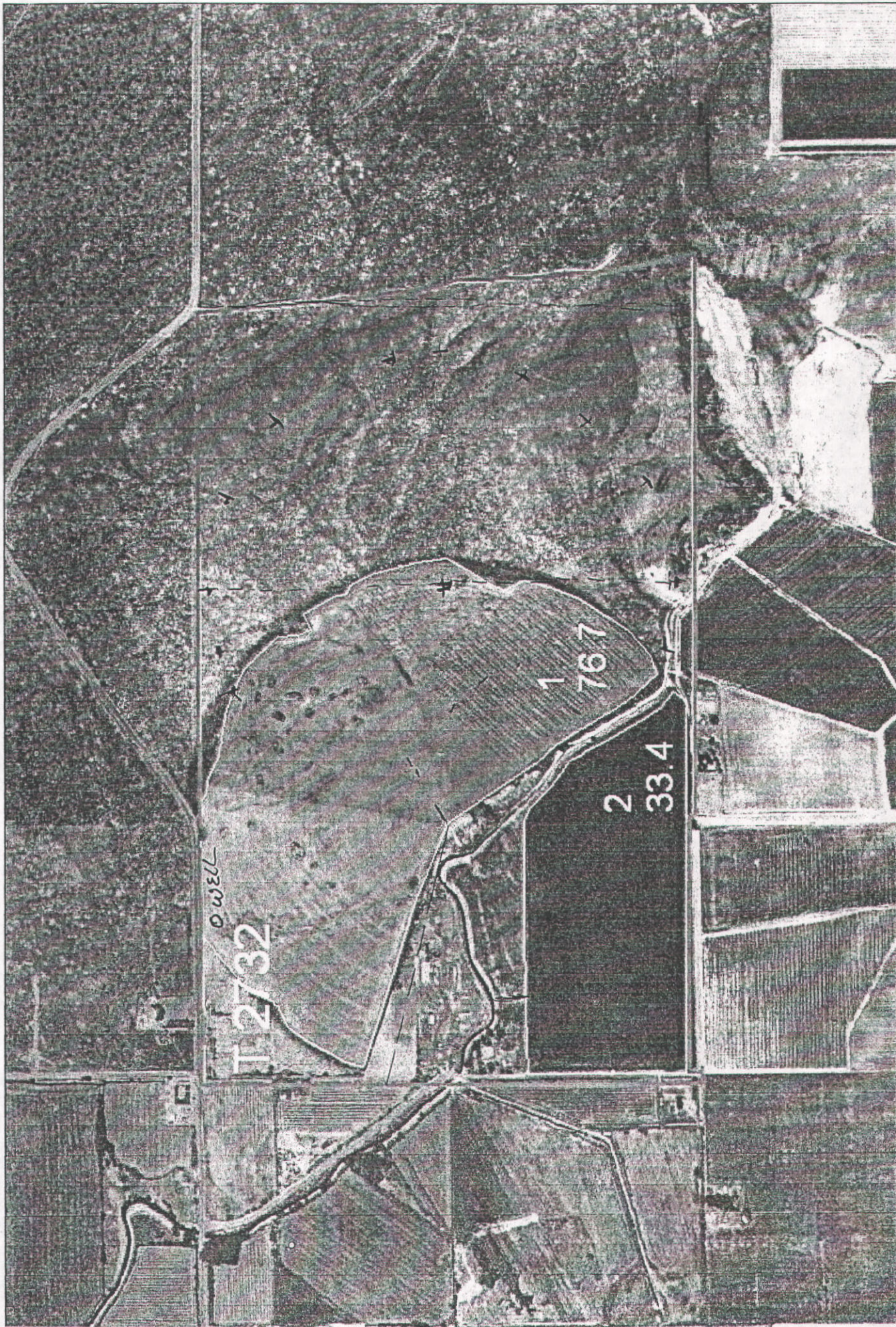




T2732 ADA CO F&A OFFICE

132 SW 5TH AVE

MERIDIAN, ID 83642

208-888-1890

0.07 0 0.07 0.14 0.21 0.28 Miles



Map Printed: May 17, 2005

18

17

T1S R1W

PARCEL 1A

PARCEL 3

PARCEL 2

NENE

NWNW

NENW

PARCEL 1B

SENE

SWNW

SENW

PARCEL 4

19

PARCEL 5

20

EXCEPTION

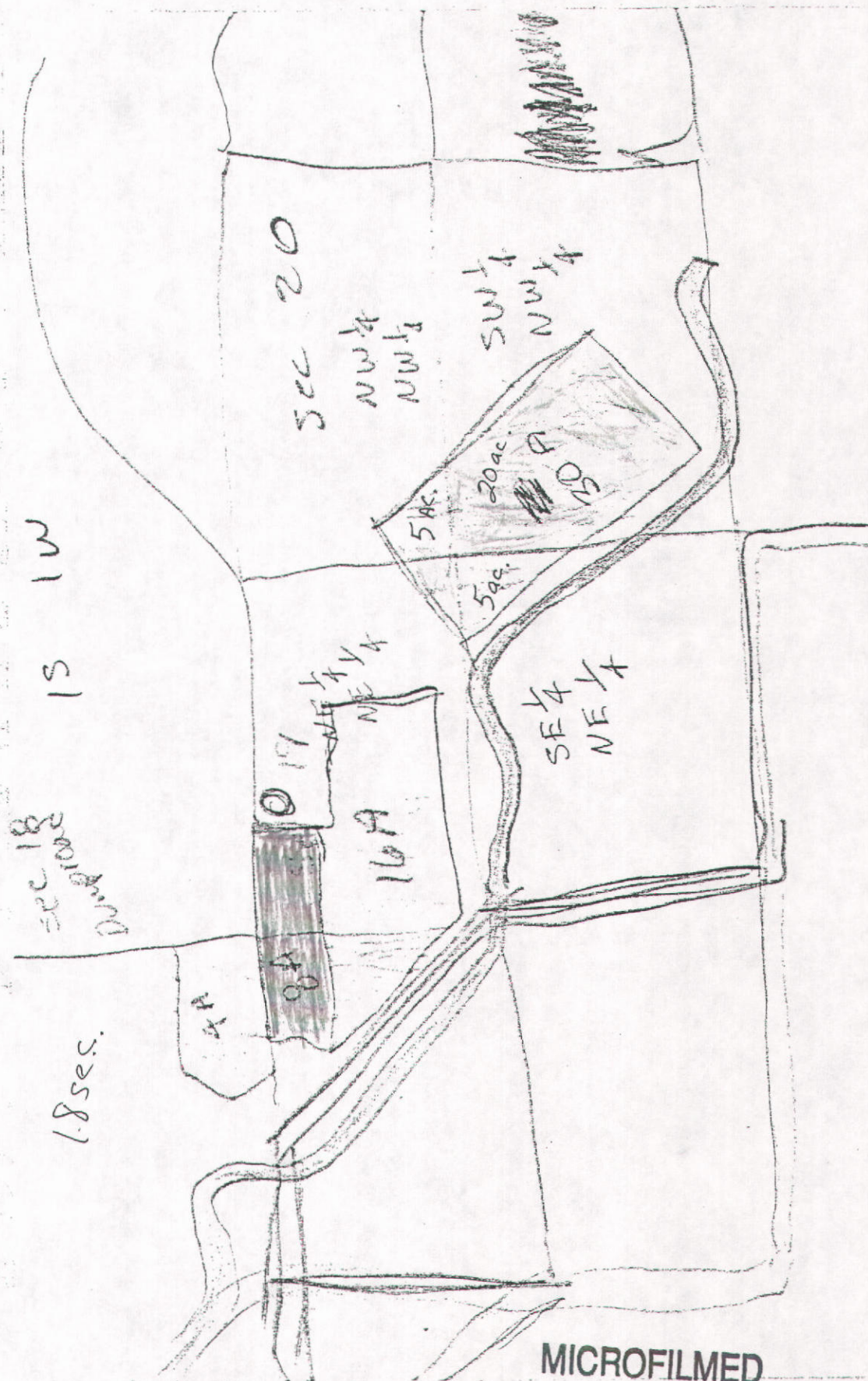
30

20

CRAM.

#A63-07068

Field SKETCH.



MICROFILMED

AUG 21 1992

15

止 A 63-07068

Borrow
8Pit

17

16

POD

2632

yellow = P.O.U.

VOGEL



20

21

22

19

Etymology

VICTORY

LANE

30

29

28

127

Guffey
VABM
2804

BM 2387

BM 2326

Spring

4-2297

133

3.

