

AMENDED

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

78394

FEB 04 2013

Department of Water Resources
Eastern RegionMINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Check whether each item below is **attached (Yes)** or **not applicable (N/A)** for the proposed transfer.

Yes N/A

* Means the item is always required and must be included with the application.

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

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78394

FEB 04 2013

Department of Water Resources
Eastern RegionAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Lance and/or Lisa FunkPhone (208)226-5551Mailing address PO BOX 310 AMERICAN FALLS, ID 83211

Email _____

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

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

☐ No RepresentativeName of Representative Greg Sullivan of Brockway EngineeringPhone 208-736-8543Mailing address 2016 North Washington Street, Suite 4 Twin Falls Idaho 83301Email greg.sullivan@brockwayeng.com

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

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

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2. Transfer this water to an existing well. The acres currently covered by this water right will not be irrigated.**

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Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 ContinuedB. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	35-14080	0.73/145.9	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	35-14083	0.71/141.3	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	35-14088	0.12/23.5	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	35-14091	0.85/169.4	Irrigation	4/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 6.36 cfs and/or 1880 ac-ft2. Total amount of water proposed to be transferred or changed 1.62 cubic feet per second and/or 480 acre-feet per annum.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			NW	NW	34	06S	29E	Power	Ground Water	

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	29E	4	27	33	30	30													120

Total Acres (for irrigation use) 120.0

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Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

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

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

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

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

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

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

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: _____
Land currently covered by these water rights will no longer be irrigated.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: 35-14082 is diverted from the proposed POD for this transfer.

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

Yes No

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

If yes, describe: These water rights have been leased to the Idaho Water Supply Bank for several years. They were released from the Water Supply Bank at the end of 2012. However, the Water Supply data base still shows these water rights as active water rights that can be rented. There is no intention of renewing or filing a new lease application for these water rights at this time.

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

Current Water Right No.: 35-14080

Current Owner: LISA FUNK
LANCE FUNK

Priority Date: 7/9/1963

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	2.86 CFS	570.8 AF
	<u>Total Diversion</u>	2.86 CFS	570.8 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 23,	Twp 04S,	Rge 30E B.M.
BINGHAM County				

Place of Use

IRRIGATION Within BINGHAM County

T04S R30E S23	SWNE	40.00	T04S R30E S23	SENE	40.00
T04S R30E S23	NESW	38.00	T04S R30E S23	SWSW	36.00
T04S R30E S23	SESW	7.30	T04S R30E S23	NESE	26.00
T04S R30E S23	NWSE	40.00	T04S R30E S23	SWSE	16.60
T04S R30E S23	SESE	15.10	T04S R30E S26	NENE	38.00
T04S R30E S26	NWNE	40.00	T04S R30E S26	SWNE	40.00
T04S R30E S26	SENE	39.00	T04S R30E S26	NENW	8.00
T04S R30E S26	NWNW	36.00	T04S R30E S26	SWNW	10.00

Total Acres: 470

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Conditions of Approval:

1. X27 This right is limited to the irrigation of 142.7 acres within the authorized place of use in a single irrigation season.
2. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. R05 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. 120.
4. Rights 35-14080, 35-14083 and 35-14088 when combined shall not exceed a total diversion rate of 5.22 cfs, a total annual maximum diversion volume of 1215.2 af at the field headgate, and the irrigation of 303.8 acres.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 214 Prior to the diversion and use of water under Transfer approval 75507, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
8. F06 The following rights are diverted through point(s) of diversion described above: 35-14080, 35-14083, 35-14088, 35-14091.
9. X35 Rights 35-14080, 35-14083, 35-14088 and 35-14091 when combined shall not exceed a total diversion rate of 6.36 cfs and the irrigation of 470.0 acres.
10. 213 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.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
12. R02 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.

Decreed Date: 2/19/2002

78394

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

Current Water Right No.: 35-14083

Current Owner: LANCE FUNK
LISA FUNK

Priority Date: 10/17/1966

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/25 to 10/25	2.77 CFS	553.8 AF
	<u>Total Diversion</u>	2.77 CFS	553.8 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4SE1/4 Sec. 23, Twp 04S, Rge 30E B.M.
BINGHAM County

Place of Use

IRRIGATION Within BINGHAM County

T04S R30E S23	SWNE	40.00	T04S R30E S23	SENW	40.00
T04S R30E S23	NESW	38.00	T04S R30E S23	SWSW	36.00
T04S R30E S23	SESW	7.30	T04S R30E S23	NESE	26.00
T04S R30E S23	NWSE	40.00	T04S R30E S23	SWSE	16.60
T04S R30E S23	SESE	15.10	T04S R30E S26	NENE	38.00
T04S R30E S26	NWNE	40.00	T04S R30E S26	SWNE	40.00
T04S R30E S26	SENE	39.00	T04S R30E S26	NENW	8.00
T04S R30E S26	NWNW	36.00	T04S R30E S26	SWNW	10.00

Total Acres: 470

Conditions of Approval:

1. 214 Prior to the diversion and use of water under Transfer approval 75507, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
2. X27 This right is limited to the irrigation of 138.5 acres within the authorized place of use in a single irrigation season.
3. F06 The following rights are diverted through point(s) of diversion described above: 35-14080, 35-14083, 35-14088, 35-14091.
4. 213 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.
5. X35 Rights 35-14080, 35-14083, 35-14088 and 35-14091 when combined shall not exceed a total diversion rate of 6.36 cfs and the irrigation of 470.0 acres.
6. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
7. Rights 35-14080, 35-14083 and 35-14088 when combined shall not exceed a total diversion rate of 5.22 cfs, a total annual maximum diversion volume of 1215.2 af at the field headgate, and the irrigation of 303.8 acres.
8. T08 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. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/25 and after 10/25 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/19/2002.
11. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
12. R05 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. 120.
13. R02 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.

Decreed Date: 2/19/2002

Right Number: 35-14083

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

Current Water Right No.: 35-14088

Current Owner: LANCE FUNK
LISA FUNK
Priority Date: 12/26/1973
Origin: Water Right
Status: Water Supply Bank Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/25 to 10/25	0.46 CFS	90.6 AF
	<u>Total Diversion</u>	0.46 CFS	90.6 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4SE1/4 Sec. 23, Twp 04S, Rge 30E B.M.
BINGHAM County

Place of Use

IRRIGATION Within BINGHAM County

T04S R30E S23	SWNE	40.00	T04S R30E S23	SENE	40.00
T04S R30E S23	NESW	38.00	T04S R30E S23	SWSW	36.00
T04S R30E S23	SESW	7.30	T04S R30E S23	NESE	26.00
T04S R30E S23	NWSE	40.00	T04S R30E S23	SWSE	16.60
T04S R30E S23	SESE	15.10	T04S R30E S26	NENE	38.00
T04S R30E S26	NWNE	40.00	T04S R30E S26	SWNE	40.00
T04S R30E S26	SENE	39.00	T04S R30E S26	NENW	8.00
T04S R30E S26	NWNW	36.00	T04S R30E S26	SWNW	10.00

Total Acres: 470

Page _____ of _____

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
2. 213 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.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. R05 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. 120.
5. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
6. F06 The following rights are diverted through point(s) of diversion described above: 35-14080, 35-14083, 35-14088, 35-14091.
7. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/25 and after 10/25 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/19/2002.
8. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. 214 Prior to the diversion and use of water under Transfer approval 75507, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. X27 This right is limited to the irrigation of 22.6 acres within the authorized place of use in a single irrigation season.
11. X35 Rights 35-14080, 35-14083, 35-14088 and 35-14091 when combined shall not exceed a total diversion rate of 6.36 cfs and the irrigation of 470.0 acres.
12. Rights 35-14080, 35-14083 and 35-14088 when combined shall not exceed a total diversion rate of 5.22 cfs, a total annual maximum diversion volume of 1215.2 af at the field headgate, and the irrigation of 303.8 acres.
13. R02 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.

Decreed Date: 2/19/2002

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

Current Water Right No.: 35-14091

Current Owner: LANCE FUNK
LISA FUNK
Priority Date: 5/23/1979
Origin: Water Right
Status: Water Supply Bank Active
Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	3.32 CFS	666.8 AF
	<u>Total Diversion</u>	3.32 CFS	666.8 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4SE1/4 Sec. 23, Twp 04S, Rge 30E B.M.
BINGHAM County

Place of Use

IRRIGATION Within BINGHAM County

T04S R30E S23	SWNE	40.00	T04S R30E S23	SENE	40.00
T04S R30E S23	NESW	38.00	T04S R30E S23	SWSW	36.00
T04S R30E S23	SESW	7.30	T04S R30E S23	NESE	26.00
T04S R30E S23	NWSE	40.00	T04S R30E S23	SWSE	16.60
T04S R30E S23	SESE	15.10	T04S R30E S26	NENE	38.00
T04S R30E S26	NWNE	40.00	T04S R30E S26	SWNE	40.00
T04S R30E S26	SENE	39.00	T04S R30E S26	NENW	8.00
T04S R30E S26	NWNW	36.00	T04S R30E S26	SWNW	10.00

Total Acres: 470

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Conditions of Approval:

1. F06 The following rights are diverted through point(s) of diversion described above: 35-14080, 35-14083, 35-14088, 35-14091.
2. 214 Prior to the diversion and use of water under Transfer approval 75507, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
5. X27 This right is limited to the irrigation of 166.2 acres within the authorized place of use in a single irrigation season.
6. R02 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.
7. 213 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. R05 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. 120.
9. X35 Rights 35-14080, 35-14083, 35-14088 and 35-14091 when combined shall not exceed a total diversion rate of 6.36 cfs and the irrigation of 470.0 acres.
10. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Licensed Date: 5/25/1999

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Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 35-14091

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use)	120
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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

Department of Water Resources

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☐ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

FOR DEPARTMENT USE ONLY

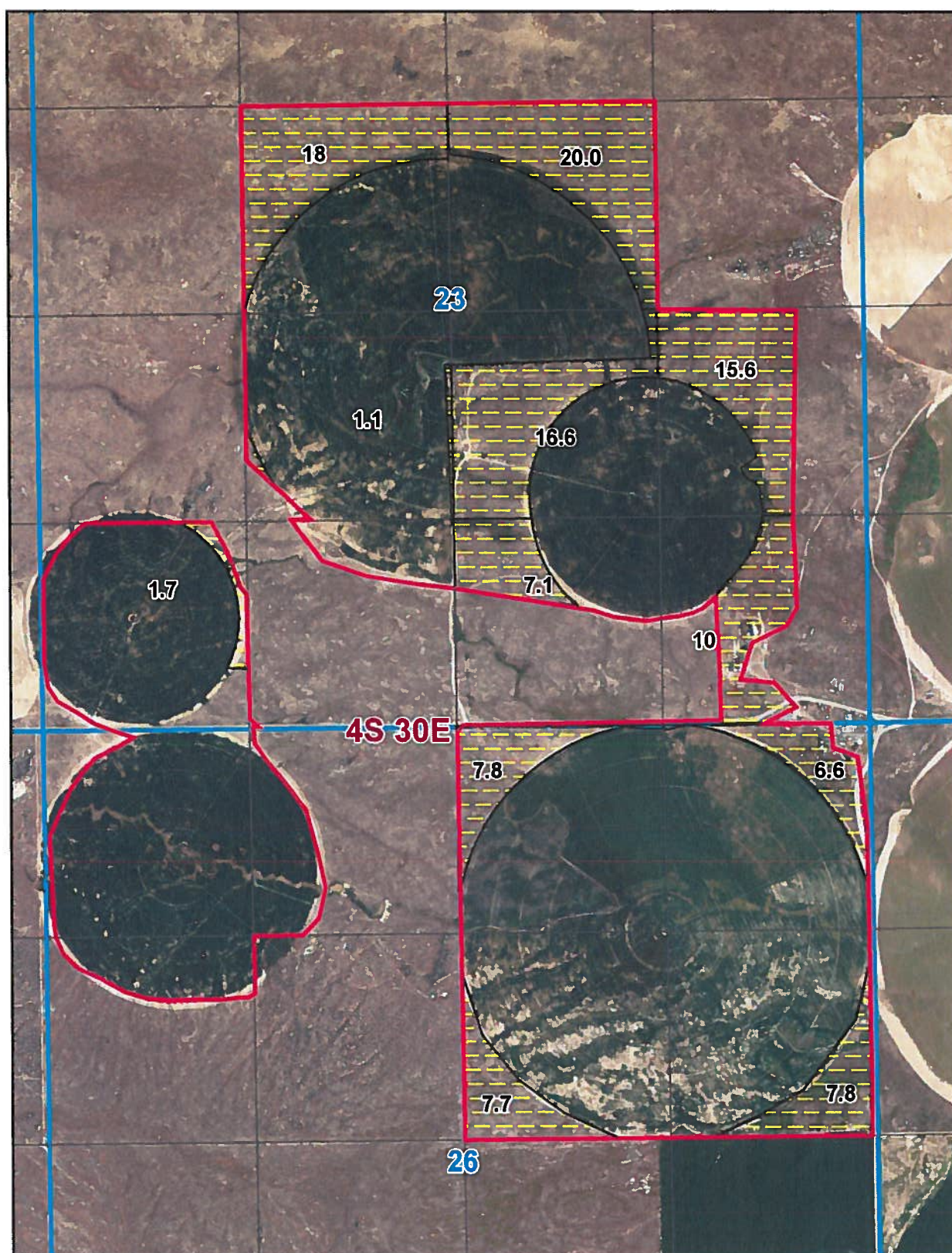
Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Prelim. Check by _____ Date _____

Fee Paid \$580.00 Date 1/17/2013 Received by BLM Receipt # E038328

Add'l Fee Paid	Date	Received by	Receipt #
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78394



A horizontal number line representing distance in feet. It starts at 0 and ends at 1,100. There is a tick mark at 550. A solid line segment starts at 0 and ends at 550. A dashed line segment starts at 550 and ends at 1,100. The word "Feet" is written at the right end of the line.

