

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 84783**

This is to certify that: **BRENT FUNK AND  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204**

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

**Summary of Water Rights Before the Proposed Changes**

| <u>Water Right</u> | <u>Origin/Basis</u> | <u>Priority Date</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>Source</u> |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|---------------|
| 47-10693           | WR/DECREED          | 5/15/1879            | 2.150 cfs             | 572.1 af                | 143.0             | 292.5              | ROCK CREEK    |
| 47-122             | WR/DECREED          | 4/30/1890            | 0.230 cfs             | 61.2 af                 | 15.3              | 292.5              | ROCK CREEK    |
| 47-124B            | WR/DECREED          | 4/30/1881            | 0.150 cfs             | 65.0 af                 | 17.3              | 292.5              | ROCK CREEK    |
| 47-138             | WR/DECREED          | 10/30/1887           | 0.350 cfs             | 69.2 af                 | 17.3              | 292.5              | ROCK CREEK    |
| 47-158             | WR/DECREED          | 3/14/1892            | 1.590 cfs             | 426.0 af                | 106.5             | 292.5              | ROCK CREEK    |
| 47-162A            | WR/DECREED          | 3/14/1892            | 0.340 cfs             | 69.2 af                 | 17.3              | 292.5              | ROCK CREEK    |
| 47-17670           | WR/DECREED          | 3/14/1892            | 0.100 cfs             | N/A                     | N/A               | 35.0               | ROCK CREEK    |
| 47-17671           | WR/DECREED          | 12/17/1945           | 0.230 cfs             | 111.7 af                | N/A               | 35.0               | GROUND WATER  |
| 47-17734           | WR/DECREED          | 5/31/1874            | 0.010 cfs             | N/A                     | 3.0               | 12.0               | ROCK CREEK    |
| 47-17735           | WR/DECREED          | 5/31/1878            | 0.060 cfs             | N/A                     | 3.0               | 12.0               | ROCK CREEK    |
| 47-17736           | WR/DECREED          | 4/30/1888            | 0.010 cfs             | N/A                     | 1.9               | 12.0               | ROCK CREEK    |
| 47-17737           | WR/DECREED          | 4/30/1874            | 0.010 cfs             | N/A                     | 0.7               | 12.0               | ROCK CREEK    |
| 47-17738           | WR/DECREED          | 3/14/1892            | 0.080 cfs             | N/A                     | 5.8               | 12.0               | ROCK CREEK    |
| 47-17739           | WR/DECREED          | 5/25/1920            | 0.040 cfs             | 19.0 af                 | 7.3               | 12.0               | GROUND WATER  |
| 47-17740           | WR/DECREED          | 9/3/1947             | 0.030 cfs             | 13.8 af                 | 5.5               | 12.0               | GROUND WATER  |
| 47-17741           | WR/DECREED          | 8/29/1951            | 0.060 cfs             | 12.4 af                 | 3.1               | 12.0               | GROUND WATER  |
| 47-17742           | WR/DECREED          | 6/3/1936             | 0.090 cfs             | 22.0 af                 | 5.5               | 12.0               | GROUND WATER  |
| 47-17743           | WR/LICENSE          | 10/10/1980           | 0.060 cfs             | 24.4 af                 | 6.1               | 12.0               | GROUND WATER  |
| 47-2551            | WR/DECREED          | 5/2/1955             | 3.940 cfs             | 788.0 af                | 197.0             | 292.5              | GROUND WATER  |

**Purpose of Transfer (Changes Proposed)**

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 47-10693              | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 47-122                | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 47-124B               | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 47-138                | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 47-158                | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 47-162A               | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 47-17670              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 47-17671              | NO           | NO         | YES        | YES            | NO                   | NO                   |

Transfer No. 84783

**SUPPORT DATA**

**IN FILE # 47-122**

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 84783**

**Purpose of Transfer (Changes Proposed)**

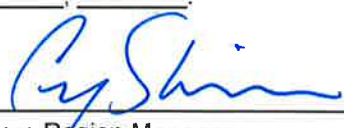
| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 47-17734              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 47-17735              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 47-17736              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 47-17737              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 47-17738              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 47-17739              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 47-17740              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 47-17741              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 47-17742              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 47-17743              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 47-2551               | NO           | NO         | YES        | YES            | NO                   | NO                   |

**Summary Of Water Rights After the Approved Change**

| <u>Existing Right</u>  | <u>New No. (Changed Portion)</u> | <u>Transfer Rate</u> | <u>Transfer Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>New No. (remaining portion)</u> | <u>Remaining Rate</u> | <u>Remaining Volume</u> | <u>Remaining Acre Limit</u> | <u>Remaining Total Acres</u> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 47-10693               | 47-10693                         | 2.150 cfs            | 572.1 af               | 143.0             | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-122                 | 47-122                           | 0.230 cfs            | 61.2 af                | 15.3              | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-124B                | 47-124B                          | 0.150 cfs            | 65.0 af                | 17.3              | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-138                 | 47-138                           | 0.350 cfs            | 69.2 af                | 17.3              | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-158                 | 47-158                           | 1.590 cfs            | 426.0 af               | 106.5             | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-162A                | 47-162A                          | 0.340 cfs            | 69.2 af                | 17.3              | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17670               | 47-17670                         | 0.100 cfs            | N/A                    | 35.0              | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17671               | 47-17671                         | 0.230 cfs            | 111.7 af               | 35.0              | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17734               | 47-17734                         | 0.010 cfs            | N/A                    | 3.0               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17735               | 47-17735                         | 0.060 cfs            | N/A                    | 3.0               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17736               | 47-17736                         | 0.010 cfs            | N/A                    | 1.9               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17737               | 47-17737                         | 0.010 cfs            | N/A                    | 0.7               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17738               | 47-17738                         | 0.080 cfs            | N/A                    | 5.8               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17739               | 47-17739                         | 0.040 cfs            | 19.0 af                | 7.3               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17740               | 47-17740                         | 0.030 cfs            | 13.8 af                | 5.5               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17741               | 47-17741                         | 0.060 cfs            | 12.4 af                | 3.1               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17742               | 47-17742                         | 0.090 cfs            | 22.0 af                | 5.5               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-17743               | 47-17743                         | 0.060 cfs            | 24.4 af                | 6.1               | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 47-2551                | 47-2551                          | 3.940 cfs            | 788.0 af               | 197.0             | 366.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>9.530 cfs</b>     | <b>N/A</b>             | <b>269.9</b>      | <b>366.0</b>       |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 7<sup>th</sup> day of May, 2021

  
Southern Region Manager

Transfer No. 84783

**WATER RIGHT NO. 47-2551****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-2551 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
2786B ROCK CREEK RD  
HANSEN, ID 83334-5258

**Priority Date:** 5/2/1955

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

04/01

**To**

to 10/31

**Diversion Rate**

3.940 cfs

3.940 cfs

**Diversion Volume**

788.0 af

788.0 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER

SESW

Sec 25 Twp 11S Rge 18E TWIN FALLS County

GROUND WATER

SWNW

Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 197.0

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 197.0 acres within the authorized place of use in a single irrigation season.
2. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, and 47-10693 when combined shall not exceed the irrigation of 222.9 acres.
3. Rights 47-122, 47-124B, 47-138, 47-158, 47-2551, and 47-10693 when combined shall not exceed a total maximum diversion volume of 891.6 AF.

**WATER RIGHT NO. 47-2551**  
**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

4. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/14/2009.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17734****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17734 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 5/31/1874

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

03/15

to

**To**

11/15

**Diversion Rate**

0.010 cfs

0.010 cfs

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK NENW  
ROCK CREEK NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County  
Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 3.0

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 3.0 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17734 and 47-17735 when combined shall not exceed the irrigation of 3.0 acres.
3. Rights 47-17734, 47-17735, 47-17737, 47-17738, 47-17739, 47-17740, and 47-17742 when combined shall not exceed the irrigation of 7.3 acres.
4. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
5. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17734**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre for irrigation of the lands below.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17735****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17735 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 5/31/1878

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**  
IRRIGATION

**From** 03/15 **To** 11/15

**Diversion Rate**  
0.060 cfs  
0.060 cfs

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK NENW  
ROCK CREEK NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County  
Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 3.0

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 3.0 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17734 and 47-17735 when combined shall not exceed the irrigation of 3.0 acres.
3. Rights 47-17734, 47-17735, 47-17737, 47-17738, 47-17739, 47-17740, and 47-17742 when combined shall not exceed the irrigation of 7.3 acres.
4. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
5. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17735**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre for irrigation of the lands below.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17736****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17736 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 4/30/1888

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

3/15

to

**To**

11/15

**Diversion Rate**

0.010 cfs

0.010 cfs

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK  
ROCK CREEK

NENW  
NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County  
Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 1.9

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 1.9 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17736 and 47-17741 when combined shall not exceed the irrigation of 3.1 acres.
3. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
4. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17736**  
**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

5. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 470.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre for irrigation of the lands below.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17737****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17737 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 4/30/1874

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

03/15

**To**

to 11/15

**Diversion Rate**

0.010 cfs

0.010 cfs

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK  
ROCK CREEK

NENW  
NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County  
Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 0.7

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 0.7 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17734, 47-17735, 47-17737, 47-17738, 47-17739, 47-17740, and 47-17742 when combined shall not exceed the irrigation of 7.3 acres.
3. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
4. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17737**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

5. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 470.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre for irrigation of the lands below.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17738****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17738 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 3/14/1892

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

03/15

**To**

to 11/15

**Diversion Rate**

0.080 cfs

0.080 cfs

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK

NENW

Sec 36 Twp 11S Rge 18E TWIN FALLS County

ROCK CREEK

NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 5.8

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 5.8 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17734, 47-17735, 47-17737, 47-17738, 47-17739, 47-17740, and 47-17742 when combined shall not exceed the irrigation of 7.3 acres.
3. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
4. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17738**  
**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

5. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre for irrigation of the lands below.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17739****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17739 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 5/25/1920

