42-222 POD - 09/14

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 05 2016
Department of Water Resources
Eastern Region

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 a 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. 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 ☐ Ownership split

1. **APPLICANT(S)** Lloyd Stolworthy LTD Family Partnership A Phone (208)346-6503
2. **MAILING ADDRESS** 1525 E Wolverine Rd City Firth
   State ID Zip 83236 Email pmsday@yahoo.com

☐ 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) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ 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)** 27-51A and 27-11918

☑ 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 1.64 (diversion rate) cubic feet per second and/or _____ (storage volume) acre-feet per annum.

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.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		SE	NE	NE	10	02S	38E		WOLVERINE CREEK	
		NW	NE	SE	10	02S	38E		WOLVERINE CREEK	
		NW	SW	NE	14	02S	38E		JONES CREEK	
X		NE	NW	SE	10	02S	38E		WOLVERINE CREEK	

Transfer No. 80923

80923

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/3/2016

WATER RIGHT NO. 27-51A

Owner Type	Name and Address
Current Owner	LLOYD STOLWORTHY LTD FAMILY PARTNERSHIP A 1525 E WOLVERINE RD FIRTH, ID 83236 (208)346-6503
Original Owner	SAMPLE ORR

Priority Date: 07/01/1882
Basis: Decreed
Status: Active

Source	Tributary
JONES CREEK	WOLVERINE CREEK
WOLVERINE CREEK	BLACKFOOT RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	1.46 CFS	
Total Diversion			1.46 CFS	

Location of Point(s) of Diversion:

WOLVERINE CREEK	SENENE	Sec. 10	Township 02S	Range 38E	BINGHAM County
WOLVERINE CREEK	NWNESE	Sec. 10	Township 02S	Range 38E	BINGHAM County
JONES CREEK	SENENW	Sec. 14	Township 02S	Range 38E	BINGHAM County

Place(s) of use:

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Place of Use Legal Description: IRRIGATION BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02S	38E	10		NESW	6.5		SWSW	11		SESW	5.6			
				NESE	0.2		NWSE	8.7		SWSE	5.4		SESE	2.4
		14		NWNW	9.3									
		15		NENE	10									

Total Acres: 59.1

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.	C02	Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.
3.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4.	E56	The rights listed below are limited to the irrigation of a combined total of 59.1 acres in a single irrigation season. Combined Right Nos.: 27-51A and 27-11918.
5.	257	This water right is entitled to the protections of paragraph x.d of water right 27-11375.

Dates:
Licensed Date:
Decreed Date: 04/03/2012
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal: S
Owner Name Connector:
Water District Number: 27
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Combined Acres Limit: 59.1
Combined Volume Limit:
Combined Rate Limit:

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Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/3/2016

WATER RIGHT NO. 27-11918

Owner Type	Name and Address
Current Owner	LLOYD STOLWORTHY LTD FAMILY PARTNERSHIP A 1525 E WOLVERINE RD FIRTH, ID 83236 (208)346-6503

Priority Date: 04/01/1888
Basis: Decreed
Status: Active

Source	Tributary
JONES CREEK	WOLVERINE CREEK
WOLVERINE CREEK	BLACKFOOT RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	0.18 CFS	
Total Diversion			0.18 CFS	

Location of Point(s) of Diversion:

WOLVERINE CREEK	SENENE	Sec. 10	Township 02S	Range 38E	BINGHAM County
WOLVERINE CREEK	NWNESE	Sec. 10	Township 02S	Range 38E	BINGHAM County
JONES CREEK	NWSWNE	Sec. 14	Township 02S	Range 38E	BINGHAM County

Place(s) of use:

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Place of Use Legal Description: IRRIGATION BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02S	38E	10		NESW	6.5		SWSW	11		SESW	5.6			
				NESE	0.2		NWSE	8.7		SWSE	5.4		SESE	2.4
		14		NWNW	9.3									
		15		NENE	10									

Total Acres: 59.1

Conditions of Approval:

1.	P21	This right is a split from former right 27-53.
2.	C02	Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.
3.	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.
4.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5.	E56	The rights listed below are limited to the irrigation of a combined total of 59.1 acres in a single irrigation season. Combined Right Nos.: 27-51A and 27-11918.
6.	257	This water right is entitled to the protections of paragraph x.d of water right 27-11375.

Dates:
Licensed Date:
Decreed Date: 04/03/2012
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Combined Acres Limit: 59.1
Combined Volume Limit:
Combined Rate Limit:

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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:
10 HP Pump

b. Who owns the property at the point(s) of diversion? Lloyd Stolworthy Partnership A
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 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:

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☑ No

☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☑ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. The *Map Tool*, available at *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.