FUNK, LANCE - BURGEMEISTER 2013
TRANSFER 120 AC. FROM 35-10480, 14083, 14088, 14091,
NAIP 2011 AERIAL

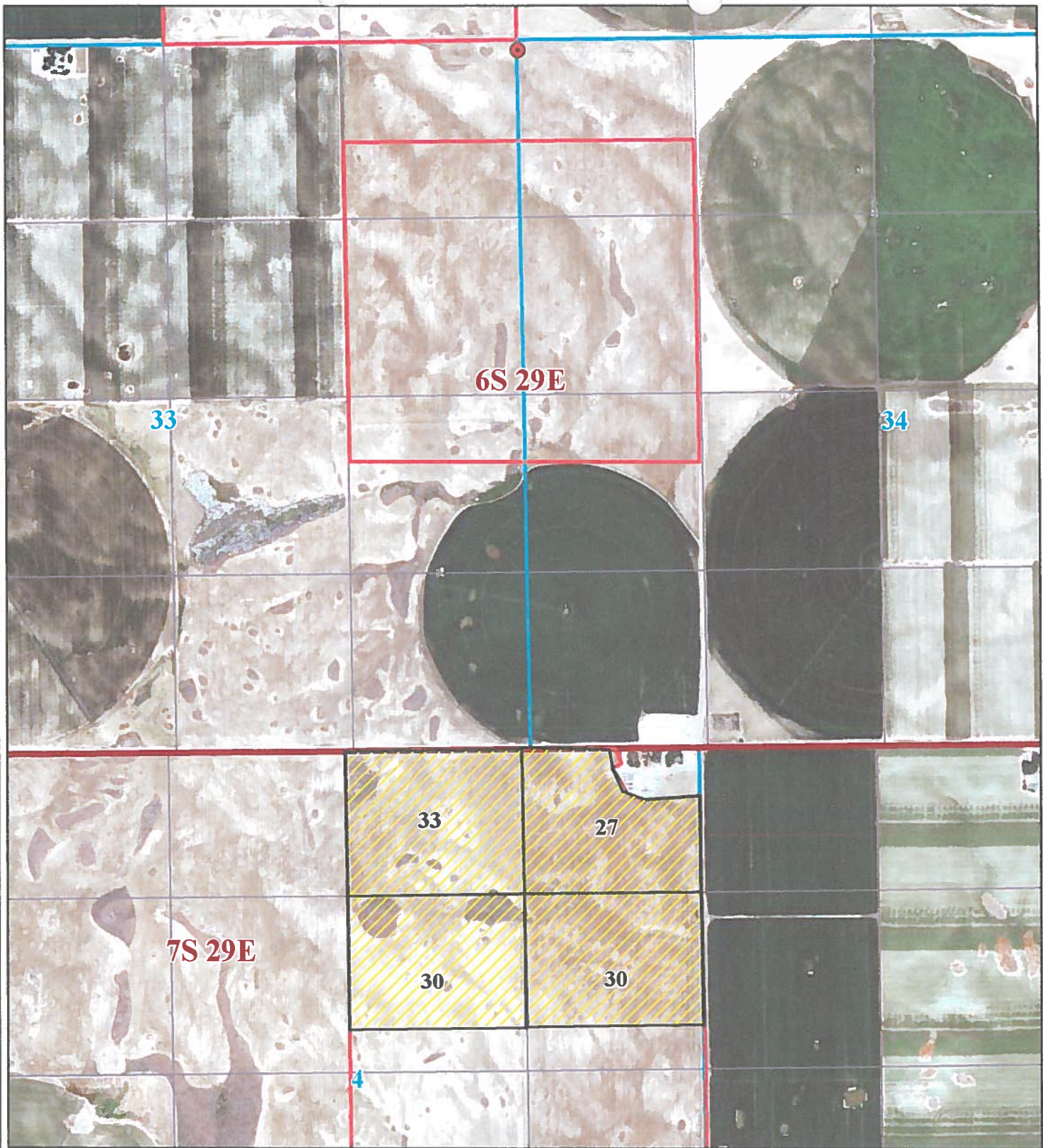
BROCKWAY ENGINEERING, PLLC.
ALR - JAN 23, 2013

Legend

- Legend**
-  Water Right POU
 -  120 Ac. Transfer off
 -  Sections
 -  Indesc

N

78394



0 600 1,200 Feet

FUNK, LANCE - BURGEMEISTER TRANSFER 2013
FROM WR 35-14080, 35-14083, 35-14088, 35-14091 - 120 ACRES
NAIP 2011 AERIAL

Legend

- | | | | |
|---|--|---|---------------|
|  | Transfer in from 35-14080, 14083, 14088, 14091 |  | Section Lines |
|  | Burgemeister Project |  | QQ Lines |
|  | township |  | Wells |

BROCKWAY ENGINEERING, PLLC.
 ALR - DEC. 26, 2012



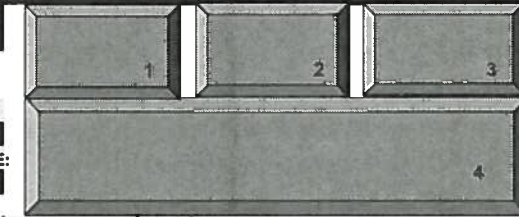
78394

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF WATER

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ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

YEAR

1963

TRANSFER NAME:

SEASON

SPRING

35-14080

145.9 AFA

35-14083

141.30

35-14088

23.5 AFA

35-14081

169.4 AFA

ENTER CELL LOCATIONS:

TO CELL

'FROM1' CELL

'FROM2' CELL

'FROM3' CELL

ROW

84

76

COLUMN

94

107

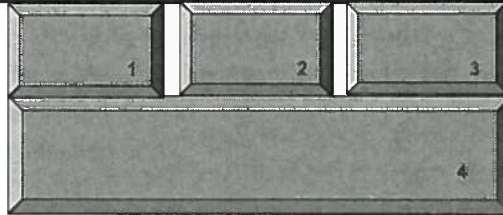
TRIMESTER OF ACTIVITY	TO WELL Protected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1963	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1963	0.0	48.6	48.6	0.0	0.0	0.0	0.0
WIN 1963	0.0	48.6	48.6	0.0	0.0	0.0	0.0
SPR 1964	0.0	48.6	48.6	0.0	0.0	0.0	0.0
SUM 1964	0.0	48.6	48.6	0.0	0.0	0.0	0.0
WIN 1964	0.0	48.6	48.6	0.0	0.0	0.0	0.0
SPR 1965	0.0	48.6	48.6	0.0	0.0	0.0	0.0
SUM 1965	0.0	48.6	48.6	0.0	0.0	0.0	0.0
WIN 1965	0.0	48.6	48.6	0.0	0.0	0.0	0.0
SPR 1966	0.0	48.6	48.6	0.0	0.0	0.0	0.0
SUM 1966	0.0	48.6	48.6	0.0	0.0	0.0	0.0
WIN 1966	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SPR 1967	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SUM 1967	0.0	95.7	95.7	0.0	0.0	0.0	0.0
WIN 1967	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SPR 1968	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SUM 1968	0.0	95.7	95.7	0.0	0.0	0.0	0.0
WIN 1968	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SPR 1969	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SUM 1969	0.0	95.7	95.7	0.0	0.0	0.0	0.0
WIN 1969	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SPR 1970	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SUM 1970	0.0	95.7	95.7	0.0	0.0	0.0	0.0
WIN 1970	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SPR 1971	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SUM 1971	0.0	95.7	95.7	0.0	0.0	0.0	0.0
WIN 1971	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SPR 1972	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SUM 1972	0.0	95.7	95.7	0.0	0.0	0.0	0.0
WIN 1972	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SPR 1973	0.0	95.7	95.7	0.0	0.0	0.0	0.0
SUM 1973	0.0	95.7	95.7	0.0	0.0	0.0	0.0
WIN 1973	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SPR 1974	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SUM 1974	0.0	103.6	103.6	0.0	0.0	0.0	0.0
WIN 1974	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SPR 1975	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SUM 1975	0.0	103.6	103.6	0.0	0.0	0.0	0.0
WIN 1975	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SPR 1976	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SUM 1976	0.0	103.6	103.6	0.0	0.0	0.0	0.0
WIN 1976	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SPR 1977	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SUM 1977	0.0	103.6	103.6	0.0	0.0	0.0	0.0
WIN 1977	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SPR 1978	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SUM 1978	0.0	103.6	103.6	0.0	0.0	0.0	0.0
WIN 1978	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SPR 1979	0.0	103.6	103.6	0.0	0.0	0.0	0.0
SUM 1979	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1979	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1980	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1980	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1980	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1981	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1981	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1981	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1982	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1982	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1982	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1983	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1983	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1983	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1984	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1984	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1984	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1985	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1985	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1985	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1986	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1986	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1986	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1987	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1987	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1987	0.0	160.0	160.0	0.0	0.0	0.0	0.0

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

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ENTER STARTING DATE FOR

SIMULATION. THEN PUSH

"UPDATE DATES" BUTTON

TRANSFER NO:

YEAR 1963

TRANSFER NAME:

SEASON SPRING

35-14080

145.9 AFA

35-14083

141.30

35-14088

23.5 AFA

35-14081

169.4 AFA

ENTER CELL LOCATIONS:

TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
84	76		
94	107		

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Protected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1988	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1988	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1988	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1989	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1989	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1989	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1990	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1990	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1990	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1991	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1991	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1991	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1992	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1992	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1992	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1993	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1993	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1993	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1994	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1994	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1994	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1995	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1995	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1995	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1996	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1996	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1996	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1997	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1997	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1997	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1998	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1998	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1998	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 1999	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 1999	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 1999	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2000	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2000	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2000	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2001	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2001	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2001	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2002	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2002	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2002	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2003	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2003	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2003	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2004	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2004	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2004	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2005	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2005	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2005	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2006	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2006	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2006	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2007	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2007	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2007	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2008	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2008	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2008	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2009	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2009	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2009	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2010	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SUM 2010	0.0	160.0	160.0	0.0	0.0	0.0	0.0
WIN 2010	0.0	160.0	160.0	0.0	0.0	0.0	0.0
SPR 2011	0.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2011	0.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2011	0.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2012	0.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2012	0.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2012	0.0	0.0	160.0	0.0	0.0	0.0	0.0

ENHANCED GROUND-WATER RIGHTS TRANSFER

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IDAHO DEPARTMENT OF AGRICULTURE

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ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

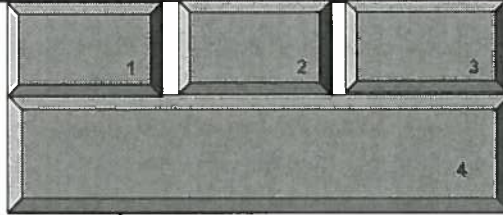
YEAR

1963

TRANSFER NAME:

SEASON

SPRING



35-14080
145.9 AFA
35-14083
141.30
35-14088
23.5 AFA
35-14081
169.4 AFA

ENTER CELL LOCATIONS:

	TO CELL	FROM1 CELL	FROM2 CELL	FROM3 CELL
ROW	84	76		
COLUMN	94	107		

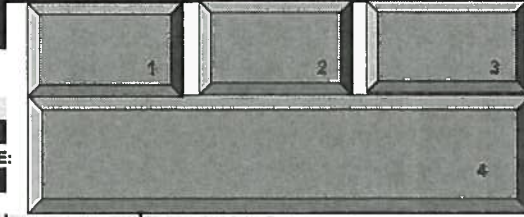
TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 2013	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2013	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2013	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2014	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2014	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2014	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2015	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2015	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2015	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2016	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2016	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2016	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2017	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2017	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2017	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2018	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2018	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2018	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2019	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2019	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2019	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2020	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2020	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2020	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2021	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2021	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2021	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2022	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2022	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2022	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2023	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2023	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2023	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2024	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2024	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2024	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2025	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2025	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2025	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2026	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2026	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2026	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2027	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2027	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2027	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2028	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2028	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2028	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2029	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2029	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2029	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2030	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2030	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2030	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2031	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2031	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2031	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2032	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2032	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2032	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2033	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2033	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2033	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2034	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2034	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2034	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2035	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2035	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2035	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2036	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2036	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2036	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2037	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2037	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2037	160.0	0.0	160.0	0.0	0.0	0.0	0.0

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries



ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

YEAR

1963

TRANSFER NAME:

SEASON

SPRING

35-14080

145.9 AFA

35-14083

141.30

35-14088

23.5 AFA

35-14081

169.4 AFA

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	84	76		
COLUMN	94	107		

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 2038	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2038	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2038	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2039	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2039	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2039	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2040	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2040	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2040	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2041	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2041	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2041	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2042	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2042	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2042	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2043	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2043	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2043	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2044	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2044	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2044	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2045	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2045	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2045	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2046	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2046	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2046	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2047	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2047	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2047	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2048	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2048	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2048	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2049	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2049	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2049	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2050	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2050	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2050	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2051	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2051	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2051	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2052	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2052	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2052	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2053	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2053	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2053	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2054	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2054	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2054	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2055	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2055	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2055	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2056	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2056	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2056	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2057	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2057	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2057	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2058	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2058	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2058	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2059	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2059	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2059	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2060	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2060	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2060	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SPR 2061	160.0	0.0	160.0	0.0	0.0	0.0	0.0
SUM 2061	160.0	0.0	160.0	0.0	0.0	0.0	0.0
WIN 2061	160.0	0.0	160.0	0.0	0.0	0.0	0.0

Mitigation Analysis Period

Trimester

Trimester 1 2 Trimester Annual

One-Way Analysis of Independent Transfers

Transfer 1 :							Transfer 120.0 Funk to NPVR										100.0% Pre-SS		480.0 AFA		120.0 Acres		100.0% Post-SS		480.0 AFA		120.0 Acres	
WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node	Impact by Reach (AFT/trimester)																				
								Ashion to Reuburg	Heise to Shelley	Shelley to Nr Bickft	Nr Bickft To Neesley	Neesley to Minidoka	Dev. Wbl. To Buhl	Buhl to 1000 Spr	1000 Spr to Mated	Mated to Bancroft												
Transfer 1: Proposed Steady State Impacts following Transfer								Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS							
Transfer: Worst Case Transient State Impacts following Transfer								Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS							
Steady State Analysis								Mitigation Check 1 - >10% of Historical:	-28.2%	-28.4%	-28.6%	-1.3%	268.14%	75.08%	75.04%	75.03%	75.02%	75.02%										
								Mitigation Check 2 - > 2 AFT:	-0.9	-1.1	-0.1	-1.4	7.3	2.7	1.0	0.1	0.4	0.0										
								Mitigation Check 3 - >10% of Total:	1.5%	1.7%	14.2%	64.4%	6.8%	3.9%	1.5%	1.0%	0.1%	0.0%	0.0%									
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO									
								Mitigation Vol. Req'd (ac-ft):	-0.9	-1.1	-0.1	-1.4	7.3	2.7	1.0	0.1	0.4	0.0	0.0									
Transient State Analysis								Mitigation Check 1 - >10% of Historical:	-10.7%	-27.9%	-28.6%	-1.3%	268.14%	75.08%	75.04%	75.03%	75.02%	75.02%										
								Mitigation Check 2 - > 2 AFT:	-0.3	-1.1	-0.1	-1.4	7.3	2.7	1.0	0.1	0.4	0.0	0.0									
								Mitigation Required?:	NO	NO	NO	NO	YES	YES	NO	NO	NO	NO	NO									
								Mitigation Vol. Req'd (ac-ft):	-0.3	-1.1	-0.1	-1.4	7.3	2.7	1.0	0.1	0.4	0.0	0.0									
								0.0%	0.0%	0.0%	0.0%	0.0 AFA	0.0 Acres	0.0 AFA	0.0 Acres													
Transfer 2 :							Impact by Reach (AFT/trimester)																					
WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node	Ashion to Reuburg	Heise to Shelley	Shelley to Nr Bickft	Nr Bickft To Neesley	Neesley to Minidoka	Dev. Wbl. To Buhl	Buhl to 1000 Spr	1000 Spr to Mated	Mated to Bancroft												
Transfer: Proposed Steady State Impacts following Transfer								Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS							
Transfer: Worst Case Transient State Impacts following Transfer								Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS							
Steady State Analysis								Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%							
								Mitigation Check 2 - > 2 AFT:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								Mitigation Check 3 - >10% of Total:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%								
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO								
								Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
Transient State Analysis								Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%								
								Mitigation Check 2 - > 2 AFT:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO								
								Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								0.0%	0.0%	0.0%	0.0%	0.0 AFA	0.0 Acres	0.0 AFA	0.0 Acres													
Transfer 3 :							Impact by Reach (AFT/trimester)																					
WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node	Ashion to Reuburg	Heise to Shelley	Shelley to Nr Bickft	Nr Bickft To Neesley	Neesley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kapr	Kapr to Mated	Mated to Bancroft												
Transfer: Proposed Steady State Impacts following Transfer								Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS							
Transfer: Worst Case Transient State Impacts following Transfer								Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS							
Steady State Analysis								Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%							
								Mitigation Check 2 - > 2 AFT:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								Mitigation Check 3 - >10% of Total:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%								
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO								
								Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
Transient State Analysis								Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%								
								Mitigation Check 2 - > 2 AFT:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO								
								Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								0.0%	0.0%	0.0%	0.0%	0.0 AFA	0.0 Acres	0.0 AFA	0.0 Acres													
Transfer 4 :							Impact by Reach (AFT/trimester)																					
WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node	Ashion to Reuburg	Heise to Shelley	Shelley to Nr Bickft	Nr Bickft To Neesley	Neesley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kapr	Kapr to Mated	Mated to Bancroft												
Transfer: Proposed Steady State Impacts following Transfer								Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS							
Transfer: Worst Case Transient State Impacts following Transfer								Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS	Pre-SS	Post-SS							
Steady State Analysis								Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%							
								Mitigation Check 2 - > 2 AFT:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								Mitigation Check 3 - >10% of Total:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%								
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO								
								Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
Transient State Analysis								Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%								
								Mitigation Check 2 - > 2 AFT:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO								
								Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0								
								0.0%	0.0%	0.0%	0.0%	0.0 AFA	0.0 Acres	0.0 AFA	0.0 Acres													

Greg Sullivan

Subject:

FW: Mitigation Analysis Slideshow

From: Weaver, Mathew [<mailto:Mathew.Weaver@idwr.idaho.gov>]