**Source:** GROUND WATER

| <b>BENEFICIAL USE</b> | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> | <b>Diversion Volume</b> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 0.040 cfs             | 19.0 af                 |
| STOCKWATER            | 01/01       | to 12/31  | 0.020 cfs             |                         |
|                       |             |           | 0.040 cfs             | 19.0 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                                          |
|--------------|------|------------------------------------------|
| GROUND WATER | SESW | Sec 25 Twp 11S Rge 18E TWIN FALLS County |
| GROUND WATER | SWNW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |    |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|----|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    |      |    |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |    |    | 248.0  |

Right Acre Limit: 7.3

POU Total Acres: 366.0

**PLACE OF USE: STOCKWATER**

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 11S | 18E | 36  |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |        |

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 7.3 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17734, 47-17735, 47-17737, 47-17738, 47-17739, 47-17740, and 47-17742 when combined shall not exceed the irrigation of 7.3 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17739**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

3. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
4. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.
5. Rights 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed a total annual maximum diversion volume of 48.0 af at the field headgate.
6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
10. The quantity of water under this right and right 47-2491 for stockwater use shall not exceed 13,000 gallons per day.
11. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

**WATER RIGHT NO. 47-17739**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

14. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



**WATER RIGHT NO. 47-17740****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17740 is now described as follows:

**Right Holder:** CHALET FUNK AND  
BRENT FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 9/3/1947

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 0.030 cfs             | 13.8 af                 |
|                       |             |           | 0.030 cfs             | 13.8 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                        |                   |
|--------------|------|------------------------|-------------------|
| GROUND WATER | SESW | Sec 25 Twp 11S Rge 18E | TWIN FALLS County |
| GROUND WATER | SWNW | Sec 36 Twp 11S Rge 18E | TWIN FALLS County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 5.5

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 5.5 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
3. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.
4. Rights 47-17734, 47-17735, 47-17737, 47-17738, 47-17739, 47-17740, and 47-17742 when combined shall not exceed the irrigation of 7.3 acres.
5. Rights 47-17740 and 47-17742 when combined shall not exceed the irrigation of 5.5 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17740**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed a total annual maximum diversion volume of 48.0 af at the field headgate.
7. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17741**  
**As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17741 is now described as follows:

**Right Holder:** BRENT FUNK AND  
 CHALET FUNK  
 3202 N 3900 E  
 HANSEN, ID 83334-5204

**Priority Date:** 8/29/1951

**Source:** GROUND WATER

| <u><b>BENEFICIAL USE</b></u> | <u><b>From</b></u> | <u><b>To</b></u> | <u><b>Diversion Rate</b></u> | <u><b>Diversion Volume</b></u> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 03/15              | to 11/15         | 0.060 cfs                    | 12.4 af                        |
|                              |                    |                  | 0.060 cfs                    | 12.4 af                        |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                                          |
|--------------|------|------------------------------------------|
| GROUND WATER | SESW | Sec 25 Twp 11S Rge 18E TWIN FALLS County |
| GROUND WATER | SWNW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 3.1  
 POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 3.1 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17736 and 47-17741 when combined shall not exceed the irrigation of 3.1 acres.
3. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
4. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.
5. Rights 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed a total annual maximum diversion volume of 48.0 af at the field headgate.

Transfer No. 84783

**WATER RIGHT NO. 47-17741**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17742****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17742 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 6/3/1936

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 0.090 cfs             | 22.0 af                 |
|                       |             |           | 0.090 cfs             | 22.0 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                                          |
|--------------|------|------------------------------------------|
| GROUND WATER | SESW | Sec 25 Twp 11S Rge 18E TWIN FALLS County |
| GROUND WATER | SWNW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |

**PLACE OF USE: IRRIGATION**

|     |     |     | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
| Twp | Rng | Sec | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 5.5

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 5.5 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17740 and 47-17742 when combined shall not exceed the irrigation of 5.5 acres.
3. Rights 47-17734, 47-17735, 47-17737, 47-17738, 47-17739, 47-17740, and 47-17742 when combined shall not exceed the irrigation of 7.3 acres.
4. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, and 47-17742 when combined shall not exceed the irrigation of 12.0 acres.
5. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17742**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed a total annual maximum diversion volume of 48.0 af at the field headgate.
7. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17743**  
**As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17743 is now described as follows:

**Right Holder:** BRENT FUNK AND  
 CHALET FUNK  
 3202 N 3900 E  
 HANSEN, ID 83334-5204

**Priority Date:** 10/10/1980

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 0.060 cfs             | 24.4 af                 |
|                       |             |           | 0.060 cfs             | 24.4 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                                          |
|--------------|------|------------------------------------------|
| GROUND WATER | SESW | Sec 25 Twp 11S Rge 18E TWIN FALLS County |
| GROUND WATER | SWNW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 6.1  
 POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 6.1 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed a total annual maximum diversion volume of 48.0 af at the field headgate.
3. Rights 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 when combined shall not exceed the irrigation of 12.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17743**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

4. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Section 42-222, Idaho Code, or other Department approval.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

