

11/01/2005

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

RIGHT NUMBER: 27-12110

NAME AND ADDRESS: LLOYD STOLWORTHY LTD FAMILY PARTNERSHIP A
1525 E WOLVERINE RD
FIRTH ID 83236

SOURCE: UNNAMED STREAM TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1965

POINT OF DIVERSION:
T02S R38E S7 SWSWSW Lot 16 Within BINGHAM County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 12/01	0.020 CFS

PLACE OF USE: STOCKWATER Within BINGHAM County
T02S R38E S07 Lot 16 SWSW

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: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 1000 cattle and 40 horses.

SCANNED
APR 27 2006
PROFILED

10/28/2005

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

RIGHT NUMBER: 27-12110

NAME AND ADDRESS: LLOYD STOLWORTHY LTD FAMILY PARTNERSHIP A
1525 E WOLVERINE RD
FIRTH ID 83236

SOURCE: ~~UNNAMED~~ STREAM TRIBUTARY:
0.52

QUANTITY: ~~0.200~~ CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1965

POINT OF DIVERSION:
T02S R38E S7 SWSWSW Within BINGHAM County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 12/01	~~0.200~~ CFS <i>0.02</i>

PLACE OF USE: STOCKWATER Within BINGHAM County
T02S R38E S07 SWSW

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: BASIS OF CLAIM -

Stockwater use is for 1000 cattle and 40 horses.

*Changes made 10-31-05 to comply with standards
for stockwater of 1000 hd or less. ENIC*

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

In Re SRBA

Case No. 39576

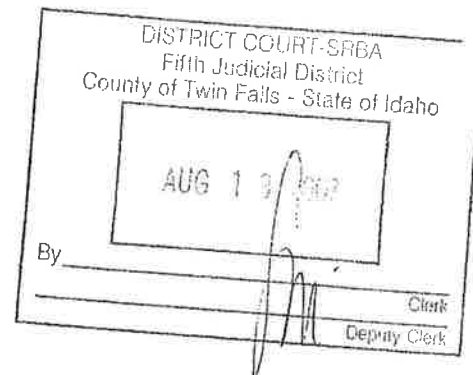
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 27-12110

NAME AND ADDRESS: LLOYD STOLWORTHY LTD FAMILY
PARTNERSHIP A
1525 E WOLVERINE RD
FIRTH, ID 83236

SOURCE: UNNAMED STREAM TRIBUTARY: ~~BLACKFOOT RIVER~~

QUANTITY: 0.02 CFS
5.50 AFY



The quantity of water under this right shall not exceed
13,000 gallons per day.
Right nos. 27-12110, 27-12111, 27-12112, 27-12113 and
~~27-55A~~ are limited to a total combined annual diversion volume of
10.5 AF for stockwater.

PRIORITY DATE: ☒ 06/01/1965

POINT OF DIVERSION: T02S R38E S07 LOT 16 (SWSW) Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	04-01 TO 12-01	0.02 CFS 5.50 AFY

PLACE OF USE: Stockwater Within Bingham County
T02S R38E S07 LOT 16 (SWSW)

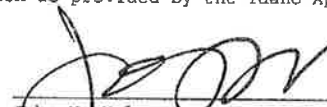
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

JONES CREEK

looks like
it should be
R 39E.
R 38E is on
I.R.

25 39E 7 SWSW L4

1000 acre + 40 horses
for 245 days = 9.4 AFY
diverted - pipeline to troughs

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-12110

NAME AND ADDRESS:

LLOYD STOLWORTHY LTD FAMILY
PARTNERSHIP A
1525 E WOLVERINE RD
FIRTH ID 83236

SOURCE:

Source:
UNNAMED STREAM

Tributary:
JONES CREEK
~~BLACKFOOT RIVER~~

QUANTITY:

0.020 CFS

9.400 AFY

~~5.500 AFY~~

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

Right Nos. 27-12110, 27-12111, 27-12112, 27-12113 and 27-55A are limited to a total combined annual diversion volume of 10.5 AF for stockwater.

PRIORITY DATE: 06/01/1965

POINT OF DIVERSION:

T02S R39E S7 Lot 4 SWSW
Within BINGHAM County

~~T02S R38E S7 Lot 16 SWSWSW~~
~~Within BINGHAM County~~

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

STOCKWATER

04/01 12/01

0.020 CFS 9.40 AFY

~~5.50 AFY~~

PLACE OF USE:

STOCKWATER within BINGHAM County

~~T02S R38E S07 Lot 16 SWSW~~

T02S R39E S07 Lot 4 SWSW

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: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 1000 cattle and 40 horses.

11/09/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-12110
NAME AND ADDRESS: LLOYD STOLWORTHY LTD FAMILY PARTNERSHIP A
1525 E WOLVERINE RD
FIRTH ID 83236

Pend SFS

SOURCE: UNNAMED STREAM TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1965

POINT OF DIVERSION: T02S R38E S07 SWSW Lot 16 Within BINGHAM County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
04/01 12/01

QUANTITY
0.020 CFS

(10.5 APY)
5.5 APY

PLACE OF USE: STOCKWATER Within BINGHAM County
T02S R38E S07 Lot 16 SWSW

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: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 1000 cattle and 40 horses.

$$\begin{aligned} \text{STOCKWATER} &\Rightarrow 1000 \text{ cows} \times \frac{12 \text{ gal/DAY}}{\text{cow}} \times 276 \text{ days} \times \frac{1 \text{ Acre-Ft}}{325,851 \text{ gal}} \Rightarrow 10.1 \text{ APY} \\ &40 \text{ horses} \times \frac{12 \text{ gal/DAY}}{\text{horses}} \times 276 \text{ days} \times \frac{1 \text{ Acre-Ft}}{325,851 \text{ gal}} \Rightarrow 0.4 \text{ APY} \\ &\text{TOTAL} \Rightarrow 10.5 \text{ APY} \end{aligned}$$

* This right combined w/ 27-12111, 27-12112, 27-12113, AND 27-55A cannot exceed 10.5 APY for stockwater.

QUIT CLAIM DEED

LLOYD STOLWORTHY and LUCILLE STOLWORTHY, Grantors of Idaho Falls, County of Bonneville, State of Idaho, hereby QUIT CLAIM to THE LLOYD STOLWORTHY FAMILY LIMITED PARTNERSHIP - A, dated the 15 day of OCTOBER, 1982, and signed by Lloyd Stolworthy and Lucille Stolworthy for the sum of TEN DOLLARS (\$10.00), the following described tracts of land located in Bingham County, State of Idaho and subject to the encumbrances owed thereon to wit:

1. T. 1 So. R. 38, E.B.M. All of Sections 31 and 32, excepting, therefore, the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) and the Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4) of Section Thirty-two (32), and also excepting: beginning at a point on the Section Line 1320 feet East of the Southwest corner of Section Thirty-one (31), and running thence North 9° 17' West, and parallel with the West line of said section 3417 feet; thence East and parallel with the South line of said section, 5913 feet, more or less, to the North-South 1/16 line, through the Northwest Quarter (NW 1/4) of Section Thirty-two (32); thence South 0° 09' East along said 1/16 line, 3417 feet to the South line of said Section Thirty-two (32); thence West along said section line 5905 feet, more or less, to the point of beginning, containing 463.50 acres.
2. T. 2 So. R. 38, E.B.M. All of Section 10.
3. T. 2 So. R. 38, E.B.M. Section Nine (9): All of the Northeast Quarter (NE 1/4) and the North half of the Southeast Quarter (N 1/2 SE 1/4), Except: Beginning at a point 1074 feet West of the Northeast Corner of said Section Nine (9); thence following fence in Southeasterly direction, South 40° 09' East 7.5 feet; thence South 37° 43' East 835 feet; thence South 24° 49' East 882 feet; thence South 80° 08' West 768 feet; thence South 4° 48' West 449 feet; thence South 13° 16' East 536 feet; thence Southeasterly 910 feet to a point on the South line of the North half of the Southeast Quarter (N 1/2 SE 1/4) which is 600 feet West of the Southeast Corner of the North half of the Southeast Quarter (N 1/2 SE 1/4); thence West 2040 feet, more or less to the Southwest corner of the North half of the Southeast Quarter (N 1/2 SE 1/4); thence North 3960 feet more or less, to the Northwest corner of the Northeast Quarter (NE 1/4); thence East 1566 feet, more or less, to the point of beg.
4. T. 2 So. R. 38, E.B.M. Lots 3, 4, 5, 6, & 7 of Section 6.
5. T. 1 So. R. 38, E.B.M. N 1/2 of Section 33.

