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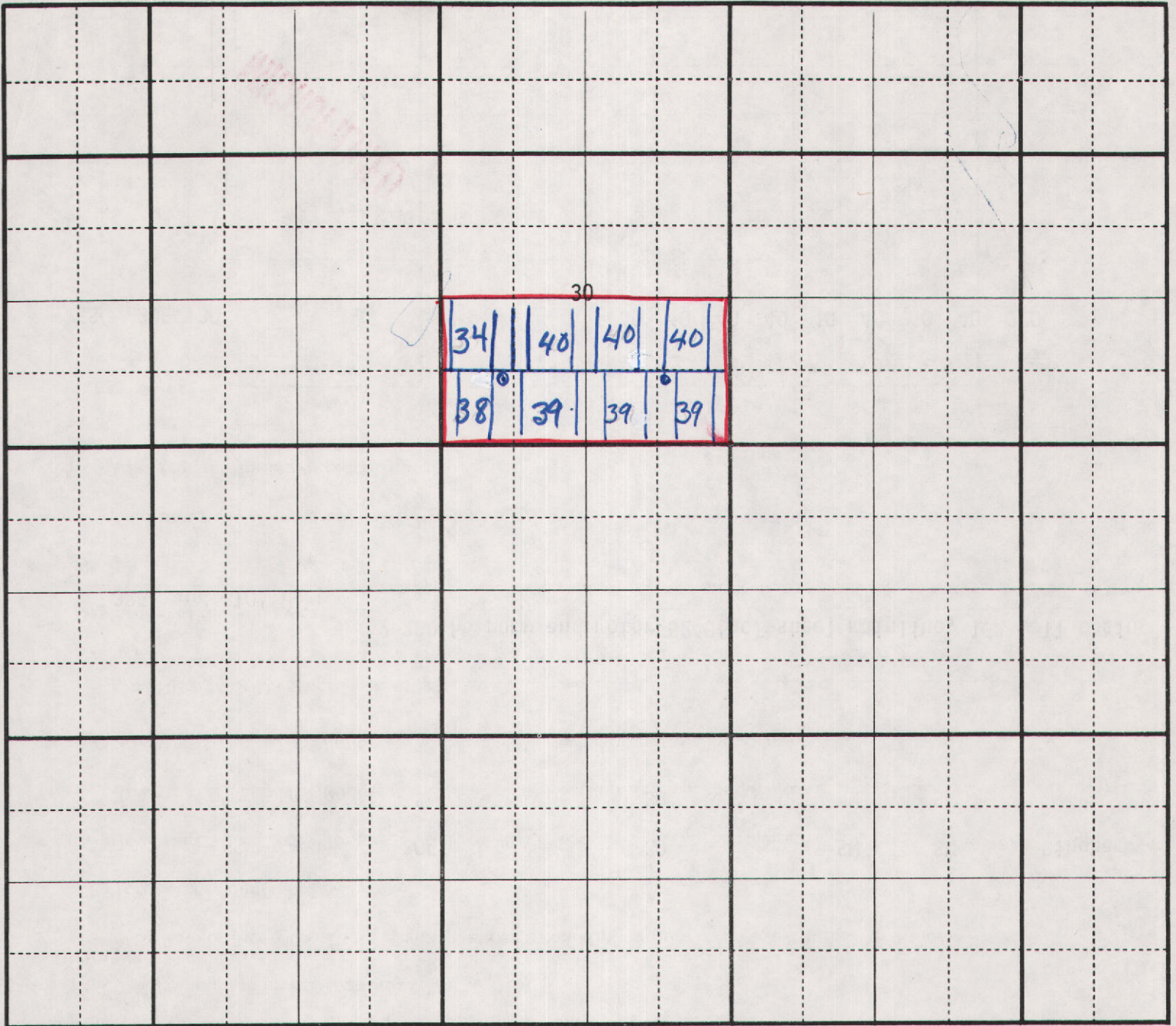
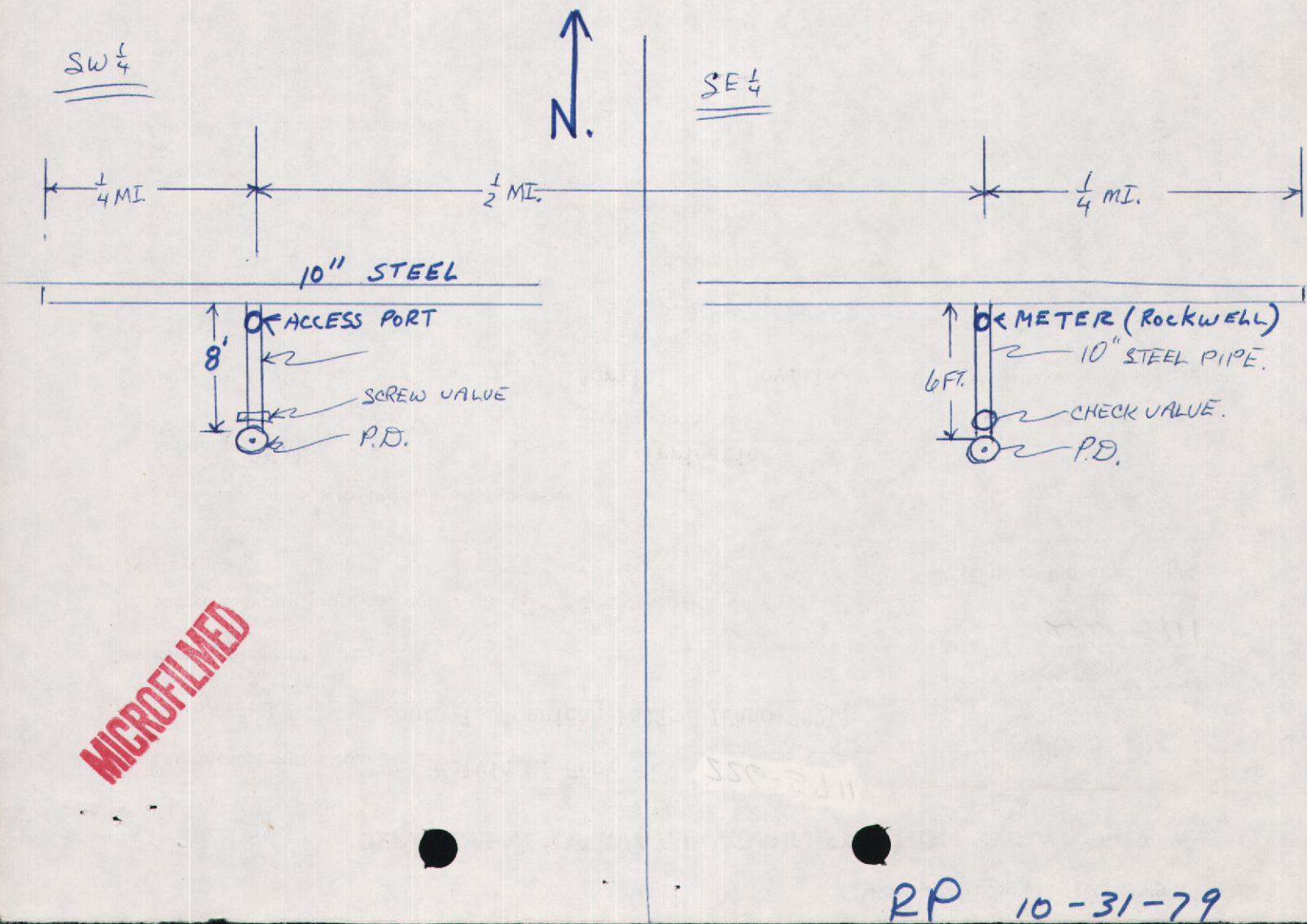


