range 21E. B.M. Cassia County; additional points of diversion if any: _____
NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, Twp. 11S, Rge. 21E., B.M.
- 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 4.5cfs for Irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 4.5 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 5 existing wells, pumps, mainline, sprinklers
- 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 1 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(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:

[illegible]

Total number of acres to be irrigated 960

c. Describe any other water rights used for the same purposes as described above. Licenses 45-2476

(4.61 cfs), 45-2574 (0.77 cfs), 45-2591 (3.74 cfs), Permit 45-7048 (2.5 cfs)

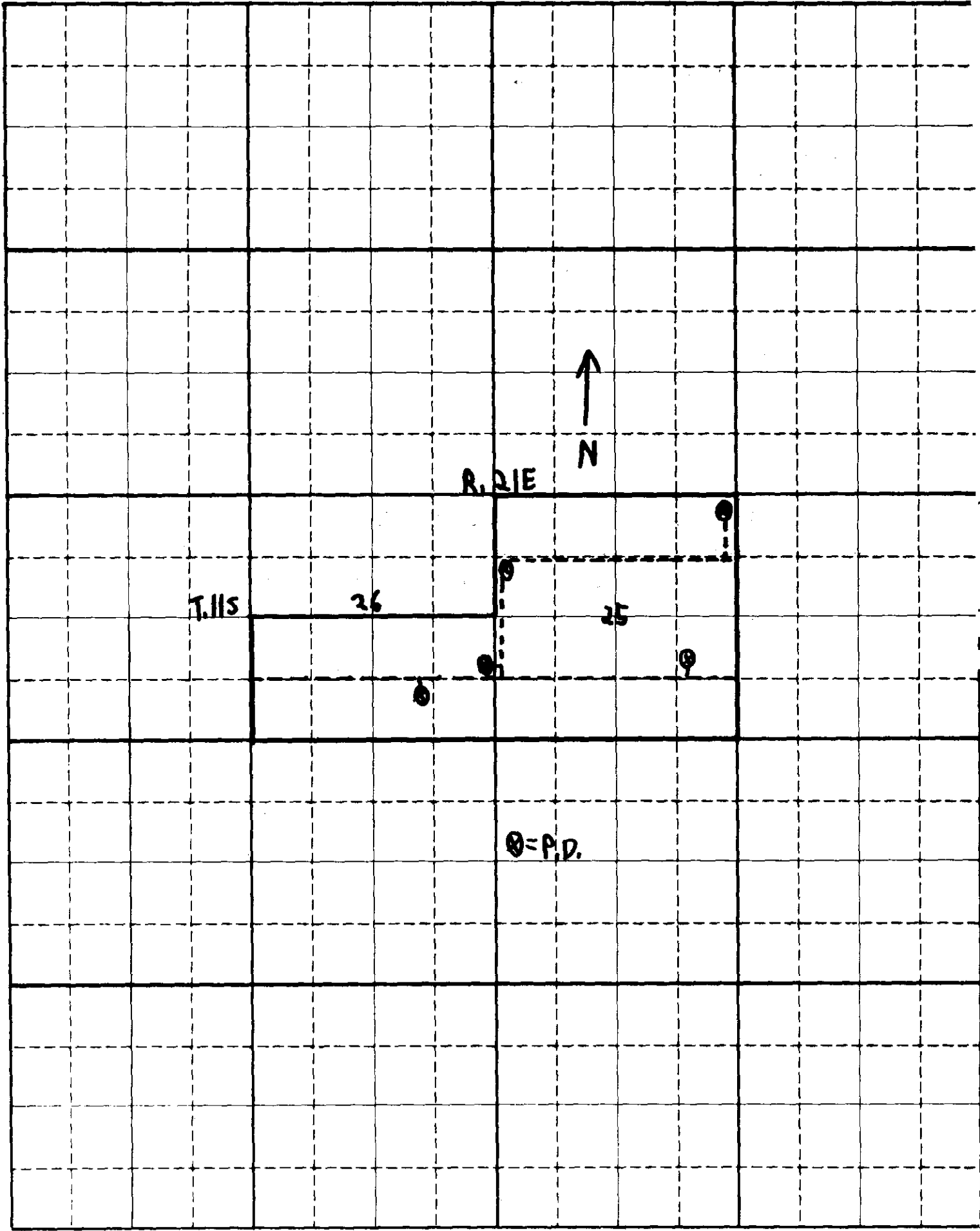
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks

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.

