

November 20, 1998

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 35-07118

DRISCOLL BROTHERS PARTNERSHIP
3344 S 2200 W
ABERDEEN ID 83210

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

✓ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 1-4-

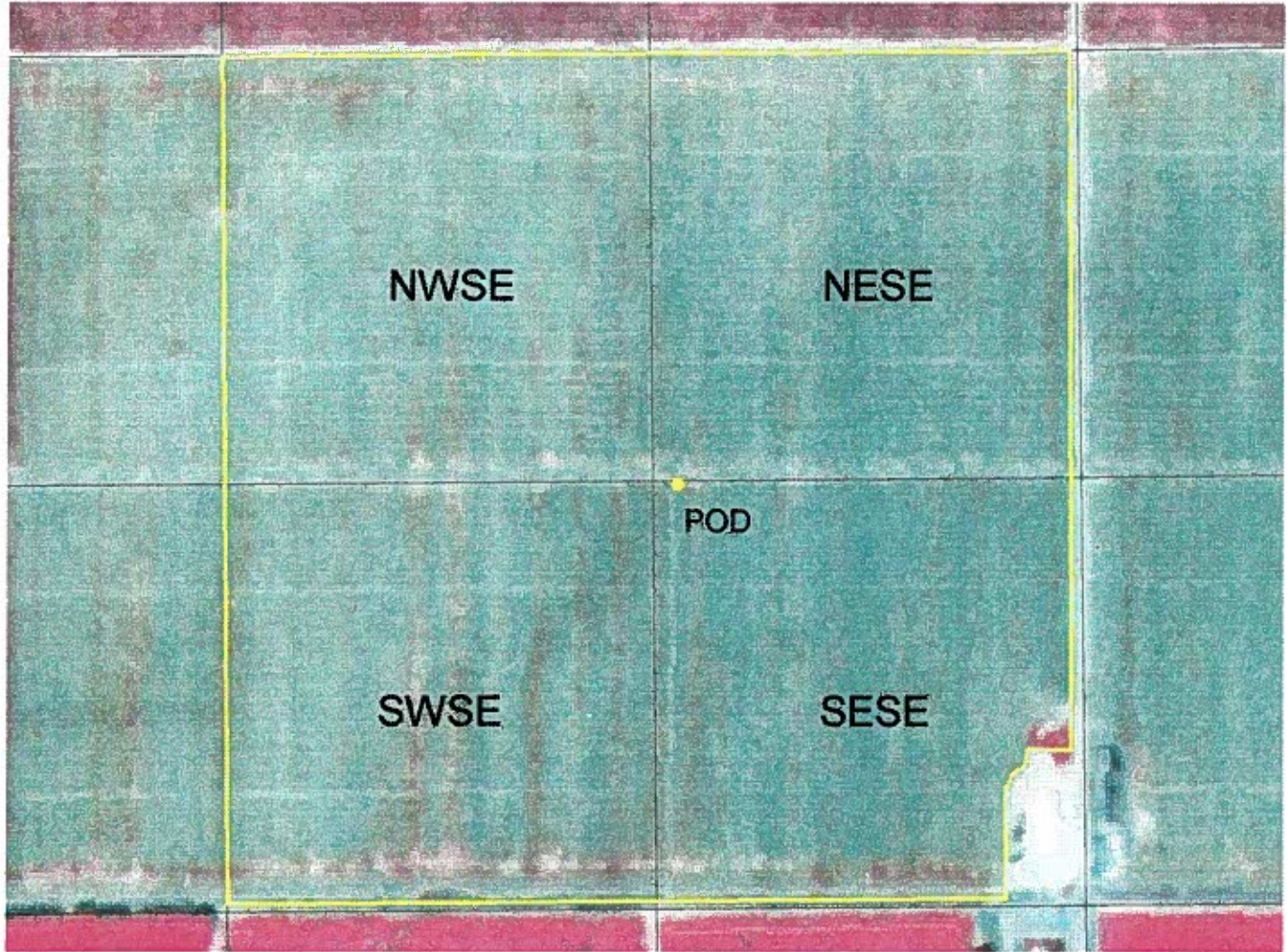
SIGNATURE: Driscoll Brothers & Partners

Please print your name: Barck Driscoll

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

DF

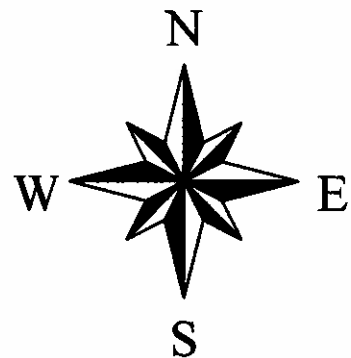
35-07118



500 0 500 1000 Feet

T07S R30E S19

Map prepared by: Carter Fritschle
Date prepared: 06/03/98
1987-1988 NAPP photography



Water Right Number - R35-07118

Prefix Translation:

RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
DRISCOLL BROTHERS PARTNERSHIP

1 - 3344 S 2200 W
2 -
3 -
City- ABERDEEN
Phone - 208-226-5616

State- ID Zip- 83210

*** O - ORIGINAL OWNER ***
FUNK

MELVIN R.

1 - P.O. BOX 360
2 -
3 -
City- AMERICAN FALLS
Phone - 208-226-5207

State- ID Zip- 83211

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - Status - - - +
02/02/1970 15 EASTERN L - LICENSE

+ - - - - Source - - - - - + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
07S 30E 19 NW SE SE (77) POWER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 2.670

+ - - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.670 628.00 474.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 30E 19 NE SE 39.0 01 IRRIGATION (77) POWER
07S 30E 19 NW SE 40.0 01 IRRIGATION (77) POWER
07S 30E 19 SW SE 39.0 01 IRRIGATION (77) POWER
07S 30E 19 SE SE 39.0 01 IRRIGATION (77) POWER

Total Acres: 157.0

+ - - Diversion Means - WELL AND PUMP TO SPRINKLERS -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

CA 7-6-93

Water right number - R35-07118 Prefix Translation: RESEARCH

RIGHT NO. 35-07718 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
THESE RIGHTS IS LIMITED TO 3.78 CFS. *EXP + QNT*

No Old Water Right Numbers Found Old Water Right Numbers

M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

Decree Plaintiff Decree Defendant Decree Date
00/00/0000

Date: 04/21/1992 User Id: FRITSCHL Subject: COPIED FROM REMARKS
CHANGE IN OWNERSHIP: 2-15-91/JT

Audit Fields
07/06/93 FRITSCHL

Adjudication Rights Dates and Flags Area									
Court Report Filing	- 00/00/0000	Field Inspection Made	- 04/21/1992	Civil Case Number	- 39576				
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-				
Response Filed Date	- 00/00/0000	Verified Date	- 07/06/1993	Old Judicial District	-				
Claim Received Date	- 09/18/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P				
		Receipt Number	- E010651	Water District	-				
		POU Ownership Flag	- Y	Federal/State Indicator	- S				
		Name Connector	-	Presumption Flag	-				
				Notice of Error Flag	-				

A35-0718

4743

GENTER

PLEASANT

4742

18

4741

T 75
R 30E

4740

40

39

KPD

39

39

47' 30"

20

4576

SOUTH

4739

4738

4737

Western Home
Ranch

3

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: 855-07118

13:45:20
10/31/91

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			In Office					
POINT OF DIV	Y		CD 4-21-92	N	6	CD 4-21-92	CD 7-6-93	CD 7-6-93
SOURCE				Y	246			
PLACE OF USE				N	6			
DIV. AMOUNT CF\$/VOLUME				N	6			
CONSUMPTIVE USE				Y	6			
PURPOSES				N	6			
PERIOD OF USE				N	6			
BASIS OF CLAIM				Y	6			
REMARKS	Y			N	6			

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- AERMASTER RECORDS = 3
- MAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

.AST: FUNK
ADDRESS: P.O. BOX 360
CITY: AMERICAN FALLS
PHONE NUMBER: 208-226-5207
OWNER CODE: 0
FIRST: MELVIN R.
STATE: ID ZIP: 83211

.AST: DRISCOLL BROTHERS PARTNERSHIP
ADDRESS: 3344 S 2200 W
CITY: ABERDEEN
PHONE NUMBER: 208-226-5616
OWNER CODE: C
FIRST:
STATE: ID ZIP: 83210

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: CHANGE IN OWNERSHIP: 2-15-91/JT
DATABASE Y
FIELD EXAMINER

• AD CLAIM: # A35-07118 PRIORITY DATE: 02-02-1970 STAGE: 1
• NR RECORD: # 35-07118 PRIORITY DATE: 02-02-1970 STAGE: 1

• FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER
N N

RE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? (Y/N) (N) (Y)

REMARKS: Priority date claimed matches license.

