

45-02574

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

SOURCE

GROUNDWATER

MICROFILMED

FEB 07 1994

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	SENW 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	SENW 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.

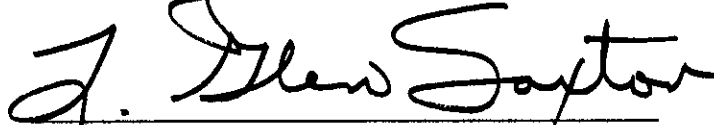
07 1994

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


FEB 07 1994

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

MICROFILMED

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 _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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 NW
NE NE ¼ ¼, Section 25 Township 11S
Range 21E, B.M., Cassia County
Additional points NE½SE¼ Sec. 25; NE½SE¼, SW½SE¼ 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

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. 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 1/4 of SE 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 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	
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

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
APPLICATION FOR TRANSFER OF WATER RIGHT
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
To Change the Point of Diversion and/or the Place of Use
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

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. 45-2574 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 7-18-59

5. Water is used for the following purposes:

amount 0.77 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. 0.77 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ 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	35	37	21	30	34	24	35	32									248

Total number of acres to be irrigated 248

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

[illegible]

xxxTo Change the Point of Diversion and/or the Place of Usexxx

INCLOSURE 1

Name of applicant _____ Phone _____

Post office address _____

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to _____

in case of _____ (Name) _____
vs _____

dated _____ in _____ county of _____

Transfer 1063	(Name of court)
---------------	-----------------

b. License No. 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

b. _____ &/or
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 1/4 Sec. 26 T. 11S R. 21E

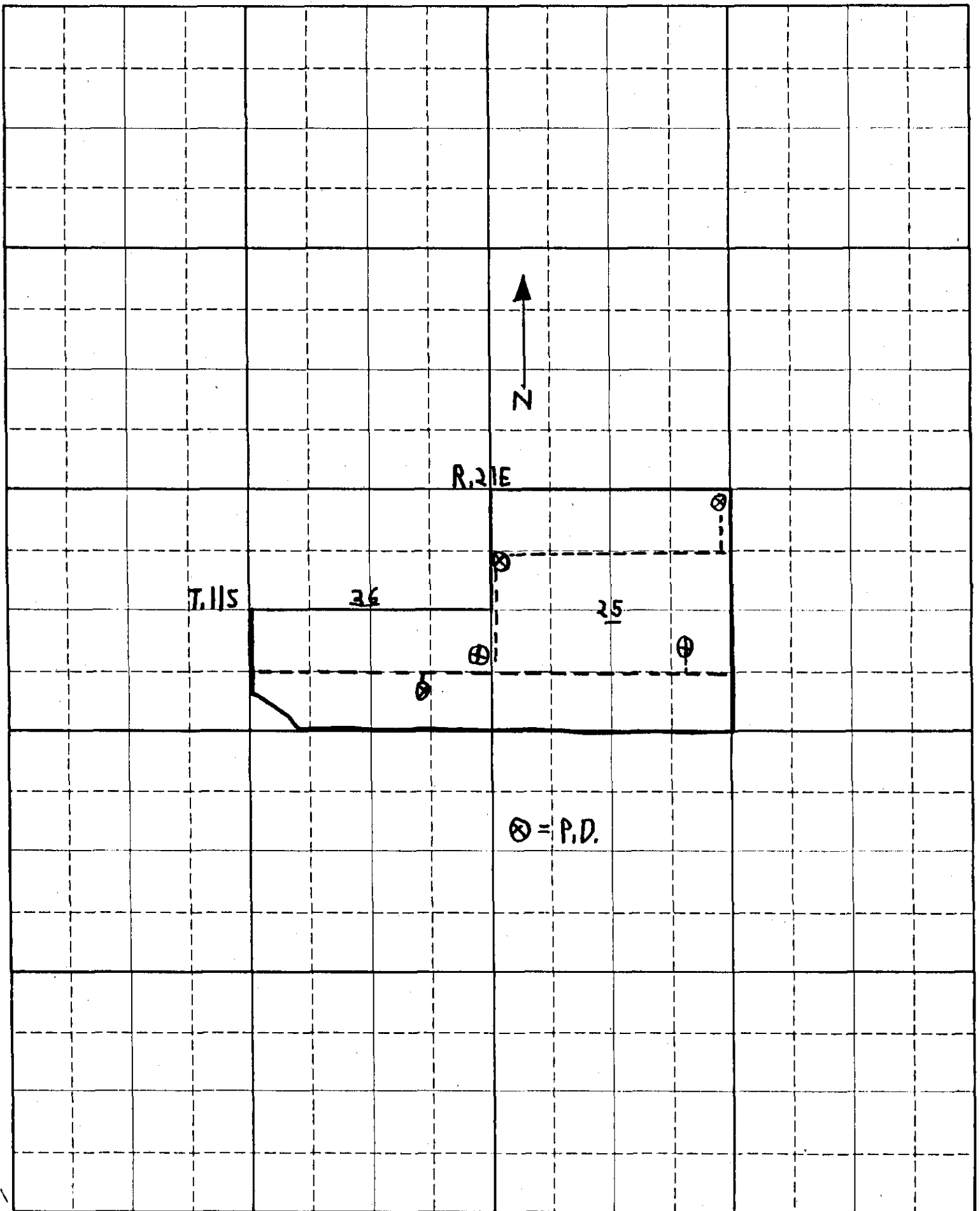
8. Lands irrigated or place of use:

[illegible]

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

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 equal 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 Hysmith
(Signature of applicant)

Subscribed and sworn to before me this 27th 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 <u>JS</u>	Date <u>6-29-78</u>	Protest filed by _____
Prelim. check by <u>ADM</u>	Fee <u>\$30.00</u> # <u>10485</u>	_____
Receipted by <u>Sm</u>	Date <u>6/29/78</u>	_____
Published in <u>South Idaho Press</u>		Copies of protest forwarded by _____
Pub. dates <u>7/18 + 7/25/78</u>		Hearing held by _____ Date _____
Watermaster recommendation requested on <u>N/A</u>		Recommended for <u>approval</u> denial
_____ rec'd. _____		by <u>S.S.</u>

SOUTH IDAHO PRESS

BURLEY, IDAHO

Department of Water Resources
Southern District Office

AFFIDAVIT OF PUBLICATION

County of Cassia,)

STATE OF IDAHO) ss.

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

clerk 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 Duffin

Subscribed and sworn to before me

this 26th day of July

1978

James M. Peterson Notary Public

Cost of Publication 22.05

Notary Fee 22.05

Total Cost 22.05

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

78-290

NO. OF PROPOSED
CHANGES OF WATER RIGHT

No. 45-2476, 45-2574, & 45-2591

NOTICE IS HEREBY GIVEN that Ron
Hepworth, dba Hepworth Farms, of
Burley, Idaho, has applied to the
Department of Water Resources for
a change of the point of diversion of
the waters of a ground water source.
The rights sought to be changed
are evidenced by License No. 45-
2476, 45-2574 & 45-2591 and are
recorded as follows:

45-2476 - Amount: 4.61 cfs,
Priority: 3-29-54, Point of Diver-
sion: 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. The water is used for
irrigation purposes of no more than
320 acres at one time within the
N $\frac{1}{2}$, Sec. 25; S $\frac{1}{2}$, Sec. 26, Twp.
11 S., Rge. 21 E., B.M.

45-2574 - Amount: 0.77 cfs,
Priority: 7-18-59, Point of Diver-
sion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, Twp. 11
S., Rge. 21 E., B.M., Cassia County.
The water is used for irrigation pur-
poses of 248 acres within the N $\frac{1}{2}$,
Sec. 25, Twp. 11 S., Rge. 21 E.,
B.M.

45-2591 - Amount: 3.74 cfs,
Priority: 10-5-59, Point of Diver-
sion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 11
S., Rge. 21 E., B.M., Cassia County.
The water is used for irrigation
purposes of 281 acres within the
S $\frac{1}{2}$, Sec. 25, Twp. 11 S., Rge. 21
E., B.M.

TO BE CHANGED AS FOLLOWS

Amount: 9.12 cfs. (No change),
Point of Diversion: 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.

The applicant wishes to tie all
wells together in a common system
for more efficient irrigation of his
farm.

The water will be used for
irrigation purposes as stated above.

Any protest against approval of
the above proposed change of water
right 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.

MICROFILMED

State of Idaho

License and Certificate of Water Right

Water License No. G-27778 Priority July 18, 1959 Amount 0.77 c. f. s.
(late proof)

THIS IS TO CERTIFY that H. E. Giles-Assignee-JAY O. TILBY

of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 19, 1959; that Permit No. G-27778 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 0.77 second feet, was issued thereunder on April 1, 1968, showing that said works were completed on the 11 day of September, 1967; and that on the 11 day of September, 1967 JAY O. TILBY

of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-27778 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record ~~in~~ Volume of Licenses, at Page, on the 1 day of April, 1968.