Diagram of System



MICROFILMED

RP 10-31-79

63 30E.

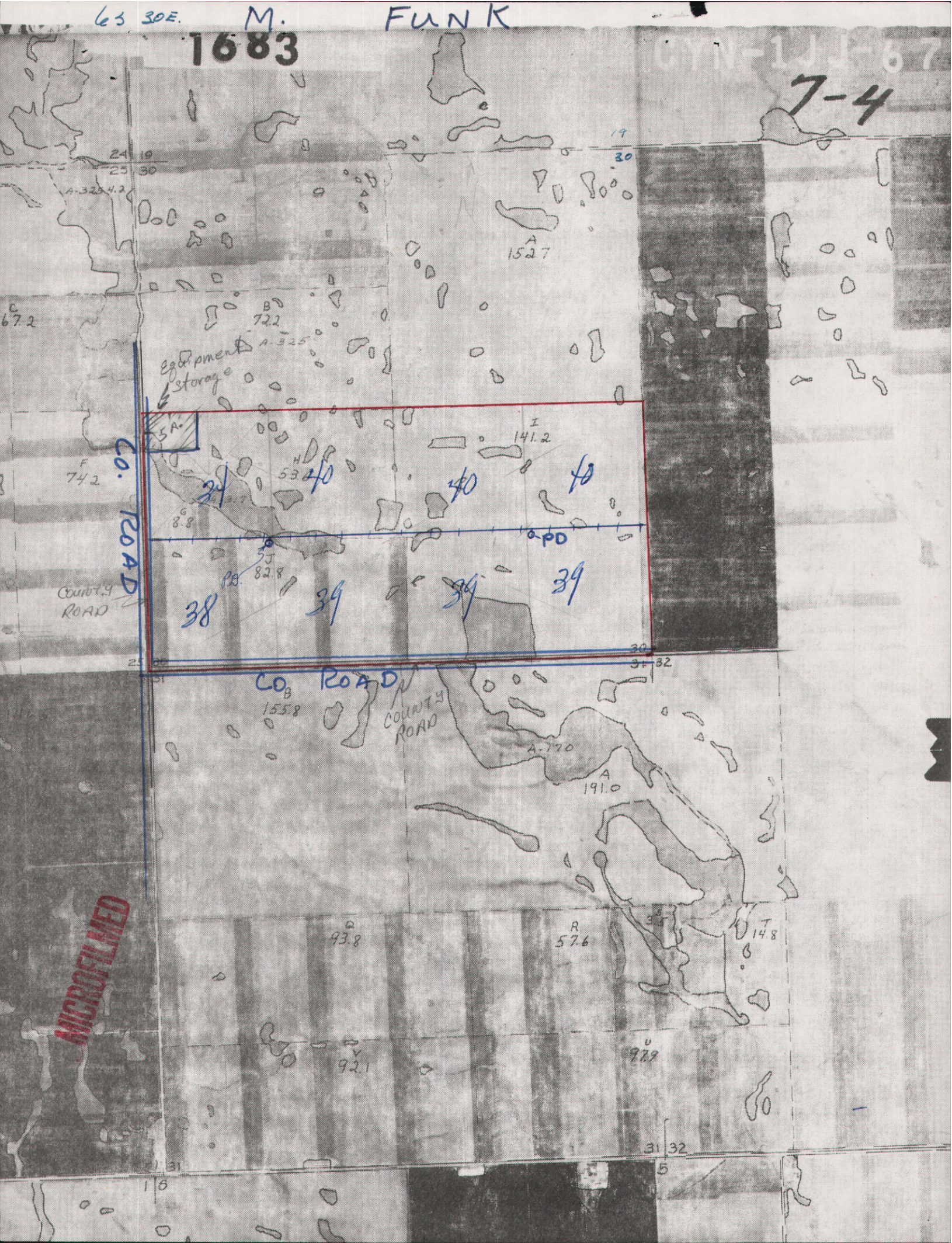
M.

