

11/02/2005

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

RIGHT NUMBER: 27-12112

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

SOURCE: UNNAMED STREAM TRIBUTARY: JONES CREEK

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

PRIORITY DATE: 07/01/1964

POINT OF DIVERSION:
T02S R39E S18 SWSW Lot 4 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 S22	NENW	T02S R38E S23	NENW
T02S R38E S24	SWNW	T02S R39E S18 Lot 4 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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

10/28/2005

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

RIGHT NUMBER: 27-12112

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

FIRTH ID 83236

SOURCE: UNNAMED STREAM

TRIBUTARY:

QUANTITY: ~~0.200~~ CFS

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

PRIORITY DATE: 07/01/1964

POINT OF DIVERSION:

T02S R39E S18 SWSWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

04/01 12/01

~~0.200~~ CFS

0.02

PLACE OF USE: STOCKWATER Within BINGHAM County

T02S R38E S22

NENW

T02S R38E S23

NENW

T02S R38E S24

SWNW

T02S R39E S18

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

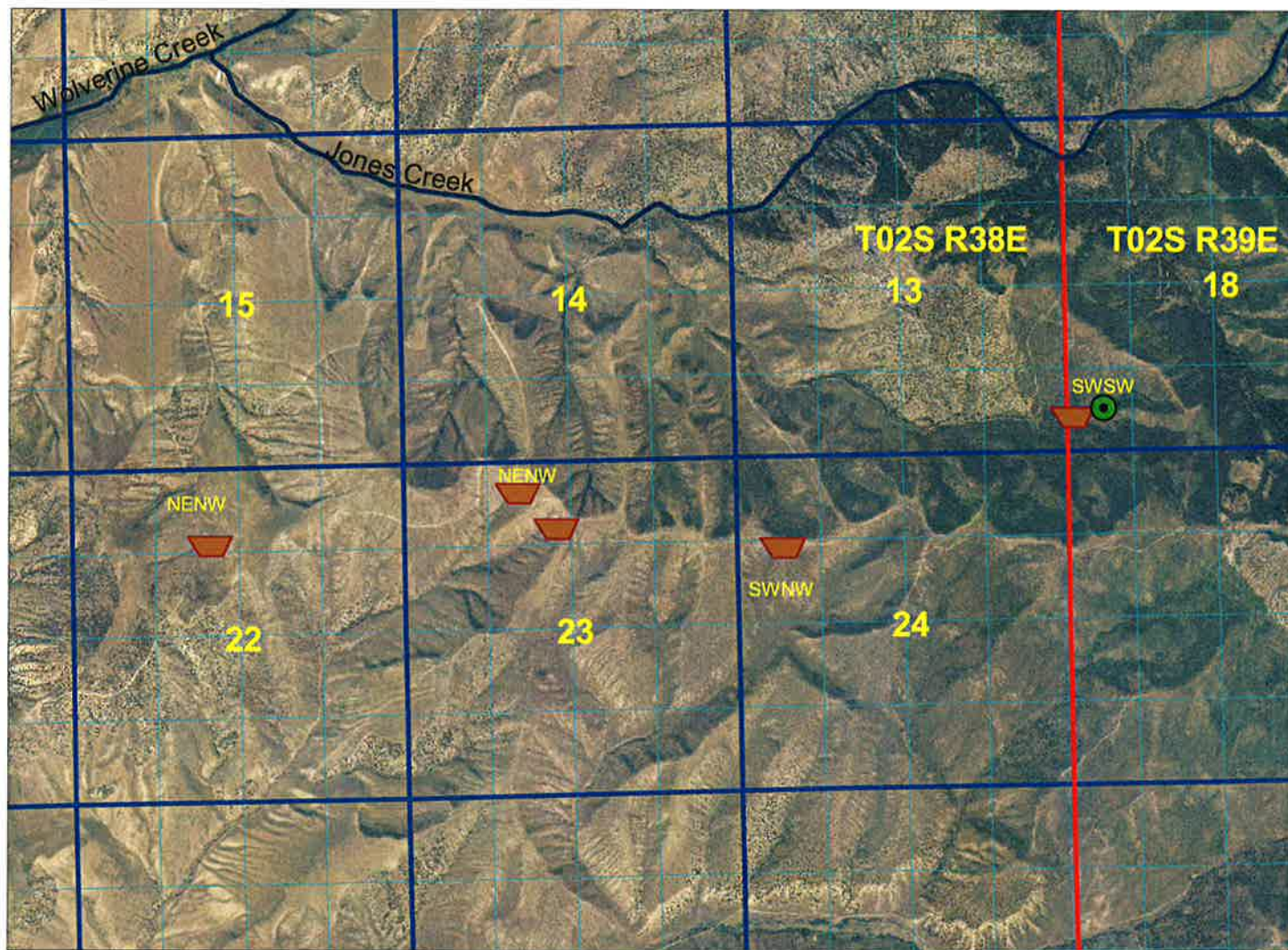


Department of Water Resources

Eastern Region



Claim No.: 27-12112



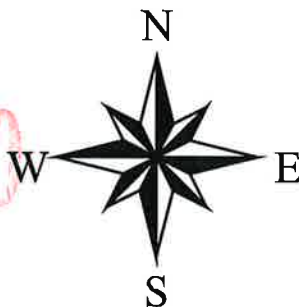
0 1320 2640 3960 5280 Feet

SCANNED

APR 27 2006

PROFILED

- Point of Diversion
- Stockwater Troughs
- Hyd250.shp
- Stream
- Canal or Ditch
- Intermittent
- Other Hydro
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: November 2005

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 27-12112

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

NAME AND ADDRESS:

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

SOURCE:

✓ UNNAMED STREAM TRIBUTARY: ✓ JONES CREEK

QUANTITY:

✓ 0.02 CFS
5.50 AFY

By _____ Clerk
_____ Deputy Clerk

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: ✓ 07/01/1964

POINT OF DIVERSION: ✓ T02S R39E S18 LOT 4 (SWSW) Within Bingham County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Stockwater

PERIOD OF USE
04-01 TO 12-01

QUANTITY
0.02 CFS ✓
5.50 AFY

PLACE OF USE:

Stockwater

Within Bingham County

T02S R38E S22 NENW
S23 NENW
S24 SWNW
R39E S18 LOT 4 (SWSW) ✓

Same as 17-12112

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.

harder, just to tough

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

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

RIGHT NUMBER: 27-12112

NAME AND ADDRESS:

LLOYD STOLWORTHY LID FAMILY
PARINERSHIP A
1525 E WOLVERINE RD
FIRTH ID 83236

SOURCE:

Source:
UNNAMED SIREAM

Iributary:
JONES CREEK

QUANTITY:

0.020 CFS

5.500 AFY

KB gw CB ~~0.000 AFY~~

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.

26

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

27B

PRIORITY DATE: 07/01/1964

POINT OF DIVERSION:

T02S R39E S18 Lot 4 SWSW
within BINGHAM County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

STOCKWATER

04/01 12/01

0.020 CFS 5.50 AFY

PLACE OF USE:

STOCKWATER within BINGHAM County
102S R38E S22 NENW
102S R38E S23 NENW
T02S R38E S24 SNNW
102S R39E S18 Lot 4 SWSW

ACRES 101AL

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

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 1000 range cows and 40 horses.

CB KB
gm JOK
D/B

11/09/2005

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

RIGHT NUMBER: 27-12112
NAME AND ADDRESS: LLOYD STOLWORTHY LTD FAMILY PARTNERSHIP A
1525 E WOLVERINE RD
FIRTH ID 83236

Pend SFS

E 03/311

SOURCE: UNNAMED STREAM TRIBUTARY: JONES CREEK

QUANTITY: 0.020 CFS S. 5 APY
~~The quantity of water under this right shall not exceed 13,000 gallons per day.~~

PRIORITY DATE: 07/03/1964

POINT OF DIVERSION: T02S R39E S18 SWSW Lot 4 Within BINGHAM County

PURPOSE AND PERIOD OF USE:

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

(10.5 APY)

S. 5 APY

PLACE OF USE: STOCKWATER Within BINGHAM County

T02S R38E S22	NENW	T02S R38E S23	NENW
T02S R38E S24	SWNW	T02S R39E S18 Lot 4 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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

$$\text{Stock} \Rightarrow 1000 \text{ cows} \times \frac{12 \text{ gal/day}}{\text{cow}} \times 276 \text{ days} \times \frac{1 \text{ Acre-ft}}{325,851 \text{ gal}} \Rightarrow 10.1 \text{ APY}$$

$$40 \text{ horses} \times \frac{12 \text{ gal/day}}{\text{horse}} \times 276 \text{ days} \times \frac{1 \text{ Acre-ft}}{325,851 \text{ gal}} \Rightarrow 0.4 \text{ APY}$$

$$\underline{10.5 \text{ APY} = \text{TOTAL}}$$

* This right combined w/ 27-12111, 27-12113, 27-55A, 27-1211D cannot exceed 10.5 APY for stockwater.

SCANNED
FEB 14 2003

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 27-12112
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: 07/01/1964

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	39E	18	SW SW SW	BINGHAM	

5. Description of diverting works:

HEADBOX INTO 2 1/2 INCH PIPE TO DOUBLE TROUGH THEN EXTENDS TO ANOTHER SET OF 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	22	NE NW	STOCKWATER	
02S	38E	23	NE NW	STOCKWATER	

02S	38E	24	SW	NW	STOCKWATER
02S	39E	18	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:

15. Basis of Claim: 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 27-12112

Date Received 10-6-05

Receipt Number E031311

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Lloyd Stolworthy limited Part. A Phone (208) 346.6503Mailing Address 1525 E Wolverine Rd Firth ID Zip 832362. Date of Priority (Only one (1) per claim) 7/1/643. Source of water supply (a) ~~Mackelroy Creek~~ unnamed Stream
which is tributary to (b) ~~Jones Creek~~4. a. Location of existing point of diversion is: Township 2S Range 39E Section 18,
SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Bingham

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of Bingham5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Headbox, into 2 1/2" pipe to double
troughs then extends to another set of troughs

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 04-01 to 12-01 amount . 20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) . 20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
2S	39E	18															S		
2S	39E	13								S									
2S	39E	24							S										
2S	39E	23					S												
2S	38E	22					S												

Total number of acres irrigated _____

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. _____ or None ()

14. Remarks:

Last Name Stolworthy Ident No. _____

Copies: White -State, Yellow-Claimant

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) _____ Date _____

Date _____

For Organizations: I do solemnly swear or affirm that I am General Partner
Title

of Lloyd Stolworthy LLP A, that I have signed the foregoing

document in the space below as General Partner of Lloyd Stolorow LHP A

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

Signature of Authorized Agent *Loren M. Williams*

Title and Organization Lloyd Stortworthy LLP AS Date 10/6/05

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

Subscribed and sworn (or affirmed) before me this 6 day of October 19 2005

Notary Public Jennifer Crabtree

Residing at Idaho Falls Id

My Commission Expires 9/23/09

Please Print Name

17. Notice of Appearance:

Notice is hereby given that _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

Wild Horse
&
Unnamed Mackinoy Spring

TOPOI map printed on 10/04/05 from "Untitled.tpo"

