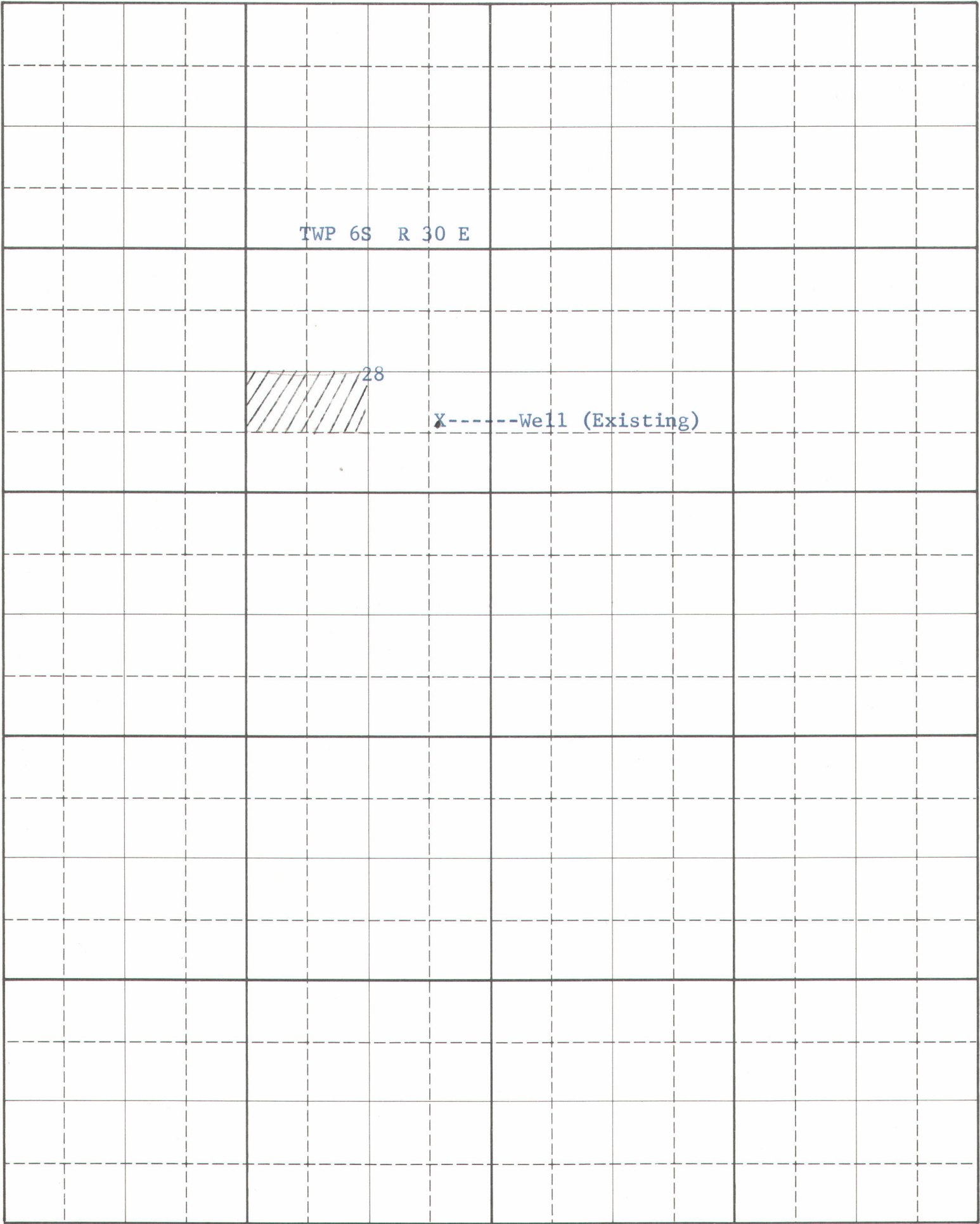


11. Map of proposed project:



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.

Ewald A. Funk
(Applicant)

By
Ben Caroness
attorney at law

TP 6

Range 30 E.B.M.

TP 6 S

34 35

TP 7 S2

33.02

32.46

4.02

34.14

33.58

2388' More or Less

Xwell

G. L. FUNK

George L Funk

10

E. W. CREASMAN

35 7104

RECEIVED

JAN 2 1970

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

} ss.

I, Drury R. 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 Saturday and 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 19th day of December, 1969,

and the last publication having been made on the

26th day of December, 1969; 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.

Drury R. Brown

Subscribed and sworn to before me this 26th

day of December, 1969

Ray Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

~~June 1, 1969~~ November 10, 1972

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Ewald A. Funk, Box 305, Athena, Oregon, has on November 18, 1969, applied for permit under application No. 35-7104 to divert 1.61 cubic feet per second of water from a groundwater source. Water will be diverted by well within the NE1/4 SE1/4

of Sec. 28, T. 6S, R. 30E, B.M., Bingham County, and is to be used from April 1 to October 31 for irrigation in the N1/2SW-1/4, Sec. 28, T. 6S, R. 30E, B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
(2250)
Pub. Dec. 19 and 26

Bill submitted

1-5-70

ds

35 7104

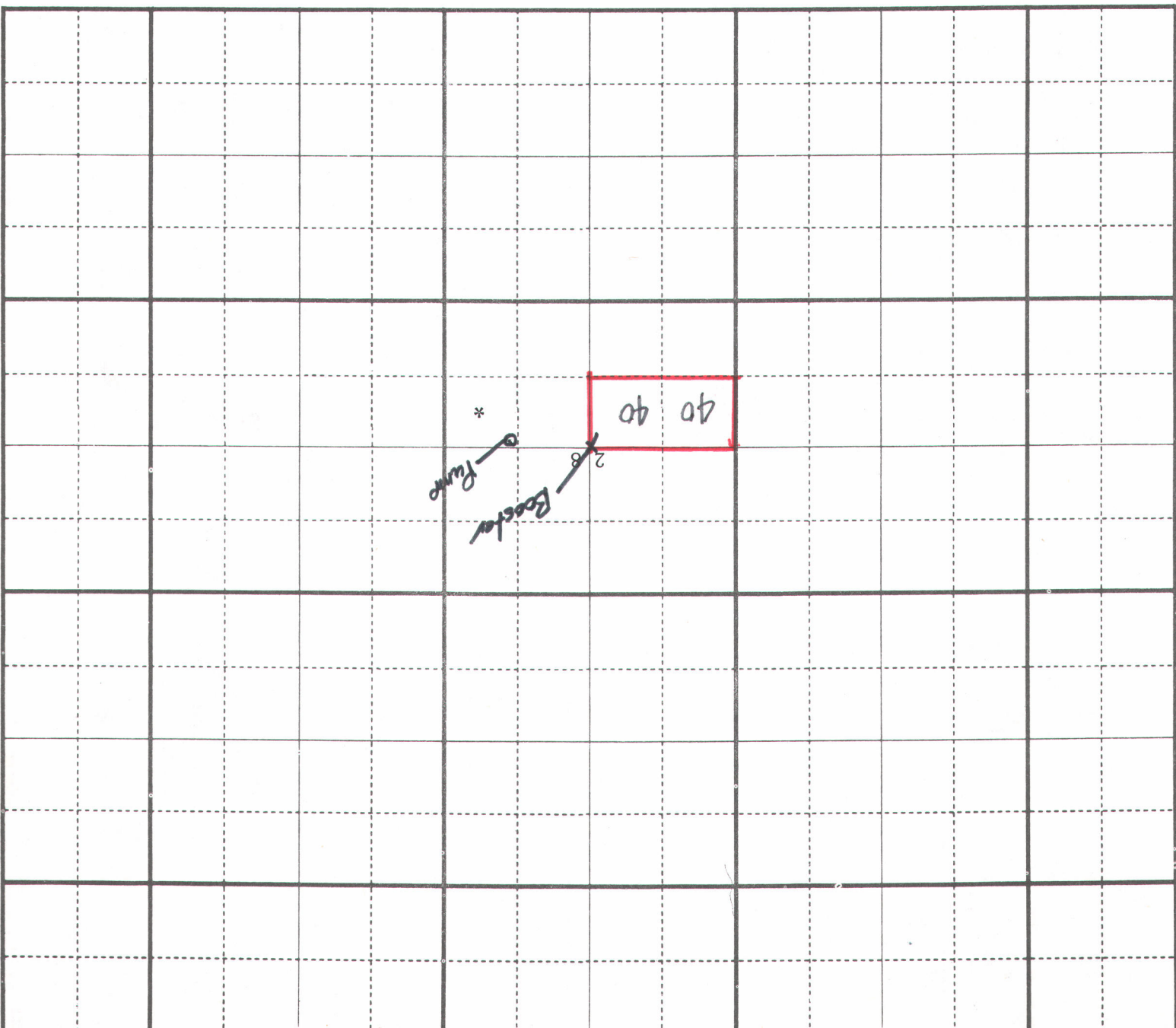
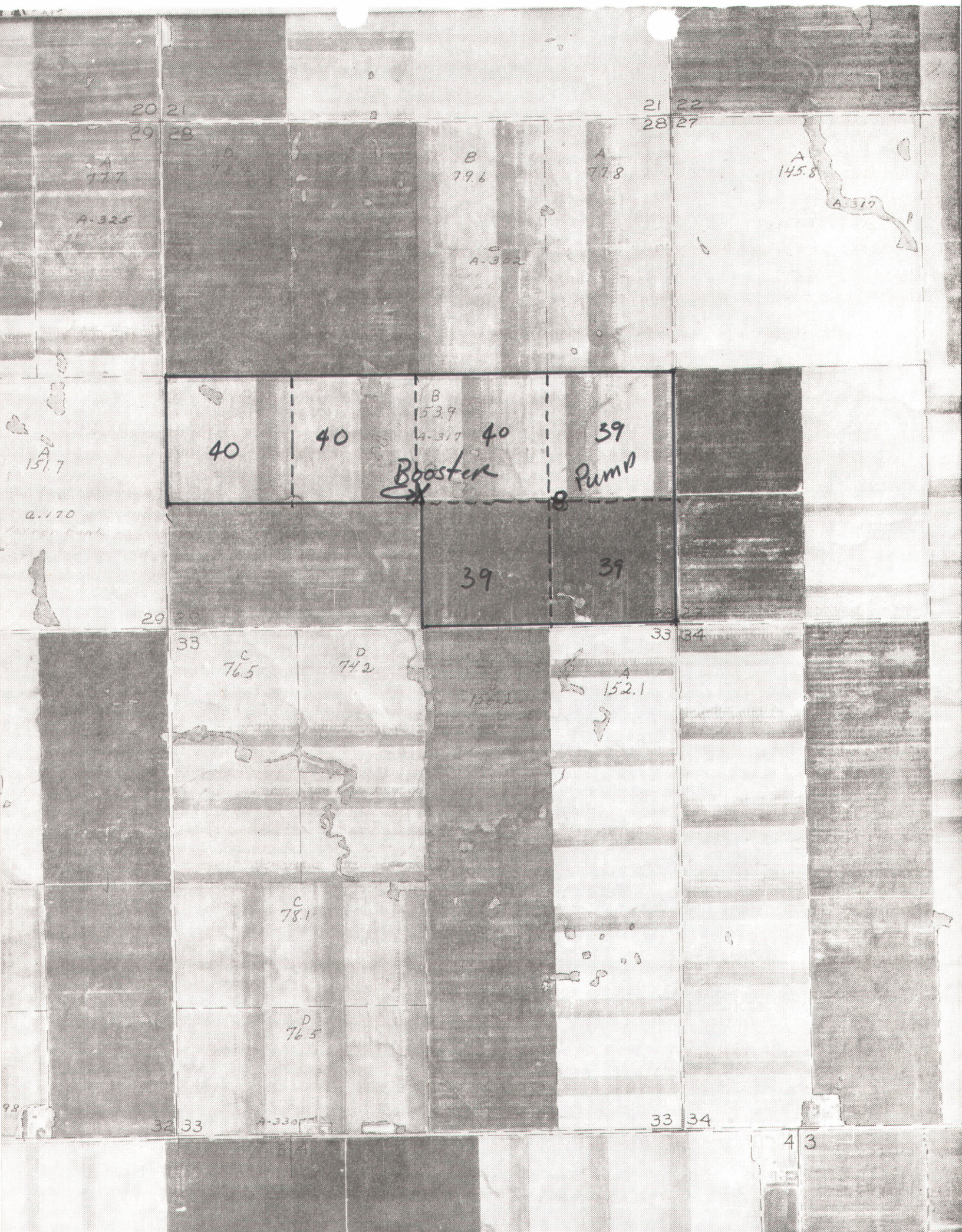


Diagram of System





WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name Ewald Funk
Address _____
Owner's Permit No. 35-7104

7. WATER LEVEL

Static water level 185 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ 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

3. PROPOSED USE

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

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 18 inches Total depth 302 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>250</u> inches	<u>18</u> inches	<u>+1</u> feet	<u>20</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

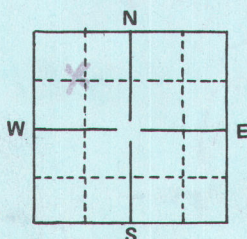
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

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 _____ feetGravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal? ☒ Yes ☐ No To what depth 19 feet
Material used in seal ☐ Cement grout ☒ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County BinghamN1/4 N1/4 Sec. 27, T. 6 N/S, R. 30 E/W

10.

Work started Jan 20, 1970 finished Mar 12-1970

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.Driller's or Firm's Name Paul Vollmer & Son Number 67Address Abandon, IdahoSigned By Paul Vollmer Jr Date 4-16-70

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7104 Priority Nov. 18, 1969 Amount 1.60 cfs

THIS IS TO CERTIFY, that EWALD A. FUNK
of Athena, Oregon, has complied with the terms and conditions of Permit
No. 35-7104 issued pursuant to Application for Permit dated November 18, 1969,
and has submitted proof to the Department of Water Resources on December 13, 1974,
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 4.24 cfs of water from a ground water 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
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>1.60</u> cfs and	<u>280 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	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 NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 28,
Twp. 6 S, Rge. 30 E, 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 $\frac{1}{4}$	
6 S	30 E	28									40	40							80

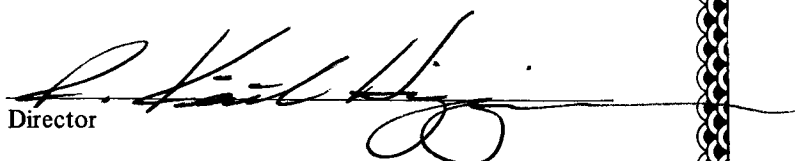
Total number of acres irrigated 80

A measuring device of a type approved by the 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 24 day of
September, 19 76.

Director 

Identification No. 35-7104

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant EWALD A. FUNK
post office address Box 305 Athena, Oregon
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 6S
Range 30 E. B.M. Bingham County; additional points of diversion if any: None

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 100% for irrigation purpose from April 1 to October 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.60 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Existing well and mainline,
but will enlarge the pump motor and extend the mainline
to enable the tenant to irrigate an additional 80 acres.
Existing well is licensed by water license No. G-23437
The existing well will not have to be enlarged or deepened
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.
Present 18 present (Mo. Day) 250 (Mo. Day)
c. ~~Proposed~~ well diameter is _____ inches; ~~proposed~~ depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 20,000.00.
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.	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	TOTALS
6 S	30 E	28									40				40				80

80 _____ Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes. None

9. a. Who owns the property at the point of diversion
Ewald A. Funk

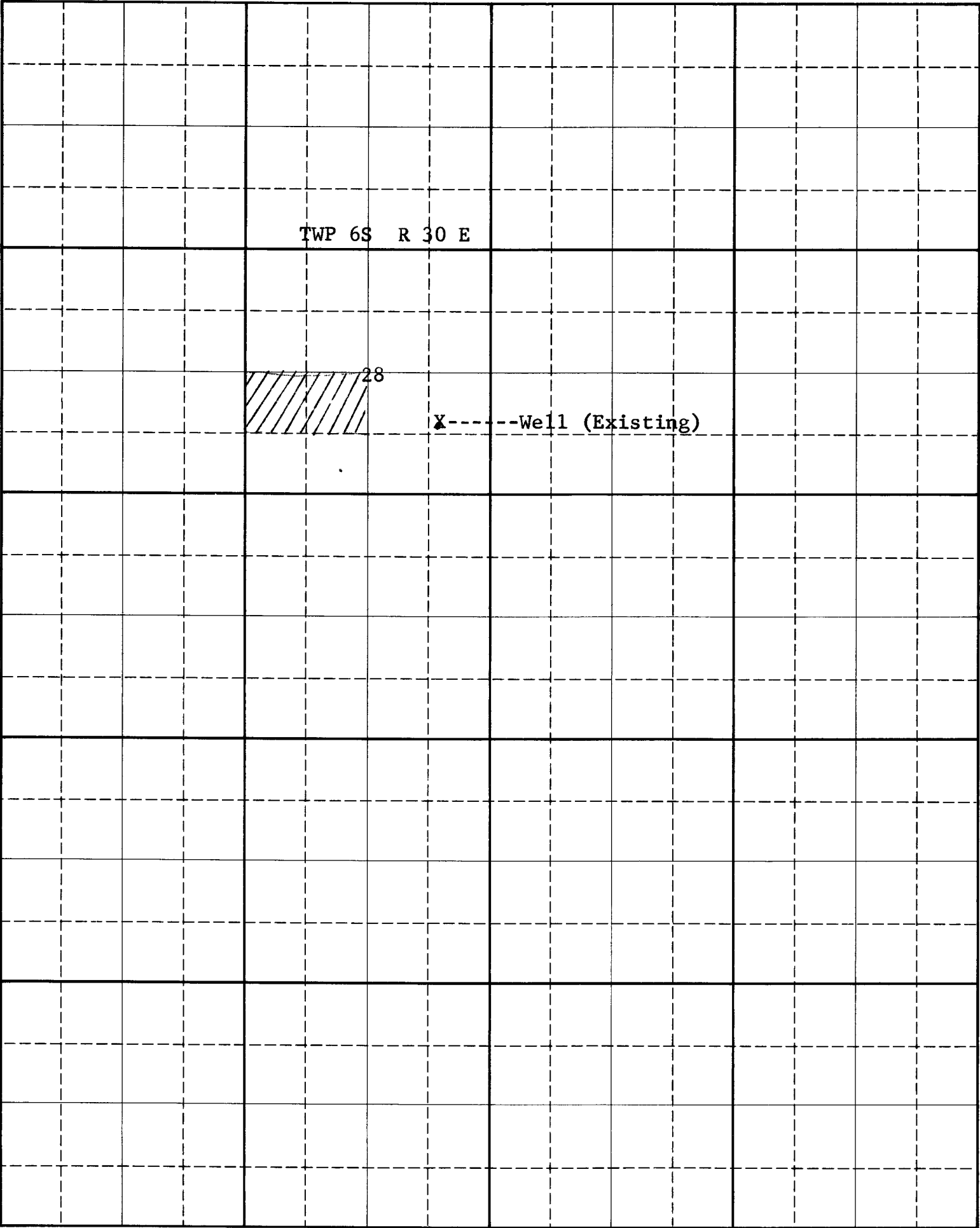
b. Who owns the land to be irrigated or place of use
Ewald A. Funk

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

applicant to make this filing -

10. Remarks Applicant seeks to obtain another water license for an additional 1.61 c.f.s. of water, to supplant his existing water permit (No. G-23437) and enable him to water an additional 80 acres from the same well, merely by installing a 200 horse motor and extending the mainline.

11. Map of proposed project:



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.

Ewald A. Frank
(Applicant)

By
Ben Caroness
attorney at law

Received by if Date 11-18-69 Time 9:00am
Preliminary check by Dull Fee \$ 25.00
Receipted by ei Date 11-19-69
Publication prepared by de Date 12-9-69
Published in Blackfoot Herald
Publication dates 12-18 + 25 - 69
Publication approved de Date 1-5-70
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by D PMC Dec RW H.
NCH

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7104, 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 January 1, 1975.
- c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 15th day of January 19 70.

R. Keith Higgs
State Reclamation Engineer

Range 30 EBM

1	4	3	3	TP 6 S	34	35
4.62		34.14	38	TP 7 S2		1
				33.02		32.46

2366 More or Less

Xwell

George L Funk

10

E. W. CREASMAN

35 7104

NOTICE

Notice
 Ewald
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 1969
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 Bingham
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 31
 1/4
 B. 1/4
 applied
 Dep
 in
 of this

State Reclamation
 (2250)
 Pub. Dec. 19 and 26

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of
 The Blackfoot News which is a daily newspaper of gen-
 eral circulation published each day except Saturday and
 Sunday at Blackfoot, Bingham County, Idaho, said news-
 paper having been so published at Blackfoot aforesaid
 for more than one year past; that said newspaper here-
 tofore 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 re-
 quired by law or by the order of any Court of compe-
 tent jurisdiction within the State of Idaho shall be pub-
 lished to-wit: Friday of each week; that the notice at-
 tached 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 19th day of December, 1969,

and the last publication having been made on the

26th day of December, 1969; that said
 notice was published in the regular and entire issue of
 every number of the paper as aforesaid during the per-
 iod and time of publication, and that notice was pub-
 lished in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 26th

day of December, 1969

Raye Dayton
 Notary Public for the State of Idaho,
 Residing at Blackfoot, Idaho

My commission expires

~~June 1, 1969~~

November 10, 1972

Bill submitted

1-5-70

he

35 7104

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

Department of Reclamation
35-7104

The undersigned owner (s) of Permit (Application) No. _____
of the State Reclamation Engineer of the State of Idaho hereby nominates
and appoints Mr Ben Cavaness, whose address is
American Falls, Idaho, as attorney-in-fact with full author-
ity to act for and on behalf of the undersigned in all matters pertaining
to Application or Permit. Such acts shall include, ~~but not~~ be limited to
~~the filing of applications, receiving of all notices,~~ the signing and
filing of applications ~~for extension of time and for amendment of said~~
~~Permit, and the submission of proofs of completion of works and beneficial~~
~~use of water.~~

Dated this _____ day of _____, 19____.

X Ewald A. Funk

State of Idaho)
) ss
County of Power)

On this 18th day of December 1969,

personally appeared before me the signer (s) of the above instrument, who
duly acknowledged to me that he (she)(they) executed the same.

Ben Cavaness

Notary Public
Residing at American Falls, Idaho

My commission expires:

November 5, 1973

Department of Reclamation

35 7104

September 28, 1976

Re: Permit No. 35-7104

Ewald A. Funk
Box 305
Athena, OR 97813

Dear Mr. Funk:

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

September 2, 1976

Mr. Ewald A. Funk
Box 305
Athena, OR 97813

Dear Mr. Funk:

In June, 1975, a representative of this Department made an examination of the works covered by your Permit No. 35-7104 and found the following:

Quantity of water diverted: 4.24 cfs Source: ground water

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

The maximum quantity diverted shall not exceed 280 acft² feet, or 3.5 af per acre, per year.

Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 6 S, Rge. 30 E, B. M.

Beneficial use: Irrigation of 80 acres within the N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28, Twp. 6 S, Rge. 30 E, B. M.

Priority date established: November 18, 1969

If you do not concur with these findings please contact us within 15 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

JAN 9 1975

1. Name of permit holder Ewald A. Funk

Post office address P. O. Box 305, Athena, OR

Person to contact _____

Department of Water Resources
Eastern District Office
Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 1.60 c.f.s. for irrigation

_____ AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 31

(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. 35-7104

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 1.60 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 28, Subdivision NE ¼ SE ¼, Bingham County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Other Points of Diversions: _____

Description of diverting works: 250' well, static water level 170', 200 hp elec. motor, 1,000' of 10" mainline.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	30E	28									40	40							80

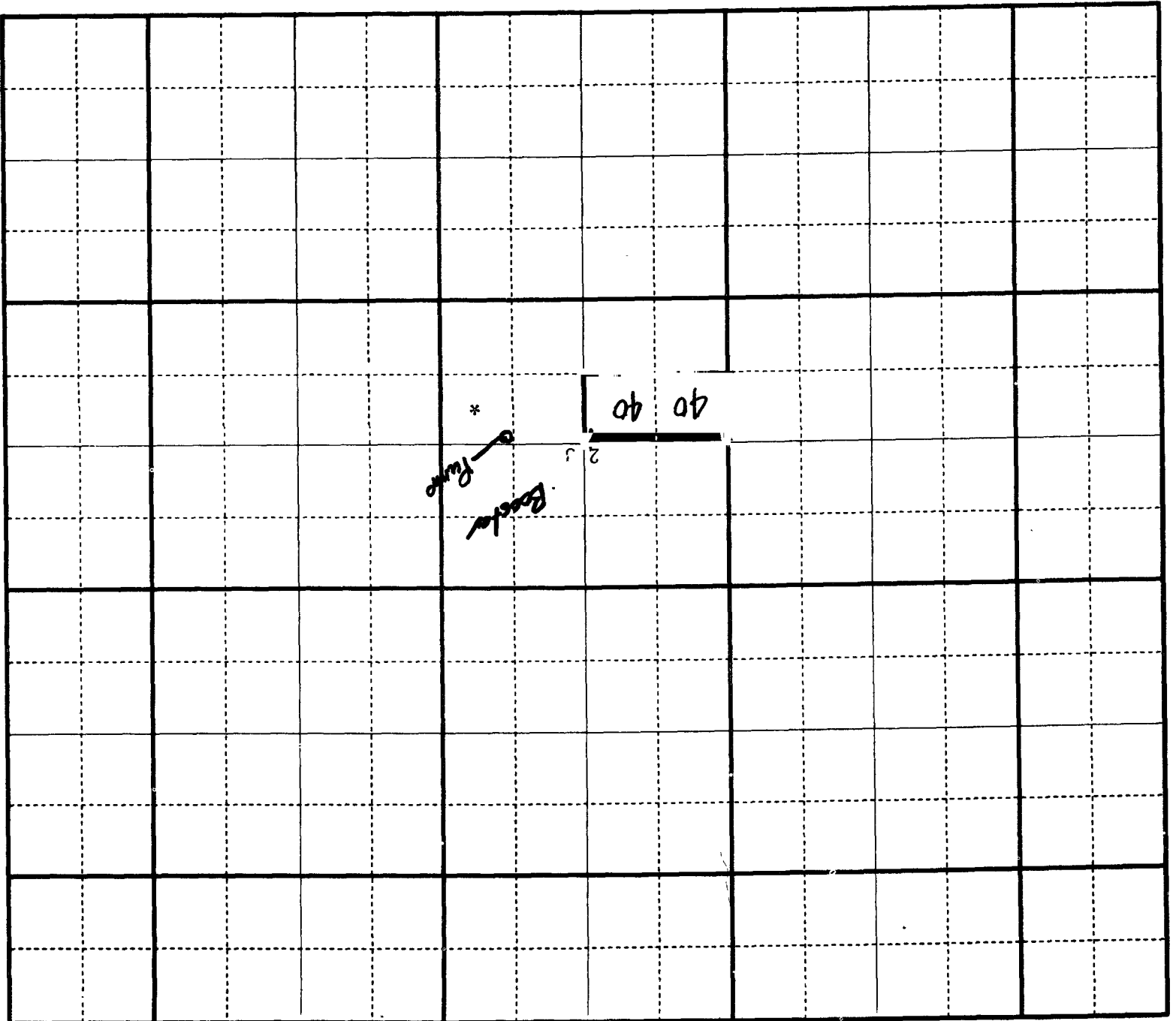
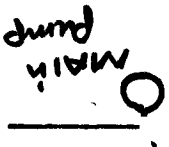


Diagram of System



21 22
28 27

B
796

7.8

1455

40

40

B
1539

15317

40

59

Booster

Pump

29

33

C
765

D
742

33 34

15.2.1

C
781

D
764

33 34

4 3

DATE OF EXAM June 27, 1975

ACREAGE
Found 237
Recommended 80

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.60 c.f.s. V = 280 AF/Ann. from Apr to Oct 31
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: G.W. Lic 35-2290
twp. 6N N/S, Rge 30 E/W, B.M., Sec. 28, Sub. NE 1/4 SE 1/4 Power
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 4.23 ~~4.23~~ cts Method of measurement In Line Meter

Total Q recommended 1.60 Meter No. N.A. Type Badger Condition Good.

Total V recommended 280 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$$Q = 1900 \text{ gal/min} = 4.23 \text{ cts}$$

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

SYSTEM DESCRIPTION:

U.S. MOTORS 200Hp Ser# C1005577
Berkeley Pump Ser# 6920393
10" main from pump 8' to Burried E-W main
BOOSTER: Motor 30Hp Ser# N.A. Berkeley Pump Ser# B4JPBM
12 wheel moves w 32wz/line 5/32 WOT

REMARKS:

System & land shown by Mel Funk

Examiner's Signature Bill Rhoads Date June 30, 1975

Checked by Loren O'Halloran Date 4-22-76

Approved by _____ Date _____

January 3, 1975

Re: Permit No. 's 35-7104 & 35-8105

Ewald A. Funk
Box 305
Athena, OR 97813

Dear Mr. Funk:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before licenses can be issued, field examinations must be made by a representative of this Department. We cannot tell during which part of the irrigation season these examinations will be made, but our field examiner will try to contact you at the time he makes the exams so that you may show him the systems.

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Ewald A. Funk
b) Post Office Address P.O. Box 305 Athena, Oregon
2. Permit Number 35-7104
3. Date of Priority that you are prepared to establish November 18, 1969
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: NE 1/4 SE 1/4, Section twenty eight (28)
Township 6 South, Range 30 E. Boise Meridian, Other points of diversion: _____
None
5. a) The amount of water and use to which the water has been applied:
Amount 1.6 cfs for ag. irrigation purposes from April 1 to October 3 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 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: Applicant by computing number of lines at operating pressure and size of orifices & standard tables
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:
None
b) Describe the agreement or understanding by which you take water from the works:
None
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) 250' well, static water level 170', Berkley
8 stage pump w/10" bowls, 200 hp elec motor, 1000' of 10" mainline
- Note: Applicant purchased new motor for existing well to add additional acreage
- b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger Water meter
- c) Give well driller's name and address and the date the well was completed: Paul Vollmer Well Drilling
Aberdeen, Idaho
December, 1969
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____
N/A

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

December 17, 1974

Re: Permit No.'s 35-7104 & 35-7105 - Ewald A. Funk

Ben Cavaness
571 Fort Hall Ave.
American Falls, ID 83211

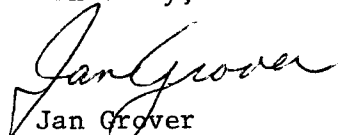
Dear Mr. Cavaness:

Enclosed are two proof affidavit submitted for the above referenced permits by Ewald A. Funk.

However, we are unable to accept these affidavits until you sign them as the notary public.

Please return these affidavits with your signature on them, so that we may continue to process them.

Sincerely,


Jan Grover
Secretary

jg
Enclosures

*copy 1
Sorry for the bother
Ben*

MICROFILMED

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

December 17, 1974

Re: Permit No.'s 35-7104 & 35-7105 - Ewald A. Funk

Ben Cavaness
571 Fort Hall Ave.
American Falls, ID 83211

Dear Mr. Cavaness:

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However, we are unable to accept these affidavits until you sign them as the notary public.

Please return these affidavits with your signature on them, so that we may continue to process them.

Sincerely,

Jan Grover
Secretary

jg
Enclosures

RECEIVED

Schou and Cavaness

ATTORNEYS-AT-LAW
P. O. Box 38
American Falls, Idaho
83211

L. R. SCHOU
BEN CAVANESS

TELEPHONE (208)
226-2562 or 226-2563

December 10, 1974

Mr. R. Keith Higginson
Director
Idaho Department of Water Resources
Statehouse Annex #2
Boise, Idaho 83720

Re: Permit No. 35-7104 and No. 35-7105
As Amended

Dear Mr. Higginson:

Enclosed is the original proof of beneficial works application which this office has prepared relative to the above referenced permit numbers. Please review the same and if they are in a form satisfactory to you, file with the appropriate permit files and request a field inspection. If you find any discrepancies or errors in this regard, please advise and we will make the correction for you.

If I can be of any further assistance, please advise.

Very truly yours,

SCHOU & CAVANESS


Ben Cavaness

BC:mh

cc: Mr. Ewald A. Funk
Box 305
Athena, Oregon 97813

RECEIVED

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE IDAHO 83720

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

NOV 4
A-M
1974
RECEIVED



- **SENDER:** Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date; & address of delivery.. 35¢
☐ **DELIVER ONLY TO ADDRESSEE** and
show to whom and date delivered..... 65¢
☐ **DELIVER ONLY TO ADDRESSEE** and
show to whom, date, and address of
delivery 85¢

2. ARTICLE ADDRESSED TO:

EWALD FUNK

3. ARTICLE DESCRIPTION:

REGISTERED NO. | CERTIFIED NO. | INSURED NO.

26180

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

[Signature]

4. DATE OF DELIVERY

NOV 1974

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

[Signature]

November 1, 1974

CERTIFIED MAIL

#26180

Re: Permit No. 35-7104 & 35-7105

Eward A. Funk
Box 305
Athena, OR

Dear Mr. Funk:

One of the conditions of approval of your water Permit No 35-7104 & 35-7105 (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 January 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

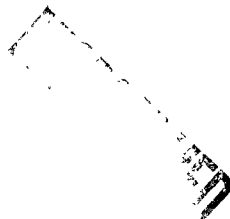
If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency 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

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit



WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name Ewald Funk
Address _____
Owner's Permit No. 35-7104

7. WATER LEVEL

Static water level 185 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ 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 ☐ Bailor ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

3. PROPOSED USE

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

4. METHOD DRILLED

☒ Cable ☐ Rotory ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 18 inches Total depth 302 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>250</u> inches	<u>18</u> inches	<u>+1</u> feet	<u>20</u> feet

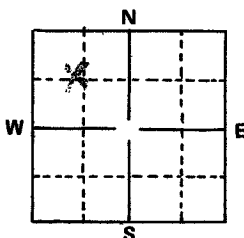
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To

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 _____ feetGravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal? ☒ Yes ☐ No To what depth 19 feet
Material used in seal ☒ Cement grout ☒ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County Bingham10 1/4 NW 1/4 Sec. 22, T. 6 N. S. R. 35 E/W

10.

Work started Jan 20, 1970 finished Mar 12-1970

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.Driller's or Firm's Name Paul Vollmer & Son Number 67
Address Artesian, Idaho
Signed By Paul Vollmer, Jr. Date 4-11-

January 16, 1970

Re: Permit Nos. 35-7104 & 35-7105

Ewald A. Funk
Box 305
Athena Oregon

Dear Mr. Funk:

We enclose a copy of your approved application for permit ^{35-7105 &} ~~35-7104~~
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copies of permits
Receipt No. 3870 for \$25
Receipt No. 3872 for \$35
2 letters of information

P.S. Be sure to note that a special condition requiring you to install and maintain measuring devices at your points of diversion has been placed upon your permits. We are enclosing a letter describing different types of measuring devices accepted by this office.

cc. Ben Cavaness
Attorney at Law
American Falls, Idaho

35 7104

DON SAMUELSON
GOVERNOR



RECEIVED
R. KEITH HIGGINSON
State Reclamation Engineer

JAN 13 1970

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

Department of Reclamation

January 7, 1970

Re: Application for Permit No. 35-7104 & 35-7105
Ewald A. Funk

Mr. Ben Cavaness, Attorney
L. R. SCHOU
American Falls, Idaho

Dear Mr. Cavaness:

Enclosed you will find we are returning the Power of Attorney form for the above referenced applications received in our office on this date. Would you please affix your notary seal before re-submitting to the Department.

We are enclosing several Application for Amendment forms for your use. This is to advise that a \$5.00 filing fee is required when submitting amendment applications.

Upon receipt of the stamped power of attorney, we are prepared to take final action on the above mentioned applications.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Donald W. McEldowney".
Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enclosures (7)

*my fee is red: Sorry for any inconvenience
I have caused you*

35 7104

January 7, 1970

Re: Application for Permit No. 35-7104 & 35-7105
Ewald A. Funk

Mr. Ben Cavaness, Attorney
L. R. SCHOU
American Falls, Idaho

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Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enclosures (7)

35 7104

L. R. SCHOU
ATTORNEY-AT-LAW
AMERICAN FALLS, IDAHO

5 January 1970

Idaho Department of Reclamation
Statehouse Annex # 2
Boise, Idaho 83707

Attention: Mr. Mc Eldowney

Re: Application for Permit No. 35-7104 and 35-7105 -
Ewald A. Funk

Dear Mr. Mc Eldowney:

Enclosed is the Power of Attorney form you requested in your letter of December 4, 1969. Please return the unsigned application for Permit form for my signature as attorney in fact.

In regard to your query pertaining to the 3.22 and 1.61 C.F.S. request please be advised that the 3.20 and 1.60 C.F.S. quantities will be satisfactory.

In addition, please send this office several Change in Point of Diversion forms as it is now necessary to change the point of diversion on one of the above mentioned wells, since the original point of diversion has proved to be impractical.

Very truly yours,

SCHOU and CAVANESS

Ben Cavaness
Ben Cavaness
Attorney at Law

BC:lc

cc:file

Mr. Ewald A. Funk

Enclosure

35 7104

D

L. R. SCHOU
ATTORNEY-AT-LAW
AMERICAN FALLS, IDAHO
December 10, 1969

Idaho Department of Reclamation
Statehouse Annex #2
Boise, Idaho 83707
Attention: Mr. McEldowney

Re: Application for Permit No 35 7104-5

Dear Sir:

I am in receipt of your letter of December 4, 1969 regarding the above cited applications for permit. Your reduction of Permit #35-7104 to 1.60 c.f.s., and your reduction of Permit #35-7105 to 3.20 c.f.s is satisfactory with my client and you may so proceed.

Regarding the absence of Mr. Funk's signature on application 35-7104, please be advised that this was an oversight on my part. I will have Mr. Funk sign a Power of Attorney form authorizing me to sign said application.

Very truly yours,

Ben Cavaness
Ben Cavaness

BC: im

35 7104

NOTICE OF APPLICATION
FOR WATER

December 9, 1969

Re: Application for Permit No. 35-7104) - Ewald A. Funk
35-7105)

Blackfoot News
Box 70
Blackfoot, Idaho 83221

Gentlemen:

Notice is hereby given that Ewald A. Funk, Box 305, Athena, Oregon, has on November 18, 1969, applied for permit under application No. 35-7104 to divert 1.61 cubic feet per second of water from a groundwater source. Water will be diverted by well within the NE1/4 SE1/4 of Sec. 28, T. 6S, R. 30E, B.M., Bingham County, and is to be used from April 1 to October 31 for irrigation in the N1/2 SW-1/4, Sec. 28, T. 6S, R. 30E, B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
(2250)
Pub.: Dec. 19 and 26

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 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 of Reclamation 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 the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Legal notices (2)

35 7104

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

December 4, 1969

Re: Application for Permit No. 35-7104 and 35-7105
Ewald A. Funk

Mr. Ben Cavaness, Attorney
American Falls,
Idaho

Dear Mr. Cavaness:

Please be advised that inasmuch as Mr. Funk did not sign application no. 35-7104 himself, we will require a Power of Attorney to be submitted for this file. We are enclosing the Department's power of attorney form for your use in this matter.

It is noted that under application no. 35-7104 you request 1.61 c.f.s. for the irrigation of 80 acres and under application no. 35-7105 you request 3.22 c.f.s. for the irrigation of 160 acres. Idaho Statutes provide the maximum legal rate of diversion per irrigated acre at .02 c.f.s.; therefore, the maximum legal rate of diversion we could consider approving would be 1.60 c.f.s. under 35-7104 and 3.2 c.f.s. under 35-7105. If this would be sufficient, please advise us by return mail. If not, please supply additional information that will help us justify the additional quantity of water.

Your cooperation in this matter will be appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Power of attorney form

35 7104

L. R. SCHOU
ATTORNEY-AT-LAW
AMERICAN FALLS, IDAHO

November 14, 1969

Idaho Department of Reclamation
Statehouse Annex # 2
Boise, Idaho 83707

Dear Sirs:

Enclosed please find two completed Application for Permit forms. We have enclosed our checks in the amount of \$35.00 and \$25.00 to cover the application fees.

If additional fees or information are required please so advise.

Very truly yours,

Ben Cavaness
Ben Cavaness
Attorney at Law

BC:bc

Encl.

cc. File
Mr. Ewald A. Funk