FUNK

1683

CYN-111-67

7-4



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7418 Priority May 10, 1974 Amount 6.18 cfs

THIS IS TO CERTIFY, that CONNECTICUT GENERAL LIFE INSURANCE CO.
of Dallas, Texas, has complied with the terms and conditions of Permit
No. 35-7418 issued pursuant to Application for Permit dated May 10, 1974,
and has submitted proof to the Department of Water Resources on June 23, 1976,
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 7.67 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>6.18 cfs</u>	and <u>1081.5 acre feet</u>
	from _____ to _____	at _____ cfs	and _____
	from _____ to _____	at _____ cfs	and _____

(both dates inclusive)

Subject, however, to the condition that no more than 6.18 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
1081.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30,
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	30									40	34	38	39	40	40	39	39	309

Total number of acres irrigated 309

This right when combined with all other rights shall provide no more than .02 cfs
per acre nor more than 3.5 afa per acre for the lands above.

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 26th day of

June, 19 81.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 18 1981

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now Connecticut General Life Insurance Co.of (address) 910 Stemmons Tower North, Dallas, Texas 75207, and represents to the
Director of the Idaho Department of Water Resources:That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 35-7418, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW ¼ SW ¼, Section 30, Township 6S, Range 30E, B.M.,
County of Bingham. Other points of diversion: SE ¼ SE ¼, Sec. 30, Twp. 6S,
Rge. 30E.

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE
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)
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

TWP	RGE	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 =

4. a. Who owns the property at the point of diversion?
b. Who owns the land to be irrigated or the 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:

MICROFILMED

Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Dallas, Texas, this 28th day of April, 19 81.

28th day of April, 19 81, Connecticut General Life Insurance Company, By: *William H. Williams*

(Signature)

William Williams, Investment Officer

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00

Received by John Date 6/22/81 #19625

Publication prepared by _____ Date _____
Published in _____

Publication dates

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

1. A. KENNETH DUNN, Director of the Department of Water Resources hereby

~~APPROVE the above referenced Amendment for Permit No. 35-7418.~~

Witness my hand this 26 day of

18 61

Director

RECEIVED

State of Idaho
Department of Water Resources

MAY 2 1978
Department of Water Resources *OK*

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. 35-7418
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 15 day of May, 19 78, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that ~~he~~(she) (they) executed the same.

seal

Notary Public residing at

My commission expires:

6-30-81

NOT RECORDED

7

Receipt # 2418

RECEIVED

Department of Water Resources
Eastern District Office

Permit No. 35-7418

Comes now MELVIN R. FUNK of (address) _____

Route #1, American Falls, Idaho, and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-7418, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30 Twp. 6 S
 Rge. 30 E, B.M., County of Bingham. Other points of diversion:
NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, Township 6S047N, R 30E-27-70 South, Range 30 East, Boise Meridian Pursuant to map on back

