

MAR 10 2026

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Rev. 11/24

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) David Funk* Mailing Address ~~4211N 3200E~~ Murtaugh, Idaho 83344 4211 E 3200 N
Email* funkdairy@yahoo.com Phone 208-423-4062Name of Representative (if any) Greg SullivanMailing Address 2016 North Washington St Ste 4 Twin Falls, Idaho 83301
Email* greg.sullivan@brockwayeng.com Phone 208-736-8543

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

Transfer No. 90477 Page 1 * Per 5/26/26 e-mail

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☐ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☒ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 47-7570

Current Owner: DAVID L FUNK
Priority Date: 6/28/1972
Origin: Water Right
Status: Active
Basis: Decreed

Source**Tributary**

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.88 CFS	427 AF
	Total Diversion	0.88 CFS	427 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4NW1/4NW1/4

Sec. 26, Twp 11S, Rge 18E B.M.

TWIN FALLS County

Place of Use**IRRIGATION Within TWIN FALLS County**

T11S R18E S22	NESE	40.00	T11S R18E S22	NWSE	30.00
T11S R18E S22	SESE	40.00	T11S R18E S23	SWSW	15.00
Total Acres: 125					

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands below.

Decreed Date: 6/1/2010

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☐ **N/A.** This application does not propose to change the place of use or nature of use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.

Current Location of Irrigated Acres to be Changed

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	22													14.1	17.1		14.8	46.0
11S	18E	23											15.0						15.0

Total Irrigated Acres to be Changed: 61.0

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- | | |
|--|---|
| ☒ Change point(s) of diversion | ☒ Change place of use |
| ☐ Add point(s) of diversion | ☒ Change period of use |
| ☒ Change nature of use | ☐ Update water right ownership records |

B. Proposed Changes. Describe the proposed changes in narrative form:

This transfer proposes to change 61.0 acres of irrigation water to stock and commercial water.

The POU, PODS and period of use will be updated. Two new PODs are proposed to be drilled.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐ ☒	47-7570	0.43/202.5	Stock/Comm	1/01 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 0.43 cfs and/or 202.5 af.

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☐ N/A. This application does not propose to add or change any points of diversion.

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
	11S	18E	35			SW	NW	Twin Falls	Ground Water	
	11S	18E	35			SW	NW	Twin Falls	Ground Water	

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ N/A. This application does not propose to change the place of use.

Proposed Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	35					S/C	S/C	S/C	S/C									

Total Irrigated Acres: _____

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

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☐ N/A. This application does not propose to add or change any points of diversion.

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
	11S	18E	35			NE	NW	Twin Falls	Ground Water	
	11S	18E	35			NE	NW	Twin Falls	Ground Water	

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ N/A. This application does not propose to change the place of use.

Proposed Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	35					S/C	S/C	S/C	S/C									

Total Irrigated Acres: _____

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

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SUPERSEDED

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☒ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

None

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

None

3. Is the proposed point of diversion within a state water district? ☐ Yes. Water District # _____. ☒ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☐ Yes. ☐ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☐ Yes. Identify the water right(s) to be used for the continued irrigation.

☒ No. The place of use for the portion to be changed will no longer be irrigated.

☐ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes No

☐

☒

currently leased to the Water Supply Bank?

If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov). Label the Form as Attachment 4C-7.

☐

☒

currently used in a mitigation plan limiting the use of water under the right?

☐

☒

subject to an agreement not to divert (CREP)?

☐

☒

currently enrolled in a federal set-aside program (CRP)?

RECEIVED

MAR 10 2026

DEPT. OF WATER RESOURCES
SOUTHERN REGION**D. Local Public Interest**

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

New wells will be drilled, new pumps installed, new mainlines and delivery systems.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

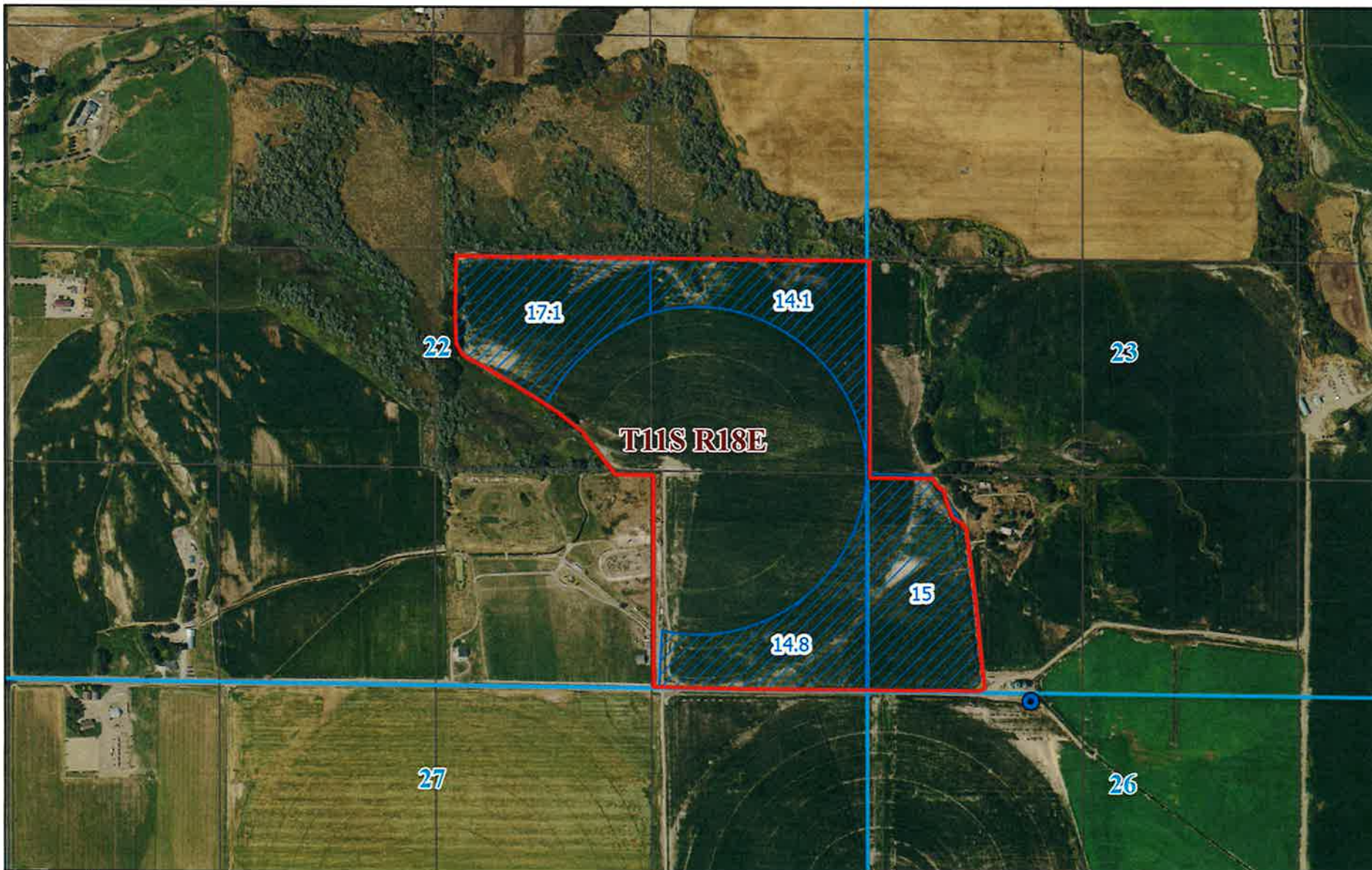
I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

<u>David Funk</u>	<u>David Funk Pres</u>	<u>3-9-26</u>
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ <u>#750-</u>	Receipt #: <u>5040981</u>	Date: <u>3/10/2026</u>	Received by: <u>SG</u>
Add'l Paid: \$ _____	Receipt #: _____	Date: _____	Received by: _____



