

12/22/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 25-14153

NAME AND ADDRESS: DIANE FUNK
47 OLD STAGE COACH RD
WHITEHALL MT 59759

SOURCE: WILLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.340 CFS

PRIORITY DATE: 04/01/1885

POINT OF DIVERSION:

T03N R39E S15 NWSWS Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.340 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T03N R39E S20	NENW	0.1	T03N R39E S20	NWNW	29.0
T03N R39E S20	SWNW	4.9			

34 ACRES TOTAL

Use of the rights listed below is limited to the irrigation of a combined total of 34 acres in a single irrigation season. Combined Right Nos.: 25-14152, 25-14153, and 25-14154.

This right is limited to the irrigation of 17 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: Decreed

Use of this right is combined with water from Enterprise Canal Company LTD.

Water is delivered through the Roy Avery Canal.

This right is a split from former right 25-86.

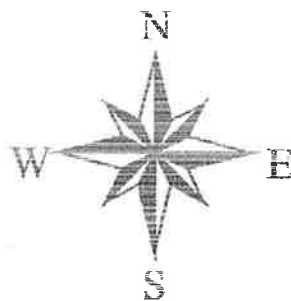
DEPARTMENT OF WATER RESOURCES

Claim No.: **25-14152**
25-14153
25-14154



0 1320 2640 3960 5280 6600 Feet

-  Point of diversion.shp
-  Place of use.shp
-  Township/Range
-  Sections
-  QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: E. Carlsen
Date: December 2004

Idaho Department of Water Resources Receipt

Receipt ID E030483

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$334.00	ADJUDICATION FILING FEE	0337	43503	1155	

Signature Line (Dept. Representative)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 22, 2004

DIANE FUNK
47 OLD STAGE COACH RD
WHITETAIL MT 59759

RE: Recommendation on Claims 25-14152, 25-14153, 25-14154

Dear Diane:

Enclosed for review is the recommendation for the above listed claims along with an associated layout. The layout illustrates the property identified as the place of use and the location for the point of diversion.

This mailing represents your notification of the Department's findings concerning these claims and replaces the customary Preliminary Director's Report mailed in August, 2004. It is our intention to include these recommendations in the Director's Report for the Willow Creek Drainage, Basin 25. This report is scheduled for filing with the SRBA Court in mid-January, 2005.

Naturally if you have questions or concerns feel free to contact me.

Respectfully yours,

Ernest Carlsen
Water Rights Supervisor

Enclosures (4)

emc

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 25-14153
Date Received: 12/6/2004
Receipt No: E030493
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

DIANE FUNK Phone: 406-287-3251 (wk) 406-287-5529 (hm)
47 OLD STAGE COACH RD
WHITEHALL MT USA 59759

2. Date of Priority: 04/01/1885

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	39E	15	NW SW SW	BONNEVILLE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.34	

7. Total Quantity Appropriated is:
0.34 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
03N	39E	20	NE NW	IRRIGATION	0.1
			NW NW	IRRIGATION	29
			SW NW	IRRIGATION	4.9
Section Acres					34

Total Acres 34

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

Use of the rights listed below is limited to the irrigation of a combined total of 34 acres in a single irrigation season. Combined right nos.: 25-14152, 25-14153 and 25-14154.

This right is limited to the irrigation of 17 acres within the place of use described above in a single irrigation season.

Use of this right is combined with water from Enterprise Canal Company LTD.

Water is delivered through Roy Avery Canal.

This right is a split from former right 25-86.

15. Basis of Claim: Decreed

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): Diane Smith Date: 12-15-04

Date: _____

State of ~~XXXXX~~ Montana

County of Jefferson

) SS.

Subscribed and sworn (or affirmed) before me this 15th of December 2004

Judy R. Schwab

Notary Public

Residing at Whitehall

My commission Expires 12/21/2007