RECOMMENDED PRIORITY DATE:
02-02-1970

EXEMPTED BY AF DATE 4-21-92

A. A1 CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-07118	07S	30E	19		SE		SE	POWER

OTHER A1 CLAIMS WITH SAME A1 POD
A PREFIX R PREFIX
A35-07118 NONE
A35-12321 Domestic
MR RECORDS IN SAME 40 ACRE TRACT
35-07718

SOURCE: GROUNDWATER

TRIB:

B. MR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-07118	07S	30E	19		SE		SE	POWER

OTHER MR RECORDS WITH SAME MR POD
A1 CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

35-07718

A35-07718 NONE
A35-12321 Domestic

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	N

REMARKS:

11/6 11/6

11/6 11/6

176

LOT

COUNTY

~~75~~ 30F-19

Alle

5E

57-

1

Power

SOURCE: GROUNDWATER

FRI:

REVIEWED BY: _____

4

DATE:

4-21-92

CLAIM NUMBER: A35-07118

1. ROOT WATER RIGHT NUMBERS: A35-07118
2. POU LISTING

MAP RING	SEC	1/4	1/4	LOT	NAME	M #/ACRES	NR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECON. ACRES
75	30E	19	NE	SE	DRISCOLL BROTHERS PARTNERSHIP A35-07118	739.0	35-07118	739.0	40.0	39
75	30E	19	N	SE	DRISCOLL BROTHERS PARTNERSHIP A35-07118	740.0	35-07118	740.0	42.0	40
75	30E	19	S	SE	DRISCOLL BROTHERS PARTNERSHIP A35-07118	739.0	35-07118	739.0	31.0	39
75	30E	19	SE	SE	DRISCOLL BROTHERS PARTNERSHIP A35-07118 FUNK, MELVIN R. A35-12321	739.0 /	35-07118 /	739.0 /	39.0	39.0
TOTAL ACRES						A35-07118	157.00	157.00	158.00	

RE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, (V) (X)
YES SEE ATTACHED SHEET:

FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY (Y/N)

DATABASE
N
FIELD
EXAMINER
N

RESUMPTION FLAG:

REMARKS:

Claimed P.O.U. acres match licensed P.O.U. acres.

RECOMMENDATIONS:

TOTAL ACRES: 157

REVIEWED BY: CA

DATE: 4-21-92

A. AJ CLAIMED USES:

PURPOSES
A35-07118 IRRIGATION

MONTH/DAY
FROM 04-21 TO 10-15

DIVERSION QUANTITY
2.670 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.670 CFS

B. WR RECORDED USES:

PURPOSES
35-07118 IRRIGATION

MONTH/DAY
FROM 04-21 TO 10-15

DIVERSION QUANTITY
2.670 CFS 549.50 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.670 CFS 549.50 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD
DAYBASE EXAMINER
N N
N N
N N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() EXPLAIN IN REMARKS, BELOW.

REMARKS:

Recommend to new standard 4-1 to 10-31

• DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

V(☒) N(☐)A) TOTAL CLAIMED DIVERSION RATE: 2.670 CFS
NR ROOT RIGHT TOTAL DIVERSION RATE: 2.670 CFS*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N FIELD
DATABASE EXAMINER ML

FLOW MEASUREMENT

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.• ARE OTHER WATER RIGHTS USED? V(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

0 CLAIMS FOUND WITH SAME PDU AND IRRIGATION USAGE

1ST ALL RIGHTS WITH SAME PDU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-12321	DOMESTIC	FURK, MELVIN R.	FROM 01-01 TO 12-31	.040 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES 152 X 0.02 CFS/ACRE = 3.14 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

2.67 cfs < 3.14 cfs

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 471.0 AF/A

ACRES 152 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 471 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 152 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 628 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION

SEE ATTACHED SHEET? Y() N()

