

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF POWER } S.S.

Phyllis Ringe
..... being first duly sworn
on oath, states:

That ~~she~~ is the ~~principal clerk of~~ the printer
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 publica-
tion being the 2nd day of June, 1977

the date of last publication being the

9th day of June, 1977

(Signed) *Phyllis Ringe*

Subscribed and sworn to before me this

10th day of June, 1977

Rose Ann Funk
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

15th day of 19

NOTARY PUBLIC
Residing in American Falls, Idaho
My Commission is for Life

RECEIVED

JUN 13 1977

Department of Water Resources
Eastern District Office

Legal Notice

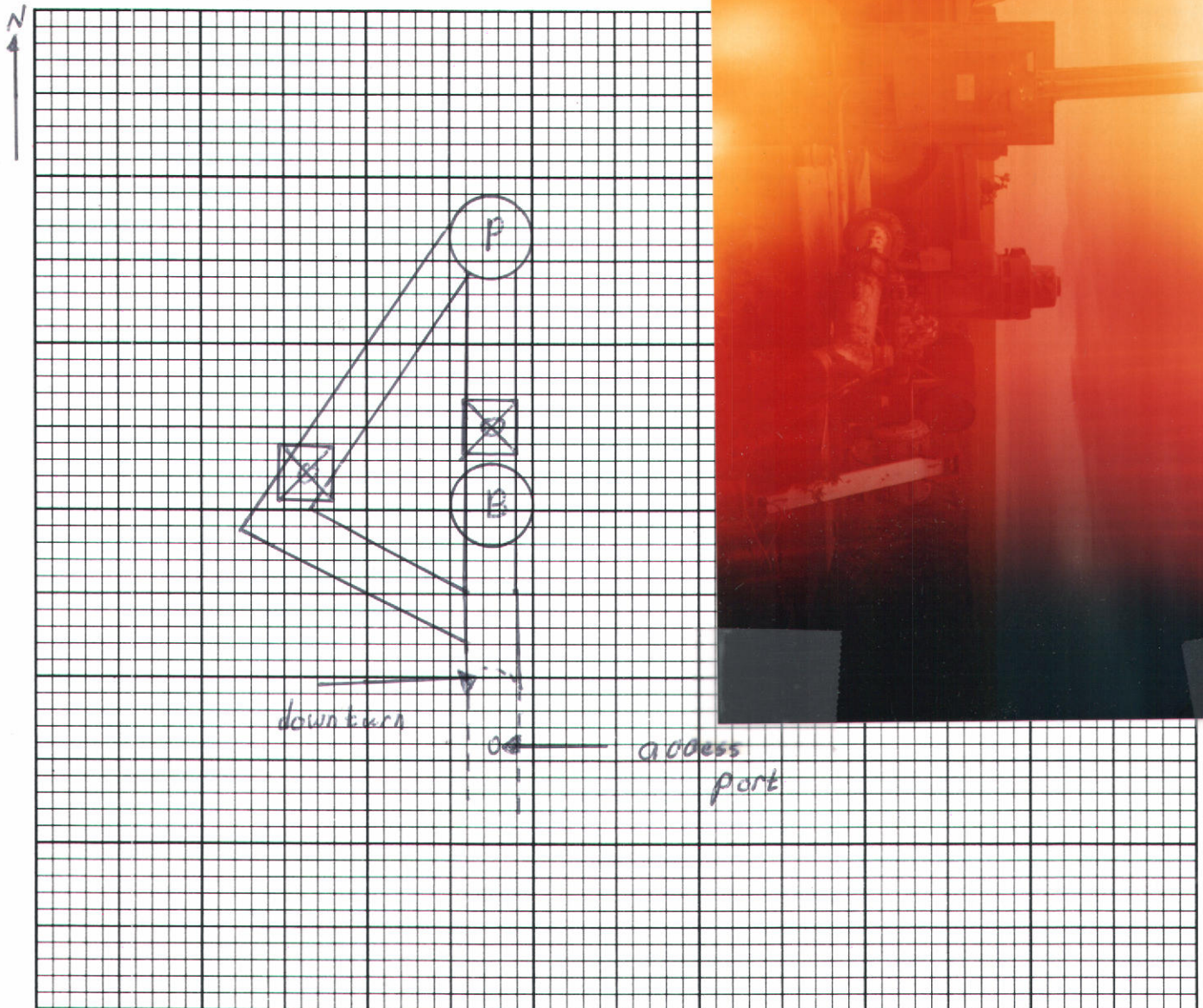
NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Mel-
vin R. Funk, American Falls, Idaho
has on 5-18-77 submitted Appli-
cation No. 35-7718 for a permit
to appropriate 1.60 cubic feet
per second of water from a ground-
water source by means of well
and pump within the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 19, T. 7S, R. 30E, B.M.,
Power County; to be used from
Apr. 1 to Nov. 1 for the irrigation
of 80 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$
Sec. 20, T. 7S, R. 30E, B.M.,
if issued, this permit will be sub-
ject to all prior water rights. Pro-
tests against the granting of the
permit must be filed with the Idaho
Department of Water Resources,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401 on or before June
20, 1977.

C. Stephen Allred
Director

MICROFILMED

10. Other water rights on these lands None
11. Other water right diverted from same p.d. 35-7118
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 downstream, and the inside pipe diameter at the measurement port. 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 _____

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 7-16-86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date _____

MICROFILMED
SEP 25 1987
CONSULTANT SEAL

Fred Tiede

T-75, R-30E

35-7718

157.1

2548 - center w/ qu
1274 - center edge
Total Circle w/ qu
= 117.2, A 203
Road on South

Remove end gun

161 B 8.6
B 10.6
A 203 E 7.7
E 4.6
**NO
COPIED
SEP 25 1987**

A-203
Otto Tiede

D
22

E
72.2

1818

1920

19

2419 310.9

2530

T
7
5

R 30E

35-7718

T-7S, R-30E

35-7718

A

159.8 156.8

A-206

Stanley Klassen

A

155.9

A 154.3

A-161

Fred Tiede

A-86

Bauer Farms

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SEP 25 1987

B

157.8

B

159.8

1716 76.6

20 150

20 21

C

742

D

75.7

38

P/IC

main line

P/IC

36

D

76.2

7195

R 30E

T
7
S

F
398

(#9) 35-7718

A317

Melvin, Brad & Monty Funk

(Irons Rest)

2
196.6

7196

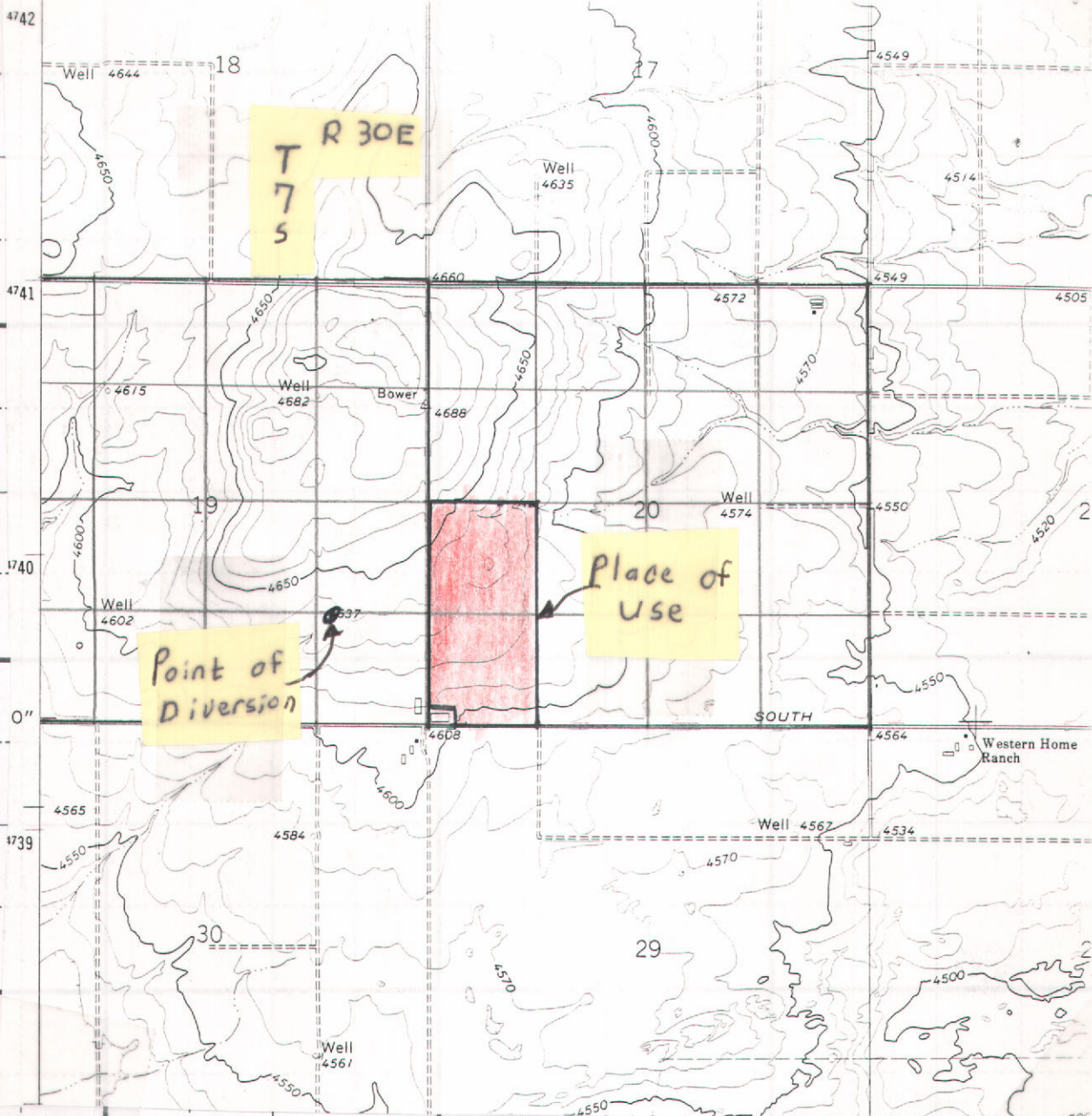
A

76.2

20 21 2340

2928

J. F. Allon & S



REPROFILMED
SEP 25 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-7718

Priority: May 2, 1983

Amount: 1.48 CFS 259.0 AFA

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 May 18, 1977, and has submitted proof to the Department of Water Resources on May 2, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 3.78 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	1.48 cfs	259.0 afa

LOCATION OF POINT OF DIVERSION(S): SESE , Sec. 19, Township 7S, Range 30E
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>ACRES</u>	<u>TOTAL</u>
7S	30E	20	NWSW 38	SWSW 36			74

Total number of acres irrigated: 74

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.
4. The maximum combined rate of diversion under this right & Right No. 35-7118 shall not exceed 3.78 cfs.

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 28 day of August, 1982.