Halverson
Lake

Mile

DA-CE
NY-EE

SNAKE

MICROFILMED

AUG 21 1992

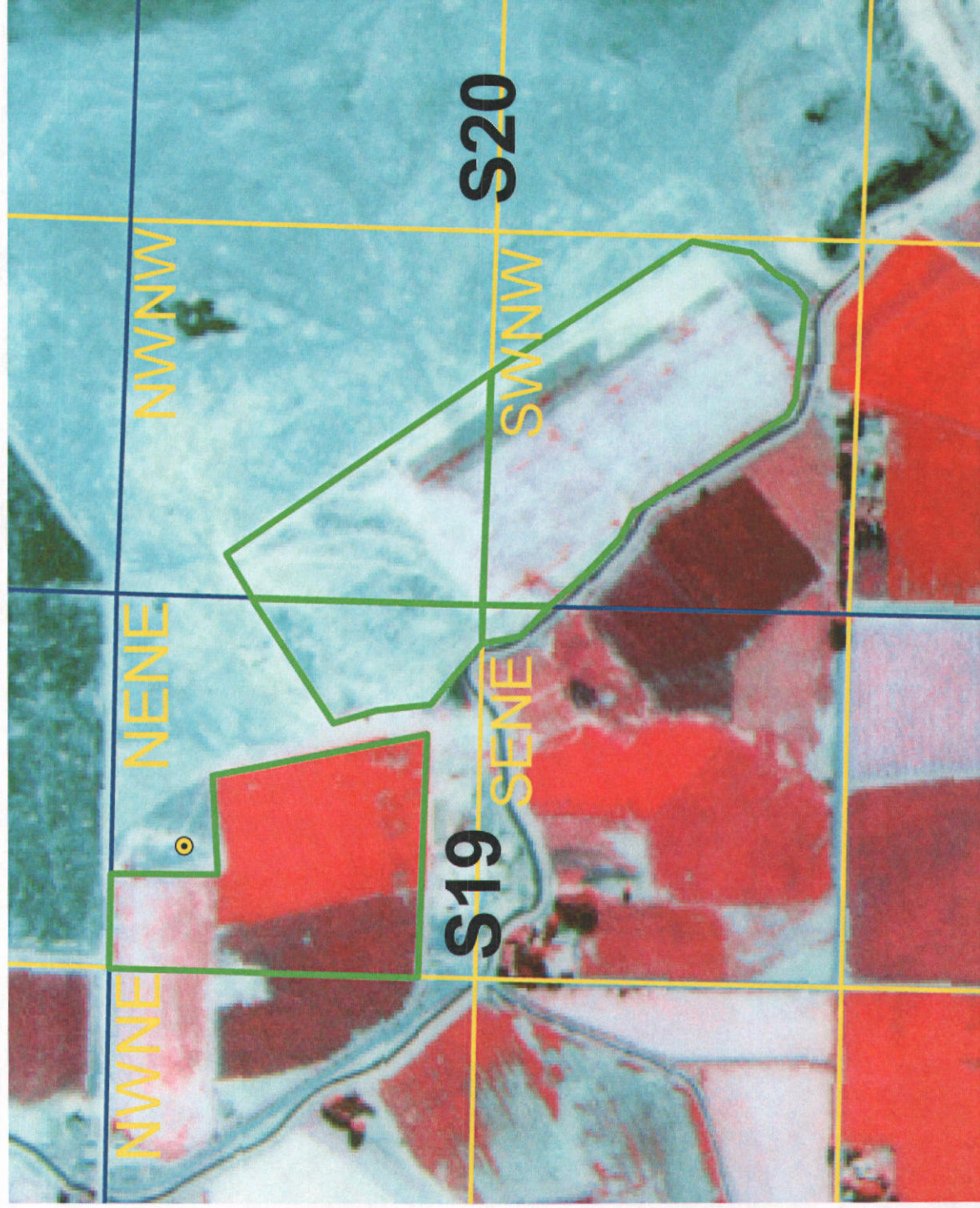
Idaho Department of Water Resources

T01S, R01W, S19 & S20

Claim No: 63-32184

Prepared By: Kimberly Brown

Date: November 21, 2005



 Place of Use

 Section Lines

 1/4 1/4

 Point of Diversion

Acres Irrigated = 53.2



300 0 300 600 Feet


1987 NAPP

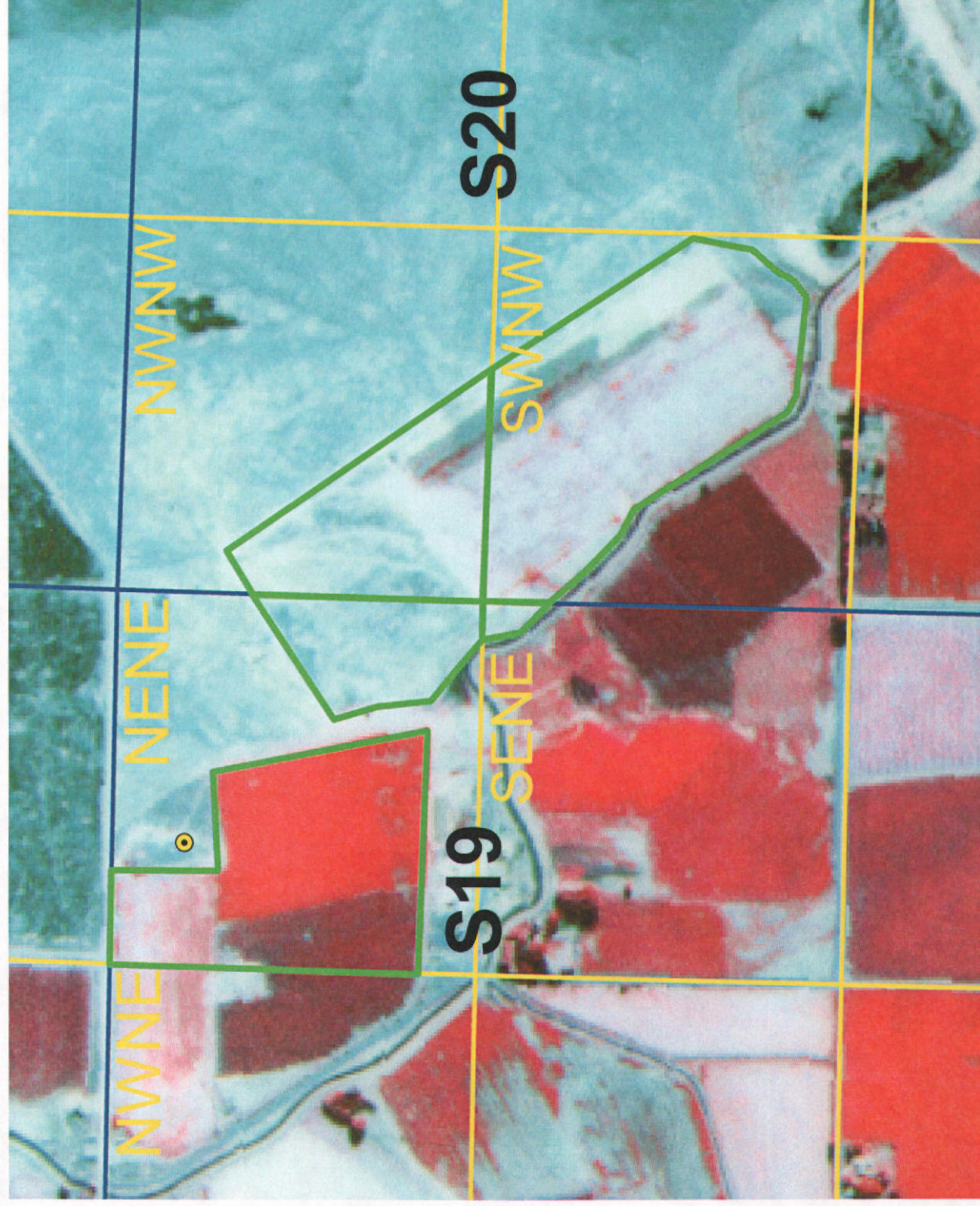
Idaho Department of Water Resources

T01S, R01W, S19 & S20

Claim No: 63-32184

Prepared By: Kimberly Brown

Date: November 21, 2005



 Place of Use

 Section Lines

 1/4 1/4

 Point of Diversion



300 0 300 600 Feet


1987 NAPP

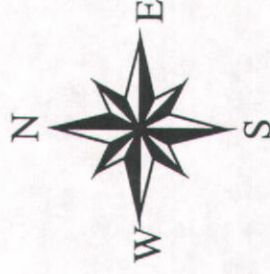
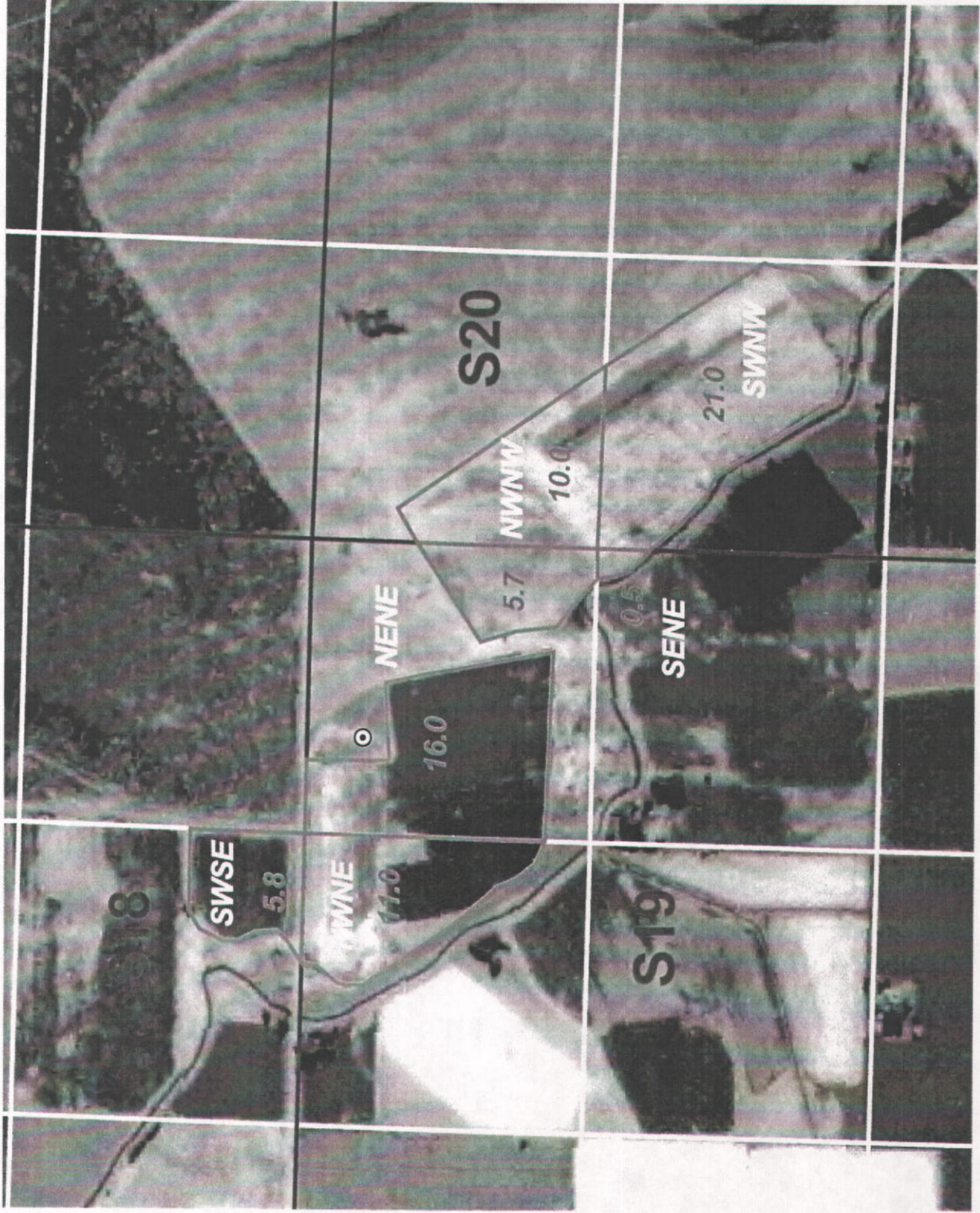
IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-7068

