

Transfer No. 2431
Water Right No. 45-2288
RECEIVED
APPROVED MAY 12 1980
Department of Water Resources
Southern District Office

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

Name of applicant Raymond R. Hepworth Phone 432-5343
Post office address Route #1, Hansen, Idaho 83334

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. 45-2288 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 groundwater tributary to _____
4. Date of priority 12-28-1948
5. Water is used for the following purposes:
amount 1.85 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. 1.85 cubic feet per second
&/or
b. 560 acre feet per annum
7. Location of original point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31
Township 11S Range 20E, B.M., in Twin Falls 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	20E	31					40	14.46	4.82	40	40								139.28

Total number of acres to be irrigated 139.28

9. Describe any other water rights used for the same purposes as described above _____

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, 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 _____ 1.85 c.f.s. &/or _____ 560 acre feet
- b. Point(s) of diversion _____ NE _____ ¼ _____ SW _____ ¼, Section _____ 31 Township _____ 11S
Range _____ 20E _____, B.M., _____ Twin Falls _____ County
Additional points _____ SE¼NW¼ Sec. 31 T. 11S R. 20E
- c. Description of diverting works _____ Two existing wells and pumps to gravity irrigation system
- d. Describe the reasons for applying for a change in the point(s) of diversion _____
_____ add the second well to license; output of both wells together does not
_____ exceed licensed amount _____

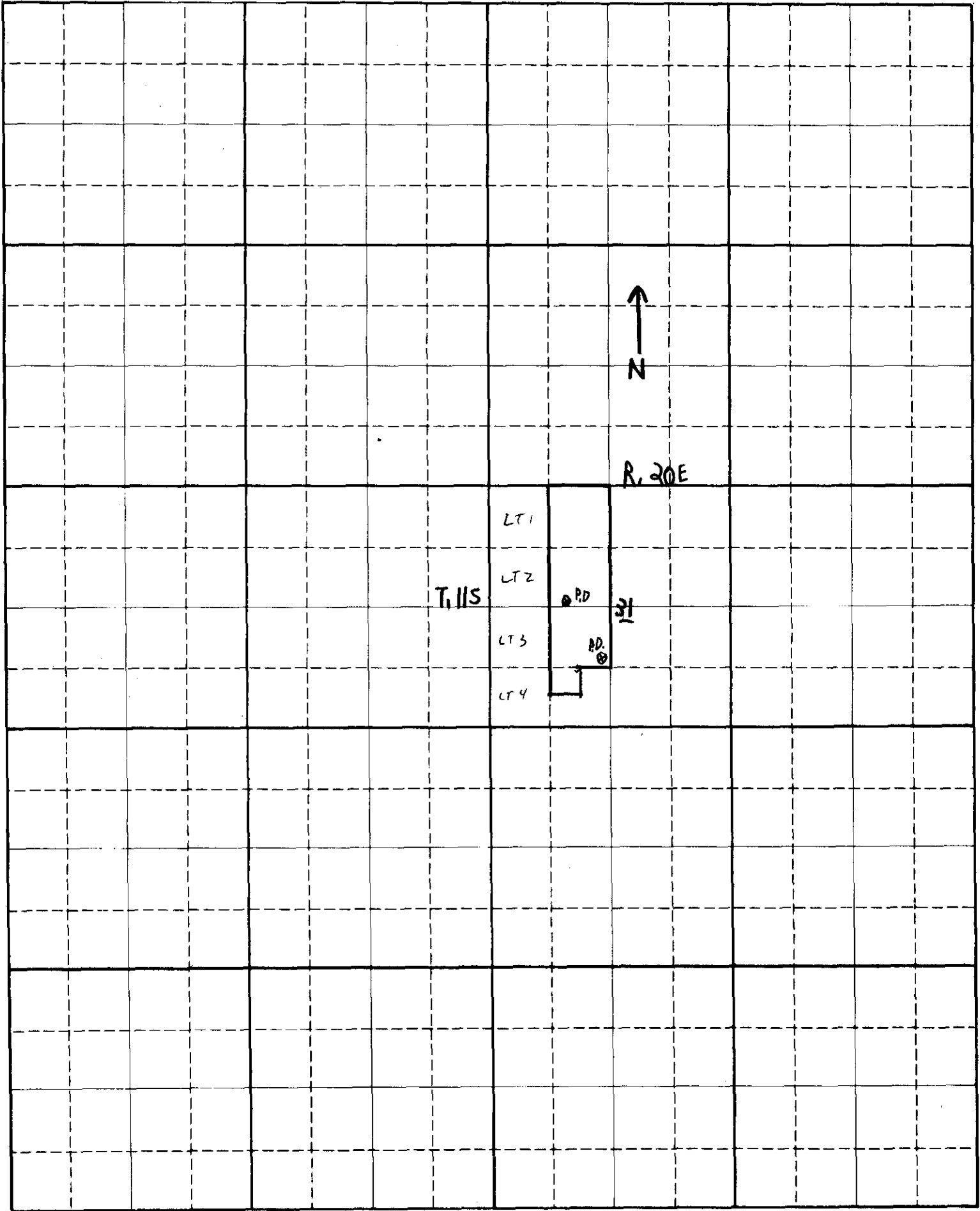
2. Change in place of use

- 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	
11S	20E	31					40			40	40			10					130

Total number of acres to be irrigated _____ 130

3. 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.

11/17/2010

4. Remarks Land in the W $\frac{1}{2}$ NW $\frac{1}{2}$ Sec. 31 was sold without well water, and other land
was later added to the P. U.

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.

Raymond R. Hipworth
(Signature of applicant)

Subscribed and sworn to before me this 12th day of May, 19 80.

Mary A. Hill
(Notary public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2288
and said application is hereby approved, subject to the following limitations and conditions:
The irrigation season under this right is limited to April 1 to October 31
per year.

Witness my hand this 29th day of May, 19 81.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by JK Date 5-12-80

Protest filed by _____

Prelim. check by TGB Fee 35.⁰⁰

Receipted by meceya Date 5/14/80 # 16432

Copies of protest forwarded by _____

Published in timie news

Hearing held by _____ Date _____

Pub. dates 5/22 + 5/29/80

Watermaster recommendation requested on _____

Recommended for approval denial

by Joni DRT

_____ rec'd. _____

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

No 9337

I, Linda Capps McGuire being first duly sworn up
oath, depose and say that I am Print Clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for two
consecutive weeks

May 22, 1980, and ending with the issue dated
May 29, 1980.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

JUN 17 1980
Department of Water Resources
Southern District Office

Linda Capps McGuire
Subscribed and sworn to before me on this 29 day of
May, 1980.

Melba Rowlett-Smith
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

**NOTICE OF
PROPOSED CHANGE
OF WATER RIGHT
NO 45-2288**

Notice is hereby given that Raymond R. Hepworth of Hansen, Idaho has applied to the Department of Water Resources to add diversion points and change place of use — of a portion of a right from a groundwater source. The right sought to be changed is evidenced by License No. 45-2288 as follows:

Amount: 1.85 cfs

Priority: Dec. 28, 1948

Point of Diversion:
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T.11S,
R.20E, B.M., Twin Falls
County.

The water is used for irrigation purposes from Mar. 15 to Nov. 15 for 139.28 acres.

**PORTION TO BE CHANGED
AS FOLLOWS:**

Amount: 1.85 cfs

Point of Diversion:
NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 31, T.11S, R. 20E.

Place of Use: E $\frac{1}{2}$ NW $\frac{1}{4}$,
E $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T.11S,
R. 20E for irrigation
purposes of 130 acres.

Any protest against the approval of the above proposed change of the portion of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before June 9, 1980.

C. STEPHEN ALLRED

Director

**PUBLISH: Thursday, May 22,
and 29, 1980**

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF TWIN FALLS

ss.

Nº 9337

I, *Linda Capps McNamee* being first duly sworn up oath, depose and say that I am *Pure Shih* of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for *two*

consecutive *Weeks*

, commencing with the issue dated

St. Mary's
May 22
May 29

, 1980, and ending with the issue dated

, 1980.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Linda Capps McNamee

Subscribed and sworn to before me on this

29 day of

May, 1980.