**WATER RIGHT NO. 47-10693****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-10693 is now described as follows:

**Right Holder:** BRENT FUNK And  
CHALET FUNK  
2786B ROCK CREEK RD  
HANSEN, ID 83334-5258

**Priority Date:** 5/15/1879

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 04/01       | to 10/31  | 2.150 cfs             | 572.1 af                |
|                       |             |           | 2.150 cfs             | 572.1 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|            |      |                                          |
|------------|------|------------------------------------------|
| ROCK CREEK | NENW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |
| ROCK CREEK | NESW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |

**PLACE OF USE: IRRIGATION**

|     |     |     | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
| Twp | Rng | Sec | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 143.0

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 143.0 acres within the authorized place of use in a single irrigation season.
2. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, and 47-10693 when combined shall not exceed a total diversion rate of 4.81 cfs and a total annual maximum diversion volume of 891.6 af at the field headgate.
3. Rights 47-122, 47-124B, 47-138, 47-158, 47-2551, and 47-10693 when combined shall not exceed a total maximum diversion volume of 891.6 AF.
4. Rights 47-122, 47-158, and 47-10693 when combined shall not exceed a total annual maximum diversion volume of 822.0 af at the field headgate and the irrigation of 205.5 acres.
5. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, and 47-10693 when combined shall not exceed the irrigation of 222.9 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-10693**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/14/2009.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-122****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-122 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
2786B ROCK CREEK RD  
HANSEN, ID 83334-5258

**Priority Date:** 4/30/1890

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 04/01       | to 10/31  | 0.230 cfs             | 61.2 af                 |
|                       |             |           | 0.230 cfs             | 61.2 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|            |      |                                          |
|------------|------|------------------------------------------|
| ROCK CREEK | NENW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |
| ROCK CREEK | NESW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 15.3

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 15.3 acres within the authorized place of use in a single irrigation season.
2. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, and 47-10693 when combined shall not exceed a total diversion rate of 4.81 cfs and a total annual maximum diversion volume of 891.6 af at the field headgate.
3. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, and 47-10693 when combined shall not exceed the irrigation of 222.9 acres.
4. Rights 47-122, 47-158, and 47-10693 when combined shall not exceed a total annual maximum diversion volume of 822.0 af at the field headgate and the irrigation of 205.5 acres.
5. Rights 47-122, 47-124B, 47-138, 47-158, 47-2551, and 47-10693 when combined shall not exceed a total maximum diversion volume of 891.6 AF.

Transfer No. 84783

**WATER RIGHT NO. 47-122**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/14/2009.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-158****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-158 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
2786B ROCK CREEK RD  
HANSEN, ID 83334-5258

**Priority Date:** 3/14/1892

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 04/01       | to 10/31  | 1,590 cfs             | 426.0 af                |
|                       |             |           | 1,590 cfs             | 426.0 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|            |      |                                          |
|------------|------|------------------------------------------|
| ROCK CREEK | NENW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |
| ROCK CREEK | NESW | Sec 36 Twp 11S Rge 18E TWIN FALLS County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|----|------|------|------|------|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE | NE   | NW   | SW   | SE   |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    |    | 22.0 |      | 40.0 | 40.0 | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |    |      | 33.0 |      |      | 248.0  |

Right Acre Limit: 106.5

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 106.5 acres within the authorized place of use in a single irrigation season.
2. Rights 47-122, 47-158, and 47-10693 when combined shall not exceed a total annual maximum diversion volume of 822.0 af at the field headgate and the irrigation of 205.5 acres.
3. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, and 47-10693 when combined shall not exceed a total diversion rate of 4.81 cfs and a total annual maximum diversion volume of 891.6 af at the field headgate.
4. Rights 47-122, 47-124B, 47-138, 47-158, 47-2551, and 47-10693 when combined shall not exceed a total maximum diversion volume of 891.6 AF.
5. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, and 47-10693 when combined shall not exceed the irrigation of 222.9 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-158**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/14/2009.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-124B**  
**As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-124B is now described as follows:

**Right Holder:** BRENT FUNK AND  
 CHALET FUNK  
 2786B ROCK CREEK RD  
 HANSEN, ID 83334-5258

**Priority Date:** 4/30/1881

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**  
 IRRIGATION

**From**  
 04/01

**To**  
 to 10/31

**Diversion Rate**  
 0.150 cfs  
 0.150 cfs

**Diversion Volume**  
 65.0 af  
 65.0 af

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK NENW  
 ROCK CREEK NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County  
 Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

|     |     |     | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
| Twp | Rng | Sec | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 17.3

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 17.3 acres within the authorized place of use in a single irrigation season.
2. Rights 47-124B, 47-138, and 47-162A when combined shall not exceed a total annual maximum diversion volume of 69.2 af at the field headgate and the irrigation of 17.3 acres.
3. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, and 47-10693 when combined shall not exceed a total diversion rate of 4.81 cfs and a total annual maximum diversion volume of 891.6 af at the field headgate.
4. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, and 47-10693 when combined shall not exceed the irrigation of 222.9 acres.
5. A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.