The right hereby confirmed dates from July 18, 1959. (late proof)

The Point of Diversion is located

in the NE 1/4 NE 1/4, Sec. 25, Twp. 11 S, R. 21 E, B.M. Cassia County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.77 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	21 E	25	NE $\frac{1}{4}$	40	35
			NW $\frac{1}{4}$	40	37
			SW $\frac{1}{4}$	40	21
			SE $\frac{1}{4}$	40	30
			NE $\frac{1}{4}$	40	34
			NW $\frac{1}{4}$	40	24
			SW $\frac{1}{4}$	40	35
			SE $\frac{1}{4}$	40	32
Total number of acres irrigated:					248

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 1 day of April, 1968.

R. Keith Higgins
State Reclamation Engineer.

45-2574 9-27778
Jay O. Tilley
Box 265
Burley -
Idaho

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35719
Permit No. G- 27778
District No.

H. E. Giles
509 Birch
Jerome, Idaho

1. Name of Applicant: H. E. GILES
So.
Postoffice address: 509 Birch, Jerome County: Jerome State: Idaho
2. Quantity of water claimed: 320 inches
 - (a) Rate of withdrawal in cubic feet per second 6.4 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25
Twp. 11 S. , Rge. 21 E. , B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and ditches
8. Estimated cost of works: \$ 22,000
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: This application is made in connection with A desert Land Entry.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

/s/ H. E. Giles
Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. February 19, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 27778

Recorded in Book 98 Page 27778 Approved March 2, 1959

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **September 2, 1961**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before March 2, 1964

Witness my hand this **2nd** day of **March, 1959**

/s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 2nd
day of March, 1959

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ARNOLD WILLIAMS
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

12.

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	
11 S	21 E.	25	40	40	40	40	40	40	40	40									320
STATE OF IDAHO DEPARTMENT OF RECLAMATION																			
WHEREAS, Permit No. G-27778, in the name of H. E. Giles, requires proofs of completion of works and beneficial use to be made on or before March 2, 1964; and,																			
WHEREAS, said Permit was issued in connection with Desert Land Entry Idaho Serial No. 010169; and,																			
WHEREAS, Applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until April 12, 1962.																			
NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-27778 to April 12, 1967, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-27778.																			
Signed at Boise, Idaho, January 23, 1964.																			
s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			

A S S I G N M E N T ✓

FOR VALUE RECEIVED, I hereby assign all of my right, title and interest in and to permit to appropriate the public waters of the State of Idaho, Permit No., G-27778 to Jay O. Tilby, Box 265, Burley, Idaho.

/s/ HENRY E. GILES,
Permit Holder

HELEN B. GILES,
Wife of Permit Holder

State of Utah)
: ss
County of Salt Lake)

On this 8th day of March, 1967, before me, a Notary Public for the State of Idaho, residing at Salt Lake City, Utah, personally appeared Henry E. Giles, and wife, Helen B. Giles, known to me (I.D.) to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same. IN witness whereof, I hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

/s/ VIOLA B. HUTTON,
Notary Public residing at Salt Lake City, Utah

My commission expires: 7-18-1967.

AMENDMENT TO POINT OF DIVERSION ✓

Comes now, Jay O. Tilby and represents to the State Reclamation Engineer of the State of Idaho, that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-27778. That the point of diversion ~~be changed to a point located: SE 1/4, Section 25, T 11 S., R 21 E., B.M.~~ ^{was} That he now requests that the point of diversion be changed to a point located: NE 1/4, Section 25, T 11 S., R 21 E., B.M. That the reason for desiring to make such change is as follows: No water in present location - feel that the new area will produce sufficient water.

That no one will be injured by such change and that such change will be made at Permit Holder's own risk,
Signed at Boise, Idaho this 9th day of March, 1967.

/s/ JAY O. TILBY

Date of receipt at Department of Reclamation: March 8, 1967.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-27778. This approval constitutes a new permit and is issued as an application (amendment) to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Recorded in book 98 of permit, page G-27778, March 8, 1967.

PERMIT NO. G-27778 ✓

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that H. E. GILES-Assignee-JAY O. TILBY of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-27778, issued upon Application No. G-35719 bearing date of priority of July 18, 1959 (late proof), authorizing the diversion of 6.4 second feet of waters of a well County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.77 second feet of the waters of a well from subterranean flow that the point of diversion of said waters is in the NE 1/4 Section 25, Township 11 South, Range 21 East, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:

N 1/2 Section 25, Township 11 South, Range 21 East, Boise Meridian.

Proof of completion of works made: September 11, 1967

Witness my hand this 1 day of April, A.D. 1968

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 0.77 SEC. FT.
LICENSE PAGE NO. 27778

DATE: 12/16/93
PAGE: 1

Two points of diversion located in NWSWNW, S25, T11S, R21E. The combined annual volume of water under this right and Right Nos. 45-02475/02591/07048/07347 and SRBA Claim No. 45-10310 shall not exceed 5080.0 acre feet.

Right No. 45-02574 is limited to the irrigation of 248 acres in the place of use described above in a single irrigation season.

Right No. 45-02476 is limited to the irrigation of 588 acres in the place of use described above in a single irrigation season.

Right No. 45-02591 is limited to the irrigation of 281 acres in the place of use described above in a single irrigation season.

Right No. 45-07048 is limited to the irrigation of 274 acres in the place of use described above in a single irrigation season.

WR0749NP
No. T45-02574

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 12/16/93
PAGE: 2

Remarks: Right No. 45-07347 is limited to the irrigation of 937 acres in the place of use described above in a single irrigation season. Right No. 45-10310 is limited to the irrigation of 588 acres in the place of use described above in a single irrigation season. 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.

Dates: App. Received: 06/07/1993 Priority Date: 07/18/1959
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 12/26/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/29/1993 User-ID: BALDWIN Subject: TRANS. #4193
Trans. #4193 was filed to change the point of diversion under this right and Right Nos. 45-02476/02591/07048/07347 and Adjudication Claim No. 45-10310.

Audit: 12/16/93 SKAGGS

MEMORANDUM

TO: FILE 45-02574
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



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 25, 1978

Re: Transfer No. 2266

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

Dear Mr. Hepworth:

Enclosed is a copy of your approved Application for Transfer of Water Right No.'s 45-2476, 45-2574 and 45-2591. Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:k
Enclosure

MICROFILMED

WARRANTY DEED

For Value Received JAY O. TILBY and MARY TILBY, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto

RONALD M. HEPWORTH and LOLITA HEPWORTH, husband and wife, and
WILLIAM G. HEPWORTH and ALICE HEPWORTH, husband and wife,
Route 2, Burley, Idaho 83318.

the grantee s, the following described premises, to-wit:

Township 11 South, Range 21 East, Boise Meridian

Section 25: ALL

Section 26: S½

ALL IN CASSIA COUNTY, STATE OF IDAHO

SUBJECT to any and all rights of way and easements and negative easements or restrictions of record with respect to said real estate; and also subject to any and all rights of way and easements for utilities, ditches, or roads not shown by public records but presently existing over and upon said real estate.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee s, that they are the owner s in fee simple of said premises; that said premises are free from all incumbrances except as above described.

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

Dated: February 15, 1977

STATE OF IDAHO, COUNTY OF CASSIA

On this 15th day of February, 1977,
before me, a notary public in and for said State, personally
appeared JAY O. TILBY and MARY TILBY
husband and wife,

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

Douglas F. Watt
Notary Public
Residing at Burley, Idaho
Comm. Expires

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____,
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____

Fees \$ _____
Mail to: _____

Deputy.

NOT RECORDED
FEB 16 1977

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: ADM

S.O.R. 5.5

1. Right number AS-2476/2574/2591 Applicant Ron Hepworth dba Hepworth Farms
2. Type of right: ☐ Decree ☒ Licenses ☐ 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. ATTACHMENT No. 1
 - c. ☒ Description of original place of use. " "
5. Amount of land &/or water transferred:
 - a. ☒ All of rights
 - 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. \$30.00 6-29-78
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred. Not submitted as of 7/11/78 ADM
 - h. ☒ Check for expansion in use of right. Comments ✓ Received 8-11-78 J.J.
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) No Change in Lands
- j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: J.J.

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny

3. Conditions* # 2, # 7 ≈ (9.12 cfs)

The maximum annual volume of water authorized to be diverted by this transfer shall not exceed 3.88 acre feet

4. By Loren O'Halloran Date 8-14-78
J.J. 8-18-78

* All uses within Watermaster Districts require special conditions.

cc Sent to Boise 7/11/78 sm

RECEIVED
AUG 17 1978

Department of Water Resources

NOT RECORDED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 45-2476, 45-2574, 45-2591

Notice is hereby given that Ron Hepworth, dba Hepworth Farms, of Burley, Idaho, has applied to the Department of Water Resources for a change of the point of diversion of the waters of a ground water source. The rights sought to be changed are evidenced by License No. 45-2476, 45-2574, & 45-2591 and are recorded as follows:

45-2476

Amount: 4.61 cfs

Priority: 3-29-54

Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, Twp. 11S, Rge. 21E., B.M., Cassia County.

The water is used for irrigation purposes of no more than 320 acres at one time within the N $\frac{1}{2}$, Sec. 25; S $\frac{1}{2}$, Sec. 26, Twp. 11S, Rge. 21E., B.M.

45-2574

Amount: 0.77 cfs

Priority: 7-18-59

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, Twp. 11S, Rge. 21E., B.M., Cassia County.

The water is used for irrigation purposes of 248 acres within the N $\frac{1}{2}$, Sec. 25, Twp. 11S, Rge. 21E., B.M.

45-2591

Amount: 3.74 cfs

Priority: 10-5-59

Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 11S, Rge. 21E., B.M., Cassia County.

The water is used for irrigation purposes of 281 acres within the S $\frac{1}{2}$, Sec. 25, Twp. 11S, Rge. 21E., B.M.

TO BE CHANGED AS FOLLOWS

Amount: 9.12 cfs (No change)

Point of diversion: 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. 11S, Rge. 21E., B.M., Cassia County.

The applicant wishes to tie all wells together in a common system for mo

RECEIVED

efficient irrigation of his farm.

The water will be used for irrigation purposes as stated above.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, ID 83301, on or before August 4, 1978.

C. STEPHEN ALLRED

Director

Published in the South Idaho Press on 7/18 & 7/25/78.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF LAND
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Alfred
Director

July 11, 1978

South Idaho Press
Box 190
Burley, ID 83318

Re: Transfer of Water Right - 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.

ENCLOSURE

April 1, 1968

Re: Permit No. G-27778

Jay O. Tilby
Box 265
Burley, Idaho 83318

Dear Mr. Tilby:

Enclosed are your Certificate of Completion of Works and License and Certificate of Water Right on the above numbered permit.

Also enclosed is departmental receipt No. 466 in the amount of \$21.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosure: Certificates
Receipt

27778

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that H. E. Giles-Assignee-JAY O. TILBY
 of Burley, County of Cassia, and State of
Idaho, the holder of Permit No. G-27778, issued upon
 Application No. G-35719 bearing date of priority of July 18, 1959, authorizing the
 (late proof)
 diversion of 6.4 second feet of waters of a well

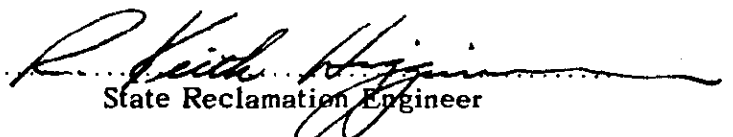
County of Cassia, State of Idaho, for irrigation
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 0.77 second feet of the waters of a well from subterranean flow

that the point of diversion of said waters is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 25, Township 11
South, Range 21 East, Boise Meridian;

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: N $\frac{1}{2}$ Section 25, Township 11 South, Range 21 East,
Boise Meridian.

Proof of completion of works made: September 11, 1967

Witness my hand this 1 day of April, A. D. 19 68


 State Reclamation Engineer

water
no. yes

655-678	Grey lava	
678-704	Brown lava w/cinders + clay	<u>NO</u>
704-734	Grey lava	<u>NO</u>
734-738	Black lava cinders + clay (calc)	<u>NO</u>
738-773	Black lava cinders w/Brown clay seams	<u>NO</u>
773-780	Black lava cinders + clay (calc)	<u>yes</u>
780-783	Black & lava	<u>NO</u>
783-798	Black & Red cinders	<u>yes</u>
798-852	Grey lava w/clay seams	<u>NO</u>
852-861	Brown lava	<u>NO</u>
861-886	Grey lava	<u>NO</u>
886-923	Brown lava	<u>NO</u>
923-965	Grey lava	<u>NO</u>

27778

January 30, 1968

Re: Permit No. G-27778

Jay C. Tilby
Box 265
Burley, Idaho 83318

D27778

Dear Mr. Tilby:

A representative of this department has made an examination of the works covered by your permit G-27778 and has found the following:

Quantity of water diverted: .77 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: .77 c.f.s.

Purpose of use: irrigation of 246 acres in N1, sec. 25, T. 11 S, R. 21 E, E.M.

The priority date established is: July 18, 1959.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. Reslowney
Water Rights Clerk

D.W:ks

A

27778

January 30, 1968

Re: Permit No. G-27778

Jay O. Tilby
Box 265
Burley, Idaho 83318

Dear Mr. Tilby:

A representative of this department has made an examination of the works covered by your permit G-27778 and has found the following:

Quantity of water diverted: .77 c.f.s.

Amount of water that can be recognized as beneficially used
under Idaho Law: .77 c.f.s.

Purpose of use: irrigation of 248 acres in N $\frac{1}{2}$, sec.
25, T. 11 S, R. 21 E, B.M.

The priority date established is: July 18, 1959.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

See record

27778

Burley, Idaho

February 1, 1968

Department of Reclamation,

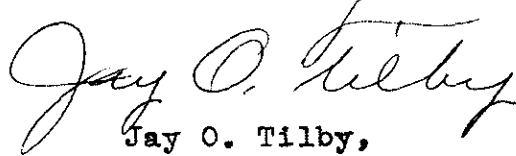
Room 107, State House,

Boise, Idaho

Dear Sir,

Enclosed you will find my check for \$21.00, for which I'm hoping to receive a Certificate of Completion of Works, and the License and Certificate of water Right to my well drilled on Permit No. G-27778.

Sincerely Yours,



Jay O. Tilby,

Burley, Idaho

RECEIVED

Feb 5 1968

Department of Reclamation

27778

24830

Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-27778 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use ✓

27778

Page 21E

to Hwy 30 going
to Burley

Quint Acres

Step 48

130

118

248 ACRES



PD 002

CHECK G - 24880
FOR ACCURACY

EST - 250 ACRES

AREA - 248 ACRES EST.

SUBD - 8

Q - .77 c.f.s.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-27778

This proof is for C/W & B/U In Water District No.

1. Name of applicant Jay O. Tilby

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NE 1/4 of Section 25
T. 11 S. R. 21 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same:

75 HP US HOLLOSHART MOTOR # 1066285
1 & B VERT PUMP # 350 gpm
690' 7" DISCHARGE 10' IN 4" MAIN
SPRINKLER LINE 1/4 mile long

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N 1/2, Sec. 25, T. 11 S, R. 21 E, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

SPARKLING WATER USED.

$$Q = 1 \text{ REV } 130 \text{ Sec. } \frac{100}{130} = .77 \text{ c.f.s.}$$

This examination was made on the 4TH day of Oct, 19 67

(Signed) DR Examiner.

Adv O.K.
DW
27778 Plat

27778

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Jay O. Tilby *dup well, 75 hp motor*
Box 265
Burley, Idaho *20' - 960' L*
H - 450' W
Q - 35'
Permit No. G-27778

75 HP US *HOLLOSHAFT*
7066285

Examination for C/W & B/U

350 gpm 690' 1270 RPM

County Cassia

Quantity: 6.4 c.f.s. *Sec. 25 T. 11 S. R. 21 E*
SUPPLEMENTAL

W. T. H. C-21830

Source: *45-* subterranean

7' 15" 10' - 1' *ALLUM*
MAIN LINE

P.D.: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 11 S, R. 21 E, B.M.

Use: irrigation

RAIN TROL 200
15 - RAIN D. 20 5/8" NO. 2

Extension: yes

Protest:

Completion of Works:

Other Rights:

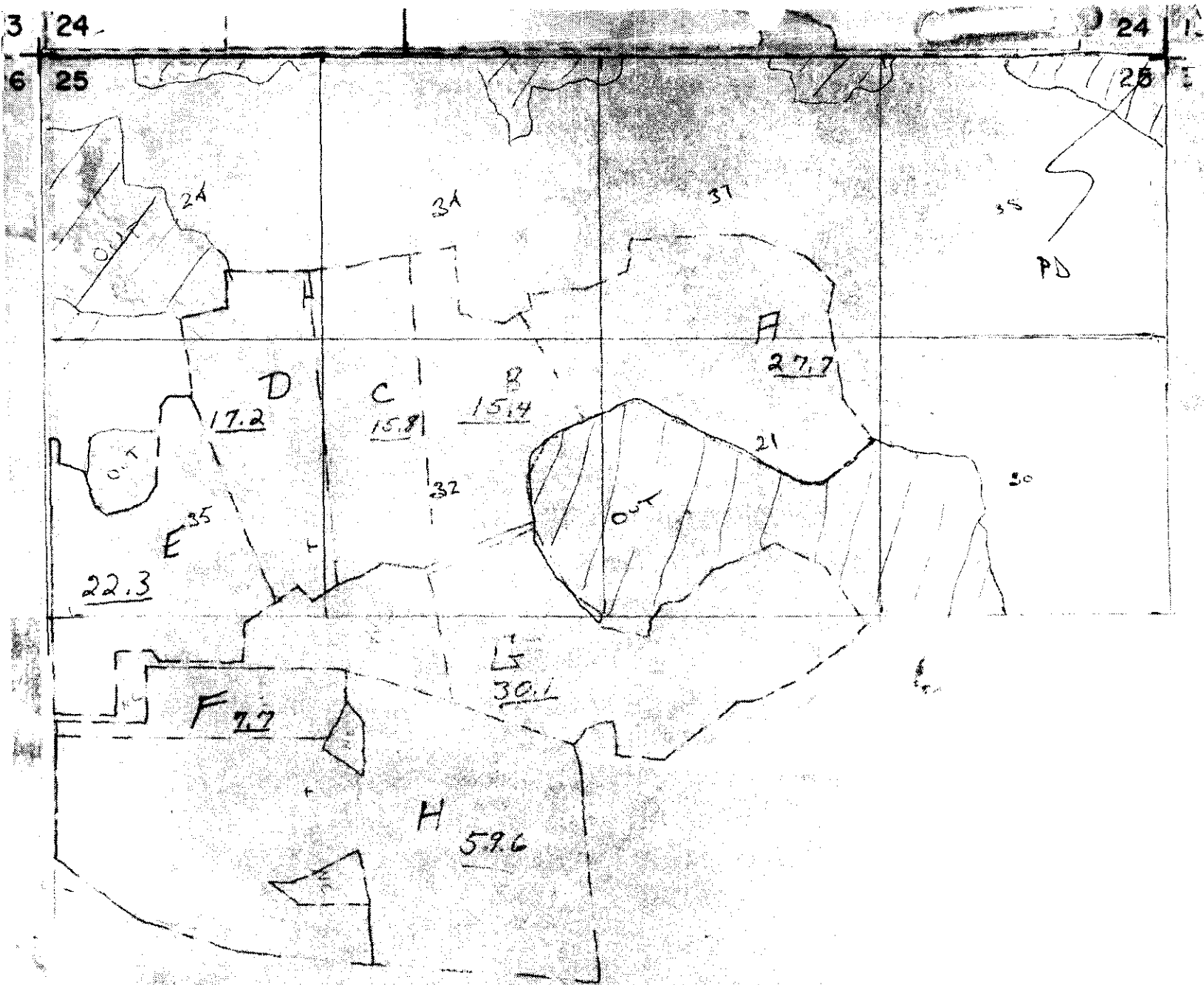
Filed: February 19, 1959

Due: ~~March 20, 1964~~ April 12, 1967

Made: September 11, 1967

Priority: July 18, 1959
(late proof)

8-11-67
4-12
11-29
2-19
48
18

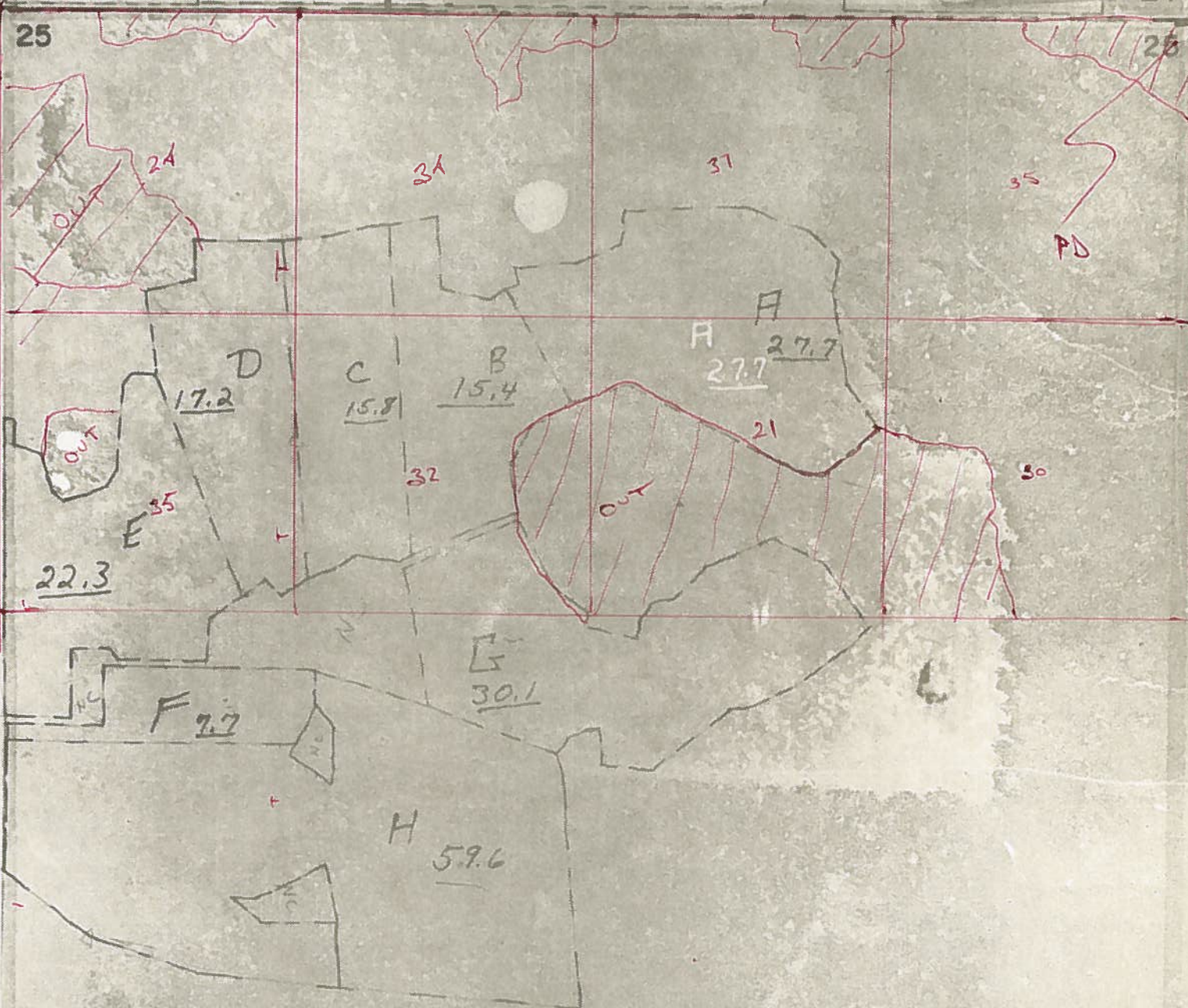


24

24

25

25



25

36

25

36

September 13, 1967

Re: Permit No. G-27778

Jay O. Tilby
Box 265
Burley, Idaho 83318

Dear Mr. Tilby:

We acknowledge receipt of the depositions and affidavit of publication in the
Burley Herald-Bulletin submitted as proof of com-
pletion of works and beneficial use on Permit G-27778.

Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

27778

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. G 27778

SEP 12 1967
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

Jay O. Dilby, Box 265, Burley, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf: _____

Ques. 3. State number, approval date of permit, and date of priority: No G 27778-

Approval date February 19, 1959. Priority date February 19, 1959

Ques. 4. State source of water supply: Deep well drilled on NE 1/4 NE 1/4 Sec 25
Give location of point of diversion, showing subdivision, section, township and range

T11S, R21E, B1M

Ques. 5. Describe your works of diversion: Deep well, installed by Layne
+ Bowler, with 75 HP Motor; state amount of water they are capable of con-
veying from point of diversion to place of use: 35 inches; Give name of canal or ditch
or other works by which water is conducted to such place of use: none

_____ ; if a well, state depth of well 960 feet; depth and size of
casing 60 ft casing at the top - 4 in depth to water 450 feet; if pump is used,
state discharge of pump: 35 inches; tell how it was measured or determined Layne
+ Bowler pump test; if sprinkler irrigation, give number and size
of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: To irrigate land
(If for irrigation, name each subdivision in which used and number of acres in
each subdivision that have actually been irrigated with said water:

in NE 1/4, NE 1/4 and NW 1/4 NE 1/4, Sec 25, T11S, R21E, B1M

This well is to be used in supplement with Well
No G 24830, conveyed to the North 1/2 of Sec 25, T11S, R21E

State nature of all improvements which have been made as a direct result of said use:

Previously arid land has been brought under cultivation

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Boley, Henry and Thersch, Hell Creek of Murtaugh, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

now

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

I purchased land and water permit from Henry E. Giles.

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: July 1967 - Time used since first use:

August and September, 1967

Ques. 10. Describe all other water rights appurtenant to same place of use:

Irrigation well Permit No. G 24830 on Dec 26. Proof of Completion of works made on April 15, 1963

(sign) Jay O. Tilly

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Burley, County of Cassia
State of Idaho, on this 11th day of September, A. D. 1967.

My commission expires: July 1, 1969

Jane Carey

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Permit No. G-27778

* * * * *

SEP 24 1967
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Ralph Kase 47 576 W 24th Credit Mgr.

Ques. 2 Are you acquainted with _____, the holder of
Permit No. G-27778? How long have you known him and where does he reside?

Three years

Ques. 3. Have you read or heard said Permit No. G-27778 read, and are you familiar
with its provisions and conditions: Yes X No. _____

Ques. 4. State source of water supply: Dep. M., Electric Pumps

Give location of place of diversion, showing subdivision, section, township and range

NE 1/4 NE 1/4 Sec 25, T11S, R21E B1M

Describe works for conveying water to place of use: Pipe line

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 35 inches How much water have you seen being so
conveyed? _____

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

NE 1/4 NE 1/4, NW 1/4 NE 1/4, Sec 25, T11S, R21E B1M
Ralph Kase

27778

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

none

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

This was sagebrush land - the water will be used in supplement to water from Well no @ 24880 on Sec 26, T11S, R51E13W

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? Summer 1967

Other times you have seen such use: 11

(Signed):

Ralph Kuse

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Burley

Burley, County of Cassia, State of Idaho, on this 11th day of Sept., A. D. 1967

June Carey
Notary Public for the State of Idaho
Residing Burley, Idaho

My commission expires July 1, 1969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G27778

* * * * *

DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Dick Aldrich, 44, 2320 Miller Ave Burley, Idaho

Ques. 2 Are you acquainted with Jay O. Tilly, the holder of Permit No. G27778? How long have you known him and where does he reside?

Eight years

Ques. 3. Have you read or heard said Permit No. G27778 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Deep well, electric Pump

Give location of place of diversion, showing subdivision, section, township and range

NE 1/4 NE 1/4 Sec 25, T11S, R21E BM

Describe works for conveying water to place of use: Syphon

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 35 inches How much water have you seen being so conveyed?

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

NE 1/4, NE 1/4 and NW 1/4 NE 1/4 Sec 25
T11S, R21E BM

27778

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

None

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

This was sagebrush land, this water will be used in supplement to water from Well No G 24880, located on Sec 36, T15S, R21E B1

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? Yes

Ques. 10. When did you first see this water used? July 1967

Other times you have seen such use: August & Sept 1967

(Signed):

Rich Adair

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Burley

 , County of Cassia, State of Idaho, on this 11th day of Sept, A. D. 1967

Jane Carey

Notary Public for the State of Idaho

Residing Burley, Idaho

My commission expires July 1, 1969

27778

~~THE DOWRY COLLECTION~~

AFFIDAVIT OF PUBLICATION

Gary L. Fernau, being first

General Manager of Burley Herald-Bulletin, a weekly newspaper published at Burley, Idaho, in the county aforesaid, and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular weekly editions of Burley Herald-Bulletin for

four (4) consecutive weeks, commencing with the issue dated August 14, 1967, and ending with the issue dated September 4, 1967.

8 day of September, 1967

Ruth Chambers Notary Public

Cost of Publication My Commission Expires Feb. 10, 1969

Notary fee _____

Total Cost _____

RECEIVED
SEP 14 1967

Department Information

27778

The World of Idaho

~~The Burley Herald-Bulletin~~

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss:
STATE OF IDAHO)

..., being first

duly sworn, deposes and says that he is the

... of Burley Herald-Bulletin, a weekly newspaper published at Burley, Idaho, in the county aforesaid, and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular weekly editions of Burley Herald-Bulletin for

... consecutive weeks, commencing with the issue dated ..., 19 ..., and ending with the issue dated ... 19 ...

Subscribed and sworn to before me this

... day of ..., 19 ...

Keith Higginson Notary Public

Cost of Publication

My Commission Expires Feb. 10, 1969

Notary fee

Total Cost

LEGAL NOTICES

57-212
NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on September 11, 1967 at Burley, County of Cassia, State of Idaho, before notary public June Carey, 1500 Overland, Burley, Idaho, proof will be submitted for the completion of works for the diversion of 6.4 c.f.s. of the waters of a well, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-27778, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Jay O. Tilby, Box 265, Burley, Idaho.

2. Said works of diversion will be fully completed on the date of such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 c.f.s.

4. The point of diversion of said water is NE 1/4 Sec. 25, T. 11 S. R. 21 E. B.M., Cassia County.

5. The place where said water is used is NE 1/4 Sec. 25, T. 11 S. R. 21 E. B.M.

6. The date of priority which said user is prepared to establish is February 19, 1959.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in The Burley Herald-Bulletin August 11, 21, 28, September 4, 1967.

August 4, 1967

Re: Permit No. G-27778

Mr. Jay O. Tilby
Box 265
Burley, Idaho 83318

Dear Mr. Tilby:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit G-27778.

We have mailed the notice to the Burley Herald-Bulletin
to be published once a week for four consecutive weeks prior to September 11,
1967, which is the hearing date when the permit holder Jay O. Tilby, Box 265, Burley, Idaho

and two disinterested witnesses must appear before June Carey, 1500
Overland, Burley, Idaho, notary public, to complete the enclosed
depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Jay O. Tilby

_____. Be sure all the forms have the notary's
seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McElDowney
Water Rights Clerk

DWM:dj

Enc: Depositions

cc: Notary

27778

NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on September 11, 1967 at Burley,
County of Cassia, State of Idaho, before notary public (name & address) _____
June Carey, 1500 Overland, Burley, Idaho, proof will be
submitted of the completion of works for the diversion of 6.4 c.f.s. of the waters
of a well, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-27778, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Jay O. Tilby, Box 265,
Burley, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
6.4 cubic feet per second.
3. The use to which said water has been applied is irrigation
_____ purposes, and the amount applied to beneficial
use is 6.4 c.f.s.
4. The point of diversion of said water is NE¼NE¼, Sec. 25, T. 11 S,
R. 21 E, B.M., Cassia County.
5. The place where said water is used is N½, Sec. 25, T. 11 S, R. 21 E, B.M.

_____.
6. The date of priority which said user is prepared to establish is _____
February 19, 1959.

R. KEITH HIGGINSON

State Reclamation Engineer

27778

August 4, 1967

Re: Permit No. G-27778
Jay O. Tilby

The Herald-Bulletin
Burley, Idaho 83318

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to September 11, 1967. The expense of the publication is to paid by Jay O. Tilby, Box 265, Burley, Idaho

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

27778

RECEIVED
AUG 2 1967

REPORT OF WELL DRILLER
State of Idaho

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name J. O. Tilley
Address Box 265 Burley, Idaho

Owner's Permit No. G 27778

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒
20" Diam. from 1 ft. to 55-6 ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.

Thickness of casing: .250 Material:
Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☐ No ☒ Type of
perforator used:

Size of perforations: " by "
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐
No ☒ size of gravel Gravel
placed from ft. to ft. Surface seal
provided? Yes ☐ No ☒ To what depth?
 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐
No ☒ Type of water:
Depth of strata ft. Method of sealing
strata off:

Surface casing used? Yes ☒ No ☐
Cemented in place? Yes ☐ No ☒

Locate well in section

LOCATION OF WELL: County Cassia
NE 1/4 NE 1/4 Sec. 25 T. 11 S. R. 31 E.

Size of drilled hole: 20" Total
depth of well: 965 Standing water
level below ground: 420 Temp.
Fahr. ° Test delivery: 380 gpm
or cfs Pump? ☒ Bail ☐
Size of pump and motor used to make test:
300 H.P. Motor - 10" Pump
Length of time of test: 3 Hrs. Min.
Drawdown: 34 ft. Artesian pressure: ft.
above land surface Give flow cfs
or gpm. Shutoff pressure: None
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH FROM FEET	TO FEET	MATERIAL	WATER YES OR NO
0	3	Hard Pan + rocks	NO
3	25	Grey lava	
25	31	Reddish brown lava	
31	63	Grey lava	
63	77	Brown lava	
77	102	Grey lava	
102	107	Brown lava	
107	113	Grey lava	
113	117	Red Grinders	
117	133	Brown lava	
133	135	Red lava	
135	152	Brown lava	
152	161	Grey lava	
161	176	Brown lava	
176	215	Grey lava	
215	270	Brown lava	
270	284	Grey lava	
284	313	Brown clay + gravel	
313	339	Grey lava	
339	347	Brown lava	
347	352	Brown clay	
352	385	Grey lava	
385	396	Brown lava	
396	410	Grey lava	
410	415	Grey lava + brown clay	
415	421	Brown lava	
421	432	Grey lava	
432	463	Brown lava	Yes - 750
463	485	Grey lava	NO
485	500	Red lava	NO
500	542	Grey + brown lava + talc	NO
542	555	Grey lava	NO
555	573	Brown lava	NO
573	603	Grey lava	NO
603	623	Brown lava + clay	NO
623	626	Grey lava	NO
626	637	Grinders + clay	NO
637	653	Brown lava	NO

Work started: 20 March 1967
Work finished: 21 July 1967
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: Boley, Henry, Wecker
Address: Montaugh, Idaho
Signed by: Blaine Boley
License No. 327 Date: 31 July

Use other side for additional remarks (over)

27778

hold 20 days

July 31, 1967

Re: Permit G-27778

Jay O. Tilby
Box 265
Burley, Idaho

Dear Mr. Tilby:

We are in receipt of notice of proof of completion of works and application of water to beneficial use on the above referenced permit. However, before we can publish the notice as you have submitted to us,, you will be required to amend the point of diversion of this permit.

At the present time, this permit has only one point of diversion located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 11 S, R. 21 E, B.M. As you have three wells to advertise, this amendment must be made at once. Please remember when submitting the amendment form, there is a \$5.00 application fee for amendment.

As your permit is subject to cancellation, your prompt attention to this matter will be greatly appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: App. for Amendment Form

*In office and they are
only going to prove up on
one well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
8-3-67
Dunn
Advertise*

27778

hold 20 days

July 31, 1967

Re: Permit G-27778

Jay O. Tilby
Box 265
Burley, Idaho

Dear Mr. Tilby:

We are in receipt of notice of proof of completion of works and application of water to beneficial use on the above referenced permit. However, before we can publish the notice as you have submitted to us,, you will be required to amend the point of diversion of this permit.

At the present time, this permit has only one point of diversion located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 11 S, R. 21 E, B.M. As you have three wells to advertise, this amendment must be made at once. Please remember when submitting the amendment form, there is a \$5.00 application fee for amendment.

