



To: Paul Arrington, John Simpson, and Randall Budge
From: Greg Sullivan
Cc: Lance Funk, Rob Harris, James Cefalo
Date: April 14, 2017
Re: Lance Funk Permits 35-14240, 35-14241, 35-14242 and 35-14243

This document is being prepared to satisfy the stipulated agreement dated December 1, 2014 signed agreement between SWC, Idaho Power, IGWA and Lance Funk pertaining to the approval of water right permits 35-14240, 35-14241, 35-14242 and 35-14243. The stipulated agreement states that a written report by a qualified consultant will describe the acres planned for irrigation for the current irrigation season by April 15 of each year.

Water right permit 35-14240 is allowed a diversion rate of 3.37 cfs, an annual volume of 674.8 afa and the irrigation of 168.7 acres. It is expected that during the 2017 irrigation season, 168.7 acres of irrigation will occur under 35-14240.

Water right permit 35-14241 is allowed a diversion rate of 7.38 cfs, an annual volume of 1476.4 afa and the irrigation of 369.1 acres. It is expected that during the 2017 irrigation season, 369.1 acres of irrigation will occur under 35-14241.

Water right permit 35-14242 is allowed a diversion rate of 2.39 cfs, an annual volume of 478.0 afa and the irrigation of 119.5 acres. It is expected that during the 2017 irrigation season, 119.5 acres of irrigation will occur under 35-14242.

Water right permit 35-14243 is allowed a diversion rate of 13.18 cfs, an annual volume of 2636.0 afa and the irrigation of 659.0 acres. It is expected that during the 2017 irrigation season, 659.0 acres of irrigation will occur under 35-14243.

IDWR maps of the authorized places of use and points of diversion are attached to this document.

The proof of beneficial use exam was performed during the 2016 irrigation season and submitted to IDWR for processing.

The contract agreement between Lance Funk and Magnolia Nitrogen Idaho LLC has not been renewed for the 2017 irrigation season due to water rights 35-14014 and 35-14015 being sold to Power County. Lance Funk has secured a contract with Power County to utilize 35-14014 and 35-14015 as mitigation for 2017. Copies of the contract have been provided to IDWR and the Protestants.