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Willis C. Moffatt, 1907-1980
Eugene C. Thomas, 1931-2010
John W. Barrett, 1931-2011
Kirk R. Helvie, 1956-2003

* WA license only

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FEB 10 2012

DEPARTMENT OF
WATER RESOURCES

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Idaho Falls
Pocatello

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February 10, 2012
via Hand Delivery

Idaho Department of Water Resources
322 E. Front Street
Boise, ID 83720

Re: Notice of Change in Ownership of Water Right No. 63-7270B (Snake River Dairies, LLC)

MTBR&F File No. 22377.0000

Dear Sir or Madam:

Enclosed with this letter are the following documents:

- A signed original *Notice of Change in Water Right Ownership* (Feb. 4, 2012), involving water right 63-7270B;
- A copy of a *Warranty Deed* (Jan. 31, 2012), involving most of the property to which water right 63-7270B is appurtenant;
- A copy of a *Notice of Change in Water Right Ownership* previously submitted to IDWR on August 29, 2008;
- A copy of a *Warranty Deed* (March 29, 2008), involving the remainder of the property to which water right 63-7270B is appurtenant, which accompanied the August 29, 2008 *Notice*;
- A copy of a *Water Right Quitclaim Deed* (February 9, 2012), conveying any remaining interest in water right 63-7270B from Jerry and Mary Louise Tlucek to Snake River Dairies, LLC;
- A copy of the SRBA *Partial Decree* for water right 63-7270B (April 1, 2007);
- A copy of an approved *Transfer of Water Right* (April 23, 2008), involving water right 63-7270B;

- A map depicting the current place of use and points of diversion for water right 63-7270B based upon shapefiles obtained from IDWR; and
- A check payable to the Idaho Department of Water Resources in the amount of \$25.00.

Please note that there is somewhat of an anomaly in the history of water right 63-7270B, which explains the enclosure of so much documentation. I would like to explain that anomaly to you here, in order to avoid any unnecessary confusion or delay.

On April 11, 2007, the SRBA district court issued the partial decree for 63-7270B, in the name of Glenn and Rhea Vander Woude. At that time, the entire place of use for 63-7270B was within the property conveyed to Snake River Dairies, LLC by the *Warranty Deed* of February 1, 2012. On March 29, 2008, Jerry and Mary Louise Tlucek, both members of Snake River Dairies, LLC, acquired a large tract of adjacent land via the *Warranty Deed* of the same date. Importantly, this acquisition included the Northwest quarter of the Northeast quarter of Section 29, Township 1 South, Range 1 West. Less than a month after that transaction, on April 23, 2008, IDWR approved a transfer of water right 63-7270B that included commercial use of water within the NWNE of Section 29. In other words, while the Vander Woudes owned water right 63-7270B, IDWR approved a transfer of a portion of that right to land that was owned by the Tluceks at the time of approval.

The “bottom line” is that the entire place of use for water right 63-7270B, as established by the April 23, 2008 approved transfer, is included within the two enclosed *Warranty Deeds*. The enclosed *Water Right Quitclaim Deed* unifies ownership of the entirety of the water right with Snake River Dairies, LLC. Accordingly, nothing further should be required to put water right 63-7270B in the name of Snake River Dairies, LLC.

Please process the enclosed *Notice of Change in Water Right Ownership* involving water right 63-7270B at your earliest convenience. If you need any additional information, please do not hesitate to contact me.

Thank you for your attention to this matter.

Very truly yours,



Dylan B. Lawrence

DBL/jss
Enclosures (9)

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cc: Jerry Tlucek
Scott N. King, P.E.

217009

Idaho Department of Water Resources
CHECK NO.: 217009

INVOICE NO:	DESCRIPTION:	VOUCHER:	AMOUNT:
22377.0000	Filing fee	256446	25.00

Charge & ownership 63-7270B

TO

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

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