Ron Hepworth
(Applicant)

Proposed Priority 6/29/78

Received by JP Date 6-29-78 Time 2 pm

Preliminary check by ADM Fee \$ 65.00 # 10485

Received by Sm Date 6/29/78

Publication prepared by Sm Date 7/11/78

Published in South Idaho Press

Publication dates 7/18 + 7/25/78

Publication approved CS Date 7/28/78

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by th yg

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. 45-7347, 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 September 1, 19 79.

c. Other: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

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

Witness my hand this 30th day of August, 19 78.

J. Glen Saylor
Chief, Operations Bureau

RECEIVED

JUL 27 1978

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

Department of Justice
Southern District of Idaho

7/28/78
OK
CS

County of Cassia,)
STATE OF IDAHO) ss.

Cindy Duffen being first
duly sworn, deposes and says that she is the

Click of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2 times
consecutive weeks, commencing with the issue
dated 7-18 1978, and ending
with the issue dated 7-25, 1978

Cindy Duffen

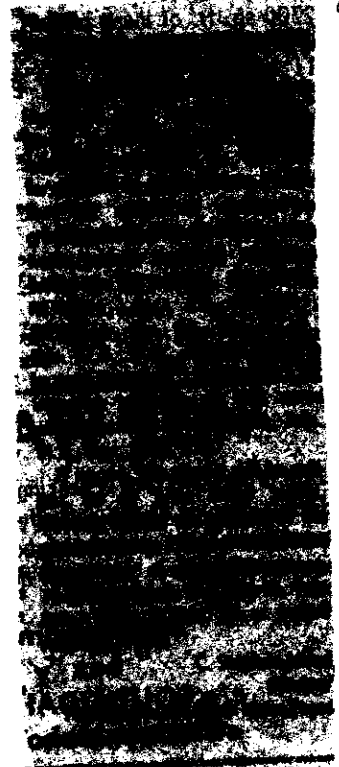
Subscribed and sworn to before me
this 26th day of July
1978.

Thomas M. Peterson Notary Public
of Publication 10.85

Notary Fee _____
Cost 10.85

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

NOTARILIZED



SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Cindy Duffen being first
duly sworn, deposes and says that she is the

clerk of the South Idaho
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the paper is of general circulation therein.
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consecutive weeks, commencing with the issue

dated 7-18 1978, and ending

with the issue dated 7-25, 1978

Cindy Duffen

Subscribed and sworn to before me

this 26th day of July

1978

Thomas M. Johnson Notary Public

of Publication 10.85

Copy Fee 10.85

Cost 10.85

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

78-289

**NOTICE OF APPLICATION FOR
WATER PERMIT**

NOTICE IS HEREBY GIVEN that Ron
Hepworth, dba Hepworth Farms,
Burley, Idaho, has on June 29, 1978
submitted Application No. 45-7347
for a permit to appropriate 4.5 cubic
feet per second of water from
ground water by means of 5 existing
wells, pumps, mainline, sprinklers
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; NE $\frac{1}{4}$ SE $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, Twp. 11 S.,
Rge. 21 E., B.M., Cassia County to
be used from mar. 15 to Nov. 15 for
irrigation purposes of 960 acres
within Sec. 25; S $\frac{1}{2}$, Sec. 26, Twp.
11 S., Rge. 21 E., B.M.

If issued, this permit will be sub-
ject to all prior water rights.
Protests against the granting of the
permit must be filed with the Idaho
Department of Water Resources,
1041 Blue Lakes Blvd. North, Twin
Falls, Idaho, 83301 on or before
August 4, 1978.

C. Stephen Allred
Director

Published in the South Idaho Press
on July 18 and 25, 1978.

MEMORANDUM

TO: FILE 45-07347

FROM: PAM SKAGGS

RE: TRANSFER # 4193

DATE: 8-2-93

=====

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 45-02476.

