

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79607**

This is to certify that: BRENT FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

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>
45-13432	WR/DECREED	7/15/1910	0.780 cfs	97.1 af	N/A	N/A	GROUND WATER
45-14022	WR/DECREED	7/15/1910	0.280 cfs	34.9 af	N/A	N/A	GROUND WATER
45-14259	WR/DECREED	7/15/1910	0.200 cfs	30.0 af	N/A	N/A	GROUND WATER
45-14260	WR/DECREED	7/15/1910	0.740 cfs	76.2 af	N/A	N/A	GROUND WATER
45-14325	WR/DECREED	10/13/1961	0.080 cfs	12.0 af	N/A	N/A	GROUND WATER
45-14327	WR/DECREED	6/30/1985	0.030 cfs	N/A	N/A	N/A	GROUND WATER
45-2174A	WR/DECREED	6/17/1929	1.600 cfs	320.0 af	80.0	645.1	GROUND WATER
45-2174B	WR/DECREED	6/17/1929	0.660 cfs	82.2 af	N/A	N/A	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<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>
45-14324	WR/DECREED	10/13/1961	2.950 cfs	608.0 af	152.0	630.1	GROUND WATER
45-14326	WR/DECREED	6/30/1985	1.270 cfs	N/A	110.1	630.1	GROUND WATER
45-510	WR/DECREED	4/2/1916	0.800 cfs	N/A	109.0	630.1	DRY CREEK
45-2633	WR/DECREED	2/12/1961	1.300 cfs	316.0 af	79.0	630.1	GROUND WATER
45-12432	WR/DECREED	7/15/1949	5.600 cfs	1120.0 af	280.0	630.1	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>
45-13432	NO	YES	YES	NO	NO	NO
45-14022	NO	YES	YES	NO	NO	NO
45-14259	NO	YES	YES	NO	NO	NO
45-14260	NO	YES	YES	NO	NO	NO
45-14325	NO	YES	YES	NO	NO	NO
45-14327	NO	YES	YES	NO	NO	NO
45-2174A	YES	YES	YES	NO	YES	YES
45-2174B	NO	YES	YES	NO	NO	NO

SUPPORT DATA

Transfer No. 79607

FILE # 45-2174A

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

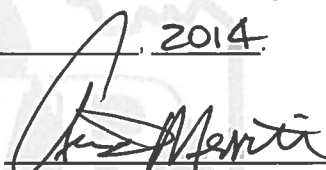
**TRANSFER OF WATER RIGHT
TRANSFER NO. 79607**

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>
45-13432	45-13432	0.780 cfs	97.1 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
45-14022	45-14022	0.280 cfs	34.9 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
45-14259	45-14259	0.200 cfs	30.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
45-14260	45-14260	0.740 cfs	76.2 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
45-14325	45-14325	0.080 cfs	12.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
45-14327	45-14327	0.030 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
45-2174A	45-14463	0.300 cfs	45.3 af	N/A	N/A	45-2174A	1.300 cfs	260.0 af	65.0	630.1
45-2174B	45-2174B	0.660 cfs	82.2 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		3.040 cfs	377.7 af	N/A	N/A		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 23rd day of December, 2014.


Southern Region Manager

WATER RIGHT NO. 45-14259**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-14259 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 7/16/1910

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.200 cfs	30.0 af
STOCKWATER	01/01	to 12/31	0.200 cfs	30.0 af
			0.200 cfs	30.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 31 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	NWSE	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESW	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSW	Sec 5 Twp 12S Rge 20E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

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	
12S	20E	5							X	X	X	X	X	X		X	X	X	

CONDITIONS OF APPROVAL

1. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 2.74 cfs and a total annual maximum diversion volume of 332.4 af.
2. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463 when combined shall not exceed a total diversion rate of 3.04 cfs, and a total annual maximum diversion volume of 377.7 af.

