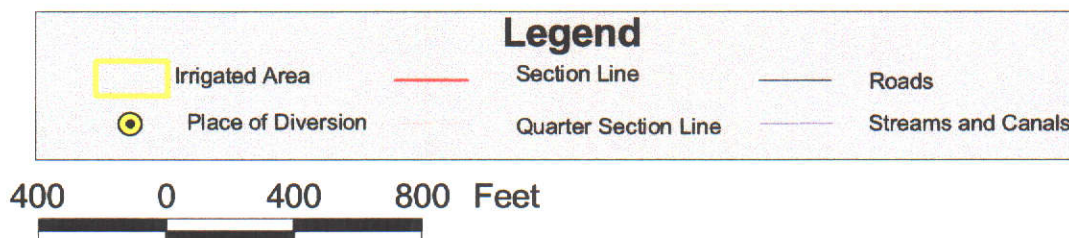
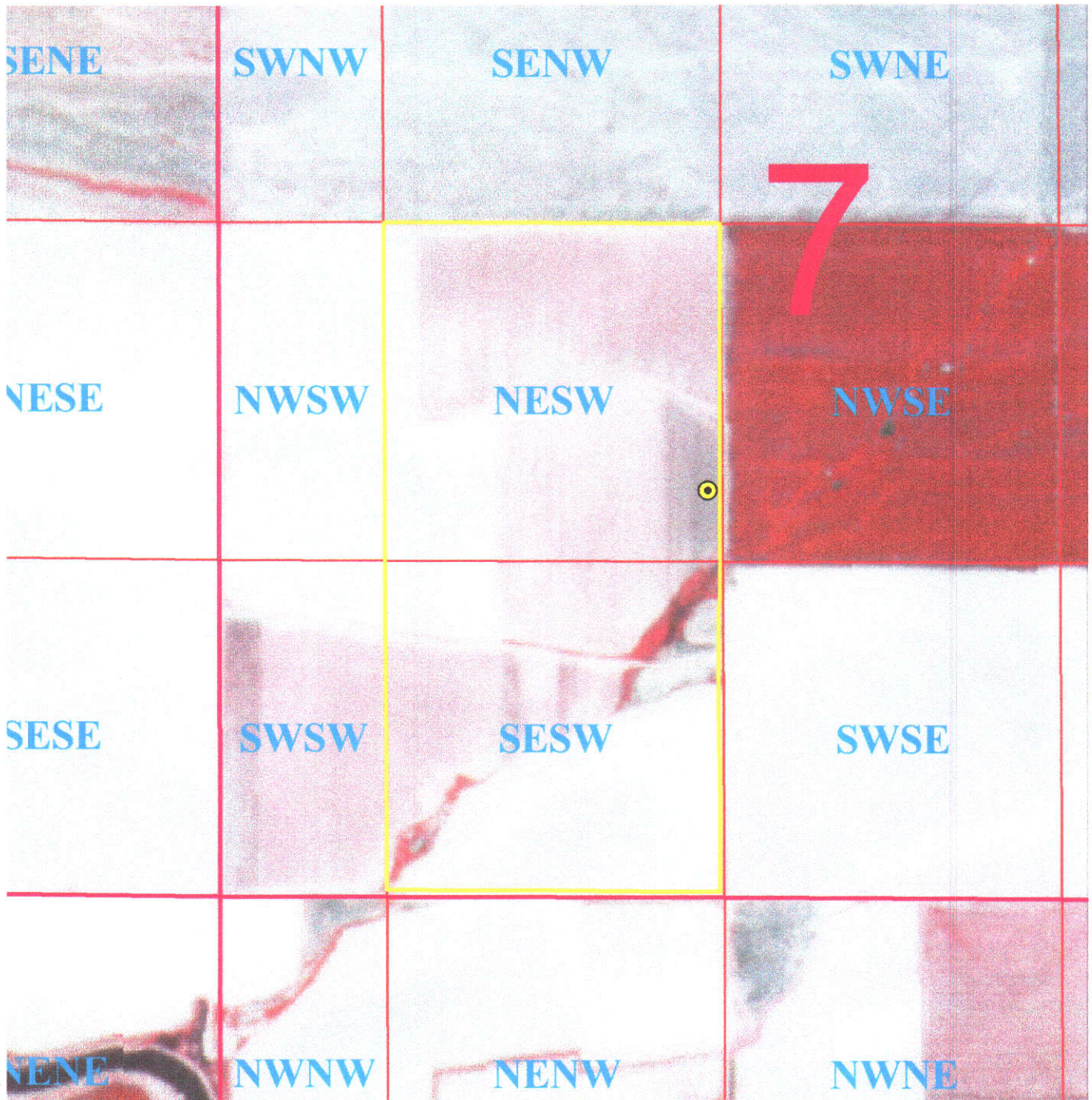