SCANNED

APR 27 2006

PROFILE

6. T. 2 So. R. 38, E.B.M. Section Four (4): Southeast Quarter (SE 1/4), excepting therefrom: Beginning at point 1074 feet West of the Southeast corner of said Section Four (4), and running thence North 40° 49' West 2100 feet to the Northwest Corner of the South half of the Southeast Quarter (S 1/2 SE 1/4); thence South 1320 feet, more or less, to the Southwest Corner, thence East 1566 feet, more or less, to the point of beginning.
North Half of the Southwest Quarter (N 1/2 SW 1/4)
South Half of the Northeast Quarter (S 1/2 NE 1/4)
7. T. 2 So. R. 38, E.B.M. W 1/2 SE 1/4; SE 1/4 NW 1/4; SW 1/4 of Section 3.
8. T. 1 So. R. 38, E.B.M. SW 1/4 SE 1/4; S 1/2 SW 1/4 of Section 29.
9. T. 1 So. R. 38, E.B.M. Lots 2, 3, & 4; E 1/2 SW 1/4; S 1/2 SE 1/4 of Section 30.
10. T. 2 So. R 38, E.B.M. All of Section 15.
11. T. 2 So. R 38, E.B.M. N 1/2 N 1/2; SE 1/4 NW 1/4; SW 1/4 NE 1/4; SW 1/4; S 1/2 SE 1/4; NW 1/4 SE 1/4 of Section 14.
12. T. 2 So. R 38, E.B.M. S 1/2 S 1/2; N 1/2 NW 1/4 of Section 13. Also, the N 1/2 of SE 1/4 of Section 13.
13. T. 2 So. R 38, E.B.M. W 1/2 W 1/2, except that portion lying North of Wolverine Creek; E 1/2 SW 1/4; NW 1/4 SE 1/4 of Section 11.
14. T. 2 So. R. 39, E.B.M. All Section 10.
15. T. 2 So. R. 39, E.B.M. All Section 9 less W 1/2 SW 1/4.
16. T. 2 So. R. 39, E.B.M. S 1/2 NE 1/4 Section 8.
17. T. 2 So. R. 39, E.B.M. All Section 4.
18. T. 2 So. R. 39, E.B.M. Lots 2, 3, 4.

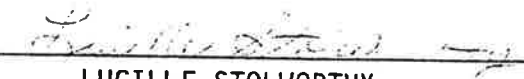
TOGETHER with all water and water rights, ditches and ditch rights, wells and well rights, including the water developed therefrom.

TOGETHER with all the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and the reversion, and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property, in law as well as in equity. BINGHAM COUNTY, IDAHO

Together with all water rights. Also all farm machinery and the two grain bins located on the Gotion railroad siding located on land lease #A096873.

WITNESS the hand of said Grantor this 15 day of OCTOBER, 1982.


LLOYD STOLWORTHY


LUCILLE STOLWORTHY

STATE OF UTAH)
COUNTY OF SALT LAKE) SS

On this 15 day of OCTOBER, 1982, personally appeared before me Lloyd Stolworthy and Lucille Stolworthy, the signers of the within instrument who duly acknowledged to me that they executed the same.

My Commission expires:

3/23/85

MAILING ADDRESS OF GRANTEEES:

182 Hartert Drive
Idaho Falls Idaho 83401


Notary Public
Residing at: Alpine, Utah

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 27-12110
Date Received: 10/6/2005
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

LLOYD STOLWORTHY LTD FAMILY PARTNERSHIP A Phone: (208)346-6503
1525 E WOLVERINE RD
FIRTH ID USA 83236

2. Date of Priority: 06/01/1965

3. Source: UNNAMED STREAM Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	38E	7	SW SW SW	BINGHAM	

5. Description of diverting works:

PIPELINE TO TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	04/01	12/01	0.2	

7. Total Quantity Appropriated is:
0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
02S	38E	7	SW SW	STOCKWATER	

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

Stockwater use is for 1000 cattle and 40 horses.

15. Basis of Claim: Beneficial Use

Wmap

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

Identification No. 27-12110

Date Received 10-6-05

Receipt Number E031311

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.**

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Lloyd Stolworthy LLP A Phone (208) 346.6503

Mailing Address 1525 E Wolverine Rd Firth ID Zip 83236

2. Date of Priority (Only one per claim) 6/6/65 Month/Day/Year

3. Source of water supply--(Check one) () Groundwater or Other () (a) unnamed
which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 2S Range 38E

Section 7 SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____, BM.,

County of Bingham

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. pipeline to troughs

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

For stockwater purposes from 04/01 to 12/01 amount .20 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .20 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1,000 head cattle, 40 horses

10. Place of use is: Township: 2S Range 38E
Section 7, SW 1/4 of SW 1/4, Govt. Lot _____, B.M.,
County of Bingham for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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.

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) _____ Date _____
_____ Date _____

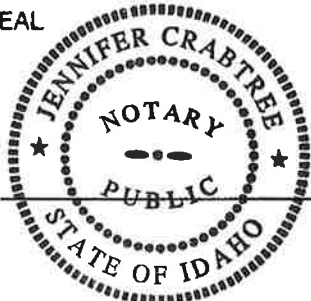
For Organizations: I do solemnly swear or affirm that I am General Partner
of Lloyd Stelworthy LLP A Organization General Partner Title that I have signed the foregoing
document in the space below as General Partner Title of Lloyd Stelworthy LLP A Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Lloyd Stelworthy Date 10/06/05
Title and Organization Lloyd Stelworthy LLP "A"

State of Idaho/or _____ }
County of Bonneville } SS.

Subscribed and sworn (or affirmed) before me this 6 day of Oct 192005

SEAL



Notary Public Jennifer Crabtree

Residing at Idaho Falls, ID

My Commission Expires 9/23/09

Last Name _____ Ident No. _____