

RECEIVED

JAN 09 2015

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Stoddard Farms of GraceMailing address 1986 One Mile Road, Grace, 83241Phone 208 221 8695Email jason@stoddardfarms.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☒ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____

Mailing address _____

Phone _____

Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Jason Stoddard
Signature of Applicant or Authorized Representative

Jason Stoddard
Print Name and Title if applicable

1/8/15
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Correct Ownership Change

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2.

This transfer proposes to change the place of use for right 13-2196 to reflect current water use. Stoddard Farms owns all of the ground water right. A previous ownership change completed by the Department should be corrected to show Stoddard Farms as the sole owner of right 13-2196.

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 31 2014

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Stoddard Farms of Grace Phone (208) 221-8695
Mailing address 1986 One Mile Road, Grace 83241 Email jason@stoddardfarms.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
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Jason M. Stoddard JASON STODDARD 12/29/14
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

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This transfer proposes to change the place of use for water right 13-2196 to reflect current water use. Stoddard Farms owns all of the ground water right. A previous ownership change completed by the Department should be corrected to show Stoddard Farms as the sole owner of water right 13-2196.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	13-2196	3.84 cfs	Irrigation	04/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 3.84 cfs and/or 576 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.42 cubic feet per second and/or 213 acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SE	SW	18	10S	41E	Caribou	Ground Water	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	41E	18														23.0	24.0		47.0
		19		38.0	31.0		39.0			37.0									145.0
Total Acres (for irrigation use)																			192.0

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

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1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	13-2196	3.84 cfs	Irrigation	4/1 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

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			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	41E	18														23.0	24.0		47.0
		19		41.0	27.0		39.0		38.0										145.0
Total Acres (for irrigation use)																			192

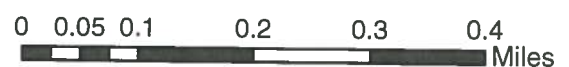
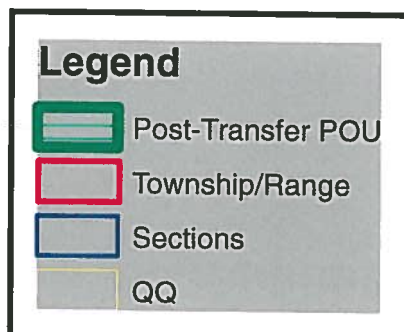
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. 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:
Well with 150 hp pump supplies water to center pivot and 4 wheel lines. Able to install measuring device if one is needed in the future.
- b. Who owns the property at the point(s) of diversion? Applicant
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **If yes,** ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
Acres are being rearranged to reflect current irrigation practices. 192 acres will be irrigated.
- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
No other rights are used on this property.
- g. 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 leased to the Water Supply Bank,
- ☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
- ☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:



79749

WATER LICENSE

Water License No. G-27015 Priority December 7, 1957 Amount 3,84 c.f.s.
(late proof)

THIS IS TO CERTIFY, that RUFUS R. SMITH

of Grace, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 5, 1957; that Permit G-27015 was issued pursuant to said application; that the proposed works were completed on or about 1961 with a storage/or carrying capacity of 4.22 c.f.s., said works consisting of well, motor, pump and pipe; and that on December 15, 1962, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 576 acre feet per season, with a maximum rate of diversion of 3.84 cubic feet per second of the waters of ground water, tributary of _____, for the purpose of Irrigation from April 1 to October 31; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in South center, S₁ ~~XX~~ Sec. 18, T. 10 S, R. 41 E., B.M., and other additional points _____, in the County of Caribou; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 576 acre feet per year.

POD = SESW
Sec 18

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10 S	41 E	18									23			21		38	36		118
		19					37		37										74