Transfer No. 79607

WATER RIGHT NO. 45-14259

As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

3. 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.
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. 140.
5. Prior to diversion and use of water under Transfer approval 79607, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.
10. 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. 45-14325**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-14325 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 10/13/1961

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.080 cfs	12.0 af
STOCKWATER	01/01	to 12/31	0.080 cfs	12.0 af
			0.080 cfs	12.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 31 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	NWSE	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESW	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSW	Sec 5 Twp 12S Rge 20E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

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	
12S	20E	5							X	X	X	X	X	X		X	X	X	

CONDITIONS OF APPROVAL

1. Rights 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 0.08 cfs and a total annual maximum diversion volume of 12 af.
2. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 2.74 cfs and a total annual maximum diversion volume of 332.4 af.

Transfer No. 79607

WATER RIGHT NO. 45-14325
As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

3. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463 when combined shall not exceed a total diversion rate of 3.04 cfs, and a total annual maximum diversion volume of 377.7 af.
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. 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. 140.
6. Prior to diversion and use of water under Transfer approval 79607, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Right no. 45-14327 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
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 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. 45-14327**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-14327 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
STOCKWATER

From

01/01
01/01

To

to 12/31
to 12/31

Diversion Rate

0.030 cfs
0.030 cfs
0.030 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 31 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	NWSE	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESW	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSW	Sec 5 Twp 12S Rge 20E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

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	
12S	20E	5							X	X	X	X	X	X		X	X	X	

CONDITIONS OF APPROVAL

1. Rights 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 0.08 cfs and a total annual maximum diversion volume of 12 af.
2. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 2.74 cfs and a total annual maximum diversion volume of 332.4 af.

Transfer No. 79607

WATER RIGHT NO. 45-14327
As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

3. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463 when combined shall not exceed a total diversion rate of 3.04 cfs, and a total annual maximum diversion volume of 377.7 af.
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. 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. 140.
6. Prior to diversion and use of water under Transfer approval 79607, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Right no. 45-14327 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
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 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. 45-2174A
As Modified by Transfer No. 79607

In accordance with the approval of Transfer No. 79607, Water Right No. 45-2174A is now described as follows:

Right Holder: BRENT A FUNK AND
 CHALET FUNK
 845 S 1800 W
 MURTAUGH, ID 83344

Priority Date: 6/17/1929

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	1.300 cfs	260.0 af
			1.300 cfs	260.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENENW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	SENESW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	L4 (SWNWNW)	Sec 4 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec 5 Twp 12S Rge 20E	CASSIA 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	20E	31													40.0			38.0	78.0
11S	20E	32					40.0	39.0	35.0	40.0	40.0	40.0	32.0	39.0					305.0
12S	20E	5	30.5	39.0	30.0	31.5	39.0	39.0	7.1	31.0									247.1
			L 1	L 2			L 3	L 4											

Right Acre Limit: 65.0
 POU Total Acres: 630.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 65 acres within the place of use described above in a single irrigation season.
2. Rights 45-510, 45-2174A, 45-2633, 45-12432, 45-14324, and 45-14326 when combined shall not exceed a total diversion rate of 10.31 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 630.1 acres.
3. Use of the rights listed below is limited to the irrigation of a combined total of 368 acres in a single irrigation season. Combined right nos.: 45-510, 45-2174A, 45-2633, 45-12432.

Transfer No. 79607

WATER RIGHT NO. 45-2174A
As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

4. Use of the rights listed below is limited to a total combined diversion rate of 7.36 cfs and to a total combined annual diversion volume of 1472 af. Combined right nos.: 45-510, 45-2174A, 45-2633, 45-12432.
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 at the field headgate for irrigation of the lands above.
6. 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.
7. If the surface water right appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water 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.
8. After specific notification by the Department, the right holder shall install suitable measuring devices 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.
9. The right holder shall accomplish the change authorized by transfer 70288 within one (1) year of 01-02-2004, the date of the approval.
10. Failure of the right holder to comply with the conditions of transfer 70288 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. 45-14463**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-14463 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 6/17/1929

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	1 /1	to 12/31	0.300 cfs	45.3 af
STOCKWATER	1 /1	to 12/31	0.300 cfs	45.3 af
			0.300 cfs	45.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 31 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	NWSE	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESW	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSW	Sec 5 Twp 12S Rge 20E	CASSIA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	0.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	0.0

CONDITIONS OF APPROVAL

1. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463 when combined shall not exceed a total diversion rate of 3.04 cfs, and a total annual maximum diversion volume of 377.7 af.
2. 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. 79607

