

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78376**

This is to certify that: BRENT FUNK AND
CHALET FUNK
2786 ROCK CREEK RD
HANSEN, ID 83334

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>
47-10693	WR/DECREED	5/15/1879	2.240 cfs	596.0 af	149.0	292.5	ROCK CREEK
47-122	WR/DECREED	4/30/1890	0.240 cfs	64.0 af	16.0	292.5	ROCK CREEK
47-124B	WR/DECREED	4/30/1881	0.160 cfs	67.6 af	18.0	292.5	ROCK CREEK
47-138	WR/DECREED	10/30/1887	0.360 cfs	72.0 af	18.0	292.5	ROCK CREEK
47-158	WR/DECREED	3/14/1892	1.660 cfs	444.0 af	111.0	292.5	ROCK CREEK
47-162A	WR/DECREED	3/14/1892	0.350 cfs	72.0 af	18.0	292.5	ROCK CREEK
47-16640D	WR/DECREED	4/1/1880	0.216 cfs	50.0 af	N/A	12.5	ROCK CREEK
47-177D	WR/DECREED	7/13/1907	0.127 cfs	50.0 af	N/A	12.5	ROCK CREEK

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>
47-2551	WR/DECREED	5/2/1955	3.940 cfs	788.0 af	197.0	292.5	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>
47-10693	YES	YES	YES	YES	NO	NO
47-122	YES	YES	YES	YES	NO	NO
47-124B	YES	YES	YES	YES	NO	NO
47-138	YES	YES	YES	YES	NO	NO
47-158	YES	YES	YES	YES	NO	NO
47-162A	YES	YES	YES	YES	NO	NO
47-16640D	NO	YES	YES	NO	NO	NO
47-177D	NO	YES	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 47-122

Transfer No. 78376

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

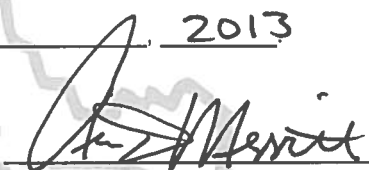
TRANSFER OF WATER RIGHT
TRANSFER NO. 78376

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>
47-10693	47-17599	0.090 cfs	23.9 af	6.0	21.6	47-10693	2.150 cfs	572.1 af	143.0	292.5
47-122	47-17600	0.010 cfs	2.8 af	0.7	21.6	47-122	0.230 cfs	61.2 af	15.3	292.5
47-124B	47-17602	0.010 cfs	2.6 af	0.7	21.6	47-124B	0.150 cfs	65.0 af	17.3	292.5
47-138	47-17603	0.010 cfs	2.8 af	0.7	21.6	47-138	0.350 cfs	69.2 af	17.3	292.5
47-158	47-17601	0.070 cfs	18.0 af	4.5	21.6	47-158	1.590 cfs	426.0 af	106.5	292.5
47-162A	47-17604	0.010 cfs	2.8 af	0.7	21.6	47-162A	0.340 cfs	69.2 af	17.3	292.5
47-16640D	47-16640D	0.216 cfs	50.0 af	12.5	21.6	N/A	N/A	N/A	N/A	N/A
47-177D	47-177D	0.127 cfs	50.0 af	12.5	21.6	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.540 cfs	N/A	21.6	21.6		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 21st day of August, 2013


Southern Region Manager

WATER RIGHT NO. 47-16640D
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-16640D is now described as follows:

Right Holder: BRENT FUNK
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 4/1/1880

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION
 STOCKWATER

From
 04/01
 01/01

To
 to 10/31
 to 12/31

Diversion Rate

0.216 cfs
 0.050 cfs
 0.216 cfs

Diversion Volume

50 af

 50.0 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	SWSW	Sec 1 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	NESESE	Sec 11 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSWSW	Sec 12 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWNWSW	Sec 13 Twp 12S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	18E	1											15.6	6					21.6

Right Acre Limit: 12.5

POU Total Acres: 21.6

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	18E	1											X	X					0.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 12.5 acres within the authorized place of use in a single irrigation season.
2. Rights 47-16640D and 47-177D when combined shall not exceed the irrigation of 12.5 acres.

Transfer No. 78376

WATER RIGHT NO. 47-16640D
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

3. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, 47-17604, 47-16640D and 47177D when combined shall not exceed the irrigation of 21.6 acres.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
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 below.
6. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
7. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.
8. 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. 470.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
11. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
12. The diversion and use of water described in Transfer 78376 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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. 47-177D
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-177D is now described as follows:

Right Holder: BRENT FUNK AND
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 7/13/1907

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION
 STOCKWATER

From

04/01
 01/01

To

to 10/31
 to 12/31

Diversion Rate

0.127 cfs
 0.050 cfs
 0.127 cfs

Diversion Volume

50 af

 50.0 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	SWSW	Sec 1	Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	NESESE	Sec 11	Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSWSW	Sec 12	Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWNWSW	Sec 13	Twp 12S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	18E	1											15.6	6					21.6

Right Acre Limit: 12.5

POU Total Acres: 21.6

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	18E	1											X	X					0.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 12.5 acres within the authorized place of use in a single irrigation season.
2. Rights 47-16640D and 47-177D when combined shall not exceed the irrigation of 12.5 acres.

Transfer No. 78376

WATER RIGHT NO. 47-177D
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

3. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, 47-17604, 47-16640D and 47177D when combined shall not exceed the irrigation of 21.6 acres.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
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 below.
6. 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. 47O.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
9. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.
10. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
11. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
12. The diversion and use of water described in Transfer 78376 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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. 47-10693
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-10693 is now described as follows:

Right Holder: BRENT FUNK AND
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 5/15/1879

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 2.15 cfs
 2.150 cfs

Diversion Volume
 572.1 af
 572.1 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NESESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	NENESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	SEENENW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	25														40.0	40.0		80.0
11S	18E	36		40.0	35.0		10.0		23.0	25.0	25.0	34.5				20.0			212.5

Right Acre Limit: 143.0

POU Total Acres: 292.5

CONDITIONS OF APPROVAL

1. 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. 47O.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 47-10693
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

3. Rights 47-10693, 47-2551, 47-122, 47-124B, 47-138, 47-158, and 47-162A are limited to the irrigation of a specific 222.9 acres within the 292.5-acre place of use authorized by this right in a single irrigation season. The specific 222.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 222.9 acres to be irrigated within the 292.5-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
5. 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 October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. This right is a combination of old Right Nos. 47-121 & 47-123.
7. The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 4.81 cfs, nor total combined annual diversion volume of 891.6 af.
8. This right is limited to the irrigation of 143 acres within the place of use described above in a single irrigation season.
9. Right Nos. 47-10693, 47-00122 and 47-00158 are limited to a total combined annual diversion volume of 822 AF.
10. Right Nos. 47-10693, 47-00122 and 47-00158 are limited to the irrigation of a combined total of 205.5 acres in a single irrigation season.
11. The rights listed below are limited to a total combined annual diversion volume of 891.6 af. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A
12. The rights listed below are limited to the irrigation of a combined total of 222.9 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 47-10693
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

15. 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. 47-17599
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-17599 is now described as follows:

Right Holder: BRENT FUNK
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 5/15/1879

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 0.090 cfs
 0.090 cfs

Diversion Volume
 23.9 af
 23.9 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NEESE	Sec 11 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWNWSW	Sec 13 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSW	Sec 1 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSWSW	Sec 12 Twp 12S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	18E	1											15.6	6.0					21.6

Right Acre Limit: 6.0

POU Total Acres: 21.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6.0 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17599, 47-17600, and 47-17601 when combined shall not exceed a total annual maximum diversion volume of 34 af at the field headgate and the irrigation of 8.5 acres.
3. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total diversion rate of 0.20 cfs, a total annual maximum diversion volume of 36.4 af at the field headgate, and the irrigation of 9.1 acres.
4. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, 47-17604, 47-16640D and 47177D when combined shall not exceed the irrigation of 21.6 acres.

Transfer No. 78376

WATER RIGHT NO. 47-17599
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
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 below.
7. 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. 470.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
10. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.
11. The diversion and use of water described in Transfer 78376 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 47-122
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-122 is now described as follows:

Right Holder: CHALET FUNK AND
 BRENT FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 4/30/1890

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From 04/01 **To** 10/31

Diversion Rate

0.23 cfs
 0.230 cfs

Diversion Volume

61.2 af
 61.2 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NESESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	NENESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	SENENW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	25														40.0	40.0		80.0
11S	18E	36		40.0	35.0		10.0		23.0	25.0	25.0	34.5				20.0			212.5

Right Acre Limit: 15.3

POU Total Acres: 292.5

CONDITIONS OF APPROVAL

1. 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. 470.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 47-122
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

3. Rights 47-10693, 47-2551, 47-122, 47-124B, 47-138, 47-158, and 47-162A are limited to the irrigation of a specific 222.9 acres within the 292.5-acre place of use authorized by this right in a single irrigation season. The specific 222.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 222.9 acres to be irrigated within the 292.5-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
5. 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 October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 4.81 cfs, nor total combined annual diversion volume of 891.6 af.
7. This right is limited to the irrigation of 15.4 acres within the place of use described above in a single irrigation season.
8. Right Nos. 47-10693, 47-00122 and 47-00158 are limited to a total combined annual diversion volume of 822 AF.
9. Right Nos. 47-10693, 47-00122 and 47-00158 are limited to the irrigation of a combined total of 205.5 acres in a single irrigation season.
10. The rights listed below are limited to a total combined annual diversion volume of 891.6 af. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A
11. The rights listed below are limited to the irrigation of a combined total of 222.9 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 47-122

As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

14. 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. 47-17600

As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-17600 is now described as follows:

Right Holder: BRENT FUNK
CHALET FUNK
2786 ROCK CREEK RD
HANSEN, ID 83334

Priority Date: 4/30/1890

Source: ROCK CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.010 cfs	2.8 af
			0.010 cfs	2.8 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NESESE	Sec 11 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWNWSW	Sec 13 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSW	Sec 1 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSWSW	Sec 12 Twp 12S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	18E	1											15.6	6.0					21.6

Right Acre Limit: 0.7

POU Total Acres: 21.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 0.6 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17599, 47-17600, and 47-17601 when combined shall not exceed a total annual maximum diversion volume of 34 af at the field headgate and the irrigation of 8.5 acres.
3. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total diversion rate of 0.20 cfs, a total annual maximum diversion volume of 36.4 af at the field headgate, and the irrigation of 9.1 acres.
4. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, 47-17604, 47-16640D and 47177D when combined shall not exceed the irrigation of 21.6 acres.

WATER RIGHT NO. 47-17600
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
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 below.
7. 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. 470.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
10. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.
11. The diversion and use of water described in Transfer 78376 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 47-158
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-158 is now described as follows:

Right Holder: BRENT FUNK AND
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 3/14/1892

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From
 04/01

To
 to 10/31

Diversion Rate
 1.59 cfs
 1.590 cfs

Diversion Volume
 426 af
 426.0 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	SENENW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	NESESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	NENESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	25														40.0	40.0		80.0
11S	18E	36		40.0	35.0		10.0		23.0	25.0	25.0	34.5				20.0			212.5

Right Acre Limit: 106.5

POU Total Acres: 292.5

CONDITIONS OF APPROVAL

1. 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. 470.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 47-158
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

3. Rights 47-10693, 47-2551, 47-122, 47-124B, 47-138, 47-158, and 47-162A are limited to the irrigation of a specific 222.9 acres within the 292.5-acre place of use authorized by this right in a single irrigation season. The specific 222.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 222.9 acres to be irrigated within the 292.5-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
5. 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 October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 4.81 cfs, nor total combined annual diversion volume of 891.6 af.
7. This right is limited to the irrigation of 106.6 acres within the place of use described above in a single irrigation season.
8. Right Nos. 47-10693, 47-00122 and 47-00158 are limited to a total combined annual diversion volume of 822 AF.
9. Right Nos. 47-10693, 47-00122 and 47-00158 are limited to the irrigation of a combined total of 205.5 acres in a single irrigation season.
10. The rights listed below are limited to a total combined annual diversion volume of 891.6 af.
Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A
11. The rights listed below are limited to the irrigation of a combined total of 222.9 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 47-158
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

14. 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. 47-17601
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-17601 is now described as follows:

Right Holder: BRENT FUNK AND
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 3/14/1892

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 0.070 cfs
 0.070 cfs

Diversion Volume
 18.0 af
 18.0 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NESESE	Sec 11 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWNWSW	Sec 13 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSW	Sec 1 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSWSW	Sec 12 Twp 12S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	18E	1											15.6	6.0					21.6

Right Acre Limit: 4.5

POU Total Acres: 21.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4.4 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17599, 47-17600, and 47-17601 when combined shall not exceed a total annual maximum diversion volume of 34 af at the field headgate and the irrigation of 8.5 acres.
3. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total diversion rate of 0.20 cfs, a total annual maximum diversion volume of 36.4 af at the field headgate, and the irrigation of 9.1 acres.
4. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, 47-17604, 47-16640D and 47177D when combined shall not exceed the irrigation of 21.6 acres.

Transfer No. 78376

WATER RIGHT NO. 47-17601
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
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 below.
7. 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. 470.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
10. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.
11. The diversion and use of water described in Transfer 78376 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 47-124B**As Modified by Transfer No. 78376**

In accordance with the approval of Transfer No. 78376, Water Right No. 47-124B is now described as follows:

Right Holder: BRENT FUNK AND
CHALET FUNK
2786 ROCK CREEK RD
HANSEN, ID 83334

Priority Date: 4/30/1881

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
0.15 cfs
0.150 cfs

Diversion Volume
65 af
65.0 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NENESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	SENENW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	NESESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	25														40.0	40.0		80.0
11S	18E	36		40.0	35.0		10.0		23.0	25.0	25.0	34.5				20.0			212.5

Right Acre Limit: 17.3

POU Total Acres: 292.5

CONDITIONS OF APPROVAL

1. 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. 470.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 47-124B
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

3. Rights 47-10693, 47-2551, 47-122, 47-124B, 47-138, 47-158, and 47-162A are limited to the irrigation of a specific 222.9 acres within the 292.5-acre place of use authorized by this right in a single irrigation season. The specific 222.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 222.9 acres to be irrigated within the 292.5-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
5. 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 October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 4.81 cfs, nor total combined annual diversion volume of 891.6 af.
7. This right is limited to the irrigation of 17.3 acres within the place of use described above in a single irrigation season.
8. Right Nos. 47-124B, 47-138 and 47-162A are limited to a total combined annual diversion volume of 69.2 AF.
9. Right Nos. 47-124B, 47-138 and 47-162A are limited to the irrigation of a combined total of 17.3 acres in a single irrigation season.
10. The rights listed below are limited to a total combined annual diversion volume of 891.6 af.
Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A
11. The rights listed below are limited to the irrigation of a combined total of 222.9 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A
12. A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 47-124B
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

15. 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. 47-17602
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-17602 is now described as follows:

Right Holder: BRENT FUNK AND
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 4/30/1881

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 0.010 cfs
 0.010 cfs

Diversion Volume
 2.6 af
 2.6 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NEESE	Sec 11 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWNWSW	Sec 13 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSW	Sec 1 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSWSW	Sec 12 Twp 12S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
12S	18E	1											15.6	6.0					21.6

Right Acre Limit: 0.7

POU Total Acres: 21.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 0.7 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total annual maximum diversion volume of 2.8 af at the field headgate and the irrigation of 0.7 acres.
3. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total diversion rate of 0.20 cfs, a total annual maximum diversion volume of 36.4 af at the field headgate, and the irrigation of 9.1 acres.
4. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, 47-17604, 47-16640D and 47177D when combined shall not exceed the irrigation of 21.6 acres.

WATER RIGHT NO. 47-17602
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
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 below.
7. 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. 470.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
10. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.
11. The diversion and use of water described in Transfer 78376 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 47-138
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-138 is now described as follows:

Right Holder: BRENT FUNK AND
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 10/30/1887

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

to 10/31

To

Diversion Rate

0.35 cfs

0.350 cfs

Diversion Volume

69.2 af

69.2 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	SENENW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	NESESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	NENESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	25														40.0	40.0		80.0
11S	18E	36		40.0	35.0		10.0		23.0	25.0	25.0	34.5				20.0			212.5

Right Acre Limit: 17.3

POU Total Acres: 292.5

CONDITIONS OF APPROVAL

1. 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. 47O.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 47-138

As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

3. Rights 47-10693, 47-2551, 47-122, 47-124B, 47-138, 47-158, and 47-162A are limited to the irrigation of a specific 222.9 acres within the 292.5-acre place of use authorized by this right in a single irrigation season. The specific 222.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 222.9 acres to be irrigated within the 292.5-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
5. 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 October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 4.81 cfs, nor total combined annual diversion volume of 891.6 af.
7. This right is limited to the irrigation of 17.3 acres within the place of use described above in a single irrigation season.
8. Right Nos. 47-124B, 47-138 and 47-162A are limited to a total combined annual diversion volume of 69.2 AF.
9. Right Nos. 47-124B, 47-138 and 47-162A are limited to the irrigation of a combined total of 17.3 acres in a single irrigation season.
10. The rights listed below are limited to a total combined annual diversion volume of 891.6 af.
Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A
11. The rights listed below are limited to the irrigation of a combined total of 222.9 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A
12. A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 47-138
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

15. 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. 47-17603
As Modified by Transfer No. 78376

In accordance with the approval of Transfer No. 78376, Water Right No. 47-17603 is now described as follows:

Right Holder: BRENT FUNK AND
 CHALET FUNK
 2786 ROCK CREEK RD
 HANSEN, ID 83334

Priority Date: 10/30/1887

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 0.010 cfs
 0.010 cfs

Diversion Volume
 2.8 af
 2.8 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NESESE	Sec 11 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWNWSW	Sec 13 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSW	Sec 1 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSWSW	Sec 12 Twp 12S Rge 18E	TWIN FALLS 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	
12S	18E	1											15.6	6.0					21.6

Right Acre Limit: 0.7

POU Total Acres: 21.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 0.7 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total annual maximum diversion volume of 2.8 af at the field headgate and the irrigation of 0.7 acres.
3. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total diversion rate of 0.20 cfs, a total annual maximum diversion volume of 36.4 af at the field headgate, and the irrigation of 9.1 acres.
4. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, 47-17604, 47-16640D and 47177D when combined shall not exceed the irrigation of 21.6 acres.

WATER RIGHT NO. 47-17603
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
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 below.
7. 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. 470.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
10. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.
11. The diversion and use of water described in Transfer 78376 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 47-162A**As Modified by Transfer No. 78376**

In accordance with the approval of Transfer No. 78376, Water Right No. 47-162A is now described as follows:

Right Holder: BRENT FUNK AND
CHALET FUNK
2786 ROCK CREEK RD
HANSEN, ID 83334

Priority Date: 3/14/1892

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
0.34 cfs
0.340 cfs

Diversion Volume
69.2 af
69.2 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NESESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	SENENW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County
ROCK CREEK	NENESW	Sec 36 Twp 11S Rge 18E	TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	25														40.0	40.0		80.0
11S	18E	36		40.0	35.0		10.0		23.0	25.0	25.0	34.5				20.0			212.5

Right Acre Limit: 17.3

POU Total Acres: 292.5

CONDITIONS OF APPROVAL

1. 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. 470.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 47-162A
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

3. Rights 47-10693, 47-2551, 47-122, 47-124B, 47-138, 47-158, and 47-162A are limited to the irrigation of a specific 222.9 acres within the 292.5-acre place of use authorized by this right in a single irrigation season. The specific 222.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 222.9 acres to be irrigated within the 292.5-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
5. 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 October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 4.81 cfs, nor total combined annual diversion volume of 891.6 af.
7. This right is limited to the irrigation of 17.3 acres within the place of use described above in a single irrigation season.
8. Right Nos. 47-124B, 47-138 and 47-162A are limited to a total combined annual diversion volume of 69.2 AF.
9. Right Nos. 47-124B, 47-138 and 47-162A are limited to the irrigation of a combined total of 17.3 acres in a single irrigation season.
10. The rights listed below are limited to a total combined annual diversion volume of 891.6 af.
Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A
11. The rights listed below are limited to the irrigation of a combined total of 222.9 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A
12. A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 47-162A
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

15. 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. 47-17604**As Modified by Transfer No. 78376**

In accordance with the approval of Transfer No. 78376, Water Right No. 47-17604 is now described as follows:

Right Holder: BRENT FUNK
CHALET FUNK
2786 ROCK CREEK RD
HANSEN, ID 83334

Priority Date: 3/14/1892

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
0.010 cfs
0.010 cfs

Diversion Volume
2.8 af
2.8 af

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK	NESESE	Sec 11 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWNWSW	Sec 13 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSW	Sec 1 Twp 12S Rge 18E	TWIN FALLS County
ROCK CREEK	SWSWSW	Sec 12 Twp 12S Rge 18E	TWIN FALLS 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	
12S	18E	1											15.6	6.0					21.6

Right Acre Limit: 0.7

POU Total Acres: 21.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 0.7 acres within the authorized place of use in a single irrigation season.
2. Rights 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total annual maximum diversion volume of 2.8 af at the field headgate and the irrigation of 0.7 acres.
3. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, and 47-17604 when combined shall not exceed a total diversion rate of 0.20 cfs, a total annual maximum diversion volume of 36.4 af at the field headgate, and the irrigation of 9.1 acres.
4. Rights 47-17599, 47-17600, 47-17601, 47-17602, 47-17603, 47-17604, 47-16640D and 47177D when combined shall not exceed the irrigation of 21.6 acres.