Sent: Wednesday, August 24, 2011 10:31 AM

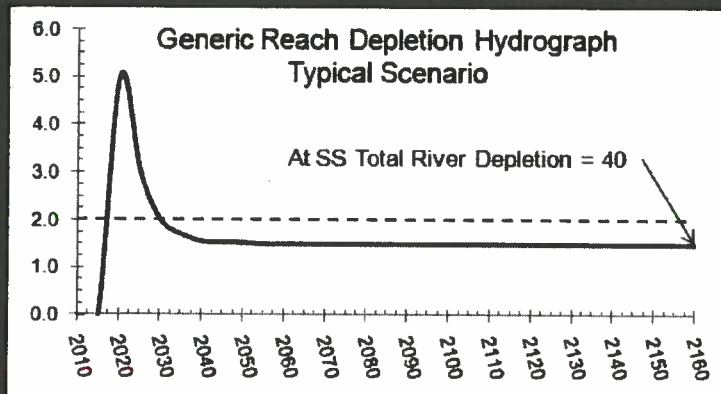
To: Greg Sullivan

Subject: RE: Mitigation Analysis Slideshow

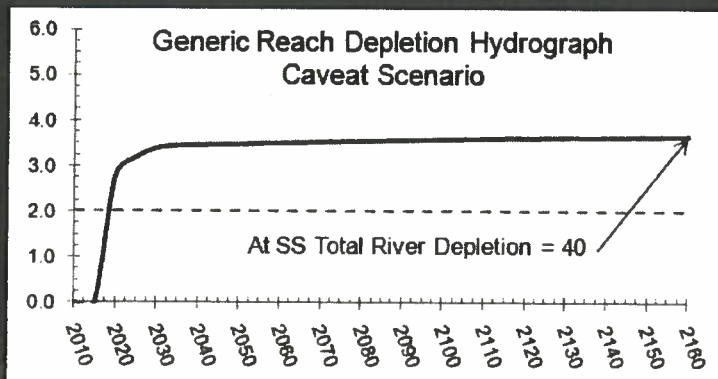
Yeah that was a little unclear. Hopefully this is better.

Transient State: 2 Part Test Caveat

Even when the transient 2 part test conditions are met, mitigation during the transient state is not required, if mitigation is not required at steady state (last time step), and steady state depletions are greater than at any time during the transient state.



Typical Scenario: Transient depletions would require mitigation, even though no mitigation is required in the steady state.



Caveat Scenario: Transient depletions would not require mitigation, b/c mitigation is not required at steady state and depletions at steady state are greater than at any previous time.

From: Greg Sullivan [<mailto:greg.sullivan@brockwayeng.com>]

Sent: Wednesday, August 24, 2011 9:40 AM

To: Weaver, Mathew

Subject: RE: Mitigation Analysis Slideshow

Mat,

Can you elaborate more on slide 7 concerning when transient state mitigation is not required when the mitigation requirements for steady state are met?

Thanks

Greg Sullivan

Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, ID 83301
Office: 208-736-8543
Fax: 208-736-8506

From: Weaver, Mathew [<mailto:Mathew.Weaver@idwr.idaho.gov>]

Sent: Tuesday, August 23, 2011 12:16 PM

To: Greg Sullivan

Subject: Mitigation Analysis Slideshow

Greg,

The slide show presentation I was referring to was last updated in June of this year. It approximately 15 meg is size so I can only make it available via the FTP (see instructions below). I have place the document in the main root directory of the FTP.

The file name is 'Mitigation_Analysis_6-7-11.pptx'.

Cheers,

Mat Weaver, P.E.

Staff Engineer

Idaho Department of Water Resources

(208) 287-4914

For the general public to put/take files on the server:

Using Internet Explorer 7.0 or 8.0 to put files on the server for use by IDWR employees:

1. Go to <ftp://ftp1.idaho.gov>
2. Login using the account name idwrngen and the password Rg7d952O (capital O, not the number 0)
3. Click "View" then click "Open FTP Site in Windows Explorer" This will open a new window.
4. Log in again using the same user name and Password
5. The user can click "Incoming" to add files for IDWR employees.
6. The user can also click "Outgoing" to get files from IDWR. They will be able to see and download ALL of the files and folders here but will not be able to delete them.

The user can either drag and drop, or cut and paste files from their computer onto the server.



WARRANTY DEED

Instrument # 196989
POWER COUNTY, IDAHO
09-30-2009 01:10:28 pm No. of Pages: 2
Recorded for: ALLIANCE TITLE - POCATELLO
CHRISTINE STEINLICH Fee: \$48.00
Ex-Officio Recorder Deputy: Jennifer J Rupp
Electronically Recorded by Simplifile

FOR VALUE RECEIVED KEVIN LYNN BURGEMEISTER, A SINGLE PERSON

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Lance D. Funk and Lisa L. Funk, Husband and Wife

whose current address is PO Box 310 American Falls, ID 83211

the grantee(s), the following described premises, in Power County, Idaho, TO WIT:

Lot 1; Southeast ¼ of the Northeast ¼ and the East ½ of the Southeast ¼. All in Section 4, Township 7 South, Range 29 East, Boise Meridian, Power County, Idaho.

Excepting therefrom, the following four tracts:

Parcel 1:

A parcel of land in the Southeast corner of the Southeast ¼ of the Southeast ¼ of Section 4, Township 7 South, Range 29 East, Boise Meridian, Power County, Idaho, described as follows:

COMMENCING at the Southeast corner of said Section 4;
Thence North 0°02' East along the East line of said Section, 25 feet;
Thence South 89°58' West, parallel to the South line of said Section, 25.00 feet to the TRUE POINT OF BEGINNING;
Thence North 0°02' East, 295.20 feet;
Thence South 45°00' West, 417.72 feet;
Thence North 89°58', 295.20 feet to the TRUE POINT OF BEGINNING.

Parcel 2:

A tract of land in the Southeast ¼ of the Southeast ¼ of Section 4, Township 7 South, Range 29 East, Boise Meridian, Power County, Idaho, described as follows:

COMMENCING at the Southeast corner of said Section 4;
Thence North 0°00'54" West, along the East line of said Section 25.00 feet;
Thence South 89°58'00" West, 320.20 feet to the Southwest corner of Louie Burgemeister property, the TRUE POINT OF BEGINNING;
Thence South 89°58'00" West, 215.00 feet;
Thence North 0°00'54" West, 150.00 feet;
Thence North 89°58'00 East, 365.13 feet to the Northwesterly line of said Louie Burgemeister property;
Thence South 45°00'00" West, along said Northwesterly line, 212.36 feet to the TRUE POINT OF BEGINNING;

Parcel 3:

A parcel of land located in Lot 1, Section 4, Township 7 South, Range 29 East, Boise Meridian, Power County, Idaho, described as follows:

BEGINNING at the Northeast corner of said Section 4, from which an Idaho Department of Transportation monument bears South 00°01'31" East, 3.40 feet;
Thence South 00°01'31" East, along the East line of said Section 4, a distance of 186.00 feet;
Thence North 89°57'49" West, leaving said East line, 272.00 feet to a ½" rebar with plastic cap stamped PLS 843;
Thence South 00°01'31" East, 200.00 feet to a ½" rebar with plastic cap stamped PLS 843;
Thence North 89°57'49" West, 364.50 feet to a ½" rebar with plastic cap stamped PLS 843;
Thence North 00°01'31" West, 386.00 feet to a point on the North line of said Section 4;
Thence South 89°57'49" East, along said North line, 636.50 feet to the POINT OF BEGINNING.

4-3

EXHIBIT 'A'

LEGAL DESCRIPTION:

TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO.

