

Jordan, Blake

From: Jordan, Blake
Sent: Tuesday, January 22, 2013 3:14 PM
To: 'greg.sullivan@brockwayeng.com'
Cc: Cefalo, James
Subject: Lance and/or Lisa Funk Transfer (Burgermeister)

Greg,

I have completed an initial review for the transfer that you submitted for Lance and Lisa Funk and found several items that need addressed before we can continue processing the application. The items that need to be addressed are described below:

- Water rights 35-14080, 35-14083, 35-14088, 35-14091 are recorded in the name of Lance and Lisa Funk. Both Lance and Lisa need to sign the application.
- The proposed point of diversion is located in Power County rather than Bingham County (Item 3 Point of diversion).
- You answered yes and no to the question regarding whether or not the water rights are currently leased to the Water Supply Bank (Part 1 5F) but did not add an explanation describing the circumstance (part 1 5F). Could you please give a brief explanation why you answered yes and no to this question?
- The acres proposed to be changed for the water rights involved in this transfer are in error (Parts 2B). According to the water reports for water rights 35-14080, 35-14083, 35-14088 and 35-14091, there are only **15.1** acres authorized to be irrigated in the SESE of 04S, 30E, Section 23. According to part 2B of the application, **16.4** acres located in the SESE of 04S, 30E, Section 23 are proposed to be changed.

According to part 2B for water right 35-14080, 1.7 acres located in the **SWSW** of 04S, 30E, Section 23 are being changed, which is consistent with the map that was included with the application. However, according to part 2B for water rights 35-14083, 35-14088, and 35-14091, 1.7 acres located in the **SESW** of 04S, 30E, Section 23 are being changed. This is not consistent with the map and the acres being changed under right 35-14080.

Part 2B of the application for water rights 35-14083, 35-14088, and 35-14091 list a total of **20.0** acres. The total acres proposed to be changed should be **120.0** acres. Under part 2B for these same water rights there is a basin number typo (application should list basin **35** instead of basin **34**).

- The shape you used to outline the place of use for water rights 35-14080, 35-14083, 35-14088 and 35-14091 is not the current place of use shape for these water rights. It appears that the shape file you used to create the place of use boundary for water rights 35-14080, 35-14083, 35-14088 and 35-14091 was the shape files for water rights 35-2728, 35-2844, 35-7361 and 35-7856. In January, 2011 Lance and Lisa Funk Partnership filed two transfer applications (77023 and 77025) proposing to move a combined total of 90 acres from rights 35-2728, 35-2844, 35-7361 and 35-7856 to two separate parcels owned by Lance and Lisa Funk. As a result of these transfers, the shape file and acres authorized to be irrigated under the remaining portion of water rights 35-2728, 35-2844, 35-7361 and 35-7856 were reduced accordingly.

Please have the necessary changes submitted to me by February, 4th 2013. If I haven't heard back from you by that date, then I will return the application and refund your \$580.00.

Let me know if you have any questions

Thanks,
Blake

Jordan, Blake

From: Greg Sullivan [greg.sullivan@brockwayeng.com]
Sent: Wednesday, January 23, 2013 3:16 PM
To: lance@funkfarms.net
Cc: Jordan, Blake
Subject: Emailing: TRANSFER FROM 35-14080, 14083, 14088, 14091.jpg
Attachments: TRANSFER FROM 35-14080, 14083, 14088, 14091.jpg; 120 Acre Transfer.PDF

Lance,

I have attached an amended transfer application for the 120.0 acres that you own. IDWR reviewed the application and there were a few items that needed to be corrected and updated. I have made the corrections and update the aerial map. IDWR does need your wife and your signature on the application. This is because both of you are listed as water right owners.

Have your wife and yourself sign the application and mail the entire packet to Blake Jordan at the Eastern IDWR office.

If you have any question, please give me a call and we can discuss it.

Let me know when you have mailed the packet to Blake.

Thank you,

Greg Sullivan
Brockway Engineering
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208-736-8543