Signature of applicant or authorized agent	Print name and title if applicable	Date
Peggy M Stolworthy	Peggy M Stolworthy	5/5/2016

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 _____ pages of attachments. Received by _____ Date _____

Fee paid $580.00 Date 5/5/16 Receipted by JB Receipt # E042067

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

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Wolverine

Tue May 3 2016 12:46:59 PM.

New Point of Diversion:

NE¼NW¼SE¼ Sec. 10 TWP 02S Range 38E
Bingham County
Source Wolverine Creek

LAT. 043° 15' 32.645"
LONG. 111° 59' 08.215"
Elev. 5018.90 ft.

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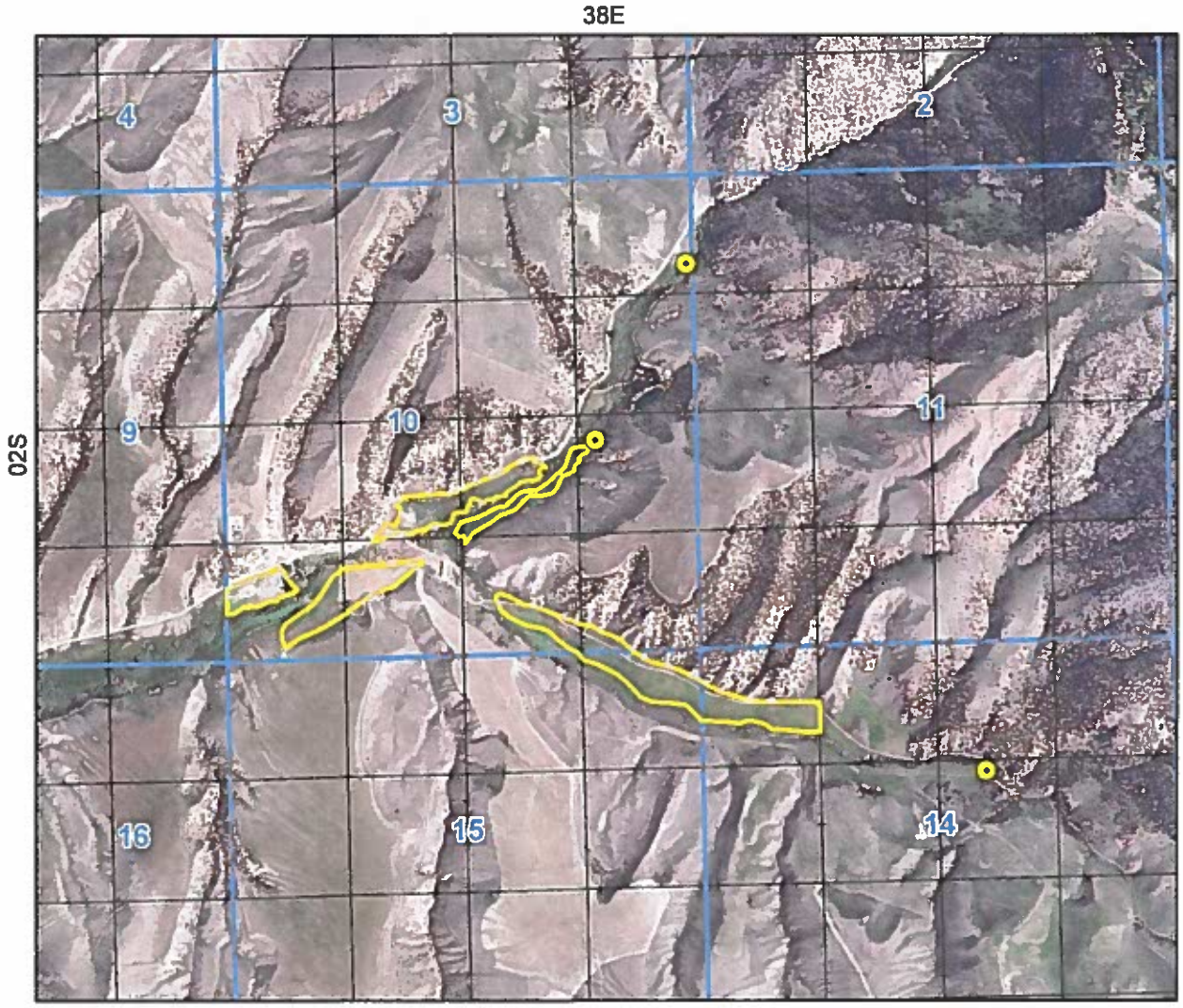
State of Idaho
Department of Water Resources

