

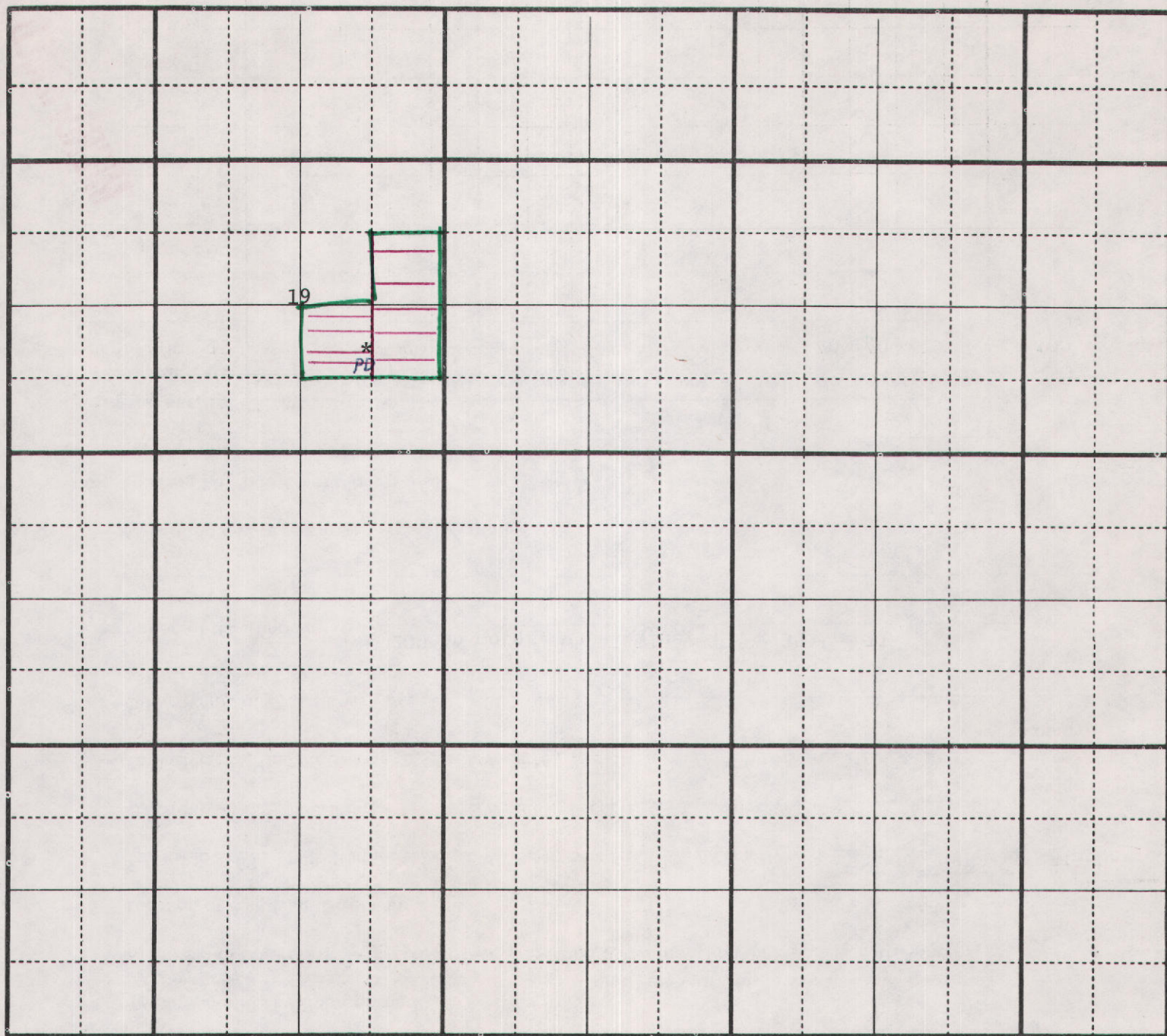
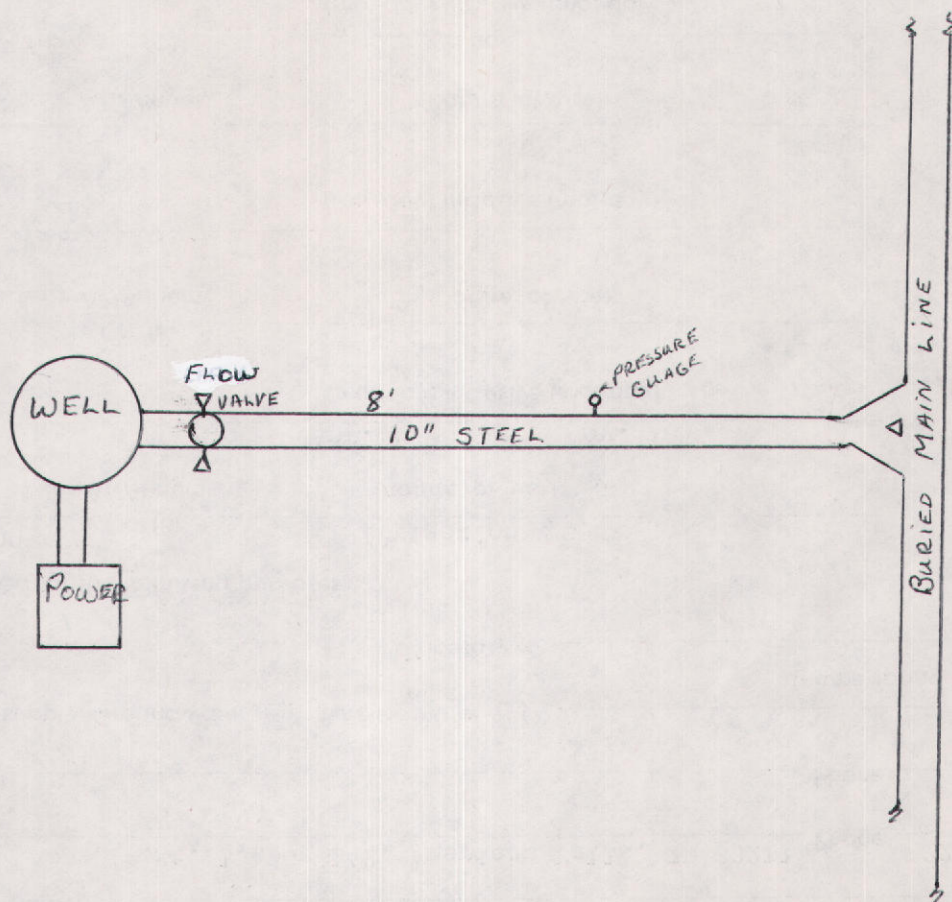