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
	FROM	TO						
IRRIGATION	04-01	10-13	DATABASE RATE CFS	EXAMINER	DATABASE EXAMINER	EXAMINER	DATABASE EXAMINER	EXAMINER
			2.670	<u>2.67</u>	<u>0.28</u>	<u>0.28</u>	471.0	<u>471</u>
TOTAL FOR THIS RIGHT	10-31		2.670	2.67	6.28		471.0	471

VIEWED BY: CA DATE: 4-21-92

Condition

M01

Remark

E07 35-07718 3.78 cfs CA 7-6-93

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/AABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED ()
()
()
NEEDS
REVIEW ()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-07118
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.670

EXAMINER
2.67

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-07118	2.670	-		35-07118	2.670
TOTAL CFS						2.670

DIVERSION RATE REVIEW
DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y
FIELD
EXAMINER
Y

REMARKS:

AUTHENTICATION:

SIGNATURE:

Barbara Fritschke

DATE: 4-21-92

NAME OF FIELD EXAMINER:

Barbara Fritschke TITLE: *SR. W.R. Agent*

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: A35-07118
Date Received: 9/18/1989
Receipt No: E010651
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DRISCOLL BROTHERS PARTNERSHIP 208-226-5616
Address: 3344 S 2200 W
ABERDEEN, ID 83210

2. Date of Priority: FEB 2, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	30E	19		SE	SE		POWER

5. Description of diverting works:
WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	2.670		

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

8. Total consumptive use is 471.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	30E	19	NE	SE		IRR	39.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	39.0

A35-07118

Page 1

Date: 02/15/91

MICROFILMED

DEC 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	157.0
					Total Acres	157.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGE IN OWNERSHIP: 2-15-91/JT

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____, and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): 35-07115, 07116, 07117, 07118, 07239

[] Name and Address of
Former Claimant(s): MELVIN R. AND DIANE A. FUNK

[] New Claimant(s): DRISCOLL BROTHERS PARTNERSHIP
3344 S 2200 W

[] New Mailing Address: ABERDEEN, ID 83210

New Telephone Number: (208) 226-5616

[] 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 SUPPLIED
(Proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former claimant.)

[] Signature of New Claimant(s): Orin Driscoll

Date: Apr 25 1990

MICROFILMED

DEC 10 1992

OVER

20.7 *

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: A35-07118
Date Received: 7/24/1989
Receipt No: E010651
Received By: HWS

RECEIVED

SEP 18 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

Eastern District Office

1. Name: MELVIN R. FUNK

208-226-5207

Address: P.O. BOX 360

AMERICAN FALLS, ID

83211

2. Date of Priority: FEB 02, 1970

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	30E	19	SE	SE			POWER

5. Description of diverting works:
WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	2.670		

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

A.F.A.

8. Total consumptive use is 471.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	30E	19	NE	SE		IRR	39.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0

A35-07118

Page 1

Date: 07/24/89

MICROFILMED

DEC 10 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	30E	19	SE	SE		IRR	39.0

Section Acres 157.0

Total Acres 157.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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): Melvin R. Frank Date: 9-11-89

Date: _____

State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of September 19 89 Mary C. Calville
Notary Public

Seal

Residing at Rockland
My Commission Expires Life

T7S

A 35-07118

R30E

MICROFILMED
DEC 10 1992

4743

4742

4741

4740

4730"

4739

4738

CENTER

PLEASANT

SOUTH

PLEASANT

Western Home Ranch

Well 4644

Well 4522

Well 4495

Well 4635

Well 4682

Bower 4688

Well 4574

Well 4534

Well 4602

Well 4562

Well 4561

30

29

28

4537

x 4506

4620

4605

4572

4540

4550

4500

4494

4549

16

4514

4505

4572

4570

4520

4550

4564

4534

4520

4565

4550

4584

4600

4570

4550

4558

4527

4530

4550

4556

4500

4500

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7118 Priority Feb. 2, 1970 Amount 2.67 cfs

THIS IS TO CERTIFY, that OTTO FUNK
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 35-7118 issued pursuant to Application for Permit dated February 2, 1970,
and has submitted proof to the Department of Water Administration on July 24, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.67 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>April 1</u> to <u>Oct. 15</u> at <u>2.67</u> cfs and			<u>549.5 acre feet or</u>
from _____ to _____ at _____ cfs and			<u>3.5 af per acre</u>
from _____ to _____ at _____ cfs and			

(both dates inclusive)

Subject, however, to the condition that no more than 2.67 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
549.5 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19,
Twp. 7S, Rge. 30 E, B.M. in the County of Power

Description and location of 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 $\frac{1}{4}$	
7 S	30 E	19													39	40	39	39	157

Total number of acres irrigated 157

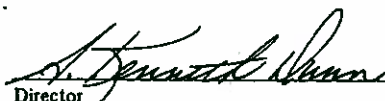
A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of
December, 19 73.