SEP 25 1981

for Director DAVID B. SHAW

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT
NO. 35-7718 IN THE NAME
OF MELVIN R. FUNK

ORDER OF REINSTATEMENT

WHEREAS, on August 22, 1977, the Director of the Department of Water Resources issued Permit No. 35-7718 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before August 1, 1982; and,

WHEREAS, on May 31, 1982, the Department sent a proof due notice to the permit holder; and,

WHEREAS, on August 23, 1982, the Department sent a lapse notice to the permit holder since neither proof of beneficial use nor a request for extension of time had been received from the permit holder; and,

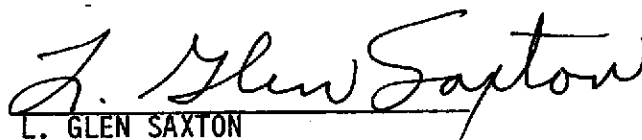
WHEREAS, on May 2, 1983, proof of beneficial use was submitted by the permit holder; and,

WHEREAS, amendments to Section 42-218A, Idaho Code, effective April 8, 1983, provide that the Director may reinstate a permit upon which proof has been submitted subsequent to the sixty day period after the notice of lapsing; and,

WHEREAS, permit holder has shown adequate cause that the permit can be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that permit No. 35-7718 be reinstated; and It Is Further ordered that the priority be advanced to May 2, 1983.

Dated this 15th day of March, 1984.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 35-7718

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access 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"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows:

"The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 1st day of June 1981.

Glen Saxton

GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

Identification No. 35 7718

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Melvin R. Funk Phone: 226-5207
post office address Rt. #1, Box 142, American Falls, ID 83211
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19 Township 7S
Range 30E B.M. Power, _____ County; additional points of diversion if any: _____

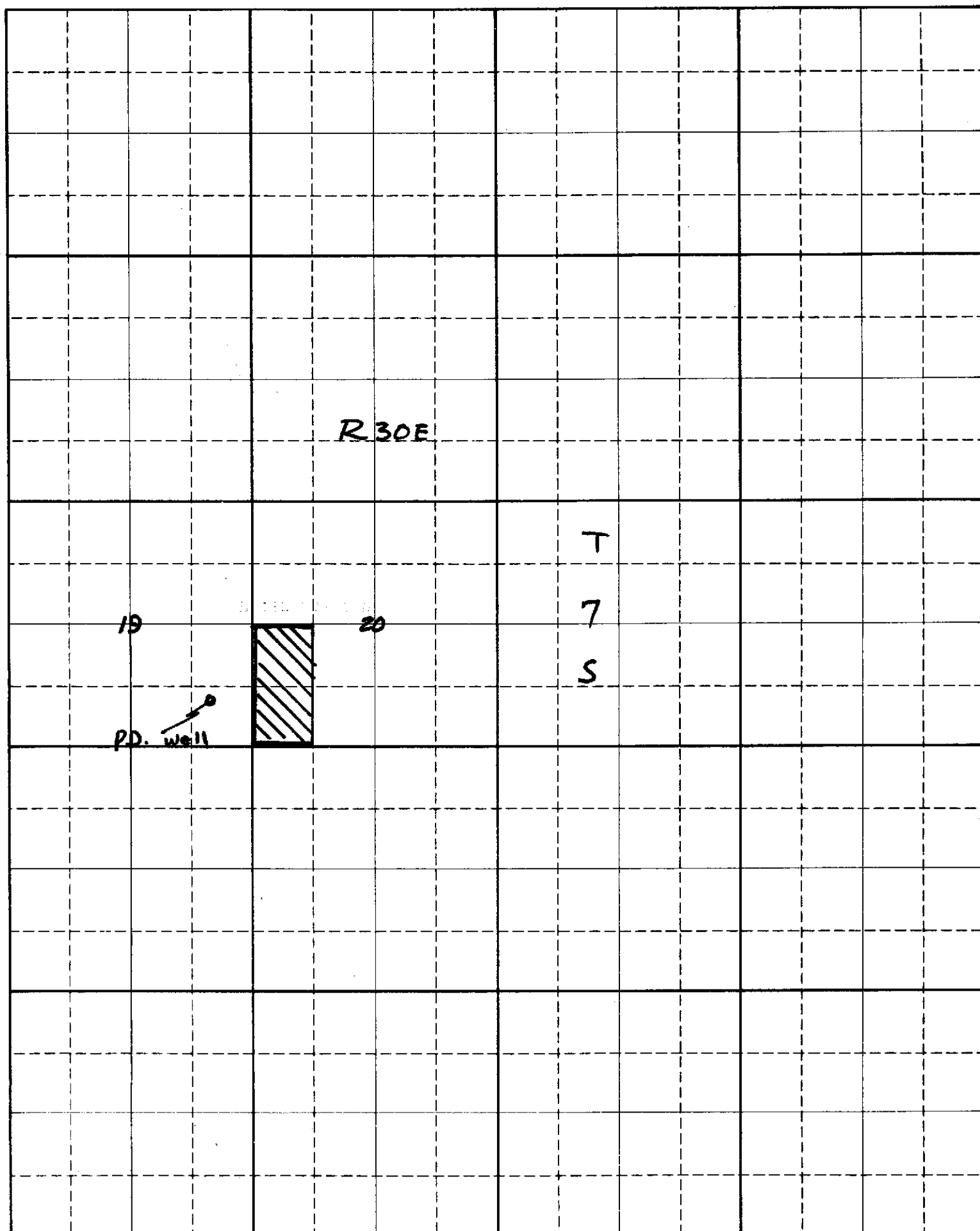
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.60 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.60 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. existing well and pump

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ _____.
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: _____ hp 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 _____.
If water is to be used for other purposes describe: _____

MICROFILMED

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)

Proposed Priority 5/18/77

Received by me Date 5-18-77 Time 4:20 p.

Preliminary check by BR Fee \$ 35.00

Received by me Date 5-18-77 # 2067

Publication prepared by me Date 5-19-77

Published in Franklin City. Good

Publication dates June 2 + 9-1977

Publication approved me Date 6-13-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by BR me

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. 35-7718, 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 August 1, 19 82.

c. Other: For licensing purposes a scientific measurement of the diversion

rate of the system as it is normally operated shall be provided by either

properly installing an approved type of measuring device or by having a

professional engineer certify the rate of diversion to the Department prior

to submitting proof of beneficial use of water.

The issuance of this permit in no way grants any right-of-way or

easement across the land of another.

Witness my hand this 22 day of August 19 77.

Deputy Director

[Signature]

Affidavit of Publication

STATE OF IDAHO
COUNTY OF POWER } s.s.

Phyllis Ringe

being first duly sworn

on oath, states:

That ~~she~~ is the ~~principal clerk of~~ the printer 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 2nd..... day of June....., 19..77

the date of last publication being the

.....9th..... day of June....., 19..77

(Signed)

Subscribed and sworn to before me this

.....10th..... day of June....., 19..77

Notary Public, residing at American Falls, Idaho.

My Commission expires the

(SEAL)

.....10th..... day of June....., 19..77

NOTARY PUBLIC

Residing in American Falls, Idaho
My Commission is for Life

RECEIVED

JUN 13 1977

Department of Water Resources
Eastern District Office



MICROFILMED

September 1, 1987

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

RE: Permit No. 35-7718

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

MICROFILMED
SEP 25 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

January 28, 1987

RE: Permit No. 35-7718

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

RECEIVED
SEP 25 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

35-7718

SEP 19 1986

Permit No.

Department of Water Resources

1. Measurement Calculations

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

$$\text{Theoretical: } Q = \frac{8.8 (\text{HP}) (\text{Eff})}{2.31 (\text{psi}) + \text{lift}} = \frac{8.8 (350) (.92)}{2.31 (72) + 280} = 6.35 \text{ cfs} \checkmark$$

$$\text{Manometer: } Q = \frac{(\text{diff } 3.05 \text{ ft head})}{448.8} = \frac{(9.75)^2 3.05 \sqrt{21.5}}{448.8} = 3.78 \text{ cfs} \checkmark$$

$$\text{Eagle Eye} = \frac{(9.75)^2 3.05 \sqrt{17}}{448.8} = 3.36 \text{ cfs} \checkmark$$

$$\text{Permit} = 1.60 \text{ cfs}$$

$$0.02 \frac{\text{cfs}}{\text{acre}} \times 74 \text{ acre} = 1.48 \text{ cfs}$$

Recommend 1.48 cfs by 0.02 $\frac{\text{cfs}}{\text{acre}}$

b) Volume Calculations for Irrigation:

$$V_{\text{I.R.}} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 74 \times 3.5 = 259.0 \checkmark$$

$$V_{\text{D.R.}} = [\text{Diversión Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.48 \times 214 \times 1.9835 = 628.2 \checkmark$$

$$V = \text{Smaller of } V_{\text{I.R.}} \text{ and } V_{\text{D.R.}} = 259.0 \checkmark$$

c) Volume Calculations for Other Uses: None

2. Overlap Review

a) Other water rights with same place of use: None $\checkmark$

b) Other water rights with same point of diversion: 35-7118 $\checkmark$

c) Analysis: R 17 (35-7118) (3.78 cfs) $\checkmark$

MICROFILMED

SEP 25 1987

70 day

Approved in State Office by _____
Date: 2-2-00

Fee paid!

Department of Water Resources

- Department of Natural Resources
1. Owner: Melvin Funk Permit No. 35-7718
Current Address: RT 1 Box 142 American Falls Phone No. 226-5207
2. Accompanied by: Brad Funk EXAM. DATE: 7-10-86
Address: Same Phone No. Same
Relationship to Permit Holder: Son
3. Source: groundwater tributary to N/A

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Gen. Elect	300	EMT 526118	Berkeley	70 207 23
Booster	Lincoln	50	18500 43	Pacific	43616

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

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
 Pump with booster, 9 3/4" i.d. mainline to 12
 Thunder bird wheel lines with 32 Rainbird model
 30 birds per line 5/32" nozzles.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Annuhar				091400	7.98"	
Manometer				2	46"	
Eagle Eye				091471	10-80"	6-9-86

7. Measurements ☐ Additional data/computation sheets attached

Mannometer: $40.0 - 18.5 = 21.5''$
 Eagle Eye: $21''$ uncorrected; $17''$ corrected
 $9 \frac{3}{4}''$ i.d.
 $72 \text{ psi} = \text{average bird pressure}$

8. Point(s) of Diversion: Indicate Method of Determination *ASCS Aerial Photo*

[illegible]

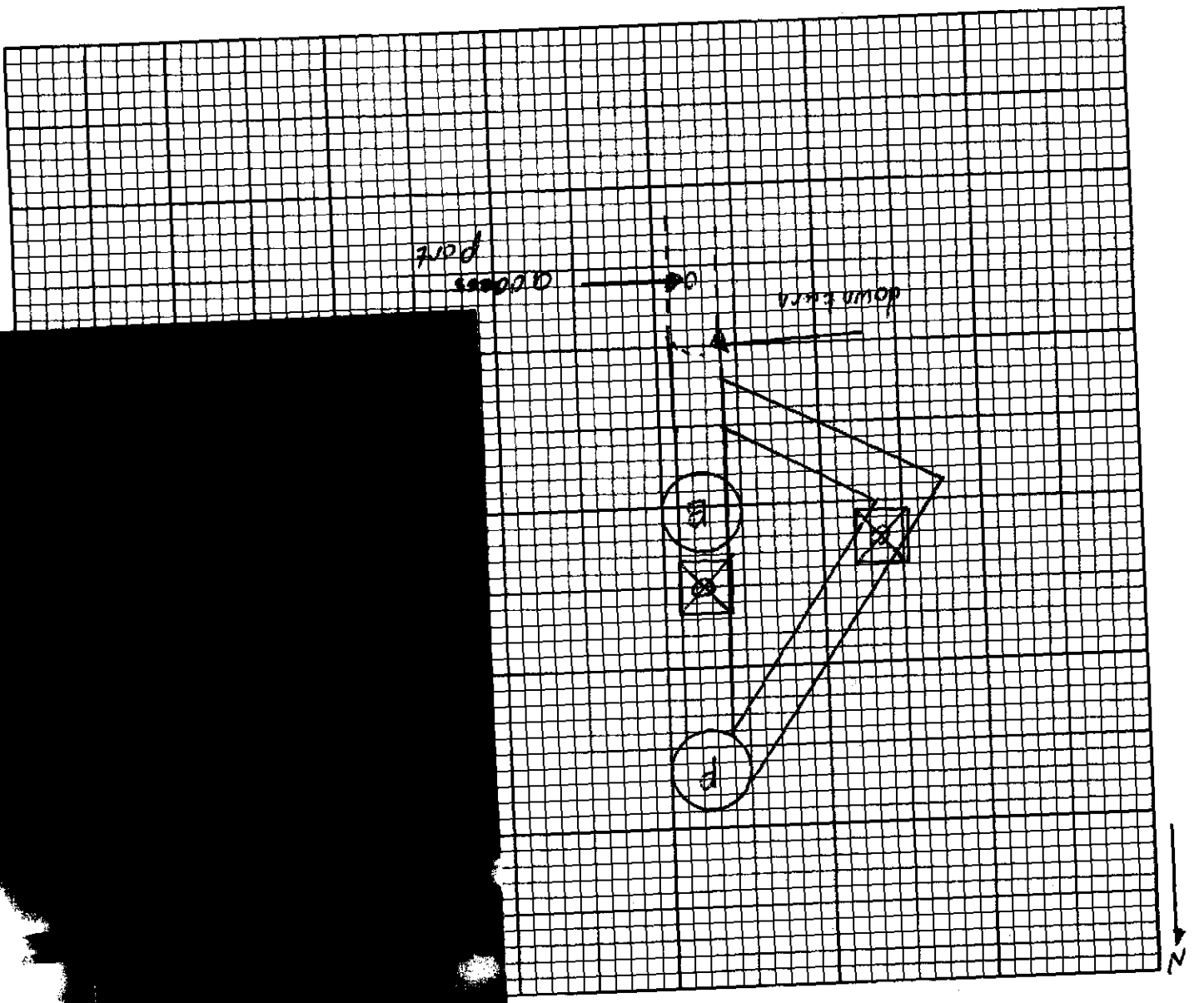
9. **Place(s) of Use:** _____ **Irrigation - give acres served by system at time of exam.**
Indicate Method of Determination _____

[illegible]

10. Other water rights on these lands None

11. Other water right diverted from same p.d. 35-7118

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, and the inside pipe diameter at the measurement point. 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 _____

15. Recommended Amendments
☐ Change P.D. as reflected above
☐ Change P.U. as reflected above
16. Examiner's/Consultant's Signature [Signature]
Consultant's License Number _____
IDWR Director's Authorization to Conduct _____
Beneficial Use Examination _____
Date _____

17. Add P.D. as reflected above ☐
18. Add P.U. as reflected above ☐
Date 7-16-86
☒ None
☐ Other
CONSULTANT SEAL
SEP 23 1987
UNRECORDED

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

RECEIVED

DEC 20 1973

Department of Water Administration
Eastern District Office

License of Water Right No. 35-7118 Priority Feb. 2, 1970 Amount 2.67 cfs

THIS IS TO CERTIFY, that OTTO FUNK
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 35-7118 issued pursuant to Application for Permit dated February 2, 1970,
and has submitted proof to the Department of Water Administration on July 24, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.67 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to Oct. 15	at 2.67 cfs and	549.5 acre feet or 3.5 af per acre
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.67 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
549.5 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19,
Twp. 7 S, Rge. 30 E, B.M. in the County of Power

Description and location of 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 $\frac{1}{4}$	
7 S	30 E	19													39	40	39	39	157

Total number of acres irrigated 157

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: 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 right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of December, 19 73.

