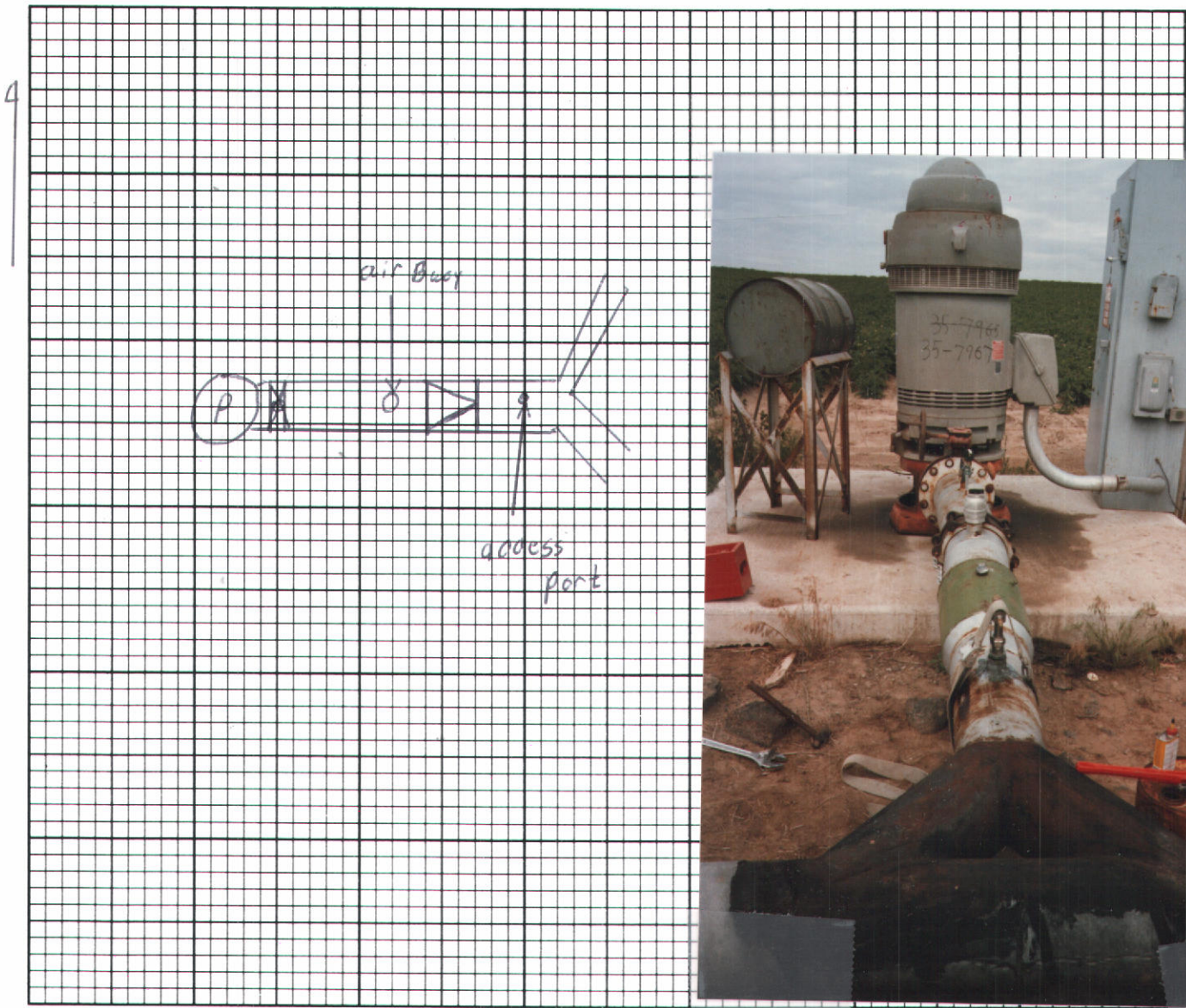


10. Other water rights on these lands None 35-7786
11. Other water right diverted from same p.d. None 35-7786

12. **Diverslon and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ **Photo of Diverslon & System Attached** ☒ **Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached**

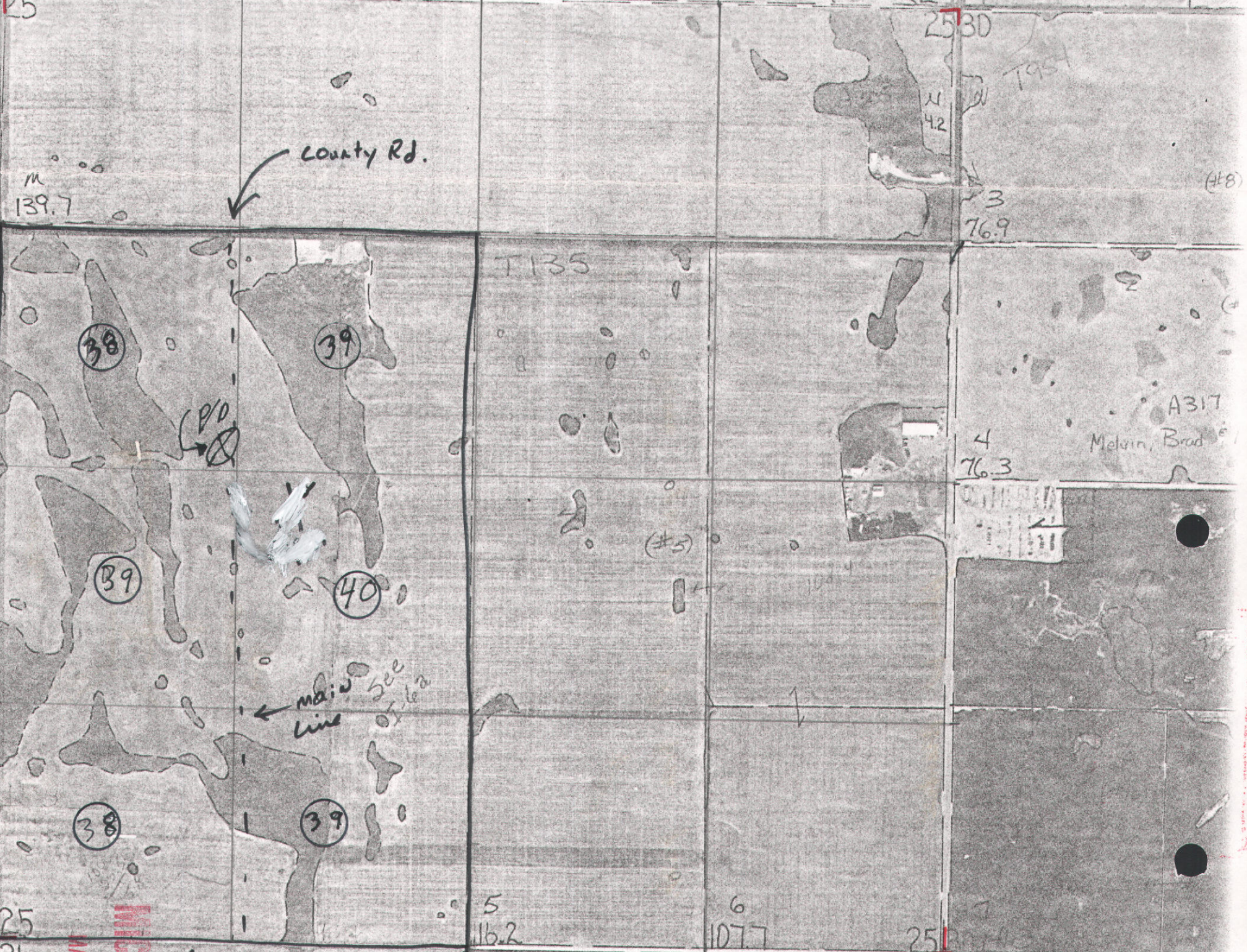
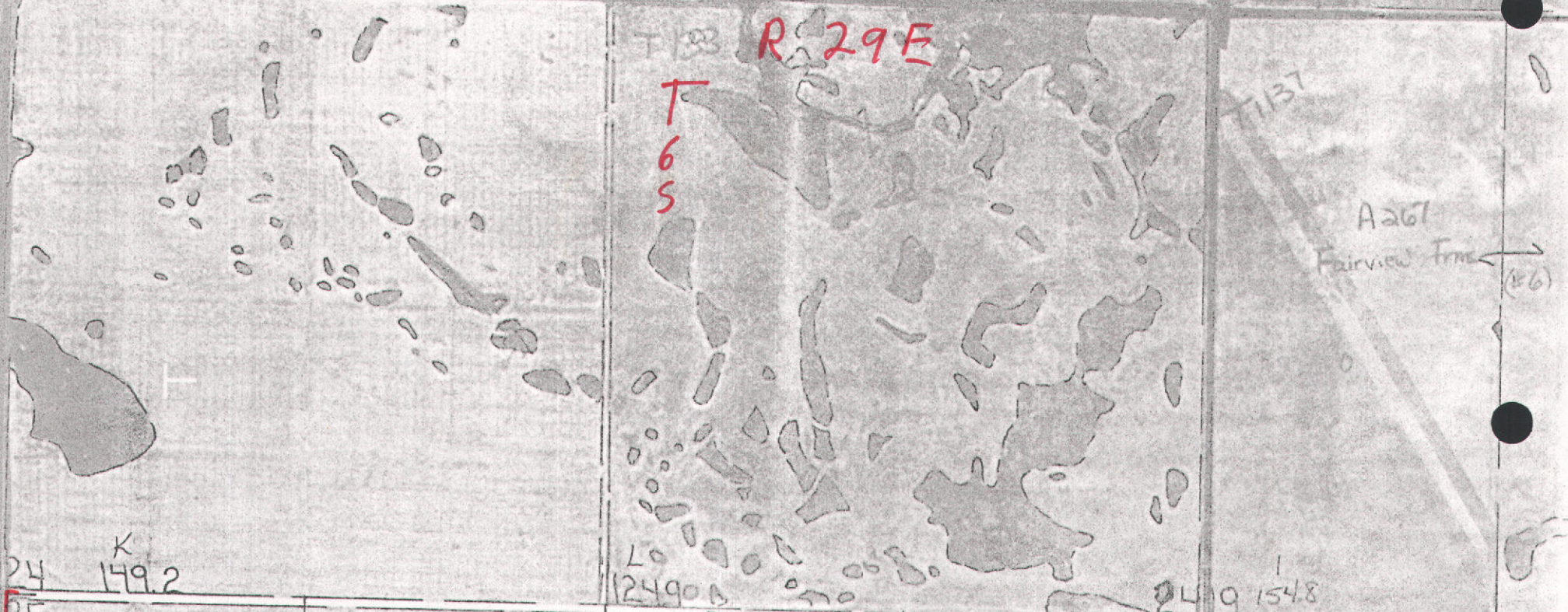
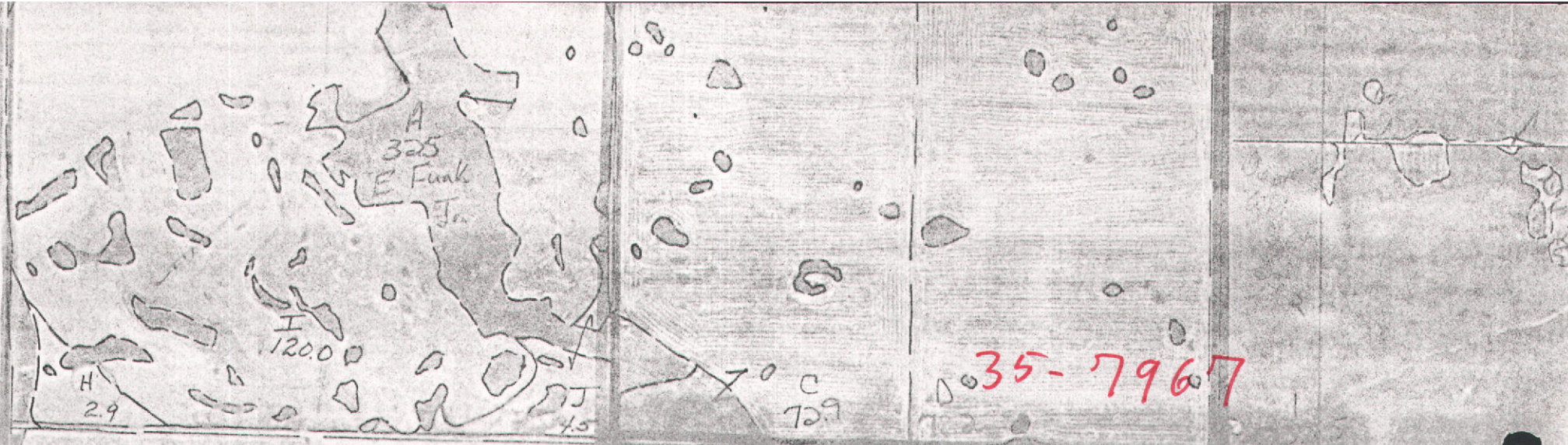
14. Remarks Access port is 88" From pump.