WATER RIGHT NO. 45-14463
As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

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. 140.
4. Prior to diversion and use of water under Transfer approval 79607, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
5. 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.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of 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 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. 45-2174B**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-2174B is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 6/17/1929

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.660 cfs	82.2 af
STOCKWATER	01/01	to 12/31	0.660 cfs	82.2 af
			0.660 cfs	82.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 31 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	NWSE	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESW	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSW	Sec 5 Twp 12S Rge 20E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

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	
12S	20E	5							X	X	X	X	X	X		X	X	X	

CONDITIONS OF APPROVAL

1. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 2.74 cfs and a total annual maximum diversion volume of 332.4 af.
2. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463 when combined shall not exceed a total diversion rate of 3.04 cfs, and a total annual maximum diversion volume of 377.7 af.

Transfer No. 79607

WATER RIGHT NO. 45-2174B
As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

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. 140.
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 diversion and use of water under Transfer approval 79607, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.
10. 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. 45-13432**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-13432 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 7/15/1910

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.780 cfs	97.1 af
STOCKWATER	01/01	to 12/31	0.780 cfs	97.1 af
			0.780 cfs	97.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 31 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	NWSE	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESW	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSW	Sec 5 Twp 12S Rge 20E	CASSIA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

CONDITIONS OF APPROVAL

1. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 2.74 cfs and a total annual maximum diversion volume of 332.4 af.
2. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463 when combined shall not exceed a total diversion rate of 3.04 cfs, and a total annual maximum diversion volume of 377.7 af.

Transfer No. 79607

WATER RIGHT NO. 45-13432

As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

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. 140.
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 diversion and use of water under Transfer approval 79607, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.
10. 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. 45-14022**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-14022 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 7/15/1910

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.280 cfs	34.9 af
STOCKWATER	01/01	to 12/31	0.280 cfs	34.9 af
			0.280 cfs	34.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 31 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	NWSE	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESW	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSW	Sec 5 Twp 12S Rge 20E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

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	
12S	20E	5							X	X	X	X	X	X		X	X	X	

CONDITIONS OF APPROVAL

1. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 2.74 cfs and a total annual maximum diversion volume of 332.4 af.
2. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463 when combined shall not exceed a total diversion rate of 3.04 cfs, and a total annual maximum diversion volume of 377.7 af.

Transfer No. 79607

WATER RIGHT NO. 45-14022

As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

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. 140.
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 diversion and use of water under Transfer approval 79607, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.
10. 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. 45-14260**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-14260 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 7/15/1910

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.740 cfs	76.2 af
STOCKWATER	01/01	to 12/31	0.740 cfs	76.2 af
			0.740 cfs	76.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 31 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	NWSE	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESW	Sec 5 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSW	Sec 5 Twp 12S Rge 20E	CASSIA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	5							X	X	X	X	X	X		X	X	X	

CONDITIONS OF APPROVAL

1. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325 and 45-14327 when combined shall not exceed a total diversion rate of 2.74 cfs and a total annual maximum diversion volume of 332.4 af.
2. Rights 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463 when combined shall not exceed a total diversion rate of 3.04 cfs, and a total annual maximum diversion volume of 377.7 af.

Transfer No. 79607

WATER RIGHT NO. 45-14260

As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

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. 140.
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 diversion and use of water under Transfer approval 79607, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.
10. 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. 45-14324**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-14324 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 10/13/1961

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	2.950 cfs	608.0 af
			2.950 cfs	608.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENENW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	SENESW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	L4 (SWNWNW)	Sec 4 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec 5 Twp 12S Rge 20E	CASSIA 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	20E	31													40.0			38.0	78.0
11S	20E	32					40.0	39.0	35.0	40.0	40.0	40.0	32.0	39.0					305.0
12S	20E	5	30.5	39.0	30.0	31.5	39.0	39.0	7.1	31.0									247.1
			L1	L2			L3	L4											

Right Acre Limit: 152.0

POU Total Acres: 630.1

CONDITIONS OF APPROVAL

1. Rights 45-510, 45-2174A, 45-2633, 45-12432, 45-14324, and 45-14326 when combined shall not exceed a total diversion rate of 10.31 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 630.1 acres.
2. Rights 45-14324 and 45-14326 when combined shall not exceed a total diversion rate of 2.95 cfs and a total annual maximum diversion volume of 608 af at the field headgate.
3. After specific notification by the Department, the right holder shall install suitable measuring devices 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.

Transfer No. 79607

WATER RIGHT NO. 45-14324

As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

4. 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.
5. This right is limited to the irrigation of 152 acres within the place of use described above in a single irrigation season.
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 at the field headgate for irrigation of the lands above.
7. Right no. 45-14326 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
8. The right holder shall accomplish the change authorized by transfer 70288 within one (1) year of 01-02-2004, the date of the approval.
9. Failure of the right holder to comply with the conditions of transfer 70288 is cause for the Director to rescind approval of the transfer.
10. 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. 45-14326**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-14326 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
1.270 cfs
1.270 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENENW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	SENESW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	L4 (SWNWNW)	Sec 4 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec 5 Twp 12S Rge 20E	CASSIA 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	20E	31													40.0			38.0	78.0
11S	20E	32					40.0	39.0	35.0	40.0	40.0	40.0	32.0	39.0					305.0
12S	20E	5	30.5	39.0	30.0	31.5	39.0	39.0	7.1	31.0									247.1
			L 1	L 2			L 3	L 4											

Right Acre Limit: 110.1

POU Total Acres: 630.1

CONDITIONS OF APPROVAL

1. Rights 45-510, 45-2174A, 45-2633, 45-12432, 45-14324, and 45-14326 when combined shall not exceed a total diversion rate of 10.31 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 630.1 acres.
2. Rights 45-14324 and 45-14326 when combined shall not exceed a total diversion rate of 2.95 cfs and a total annual maximum diversion volume of 608 af at the field headgate.
3. This right is limited to the irrigation of 110.1 acres within the place of use described above in a single irrigation season.
4. This right is an expansion of right no. 45-14324 pursuant to Section 42-1416B, Idaho Code.

Transfer No. 79607

WATER RIGHT NO. 45-14326

As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

5. 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.
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 at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall install suitable measuring devices 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.
8. The right holder shall accomplish the change authorized by transfer 70288 within one (1) year of 01-02-2004, the date of the approval.
9. Failure of the right holder to comply with the conditions of transfer 70288 is cause for the Director to rescind approval of the transfer.
10. 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. 45-510**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-510 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 4/2/1916

Source: DRY CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.800 cfs

0.800 cfs

LOCATION OF POINT(S) OF DIVERSION

DRY CREEK

NENENW

Sec 13 Twp 12S Rge 19E CASSIA 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	20E	31													40.0			38.0	78.0
11S	20E	32					40.0	39.0	35.0	40.0	40.0	40.0	32.0	39.0					305.0
12S	20E	5	30.5	39.0	30.0	31.5	39.0	39.0	7.1	31.0									247.1
			L 1	L 2			L 3	L 4											

Right Acre Limit: 109.0

POU Total Acres: 630.1

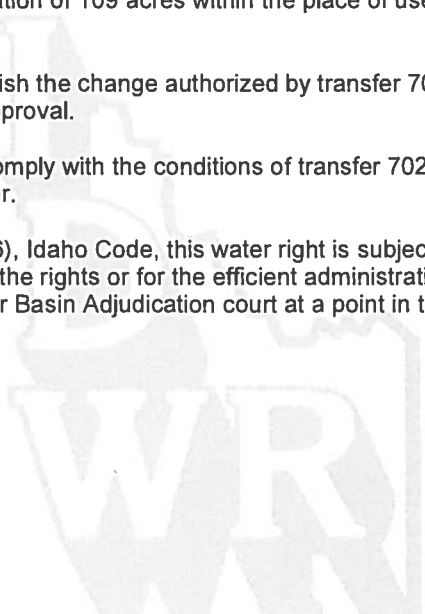
CONDITIONS OF APPROVAL

1. Rights 45-510, 45-2174A, 45-2633, 45-12432, 45-14324, and 45-14326 when combined shall not exceed a total diversion rate of 10.31 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 630.1 acres.
2. Use of the rights listed below is limited to the irrigation of a combined total of 368 acres in a single irrigation season. Combined right nos.: 45-510, 45-2174A, 45-2633, 45-12432.
3. 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.
4. After specific notification by the Department, the right holder shall install suitable measuring devices 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.

Transfer No. 79607

WATER RIGHT NO. 45-510
As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

5. Use of the rights listed below is limited to a total combined diversion rate of 7.36 cfs and to a total combined annual diversion volume of 1472 af. Combined right nos.: 45-510, 45-2174A, 45-2633, 45-12432.
 6. This right is limited to the irrigation of 109 acres within the place of use described above in a single irrigation season.
 7. The right holder shall accomplish the change authorized by transfer 70288 within one (1) year of 01-02-2004, the date of the approval.
 8. Failure of the right holder to comply with the conditions of transfer 70288 is cause for the Director to rescind approval of the transfer.
 9. 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.
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WATER RIGHT NO. 45-2633**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-2633 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 2/12/1961

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	03/15	to 11/15	1.300 cfs	316.0 af
			1.300 cfs	316.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENENW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	SENESW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	L4 (SWNWNW)	Sec 4 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec 5 Twp 12S Rge 20E	CASSIA 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	20E	31													40.0			38.0	78.0
11S	20E	32					40.0	39.0	35.0	40.0	40.0	40.0	32.0	39.0					305.0
12S	20E	5	30.5	39.0	30.0	31.5	39.0	39.0	7.1	31.0									247.1
			L 1	L 2			L 3	L 4											

Right Acre Limit: 79.0

POU Total Acres: 630.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.
2. Rights 45-510, 45-2174A, 45-2633, 45-12432, 45-14324, and 45-14326 when combined shall not exceed a total diversion rate of 10.31 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 630.1 acres.
3. Use of the rights listed below is limited to the irrigation of a combined total of 368 acres in a single irrigation season. Combined right nos.: 45-510, 45-2174A, 45-2633, 45-12432.

Transfer No. 79607

WATER RIGHT NO. 45-2633
As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

4. Use of the rights listed below is limited to a total combined diversion rate of 7.36 cfs and to a total combined annual diversion volume of 1472 af. Combined right nos.: 45-510, 45-2174A, 45-2633, 45-12432.
5. 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.
6. If the surface water right appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water 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.
7. After specific notification by the Department, the right holder shall install suitable measuring devices 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.
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. Failure of the right holder to comply with the conditions of transfer 70288 is cause for the Director to rescind approval of the transfer.
10. The right holder shall accomplish the change authorized by transfer 70288 within one (1) year of 01-02-2004, the date of the approval.
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. 45-12432**As Modified by Transfer No. 79607**

In accordance with the approval of Transfer No. 79607, Water Right No. 45-12432 is now described as follows:

Right Holder: BRENT A FUNK AND
CHALET FUNK
845 S 1800 W
MURTAUGH, ID 83344

Priority Date: 7/15/1949

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	5.600 cfs	1120.0 af
			5.600 cfs	1120.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENENW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	SENESW	Sec 32 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	L4 (SWNWNW)	Sec 4 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec 5 Twp 12S Rge 20E	CASSIA 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	20E	31													40.0			38.0	78.0
11S	20E	32					40.0	39.0	35.0	40.0	40.0	40.0	32.0	39.0					305.0
12S	20E	5	30.5	39.0	30.0	31.5	39.0	39.0	7.1	31.0									247.1
			L 1	L 2			L 3	L 4											

Right Acre Limit: 280.0

POU Total Acres: 630.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 280 acres within the place of use described above in a single irrigation season.
2. Rights 45-510, 45-2174A, 45-2633, 45-12432, 45-14324, and 45-14326 when combined shall not exceed a total diversion rate of 10.31 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 630.1 acres.
3. Use of the rights listed below is limited to the irrigation of a combined total of 368 acres in a single irrigation season. Combined right nos.: 45-510, 45-2174A, 45-2633, 45-12432.

Transfer No. 79607

WATER RIGHT NO. 45-12432

As Modified by Transfer No. 79607

CONDITIONS OF APPROVAL

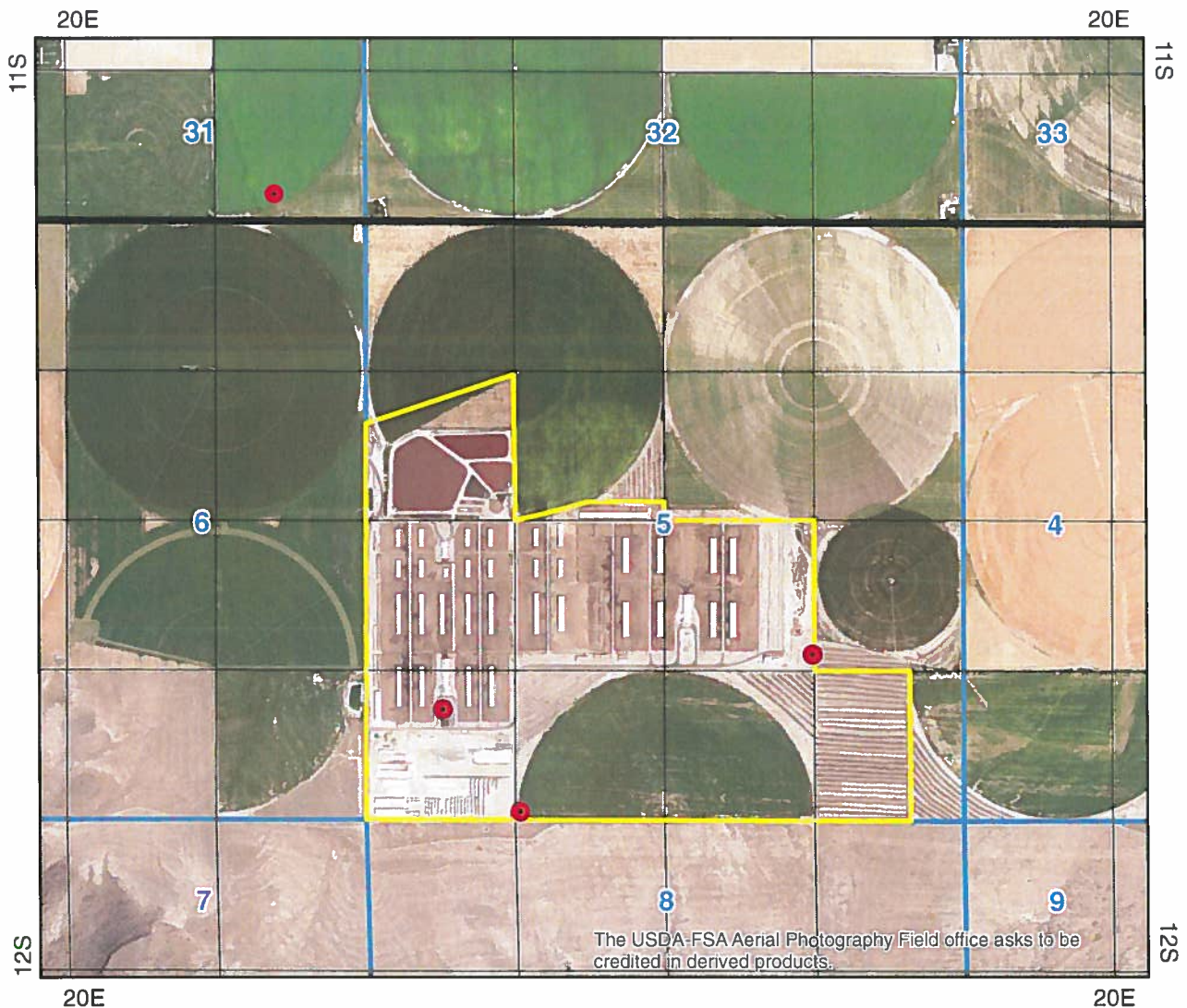
4. Use of the rights listed below is limited to a total combined diversion rate of 7.36 cfs and to a total combined annual diversion volume of 1472 af. Combined right nos.: 45-510, 45-2174A, 45-2633, 45-12432.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. 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.
7. If the surface water right appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water 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.
8. After specific notification by the Department, the right holder shall install suitable measuring devices 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.
9. The right holder shall accomplish the change authorized by transfer 70288 within one (1) year of 01-02-2004, the date of the approval.
10. Failure of the right holder to comply with the conditions of transfer 70288 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.