N
↑

0 0.13 0.25 Miles

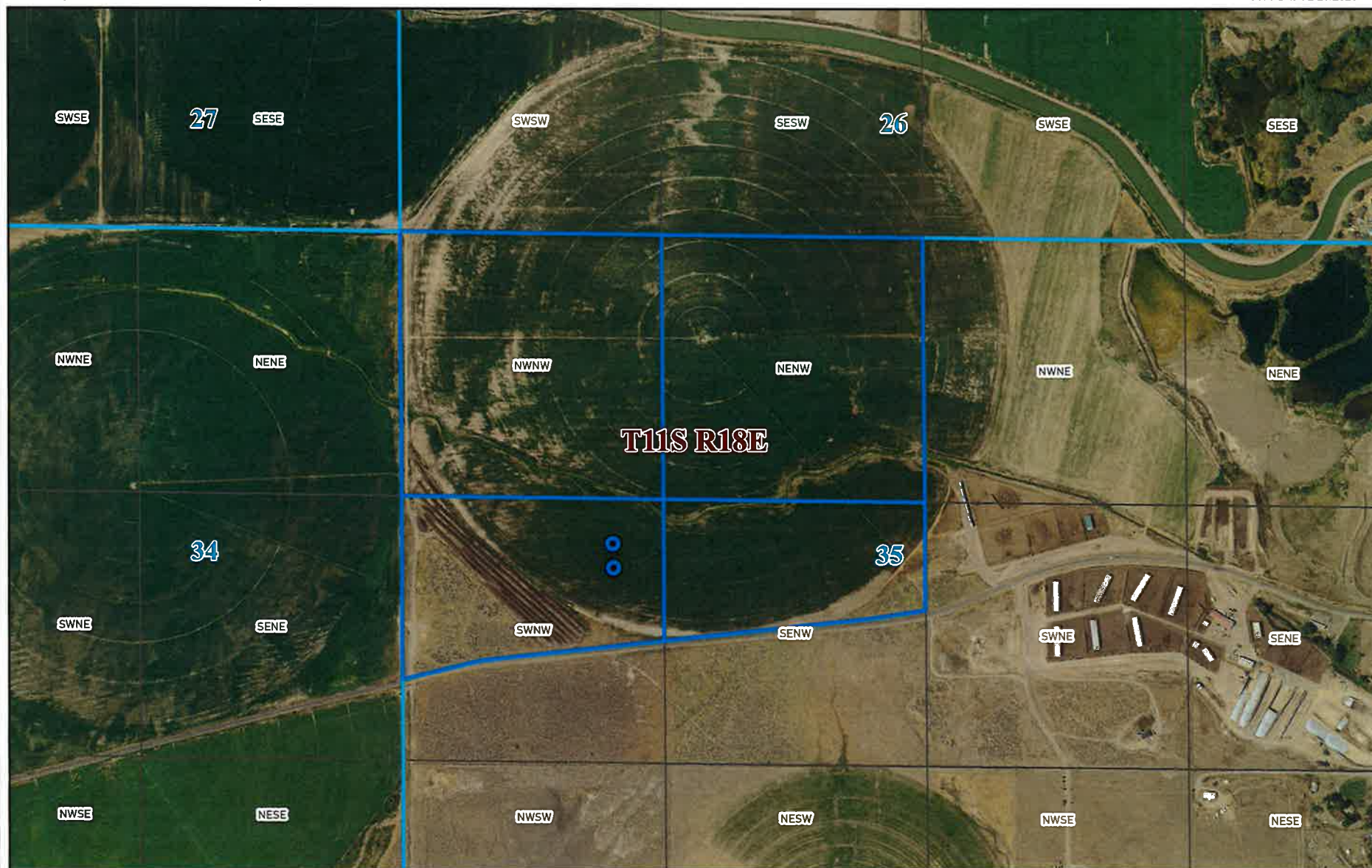
DAVID FUNK

61.0 ACRES TRANSFERD FROM 47-7570
NAIP 2023 AERIAL

T# 90477

Legend

- 47-7570 POU
- Transfer Acres
- POD



BROCKWAY
ENGINEERING
P.L.L.C.