RECORDED

SEP 25 1987

Deputy Director

[Signature]

Fred Tiede

157.1

2548 Jan 1961
1244 Oct 1960
Total Cords W/...
117.2, H 203
Pond on South

Remove end gear
Billed 8.8.61
Billed 8.8.61
H 203
REC'D
SEP 25 1961

21

310.9

R 30E

R-30E

55-778 A
159.8 156.8

A-206
Stanley Klassen
A
155.9

A-161
Fred Tiede

A-86
Bauer Farms

APR 5 1968
SAS

B
157.8

B
159.8

C
742

D
757

1968
Ara

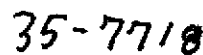
1196

D
762

A
2021-2340

29/28

J. F. Allen & Co.



REF ID: A66041

16	NHSE	01	35-2817	01-29-1961 GROUNDWATER	GOHL	C
	SENH	01	35-2746	02-03-1963 GROUNDWATER	RAST	C
	NHSH	01	35-2483	12-30-1964 GROUNDWATER	MAYER	C
				11-09-1956 GROUNDWATER	RAST	C

64

35-7718

HRR158

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

PAGE 3280
10/20/1985

THN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	RFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
075	30E	16	NHSE	01		35-2247	L				
		17	SENE	01		35-2477	L	09-11-1952 GROUNDWATER	RAST		C
							L	10-12-1956 GROUNDWATER	BAUER BAUER		C C
			SENE	01		35-2911	L	12-23-1960 GROUNDWATER	BAUER BAUER		C C
			SENE	01		35-7129	L	03-02-1970 GROUNDWATER	BAUER BAUER BAUER		D C C
			SENE	01		35-7961	P	03-20-1981 GROUNDWATER	BAUER BAUER		C C
			SENH	01		35-7124	L	02-12-1970 GROUNDWATER	TIEDE		C
			SESH	01		35-7124	L	02-12-1970 GROUNDWATER	TIEDE		C
		18	NESH	01		35-2644	L	02-10-1961 GROUNDWATER	TIEDE		C
			NESH	01		35-4218	S	09-15-1962 GROUNDWATER	TIEDE		C
			NHSE	01		35-7662	L	01-17-1977 GROUNDWATER	BRUNDS TIEDE		C D
		19	SENE	01		35-7115	L	02-02-1970 GROUNDWATER	FUNK		C
			SENE	01		35-7239	L	08-17-1972 GROUNDWATER	FUNK		C
			SENE	01		35-7719	P	05-02-1983 GROUNDWATER	FUNK		C
			SENE	01		35-7976	P	04-20-1981 GROUNDWATER	FUNK		C
			SENH	01		35-7116	L	02-02-1970 GROUNDWATER	FUNK		C
			SENH	01		35-7239	L	08-17-1972 GROUNDWATER	FUNK		C
			SESH	01		35-7117	L	02-02-1970 GROUNDWATER	FUNK		C
			SESE	01		35-7118	L	02-02-1970 GROUNDWATER	FUNK		C
			SESE	01		35-7718	P	05-02-1983 GROUNDWATER	FUNK		C
		20	NHSE	01		35-2477	L	10-12-1956 GROUNDWATER	BAUER BAUER		C C
			NHSE	01		35-2911	L	12-23-1960 GROUNDWATER	BAUER BAUER		C C

MICROFILMED

SEP 25 1981

64

HRR158

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

PAGE 3281
10/20/1985

THN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	RFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
075	30E	20	NHSE	01		35-7129	L	03-02-1970 GROUNDWATER	BAUER BAUER BAUER		D C C
			NHSE	01		35-7961	P	03-20-1981 GROUNDWATER	BAUER BAUER		C C
			SENH	01		35-7961	P	03-20-1981 GROUNDWATER	BAUER BAUER		C C
			NESH	01		35-7122	L	04-10-1981 GROUNDWATER	RAST		C
			NESE	01		35-2477	L	10-12-1956 GROUNDWATER	BAUER BAUER		C C

HRR156 IDNO. OF COUNTRY OF ORIGIN RESOURCES PAGE 723
 10/20/1985
 TINSHE RNG SEC TACT LOT ACRES USFS HUNTER TRNT POST NAME OWN R STAGE DEGRADATION SOURCE OF WATER

4/86

RECEIVED

JUN 16 1986

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

OK
6/5
For Office Use Only

Fee Received 125.00

Date 6-16-86

Receipt # 39243

Receipt by MJ

Sent to S.O. 7-16-86

RECEIVED

JUL 22 1986

1. Permit No. 35-7718

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

☒ I choose to have the department make the field examination. 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 80 (acres) Other/Remark _____

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

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

5/18/77

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 thru 7.)

May 16, 1986
Date

SEP 25 1981

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

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

35-7718
FUNK, MELVIN R.
RT. 1 BOX 142
AMERICAN FALLS, ID 83211

138585

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

MAILED
SEP 25 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

MICROFILMED

SEP 25 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

July 16, 1985

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

Re: Water Right Identification No. 35-7718

Dear Wateruser:

The proof of beneficial use which you recently submitted to the department is being returned to you for the following reason:

- ☒ Proof of beneficial use has already been submitted for the water right.
- ☐ Proof of beneficial use is not applicable for existing licensed rights.
- ☐ Proof of beneficial use is not applicable for existing decreed rights.
- ☐ Proof of beneficial use is not applicable for a right represented by a claim to a water right.
- ☐ Other:

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

cc: Region

MICROFILMED

SEP 25 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

March 22, 1984

RE: Permit Nos. 35-7718 & 35-7719

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

Dear Mr. Funk:

We acknowledge receipt of the statement of beneficial use postcards and the supporting documentation for reinstating the above referenced permits. Enclosed are copies of the Orders of Reinstatement. Please note that the priority dates have been advanced to May 2, 1983.

Before licenses can be issued, field examinations will be made by a representative of this Department. We cannot tell just when these examinations will be made, but our examiner will try to contact you at the time he makes the examinations so that you or a representative may show him the systems.