RECEIVED

FEB 07 1994

January 18, 1983

RE: Permit No. 45-7347

Ron Hepworth
Route #2, Box 171A
Burley, ID 83318

Dear Mr. Hepworth:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 14, 1982

RE: Permit No. 45-7347

Ron Hepworth
Route #2, Box 171A
Burley, ID 83318

Dear Mr. Hepworth:

A representative of this Department has made an examination of the works covered by your Permit No. 45-7347, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 4.5 cfs Source: groundwater

The maximum quantity diverted shall not exceed * acre feet per year.

Point(s) of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; Twp. 11S, Rge. 21E, Cassia County

Beneficial use: Irrigation of 937 acres within Sec. 25; S $\frac{1}{2}$, Sec. 26; Twp. 11S, Rge. 21E

Priority date established: June 29, 1978

Conditions (if any): *This right when combined with Rights 45-2476, 45-2591 and 45-2574 under T. 2266 and License 45-7048 shall not exceed 3748.0 acre feet per annum for the lands above.

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:km

Overlap Review for 45-7347

License 45-2476
 License 45-2591 } T2266 gw P/D ^①SWNW, ^②NENE, ^③NESE Sec-
 License 45-2574 } NESE, ^④SWSE ^⑤Sec 26
 (same wells)

$$\frac{9.12}{797} = .01145/\text{ac}$$

P/U see attached
Transfer copy

★ Note: Although Transfer # 1063 on License 45-2476 allowed an expansion - this transfer # 2266 allowed only 797 acres by limiting the AF to 3188.0

License 45-2574	248 AC
License 45-2591	281 AC
License 45-2476	<u>268 AC</u>
	797 x 4.0 AF = 3188.0

License 45-7048 gw P/D ^{5 P/D's} (same wells) ✓

$$\frac{2.5}{274} = .00912/\text{ac}$$

P/U Sec 25 NWNE 39 AC
 S/2 NE 80
 NW/4 155
 (same lands)

Capacity Calculation

System Capacity	16.22
T2266	- 9.12
& 45-7048	<u>2.5</u>

4.6 Permit limits to 4.5 cfs
OK

V = 847 acres under 45-T347 were given 4.0 AF
under T2266 & L 45-7048

Since all rights are from a 5
well interconnected system, this
right should show a * in AF
& Remarks should limit AF to
3388 (847 x 4.0) plus 360.0 (90 x 4.0) = 3748.0 AF
OK

RC 12/8/82

Jim
12-15-82

MIC
70

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

45-7347

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 9-3-80 Accompanied by Ron. Heworth Total Q measured 7.1 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement 12" Annubar Meets Permit requirements? ✓

Measurement calculations:

Measured 35" pressure - 2.06" = 32.94" = 7.1 cfs. Allow 4.5 cfs applied for
Volumes: ~~fuller not already allowed under existing rights~~
 $937 \text{ ac} \times 4 \text{ AFA/ac} = 3748 \text{ AFA} - 3292 \text{ already licensed} = 456 \text{ AFA}$

See Overlap Review

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
1	450	U.S. Motors	J1421129	Guerra	37770341	Annubar	Good	main pump
	200	Marathon	EF-96656-5/25-4	Guerra	77-07876-1			booster pump

System Description four existing and one new well, common mainline to wheel lines and hard line (no pivots).
Main pump operated at 507 hp according to Mr. Heworth

*Code with map on reverse side. Disregard code if only one.