SECTION 4: LOT 2 AND SW1/4SE1/4

SECTION 5: LOTS 1, 2 AND 4; S1/2N1/2; W1/2SW1/4

TOWNSHIP 6 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO

SECTION 33: THE E1/2E1/2

SECTION 34: THE W1/2W1/2

EXCEPTING THEREFROM:

A PARCEL OF LAND IN THE SW1/4SW1/4 OF SECTION 34, TOWNSHIP 6 SOUTH, RANGE 29 EAST OF THE BOISE MERIDIAN IN POWER COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34 WHICH IS MARKED BY A 5/8" REBAR AND ALUMINUM CAP PLS 843; THENCE EAST ALONG THE SOUTH LINE OF SAID SECTION 740.44 FEET TO THE TRUE POINT OF BEGINNING;

THENCE NORTH 00°05'26" WEST 30.00 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843, SAID POINT BEING ON THE NORTHERLY RIGHT OF WAY LINE OF NORTH PLEASANT VALLEY ROAD; THENCE NORTH 00°05'26" WEST 201.39 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843; THENCE EAST 504.24 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843 ON THE WESTERLY RIGHT OF WAY OF QUIGLEY ROAD; THENCE SOUTH 05°09'59" WEST ALONG SAID RIGHT OF WAY A DISTANCE OF 155.46 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843; THENCE WEST 66.18 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843; THENCE SOUTH 00°05'26" EAST 46.56 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843, SAID POINT BEING ON THE NORTHERLY RIGHT OF WAY LINE OF NORTH PLEASANT VALLEY ROAD; THENCE SOUTH 00°05'26" EAST 30.00 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 34; THENCE WEST ALONG SAID SOUTH LINE 423.82 FEET TO THE TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

4-4

BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 6 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO; THENCE NORTH ONE MILE; THENCE WEST 50 FEET; THENCE SOUTH ONE MILE; THENCE EAST 50 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A PARCEL OF LAND IN SECTIONS 33 AND 34, TOWNSHIP 6 SOUTH, RANGE 29 EAST OF THE BOISE MERIDIAN, POWER COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE W1/16 CORNER ON THE SOUTH LINE OF SAID SECTION 34, MONUMENTED WITH A 5/8" REBAR WITH ALUMINUM CAP STAMPED PLS 843; THENCE NORTH 89°57'49" WEST ALONG THE SOUTH LINE OF SAID SECTION 34 A DISTANCE OF 1287.09 FEET; THENCE FROM A TANGENT BEARING OF NORTH 76°29'54" WEST ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 1047.92 FEET, THROUGH A CENTRAL 250°04'55", FOR AN ARC LENGTH OF 4573.91 FEET TO A POINT ON THE W1/16 LINE OF SAID SECTION 34; THENCE SOUTH 0°03'15" EAST ALONG SAID W1/16 LINE 1136.89 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A STRIP OF LAND 30 FEET WIDE DESCRIBED AS THE NORTH, SOUTH AND EAST, 30.00 FEET OF THE ABOVE DESCRIBED PARCEL FOR COUNTY ROAD RIGHT OF WAY.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 East Center
Pocatello, ID 83201

Instrument # 188725

POWER COUNTY, IDAHO

2006-02-09

04:16:18 No. of Pages: 4

Recorded for: FIRST AMERICAN TITLE

CHRISTINE STEINLICHT

Fee: 12.00

Ex-Officio Recorder Deputy

Maurice Scholte

4-1

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 137001B (jb)

Date: February 07, 2006

For Value Received, L. Burgemeister & Sons, Ltd., a Limited Partnership, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Lance Donald Funk and Lisa Irigoyen Funk, husband and wife**, hereinafter called the Grantee, whose current address is 3853 East Road, American Falls ID 83211, the following described premises, situated in Power County, Idaho, to-wit:

See Attached Legal Description

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

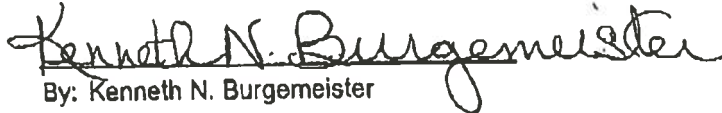
4-2

Date: 02/07/2006

Warranty Deed
- continued

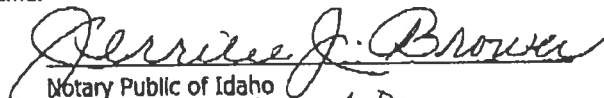
File No.: 1370018 ()

L. Burgemeister & Sons, Ltd., a Limited
Partnership


By: Kenneth N. Burgemeister

STATE OF Idaho)
SS.
COUNTY OF Bannock)

On this **eightth day of February, 2006**, before me, a Notary Public in and for said State, personally appeared **Kenneth N. Burgemeister**, known or Identified to me to be one of the partners in the partnership of **L. Burgemeister & Sons Ltd., a limited partnership**, and the partner or one of the partners who subscribed said partnership name to the foregoing Instrument, and acknowledged to me that he executed the same in said partnership name.


Notary Public of Idaho
Residing at: Teton / o, Idaho
Commission Expires: 2-27-10

4-3

EXHIBIT 'A'**LEGAL DESCRIPTION:****TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO.****SECTION 4: LOT 2 AND SW1/4SE1/4****SECTION 5: LOTS 1, 2 AND 4; S1/2N1/2; W1/2SW1/4****TOWNSHIP 6 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO****SECTION 33: THE E1/2E1/2****SECTION 34: THE W1/2W1/2****EXCEPTING THEREFROM:****A PARCEL OF LAND IN THE SW1/4SW1/4 OF SECTION 34, TOWNSHIP 6 SOUTH, RANGE 29 EAST OF THE BOISE MERIDIAN IN POWER COUNTY, IDAHO, DESCRIBED AS FOLLOWS:****COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34 WHICH IS MARKED BY A 5/8" REBAR AND ALUMINUM CAP PLS 843; THENCE EAST ALONG THE SOUTH LINE OF SAID SECTION 740.44 FEET TO THE TRUE POINT OF BEGINNING;****THENCE NORTH 00°05'26" WEST 30.00 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843, SAID POINT BEING ON THE NORTHERLY RIGHT OF WAY LINE OF NORTH PLEASANT VALLEY ROAD; THENCE NORTH 00°05'26" WEST 201.39 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843; THENCE EAST 504.24 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843 ON THE WESTERLY RIGHT OF WAY OF QUIGLEY ROAD; THENCE SOUTH 05°09'59" WEST ALONG SAID RIGHT OF WAY A DISTANCE OF 155.46 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843; THENCE WEST 66.18 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843; THENCE SOUTH 00°05'26" EAST 46.56 FEET TO A 1/2" REBAR AND PLASTIC CAP PLS 843, SAID POINT BEING ON THE NORTHERLY RIGHT OF WAY LINE OF NORTH PLEASANT VALLEY ROAD; THENCE SOUTH 00°05'26" EAST 30.00 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 34; THENCE WEST ALONG SAID SOUTH LINE 423.82 FEET TO THE TRUE POINT OF BEGINNING.****ALSO EXCEPTING THEREFROM:**

4-4

BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 6 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO; THENCE NORTH ONE MILE; THENCE WEST 50 FEET; THENCE SOUTH ONE MILE; THENCE EAST 50 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

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ALSO EXCEPTING THEREFROM:

A STRIP OF LAND 30 FEET WIDE DESCRIBED AS THE NORTH, SOUTH AND EAST, 30.00 FEET OF THE ABOVE DESCRIBED PARCEL FOR COUNTY ROAD RIGHT OF WAY.

