

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80697

This is to certify that: **FRANK TIEGS LLC**
PO BOX 3350
PASCO, WA 99302

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
61-7263	WR/DECREED	4/1/1976	2.400 cfs	660.0 af	165.0	631.0	GROUND WATER
61-7264A	WR/DECREED	6/10/1976	10.740 cfs	2225.0 af	446.0	631.0	GROUND WATER
61-7264B	WR/DECREED	6/10/1976	0.400 cfs	90.0 af	20.0	631.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

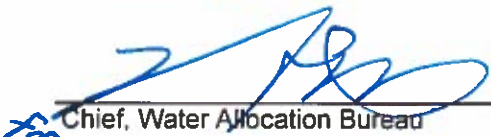
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-7263	NO	YES	NO	NO	NO	NO
61-7264A	NO	YES	NO	NO	NO	NO
61-7264B	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
61-7263	61-7263	2.400 cfs	660.0 af	165.0	631.0	N/A	N/A	N/A	N/A	N/A
61-7264A	61-7264A	10.740 cfs	2225.0 af	446.0	631.0	N/A	N/A	N/A	N/A	N/A
61-7264B	61-7264B	0.400 cfs	90.0 af	20.0	631.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		13.540 cfs	2975.0 af	631.0	631.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 24th day of March, 2017.


Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 61-7263

Transfer No. 80697

WATER RIGHT NO. 61-7263**As Modified by Transfer No. 80697**

In accordance with the approval of Transfer No. 80697, Water Right No. 61-7263 is now described as follows:

Right Holder: FRANK TIEGS LLC
PO BOX 3350
PASCO, WA 99302

Priority Date: 4/1/1976

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From 04/01 **To** 10/31

Diversion Rate

2.400 cfs
2.400 cfs

Diversion Volume

660.0 af
660.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (SESW) Sec 31 Twp 02S Rge 05E ELMORE County
GROUND WATER L3 (SESW) Sec 31 Twp 02S Rge 05E ELMORE County
GROUND WATER L4 (NWNW) Sec 6 Twp 03S Rge 05E ELMORE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals	
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
02S	05E	31	39.0			40.0					40.0	40.0	39.0	33.0	40.0	40.0	35.0	42.0	388.0	
													L 4	L 3				L 2	L 1	
02S	05E	32						39.0	39.0	39.0										78.0
03S	05E	6						39.0	43.0	45.0	38.0									165.0
								L 3	L 4	L 5										

Right Acre Limit: 165.0

POU Total Acres: 631.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 165.0 acres within the place of use described above in a single irrigation season.
2. Rights 61-7247B, 61-7263, 61-7264A and 61-7264B when combined shall not exceed a total diversion rate of 11.36 cfs and a volume of 2975.0 af.
3. Rights 61-7263, 61-7264A and 61-7264B when combined shall not exceed the irrigation of 631 acres.
4. 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 place of use.

Transfer No. 80697

WATER RIGHT NO. 61-7263

As Modified by Transfer No. 80697

CONDITIONS OF APPROVAL

5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
6. Prior to the diversion and use of water under Transfer approval 80697, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10-25-2000.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 61-7264A**As Modified by Transfer No. 80697**

In accordance with the approval of Transfer No. 80697, Water Right No. 61-7264A is now described as follows:

Right Holder: FRANK TIEGS LLC
PO BOX 3350
PASCO, WA 99302

Priority Date: 6/10/1976

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	1.270 cfs	218.0 af
IRRIGATION	03/15	to 11/15	9.470 cfs	2007.0 af
STOCKWATER	01/01	to 12/31	1.270 cfs	218.0 af
			10.740 cfs	2225.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L3 (SESW)	Sec 31 Twp 02S Rge 05E	ELMORE County
GROUND WATER	L3 (SESW)	Sec 31 Twp 02S Rge 05E	ELMORE County
GROUND WATER	L4 (NWNW)	Sec 6 Twp 03S Rge 05E	ELMORE County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	05E	31	X	X	X	X					X	X	X	X	X	X	X	X	
													L4	L3			L2	L1	
02S	05E	32						X	X										
03S	05E	6					X	X	X	X									
							L3	L4	L5										

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	05E	31	39.0			40.0					40.0	40.0	39.0	33.0	40.0	40.0	35.0	42.0	388.0
													L4	L3			L2	L1	
02S	05E	32						39.0	39.0										78.0
03S	05E	6					39.0	43.0	45.0	38.0									165.0
							L3	L4	L5										

Right Acre Limit: 446.0

POU Total Acres: 631.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	05E	31		X	X														

Transfer No. 80697

WATER RIGHT NO. 61-7264A
As Modified by Transfer No. 80697

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 446.0 acres within the place of use described above in a single irrigation season.
2. Rights 61-7247B, 61-7263, 61-7264A and 61-7264B when combined shall not exceed a total diversion rate of 11.36 cfs and a volume of 2975.0 af.
3. Rights 61-7263, 61-7264A and 61-7264B when combined shall not exceed the irrigation of 631 acres.
4. 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 place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
6. Prior to the diversion and use of water under Transfer approval 80697, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Water diverted for commercial use under this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.
9. Commercial use is for a dairy located within W1/2NE, S31, T02S, R05E.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 61-7264B**As Modified by Transfer No. 80697**

