

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 88619**

This is to certify that: **FRANK TIEGS LLC**
PO BOX 3350
PASCO, WA 99302-3350

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>
63-3310	WR/DECREED	6/1/1964	1.580 cfs	720.0 af	160.0	183.0	GROUND WATER
63-7381	WR/DECREED	12/10/1970	1.750 cfs	795.0 af	178.0	183.0	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>
63-3310	NO	NO	YES	YES	NO	NO
63-7381	NO	NO	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>
63-3310	63-3310	1.580 cfs	720.0 af	160.0	183.0	N/A	N/A	N/A	N/A	N/A
63-7381	63-7381	1.750 cfs	795.0 af	178.0	183.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		3.33 cfs	823.5 af	183.0	183.0		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 12th day of August, 2025

SUPPORT DATA

IN FILE # 63-3310

Cody Parker
Cody Parker, Water Resources Supervisor

Transfer No. 88619

WATER RIGHT NO. 63-7381**As Modified by Transfer No. 88619**

In accordance with the approval of Transfer No. 88619, Water Right No. 63-7381 is now described as follows:

Right Holder: FRANK TIEGS LLC
PO BOX 3350
PASCO, WA 99302-3350

Priority Date: 12/10/1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 10/30	1.750 cfs	795.0 af
			1.750 cfs	795.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 21 Twp 01N Rge 02W CANYON County
GROUND WATER	NENW	Sec 21 Twp 01N Rge 02W CANYON County
GROUND WATER	NENW	Sec 29 Twp 01N Rge 02W CANYON 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	
01N	02W	20									30.5	30.5	30.5	30.5		15.0	15.0		152.0
01N	02W	29					31.0												31.0

Right Acre Limit: 178.0

POU Total Acres: 183.0

CONDITIONS OF APPROVAL

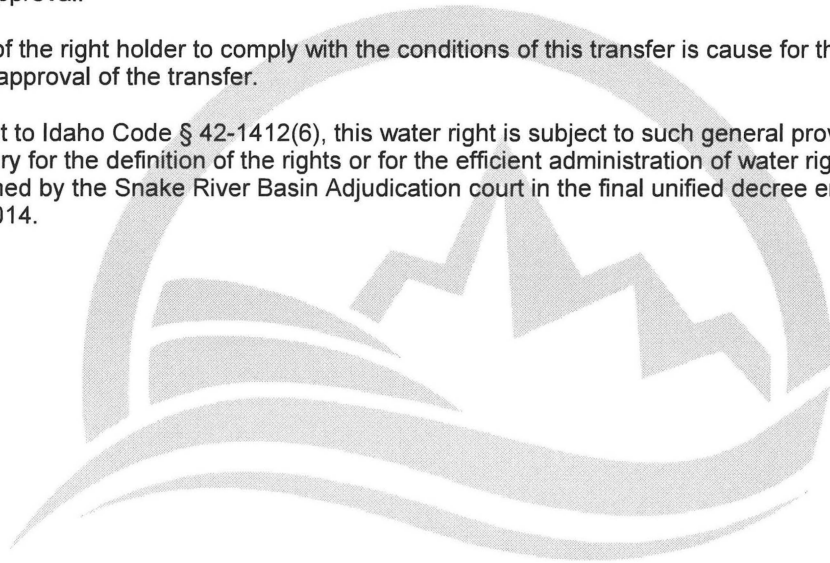
1. This right is limited to the irrigation of 178 acres within the authorized place of use in a single irrigation season.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 and after 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
3. Rights 63-3310 and 63-7381 when combined shall not exceed a total annual maximum diversion volume of 823.5 af at the field headgate and the irrigation of 183 acres.
4. 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.

Transfer No. 88619

WATER RIGHT NO. 63-7381
As Modified by Transfer No. 88619

CONDITIONS OF APPROVAL

5. 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.
6. This right does not grant any right-of-way or easement across the land of another.
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 Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 63-3310**As Modified by Transfer No. 88619**

In accordance with the approval of Transfer No. 88619, Water Right No. 63-3310 is now described as follows:

Right Holder: FRANK TIEGS LLC
PO BOX 3350
PASCO, WA 99302-3350

Priority Date: 6/1/1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/01	to 11/15	1.580 cfs	720.0 af
			1.580 cfs	720.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 21 Twp 01N Rge 02W CANYON County
GROUND WATER	NENW	Sec 21 Twp 01N Rge 02W CANYON County
GROUND WATER	NENW	Sec 29 Twp 01N Rge 02W CANYON 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	
01N	02W	20									30.5	30.5	30.5	30.5		15.0	15.0		152.0
01N	02W	29					31.0												31.0