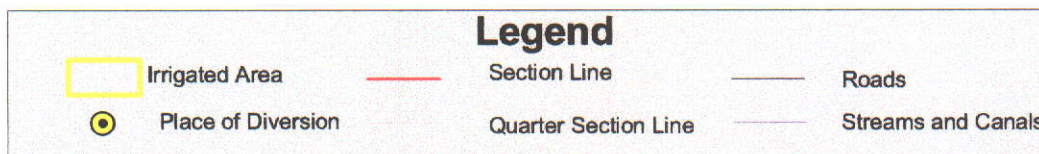
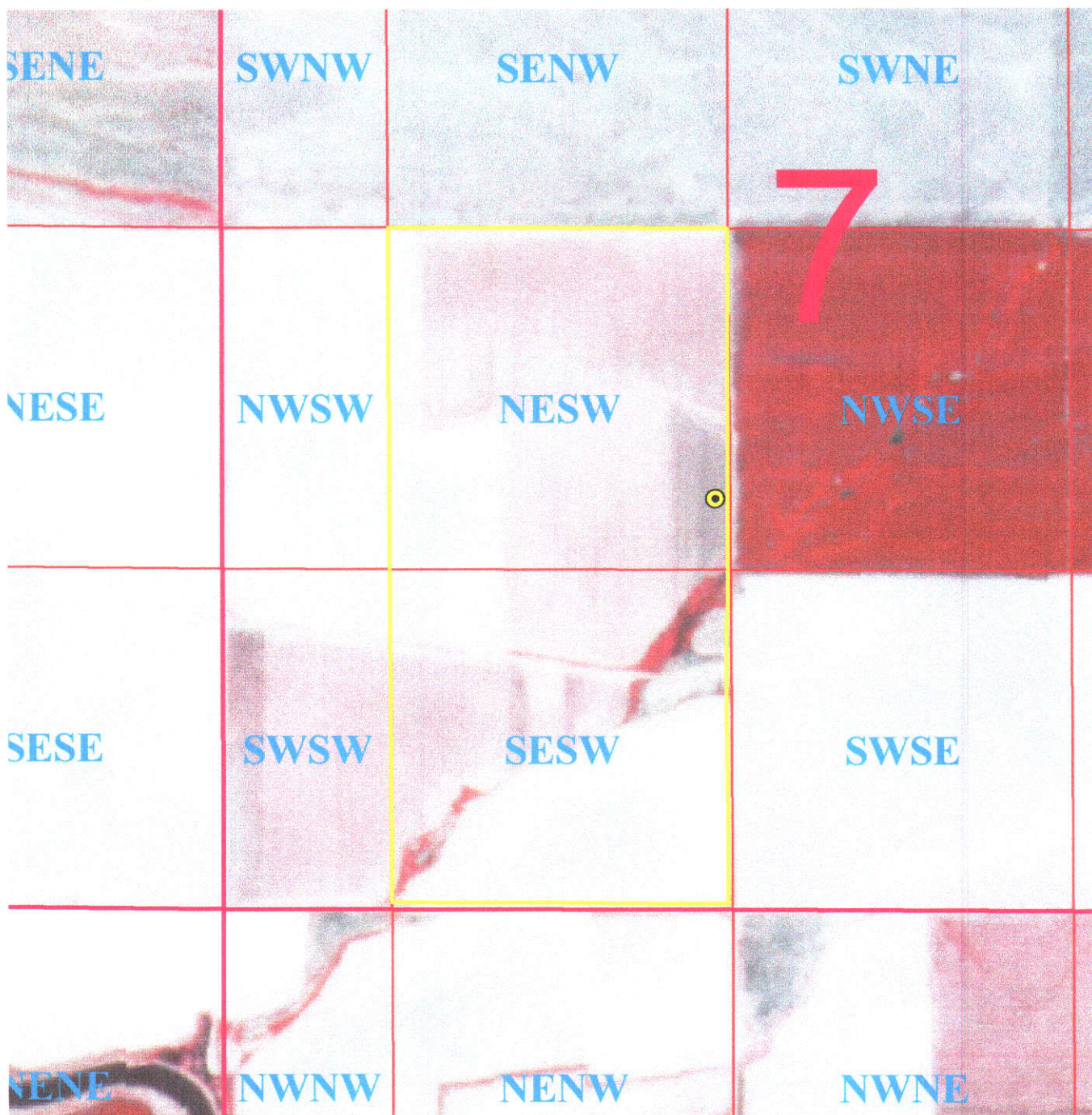
Water Right Claim Number A47-04106
Township , 11S19E

10/23/2000



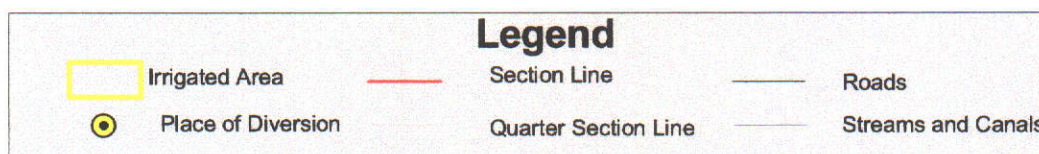
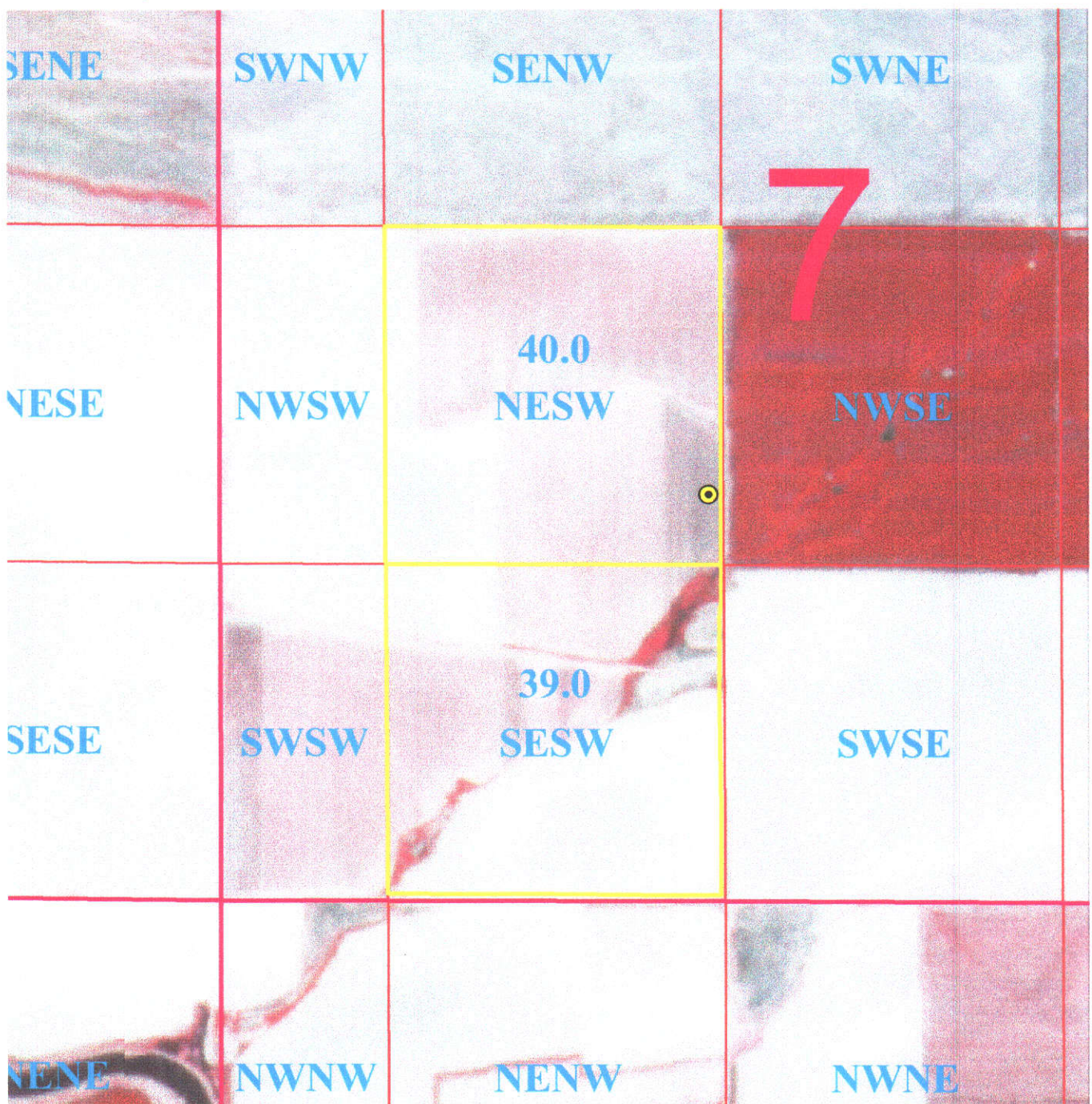
Water Right Claim Number A47-04106
Township , 11S19E

10/23/2000



Water Right Claim Number A47-04106
Township , 11S19E

10/23/2000



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-04106
Date Received: 1/ 9/1989
Receipt No: S005788
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BRENT FUNK
Address: 2911 N 4000 E
HANSEN ID

83334

AND

Name: CHALET FUNK
Address: 2911 N 4000 E
HANSEN ID

83334

2. Date of Priority: APR 10, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	19E	7	NE	SW			TWIN FALLS

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/15	1.240		

7. Total Quantity Appropriated is:
1.240 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 240.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	19E	7	NE	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	19E	7	SE	SW		IRR	40.0
Section Acres							80.0
Total Acres							80.0

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

AC. IRR.=80.

OWNERSHIP CHANGE 5/1/90 ADM

2/9/2000 tf; OWNERSHIP CHANGED DILLE TO FUNK PER 1409(6) AND
WARRANTY DEED REC'D 1/28/2000.

15. Basis of Claim: STATUTORY CLAIM



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

**DIRK KEMPTHORNE
GOVERNOR**

February 9, 2000

**KARL J. DREHER
DIRECTOR**

BRENT FUNK
CHALET FUNK
2911 N 4000 E
HANSEN ID 83334

RE: SRBA Claim(s) A47-04106

Dear Mr. and Mrs. Funk:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JAN 28 2000

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) A47-04106
Adjudication Claim Number(s) A47-04106
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Lynn Dille and Dienna Dille
3302 North 4000 East, Hansen, Idaho 83334
4. New Owner/Claimant(s) Brent Funk and Chalet Funk
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 2911 North 4000 East, Hansen, Idaho 83334
City, State and ZIP Code Hansen, Idaho 83334
New Telephone Number () -
5. Date you acquired the property 1-27-00
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Brent Funk Chalet Funk Date 1-27-00
BRENT FUNK CHALET FUNK
Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Order No. T000028

WARRANTY DEED

Twin Falls County, Idaho

Recorded for:
TWIN FALLS TITLE

04:43pm Jan. 27, 2000

2000 - 001372

No. of Pages: 2 Fee: \$8.00
ROBERT S. FORT
Ex-Officio Recorder
Deputy: CD

For Value Received

Lynn Dille And Dienna Dille,
Husband And Wife.

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

Brent Funk And Chalet Funk,
Husband And Wife.

the grantee(s), whose current address is

2911 NORTH 4000 EAST, HANSEN, ID 83334

the following described premises, to-wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: January 27, 2000


LYNN DILLE

DIENNA DILLE

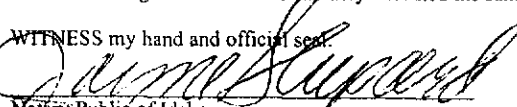
STATE OF IDAHO

: ss

COUNTY OF TWIN FALLS

On This 27 day of JANUARY, in the year 2000, before me, a Notary Public in and for said State, personally appeared Lynn Dille And Dienna Dille, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.


Notary Public of Idaho
Residing at BUHL, Idaho
Commission Expires: 08/21/05



 TITLE & ESCROW
COMPANIES

EXHIBIT A
T000028

Township 11 South, Range 19 East of the Boise Meridian, Twin Falls County, Idaho

Section 7: A portion of the West One-Half of the Southeast Quarter;
Southwest Quarter of the Northeast Quarter; Southeast Quarter
of the Northwest Quarter; Southwest Quarter and Lot 2, described
as follows:

Beginning at a point which bears South $0^{\circ}53'$ East 2599.2 feet and South $89^{\circ}58'$ East,
19.6 feet from the Quarter Section corner common to Sections 6 and 7, Township
11 South, Range 19 East of the Boise Meridian;
Thence South $0^{\circ}53'$ West, 1798.6 feet;
Thence North $89^{\circ}57.6'$ West, 846.6 feet to the Northerly bank of an irrigation ditch;
Thence Northwesterly along said Northerly bank 1210 feet more or less to the West
Section line of said Section 7;
Thence North $0^{\circ}38'$ West, 1537.3 feet;
Thence North $89^{\circ}43'$ East, 1999.1 feet to the POINT OF BEGINNING.



TWIN FALLS
TITLE & ESCROW
COMPANY

1/27/00

VIA REGULAR MAIL

Idaho Department of Water Resources
1341 Fillmore Street, Ste. 200
Twin Falls, Idaho 83301

RECEIVED
JAN 28 2000
Department of Water Resources
Southern Region

Re: Order No. T000028
Funk-Dille
7-11-19 EBM, TF Co. ID

Dear Ladies and Gentlemen:

In connection with the above mentioned order, attached please find copies/originals of the following document(s):

- ☒ Notice of Change of Water Right
- ☒ Copy of the recorded Warranty Deed

Please transfer the water right ownership per the attached documents. Thank you.

Thank you for using Twin Falls Title & Escrow Company. Should you have any questions, please do not hesitate to contact me.

Sincerely,

Jayne by Christy

Jayne Shepard
Escrow Officer
Twin Falls Title & Escrow Company

/js

encl.

March 13, 1995

I, Hubert Allen, a previous owner of the property and water right in question have personal knowledge that the property was put into production with the help of the ground water from this well during the spring of 1951.

Please refer to corresponding notice number A47-04106

Hubert Allen

Hubert Allen
734 Golf Course Road
Jerome, Idaho 83338

State of Idaho)
County of) ss

On this 13th day of March, in the year of 1995, before me (here insert name and quality of the officer) personally appeared _____, known to me (or proved to me on the oath of _____), to be the person whose name is subscribed to the within instrument, and acknowledged to me that he (or they) executed the same.

Kathleen Patterson

RECEIVED

MAR 13 1995

Department of Water Resources
Southern Region

MICROFILMED
NOV 29 1996

A47-04106



DEPARTMENT OF WATER RESOURCES

Idaho Department of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83401 (208) 736-3033

GOVERNOR PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-04106
DIENNA DILLE
LYNN DILLE
3302 N. 4000 E.
HANSEN

ID 83334

RE: Evidence of Priority

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided by the claimant supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enc.

MICROFILMED
NOV 29 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-04106
Date Received: 1/09/1989
Receipt No: S005788
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LYNN DILLE 208-423-4505
Address: 3302 N. 4000 E.
HANSEN, ID 83334

AND

Name: DIENNA DILLE 208-423-4505
Address: 3302 N. 4000 E.
HANSEN, ID 83334

2. Date of Priority: APR 10, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	19E	7	NE	SW			TWIN FALLS

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/15	1.240		

7. Total Quantity Appropriated is:
1.240 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 240.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	19E	7	NE	SW		IRR	40.0

A47-04106

Page 1

Date: 05/01/90

MICROFILMED

MAR 11 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	19E	7	SE	SW		IRR	40.0
Section Acres							80.0
Total Acres							80.0

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

AC. IRR.=80.

OWNERSHIP CHANGE 5/1/90 ADM

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

01-May-1990 13:07

Lynn and Dienna Dille
3302 N. 4000 E.
Hansen, ID 83334

RE: SRBA Claim A47-4106

Dear Claimant:

Pursuant to the notification that you presently own the property inwhich the above referenced adjudication claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant. Please review the record and if you have any corrections please contact this office.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

Encl:

MICROFILMED

MAR 11 1993

CHANGE IN OWNERSHIP

[] Water Right Number(s): AA7-04106

[] Name and Address of Former Claimant: Hubert Allen

734 Golf Course Rd.
Jerome ~~Idaho~~ ~~Falls~~, Idaho

[] New Claimant(s): Lynn Dille

[] New Mailing Address: 3302 N. 4000 E.

Nanson, Idaho - 83334

New Telephone Number: (208) 423-4505

[] Does the change in ownership result in a splitting of the water right claimed? yes X no

If yes, then describe the portion of the water right that is now claimed by the new owner:

[] Attach proof of ownership

Describe proof attached: Warranty deed

[] Signature of New Claimant(s): X [Signature]

Date: 4/24/90

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Le Moyne Realty

OWNED AND CONTROLLED BY
LEMOYNE DEVELOPMENT, INC.
1418 BLUE LAKES BLVD. N.
PHONE (208) 733-0874
FAX (208) 733-8475
TWIN FALLS, IDAHO
83301



April 30, 1990

Mr. Allen Merritt
Water Rights Supervisor
Department of Water Resources
22 Shoshone Street East
Twin Falls, Idaho 83301

RECEIVED

APR 30 1990

Department of Water Resources
Southern Region Office

Dear Allen:

I am herewith enclosing a signed change in ownership form along with a copy of the warranty deed with attached legal description wherein Hubert Allen has sold to Lynn Dille approximately 76 acres.

The water right claim is seemingly correct in all items except the legal description. As you can see, the legal description encompasses portions of lands in Section 7 other than in the SW1/4 and a small fraction of land in Section 12, all in Township 11 South, Range 19 East.

Very truly yours,

Harry LeMoyne
Harry F. LeMoyne

HFL:mlc
enclosures

MICROFILMED

MAR 11 1993

969460

SECURITY TITLE

APR 25 1990

WARRANTY DEED

For Value Received HUBERT ALLEN, a married man dealing with his sole and separate property whose wife is MARY B. ALLEN, the Grantors, grant, bargain, sell, and convey to LYNN DILLE and DIENNA DILLE, husband and wife, the Grantees, whose address is 3302 North 4000 East, Hansen, Idaho 83334, the real property described on Exhibit "A" attached.

TO HAVE AND TO HOLD the premises, with their appurtenances to the Grantees and their heirs and assigns forever. The Grantors covenant to and with the Grantees, that the Grantors are the owners in fee simple of the premises; that they are free from all encumbrances except as described above and that Grantors will warrant and defend the same from all lawful claims whatsoever.

DATED: April 24, 1990.

Hubert Allen
HUBERT ALLEN

Mary B. Allen
MARY B. ALLEN

STATE OF IDAHO)
County of: Twin Falls) ss.

On April 24, 1990, before me, a Notary Public in and for said State, personally appeared HUBERT ALLEN and MARY B. ALLEN, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

N. F. LeMayne
Notary Public for Idaho
Commission Expires: 9/1/91

WARRANTY DEED

Smith & Becks
Attorneys at Law

MICROFILMED

MAR 11 1993

PARCEL 1

Township 11 South, Range 19 East of the Boise Meridian, Twin Falls County, Idaho,

SECTION 7: A portion of the W $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; and Lot 2 described as follows:

BEGINNING at a point which bears South 0° 53' East, 2599.2 feet and South 89° 58' East, 19.6 feet from the quarter section corner common to Sections 6 and 7, Township 11 South, Range 19 East of the Boise Meridian; THENCE South 0° 53' West, 1798.6 feet; THENCE North 89° 57.6' West, 846.6 feet to the Northerly bank of an irrigation ditch; THENCE Northwesterly along said Northerly bank 1210 feet more or less to the West section line of said Section 7; THENCE North 0° 38' West, 1537.3 feet; THENCE North 89° 43' East, 1999.1 feet to the Point of Beginning.

PARCEL 11

Township 11 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho,

SECTION 12: A portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows:

BEGINNING at a point which bears South 0° 53' East, 2599.2 feet and South 89° 43' West, 1999.1 feet from the quarter corner common to sections 6 and 7, Township 11 South, Range 19 East of the Boise Meridian; THENCE South 89° 43' West, 42.5 feet; THENCE South 0° 38' East, 1537.3 feet; THENCE North 89° 22' East, 42.5 feet; THENCE North 0° 38' West, 1537.3 feet to the Point of Beginning.

EXCEPTING from said Sections 7 and 12 a right of way for ingress and egress along a 25 foot strip of land the South line of which is described as follows:

BEGINNING at a point lying South 0° 53' East, 1757.21 feet from the Northeast corner of the SW $\frac{1}{4}$ of said Section 7; THENCE North 89° 57.6' West, 827 feet more or less to the Northerly bank of an irrigation ditch; THENCE Northwesterly along said irrigation ditch to its point of intersection with the West line of the above described property.

TOGETHER WITH A Fairbanks-Morse PK7492 60 H.P. Pump,
Serial No. 6234/R08R132R007R-6

EXHIBIT "A"

MICROFILMED

MAR 11 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-04106
Date Received: 1/09/1989
Receipt No: S005788
Received By: lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HERB ALLEN 208-324-4627
Address: 734 GOLF COURSE RD
JEROME, ID 83338
AND/OR
Name: MARY ALLEN 208-324-4627
Address: 734 GOLF COURSE RD
JEROME, ID 83338
2. Date of Priority: APR 10, 1951
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11S | 19E | 7 | NE | SW | | | TWIN FALLS |
5. Description of diverting works:
WELL & PUMP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/15 | 1.240 | | 2.46 |
7. Total Quantity Appropriated is:
1.240 C.F.S. (and/or) 2.46 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	19E	7	NE	SW	IRR	40.0
			SE	SW	IRR	40.0
Section Acres						80.0
Total Acres						80.0

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
AC. IRR.=80.

15. Basis of Claim: STATUTORY CLAIM

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not / wish to receive and pay a small annual fee for monthly copies of the docket sheet.

For Individuals:

Signature of Claimant(s): Hert Allen Date: 1-9-89
Date:

Subscribed and sworn (or affirmed) before me this 9 day

Notary Public

Residing at TF

My Commission Expires 5/94

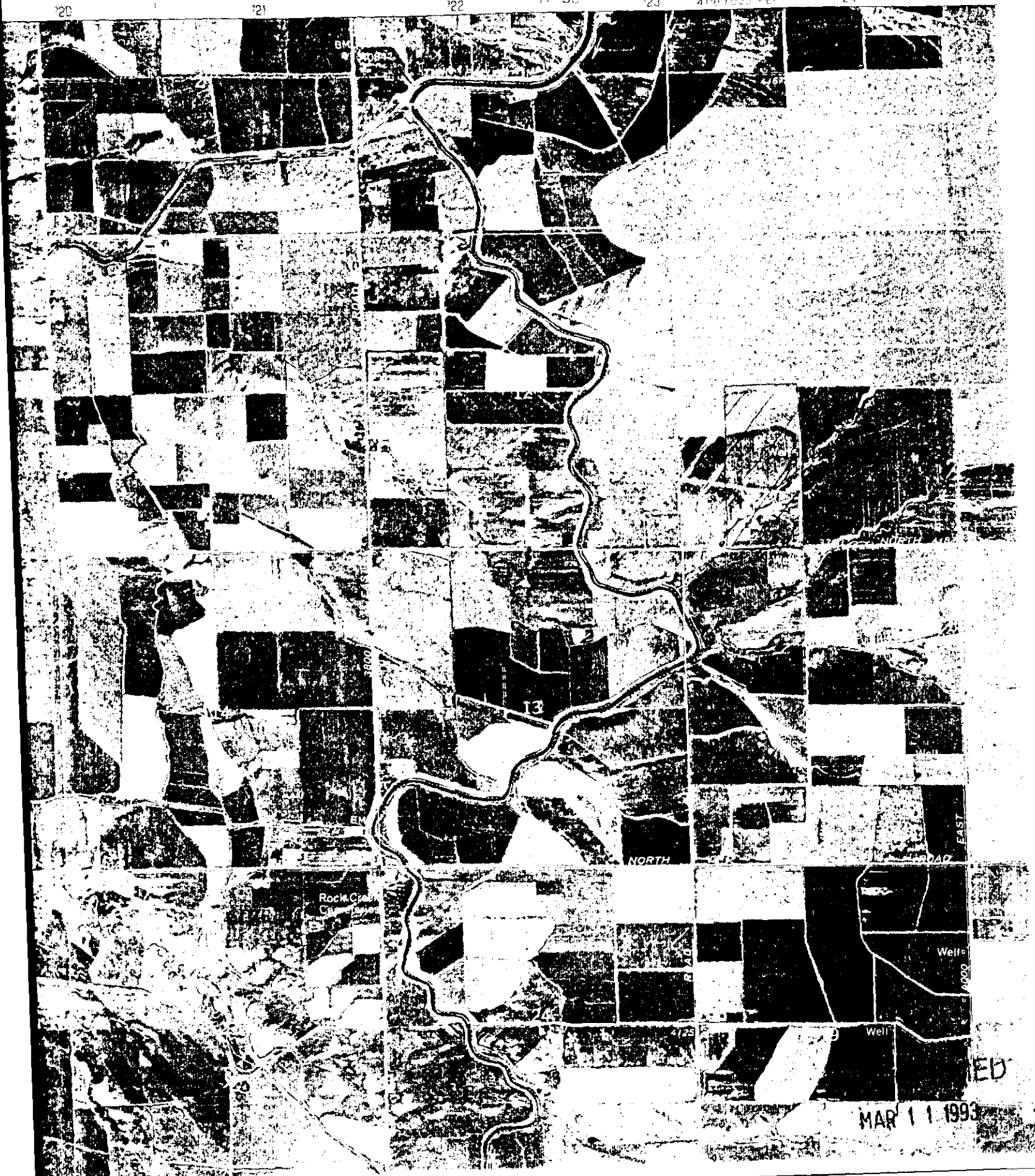
R18E R19E

STRICKER 1

75.36

7.5 MINUTE SE

120 121 122 123 124 17° 30' 4000000 FEET 124



MAR 11 1993

Log for claim A47-04106

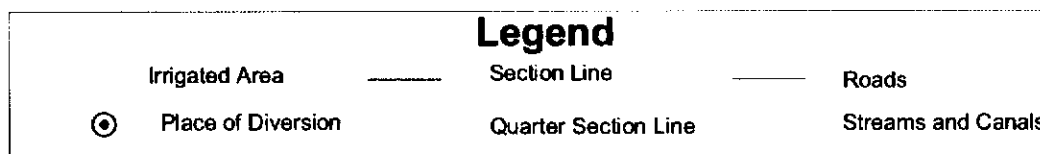
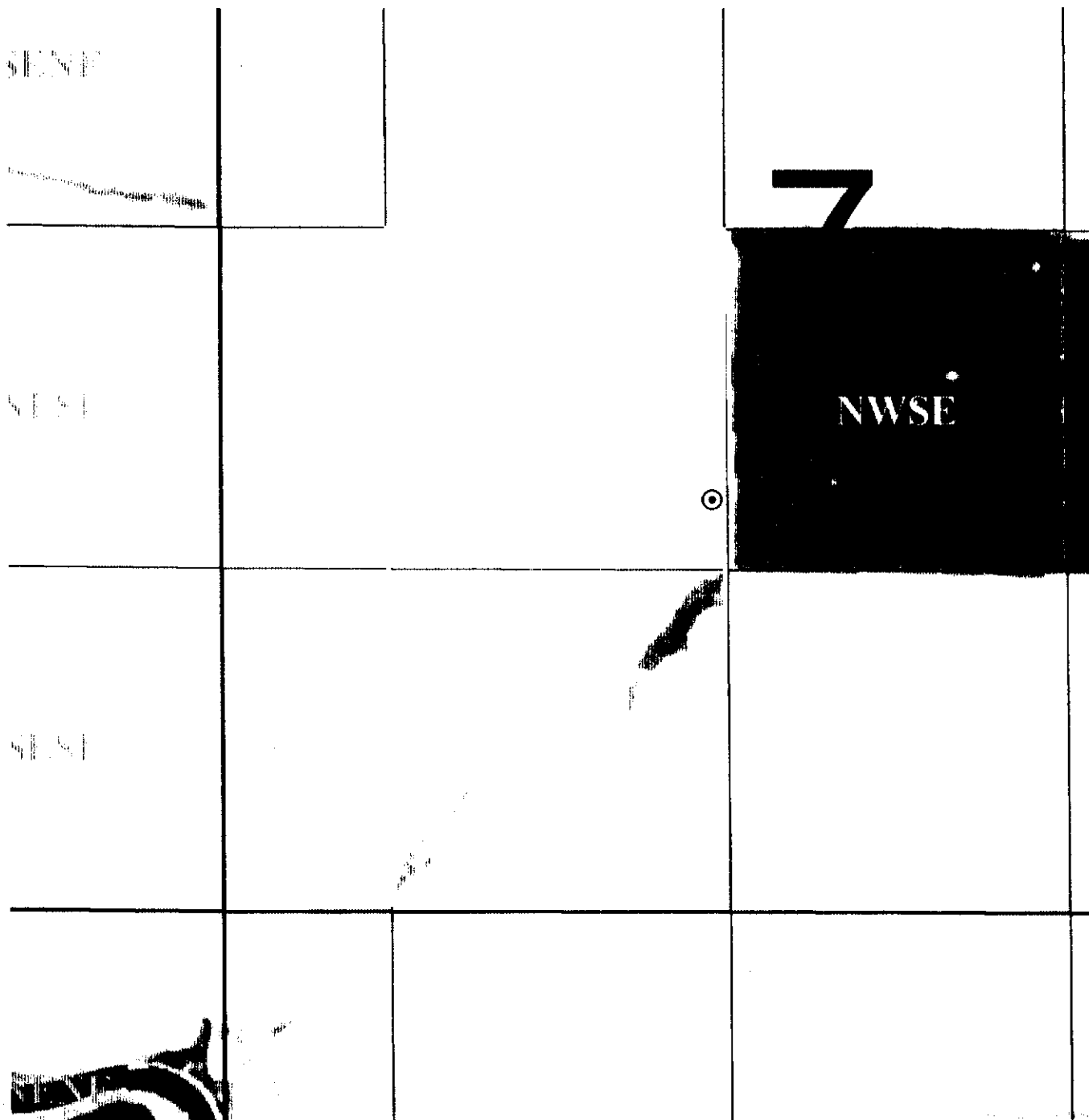
Spatial Dynamics BTD