William Howard Smith
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF)
APPLICATION FOR TRANSFER)
OF WATER RIGHT 45-2288)
_____)

ORDER TO SHOW CAUSE

WHEREAS, on May 5, 1980, Raymond R. Hepworth submitted to the Department of Water Resources an Application for Transfer of Water Right No. 45-2288; and,

WHEREAS, on June 20, 1980, a letter was sent to said applicant requesting proof of ownership to the land from which the water was being removed; and,

WHEREAS, upon receiving no response, on August 22, 1980, a second letter was sent to said applicant requesting said proof of ownership; and,

WHEREAS, to this date the Department has received no response from said applicant;

IT IS, THEREFORE, ORDERED that Raymond R. Hepworth show cause before the Director of the Department of Water Resources on or before February 15, 1981; why Application for Transfer of Water Right No. 45-2288 should not be Denied.

Dated this 21 day of January, 1981.

David R. Futhell (ACTING)

for L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

WATER LICENSE

Water License No. 20847/45-2288 Priority December 28, 1948 Amount 1.85 c.f.s.

THIS IS TO CERTIFY, that B. G. Wolter, James F. Keegan, and John A. Keegan of Kimberly, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 28, 1948; that Permit 20847/45-2288 was issued pursuant to said application; that the proposed works were completed on or about September 30, 1950, with a storage/or carrying capacity of 1.85 c.f.s., said works consisting of well, pipe, and head gate; and that on September 30, 1950, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 560 acre feet per season, with a maximum rate of diversion of 1.85 cubic feet per second of the waters of ground water, tributary of, for the purpose of Irrigation from April 1 to October 31; and for from to; and for from to; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NE 1/4 SW 1/4, Sec. 31, T. 11 S, R. 20 E, B.M., and other additional points, in the County of Twin Falls; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 560 acre feet per year.

Description and location of 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	
11 S	20 E	31					40	14.46	4.82	40	40								139.28

Total number of acres irrigated 139.28

The right to the use of the water 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

5th day of September, 19 69.

State Reclamation Engineer

MICROFILMED

20847 45-2288 45-2288

Nº 2
45-2288

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28486
PERMIT No. 20847
DISTRICT No.

Chapman & Chapman
Box 309, Twin Falls, Idaho

1. Name of Applicant: B. G. WOLTER, Peoria, County of Peoria, Illinois; JAMES F. KEEGAN and JOHN A. KEEGAN

Postoffice address: Kimberly

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

- (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:
- (c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: 2.7

cubic feet per second.

3. Source of water supply: Well

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SE corner NE $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 31 , T. 11 S., R. 20 E., B.M., County of Twin Falls

5. Water is to be used for Agricultural purposes

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 2,500.00

8. Kind of works: wells, one; some diking at well, and laterals for carrying water to land

9. Height of dam feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height

Small pond for head

11. Ditch: Width at bottom 2 feet; width at water line 2.5 feet; depth of water 20 inches

dimensions of flume: None

Diameter of pipe inches; length of conduit $\frac{3}{4}$

Average grade per mile 3 in. per 100 feet.

12. The time required for the completion of such work is Three (3) years.

13. The time required for the complete application of the water to the proposed use is One (1)

additional

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Spring flood right runs for a period in the spring and thereafter ceases- entirely inadequate for the irrigation of land or the raising of crops.

N^o 20847
45-2288

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28486
PERMIT No. 20847
DISTRICT No.

Chapman & Chapman
Box 309, Twin Falls, Idaho

1. Name of Applicant: B. G. WOLTER, Peoria, County of Peoria, Illinois; JAMES F. KEEGAN and JOHN A. KEEGAN

Postoffice address: Kimberly

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

- (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:

2. Quantity of water claimed: 2.7 cubic feet per second.

3. Source of water supply: Well which is a tributary of

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B.M., and is in the SE corner NE $\frac{1}{4}$ SW $\frac{1}{4}$
of Section 31 , T. 11 S. , R. 20 E. , B.M., County of Twin Falls

5. Water is to be used for Agricultural purposes

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 2,500.00

8. Kind of works: wells, one; some diking at well, and laterals for carrying water to land

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.
Small pond for head

11. Ditch: Width at bottom 2 feet; width at water line 2.5 feet; depth of water 20 inches feet;
dimensions of flume: None
Diameter of pipe inches; length of conduit $\frac{3}{4}$ miles.
Average grade ~~per mile~~ 3 in. per 100 feet.

12. The time required for the completion of such work is Three (3) years.

13. The time required for the complete application of the water to the proposed use is One (1) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Spring flood right runs for a short period in the spring and thereafter ceases- entirely inadequate for the irrigation of land or the raising of crops.

16. (a) Is reservoir to be used? Only for diversion purposes If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

B. G. WOLTER
JAMES F. KEEGAN Applicant
JOHN A. KEEGAN

By Agent.

Date of first receipt at Department of Reclamation: 2:00 P. M. December 28, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20847

Recorded in Book 75 Page 20847 Approved January 7, 1949

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 March 7, 1949

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before July 7, 1950

The whole of said work to be completed on or before January 7, 1952

Beneficial use of water appropriated in accordance herewith, to be made on or before January 7, 1953

WITNESS My hand this 7th day of January, 1949

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, 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 7th

day of January, 1949.

STATE OF IDAHO

Countersigned:

(SEAL) By J. D. "CY" PRICE, Secretary of State. By C. A. ROBINS, Governor.

REMARKS: The applicant has drilled and obtained adequate flow of water from a well drilled in the Southeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, Township 11 South, Range 20 East, B.M., and it be necessary that applicant construct a small pond at said well to divert the water, and to construct ditches therefrom to apply the water to beneficial use on the lands heretofore described. Some diking may be necessary to secure proper grade for the laterals leading from the well to the land to be irrigated. The applicant can probably complete the full development of these lands prior to the period of three years, but applicant has set forth the period of time necessary to fully develop the same at three years in order to be fully protected.

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 $\frac{1}{4}$	
11 S.	20 E.	31					40		40		40								120
			Lot 7 and S $\frac{1}{2}$ Lot 8 Suburban Tract No. 1, Artesian City, Twin Falls County, State of Idaho																
			Lot 11 " " " "																25
			Total Number of Acres to be Irrigated - -																145

Permit No. 20847

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that B. G. WOLTER, JAMES F. KEEGAN and JOHN A. KEEGAN of Kimberly, County of Twin Falls, and State of Idaho, the holders of Permit No. 20847, issued upon Application No. 28486 bearing date of priority of December 28, 1948, authorizing the diversion of 2.7 second feet of the waters of subterranean flow from a well, County of Twin Falls, State of Idaho, for agricultural purposes, have 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 2.7 second feet of the waters of said well; that the point of diversion of said waters is in the Southeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, Township 11 South, Range 20 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E $\frac{1}{2}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, Township 11 South, Range 20 East, B.M. Also Lot 7, S $\frac{1}{2}$ Lot 8, Lot 11, Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho.

Witness my hand this 31st day of August, A. D. 1950.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made August 25, 1950.

Certificate of Completion of Works issued August 31, 1950.

LICENSE ISSUED FOR 1.85 SEC. FT.
LICENSE PAGE NO.

June 1, 1981

Raymond R. Hepworth
Rt. 1
Hansen, Idaho 83334

Dear Mr. Hepworth,

RE: Transfer of Water Right No. 45-2288

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2431). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:mr
Enclosure

INTER-DEPARTMENT MEMO — 1

FROM Dave

DATE 5/22

TO Jim

SUBJECT

This is an easy one now. Mr. Hepworth provided the proof of ownership of land from which the water is removed per the transfer. There was a question which held this one up regarding the location of the lots within the section (31) — that question has been explained on the plat submitted by Joren.

Please prepare trans for sig.



SIGNATURE

INTER-DEPARTMENT MEMO — 1

DATE 5/27/81

FROM

Jim

TO

DAVE

SUBJECT HEPWORTH TRANSFER

Please note that the period of use on the transfer and advertisement does not match the period of use listed on the license. The period on the transfer is longer and matches the water user hand book season for the area.