15. 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

16. Examiner's/Consultant's Signature John W. Arambani Date 7-15-86
Consultant's License Number _____
IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

Date _____ CONSULTANT SEAL

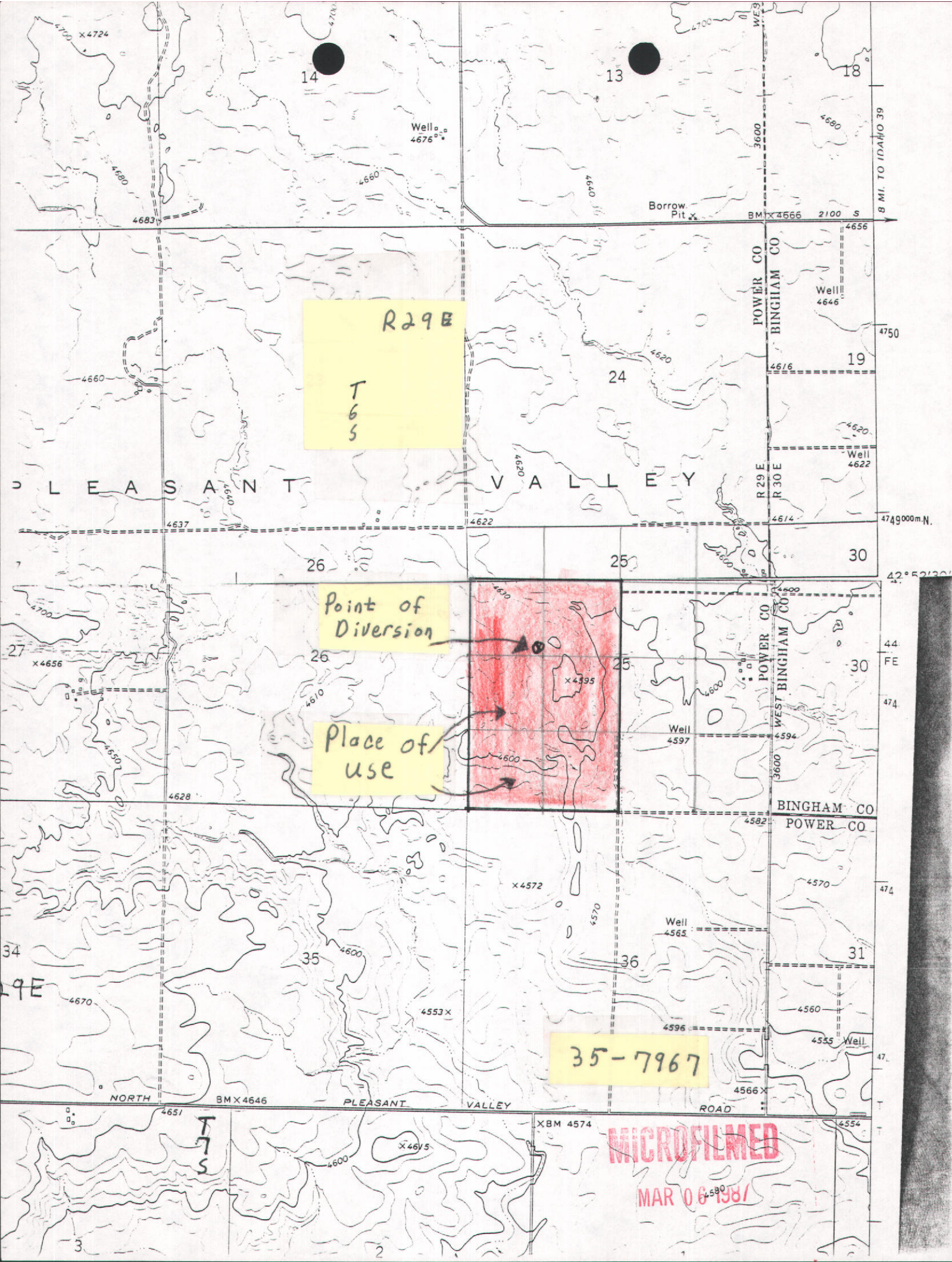
MICROFILMED
MAR 06 1987



26 25
35 36
MICROFILMED
MAR 06 1987

↑ Rd.

ham County



I-6

NOT TO SCALE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-7967

Priority: March 23, 1981

Amount:

2.45 CFS

605.5 AF

This is to certify, that MELVIN R. FUNK
RT. 1 BOX 142

AMERICAN FALLS, ID 83211

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 23, 1981, and has submitted proof to the Department of Water Resources on July 3, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 3.65 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	04/01 to 11/01	2.45 cfs	605.5 af
<u>LOCATION OF POINT OF DIVERSION(S):</u>		SWNW , Sec. 25, Township 6S, Range 29E Power County	
<u>PLACE OF USE:</u> Irrigation			
<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u> <u>TOTAL</u>
6S 29E 25	SWNW 38	SENW 19	NESW 20
	SWSW 38	SESW 19	NWSW 39
			173
Total number of acres irrigated:			173

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 26th day of FEBRUARY, 1987.