Transfer No. 84783

**WATER RIGHT NO. 47-124B**  
**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/14/2009.
10. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-138****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-138 is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
2786B ROCK CREEK RD  
HANSEN, ID 83334-5258

**Priority Date:** 10/30/1887

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

04/01

**To**

to 10/31

**Diversion Rate**

0.350 cfs

0.350 cfs

**Diversion Volume**

69.2 af

69.2 af

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK  
ROCK CREEK

NENW  
NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County  
Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 17.3

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 17.3 acres within the authorized place of use in a single irrigation season.
2. Rights 47-124B, 47-138, and 47-162A when combined shall not exceed a total annual maximum diversion volume of 69.2 af at the field headgate and the irrigation of 17.3 acres.
3. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, and 47-10693 when combined shall not exceed a total diversion rate of 4.81 cfs and a total annual maximum diversion volume of 891.6 af at the field headgate.
4. Rights 47-122, 47-124B, 47-138, 47-158, 47-2551, and 47-10693 when combined shall not exceed a total maximum diversion volume of 891.6 AF.
5. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, and 47-10693 when combined shall not exceed the irrigation of 222.9 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-138**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

6. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.
8. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/14/2009.
11. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-162A****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-162A is now described as follows:

**Right Holder:** BRENT FUNK AND  
CHALET FUNK  
2786B ROCK CREEK RD  
HANSEN, ID 83334-5258

**Priority Date:** 3/14/1892

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**  
IRRIGATION

**From** 04/01 to **To** 10/31

**Diversion Rate**  
0.340 cfs  
0.340 cfs

**Diversion Volume**  
69.2 af  
69.2 af

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK NENW  
ROCK CREEK NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County  
Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 17.3

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 17.3 acres within the authorized place of use in a single irrigation season.
2. Rights 47-124B, 47-138, and 47-162A when combined shall not exceed a total annual maximum diversion volume of 69.2 af at the field headgate and the irrigation of 17.3 acres.
3. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, and 47-10693 when combined shall not exceed a total diversion rate of 4.81 cfs and a total annual maximum diversion volume of 891.6 af at the field headgate.
4. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, and 47-10693 when combined shall not exceed the irrigation of 222.9 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-162A**  
**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

5. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/14/2009.
10. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17670**  
**As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17670 is now described as follows:

**Right Holder:** BRENT FUNK  
 845 S 1800 W  
 MURTAUGH, ID 83344  
 And  
 CHALET FUNK  
 3202 N 3900 E  
 HANSEN, ID 83334-5204

**Priority Date:** 3/14/1892

**Source:** ROCK CREEK

**Tributary:** SNAKE RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

03/15

to

**To**

11/15

**Diversion Rate**

0.100 cfs

0.100 cfs

**LOCATION OF POINT(S) OF DIVERSION**

ROCK CREEK  
 ROCK CREEK

NENW  
 NESW

Sec 36 Twp 11S Rge 18E TWIN FALLS County  
 Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 35.0

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 35.0 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17670 and 47-17671 when combined shall not exceed the irrigation of 35.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17670**  
**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

3. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 470.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 47-17671****As Modified by Transfer No. 84783**

In accordance with the approval of Transfer No. 84783, Water Right No. 47-17671 is now described as follows:

**Right Holder:** BRENT FUNK  
845 S 1800 W  
MURTAUGH, ID 83344  
And  
CHALET FUNK  
3202 N 3900 E  
HANSEN, ID 83334-5204

**Priority Date:** 12/17/1945

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

03/15

**To**

to 11/15

**Diversion Rate**

0.230 cfs

0.230 cfs

**Diversion Volume**

111.7 af

111.7 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER  
GROUND WATER

SESW  
SWNW

Sec 25 Twp 11S Rge 18E TWIN FALLS County  
Sec 36 Twp 11S Rge 18E TWIN FALLS County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE |      |      |    | NW   |    |      |      | SW   |      |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|------|------|------|------|----|------|----|------|------|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW   | SE |        |
| 11S | 18E | 25  |    |      |      |    |      |    |      |      | 16.0 |      |    | 22.0 |    | 40.0 | 40.0 |    | 118.0  |
| 11S | 18E | 36  |    | 40.0 | 40.0 |    | 11.0 |    | 19.0 | 32.0 | 40.0 | 33.0 |    |      |    | 33.0 |      |    | 248.0  |

Right Acre Limit: 35.0

POU Total Acres: 366.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 35.0 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17670 and 47-17671 when combined shall not exceed the irrigation of 35.0 acres.

Transfer No. 84783

**WATER RIGHT NO. 47-17671**

**As Modified by Transfer No. 84783**

**CONDITIONS OF APPROVAL**

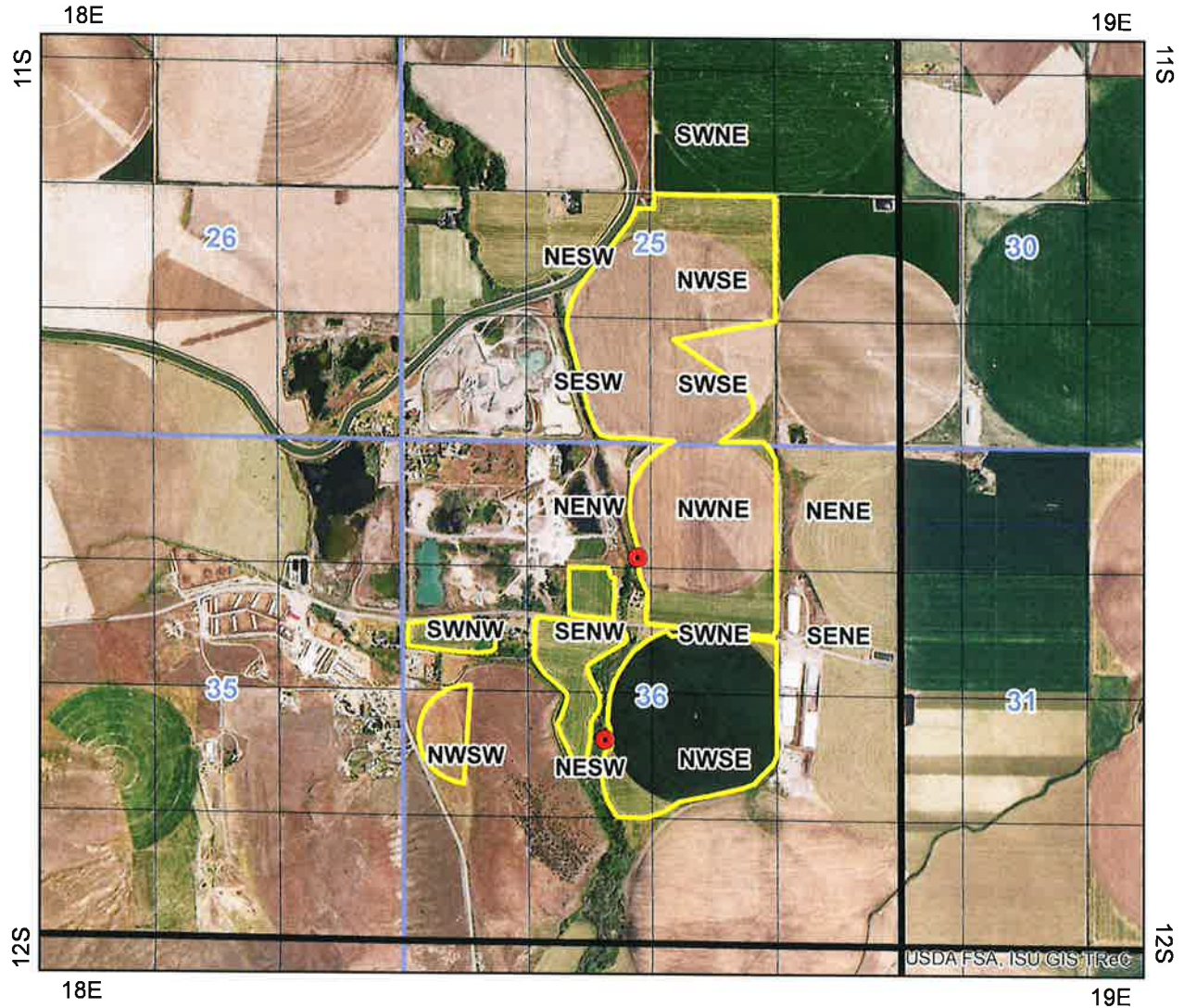
3. Rights 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743 are limited to the irrigation of a specific 269.9 acres within the 366.0 acre place of use authorized by this right in a single irrigation season. The specific 269.9 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 269.9 acres to be irrigated within the 366.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho  
Department of Water Resources

## Attachment to Transfer # 84783

47-122, 47-124B, 47-138, 47-158, 47-162A, 47-10693,  
47-17670, 47-17734, 47-17735, 47-17736, 47-17737, and 47-17738