Should we address this?

We should limit the season to the one shown on the license

SIGNATURE

Dave

RECEIVED

FEB 27 1981

Department of Water Resources

February 23, 1981

MEMO: Dave Tuthill
FROM: Loren O. Holmes *LOH*
Southern Region Supervisor
RE: Application for Transfer #45-2288 - Raymond Hepworth

I have checked with the Twin Falls County Assessor's office to confirm the location of the lands described in the attached deed which the applicant submitted as proof of title to the water.

The county records show the subdivision plat as vacated but the lots described in the deed correspond to the land from which water is to be transferred.

WARRANTY DEED

For Value Received

RAYMOND HEPWORTH and JUANITA L. HEPWORTH, Husband and Wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CHARLES H. COINER and VIOLA COINER, Husband and Wife; and KERRY O. COINER and HELEN MARY COINER, Husband and Wife

Hereinafter called the Grantee, the following described premises situated in Twin Falls County, Idaho, to-wit:

Lots 7 and 11 and the South one-half of Lot 8 of Tract No. 1 of ARTESION CITY and SUBURBAN TRACTS, Twin Falls County, Idaho, according to the plat thereof recorded in Volume 2 of Plats, page 11, records of said County.

It is understood that no water or water rights are conveyed hereby.

RECEIVED

FEB 19 1981

Department of Water Resources
Southern District Office

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: March 12, 1972

Raymond Hepworth

Juanita L. Hepworth

STATE OF IDAHO, COUNTY OF TWIN FALLS

On this day of March, 1972 before me, a notary public in and for said State, personally appeared Raymond Hepworth and Juanita L. Hepworth, husband and wife

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

Helen Ritchie

Notary Public
Residing at Twin Falls, Idaho

STATE OF IDAHO, COUNTY OF TWIN FALLS

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

at 40 minutes past 3 o'clock a.m.
this MAR 17 1972 day of
19 in my office, and duly recorded in Book
of Deeds at page

H. A. LANCASTER

Notary Public

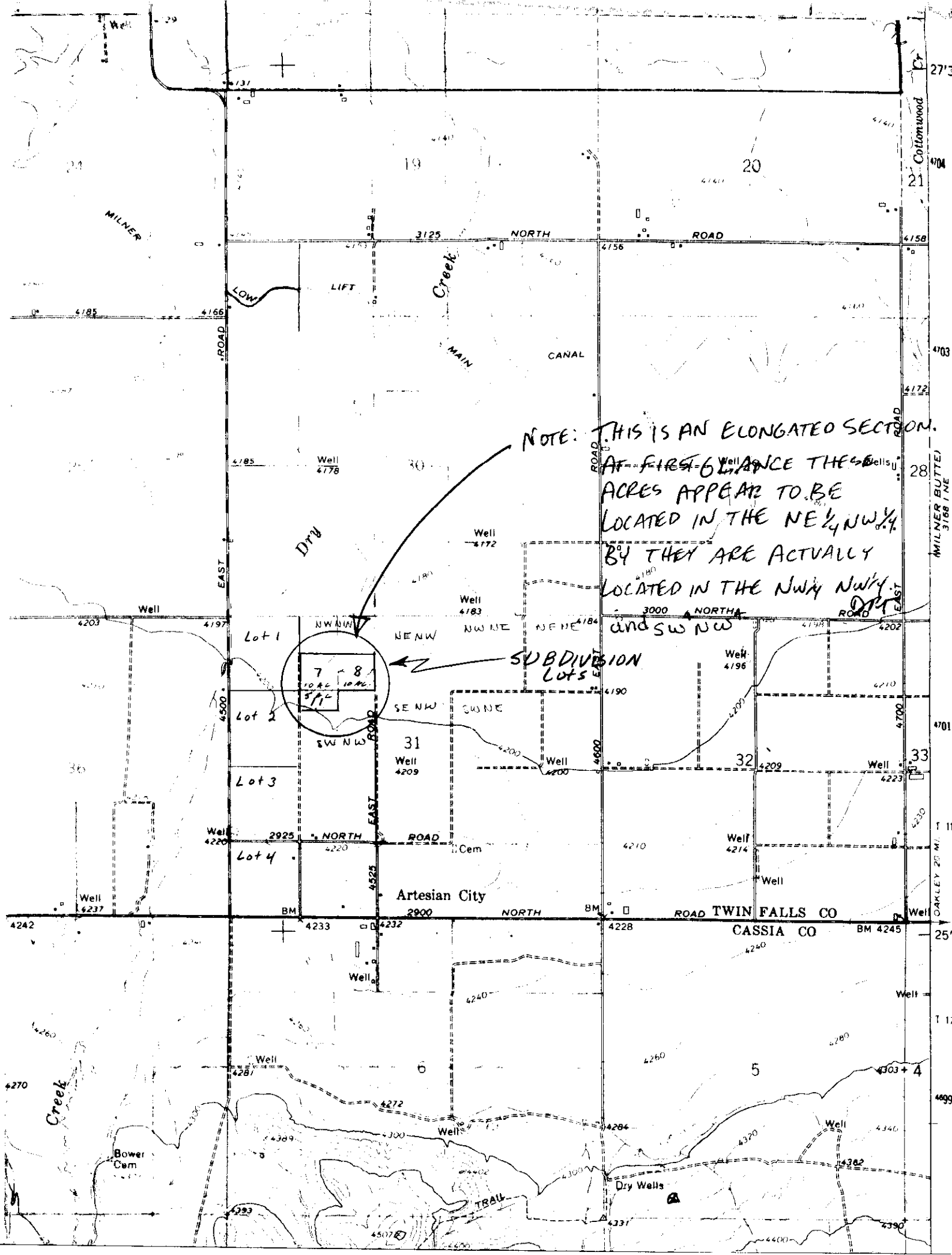
By Helen Ritchie

Notary Public

Lot 7 - 10 Acres

Lot 8 - 10 Acres

Lot 11 - 5 Acres



January 21, 1981

Raymond R. Hepworth
Rt. 1
Hansen, Idaho 83334

Dear Mr. Hepworth,

RE: Denial of Application for Transfer of Water Right No. 45-2288

Enclosed please find an Order to Show Cause before the Director of the Department of Water Resources on or before February 25, 1981, why the above referenced Application should not be denied.

Dated this _____ day of January, 1981.

DAVID R. TUTHILL, JR.
Acting Chief, Operations Bureau

RECEIVED

INTER-DEPARTMENT MEMO — 1

FROM Loren Holmes

DATE 11-28-80

TO State Office

SUBJECT App. for Transfer of Lic 45-2288 by Raymond Hepworth

As indicated by the file, the applicant has been repeatedly notified that he must submit evidence of title to the land water is being transferred from, or evidence of title to the water right.

My latest attempt to contact the applicant by phone indicated that the number given on the application has been disconnected.

I recommend that application be denied without prejudice due to lack of interest

LH

SIGNATURE

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

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

C. Stephen Allred
Director

August 22, 1980

Raymond R. Hepworth
Route 1
Hansen, Idaho 83334

Re: Transfer of Water Right No. 45-2288

Dear Mr. Hepworth:

As you were advised in our letter of June 20, 1980, the processing of your application for transfer at this office has been completed. However, before any further action can be taken it will be necessary for you to provide a showing that you have authority to transfer water from the land located in the W $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T11S, R20E. The remarks section of your application indicates that the land has been sold without water rights. A copy of that instrument of sale evidencing your continued ownership of the water right appurtenant to the land sold should be sufficient to allow approval of your application.

Please submit the requested information at your earliest convenience since this office cannot hold your application indefinitely.

If you have any questions regarding this matter please feel free to contact me.

Very truly yours,

LOREN O. HOLMES
Southern Region Supervisor

LOH:marya

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

June 20, 1980

Raymond R. Hepworth
Route 1
Hansen, Idaho 83334

Re: Transfer of 45-2288

Dear Mr. Hepworth:

This office has completed processing of your application for transfer of water right Number 45-2288.

Prior to submitting this application to the Director for final action it is necessary that we have proof of ownership of the land the water is being transferred from. This may be in the form of a warranty deed, deed of trust, contract to purchase or similar instrument signed by both buyer and seller and showing yourself as buyer.

If you have any questions, please feel free to contact this office.

Sincerely,

TERRY G. BLAU
Senior Water Resource Agent

TGB:

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 45-2288

Notice is hereby given that Raymond R. Hepworth
of Hansen, Idaho has applied to the Department of Water
Resources ~~for an exchange of change of point of diversion~~ ^{to} ~~for~~ -add diversion points ^{and} / change
place of use - of a portion of a right from a groundwater source. The
right sought to be changed is evidenced by License No. 45-2288
as follows:

Amount: 1.85 cfs

Priority: Dec.28, 1948

Point of Diversion NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.31, T.11s, R.20E, B.M., Twin Falls County

The water is used for irrigation purposes from Mar. 15 to Nov. 15 for 139.28 acres

PORTION TO BE CHANGED AS FOLLOWS:

Amount: 1.85 cfs

Point of Diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T.11S, R.20E.

Place of Use: E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Se. 31, T.11S, R.20E for irrigation purposes of 130 acres

Any protest against the approval of the above proposed change of the portion of the
right described above must be filed with the Idaho Department of Water Resources,
1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before June 9, 1980.

C. STEPHEN ALLRED
Director

Published in Times News on May 22 and May 29, 1980

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

May 13, 1980

Times News
P. O. Box 548
Twin Falls, Idaho 83301

Re: Notice of Proposed Change of Water Right No. 45-2288

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,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

MICROFILMED

Bill submitted: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: T.G. Blau

1. Right number 45-2288 ✓ Applicant HEPWORTH, Raymond R.
2. Type of right: ☐ Decree ☒ License ☐ 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. Lic. shows 4/1 to 10/31
c. ☒ Description of original place of use. Transfer shows 3/15 to 11/15

5. Amount of land &/or water transferred:

- (a) ☐ All of right.
- 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. 2 pts
- (d) ☒ Check description of place of use. Reduces acres to 130 ac from 139.28 ac
- (e) ☒ Check map (shows p.d. and p.u. after transfer).
- (f) ☒ Check for correct signature, notarization, and fee.
- g. ☐ Check proof of ownership of right &/or land from which water is transferred.
- h. ☒ Check for expansion in use of right. Comments Decrease
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) yes but does not exceed 1"/Ac
- j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

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

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* The irrigation season under this right is limited to April 1 to October 31 per year.

4. By Jim Date 5/27/81
- use above condition

If uses within Watermaster Districts require special conditions.

Department of Water Resources

MICROFILMED

RECEIVED
MAY 29 1981

October 6, 1969

RE: License No. 20847/45-2288

C. G. McIntyre
Attorney at Law
P. O. Box 525
Twin Falls, Idaho 83301

Dear Mr. McIntyre:

Our records indicate that there is only one well involved with the above numbered license. It is possible that the original well did not continue to produce the 1.85 c.f.s. licensed for and a new well was drilled to supplement the first well. Of course, it should have been reported to our office and the permit amended. If the second well was drilled after 1963 there is only one method of obtaining a water right and that is by the permit system. If both wells are in the same sub-division it may be possible to use both wells as long as they do not exceed the amount of the water license. If the well is not a replacement well, it is possible it has been dug illegally, since this is in a critical ground-water area.

If we can be of further assistance please let us know.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

20847
45-2288

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER

FIDELITY BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

TELEPHONE
(208) 733-3722

October 2, 1969

RECEIVED

OCT 3 1969

Department of Reclamation

Mr. M. Russell Bosch
Administrative Assistant
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Re: Water License Number 20847/45-2288

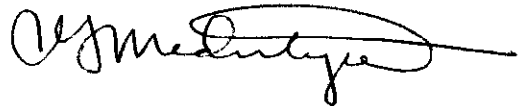
Dear Mr. Bosch:

We have received the original water license listed above. Although, I have never seen the property it is my understanding that there are two wells on the property.

Does the Water License 20847/45-2288 cover more than one well?

We will appreciate your advice.

Sincerely,



C. G. MCINTYRE

CGMc:ems

20847
45-2288

September 25, 1969

Re: Permit No. 20847/45-2288

C
O
P
Y

Parry, Robertson, Daly & Larson
P.O. Box 525
Twin Falls, Idaho 83301

Attn: C. G. McIntyre

Dear Mr. McIntyre:

Enclosed you will find the Water License issued on the above numbered permit, as you requested.

Also enclosed is departmental receipt No. 3656 in the amount of \$12.00 covering the fees.

Very truly yours,

C. Stephen Allred, Acting Deputy
State Reclamation Engineer

CSA:kh
Enclosures

MICROFILMED

20847
45-2288

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

FIDELITY BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

TELEPHONE
(208) 733-3722

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. RUSHOLT
FRED D. DECKER

September 23, 1969

Mr. M. Russell Bosch
Administrative Assistant
Idaho Department of Reclamation
State House - Annex No. 2
Boise, Idaho 83707

Re: Permit 45-2288

Dear Mr. Bosch:

Thank you for your letter of September 22, 1969. We enclose herewith our check in the amount of \$12.00 for a water license based on the above permit.

Would you please forward the license to this office so that we may place it of record and refer to it in a conveyance.

Sincerely,


C. G. MCINTYRE

CGM:sn

Enc.

RECEIVED

20847
45-2288

PAYEE: DETACH THIS STATEMENT BEFORE DEBITING CHECK

PARRY BERTSON, DALY & LARSON

1. N FALLS, IDAHO 83301

DATE	INVOICE NO.	DESCRIPTION	GROSS AMOUNT	DEDUCTIONS	NET AMOUNT
9-23-69	110-	B. G. Wolters Estate, water license			12.00

88cc-54
20847
MICROFILMED

September 22, 1969

RE: Permit 45-2288

C. G. McIntyre
Attorney at Law
P. O. Box 525
Twin Falls, Idaho 83301

Dear Mr. McIntyre:

Our records indicate the above numbered permit has been issued for the land listed in your letter of September 19th. This permit has been examined and could be licensed upon receipt of the proper fees. The permit is in the name of B. G. Wolters, James F. Keegan and John A. Keegan. Upon receipt of the \$12.00 fee a license for 1.85 c.f.s. from a well with a priority of December 28, 1943, for use on 139.28 acres, will be issued.

Once the license has been issued it becomes appurtenant to the lands and would be easier to list on the sale or other transactions.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

20847
45-2288

MICROFILMED

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

FIDELITY BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

Department of Reclamation

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. RSHOLT
FRED D. DECKER

TELEPHONE
(208) 733-3722

September 19, 1969

Mr. Russell Bosch
Office Manager
Department of Reclamation
107 State House
Boise, Idaho

Dear Mr. Bosch:

Attached hereto is a legal description for real property in Twin Falls County, Idaho. Would you please check your records and advise us of any water licenses or permits granted for this property.

The real property is in the name of B. G. Wolter, a resident of Peoria, Illinois, who passed away recently and we are conducting an ancillary administration of his estate in Idaho.

Thank you for your assistance in this matter.

Sincerely,



C. G. MCINTYRE

CGMc:ems

Enclosure

20847

45-2288

20847
Northeast Quarter of the Northwest Quarter
(NE $\frac{1}{4}$ NW $\frac{1}{4}$), Southeast Quarter of the Northwest
Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Northeast Quarter of the
Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), all in Section
Thirty-One, Township Eleven (11) South,
Range Twenty (20) East of the Boise Meridian,
all in Twin Falls County, State of Idaho;

Lot Seven (7) and South Half (S $\frac{1}{2}$) of Lot Eight
(8), Surburban Tract No. 1, Artesian City,
Twin Falls County, Idaho;

Lot Eleven (11) Surburban Tract No. 1, Artesian
City, Twin Falls County, Idaho, together with
improvements thereon and water rights appurtenant
thereto.