WATER RIGHT NO. 47-17604
As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
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 below.
7. 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. 470.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
10. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.
11. The diversion and use of water described in Transfer 78376 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 47-2551**As Modified by Transfer No. 78376**

In accordance with the approval of Transfer No. 78376, Water Right No. 47-2551 is now described as follows:

Right Holder: BRENT FUNK AND
CHALET FUNK
2786 ROCK CREEK RD
HANSEN, ID 83334

Priority Date: 5/2/1955

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
3.940 cfs
3.940 cfs

Diversion Volume
788.0 af
788.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESWNW Sec 36 Twp 11S Rge 18E TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	25														40.0	40.0		80.0
11S	18E	36		40.0	35.0		10.0		23.0	25.0	25.0	34.5				20.0			212.5

Right Acre Limit: 197.0

POU Total Acres: 292.5

CONDITIONS OF APPROVAL

1. Rights 47-10693, 47-2551, 47-122, 47-124B, 47-138, 47-158, and 47-162A are limited to the irrigation of a specific 222.9 acres within the 292.5-acre place of use authorized by this right in a single irrigation season. The specific 222.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 222.9 acres to be irrigated within the 292.5-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

WATER RIGHT NO. 47-2551

As Modified by Transfer No. 78376

CONDITIONS OF APPROVAL

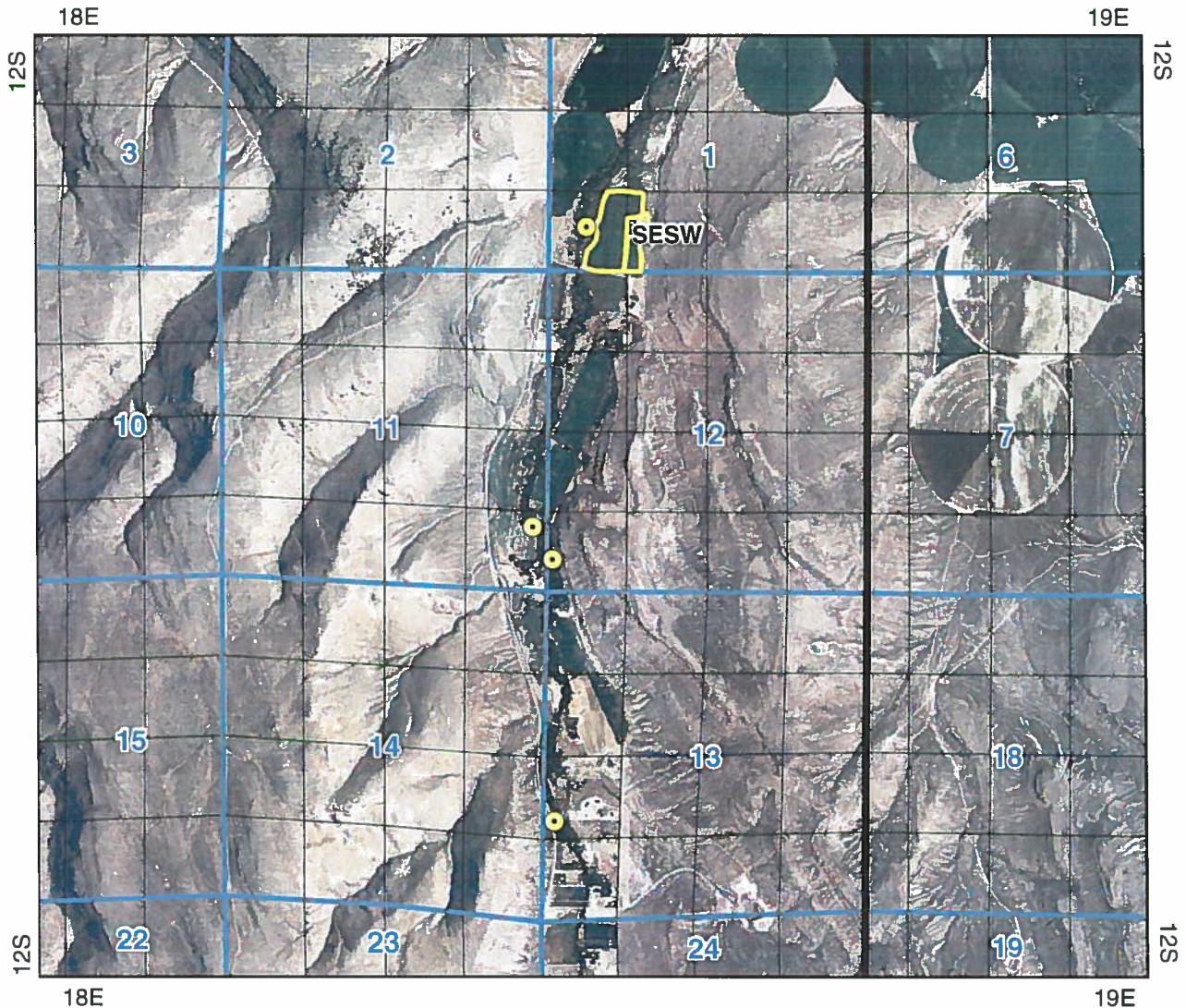
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
5. Right No. 47-02551 is limited to the irrigation of 197.0 acres in the place of use described above in a single irrigation season.
6. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
7. Right No. 47-02551 when combined with Rock Creek Right Nos. 47-10693, 47-00122, 47-00124B, 47-00138 and 47-00158 shall not exceed a total combined annual diversion volume of 891.6 af.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.
9. 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 October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
10. The rights listed below are limited to the irrigation of a combined total of 222.9 acres in a single irrigation season. Combined Right Nos.: 47-2551, 47-10693, 47-122, 47-158, 47-124B, 47-138, 47-162A
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. 78376

