

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESTransfer No. 80682

FEB 10 2016

DEPT OF WATER RESOURCES  
SOUTHERN REGIONMINIMUM REQUIREMENTS CHECKLIST  
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Name of Applicant(s) DARRELL M FUNKCheck whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.Yes N/A \* Means the item is always required and must be included with the application.

- ☒ \* Completed Application for Transfer of Water Right form, Part 1.
- ☒ \* Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ \* Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ \* Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ \* Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. \*\*
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). \*\*  
\*\* Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at [www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm](http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm).
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ \* #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: \_\_\_\_\_

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Rev. 01/15

DEPT OF WATER RESOURCES  
SOUTHERN REGION

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

Darrell PART 1

Name of Applicant(s) DARRELL M FUNK and Darrell M Funk and Patricia M Funk Phone (208) 432-5386

Mailing address 3173 N 4900 E MURTAUGH, ID 83344 Email \_\_\_\_\_

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Hattie Zobott Phone (208) 736-8543

Mailing address 2016 Washington Street North, Suite 4 Twin Falls, ID 83301 Email hattie.zobott@brockwayeng.c

- ☐ Send all correspondence for this application to the representative and not to the applicant.  
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.  
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Darrell M Funk  
Signature of Applicant or Authorized Representative

Darrell M Funk  
Print Name and Title if applicable

1-27-16  
Date

Patricia M Funk  
Signature of Applicant or Authorized Representative

Patricia M Funk  
Print Name and Title if applicable

1-27-16  
Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2.

The applicant desires to change the place of use for water right within his farm.

FEB 16 2016

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESDEPT OF WATER RESOURCES  
SOUTHERN REGION

## APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1 Continued

## B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

| 1.                                                                          | Right Number | Amount<br>(cfs/ac-ft) | Nature of Use | Period of Use  | Source & Tributary     |
|-----------------------------------------------------------------------------|--------------|-----------------------|---------------|----------------|------------------------|
| All or Part<br><input checked="" type="checkbox"/> <input type="checkbox"/> | 45-2326      | 4.12                  | Irrigation    | 03/15 to 11/15 | UnnamedStream/Murtaugh |
| <input checked="" type="checkbox"/> <input type="checkbox"/>                | 45-4102      | 0.84/138              | Irrigation    | 04/01 to 10/31 | Groundwater            |
| <input checked="" type="checkbox"/> <input type="checkbox"/>                | 45-2443      | 2.58/740              | Irrigation    | 04/01 to 10/31 | Groundwater            |
| <input type="checkbox"/> <input type="checkbox"/>                           | 45-13914     | 2.57/560              | Irrigation    | 04/01 to 10/31 | Groundwater            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |

Total authorized under rights 10.11 cfs and/or 1372 acre-feet.2. Total amount of water proposed to be transferred or changed 10.11 cubic feet per second and/or 1372 acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

| New ? | Lot | ¼ | ¼ | ¼ | Sec | Twp | Rge | County | Source | Local name or tag # |
|-------|-----|---|---|---|-----|-----|-----|--------|--------|---------------------|
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

| Twp                              | Rge | Sec | NE ¼ |    |    |    | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |    |    |    | Acre Totals |
|----------------------------------|-----|-----|------|----|----|----|------|------|------|------|------|------|------|------|------|----|----|----|-------------|
|                                  |     |     | NE   | NW | SW | SE | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW | SW | SE |             |
| 11S                              | 20E | 19  |      |    |    |    | 26.2 | 35.7 | 35.5 | 24.2 |      | 34.3 | 23.8 |      |      |    |    |    | 180         |
| 11S                              | 20E | 30  |      |    |    |    | 7.5  | 34.5 |      |      | 25.1 | 35.6 | 35.5 | 24.8 |      |    |    |    | 163         |
|                                  |     |     |      |    |    |    |      |      |      |      |      |      |      |      |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |      |      |      |      |      |      |      |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |      |      |      |      |      |      |      |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |      |      |      |      |      |      |      |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |      |      |      |      |      |      |      |      |    |    |    |             |
| Total Acres (for irrigation use) |     |     |      |    |    |    |      |      |      |      |      |      |      |      |      |    |    |    | 343         |

35.8 per map &amp; email 2/25/2016

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT

### PART 1 Continued

**B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

| 1.                                                                          | Right Number | Amount<br>(cfs/ac-ft) | Nature of Use | Period of Use  | Source & Tributary     |
|-----------------------------------------------------------------------------|--------------|-----------------------|---------------|----------------|------------------------|
| All or Part<br><input checked="" type="checkbox"/> <input type="checkbox"/> | 45-2326      | 4.12                  | Irrigation    | 03/15 to 11/15 | UnnamedStream/Murtaugh |
| <input checked="" type="checkbox"/> <input type="checkbox"/>                | 45-4102      | 0.84/138              | Irrigation    | 04/01 to 10/31 | Groundwater            |
| <input checked="" type="checkbox"/> <input type="checkbox"/>                | 45-2443      | 2.58/740              | Irrigation    | 04/01 to 10/31 | Groundwater            |
| <input type="checkbox"/> <input type="checkbox"/>                           | 45-13914     | 2.57/560              | Irrigation    | 04/01 to 10/31 | Groundwater            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                        |

Total authorized under rights 5.99 cfs and/or 1372 acre-feet.

2. Total amount of water proposed to be transferred or changed 5.99 cubic feet per second and/or 1372 acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)  
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

| New ? | Lot | 1/4 | 1/4 | 1/4 | Sec | Twp | Rge | County | Source | Local name or tag # |
|-------|-----|-----|-----|-----|-----|-----|-----|--------|--------|---------------------|
|       |     |     |     |     |     |     |     |        |        |                     |
|       |     |     |     |     |     |     |     |        |        |                     |
|       |     |     |     |     |     |     |     |        |        |                     |
|       |     |     |     |     |     |     |     |        |        |                     |
|       |     |     |     |     |     |     |     |        |        |                     |

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

| Twp                              | Rge | Sec | NE 1/4 |    |    |    | NW 1/4 |      |      |      | SW 1/4 |      |      |      | SE 1/4 |    |    |    | Acre Totals |
|----------------------------------|-----|-----|--------|----|----|----|--------|------|------|------|--------|------|------|------|--------|----|----|----|-------------|
|                                  |     |     | NE     | NW | SW | SE | NE     | NW   | SW   | SE   | NE     | NW   | SW   | SE   | NE     | NW | SW | SE |             |
| 11S                              | 20E | 19  |        |    |    |    | 26.2   | 35.7 | 35.5 | 24.2 |        | 34.3 | 23.8 |      |        |    |    |    | 180         |
| 11S                              | 20E | 30  |        |    |    |    | 7.5    | 34.5 |      |      | 25.1   | 35.6 | 35.5 | 24.8 |        |    |    |    | 163         |
|                                  |     |     |        |    |    |    |        |      |      |      |        |      |      |      |        |    |    |    |             |
|                                  |     |     |        |    |    |    |        |      |      |      |        |      |      |      |        |    |    |    |             |
|                                  |     |     |        |    |    |    |        |      |      |      |        |      |      |      |        |    |    |    |             |
|                                  |     |     |        |    |    |    |        |      |      |      |        |      |      |      |        |    |    |    |             |
|                                  |     |     |        |    |    |    |        |      |      |      |        |      |      |      |        |    |    |    |             |
|                                  |     |     |        |    |    |    |        |      |      |      |        |      |      |      |        |    |    |    |             |
| Total Acres (for irrigation use) |     |     |        |    |    |    |        |      |      |      |        |      |      |      |        |    |    |    | 343         |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1 Continued**

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

The diversion system is in place and will maintain existing measurement devices. The farm is hydraulically connected and the water will be diverted to the new Place of Use after the transfer.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: \_\_\_\_\_

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

The land now irrigated will be irrigated with Twin Falls Canal Shares after the applicant acquires and transfers the shares to the location. The transfer is necessary because the proposed place of use is outside of the irrigation district place of use and the current place of use is within the irrigation district place of use.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

No other water rights are exist on the proposed or existing places of use.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,  
☐ ☒ currently leased to the Water Supply Bank,  
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or  
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:



**IDAHO DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 2A**

Current Water Right No.: 45-13914

Current Owner: DARRELL M FUNK  
PATRICIA M FUNK

Priority Date: 3/8/1948

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

04/01 to 10/31

2.57 CFS

560 AF

Total Diversion

2.57 CFS

560 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NW1/4NE1/4

Sec. 21, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SE1/4SW1/4NE1/4

Sec. 21, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SE1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4SE1/4SW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SW1/4SE1/4NW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SW1/4SW1/4SW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

Place of UseIRRIGATION Within TWIN FALLS County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T11S R20E S22 | SWNE | 39.00 | T11S R20E S22 | SENE | 38.00 |
| T11S R20E S22 | NESW | 38.00 | T11S R20E S22 | SWSW | 38.00 |
| T11S R20E S22 | SESW | 33.00 | T11S R20E S22 | NESE | 39.00 |
| T11S R20E S22 | NWSE | 40.00 | T11S R20E S22 | SWSE | 39.00 |
| T11S R20E S22 | SESE | 39.00 |               |      |       |

