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DEPARTMENT OF
WATER RESOURCES

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Attorneys for Petitioners Jerry L. Tlucek and Mary Louise Tlucek

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF WATER RIGHT
LICENSE NO. 63-11777

PETITION FOR RECONSIDERATION

Petitioners Jerry L. Tlucek and Mary Louise Tlucek (collectively, "Tlucek"), through undersigned counsel of record, hereby file this Petition for Reconsideration pursuant to Idaho Code Sections 67-5243 and 67-5245 and Rule 730 of the Rules of Procedure of the Idaho Department of Water Resources. In short, Tlucek is requesting that IDWR reconsider the licensed place of use in two particular quarter-quarter sections, for the reasons described more fully below.

1. On or about December 23, 2013, IDWR issued a license for water right 63-11777 to Tlucek (the "License").
2. The License does not authorize any irrigation within the SENW of Section 29, Township 1 South, Range 1 West, B.M.

3. Attached hereto as Exhibit A is a true and correct copy of a map prepared by Scott King of SPF Water Engineering, LLC.

4. Exhibit A demonstrates that there are 39 irrigated acres within the SENW of Section 29.

5. Tlucek also owns water right 63-8604. However, water right 63-8604 only authorizes irrigation of 38 acres within the SENW of Section 29.

6. Therefore, the License should authorization irrigation of the 1-acre balance within the SENW of Section 29.

7. The License authorizes 30 acres of irrigation within the SENW of Section 30, Township 1 South, Range 1 West, B.M.

8. Exhibit A demonstrates that there are 40 irrigated acres within the SENW of Section 30.

9. However, water right 63-8604 only authorizes irrigation of 9 acres within the SENW of Section 30.

10. Therefore, the License should authorize irrigation of a total of 31 acres within the SENW of Section 30.

DATED this 6th day of January, 2014.

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By 
Dylan B. Lawrence – Of the Firm
Attorneys for Petitioners Jerry L. Tlucek
and Mary Louise Tlucek

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of January, 2014, I caused a true and correct copy of the foregoing **PETITION FOR RECONSIDERATION** to be served by the method indicated below, and addressed to the following:

There are no other parties of record to this matter at this time

- ☐ U.S. Mail, Postage Prepaid
- ☒ Hand Delivered
- ☐ Overnight Mail
- ☐ Facsimile


Dylan B. Lawrence

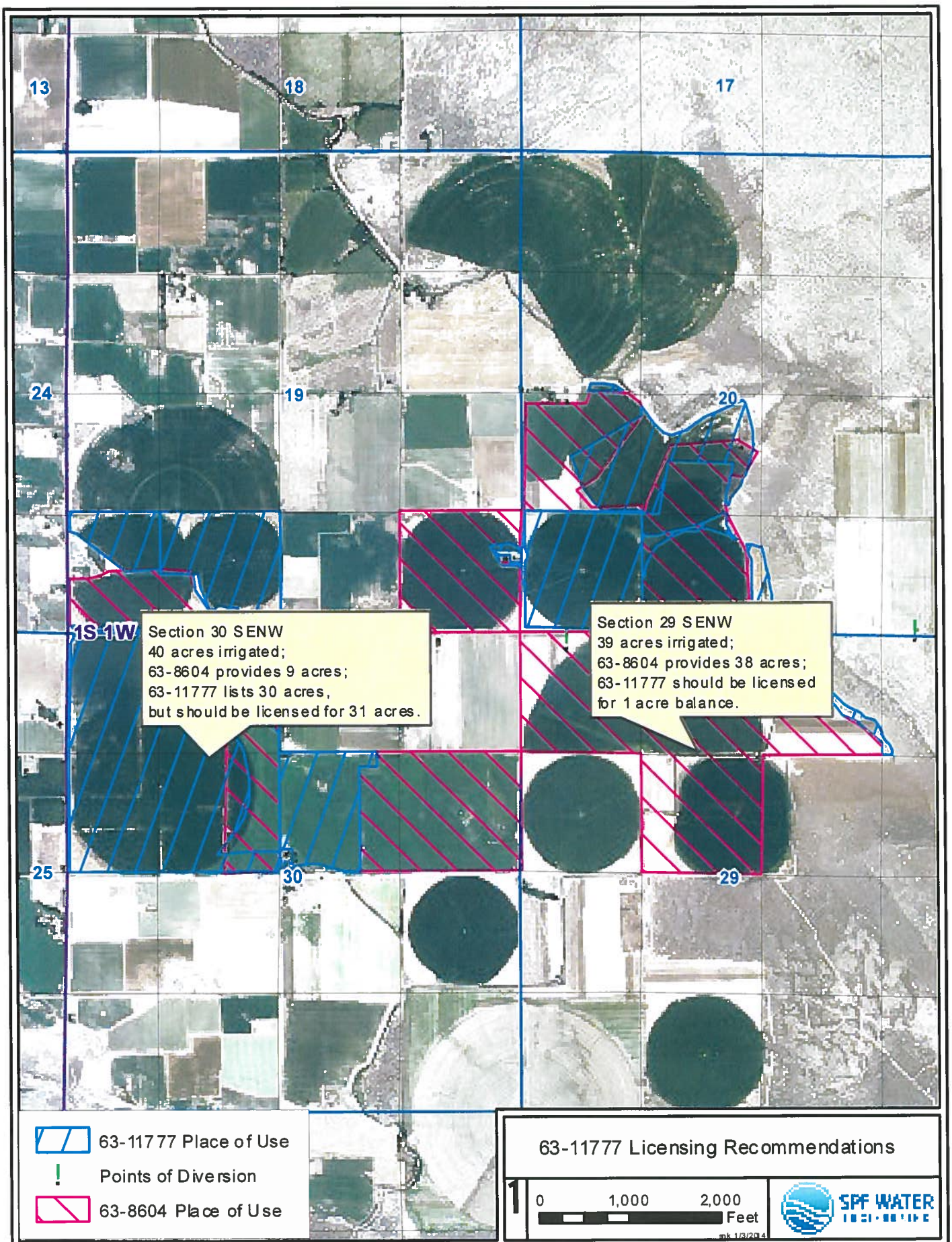


EXHIBIT A