

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73360

This is to certify that: DAVID L And SHIRLENE FUNK
 3040 N 3800 E
 HANSEN ID 83334
 (208)423-4583

have 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>
45-2540B	WR/Decreed	01/24/1957	0.08 cfs	26.0 af	N/A	N/A	GROUND WATER
45-2540A	WR/Decreed	01/24/1957	1.94 cfs	614.0 af	153.5	594.0	GROUND WATER
45-2571B	WR/Decreed	11/04/1958	0.13 cfs	26.0 af	N/A	N/A	GROUND WATER
45-2701D	WR/Decreed	09/16/1961	0.05 cfs	18.1 af	N/A	N/A	GROUND WATER
45-4070B	WR/Decreed	03/01/1960	0.06 cfs	42.4 af	N/A	N/A	GROUND WATER
45-4245B	WR/Decreed	03/01/1960	0.19 cfs	52.0 af	N/A	N/A	GROUND WATER
45-2571A	WR/Decreed	11/04/1958	3.07 cfs	614.0 af	153.5	594.0	GROUND WATER
45-2701C	WR/Decreed	09/16/1961	1.05 cfs	512.3 af	211.7	594.0	GROUND WATER
45-4070A	WR/Decreed	03/01/1960	0.9 cfs	439.1 af	424.4	594.0	GROUND WATER
45-4245A	WR/Decreed	03/01/1960	3.71 cfs	1184.4 af	296.1	594.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-2540B	NO	NO	YES	YES	NO	NO
45-2540A	YES	YES	YES	NO	YES	YES
45-2571B	NO	NO	YES	YES	NO	NO
45-2701D	NO	NO	YES	YES	NO	NO
45-4070B	NO	NO	YES	YES	NO	NO
45-4245B	NO	NO	YES	YES	NO	NO
45-2571A	YES	YES	YES	NO	YES	YES
45-2701C	YES	YES	YES	NO	YES	YES
45-4070A	YES	YES	YES	NO	YES	YES
45-4245A	YES	YES	YES	NO	YES	YES

SUPPORT DATA

IN FILE # 45-2540A

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT**

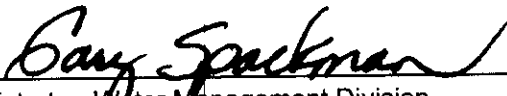
TRANSFER NO. 73360

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-2540B	45-2540B	0.08 cfs	26.0 af	N/A	N/A		N/A	N/A	N/A	N/A
45-2571B	45-2571B	0.13 cfs	26.0 af	N/A	N/A		N/A	N/A	N/A	N/A
45-2701D	45-2701D	0.05 cfs	18.1 af	N/A	N/A		N/A	N/A	N/A	N/A
45-4070B	45-4070B	0.06 cfs	42.4 af	N/A	N/A		N/A	N/A	N/A	N/A
45-4245B	45-4245B	0.19 cfs	52.0 af	N/A	N/A		N/A	N/A	N/A	N/A
45-2540A	45-14029	0.12 cfs	26.8 af	N/A	N/A	45-14028	1.82 cfs	576.0 af	144.0	594.0
45-2571A	45-14031	0.19 cfs	26.8 af	N/A	N/A	45-14030	2.88 cfs	576.0 af	144.0	594.0
45-2701C	45-14033	0.06 cfs	22.4 af	N/A	N/A	45-14032	0.99 cfs	480.6 af	198.6	594.0
45-4070A	45-14035	0.06 cfs	19.2 af	N/A	N/A	45-14034	0.84 cfs	412.0 af	227.1	594.0
45-4245A	45-14037	0.23 cfs	51.7 af	N/A	N/A	45-14036	3.48 cfs	1111.2 af	277.8	594.0
COMBINED										
TOTALS		0.80 cfs	206.0 af	N/A	N/A		7.13 cfs	2229.2 af	557.3	594.0

Detailed Water Right Description(s) attached

Dated this 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-14028
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14028 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: January 24, 1957

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	1.82 CFS	576.0 AF
		1.82 CFS	576.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSESW	Sec. 14 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWNWNE	Sec. 23 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENWNW	Sec. 23 Twp 11S	Rge 19E	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 19E 22	36.0	40.0	38.0	39.0	13.0	39.0	38.0	39.0									282.0
11S 19E 23	38.0	40.0	39.0	38.0	40.0	39.0	39.0	39.0									312.0

Total Acres: 594

CONDITIONS OF APPROVAL

1. Prior to use of water for irrigation under this right the right holder shall install a measuring device to measure the amount of water diverted and shall annually report the diversion to the Department. The right holder shall obtain prior approval from the Department of the type of measuring device to install.
2. Use of the rights listed below is limited to a total combined diversion rate of 7.13 cfs and to a total combined annual diversion volume of 2229.2 af. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.
3. This right is limited to the irrigation of 144 acres within the place of use described above in a single irrigation season.
4. Use of the rights listed below is limited to the irrigation of a combined total of 557.3 acres in a single irrigation season. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.