MICROFILMED

Acting for the

Director

Norman C. Young

MAR 05 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant MELVIN R. FUNK Phone 226-5207

Post office address ROUTE #1, BOX 142 AMERICAN FALLS, IDAHO 83211

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

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 6S

Range 29E B.M. Power County, additional points of diversion if any: _____

Pump #17

4. Water will be used for the following purposes:

Amount 2.94 cfs 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:

a. 2.94 cfs cubic feet per second and/or b. _____ 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, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 400 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M. _____

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

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Total number of acres to be irrigated 240

~~permt~~

18/5.04

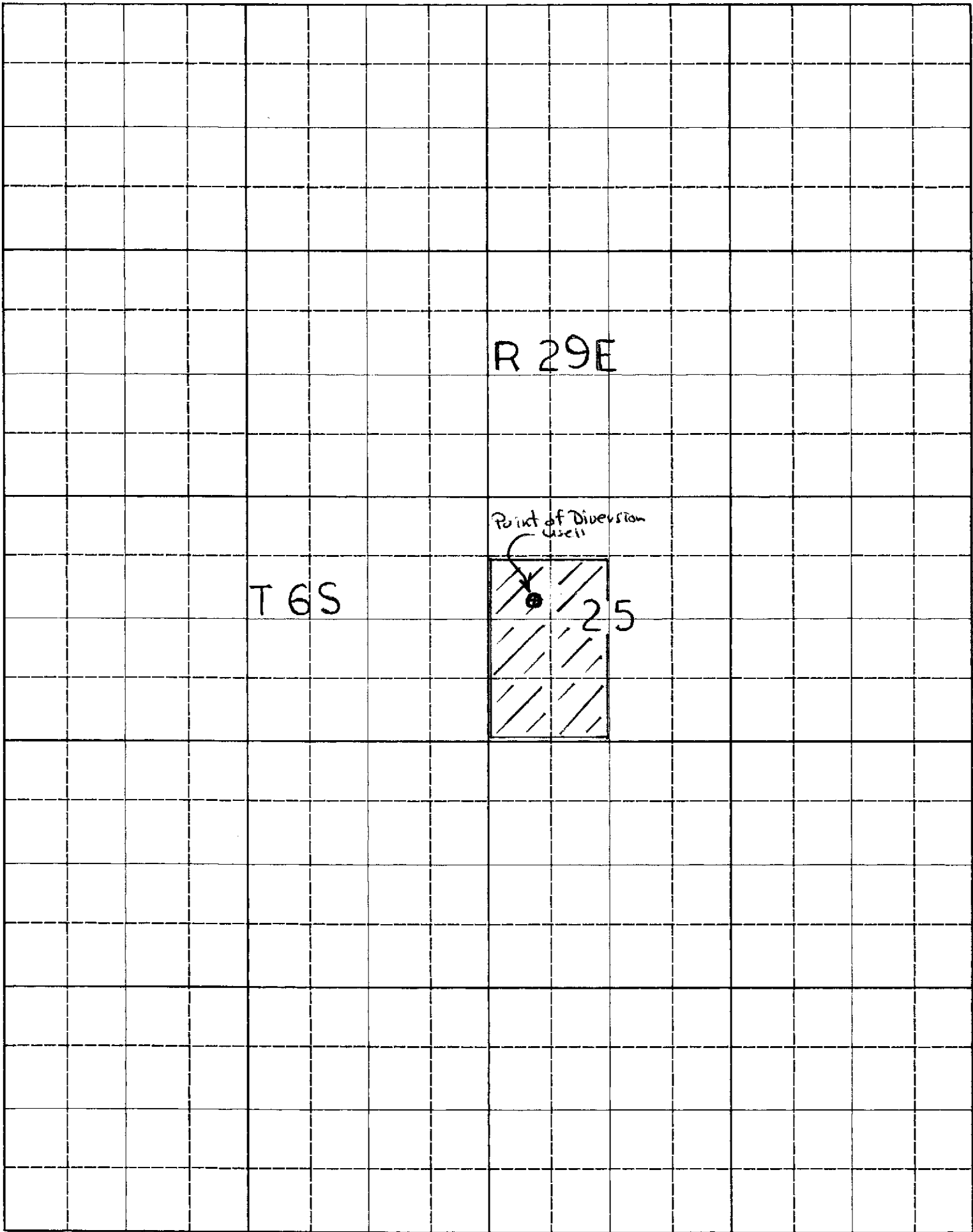
b. Who owns the land to be irrigated or place of use

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing

10. Remarks	To cultivate potatoes at optimum yield requires diversion	greater than 9 gpm/acre (see justification).

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



Scale: 2 inches equal 1 mile.

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.

Melvin R. Funk
(Applicant)

MICROFILMED

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Drafted EM.C. Received by B/MC Date 3/23/81 Time 4:30

Preliminary check by K.W. Fee \$ 85.00

Received by K.W. Date 3/20/81 #17128

Publication prepared by K.W. Date 3/27/81

Published in Power Co. Press

Publication dates 4/02 & 4/09/81

Publication approved K.W. Date 6/28/85

Protests filed by: none

Copies of protests forwarded by

Hearing held by

Recommended for approval denial by K.W.

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. 35-7967, and said application is hereby APPROVED

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

June 1, 1990.

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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
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.

Witness my hand this 28th day of June, 1985.

NORMAN C. YOUNG, Administrator
Resources Admin. Division

RECEIVED

APR 14 1981

Department of Water Resources
Eastern District Office

Notice of Publication

WHO }
POWER } s.s.

..... being first duly sworn

..... is the Editor,
Power County Press, a newspaper of general circula-
tion, published weekly at American Falls, Idaho; that said newspaper has been published in-
terruptedly and continuously for over sev-
enty-five weeks, prior to the first publication
of this notice or advertisement:

..... notice or advertisement was published
and attached in the regular and entire edition of

..... and not in any supplement thereof for
weekly issues thereof, the date of the first pub-

..... day of April, 19.....

..... publication being the

..... day of April, 19.....

(Signed) *Brett Cho*

..... sworn to before me this

..... day of April, 19.....

Low Intu
Notary Public, residing at American Falls, Idaho.

My Commission expires the

..... day of April, 19.....

Published in the Power County Press April 1, 1981 and April 8, 1981
NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

35-7961
BAUER, EMIL &/or JOHN
434 TAYLOR, AMERICAN FALLS, ID 83211
Source: GROUNDWATER
Date Filed: 03/20/1981
Amount: 4.17 CFS
Diversion Point: SENE Sec 17 T 07S R 30E NWNE NESE SENW Sec 20 T 07S R 30E, Power County
Use: IRRIGATION (4.17 CFS) from 04/01 to 11/01
Place of Use: NESE NWSE SWSE SESE Sec 17 T 07S R 30E NENE NWNE SWNE SENE SENW NESE Sec 20 T 07S R 30E NENW NWNW Sec 21 T 07S R 30E FOR 478 ACRES
Diversion Means: WELLS, PUMPS & PIPELINE.

35-7964
FUNK, MELVIN R.
RT. 1 BOX 142, AMERICAN FALLS, ID 83211
Source: GROUNDWATER
Date Filed: 03/23/1981
Amount: 6.40 CFS
Diversion Point: NENE Sec 23 T 06S R 29E, Power County
Use: IRRIGATION (6.40 CFS) from 04/01 to 11/01
Place of Use: NESE NWSE SWSE SESE Sec 14 T 06S R 29E NENE NWNE SWNE SENE Sec 23 T 06S R 29E FOR 320 ACRES
Diversion Means: WELL, PUMP & SPRINKLERS.

Legal Notice

35-7965
FUNK, MELVIN R.
RT. 1 BOX 142, AMERICAN FALLS, ID 83211
Source: GROUNDWATER
Date Filed: 03/23/1981
Amount: 6.40 CFS
Diversion Point: SWSE Sec 23 T 06S R 29E, Power County
Use: IRRIGATION (6.40 CFS) from 04/01 to 11/01
Place of Use: NESE NWSE SWSE SESE Sec 23 T 06S R 29E NENE NWNE SWNE SENE Sec 26 T 06S R 29E FOR 320 ACRES
Diversion Means: WELL, PUMP & SPRINKLERS.

35-7967
FUNK, MELVIN R.
RT. 1 BOX 142, AMERICAN FALLS, ID 83211
Source: GROUNDWATER
Date Filed: 03/23/1981
Amount: 2.94 CFS
Diversion Point: SWNW Sec 25 T 06S R 29E, Power County
Use: IRRIGATION (2.94 CFS) from 04/01 to 11/01
Place of Use: SWNW SENW NESW NWSW SWSW SESW Sec 25 T 06S R 29E FOR 240 ACRES
Diversion Means: WELL, PUMP & SPRINKLERS.

35-7968
FUNK, MELVIN R.
RT. 1 BOX 142, AMERICAN FALLS, ID 83211
Source: GROUNDWATER
Date Filed: 03/23/1981
Amount: 6.40 CFS
Diversion Point: SWSE Sec 01 T 06S R 29E, Power County
Use: IRRIGATION (6.40 CFS) from 04/01 to 11/01
Place of Use: NESW NWSW SWSW SESW NESE NWSE SWSE SESE Sec 01 T 06S R 29E FOR 320

ACRES
Diversion Means: WELL, PUMP & SPRINKLERS.

35-7969
FUNK, MELVIN R.
RT. 1 BOX 142, AMERICAN FALLS, ID 83211
Source: GROUNDWATER
Date Filed: 03/23/1981
Amount: 7.13 CFS
Diversion Point: SESE Sec 12 T 06S R 29E, Power County
Use: IRRIGATION (7.13 CFS) from 04/01 to 11/01
Place of Use: NENE NWNE SWNE SENE NESE NWSE SWSE SESE Sec 12 T 06S R 29E FOR 320 ACRES
Diversion Means: WELL, PUMP & SPRINKLERS.