Total Acres: 343

Conditions of Approval:

1. S40 The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than June 29, 2005.
2. T07 The right holder shall accomplish the change authorized by transfer 71305 by December 22, 2006.
3. E61 Use of the rights listed below is limited to a total combined diversion rate of 5.99 cfs and to a total combined annual diversion volume of 1372 af. Combined right nos.: 45-2443, 45-4102, 45-13914.
4. K06 This right is limited to the irrigation of 140 acres within the place of use described above in a single irrigation season.
5. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. T08 Failure of the right holder to comply with the conditions of transfer 71305 is cause for the Director to rescind approval of the transfer.
8. E56 Use of the rights listed below is limited to the irrigation of a combined total of 343 acres in a single irrigation season. Combined right nos.: 45-2326, 45-2443, 45-4102, 45-13914.
9. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
10. T19 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.
11. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
12. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
13. R64 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.

Decreed Date: 6/29/2005

**IDAHO DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 2A**

**Current Water Right No.:** 45-2326

**Current Owner:** DARRELL M FUNK

**Priority Date:** 4/14/1950

**Origin:** Water Right

**Status:** Active

**Basis:** Decreed

**Source**

UNNAMED STREAM

**Tributary**

MURTAUGH LAKE

**Beneficial Use**

IRRIGATION

**From To**

03/15 to 11/15

**Total Diversion**

**Diversion Rate**

4.12 CFS

4.12 CFS

**Annual Volume**

**Location of Point(s) of Diversion**

UNNAMED STREAM

TWIN FALLS County

NW1/4SW1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

**Place of Use**

**IRRIGATION Within TWIN FALLS County**

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T11S R20E S22 | SWNE | 39.00 | T11S R20E S22 | SENE | 38.00 |
| T11S R20E S22 | NESE | 39.00 | T11S R20E S22 | NWSE | 40.00 |
| T11S R20E S22 | SWSE | 39.00 | T11S R20E S22 | SESE | 39.00 |

Total Acres: 234

**Conditions of Approval:**

1. E55 USE OF THIS RIGHT WITH RIGHT NO. 45-2443 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 206 ACRES IN A SINGLE IRRIGATION SEASON.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 206 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

**Decreed Date:** 5/6/2005

**IDAHO DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 2A**

Current Water Right No.: 45-2443

Current Owner: DARRELL M FUNK

Priority Date: 4/24/1953

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

04/01 to 10/31

2.58 CFS

740 AF

Total Diversion

2.58 CFS

740 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SW1/4SE1/4NW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4NW1/4NE1/4

Sec. 21, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SE1/4SW1/4NE1/4

Sec. 21, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SW1/4SW1/4SW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4SE1/4SW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SE1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

Place of UseIRRIGATION Within TWIN FALLS County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T11S R20E S22 | SWNE | 39.00 | T11S R20E S22 | SENE | 38.00 |
| T11S R20E S22 | SWNW | 22.00 | T11S R20E S22 | SENE | 37.00 |
| T11S R20E S22 | NESW | 40.00 | T11S R20E S22 | NWSW | 39.00 |
| T11S R20E S22 | SWSW | 38.00 | T11S R20E S22 | SESW | 33.00 |
| T11S R20E S22 | NESE | 39.00 | T11S R20E S22 | NWSE | 40.00 |
| T11S R20E S22 | SWSE | 39.00 | T11S R20E S22 | SESE | 39.00 |

Total Acres: 443

**Conditions of Approval:**

1. R64 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.
2. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. S40 The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than June 29, 2005.
5. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. E61 Use of the rights listed below is limited to a total combined diversion rate of 5.99 cfs and to a total combined annual diversion volume of 1372 af. Combined right nos.: 45-2443, 45-4102, 45-13914.
7. E56 Use of the rights listed below is limited to the irrigation of a combined total of 343 acres in a single irrigation season. Combined right nos.: 45-2326, 45-2443, 45-4102, 45-13914.
8. K06 This right is limited to the irrigation of 185 acres within the place of use described above in a single irrigation season.
9. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
10. T08 Failure of the right holder to comply with the conditions of transfer 71305 is cause for the Director to rescind approval of the transfer.
11. Use of this right with right no. 45-2326 is limited to the irrigation of a combined total of 206 acres in a single irrigation season.
12. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
13. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
14. T07 The right holder shall accomplish the change authorized by transfer 71305 by December 22, 2006.

Decreed Date: 6/29/2005

**IDAHO DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 2A**

Current Water Right No.: 45-4102

Current Owner: DARRELL M FUNK

Priority Date: 3/15/1962

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

04/01 to 10/31

0.84 CFS

138 AF

Total Diversion

0.84 CFS

138 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SW1/4SE1/4NW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SW1/4SW1/4SW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4NW1/4NE1/4

Sec. 21, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SE1/4SW1/4NE1/4

Sec. 21, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4SE1/4SW1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

GROUND WATER

SE1/4NE1/4

Sec. 22, Twp 11S, Rge 20E B.M.

TWIN FALLS County

Place of UseIRRIGATION Within TWIN FALLS County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T11S R20E S22 | SWNE | 39.00 | T11S R20E S22 | SENE | 38.00 |
| T11S R20E S22 | SWNW | 22.00 | T11S R20E S22 | SENW | 37.00 |
| T11S R20E S22 | NESW | 40.00 | T11S R20E S22 | NWSW | 39.00 |
| T11S R20E S22 | SWSW | 38.00 | T11S R20E S22 | SESW | 33.00 |
| T11S R20E S22 | NESE | 39.00 | T11S R20E S22 | NWSE | 40.00 |
| T11S R20E S22 | SWSE | 39.00 | T11S R20E S22 | SESE | 39.00 |

Total Acres: 443

**Conditions of Approval:**

1. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
2. S40 The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than June 29, 2005.
3. T07 The right holder shall accomplish the change authorized by transfer 71305 by December 22, 2006.
4. T08 Failure of the right holder to comply with the conditions of transfer 71305 is cause for the Director to rescind approval of the transfer.
5. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. K06 This right is limited to the irrigation of 34.5 acres within the place of use described above in a single irrigation season.
7. E61 Use of the rights listed below is limited to a total combined diversion rate of 5.99 cfs and to a total combined annual diversion volume of 1372 af. Combined right nos.: 45-2443, 45-4102, 45-13914.
8. E56 Use of the rights listed below is limited to the irrigation of a combined total of 343 acres in a single irrigation season. Combined right nos.: 45-2326, 45-2443, 45-4102, 45-13914.
9. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
10. R64 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.
11. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
12. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
13. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Decreed Date: 6/29/2005

\$75.<sup>00</sup> - 5035304-2/29/2016 Page 13

295728

## WARRANTY DEED

#38582

For Value Received

Cummins Farms, Inc., an Idaho corporation

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Darrell M. Funk and Patricia Funk, husband and wife  
 Address: 3173 North 4900 East  
 Murtaugh, Idaho 83344

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,  
 CASSIA COUNTY, IDAHO

Section 19: SW¼NW¼ (Lot 2)

## SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2004 and subsequent years.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: February 3, 2004

CUMMINS FARMS, INC.

By: Mark Cummins  
 Mark Cummins, President

STATE OF IDAHO

COUNTY OF Cassia

}

On this 3<sup>rd</sup> day of February, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared Mark Cummins, known or identified to me to be the President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

K. P. Gutherie  
 Notary Public  
 Residing at: 7200 N. 2000 E.  
 My Commission expires: 2-16-2005



RECORDED AT THE REQUEST OF  
 LAND TITLE & ESCROW  
 2004 MAY 14 PM 3 38

295728  
 CASSIA COUNTY, IDAHO  
 LARRY A. MICKELSEN  
 RECORDER  
 FEE \$200 DEPUTY

295728

RECEIVED

FEB 18 2016

DEPT OF WATER RESOURCES  
SOUTHERN REGION

TRANSFER 80682

290152

## QUITCLAIM DEED

#35086

Sim's Grazing Ground

3,  
5,

For Value Received

B &amp; D, Inc., an Idaho corporation

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

Darrell M. Funk and Patricia Funk, husband and wife  
 ADDRESS: 3173 North 4900 East  
 Murtaugh, Idaho 83344

RECEIVED

FEB 18 2016

DEPT OF WATER RESOURCES  
SOUTHERN REGION

Hereinafter called the grantee, the following described premises, in Cassia County, Idaho to-wit:

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,  
 CASSIA COUNTY, IDAHO

Section 19: All less Lot 2 (SW¼NW¼)  
 Section 30: All  
 Section 31: NW¼

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns  
 forever.

Dated: June 16, 2003

B &amp; D, INC.

