

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76885

This is to certify that: JOHNNY SUDIK and GINNY SUDIK
 3332 N 3500 E
 KIMBERLY ID 83341
 (208)423-5590

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
45-2241	WR/Decreed	11/18/1947	2 cfs	876 af		219.0	GROUND WATER
45-13620	WR/Decreed	07/14/1983	2.54 cfs	838.4 af	209.6	219.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

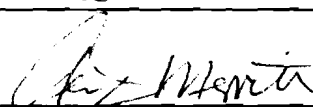
<u>Current Number</u>	<u>Split</u>	<u>PQD</u>	<u>POU</u>	<u>Add PQD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-2241	YES	YES	YES	YES	YES	YES
45-13620	YES	YES	YES	YES	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
45-2241	47-17548	0.13 cfs	43.6 af			45-14320	1.87 cfs	819.2 af	N/A	204.8
45-13620	47-17549	0.16 cfs	41.8 af			45-14322	2.38 cfs	784 af	196.0	204.8
COMBINED TOTALS		0.16 cfs	43.6 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of December, 20 10


 Southern Region Manager

SUPPORT DATA

IN FILE # 45-2241

WATER RIGHT NO. 45-14320
As Modified by Transfer No. 76885

In accordance with the approval of Transfer No. 76885, Water Right No. 45-14320 is now described as follows.

Right Holder: DARRELL M FUNK
 3173 N 4900 E
 MURTAUGH ID 83344

Or

PATRICIA M FUNK
 3173 N 4900 E
 MURTAUGH ID 83344

Priority Date: November 18, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.87 CFS	819.2 AF
			1.87 CFS	819.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNE Sec. 21 Twp 11S Rge 20E TWIN FALLS
 County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	20E	21	35.0	39.0	30.0	37.0									40.0	23.8			204.8

Total Acres: 204.8

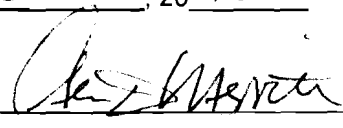
WATER RIGHT NO. 45-14320
As Modified by Transfer No. 76885

CONDITIONS OF APPROVAL

1. Use of this right is combined with water from Milner Low Lift Irrigation Dist.
2. Use of this right with right no. 45-14322 is limited to the irrigation of a combined total of 204.8 acres in a single irrigation season.
3. Use of this right with right 45-14322 is limited to a total combined diversion rate of 2.38 cfs and to a total combined annual diversion volume of 819.2 af.
4. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
6. 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.

This water right 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.

Dated this 13th day of December, 20 10


Southern Region Manager

WATER RIGHT NO. 47-17548
As Modified by Transfer No. 76885

In accordance with the approval of Transfer No. 76885, Water Right No. 47-17548 is now described as follows.

Right Holder: DARRELL M FUNK
 3173 N 4900 E
 MURTAUGH ID 83344

Or

PATRICIA M FUNK
 3173 N 4900 E
 MURTAUGH ID 83344

Priority Date: November 18, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.13 CFS	43.6 AF
COMMERCIAL	01/01	to 12/31	0.13 CFS	43.6 AF
			0.13 CFS	43.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESW Sec. 9 Twp 11S Rge 18E TWIN FALLS
 County

GROUND WATER SWNESW Sec. 9 Twp 11S Rge 18E TWIN FALLS
 County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
11S 18E 9	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
									X	X	X	X					

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
11S 18E 9	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
									X	X	X	X					

WATER RIGHT NO. 47-17548
As Modified by Transfer No. 76885

CONDITIONS OF APPROVAL

1. Rights 47-17548 and 47-17549 when combined shall not exceed a total diversion rate of 0.16 cfs, a total annual maximum diversion volume of 43.6 af.
2. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. 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. 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.

This water right 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.

Dated this 13th day of December, 20 10



Southern Region Manager

WATER RIGHT NO. 45-14322
As Modified by Transfer No. 76885

In accordance with the approval of Transfer No. 76885, Water Right No. 45-14322 is now described as follows.

Right Holder: DARRELL M FUNK
3173 N 4900 E
MURTAUGH ID 83344

Or

PATRICIA M FUNK
3173 N 4900 E
MURTAUGH ID 83344

Priority Date: July 14, 1983

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.38 CFS	784.0 AF
			2.38 CFS	784.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNE Sec. 21 Twp 11S Rge 20E TWIN FALLS
County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 20E 21	35.0	39.0	30.0	37.0									40.0	23.8			204.8

Total Acres: 204.8

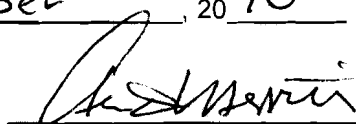
WATER RIGHT NO. 45-14322
As Modified by Transfer No. 76885

CONDITIONS OF APPROVAL

1. Use of this right with right 45-14320 is limited to a total combined diversion rate of 2.38 cfs and to a total combined annual diversion volume of 819.2 af.
2. Use of this right is combined with water from Milner Low Lift Irrigation Dist.
3. This right is limited to the irrigation of 196.0 acres within the place of use described above in a single irrigation season.
4. Use of this right with right no. 45-14320 is limited to the irrigation of a combined total of 204.8 acres in a single irrigation season.
5. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
6. This right is a portion of former right 45-7280.
7. 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.

This water right 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.

Dated this 13th day of December, 2010



Southern Region Manager

WATER RIGHT NO. 47-17549
As Modified by Transfer No. 76885

In accordance with the approval of Transfer No. 76885, Water Right No. 47-17549 is now described as follows.

Right Holder: DARRELL M FUNK
3173 N 4900 E
MURTAUGH ID 83344

Or

PATRICIA M FUNK
3173 N 4900 E
MURTAUGH ID 83344

Priority Date: July 14, 1983

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.16 CFS	41.8 AF
COMMERCIAL	01/01	to 12/31	0.16 CFS	41.8 AF
			0.16 CFS	41.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESW Sec. 9 Twp 11S Rge 18E TWIN FALLS
County

GROUND WATER SWNESW Sec. 9 Twp 11S Rge 18E TWIN FALLS
County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
11S	18E	9												X	X	X	X					

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals			
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>				
11S	18E	9												X	X	X	X					

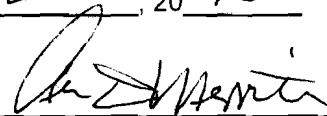
WATER RIGHT NO. 47-17549
As Modified by Transfer No. 76885

CONDITIONS OF APPROVAL

1. Rights 47-17548 and 47-17549 when combined shall not exceed a total diversion rate of 0.16 cfs, a total annual maximum diversion volume of 43.6 af.
2. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. 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. 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.

This water right 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.

Dated this 13th day of December, 2010



Southern Region Manager

State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 76885
Water Service Area Boundary for Darrell M Funk
Rights: 47-17548 and 47-17549
Stockwater and Commercial Uses



Legend

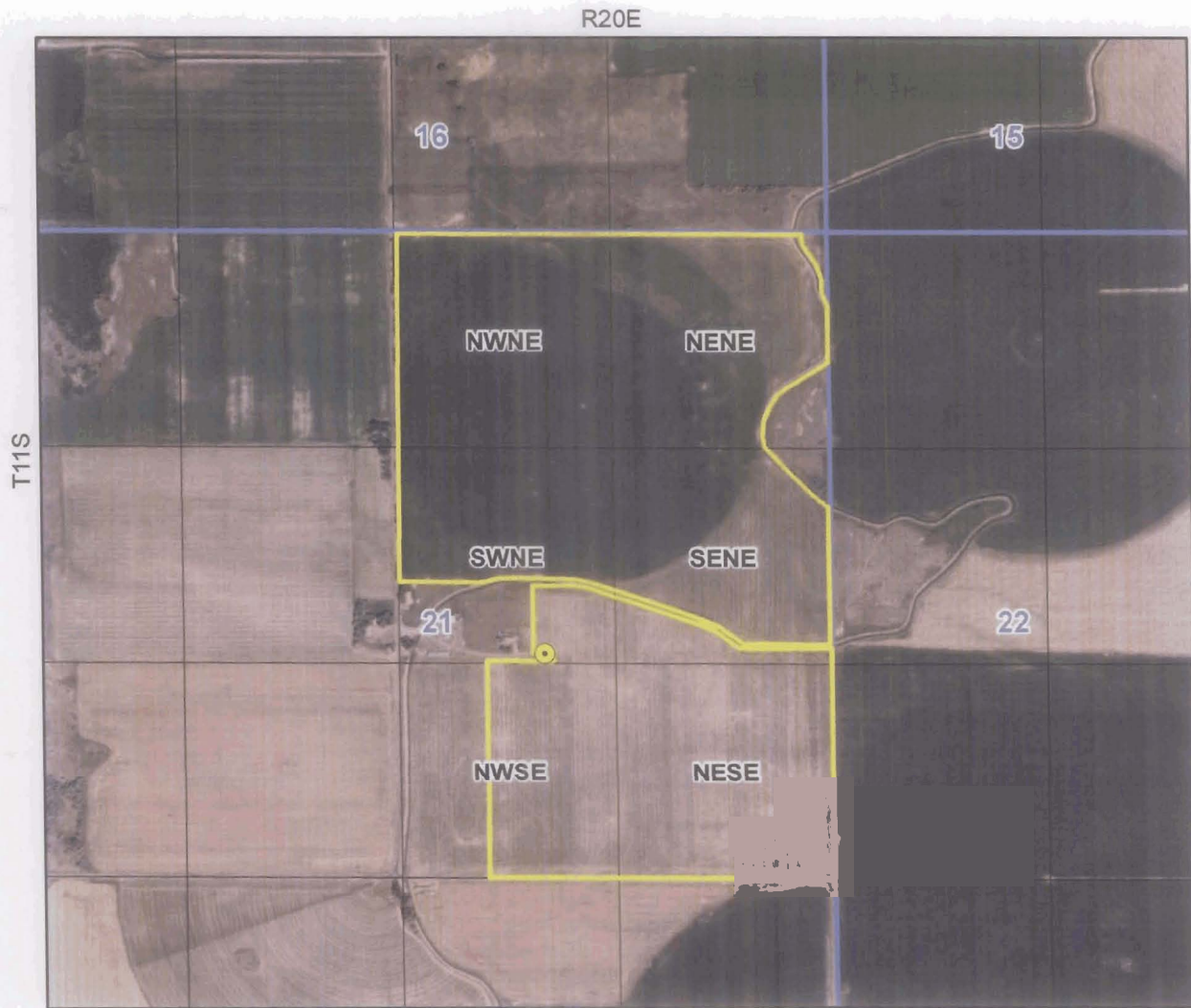
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.05 0.1 0.2 Miles



State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 76885
Water Service Area Boundary for Darrell M Funk
Rights: 45-14320, 45-14322
Irrigation



Legend

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

0 0.125 0.25 0.5 Miles

