

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-13914

WATER RIGHT NUMBER: 45-13914

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
Current Owner	PATRICIA M FUNK 3173 N 4900 E MURTAUGH, ID 83344 (208)432-5386
Original Owner	DORIS D BAKER 560 BAKER ST TWIN FALLS, ID 83301 (208)733-0467
Original Owner	THELMA M RIGGS 4844 E 3100 N MURTAUGH, ID 83344 (208)432-5565
Original Owner	RUSSEL RIGGS 4844 E 3100 N MURTAUGH, ID 83344 (208)432-5565
Original Owner	R DEAN RIGGS 3928 NORTHBRIDGE WAY BOISE, ID 83706 (208)343-1826

Priority Date: 03/08/1948

Basis: Decreed

Status: Pending Transfer DRAFT

<u>Source</u>	<u>Tributary</u>
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GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	2.570 CFS	560.00 AF
	<u>Total Diversion:</u>	2.570 CFS	560.00 AF

Location of Point(s) of Diversion

GROUND WATER TWIN FALLS County	NW1/4NW1/4NE1/4	Sec. 21, Twp 11S, Rge 20E, B.M.
GROUND WATER TWIN FALLS County	SE1/4SW1/4NE1/4	Sec. 21, Twp 11S, Rge 20E, B.M.
GROUND WATER TWIN FALLS County	SE1/4NE1/4	Sec. 22, Twp 11S, Rge 20E, B.M.
GROUND WATER TWIN FALLS County	NW1/4SW1/4NE1/4	Sec. 22, Twp 11S, Rge 20E, B.M.
GROUND WATER TWIN FALLS County	NW1/4SE1/4SW1/4	Sec. 22, Twp 11S, Rge 20E, B.M.

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GROUND WATER	SW1/4SE1/4NW1/4	Sec. 22, Twp 11S, Rge 20E, B.M.
TWIN FALLS County		
GROUND WATER	NW1/4SW1/4NE1/4	Sec. 22, Twp 11S, Rge 20E, B.M.
TWIN FALLS County		
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 22, Twp 11S, Rge 20E, B.M.
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	22			39.0	38.0					38.0			38.0	33.0	39.0	40.0	39.0	39.0	343.0

Total Acres: 343

Conditions of Approval:

1. S40 The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than June 29, 2005.
2. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted 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. T08 Failure of the right holder to comply with the conditions of transfer 71305 is cause for the Director to rescind approval of the transfer.
5. K06 This right is limited to the irrigation of 140 acres within the place of use described above in a single irrigation season.
6. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. E61 Use of the rights listed below is limited to a total combined diversion rate of 5.99 cfs and to a total combined annual diversion volume of 1372 af. Combined right nos.: 45-2443, 45-4102, 45-13914.
8. E56 Use of the rights listed below is limited to the irrigation of a combined total of 343 acres in a single irrigation season. Combined right nos.: 45-2326, 45-2443, 45-4102, 45-13914.
9. 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.
10. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
11. T07 The right holder shall accomplish the change authorized by transfer 71305 by December 22, 2006.

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12. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
13. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Remarks:Comments:

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

Dates and Other Information:

Licensed Date:
Decreed Date: 6/29/2005
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: 0.02
Generic Max Volume Per Acre: 4
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:

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<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
5.99	1372	343
Combined Water Rights: 45-13914		

Water Supply Bank: