

NAME OF APPLICANT.....

Form No. 0

35-7115 - 3.84 cf
35-7225 - 1.6 cf
35-7239

39 38 40 40
40 40
19 40 39* 20
*

7 B
18 17

A
78.7

A
77.3

8 9
17

B
114.8

B
79.9

A-206

C
119.1

A-141

C
77.8

D
41.5

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F
75.6

A-56

16

E
119.2

G
152.6

C
116.4

A-141

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195.1

F
46.3

A
116.5

19 20
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29 28

A-305

MICROFILMED

TWAT 75-

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7239 Priority August 17, 1972 Amount 1.60 cfs

THIS IS TO CERTIFY, that MELVIN R. FUNK

of American Falls, Idaho, has complied with the terms and conditions of Permit No. 35-7239 issued pursuant to Application for Permit dated June 20, 1972, and has submitted proof to the Department of Water Administration on October 29, 1973 (late proof), 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 * 8.47 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
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>1.60</u> cfs and	<u>280 acre feet or</u> <u>3.5 af per acre</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.60 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 280 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ & SE $\frac{1}{4}$ NW $\frac{1}{4}$ 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	20					40	40											80

Total number of acres irrigated 80

* Subject to the condition that the maximum rate of diversion shall not exceed 7.82 cfs when combined with Licenses No. 35-7115 & 35-7116.

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 6th day of September, 19 74.

Director

By: A. KENNETH DUNN, Administrator

Identification No. 35 7239

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

LICENSE ISSUED FOR 1.60 CFS. FI.

LICENSE PAGE NO. _____ **To Appropriate the Public Waters of the State of Idaho**
(TYPE OR PRINT IN INK)

1. Name of applicant MELVIN R. FUNK
post office address American Falls, Idaho 83221

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 NE $\frac{1}{4}$ of Section 19 Township 7S
Range 30E B.M. Power County; additional points of diversion if any: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 7S, 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 1.6 for irrig. 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. 1.6 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, mainline, 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 (ea.) inches, proposed depth of well is 300 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 \$ 30,000.

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.

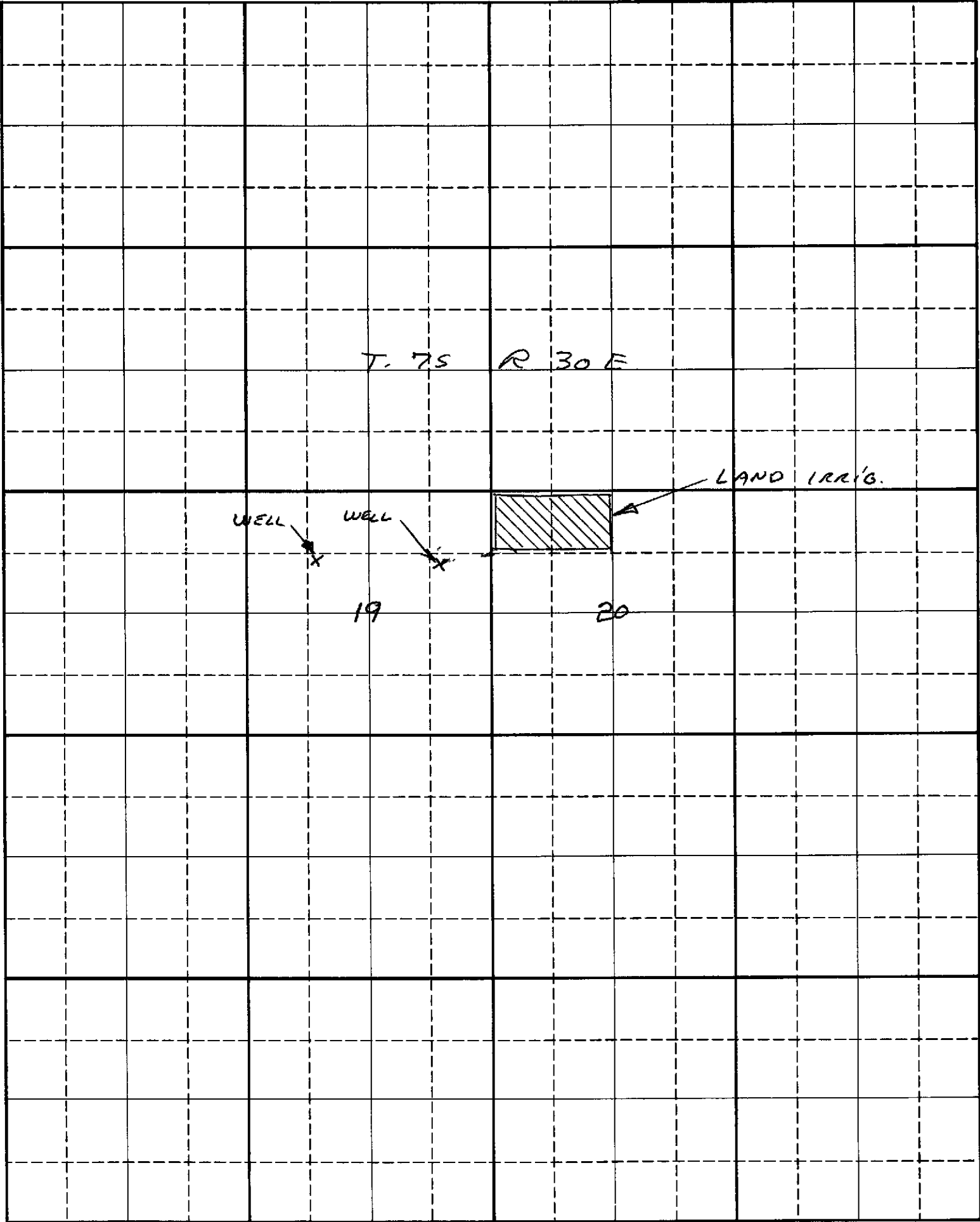
(3) List number of each kind of livestock to be watered _____

(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 7239

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.

Michael R. Frank
(Applicant)

35,7239

Received by Ba Date 6/20/72 Time 12:01 pm
 Preliminary check by NCY Fee \$ 25.00 Receipt # 7326
 Receipted by Ba Date 6/20/72
 Publication prepared by Ba Date 6/22/72
 Published in Power County Press, American Falls, ID
 Publication dates 6/29 & 7/6/72
 Publication approved NCY Date _____
 Priority reduced to 6/20/72 Reason _____

 Protests filed by: _____

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

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 _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions.
 - a. SUBJECT TO ALL PRIOR WATER RIGHTS.
 - b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 73.
 - 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 2 day of August 19 72.


 Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7239)

IN THE NAME OF MELVIN R. FUNK)

ORDER OF REINSTATEMENT

WHEREAS, on June 20, 1972, Melvin R. Funk filed with the Department of Water Administration an application for permit to appropriate 1.6 cubic feet per second of water from a ground water source within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 7S, Rge. 30E, B.M., Power County, to be used for irrigation purposes; and,

WHEREAS, on August 2, 1972, the Department approved said application and issued Permit No. 35-7239 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before September 1, 1973; and,

WHEREAS, on July 2, 1973, 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 September 7, 1973, the Department notified the permit holder that Permit No. 35-7239 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on October 29, 1973, 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. 35-7239 be REINSTATED and the priority advanced to August 17, 1972.

Dated this 7th day of November, 1973.


R. KEITH HIGGINSON
Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 35-7239 Name Melvin R. Funk

Source Ground Water

Point of Diversion SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, T. 7S, R. 30E, B.M., Power County

Quantity 1.6 cfs Use irrigation Period Apr. 1 to Nov. 1

Quantity Use Period

Quantity Use Period

Well Size Diameter 20 (ea.) Proposed Depth 300 & 230 Feet

Use The irrigation of 80 acres.

Date Forwarded Date Returned Received by

COMMENTS: Ground water level declines have not been noted in this area (W.B. #24).

Aquifer is Snake River Basalt. Wells have been drilled and are used to irrigate
adjoining ground.

RECOMMENDED:

Applied: Qty. 1.6 cfs Use irrig. Period 4/1-11/1 AF/A 3.5 AF 280

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 1.6 cfs Use irrig. Period 4/1-11/1 AF/A 3.5 AF 280

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial:

By Ncy Title District Engineer

NORMAN C. YOUNG

Date 6/22/72

35 7239

RECOMMENDED

CONDITIONS OF APPROVAL

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

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

Affidavit of Publication

STATE OF IDAHO
COUNTY OF POWER } S.S.