State of Idaho
Department of Water Resources

Attachment To Transfer No. 79607

Rights: 45-2174B, 45-13432, 45-14022, 45-14259, 45-14260, 45-14325, 45-14327 and 45-14463

This map depicts the COMMERCIAL & STOCKWATER place of use boundary for this water right 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 0.175 0.35 0.7 Miles

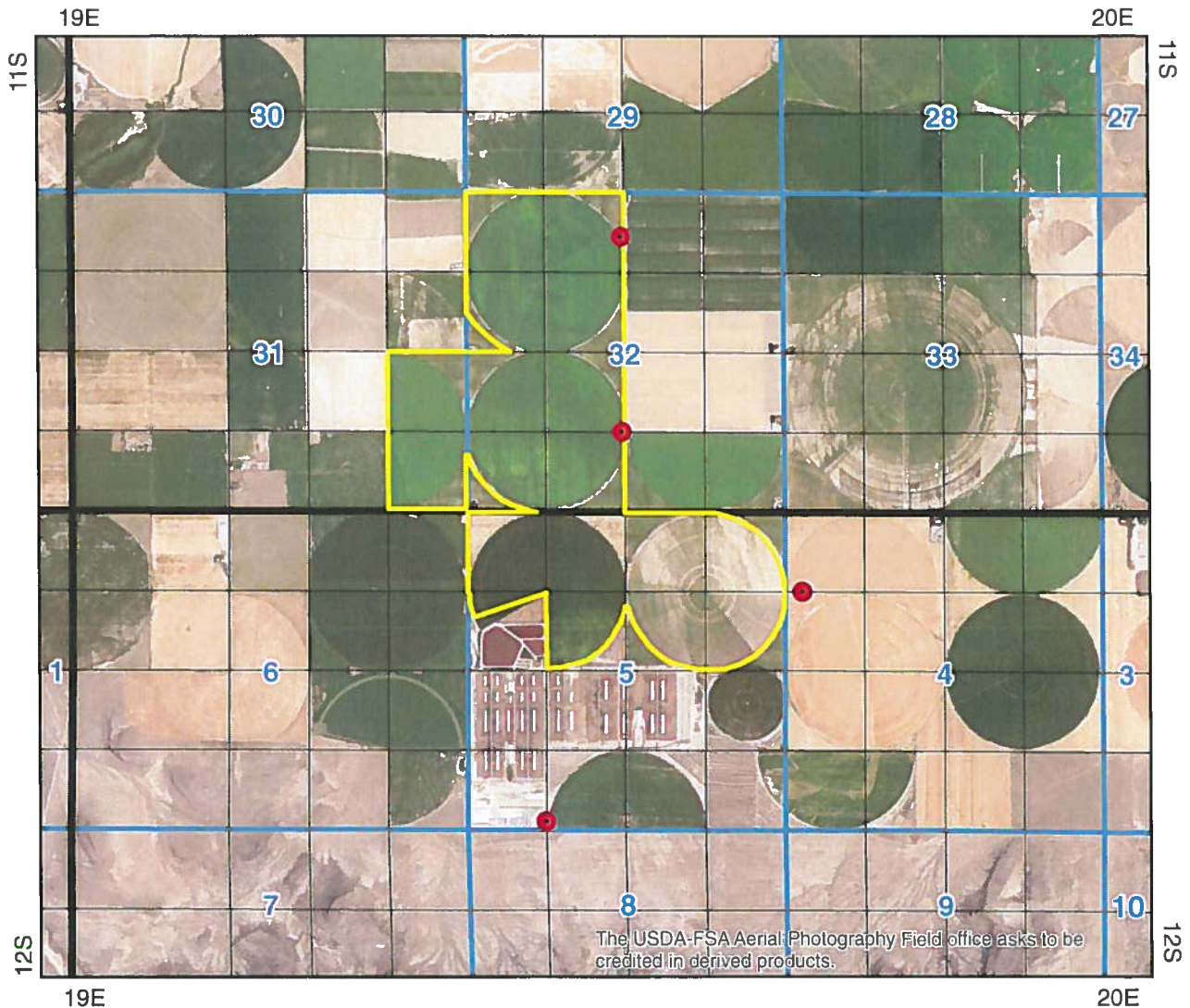


State of Idaho
Department of Water Resources

Attachment To Transfer No. 79607

