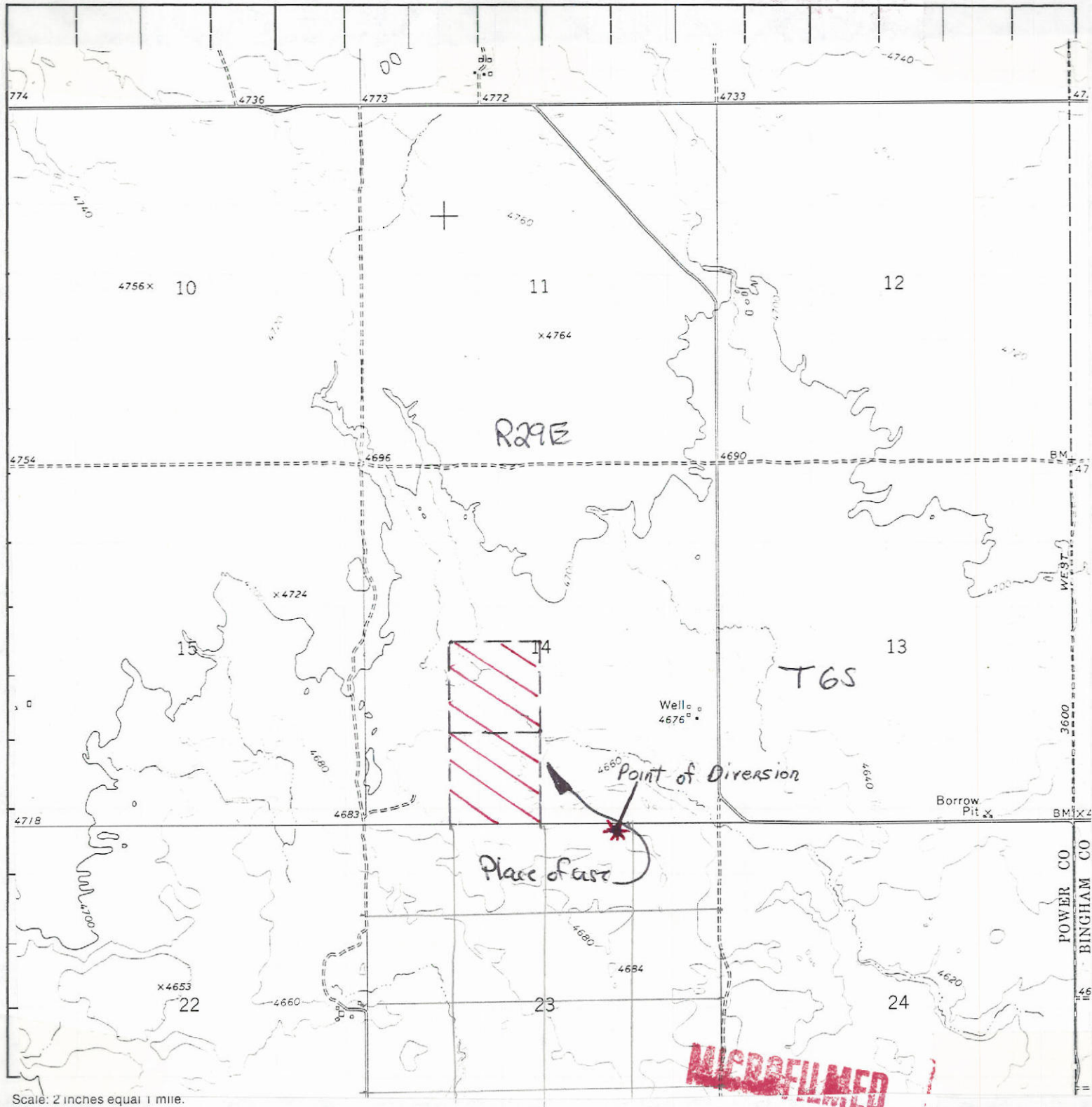
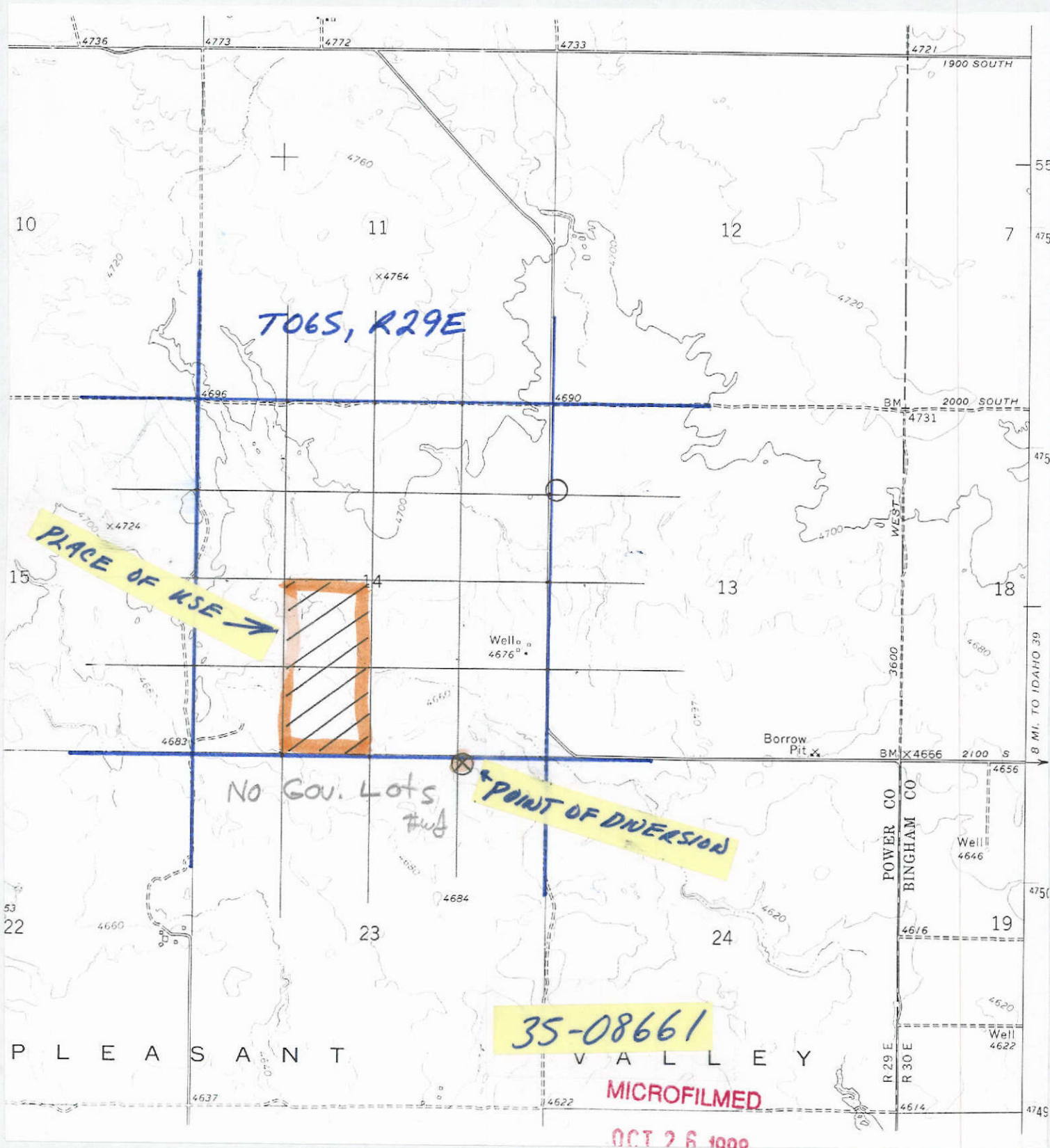


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

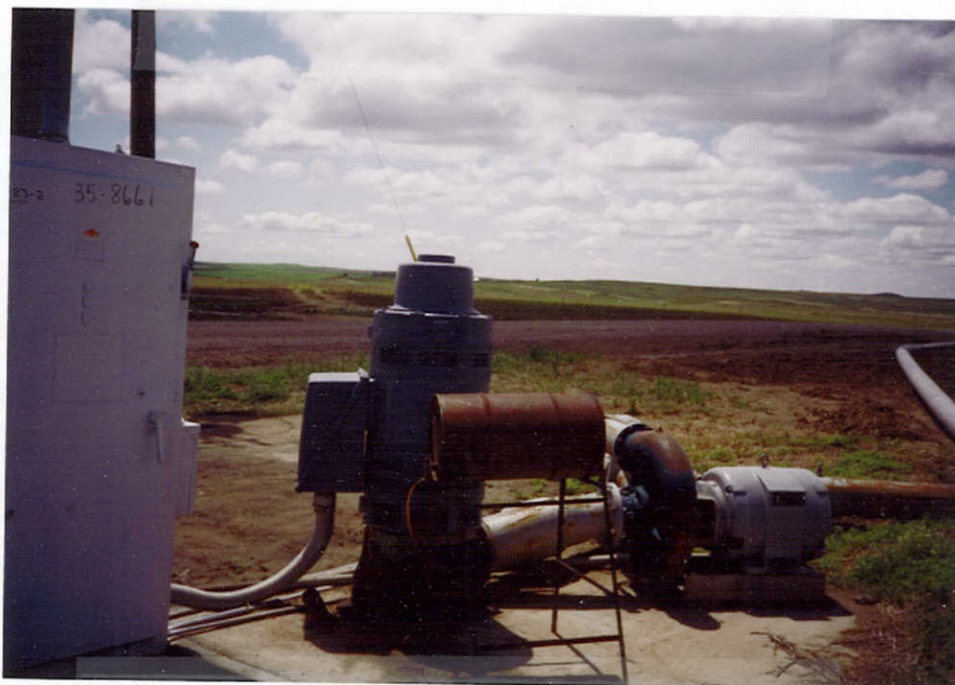


BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Malvin R. Lund
(Applicant)



35-8661



MICROFILMED
OCT 26 1998

JOE WEKENKA

IRRIGATION

1 of 34



VIEW
SOUTHEAST
FROM WEST
SIDE OF
SE of SW
40 ACRES
POU



VIEW
SOUTH
SE OF SW
40 ACRES
POU

REPRODUCED
FILMED

OCT 26 1998

PERMIT
NUMBER

35-08661

JOE WERENKA

IRRIGATION

2034

VIEW
NORTH

NE OF SW
HOAC

POU



EAST
VIEW OF
POU



MICROFILMED
OCT 26 1998

PERMIT
NM4BE4

35-08661

JOE WERENKA

IRRIGATION

35/84

VIEW
NORTH

NE OF SW
40 ACRES

PON



VIEW
NORTH EAST

PON



MICROFILMED
OCT 26 1998

PERMIT
NUMBER

35-08661

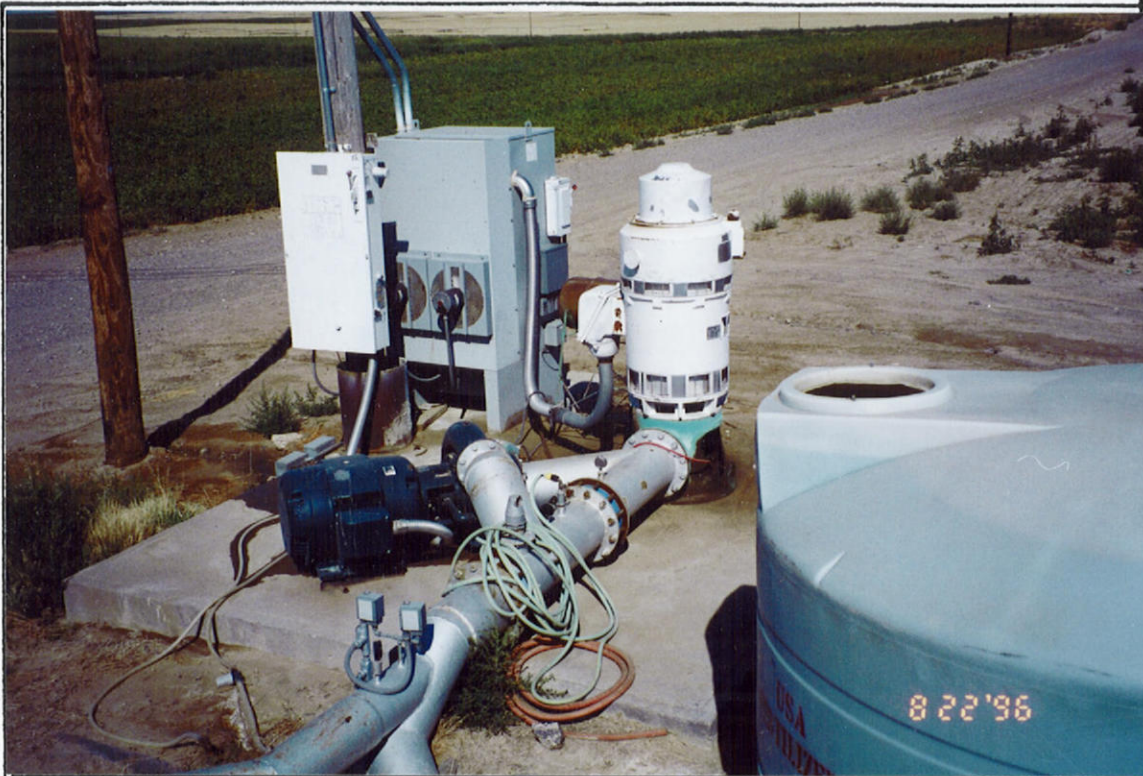
JOE WERENKA

IRRIGATION

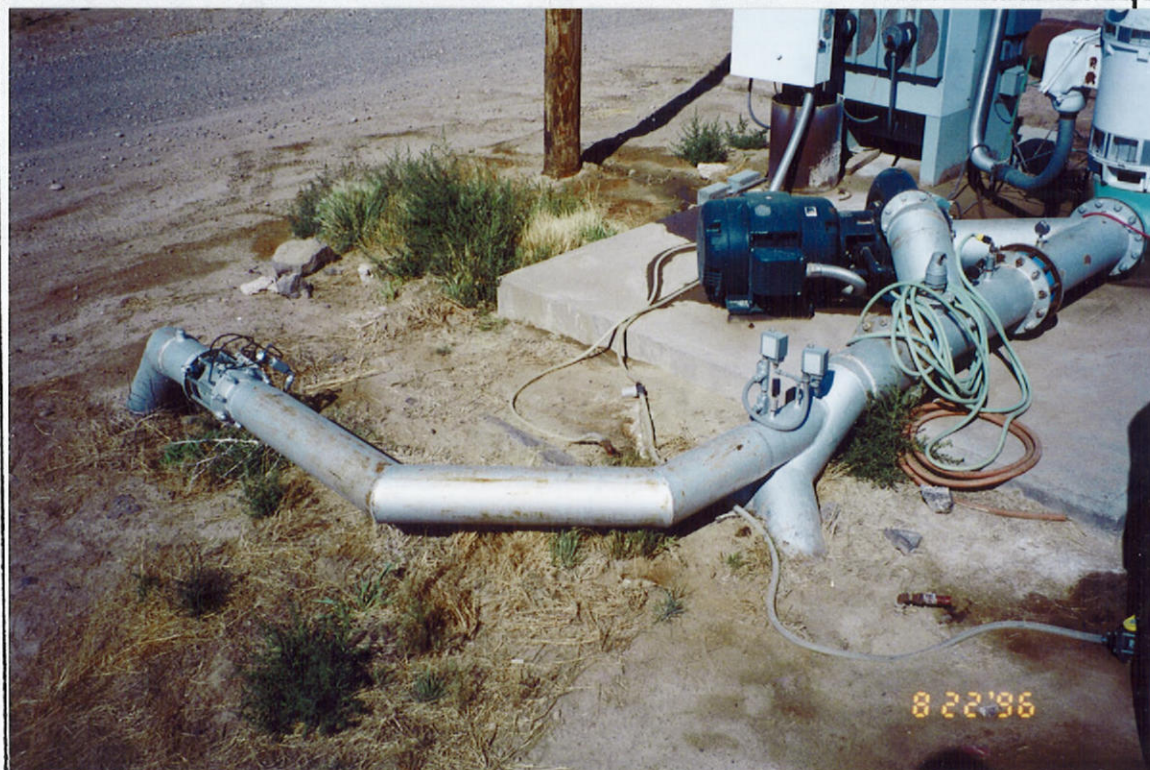
474

VIEW OF
POD

PUMP +
BOOSTER



VIEW OF
MANIFOLD



MICROFILMED
OCT 26 1998

PERMIT
NUMBER

35-08661

RECEIVED

STATE OF IDAHO

IDWR DEPARTMENT OF WATER RESOURCES

MAR 11 1999

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) 35-08661
Adjudication Claim Number(s) _____
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) JOE A. AND CARON WERENKA
NORTHWEST FARM CREDIT SERVICES AKA
4. New Owner/Claimant(s) JOE A. AND/OR CARON WERENKA
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 2658 Haverhill Rd.
City, State and ZIP Code American Falls, Id 83211
New Telephone Number (208) 226-5145
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) _____ Date _____
_____ Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

MICROFILMED

APR 08 1999

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

MICROFILMED
APR 08 1999

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08661

Priority: October 26, 1987

Maximum Diversion Rate:

1.10 CFS

Maximum Diversion Volume:

220.0 AF

This is to certify, that JOE A WERENKA
CARON WERENKA

NORTHWEST FARM CREDIT SERVICES ACA

2658 LAKEVIEW RD

AMERICAN FALLS ID 83211

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 26, 1987; and has submitted Proof of Beneficial Use on May 22, 1991. An examination indicates that the works have a diversion capacity of 4.660 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.10 CFS	220.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 23, Township 06S, Range 29E
POWER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	29E	14	NESW 32	SESW 23		55

Total number of acres irrigated: 55

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

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OCT 26 1998

State of Idaho
Department of Water Resources

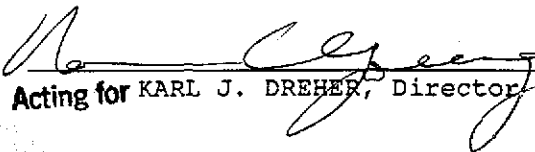
Water Right License

WATER RIGHT NO. 35-08661

CONDITIONS OF APPROVAL AND REMARKS

7. 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.
8. Rights 35-07964 and 35-08661 when combined shall not exceed a total diversion rate of 4.66 cfs.
9. Right 35-07964 is also diverted through the point(s) of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 22ND day of OCTOBER, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

OCT 26 1998

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	CFS
Original Application	35-08661	Mel Funk Farms	1.60
~~Full Assignment~~	~~35-08661~~	~~Joe A Werenka~~ ~~Caron Werenka~~	~~1.60~~
Full Assignment	35-08661	Joe A Werenka Caron Werenka Northwest Farm Credit Services ACA	1.60

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OCT 23 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 3 1992

Department of Water Resources

ASSIGNMENT OF PERMIT

I, Joe A. Werenka & Caron Werenka, hereby assign to Joe A. Werenka & Caron Werenka; and Northwest Farm Credit Services, ACA
of 2658 Lakeview Road, American Falls, ID, 83211; PO Box 10, Blackfoot, ID 83221
Address

Check One:

- ☒ 1. All my right, title, and interest in and to Permit No. 35-8661
to appropriate the public waters of the State of Idaho.
- ☐ 2. The following described portion of my right, title, and interest in
and to Permit No. _____ to appropriate the public waters
of the State of Idaho. (Describe that portion of the permit being
assigned by listing the acreage within each 40 acre subdivision, the
point of diversion and the amount of water in cubic feet per second
for direct diversion, or acre feet for storage)

Made this 25 day of August, 1992.

[Signature]
Water Right Holder

[Signature]
Water Right Holder (Spouse, etc.)

State of Idaho)
County of Bannock ss

On this 25th day of August, 1992, personally appeared
before me the signer(s) of the above instrument, who duly acknowledged to
me that ~~he~~ (she) (they) executed the same.

[Signature]
Notary Public residing at

s e a l

Pocatello, ID

My commission expires:

1-14-98

OCT 23 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 3 1992

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Mel Funk Farms, hereby assign to Joe A. Werenka and Caron Werenka
of 2658 Lakeview Road, American Falls, Idaho, 83211
Address

Check One:

- ☒ 1. All my right, title, and interest in and to Permit No. 35-8661
to appropriate the public waters of the State of Idaho.
- ☐ 2. The following described portion of my right, title, and interest in
and to Permit No. _____ to appropriate the public waters
of the State of Idaho. (Describe that portion of the permit being
assigned by listing the acreage within each 40 acre subdivision, the
point of diversion and the amount of water in cubic feet per second
for direct diversion, or acre feet for storage)

Made this 26th day of AUGUST, 1992.

MEL FUNK FARMS,

BY: Melvin R. Funk
Water Right Holder

Water Right Holder (Spouse, etc.)

State of Idaho)
County of POWER) SS

On this 26 day of August, 1992, personally appeared
before me the signer(s) of the above instrument, who duly acknowledged to
me that he (~~she~~) (~~they~~) executed the same.

LaDene Putnam

Notary Public residing at American Falls

s e a l

My commission expires:

1/22/97

OCT 23 1992

RECEIVED

MAY 22 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Amt. of Fee \$ 125.00Date 5/22/91Receipt No. 0020571Received by J. 20/1905

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 35-8661 (under 35-7964) Telephone No. 226-52072. Name(s) of Permit Holder(s): MEL FUNK FARMS3. Post Office Address: P.O. BOX 360 AMERICAN FALLS, ID. 832114. Source of Water: GROUDWATERa. If ground water, well driller's name: _____ Date drilled: 1982b. Pump horsepower: 300 Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use:

Domestic _____ (No. of households) Irrigation 80 ACRES (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted 1.60 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

Flow Measurement Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No8. Fee Enclosed: \$ 125.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

BRAD OR MONTY FUNK226-5207

Name

Telephone No.

P.O. BOX 360 AMERICAN FALLS, ID. 83211

Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date 5/1/91

Signature (and title if on behalf of a company or organization)

PARTNERMICRON
Brad Funk
051 02 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08661

Proposed Priority: October 26, 1987 Maximum Diversion Rate: 1.60 CFS
This is to certify, that MEL FUNK FARMS
P.O. BOX 360
AMERICAN FALLS, ID 832110000
has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	1.60 CFS

LOCATION OF POINT(S) OF DIVERSION: NENE Sec. 23, Township 06S, Range 29E
POWER County

<u>PLACE OF USE:</u> IRRIGATION				
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S 29E 14	NESW 40	SESW 40		80
Total number of acres irrigated:				80

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1992.
2. Subject to all prior water rights.
3. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
6. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

MAR 28 1991

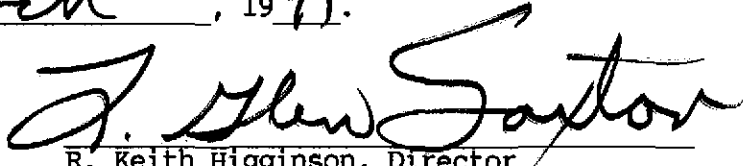
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08661

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

21 day of March, 1991.

for 
R. Keith Higginson, Director

RECEIVED

MAR 28 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Me1 Funk Farms Phone 226-5207

Post office address P.O. Box 360, American Falls, ID 83211

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____

Sec. 23 Township 6S Range 29E B.M. Power County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.60 for irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 1.60 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

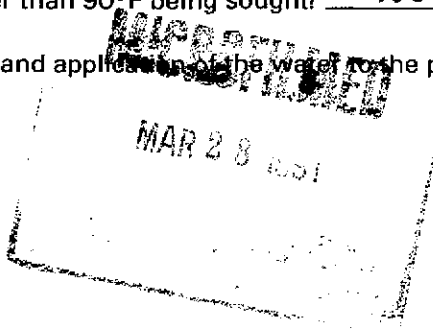
a. Description of ditches, flumes, pumps, headgates, etc. WELL, PUMP AND SPRINKLER SYSTEM

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 20 inches; proposed depth of well is 440 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
two years (minimum 1 year).



8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	29E	14									40			40					80

Total number of acres to be irrigated 80

10. Describe any other water rights used for the same purposes as described above. WELL IS UNDER

WATER PERMIT #35-7964

11. a. Who owns the property at the point of diversion? APPLICANT

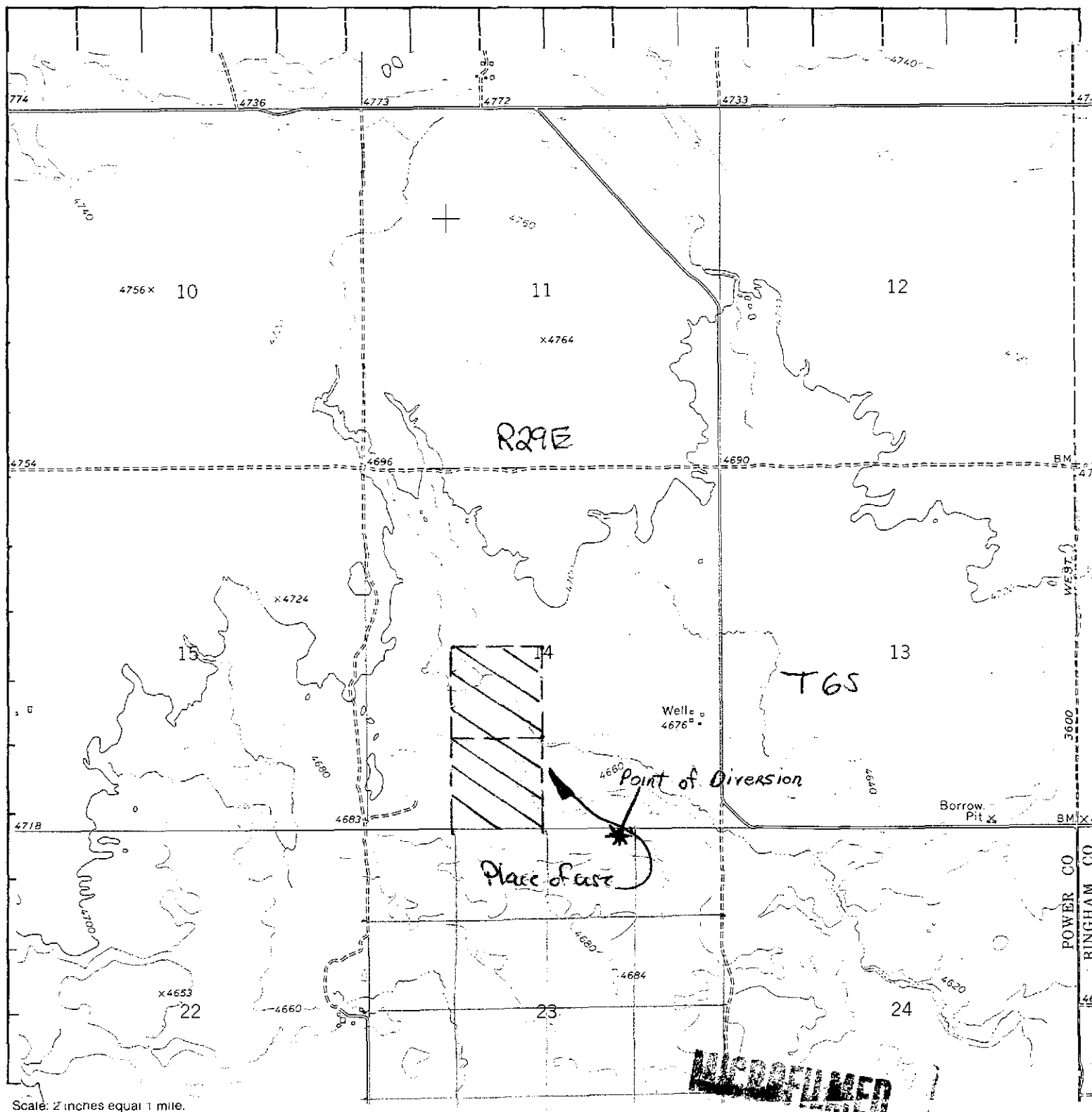
b. Who owns the land to be irrigated or place of use? _____

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

MAR 28 1981

- 13 Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Merwin R. Lund
(Applicant)

Received by CW Date 10-26-87 Time 12:19P Preliminary check by KCW
Fee \$ 65.00 Receipted by CW # 42103 Date 11-02-87
Publication prepared by BLM Date 2/16/91 - 2/13/91 Published in Power County Press
Publication approved FJL Date 2-20-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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MAR 28 1991

Affidavit of Publication

State of Idaho

County of Power

Erma Crompton being first duly sworn on oath, states:

That she is the publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 6TH day of FEBRUARY 1991 and the date of last publication being the 13TH day of FEBRUARY 1991.

State of Idaho

County of

On this 14TH day of FEBRUARY in the year of 1991, before me, a Notary Public, personally appeared Erma Crompton, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Brett Crompton

Notary Public for Idaho

Residing at American Falls, Idaho

My commission expires: June 8, 1993

Application for water right

Published in The Power County Press,
Feb. 6, 13, 1991.

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

35-08660
MEL FUNK FARMS
P.O. BOX 360
AMERICAN FALLS, ID 832110000

Source: GROUNDWATER
Diversions Pt: SWSE Sec 1 T 06S R 29E

Use: IRRIGATION (3.200 CFS)
Total Diversion: (3.200 CFS)

Date Filed: 10/26/1987

In: T06S R29E S02 NWSE SWSE
SESE
S11 NENE
160.0 ACRES TOTAL

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

35-08661
MEL FUNK FARMS
P.O. BOX 360
AMERICAN FALLS, ID 832110000

Source: GROUNDWATER

Diversions Pt: NENE Sec 23 T 06S R 29E

Use: IRRIGATION (1.600 CFS)
Total Diversion: (1.600 CFS)

Date Filed: 10/26/1987

In: T06S R29E S14 NESW SESW
80.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203 C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho - 83720 on or before FEBRUARY 25, 1991.

R. Keith Higginson, Director

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FEB 19 1991

Department of Water Resource



State of Idaho

DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB - 1 2002

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

W.W. IDWR. State Id. US
December 27, 2001

JOE WERENKA
CARON WERENKA
PO BOX 353
AMERICAN FALLS ID 83211-0353

SRBA water rights search

Basin Number

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #~~29-10861~~, 35-7917, 35-8661
Change of Address

W.A. & adj.

Records Modified 2-1-02.

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by January 18, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

W. Werenka P.R.

Claimant Signature

(208) 221-5145

Telephone No.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 27, 2001

1-17-02
221-5145
JOE WERENKA daughter
CARON WERENKA # etc.
PO BOX 353
AMERICAN FALLS ID 83211-0353

Q. Werenka called. Will sign & return
Sold home w/ domestic use. I
sent her copy of 2 claims & 1 WR
w/ a change forms (2).

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #29-10861, 35-7917, 35-8661
Change of Address

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by January 18, 2002. Thank you for your help.

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Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

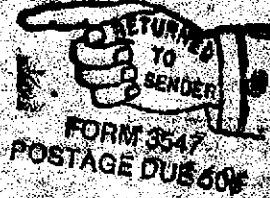
Claimant Signature

Telephone No.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300

fee due 60¢

SNAKE RIVER BASIN ADJUDICATION
OFFICE OF THE ATTORNEY GENERAL
PO BOX 44449
BOISE ID 83711-4449



ADDRESS SERVICE
REQUESTED



WERE658* 832112006 1701 02 11/28/01
FORM 3547

WERENKA
PO BOX 353
AMERICAN FALLS ID 83211-0353



WERENKA, CARON
2658 LAKEVIEW RD
AMERICAN FALLS ID 83211

29-10861 WR
35-7917 MC
35-8661 WR

PS

U.S. POSTAGE

U.S. POSTAL SERVICE
PS FORM 3547



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 30, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOE A WERENKA
CARON WERENKA
2658 LAKEVIEW RD
AMERICAN FALLS ID 83211

RE: Water Right 35-08661

Dear Mr. & Mrs. Werenka:

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

APR 08 1999



Farm Credit Services

RECEIVED

MAR 11 1999

1363 Fillmore Street Department of Water Resources
P.O. Box 5059
Twin Falls, Idaho 83303-5059
208/733-2577

March 8, 1999

Department of Water Resources
1301 N. Orchard
Boise, ID 83706-2237

Re: Joe A. & Caron Werenka
CIF# 31071-441

Northwest Farm Credit Services, ACA no longer has a security interest with the above-numbered loan. The loan was paid in full on May 20, 1997.

The owners should be Joe A and Caron Werenka.

Thank you.

Sincerely,

Kim Herzinger
Senior Credit Officer

Encl:

MICROFILMED

APR 08 1999

3/8/99

Today Fern called from FCS to ask about the signature of new owner required on the NOCOWO form. I recommended that she include a letter with the form to explain FCS's intent.

S. W. Keen

35-08661

Lear is paid off + FCS wants to be removed from the license. Y/O Jim?

KL

11.598

MEMORANDUM

DATE: March 5, 1999
TO: File 35-08661
FROM: Kari Lynn Townsend
RE: Telephone conversation

=====

I had received a telephone call from Fern Danielson of Farm Credit Services in Twin Falls in November '98. At that time she said that the loan had been paid off and FCS wanted to have their name removed from the license.

The file got "waylaid" and I just called her today to reconfirm the action FCS wished to take.

I mailed a Notice of Change of Water Right Ownership form and a note today asking that FCS document the reason for removing their name from the license.

MICROFILMED

APR 08 1999

Fern Danielson

208-733-6660

XT50

FCS

PO Box 5059

TF 83303-5059

MEMORANDUM

DATE: February 5, 1999

TO: Water Right File 35-08661

FROM: Shelley W. Keen *SWK*

RE: Licensed place of use

Joe Werenka called me today to discuss the licensed place of use for right 35-08661. He thinks the license should have been issued for about 70 acres rather than 55 acres. Mr. Werenka said he did not contact me earlier because his wife has been ill and he has been out of the country. I told Mr. Werenka I will review the license if he will first send me a written request and ASCS crop reports or other documentation demonstrating the irrigation of more than 55 acres by 1991, the year proof of beneficial use was submitted.

208-226-5145

2/25

Joe stopped by today with 1987 ASCS info showing 58.3 irrigated acres. He's going to provide 1990 information. One issue for him is that some rock outcroppings have been cleared since 1990. The examiner did not see the outcroppings, but the 1990 ASCS stuff will show them. Joe believes that since the wheel lines had to cover the outcroppings, they should be included as irrigated acres. S.W. Keen



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOE A WERENKA
CARON WERENKA
NORTHWEST FARM CREDIT SERVICES ACA
2658 LAKEVIEW RD
AMERICAN FALLS ID 83211

RE: WATER RIGHT NO. 35-08661

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED

OCT 26 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 22nd day of October, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 35-08661

JOE A WERENKA
CARON WERENKA
NORTHWEST FARM CREDIT SERVICES ACA
2658 LAKEVIEW RD
AMERICAN FALLS ID 83211


Karl Lynn Townsend
Secretary

MICROFILMED

OCT 26 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08661 DATE 10/16/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK ☐ Change (P39 /P47) ☐ Add (P45/P42) Feds - P40

W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): 35-07964 3.65
 File reviewed Profile reports printed

box meters, manometers

*booster not used
diff booster #'s*

PLACE OF USE OK ☐ Change (P41/P47) ☐ Add (P41/P42) Feds - P43

W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s):
 File reviewed Profile reports printed

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate 1.60 cfs

Fee limit 2.00 cfs \$125⁰⁰

Measured 4.66 cfs

Theoretical 4.43 cfs @ 68 psi lift 400'

Recommended Total Div Rate cfs

WATER USES

OK Change (P46)
1.10 cfs 35X40 af 220 imp -
 cfs af
 cfs af
 cfs af
 cfs af
 cfs af
 TOTALS 1.10 cfs 220.0 af

overlap (R58-R61, R62-R65, R66-R69)

supp. gw (WB7/065/079)

overlap spec. combined rts (W35)

<1 acre (W31)

(W01/WB5/070/071/075)

Domestic (W42 or W43/025/027/R22 or R23)

Power

Fish (042)

Fire (077)

Wtr Quality (081/R07)

Flow rate 1.10 cfs X 24 days X 1.98 = 466.1 af

REMARKS

ADD'L CONDITIONS

☐ Watermaster Control WD#

☐ GW Measurement/Measuring Device

☐ Others Trust (052/R55 - remove 051)

Non-trust (048/049)

Advance Priority yes ☒ no

SRBA Claim NA

Adjust Memo

Amend letters

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 26 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08661

1. Owner: JOE A. AND CARON WERENKA

Phone No. OFFICE (208) 226-5145

Current Address: 2658 LAKEVIEW RD., AMERICAN FALLS, ID 83211

MOBILE (208) 221-5145

2. Accompanied by: JOE WERENKA

EXAM DATE: 8/22/96

Address: SALE

Phone No. _____

Relationship to Permit Holder: OWNER

3. Source: GROUNDWATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: 35-07964

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NE	NE	23	6S	29E	POWER	H.S.G.S. TOPO/NAPP PHOTOS

2. Place(s) of Use:

Indicate Method of Determination ON SITE INSP.

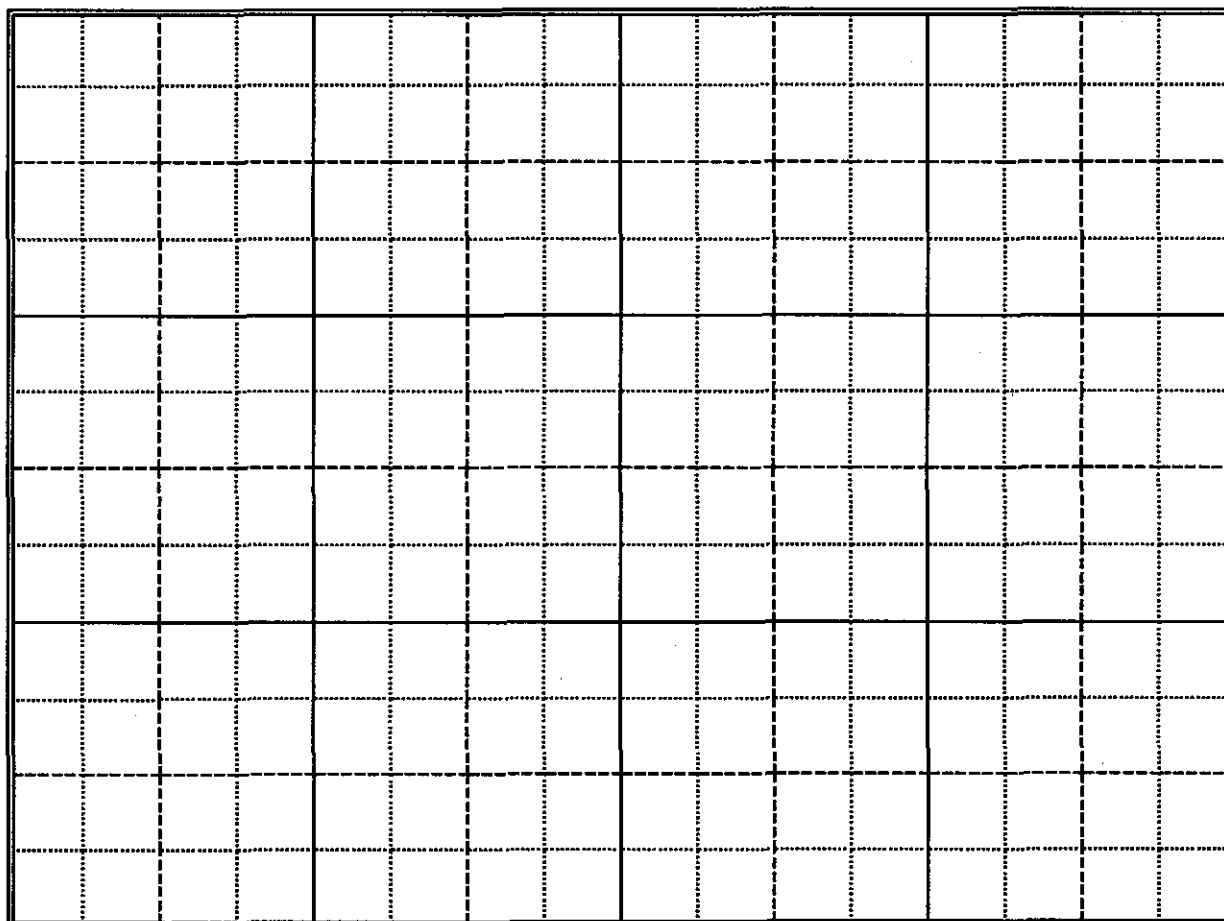
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	29E	14																	55
						</													

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OCT 26 1998

TOTAL 55 ACRES

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. *SEE ATTACHMENTS*



Scale: 1" = _____

____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
WELL PUMP	YASKAWA	300	9074992901		10"
BOOSTER	BALDOR	100	294C-370		

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
POLYSODIC	TYPE-FLITE	TF-P	740263			1997
ASHCROFT					0-160	PMA-1997

2. Measurements: PRESSURE READING TAKEN - 68 PSI

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OCT 26 1998

E. NARRATIVE/REMARKS/COMMENTS

SYSTEM: 300 HP WELL PUMP TO A 100 HP BOOSTER PUMP TO
A 10" MAIN LINE WHICH SUPPLIES WATER TO TWO
LOW PRESSURE PIVOTS AND PORTABLE MAIN LINE. PORTABLE
MAIN LINE AND LATERALS ARE USED TO IRRIGATE THE
ACREAGE LISTED IN THIS PERMIT.

ACREAGE DELETED BY THIS REPORT WAS REMOVED BECAUSE
OF NON-USE, NOT IRRIGATED OR ROCK OUTCROPPINGS. IRRIGATED
ACRES BY DOT CALCULATOR IS 55 ACRES. ($.02 \text{ CFS} \times 55 = 1.1 \text{ CFS}$)

Have conditions of permit approval been met? ☒ yes ☐ no

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OCT 26 1998

F. FLOW CALCULATIONS

✓ Additional Computation Sheets Attached

Measured Method:

$$\text{TOTAL FLOW MEASUREMENT BY SONIC METER} = \frac{20906 \text{ PM}}{448.8} = \underline{\underline{4.66 \text{ CFS}}}$$

THEORETICAL OF PUMP IS 5.14 CFS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 55 \times 4.0 = \underline{220 \text{ AFA}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.1 \text{ CFS} \times 214 \times 1.9835 = \underline{466.9 \text{ AFA}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{220 \text{ AFA}}$$

2. Volume Calculations for Other Uses:

OTHER WATER RIGHT	3.65 CFS
THIS PERMIT	1.1 CFS
	<u>4.65 CFS</u>

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	10/31	1.1 CFS	220 AFA
Totals:			1.1 CFS	220 AFA

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name SIMPSON Date 12/16/97

Reviewer _____ Date _____

SEAL

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OCT 26 1998

MODE SELECT
INPUT

OUTER DIAMETER
10.000 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1010 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
7.509 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

08-22 05:3100 *R
+002.60 % AI2

MODE SELECT
TO CHECK

0366.3 MMSEC
100.05 % T0

DAMPING SET
0 SEC

08-22 05:3600 *R
+753.154E 00GPM

MODE SELECT
INPUT

OUTER DIAMETER
10.750 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.2010 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
8.314 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

MM-DD HH:MM
08-22 05:53

08-22 05:5300
+002.70 % AI2

MODE SELECT
TO CHECK

0386.5 MMSEC
099.96 % T0

08-22 05:5400 *R
+842.444E 00GPM

DAMPING SET
10 SEC

08-22 05:5400 *R
+873.617E 00GPM

MICROFILMED

OCT 26 1998

10 SEC

MODE SELECT
INPUT

OUTER DIAMETER
8.63000 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1400 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
6.392 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

08-22 05:0200 *H
+002.80 % AI2

MODE SELECT
TO CHECK

0312.0 MMSEC
100.00 % T0

DAMPING SET
0 SEC

08-22 05:1000 *R
+463.357E 00GPM

1030F3

35-08661

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Water District No. 1
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

SONIC TAPES
JOE WEKENKA
35-08661

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OCT 26 1998

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{400} \\ Eff &= \text{Efficiency} = \underline{.75} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Draw down}) \\ \text{Static Water Level} &= \underline{347} \text{ ft.} \\ \text{Assumed Draw down} &= + \underline{10} \text{ ft.} \\ \text{Lift} &= \underline{357} \end{aligned}$$

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 68 psi

$$Q_{cfs} = \left[\frac{400}{Hp} \times 8.814 \times \frac{.75}{Eff} \right] \div \left[\frac{357}{Lift} + \left(\frac{68}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{2,644.6} \right] \div \left[\underline{513.944} \right]$$

$$Q_{cfs} = \underline{5.14} \text{ cfs}$$

PERMIT NO. 35-08661
MICROFILMED
OCT 26 1998

FIELD EXAM NOTES

EXAM # 35-08661

DATE OF EXAM 8/22/95

PERMITEE NAME JOE WERENKA

OTHER WATER RIGHTS SAME POD _____

OTHER WATER RIGHTS SAME POU _____

PUMP #1 HP 300 MAKE YASKAWA SERIAL # 9074992901
COLOR AND DESCRIPTION White over light green
OUTPUT DIAMETER 10" SYSTEM PRESSURE 68 PSI WELL DEPTH _____
STATIC H2O _____ WELL DEPTH _____ DYNAMIC PUMP _____
PSI GAGE TYPE Wika 0-160 CHECK VALVE [Y] (N) GATE VALVE [Y] (N)

PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____
OUTPUT DIAMETER _____ SYSTEM PRESSURE _____ PSI WELL DEPTH _____
STATIC H2O _____ WELL DEPTH _____ DYNAMIC PUMP _____
PSI GAGE TYPE _____ CHECK VALVE [Y] [N] GATE VALVE [Y] [N]

BOOSTER PUMP #1 HP 100 MAKE BALDOR SERIAL # 294C-370
COLOR AND DESCRIPTION Dark Green
Cornell Pump. Ser 84942-13.0 6RB-100-4
BOOSTER PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____

(2) CIRCLE PIVOT (Y) [N] NUMBER OF TOWERS _____ PIVOT LENGTH _____
PRESSURE [H] [L]

whal
HAND LINES [Y] [N] NUMBER OF LINES _____ LENGTH OF LINES _____

RAIN BIRDS PER LINE _____ NOZZEL DIAMETER _____

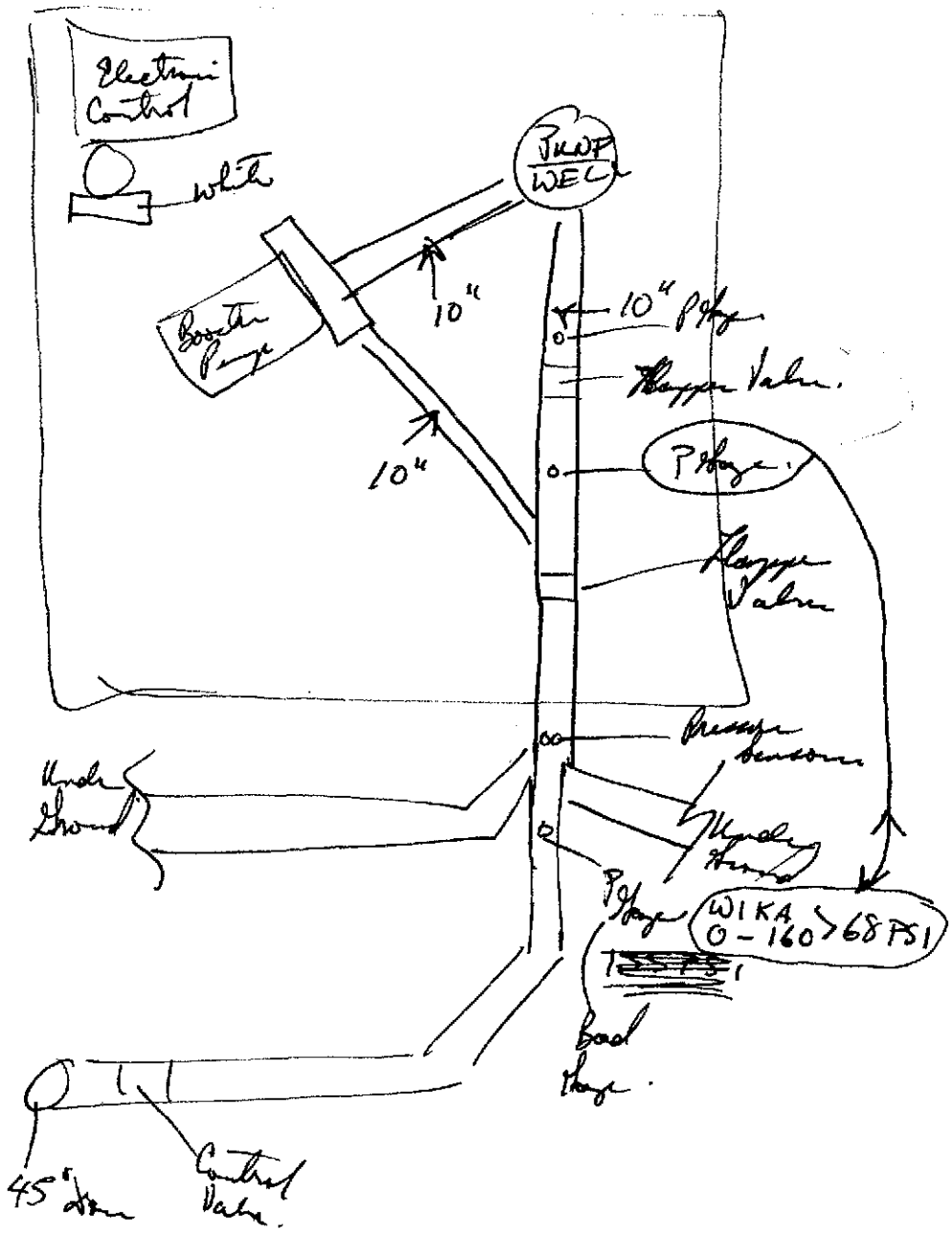
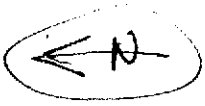
SURFACE WATER TYPE OF MEASUREING DEVICE _____

AA METER PIGMY METER WEIR OR FLUME BUCKET/WATCH _____/_____

MICROFILMED
007 2 6 1998

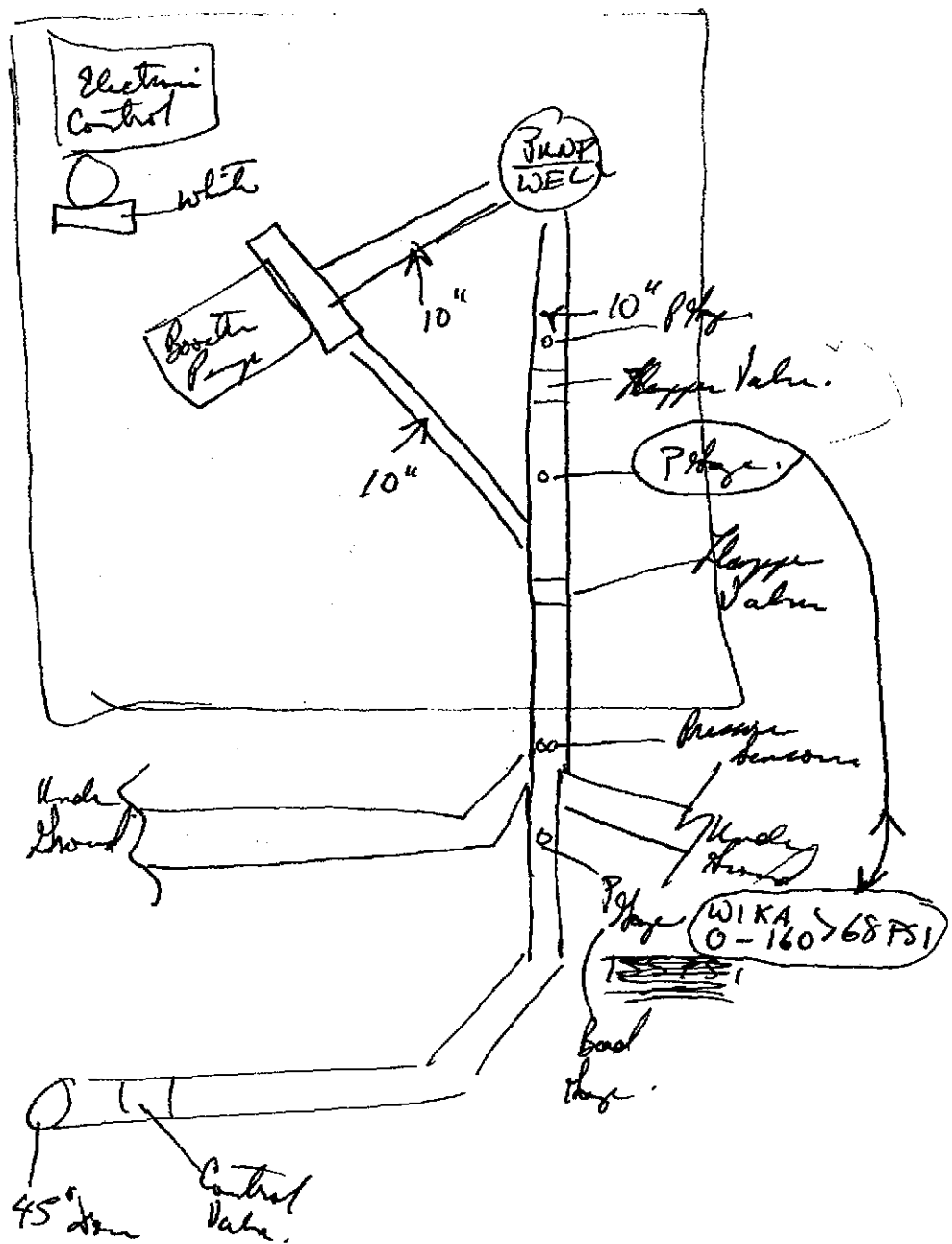
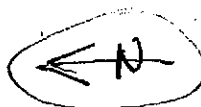
12880-22

USE BACK OF PAGE FOR SKETCH AND MEASUREMENTS OF SYSTEM



MICROFILMED
OCT 26 1998

35-08661



MICROFILMED
OCT 26 1998

35-08661

19-3054

Funk Rd.

7065, R29E

24
H-8

1-38.9

2-39.0

Schritter Rd.

CRP
87.71

3-108.7

00 122 m
PIDOT COENERS

02 GREEN SHADED

8 Tower + 200' 2nd floor
include 50' boom

8 Tower + 50' boom
150' 2nd floor
SI. 5 yds. horizon

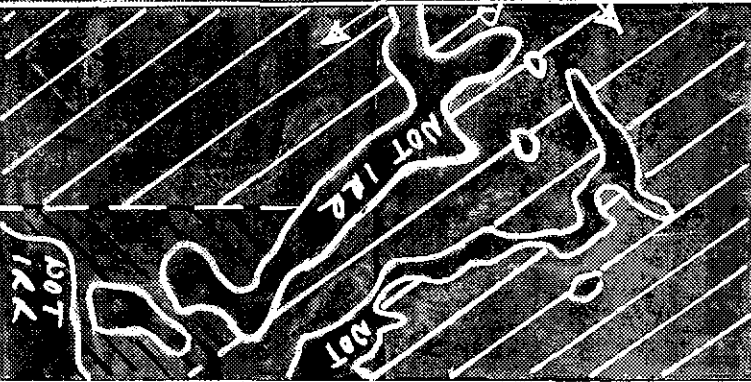
3-37.6

4-116.7

10 AMT
LAOTS

CRP
87.71

5-62.3



2483

#16.77

Joe Zeprenka

PIDOT



10-123.0

106L

23.24

10 Tower

50' 2nd floor

15 boom

42.5 boom

35-08661

35-8661



MICROFILMED

OCT 28 1998

JOE WEKENKA

IRRIGATION

1 of 24

VIEW
SOUTHEAST
FROM WEST
SIDE OF
SE of SW
40 ACRES
POU

VIEW
SOUTH
SE OF SW
40 ACRES
POU

MICROFILMED

OCT 26 1998

PERMIT
NUMBER

35-08661

JOE WERENKA

LABORATION

20134	
VIEW NORTH NE OF SW HO AC POU	
35-08661	PERMIT NUMBER MICROFILMED OCT 26 1998

JOE WERENKA

IRRIGATION

35184

VIEW
NORTH
NE OF SW
40 ACRES
POU

VIEW
NORTH EAST
POU

PERMIT
NUMBER

MICROFILMED

OCT 26 1998

35-08661

JOE WERENKA

IRRIGATION

474

VIEW OF
PDD
PUMP +
BOOSTER



VIEW OF
MODIFIED



PERMIT
NUMBER

MICROFILMED
OCT 26 1998

35-08661

September 21, 1992

NORTHWEST FARM CREDIT SERVICES ACA
JOE A WERENKA
CARON WERENKA
PO BOX 10
BLACKFOOT ID 83221-0010

Re: Permit No. 35-08661

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

BRENDA L. MILLER
Water Resource Agent

BLM:cz

RECEIVED

OCT 23 1992



Farm Credit Services

RECEIVED

SEP 3 1992

Department of Water Resources

10 West Judicial
P.O. Box 10
Blackfoot, Idaho 83221-0010
208/785-0820 FAX 208/785-0878

September 2, 1992

Karen Gustafson
Idaho Dept. of Water Resources
1301 N Orchard Street
Boise, ID 83720-9000

RE: Permit No. 35-8661
Mel Funk Farms; Joe & Caron Werenka

Dear Karen:

Enclosed are two Assignment of Permit forms in reference to the above water permit. The permit is presently under the name of Mel Funk Farms, and we are submitting one assignment of Permit from Mel Funk Farms transferring ownership to Joe A. & Caron Werenka. The next Assignment of Permit form that needs to be filed assigns the permit to Joe A. & Caron Werenka, and to Northwest Farm Credit Services, ACA.

Joe & Caron Werenka and Northwest Farm Credit Services, ACA need to be notified of any action or correspondence concerning this water right, as Joe & Caron have pledged this permit in connection with a mortgage.

Please acknowledge receipt of these Assignment of Permits.