Phyllis Hinge
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 29th day of June, 1972

the date of last publication being the 6th day of July, 1972

(Signed) Phyllis Hinge

Subscribed and sworn to before me this

21 day of July, 1972

Notary Public, residing at American Falls, Idaho.

My Commission expires the

(SEAL) day of , 19

Notary Public
Residing at Am. Falls, Idaho
My Commission Expires
Aug. 20, 1973

LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Melvin R. Funk, American Falls, Idaho has on 6/20/72 submitted Application No. 35-7239 for a permit to appropriate 1.6 cubic feet per second of water from a ground-water source by means of well and pump within the SE1/4 NW 1/4, SE 1/4 NE 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 N1/2 NW 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 this permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before July 17, 1972.

R. KEITH HIGGINSON
Director

Published in the Power County Press, American Falls, Idaho on June 29 and July 6, 1972.

35 7239

September 9, 1974

Re: Permit No. 35-7239

Melvin R. Funk
American Falls,
Idaho 83211

Dear Mr. Funk:

Enclosed is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

August 21, 1974

Mr. Melvin R. Funk
American Falls,
Idaho 83211

Dear Mr. Funk:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7239 and has found the following:

Quantity of water diverted: * 8.47 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.60 cfs

The maximum quantity diverted shall not exceed 280 acre feet per year.

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$ & SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 7 S, Rge. 30 E, BM

Beneficial use: Irrigation of 80 acres within the N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 20, Twp. 7 S, Rge. 30 E, BM

Priority date established: August 17, 1972

* Subject to the condition that the maximum rate of diversion shall not exceed 7.82 cfs when combined with Licenses No. 35-7116 & 35-7116.

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

bc: Eastern District Office

FIELD REPORT

Person to contact

RECEIVED

Phone

NOV 9 1973
Phone _____

2 Source of water supply, Groundwater ☒ Surface water ☐

Department of Water Administration
Eastern District Office
(name spring, stream, etc.)

Tributary to

3 Water will be used for the following purposes

Amount 1.6 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use from Apr. 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 _____ cfs for _____
 _____ AF/Annum (nature of use)

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

Other uses. _____

Permit No. 35-7239

Examination for b/u

4 Total amount to be appropriated.

Max Rate of Diversion 1.6 cubic feet per second and annual volume _____ AF/Annum.

5 Location of Point(s) of Diversion.

Township 7S N/S, Range 30E E/W, B.M., Section 19, Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$, Power

Township 7S N/S, Range 30E E/W, B.M., Section 19, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$, Power

Township_____N/S, Range_____E/W, B M., Section_____, Subdivision_____1/4_____1/4,_____

Other Points of Diversions: _____

Description of diverting works: 2 wells, 200 hp & 300 hp electric driven pumps, 125 hp booster mainline & sprinkler.

Measuring device required. yes ☒ no ☐

6 Lands to be irrigated or place of use.

[illegible]

