

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08873B

Priority: December 15, 1989

Maximum Diversion Rate:

2.12 CFS

Maximum Diversion Volume:

560.0 AF

This is to certify, that RONALD J FUNK

RITA FUNK

3826 FUNK LANE

AMERICAN FALLS ID 83211

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 15, 1989; and has submitted Proof of Beneficial Use on August 7, 1998. An examination indicates that the works have a diversion capacity of 7.370 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.12 CFS	560.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 27, Township 06S, Range 29E
POWER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	29E	34	SWNE 34	SENE 33	NESW 33	132
			SESW 32			

Total number of acres irrigated: 132

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

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State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 35-08873B

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Right 35-08868B is also diverted through the point(s) of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15TH day of SEPTEMBER, 19 98.


KARL J. DREHER, Director



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State of Idaho
Department of Water Resources

RECEIVED

SEP 14 1998

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08873B

Department of Water Resources

Date of Priority: December 15, 1989

Maximum Diversion Rate: 2.12 CFS

Maximum Diversion Volume: 560.0 AF

Comes now

RONALD J FUNK
RITA FUNK

3826 FUNK LANE

AMERICAN FALLS ID 83211

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 35-08873B, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.12 CFS	560.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 27, Township 06S, Range 29E
POWER County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S 29E 34	SWNE 34	SENW 33	NESW 33	
	SESW 32			132

Total number of acres irrigated: 132

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Idaho, this 9 day of Sept., 1998.

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SEP 21 1998

Ronald J. Funk
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08873B

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50⁰⁰ Received by JC # E024435 Date 9/9/98.

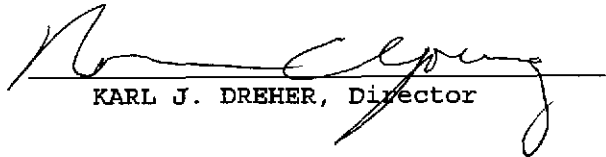
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 35-08873B with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
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7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Right 35-08868B is also diverted through the point(s) of diversion described above.

Witness my hand this 15TH day of SEPTEMBER, 1998.


KARL J. DREHER, Director

MICROFILMED

SEP 21 1998