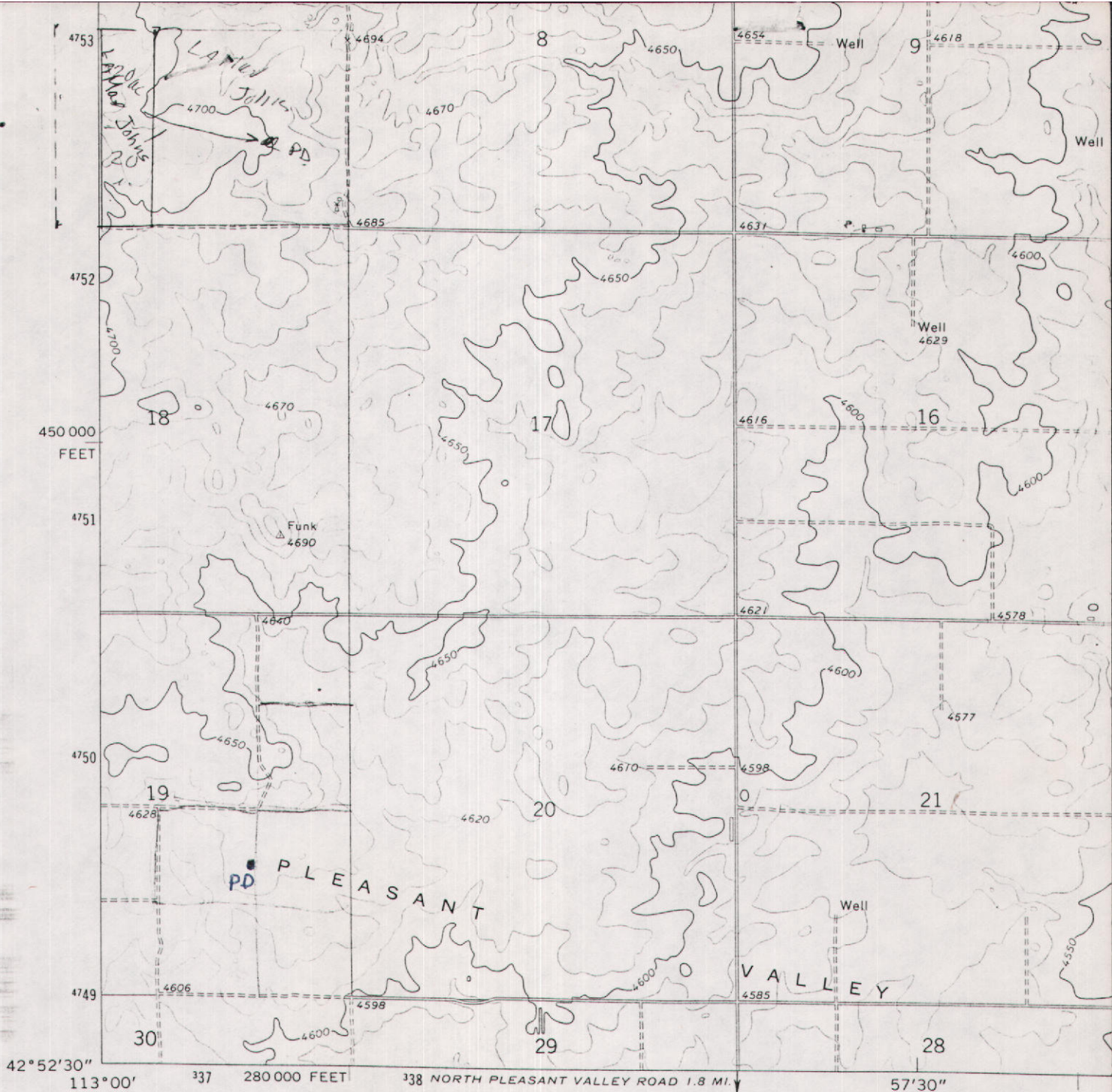


Diagram of System



MICROFILMED



Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

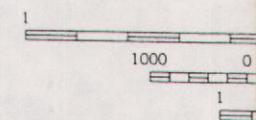
Topography by photogrammetric methods from aerial photographs taken 1969. Field checked 1971

Projection and 10,000-foot grid ticks: Idaho coordinate system, east zone (transverse Mercator)

1000-meter Universal Transverse Mercator grid ticks, zone 12, shown in blue. 1927 North American datum

Fine red dashed lines indicate selected fence lines

UTM GRID AND 1971 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



1°19' 23 MILS 17° 302 MILS

MELVIN FUNK
35-7596

THIS MAP
FOR SALE BY U. S. GEOLOGICAL SURVEY
A FOLDER DESCRIPTION

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)
License of Water Right No. 35-7596 Priority April 16, 1976 Amount 1.00 cfs

THIS IS TO CERTIFY, that CONNECTICUT GENERAL LIFE INSURANCE CO.
of Dallas, Texas, has complied with the terms and conditions of Permit
No. 35-7596 issued pursuant to Application for Permit dated March 30, 1976,
and has submitted proof to the Department of Water Resources on May 18, 1977,
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 3.55 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>1.00</u> cfs and	<u>350</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.00 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
350 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Twp. 6S,
Rge. 30E, B.M. in the County of Bingham

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 $\frac{1}{4}$	
6S	30E	19				20									40	40			100

Total number of acres irrigated 100

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 30th day of
April, 19 81.

Director

RECEIVED

State of Idaho
Department of Water Resources

1978 2 1978 ok
Department of Water Resources

ASSIGNMENT OF PERMIT

I, MELVIN R. FUNK, hereby assign to CONNECTICUT GENERAL LIFE INSURANCE COMPANY
of 910 Stemmons Tower North, Dallas, Texas 75207
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 35-7596
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

This assignment is given as collateral security for Loan
7806100 from Assignee to Assignor and his wife, secured by
Mortgage dated May 5, 1978 from Assignor and his wife to
Assignee covering the lands described in said permit, and
other lands.

Made this 15th day of May, 19 78.

Melvin R. Funk
Permit Holder - MELVIN R. FUNK

Diane A. Funk
Spouse of Permit Holder - DIANE A. FUNK

State of Idaho)
County of BINGHAM) ss.

On this 15th day of May, 19 78, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that ~~in witness~~ (they) executed the same.

seal

My commission expires:
6-30-81

MICROFILMED

Michael R. Finner
Notary Public residing at
Blackfoot, Idaho

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7596

IN THE NAME OF MELVIN R. FUNK

ORDER OF REINSTATEMENT

WHEREAS, on March 30, 1976, Melvin R. Funk filed with the Department of Water Resources an application for permit to appropriate 1.00 cubic feet per second of groundwater to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Twp. 6S, Rge. 30E, B.M., Bingham County, to be used for irrigation purposes; and,

WHEREAS, on April 29, 1976, the Department approved said application and issued Permit No. 35-7596 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before May 1, 1977; and,

WHEREAS, on February 28, 1977, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on May 5, 1977, the Department notified the permit holder that Permit No. 35-7596 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on May 18, 1977, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-7596 be REINSTATED and the priority advanced to April 16, 1976.

dated this 20 day of June, 1977.


BOBBY D. FLEENOR
Chief, Operations Bureau

Identification No. 35 7596

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 226-5711
post office address Rt. #1, Box 142, American Falls, Idaho 83211
- 2 Source of water supply ground water which is a tributary of _____
- 3 a Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19 Township 6S
Range 30E B.M. Bingham 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 1.00 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. 1.00 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, sprinklers

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 20 inches; proposed depth of well is 350 feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years
b Estimated construction cost is \$ Existing system
- 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 _____
(5) If water is to be used for other purposes describe _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below

TWP	RANGE	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	
6S	30E	19				20									40	40			100