ALCOHOL MED

TOTAL ACREAGE _____ **80**

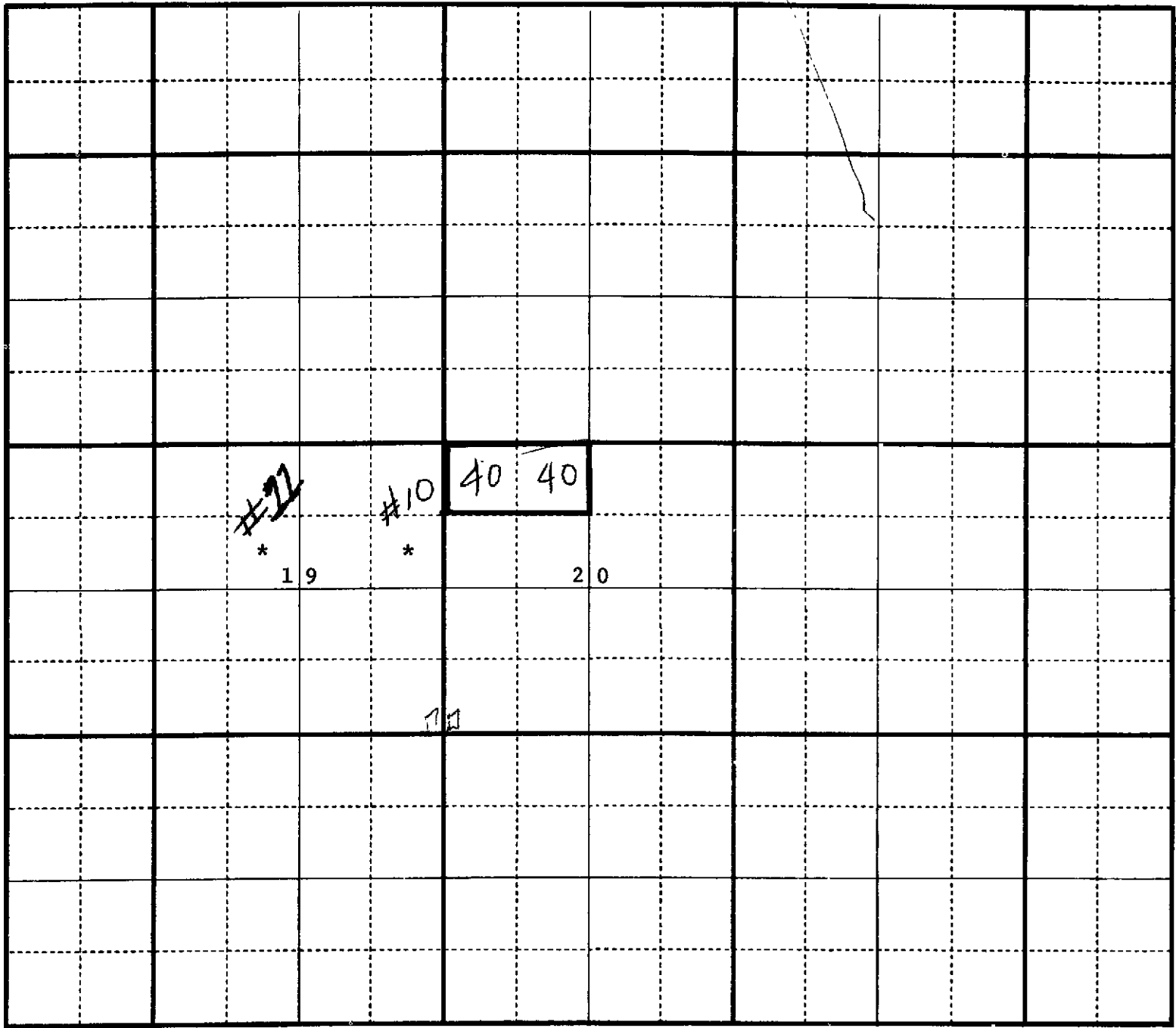
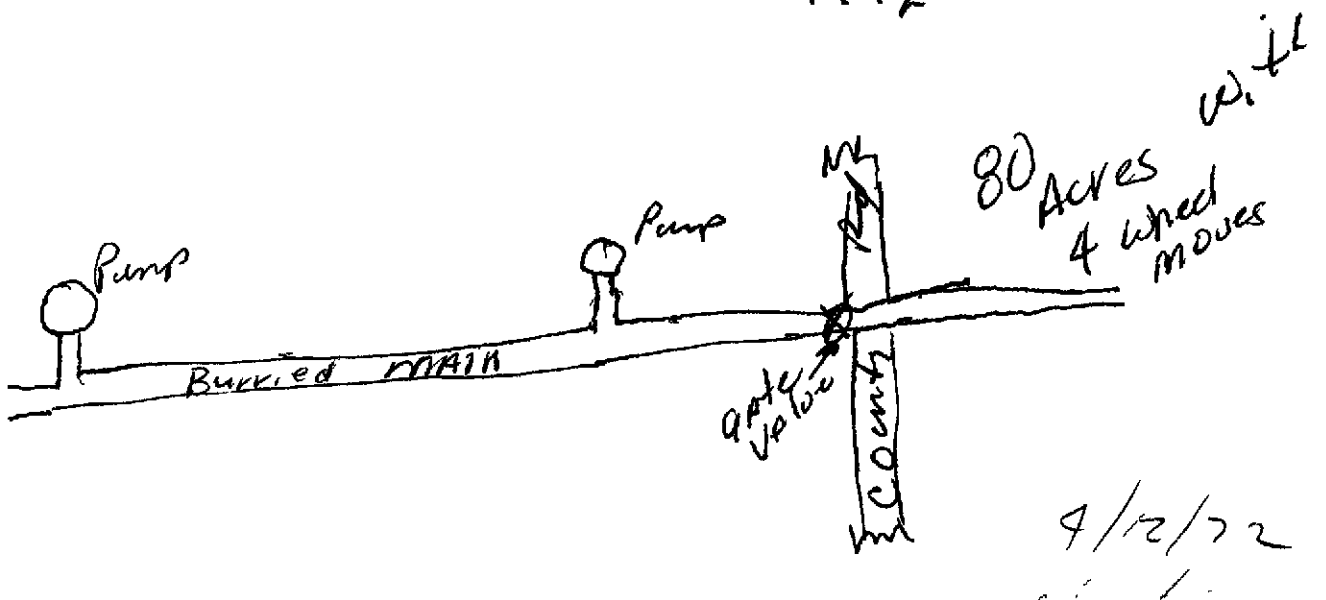


