

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79722

This is to certify that: KEVIN PECK OR
PECK FARMS OF IDAHO
700 W GLOVER RD
ARIMO, ID 83214

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

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
29-13840	WR/DECREED	1/8/1970	0.930 cfs	284.6 af	125.1	208.0	GROUND WATER
29-13842	WR/LICENSE	6/13/1983	2.950 cfs	274.6 af	N/A	214.0	GROUND WATER
29-13844	WR/DECREED	6/15/1973	0.380 cfs	186.9 af	66.5	208.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
29-13840	YES	NO	YES	NO	NO	NO
29-13842	YES	NO	YES	NO	NO	NO
29-13844	YES	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
29-13840	29-14127	0.100 cfs	29.1 af	12.8	12.8	29-13840	0.830 cfs	255.5 af	112.3	192.0
29-13842	29-14125	0.300 cfs	28.2 af	N/A	22.0	29-13842	2.650 cfs	246.4 af	N/A	192.0
29-13844	29-14126	0.040 cfs	19.2 af	6.8	6.8	29-13844	0.340 cfs	167.7 af	59.7	192.0
COMBINED TOTALS		0.200 cfs	N/A	N/A	0.0		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 13th day of January, 2015.


for Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 79722

IN FILE # 29-13840

WATER RIGHT NO. 29-13842

As Modified by Transfer No. 79722

In accordance with the approval of Transfer No. 79722, Water Right No. 29-13842 is now described as follows:

Right Holder: ALECIA PECK Or
KEVIN PECK
700 W GLOVER RD
ARIMO, ID 83214

Priority Date: 6/13/1983

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
2.650 cfs
2.650 cfs

Diversion Volume
246.4 af
246.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

SESE
SESE

Sec 35 Twp 10S Rge 36E BANNOCK County
Sec 35 Twp 10S Rge 36E BANNOCK 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	
10S	36E	35													33.0	28.5	38.0	34.2	133.7
11S	36E	2		33.5	24.8														58.3
				L 2															

POU Total Acres: 192.0

CONDITIONS OF APPROVAL

1. Rights 29-13840, 29-13842 and 29-13844 when combined shall not exceed the irrigation of 192 acres.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

Transfer No. 79722

WATER RIGHT NO. 29-13842

As Modified by Transfer No. 79722

CONDITIONS OF APPROVAL

5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



WATER RIGHT NO. 29-14125**As Modified by Transfer No. 79722**

In accordance with the approval of Transfer No. 79722, Water Right No. 29-14125 is now described as follows:

Right Holder: KEVIN PECK Or
ALECIA PECK
700 W GLOVER RD
ARIMO, ID 83214

Priority Date: 6/13/1983

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.300 cfs

0.300 cfs

Diversion Volume

28.2 af

28.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SESE

Sec 35 Twp 10S Rge 36E BANNOCK County

GROUND WATER

SESE

Sec 35 Twp 10S Rge 36E BANNOCK County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	36E	35													0.4	8.1	2.0	5.8	16.3
11S	36E	2		3.5	2.2														5.7
				L 2															

POU Total Acres: 22.0

CONDITIONS OF APPROVAL

1. Rights 29-14125, 29-14126 and 29-14127 when combined shall not exceed the irrigation of 22 acres.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

Transfer No. 79722

WATER RIGHT NO. 29-14125
As Modified by Transfer No. 79722

CONDITIONS OF APPROVAL

5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



WATER RIGHT NO. 29-13844**As Modified by Transfer No. 79722**

In accordance with the approval of Transfer No. 79722, Water Right No. 29-13844 is now described as follows:

Right Holder: KEVIN PECK Or
ALECIA PECK
700 W GLOVER RD
ARIMO, ID 83214

Priority Date: 6/15/1973

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
03/15**To**
to 11/15**Diversion Rate**

0.340 cfs

0.340 cfs

Diversion Volume

167.7 af

167.7 af

LOCATION OF POINT(S) OF DIVERSIONGROUND WATER
GROUND WATERSESE
SESESec 35 Twp 10S Rge 36E BANNOCK County
Sec 35 Twp 10S Rge 36E BANNOCK 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	
10S	36E	35													33.0	28.5	38.0	34.2	133.7
11S	36E	2		33.5	24.8														58.3
				L 2															

Right Acre Limit: 59.7

POU Total Acres: 192.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 59.7 acres within the authorized place of use in a single irrigation season.
2. Rights 29-13840 and 29-13844 when combined shall not exceed a total diversion rate of 1.14 cfs, a total annual maximum diversion volume of 411.0 af and the irrigation of 133.6 acres.
3. Rights 29-13840, 29-13842 and 29-13844 when combined shall not exceed the irrigation of 192 acres.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 79722

WATER RIGHT NO. 29-13844
As Modified by Transfer No. 79722

CONDITIONS OF APPROVAL

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



WATER RIGHT NO. 29-14126

As Modified by Transfer No. 79722

In accordance with the approval of Transfer No. 79722, Water Right No. 29-14126 is now described as follows:

Right Holder: KEVIN PECK Or
ALECIA PECK
700 W GLOVER RD
ARIMO, ID 83214

Priority Date: 6/15/1973

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.040 cfs

0.040 cfs

Diversion Volume

19.2 af

19.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SESE

Sec 35 Twp 10S Rge 36E BANNOCK County

GROUND WATER

SESE

Sec 35 Twp 10S Rge 36E BANNOCK County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	36E	35													0.1	2.5	0.6	1.8	5.0
11S	36E	2		1.1	0.7														1.8
				L 2															

Right Acre Limit:

6.8

POU Total Acres:

6.8

CONDITIONS OF APPROVAL

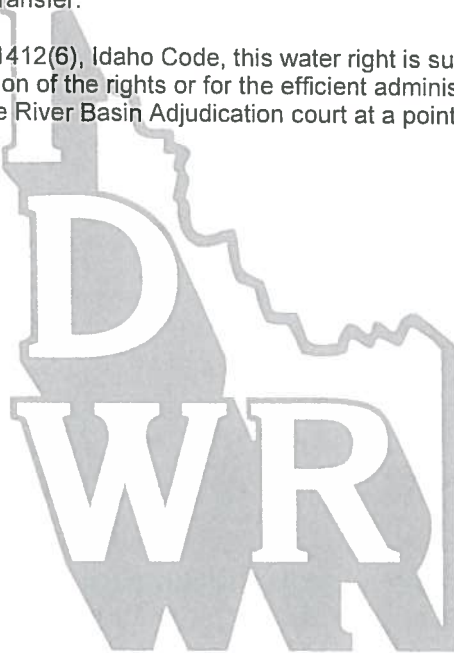
1. This right is limited to the irrigation of 6.8 acres within the authorized place of use in a single irrigation season.
2. Rights 29-14126 and 29-14127 when combined shall not exceed a total diversion rate of 0.17 cfs, a total annual maximum diversion volume of 60.5 af and the irrigation of 19.7 acres.
3. Rights 29-14125, 29-14126 and 29-14127 when combined shall not exceed the irrigation of 22 acres.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 79722

WATER RIGHT NO. 29-14126
As Modified by Transfer No. 79722

CONDITIONS OF APPROVAL

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



WATER RIGHT NO. 29-13840**As Modified by Transfer No. 79722**

In accordance with the approval of Transfer No. 79722, Water Right No. 29-13840 is now described as follows:

Right Holder: KEVIN PECK Or
ALECIA PECK
700 W GLOVER RD
ARIMO, ID 83214

Priority Date: 1/8/1970

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

05/01

To

to 10/01

Diversion Rate

0.830 cfs

0.830 cfs

Diversion Volume

255.5 af

255.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SESE

Sec 35 Twp 10S Rge 36E BANNOCK County

GROUND WATER

SESE

Sec 35 Twp 10S Rge 36E BANNOCK 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	
10S	36E	35													33.0	28.5	38.0	34.2	133.7
11S	36E	2		33.5	24.8														58.3
				L 2															

Right Acre Limit: 112.3

POU Total Acres: 192.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 112.3 acres within the authorized place of use in a single irrigation season.
2. Rights 29-13840 and 29-13844 when combined shall not exceed a total diversion rate of 1.14 cfs, a total annual maximum diversion volume of 411.0 af and the irrigation of 133.6 acres.
3. Rights 29-13840, 29-13842 and 29-13844 when combined shall not exceed the irrigation of 192 acres.
4. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than March 22, 2004.

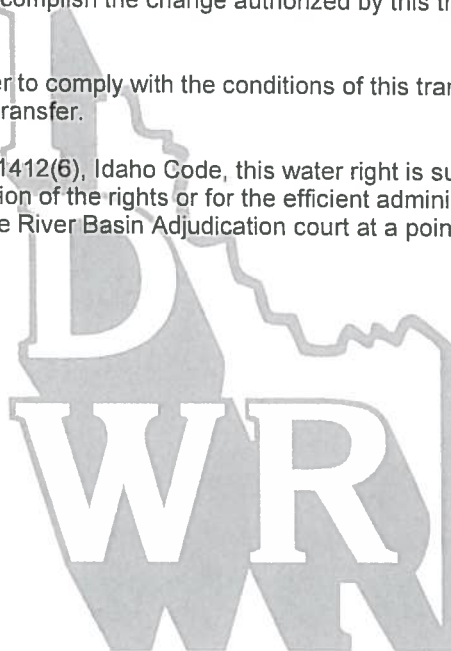
Transfer No. 79722

WATER RIGHT NO. 29-13840

As Modified by Transfer No. 79722

CONDITIONS OF APPROVAL

5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



WATER RIGHT NO. 29-14127**As Modified by Transfer No. 79722**

In accordance with the approval of Transfer No. 79722, Water Right No. 29-14127 is now described as follows:

Right Holder: KEVIN PECK Or
ALECIA PECK
700 W GLOVER RD
ARIMO, ID 83214

Priority Date: 1/8/1970

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
05/01

To
to 10/01

Diversion Rate

0.100 cfs
0.100 cfs

Diversion Volume

29.1 af
29.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESE
GROUND WATER SESE

Sec 35 Twp 10S Rge 36E BANNOCK County
Sec 35 Twp 10S Rge 36E BANNOCK 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	
10S	36E	35													0.2	4.7	1.2	3.4	9.5
11S	36E	2		2.0	1.3														3.3

Right Acre Limit: 12.8

POU Total Acres: 12.8

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 12.8 acres within the authorized place of use in a single irrigation season.
2. Rights 29-14126 and 29-14127 when combined shall not exceed a total diversion rate of 0.17 cfs, a total annual maximum diversion volume of 60.5 af and the irrigation of 19.7 acres.
3. Rights 29-14125, 29-14126 and 29-14127 when combined shall not exceed the irrigation of 22 acres.
4. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than March 22, 2004.

Transfer No. 79722

WATER RIGHT NO. 29-14127

As Modified by Transfer No. 79722

CONDITIONS OF APPROVAL

5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