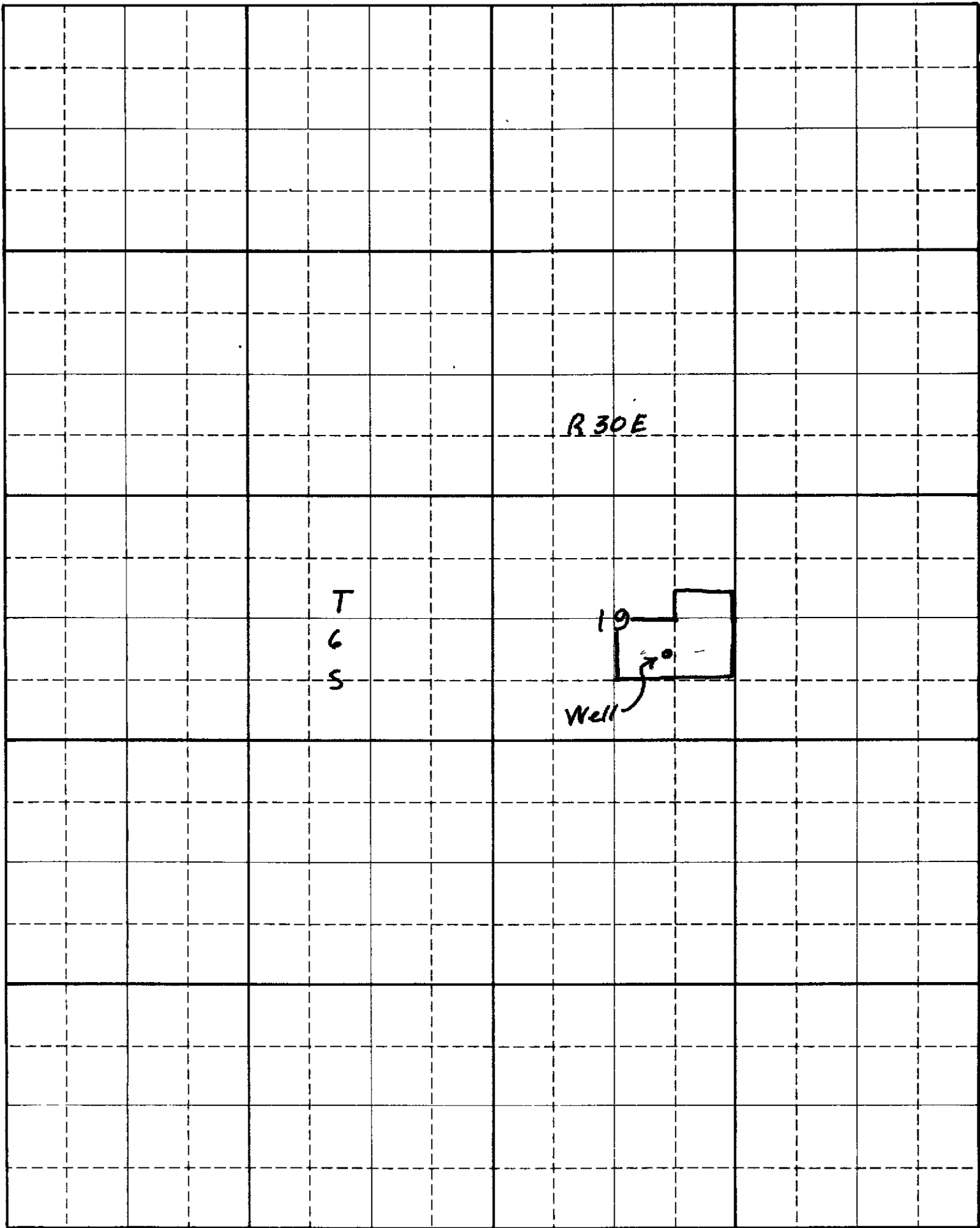
Total number of acres to be irrigated 100

c Describe any other water rights used for the same purposes as described above
Claim No. 35-4020 covers NW 1/4 SE 1/4, Sec. 19. Water from this system is no longer used on this land

9. a. Who owns the property at the point of diversion Applicant
- b. Who owns the land to be irrigated or place of use Applicant
- 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

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

Malvin R. Frank
(Applicant)

Proposed Priority 3-30-76

Received by CW Date 3-30-76 Time 3:45p.
Preliminary check by LH Fee \$25.00
Receipted by CW Date 3-30-76 # 15719
Publication prepared by CW Date 4-02-76
Published in Blackfoot News
Publication dates April 8 + 15, 1976
Publication approved me Date 4-19-76
Priority reduced to _____ Reason _____

Protests filed by. _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RDC 305

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. 35-7596, 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 May 1, 1977.
 - c Other. A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

- 2 Denial of said application is for the following reasons _____

Witness my hand this 29 day of April, 1976.


Director

RECEIVED

APR 19 1976

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham }
State of Idaho } ss.

I, David Mark Brown do solemnly

swear that I am the Publisher ... of
The Blackfoot News which is a daily newspaper of general
circulation published each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper having been so
published at Blackfoot, aforesaid for more than one year
past, that said newspaper heretofore complied with all the
provisions of Chapter 154 of the Sessions Laws of Idaho of
1933, approved March 11, 1933, and duly designated,
pursuant to law, a particular day of the week as the day on
which legal notices required by law or by the order of any
Court of competent jurisdiction within the State of Idaho
shall be published to-wit Friday of each week, that the
notice attached hereto and which is a part of this affidavit
and part of the proof of publication was, published in said

Friday issue of said newspaper ? consecutive
weeks, the first publication having been made on
the 8th day of April .., 1976 ..

and the last publication having been made on the
15th .. day of April .., 1976 .., that said

notice was published in the regular and entire issue of every
number of the paper as aforesaid during the period and time
of publication, and that notice was published in the
newspaper and not in a supplement.

Subscribed and sworn to before me this 15th ..

day of .. April .., 1976 ..

Patricia H. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct 20, 1976

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Melvin R. Funk, American
Falls, Idaho, has on 3-30-76,
submitted Application No. 35-
7596, for a permit to ap-
propriate 1.00 cubic feet per
second of water from a ground-
water source by means of well
and pump within the
NW1/4SE1/4, Sec. 19, T. 6S, R.
30E, B.M., Bingham County; to
be used from Apr 1 to Nov. 1 for
the irrigation of 100 acres
within the SE1/4NE1/4, N1/2SE1/4,
Sec. 19, T. 6S, 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 April 26, 1976.