MICROFILMED

20847

45-2288

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO 83701

B. G. Wolter +

James F. Keegan

c/o Lawrence B. Quinn

Bev K holder Bldg

Twin Falls Idaho



RECEIVED
JAN 17 1967
No such name in state
Do not mail in this envelope

Mr. B. G. Wolter
Kimberly, Idaho

G-20847
(part)

RECEIVED
JAN 17 1967

Department of Reclamation

20847

✓
October 31, 1952

RE: Permit No. 20847

Mr. Lawrence B. Quinn
Burkholder Building
Twin Falls, Idaho

Dear Mr. Quinn:

In checking our files, we find that we have received no reply to office letter addressed you on November 2, 1951, in regard to Permit No. 20847 of B. G. Wolter, James F. Keegan, and John A. Keegan.

In that letter we advised you that a license could be issued under that permit for 1.85 second feet of water from a well, upon receipt of the statutory fee of \$12.00.

We also inquired as to whether the license should be made in the name of the present record holders, or if this permit had been assigned to someone else, as we have been informed. In this case, of course, there should be a record made of the assignment of interest, the fee for recording which in this department amounts to 50 cents.

We shall appreciate hearing from you in regard to this matter.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

RECEIVED
OCT 31 1952

20847

✓
November 2, 1961

RE: Permit No. 20847

Mr. Lawrence B. Quinn
Burkholder Building
Twin Falls, Idaho

Dear Mr. Quinn:

We now have on file the report of our field engineer on examination for beneficial use under Permit No. 20847 which our records show to be in the name of B. G. Walter, James F. Keegan, and John A. Keegan.

This report shows that the well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, Township 11 South, Range 20 East, B.M., will deliver 92.5 second feet of water which has been used for the irrigation of 139.28 acres in the E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31, Township 11 South, Range 20 East, B.M., and Lots 7 and 11 and S $\frac{1}{2}$ of Lot 8.

Therefore, upon receipt of the statutory fee of \$12.00, which is at the rate of \$2.00 for each legal subdivision in which the land is located, a license will be issued for 1.85 second feet of water from said well.

We understand, however, that this land and the appurtenant water right has been transferred to another owner. If that is the case, possibly the license should be issued in the name of the present owner. Will you please advise us as to this and, if there has been a transfer of interest, a form of assignment should be executed and returned to this department for recording, the fee for which amounts to 50 cents.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

MICROFILMED

20847

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

Permit No. 20847

This proof is for Beneficial use In Water District No.

1. Name of applicant B.G. Wolter, Peoria, Ill.; James F. Keegan, Twin Falls, Idaho;
John A. Keegan, Kimberly, Idaho. All C/o Lawrence B. Quinn, Burkholder Bldg. Twin Falls
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31
T. 11 S. R. 20 E. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: Well is 135' deep by 12" diameter, cased 108' down. H. equals 92, drawdown is 125'. Pump sets at 130'. 8" column, 3 stage pump with 12" bowls. There is a concrete base 8' x 8' square. There is no pump house nor protection. Motor is a 50 h.p. U. S., 220 v., 122 amps, 3 ph., 60 cycle, Serial #820619. Pump is a Fairbanks Morse Pomona, Serial #PJ9848. Controls are Mongerson on a panel to the West of the pump. The meter is a 240 volt Westinghouse (continued below)
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion:

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):

NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, Twp. 11 S., Range 20 E., B.M.
Also Lot 7 and S $\frac{1}{2}$ Lot 8, and Lot 11, Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho

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

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

Remarks: #20952576. Demand is 1 kw. x 40. Delivery is to the Southwest through a 8" i.d. pipe 30' long into a 10" by 8" corrugated culvert pipe, discharging into an old galvanized water tank, used as a sump, with a head gate to the Southwest and one to the Northwest. The T. of the water was 60° F. Amount of water measured .51 foot over a 18" weir equals 1.85 c.f.s. or 92.5 inches. Crops are clover, wheat and beans.

This examination was made on the 31st day of July, 1951.

(Signed) E. M. Humphrey Examiner.

20847

MICROFILMED

MICROFILMED

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.

RECEIVED
NOV 1 1951
Department of Reclamation

James F. Keegan, et al.
Twin Falls, Idaho
Permit No. 20847

Examination for Beneficial use

County Twin Falls

$Q = 2.7$ cfs
 $S =$ well

P. D. = SE cor. NE. SW
S 31 - 115 - 20 E.

for 145 acres.

$60^{\circ} F. = T.$

$.51' = 1.85$ cfs
 $\frac{5.9}{92.50}$ inches
3 checks
over 18" weir.

Get info at Court House.

well = $135' \times 12'$ cased 108'
 $H = 92'$ drawdown to 125'
Pump sets @ 130'
8" col. 3 stage - 12" bowls
Concrete base $8' \times 8'$ sq

U.S. 50hp motor 220V 122a.
3ph. 60 cy. #820619

Pump - Fairbanks Morse
Pomona PJ9048

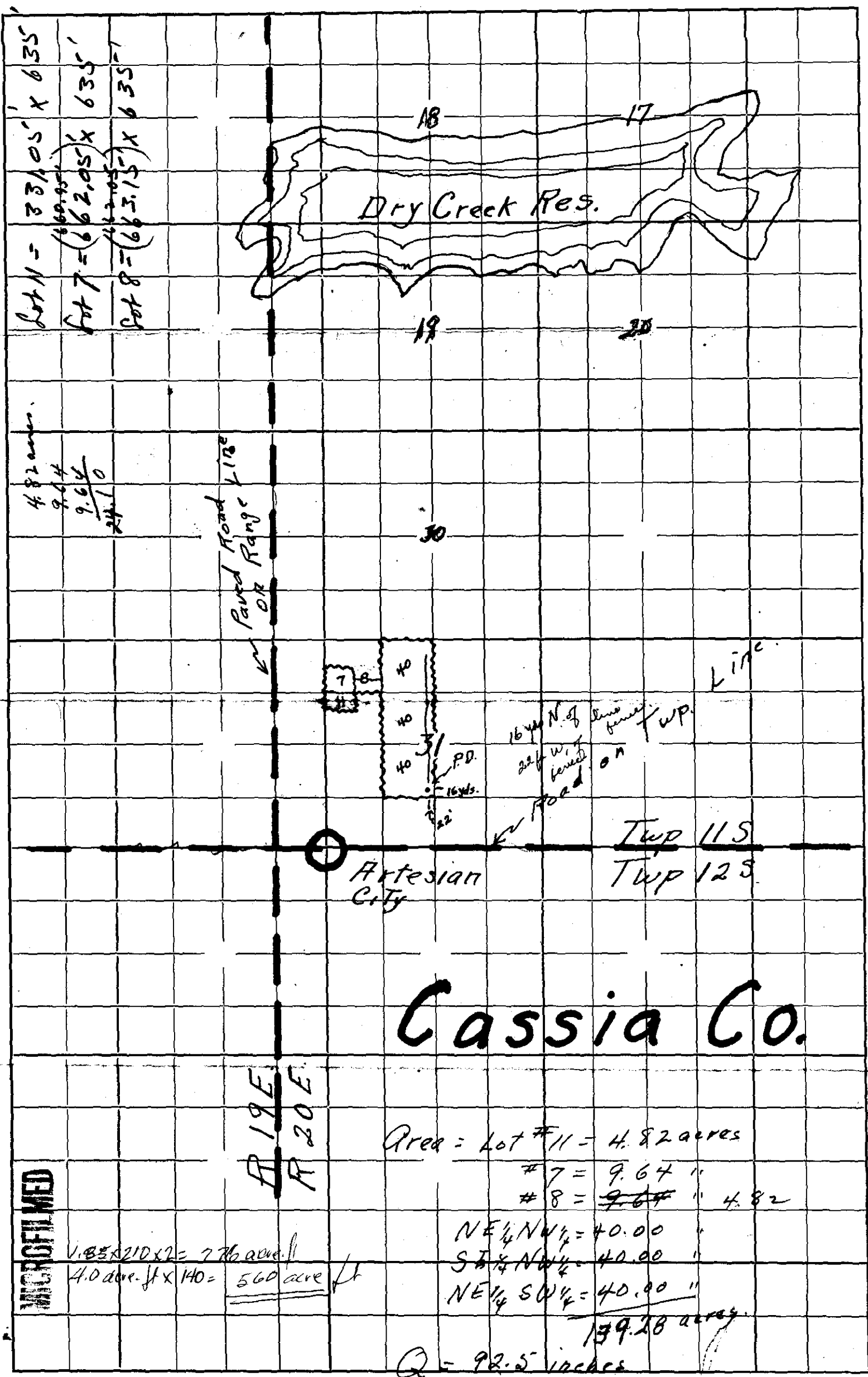
Controls = Wengerson on
panel to west

meter = Westinghouse 240V.
#20752576

Demand = 1 Kw x 40

Delivery to SW thru 8" pipe
pipe 30" long into $10' \times 8'$
con. culvert into an old
gal. water tank sump est.
500 - 700 g. cap
gate to SW. & one to NW

Crops = clover - wheat - beans.



MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20847

REPORT ON PROOF OF Beneficial use

1.85 cfs
Snr

app. 2,7 cfs

139 acres
6 - subdivisions

October 7, 1950

Re: Permit No. 20847

Mr. Lawrence B. Quinn
Burkholder Building
Twin Falls, Idaho

Dear Mr. Quinn:

We acknowledge receipt of your letter of October 2nd, enclosing depositions of James F. Keegan and two witnesses, also affidavit of publication in the Twin Falls Times-News, all submitted in proof of beneficial use under Permit No. 20847, in the name of James F. Keegan, et al.

Before final action is taken in the matter the law requires that a field examination be made by an engineer from this Department.

We cannot say just when this examination will be made as this department has but one field engineer, who makes examinations all over the State. However, our engineer will try and contact either you or Mr. Keegan at the time he makes the examination, so that arrangements may be made to show him over the ground.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

20847

20847

LAWRENCE B. QUINN
ATTORNEY-AT-LAW
BURKHOLDER BUILDING
TWIN FALLS, IDAHO

October 2, 1950

RECEIVED
OCT 6 1950
Department of Reclamation

State of Idaho
Dept. of Reclamation
Boise, Idaho

Gentlemen:

Attention: Mark R. Kulp
 State Engineer

I am enclosing herewith deposition of holder and deposition of two witness on beneficial use proof, made before me as a Notary Public on September 30, 1950.

I am also enclosing Affidavit of Notice of Publication
of Notice of Proof Application of Water to Beneficial Use.

If there are any additional fees in connection with this matter kindly advise me and they will be promptly forwarded.

Would you communicate with me as to any matters pertaining to this matter?

Very truly yours,

LAWRENCE B. QUINN

LBQ: g
Enc:

MICROFILMED

20847

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

No. 3487

I, Lisa Moloney, being first duly sworn upon oath depose and say that I am principal clerk of the Times-News, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

5 consecutive Thursdays, commencing with the issue dated August 31, 1950, and ending with the issue dated September 28, 1950

And I do further certify that said newspaper is a consolidation, effective Feb. 16, 1942, the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said Times-News, since such consolidation, has been published as a daily paper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section ~~60-100~~ ⁶⁰⁻¹⁰⁸ I. C. A., 1932, as added thereto by Chapter 164, Idaho 1939 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 2nd day of

October, 1950

Jessie Selaya
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

20847

MICROFILMED

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

No 3487

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 30th day of September, 1950, at Twin Falls, County of Twin Falls, State of Idaho, before Lawrence E. Quinn, a Notary Public, proof will be submitted of the application to beneficial use of 2.7 cubic feet per second of the waters of a drilled well in the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31, Township 11 South, Range 20 E. B. M., Twin Falls County in accordance with the terms and conditions of Permit No. 20847 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are B. G. Wolter, Peoria, County of Peoria, Illinois; James F. Keegan, Twin Falls, County of Twin Falls, State of Idaho; John A. Keegan, Kimberly, County of Twin Falls, State of Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 2.7 cubic feet per second.

The place where said water is used NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, all in Section 31, Township 11 South, Range 20 E. B. M., all in Twin Falls County, Idaho; Lot 7 and SW $\frac{1}{2}$ of Lot 8 Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho; Lot 11 Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is diversion ditch, no name.

The right to take water from such works is based upon Permit No. 20847.

The source of supply from which such water is diverted is a drilled well situated in the Southeast corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 11 South, Range 20, E. B. M.

The date of priority which said user is prepared to establish is December 28, 1948.

MARK R. KULP,

State Reclamation Engineer
Publish: Aug. 31, Sept. 7, 14, 21, 28, 1950

I, _____, being first duly sworn upon oath depose and say that I am _____ of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for _____ consecutive _____, commencing with the issue dated _____, 19____, and ending with the issue dated _____, 19____.

And I do further certify that said newspaper is a consolidation, effective Feb. 16, 1942, the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily paper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 58-108 I. C. A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20847

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. James F. Keegan, Twin Falls, Idaho, Farmer, Twin Falls, Idaho

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

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. December 28, 1948 1-7

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. A drilled well situated in the Southeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 11 South, Range 20 E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. A drilled well, small diversion pond and ditch. Carrying capacity of diversion works about 3 cubic feet of water per second. Depth of well 135 feet; 12" casing 110 feet, depth to water 94 feet. Discharge of pump re volume approximately 145 miner inches on Weir measurment.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. 145 acres of land described as follows: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31, Twp. 11S., Rge. 20 E. B. M., Twin Falls County, Idaho; Lot 7 and S $\frac{1}{2}$ of Lot 8 Suburban Tract No. 1 Artesian City and Lot 11 Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho

20847

MICROFILMED

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 2.7 cubic feet per second

Ques. 9. 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.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. All of developed water amounting to approximately 2.7 cubic feet per second on the land set forth in Answer to Question 6, from the

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

✓ Remarks: The affiant makes this affidavit for and on behalf of himself, B. G. Wolter of Peoria, Peoria County, Illinois and John A. Keegan of Kimberly, County of Twin Falls, State of Idaho, said parties being applicants under permit No. 2084 7 and persons owning such water right and permit as joint owners.

(Sign).....

~~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 Twin Falls, County of Twin Falls, State of Idaho, on this 30th day of September, A.D. 1950.~~

~~My commission expires January 14, 1951~~

James F. Keegan

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 Twin Falls, County of Twin Falls, State of Idaho, on this 30th day of September, A.D., 1950.

Lawrence B. Quinn
Notary Public for Idaho

My commission expires January 14, 1951

MICROFILMED

20847

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20847

Proof of Application of Water to Beneficial Use

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.

Ans. J. Edwin True, 42, Twin Falls, Idaho, Pumpman, Twin Falls, Idaho

John A. Keegan

Ques. 2. Are you acquainted with James F. Keegan, B. G. Wolter and, the holder of Permit No. 20847? How long have you known him and where does he reside?

Ans. I have known James F. Keegan and John A. Keegan for the last 5 years and I have known^{of} B. G. Wolter for the last few ~~years~~ months but not personally acquainted with him.

Ques. 3. Have you read or heard read said Permit No. 20847, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. A drilled well situated in the Southeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 11, South, Range 20 E. B. M. together with ditches for conveying to point of use.

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

Ans. Approximately 3 cubic feet per second carrying capacity and I have seen at least 2.7 cubic feet per second running in the ditch

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Approximately between 140 to 150 miners inches of water or between 2.7 and 3 cubic feet of water per second

20847

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation on 145 acres of land described as follows: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31. Twp 11S, Rge., 20 E. B. M; Lots 7 and 11 and the S $\frac{1}{2}$ of Lot 8 Suburban Tract No. 1 Artesian City, Twin Falls County, Idaho. Land all in cultivation

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (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.

Ans. Land reclaimed is all good farming land and requires at least one miner inch to the acre for profitable cultivation

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have been on the land above described a number of times in the past two years. have inspected the pumps and diversion works during use and can state that the works are completed and the pumps are delivering approximately the amount of water applied for and that the same is being used on the land above described for a beneficial purpose in the actual irrigation of the land
(Signed) *Edwin True*

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 Twin Falls _____, County of Twin Falls _____, State of Idaho, on this 30 day of September _____, A. D. 1950.

Lawrence B. Quinn
Notary Public.

My commission expires Jan 14, 1951

NOT RECORDED

20847

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20847

Proof of Application of Water to Beneficial Use

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.

Ans. Pat. Cockrum, age 43, Twin Falls, Idaho, pumpman, Twin Falls, Idaho

B. G. Wolter

Ques. 2. Are you acquainted with James E. Keegan, John A. Keegan and, the holder of Permit No. 20847? How long have you known him and where does he reside?

Ans. I have known James E. Keegan and John A. Keegan for the past years and I have known B. G. Wolter for the last 2 years, months

Ques. 3. Have you read or heard read said Permit No. 20847, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. A drilled well situated in the Southeast corner of the NE 1/4 SW 1/4 of Section 31, Township 11 South, Range 20 E. B. M. together with ditches for conveying to point of use.

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

Ans. Ditches have a carrying capacity of about 3 cubic feet per second and I have seen at least 2.7 cubic feet per second running in them

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Approximately between 140 to 150 miners inches of water or between 2.7 and 3 cubic feet of water per second

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20847

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation on 145 acres of land described as follows
NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31. Twp 11S, Rge., 20 E. B. M; Lots 7
and 11 and the S $\frac{1}{2}$ of Lot 8 Suburban Tract No. 1. Artesian City, Twin Falls
County, Idaho. Land all in cultivation.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (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.

Ans. Land all reclaimed and is good farming land and requires at least
one miner inch to the acre for profitable cultivation

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have been on the land above described a number of times in the
past two years, have inspected the pumps and the diversion works during
use and can state that the works are completed and the pumps are delivering
approximately the amount of water applied for and that the same is be-
ing used on the above described land for the actual irrigation thereof.

(Signed) Pat Cockrum

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 Twin Falls,
County of Twin Falls, State of Idaho, on this 30 day of September,
A. D. 1950.

Lawrence B. Quinn
Notary Public.

My commission expires Jan 14, 1951.

MICROFILMED

September 6, 1950

Re: Permit No. 20847

Mr. Lawrence B. Quinn
Burkholder Building
Twin Falls, Idaho

Dear Mr. Quinn:

We enclose Certificate of Completion of Works issued under Permit No. 20847 in the name of B. G. Wolter, James F. Keegan and John A. Keegan, for the diversion of 2.7 second feet of water from a well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, Township 11 South, Range 20 East, B.M., for agricultural use on the E $\frac{1}{2}$ NW $\frac{1}{4}$ and NE $\frac{1}{2}$ SW $\frac{1}{4}$ Section 31, Township 11 South, Range 20 East, B.M., also Lots 7 and 11 and the S $\frac{1}{2}$ of Lot 8 of Suburban Tract No. 1, Artesian City.

We also enclose Departmental Receipt No. 22623 for the \$5.00 fee paid in connection with this proof.

We have received from the Twin Falls Times-News, acknowledgment of Notice of Beneficial Use Proof to be made on September 30, 1950, and they state that you have contacted them, requesting five publications.

We enclose herewith, the necessary forms of deposition to be used in making these proofs, consisting of one for the Permit Holders and one for each of two witnesses. At the time set, they should appear before you together with two disinterested witnesses who are familiar with the terms of the Permit and the works done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

20847

20847

ENCLOSURE

20847

August 30, 1950

Dear Sirs:

This is to acknowledge receipt of legal advertisement of Wolter & Keegan Notice of Proof of water. Mr. Quinn, the Attorney called us this morning and requested that we publish the advertisement for 5 consecutive weeks. Following are the dates on which the advertisement is scheduled:

August 31, September 7, 14, 21, 28.....

After the first publication, we will send you copy of publ.

Very truly yours,

TIMES-NEWS

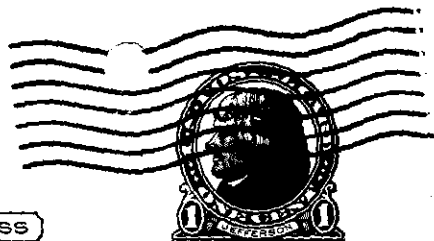
By

Jessie Selaya

20847

RECEIVED
AUG 31 1950
Department of Reclamation

THIS SIDE OF CARD IS FOR ADDRESS



State of Idaho
Department of Reclamation
Boise, Idaho

✓
August 29, 1950

Re: Permit No. 20847

Mr. Lawrence B. Quinn
Burkholder Building
Twin Falls, Idaho

Dear Mr. Quinn:

We acknowledge receipt of your letter of August 25, 1950, enclosing Proof of Completion of Works under Permit No. 20847, together with the \$5.00 fee.

Certificate of Completion of Works will be sent you shortly, and meanwhile, we have sent to the Twin Falls Times-News, notice of Beneficial Use Proof to be made under this Permit before you as Notary Public, at 10 o'clock, September 30, 1950.

We have instructed the newspaper to publish this notice once a week for four consecutive weeks, prior to that date, and to send you the Affidavit of Publication, together with statement of costs.

We note from your letter that you are including five publication dates, beginning with August 31. As the usual thing, the four weeks publication has been construed to mean publication in four issues, although some Attorneys have been quite technical and consider that the notice must be published five times to include the statutory four weeks. We suggest that you contact the Times-News and instruct them as to whether you wish to have the notice published four or five times.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

20847

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 20847

Date: August 29, 1950

Twin Falls Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to September 30, 1950, **commencing with your August 31st issue,** the date set for proof, the expense of the publication to be paid by the applicant, **C/o Lawrence B. Quinn or Burkholder Bldg., Twin Falls, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication.

Very truly yours,
MARK R. KELP
State Reclamation Engineer

By
Chief Clerk

20847

RECORDED

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 30th day of September, 1950,
at Twin Falls, County of Twin Falls, State of Idaho, before
Lawrence B. Quinn, a Notary Public, proof will be submitted of the
application to beneficial use of 2.7 cubic feet per second of the waters of a drilled well in
the SE corner of NE1/4, Section 31, Township 11 S., Range 20 E.B.M., Twin
Falls County in accordance with the terms and conditions of Permit No. 20847
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
B. G. WOLTER, Peoria, County of Peoria, Illinois;
JAMES F. KEEGAN, Twin Falls, County of Twin Falls, State of Idaho;
JOHN A. KEEGAN, Kimberly, County of Twin Falls, State of Idaho
The use to which said water has been applied is irrigation

The amount applied to beneficial use is 2.7 cu. ft. per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) NE1/4, SE1/4, NE1/4, all in Section 31, Township 11 S.,
Range 20 E.B.M., all in Twin Falls County, Idaho; Lot 7 and S1/2 of Lot 8
Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho; Lot 11
Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is diversion ditch no name

The right to take water from such works is based upon Permit No. 20847

The source of supply from which such water is diverted is a drilled well situated
in the Southeast corner of NE1/4 SW1/4 of Section 31, Township 11 South,
Range 20 E.B.M.,

The date of priority which said user is prepared to establish is December 28, 1948.

MICROFILMED

MARK R. KULP
State Reclamation Engineer.

20847

LAWRENCE B. QUINN

ATTORNEY-AT-LAW

BURKHOLDER BUILDING

TWIN FALLS, IDAHO

August 25, 1950

RECEIVED
AUG 28 1950
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

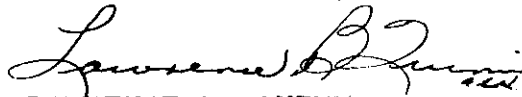
Gentlemen:

In re: Permit No. 20847

I am enclosing herewith, Affidavit of one of the holders of Proof of Completion of Works with reference to Permit No. 20847, together with Notice of Proof Application of Water to Beneficial Use, and letter of authorization for publication thereof. I do not have the schedule of fees, but gather from the statute that it would be \$5.00 for filing Proof of Completion of Works.