Total number of acres irrigated 192

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of July, 19 69

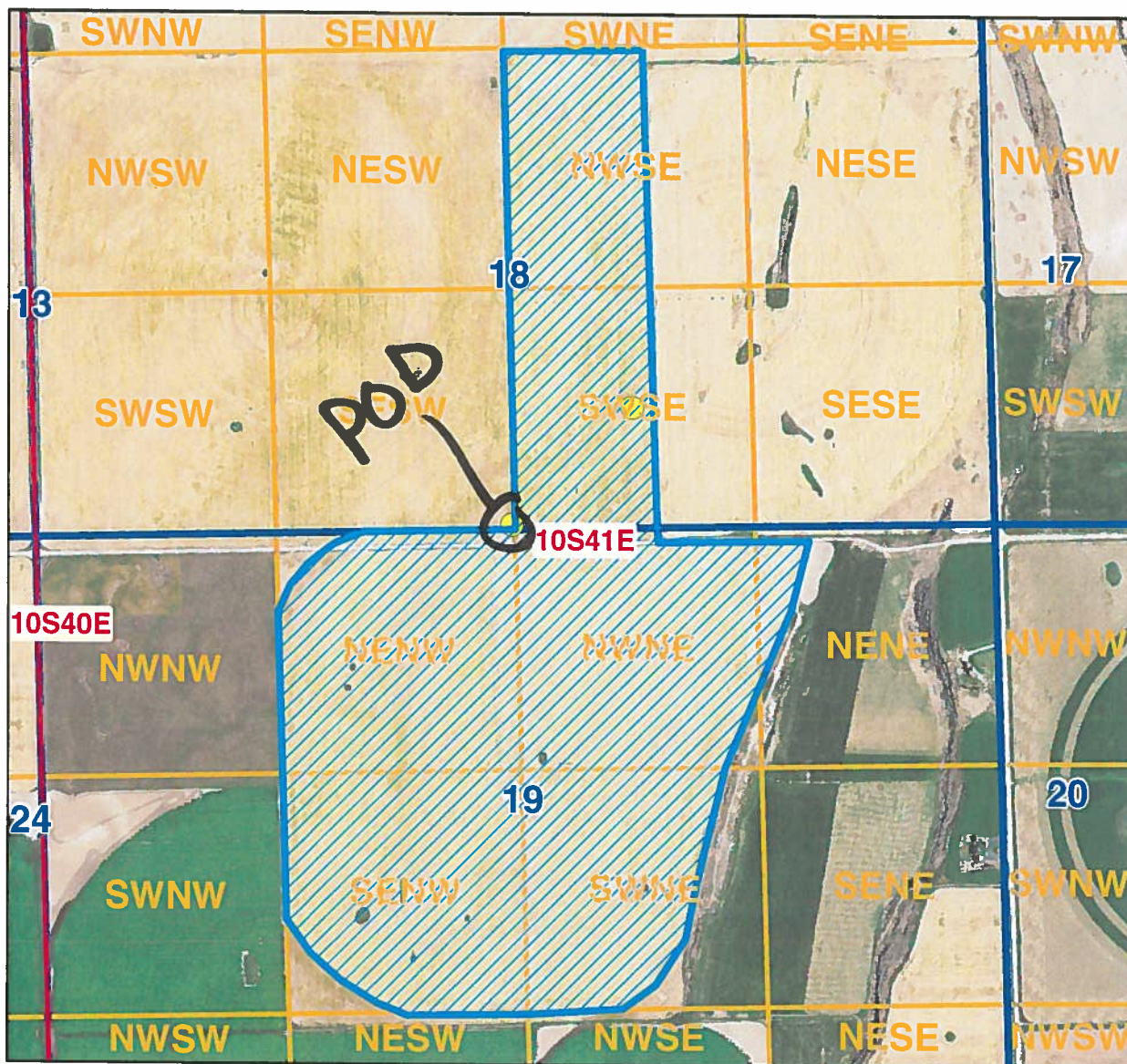
R. Keith Higin
State Reclamation Engineer

13 2196

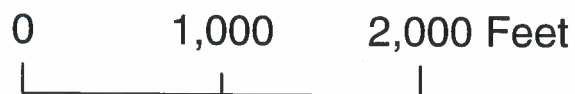
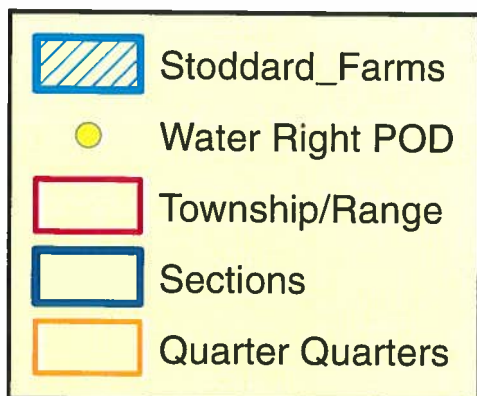
79749

24015
13-2196

Stoddard Farms Transfer



2009 Aerial Photo



79749



CERTIFICATE OF ORGANIZATION FILED EFFECTIVE LIMITED LIABILITY COMPANY

(Instructions on back of application)

2014 AUG -5 PM 2:54

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

Stoddard Farms of Grace, LLC

2. The complete street and mailing addresses of the initial designated office:

2004 Two Mile Road, Grace, Idaho 83241

(Street Address)

(Mailing Address, if different than street address)

3. The name and complete street address of the registered agent:

Curtis Lynn Stoddard

(Name)

2004 Two Mile Road, Grace, Idaho 83241

(Street Address)

4. The name and address of at least one member or manager of the limited liability company:

Name

Address

Curtis Lynn Stoddard

2004 Two Mile Road, Grace, Idaho 83241

5. Mailing address for future correspondence (annual report notices):

2004 Two Mile Road, Grace, Idaho 83241

6. Future effective date of filing (optional):

Signature of a manager, member or authorized person.

Signature

Curtis Lynn Stoddard

Typed Name: Curtis Lynn Stoddard

Signature

Typed Name:

Secretary of State use only

IDAHO SECRETARY OF STATE

08/05/2014 05:00

CK:PREPAID CT:12945 BH:1436136

1@ 30.00 = 30.00 CONVERSION #2

1@ 20.00 = 20.00 EXPEDITE C #3

W140721

FILED EFFECTIVE

STATEMENT OF CONVERSION

2014 AUG -5 PM 2: 54

This Statement of Conversion is filed pursuant to Idaho Code § 30-18-405. SECRETARY OF STATE
STATE OF IDAHO

- (a) Name of converting entity: Stoddard Farms of Grace, Limited Partnership
Jurisdiction of organization: Idaho
Type of the converting entity: Limited Partnership
- (b) Name of converted entity: Stoddard Farms of Grace, LLC
Jurisdiction of organization: Idaho
Type of the converted entity: Limited Liability Company
- (c) This conversion is to be effective as of the filing of the Certificate of Organization with the Idaho Secretary of State.
- (d) This conversion was approved in accordance with Title 30, Chapter 10, Part 4 of the Idaho Code.
- (e) Stoddard Farms of Grace, LLC, the converted entity, is a domestic filing entity, so the text of its public organic document is attached hereto.

Dated this 20 day of June, 2014.

Stoddard Farms of Grace, Limited Partnership

By: Curtis Lynn Stoddard
Curtis Lynn Stoddard, General Partner

G:\WPDATA\OLMN\2534\Conversion Documents\Statement of Conversion.docx

IDAHO SECRETARY OF STATE

08/05/2014 05:00

CK:PREPAID CT:12945 BH:1436136

1@ 30.00 = 30.00 CONVERSION #2

1@ 20.00 = 20.00 EXPEDITE C #3

L227

79749

WHEN RECORDED, PLEASE RETURN TO:

Stoddard Farms of Grace, LLC
2004 Two Mile Road
Grace, ID 83241
(208) 425-3645

Instrument # 194630

CARIBOU COUNTY

12-12-2014 12:37:08 PM No. of Pages: 2

Recorded for : JUSTIN STODDARD

VEDA MASCARENAS Fee: 13.00

Ex-Officio Recorder Deputy is *[Signature]*

index to WATER RIGHTS

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QUITCLAIM DEED

FOR AND IN CONSIDERATION OF VALUE RECEIVED, the receipt and sufficiency of which are hereby acknowledged, **R. Lloyd Brothers**, the Grantor, does hereby convey, release, remise and forever quitclaim unto **Stoddard Farms of Grace, LLC**, whose current address is 2004 Two Mile Road, Grace, Idaho 83241, the Grantees, any and all rights it may have to Water Right 13-2196, situated in Caribou County, State of Idaho, originally owned by Rufus R. Smith.

TO HAVE AND TO HOLD the said property, unto the said Grantees, and unto Grantee's heirs and assigns forever.

IN WITNESS WHEREOF, said Grantor has executed this instrument this 11th day of DECEMBER, 2014.

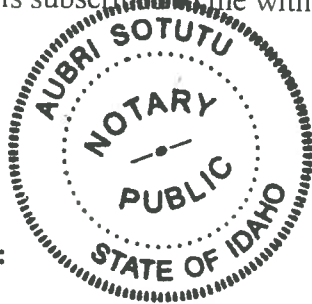
R. Lloyd Brothers

[Signature]
By: Randy T. Lloyd
Title: Partner

79749

STATE OF IDAHO)
) S.S.
COUNTY OF CARIBOU)

On this 11 day of December, in the year 2014, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Randy T. Lloyd, Partner, on behalf of R. Lloyd Brothers, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.



Aubri Sotutu
Notary Public
My Commission Expires on 12-14-15

GRANTOR:

R. Lloyd Brothers
1116 Harwood Road
Grace, ID 83241
(208) 425-3251

GRANTEE:

Stoddard Farms of Grace, LLC
2004 Two Mile Road
Grace, ID 83241
(208) 425-3645

SEND TAX STATEMENTS TO GRANTEE