

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78269**

This is to certify that:

JERRY L TLUCEK And/Or
MARY LOUISE TLUCEK And/or
SNAKE RIVER DAIRIES LLC
15188 S CAN-ADA RD
MELBA, ID 83641

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>
63-7270A	WR/DECREED	10/7/1969	0.020 cfs	9.4 af	N/A	2.1	GROUND WATER
63-7270B	WR/DECREED	10/7/1969	1.390 cfs	629.9 af	N/A	140.0	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>
63-7270A	NO	NO	YES	YES	NO	NO
63-7270B	NO	YES	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

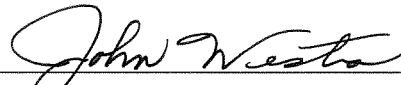
<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-7270A	63-7270A	0.020 cfs	9.4 af	2.1	168.0	N/A	N/A	N/A	N/A	N/A
63-7270B	63-7270B	1.390 cfs	629.9 af	140.0	168.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.410 cfs	639.3 af	142.1	168.0		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 27th day of February, 2013.

SUPPORT DATA

IN FILE # 63-7270A


Western Regional Manager

SCANNED

Transfer No. 78269

MAR 01 2013

WATER RIGHT NO. 63-7270A**As Modified by Transfer No. 78269**

In accordance with the approval of Transfer No. 78269, Water Right No. 63-7270A is now described as follows:

Right Holder: JERRY L TLUCEK And/Or
MARY LOUISE TLUCEK
15188 S CAN-ADA RD
MELBA, ID83641

Priority Date: 10/7/1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/15	0.020 cfs	9.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 20 Twp 01S Rge 01W ADA County
GROUND WATER	NWNW	Sec 29 Twp 01S Rge 01W ADA 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	
01S	01W	20													40	25	26	40	131
01S	01W	29	33	4															37

Right Acre Limit: 2.1

POU Total Acres: 168

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
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. 78269

WATER RIGHT NO. 63-7270A
As Modified by Transfer No. 78269

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 2.1 acres within the authorized place of use in a single irrigation season.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/11/2007.
7. Rights 63-7270A and 63-7270B when combined shall not exceed the irrigation of 142.1 acres within the authorized place of use in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 63-7270B**As Modified by Transfer No. 78269**

In accordance with the approval of Transfer No. 78269, Water Right No. 63-7270B is now described as follows:

Right Holder: SNAKE RIVER DAIRIES LLC
15188 S CAN-ADA RD
MELBA, 83641

Priority Date: 10/7/1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/15	1.390 cfs	629.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 20 Twp 01S Rge 01W ADA County
GROUND WATER	NWNW	Sec 29 Twp 01S Rge 01W ADA 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	
01S	01W	20													40	25	26	40	131
01S	01W	29	33	4															37

Right Acre Limit: 140.0

POU Total Acres: 168.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
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.
5. This right is limited to the irrigation of 140 acres within the authorized place of use in a single irrigation season.

Transfer No. 78269

WATER RIGHT NO. 63-7270B

As Modified by Transfer No. 78269

CONDITIONS OF APPROVAL

6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/11/2007.
7. Rights 63-7270A and 63-7270B when combined shall not exceed the irrigation of 142.1 acres within the authorized place of use in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.