Rights: 47-177D, 47-16640D, 47-17599, 47-17600, 47-17601, 47-17602, 47-17603 and 47-17604

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

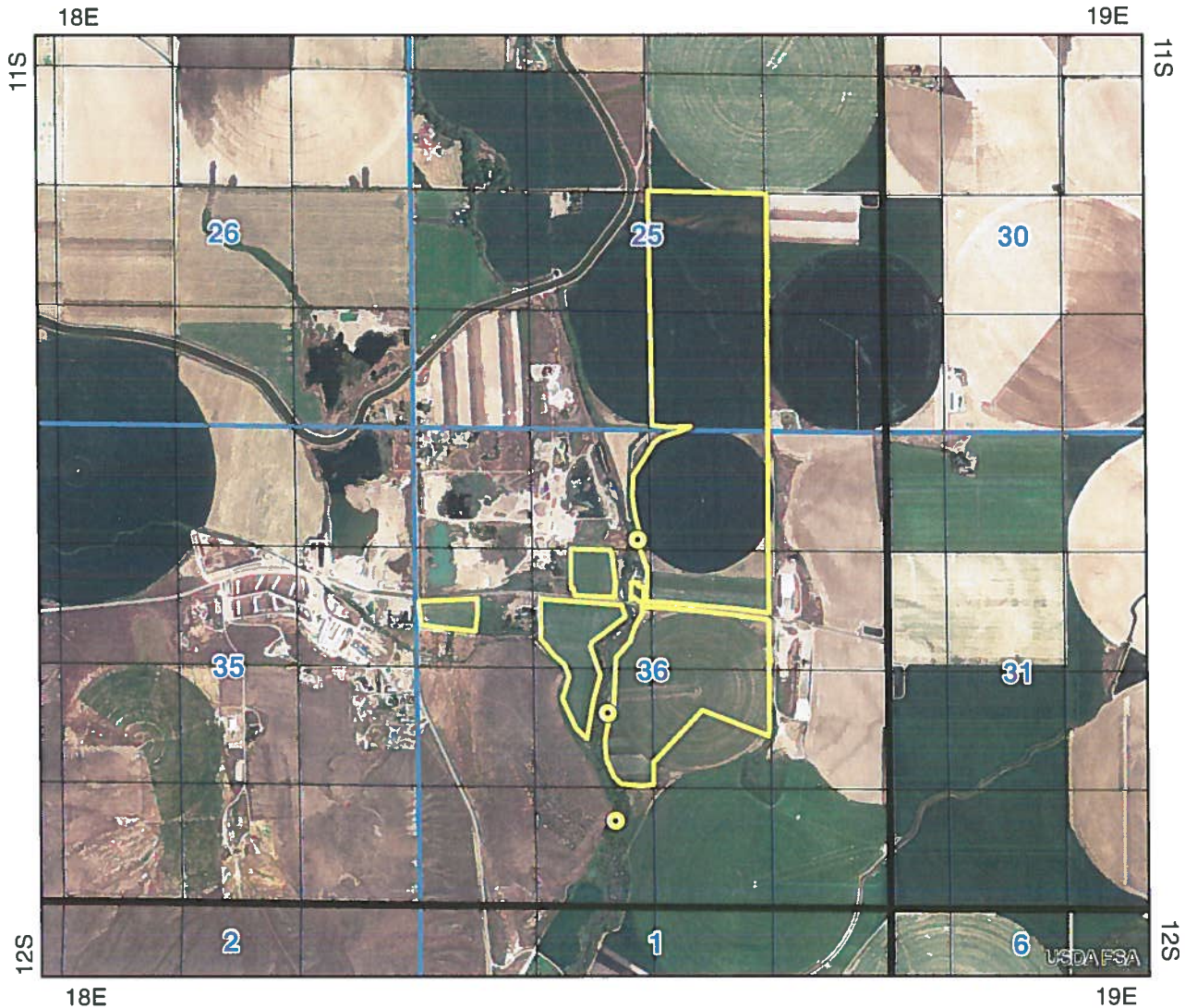


State of Idaho
Department of Water Resources

Attachment To Transfer No. 78376

Rights: 47-122, 47-158, 47-124B, 47-138, 47-162A, 47-10693

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.