Water Right

27-51A

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Point of Diversion
Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters

0 0.25 0.5 1 Miles

N

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Map produced on May 03, 2016

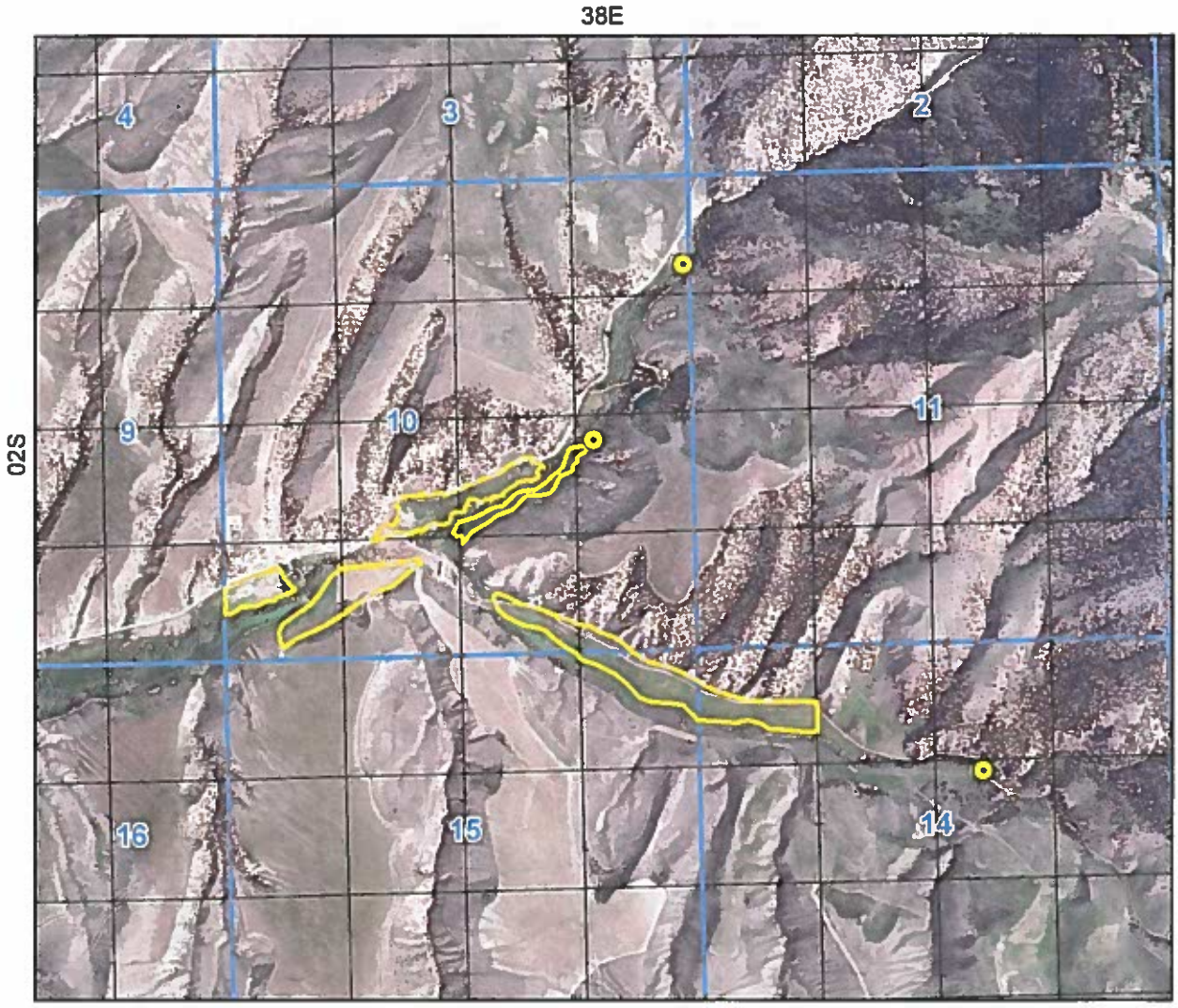
State of Idaho
Department of Water Resources

Water Right

27-11918

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Point of Diversion
Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters

0 0.25 0.5 1 Miles

N

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Map produced on May 03, 2016