If you have any questions regarding this matter, please contact this office or our Eastern Regional Office at 525-7161.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosures

MICROFILMED

United States
Department of
Agriculture

Agricultural
Stabilization and
Conservation Service

Power County ASC Committee
P.O. Box 180
American Falls, Idaho 83211

June 13, 1983

RECEIVED
MAR 22 1984

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

Department of Water Resources
Western Regional Office

Dear Melvin,

As requested by you, the following land that is operated by you, but owned by Fred Tiede has had the following crops planted. The land in question is in Sec. 20, T7S, Rge 30E.

	1977	1978	1979	1980	1981	1981
SW $\frac{1}{4}$ NW $\frac{1}{4}$	Wht	Pot.	SB	Wht	SB	Wht
NW $\frac{1}{4}$ SW $\frac{1}{4}$	Pot	SB	Wht	SB	Wht	Pot.
SW $\frac{1}{4}$ SW $\frac{1}{4}$	Pot	SB	Wht	SB	Wht	Pot.

All fields are irrigated. Wht indicates either spring or fall wheat.
Pot. indicated potatoes. SB is sugar beets.

H. Norman Wright

H. Norman Wright
County Executive Director

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has consented to development to the extent shown below of Permit No. 35-7718.

Name(s) of Permit Holder: MELVIN R. FUNK

Post Office Address: RT 1 BOX 142

AMERICAN FALLS, IDAHO 83211 Tel. No. 226-5207

Source of Water: GROUND WATER

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

80

(acres)

☐ Other

Measuring Device:

Required?

☐ Yes ☐ No

Installed?

☐ Yes ☐ No

Access Port:

Required?

☒ Yes ☐ No

Installed?

☒ Yes ☐ No

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

4/27/83

Date

Melvin R. Funk
Signature of Permit Holder

MICROFILMED

AS CS

Reinstatement Review

P.N. 35-7718

Proof Due DATE : 8-1-82

Proof Due LETTER SENT: 5/31/82

LAPSE NOTICE SENT: 8/23/82

Proof SUBMITTED 1/25/83 - returned to permit holder 2/24/83
because permit had lapsed > 60 days

Proof Re-submitted: 5/2/83

SUPPORTING INFO:

Crop records for 1977-1981 from
Dept. of Agri.

Reason for not submitting proof timely
stated in letter dated 7/13/83; new employee
Failure to send in proof; appears to be
acceptable

MICROFILMED

MEL FUNK FARMS

ROUTE 1, BOX 142
AMERICAN FALLS, IDAHO 83211
(208) 226-5207
IN POCA TELLO, CALL 234-1212

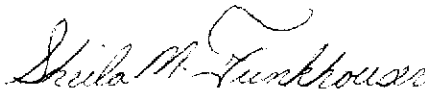
JULY 13, 1983

TO WHOM IT MAY CONCERN:

UPON REQUEST, I AM WRITING THIS LETTER TO GIVE JUST CAUSE AS TO WHY THE PERMIT #7718 HAS LAPSED.

IN JUNE OF 1981, WHEN I ACCEPTED THE POSITION WITH MEL FUNK FARMS, I WAS ASSIGNED THE RESPONSIBILITY OF THE WATER PERMITS. NOT REALIZING THE URGENCY OR THE PROCEDURE, I DID NOT MAKE SURE THE PROPER INFORMATION WAS COMPLETED AND SENT IN ON TIME.

THAT BEING THE REASON, AND NOT THE FAULT OF MY EMPLOYER, I HOPE YOU WILL REINSTATE THE PERMIT.



SHEILA M. FUNKHOUSER
MEL FUNK FARMS



United States
Department of
Agriculture

Agricultural
Stabilization and
Conservation Service

Power County ASC Committee
P.O. Box 180
American Falls, Idaho 83211

June 13, 1983

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

Dear Melvin,

As requested by you, the following land that is operated by you, but owned by Fred Tiede has had the following crops planted. The land in question is in Sec. 20, T7S, Rge 30E.

	1977	1978	1979	1980	1981	1981
SW $\frac{1}{4}$ NW $\frac{1}{4}$	Wht	Pot.	SB	Wht	SB	Wht
NW $\frac{1}{4}$ SW $\frac{1}{4}$	Pot	SB	Wht	SB	Wht	Pot.
SW $\frac{1}{4}$ SW $\frac{1}{4}$	Pot	SB	Wht	SB	Wht	Pot.

All fields are irrigated. Wht indicates either spring or fall wheat.
Pot. indicated potatoes. SB is sugar beets.

H. Norman Wright
County Executive Director

MICROFILMED

May 18, 1983

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

Dear Mr. Funk:

Re: Permit No. 35-7718

The Department received your proof of beneficial use postcard in connection with the above-referenced permit on May 2, 1983. The permit lapsed on August 1, 1982, so the 60-day late period during which the permit can be readily reinstated has passed.

Pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can now be reinstated only if you submit the following:

- a) Evidence to show that beneficial use of the water did commence during the authorized permit period of August 22, 1977 to August 1, 1982. This evidence could be in several forms such as a convincing combination of a well driller's log, pumping or power records, affidavits, aerial photos, receipts, etc.
- b) Reasonable cause why the proof of beneficial use was filed late.