I am enclosing also copy of Notice of Proof Application of Water to Beneficial Use and request that the time of the hearing be set forth therein. I would suggest that the dates of publication be August 31, September 7, 14, 21, and 28, with the hearing September 30. Trusting that the forwarded papers meet with your approval, I remain,

Very truly yours,


LAWRENCE B. QUINN

LBQ:ASH
Encl.

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20847

Permit No. 20847

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Twin Falls

ss.

James F. Keegan, being first duly sworn, upon his oath deposes and says:

First: That he is ^{one of the joint} holders and owners of Permit to Appropriate the Public Waters of the State of Idaho, No. 20847, and that his postoffice address is Twin Falls, State of Idaho.

Second: That the name of the stream ^{FROM} which said water is to be ^{DIVERTED} ~~diverted~~ is a drilled well in the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31, Township 11 S., Range 20 E.B.M.

Third: That the point of diversion of said water is a drilled well in the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31, Township 11 S., Range 20 E.B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 7, 1952.

Fifth: That the use for which said water is intended is agricultural purposes.

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: One drilled well, some diking at well and ditch for carrying water to land. (Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: Small pond for diversion purposes only

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir None acre feet.

(c) Size of headgate: / Width Small pond for diversion purposes only and for head. feet, height feet.

(d) Conduit width at bottom 2 feet, width at water line 2'5" (State whether ditch, flume or pipe)

feet, depth of water 20" feet; diameter of pipe inches, average grade per mile is 3" feet. Length of conduit is 3/4 miles.

Seventh: That said works are capable of conducting to the place of intended use 2.7 cu second feet of water.

Eighth: That water appropriated under said permit is available for 145 acres. acres of land described as follows: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, all in Section 31, Township 11 S., Range 20 E.B.M., all in Twin Falls County, Idaho; Lot 7 and S $\frac{1}{2}$ of Lot 8 Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho; and Lot 11 Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho.

Ninth: Remarks: That the affiant makes this affidavit for and on behalf of himself and B. G. Wolter of Peoria, Peoria County, Illinois, and John A. Keegan of Kimberly, County of Twin Falls, State of Idaho, said parties being applicants under Permit No. 20847, and persons using such water as joint owners thereof.

(Sign Here)

Subscribed and sworn to before me this 25th day of August, 1950

My commission expires Jan 14 1951

Notary Public.

20847

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 14, 1950
(P. O.) Twin Falls, 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
Times-News of Twin Falls, Idaho published in
the county in which the works are situated.

B. G. Volter, James F. Keegan and
John A. Keegan

By: James F. Keegan
James F. Keegan

(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.

RECEIVED

20847

November 18, 1949

Re: Permit No. 20847

Mr. Lawrence B. Quinn
Box 927
Twin Falls, Idaho

Dear Mr. Quinn:

We enclose copy of Permit No. 20847,
as requested by you yesterday.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

RECEIVED
NOV 21 1949

20847

January 8, 1949

Re: Permit No. 20847

Messrs. Chapman and Chapman
248 Third Avenue East
Twin Falls, Idaho

Attention: Mr. Marshall Chapman

Dear Mr. Chapman:

We enclose Permit No. 20847, in the name of B. G. Wolter, James F. Keegan and John A. Keegan, and direct their attention to the limitations and conditions of same as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 21155 for the \$5.50 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt
Encls.

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20847

*Wm. H. Keegan, Illinois and J. W. Keegan
and John H. Keegan of Minidoka, Idaho*

*NE 1/4, SE 1/4, NE 1/4, section 31, Twp 11S, Range 20E, B1M
Lots 4 & 5 Suburban Tract No. 1, Ritzville City
Twin Falls County, Lot 11, Suburban Tract No. 1,
Ritzville City, Twin Falls County, Idaho.*



31

• well

NOTED

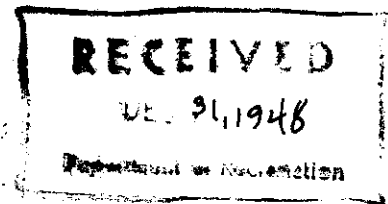
20847
Permit Map No. *20847*
As Approved
JAN 7 1949
MARK R. KULP
State Reclamation Engineer

CHAPMAN & CHAPMAN
LAWYERS

248 THIRD AVENUE EAST
TWIN FALLS, IDAHO

ORR CHAPMAN (DECEASED)
MARSHALL CHAPMAN

December 30, 1948



Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

Attention: Jeanne L. Anderson
Chief Clerk

In re: Application of Messrs.
B. G. Wolter, James F.
Keegan and John A. Keegan
for permit to appropriate
subterranean water

In view of the fact that Mr. Keegan is not available at the present time to issue his substitute check in the sum of \$5.50, we are herewith returning his check No. 1070 in the sum of \$5.25, together with 25¢ in cash, for filing the above mentioned application.

Very truly yours,

CHAPMAN & CHAPMAN

By: *Marshall Chapman*

Encl. Check \$5.25
Cash .25

MICROFILMED

20847

App. 28486

December 29, 1948

Messrs. Chapman and Chapman
248 Third Avenue East
Twin Falls, Idaho

Attention: Mr. Marshall Chapman

Dear Mr. Chapman:

We acknowledge receipt of your letter of December 27 enclosing the application of Messrs. B. G. Wolter, James F. Keegan, and John A. Keegan, for permit to appropriate subterranean water, accompanied by Mr. John Keegan's check for \$5.25.

Since the application is for 2.7 cubic feet per second, the correct filing fee is \$5.50, being at the rate of \$5.00 for the first second foot and 25 cents for each additional second foot or fraction thereof.

We, therefore, return Mr. Keegan's check with the request that he substitute one for \$5.50

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt
Enc.

MICROFILMED

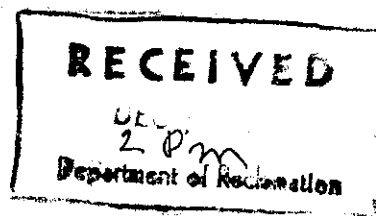
20847

CHAPMAN & CHAPMAN
LAWYERS

248 THIRD AVENUE EAST
TWIN FALLS, IDAHO

December 27, 1948

ORR CHAPMAN (DECEASED)
MARSHALL CHAPMAN



Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Sir:

In re: Application for Permit
B. G. Wolter
James F. Keegan
John A. Keegan

We are herewith enclosing Form No. 1, Application for Permit, together with two copies of Form No. 0, Map, and Check No. 1070 dated of even date, made to your order in the sum of \$5.25, signed by John Keegan, filing fee on the Application for Permit.

Very truly yours,

CHAPMAN & CHAPMAN

By: *Marshall Chapman*
all.

Encl. 4

UNRECORDED

20847

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 30th day of September, 1950, at Twin Falls, County of Twin Falls, State of Idaho, before Lawrence B. Quinn, a Notary Public, proof will be submitted of application to beneficial use of 2.7 cubic feet per second of the waters of a drilled well in the SE corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31, Township 11 South, Range 20, E. B. M., Twin Falls County in accordance with the terms and conditions of Permit No. 20847 heretofore issued by the Department of Reclamation of the State of Idaho.

8-31-50

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LEGAL ADVERTISEMENTS

Department of Reclamation of the State of Idaho.
The name and postoffice address of the person or corporation holding said permit are B. G. Wolter, Peoria, County of Peoria, Illinois; James F. Keegan, Twin Falls, County of Twin Falls, State of Idaho; John A. Keegan, Kimberly, County of Twin Falls, State of Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 2.7 cubic feet per second.

The place where said water is used NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, all in Section 31, Township 11 South, Range 20 E. B. M., all in Twin Falls County, Idaho; Lot 7 and S $\frac{1}{2}$ of Lot 8 Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho; Lot 11 Suburban Tract No. 1, Artesian City, Twin Falls County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is diversion ditch, no name.

The right to take water from such works is based upon Permit No. 20847.

The source of supply from which such water is diverted is a drilled well situated in the Southeast corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 11 South, Range 20, E. B. M.

The date of priority which said user is prepared to establish is December 28, 1948.

MARK R. KULP,

State Reclamation Engineer

Publish: Aug. 31, Sept. 7, 14, 21, 28, 1950

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NOTICE TO CREDITORS