Deputy Director



35 7118

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Otto Funk
Post office address RFD, American Falls, Idaho Phone 226-5711 *Melvin Funk*
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____
3. Water will be used for the following purposes:
Amount 3.11 c.f.s. for Irrigation
_____ AF/Annum (nature of use)
Period of Use: from April 1 to October 15
(mo.-day) inclusive (mo.-day)
Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)
Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)
Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)
Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)
Other uses: _____
- Examination for _____
b/u _____
Permit No. 35-7118

Permit No. 35-7118
Examination for b/u

4. Total amount to be appropriated:
- Max Rate of Diversion 3.11 cubic feet per second and annual volume _____ AF/Annum.
5. Location of Point(s) of Diversion:
- Township 7 S N/S, Range 30 E E/W, B.M., Section 19, Subdivision SE $\frac{1}{4}$ SE $\frac{1}{4}$, Power County
- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County
- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County
- Other Points of Diversions: _____

Description of diverting works: well, pump motor (Badger Meter)

Measuring device required: yes ☒ no ☐

6. Londs to be irrigoted or place of use.

[illegible]

TOTAL ACREAGE _____ **160**

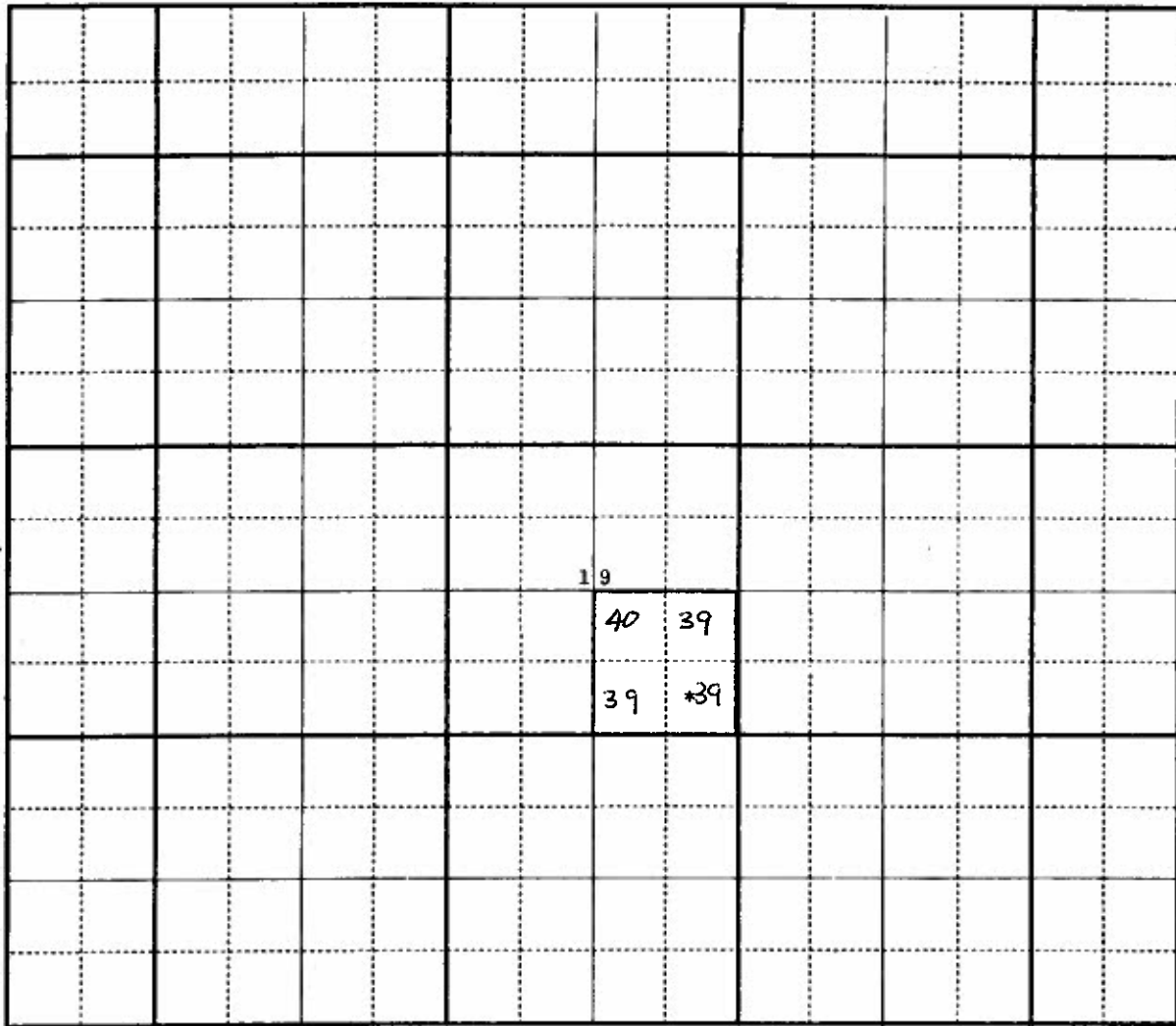
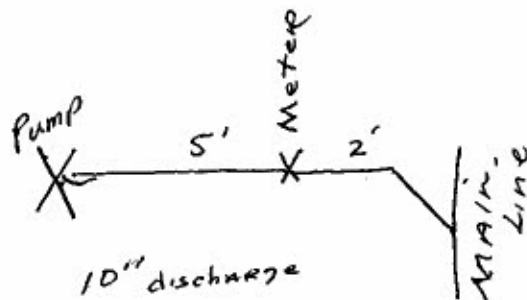
T.
7
S