As your permit is subject to cancellation, your prompt attention to this matter will be greatly appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: App. for Amendment Form

*In office and they are
only going to prove up
one well in the NE $\frac{1}{4}$
8-3-67
DWM
J. O. Tilby*

27778

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 10 A M., on the 11 day of September
1967, at Burley, County of Cassia, State of Idaho
before June Carey, Notary Public, at (address) 1500 Overland,
proof will be submitted of the completion
of works for the diversion of 6.40 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. Q27778, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Jay O. Tilby

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 6.40 cubic feet per second.

3. The use to which said water has been applied is farming irrigation
purposes and the amount applied to beneficial use is

two wells, one with 20 inches, one with 35 inches

4. The point of diversion of said water is NE 1/4 NE 1/4 Sec 25 and
SE 1/4 NW 1/4 Section 25, T11S, R21E BM.

5. The place where said water is used is N 1/2 Section 25, T11S, R21E BM

6. The date of priority which said user is prepared to establish is

February 19, 1959.

State Reclamation Engineer

27778

RECEIVED
JUL 26 1967

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at ~~10 A~~ M., on the 11 day of September
19 67, at Burley, Ida, County of Cassia, State of Idaho
before June Carey, Notary Public, at (address) 1500 Overland, Burley, Ida, proof will be submitted of the completion
of works for the diversion of ~~6.4~~ cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-27778, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Jay O. Tilley, Box 265, Burley, (Ida)

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 6.4 cubic feet per second.

3. The use to which said water has been applied is farming irrigation,
purposes and the amount applied to beneficial use is
6.4 cubic feet per second. ~~two wells for one & one inch, one 35~~

4. The point of diversion of said water is NE 1/4 NE 1/4 Sec 25,
~~Section 25, T11S, R21E, B1M~~ T11S, R21E, B1M

5. The place where said water is used is N 1/2 - Section 25, T11S, R21E

6. The date of priority which said user is prepared to establish is February 19, 1959

State Reclamation Engineer

27778

P.D. NE 1/4 NE 1/4, Sec 25, T11S, R21E - only
Shows NE 1/4 NE 1/4, Sec 25, T11S, R21E - only

RECEIVED
JUL 26 1967

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

Department of Reclamation

(Date)

July 25, 1967

(P. O.)

Burley, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Burley Herald Bulletin of
Burley, Idaho Published in
the county in which the works are situated.

Joe O. Milby

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer)

I hereby certify that the facts set forth in the attached
notice are true.

Engineer

27778

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom and when delivered

☐ Show to whom, when, and address where delivered

☐ Deliver ONLY to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.	1 2	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO.		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
INSURED NO.		
DATE DELIVERED		SHOW WHERE DELIVERED (only if requested)

055-16-71548-8 GPO

27778

RECEIVED
1967
JUN 25 1967



INSTRUCTIONS: Show this card to the postman and complete instructions on other side. Card is applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

NAME OF SENDER

Ida. Dept of Reclamation

STREET AND NO. OR P.O. BOX

Room 167, Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83706

27778

POD Form 3811 Oct. 1965 65-16-71549-3

S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

IN THE MATTER OF PERMIT NO. _____
G-27778 - JAY O. TILBY

)
)
)
)

O R D E R

D E N Y I N G E X T E N S I O N O F T I M E

WHEREAS, Permit G-27778 was issued to H. E. Giles, On March 2, 1959 for the appropriation of 6.4 second feet of water from a well to be used for irrigation of lands; and,

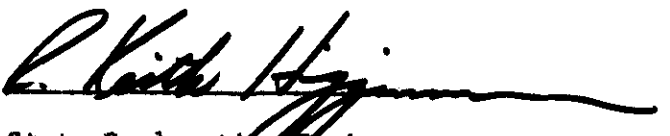
WHEREAS, said permit provided that one-fifth of the work was to be completed by September 2, 1959, and that the whole of said work and proof of beneficial use of water was to be made before March 2, 1964; and,

WHEREAS, an extension of time was previously granted allowing the permit holder until April 12, 1967 for completion of works and application of water to beneficial use; and,

WHEREAS, by affidavit received May 16, 1967, the present permit holder Jay O. Tilby requested a further extension of time indicating that he was currently in the process of causing a new well to be drilled and that additional time was therefor required.

NOW, THEREFORE, The Idaho Department of Reclamation finds that the permit holders have failed to comply with the conditions of the permit and have failed to show reasonable cause for delay, and it is, therefore, ordered and the request for extension of time for completion of works and beneficial use of the water under Permit G-27778, is hereby denied.

DATED this 29th day of May, 1967


State Reclamation Engineer

10/1/63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

May 26, 19⁶⁷

Re: Permit No. G- 27778

To Jay O. Tilby
Box 265, Burley, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 27778 to appropriate the Public Waters of the State of Idaho, have not been complied with as to Completion of Works and Beneficial Use due April 12, 1967

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 27778 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 27778 claims the use of 6.4 cubic feet per second of the Subterranean Waters a well with point of diversion located: SE 1/4, Sec. 25, T. 11 S., R. 21 E., B. M., Cassia County and was approved April 12, 1967.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office, at Boise, Idaho, the 26 day of May, 19 67.

State Reclamation Engineer

27778

BOISE, IDAHO 83701

May 26, 1967

Mr. J. O. Tilby
P. O. Box 265
Burley, Idaho

Dear Mr. Tilby:

We are enclosing an order denying your request for an extension of time to complete the works and apply the water to beneficial use under Permit G-27778.

You will also find enclosed a notice that the permit is being held for cancellation for failure to make proof of completion by April 12, 1967. This notice allows you 60 days in which to show cause why the permit should not be cancelled. This letter is to advise that we will consider as cause for non-cancellation, notice from you within the 60 days that the well is completed and the water is being applied to beneficial use and you are preparing to make proof. In the event you do not complete the well and apply the water to use within the 60-day period the permit will be cancelled.

You are aware that this permit is within the Goose Creek Rock Creek Critical Groundwater Area in which no new permits are being issued by this office. We, therefore, feel that we must restrict granting of extensions of time for those permits that are outstanding so that we can make a determination as to the total extent of development which will take place and thereby know what modification, if any, can be made to the critical area.

If you would care to discuss this matter with us, please feel free to contact me.

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer

RKH:ew

27778

STATE OF IDAHO
Department of Reclamation

RECEIVED
MAY 16 1967

Department of Reclamation
Application for Extension of Time for Beneficial Use Proof

State of Idaho

County of

Cassia

ss.

and Comptroller of Works

Permit No.

G27778

Jay O. Tilby, of *Burley*

State of *Idaho*, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. *G27778*

That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by *April 12*, 19*67*

That he has heretofore put to beneficial use.....second feet of water and has irrigated.....acres.

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit: *I drilled the first drilling on this permit to 680 feet, had it tested, drilled to 757, had it pump tested, treated it with chemical water well developer and dry ice, and had it pump tested; the well showed about 20 inches of water. The State Engineer kindly permitted me to change the point of diversion; the new well is now 340 feet deep, drilling every day.*

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the making of proof of beneficial use under said permit to *August 1*, 19*67*

Subscribed and sworn to before me this *15* day of *MAY*, 1967

Notary Public, Residing at Burley, Idaho
My Commission Expires July 15, 1970

Notary Public.

Date of receipt at office of Department of Reclamation.....

APPROVAL OF STATE RECLAMATION ENGINEER

I, ..., State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. to, 19....

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

State Reclamation Engineer.

APPROVAL OF STATE RECLAMATION ENGINEER

I, ..., State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. to, 19....

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

Attach this approval to permit.

State Reclamation Engineer.

27778

May 11, 1967

Re: Permit G-27778

C Jay O. Tilby
Box 265
Burley, Idaho 83318

O Dear Mr. Tilby:

Pursuant to your telephone request of May 10, 1967, we are forwarding an application for an extension of time for completion of works and application of water to beneficial use under the above referenced permit.

P Inasmuch as the date for submission of such proof is past due, you are requested to reply with the extension of time application as soon as possible.

Please contact us if we can be of further assistance.

Very truly yours,

Y Donald W. McElowney
Water Rights Clerk

DWM:dj

Enclosures: Application for extension

27778

March 14, 1967

RE: Permits G-27778 and G-28196

Jay O. Tilby
Box 265
Burley, Idaho

Dear Mr. Tilby:

Enclosed herewith is amendment to point of diversion and the two amendments on the above referenced permits. We have recorded the same in this department.

Also enclosed is departmental receipt No. G-11435 in the amount of \$1.00. This amount covers the recording fee for the assignments. Departmental receipt No. G-11419 in the amount of \$1.00 was given to you at an earlier date. This was for the recording of the amendment to the point of diversion.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Receipt
Assignments (2)
Amendment

27778

RECEIVED
MAR 13 1967

ASSIGNMENT

See 509

Department of Reclamation received, I hereby assign ALL of my right, title and interest

in and to Permit to Appropriate the Public Waters of the State of Idaho, Permit

No. G27778 to JAY O. TILBY

Address: Box 265,

* BURLEY, IDAHO.

Henry E. Giles
Permit Holder
64-81-2

Helen B. Giles
Wife of Permit Holder

STATE OF Utah)
County of Salt Lake) ss

On this 8th day of March, 1967, before me, a Notary
Public for the State of Idaho, residing at Salt Lake City, Utah
personally appeared Henry E. Giles & wife Helen B. Giles
(F.K.) known to me, to be the person are whose name is subscribed to the within
instrument and duly acknowledged to me that the executed the same.