By: David R. Price  
 David R. Price, President

CASSIA COUNTY, IDAHO  
 LARRY A. NICKELSEN  
 RECORDER  
 FEE \$300 DEPUTY Law

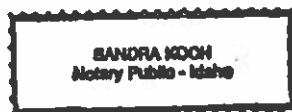
2003 JUL 22 A 9:30

290152

STATE OF IDAHO )  
 ) ss.  
 COUNTY OF Cassia )

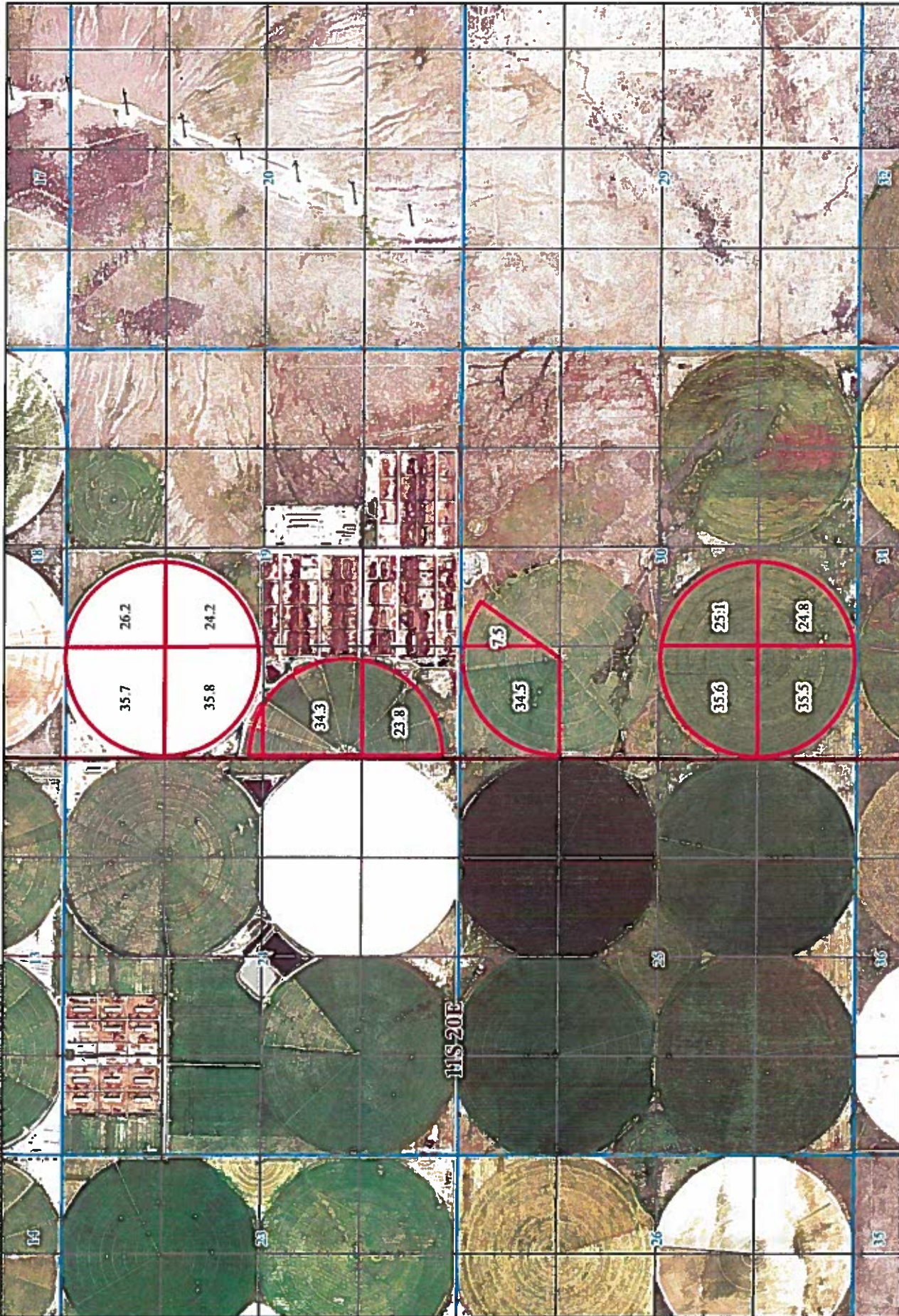
RECORDED AT THE  
 REQUEST OF  
 LAND TITLE & ESCROW

On this 16<sup>th</sup> day of June, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared David R. Price, known or identified to me to be the President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



Sandra Koch  
 Notary Public  
 Residing at: Burley  
 My Commission expires: 10-16-2008