Date Prepared: 10-16-02

Prepared By: Ron Howerton

T01S, R01W



⊙ Point of Diversion

□ Place of use

□ Section

Quarter/Quarter

70 Acres

0 0.25 0.5 0.75 1 Miles

1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

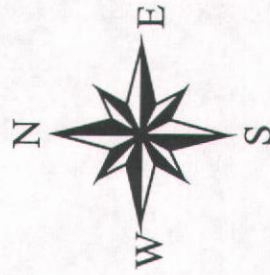
Claims: 63-7068

Date Prepared: 10-16-02

Prepared By: Ron Howerton



T01S, R01W



⊙ Point of Diversion

□ Place of use

□ Section

Quarter/Quarter

0 0.25 0.5 0.75 1 Miles

1987 NAPP

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-32184
Date Received: 8/22/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JERRY L TLUCEK Phone: (208)495-2550
15188 S CAN-ADA RD
MELBA ID USA 83641

2. Date of Priority: 02/21/1968

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	01W	19	NE NE	ADA	

5. Description of diverting works:

WELL, 16" DIA. 388' DEEP; BOWLS @ 300FT. WHEELLINE SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.06	239.4

7. Total Quantity Appropriated is:
1.06 C.F.S. and/or 239.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01S	01W	19	NE	NE		IRRIGATION	21.7
			SE	NE		IRRIGATION	0.5
01S	01W	20	SW	NW		IRRIGATION	21
			NW	NW		IRRIGATION	10
						Total Acres	53.2

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

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

Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.

This right is a split from former right 63-7068 .

15. Basis of Claim: License

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-07068
Date Received: 8/22/1989
Receipt No: W004829
Received By: JW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MICHEAL CRAM 208-495-2643
Address: 18058 S. ROBINSON RD.
MELBA, ID 83641
OR
Name: NANCY ANN CRAM 208-495-2643
Address: 18058 S. ROBINSON RD.
MELBA, ID 83641

2. Date of Priority: FEB 21, 1968

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	01W	19	NE	NE			ADA

5. Description of diverting works:
WELL, 16" DIA. 388' DEEP; BOWLS @ 300FT. WHEELLINE SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.400		315.00
STOCKWATER	01/01	12/31	0.020		0.30

7. Total Quantity Appropriated is:
1.420 C.F.S. (and/or) 315.30 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER; .02 CFS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	01W	18	SW	SE		IRR	15.0
			SE	SE		STOCK	
					Section Acres		15.0
		19	NE	NE		IRR	40.0
			NW	NE		IRR	15.0
			SE	NE		IRR	5.0
					Section Acres		60.0
		20	NW	NW		IRR	5.0
			SW	NW		IRR	20.0
					Section Acres		25.0
					Total Acres		100.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
BOISE- KUNA IRRIGATION DIST

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Michael B. Cramer Date: 8-22-89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 22 day

of August 19 89

Lori Harris
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 12-8-94

63-7068

70 acres

1.40 CFS

315.00 CFS

$$1.40 \div 70 = .02 \times 53.2 = 1.06 \text{ CFS}$$

$$.02 \times 16.8 = .34 \text{ CFS}$$

$$315.0 \div 70 = 4.5 \times 53.2 = 239.4 \text{ AFA}$$

$$4.5 \times 16.8 = 75.6 \text{ AFA}$$



63-32183

CRAM

16.8 ACRES

.34 CFS

75.6 AFA

63-32184

TLUCEK

53.2 ACRES

1.06 CFS

239.4 AFA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
 JUL 15 2005
 WATER RESOURCES
 WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63-07068</u>	<u>63-07068</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Michael and Nancy Ann Cram
18058 S. Robinson Road, Melba, Idaho 83642
4. New Owner/Claimant(s) Jerry Tlucek
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
15188 South Can-Ada Road
 New Mailing Address
Melba, Idaho 83641
 City, State and ZIP Code
 New Telephone Number (208) 495-2034
5. Date you acquired the property 6/7/05

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) *Jerry Tlucek*
(include title if applicable) Jerry Tlucek

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>KB</u>	Date <u>7/15/05</u>	Fee <u>0</u>	
Received by _____	Date _____	Receipt No. _____	
Processed by _____	AJ Date _____	WR _____	Date _____



T2732 ADA CO FS4 OFFICE

132 SW 5TH AVE

MERIDIAN, ID 83642

208-888-1890

0.07 0 0.07 0.14 0.21 0.28 Miles



Map Printed: Mar 17, 2005

WARRANTY DEED

FOR VALUE RECEIVED JERRY D. ELLIS, as Trustee of the Nancy A. Cram Trust u/t/a dated April 20, 2005, SARAH CRAM, an unmarried person as her separate property, CYBIL CRAM, an unmarried person as her separate property, all of their interest in the property attached hereto

the Grantors, do hereby grant, bargain, sell and convey unto JERRY L. TLUCEK and MARY LOU : TLUCEK, husband and wife

the Grantees, whose address is 15188 SO. CAN ADA RD., MELBA, ID 83641

the following described premises, to-wit:

SEE ATTACHED LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2005 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: June 6, 2005

THE NANCY A. CRAM TRUST u/t/a dated April 20, 2005

BY: Jerry D. Ellis, Trustee
JERRY D. ELLIS, TRUSTEE

Sarah Cram
SARAH CRAM

Cybil A. Cram
CYBIL CRAM

STATE OF IDAHO
COUNTY OF CANYON

On this _____ day of JUNE, 2005, before me, a notary public, personally appeared JERRY D. ELLIS, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument as TRUSTEE of THE NANCY A. CRAM TRUST and acknowledged to me that they executed the same as such TRUSTEE.

Notary Public
Residing at Nampa, Idaho
My commission expires: 4/17/2009

63-7068

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 06/07/05 05:00 PM
DEPUTY Vicki Allen
RECORDED-REQUEST OF
Pioneer

AMOUNT 9.00

3

105073670

WARRANTY DEED

FOR VALUE RECEIVED JERRY D. ELLIS, as Trustee of the Nancy A. Cram Trust u/t/a dated April 20, 2005, SARAH CRAM, an unmarried person as her separate property, CYBIL CRAM, an unmarried person as her separate property, all of their interest in the property attached hereto

the Grantors, do hereby grant, bargain, sell and convey unto JERRY L. TLUCEK and MARY LOU TLUCEK, husband and wife

the Grantees, whose address is 15188 SO. CANADA RD., MELBA, ID 83641

the following described premises, to-wit:

SEE ATTACHED LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances, except for general taxes and assessments for the year 2005 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: June 6, 2005

THE NANCY A. CRAM TRUST u/t/a dated April 20, 2005

BY: Jerry D. Ellis, Trustee
JERRY D. ELLIS, TRUSTEE

Sarah Cram
SARAH CRAM

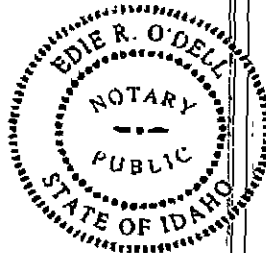
Cybil A. Cram
CYBIL CRAM

STATE OF IDAHO
COUNTY OF CANYON

On this 6th day of JUNE, 2005, before me, a notary public, personally appeared JERRY D. ELLIS, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument as TRUSTEE of THE NANCY A. CRAM TRUST and acknowledged to me that they executed the same as such TRUSTEE.

Edie R. O'Dell

Notary Public
Residing at Nampa, Idaho
My commission expires: 4/17/2009



STATE OF IDAHO
COUNTY OF CANYON

On this 6th day of JUNE, 2005, before me, a notary public,
personally appeared SARAH CRAM AND CYBIL CRAM, known
or identified to me to be the person(s) who(se) name(s) is/are
subscribed to the within instrument and acknowledged to me that
he/she/they executed the same.

Edie R. O'Dell

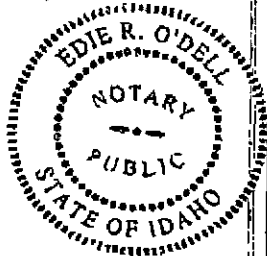
Notary Public

Residing at

My commission expires:

Residing in Nampa, Idaho

My Commission Expires 4/17/09



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605



PARCEL 1A

The Northeast quarter of the Northeast quarter of Section 19, Township 1 South, Range 1 West of the Boise Meridian, Ada County, Idaho.

PARCEL 1B

The Southeast quarter of the Northeast quarter of Section 19, Township 1 South, Range 1 West of the Boise Meridian, Ada County, Idaho.

PARCEL 2

The Northeast quarter of the Northwest quarter of Section 20, Township 1 South, Range 1 West of the Boise Meridian, Ada County, Idaho.

PARCEL 3

The Northwest quarter of the Northwest quarter of Section 20, Township 1 South, Range 1 West of the Boise Meridian, Ada County, Idaho.

PARCEL 4

The Southeast quarter of the Northwest quarter of Section 20, Township 1 South, Range 1 West of the Boise Meridian, Ada County, Idaho.

PARCEL 5

The Southwest quarter of the Northwest quarter of Section 20, Township 1 South, Range 1 West of the Boise Meridian, Ada County, Idaho.

EXCEPTING THEREFROM one half acre, more or less, in the Southeast corner of said Southwest quarter of the Northwest quarter in Section 20, bounded on the North by the Walt Vogel Canal and on the West by the ditch of John C. Cram and Leola May Cram, husband and wife, the grantees in Deed recorded August 30, 1950 in Book 351 of Deeds at page 273, Instrument No. 306992, records of Ada County, Idaho.