SUPERIMPOSED
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A

* Means the item is always required and must be included with the application.

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

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

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

RECEIVED

JAN 14 2013

Department of Water Resources
Eastern Region

78394

SUPERCEDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Lance and/or Lisa Funk Phone (208)226-5551Mailing address PO BOX 310 AMERICAN FALLS, ID 83211 Email _____

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

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

☐ No RepresentativeName of Representative Greg Sullivan of Brockway Engineering Phone 208-736-8543Mailing address 2016 North Washington Street, Suite 4 Twin Falls Idaho 83301 Email greg.sullivan@brockwayeng.com

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

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

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

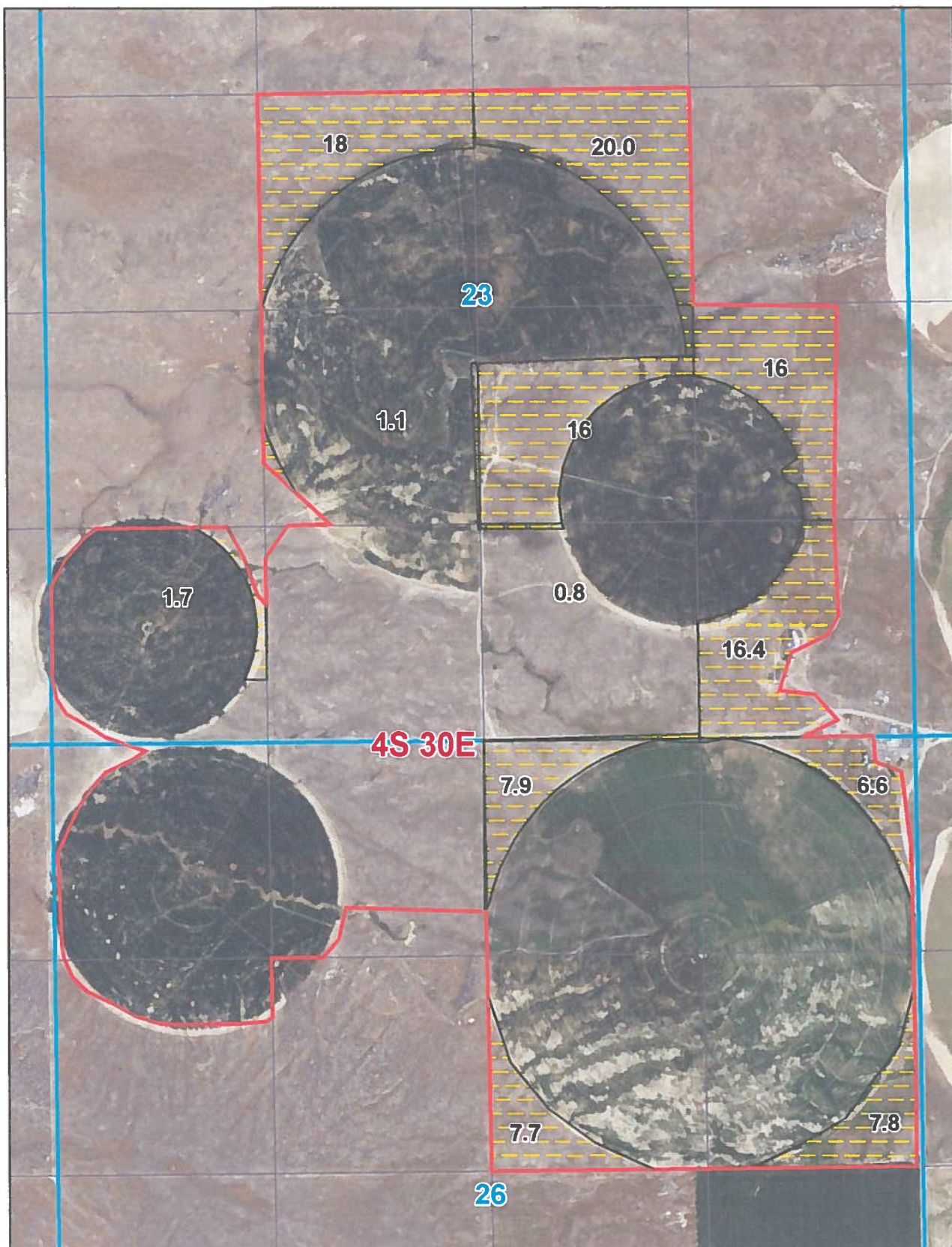
1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Transfer this water to an existing well. The acres currently covered by this water right will not be irrigated.

RECEIVED

JAN 14 2013

Department of Water Resources
Eastern Region

78394



0 500 1,000 Feet

FUNK, LANCE - BURGEMEISTER 2013
TRANSFER 120 AC. FROM 35-10480, 14083, 14088, 14091,
NAIP 2011 AERIAL

BROCKWAY ENGINEERING, PLLC.
 ALR - JAN 10, 2013

Legend
 WR_POU_FROM
 120 Ac. Transfer off
 Sections
 lades



78394

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	35-14080	0.73/145.9	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	35-14083	0.71/141.3	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	35-14088	0.12/23.5	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	35-14091	0.85/169.4	Irrigation	4/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 6.36 cfs and/or 1880 ac-ft

2. Total amount of water proposed to be transferred or changed 1.62 cubic feet per second and/or 480 acre-feet per annum.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			NW	NW	34	06S	29E	Bingham	Ground Water	

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	29E	4	27	33	30	30													120

Total Acres (for irrigation use) 120.0

78394

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

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

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Existing well, main lines and delivery system.
- b. Who owns the property at the point(s) of diversion? Lance Funk
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6. List the name of the entity and type of lien: N/A**
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: _____
Land currently covered by these water rights will no longer be irrigated.
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: 35-14082 is diverted from the proposed POD for this transfer.
- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
- | Yes | No | |
|-------------------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☒ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe: _____