0 750 1,500 Feet

DAVID FUNK

2026 TRANSFER TO LOCATION
NAIP 2023 AERIAL

T# 90477

Legend

-  POD
-  Dairy POU



ET-IDWR

Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho

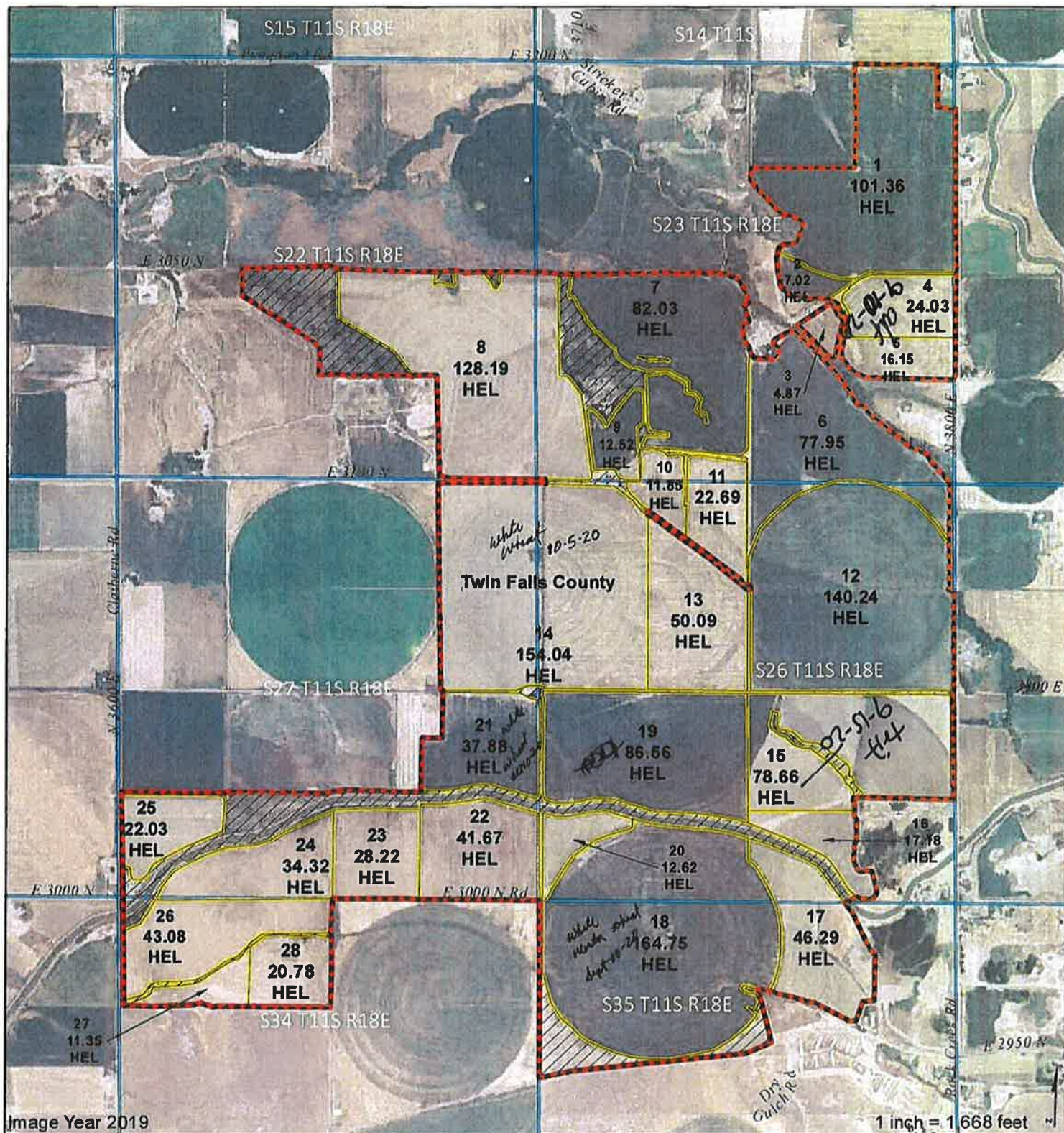
Twin Falls 2NNE (NWS -- USC00109294)
Statistics based on thirty year normal spans 1944 to 1973 years

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Alfalfa - frequent cuttings															
Precipitation Deficit (Click here for a graph)															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ^j	mm/day												mm		
Monthly ^c	-0.19	0.14	0.29	2.91	5.56	5.49	6.63	5.31	4.06	2.64	0.23	-0.29	1012.92	-9.94	1002.98
15-Day Moving Average ^d	-0.31	0.14	0.22	2.95	5.64	5.42	6.26	4.86	3.93	2.70	0.12	-0.27	3.32 ft		
7-Day Moving Average ^e	-0.24	0.16	0.26	2.91	5.60	5.39	6.43	5.09	4.04	2.67	0.17	-0.30			
3-Day Moving Average ^f	-0.21	0.16	0.28	2.90	5.59	5.45	6.57	5.23	4.06	2.66	0.22	-0.29			
Standard Deviation ^k	mm/day												mm		
Monthly ^c	0.44	0.28	0.48	1.24	0.98	1.04	0.41	0.68	0.73	0.85	0.48	0.35	89.33	16.42	94.66
15-Day Moving Average ^d	0.62	0.27	0.48	1.45	1.30	1.42	0.77	1.11	0.98	0.91	0.47	0.46			
7-Day Moving Average ^e	0.49	0.26	0.49	1.36	1.14	1.25	0.51	0.84	0.86	0.89	0.49	0.44			
3-Day Moving Average ^f	0.45	0.26	0.49	1.27	1.02	1.09	0.41	0.72	0.77	0.87	0.47	0.39			

