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AUG 01 2011

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change

1. APPLICANT(S) Al & Jerry Lueck Farms LLC Phone (623)386-0607

2. MAILING ADDRESS 5415 S. Rainbow Rd City Buckeye

State AZ Zip 85326 Email _____

- ☒ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) required for water right ownership changes; see [fee schedule](#).
- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 63-7460, 63-8230, 63-8239, 63-8256
63-7460, 63-8230, 63-8239, 63-8256

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 8.08 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
7N	5W	13			SE	SW	PAYETTE	GW	
7N	5W	24			SE	SE	PAYETTE	GW	
7N	5W	24			SE	SE	PAYETTE	GW	

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Irrigation Well #1 (northern well), total depth = 400 ft, Irrigation Well #2 (southern well), total depth = 606 ft. Pumps lift water to mainline, pivots, and handlines. Inline flow meters can be installed along straight runs of pipe.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right(s), or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the right(s)? |

If yes, describe _____

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts/> provides a satisfactory template for creating the required map.

8. **SIGNATURE** - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

AL Lueck
Signature of applicant or authorized agent

AL Lueck owner
Print name and title if applicable

7-22-2011
Date

Jerry Lueck
Signature of applicant or authorized agent

Jerry Lueck - owner
Print name and title if applicable

7-22-2011
Date

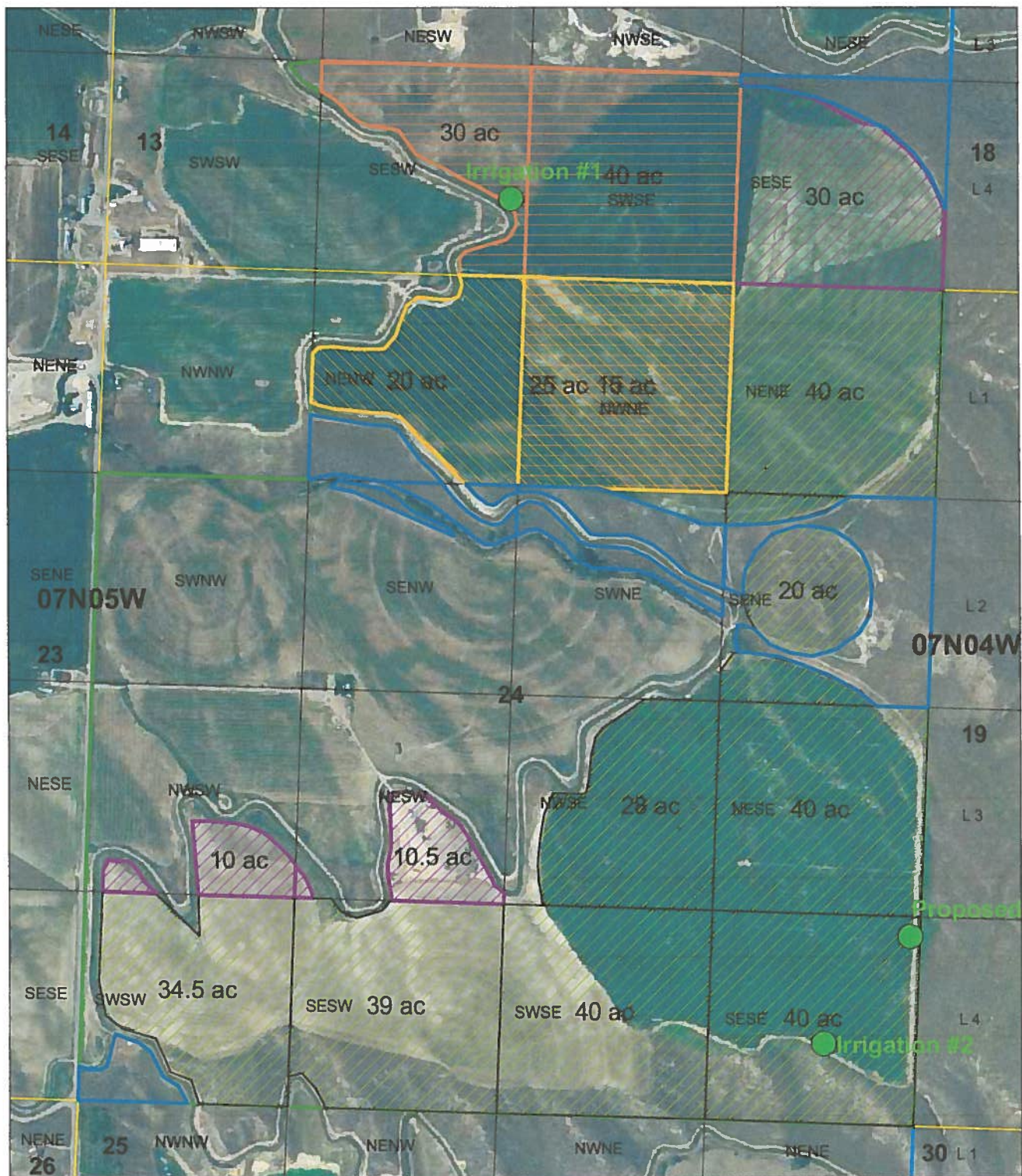
9. **FEE** - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The [Fee Schedule](#) is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer includes 8 pages of attachments. Received by Jan Date 8-1-11

Fee paid \$1,140 - Date 8-1-2011 Received by DB Receipt # W039489

Preliminary review completed by [Signature] Date 8/11/11



ERO

ERO Resources Corp.
3314 Grace Street
Boise, ID 83703
(208) 373-7983
Fax: (208) 373-7985

Location Map
(Al & Jerry Lueck Farms, LLC)

Legend

- Wells
- Permit POU
- 63-8256
- 63-8239
- 63-8230
- 63-7460
- Property

Payette County, Idaho

Figure 1

0 250 500
Feet

Prepared for: Lueck Farm
File: z:\3807 - Lueck
Date: July 22, 2011



IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-7460

Current Owner: AL & JERRY LUECK FARMS LLC

Priority Date: 7/6/1971

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	5.58 CFS	1267 AF
	<u>Total Diversion</u>	5.58 CFS	1267 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SE1/4 Sec. 24, Twp 07N, Rge 05W B.M.
PAYETTE County

Place of Use

IRRIGATION Within PAYETTE County

T07N R05W S24	NENE	40.00	T07N R05W S24	SENE	20.00
T07N R05W S24	SWSW	34.50	T07N R05W S24	SESW	39.00
T07N R05W S24	NESE	40.00	T07N R05W S24	NWSE	28.00
T07N R05W S24	SWSE	40.00	T07N R05W S24	SESE	40.00

Total Acres: 281.5

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | W14 | Use of this right is combined with water from Black Canyon Irrigation District. |
| 2. | C18 | This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code. |
| 3. | S39 | The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right. |
| 4. | F05 | Right No. 63-8230 is also diverted through point of diversion described above. |
| 5. | E51 | Right Nos. 63-7460 and 63-8230 are limited to a total combined diversion rate of 5.58 cfs. |
| 6. | R01 | A measuring device of a type approved by this Department shall be maintained as a part of the diverting works. |

Page _____ of _____

Decreed Date: 4/3/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-8230

Current Owner: AL & JERRY LUECK FARMS LLC

Priority Date: 10/27/1975

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.01 CFS	228 AF
	<u>Total Diversion</u>	1.01 CFS	228 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SE1/4 Sec. 24, Twp 07N, Rge 05W B.M.
PAYETTE County

Place of Use

IRRIGATION Within PAYETTE County

T07N R05W S13	SESE	30.00	T07N R05W S24	NESW	10.50
T07N R05W S24	NWSW	10.00			
Total Acres: 50.5					