3539

ALTA Commitment Form

Schedule A page 2 of 2 page(s)

18

17

PARCEL 1A

PARCEL 3

PARCEL 2

ENE

NWNW

NENW

PARCEL 1B

SENE

SWNW

SENW

PARCEL 4

PARCEL 5

EXCEPTION

19

20

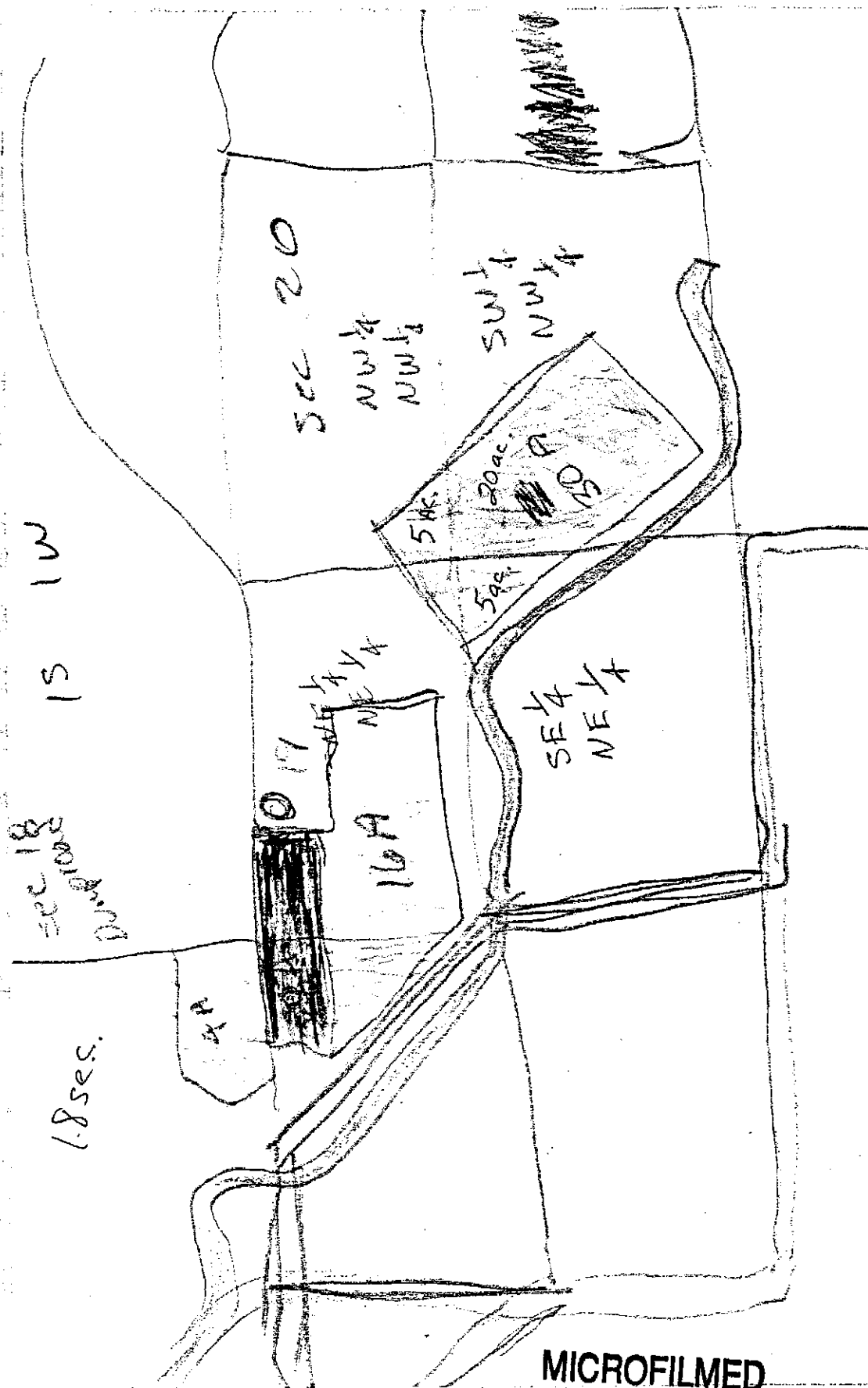
30

20

CRAM.

#A63-07068

Field SKETCH.



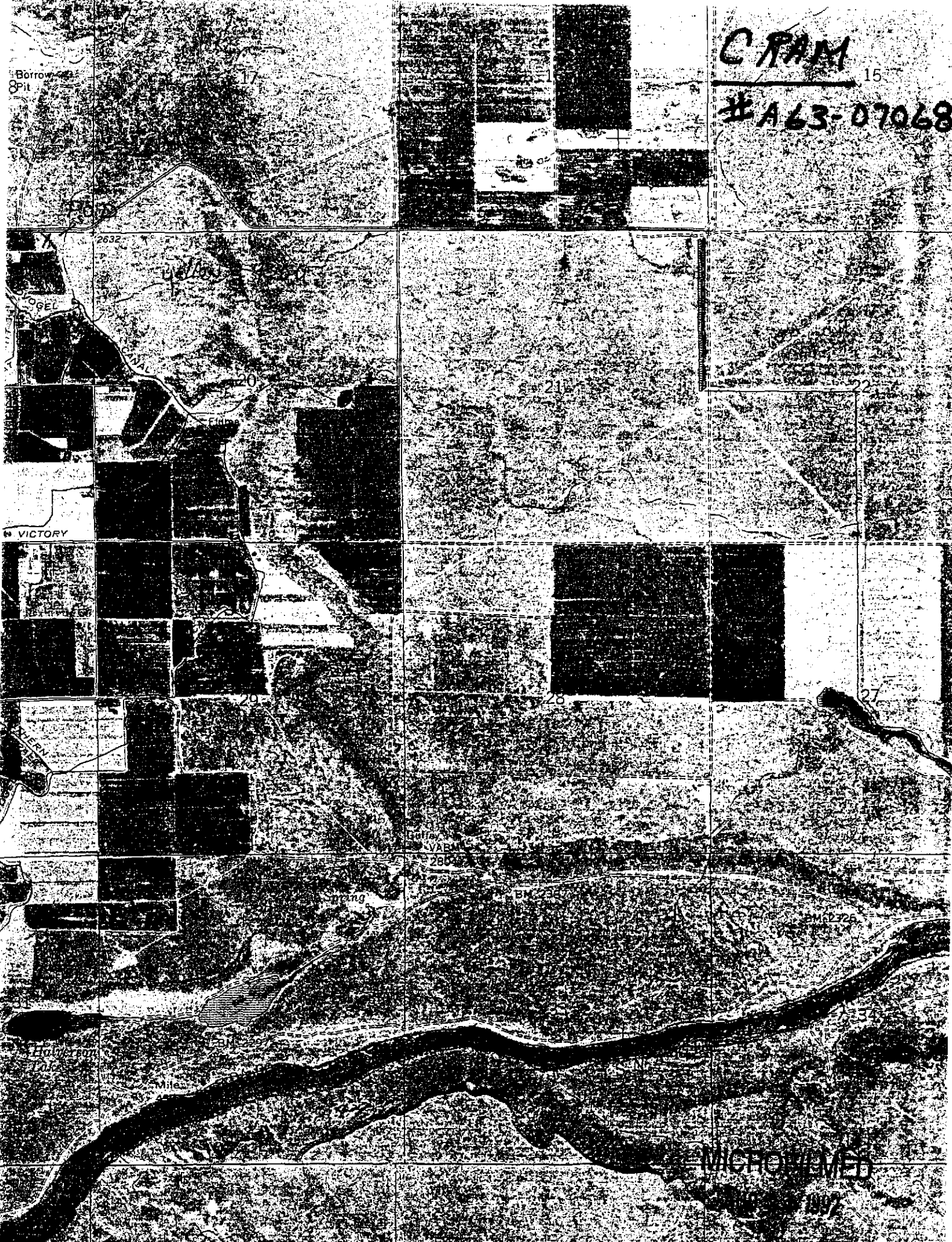
MICROFILMED

AUG 21 1992

C RAM

15

#A43-07068



MICROFILMED

1992

11/21/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-32184

NAME AND ADDRESS: JERRY L TLUCEK
15188 S CAN-ADA RD
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.060 CFS
239.400 AFY

PRIORITY DATE: 02/21/1968

POINT OF DIVERSION:

T01S R01W S19 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

1.060 CFS
239.40 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within ADA County

T01S R01W S19 NENE 21.7
T01S R01W S20 NWNW 10.0

T01S R01W S19 SENE 0.5
T01S R01W S20 SWNW 21.0

53.2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 63-7068.

Use of this right is combined with water from Boise-Kuna Irrigation District.