35-7970
FUNK, MELVIN R.
RT. 1 BOX 142, AMERICAN FALLS, ID 83211
Source: GROUNDWATER
Date Filed: 03/23/1981
Amount: 8.00 CFS
Diversion Point: SENE Sec 14 T 06S R 29E, Power County
Use: IRRIGATION (8.00 CFS) from 04/01 to 11/01
Place of Use: NENW NWNW SWNW SENW Sec 13 T 06S R 29E NENE NWNE SWNE SENE NENW SENW Sec 14 T 06S R 29E FOR 400 ACRES
Diversion Means: WELL, PUMP & SPRINKLERS.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before APRIL 20, 1981.

C. STEPHEN ALLRED
Director

MICROFILMED

35-7967

OP A11

FUNK, MELVIN R.

RT. 1 BOX 142, AMERICAN
FALLS, ID 83211

Source: GROUNDWATER

Date Filed: 03/23/1981

Amount: 2.94 CFS

Diversion Point: SWNW Sec 25 T
06S R 29E, Power County

Use: IRRIGATION (2.94 CFS)
from 04/01 to 11/01

Place of Use: SWNW SENW NESW
NWSW SWSW SESW Sec 25 T 06S
R 29E FOR 240 ACRES

Diversion Means: WELL, PUMP &
SPRINKLERS.

STATE OF IDAHO

Field #17

DEPARTMENT OF WATER RESOURCES

COMMENCEMENT OF WORKS

Permit No. 35-7967

Name(s) of Permit Holder(s): Melvin R. Funk

Post Office Address: Rt 1 Box 142

American Falls, Idaho 83211 Tel. (208) 226-5207

☒ I hereby certify that construction of the works on the above referenced permit began on 3/23/85 (date). I understand that I must

continue to develop the water system with due diligence to maintain a valid permit.

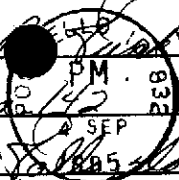
☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

9/3/85
Date

Melvin R. Funk
Signature of Permit Holder

Melvin S. Lamm
Rt 41 Box 142
American Falls ID 8324



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JUL 26 1988

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SEP 6 1985
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

Department of Water Resources
BOISE IDAHO 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 26, 1987

MELVIN R. FUNK
RT. 1 BOX 142
AMERICAN FALLS, ID 83211

RE: Permit No. 35-7967

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

MAY 10 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

~~JOHN V. EVANS~~

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

February 5, 1987

RE: Permit No. 35-7967

Melvin R. Funk
Rt. 1, Box 142
American Falls, ID 83211

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 06 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

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SEP 19 1986

35-7967

Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\text{Theoretical: } Q = \frac{8.8 (H_p) (Eff)}{2.31 (psi) + \text{lift}} = \frac{8.8 (350) (.92)}{2.31 (75) + 360} = 5.31 \text{ cfs} \checkmark$$

$$\text{Manometer: } Q = \frac{16^2 \cdot 3.85 \sqrt{h}}{448.8} = \frac{(9.75'')^2 \cdot 3.85 \sqrt{20''}}{448.8} = 3.65 \text{ cfs} \checkmark$$

Capacity

Eagle Eye: 22" = 18" corrected (by calibration table 6-9-86)

$$Q = \frac{(9.75'')^2 \cdot 3.85 \sqrt{18''}}{448.8} = 3.46 \text{ cfs} \checkmark$$

permit = 2.94 cfs

$$.02 \frac{\text{cfs}}{\text{ac}} \times 233 \text{ ac} = 4.66 \text{ cfs}$$

Recommend 2.94 cfs by permit.

b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 233 \times 3.5 = 815.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.94 \times 214 \times 1.9835 = 1247.9$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{D.R.} = 815.5$$

c) Volume Calculations for Other Uses: None

$$V = 173 \text{ ac.} \times 3.5 \text{ AF} = 605.5 \text{ AFA}$$

$$V = 2.45 \text{ cfs} \times 1.9835 \times 214 \text{ days} = 1040.0 \text{ AF}$$

2. Overlap Review

~~35-7965~~ NO overlap

a) Other water rights with same place of use: 35-7786 (60 acres @ 1.2 cfs)

b) Other water rights with same point of diversion: 35-7786 ~~35-7965~~ NO overlap per exams

c) Analysis:

$$R 17 (35-7786) (3.65 \text{ cfs}) (815.5 \text{ afa})$$

when used on common lands

At 35-7786 covers 60 of the recommended acres at 1" per acre from the same pld. I have recommended we disallow these 60 acres. see land list on back - kw

$$\text{capacity} = 3.65$$

$$- 1.20 - \text{for } 35-7786$$

$$2.45 \text{ cfs available}$$

MAR 06 1987

no plu overlap with the 60 acres out.

SECRET

Approved in State Office by

Checked in Regional Office by

11. Examiner's Signature

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

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

10. Recommended Amendments

9. Recommended Conditions/Remarks:

[illegible]

8. Place(s) of Use

[illegible]

7. Point(s) of Diversion:

Allowable Maximums:

Period of Use
From To

Rate of Diversion

Annual Volume
V (afa)

6. Beneficial Use

5. Source:

tributary to groundwater

Address: _____

Melvin R. Funk

Permit No.	35-7967	Priority	3-23-1981	Amount	2,450 FS	App. Date	3-23-1981	Date Proof Submitted	7-3-1985	System Capacity	3,650 (A)
------------	---------	----------	-----------	--------	----------	-----------	-----------	----------------------	----------	-----------------	-----------

RECOMMENDED AMOUNTS

pd. #150.00
exam fee

Page 01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant MELVIN R. FUNK Phone _____Post Office address Rt. #1, Box 142 American Falls, Idaho 83211**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 35-7786 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant I acquired right through purchase of property.

3. Source of water Groundwater tributary to _____4. Date of priority 2/13/1978**5. Water is used for the following purposes:**

amount 1.2cfs for Irrigation purposes from 4/1 to 11/1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.2cfs cubic feet per second
&/or
b. 210.0 acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 25
Township 6S Range 29E, B.M., in Power County

Additional points of diversion, if any SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36, Twp. 6S
Range 29E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	29E	25								20	20			20					60

MAR 06 1987

Total number of acres to be irrigated 609. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? NO If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a _____ cubic feet per second
&/or
b. _____ acre feet per annum
- Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information
- a. Amount of water to be diverted 1.2 c.f.s. &/or _____ acre feet
- b. Description of diverting works Well, pump and sprinkler system
- c. Describe the reasons for the proposed changes Proposed change reflects actual practice
2. Change in point of diversion
- Point of diversion SW ¼ NW ¼, Section 25 Township 6S
Range 29E, B.M., Power County
Additional points _____
3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
There will be no change in the place of use.

CONTINUED

RECORDED

MAR 08 1987

c. Describe the land or place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated 60

4. Describe any other water rights used for the same purpose as described above. None
-
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

A 10x10 grid map with handwritten labels and a small rectangular area marked with a cross. The labels are as follows:

- Top center: "RGE. 29E."
- Bottom left: "TWP. 6S."
- Bottom center: "23 24" and "26 25"
- Bottom right: "MAR 06 1967"

A small rectangular area is marked with a cross in the bottom right quadrant, spanning the intersection of the 7th and 8th columns and the 7th and 8th rows.

SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. . REMARKS

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 willfull misrepresentations made in this application may result in voiding its approval.

Melvin R. Fink
(Signature of Applicant)

Subscribed and sworn to before me this 7th day of December, 1981

Mary C. Colville
(Notary Public) Power County
Mary C. Colville

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7786
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 28th day of January, 19 82

J. Glen Saxton
Chief, Operations Bureau

See letter dated 11/10-81 for additional filing fee. Credited.

Received by <u>AW</u>	Date <u>12-10-81</u>	Protest filed by _____
Prelim. check by <u>Kdw</u>	Fee <u>\$30.00</u>	_____
Receipted by <u>AW</u>	Date <u>12-11-81</u>	# <u>19105</u>
Published in <u>Power City Press</u>	Copies of protest forwarded by _____	
Pub. dates <u>12/24 & 12/31/81</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>D.R.</u>	Recommended for <u>approval</u> denial	
_____ rec'd.	by <u>EMC</u> <u>Jim DPT</u>	