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.225 0.45 0.9 Miles

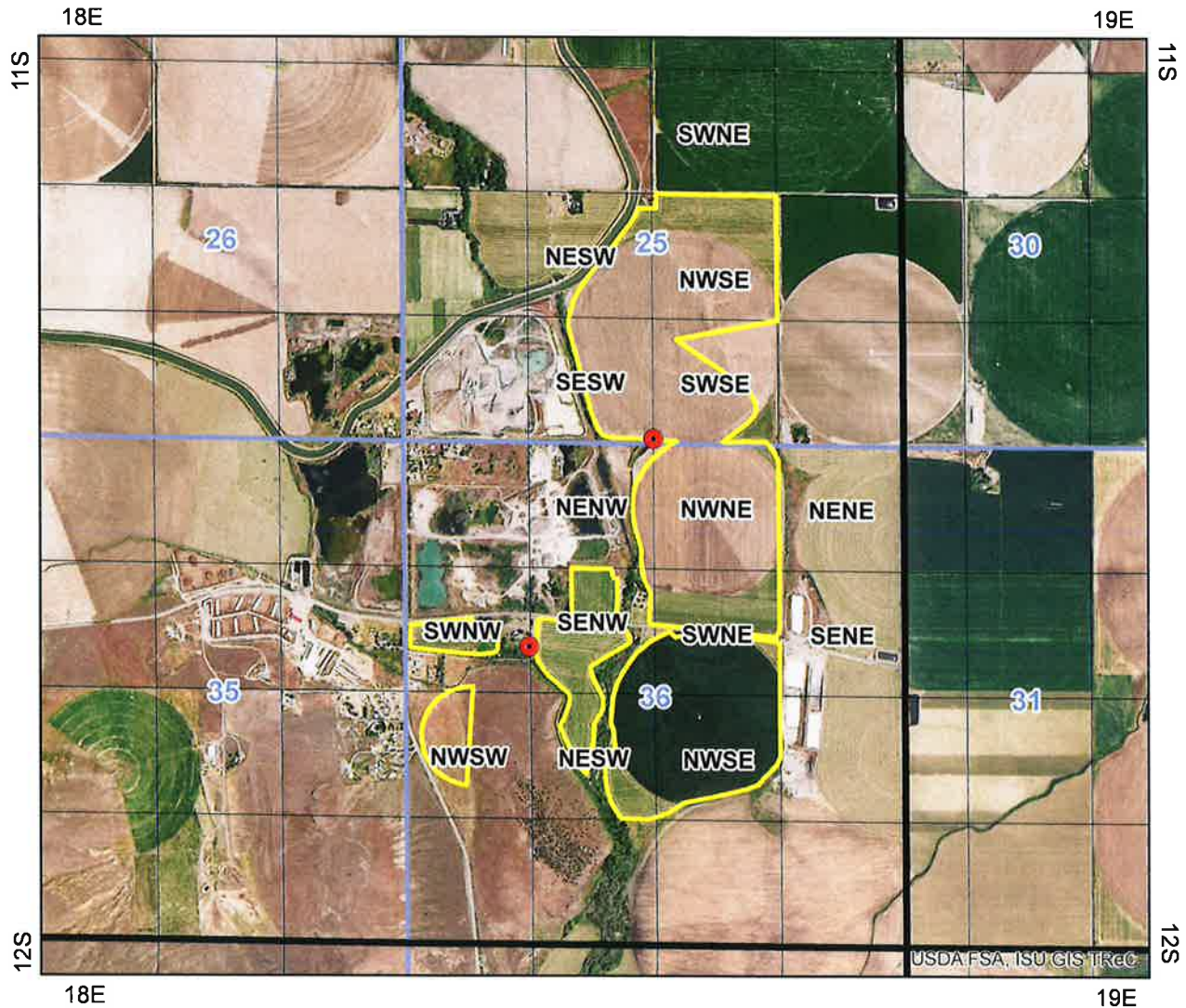


State of Idaho  
Department of Water Resources

## Attachment to Transfer # 84783

47-2551, 47-17671, 47-17739, 47-17740, 47-17741, 47-17742, and 47-17743

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.225 0.45 0.9 Miles





State of Idaho

## DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037

Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov) • Email: [southerninfo@idwr.idaho.gov](mailto:southerninfo@idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

May 10, 2021

BRENT FUNK  
CHALET FUNK  
3202 N 3900 E  
HANSEN ID 83334-5204

Re: Transfer No: 84783

Water Right No(s): 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693,  
47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739,  
47-17740, 47-17741, 47-17742, 47-17743

### Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,



Corey Skinner  
Southern Regional Manager

Enclosure

c:

BROCKWAY ENGINEERING PLLC  
C/O GREG SULLIVAN  
2016 N WASHINGTON ST STE 4  
TWIN FALLS ID 83301

WATER DISTRICT 470  
AMIE FRANKLIN  
2754 ROCK CREEK RD  
HANSEN ID 83334

## CERTIFICATE OF SERVICE

I hereby certify that on May 10, 2021 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

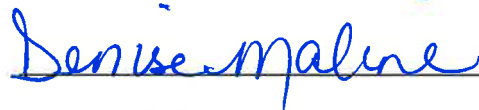
Re: Transfer No.: 84783

Water Right No(s): 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-2551, 47-10693,  
47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739,  
47-17740, 47-17741, 47-17742, 47-17743

BRENT FUNK  
CHALET FUNK  
3202 N 3900 E  
HANSEN ID 83334-5204

BROCKWAY ENGINEERING PLLC  
C/O GREG SULLIVAN  
2016 N WASHINGTON ST STE 4  
TWIN FALLS ID 83301

WATER DISTRICT 470  
AMIE FRANKLIN  
2754 ROCK CREEK RD  
HANSEN ID 83334



Denise Maline  
Administrative Assistant

## **EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

### **PETITION FOR RECONSIDERATION**

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

### **EXCEPTIONS AND BRIEFS**

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

### **REQUEST FOR HEARING**

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

### **ORAL ARGUMENT**

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

## **CERTIFICATE OF SERVICE**

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

## **FINAL ORDER**

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

## **APPEAL OF FINAL ORDER TO DISTRICT COURT**

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

# MEMORANDUM

**Date:** April 21, 2021  
**To:** Transfer #84783, Brent and Chalet Funk File  
**From:** Jim Bitzenburg  
**Re:** Evaluation of Sufficiency of Information Submitted