Idaho Department of Water Resources

**T01S, R01W,
S19 & S20**

Claim No: 63-32184

Prepared By: Kimberly Brown

Date: November 21, 2005



Place of Use



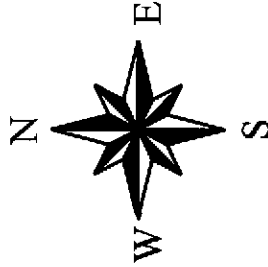
Section Lines



1/4 1/4

☉ Point of Diversion

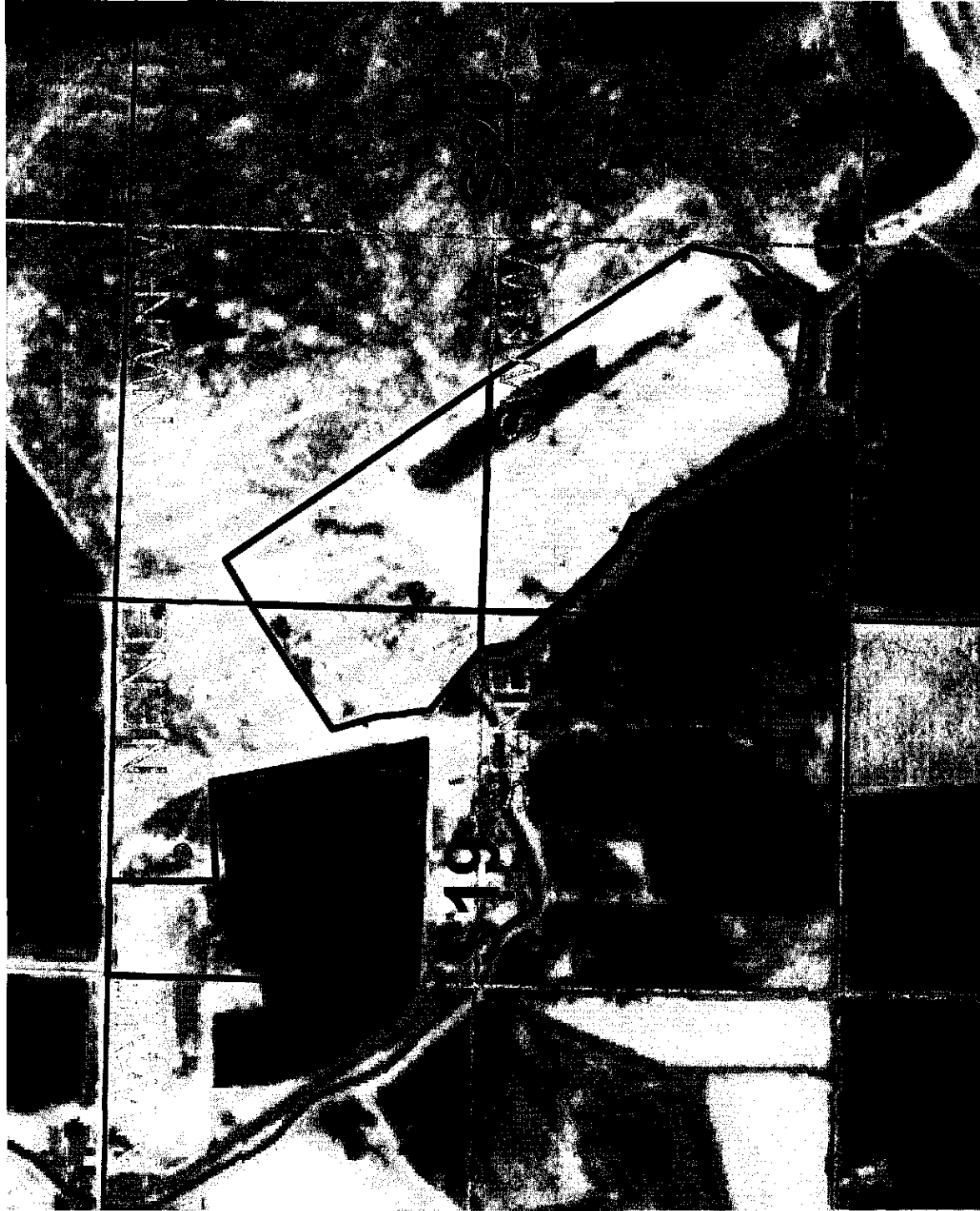
Acres Irrigated = 53.2



300 0 300 600 Feet



1987 NAPP



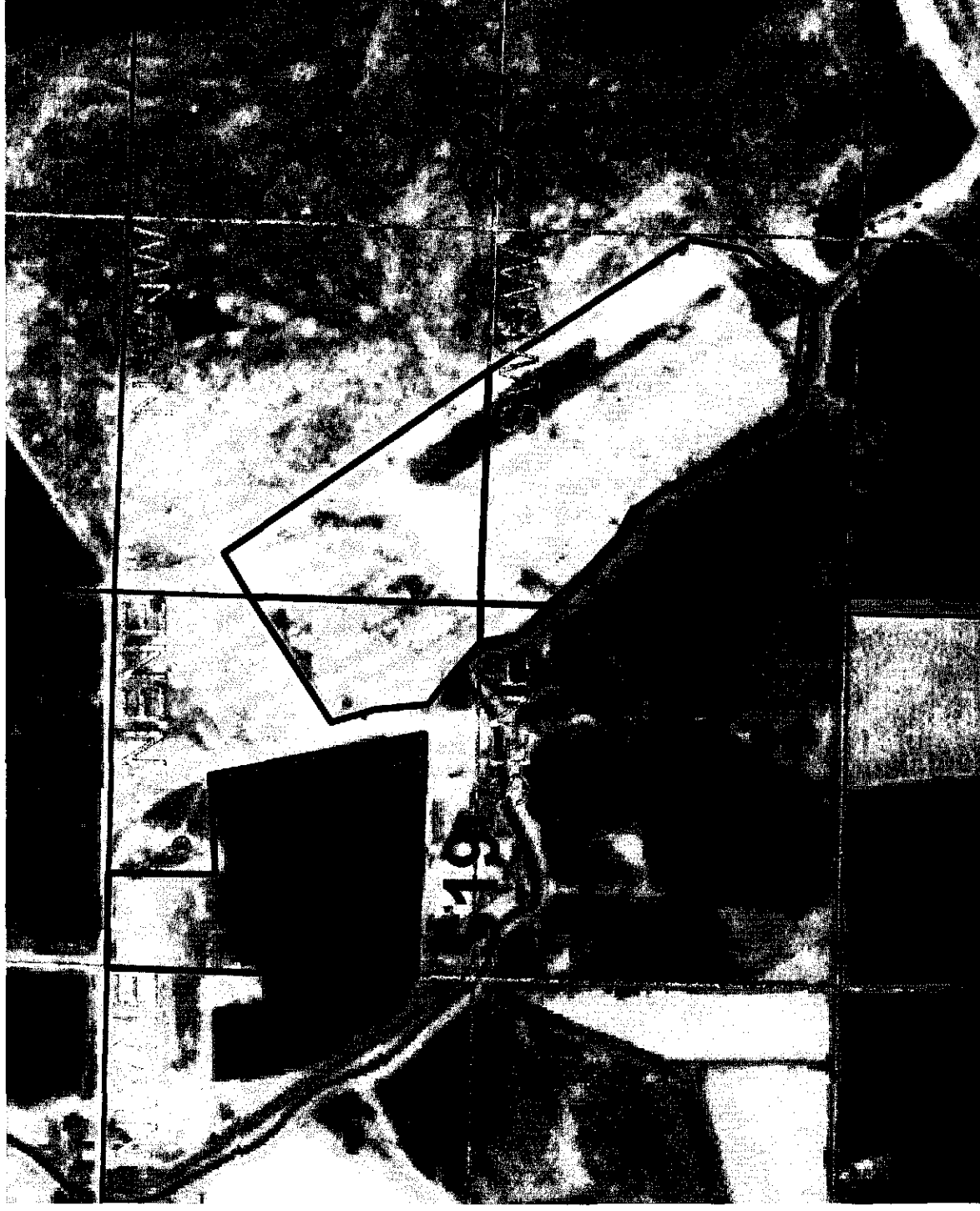
Idaho Department of Water Resources

T01S, R01W, S19 & S20

Claim No: 63-32184

Prepared By: Kimberly Brown

Date: November 21, 2005



Place of Use



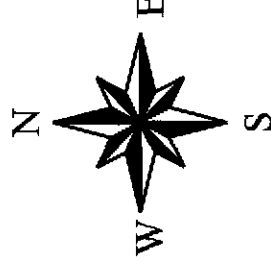
Section Lines



1/4 1/4



Point of Diversion



300 0 300 600 Feet

1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 63-32184 V1

WATER RIGHT NUMBER: 63-32184 V1

63-7068(split):

- 32183 - 32184

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	NANCY ANN CRAM 18058 S ROBINSON RD MELBA, ID 83641 (208)495-2643
Original Owner	MICHAEL CRAM 18058 S ROBINSON RD MELBA, ID 83641 (208)495-2643
Current Owner	JERRY L TLUCEK ✓ 15188 S CAN-ADA RD MELBA, ID 83641 (208)495-2550
Attorney	SCOTT L CAMPBELL ✓ MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208) 345-2000

Priority Date: 02/21/1968 ✓

Basis: License ✓

Status: Active

Source Tributary
 GROUND WATER ✓

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	04/01 to 10/31 ✓	1.060 CFS ✓	239.40 AF ✓
	<u>Total Diversion:</u>	1.060 CFS	239.40 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4NE1/4 ✓ Sec. 19, Twp 01S, Rge 01W, B.M. ✓
 ADA County ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
01S	01W	19	21.7	.5	10.0	21.0	22.2
01S	01W	20					31.0

Total Acres: 53.2 ✓

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-32184 V1

Conditions of Approval:

1. C05 ✓ Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. S39 ✓ The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. ✓ This right is a split from former right 63-7068 *(remove spaces)*
4. 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.
5. W45 ✓ Use of this right is combined with water from Boise-Kuna Irrigation District.

Remarks:

Comments:

- K. Brown

Water Supply Bank:

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Boise
Idaho Falls
Pocatello
Twin Falls

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Sinko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns

Michael E. Thomas
Patricia M. Olsson
James C. deGlee
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
David P. Gardner
John O. Fitzgerald, II
Julian E. Gabiola
Angela Schaefer Kaufmann
Michael W. McGreaham
Kimberly D. Evans Ross
Jon A. Stenquist

Eric M. Barzee
Valerie N. Charles
Tyler J. Henderson
Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Joel A. Flake, Jr.
Russell G. Metcalf
Robert E. Bakes, *of counsel*
Morgan W. Richards, *of counsel*
Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

October 26, 2005

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

RECEIVED

OCT 28 2005

WATER RESOURCES
WESTERN REGION

Lori Graves
Western Region Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

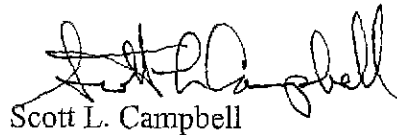
Re: Notice of Appearance on Behalf of Jerry Tlucek
MTBR&F File No. 22377.1

Dear Lori:

Please take notice that the undersigned attorney, Scott L. Campbell of the firm of MOFFATT, THOMAS, BARRETT, ROCK & FIELDS, CHARTERED, represents Jerry Tlucek concerning his water right matters, including, without limitation, water right nos. 63-03174, 63-07068, 63-07389, 63-07392, 63-23182, and 63-32184. Please direct all notices, correspondence, pleadings, filings or other communication me at the address and telephone number listed above.

Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact me.

Very truly yours,



Scott L. Campbell

SLC/tmh

cc: Jerry Tlucek

overlap review-

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-32184

11/21/2005

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
~~63-7068~~	~~Claim~~	~~01S~~	~~01W~~	~~19~~	~~NE~~	~~NE~~	~~PARENT~~	~~GROUND WATER~~	~~NANCY ANN CRAM~~
63-32183	Claim	01S	01W	19	NE	NE		GROUND WATER	NANCY ANN CRAM
~~63-32184~~	~~Claim~~	~~01S~~	~~01W~~	~~19~~	~~NE~~	~~NE~~		~~GROUND WATER~~	~~JERRY L TLUCEK~~
~~63-7068~~	~~Water Right~~	~~01S~~	~~01W~~	~~19~~	~~NE~~	~~NE~~		~~GROUND WATER~~	~~JOHN C CRAM~~

63-32183 & 63-32184 share the
same well

overlap review

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-32184

11/21/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~32184~~	~~Claim~~	~~01S~~	~~01W~~	~~19~~	~~NE~~	~~NE~~		~~IRRIGATION~~	~~21.7/53.2~~	~~JERRY L TLUCEK~~
~~7068~~	~~Water Right~~	~~01S~~	~~01W~~	~~19~~	~~NE~~	~~NE~~	~~PARENT~~	~~IRRIGATION~~	~~40/70~~	~~JOHN C GRAM~~
32184	Claim	01S	01W	19	SE	NE		IRRIGATION	0.5/53.2	JERRY L TLUCEK
32184	Claim	01S	01W	20	NW	NW		IRRIGATION	10/53.2	JERRY L TLUCEK
32184	Claim	01S	01W	20	SW	NW		IRRIGATION	21/53.2	JERRY L TLUCEK

no overlap w/ 63-32183 -
separate POU's

11/21/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-32184

NAME AND ADDRESS: JERRY L TLUCEK
15188 S CAN-ADA RD
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.060 CFS
239.400 AFY

PRIORITY DATE: 02/21/1968

POINT OF DIVERSION:

T01S R01W S19 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.060 CFS 239.40 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within ADA County

T01S R01W S19	NENE	21.7	T01S R01W S19	SENE	0.5
T01S R01W S20	NWNW	10.0	T01S R01W S20	SWNW	21.0

53.2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 63-7068

Use of this right is combined with water from Boise-Kuna Irrigation District.

(remove spaces)

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32184

WATER RIGHT NUMBER: 63-32184

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	NANCY ANN CRAM 18058 S ROBINSON RD MELBA, ID 83641 (208)495-2643
Current Owner	JERRY L TLUCEK 15188 S CAN-ADA RD MELBA, ID 83641 (208)495-2550
Original Owner	MICHAEL CRAM 18058 S ROBINSON RD MELBA, ID 83641 (208)495-2643
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208) 345-2000

Priority Date: 02/21/1968

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.060 CFS	239.40 AF
	<u>Total Diversion:</u>	1.060 CFS	239.40 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 19, Twp 01S, Rge 01W, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	01W	19	21.7			.5													22.2
01S	01W	20						10.0	21.0										31.0

Total Acres: 53.2

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32184

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. 001 A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
2. 005 Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.
3. This right is a split from former right 63-7068 .

Remarks:

Comments:

Water Supply Bank:

11/21/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-32184

NAME AND ADDRESS: JERRY L TLUCEK
15188 S CAN-ADA RD
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.060 CFS
239.400 AFY

PRIORITY DATE: 02/21/1968

POINT OF DIVERSION:

T01S R01W S19 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.060 CFS 239.40 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within ADA County

T01S R01W S19	NENE	21.7	T01S R01W S19	SENE	0.5
T01S R01W S20	NWNW	10.0	T01S R01W S20	SWNW	21.0

53.2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 63-7068 .

Use of this right is combined with water from Boise-Kuna Irrigation District.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

October 13, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Jerry Tlucek
15188 S. Can-Ada Rd
Melba, ID 83641

Re: Original Notice of Claim to a Water Right No. 63-7068

Renumbered Notice of Claim to a Water Right No. 63-32184

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim represents a split of the claim filed by a previous owner during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience, as we have had several water right changes to process. Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

LG: lg

Enclosure

11/22/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7068
NAME AND ADDRESS: MICHEAL CRAM
18058 S ROBINSON RD
MELBA ID 83641

NANCY ANN CRAM
18058 S ROBINSON RD
MELBA ID 83641

SOURCE: GROUND WATER
QUANTITY: 1.420 CFS
315.300 AFY
PRIORITY DATE: 02/21/1968
POINT OF DIVERSION:

TRIBUTARY:

T01S R01W S19 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4/01 10/31	1.400 CFS 315.00 AFY
STOCKWATER	1/01 12/31	0.020 CFS 0.30 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31, UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T01S R01W S18	SWSE	5.8	T01S R01W S19	NENE	21.7 ✓
T01S R01W S19	NWNE	11.0	T01S R01W S19	SENE	0.5 ✓
T01S R01W S20	NWNW	10.0 ✓	T01S R01W S20	SWNW	21.0 ✓

STOCKWATER Within ADA County

T01S R01W S18 SESE

70 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Use of this right is combined with water from Boise-Kuna Irrigation District.

STOCKWATER, 20 RANGE CATTLE.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-7068

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

NO-CHANGE IN ACRES
 ACCOMPANIED POW TRANSFER
 PER 1987 NAPP
 ADD-COS & CLAIMANTS SKETCH MAP

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: W45 CODE BOISE-KUNA IRRIG DIST

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
NO

Delivery System Narrative: SAME AS LICENSE

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: NA LICENSED

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

• USED SKETCH MAP BY CLAIMANT CRAM, HIS MAP SHOWED APPROX 68 ACRES, DATA ENTRY ERRORS DID NOT REFLECT HIS SKETCH MAP. THIS NO ENLARGEMENT IN ACRES FROM ORIGINAL LICENSE FOUND.

OWNERSHIP OF THE SWSE MAY BE DIFFERENT OWNER NOW, HOWEVER, THIS TRACT WAS ON ORIGINAL LICENSE.

Old (D) Number -

City- MELBA
Phone -
State- ID Zip-

Town	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
------	-----	-----	-------	-----	------	--------	--------------------	----------------	----------------	---------------

Code	Description	Period From	Water Use	Period To	Diversion Rate	Diversion Volume
------	-------------	-------------	-----------	-----------	----------------	------------------

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 70.0

+ + + + + Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

IDAHO DEPARTMENT OF WATER RESOURCES

10/16/2002

ADJUDICATION CLAIM POD REVIEW REPORT

ADJUDICATION CLAIM NUMBER: 63-7068

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-7068	Claim	01S	01W	19	NE	NE		GROUND WATER	NANCY ANN CRAM
63-7068	Water Right	01S	01W	19	NE	NE		GROUND WATER	JOHN C CRAM

IDAHO DEPARTMENT OF WATER RESOURCES

10/16/2002

ADJUDICATION CLAIM POU REVIEW REPORT

ADJUDICATION CLAIM NUMBER: 63-7068

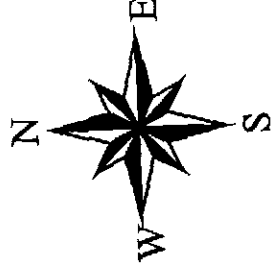
1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-7068	Claim	01S	01W	18	SW	SE		IRRIGATION	15/100	NANCY ANN CRAM
63-7068	Water Right	01S	01W	18	SW	SE		IRRIGATION	15/70	JOHN C CRAM
63-7068	Claim	01S	01W	19	NE	NE		IRRIGATION	40/100	NANCY ANN CRAM
63-7068	Water Right	01S	01W	19	NE	NE		IRRIGATION	40/70	JOHN C CRAM
63-7068	Claim	01S	01W	19	NW	NE		IRRIGATION	15/100	NANCY ANN CRAM
63-7068	Water Right	01S	01W	19	NW	NE		IRRIGATION	15/70	JOHN C CRAM
63-7068	Claim	01S	01W	19	SE	NE		IRRIGATION	5/100	NANCY ANN CRAM
63-7068	Claim	01S	01W	20	NW	NW		IRRIGATION	5/100	NANCY ANN CRAM
63-7068	Claim	01S	01W	20	SW	NW		IRRIGATION	20/100	NANCY ANN CRAM