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MAR 06 1981

7967

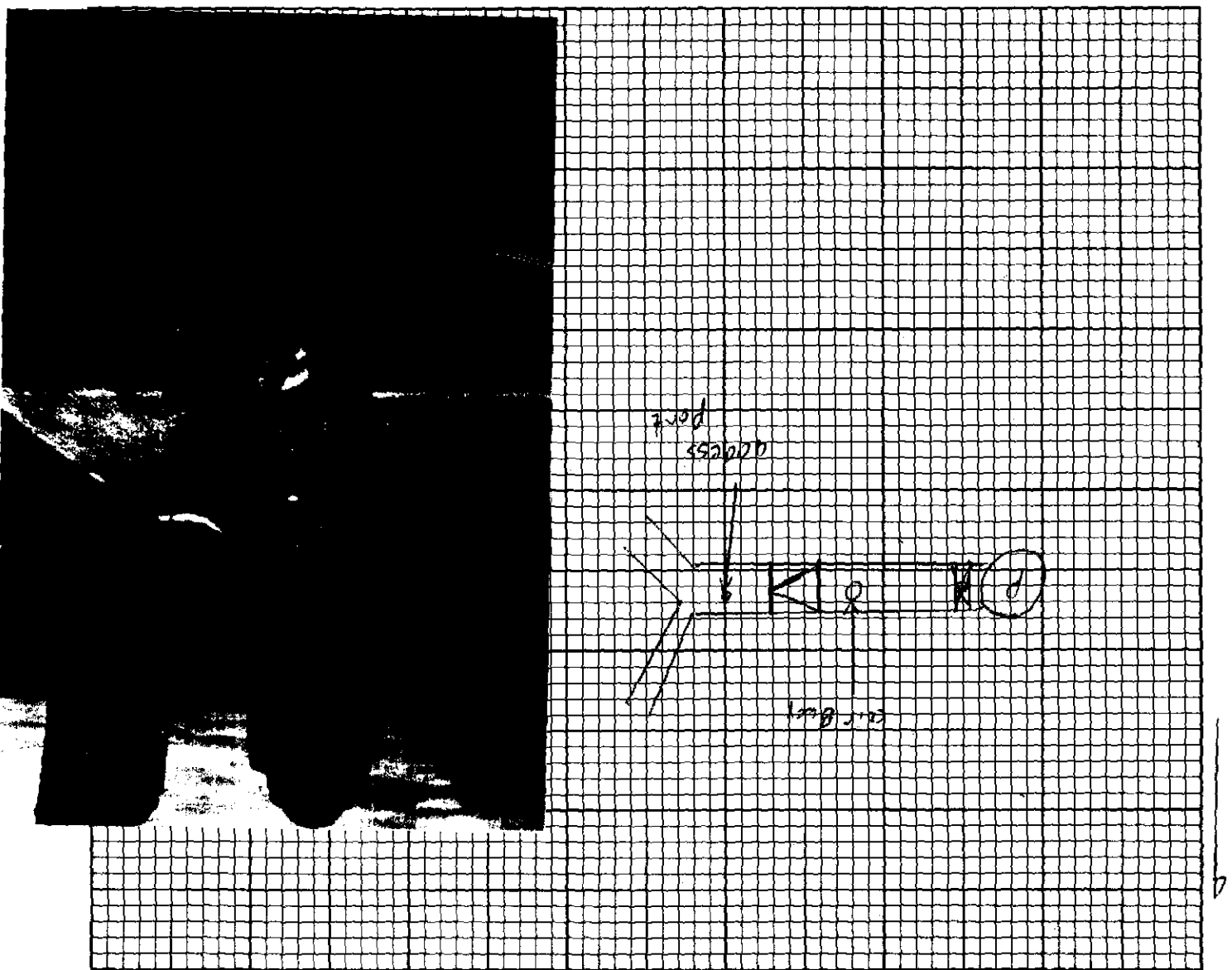
Phone No. ~~7-10-86~~

3. Source: groundwater tributary to N/A

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6 S	29 E	25							38	39	40	39	38	39					233
																	Total Acres	233	

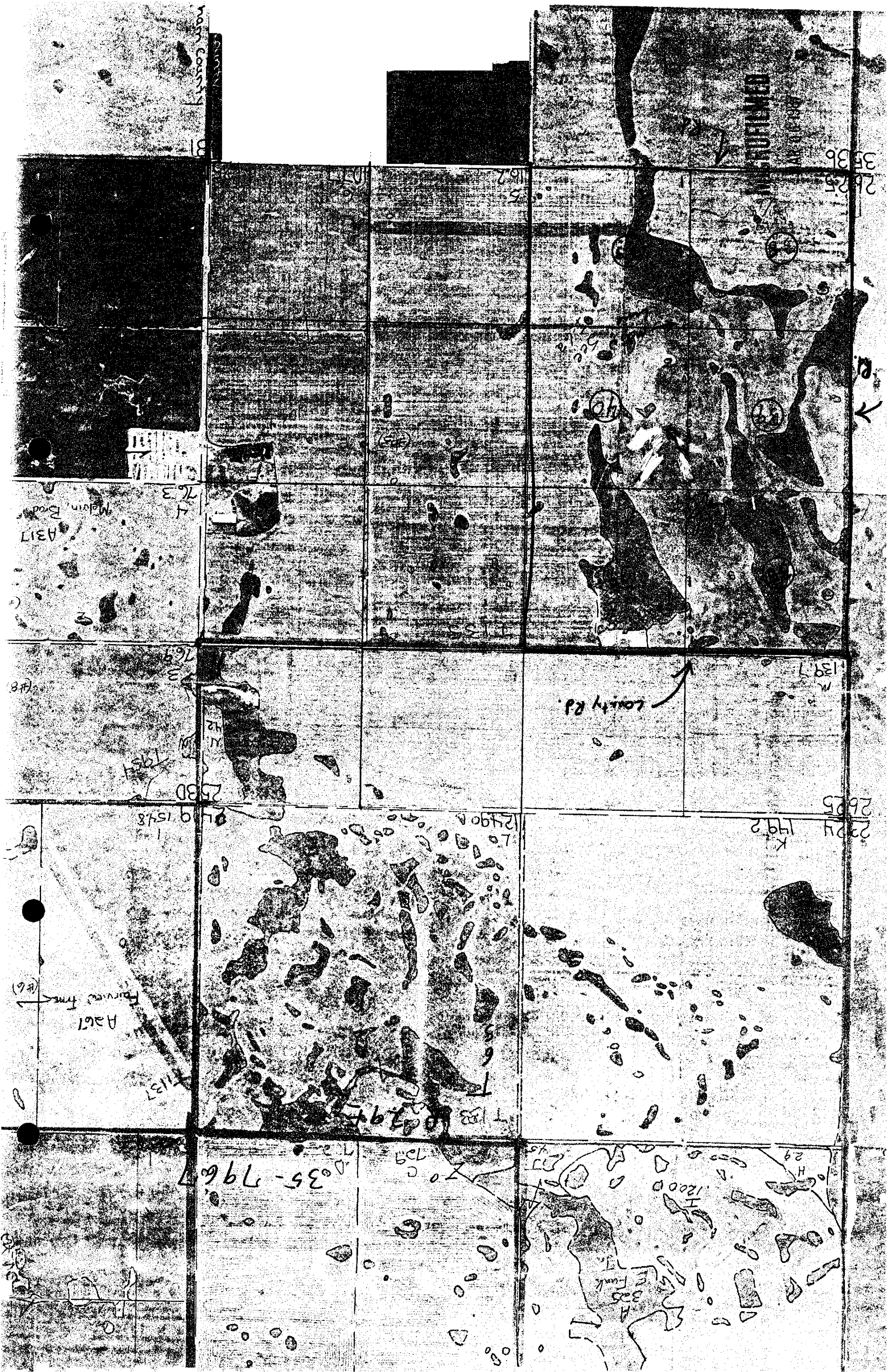
10. Other water rights on these lands None 35-7786
11. Other water right diverted from same p.d. None 35-7786
12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

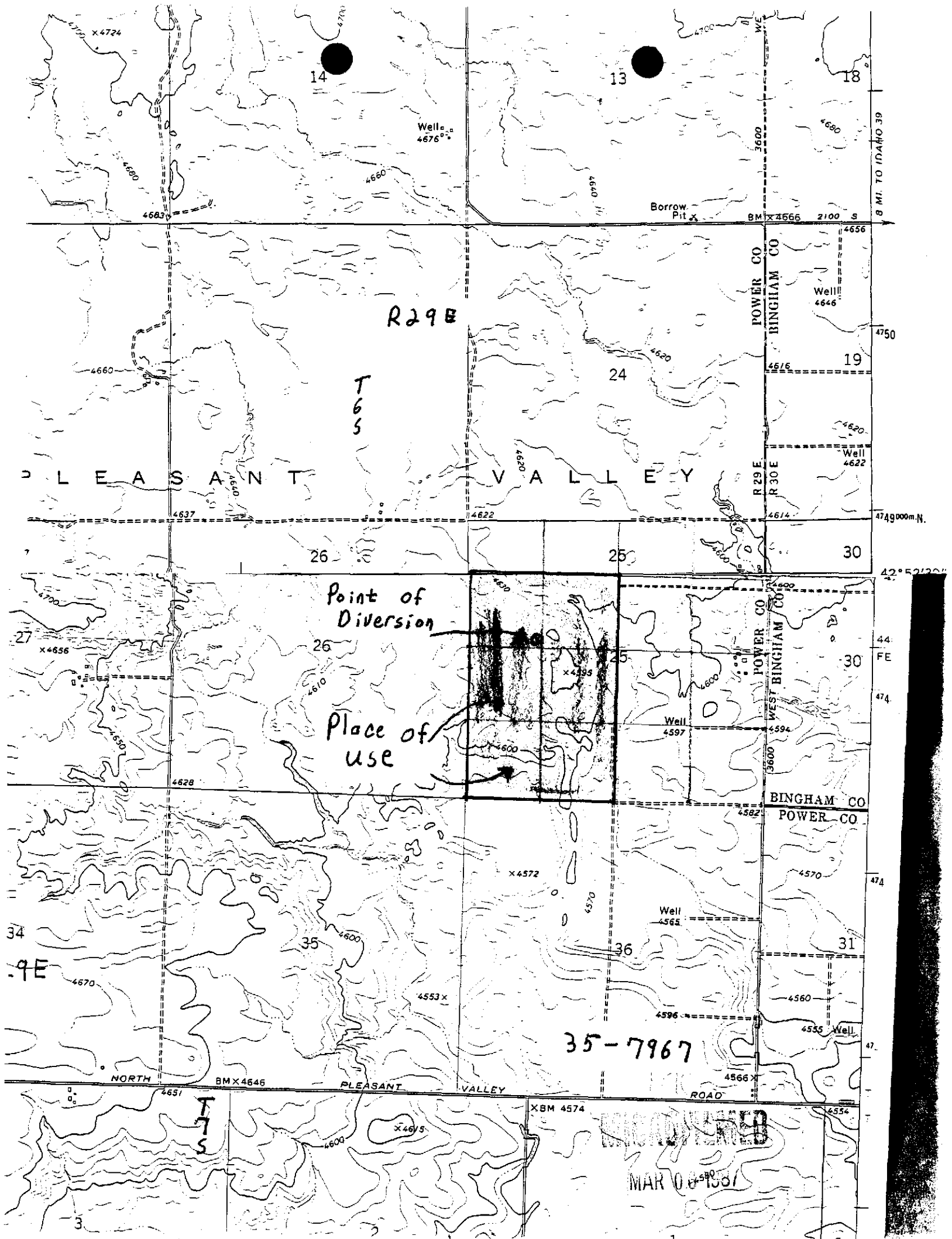


13. ☒ Photo of Diversion & System Attached
- ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks Access port 15 88" from pump.