Diagram of System



DATE OF EXAM ~~May 2~~ June 30, 1973ACREAGE
Found 157
Recommended 157Irrigation Requirement 3.5 Ac Ft/AcUSE
Irrigation Q = 2.67 c.f.s. V = 550 AF/Ann. from April 1 to Oct 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____Is water co-mingled? yes _____ no XName source: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County _____Exchange? yes _____ no XName source exchanged with: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County _____Point of injection: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County _____Point of exchange: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County _____Total Q measured 2.67 cfs Method of measurement In Line MeterTotal Q recommended 2.67 cfs Meter No. MD 336098 Type Badger Condition GoodTotal V recommended 550 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:

$$157 A. \times 3.5 \text{ Af/Ac} = 549.5 \text{ AF/Ann}$$
$$1.9835 \times 2.67 \times 200 \text{ days} = 1059 \text{ Af/Ann}$$

SYSTEM DESCRIPTION:

U.S. Motors Hollasbalt 200 Hp Ser # C1006369
Berkeley Pump Ser # 7020723
Wheel moves 5/32 No. 32 per lateral

REMARKS:

System shown by Melvin Junk
Permit Assigned to Melvin JunkExaminer's Signature William Rhoads Date July 5, 1973Checked by Norman C. Young, P.E. Date 8/2/73

Approved by _____ Date _____

12 7

7 8

13

18 17

C
76.4

B
116.9

A
115.1

A-263

A
114.8

78.1

G
38.7

B
38.7

OTTO Funk
35-1118

13

18 17

A-263

C
309.0

19 20

5/32" 32mm
8 wheel motor

A-317

D
310.6

48

39
N.P.D

(Mere)

39

39

A
75.0

19

20

A-222

25

29

35 7118



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

FEBRUARY 15, 1991

DRISCOLL BROTHERS PARTNERSHIP
3344 S 2200 W
ABERDEEN ID 83210

RE: CHANGE IN OWNERSHIP

Dear Sirs:

Your request for Change in Ownership submitted for your Notices of Claim A35-07115, 07116, 07117, 07118 and 07239 has been processed and the Notices modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the form and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

A handwritten signature in cursive script, reading 'Ernest Carlsen'.

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure: Printed Notices of Claim

File: P

MICROFILMED
DEC 10 1992