WATER RIGHT NO. 45-14028
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

5. The acres which are no longer authorized for irrigation under Transfer 4786 are specifically described as follows: 26.0 acres within NENW, S22, T11S, R19E.
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 2nd day of July, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 45-14029
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14029 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: January 24, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversión Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.12 CFS	26.8 AF
STOCKWATER	01/01	12/31	0.12 CFS	26.8 AF
			0.12 CFS	26.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S Rge 19E TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S Rge 19E TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S Rge 19E TWIN FALLS County

PLACE OF USE: COMMERCIAL & 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 19E 22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.47 cfs and a total annual maximum diversion volume of 103.7 af.
2. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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. 140.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 45-14029
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14031, 45-14033, 45-14035, and 45-14037 are also diverted through the point(s) of diversion described above.
9. Commercial use is for a dairy operation.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-14030
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14030 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: November 04, 1958

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	2.88 CFS	576.0 AF
		2.88 CFS	576.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSESW	Sec. 14 Twp 11S Rge 19E	TWIN FALLS County
GROUND WATER	SWNWNE	Sec. 23 Twp 11S Rge 19E	TWIN FALLS County
GROUND WATER	SENWNW	Sec. 23 Twp 11S Rge 19E	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 19E 22	36.0	40.0	38.0	39.0	13.0	39.0	38.0	39.0									282.0
11S 19E 23	38.0	40.0	39.0	38.0	40.0	39.0	39.0	39.0									312.0

Total Acres: 594

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to the irrigation of a combined total of 557.3 acres in a single irrigation season. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.
2. Use of the rights listed below is limited to a total combined diversion rate of 7.13 cfs and to a total combined annual diversion volume of 2229.2 af. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.
3. This right is limited to the irrigation of 144 acres within the place of use described above in a single irrigation season.
4. Prior to use of water for irrigation under this right the right holder shall install a measuring device to measure the amount of water diverted and shall annually report the diversion to the Department. The right holder shall obtain prior approval from the Department of the type of measuring device to install.

WATER RIGHT NO. 45-14030
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

5. Use of the rights listed below is limited to a total combined diversion rate of 3.48 cfs. Combined right nos.: 45-14030 and 45-14036.
6. The acres which are no longer authorized for irrigation under Transfer 4786 are specifically described as follows: 26.0 acres within NENW, S22, T11S, R19E.
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 2nd day of July, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 45-14031
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14031 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: November 04, 1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversión Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.19 CFS	26.8 AF
STOCKWATER	01/01	12/31	0.19 CFS	26.8 AF
			0.19 CFS	26.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S Rge 19E TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S Rge 19E TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S Rge 19E TWIN FALLS County

PLACE OF USE: COMMERCIAL & STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
11S 19E 22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-14031 and 45-14037 when combined shall not exceed a total diversion rate of 0.23 cfs.
2. Rights 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.47 cfs and a total annual maximum diversion volume of 103.7 af.
3. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 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. 140.

WATER RIGHT NO. 45-14031
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. 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.
9. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14033, 45-14035, and 45-14037 are also diverted through the point(s) of diversion described above.
10. Commercial use is for a dairy operation.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-14032
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14032 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: September 16, 1961

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	0.99 CFS	480.6 AF
		0.99 CFS	480.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSESW	Sec. 14 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWNWNE	Sec. 23 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENWNW	Sec. 23 Twp 11S	Rge 19E	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	19E	22	36.0	40.0	38.0	39.0	13.0	39.0	38.0	39.0									282.0
11S	19E	23	38.0	40.0	39.0	38.0	40.0	39.0	39.0	39.0									312.0

Total Acres: 594

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to a total combined diversion rate of 7.13 cfs and to a total combined annual diversion volume of 2229.2 af. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.
2. This right is limited to the irrigation of 198.6 acres within the place of use described above in a single irrigation season.
3. Prior to use of water for irrigation under this right the right holder shall install a measuring device to measure the amount of water diverted and shall annually report the diversion to the Department. The right holder shall obtain prior approval from the Department of the type of measuring device to install.
4. Use of the rights listed below is limited to the irrigation of a combined total of 277.8 acres in a single irrigation season. Combined right nos.: 45-14032, 45-14034, and 45-14036.

