

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-13911

WATER RIGHT NUMBER: 45-13911

DRAFT

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARRELL M FUNK 3173 N 4900 E MURTAUGH, ID 83344 (208)432-5386
Original Owner	AFTON E BAKER RT 2 BOX 2400 BURLEY, ID 83318 (208)678-7040
Original Owner	WADE BAKER 700 S OAKLEY HWY BURLEY, ID 83318
Current Owner	PATRICIA M FUNK 3173 N 4900 E MURTAUGH, ID 83344 (208)432-5386

Priority Date: 08/19/1976

Basis: Decreed

Status: Pending Transfer DRAFT

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	01/01 to 12/31	0.040 CFS	5.00 AF
STOCKWATER	01/01 to 12/31	0.640 CFS	85.80 AF
	<u>Total Diversion:</u>	0.640 CFS	85.80 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NE1/4	Sec. 24, Twp 11S, Rge 20E, B.M.
CASSIA County		
GROUND WATER	SE1/4SE1/4SE1/4	Sec. 24, Twp 11S, Rge 20E, B.M.
CASSIA 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	21E	19																	

STOCKWATER

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-13911

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 21E 19				X	X				X	X	X	X					
										L 3	L 4						
11S 21E 30						X	X						X				
						L 1	L 2										
11S 21E 31						X	X										
						L 1	L 2										

Conditions of Approval:

1. 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.
2. X35 Rights 45-10228, 45-13657, and 45-13911 when combined shall not exceed a total diversion rate of 0.70 cfs and a total annual maximum diversion volume of 100.4 af.
3. X36 Rights 45-10228 and 45-13657 are also diverted through the point(s) of diversion described above.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. 067 The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. 115 Prior to the diversion and use of water under Transfer approval 71968, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
7. 116 The water right holder shall maintain control of the necessary portion of right 45-13910 for mitigation purposes under Transfer approval No. 71968. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use, or is not deliverable due to a priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.
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. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. Commercial use is for a feedlot operation.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 45-13911

Comments:

1. cskinner 5/19/2005 POU
Comment: Updated Shape
2. cskinner 5/19/2005 POU
Comment: Updated PLS
3. cskinner 5/19/2005 POU
Comment: Updated Shape
4. cskinner 5/19/2005 POU
Comment: Updated PLS
5. cskinner 7/18/2005 POD
Comment: Updated shape
6. cskinner 7/18/2005 POD
Comment: Updated shape
7. cskinner 7/18/2005 POU
Comment: Updated Shape
8. cskinner 7/18/2005 POU
Comment: Updated Shape

Dates and Other Information:

Licensed Date:
Decreed Date: 5/13/2005
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: And/Or
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank: