

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77964

This is to certify that: DEBBIE TIEDE And/Or
JAMES B TIEDE
2727 TIEDE ALLEN ROAD
AMERICAN FALLS ID 83211
(208)226-5969
(208)226-2201

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
35-2644	WR/Decreed	02/10/1961	4.4 cfs	1260 af	N/A	315.0	GROUND WATER
35-7662	WR/Decreed	01/17/1977	4.15 cfs	1240 af	N/A	310.0	GROUND WATER
35-7161B	WR/Decreed	01/13/1971	2.87 cfs	N/A	197.0	396.0	GROUND WATER
35-7162B	WR/Decreed	01/13/1971	2.87 cfs	N/A	199.0	396.0	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>
35-2644	YES	YES	YES	NO	NO	NO
35-7662	YES	YES	YES	NO	NO	NO
35-7161B	NO	NO	YES	NO	NO	NO
35-7162B	NO	NO	YES	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>
35-2644	35-14273	0.15 cfs	44 af	11.0	415.0	35-14272	4.25 cfs	1216 af	N/A	304.0
35-7662	35-14275	0.11 cfs	32 af	8.0	415.0	35-14274	4.04 cfs	1208 af	N/A	302.0
35-7161B	35-7161B	2.87 cfs	788 af	197.0	415.0		N/A	N/A	N/A	N/A
35-7162B	35-7162B	2.87 cfs	796 af	199.0	415.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		6.0 cfs	1660 af	N/A	415.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 35-2644

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77964

Detailed Water Right Description(s) attached

Dated this 18th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 35-7161B
As Modified by Transfer No. 77964

In accordance with the approval of Transfer No. 77964, Water Right No. 35-7161B is now described as follows.

Right Holder: JAMES B TIEDE And/Or
DEBBIE TIEDE
2727 TIEDE ALLEN ROAD
AMERICAN FALLS ID 83211

Priority Date: January 13, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.87 CFS	788.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 13 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
07S	29E	13	37.5	39.0	37.1	36.6									34.0	34.6	31.7	31.2	281.7
07S	30E	7									34.5	34.6	32.1	32.1					133.3

Total Acres: 415

WATER RIGHT NO. 35-7161B
As Modified by Transfer No. 77964

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 197 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7161B and 35-7162B when combined shall not exceed the irrigation of 396 acres.
3. Rights 35-7161B, 35-7162B, 35-14273 and 35-14275 when combined shall not exceed the irrigation of 415 acres.
4. Prior to the diversion and use of water under Transfer approval 77964, the right holder shall install and maintain an acceptable measuring device at the authorized point 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.
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. 120.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point of diversion in accordance with Department specifications.
7. 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.
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 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.

This water right 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.

Dated this 18th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 35-7162B
As Modified by Transfer No. 77964

In accordance with the approval of Transfer No. 77964, Water Right No. 35-7162B is now described as follows.

Right Holder: JAMES B TIEDE And/Or
 DEBBIE TIEDE
 2727 TIEDE ALLEN ROAD
 AMERICAN FALLS ID 83211

Priority Date: January 13, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.87 CFS	796.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 13 Twp 07S Rge 29E POWER 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	
07S	29E	13	37.5	39.0	37.1	36.6									34.0	34.6	31.7	31.2	281.7
07S	30E	7									34.5	34.6	32.1	32.1					133.3

Total Acres: 415

WATER RIGHT NO. 35-7162B
As Modified by Transfer No. 77964

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 199 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7161B and 35-7162B when combined shall not exceed the irrigation of 396 acres.
3. Rights 35-7161B, 35-7162B, 35-14273 and 35-14275 when combined shall not exceed the irrigation of 415 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. 120.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under Transfer approval 77964, the right holder shall install and maintain an acceptable measuring device at the authorized point 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.
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 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.

This water right 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.

Dated this 18th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 35-14272
As Modified by Transfer No. 77964

In accordance with the approval of Transfer No. 77964, Water Right No. 35-14272 is now described as follows.

Right Holder: OTTO L TIEDE
614 CALDER ST
AMERICAN FALLS ID 83211

Priority Date: February 10, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	4.25 CFS	1,216.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNESW Sec. 18 Twp 07S Rge 30E POWER 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	
07S	30E	18					37.8	36.9	37.8	38.1	40.0	38.3	36.6	38.5					304.0

Total Acres: 304

CONDITIONS OF APPROVAL

1. 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.

This water right 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.

Dated this 19th day of July, 20 12



Water Resources Program Manager

WATER RIGHT NO. 35-14273
As Modified by Transfer No. 77964

In accordance with the approval of Transfer No. 77964, Water Right No. 35-14273 is now described as follows.

Right Holder: OTTO L TIEDE
 614 CALDER ST
 AMERICAN FALLS ID 83211

Priority Date: February 10, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.15 CFS	44.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 13 Twp 07S Rge 29E POWER 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	
07S	29E	13	37.5	39.0	37.1	36.6									34.0	34.6	31.7	31.2	281.7
07S	30E	7									34.5	34.6	32.1	32.1					133.3

Total Acres: 415

WATER RIGHT NO. 35-14273
As Modified by Transfer No. 77964

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 11 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7161B, 35-7162B, 35-14273 and 35-14275 when combined shall not exceed the irrigation of 415 acres.
3. 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.
4. 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. 120.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
6. Prior to the diversion and use of water under Transfer approval 77964, the right holder shall install and maintain an acceptable measuring device at the authorized point 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. The right holder shall accomplish the change authorized by this transfer within one years 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.

This water right 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.

Dated this 18th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 35-14274
As Modified by Transfer No. 77964

In accordance with the approval of Transfer No. 77964, Water Right No. 35-14274 is now described as follows.

Right Holder: JAMES B TIEDE
 2727 TIEDE ALLEN ROAD
 AMERICAN FALLS ID 83211

Priority Date: January 17, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	4.04 CFS	1,208.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWSE Sec. 18 Twp 07S Rge 30E POWER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	30E	18	36.3	36.9	38.0	36.8									38.0	39.0	39.0	38.0	302.0

Total Acres: 302

CONDITIONS OF APPROVAL

- 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.

This water right 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.

Dated this 18th day of July, 20 12


 Water Resources Program Manager

WATER RIGHT NO. 35-14275
As Modified by Transfer No. 77964

In accordance with the approval of Transfer No. 77964, Water Right No. 35-14275 is now described as follows.

Right Holder: JAMES B TIEDE And/Or
 DEBBIE TIEDE
 2727 TIEDE ALLEN ROAD
 AMERICAN FALLS ID 83211

Priority Date: January 17, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.11 CFS	32.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 13 Twp 07S Rge 29E POWER 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	
07S	29E	13	37.5	39.0	37.1	36.6									34.0	34.6	31.7	31.2	281.7
07S	30E	7									34.5	34.6	32.1	32.1					133.3

Total Acres: 415

WATER RIGHT NO. 35-14275
As Modified by Transfer No. 77964

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 8 acres within the authorized place of use in a single irrigation season.
2. Rights 35-1761B, 35-1762B, 35-14273 and 35-14275 when combined shall not exceed the irrigation of 415 acres.
3. 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.
4. 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. 120.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
6. Prior to the diversion and use of water under Transfer approval 77964, the right holder shall install and maintain an acceptable measuring device at the authorized point 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. 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.

This water right 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.

Dated this 18th day of July, 20 12


Water Resources Program Manager