In accordance with the approval of Transfer No. 80697, Water Right No. 61-7264B is now described as follows:

Right Holder: FRANK TIEGS LLC
PO BOX 3350
PASCO, WA 99302

Priority Date: 6/10/1976

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

3/15

to 11/15

To**Diversion Rate**

0.400 cfs

0.400 cfs

Diversion Volume

90.0 af

90.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L3 (SESW)	Sec 31 Twp 02S Rge 05E	ELMORE County
GROUND WATER	L3 (SESW)	Sec 31 Twp 02S Rge 05E	ELMORE County
GROUND WATER	L4 (NWNW)	Sec 6 Twp 03S Rge 05E	ELMORE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	05E	31	39.0			40.0					40.0	40.0	39.0	33.0	40.0	40.0	35.0	42.0	388.0
													L4	L3				L2	L1
02S	05E	32						39.0	39.0										78.0
03S	05E	6					39.0	43.0	45.0	38.0									165.0
							L3	L4	L5										

Right Acre Limit: 20.0

POU Total Acres: 631.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 20 acres within the authorized place of use in a single irrigation season.
2. Rights 61-7247B, 61-7263, 61-7264A and 61-7264B when combined shall not exceed a total diversion rate of 11.36 cfs and a volume of 2975.0 af.
3. Rights 61-7263, 61-7264A and 61-7264B when combined shall not exceed the irrigation of 631 acres.
4. 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 place of use.

Transfer No. 80697

WATER RIGHT NO. 61-7264B

As Modified by Transfer No. 80697

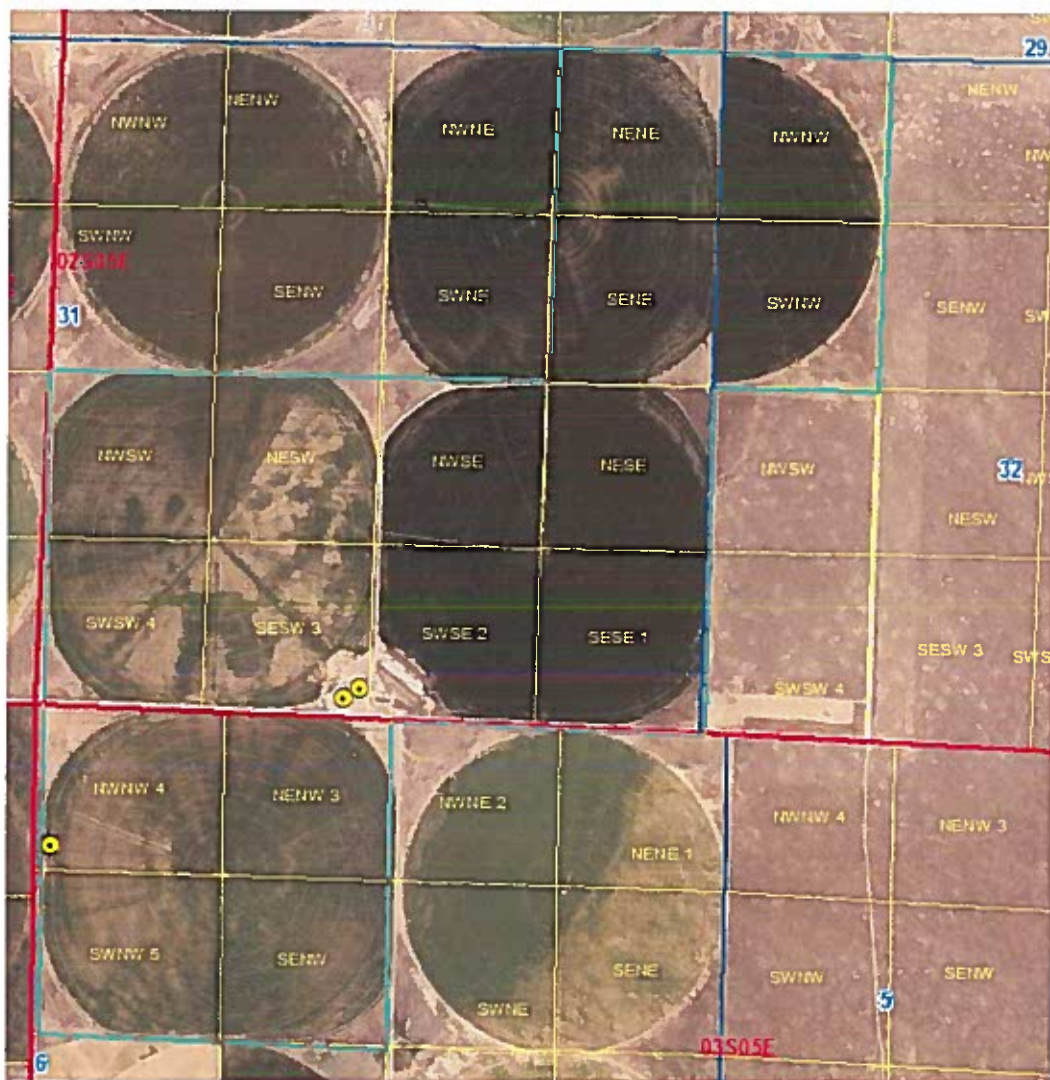
CONDITIONS OF APPROVAL

5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
6. Prior to the diversion and use of water under Transfer approval 80697, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

