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Department of Water Resources

MAY 10 AM 10:01

FILED
TWIN FALLS CO., IDAHO

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

In Re SRBA)

Water Rights: 35-2470 split into 35-
13507 & 35-13508

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party (Split Right) **FUNK- FUNK & BROWN**
- ☐ I.C. § 42-222 transfer

- ☐ point of diversion ☐ place of use
- ☐ period of use ☐ nature of use
- ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 5/7/04

Zyke Swank
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 7, 2004, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
RAYMOND & BETTY FUNK
2066 S 2950 W
ABERDEEN ID 83210

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
RAYMOND & BETTY FUNK
2066 S 2950 W
ABERDEEN ID 83210

NEIL & ELIZABETH BROWN
2933 W 1800 S
ABERDEEN ID 83210

4. One copy to:

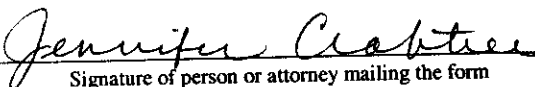
Each party in the subcase, or attorney of record
ROGER LING
LING NIELSEN & ROBINSON
PO BOX 396
RUPERT ID 83350

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
DIRECTOR'S REPORT OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 35-2470

Split Right: See Nos. 35-13507 & 35-13508

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05/06/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 35-13507
NAME AND ADDRESS: BETTY L FUNK
2066 S 2950 W
ABERDEEN ID 83210
RAYMOND F FUNK
2066 S 2950 W
ABERDEEN ID 83210

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SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.860 CFS
204.00 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 35-13511 AND 35-13513 IS
LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 764
AF.

PRIORITY DATE: 07/23/1956

POINT OF
DIVERSION: T06S R31E S18 NWNESW Within BINGHAM County
T06S R31E S18 NWSESW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
0.860 CFS
204.00 AFY

PLACE OF USE:

IRRIGATION Within BINGHAM County

T06S R31E S18 Lot 2 SWNW	37.0	T06S R31E S18	SESW	13.0
T06S R31E S18	NESW	30.0	T06S R31E S18 Lot 3 NWSW	37.0
T06S R31E S18 Lot 4 SWSW	36.0	T06S R31E S18	SESW	38.0

191 ACRES TOTAL

05/06/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THIS RIGHT WITH RIGHT NOS. 35-13511 AND 35-13513 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 191 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 51 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NOS. 35-13511 AND 35-13513 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 35-2470

05/06/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 35-13508
NAME AND ADDRESS: NEIL E BROWN
2933 W 1800 S
ABERDEEN ID 83210
ELIZABETH L BROWN
2933 W 1800 S
ABERDEEN ID 83210

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T-SRBA
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SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
4.00 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 35-13512 AND 35-13514 IS
LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 16
AF.

PRIORITY DATE: 07/23/1956

POINT OF
DIVERSION: T06S R31E S18 NWNESW Within BINGHAM County
T06S R31E S18 NWSESW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
0.020 CFS
4.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County
T06S R31E S18 NESW 4.0

4 ACRES TOTAL

05/06/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THIS RIGHT WITH RIGHT NOS. 35-13512 AND 35-13514 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1 ACRE WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NOS. 35-13512 AND 35-13514 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 35-2470