TRANSFER 80682



Legend

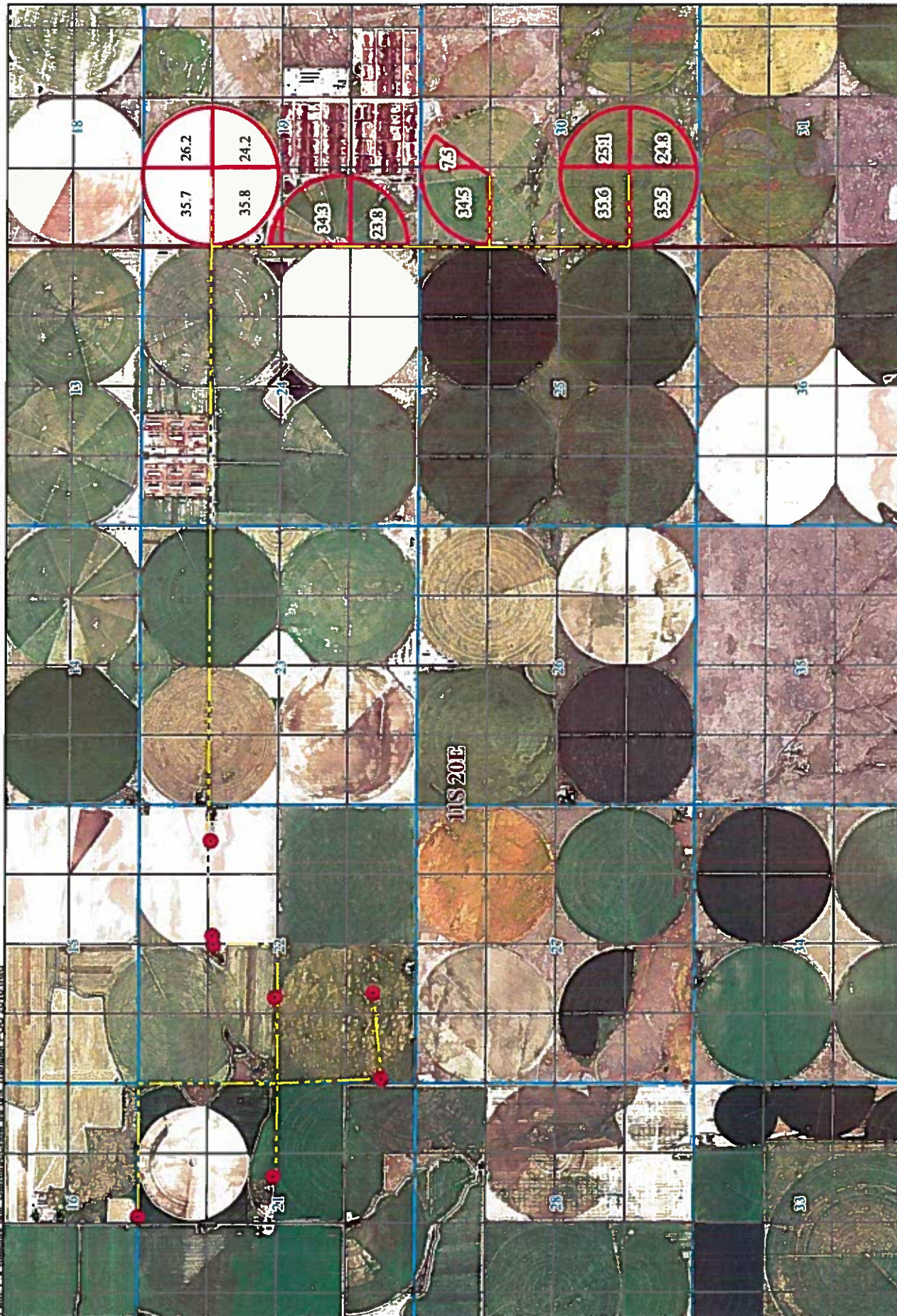
- Proposed POU
- twship
- first
- ladesc

**DARREL FUNK**

TRANSFER POU MAP 343 ACRES  
NAIP 2015 AERIAL

Feet  
0 1,050 2,100 4,200

BROCKWAY ENGINEERING, PLLC.  
ALR - Date: 2/1/2016



0 1,500 3,000 6,000 Feet

**DARREL FUNK**  
TRANSFER POU MAP 343 ACRES  
NAIP 2015 AERIAL

- Legend**
- Points\_of\_Diversion
  - Approx. Pipeline
  - Proposed POU
  - township
  - first
  - ladesc

## Maline, Denise

---

**From:** Maline, Denise  
**Sent:** Thursday, March 03, 2016 9:18 AM  
**To:** 'Brian Higgs'  
**Subject:** Comment Letter for Transfer 80682 Darrell Funk  
**Attachments:** Transfer 80682 - Darrell Funk.pdf; Comment Letter to WM140 for 80682.docx

Hi Brian,

Attached is a copy of transfer 80682 for Darrell & Patricia Funk, which is currently being processed. Please review the information and provide any necessary comments within 21 days.

Thank you in advance,

Denise @ IDWR

*Denise Maline  
Administrative Assistant I  
Idaho Dept of Water Resources, Southern Region  
650 Addison Ave W, Ste 500  
Twin Falls, ID 83301  
(208) 736-3033  
[denise.maline@idwr.idaho.gov](mailto:denise.maline@idwr.idaho.gov)*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

March 3, 2016

BRIAN HIGGS  
WATER DISTRICT #140  
355 W 500 S  
BURLEY, ID 83318

*Via e-mail*

RE: Transfer No. 80682  
Water Right No(s). 45-2326, 45-2443, 45-4102, 45-13914

Dear Mr. Higgs:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,



Denise Maline  
Administrative Assistant

Enclosure(s)

# MEMORANDUM

**Date:** March 1, 2016  
**To:** Transfer 80682 File  
**From:** Bill Mills  
**Re:** Evaluation of Sufficiency of Information Submitted

---

Application for transfer proposes moving the 343 acre place of use (POU) for water rights 45-2326, 45-2443, 45-4102 and 45-13914 to ground with no water rights. The proposed POU was previously irrigated utilizing Twin Falls Canal Co. shares although it is not within the canal company's service area. The 343 new acres are located approximately two miles east of the current place of use. There will be no changes to existing points of diversion (PODs). According to the applicant, the PODs and proposed POU are hydraulically connected through an existing pipeline. Grounds at the existing POU that were formerly irrigated with these water rights will now be irrigated using Twin Falls Canal Co. shares and the POU is within the canal company's service area. Proposed POU is located approximately 5.9 to 6.4 miles east and 2.2 to 4.2 miles south of Murtaugh. PODs are located approximately 2.5 to 3.8 miles east and 2.2 to 3.1 miles south of Murtaugh. All PODs are located within the Eastern Snake Plain Aquifer (ESPA) ESPAM2 model grid boundary and ESPA conditions were added to the three ground water rights in this transfer. PODs and POU are within Water District 140 and Watermaster comments will be solicited.

Since the application only changes the place of use and there is no hydrologic change, the transfer can be processed and approved without advertising.

- **Authority to File:** Applicants provided ownership documentation indicating ownership of grounds at proposed POU and an ownership change was processed updating the water rights based on the provided documentation.
- **Water Right Validity:** Water right 45-2326 was decreed in the SRBA on 5/6/2005 and rights 45-2443, 45-4102, 45-13914 were decreed on 6/29/2005. Recent aerial and satellite imagery indicates the properties involved with this transfer appear irrigated.
- **Injury to Other Water Rights:**  
None anticipated.
- **Enlargement of Use:**  
None anticipated.
- **Local Public Interest:**  
No issues anticipated.
- **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 on Agricultural Base of the Local Economy:**  
None Anticipated.

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

## MEMORANDUM

**Date:** March 1, 2016  
**To:** Transfer 80682  
**From:** Bill Mills  
**Re:** Fee Evaluation

---

Filing fees charged for transfer application #80682 were based on the standard fee schedule using the total flow rate of 10.11 cfs (\$1300.00). An additional \$75.00 was charged for an ownership change on three of the rights that will add Patricia Funk to those rights and reflect ownership as listed on provided deed and quitclaim.

Total Fee = \$1375.00

\$900.00 paid on receipt # S035269 on 2/10/2016

\$400.00 paid on receipt # S035281 on 2/18/2016

\$75.00 paid on receipt # S035304 on 2/29/2016



**BROCKWAY**  
ENGINEERING  
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

FEB 29 2016

DEPT OF WATER RESOURCES  
SOUTHERN REGION

February 24, 2016

Mr. Jim Bitzenburg  
650 Addison Avenue West, Suite 500  
Twin Falls, ID 83301-5858

Re: Funk Ownership Change  
Project No. 280-06-2015

Dear Jim,

Recently, Darrell Funk and Patricia Funk submitted a water right transfer to change the place of use of four water rights. Upon further review it was discovered that ownership of three of the four water rights was in the name of Darrell Funk only, while the fourth water right and the property deed list both Darrell Funk and Patricia Funk as owners.

This letter authorizes IDWR to adjust the ownership of water right nos. 45-2326, 45-4102, and 45-2443 from Darrell M. Funk to Darrell M. Funk and Patricia M. Funk. Please find enclosed with this letter a check for \$75 to cover the change of ownership fee.

Sincerely,

G. Erick Powell, Ph.D., P.E.

enclosed

cc: Darrell Funk

CHARLES E.  
BROCKWAY,  
PH.D., P.E.

CHARLES G.  
BROCKWAY,  
PH.D., P.E.