Rights: 45-2174A, 45-2633, 45-12432, 45-14324 and 45-14326

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



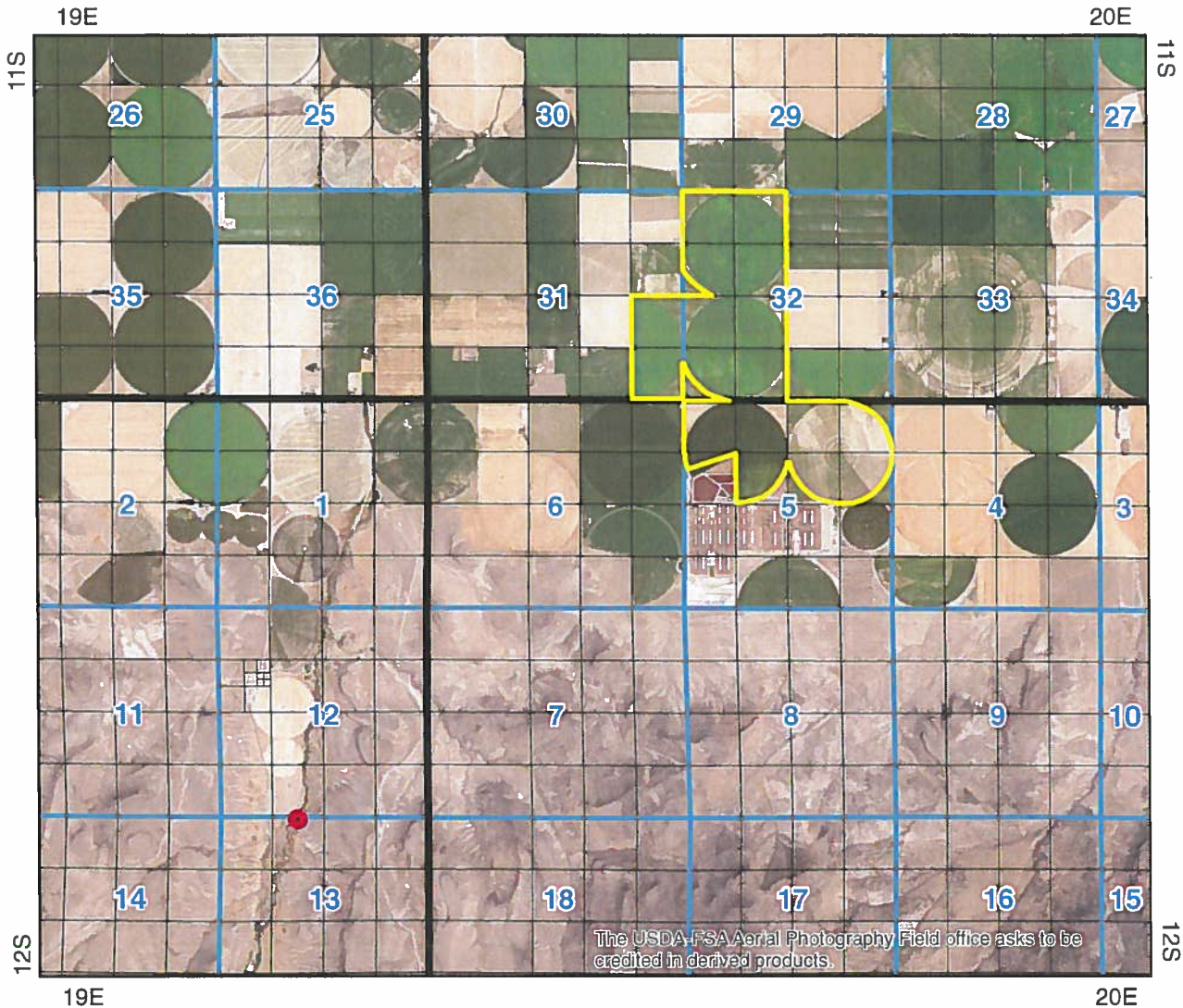
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.35 0.7 1.4 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 79607
Right: 45-510

This map depicts the IRRIGATION place of use boundary for this water right 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 0.5 1 2 Miles