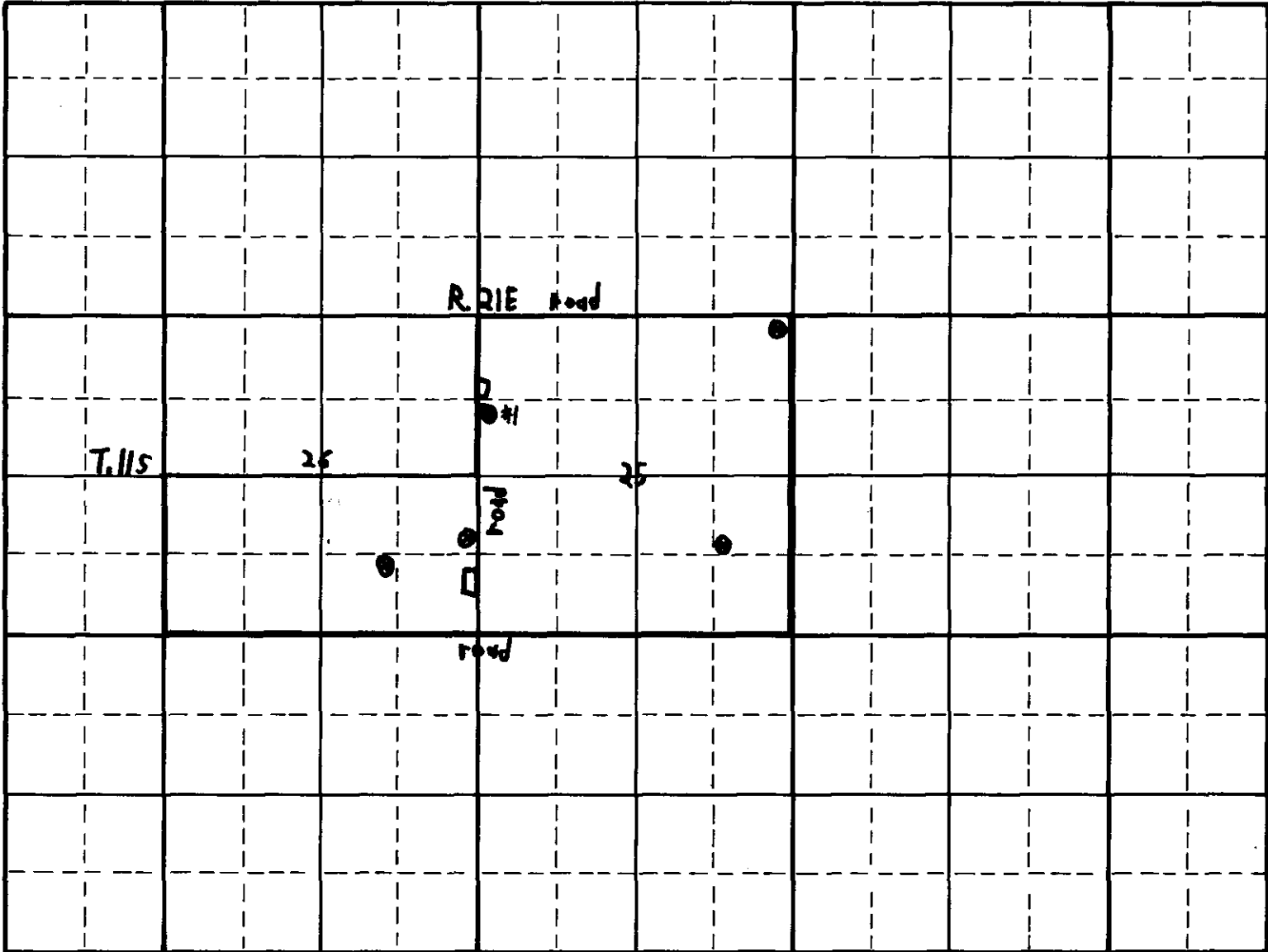
RECOMMENDED AMOUNTS

USE	Irrigation requirement =	Q (cfs)	V (afa)	FROM	TO
<u>irrigation</u>	<u>4.0</u>	<u>4.5</u> ✓	<u>756.0</u> *	<u>3-15</u>	<u>11-15</u>

See overlap Review

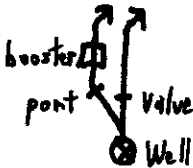
Remarks 9.12 cfs already licensed from existing wells + 7.1 cfs measured = 16.22 cfs system capacity.
45-2476, 2574, 2591.

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NE/NE, SW/NW, NE/SE Sec. 25, NE/SE, SW/SE Sec. 26 T. 11S R. 21E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	21E	25	39	39	40	40	39	39	39	40	40	39	38	39	40	40	39	39	6257
		26									40	40	39	39	39	40	39	34	310

Recommended Amendments:

- ☐ Change P.D. as reflected above
 ☐ Add P.D. as reflected above
 ☒ None
- ☐ Change P.U. as reflected above
 ☐ Add P.U. as reflected above
 ☐ Other

Examiner's Signature J.F. Stanton
 Date 9-9-80

Checked by [Signature]
 Date 1-6-81

Approved by [Signature]
 Date 12/8/82

LAND LIST ATTACHMENT

Description and location of place of use:

Total number of acres irrigated

Jim
12-15
82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Ron Hepworth dba Hepworth Farms Phone 678-5790

Post office address Route 2 Box 171A, Burley, Idaho 83318

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 45-2476, 45-2574,
45-2591 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____
thru purchase _____
3. Source of water ground water tributary to N/A
4. Date of priority see Inclosure 1
5. Water is used for the following purposes: see Inclosure 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)
6. Total amount of water under right: a. _____ cubic feet per second see Inclosure 1
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is _____ ¼ of _____ ¼ of Section _____
Township _____ Range _____, B.M., in _____ County
Additional points of diversion, if any see Inclosure 1
8. Lands irrigated or place of use: see Inclosure 1

[illegible]

Total number of acres to be irrigated



B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. 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	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion

- a. Amount of water to be diverted 9.12 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SW NE 1/4 NW NE 1/4, Section 25 Township 11S
Range 21E, B.M., Cassia County
Additional points NE 1/4 SE 1/4 Sec. 25; NE 1/4 SE 1/4, SW 1/4 SE 1/4 Sec. 26 T. 11S R. 21E

- c. Description of diverting works 4 existing wells, pumps, sprinkler system
- d. Describe the reasons for applying for a change in the point(s) of diversion
applicant wishes to tie all wells together in a common system for more-efficient irrigation of his farm

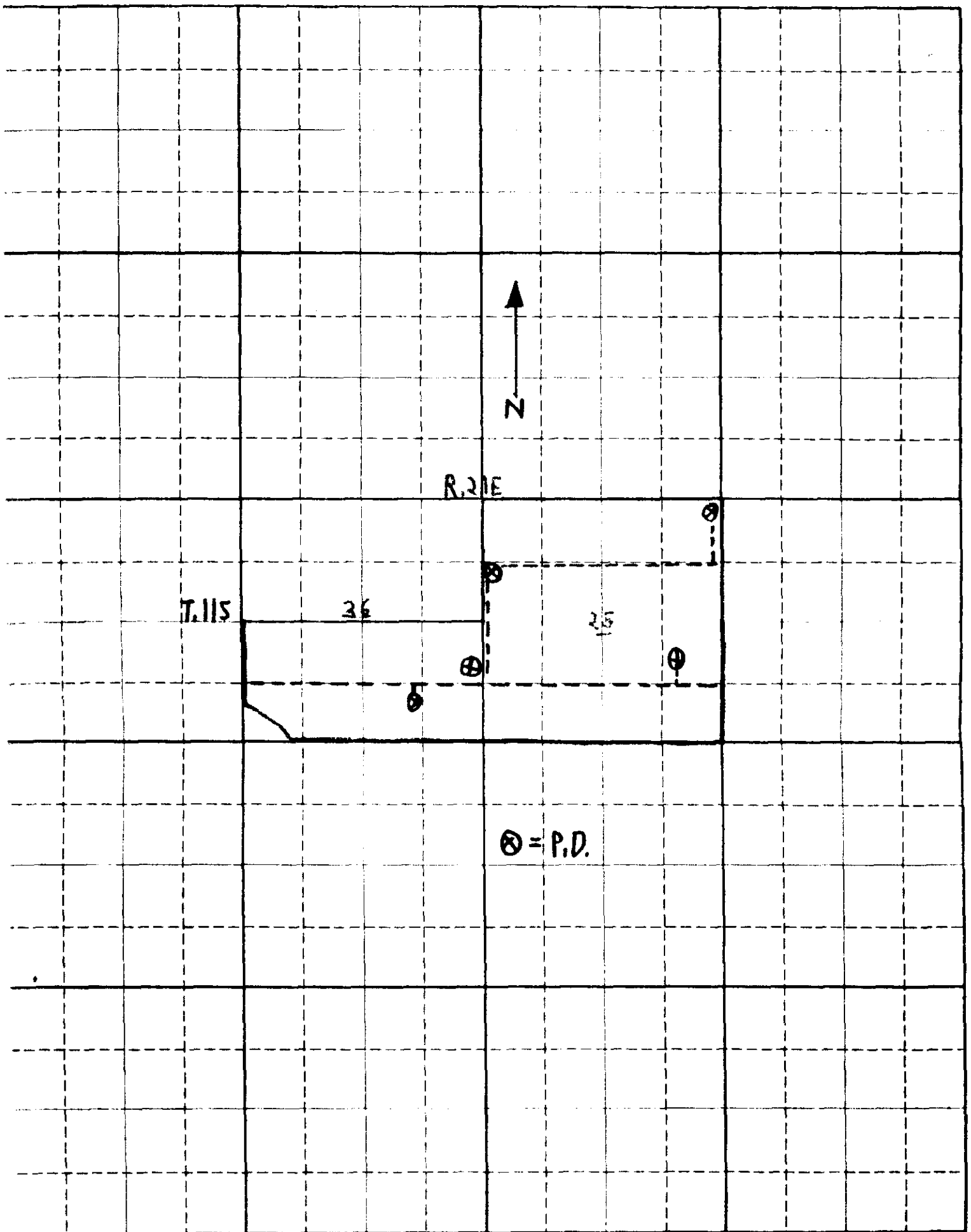
2. Change in place of use No Change

- a. Describe the lands or place of use to which the right will be transferred:

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	

Total number of acres to be irrigated _____

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches ~~to~~ 1 mile. Draw plan in ink.

3. Remarks

I hereby assert that no one will be injured by such change and 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.

Ron Lyman
(Signature of applicant)

Subscribed and sworn to before me this 7th day of June, 19 78.

[Signature]
(Notary public)

My commission expires 2/22/81

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2476, 45-2574, & 45-2591 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. The maximum rate of diversion shall not exceed 9.12 cubic feet per second.
2. The maximum annual volume of water authorized to be diverted by this transfer shall not exceed 3188 acre feet.

Witness my hand this 24th day of August, 19 78.

Norman C. Young
Administrator

FOR DEPARTMENT USE ONLY

Received by G Date 6-23-78
Prelim. check by ADM Fee 7302 #10485
Receipted by [Signature] Date 6/25/78
Published in South Idaho News
Pub. dates 7/25/78
Watermaster recommendation requested on AD
rec'd. [Signature]

Protest filed by _____
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial
by S.S.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

XXXXXX **APPLICATION FOR TRANSFER OF WATER RIGHT** XXXXXX
XXXXXX **To Change the Point of Diversion and/or the Place of Use** XXXXXX

INCLOSURE 1

Name of applicant _____ Phone _____
Post office address _____

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
b. License No. Transfer 1063
45-2476 Issued by the Idaho Department of Water Resources
c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water ground water tributary to _____

4. Date of priority 3-29-54

5. Water is used for the following purposes:

amount 4.61 cfs for irrigation purposes from Mar 15 to Nov 15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 4.61 ✓ cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 26
Township 11S Range 21E, B.M., in Cassia County
Additional points of diversion, if any SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26 T. 11S R. 21E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11S	21E	25	40	40	40	40	40	40	40	40									320
		26									38	31	15	35	40	40	29	40	268

* Limited to irrigation of no more than 320 acres at one time.

Total number of acres to be irrigated *

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

ENCLOSURE 1

Name of applicant _____ Phone _____

Post office address _____

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 45-2591 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water ground water tributary to _____4. Date of priority 10-5-59

5. Water is used for the following purposes:

amount 3.74 cfs for irrigation purposes from Mar 15 to Nov 15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 3.74 ✓ cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 25
Township 11S Range 21E, B.M., in Cassia County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11S	21E	25									40	40	40	40	34	23	26	38	281

Total number of acres to be irrigated 281



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

C. Stephen Allred
Director

Ron Hapworth
Route 2 Box 171A
Burley, Idaho
83318

August 23, 1979

RE: Water Permit 45-7347

Dear Mr. Hapworth;

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

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.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

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

Sincerely,

Gary Funderburg
Senior Water Resource Agent

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. 45-7347

Name(s) of Permit Holder: Ron Hepworth dba Hepworth Farms

Post Office Address: Route 2 Box 171A, Burley, Idaho

Tel. No. 678-5790

Source of Water: ground water

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation 960 (acres)
☐ Other _____

Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No
Access 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.

7-5-79
Date

Ron Hepworth
Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

JUL 5 1979

Department of Water Resources
Southeast District Office



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

JOHN V. EVANS
Governor

C. STEPHEN ALLARD
Director

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

June 29, 1979

101080

Ron Hepworth
DBA Hepworth Farms
Route 2, Box 171A
Burley, ID 83318

Dear Mr. Hepworth:

One of the conditions of approval of your water Permit No. 45-7347 was that evidence of the extent of development must be submitted to this office on or before September 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

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

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

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED



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

August 31, 1978

Re: Permit No. 45-7347

Ron Hepworth
dba Hepworth Farms
Route #2, Box 171A
Burley, ID 83318

Dear Mr. Hepworth:

Your approved copy of your Application for Permit is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. The Department will provide the specifications for the installation to you.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right. If you have any questions, please let us know.

Sincerely,


GLEN SAXTON
Chief, Operations Bureau

LGS:kw Enclosure

INTER-DEPARTMENT MEMO — 1

FROM Jim J.

DATE 8/18/78

TO File

SUBJECT Permit No. 45-7347

This application should have a volume metric limit set at time of licensing which when combined with other rights on same land should not exceed 4 ac. ft per acre. Transfer No. 2266 set limit of 3188 acre-feet on 797 acres

Jim
SIGNATURE

NOTED

EXISTING RIGHTS:

45- 2591	3.74 cfs	281 ac	= 0.013 cfs/ac
45- 2574	.77 cfs	248 ac	= 0.003 cfs/ac
45- 2476	4.61 cfs	268 ac	= 0.017 cfs/ac
	<u>9.12</u>	<u>797 ac</u>	<u>= 0.011 cfs/ac</u>

NEW APPLICATION:

/// 45-7347 45 cfs 960 ac = 0.005 cfs/ac

OVER APPROPRIATION CHECK:

EXISTING PERMITS	0.011 cfs/ac
NEW APPLICATION	0.005
Total	<u>0.015 cfs/ac</u>

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NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Ron Hapworth, DBA Hapworth Farms

Burley, ID

has on 6/29/78 submitted Application No. 45-7347

for a permit to appropriate 4.5 cubic feet per second ~~acre feet per annum~~

of water from ground water

by means of 5 existing wells, pumps, mainline, sprinklers

within the S¹/₄NE¹/₄, NE¹/₄NE¹/₄, NE¹/₄SE¹/₄, Sec. 25; NE¹/₄SE¹/₄, S¹/₄SE¹/₄, Sec. 26,

Twp. 11S, Rge. 21E., B.M., Cassia County

to be used from Mar. 15 to Nov. 15

for irrigation purposes of 960 acres

within ~~the~~ Sec. 25; S¹/₄, Sec. 26, Twp. 11S, Rge. 21E., 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, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before August 4, 1978.

C. STEPHEN ALLRED

Director

Published in the South Idaho Press

on 7/18 and 7/25/78

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7/14/78
78-289

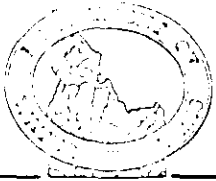
**NOTICE OF APPLICATION FOR
WATER PERMIT**

NOTICE IS HEREBY GIVEN that Ron Hepworth, dba Hepworth Farms, Burley, Idaho, has on June 29, 1978 submitted Application No. 45-7347 for a permit to appropriate 4.5 cubic feet per second of water from ground water by means of 5 existing wells, pumps, mainline, sprinklers within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, Twp. 11 S., Rge. 21 E., B.M., Cassia County to be used from mar. 15 to Nov. 15 for irrigation purposes of 960 acres within Sec. 25; S $\frac{1}{2}$, Sec. 26, Twp. 11 S., Rge. 21 E., 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, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before August 4, 1978.

C. Stephen Allred
Director

Published in the South Idaho Press
on July 18 and 25, 1978.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Arred
Director

1001 ANDERSON BLVD.
BOISE, IDAHO 83726
(208) 333-1111

July 11, 1978

South Idaho Press
Box 190
Burley, ID 83318

Re: Application for Permit No. 45-7347 - Ron Hepworth, dba Hepworth Farms

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 ample 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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Loren O. Holmes
Southern Region Supervisor

LOH:sm

Enc.

MICROFILMED