

Transfer No. 2620

Water Right No. _____

JED 3 1982

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern District Office

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant MELVIN R. FUNK Phone _____Post Office address Rt. #1, Box 142 American Falls, Idaho 83211

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 35-7786 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant I acquired right through purchase of property.

3. Source of water Groundwater tributary to _____

4. Date of priority 2/13/1978

5. Water is used for the following purposes:

amount 1.2cfs for Irrigation purposes from 4/1 to 11/1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.2cfs cubic feet per second
&/or
b. 210.0 acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 25
Township 6S Range 29E, B.M., in Power County

Additional points of diversion, if any SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36, Twp. 6S
Range 29E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	29E	25								20	20			20					60

Total number of acres to be irrigated 60

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? NO If yes, describe in item D. REMARKS

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum

Point of diversion _____ ¼ _____ ½, Section _____ Township _____

Range _____, B.M., _____ County

Additional points _____

3. Place of use:

[illegible]

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- ## 1. General Information

- a. Amount of water to be diverted 1.2 c.f.s. &/or _____ acre feet

- b. Description of diverting works Well, pump and sprinkler system

- c. Describe the reasons for the proposed changes Proposed change reflects
actual practice

2. Change in point of diversion

Point of diversion SW ¼ NW ¼, Section 25 Township 6S

Range 29E, B.M., Power County

Additional points _____

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

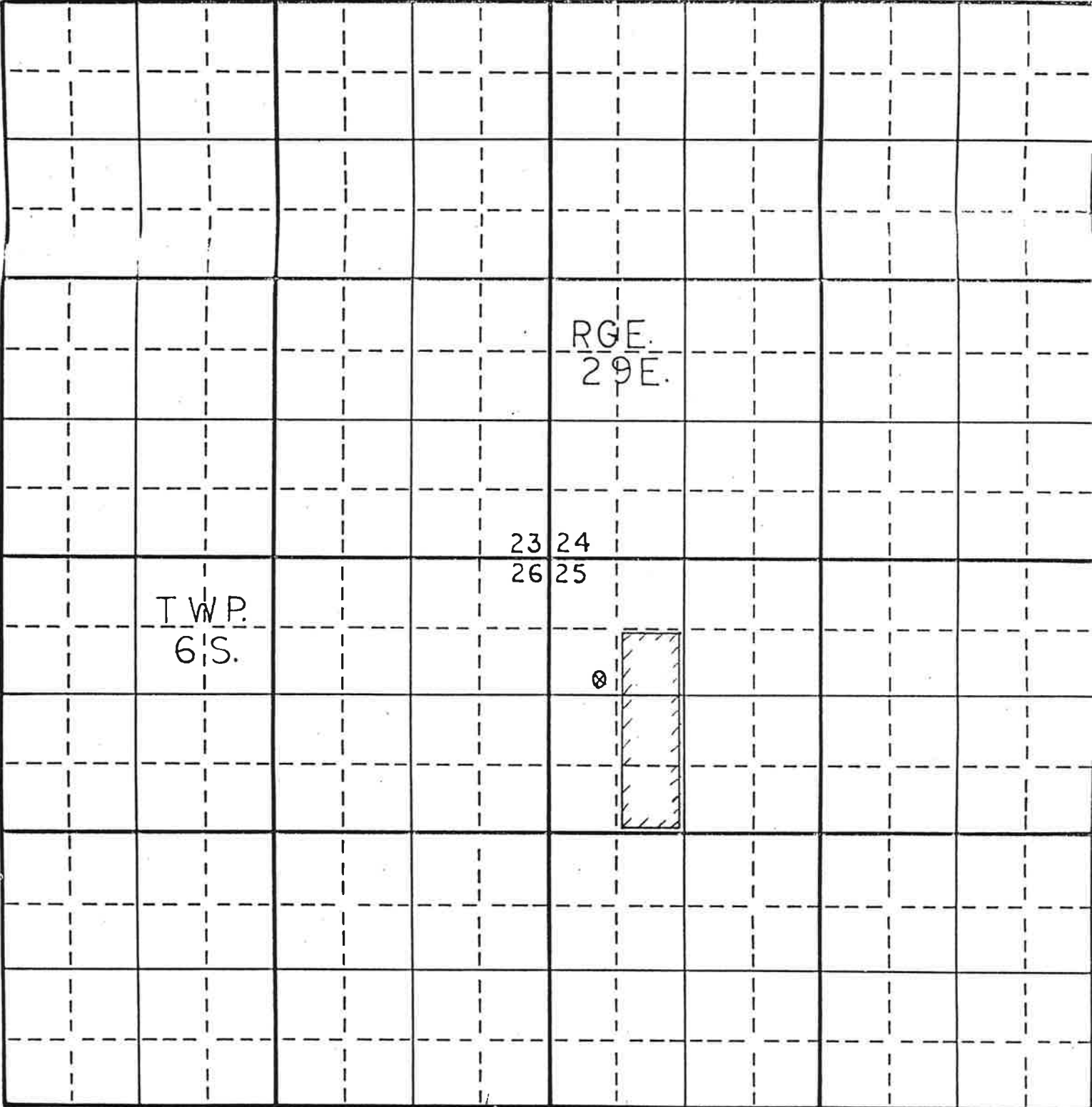
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
There will be no change in the place of use.

c. Describe the land (place of use to which the right will be transferred):

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	29E	25								20	20			20					60

Total number of acres to be irrigated 60

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

 Thomas R. Link
(Signature of Applicant)

Subscribed and sworn to before me this 7th day of December, 1981.

 Mary C. Colville
(Notary Public) Power County
Mary C. Colville

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7786
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 28th day of January, 1982.

 A. Glen Saxton
Chief, Operations Bureau

See letter dated 11/10-81 for additional filing fee. Credited.		
Received by <u>AW</u>	Date <u>12-10-81</u>	Protest filed by _____
Prelim. check by <u>KCV</u>	Fee <u>\$30.00</u>	_____
Receipted by <u> </u>	Date <u> </u>	_____
Published in <u>Power City Press</u>	Copies of protest forwarded by _____	
Pub. dates <u>12/24 & 12/31/81</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u> </u>	Recommended for <u>approval</u> denial	
_____ rec'd.	by <u> <i>M.C. Jim DPT</i> </u>	

State of Idaho
Department of Water Resources

RECEIVED

JUN 3 1981

WATER RIGHT LICENSE

Department of Water Resources
Eastern District Office

License of Water Right No. 35-7786 Priority 2/13/1978 Amount 1.2 cfs

THIS IS TO CERTIFY, that CONNECTICUT GENERAL LIFE INSURANCE CO.
of Dallas, TX, has complied with the terms and conditions of Permit
No. 35-7786 issued pursuant to Application for Permit dated 2/13/1978,
and has submitted proof to the Department of Water Resources on 4/18/1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 16.21 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>4/1</u> to <u>11/1</u>	at <u>1.2</u> cfs and	<u>210.0</u> AF
	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.2 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
210.0 acre feet per year, said waters to be diverted within the NESE, Sec. 25, SEVE, NESE,
Sec. 36, T6S, R29E in the County of Power

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	29E	25								20	20			20					60

Total number of acres irrigated 60

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of
May, 19 81.


Director