R. KEITH HIGGINSON

Director

(4431)

Pub.: 4-8, 15

A DUAL OFFICE MOVE HAS CHANGED OUR MAILING ADDRESS

PLEASE CHANGE ADDRESS FOR ANYTHING YOU HAVE FOR
CONNECTICUT GENERAL LIFE INSURANCE COMPANY

TO:

% CIGNA CORPORATION
SOUTH BUILDING ----- S-305
900 COTTAGE GROVE ROAD
BLOOMFIELD, CONNECTICUT 06002

RECEIVED
JUL 10 1976

35-7596



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~K. STEPHEN KILGORE~~

Director

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

May 6, 1981

Connecticut General Life Insurance Co.
910 Stemmons Tower North
Dallas, Texas 75207

Dear Sirs,

RE: License No. 35-7596

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:mr
Enclosure

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TOTAL ACREAGE _____ **100**

Permit No. 35-7596

Examination for b/u

9-6-79

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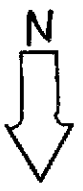
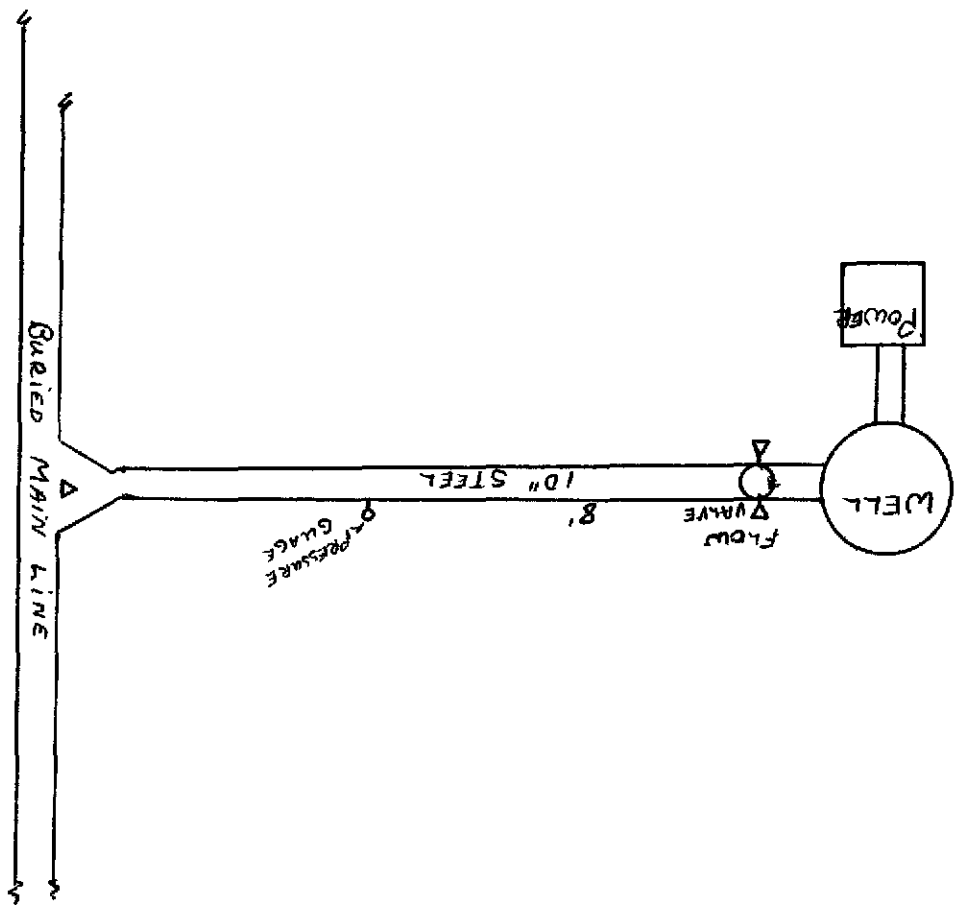
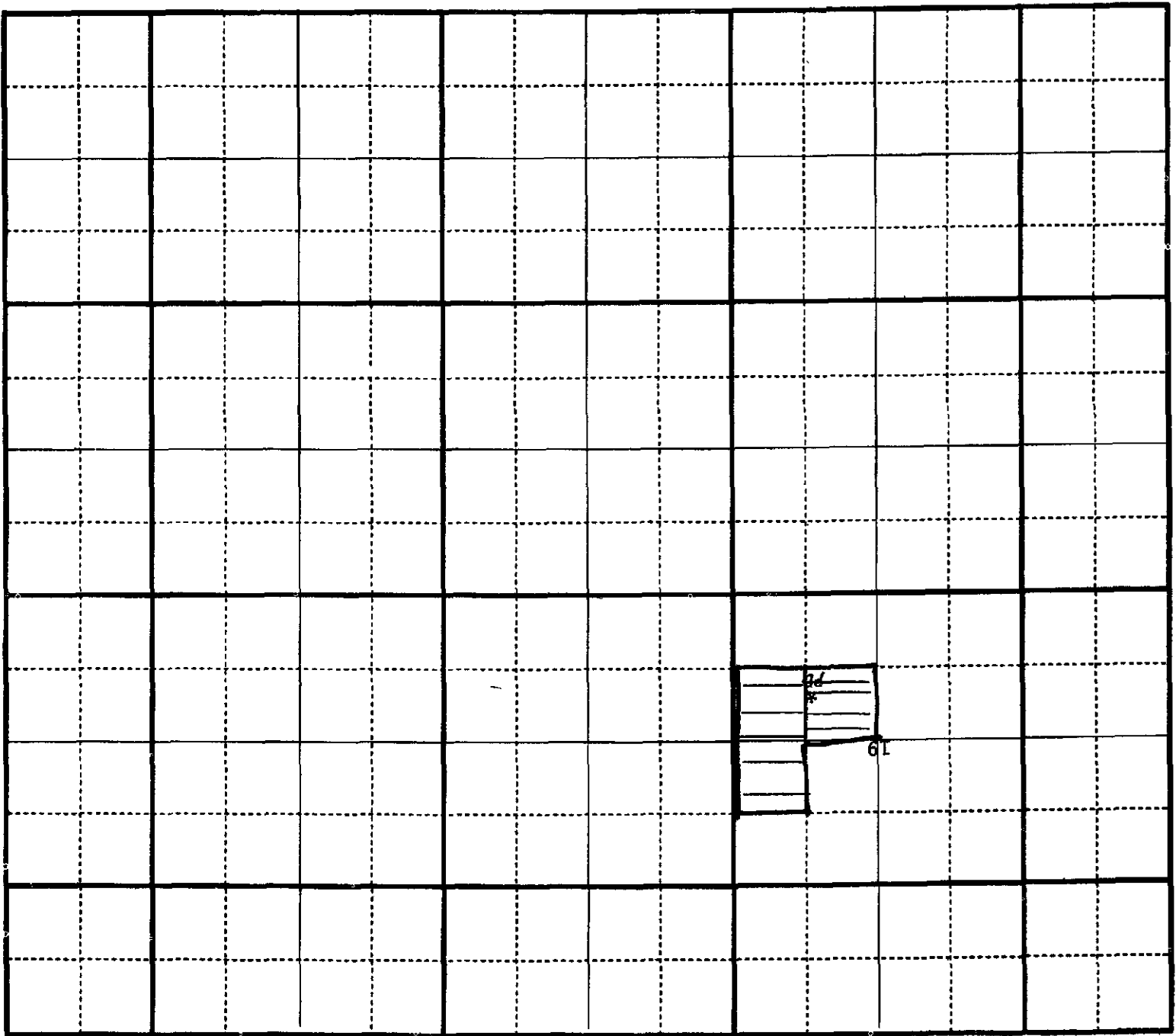
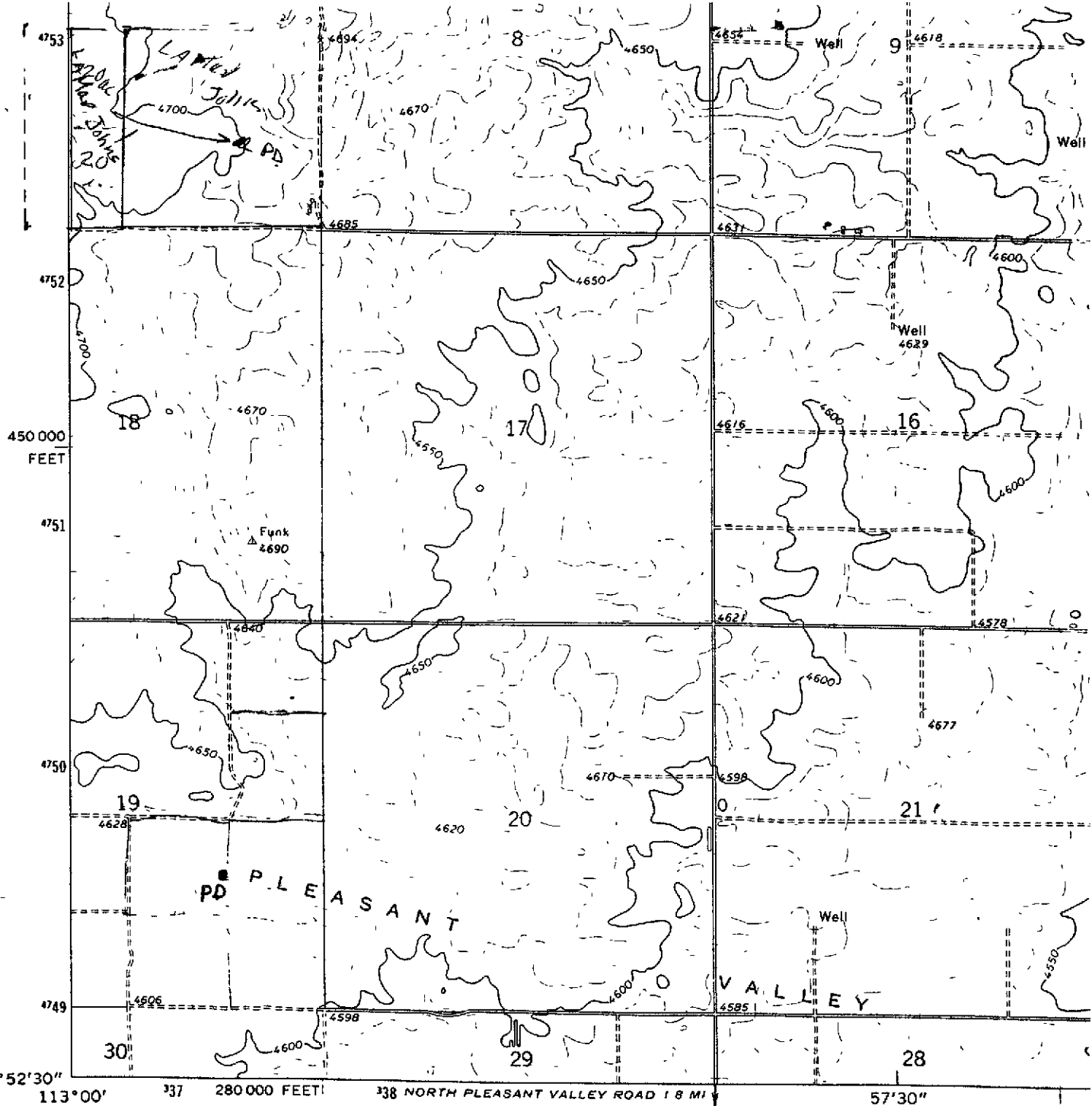


Diagram of System



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Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1969. Field checked 1971

Projection and 10,000-foot grid ticks: Idaho coordinate system, east zone (transverse Mercator)

1000-meter Universal Transverse Mercator grid ticks, zone 12, shown in blue 1927 North American datum

Fine red dashed lines indicate selected fence lines

GN $\star$ MN
1"19' 17"
23 MILS 302 MILS

UTM GRID AND 1971 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

MELVIN FUNK
35-7596

THIS
FOR SALE BY U.S. GE
A FOLDER DE

MICROFILMED

This pump SN matches
3S-7611 field
exam PD #2

SUK
8/29/2002

DATE OF EXAM 7-10-79 *20 additional acres being irrigated*
ACREAGE Found 120 AC Recommended 100 *permit limits SENE to 20AC*
Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.00 c.f.s. V = 350 AF/Ann. from Apr. 1. to Nov. 1.
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes N/A no _____

Name source: _____
twp. N/S Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes N/A no _____

Name source exchanged with: _____
twp. N/S Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: N/A
twp. N/S Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: N/A
twp. N/S Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 3.55 CFS Method of measurement Pitot Tube

Total Q recommended 1.00 CFS Meter No. _____ Type Ashcroft Condition GOOD

Total V recommended 350 AF/YR

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None NONE

MEASUREMENT CALCULATION:

SEE REVERSE FOR Pitot Tube CALCULATIONS
TOTAL gpm 1595.13 ÷ 448.8 = (3.55 CFS) CAPACITY
V = 3.5 X 100 AC = 350 AF/YR < 1 CFS X 1.9833 X 214 days = 424.46 AF/YR

Allow 1.0 AS PER PERMIT

SYSTEM DESCRIPTION:

MOTOR - G.E. "TRI CLAD" 200 hp. 3ph, MODEL 5K6278X1A
SN# MKJ 1218104
PUMP - BERKELEY VERTICAL TURBINE SN# 7525265 10 STAGE
SYSTEM OPERATES 9-1/4 mile wheel lines, ALL 5/32" Nozzles

MARKS:

Examiner's Signature Rodney A Parker Date 9-6-79

Checked by Anthony R. Kozlowski Date 5-6-80

Approved by Joey Date 4/15/81

No Overlapping rights

MICROFILMED

35-7596

Line Totals

1. $54^{\#} = 5.34 \text{ gpm} \times 33 = 176.28$

2. $52^{\#} = 5.27 \text{ gpm} \times 33 = 173.91$

3. $53.6^{\#} = 5.318 \text{ gpm} \times 33 = 175.49$

4. $52.6^{\#} = 5.27 \text{ gpm} \times 33 = 173.91$

5. $53.5^{\#} = 5.318 \text{ gpm} \times 33 = 175.49$

6. $56^{\#} = 5.44 \text{ gpm} \times 33 = 179.58$

7. $55^{\#} = 5.39 \text{ gpm} \times 33 = 177.87$

8. $57^{\#} = 5.49 \text{ gpm} \times 33 = 181.30$

9. $57^{\#} = 5.49 \text{ gpm} \times 33 = 181.30$

Total/gpm $1595.13 \div 448.8 = 3.55 \text{ gpm}$



#1	56 [#]	AV 54 33 Birds 5/32	52 [#]
#2	55 [#]	AV 52.5 33	50 [#]
#3	56 [#]	AV 53.5 33	52 [#]
#4	55 [#]	AV 52.5 33 Birds 5/32	50 [#]
#5	52 [#]	AV 53.5 33 Birds	50 [#]
#6	60 [#]	AV 56 33 Birds	52 [#]
#7	60 [#]	AV 55 33 Birds	50 [#]
#8	60 [#]	AV 57 33 Birds 5/32	54 [#]



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RP
9-6-79

June 14, 1978

Re: Permit No. 35-7596

Connecticut General Life Insurance Co.
910 Stemmons Tower North
Dallas, TX 75207

Gentlemen:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the Department's records.

If you have further questions concerning this matter, please contact this office.

Sincerely,

RITA FLECK
Secretary

6/14/78
10:11 AM
100-111-10000

June 22, 1977

Re: Permit No. 35-7596

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

Dear Mr. Funk:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement that has been issued on this permit. The priority has been advanced to April 16, 1976. Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights

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RECEIVED

MAY 18 1977

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No. _____

Permit No. 35-7596

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Melvin R. Funk
b) Post Office Address Rt. #1, Box 142, American Falls, ID 83211
2. Permit Number 35-7696
3. Date of Priority that you are prepared to establish 3-30-76
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19
Township 6S, Range 30E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 1.00 for irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.00 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: self
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 200 hp motor, wheel line, 20" x 350' well

b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" McCrometer

c) Give well driller's name and address and the date the well was completed: Sigman Well Drilling, Apr., 1975

If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Typed 6/23/77

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	30E	19				20									40	40			100

Total number of acres irrigated 100

10. Remarks: _____

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

5-18-77 Melvin R. Frank
(Date) (Signature)

State of Idaho)
) ss.
County of Bonneville)

On this 18th day of May, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Loren O. Harbuck
Notary Public residing at Idaho Falls, Id

My commission expires May 21, 1979



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Kerth Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

May 5, 1977

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

Dear Mr. Funk:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7596 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated February 28, 1977.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

MICROFILMED

February 28, 1977

CERTIFIED MAIL

~~138308~~
138308

Re: Permit No. 35-7596 (well no. 18)

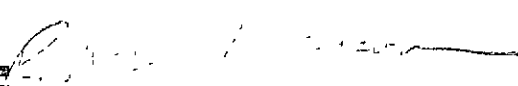
Melvin R. Funk
Route 1, Box 142
American Falls, Idaho 83211

Dear Mr. Funk:

One of the conditions of approval of your water Permit No. 35-7596 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 1, 1977. Enclosed is an affidavit form which must 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 affidavit 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.



KEITH HIGGINSON

Director

RKH:jg

Enc: Proof affidavit

RECEIVED

April 29, 1976

Re: Permit No. 35-7596

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

Dear Mr. Funk:

Enclosed is a copy of your approved Application for Permit No. 35-7596 . 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 install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

April 2, 1976

RE: Claim to a Water Right No. 35-4048 GAMBLE
Application for Transfer No. 35-2295 GAMBLE
Applications for Permit Nos. 35-7596 FUNK
35-7598 GAMBLE
35-7599 WATT

The Blackfoot News
P.O. Box 70
Blackfoot, 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 4-19-76 by CW

RDC:ME

Legal Notices (5)

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Melvin R. Funk, American Falls, Idaho, has on 3-30-76, submitted Application No. 35-7596, for a permit to appropriate 100 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, T. 6S, R. 30E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 100 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 19, T. 6S, 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 April 26, 1976.

R. KEITH HIGGINSON
--- Director

(4631)

Pub. 4-8, 15

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Melvin R. Funk,

American Falls, Idaho

has on 3-30-76 submitted Application No. 35-7596

for a permit to appropriate 1.00 cubic feet per second ~~acre feet per annum~~ XXXXXXXXXXXXXXXXXXXXX

of water from a ground-water source

by means of well and pump

within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, T. 6S, R. 30E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 100 acres

within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 19, T. 6S, 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 April 26, 1976.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on April 8 and April 15, 1976

*me-h.
me-h.
me-h.*

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 2unk

☒ 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) alt 4/1/76

In form to receipt

(2) alt 4/1/76

Send Copies to:

 Idaho State Health Department
N/A Idaho Fish and Game Department
N/A Bureau of Land Management

(3) alt 4/1/76

N/A Request Special Use Permit from U.S.F.S.
N/A Request Easement from B.L.M.
 Request Information from Applicant

(4) alt 4/1/76

In form for advertising

(5) alt 4/1/76

Platted on Map No. T65 R30E

(6) alt 4/1/76

Located within Water District No. N/A

(7) alt 4/1/76

Critical groundwater area: yes no X

(8) alt 4/1/76

Groundwater levels:

 Declining, X Stable, Increasing

(comment) And H2O Levels, 1974, T55, R30E, 1288A1

(9) alt 4/1/76

Other rights on the same place of use ~~35-4020~~

(10) alt 4/1/76

Comments: None

(11) alt 4-19-76

Affidavit of Publication received(date) April 19, 1976

(12) RDC 4/26/76

Final date for protests April 26, 1976
Protests received: yes no

(13) ll ll

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

(14) ll ll

Action recommended:

 Approve

RECEIVED

APR 27 1976 Deny

3/30/76 Proposed Priority

Department of Water Resources

 Reason for Reduction

☒ Measuring device required

 See attached sheet for other conditions of approval

 No special conditions for approval

(15) District E

By RDC

Date 4/27/76

RECEIVED

APR 27 1976
alt
4-27-76