

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82964**

This is to certify that: COUNTY LINE FARMS
C/O MONTY & CAROLENE FUNK
PO BOX 360
AMERICAN FALLS, ID 83211

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>
35-14209	WR/LICENSE	10/26/1987	0.16 cfs	64.8 af	16.2	340.7	GROUND WATER
35-7968A	WR/DECREED	3/23/1981	4.060 cfs	996.0 af	249.0	340.7	GROUND WATER
35-8660A	WR/LICENSE	10/26/1987	0.930 cfs	302.0 af	75.5	340.7	GROUND WATER

Purpose of Transfer (Changes Proposed)

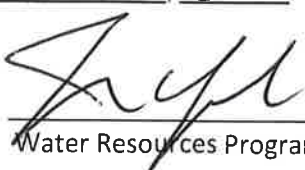
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-14209	NO	NO	YES	NO	NO	NO
35-7968A	NO	NO	YES	NO	NO	NO
35-8660A	NO	NO	YES	NO	NO	NO

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>
35-14209	35-14209	0.160 cfs	64.8 af	16.2	340.7	N/A	N/A	N/A	N/A	N/A
35-7968A	35-7968A	4.060 cfs	996.0 af	249.0	340.7	N/A	N/A	N/A	N/A	N/A
35-8660A	35-8660A	0.930 cfs	302.0 af	75.5	340.7	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.490 cfs	1362.8 af	340.7	340.7		N/A	N/A	N/A	N/A

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 8th day of March, 2019.


Water Resources Program Manager

SUPPORT DATA

Transfer No. 82964

IN FILE # 35-7968A

WATER RIGHT NO. 35-14209

As Modified by Transfer No. 82964

In accordance with the approval of Transfer No. 82964, Water Right No. 35-14209 is now described as follows:

Right Holder: MONTY FUNK
2248 COUNTY LINE RD
AMERICAN FLS, ID 83211-5002

CAROLINE FUNK
2254 COUNTY LINE RD
PO BOX 360
AMERICAN FALLS, ID 83211

Priority Date: 10/26/1987

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
0.160 cfs
0.160 cfs

Diversion Volume
64.8 af
64.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSWSE Sec 1 Twp 06S Rge 29E POWER 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	
06S	29E	1									30.9	30.2	30.5	31.7	30.3	30.7	31.3	31.0	246.6
06S	29E	2														30.8	31.2	32.1	94.1

Right Acre Limit: 16.2
POU Total Acres: 340.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7968A, 35-8660A and 35-14209 when combined shall not exceed a total diversion rate of 4.49 cfs and the irrigation of 340.7 acres.
3. 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. 120.

Transfer No. 82964

WATER RIGHT NO. 35-14209

As Modified by Transfer No. 82964

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 82964, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
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 lands above.
8. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
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.

WATER RIGHT NO. 35-7968A
As Modified by Transfer No. 82964

In accordance with the approval of Transfer No. 82964, Water Right No. 35-7968A is now described as follows:

Right Holder: MONTY FUNK
 2248 COUNTY LINE RD
 AMERICAN FLS, ID 83211-5002

Priority Date: 3/23/1981

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

to 11/01

To

Diversion Rate

4.060 cfs

4.060 cfs

Diversion Volume

996.0 af

996.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSWSE Sec 1 Twp 06S Rge 29E POWER 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	
06S	29E	1									30.9	30.2	30.5	31.7	30.3	30.7	31.3	31.0	246.6
06S	29E	2														30.8	31.2	32.1	94.1

Right Acre Limit: 249.0

POU Total Acres: 340.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 249.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7968A and 35-8660A when combined shall not exceed a total diversion rate of 4.33 cfs.
3. Rights 35-7968A, 35-8660A and 35-14209 when combined shall not exceed a total diversion rate of 4.49 cfs and the irrigation of 340.7 acres.
4. 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. 120.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Transfer No. 82964

WATER RIGHT NO. 35-7968A
As Modified by Transfer No. 82964

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 82964, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications,
8. 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 lands above.
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 Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 35-8660A**As Modified by Transfer No. 82964**

In accordance with the approval of Transfer No. 82964, Water Right No. 35-8660A is now described as follows:

Right Holder: MONTY FUNK
2248 COUNTY LINE RD
AMERICAN FLS, ID 83211-5002

Priority Date: 10/26/1987

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.930 cfs

0.930 cfs

Diversion Volume

302.0 af

302.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSWSE

Sec 1 Twp 06S Rge 29E POWER 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	
06S	29E	1									30.9	30.2	30.5	31.7	30.3	30.7	31.3	31.0	246.6
06S	29E	2														30.8	31.2	32.1	94.1

Right Acre Limit: 75.5

POU Total Acres: 340.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 75.5 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7968A and 35-8660A when combined shall not exceed a total diversion rate of 4.33 cfs.
3. Rights 35-7968A, 35-8660A and 35-14209 when combined shall not exceed a total diversion rate of 4.49 cfs and the irrigation of 340.7 acres.
4. 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. 120.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Transfer No. 82964

WATER RIGHT NO. 35-8660A

As Modified by Transfer No. 82964

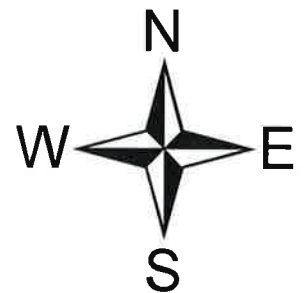
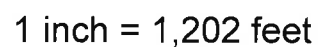
CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 82964, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. 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 lands above.
9. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
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.

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



 Water Right POD
 Water Right POU
 Township/Range
 Sections
 QQ



Date: 3/8/2019