WATER RIGHT NO. 45-14032
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

5. Use of the rights listed below is limited to the irrigation of a combined total of 557.3 acres in a single irrigation season. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.
6. The acres which are no longer authorized for irrigation under Transfer 4786 are specifically described as follows: 26.0 acres within NENW, S22, T11S, R19E.
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 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-14033
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14033 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: September 16, 1961

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	0.06 CFS	22.4 AF
COMMERCIAL	01/01	to 12/31	0.06 CFS	22.4 AF
			0.06 CFS	22.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County

PLACE OF USE: STOCKWATER & 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	19E	22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total annual maximum diversion volume of 51.7 af.
2. Rights 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.47 cfs and a total annual maximum diversion volume of 103.7 af.
3. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 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. 140.

WATER RIGHT NO. 45-14033
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. 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.
9. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14035, and 45-14037 are also diverted through the point(s) of diversion described above.
10. Commercial use is for a dairy operation.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 2nd day of July, 2007



Administrator, Water Management Division

WATER RIGHT NO. 45-14034
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14034 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: March 01, 1960

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	0.84 CFS	412.0 AF
		0.84 CFS	412.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSESW	Sec. 14 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWNWNE	Sec. 23 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENWNW	Sec. 23 Twp 11S	Rge 19E	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 19E 22	36.0	40.0	38.0	39.0	13.0	39.0	38.0	39.0									282.0
11S 19E 23	38.0	40.0	39.0	38.0	40.0	39.0	39.0	39.0									312.0

Total Acres: 594

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 227.1 acres within the place of use described above in a single irrigation season.
2. Prior to use of water for irrigation under this right the right holder shall install a measuring device to measure the amount of water diverted and shall annually report the diversion to the Department. The right holder shall obtain prior approval from the Department of the type of measuring device to install.
3. Use of the rights listed below is limited to the irrigation of a combined total of 557.3 acres in a single irrigation season. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.
4. Use of the rights listed below is limited to a total combined diversion rate of 7.13 cfs and to a total combined annual diversion volume of 2229.2 af. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.

WATER RIGHT NO. 45-14034
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

5. Use of the rights listed below is limited to the irrigation of a combined total of 277.8 acres in a single irrigation season. Combined right nos.: 45-14032, 45-14034, and 45-14036.
6. The acres which are no longer authorized for irrigation under Transfer 4786 are specifically described as follows: 26.0 acres within NENW, S22, T11S, R19E.
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 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-14035
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14035 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: March 01, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01 to	12/31	0.06 CFS	19.2 AF
STOCKWATER	01/01 to	12/31	0.06 CFS	19.2 AF
			0.06 CFS	19.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S Rge 19E TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S Rge 19E TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S Rge 19E TWIN FALLS County

PLACE OF USE: COMMERCIAL & STOCKWATER

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 19E 22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total annual maximum diversion volume of 51.7 af.
2. Rights 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.47 cfs and a total annual maximum diversion volume of 103.7 af.
3. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 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. 140.

WATER RIGHT NO. 45-14035
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. 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.
9. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, and 45-14037 are also diverted through the point(s) of diversion described above.
10. Commercial use is for a dairy operation.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 2nd day of July, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 45-14036
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14036 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: March 01, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversi</u> o <u>n</u> <u>Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	3.48 CFS	1,111.2 AF
		3.48 CFS	1,111.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSESW	Sec. 14 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWNWNE	Sec. 23 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENWNW	Sec. 23 Twp 11S	Rge 19E	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	19E	22	36.0	40.0	38.0	39.0	13.0	39.0	38.0	39.0									282.0
11S	19E	23	38.0	40.0	39.0	38.0	40.0	39.0	39.0	39.0									312.0

Total Acres: 594

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to a total combined diversion rate of 7.13 cfs and to a total combined annual diversion volume of 2229.2 af. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.
2. This right is limited to the irrigation of 277.8 acres within the place of use described above in a single irrigation season.
3. Use of the rights listed below is limited to the irrigation of a combined total of 277.8 acres in a single irrigation season. Combined right nos.: 45-14032, 45-14034, and 45-14036.
4. Prior to use of water for irrigation under this right the right holder shall install a measuring device to measure the amount of water diverted and shall annually report the diversion to the Department. The right holder shall obtain prior approval from the Department of the type of measuring device to install.