Claims: 63-7068
Date Prepared: 10-16-02
Prepared By: Ron Howerton

IDAHO DEPARTMENT OF WATER RESOURCES

T01S, R01W



○ Point of Diversion

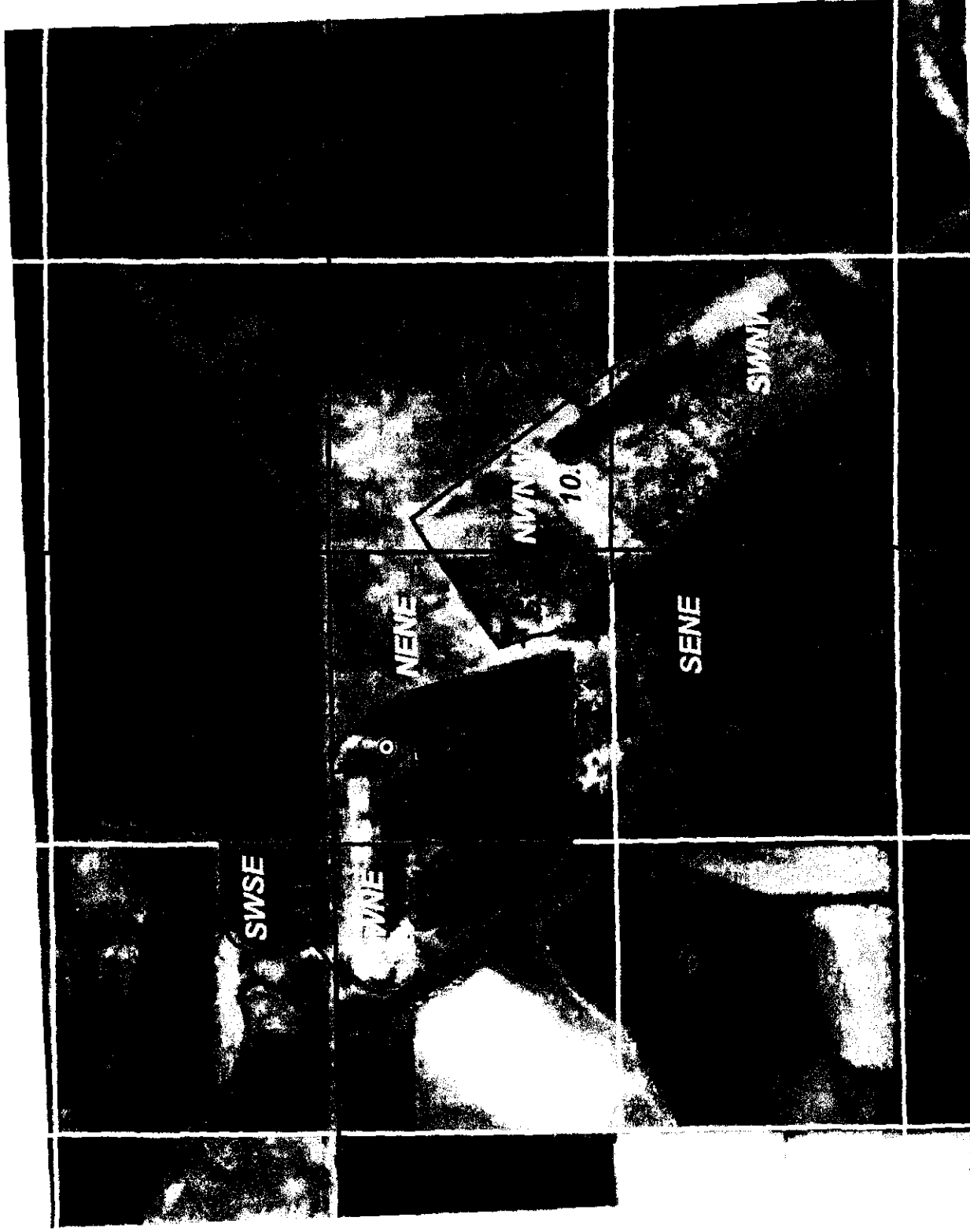
□ Place of use

□ Section

Quarter/Quarter

70 Acres

1987 NAPP



1 Miles

0.75

0.5

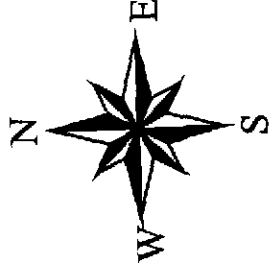
0.25

0

Claims: 63-7068
Date Prepared: 10-16-02
Prepared By: Ron Howerton

IDAHO DEPARTMENT OF WATER RESOURCES

T01S, R01W

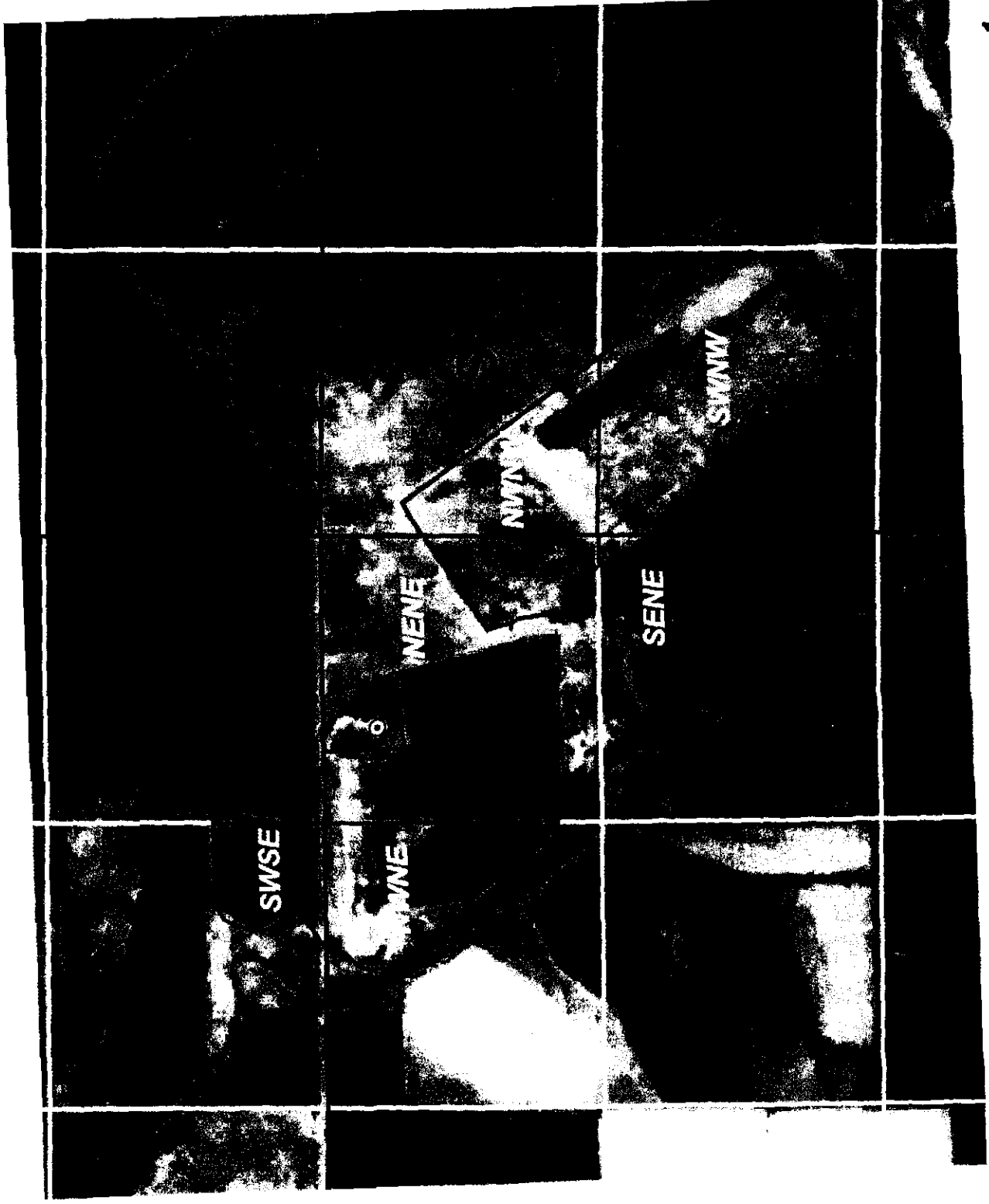


⊙ Point of Diversion

□ Place of use

□ Section

Quarter/Quarter



1987 NAPP

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 63-7068 Priority Feb. 21, 1968 Amount 1.42 cfs

THIS IS TO CERTIFY, that JOHN C. CRAM
of Melba, Idaho, has complied with the terms and conditions of Permit
No. 63-7068 issued pursuant to Application for Permit dated February 21, 1968,
and has submitted proof to the Department of Water Administration on March 6, 1973,
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 1.52 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>April 1</u> to <u>Oct. 31</u>	at <u>0.02</u> cfs and	<u>0.3</u> acre feet
Irrigation	from <u>April 1</u> to <u>Oct. 31</u>	at <u>1.40</u> cfs and	<u>315</u> acre feet or
	from _____ to _____	at _____ cfs and	<u>4.5</u> af per acre

(both dates inclusive)

Subject, however, to the condition that no more than 1.42 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
315.3 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 19,
Twp. 1 S, Rge. 1 W, B.M. in the County of Ada

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 $\frac{1}{4}$	
1 S	1 W	18															15		15
		19	40	15															55
Stockwater Use:																			
1 S	1 W	18																X	

Total number of acres irrigated 70

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

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 5 day of
February, 19 74.

Director

63 7068

DEPARTMENT OF WATER ADMINISTRATION FIELD REPORT

1. Name of permit holder John C. Cram
 Post office address Route 1, Melba, Idaho Phone 495 2-776
 Person to contact _____ 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 2.0 c.f.s. for Irrigation
 _____ AF/Annum (nature of use)

Period of Use: from April 1 to Oct. 31
 (mo.-day) inclusive (mo.-day)

Amount 2.0 c.f.s. for Stockwater
 _____ AF/Annum (nature of use)

Period of Use: from April 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)

Other uses: _____

Permit No. 63-7068
 Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 2.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 1S N/S, Range 1W E/W, B.M., Section 19, Subdivision NE 1/4 NE 1/4, Ada
 County

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

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

Other Points of Diversions: _____

Description of diverting works: wd, pump, motor

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	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	
1S	1W	18															40		40
		19	40	40															80
		20						40	40										80
		18													(stock)			X	

63-7068

TOTAL ACREAGE 200

Identification No. 63-7068

Application No. 42309

FIGURE ISSUED FOR 42 SEC. FT.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVED

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant John C. Giam
post office address Melba, Idaho Route #1
2. Source of water supply Subterranean which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 19 Township 1 S
Range 1 W B.M. Ada County; additional points of diversion if any: _____
- 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. Quantity to be appropriated:
 - a. 2.0 cubic feet per second and/or
 - b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:

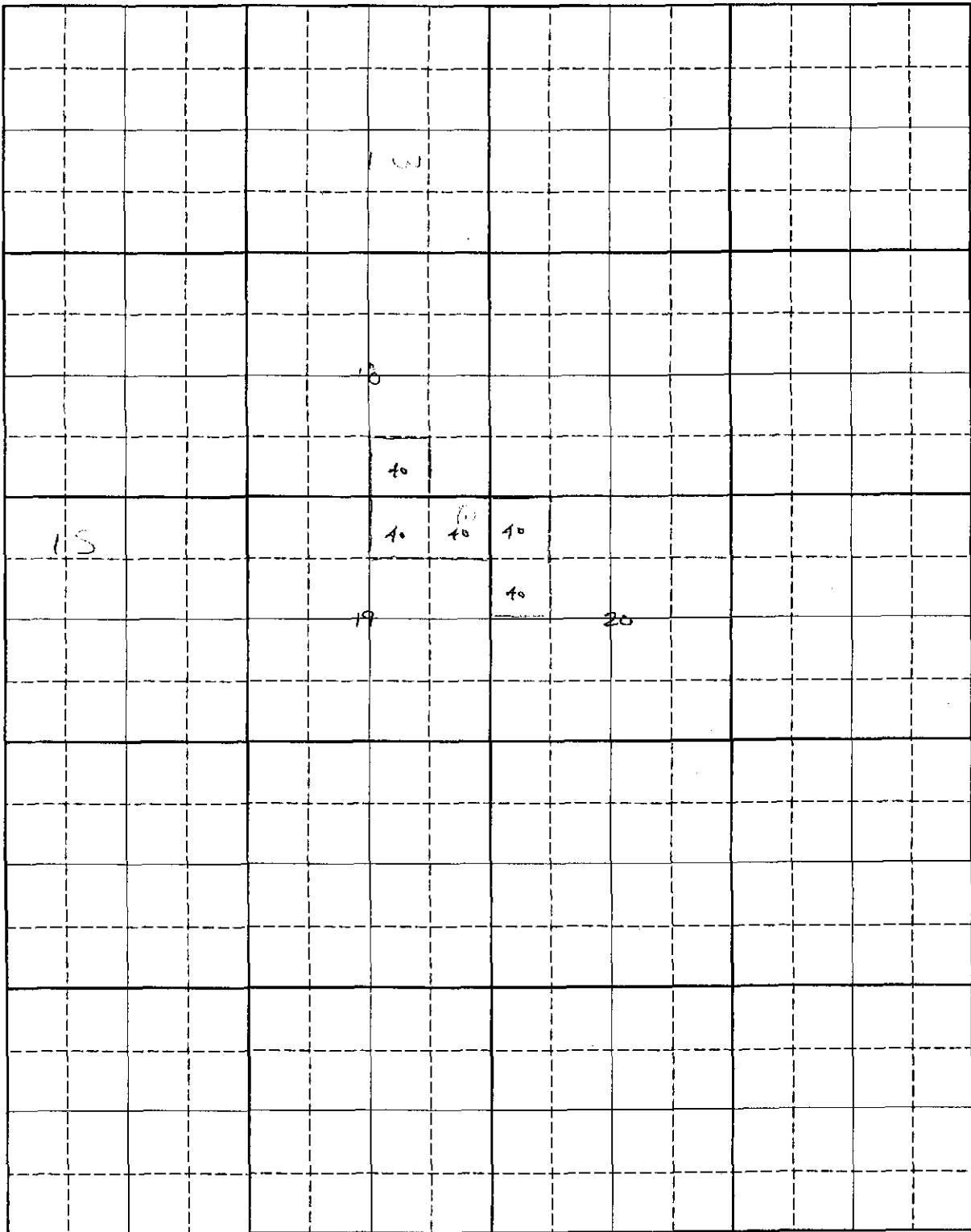
Irrigation purpose from April 1 to October 31 (both dates inclusive)

Stock water purpose from April 1 to October 31 (both dates inclusive)

_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Electrical, vertical turbine pump, gravity irrigation
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam: _____
 - c. Proposed well diameter is 12 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
- b. Estimated construction cost is \$10,000.00.
8. Description of proposed uses:
 - a. If water is **not** for irrigation:
 - (1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18 Township 1 S
Range 1 W 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 20 head cattle
 - (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: _____

63-7068

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.

John C. Cram
(Applicant)

10/10/08

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
Robert E. Bakes
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell

Robert B. Burns
James C. Dale
Michael E. Thomas
Patricia M. Olsson
James C. deGlee
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
David P. Gardner
John O. Fitzgerald, II
Julian E. Gabiola
Angela Schaefer Kaufmann
Michael W. McGreaham

Kimberly D. Evans Ross
Jon A. Stenquist
Eric M. Barzee
Valerie N. Charles
Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Russell G. Metcalf
Morgan W. Richards, *of counsel*
Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

RECEIVED

JUL 26 2005

WATER RESOURCES
WESTERN REGION

July 25, 2005

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Kimberly Brown
Western Region Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

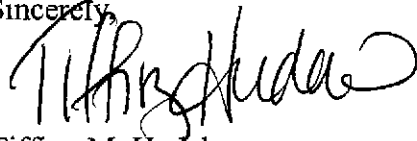
Re: Water Right No. 63-07068/Notice of Change in Water Right Ownership
MTBR&F File No. 22377.1

Dear Kimberly:

Thank you for your correspondence to Deborah Long of this office dated July 18, 2005, concerning the above-referenced water right. In your correspondence you indicated that the legal description to the warranty deed (which we provided in support of the change of water right ownership) was not attached to the deed. Enclosed herewith please find a complete copy of the Warranty Deed, which was recorded with the Ada County Recorder on June 7, 2005, as Instrument No. 105073670.

Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,



Tiffany M. Hudak
Paralegal

/tmh

Enclosure

cc: Jerry Tlucek (w/encl.)

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

RECEIVED

JUL 15 2005

WATER RESOURCES
WESTERN REGION

July 15, 2005
via Hand Delivery

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Eugene C. Thomas	Robert B. Burns	Kimberly D. Evans Ross
John W. Barrett	James C. Dale	Jon A. Stenquist
R. B. Rock	Michael E. Thomas	Eric M. Barzee
Richard C. Fields	Patricia M. Olsson	Valerie N. Charles
Robert E. Bakes	James C. deGlee	Jason G. Murray
John S. Simko	Bradley J. Williams	Mark C. Peterson
John C. Ward	Lee Radford	Andrew J. Waldera
D. James Manning	Michael O. Roe	Tyler J. Anderson
Gary T. Dance	David S. Jensen	Russell G. Metcalf
Larry C. Hunter	James L. Martin	
Randall A. Peterman	C. Clayton Gill	Morgan W. Richards, <i>of counsel</i>
Mark S. Prusynski	David P. Gardner	
Stephen R. Thomas	John O. Fitzgerald, II	Willis C. Moffatt, 1907-1980
Glenna M. Christensen	Julian E. Gabiola	Kirk R. Helvie, 1956-2003
Gerald T. Husch	Angela Schaer Kaufmann	
Scott L. Campbell	Michael W. McGreaham	

Idaho Department of Water Resources Western
Region Office
2735 Airport Way
Boise, ID 83705

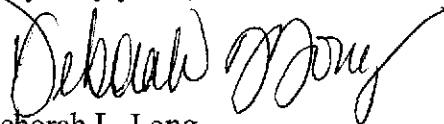
Re: Water Right No. 63-07068
Notice of Error Reply
Notice of Change in Water Right Ownership
MTBR&F File No. 22377.1

To Whom It May Concern:

Please find enclosed the two documents referenced above for water right no. 63-07068 for filing with the Western Region Office of the Idaho Department of Water Resources. Please return date stamped copies of these documents in the return envelope provided.

Thank you for your assistance. Please contact this office if you have any questions.

Very truly yours,


Deborah L. Long
Administrative Assistant to
Scott L. Campbell

/dll

Enclosures

cc: Jerry Tlucek



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 18, 2005

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD
DEBORAH L. LONG
US BANK PLAZA BUILDING
101 S CAPITOL BLVD 10TH FL
PO BOX 829
BOISE ID 83701 0829

RE: #A63-07068 NOTICE OF ERROR REPLY & CHANGE IN OWNERSHIP

To Whom It May Concern,

We received your *Notice of Error Reply* and *Notice of Change in Water Right Ownership* for Claim No. A63-07068 on July 15, 2005.

Regarding the *Notice of Error Reply*, your request to enlarge the acres from the original license cannot be recommended. This recommendation is based on the license issued in February 1974 for the irrigation of a total of 70 acres.

Concerning the change in ownership, we received the copy of the Warranty Deed, but we also require a copy of the attached **legal description** (See *Notice of Change in Water Right Ownership* form, #2. B.).

Please contact me if you have any questions.

Respectfully Submitted,

Kimberly Brown
Senior Water Resource Agent

Enclosures - cc of date-stamped *Notices of Error & Change in Ownership*
cc: Jerry Tlucek



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 18, 2005

JERRY TLUCEK
15188 SOUTH CAN-ADA RD
MELBA ID 83641

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RE: #A63-07068 NOTICE OF ERROR REPLY & CHANGE IN OWNERSHIP

To Whom It May Concern,

We received your *Notice of Error Reply* and *Notice of Change in Water Right Ownership* for Claim No. A63-07068 on July 15, 2005.

Regarding the *Notice of Error Reply*, your request to enlarge the acres from the original license cannot be recommended. This recommendation is based on the license issued in February 1974 for the irrigation of a total of 70 acres.

Concerning the change in ownership, we received the copy of the Warranty Deed, but we also require a copy of the attached **legal description** (See *Notice of Change in Water Right Ownership* form, #2. B.).

Please contact me if you have any questions.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Kimberly Brown".

Kimberly Brown
Senior Water Resource Agent

Enclosures

cc: Deborah L. Long, Moffatt Thomas

5/31/2005

NOTICE OF ERROR

REPLY

RECEIVED
JUL 15 2005
WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-7068

MICHAEL CRAM
18058 S ROBINSON RD
MELBA ID 83641
Telephone Number: (208) 495-2643

NANCY ANN CRAM
18058 S ROBINSON RD
MELBA ID 83641
Telephone Number: (208) 495-2643

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Name & Address; Place of Use

2. Describe the changes you wish to make in the proposed recommendation:

Name & Address: Change to new owner, as follows: Jerry Tlucek, 15188 South Can-Ada Road, Melba, Idaho 83641, telephone (208) 495-2034

Place of Use: Modify place of use as follows:

TWP	RNG	SEC	1/4 of	1/4	Acres
1N	1W	18	SW	SE	15
		19	NE	NE	40
			NW	NE	15
			SE	NE	5
		20	NW	NW	5
			SW	NW	20

3. Give a brief explanation as to why you disagree with these portions:

Name & Address: The property to which this water right is appurtenant was recently purchased by Jerry Tlucek. A copy of the Notice of Change of Water Right Ownership is attached hereto.

Place of Use: The place of use is not as claimed.

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 7/9/05 SIGNATURE: *Jerry Tlucek* JERRY TLUCEK

Please print your name: Jerry Tlucek

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190