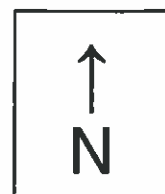
State of Idaho
Department of Water Resources
Attachment to Water Right Transfer No. 80697

61-7263, 61-7264A and 61-7264B

This map depicts the **IRRIGATION** place of use boundary for this Transfer at the time of this approval and is attached to the approval document solely for illustrative purposes.



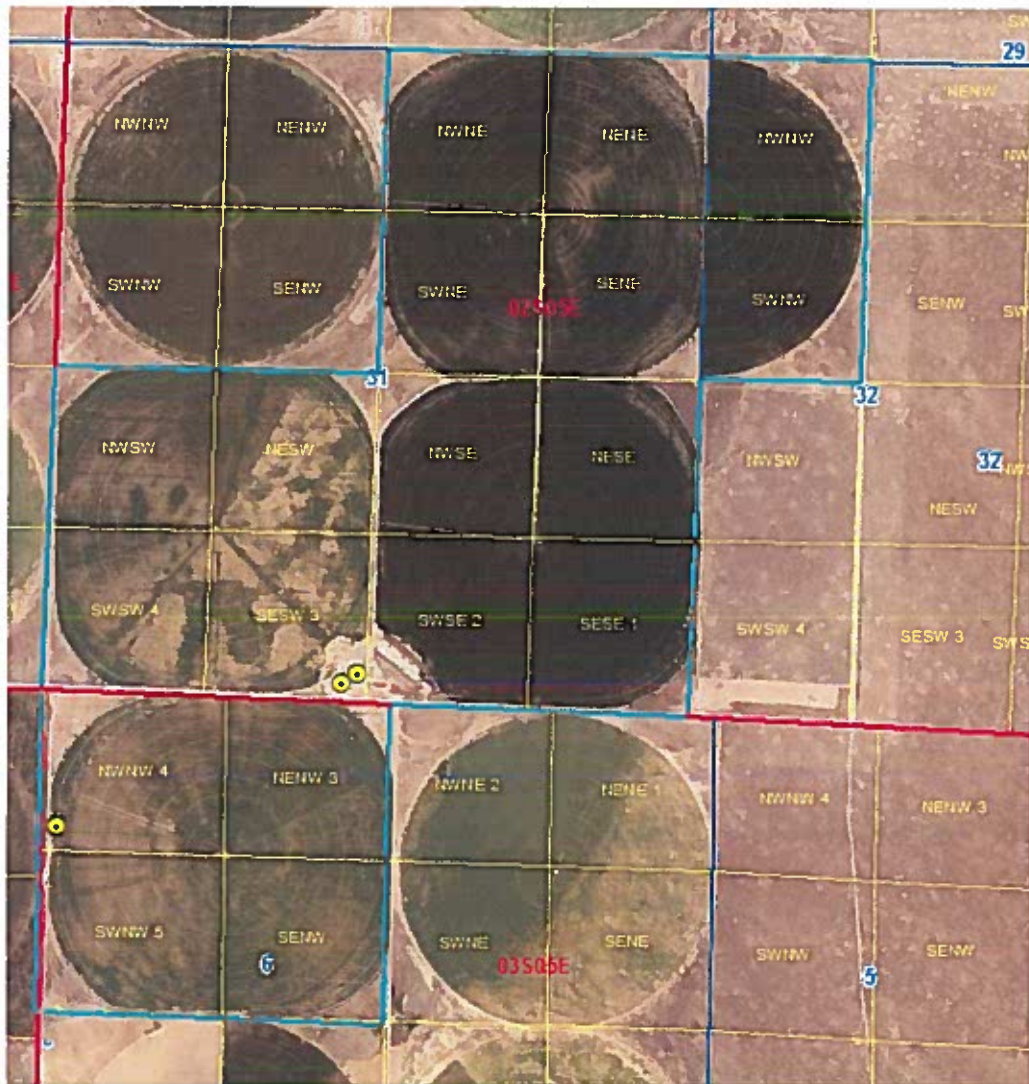
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections



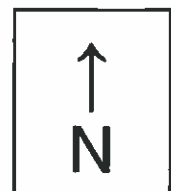
State of Idaho
Department of Water Resources
Attachment to Water Right Transfer No. 80697

61-7264A

This map depicts the **COMMERCIAL** place of use boundary for this Transfer at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections



State of Idaho
Department of Water Resources
Attachment to Water Right Transfer No. 80697

61-7264A

This map depicts the **STOCKWATER** place of use boundary for this Transfer at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections