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

Clark B. Hutton
Notary Public
Residing at Salt Lake City, Utah

My commission expires: 7-15-1967

Note:

* If fractional part of permit is to be assigned, the fractional part of the land
to which the assigned fraction is appurtenant should be described by legal sub-
divisions.

27778

Fee \$1.00
Rec. No. 2-11419

Application for Amendment

POINT OF DIVERSION

Permit No. G 27778

RECEIVED
MAR 8 1967

Department of Reclamation

Comes now JAY O. TILBY and
represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, No. G 27778.

That the point of diversion is described in said Permit as being located:

SE 1/4 NW 1/4 SEC. 25, T 11 S, R 21 E.

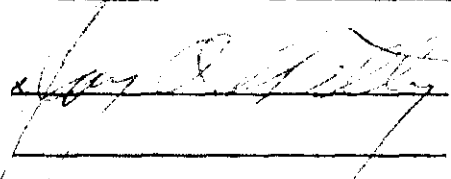
That he now requests that the point of diversion be changed to a point
located: NE 1/4 NE 1/4 SEC 25, T 11 S, R 21 E.

That the reason for desiring to make such change is as follows:

NO WATER IN PRESENT LOCATION - FEEL THAT THE
NEW AREA WILL PRODUCE SUFFICIENT WATER.

That no one will be injured by such change, and that such change will be made
at Permit Holder's own risk.

Signed at BOISE, IDAHO., this 8th day of MARCH,
1967.

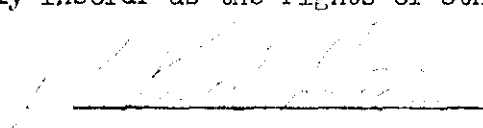


Date of Receipt at Department of Reclamation March 8, 1967

R. KEITH HIGGINSON APPROVAL OF STATE RECLAMATION ENGINEER

I, ~~XXXXXXXXXXXXXX~~ JOE. M. GARDEN, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-27778. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Recorded in Book 98 of
Permits, at Page G-27778
March 8, 1967


State Reclamation Engineer

27778

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Feb. 1, 1967

Re: Permit No. G - 27778

H. E. Giles
509 S. Birch
Jerome, Idaho

Dear Mr. Giles:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 27778 are due not later than April 12, 1967

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,



STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

27778

March 4, 1966

Floyd J. Pickett
Pickett Ranch & Sheep Company
Marion Road
Oakley, Idaho

Dear Mr. Pickett:

Our records indicate the following valid water rights on Sections 25 and 26, T. 11 S., R. 21 E., B.M.

License No. G-24830, Jay O. Tilby, is for 4.61 c.f.s. from wells in the NE~~1~~/~~4~~SE~~1~~/~~4~~, SW~~1~~/~~4~~SE~~1~~/~~4~~, Sec. 26 with priority of March 29, 1954. The land originally involved was the S~~1~~/~~2~~, Sec. 26 and on January 31, 1966 a transfer was granted making the water also appurtenant to the N~~1~~/~~2~~, Sec. 25. Final proofs were made April 15, 1963.

Permit No. G-27778, H.E. Giles, is for 6.4 c.f.s. from a well in the SE~~1~~/~~4~~NW~~1~~/~~4~~, Sec. 25 to irrigate the N~~1~~/~~2~~, Sec. 25. Listed priority is February 19, 1959.

Permit No. G 28196, Mrs. Henry E. Giles, is for 6.4 c.f.s. from a well in the NE~~1~~/~~4~~SE~~1~~/~~4~~, Sec. 25 to irrigate the S~~1~~/~~2~~, Sec. 25. Listed priority is October 5, 1959.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

Donald J. Watts
Office Engineer

DJW:mr

27778

*Pickett Ranch & Sheep Co.*MARION ROAD
OAKLEY, IDAHO**RECEIVED**
MAR 4 1966

Department of Reclamation

March 3, 1966

State Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Sir:

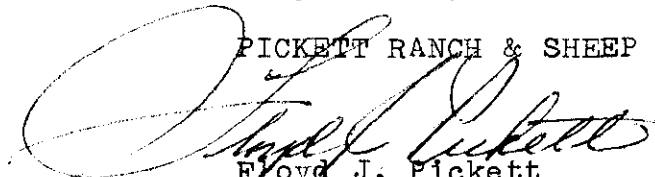
Please send to us the following information on
all water permits and/or licenses on Sections 26 and 25
Township 11, S., Range 21E., Boise Meridian, Cassia
County, Idaho.

Names of holders of Permits and/or Licenses.
Permits and licenses Numbers.
Amounts of water, applied for and licensed.
Dates, priority, final proof and transfer.
Points of diversion.
Land to be irrigated by each.
Transfers, lands involved.

Thank you for an early reply.

Very truly yours,

PICKETT RANCH & SHEEP CO.


Floyd J. Pickett
Secretary Treasurer

FJP:m

8201 ^{lic} G - 24830 - Jay O. Talby / G - 27778 - H.E. Gibbs / G 28196 - Mrs Henry E. Gibbs
Q = 4.61 cfs Q = 6.4 cfs Q - 6.4
Priority 3/29/54 L priority 3/19/59 L. Prior - 10/3/59
final Proof - 4/15/63 PD - SE NW 25 P.D. - NE SE - 25
PD₃ - NE SE + SW SE 26-115-21E Land N $\frac{1}{2}$ sec 25 Land - 5 $\frac{1}{2}$ 25
Land. 5 $\frac{1}{2}$ sec 26
Trans - 5 $\frac{1}{2}$ sec 26 + N $\frac{1}{2}$ sec 25 1/31/66

27772

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

WHEREAS, Permit No. G-27778, in the name of H. E. Giles, requires proofs of completion of works and beneficial use to be made on or before March 2, 1964; and,

WHEREAS, said Permit was issued in connection with Desert Land Entry Idaho Serial No. 010169; and,

WHEREAS, Applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until April 12, 1962;

NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-27778 to April 12, 1967, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-27778.

Signed at Boise, Idaho, January 23, 1964.

Deputy State Reclamation Engineer

January 23, 1964

Re: Permit No. G-27778; G-28196
H. E. Giles & Mrs. Henry E. Giles

U. S. Bureau of Land Management
P. O. Box 2237
Boise, Idaho

Gentlemen:

Enclosed are Extensions of Time on the above permits
as follows:

Permit No. G-27778, in the name of H. E. Giles, extension
to April 12, 1967, in connection with Desert Land Entry #010169

Permit No. G-28196, in the name of Mrs. Henry E. Giles,
extension of time to April 12, 1967, in connection with Desert Land
Entry No. 010965.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. extensions

27778

January 23, 1964

Re: Permit No. G-27778 - H. E. Giles
" " G-28196 - Mrs. Henry E. Giles

Henry E. Giles
509 South Birch
Jerome, Idaho

Dear Sir:

Enclosed are Extensions of Time on the above numbered permits to April 12, 1967, which have been recorded in the office.

Copies of these extensions have been forwarded to the U. S. Bureau of Land Management.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. extensions (2)

27778

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Jan 2, 1964

Re: Permit No. G- 27778

H. E. Giles
509 S. Birch
Jerome, Idaho

Dear Mr. Giles:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 27778 are due not later than **March 2, 1964**

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36,

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

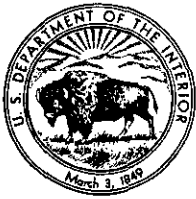
Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

Enclosures Form 36 and 11

27778



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

IN REPLY REFER TO:

LO:VSS
Idaho 010169

APR 12 1962

Henry E. Giles
109 South Birch
Jerome, Idaho

RECEIVED

As a result, the β values are

Department of Reclamation

NOTICE OF ALLOWANCE

Dear Mr. Elliot:

Your Report Land Entry, Serial No. 2460 010109,
Receipt No. 833240, for 1/2

_____, Section 23,
Township 11 N., Range 21 E., Boise Meridian, Idaho,
containing 200 acres, has this day been allowed, subject
to any valid existing rights and your further compliance with laws
and regulations applicable thereto. In correspondence relating to
this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which may require the reservation of all oil and gas deposits to the United States.

Sincerely yours,

c.c. State Enclosure/

Michael H. Sloan

Land Office Manager

March 6, 1959

Re: Permit No. G-27778
H. E. Giles

Bureau of Land Management
P. O. Box 2237
Boise, Idaho

Gentlemen:

We enclose two copies of Permit No. G-27778, one of which has been certified, to be used in connection with the desert land entry filed in your office by permit holder, H. E. Giles, 509 So. Birch, Jerome, Idaho.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
Encls. (2)
cc: H. E. Giles

27778

March 6, 1959

Re: Permit No. G-27778

Mr. H. E. Giles
509 So. Birch
Jerome, Idaho

Dear Mr. Giles:

We enclose Permit No. G-27778, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management, two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

We also enclose departmental receipt No. G-3877, which was issued covering payment in the amount of \$8.50, which includes \$6.50 for the filing fee and \$2.00 for the copies to the Bureau of Land Management.

Very truly yours,

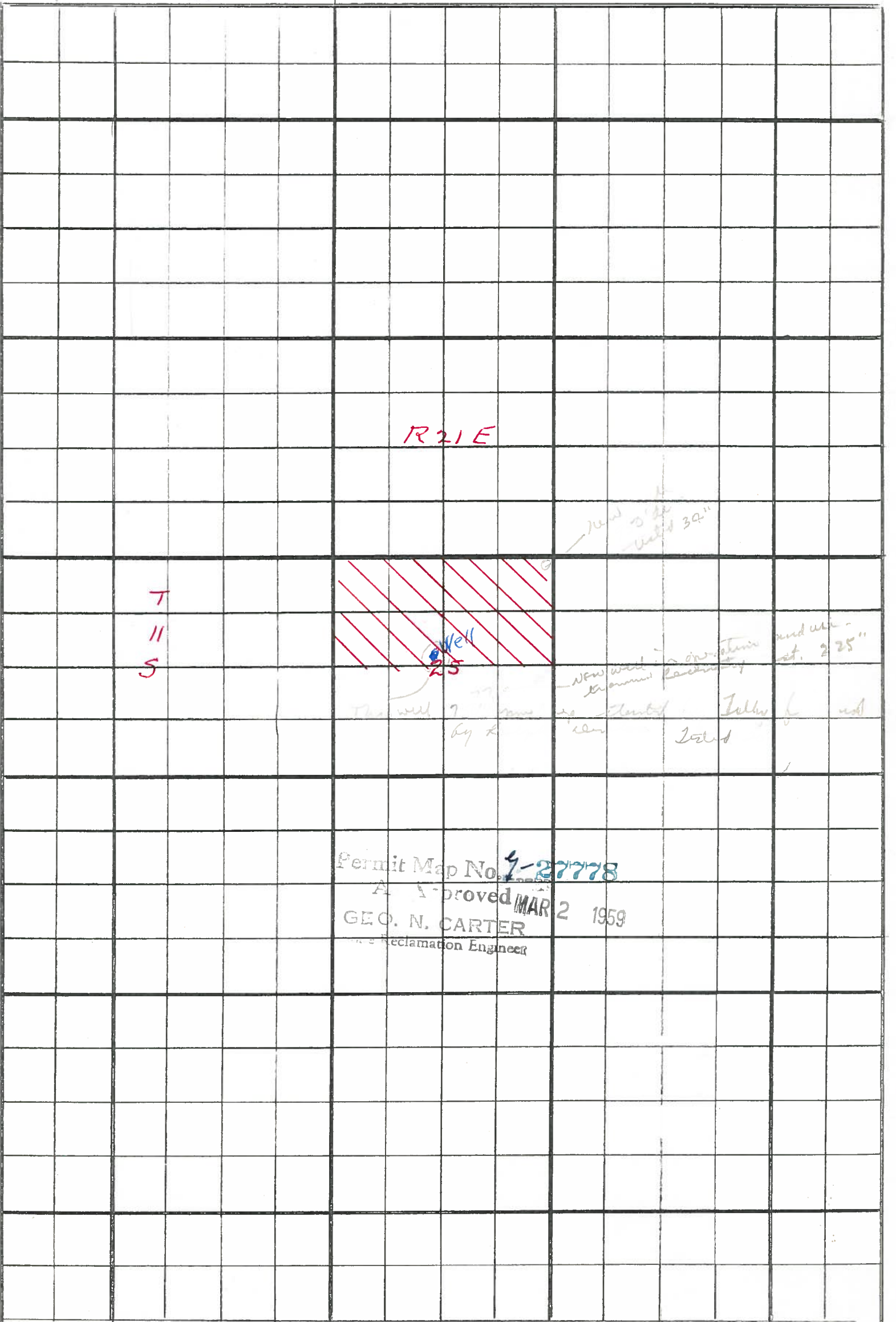
GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
Encls. (3)

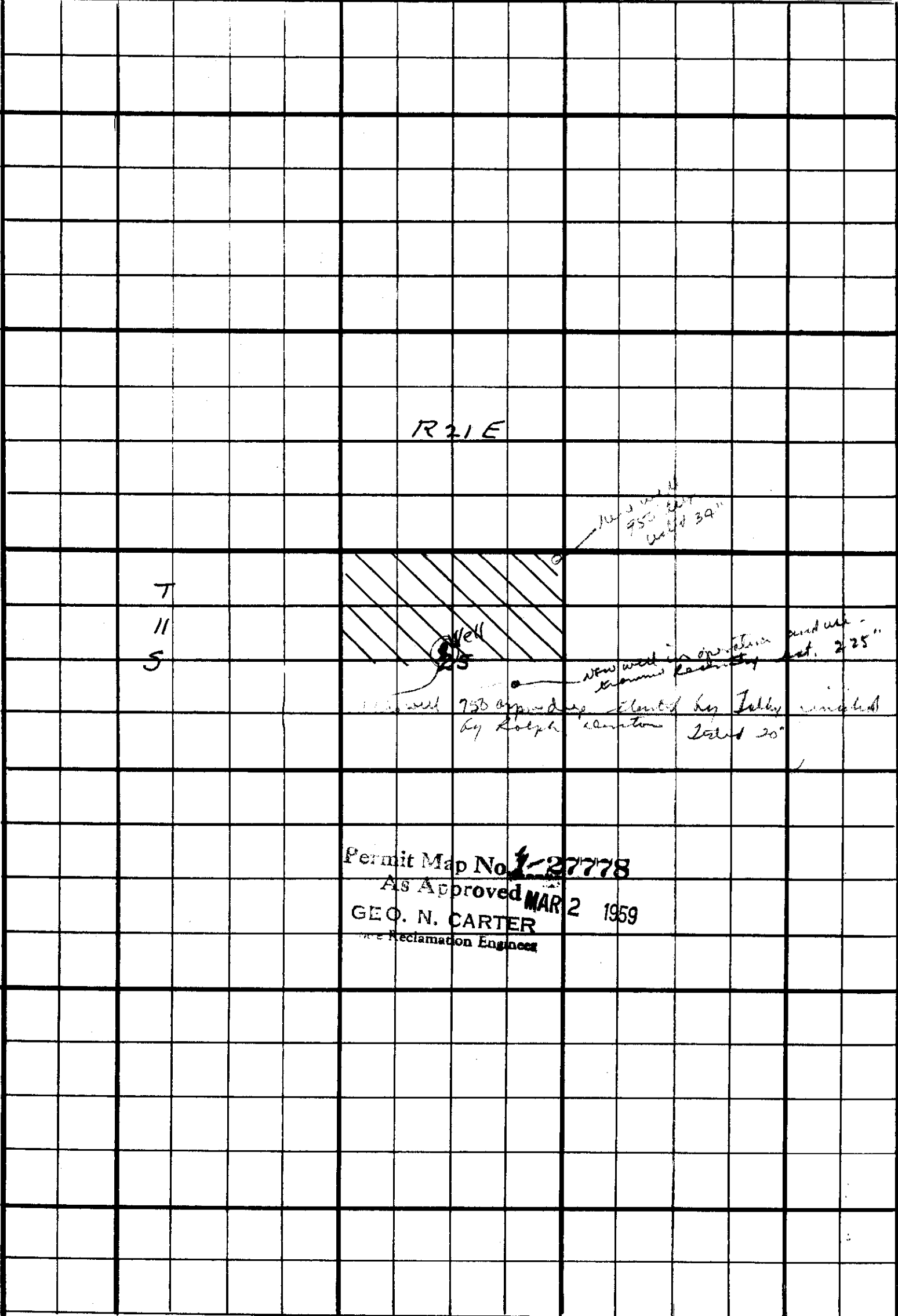
27778

NAME OF APPLICANT *H. E. Giller* *N-1/2-S-25-T-11-S-R-21-E* Form No. 2



Scale: 2 inches equal 1 Mile. Draw Plan in ink.

27778



Permit Map No. *1-27778*
As Approved **MAR 2 1959**
GEO. N. CARTER
Reclamation Engineer

RECEIVED
FEB 19 1959

Department of Reclamation

Jerome, Idaho

February 18, 1959

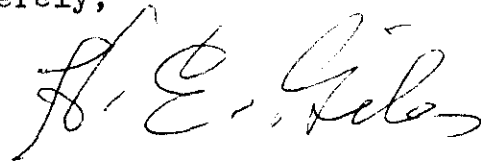
Department of Reclamation

Boise, Idaho

Dear Sir,

Enclosed please find \$8.50, eight dollars and fifty cents, for permit fee of \$6.50 for appropriation of underground water, and \$2.00 to pay for the necessary forms to be sent by you to the Bureau of Land Management in the Federal Building, in connection with my Desert Entry filing.

Sincerely,



27778

67-212

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on September 11, 1967, at Burley, County of Cassia, State of Idaho, before notary public June Carey, 1500 Overland, Burley, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 c.f.s. of the waters of a well, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-27778, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Jay O. Tilby, Box 265, Burley, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 c.f.s.

4. The point of diversion of said water is NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 11 S., R. 21 E., B.M., Cassia County.

5. The place where said water is used is N $\frac{1}{2}$, Sec. 25, T. 11 S., R. 21 E., B.M.

6. The date of priority which said user is prepared to establish is February 19, 1959.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Burley Herald-Bulletin August 14, 21, 28, September 4, 1967.