2016 NORTH  
WASHINGTON  
STREET • SUITE 4

TWIN FALLS,  
IDAHO 83301

208•736•8543

FAX: 736•8506

\$75- pd 2/29/2014 #S035304  
dm

## Mills, William

---

**From:** Hattie Zobott [hattie.zobott@brockwayeng.com]  
**Sent:** Thursday, February 25, 2016 11:21 AM  
**To:** Mills, William  
**Subject:** RE: Correction and additional fees for Funk transfer ap

Dear Bill,

The map is correct and page 3 is incorrect. Please correct page 3 to the map value of 35.8.

Thank you,

Hattie Zobott, P.E.

Brockway Engineering, PLLC  
2016 Washington St. North, Suite 4  
Twin Falls, ID 83301  
(208) 736-8543  
[hattie.zobott@brockwayeng.com](mailto:hattie.zobott@brockwayeng.com)

*All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.*

---

**From:** Mills, William [<mailto:William.Mills@idwr.idaho.gov>]  
**Sent:** Wednesday, February 24, 2016 9:52 AM  
**To:** Hattie Zobott <[hattie.zobott@brockwayeng.com](mailto:hattie.zobott@brockwayeng.com)>  
**Subject:** Correction and additional fees for Funk transfer ap

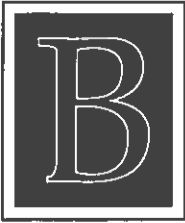
Hattie,

On transfer #80682 (Funk transfer) on page 3 of the application the place of use lists 35.5 acres in the SWNW of Sec. 19, Twp 11S, Rge 20E, while the provided map indicates there are actually 35.8 acres being transferred to the SWNW of Sec. 19. Since the total acres listed on page 3 are 343, I'm assuming the map is correct and that there is a typo on the application. Could you send me an email indicating which is correct so I can correct the application?

Also, I spoke with Erick yesterday about the ownership change and we agreed that just sending an additional \$75.00 to pay for the ownership change on the three rights (45-2326, 45-4102 and 45-2443) should be fine. So, once I have the additional fees and something from you indicating I can correct the typo on the application; this transfer will be ready to move forward.

Thanks,

Bill



**BROCKWAY**  
ENGINEERING  
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED  
FEB 18 2016  
DEPT OF WATER RESOURCES  
SOUTHERN REGION

February 16, 2016

Mr. Bill Mills  
650 Addison Avenue West, Suite 500  
Twin Falls, ID 83301-5858

Re: Darrell Funk Place of Use Transfer

Dear Mr. Mills:

Thank you for your help on the Darrell Funk Place of Use Transfer. The corrected page three was sent to you via email on February 16, and is included here for reference. The enclosed check will correct the fee from \$900.00 for 5.99 cfs to a total of \$1300.00 for 10.11 cfs. The adjustment will include the diversion from an unnamed stream for 4.12 cfs.

Sincerely,

Hattie Zobott, P.E.

CHARLES E.  
BROCKWAY,  
PH.D., P.E.

CHARLES G.  
BROCKWAY,  
PH.D., P.E.

2016 NORTH  
WASHINGTON  
STREET • SUITE 4

TWIN FALLS,  
IDAHO 83301

208•736•8543

FAX: 736•8506

Cc: Darrell Funk  
Enc: Corrected Page 3 of Transfer Application, Transfer Fee Correction  
\$400.00, Brockway Engineering Check # 13193

\$400- rec'd 2/18/2016  
#5035281 AM



**BROCKWAY**  
ENGINEERING  
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

FEB 10 2016

DEPT OF WATER RESOURCES  
SOUTHERN REGION

February 5, 2016

Mr. Allen Merritt  
650 Addison Avenue West, Suite 500  
Twin Falls, ID 83301-5858

Re: Darrell Funk Place of Use Transfer

Dear Mr. Merritt:

Darrel Funk is in the process of reviewing and managing the water rights associated with his farming operations. The applicant desires to transfer water rights from one place of use within his farm to an area without any existing water rights. The farm is located southeast of Murtaugh Lake. The systems are hydraulically connected, and no change in the Point of Diversion will occur. The portion of the farm previously farmed with groundwater will be converted to irrigation with water delivered by the Twin Falls Canal Company. The applicant desires to make the above changes prior to irrigation season, 2016. In the interest of time, and because the transfer changes only the place of use, the applicant requests that the transfer is not advertised.

Sincerely,

Hattie Zobott, P.E.

CHARLES E.  
BROCKWAY,  
PH.D., P.E.

CHARLES G.  
BROCKWAY,  
PH.D., P.E.

2016 NORTH  
WASHINGTON  
STREET • SUITE 4

TWIN FALLS,  
IDAHO 83301

208•736•8543

FAX: 736•8506

Cc: Darrell Funk  
Enc: Transfer Application, Transfer Fee \$900.00,  
Brockway Engineering Check # 13170