WATER RIGHT NO. 45-14036
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

5. Use of the rights listed below is limited to a total combined diversion rate of 3.48 cfs. Combined right nos.: 45-14030 and 45-14036
6. Use of the rights listed below is limited to the irrigation of a combined total of 557.3 acres in a single irrigation season. Combined right nos.: 45-14028, 45-14030, 45-14032, 45-14034, and 45-14036.
7. The acres which are no longer authorized for irrigation under Transfer 4786 are specifically described as follows: 26.0 acres within NENW, S22, T11S, R19E.
8. 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 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-14037
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-14037 is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: March 01, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.23 CFS	51.7 AF
STOCKWATER	01/01	12/31	0.23 CFS	51.7 AF
			0.23 CFS	51.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County

PLACE OF USE: COMMERCIAL & 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	19E	22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-14031 and 45-14037 when combined shall not exceed a total diversion rate of 0.23 cfs.
2. Rights 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total annual maximum diversion volume of 51.7 af.
3. Rights 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.47 cfs and a total annual maximum diversion volume of 103.7 af.
4. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 45-14037
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
9. 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.
10. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, and 45-14035 are also diverted through the point(s) of diversion described above.
11. Commercial use is for a dairy operation.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-2540B
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-2540B is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: January 24, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01 to	12/31	0.08 CFS	20.8 AF
COMMERCIAL	1/01 to	12/31	0.08 CFS	5.2 AF
			0.08 CFS	26.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County

PLACE OF USE: STOCKWATER & 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 19E 22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, and 45-4245B when combined shall not exceed a total diversion rate of 0.33 cfs and a total annual maximum diversion volume of 102.3 af.
2. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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. 140.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 45-2540B
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 are also diverted through the point(s) of diversion described above.
9. Commercial use is for a dairy operation.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 2nd day of July, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 45-2571B
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-2571B is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: November 04, 1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.13 CFS	20.8 AF
COMMERCIAL	01/01	12/31	0.13 CFS	5.2 AF
			0.13 CFS	26.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County

PLACE OF USE: STOCKWATER & 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 19E 22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, and 45-4245B when combined shall not exceed a total diversion rate of 0.33 cfs and a total annual maximum diversion volume of 102.3 af.
2. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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. 140.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 45-2571B
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 45-2540B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 are also diverted through the point(s) of diversion described above.
9. Commercial use is for a dairy operation.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 2nd day of July, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 45-2701D
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-2701D is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: September 16, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01 to	12/31	0.05 CFS	14.5 AF
COMMERCIAL	1/01 to	12/31	0.05 CFS	3.6 AF
			0.05 CFS	18.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County

PLACE OF USE: STOCKWATER & 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	19E	22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, and 45-4245B when combined shall not exceed a total diversion rate of 0.33 cfs and a total annual maximum diversion volume of 102.3 af.
2. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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. 140.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 45-2701D
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 45-2540B, 45-2571B, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 are also diverted through the point(s) of diversion described above.
9. Commercial use is for a dairy operation.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-4070B
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-4070B is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: March 01, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.06 CFS	33.9 AF
COMMERCIAL	1/01	12/31	0.06 CFS	8.5 AF
			0.06 CFS	42.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County

PLACE OF USE: STOCKWATER & COMMERCIAL

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	19E	22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, and 45-4245B when combined shall not exceed a total diversion rate of 0.33 cfs and a total annual maximum diversion volume of 102.3 af.
2. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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. 140.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 45-4070B
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 45-2540B, 45-2571B, 45-2701D, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 are also diverted through the point(s) of diversion described above.
9. Commercial use is for a dairy operation.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 2nd day of July, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 45-4245B
As Modified by Transfer No. 73360

In accordance with the approval of Transfer No. 73360, Water Right No. 45-4245B is now described as follows.

Right Holder: DAVID L FUNK
 3040 N 3800 E
 HANSEN ID 83334

Priority Date: March 01, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01 to	12/31	0.19 CFS	41.6 AF
COMMERCIAL	1/01 to	12/31	0.19 CFS	10.4 AF
			0.19 CFS	52.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNE	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NENW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNW	Sec. 22 Twp 11S	Rge 19E	TWIN FALLS County

PLACE OF USE: STOCKWATER & COMMERCIAL

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	19E	22		X	X		X	X	X	X									

CONDITIONS OF APPROVAL

1. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, and 45-4245B when combined shall not exceed a total diversion rate of 0.33 cfs and a total annual maximum diversion volume of 102.3 af.
2. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-4245B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 when combined shall not exceed a total diversion rate of 0.80 cfs and a total annual maximum diversion volume of 206.0 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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. 140.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 45-4245B
As Modified by Transfer No. 73360

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 45-2540B, 45-2571B, 45-2701D, 45-4070B, 45-14029, 45-14031, 45-14033, 45-14035, and 45-14037 are also diverted through the point(s) of diversion described above.
9. Commercial use is for a dairy operation.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 2nd day of July, 20 07



Administrator, Water Management Division