

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 71767

RECEIVED

OCT 04 2004

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Department of Water Resources
Name of Applicant Brent FunkPhone 423-5799Post Office address 2786B Rock Creek Road Hansen, ID 83334

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Adjust POU to reflect current irrigation layout.
Dry up acres under the rights as mitigation for primary groundwater
stockwater/commercial right accomplished under different transfer.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number See Priority attached Amount (cfs/ac-ft) list Nature of Use _____ Period of Use _____ to _____
 _____ to _____
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 9.78 cubic feet per second and/or 930 acre-feet per annum.
3. Source of water Rock Creek tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SW	SW	1	12S	18E	Twin Falls	

5. Lands irrigated or place of use: Permissible Place of Use - See list for acre limitations

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	19E	31	40	39.3	36.9	39.2										38.7	38.4		232.5

PART 1**6. General Information:**

a. Description of diversion system Headgate & ditch delivery system from Rock Creek to
irrigation storage pond. Pumps from pond to underground distribution mains
and sprinkler irrigation pivots and hand/wheel lines.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
☐ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract
agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:
None - Place of use adjustment to reflect current irrigation practice.

d. Remarks:
See narrative and supporting documentation.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 47-127A Decreed to _____
in case of _____ vs. _____
dated 3/19/1892 in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☒ Tax notice ☐ Warranty Deed ☐ Other _____

3. Source of water Rock Creek tributary to Snake River

4. Date of priority 5/1/1878

5. Water is used for the following purpose:

Amount 1.1 cfs for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.1 cfs cubic feet per second and/or 236 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SW	SW	1	12S	18E	Twin Falls	

8. Lands irrigated or place of use: Limited to 59 acre within 256 ac PPU

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	19E	31	38	39	34	36									33	37	39		256

Total acres 256

9. Describe any other water rights used for the same purpose as described above 47-175, 47-176, 47-187, 47-188
47-7529

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 47-175 Decreed to Edna Kemp
in case of _____ vs. _____
dated 3/27/1942 in _____ county of Twin Falls
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☒ Warranty Deed ☐ Other _____

3. Source of water Rock Creek tributary to Snake River

4. Date of priority 1/1/1918

5. Water is used for the following purpose:

Amount 0.40 cfs for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.40 cubic feet per second and/or 169.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SW	SW	1	12S	18E	Twin Falls	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	19E	31	38	39	34	36									33	37	39		256

Total acres 256

9. Describe any other water rights used for the same purpose as described above 47-175, 47-176, 47-187, 47-188
47-7529, 47-2496A, 47-2509, 47-2540, 47-4107B

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

Total acres _____

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 47-176 Decreed to Edna Kemp
in case of _____ vs. _____
dated 3/27/1942 in _____ county of Twin Falls
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☒ Warranty Deed ☐ Other _____

3. Source of water Rock Creek tributary to Snake River

4. Date of priority 9/23/1929

5. Water is used for the following purpose:

Amount 1.60 cfs for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.60 cubic feet per second and/or 640.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SW	SW	1	12S	18E	Twin Falls	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	19E	31	38	39	34	36									33	37	39		256

Total acres 256

9. Describe any other water rights used for the same purpose as described above 47-175, 47-176, 47-187, 47-188
47-7529, 47-2496A, 47-2509, 47-2540, 47-4107B

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

Page _____ of _____

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 47-187 Decreed to Kenneth Larson
in case of _____ vs. _____
dated 3/27/1942 in _____ county of Twin Falls
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☒ Tax notice ☐ Warranty Deed ☐ Other _____

3. Source of water Rock Creek tributary to Snake River4. Date of priority 6/29/1911

5. Water is used for the following purpose:

Amount 2.50 cfs for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.50 cubic feet per second and/or 640 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SW	SW	1	12S	18E	Twin Falls	

8. Lands irrigated or place of use: Permissible Place of Use - Limited to 160 ac under WR

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	19E	31	38	39	34	36									33	37	39		256

Total acres 256

9. Describe any other water rights used for the same purpose as described above 47-175, 47-176, 47-187, 47-188
47-7529, 47-2496A, 47-2509, 47-2540

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

 No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 47-188 Decreed to Kenneth Larson
in case of _____ vs. _____
dated 3/27/1942 in _____ county of Twin Falls
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice

☒ Warranty Deed

☐ Other _____

3. Source of water Rock Creek tributary to Snake River

4. Date of priority 11/29/1918

5. Water is used for the following purpose:

Amount 1.20 cfs for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.20 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SW	SW	1	12S	18E	Twin Falls	

8. Lands irrigated or place of use: 160 acres within 256 ac PPU

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	19E	31	38	39	34	36									33	37	39		256

Total acres 256

9. Describe any other water rights used for the same purpose as described above 47-175, 47-176, 47-187, 47-7529
47-2496A, 47-2509, 47-2540, 47-4107B

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 47-7529 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☐ Other _____

3. Source of water Rock Creek tributary to Snake River4. Date of priority 12/1/1967

5. Water is used for the following purpose:

Amount 3.98 cfs for Irrigation purposes from 3/15 to 4/01
(cfs/ac-ft)
Amount 3.98 cfs for Irrigation purposes from 10/1 to 11/30
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.98 cubic feet per second and/or 607 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SW	SW	1	12S	18E	Twin Falls	Rock Creek

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	19E	31	39	38	6	37									39	37		3	199

Total acres 199

9. Describe any other water rights used for the same purpose as described above 47-175, 47-176, 47-187, 47-188
47-2496A, 47-2509, 47-2540

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

A. Draw a map or attach a

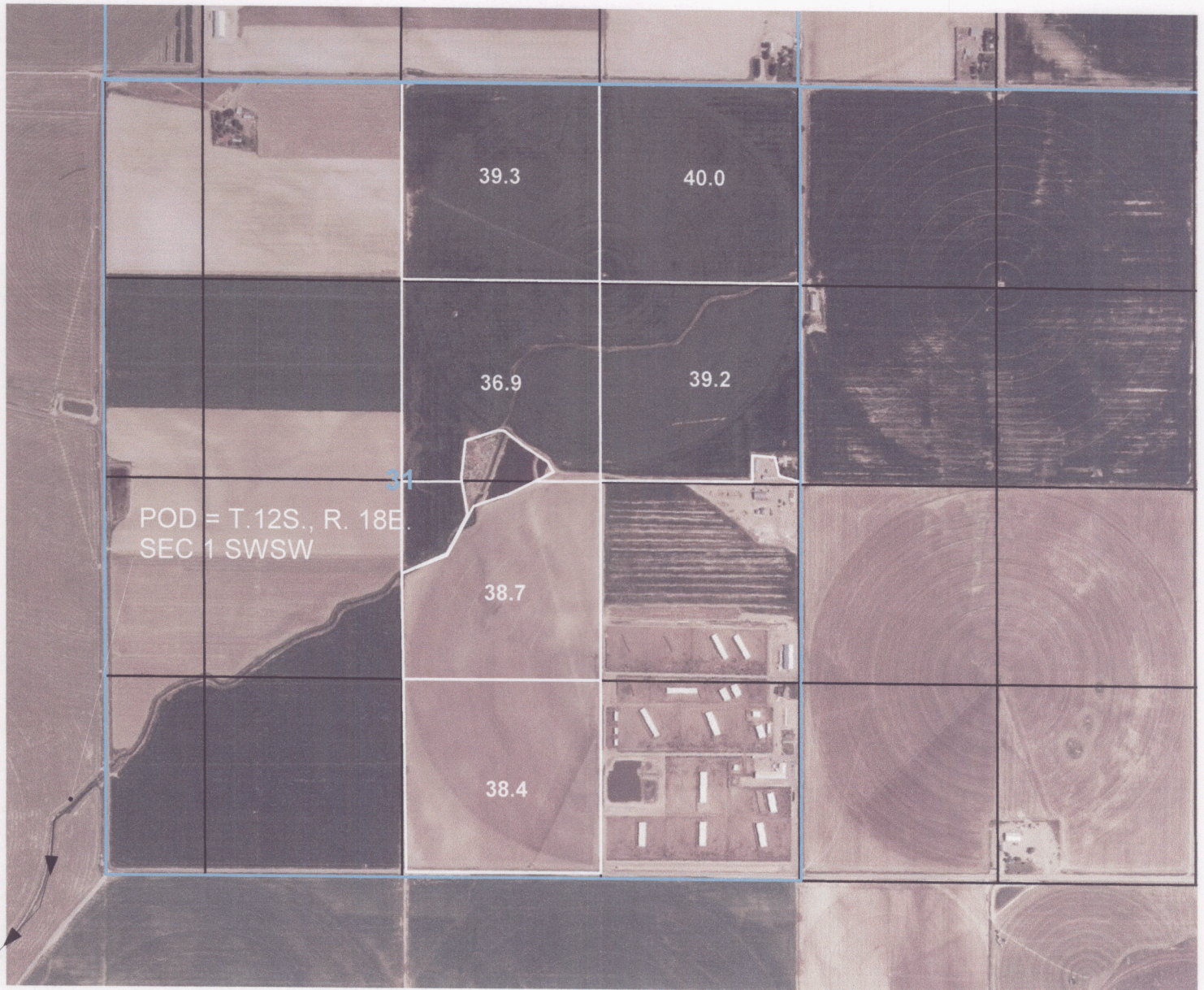
USGS map indicating the new

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See Attached Maps & Exhibits



200 0 200 400 Feet

SOUTH FARM PLACE OF USE
T. 11S. R.19E SEC 31
2003 NAIP AERIAL PHOTO

BROCKWAY ENGINEERING, PLLC.
ALR SEPT. 3, 2004

(white) Place of Use = 232.5 ac.
T11s19e QQ lines
Section Line



PART 3**B. CHANGES IN NATURE OF USE**

1.

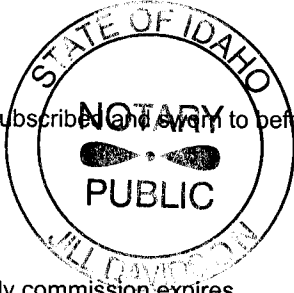
<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

3. Describe the effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 3rd day of September, 2004.



Mint Junk
 (Signature of Applicant)

Jill Davis
 (Notary Public)

My commission expires 11-18-2004

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by C. SKINNER Date 10/4/2004 Protest filed by _____

Prelim. check by C. SKINNER Fee \$250.00 5027107 _____

Receipted by C. SKINNER Date 10/7/2004 _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ Approval ☐ Denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

Funk Transfer - Surface Water POU Adjustment
Prepared by Jeffrey S. Rau, P.E.
Brockway Engineering, PLLC
October 4, 2004

PPU Acres = 256
 Acres Transferred from PPU = 23.5
 % Transferred = 0.092

Water Right #	Flow Rate	Acres	Portion Dried Up		Remainder	
			Flow Rate	Acres	Flow Rate	Acres
	(cfs)	(ac)	(cfs)	(ac)	(cfs)	(ac)
47-127A	1.1	59	0.10	5.42	1.00	53.6
47-175	0.4	160	0.04	14.69	0.36	145.3
47-176	1.6	160	0.15	14.69	1.45	145.3
47-187	2.5	160	0.23	14.69	2.27	145.3
47-188	1.2	160	0.11	14.69	1.09	145.3
47-7529	3.98	199	0.37	18.27	3.61	180.7
Total	10.78		0.99		9.79	

Part 1B: Description of Rights of Portion Thereof, After the Requested Change

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of use		
47-127A	5/1/1878	1.00 cfs	Irrigation	4/1	to	10/31
47-175	1/1/1918	0.36 cfs	Irrigation	4/1	to	10/31
47-176	9/23/1929	1.45 cfs	Irrigation	4/1	to	10/31
47-187	6/29/1911	2.27 cfs	Irrigation	4/1	to	10/31
47-188	11/29/1918	1.09 cfs	Irrigation	4/1	to	10/31
47-7529	12/1/1967	3.61 cfs	Irrigation	4/1	to	10/31
Total =		9.78 cfs				

Part B5: Acre limitations under each right after the proposed transfer.

47-127A Limited to 53.6 acres within the 232.5 acre PPU
 47-175 Limited to 145.3 acres within the 232.5 acre PPU when combined with 47-176
 47-176 Limited to 145.3 acres within the 232.5 acre PPU when combined with 47-175
 47-187 Limited to 145.3 acres within the 232.5 acre PPU
 47-188 Limited to 145.3 acres within the 232.5 acre PPU
 47-7529 Limited to 180.7 acres within the 232.5 acre PPU

Narrative in Support of Water Right Transfer

Prepared For: Brent Funk

Surface Water POU Adjustment

Water Right(s): 47-187, 47-188, 47-175, 47-176, 47-127A, 47-7529

The intent of the transfer is to adjust the permissible place of use to reflect the current irrigation practice on the farm. Companion transfers are submitted as part of this transfer process. A companion transfer was submitted to convert a portion of a supplemental groundwater right to a primary groundwater right with a beneficial use of commercial/stockwater for a dairy. A second transfer is submitted to adjust the place of use and permissible place of use of the groundwater rights appurtenant to the ranch after drying up acres in the dairy conversion transfer. This transfer application accounts for the drying up of 23.5 acres under the surface water rights appurtenant to the property. The transfer also adjusts the permissible place of use (PPU) of the rights to reflect the current irrigation practice on the farm. The water rights are reduced proportionally in relation to the 23.5 acres of rights being removed from the 256 acre PPU.

No expansion of water use, acres, or consumptive use is proposed under this transfer.

RECEIVED

OCT 4 2004

LIMITED POWER OF ATTORNEY

RECEIVED

SEP 03 2004

Department of Water Resources
Southern Region

Department of Water Resources
Southern Region

KNOWN ALL MEN BY THESE PRESENT:

I, Brent Funk, hereby nominate and appoint
Jeffrey S. Rau - Brockway Engineering, PLLC as my attorney-in-fact with full
authority to act for and on my behalf to undertake any and all acts or matters pertaining to water
right transfers before the Idaho Department of Water Resources for the following water right
transactions:

Water Right Numbers:

47-2496A, 47-2509, 47-4107B, 47-2540, 47-127A, 47-187, 47-188, 47-175, 47-176,
47-7529

in Twin Falls County, Idaho. Additionally, I hereby ratify and confirm any
and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said
instruments of writing that may be necessary or proper to carry into execution and effect the
applications, and transfers above-mentioned. Further, I hereby declare that each and every
application, transfer, agreement, receipt, or payment which shall be by my said agent given,
made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had
been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at
all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or
concerning the said premises by virtue of these present. This Limited Power of Attorney will
become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 3 day of Sept 2004

Brent Funk

Signature

Signature

State of Idaho)

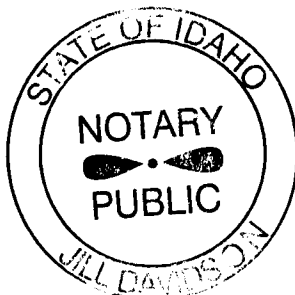
County of Twin Falls)

ss.

On this 3rd Day of September, 2004, before me, a Notary Public,
in and for said County and State, personally appeared Brent Funk,
known or identified to me to be the individual whose name and subscription to the within
instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year in this certificate first above written.

S
E
A
L



Jill Davidson
Notary Public
In and for said State and County

11-18-2004
My Commission Expires

RECEIVED
OCT 04 2004
Department of Water Resources
Southern Region

MAKE CHECK PAYABLE TO: 2003 TAX BILL/RECEIPT PARCEL NUMBER
TWIN FALLS COUNTY TREASURER RP11S19E317210A
DEBBIE KAUFFMAN, BOX 88 BILL# 31542 CODE AREA 19-0000 L 99,326
TWIN FALLS, ID 83303-0088 I 61,896

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	
TAX 1,211.47	TAX 1,211.47	TAX 2,422.94		161,222
LATE	LATE			
INT	INT			
COST	COST			
TOT	TOT			

FUNK BRENT A ET UX	TAXING DISTRICT	RATE	AMOUNT
2911 N 4000 E	COUNTY	004117672	663.86
HANSEN	COLLEGE SQ. ID	000881407	142.10
ID 83334	SCHL DIST 415	005452949	879.14
	TWIN FALLS-HGWY	001071158	172.68
	HANSEN FREE LIB	000308476	49.72
	ROCK CREEK FIRE	001127253	181.74
	DISTRICT TOTAL	012958915	2,089.24
	SOUTHWEST IRRIG.		333.70
	AMOUNT DUE		2,422.94

SEC 31 T 11 R 19
SE1/4, EXC SE SE

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK
★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

For proper credit stub must be returned with payment.

Full:	Pd by	Ck#	Cash
Date Pd			
1st Half: Pd by			
Date Pd			
2nd Half: Pd by			
Date Pd			

MAKE CHECK PAYABLE TO:
TWIN FALLS COUNTY TREASURER
DEBBIE KAUFFMAN, BOX 88
TWIN FALLS, ID 83303-0088

2003 TAX BILL/RECEIPT

BILL# 31539

CODE AREA 19-0000

PARCEL NUMBER
RP11519E310000A
136,638
111,336

1ST HALF DUE
TAX 1,515.34
LATE
INT
COST
TOT

2ND HALF DUE
TAX 1,515.34
LATE
INT
COST
TOT

FULL DUE
TAX 3,030.68
LATE
INT
COST
TOT

TOT MV 247,974
HM- 50,000
NET MV 197,974
WAC 3,940
TOT ACS 156,060

FUNK BRENT A ET UX (M/O)
2911 N 4000 E ID 83334
HANSEN

TAXING DISTRICT RATE AMOUNT
COUNTY .004117672 815.18
COLLEGE SQ. ID .000881407 174.50
SCHL DIST 415 .005452949 1,079.54
TWIN FALLS-HGWY .001071158 212.06
HANSEN FREE LIB .000308476 61.06
ROCK CREEK FIRE .001127253 223.16
DISTRICT TOTAL .012958915 2,565.50
SOUTHWEST IRRIG. 465.18
AMOUNT DUE 3,030.68

SEC 31 T 11 R 19
NE1/4

2951 4000

E

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE

For proper credit stub must be returned with payment.

Full: Pd by _____
Date Pd _____ Ck# _____ Cash _____
1st Half: Pd by _____
Date Pd _____ Ck# _____ Cash _____
2nd Half: Pd by _____
Date Pd _____ Ck# _____ Cash _____

#2 Fernando's Ac.
x 196

GERALD R. BO-DELL, ASSESSOR
PO BOX 265
TWIN FALLS, ID 83303-0265
736-4010

2003

ASSESSMENT NOTICE

& ESTIMATE OF TAX

32753
THIS IS NOT A BILL
DO NOT PAY.

PARCEL DESCRIPTION:

SEC 31 T 11 R 10
S 55

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 736-4010

PARCEL ADDRESS:

2911

4000

E

MAGIC MILK CO

2911 N 4000 E
HANSEN

ID 83334

Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 23, 2003

Tax Code Area: 19-0000

Parcel Number: RP 11S19E2319000 A

ASSESSED VALUE OF YOUR PROPERTY

CURRENT DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
10 RURAL HOMESITE	2.000 AC	12,900	12,900
13 OTHER LAND	37.240 AC	52,132	67,032
19 WASTE	.760 AC		
32 RURAL IMP IMP AG		1,238,132	832,370
55 MANUFACTURED HS		21,524	21,527
65 MANUFACTURED HS		15,332	15,135
SUBTOTAL:		1,332,100	998,854
LESS HOMEOWNERS EXEMPTION:		1,332,100	998,854
NET TAXABLE PROPERTY VALUE:		1,332,100	998,854

Dairy

347,748 this year lower

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY	5,392.54		208-736-4075	09/02/2003
COLLEGE SCH. DIST	1,247.10		208-732-3203	08/13/2003
SCHL DIST 415	7,070.94		208-423-5387	08/16/2003
TWIN FALLS-HQ. AY	1,403.92		208-733-4052	08/20/2003
HANSEN FIRE DIST	395.40		208-423-6122	08/04/2003
SNACK CREEK FIRE	1,448.76		208-423-4335	08/14/2003
SUBTOTAL:	16,851.72			
FEES:				
TOTAL PROPERTY TAXES & FEES:	16,851.72			

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.