

Transfer No. 73455

Receipt No. 5029381

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information DARRELL M FUNK
 3173 N 4900 E
 MURTAUGH ID 83344
 (208)432-5386
 And/Or

PATRICIA M FUNK
 3173 N 4900 E
 MURTAUGH ID 83344
 (208)432-5386

RECEIVED
MAR 29 2007
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

Will this transfer result in an ownership change? _____ Yes ☒ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
45-13915	WR/Decreed	1.83	297.0			GROUND WATER
45-13917	WR/Decreed	0.06	8.4			GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
45-13915	NO	NO	NO	YES	NO	NO
45-13917	NO	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

Application filed to add a new (already existing) well as an additional point of diversion for existing dairy rights.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

5. Total Amounts Transferred

Rate	Acre Limit	Total Acres	Volume
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45-13915	1.83 cfs
45-13917	0.06 cfs
TOTAL	1.83 cfs

297.0 af
8.4 af
305.4 af

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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

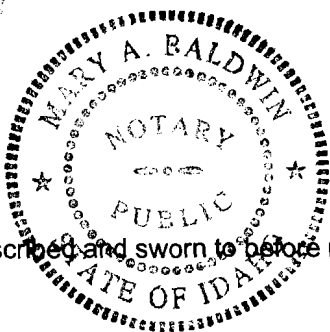
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Danell Hunt

(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 29th day of March, 2007.



Mary A. Baldwin

(Notary Public)

My commission expires 10/16/2010

Transfer No. 73455

Receipt No. _____

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

Current Water Right No. 45-13915

Priority Date: March 08, 1948

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
COMMERCIAL	01/01 12/31	1.83 CFS	297.0 AFA	Dairy
STOCKWATER	01/01 12/31	1.83 CFS	297.0 AFA	Dairy
Total Diversion		1.83 CFS	297.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESW Sec. 22 Twp 11S Rge 20E TWIN FALLS
County

PLACE OF USE: 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 20E 24					X	X											

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 20E 24					X	X	X	X									

Conditions/Remarks:

1. Rights 45-13915 and 45-13917 when combined shall not exceed a total diversion rate of 1.83 cfs, nor a total annual maximum diversion volume of 305.4 ac-ft.
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. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. Commercial use is for a dairy operation.
5. Rights 45-2443, 45-4102, 45-13914, and 45-13917 are also diverted through the point of diversion described above.
6. 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.
7. The right holder shall accomplish the change authorized by transfer 71971 within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of transfer 71971 is cause for the Director to rescind approval of the transfer.
9. 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.

Documentation of Ownership of the Current Place of Use

IDWR records

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

no change

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 73455

Receipt No. _____

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

Current Water Right No. 45-13917

Priority Date: June 08, 1982

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01 12/31	0.06 CFS	6.7 AFA	Dairy
COMMERCIAL	01/01 12/31	0.06 CFS	1.7 AFA	Dairy
Total Diversion		0.06 CFS	8.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESW Sec. 22 Twp 11S Rge 20E 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 20E 24					X	X	X	X									

PLACE OF USE: 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 20E 24					X	X											

Conditions/Remarks:

1. Rights 45-13915 and 45-13917 when combined shall not exceed a total diversion rate of 1.83 cfs, nor a total annual maximum diversion volume of 305.4 ac-ft.

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. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. Commercial use is for a dairy operation.
5. Rights 45-2443, 45-4102, 45-13914, and 45-13915 are also diverted through the point of diversion described above.
6. 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.
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Documentation of Ownership of the Current Place of Use
IDWR records

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

no change

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Proposed Water Right No. 45-13917

Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01	12/31	0.06 CFS	6.7 AFA	
COMMERCIAL	01/01	12/31	0.06 CFS	1.7 AFA	
Total Diversion			0.06 CFS	8.4 AFA	

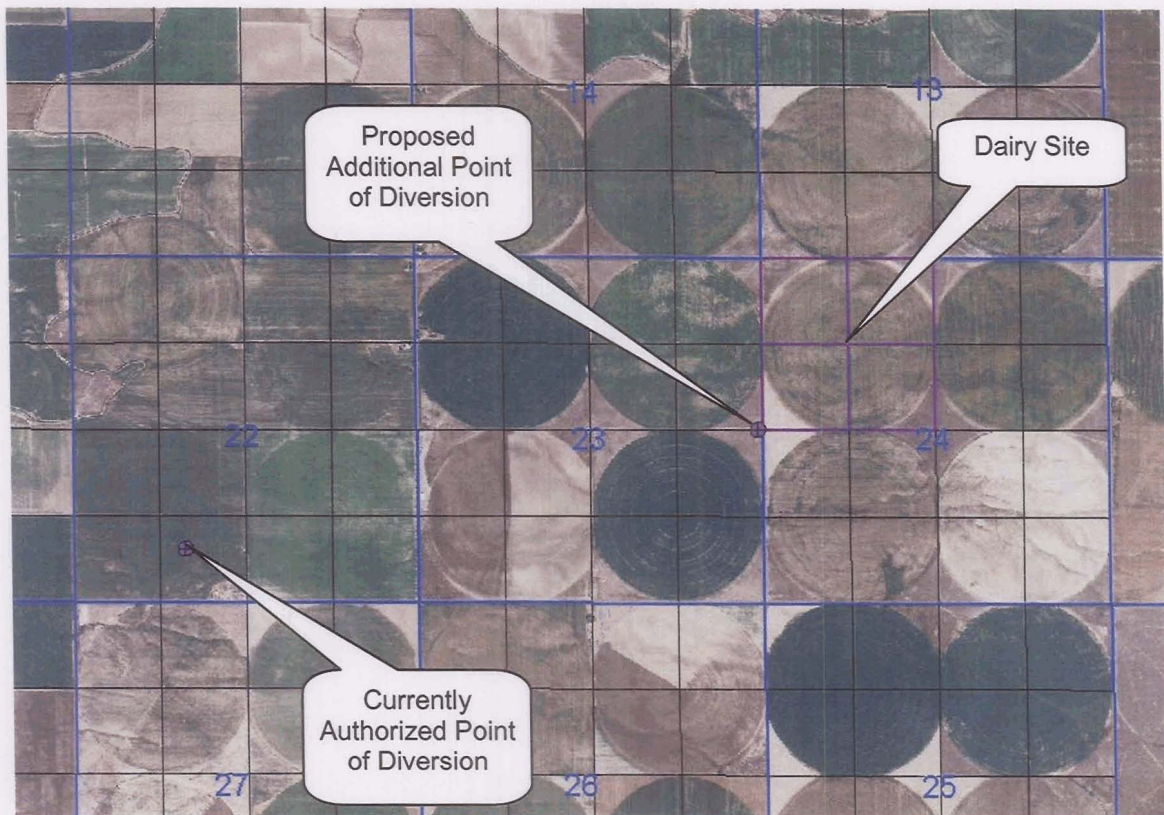
GROUND WATER NENESE Sec. 23 Twp 11S Rge 20E TWIN FALLS
County

PLACE OF USE: 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	20E	24					X	X	X	X									

[illegible]

Transfer # 73455
Darrell &/or Patricia Funk



Township 11 South, Range 20 East