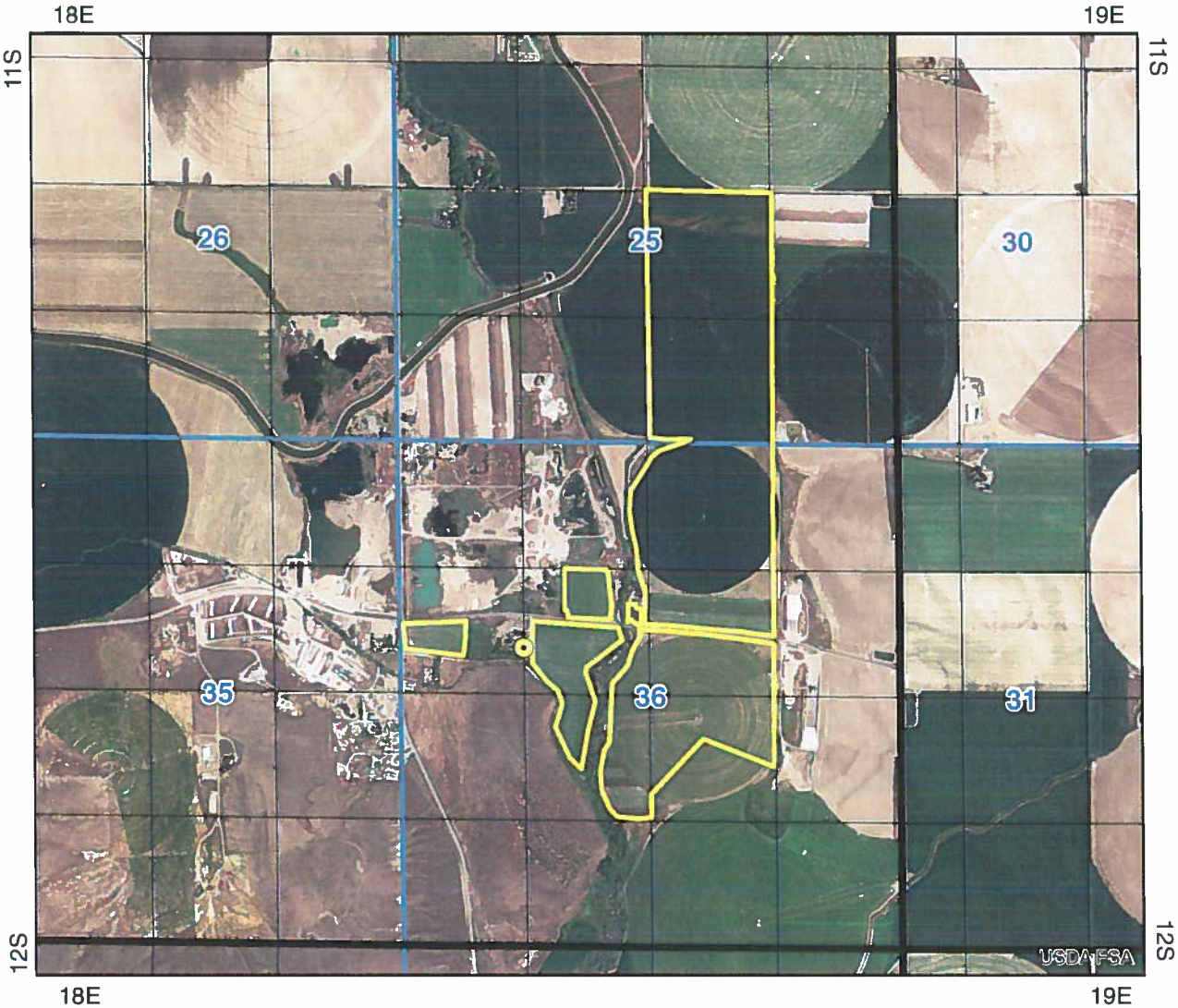
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.225 0.45 0.9 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78376
Right: 47-2551

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 0.225 0.45 0.9 Miles