Sincerely,

Jan Gamble
Operations Assistant

RECORDED
SEP 23 1992

May 24, 1991

MEL FUNK FARMS
P.O. BOX 360
AMERICAN FALLS, ID 832110000

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08661

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUL 02 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 35-8661

Date 5-23-91

GENERAL CONSIDERATIONS

- ☒ Name same as permit?
☒ Address same as permit? If no, indicate below.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ☒ Surface water source
☒ Ground water source
NA Drill permit req'd?
1982 Copy in file? Drill permit no. _____
Amt paid for drilling permit? _____ Correct?
Well log in file?

LICENSE EXAMINATION FEE

- ☒ Required?
125.00 Amount submitted?
☒ Correct amount?

MEASURING DEVICE

- Yes Measuring device or access port required?
Yes Installed?
Yes Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

need well data as per phone conv. 5-23-91

Proof acceptable

PRIORITY CALCULATION

Date proof received NA
Date proof due _____ - _____
No. of days late _____ = _____
Priority date _____ + _____
NEW PRIORITY DATE _____ = _____

LB



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 27, 1991

MEL FUNK FARMS
P.O. BOX 360
AMERICAN FALLS, ID 832110000

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08661

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of

RECEIVED

MAR 28 1991

Idaho for the use and benefit of the people within the state.
Conditions pertaining to a term review, annual use fee and
jurisdiction of the permit are trust water conditions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MICROFILMED

MAR 28 1991

APPLICATION FOR PERMIT REVIEW

Application #: 35-8661
Date: 3-20-1991

Reviewer: Pam Skaggs *CS*

✓ Existing:
 No - 26A-P17
 Complete in 1 year - P16
 ✓ Yes
 ✓ Proof not submitted - P16
 Proof submitted - N/A
 ✓ Groundwater:
 ✓ GT. 0.7 cfs - 01G-P03, 01C-P03 (existing well)
 LT. 0.7 cfs - N/A
 ✓ Drilling Permit:
 Approved w/permit - P99
 Not included - 046-P23 (All GW, even existing wells)
 ✓ Location:
 Water Districts - WD No. 01
 Surface water - 005, 005-01H-P01 (LT.7 w/pump)
 005-01J-P08 (GT.7)
 ✓ Groundwater *existing* - P05
 Irrigation Districts - 023
 Canal Co. Areas - 023
 Drainage Districts - 024
 Boise Front (63) - 058 (Groundwater)
 ✓ Swan Falls Flag - 7 (1, Blank or Other)
 ✓ Trust - 051-052-053-P74 (Cons.), 041 (DCMI, w/Irr
 Non Trust - 048-049 or Irr & Dom)
 River Basins:
 (Surface Water) Water District Control Condition &....
 Boise (63) - 11D-P72
 Payette (65) - 047-P04, 059-P71
 Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
 Use:
 Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
 Power - Use Power Review
 Mining - 06A or 010, 09E-P10 & 054(req.)
 Storage - 18A-for multiple measuring devices(In WD),
 18B-P09(Size)
 Rec. & Aesthetic - 027(Non-Consumptive)
 Domestic - 021(restricted areas)
 Ownership:
 Non land owner - 004
 Protested:
 Agreement - 020
 Minimum Stream Flow:
 Overlapping uses - 029-P20
 ✓ Beneficial Use Due Date: - 04-01-1992
 Other Conditions Recommended _____

FILED

MAR 28 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

JANUARY 28, 1991

Power County Press
Box 547
American Falls, ID 83211

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 25, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

RECEIVED
MAR 28 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

35-08661

MEL FUNK FARMS
P.O. BOX 360
AMERICAN FALLS, ID 832110000

Source: GROUNDWATER

Diversion Pt: NENE Sec 23 T 06S R 29E

Use: IRRIGATION (1.600 CFS)
Total Diversion: (1.600 CFS)

Date Filed: 10/26/ 1987

In: T06S R29E S14 NESW SESW

80.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 25, 1991.

Published 2/ 6/1991 & 2/13/1991

R. Keith Higginson, Director

MICROFILMED

MAR 28 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 35-8660 & 35-8661/Mel Funk Farms
Trust Water Processing & Rule 4,5. Info

DATE: 1-15-91

These applications are trust water filings which have come up for sequential processing under the appropriate rules and statutes. The applicant returned trust water questionnaires claiming no development prior to 1984.

A place of use overlap report in the file shows that most of the land under both applications were classified as irrigated by the department for the 1986 irrigation season. While the two filings together represent development of more than 200 acres, there is some evidence that most or all of the development is already in place. Any potential impacts raised in review of information required under Water Appropriation Rule 4,5. have already been addressed as a result of the existing development. I therefore recommend waiving the information required by Water Appropriation Rule 4,5.

Due to the priority date of the filings and post 1984 development, all acreage under the filings must be counted as trust acreage.

INDEXED

MAR 28 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
JAN 15 1991

Application No. 35-8661

Department of Water Resources

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes ☒ No ☐

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes ☐ No ☒

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. 80

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. _____

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant William R. Frank

Date 1-14-91

MICROFILMED

MAR 28 1991

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM					
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE						
3508661																												
3507964	FUNK	L	GROUNDWATER	06S	29E	14														35	35	36	35	141				
3507970	TRAVELERS INSURANCE CO	L	GROUNDWATER	06S	29E	14	39	40	40	39	40													238				
3508661	MEL FUNK FARMS	A	GROUNDWATER	06S	29E	14																		80				
	1986 MAPPING DATA ---	-	COUNTY 11 QUAD AA 34	06S	29E	14	39	36	40	39	1									40	36	8	36	37	40	37	38	427
	1986 MAPPING DATA ---	-	COUNTY 77 QUAD AA 34	06S	29E	14					1	6	40		37	4	4	38		37	37	37	37				278	

MAR 28 1991

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 10, 1990

RE: APPLICATION FOR PERMIT NO. 35-8661

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

MICROFILMED

MAR 28 1981

STATE OF IDAHO

Department of Water Resources

No 42103

Boise, Idaho, Nov 2, 1987

RECEIVED
FROM

Mel Funk Farms of Am. Falls
One Hundred Seventy & no \$ 170⁰⁰
DOLLARS

FOR

<u>App. Fee.</u>	\$	<u>105</u>	<u>00</u>
<u>App. Fee.</u>	\$	<u>65</u>	<u>00</u>
	\$		
	\$		
	\$		
TOTAL - - -	\$	<u>170</u>	<u>00</u>

Colleen Gray

RECEIVED

MAR 28 1991

35-8661

FUNK FARMS, MEL

P.O. BOX 360, AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENE Sec 23 T 06S R 29E

Use: IRRIGATION (1.6 CFS)

Date Filed: 10/26/1987

In: NESW SESW Sec 14 T 06S R 29E FOR 80 ACRES

MAILED
MAR 28 1991

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Kew APPLICATION NUMBER: 35-8661

CHECK:

- ☒ Source.
☐ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: _____
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received. Date: _____
☐ Application published correctly. If not, record action taken: _____
☐ Fee amount, receipt date & number, recorded on application.
☐ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☐ Recommendation & initial, recorded on application.
☐ Yes ☐ No Measuring device required.
☐ Yes ☐ No Access port required.
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
Date of priority recommended. _____

Special conditions of approval or cover letter. _____

By: _____ Date: _____

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.
By: _____ Date: _____

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

November 20, 1987

Mel Funk Farms
P.O. Box 360
American Falls, Idaho 83211

Dear Mr. Funk:

Your recent applications no.'s 35-8660 and 35-8661, and permit no. 35-7972 issued to Irma Rast are currently on hold until congress resolves the current legislation pending on the Swan Falls Agreement. At this point, you have done what you can to initiate approval of these applications and will have to wait until this Department is authorized to review such applications for approval.

Sincerely,

Harold W. Jones
Sr. Water Resource Agent

dg

RECEIVED

MAR 28 1991

INTER-DEPARTMENT MEMO — 1

DATE 6 Nov 1987

FROM KEITH

TO FILE

SUBJECT ACTION ON APPLICATION

In conversation w/ Sheila Funkhouser of Funk IRRIGATION I informed her of the requirements for interim approval. She said to place applications in the "Swan Falls Hold file" and she will discuss with Mr Funk what they wish to do about interim approval.

Keith C Wilson
SIGNATURE

MICROFILMED

MAR 28 1991

35-8661

FUNK FARMS, MEL

P.O. BOX 360, AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENE Sec 23 T 06S R 29E

Use: IRRIGATION (1.6 CFS)

Date Filed: 10/26/1987

In: NESW SESW Sec 14 T 06S R 29E FOR 80 ACRES

MICROFILMED

MAR 28 1991