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

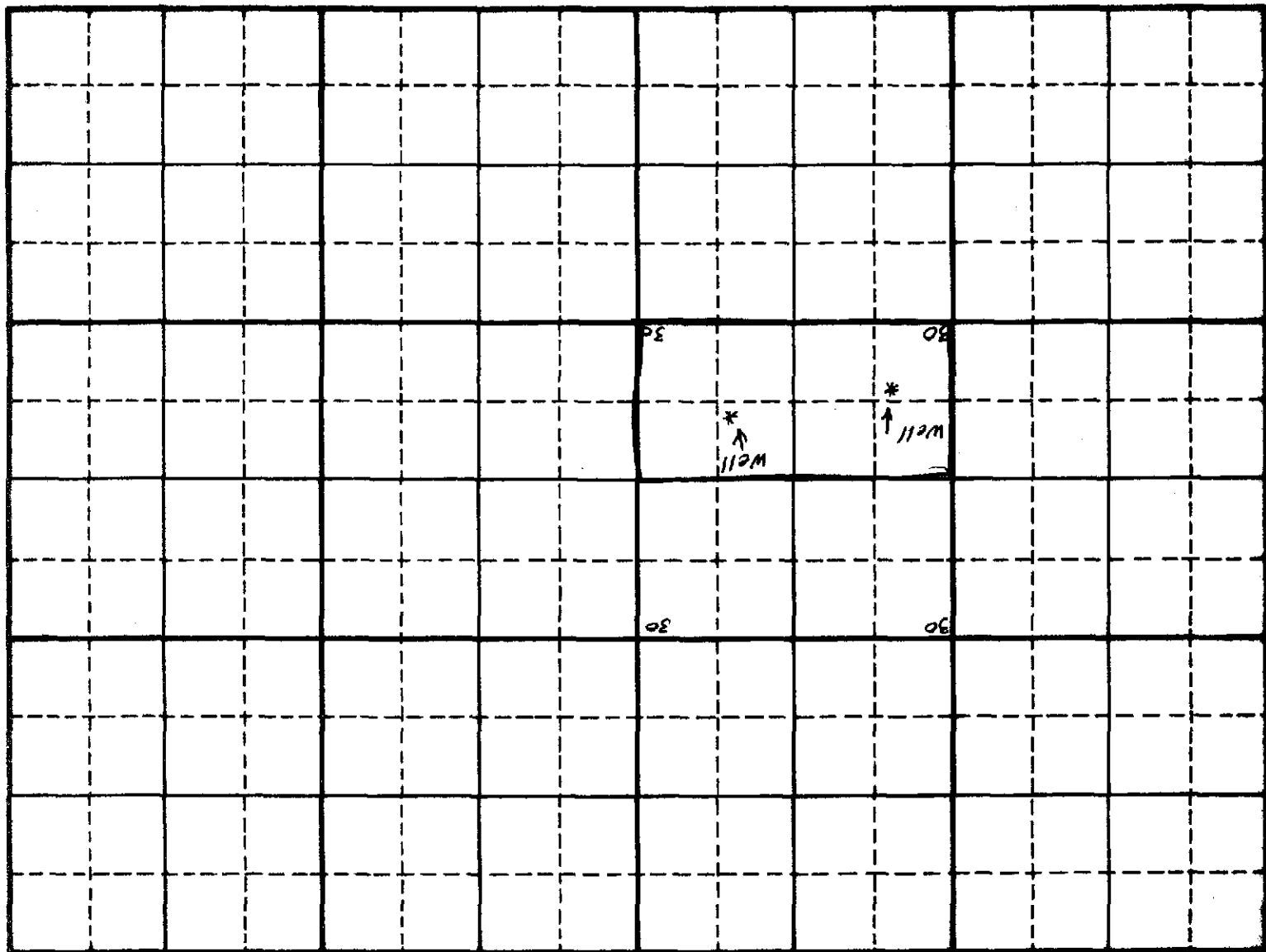
Amount 6.4 for Irrigation purposes from Apr 1, to Nov. 1 (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated	320
---------------------------------------	-----

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Blackfoot, Idaho, this 20th day of May, 19 76.

Melvin R. Frank
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, Administrator, Operations Division
hereby APPROVE the above application for amendment for Permit No. 35-7418.

Witness my hand this 27 day of May, 19 76.

NORMAN C. YOUNG
by A. KENNETH DUNN, Administrator
NORMAN C. YOUNG, Chief, Engineering Bureau
Operations Division

Connecticut Life Ins Co.
910 Stemmons Lower North
Dallas, Texas 75207
June 6, 1978

Identification No. 35 7418
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Melvin R. Funk
post office address American Falls, Idaho
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 SW $\frac{1}{4}$ of Section 29 Township 6S
Range 30E B.M. Bingham County; additional points of diversion if any: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 6S, R. 30E, B.M.
- 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 6.4 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. 6.4 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Two wells, turbine pump, electric motors, mainline 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 during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 260 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 \$ 50,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(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: _____

35 7418

35 7418

320

None

Applicant

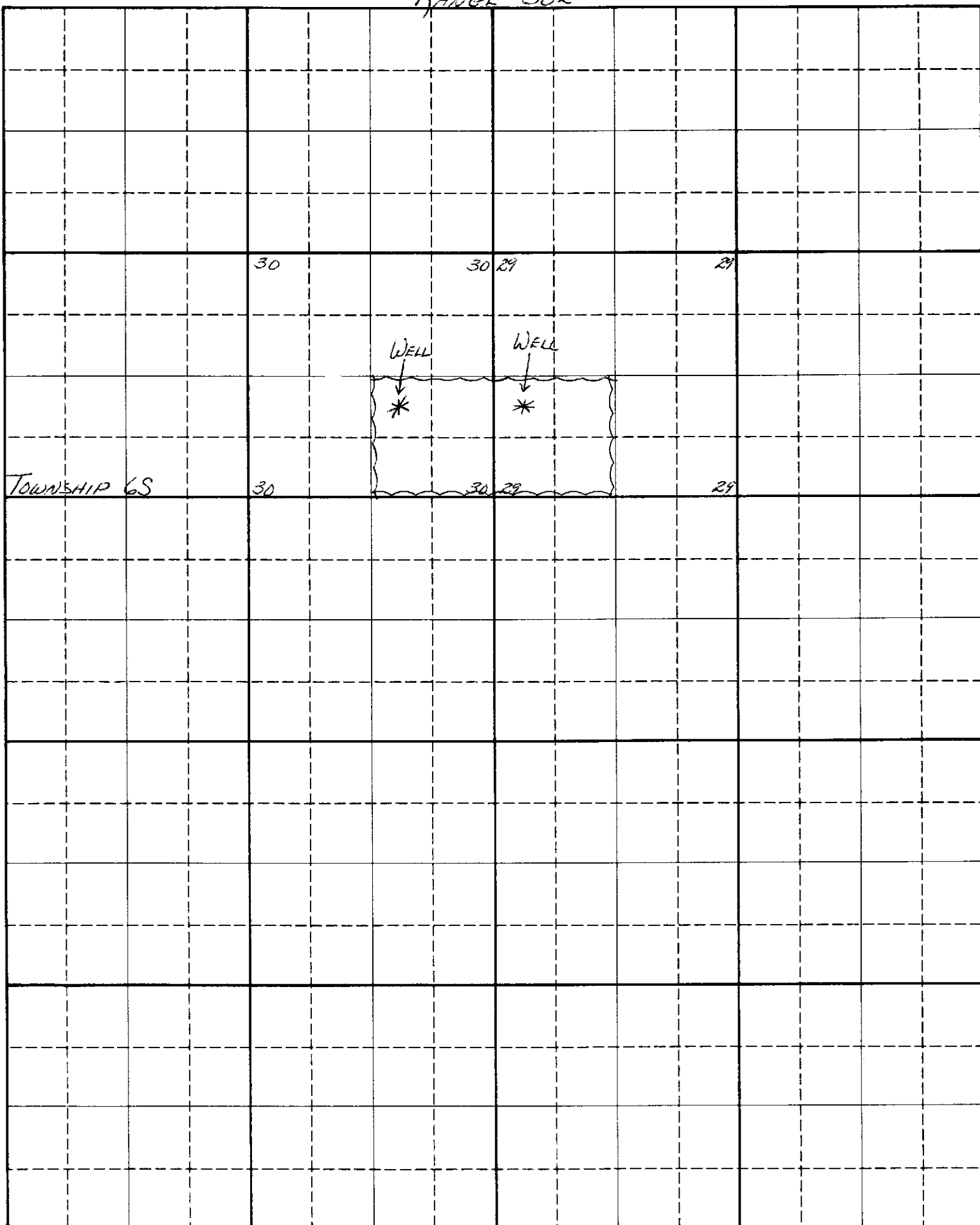
Applicant

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.

RANGE 30E



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. Frank
(Applicant)

35 7418

Received by NCY Date 5/10/74 Time 5:30 pm
Preliminary check by NCY Fee \$ 85.00
Receipted by NCY Date 5/10/74 Recd # 12870
Publication prepared by GS Date 5/19/74
Published in Blackfoot News
Publication dates 5/23 + 5/30/74
Publication approved MB Date 6-6-74
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval _____ denial by NCY MB

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7418, 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, 19 79.

c. Other: A measuring device of a type approved by this Department 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 13th day of June 19 74.

Deputy Director

[Signature]

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>NCY</u>	<u>5/17/74</u>	Application No. <u>35-7418</u>
(2)			☒ 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
(3)	<u>"</u>	<u>"</u>	In form to receipt <u>Yes</u>
	<u>"</u>	<u>"</u>	Send Copies to: ☐ Idaho State Health Department <u>N.A.</u> ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☐ Request Special Use Permit from U.S.F.S. <u>N.A.</u> ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>Yes</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>N.A.</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>W.R. #27</u> ☐ Increasing (comment) _____
(9)	<u>"</u>	<u>"</u>	Comments: <u>No conflicting G.W. rights shown on E.D. maps</u>
(10)	<u>MB</u>	<u>6/6/74</u>	Affidavit of Publication received (date) <u>June 6, 1974</u>
(11)	<u>CB</u>	<u>6/10/74</u>	Final date for protests <u>June 10, 1974</u> Protests received: yes <u>no</u> ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing _____
(13)	<u>CB</u>	<u>6/10/74</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>NCY</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>5/10/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>NCY</u>	Date <u>6/10/74</u>

35 7418

MB

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Melvin R. Funk, American Falls, Idaho, has on 5-10-74, submitted Application No. 35-7418, for a permit to appropriate 6.4 cubic feet per second of water from ground-water sources by means of wells and pumps within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 6S, R. 30E, B.M. Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 320 acres within the SW $\frac{1}{4}$, Sec. 29, SE $\frac{1}{4}$, Sec. 30, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before June 10, 1974.

R. KEITH HIGGINSON
Director

(3858)
Pub.: 5-23, 30

318

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.

I, David Mark Brown.....do solemnly

Publisher

swear that I am the 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 2..... consecutive

weeks, the first publication having been made on

the 23rd day of May, 19 74..

and the last publication having been made on the

30th day of May, 19 74..; 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.

David Mark Brown

Subscribed and sworn to before me this 4th.....

day of June, 19 74..

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

35 7418

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

35-7418
45-70868

MICROFILMED

DEPARTMENT OF WATER RESOURCES
STATE HOUSE
BOSTON, MASS. 02120

IDENT. NO. 25-7489

WATER RIGHT DATA ENTRY LOG

Item

G G MAY 21 1984 VERIFIED

8-8

9-17-82

June 29, 1981

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

Dear Sirs,

RE: Permit No. 35-7418

Enclosed is a copy of the Water Right License issued on the above referenced Permit, along with a copy of the approved Amendment.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED

TIPPETT LAND & MORTGAGE COMPANY

3400 W. CLEARWATER, SUITE 4
KENNEWICK, WASHINGTON 99336
(509) 783-4126

June 15, 1981

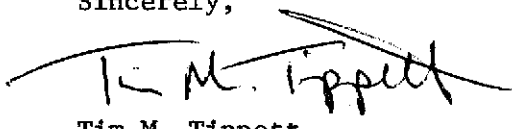
Mr. Jim Johnson
State of Idaho
Dep't of Water Resources,
State Office
450 W. State Street
Boise, Idaho 83720

RE: GROUND WATER PERMIT NO. 35-7418 - FUNK

Dear Mr. Johnson

In connection with the above-referenced Permit, please find enclosed herewith the executed Application for Amendment of a Permit. The required \$20.00 filing fee is being remitted by Mr. and Mrs. Funk and you should receive the same on or about the time you receive this document.

Sincerely,



Tim M. Tippet

MT::jt

ENCL:

CC: Mr. and Mrs. Funk
Lonnie Leavell, Boise Office

MICROFILMED

May 27, 1981

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

Dear Sirs,

RE: Permit No. 35-7418

On April 17, 1981, we forwarded to you an Amendemnt for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment.

If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you.

Since this license will be a permanent water right your prompt attention to this matter will be appreciated.

If you have any questions, please contact us as soon as possible.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

MIDCOT MFD



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

April 17, 1981

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

Dear Sirs,

A representative of this Department made an examination of the works covered by your Permit No. 35-7418 on September 14, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 6.18 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1081.5 acre feet
per year.

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Twp. 6S, Rge. 30E, B.M.

Beneficial use: Irrigation of 309 acres within the SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 30,
Twp. 6S, Rge. 30E.

Priority date established: May 10, 1974

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

CONDITION: This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

JAN GROVER
Water Rights Supervisor

JG:j
Enclosure

MICROFILMED

RECEIVED

~~JUL 2 1976~~

Department of Water Resources
Eastern District Office
Phone 226-5711

226-5711

(name spring, stream, etc.)

Tributary to

1. Name of permit holder Melvin R. Funk

Postoffice address Route 1, American Falls, Idaho 83211

Person to contact

Phone

2. Source of water supply: Groundwater ☒ Surface water ☐

3. Water will be used for the following purposes:

Amount 6.40 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from April 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 35-7418
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 6.40 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6S N/S, Range 30E E/W, B.M., Section 30, Subdivision SW $\frac{1}{4}$ SW $\frac{1}{4}$, Bingham

Township " " N/S, Range " " E/W, B.M., Section 30, Subdivision NW 1/4 SE 1/4, _____ County, _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 2 200 hp pump and motor 5240' of steel mainline, 16" well casing
325' and 310' deep

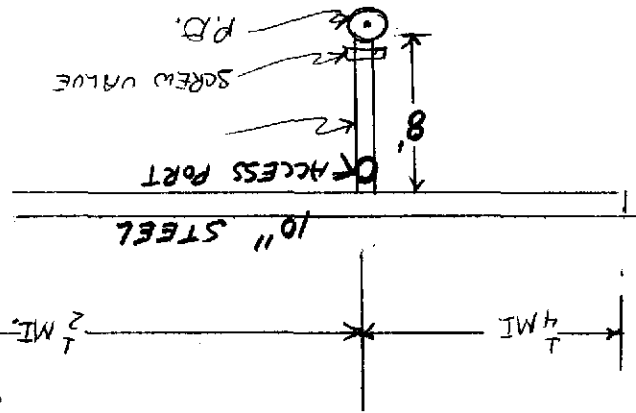
Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

320

RP 10-31-79



1/2 MS

N ↓

38	39	40	41
34	40	40	40

30

S
9
1

7-4



DATE OF EXAM 9/14/79

ACREAGE
Found 309 ✓
Recommended 309 ✓

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 6.18 c.f.s. V = 1081.50 AF/Ann. from APRIL 1 to NOVEMBER 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 _____ no ✓

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

Exchange? yes _____ 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 7.67 ✓ Method of measurement Rockwell - Annubar
IN LINE METER

Total Q recommended 6.18 ✓ 10.020" 76-0629 Type IN LINE Condition GOOD
meter No. _____

Total V recommended 1081.50 AF/YR

Recommended Amendments:

✓ P.D. CHANGE NE 1/4 SE 1/4 to SE 1/4 SE 1/4 SEC 30. T 65 R 30 E.

Place of Use _____ 3.82

Other _____ 3.85

None _____ ALLOW .02 cfs/Ac = 309 x .02 = 6.18 cfs 7.67 cfs capacity

MEASUREMENT CALCULATION:
SW 1/4 Q = ROCKWELL METER TIMED 1000 gal in 35 sec OR 1714.3 gpm = 448.8 = 3.82 cfs
SE 1/4 Q = 10.020" ANNUBAR READING = 60" = 1729 gpm = 448.8 = 3.85 cfs
V = 6.18 x 214 x 1.9835 = 2623.2 > 309 AC x 3.5 AF/AC = 1081.50 AF/YR

10.020" @ 20" = 386.54 x 4.472 = 1728.65 gpm = 3.85 cfs
Q total = 3.82 + 3.85 = 7.67 cfs

SYSTEM DESCRIPTION:

(SE 1/4) - US MOTOR - 200 HP, 3 phase, SER# 6521505, BERRIE BERKELEY PUMP
SERIAL # 5715772

(SW 1/4) - ALLIS-CHALMERS - 200 HP, 3 PHASE, SER# 1-5123-63282-1-2; DONNISTON TURBINE
PUMP - NO ID PLATE

SYSTEM RUNS 16, 1/4 MILE WHEEL LINES, W/ 1/4 INCH NOZZLES

REMARKS:

System described by Melvin Funk.

no pre-existing g.w. rights

MICROFILMED

Examiner's Signature Rodney A. Parker

Date 10-31-79

Checked by Anthony R. Kozlowski

Date 3-9-80

Approved by [Signature]

Date 4/16/81

Check Review attached

Overlap Review for 35-7418

License 35-2239

P/D different well

P/U Overlapping acres are
160 in SW $\frac{1}{4}$ Sec 30
(copy attached)

$$\frac{2.42 \text{ cfs}}{160 \text{ Ac}} = .015 \text{ cfs/Ac}$$

License 35-2832

P/D different well

P/U Overlapping acres are
63 in S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec 30
(copy attached)

$$\frac{3.99 \text{ cfs}}{436 \text{ Ac}} = .009 \text{ cfs/Ac}$$

This right 35-7418

P/D different well

P/U see field exam

$$\frac{6.18}{309} = .02 \text{ cfs/Ac}$$

Although these 3 rights have overlapping acres, they also have different P/D. Recommend this right be licensed for .02 cfs/Ac in case there is reason one well breaks down. Also limit acres to .02 cfs/Ac $\times$ 3.5 AF.

4/16/81

MICROFILMED

State of Idaho
License and Certificate of Water Right

Water License No. G-22998 / 35-2239

Amount 2.42 second feet

Water District No.

Priority August 16, 1952

THIS IS TO CERTIFY that W. F. JASMAN

of AMERICAN Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 16, 1952; that Permit No. G-22998 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.42 second feet, was issued thereunder on July 19, 1955, showing that said works were completed on the 16th day of August, 1954; and that on the 16th day of August, 1954,

ARTHUR L. JASMAN and ROLAND O. JASMAN, Assignees

of American Falls, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well

~~contributory~~ (subterranean flow), for the purpose of irrigation

, under Use Permit No. G-22998 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

9 of Licenses at page 5523, on the 19th day of July, 1955;

The right hereby confirmed dates from August 16, 1952;

The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 34, Tp. 6 S. R. 30 E., B. M. Power County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.42 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	30 E.	30	NE 1/4 SW 1/4	40	40
			N 1/2 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			Number of Acres Actually Irrigated -	-	160

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

19th day of July, 1955.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

UNRECORDED

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32923/35-2832 Priority August 25, 1966 Amount 3.99 cfs
(late proof)

THIS IS TO CERTIFY, that OTTO FUNK
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 32923/35-2832 issued pursuant to Application for Permit dated June 10, 1966,
and has submitted proof to the Department of Water Administration on August 28, 1968,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 3.99 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 3.99 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 3.99 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Twp. 6 S, Rge. 29 E, B. M.

in the county of Power; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,526 acre feet per year or
3.5 acre feet per acre.

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 $\frac{1}{4}$	
6 S	29 E	25			37	30									36	38	40	40	221
		36	40	39	36	37													152
6 S	30 E	30									36	27							63

Total number of acres irrigated 436

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 21st day of
February, 19 73.

F. Karl Higgins
Director

MICROFILMED

35 2832

June 14, 1978

Re: Permit Nos. 35-7418 & 35-7786

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

Gentlemen:

We acknowledge receipt of the assignments conveying the above referenced permits to you. The assignments have been entered into the Department's records.

If you have any questions concerning this matter, please contact us.

Sincerely,

RITA FLECK
Secretary

RF



Jan

HAWLEY TROXELL ENNIS & HAWLEY

ATTORNEYS AND COUNSELORS

ONE CAPITAL CENTER
POST OFFICE BOX 1617
BOISE, IDAHO 83701

AREA CODE 208
TELEPHONE: 344-7683

ROBERT I. TROXELL
JESS B. HAWLEY
PAUL B. ENNIS
JOHN T. HAWLEY
THOMAS A. MILLER
M. NEAL NEWHOUSE
ROBERT J. ENNIS
CRAIG L. MEADOWS
ROBERT L. BILOW
JOSEPH D. MCCOLLUM, JR.
WAYNE B. SLAUGHTER, JR.
JESS B. HAWLEY III
GARY D. BABBITT
P. CRAIG STORTI
RICHARD F. GOODSON
CARL W. HARDER

June 1, 1978

RECEIVED

JUN 2 1978

Department of Water Resources

Department of Water Resources
State Office
Statehouse
Boise, Idaho 83720

RE: Water Permits Nos. 35-7418, 35-7596 and 35-7786 -
Melvin R. Funk - Connecticut General Life
Insurance Company

Gentlemen:

Enclosed herewith are original and one photocopy each
of Assignments of the above referenced permits by Melvin R.
Funk and his wife to our client, Connecticut General Life
Insurance Company.

Would you please file the originals in the respective
permit files and please stamp the extra copies enclosed
herewith with your filing stamp and return all three copies
to me in the enclosed self-addressed stamped envelope.

Thank you very much for your usual consideration.

Yours truly,


THOMAS A. MILLER

TAM:fd
ENCLOSURES

MICROFILMED

July 1, 1976

Re: Permit No. 35-7418

Melvin R. Funk
Route 1
American Falls, Idaho 83211

Dear Mr. Funk:

We acknowledge receipt of the affidavit 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. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Idaho Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

REPROFILMED

RECEIVED
JUN 23 1976

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 35-7418

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Melvin R. Funk
b) Post Office Address Route #1, American Falls, Idaho
2. Permit Number 35-7418
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated _____
b) Location of the point of diversion: SW ¼ SW ¼, Section 30
Township 6 So., Range 30 E. Boise Meridian, Other points of diversion:
NW¼SE¼ Section 30, Township 6 South, Range 30 East, Boise Meridian
5. a) The amount of water and use to which the water has been applied:
Amount 6.4 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 _____ 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: _____
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) 2 200 H.P. Pump & Motor 5240' of Steel mainline
16" Well Casing 325' and 310' Deep
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger Flow Meter
c) Give well driller's name and address and the date the well was completed: Sigman Well Drilling, 95 Drake,
Pocatello, Idaho August, 1974 & April, 1975 2 wells
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

6-30-76 f

May 28, 1976

Re: Permit No. 35-7418

Melvin R. Funk
Route 1
American Falls, Idaho 83211

Dear Mr. Funk:

Enclosed is a copy of the approved application for amendment issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JR

Enclosure

cc: Harry Gambles
Box 72
Blackfoot, ID 83221

May 25, 1976

RE: Application for Amendment No. 35-7418

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

Dear Mr. Funk:

Attached herewith is departmental receipt No. 2418 in the amount of \$10.00 for the above referenced amendment.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Attachment

cc: Federal Land Bank

FEDERAL LAND BANK ASSOCIATION OF BLACKFOOT

P. O. BOX 72, 20 WEST JUDICIAL BLACKFOOT, IDAHO 83221

TELEPHONE: 208/785-0820



MAY 24 1976

Department of Water Resources
Eastern District Office

BLAIR W. ARCHIBALD, MANAGER

May 21, 1976

State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

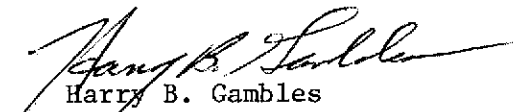
Re: FLB 164729-4 Melvin R. Funk

Gentlemen:

Enclosed herewith is an Application for Amendment on Permit No. 35-7418 for Melvin R. Funk. Will you please send the approved amendment to this office as we are acting for Mr. Funk in this case.

We also enclose \$10.00 check from Mr. Funk to cover the charge requested in connection with the amendment.

Yours very truly,

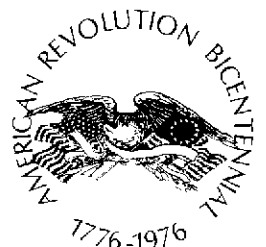

Harry B. Gambles
Assistant Manager

HBG:jm

Enclosures



"OWNED BY FARMERS : FOR FARMERS"



June 13, 1974

Re: Permit No. 35-7418

Malvin R. Funk
American Falls,
Idaho 83211

Dear Mr. Funk:

Enclosed is a copy of your approved Application for Permit No. 35-7418. 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
Assistant Director

BDF/bjg

Enclosures

35 7418

WELL DRILLER'S REPORT

NOV 3 1976

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

Department of Water Resources

Eastern District Office

1. WELL OWNER

Name Melvin Funk Farms
Pleasant Valley
Address American Falls, Idaho 83211
Owner's Permit No. 35-7418

7. WATER LEVEL

Static water level 238 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature 50 ° F. Quality _____
Artesian closed-in pressure no p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
<u>250</u>	<u>3 ft.</u>	<u>Continuous</u>

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 20 inches Total depth 305 feet
Casing schedule: ☒ Steel ☐ Concrete
Thickness Diameter From To
.25 inches 20 inches 0 feet 22 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches
Number From To
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet

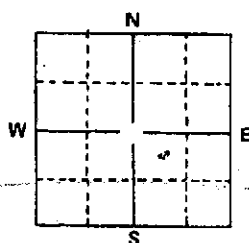
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal? ☒ Yes ☐ No To what depth 20 feet
Material used in seal ☒ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



County _____

N. W. 1/4 S. E. 1/4 Sec. 30 T. 6 S. N. S. R. 30 E. E/W

10.

Work started 4-19-75 finished 9-1-75

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

Signman Well Drilling
Driller's or Firm's Name P.O. Box 190 Number _____
American Falls, Idaho 83211
Address _____

Signed By Ernest J. Signman Date 11-2-76

May 17, 1974

RE: Claim to a Water Right No. 35-4032 - Hansen
Application for Permit No. 35-7418 - Funk
35-7419 - Stolworthy
35-7420 - Stolworthy

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,

NORMAN C. YOUNG
District Engineer

NCY:CB

Bill submitted 6-6 by MB

Enc: Legal Notice (4)

35 7418

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Melvin R. Funk, American Falls, Idaho, has on 5-10-74, submitted Application No. 35-7418, for a permit to appropriate 6.4 cubic feet per second of water from ground-water sources by means of wells and pumps within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 65, R. 30E, B.M. Bingham County, to be used from Apr. 1 to Nov. 1 for the irrigation of 320 acres within the SW $\frac{1}{4}$, Sec. 29, SE $\frac{1}{4}$, Sec. 30, T. 65, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before June 10, 1974.

Director

R. KEITH HIGGINSON

(3858)
Pub.: 5-23, 30

8147 53

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Melvin R. Funk,

American Falls, Idaho

has on 5/10/74 submitted Application No. 35-7418

for a permit to appropriate 6.4 cubic feet per second ~~here feet per annum~~ XXXXXXXXXXXXXXXXXXXX

of water from ground-water sources

by means of wells and pumps

within the NW1/4SW1/4, Sec. 29; NW1/4SE1/4, Sec. 30, T. 6S, R. 30E, B.M.

Bingham County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 320 acres

within the SW1/4, Sec. 29, SE1/4, Sec. 30, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 10, 1974.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on May 23 and May 30, 1974.

35 7418

MB-L
MB-D
MB-A