Twin Falls County, Idaho



Common Land Unit

- Tract Boundary
- Non-Cropland
- Cropland
- PLSS
- County Boundary

Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 1478.42 acres

2021 Program Year

Map Created September 14, 2020

Farm 6795

Tract 33554

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership, rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

FSA - 578 (09-13-16)

REPORT OF COMMODITIES

FARM AND TRACT DETAIL LISTING

DATE: 02/11/2026

PAGE: 6

Farm Number: 6795

Tract Number	CLU/Field	Crop/Commodity	Var/Type	Int Use	Irr. Pr.	Org Stat	Nat. Sod	C/C Stat	Rpt Unit	Rpt Qty	Det Qty	Crop Land	Field ID	Planting Date	Planting Period	End Date
33554	8	ALFAL		FG	I	C	N	I	A	128.19		Yes		04/01/2017	01	2023
Producer OW - DAVID L FUNK				Share	51.00	FSA Physical Location Twin Falls, Idaho								NAP Unit 696	Signature Date 10/30/2020	
OW - SHIRLENE FUNK				49.00		Twin Falls, Idaho										
14	WHEAT	SWW	GR	I	C	N	I	A		154.04		Yes		10/05/2020	01	
Producer OW - DAVID L FUNK				Share	51.00	FSA Physical Location Twin Falls, Idaho								NAP Unit 696	Signature Date 10/30/2020	
OW - SHIRLENE FUNK				49.00		Twin Falls, Idaho										
15	TRICL		FG	I	C	N	I	A		78.66		Yes		09/15/2020	01	
Producer OW - DAVID L FUNK				Share	51.00	FSA Physical Location Twin Falls, Idaho								NAP Unit 696	Signature Date 10/30/2020	
OW - SHIRLENE FUNK				49.00		Twin Falls, Idaho										
18	WHEAT	SWW	GR	I	C	N	I	A		164.75		Yes		09/10/2020	01	
Producer OW - DAVID L FUNK				Share	51.00	FSA Physical Location Twin Falls, Idaho								NAP Unit 696	Signature Date 10/30/2020	
OW - SHIRLENE FUNK				49.00		Twin Falls, Idaho										
21	WHEAT	SWW	GR	I	C	N	I	A		37.88		Yes		10/10/2020	01	
Producer OW - DAVID L FUNK				Share	51.00	FSA Physical Location Twin Falls, Idaho								NAP Unit 696	Signature Date 10/30/2020	
OW - SHIRLENE FUNK				49.00		Twin Falls, Idaho										
25	ALFAL		FG	I	C	N	I	A		22.03		Yes		04/01/2017	01	2023
Producer OW - DAVID L FUNK				Share	51.00	FSA Physical Location Twin Falls, Idaho								NAP Unit 696	Signature Date 10/30/2020	
OW - SHIRLENE FUNK				49.00		Twin Falls, Idaho										

Tract 33554 Summary

PP Cr/Co	Var/Type	Int Use	Irr Pr	Rpt Unit	Rpt Qty	PP Cr/Co	Var/Type	Int Use	Irr Pr	Rpt Unit	Rpt Qty	PP Cr/Co	Var/Type	Int Use	Irr Pr	Rpt Unit	Rpt Qty
01 ALFAL		FG	I	A	252.20	01 TRICL		FG	I	A	78.66	01 WHEAT	SWW	GR	I	A	356.6

Photo Number/Legal Description: 22,23,26,27,34,35-11-18

Cropland: 1,478.42

Reported on Cropland: 687.53

Difference: -790.89

Reported on Non-Cropland: 0.00

Note: All cropland on all active tracts has not been reported.

Dairy Facility Water Use and Runoff Calculations
Prepared By
Bob Ohlensehnen Certified Nutrient Management Planner
Nutrient Management Solutions, LLC.

Legal Description

0

Estimate for **Curtis Giles**

Number of Milking Animals..... 3,009 Head Number of Dry Cows..... 531 Head

Weight of Mature Animals..... 1,400 Pounds

Number of Heifers..... - Head

Average Weight of Heifers..... - Pounds

	Head	Animal Units
Cows	3,540	4,956
Heifers	-	-

Type of milking parlor being used..... Rotary Number of stalls per side in parlor..... 80 head

Times per day cows are milked..... 3 Size of holding pen..... 240 head

Type of Separator Being Used..... Screw Plus Gravity 75% Separation

Manure from Mature Animals Handled as Liquid..... Parlor and Holding Pen 15.0% of Total

Manure from Heifers Handled as Liquid..... None 0.0% of Total

Daily manure stored as a liquid from the milking herd..... 242 Cu. Ft.

Daily separated solids that must be handled from the milking herd..... 725 Cu. Ft.

Daily manure handled as solids from milking herd..... 5,476 Cu. Ft.

Type of housing used for milking herd..... Freestall Daily Bedding..... 18 Tons

Type of bedding used for milking herd..... Compost 1,735 Cu. Ft.

Type of housing used for replacement animals..... Openlot Daily Bedding..... - Tons

Type of bedding used for replacement animals..... Long Straw - Cu. Ft.

Number of sprinklers in washpen..... 120 Output... 4.98 gpm Minutes used per cycle..... 0

Percent of the time sprinklers used..... 0% Additional water used to clean holding pen..... 1,350

Water used to flush holding pen..... -

Barn Water Use	Daily Gallons	Cu. Ft.	Daily Gallons	Cu. Ft.
Milk House Cleaning.....	50	6.7	Backflush System Water.....	-
Pipeline Cleaning.....	900	120.3	Cow Prep Water.....	903
Bulk Tank Cleaning.....	1,050	140.4	Wash Pen Sprinklers.....	-
Miscellaneous Cleaning.....	50	6.7	Wash Pen Cleaning/Flush.....	1,350
Parlor Floor Cleaning.....	900	120.3	Calf Bottle Clean-up Water.....	-
Parlor Deck Flush.....	-	-		
Parlor Spray Flush.....	27,360	3,657.8	Total Process Water Daily.....	32,563

0% Utilization

Amt Required Daily for Recycled Uses..... Gallons Cu. Ft.

Recycled water is used for Parlor & Holding Pen 2,250 300.8

Water Source and Amount Being Recycled

Milk Cooling Water..... 58,712 Gallons Total..... 58,712 Recycled/ Gal Recycled/CuFt

- Gallons Total..... -

- Gallons Total..... -

Total Daily Water to be Recycled..... 58,712 7,849.2

Excess Water -

Total Process Water To Be Stored Daily..... 32,563 4,353.3

Gallons of Process Water Per Cow Per Day..... 11 gallons

Drinking Water Per Day..... Cows..... 97,173 gallons

Heifers..... - gallons

Annual Process Water..... 36 Acre Feet % of Total 25.1%

Annual Animal Drinking Water..... 109 Acre Feet 74.9%

Annual Water Use..... 145 Acre Feet

Runoff Areas

	Length	Width	Slope	Area	Paved	Runoff	25yr 24hr	Winter	Total
Area 1	-	-	0%	-	F	-	-	-	-
Area 2	-	-	-	-	-	-	-	-	-
Area 3	-	-	-	-	-	-	-	-	-
Area 4	-	-	-	-	-	-	-	-	-
Area 5	-	-	-	-	-	-	-	-	-
Area 6	-	-	-	-	-	-	-	-	-
Area 7	-	-	-	-	-	-	-	-	-
Area 8	-	-	-	-	-	-	-	-	-
Area 9	-	-	-	-	-	-	-	-	-
Area 10	-	-	-	-	-	-	-	-	-

Storage Requirements Precipitation Events..... - Cu Ft

Total Area Contributing Runoff..... - Sq Ft or Acres

Total Manure Stored as a Liquid..... 43,489 Cu Ft

Process Water and Manure Stored..... 783,594 Cu Ft

Total Storage Needed..... 827,083 Cu Ft



OFFICIAL AD PROOF

This is the proof of your ad scheduled to run in **Magic Valley Times-News** on the dates indicated below. If changes are needed, please contact us prior to deadline at help@column.us

Notice ID: DVX9mbiVfQL7744QMPYe | **Proof Updated: May. 29, 2026 at 09:11am MDT**
Notice Name: Legal Notice 90477 | Publisher ID: COL-NV-4359

See Proof on Next Page

This is not an invoice. Below is an estimated price, and it is subject to change. You will receive an invoice with the final price upon invoice creation by the publisher.

FILER

ID DEPARTMENT OF WATER
RESOURCES Southern Region
denise.maline@idwr.idaho.gov
(208) 736-3033

FILING FOR

Magic Valley
Times-News

Columns Wide: 2

Ad
Class: Legals

06/04/2026: General Legal Notice	45.01
06/11/2026: General Legal Notice	39.38
Affidavit Fee	9.00

Total \$93.39

Confirmation of legal notice from Times News 5-29-2026

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 90477**

DAVID L FUNK, 4211 E 3200 N, MURTAUGH, ID 83344 has filed Application No. 90477 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-7570; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes converting a 0.43 cfs & 61-acre portion of a groundwater irrigation right to stockwater and commercial use for a new dairy facility. The irrigation right is associated with a farm located approximately 5.5 to 6.0 miles south and 0.8 to 1.4 miles west of the US Highway 30 & Rock Creek Road intersection in Hansen. Two new wells will be drilled at the proposed dairy site located approximately 7.0 to 7.5 miles south and 0.5 to 1.0 mile west of the US Highway 30 & Rock Creek Road intersection in Hansen.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **June 22, 2026**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Publish: June 4, 11, 2026
COL-NV-4359





IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

May 29, 2026

DAVID L FUNK
4211 E 3200 N
MURTAUGH, ID 83344

RE: Transfer No. 90477
Water Right No(s). 47-7570

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 6/4/2026 and 6/11/2026**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **June 22, 2026**.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant

c: Brockway Engineering PLLC



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

May 29, 2026

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

Submitted online via Column.us

RE: Transfer No. 90477
Water Right No(s). 47-7570

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before **June 22, 2026**. Your cooperation is appreciated.

Sincerely,
Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 90477**

DAVID L FUNK, 4211 E 3200 N, MURTAUGH, ID 83344 has filed Application No. 90477 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-7570; to see a full description of these rights and the proposed transfer, please see

<https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes converting a 0.43 cfs & 61-acre portion of a groundwater irrigation right to stockwater and commercial use for a new dairy facility. The irrigation right is associated with a farm located approximately 5.5 to 6.0 miles south and 0.8 to 1.4 miles west of the US Highway 30 & Rock Creek Road intersection in Hansen. Two new wells will be drilled at the proposed dairy site located approximately 7.0 to 7.5 miles south and 0.5 to 1.0 mile west of the US Highway 30 & Rock Creek Road intersection in Hansen.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **June 22, 2026**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Published on June 4th & 11th, 2026

MEMORANDUM

Date: May 28, 2026
To: Transfer 90477
From: Larry Hansen
Re: Synopsis Memo

Application proposes converting a 0.43 cfs & 61-acre portion of a groundwater irrigation right to stockwater and commercial use for a new dairy facility. The irrigation right is associated with a farm located approximately 5.5 - 6.0 miles south and 0.8 – 1.4 miles west of the US Highway 30 & Rock Creek Road intersection in Hansen. Two new wells will be drilled at the proposed dairy site located approximately 7.0 – 7.5 miles south and 0.5 – 1.0 mile west of the US Highway 30 & Rock Creek Road intersection in Hansen.

Skinner, Corey

From: greg.sullivan@brockwayeng.com
Sent: Thursday, May 28, 2026 2:57 PM
To: Larry Hansen; Skinner, Corey
Subject: David Funk Dairy Transfer
Attachments: SKM_C301i26052814540.pdf

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Larry and Corey,

I just confirmed that the legal description for the two wells is Section 35 SWNW.

See the updated page 5 of the transfer application.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

Re: Water Right Transfer 90477

From Funk Dairy, Inc <funkdairy@yahoo.com>

Date Tue 5/26/2026 2:58 PM

To Larry Hansen <larry.hansen@idwr.idaho.gov>; greg.sullivan@brockwayeng.com
<greg.sullivan@brockwayeng.com>

CAUTION: This email originated outside the State of Idaho network. Verifv links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Larry and Greg

There was a typo. The address to our office is:

4211 E 3200 N
Murtaugh, ID 83344

Sorry for my mix up. The other Hansen address if to David's personal residence.

Curtis

Funk Dairy, Inc.

4211 E. 3200 N.
Murtaugh, ID 83344
Office: 208.423.4062
Fax: 208.423.6797

On Tuesday, May 26, 2026 at 10:09:02 AM MDT, <greg.sullivan@brockwayeng.com> wrote:

Larry,

Lets try

3351 N 4900 E
Murtaugh, ID 83344

This is the address that we send out invoices to. I believe that they called us and gave us this updated address within the last couple of months.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

From: Larry Hansen <larry.hansen@idwr.idaho.gov>
Sent: Friday, May 22, 2026 1:40 PM
To: funkdairy@yahoo.com
Cc: greg.sullivan@brockwayeng.com
Subject: Water Right Transfer 90477

Good Afternoon Mr. Funk,

I am working on processing your application for transfer of a water right in Murtaugh and noticed that the mailing address provided on the application is not a valid address. On the form you listed 4211 N 3200 E Murtaugh, Idaho 83344. In our system we have an address of 3040 N 3800 E Hansen, Idaho 83334.

If you could let me know of any corrections for this address, we can continue the process for your transfer.

200 N
Thank you,



Larry Hansen, Water Resource Agent

Idaho Dept. of Water Resources, Southern Region
659 Addison Ave W Ste 500
Twin Falls ID, 83301-5858
(208) 293-3033
larry.hansen@idwr.idaho.gov

Re: Water Right Transfer 90477

From Funk Dairy, Inc <funkdairy@yahoo.com>
Date Tue 5/26/2026 8:12 AM
To Larry Hansen <larry.hansen@idwr.idaho.gov>

CAUTION: This email originated outside the State of Idaho network. Verifv links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Hello,

The correct address is 4211 E 3200 N, Murtaugh, ID 83344. Please let me know if you require any further information.

Thank you

Funk Dairy, Inc.

4211 E. 3200 N.
Murtaugh, ID 83344
Office: 208.423.4062
Fax: 208.423.6797

On Friday, May 22, 2026 at 01:39:40 PM MDT, Larry Hansen <larry.hansen@idwr.idaho.gov> wrote:

Good Afternoon Mr. Funk,

I am working on processing your application for transfer of a water right in Murtaugh and noticed that the mailing address provided on the application is not a valid address. On the form you listed 4211 N 3200 E Murtaugh, Idaho 83344. In our system we have an address of 3040 N 3800 E Hansen, Idaho 83334.

If you could let me know of any corrections for this address, we can continue the process for your transfer.

Thank you,



Larry Hansen, Water Resource Agent

Idaho Dept. of Water Resources, Southern Region
659 Addison Ave W Ste 500
Twin Falls ID, 83301-5858
(208) 293-3033

MEMORANDUM

Date: May 21, 2026
To: Transfer 90477
From: Larry Hansen
Re: Fee Evaluation

Filing fees charged for transfer application 90477 were based on the current transfer fee schedule and included \$500 for the 0.43 cfs being transferred in the application and \$250 for changing the nature of use of the water for a total of \$750. IDWR received a check for \$750 with the application (Receipt No. S040987 for \$750).



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

April 24, 2026

Curtis Giles
Funk Dairy
4211 N 3200 E
Murtaugh, ID 83344

Dear Mr. Giles:

You recently contacted the Idaho Department of Water Resources (IDWR) regarding comments we may have regarding a proposed new dairy operation within the Northwest $\frac{1}{4}$ of Section 35, Township 11 South, Range 18 East, in Twin Falls County.

A review of IDWR records indicates that a water right transfer application was filed with our office on March 10th. The application proposes modifying irrigation water right 47-7570 to allow for up to 202.5 acre-feet per year for commercial and stockwater use for a new dairy operation within the Northwest $\frac{1}{4}$ of Section 35, Township 11 South, Range 18 East, in Twin Falls County. The application is still being processed by IDWR and will be subject to public notice and protest.

If you have any questions, feel free to contact me at your convenience.

Sincerely,

Corey Skinner, PE
IDWR Southern Region Manager



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

March 10, 2026

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: David Funk

Dear Mr. Skinner:

David Funk desires to transfer a 61.0 acre portion of water right 47-7570 to a new dairy facility and change the beneficial use to stock and commercial water. Two new wells will be drilled for the new dairy facility.

Aerial maps of the acres to be dried up and the proposed location of the dairy facility are attached to the transfer application.

The ownership of the water right will not be changing at this time.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: David Funk

Enc: Transfer Application, Aerial Maps, FSA Documents, Water Demand Calculations,
Brockway Engineering Check # 18977 for \$750.00.

RECEIVED

MAR 10 2026

DEPT. OF WATER RESOURCES
SOUTHERN REGION

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

BROCKWAYENG.COM