Diagram of System

19/20



35-7225
35-7239

- 1.6 *sp*

40 40
40 40

19

*

20

DATE OF EXAM June 26, 1974

ACREAGE
Found 80
Recommended 80

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.60 c.f.s. V = 2.80 AF/Ann. from Apr to Nov
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: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: N.A.
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 8.47 cfs Method of measurement In Line Meters

Total Q recommended cfs Meter No. #11 M0336103 Type Badger Condition Good

Total V recommended AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION: $V = 3.5 \text{ AF/Ac} \times 80 = 280 \text{ AF/Ann}$

#11 1,300 gal/min #10 #10 2,500 gal/min $\Rightarrow$ 1.60 cfs
8.47 cfs

SYSTEM DESCRIPTION:

#11 U.S. MOTORS 200 HP Ser # C1006380 Berkley Pump
Ser # 7020711
#10 GE. 125 Hp Ser # GJ5725100 Johnston Pump Ser # 13713
Booster $\rightarrow$ U.S. MOTORS 150 HP Ser # CC1009831 Johnston
Pump Ser # 14023

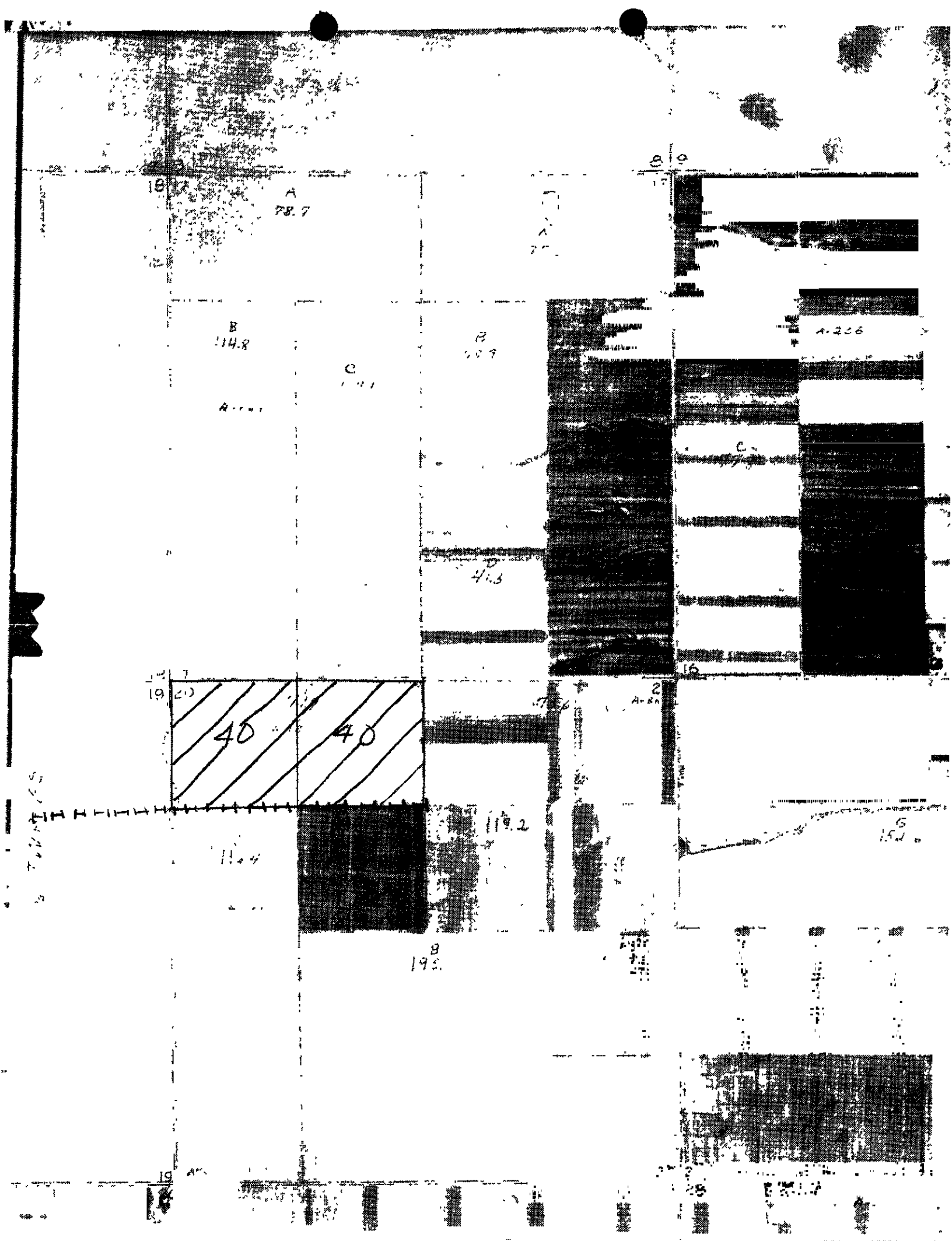
REMARKS System & land shown by Melvin Funk.
Wells provide H₂O for other Ground Also Lic 35-7115

Examiner's Signature William Rhoads Date June 26, 1974

Checked by Ronald Carter Date Aug 15, 1974

Approved by _____ Date _____

MICROFILMED



November 7, 1973

Re: Permit No. 35-7239

Melvin R. Funk
American Falls,
Idaho 83221

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; please note that the priority has been advanced to August 17, 1972.

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 exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC
Enc: Order of Reinstatement

35 7239

State of Idaho
Department of Water Administration

WELL DRILLER'S REPORT

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.

[illegible]

RECEIVED

OCT 29 1973

Department of Water Administration
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Identification No. _____
Permit No. 35-7239

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder MELVIN R. FUNK
b) Post Office Address AMERICAN FALLS, IDAHO 83221
2. Permit Number 35-7239
3. Date of Priority that you are prepared to establish 6/20/72
4. a) Source from which water was appropriated GROUND WATER
b) Location of the point of diversion: SE 1/4 NE 1/4, Section 19
Township 7S, Range 30E Boise Meridian, Other points of diversion: SE 1/4 NW 1/4 SEC 19 T7S R 30E B.M.
5. a) The amount of water and use to which the water has been applied
amount 1.6 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 1.6 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: POWER COUNTY IMPLEMENT MEASURED AND INSTALLED MEASURING DEVICE
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: N.A.
b) Describe the agreement or understanding by which you take water from the works: N.A.
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 WELLS, 200 HP & 300 HP ELECTRIC DRIVEN PUMPS, 125 HP BOOSTER, MAINLINE AND SPRINKLER
b) Describe the type and size of measuring device which you have installed at your point of diversion: BADGER FLOW METERS
c) Give well drillers name and address and date the well was completed PAUL VOLLMER
AMERICAN FALLS, IDAHO
MAY 1970

Exam typed 11/2/73 by jc

35 7239

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use N.A.

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
75	30E	20					40	40											80

Total number of acres irrigated 80

10. Remarks: WE REQUEST THAT THIS PERMIT BE REINSTITATED AS PROVIDED IN SECTION 42-218(a) OF IDAHO CODE.

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

10/29/73
(Date)

Melvin R. Frank
(Signature)

State of IDAHO
County of BONNEVILLE ss.

On this 29TH day of OCTOBER, 1973, personally appeared before me the signer of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Norman C. Young
Notary Public residing at IDAHO FALLS IDAHO

My commission expires 6/10/75

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2190



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

September 7, 1973

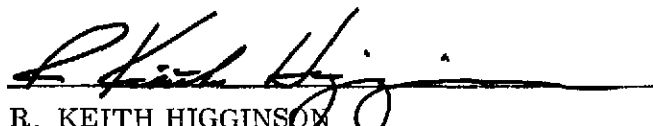
Re: Permit No. 35-7239

Melvin R. Funk
American Falls,
Idaho 83221

Dear Mr. Funk:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit 35-7239 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

35 7239

Note: Refer to file
35-7225.

Same P.d. - same
land descr.

LGA

July 73

35 7239

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

①

William R. Frank

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

③

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

7-6 73

35

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



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



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707.

62 PL-5 E

July 2, 1973

Certified Mail # 24605

Re: Permit No. 35-7239

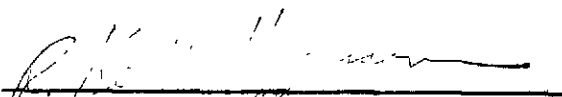
Melvin R. Funk
American Falls,
Idaho 83221

Dear Mr. Funk:

One of the conditions of approval of your water Permit No. 35-7239 (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 September 1, 1973. 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.


R. KEITH HIGGINSON
Director

Enc: Proof affidavit

35 7239

August 4, 1972

Re: Application for Permit No. 35-7239

Mr. Melvin Funk
American Falls,
Idaho 83221

Dear Mr. Funk:

Enclosed is a copy of your approved Application for Permit No. 35-7239. We direct your attention to the condition of approval as listed on the fourth page. During processing the proof of beneficial use was inadvertently left off the first copy, making it an incomplete approved.

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.

Very truly yours,

Donald W. McEldowney
Water Rights Supervisor

DWM/cd

Enclosure

35 7239

August 2, 1972

Melvin R. Funk
American Falls, Idaho 83221

Dear Mr. Funk.

Enclosed is a copy of your approved Application for Permit No. 35-7239. 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

35 7239

July 20, 1972

Re: Application No. 35-7239 - Melvin R. Funk

Power County Press
174 Idaho Street
American Falls, Idaho 83211

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your newspaper on June 29 and July 6, 1972.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

NORMAN C. YOUNG
Electrical Engineer

NCY:cw

June 22, 1972

Re: Application No. 35-7239 - Melvin R. Funk

Power County Press
174 Idaho Street
American Falls, ID 83211

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 ample time for you to submit us a galley proof for our 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 date. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

NCY:BA
Enc: Legal notice

*Bill submitted to
bill 7/24/72*
Ba

35 7239

NOTICE OF APPLICATION FOR WATER PERMIT

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

has on 6/20/72 submitted Application No. 35-7239

for a permit to appropriate 1.6 cubic feet per second ~~none feet per second~~

of water from a ground-water source

by means of well and pump

within the SE¹NE¹, 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 N¹NE¹, 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 this permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before July 17, 1972.

R. KEITH HIGGINSON

Director

Published in the Power County Press, American Falls, Idaho

on June 29 and July 6, 1972

35 7239

AC

June 21, 1972

Mr. Melvin Funk
American Falls, ID 83211

Dear Mr. Funk:

Enclosed please find departmental receipt No. 7327 in the amount of \$55 for your application for permit (\$35), claim (\$10), and amendment (\$10) which were received in this office.

We are also returning to you Proof of Beneficial Use No. 35-7118 in the name of Otto Funk. Please have Mr. Funk sign this form, have it notarized and return it to this office at his earliest convenience.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Enc: Receipt No. 7327
Proof of B/U #35-7118

✓bc: Boise Office

35 7229