10/23/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s19e	7	NESW	40	40	
11s19e	7	SESW	40	39	
Totals:			80	79	

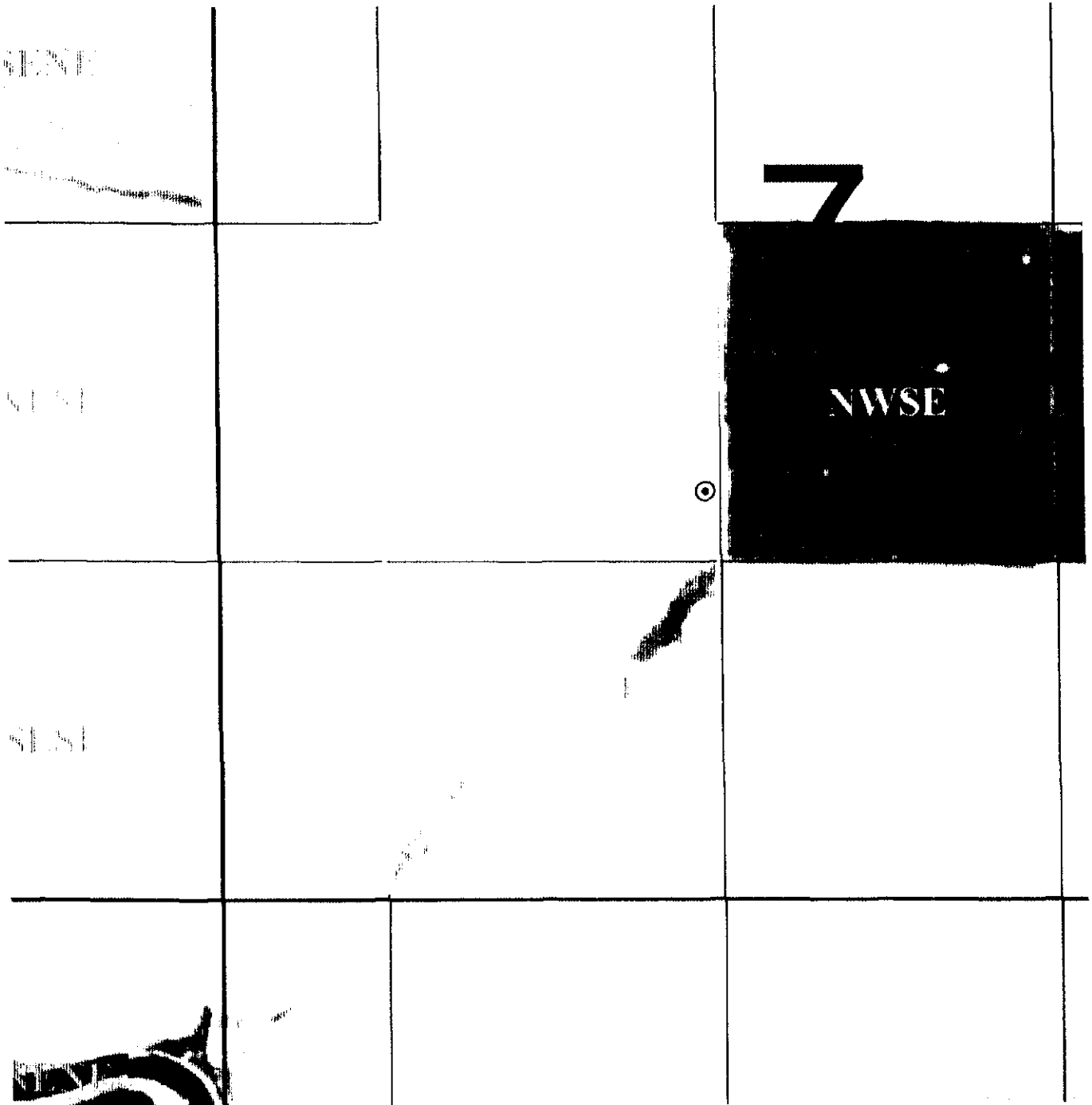
Water Right Claim Number A47-04106
Township , 11S19E

10/23/2000



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Legend

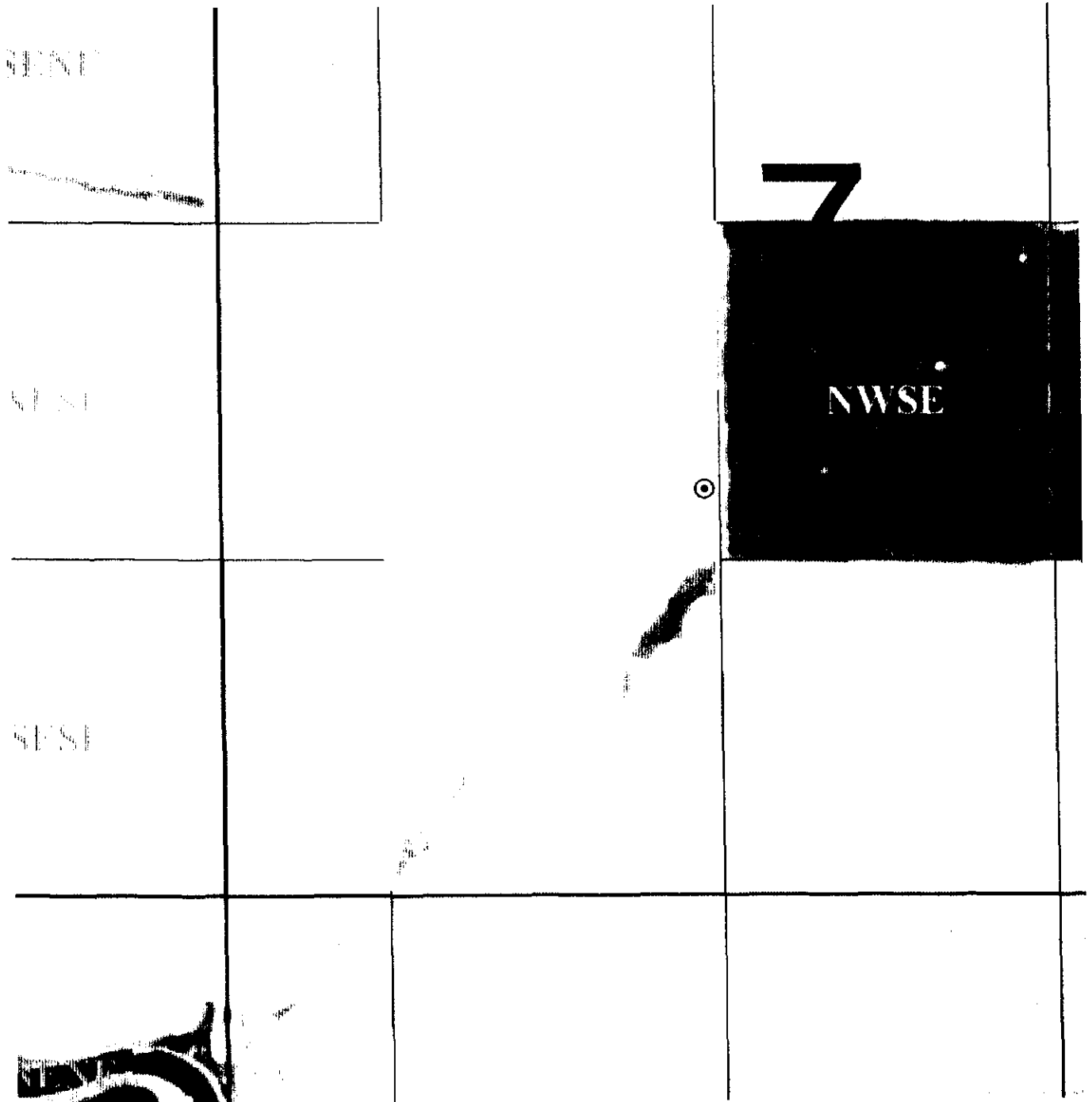
Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals

400 0 400 800 Feet



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DATE: 10/03/00
PAGE: 309

Audit: 01/09/89 WHITE 05/01/90 MERRITT 03/30/95 POST-STD 02/09/00 TFAWCETT

Identification No. 45 4021 47-4106
Claim No. 45 4021 47-4106
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Margaret Enfl c/o Farm Management Dept., Fidelity National Bank
post office address Box 509, Twin Falls, Idaho 83301
2. The point of diversion is in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 7 Township 11 South
Range 19 East B.M. located on N.A. groundwater (see letter of 11-13-69)
(name of source)
tributary to N.A. in Twin Falls County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - a. Date of priority claimed:
April 10, 1951 amount: 1.24 c.f.s. or 2.46 acre feet
amount: _____ c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed 1.24 c.f.s. or 2.46 acre feet.
 - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
use Irrigation of crop period of use from April 1 to Nov. 15 (both dates inclusive)
use Livestock watering period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).
4. Description of diverting works:
 - a. Surface water diversion dam and/or headgate: material is composed of N.A.
; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - b. Underground water diverting works: is well flowing or pumped pumped; depth of well is 400 feet; diameter of well is 16 inches; type of pump is electric
capacity of pump is 600 g.p.m.; name and address of well driller is Nack Gray,
Kimberly, Idaho

45 4021

No _____; if so, give dates and explain _____ N. A.

d. If water is stored: name of reservoir N.A. ;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe _____

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____
H.A.

- b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____
6. Where water is used for stock watering, give number of each kind of stock watered varies with year and whether livestock are pastured on farm at all during the year.
7. Where water is used for domestic or municipal purposes give number of families served N.A. name of town supplied N.A.
8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities N.A.
9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
A sump is located along the east line of the NE 1/4 of SW 1/4 Sec. 7, T. 11 So., R. 19E., B.M. This water is pumped by a sump pump (presently a 5 H.P. electric motor) back north up the hill and into the same pipe that comes out of the irrigation pump. The sump water is then recirculated with the "new" water from the well and put on the farm land. There is not always adequate water to allow pumping to the sump.

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with all attached information and certifies that all statements are true and accurate to the best of his knowledge.

7 November, 1969
(Date)

State of Idaho

County of _____ ss.

X MARGARET EMERY ENGL
(Signature of Claimant)

By: Shirley Adams
Her Attorney-in-Fact

On this _____ day of _____, 19____, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

See next page

Notary Public residing at _____

My commission expires _____

For Department Use Only

Received by <u>CSA</u> Date <u>11-14-69</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>CSA</u> Date _____	_____	_____	_____
Fee received by <u>CSA</u> Date <u>11-25-69</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by _____	_____	_____	_____
Published in <u>Idaho News</u> Dates <u>12-11-18-69</u>	_____	_____	_____

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	_____	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	_____	acre feet
		Total claimed:	1.2 c.f.s. or	_____	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.