Your proof of beneficial use postcard together with any information which may have been submitted with it will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

Please feel free to contact this office if you have additional questions.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosure

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has consented development to the extent shown below of Permit No. 35-7718

Name(s) of Permit Holder: MELVIN R. FUNK

Post Office Address: RT 1 Box 142

APRIL 27 1983 AMERICAN FALLS, IDAHO 83211 Tel. No. 226-5207

Source of Water: GROUND WATER

Extent of Use:

- ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation 80 _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☐ No

Access Port: Required? ☒ Yes ☐ No

Installed? ☐ Yes ☐ No

Installed? ☒ Yes ☐ No

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

4/27/83

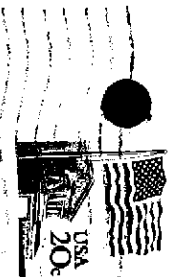
Date

Melvin R. Funk

Signature of Permit Holder

Melvin R. Frank - Farm
RF#1 Box 142
American Falls, Id 83211

POST OFFICE BOX 142
AMERICAN FALLS, IDAHO 83211



RECEIVED

MICROFILMED

MAY 2 1983

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

Department of Water Resources
BOISE, IDAHO 83720

February 24, 1983

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

Dear Mr. Funk:

Re: Permit No. 35-7118

On January 25, 1983, this office received the enclosed Statement of Beneficial Use postcard. Unfortunately, our records indicate that the permit has lapsed and is no longer of any force or effect.

On May 31, 1982, the Department notified you by certified mail that proof was due and provided the forms necessary to fulfill this requirement. On August 23, 1982, the Department notified you that the permit had lapsed and that the permit would be irrevocably lapsed unless we received proof of beneficial use within sixty days.

In order to develop a water right, it will be necessary to file a new water right application and essentially start the process over again. Enclosed is an application for permit with instructions for your use.

If you have questions or wish assistance in completing the application, please feel free to contact our Eastern Regional office at 525-7161.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:rf

Enc: Application with instructions
Postcard

RECEIVED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below of permit No. 35-7718

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

Post Office Address: Route 1 Box 142

American Falls, Idaho Tel. No. _____

Source of Water: Surface Water

Extent of Use: Domestic (number of households) _____
Irrigation (number and type of stock) _____
80 (acres)

JAN 25 1983 Other _____

Decontaminating Devices: Sealed? ☐ Yes ☐ No
 Aged? ☒ Yes ☐ No
 Disinfectant Required? ☒ Yes ☐ No
 Installed? ☒ Yes ☐ No

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

Date _____

Signature of Permit Holder _____

*Original returned in
 sub letter dated
 January 26, 1983*

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

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

AUGUST 03, 1982

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 35-7718 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER A NOTICE THAT YOU HAVE COMPLETED THE PROJECT BY THE DATE REQUIRED ON YOUR PERMIT, OR A REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR NOTICE TO YOU DATED MAY 31, 1982.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD AND A REQUEST FOR EXTENSION OF TIME FORM ARE ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

CERTIFICATION OF MAILING

I hereby certify that on Aug. 23, 1982
a copy/er original of this document was
deposited in the United States mail,
postage prepaid, addressed to the
recipient as shown above.

John A. Dick

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

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

138042

MAY 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7718 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

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

May 31, 1982

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the regional office nearest to you.

Sincerely,

DAVID R. TUTHILL JR., P. E.

Supervisor, Water Allocations Section

DRT:jg

Enclosures

NORTHERN REGION OFFICE

Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

EASTERN REGION OFFICE

150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

SOUTHERN REGION OFFICE

1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

WESTERN REGION OFFICE

92 South Cole Road
Boise, Idaho 83709
Telephone 334-2190

August 24, 1977

Re: Permit Nos. 35-7718 and 35-7719

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

Dear Mr. Funk:

Enclosed are copies of your approved Applications for Permit Nos. 35-7718 and 35-7719. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your points of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosures

UNRECORDED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 296

- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) Jay 5/19/77

In form to receipt yes

(2) " "

Send Copies to:

- ☐ Idaho State Health Department
☒ Idaho Fish and Game Department
☒ Bureau of Land Management

(3) " "

- ☐ Request Special Use Permit from U.S.F.S.
☒ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

(4) " "

In form for advertising yes

(5) " "

Platted on Map No. 75,305 - AA-85

(6) " "

Located within Water District No. Basin 35

(7) " "

Critical groundwater area: yes ☐ no ☒

(8) " "

Groundwater levels: Obs well 2866c1

☐ Declining, ☐ Stable, ☒ Increasing

(comment) Bulletin # 27

(9) " " RNS.

Other rights on the same place of use None

(10) " "

Comments: No conflicting water rights

(11) CW 6-13-77

Affidavit of Publication received (date) June 13-1977

(12) CW 6-20-77

Final date for protests June 20-1977

Protests received: yes ☐ no ☒

(13) RDC 6/24/77

All requested information received from agencies or applicant: yes ☐ no ☐

(14) " "

Action recommended:

☒ Approve

☐ Deny

5/18/77 Proposed Priority

☐ Reason for Reduction

☒ Measuring device required

☐ See attached sheet for other conditions of approval

☒ R/W clause
☐ No special conditions for approval

(15) District E

By RDC

Date 6/24/77

Copy 4

RECEIVED

May 27, 1977

RE: Application for Permit No. 35-7718 FUNK
35-7719 "

Power County Press
174 Idaho Street
American Falls, Idaho 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 6-13-77 by CW

RDC:CW

Enc: Legal Notice (2)

RECEIVED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Melvin R. Funk,
American Falls, Idaho

has on 5-18-77 submitted Application No. 35-7718
for a permit to appropriate 1.60 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from a ground-water source
by means of well and pump
within the SE $\frac{1}{4}$ Sec. 19, T. 7S, R. 30E, B.M., Power County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 80 acres

within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 20, T. 7S, R. 30E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 20, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director

Power County Press, American Falls, Idaho

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