15. Recommended Amendments
- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above
- ☒ None
- ☐ Other
16. Examiners/Consultant's Signature [Signature] Date 7-15-86
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct _____
- Beneficial Use Examination _____

CONSULTANT SEAL





SENN	40	01	35-7960	DYER	C	03-18-1981	GROUNDWATER
NESH	40	01	35-7960	DYER	P	03-18-1981	GROUNDWATER
NESH	40	01	35-7960	DYER	P	03-18-1981	GROUNDWATER
SESH	40	01	35-7960	DYER	P	03-18-1981	GROUNDWATER
SESH	40	01	35-7960	DYER	P	03-18-1981	GROUNDWATER
NESE	33	01	35-7965	FUNK	C	03-23-1981	GROUNDWATER
NENE	34	01	35-7965	FUNK	P	03-23-1981	GROUNDWATER
SHSE	34	01	35-7965	FUNK	P	03-23-1981	GROUNDWATER
SESE	33	01	35-7965	FUNK	P	03-23-1981	GROUNDWATER
NENE	39	01	35-7597	FUNK	C	03-30-1976	GROUNDWATER
NENE	39	01	35-7974	FUNK	C	04-15-1981	GROUNDWATER
				HAHLER			

E15

#35-7967

NR156

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USE

PAGE 6340
10/20/1985

TOWNSHIP	RANGE	SECTION	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
06S	29E	24	NENE	39	01		35-7597	FUNK	C	L	03-30-1976	GROUNDWATER
			NENE	39	01		35-7974	FUNK	C	P	04-15-1981	GROUNDWATER
			SHNE	40	01		35-7597	HAHLER	C	L	03-30-1976	GROUNDWATER
			SHNE	40	01		35-7974	FUNK	C	P	04-15-1981	GROUNDWATER
			SENE	40	01		35-7597	HAHLER	C	L	03-30-1976	GROUNDWATER
			SENE	40	01		35-7974	FUNK	C	P	04-15-1981	GROUNDWATER
			NENH	31	01		35-7917	FUNK, JR.	C	L	09-11-1980	GROUNDWATER
			NENH	35	01		35-7917	FUNK, JR.	C	L	09-11-1980	GROUNDWATER
			SHNH	28	01		35-7917	FUNK, JR.	C	L	09-11-1980	GROUNDWATER
			SENH	26	01		35-7917	FUNK, JR.	C	L	09-11-1980	GROUNDWATER
			NESH	40	01		35-7600	FUNK, JR.	C	L	04-08-1976	GROUNDWATER
			NESH	39	01		35-7600	FUNK, JR.	C	L	04-08-1976	GROUNDWATER
			SHSH	38	01		35-7600	FUNK, JR.	C	L	04-08-1976	GROUNDWATER
			SESH	39	01		35-7600	FUNK, JR.	C	L	04-08-1976	GROUNDWATER
			NENE	23	01		35-7600	FUNK, JR.	C	L	04-08-1976	GROUNDWATER
			NENE	39	01		35-7600	FUNK, JR.	C	L	04-08-1976	GROUNDWATER
			SHNE	40	01		35-2620	FUNK	C	L	11-28-1960	GROUNDWATER
			SHNE	37	01		35-2832	FUNK	C	L	08-25-1966	GROUNDWATER
			SENE	40	01		35-2620	FUNK	C	L	11-28-1960	GROUNDWATER
			SENE	30	01		35-2832	FUNK	C	L	08-25-1966	GROUNDWATER
			NENH	39	01		35-7600	FUNK, JR.	C	L	04-08-1976	GROUNDWATER
			NENH	39	01		35-7600	FUNK, JR.	C	L	04-08-1976	GROUNDWATER
			SHNH	34	01		35-7965	FUNK	C	P	03-23-1981	GROUNDWATER
			SHNH	40	01		35-7967	FUNK	C	P	03-23-1981	GROUNDWATER
			SENH	20	01		35-7786	FUNK	C	P	02-13-1978	GROUNDWATER
			SENH	12	01		35-7965	FUNK	C	P	03-23-1981	GROUNDWATER
			SENH	40	01		35-7967	FUNK	C	P	03-23-1981	GROUNDWATER
			NESH	20	01		35-7786	FUNK	C	L	02-13-1978	GROUNDWATER
			NESH	12	01		35-7965	FUNK	C	P	03-23-1981	GROUNDWATER
			NESH	40	01		35-7967	FUNK	C	P	03-23-1981	GROUNDWATER
			NHSH	34	01		35-7965	FUNK	C	P	03-23-1981	GROUNDWATER
			NHSH	40	01		35-7967	FUNK	C	P	03-23-1981	GROUNDWATER
			SHSH	34	01		35-7965	FUNK	C	P	03-23-1981	GROUNDWATER
			SHSH	40	01		35-7967	FUNK	C	P	03-23-1981	GROUNDWATER
			SESH	20	01		35-7786	FUNK	C	L	02-13-1978	GROUNDWATER
			SESH	12	01		35-7965	FUNK	C	P	03-23-1981	GROUNDWATER
			SESH	40	01		35-7967	FUNK	C	P	03-23-1981	GROUNDWATER
			NESE	35	01		35-2620	FUNK	C	L	11-28-1960	GROUNDWATER
			NESE	36	01		35-2832	FUNK	C	L	08-25-1966	GROUNDWATER
			NHSE	40	01		35-2620	FUNK	C	L	11-28-1960	GROUNDWATER
			NHSE	38	01		35-2832	FUNK	C	L	08-25-1966	GROUNDWATER
			SHSE	40	01		35-2620	FUNK	C	L	11-28-1960	GROUNDWATER
			SHSE	40	01		35-2832	FUNK	C	L	08-25-1966	GROUNDWATER
			SESE	40	01		35-2620	FUNK	C	L	11-28-1960	GROUNDWATER
			SESE	40	01		35-2832	FUNK	C	L	08-25-1966	GROUNDWATER
			NENH	40	01		35-7960	DYER	C	P	03-18-1981	GROUNDWATER
			NENH	40	01		35-7960	DYER	C	P	03-18-1981	GROUNDWATER
			SHNH	40	01		35-7960	DYER	C	P	03-18-1981	GROUNDWATER

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MAR 06 1987

NR156

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USE

PAGE 6341
10/20/1985

TOWNSHIP	RANGE	SECTION	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
06S	29E	26	SENN	40	01		35-7960	DYER	C	P	03-18-1981	GROUNDWATER
			NESH	40	01		35-7255	ROTH	C	L	10-13-1972	GROUNDWATER
								ROTH	C			
								ROTH	C			
			NHSH	39	01		35-7255	ROTH	C	L	10-13-1972	GROUNDWATER
								ROTH	C			
								ROTH	C			

12 SESE 01 35-7969 03-29-1984 GROUNDWATER
 13 SANE 01 35-797 03-23-1981 GROUNDWATER
 SANE 01 35-7975 03-30-1976 GROUNDWATER
 04-15-1981 GROUNDWATER

RAST MOUNTAIN VIEW FARMS

FUNK

FUNK

FUNK

FOHLEN

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C13
 35-7967

HRR158

IDAHO DEPARTMENT OF WATER RESOURCES
 WATER RIGHTS BY POINT OF DIVERSION

PAGE 3142
 10/20/1985

TWN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	RFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
06S	29E	13	SESH	01		35-7917	L				
			SASE	01		35-7597	L		09-11-1980 GROUNDWATER	FUNK, JR.	C
			SASE	01		35-7974	P		03-30-1976 GROUNDWATER	FUNK	C
							P		04-15-1981 GROUNDWATER	FUNK	O
							P			WAHLER	C
		14	SENE	01		35-7970	P			FUNK	O
		15	SHNH	01		35-7477A	P		03-23-1981 GROUNDWATER		
							P		02-12-1975 GROUNDWATER	VOLLWEILER	O
			SHNH	01		35-7477B	P			TOEVS	C
							P		02-12-1975 GROUNDWATER	PAHL	C
							P			VOLLWEILER	O
							P			PAHL	C
							P			RUFF	O
							P			RUFF	O
			NHSH	01		35-7477A	P				
							P		02-12-1975 GROUNDWATER	VOLLWEILER	O
							P			TOEVS	C
		16	NENH	01		35-7984	P				
			NHSH	01		35-7477A	P		05-11-1981 GROUNDWATER	TOEVS	C
							P		02-12-1975 GROUNDWATER	VOLLWEILER	O
							P			TOEVS	C
		17	NENE	01		35-7477A	P				
							P		02-12-1975 GROUNDWATER	VOLLWEILER	O
							P			TOEVS	C
		20	SHNH	01		35-8337	A		01-10-1984 GROUNDWATER	ROTH RANCHES	C
			SHNH	01		35-8337	A				
							P		01-10-1984 GROUNDWATER	ROTH RANCHES	C
		22	NHSE	01		35-7959	P				
							P		03-18-1981 GROUNDWATER	DYER	C
		23	NENE	01		35-7964	P				
							P		03-23-1981 GROUNDWATER	FUNK	O
							P			FUNK	C
							P			THE TRAVELERS INSURANCE CO.	O
			NENE	01		35-7965	P				
							P		03-23-1981 GROUNDWATER	FUNK	O
			SHSH	01		35-7960	P				
							P		03-18-1981 GROUNDWATER	DYER	C
			SASE	01		35-7965	P				
							P		03-23-1981 GROUNDWATER	FUNK	O
		25	NENH	01		35-7600	L				
			SHNH	01		35-7786	L		04-08-1976 GROUNDWATER	FUNK, JR.	C
							L		02-13-1978 GROUNDWATER	FUNK	C