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | 001 | A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. |
| 2. | W14 | Use of this right is combined with water from Black Canyon Irrigation District. |
| 3. | S39 | The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right. |
| 4. | E51 | Right Nos. 63-8230 and 63-7460 are limited to a total combined diversion rate of 5.58 cfs. |
| 5. | F05 | Right No. 63-7460 is also diverted through point of diversion described above. |
| 6. | C18 | This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 2-1412(6), Idaho Code. |

Decreed Date: 4/3/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-8239

Current Owner: AL & JERRY LUECK FARMS LLC

Priority Date: 4/9/1973

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.6 CFS	383 AF
	<u>Total Diversion</u>	1.6 CFS	383 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SW1/4 Sec. 13, Twp 07N, Rge 05W B.M.
PAYETTE County

Place of Use

IRRIGATION Within PAYETTE County

T07N R05W S13	SESW	30.00	T07N R05W S13	SWSE	40.00
T07N R05W S24	NWNE	15.00			

Total Acres: 85

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | C18 | This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code. |
| 2. | 001 | A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. |
| 3. | F05 | Right No. 63-8256 is also diverted through point of diversion described above. |
| 4. | S39 | The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right. |

Decreed Date: 4/3/2009

⑤

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-8256

Current Owner: AL & JERRY LUECK FARMS LLC

Priority Date: 1/21/1976

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

03/15 to 11/15

0.9 CFS

203 AF

Total Diversion

0.9 CFS

203 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4

Sec. 13, Twp 07N, Rge 05W B.M.

PAYETTE County

Place of Use

IRRIGATION Within PAYETTE County

T07N R05W S24

NWNE

25.00

T07N R05W S24

NENW

20.00

Total Acres: 45

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E62 This right when combined with all other rights shall provide no more than .02 cfs per acre.
3. F05 Right No. 63-7358 is also diverted through point of diversion described above.
4. S39 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Decreed Date: 4/3/2009

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ALBERT C LUECK JR
MANAGER
10975 S INDIAN WELLS DRIVE
GOODYEAR, AZ 85338
Date of Taking Office: 11/20/2000
Last Updated: 11/24/2000

JERRY R LUECK
MANAGER
10975 S INDIAN WELLS DRIVE
GOODYEAR, AZ 85338
Date of Taking Office: 11/20/2000
Last Updated: 11/24/2000

ALBERT C LUECK JR FAM TRUST
MEMBER
ALBERT C LUECK JR (TRUSTEE)
JERRY R LUECK (TRUSTEE)
10975 S INDIAN WELLS DRIVE
GOODYEAR, AZ 85338
Date of Taking Office: 11/20/2000
Last Updated: 11/24/2000

Amendments

Amendment Date	Amendment Type	Publish Date	Publish Exception
11/20/2000	AMENDMENT	12/27/2000	

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Microfilm

Location	Date Received	Description
11328007040	06/22/1999	ARTICLES OF ORGANIZATION
20243032010	07/20/1999	PUBLICATION OF ARTICLES OF ORGANIZATION
11428001004	11/20/2000	AMENDMENT
20266072002	12/27/2000	PUB OF AMENDED ARTICLES OF ORGANIZATION

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10/13/2010

Arizona Corporation Commission
State of Arizona Public Access System
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9:04 AM

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Corporate Inquiry	
File Number: L-0879369-6	Check Corporate Status
Corp. Name: AL AND JERRY LUECK FARMS, L.L.C.	

Domestic Address

10975 S INDIAN WELLS DR	
GOODYEAR, AZ 85338	

Statutory Agent Information

Agent Name: WAYNE A SMITH	
Agent Mailing/Physical Address:	
3300 N CENTRAL AVE #1800	
PHOENIX, AZ 85012	
Agent Status: APPOINTED 06/22/1999	

Additional Corporate Information

Corporation Type: DOMESTIC L.L.C.	Business Type:
Incorporation Date: 06/22/1999	Corporate Life Period: PERPETUAL
Domicile: ARIZONA	County: MARICOPA
Approval Date: 06/22/1999	Original Publish Date: 07/20/1999

Manager/Member Information

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