Right Acre Limit: 160.0

POU Total Acres: 183.0

CONDITIONS OF APPROVAL

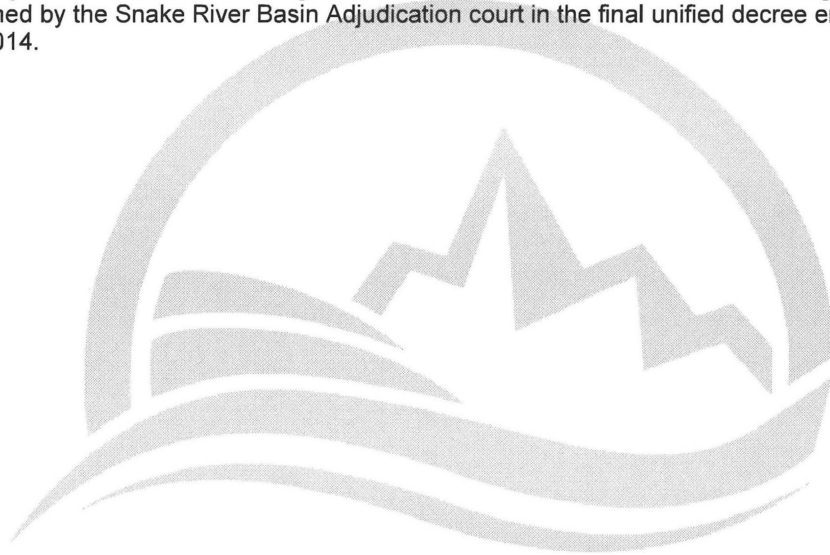
1. This right is limited to the irrigation of 160 acres within the authorized place of use in a single irrigation season.
2. Rights 63-3310 and 63-7381 when combined shall not exceed a total annual maximum diversion volume of 823.5 af at the field headgate and the irrigation of 183 acres.
3. This right 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.
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 does not grant any right-of-way or easement across the land of another.

Transfer No. 88619

WATER RIGHT NO. 63-3310
As Modified by Transfer No. 88619

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

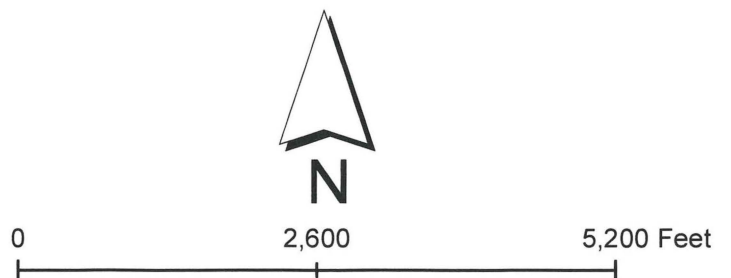
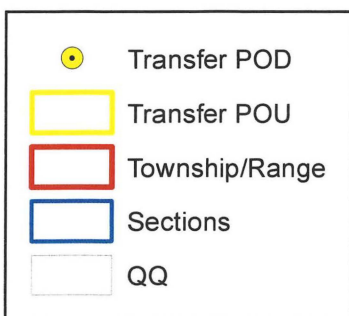


State of Idaho
Department of Water Resources

Attachment to Transfer No. 88619

Water Right(s): 63-3310, 63-7381

This map depicts the IRRIGATION place of use boundary for the water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.





August 12, 2025

FRANK TIEGS LLC
PO BOX 3350
PASCO WA 99302-3350

Re: Transfer No: 88619, Water Right Nos: 63-3310, 63-7381

Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Rights. Please thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Rights is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department who has not previously been afforded an opportunity for a hearing on the matter, may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions regarding the enclosed, please contact our office at (208) 334-2190.

Sincerely,

Susy Hobson
Technical Records Specialist

Enclosure

CERTIFICATE OF SERVICE

I hereby certify that on August 12, 2025 I mailed a true and correct copy, postage prepaid, or via electronic mail, the foregoing PRELIMINARY ORDER (Approved Transfer) to the persons listed below:

Re: Transfer No: 88619, Water Right Nos: 63-3310, 63-7381

FRANK TIEGS LLC
PO BOX 3350
PASCO WA 99302-3350

USPS

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082
greg.sullivan@brockwayeng.com

email



Susy Hobson
Technical Records Specialist

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.