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Application for transfer proposes to create a 366.0 acre Permissible Place of Use (PPU) for 19 irrigation water rights which currently divert 9.53 cfs from ground water and Rock Creek to irrigate 269.9 acres of farm ground. The transfer will also change/add existing points of diversion (POD) situated within the PPU so that after the transfer, each Rock Creek right will have the same two PODs from Rock Creek and each ground water right will have the same two PODs (wells). Post-transfer, the 19 rights will irrigate 269.9 acres within the 366.0 acre PPU located approximately 6.5 to 7.8 miles south and 0 to 0.8 miles east of Hansen.

The transfer was advertised because it is changing PODs on surface water sources. The transfer was not protested.

The proposed transfer is in Water District 470 and Watermaster comments were solicited. The Watermaster did not comment on the transfer.

- **Authority to File:**  
The Department's database indicates that the water rights involved in the transfer are owned by the applicants, Brent and Chalet Funk. Application was signed by Brent and Chalet Funk. Tax parcel information shows the Funks to be the owners of the lands involved in the transfer.
- **Water Right Validity:**  
Eighteen of the rights were decreed in 2009 and 2010. One right is a split of a right which was licensed in 2015. The property appears well irrigated in recent aerial imagery, so forfeiture is not likely an issue.
- **Injury to Other Water Rights:**  
None anticipated or foreseen. The proposed PODs in the transfer are existing PODs for the farm.
- **Enlargement of Use:**  
None anticipated. There will be no increase in irrigated acreage.
- **Local Public Interest:**  
No issues anticipated. The transfer was advertised.
- **Beneficial Use/Conservation of Water Resources:**  
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**  
None Anticipated
- **Effect of the Agricultural Base of the Area:**  
None Anticipated

**Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.**

\* **Proof of Publication** \*

Twin Falls Times-News  
132 Fairfield St W, Twin Falls, Idaho 83301

JENNY GREEN, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES

650 ADDISON AVE W, STE 500  
TWIN FALLS ID 83301

ORDER NUMBER 112857

Jenny Green  
(Legals Clerk)

STATE OF IDAHO )  
                          SS  
COUNTY OF TWIN FALLS )

On this 8 day of April in the year of 2021 before me, a Notary Public, personally appeared before me Jenny Green known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Amy Wiesmore  
Notary Public FOR Idaho  
Residing at: Twin Falls, Idaho  
My Commission expires: 9-4-2026



Section: Legals

Category: 50 Legal

PUBLISHED ON: 04/01/2021, 04/08/2021

TOTAL AD COST: 151.59

FILED ON: 4/8/2021

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT  
TRANSFER NO. 84783**

✓ BRENT FUNK and CHALET FUNK, 3202 N 3900 E, HANSEN, ID 83334-5204 has filed Application No. 84783 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-162A, 47-17670, 47-17671, 47-17734, 47-17735, 47-17736, 47-17737, 47-17738, 47-17739, 47-17740, 47-17741, 47-17742, 47-17743, 47-2551. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to create a 366.0 acre Permissible Place of Use (PPU) for 19 irrigation water rights which currently divert 9.53 cfs from ground water and Rock Creek to irrigate 269.9 acres of farm ground. The transfer will also change/add existing points of diversion (POD) situated within the PPU so that after the transfer, each Rock Creek right will have the same two PODs from Rock Creek and each ground water right will have the same two PODs (wells). Post-transfer, the 19 rights will irrigate 269.9 acres within the 366.0 acre PPU located approximately 6.5 to 7.8 miles south and 0 to 0.8 miles east of Hansen.

**TRANSFER NO. 84786**

✓ B BAR K LLC, 2809 E 550 S, PAUL, ID 83347-5018 has filed Application No. 84786 for changes to the following water rights within JEROME County(s): Right No(s). 36-7408, 36-7560, 36-7603. The purpose of the transfer is to change a portion of the above rights as follows: Application filed to change the point of diversion (POD) for three groundwater irrigation rights that allow for the diversion of 4.19 cfs and the irrigation of 285 acres within a 434 acre permissible place of use (PPU) on a farm located approximately 3.8 miles north and 8.1 miles west of Paul. The application proposes to change the authorized diversion location from two wells on a neighboring property just west of the farm to a new well to be drilled on the southern edge of the farm located approximately 3.8 miles north and 8.0 miles west of Paul.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see [research.idwr.idaho.gov/apps/waterrights/Query-NewTransfers](https://research.idwr.idaho.gov/apps/waterrights/Query-NewTransfers). Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before April 19, 2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on April 1st & 8th, 2021

**RECEIVED**

**APR 12 2021**

DEPT OF WATER RESOURCES  
SOUTHERN REGION

✓ bm 4-16-2021