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HRR158

IDAHO DEPARTMENT OF WATER RESOURCES
 WATER RIGHTS BY POINT OF DIVERSION

PAGE 3143
 10/20/1985

TWN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	RFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
06S	29E	25 NA	SHNH	01		35-7965	P				
							P		03-23-1981 GROUNDWATER	FUNK	O
			SHNH	01		35-7967	P			FUNK	C
							P		03-23-1981 GROUNDWATER		
			NESE	01		35-2620	L			FUNK	C
							L		11-28-1960 GROUNDWATER		
		28	NHSH	01		35-7255	L				
							L		10-13-1972 GROUNDWATER	ROTH	C
							L			ROTH	C
							L			ROTH	O
							L			ROTH	O
			NHSH	01		35-8336	A				
							A		01-10-1984 GROUNDWATER	ROTH RANCHES	C
			SHSH	01		35-8336	A				

4/86

RECEIVED
JUN 16 1986

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

OK
6.4

For Office Use Only
Fee Received 150.00
Date 6-16-86
Receipt # 39743
Receipt by MD
Sent to S.O. 7-16-86

RECEIVED

1. Permit No. 35-7967

JUL 22 1986

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

- ☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Melvin R. Funk

3. Post Office Address: Rt. 1 Box 142, American Falls, ID 83211

Telephone No. (208) 226-5207

4. Source of Water: Groundwater

5. Extent of Use:

Domestic (No. of households) Stockwater (No. and type of stock)

Irrigation 240 (acres) Other/Remark

6. Total rate &/or volume for which proof is submitted 2.94 cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

3/23/81

8. Person to contact to accompany the department representative during the field examination:

Melvin R. Funk

(Name)

Rt. 1 Box 142, American Falls, ID 83211

(Address)

(208) 226-5207

(Telephone Number)

- ☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

May 16, 1986
Date

Melvin R. Funk Owner
Signature of Permit Holder (and title, if appropriate)

RECEIVED

MAR 06 1987

Copy returned for file



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720

35-7967
FUNK, MELVIN R.
RT. 1 BOX 142
AMERICAN FALLS, ID 83211

138626

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

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MAR 06 1987

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

100-100000-100000
FEB 28 1967

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup, Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 19, 1986

MELVIN R. FUNK
RT. 1, BOX 142
AMERICAN FALLS ID 83211

RE: Permit No. 35-7967

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

RECORDED-11110

MAR 06 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.

(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

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RECEIVED
JUL 3 1985

FORM A

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 35-7967
Name(s) of Permit Holder: MELVIN R. FUNK

Post Office Address: RT. 1 BOX 142 AMERICAN FALLS, ID 83211

Telephone No. (208) 226-5207

Source of Water: GROUND WATER

Extent of Use: Domestic (number of households)
Stockwater (number and type of stock)
Irrigation 240 (acres)
Other/Remarks

Indicate the date water was first diverted and beneficially used under this permit: 3/23/81

Measuring Device: Required? Yes X No
Installed? Yes X No

Flow Measurement Port: Required? X Yes No
Required? X Yes No

Person to contact to accompany the Department representative during field examination: MELVIN R. FUNK (Name)
RT. 1 BOX 142 AMERICAN FALLS, ID 83211 (Address) (208) 226-5207 (Telephone number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

 Date Melvin R. Funk Signature of Permit
(and Title, if appropriate)

RECORDED

July 12, 1985

RE: Permit No. 35-7967

Melvin R. Funk
Rt. 1, Box 142
American Falls, ID 83211

Dear Permit Holder:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc
Enclosures

MICROFILMED

MEMORANDUM

TO: File Nos. 35-7966, 35-7967 and 35-7969

FROM: Dave Tuthill *DT*

DATE: June 28, 1985

RE: Reason for Approval

The above-referenced water right numbers represent permits issued on June 28, 1985. The reason for issuance of the permits on this date is that this office was notified by telephone on this date that the three water rights were released from the Idaho Power lawsuit. The release was because the three water rights represent water uses that fall within the terms of the Idaho Power Contract in that the applications were filed prior to November 19, 1982, and substantial development was completed toward development of the irrigation systems by that date. Note that this office conducted pre-permit examinations on the three applications on June 17, 1983, at which time the irrigation systems were installed and fully functional.

MICROFILMED

6-28-85

FILE

NAME OF PARTY

Cindy Cranston Felton - Idaho Power

EMPLOYEE

Kay Walker

RE:

Dismissal of Apps. from Idaho Power
(Swan Falls) suit.

Per phone conversation with
Cindy at 3:00 pm this afternoon -
she stated the ~~at~~ applications
listed below have been dismissed
from lawsuit.

35-8061

34-7425

35-7966

* 35-7967

35-7969

35-8189

36-8136

47-7901

36-8168

36-8208

35-8059

35-8058

34-7410

34-7247

35-8018

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

Aug. 1, 1983

Melvin R. Funk
Rt. 1, Box 142
American Falls, ID 83211

RE: Permits Nos.: 35-7966, 36-7967, 36-7969, 36-7972

Dear Mr. Funk:

As another step in our continuing effort to determine rates of flow for the above referenced Applications for Permit, we have measured the rates of flow on the existing irrigation systems. The data obtained from the systems is tabulated below:

<u>App. No.</u>	<u>Rate of Flow Requested(cfs)</u>	<u>Rate of Flow Measured(cfs)</u>	<u>Approx. Acres Irr.</u>	<u>Rate of Flow/ Acre(cfs/acre)</u>	<u>Remarks</u>
35-7966	3.56	2.53	160	0.016	
35-7967	2.94	3.46	240	0.014	1.2 cfs, same land Lic. 35-7786
35-7969	7.13	7.75	320	0.024	
35-7972	4.46	2.28	200	0.011	

Based on this data, we have determined that a rate of flow of greater than 0.02 cfs/acre is not warranted. While it is true that one system was measured to produce more than this rate, the other three showed less. Therefore, we plan to issue all four permits for 0.02 cfs per acre. If the contract between the State of Idaho and Idaho Power Company is not modified significantly from the current draft, the applications will be eligible for approval when the contract is signed, and when the applications are subsequently dropped from the Idaho Power Co. lawsuit.

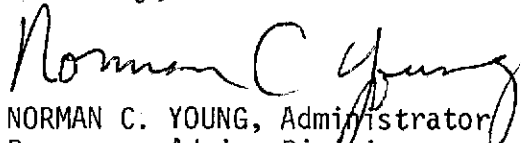
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Melvin R. Funk

Page 2

If you have further questions or comments on this matter, feel free to contact this office.

Sincerely,


NORMAN C. YOUNG, Administrator
Resources Admin. Division

NCY:DRT:sc

cc: Eastern Region

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

35-7967
Application Permit No.

CONTACT WITH PERMIT HOLDER

DATE	INITIALS	REMARKS
------	----------	---------

- ☐ Appointment letter mailed: _____

☐ Telephone call made: _____
(List Telephone No. used) _____

☐ Appointment scheduled for: _____
(Date, time, location) _____

EXAMINATION PRE-PERMIT

Date 6-17-83 Accompanied by Mel Funk Total Q measured 3.46 cfs

If source is surface water, estimate total flow of source

Methods of measurement Eagle Eye meter Meets Permit requirements?

Measurement calculations:

$$\sqrt{17.98} \times 3.85 \times (9.7510)^2$$

1551 gpm or 3.46 cfs

[illegible]

System Description well/pump to 12 handlines

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = AFA/Acre

USE

Q (cfs)

V (afa)

FROM

TO

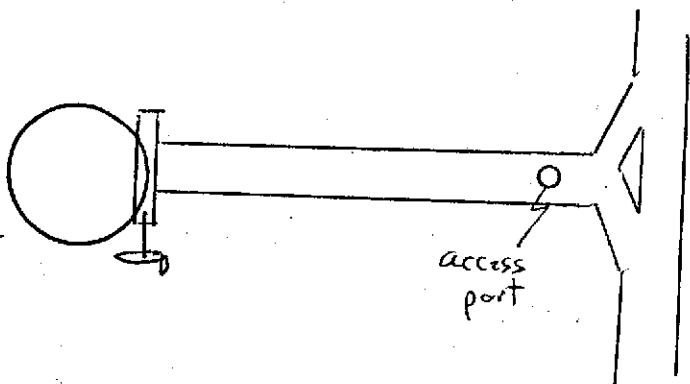
Total

Remarks Field currently in PIK program

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SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: _____

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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

Examiner's Signature HW. Jones

Checked by _____

Approved by _____

Date _____

Date _____

Date _____

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I-6

NOT TO SCALE

Falla Field

PERMIT NO. 35-796

(Name)

Accompanied by: M. Ruk

EXAMINATION: DATE: 6-17-83

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
USM 440	350	CE95 37-847	Berkley	NA

Measuring Device Type:

Meter # 0-13

Annubar #

Size # 7.9

Remarks:

Measurement calculations: 12 handling

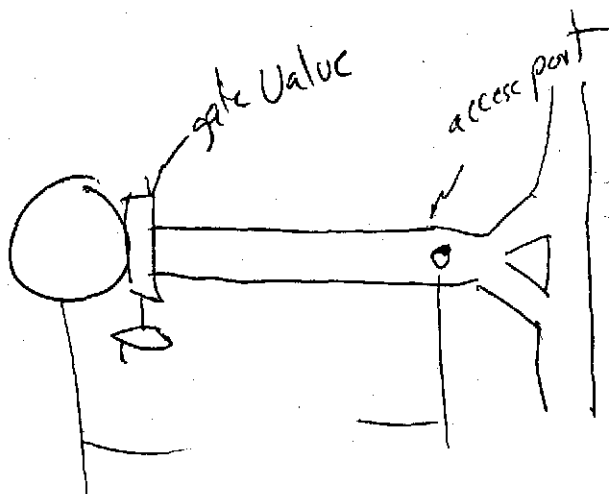
20" Annubar

1551 spm (corrected)
2.46 cfs

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter 7.75

Length



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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KC Wilson

APPLICATION NUMBER: 35 7967

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.

Field check by: _____

Date: _____

Comments: _____

☒ 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.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Quantity for 1200c = 2.4cfs not 2.94cfs = 1" pressure with
permit 35-7786
Needs a justification

SEND COPIES TO:

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

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☒ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use. 35-7786

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: April 20

- ☐ 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? 01

3-23-81 Date of priority recommended.

Special conditions of approval or cover letter. _____

not released in 5-1180 contract
KW 1/18/85
6/19/85

By: _____

Date: _____

STATE OFFICE REVIEW:

103, 105, 117

26 OIC

☐ See attached sheet for more information.

By: KW

Date: 6/28/85

MAY 02 1983

CONVERSATION MEMORANDUM

DATE April 28, 1983

FILE 35-7966/7967/7969/7972

NAME OF PARTY Mrs. Sheila Funkhouser

EMPLOYEE Ernie

RE: While talking with Mrs. Sheila Funkhouser, secretary for Mel
Funk Farms, this morning by telephone, I advised her the State Office
had completed its review of the above captioned applications and
concluded they should not be approved for more than 1 inch per acre
Furthermore, I advised her the applications would be held in the
Eastern Regional Office until the issue of subordination of Idaho
Power's water rights on Swan Falls has been resolved. I indicated
when final action could be taken I would forward the applications
with a recommendation that they be approved for one inch per acre
unless Mr. Funk provided additional information in the meantime.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse
Boise, Idaho 83720
(208) 334-4440

Tutthill

April 18, 1983

MEMO

TO: Norm Young

FROM: Verl G. King

SUBJECT: MELVIN R. FUNK WATER PERMITS

RECEIVED

APR 27 1983

Department of Water Resources
Eastern District Office

I have reviewed the Dale D. Stukenholtz, Ph.D. letter on water requirements for irrigating potatoes and have the following comments.

It is unrealistic to consider sporadic evapotranspiration measurements when designing an irrigation system. We base our analysis on maintaining at least 50% of the available soil moisture in the soil profile at the end of the irrigation rotation period. This is to prevent moisture stress on the plant and provide for a high quality potato. The only way a temporary moisture stress could be prevented for evapotranspiration of the rate suggested (0.40 acre inches per hour - I feel he must have his units or decimal in error) is to have a solid set system in full operation at the time of peak use. A lateral system would only protect the area of the field where the laterals are set.

I feel our method of analyzing water needs is realistic and based on sound data. The comments of Dr. Stukenholtz do not change this.

VGK:mb

VGK

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DIRECTOR DEPARTMENT OF WATER RESOURCES:

I HEREBY SUBMIT THESE LETTERS FROM
STUKENHOLTZ LABORATORY AS JUSTIFICATION FOR
THE EXCESSIVE AMOUNT REQUESTED IN THE APPLICATION
NO'S. 35-7966 35-7967 35-7969. 35-7972

Melvin K. Frank

RECEIVED

MAR 8 1983

Department of Water Resources
Eastern District Office

MICROFILMED

Stukenholtz Laboratory

DIVISION OF AGRICULTURE CONSULTING, INC.

ADDISON AVENUE EAST • BOX 353 • 734-3050
TWIN FALLS, IDAHO 83301

RECEIVED

April 17, 1981

MAR 8 1983

Department of Water Resources
Eastern District Office

Mr. Joseph Ruschetti
Mel Funk Farms
American Falls, Idaho 83211

Dear Mr. Ruschetti:

This is in answer to your request for me to explain some Agronomic facts in regards to irrigation requirements of potatoes and sugar beets grown in the American Falls area of Idaho. I believe you wanted me to explain how much water capacity of a pump on a typical 240 acre field would be necessary to obtain maximum economic yields of potatoes and sugar beets during peak water use requirements.

It is very common during the month of July when hot winds with a low relative humidity blow constantly for evapotranspiration to equal 0.40 acre inches per hour. The University of Idaho and the USDA ARS have researched this subject in extreme detail and any even temporary moisture stress on potatoes will result in a lowering of yield and quality. The same is true of sugar beets but to a lesser extent. In order for growers to raise high yields and quality they must have adequate irrigation systems to satisfy peak water use demands.

A good system on a 240 acre field would consist of 12 wheel lines with 6.0 gpm flow control nozzles. Such a system at optimum pressure would require about 2300 gpm of water which is equivalent to 5.11 cfs or 1.06 miner's inches per hour. This would be just barely adequate to supply evapotranspiration needs of the crops during peak periods with a fastest possible practical rotation time of six days. If the pump produced less water, then smaller nozzles would be needed and the crop would suffer from lack of moisture at critical times. This is a very common occurrence in Idaho and results in impairment of yield and quality in countless fields.

An excellent irrigation system would consist of 14 wheel lines on a 240 acre field which would provide a rotation period of about 5.0 days. This would enable us to use 5.5 gpm flow control nozzles in order to avoid harmful compaction caused by large droplet sizes.

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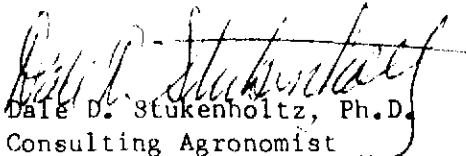
At adequate pressure of about 60 psi, these 14 lines will require 2460 gpm which is 5.47 cfs on 1.14 miner's inches per acre. This would be fairly close to an ideal system such that one should obtain near maximum yield and quality of all crops.

Even though it is possible to produce fairly good crops with somewhat less water than 1.0 miner's inches/acre, it is more profitable to a grower of high value crops to have more than average pump capacities for the following reasons:

1. Adequate water would be present for nearly all peak water use periods.
2. Higher yields and quality come from more frequent irrigation schedules.
3. Less soil compaction from smaller nozzle sizes and shorter sets.
4. Greater capacity to "catch-up" on occasion when one gets behind because of one reason or another.
5. It is always more profitable to have a slight excess of water than to have a slight deficiency of water.

I hope this is sufficient information on the above subject matter and if you need a more detailed presentation, do not hesitate to call.

Sincerely,


Dale D. Stukenholtz, Ph.D.
Consulting Agronomist

DDS/lk

MICROFILMED

FROM Ernest

DATE July 20, 1981.

TO Dave.

SUBJECT Appl. for Permit 35-7974/7975, Melvin Funk.

On 5/26/81 the above app.s were forwarded to the state office along with the justification for excessive Q. Three other app.s by the same individual requiring similar justification are being retained in Eastern pending a determination regarding the ~~acceptab~~ justification. We would appreciate some info. on status of state office review.

Thank's.

Add file 35-7966/7967/7969

SIGNATURE

April 23, 1981

Melvin R. Funk
Rt. #1, Box 142
American Falls, Idaho 83211

RE: Applications of Permit 35-7969, 35-7967, and 35-7966

Dear Mr. Funk:

The Eastern Regional Office has completed the initial processing of the above mentioned applications. However, before they can be forwarded to the State Office for final action, you will need to provide justification for the water requested in excess of one miner's inch per acre.

To prevent unnecessary delays, it is hoped you can give this matter your immediate attention. Feel free to contact me should you have any questions.

Respectfully submitted,

ERNEST M. CARLSEN
Sr. Resource Analyst

EMC:brs

MICROFILMED

35-7962

FUNK, MELVIN R.

RT. 1 BOX 142, AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Date Filed: 03/23/1981

Amount: 2.94 CFS

Diversion Point: SWNW Sec 25 T 06S R 29E, POWER Co.

Use: IRRIGATION (2.94 CFS) from 04/01 to 11/01

Place of Use: SWNW SENW NESW NWSW SWSW SESW Sec 25 T 06S R 29E
FOR 240 ACRES

Diversion Means: WELL, PUMP & SPRINKLERS.

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