

02/08/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 79-10260
NAME AND ADDRESS: GREG STOLZ
RT 1 BOX 106A
GREEN CREEK ID 83533

SHARON STOLZ
RT 1 BOX 106A
GREEN CREEK ID 83533

BILL STOLZ
1103 CROOKS ST
GRANGEVILLE ID 83530

LOUISE STOLZ
1103 CROOKS ST
GRANGEVILLE ID 83530

SOURCE: UNNAMED STREAM TRIBUTARY: TELCHER CREEK

QUANTITY: 0.040 CFS
8.260 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/30/1945

POINT OF DIVERSION:
T30N R02E S33 NENW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER FROM STORAGE	1/01 12/31	8.26 AFY
STOCKWATER STORAGE	1/01 12/31	8.26 AFY
DIVERSION TO STORAGE	1/01 12/31	0.040 CFS

PLACE OF USE: STOCKWATER FROM STORAGE Within IDAHO County

T30N R02E S33 NWNW

STOCKWATER STORAGE Within IDAHO County

T30N R02E S33 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A79-10260
Date Received: 7/15/1988
Receipt No: W000684
Received By: RW LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GREG STOLZ 208-962-3823
Address: RT 1, BOX 106A
GREENCREEK, ID 83533
AND/OR
Name: SHARON STOLZ 208-962-3823
Address: RT 1, BOX 106A
GREENCREEK, ID 83533
AND/OR
Name: BILL STOLZ 208-983-1545
Address: 1103 CROOKS ST.
GRANGEVILLE, ID 83530
AND/OR
Name: LOUISE STOLZ 208-983-1545
Address: 1103 CROOKS ST.
GRANGEVILLE, ID 83530

2. Date of Priority: AUG 30, 1945

3. Source: UNN STREAM Trib. to: TELCHER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
30N	02E	33		NE	NW		IDAHO

5. Description of diverting works:
STREAM PIPED TO HOLDING POND APPROX. 100'X200'30'.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DIVERSION TO STORAGE	01/01	12/31	0.040		
STOCKWATER STORAGE	01/01	12/31			8.26
STOCKWATER FROM STORAGE	01/01	12/31			8.26

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or)

A79-10260

Page

1

8.26 A.F.A.

Date: 08/11/88

MICROFILMED
OCT 06 1992

8. Total consumptive use is _____ Acre Feet Per Annum.

9. Non-irrigation uses:
S/150 HEAD LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
30N	02E	33	NE NW		STOCK	

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
DIVERTED BY PIPE TO POND APPROX. 8.26 AF FOR STORAGE FOR 150
HEAD OF STOCK.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
OCT 06 1992

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 779-10260

Date Received _____

Receipt Number _____

RECEIVED
JUL 20 1988

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED
JUL 15 1988

Department of Water Resources
Western Regional Office

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Greg and/or Sharon Stolz
Bill and/or Louise Stolz Phone (208) 983-1545

Mailing Address 1103 Crooks St. Grangeville, Id Zip 83530

2. Date of Priority (Only one (1) per claim) Aug 30, 1945

3. Source of water supply (a) Unnamed Stream
which is tributary to (b) Telcher Creek

4. Location of point of diversion is: Township 30 N Range 2 E

Section 33, 1/4 of NE 1/4 of NW 1/4, Govt. Lot _____, B.M.,

County of Idaho

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Stream piped To Holding pond

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

For Diversion to Storage (Both dates are inclusive) (cfs)
purposes from 1-1 to 12-31 amount 0.04

For Stockwater Stor. purposes from 1-1 to 12-31 amount 8.26 AF
stk water from storage. 1-1 to 12-31 8.26 AF

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: give number of
livestock) 150 Head Livestock

MICROFILMED

ACT 06 1992

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
30N	2E	33					S											

11. In which county (ies) are lands listed above as place of use located? Idaho

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (☒)

14. Remarks: Diverted by pipe to pond $\approx$ 8.26 AF For storage For
stock (150 head)

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☐
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) x William E. Stolz Date 6-2-88

Gregory J. Stolz Date 6-2-88

For Organizations: I do solemnly swear or affirm that I am _____

_____ Title _____
of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title _____ Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or IDAHO)

County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of June 19 88

SEAL

Notary Public Roma P. McCafer

Residing at Whitebird, Idaho

My Commission Expires August 13, 1993

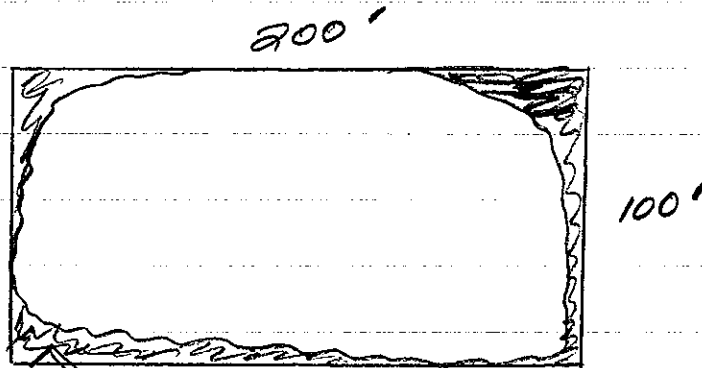
Last Name Stolz Ident No. _____

Copies White-State, Yellow-Claimant

MICROFILMED

OCT 06 1992

AS per Telephone Conversation on 8-3-88
w/ Bill Stolz. Pond Size was
estimated as being $\approx 100' \times 200' \times 30'$
Calculations Shown have determined the
Capacity of said pond to be ≈ 8.26
Ac Feet.



$$20,000 \text{ sf} - 20\% = 16,000 \text{ sf}$$

$$16,000 \text{ sf} = 0.37 \text{ ac}$$

$$0.37 \text{ ac} \times 30' \text{ depth} = 11.02 \text{ Ac Ft.}$$

$$11.02 \text{ AF} - 25\% \text{ For contour of bottom}$$

$$= \boxed{8.26 \text{ Ac Ft.}}$$

R.B. Whitney

MICROFILMED

OCT 06 1992