

Transfer No. 76926

Receipt No. 503/687

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information ALAN K LLOYD
PO BOX 514
ALBION ID 83311
(208)673-5595

And

HEIDIE TORREALDAY
PO BOX 514
ALBION ID 83311
(208)673-5595

RECEIVED**NOV 17 2010**

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Will this transfer result in an ownership change? ☒ Yes ☐ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
43-192	WR/Decreed	0.80			45.0	GREEN CREEK
43-4074	WR/Beneficial Use	1.00			49.9	SPRINGS

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-192	NO	NO	YES	NO	NO	NO
43-4074	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Transfer filed to create a permissible place of use to allow for different portions of this property to be irrigated in different seasons reflecting historical irrigation practices.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

N/A

B. Describe the effects on other water uses resulting from the proposed change

N/A

5. Total Amounts Transferred

Rate	Acre Limit	Total Acres	Volume
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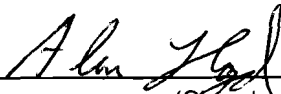
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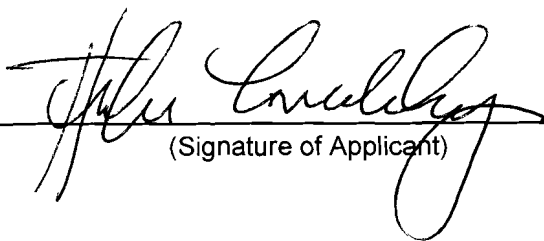
43-192	0.80 cfs	45.0	78.4
43-4074	1.00 cfs	49.9	78.4
TOTAL	1.00 cfs	49.9	78.4

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STATE OF IDAHO
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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.


(Signature of Applicant)


(Signature of Applicant)

Transfer No. 76926

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 43-192

Priority Date: April 30, 1880

Origin: Water Right

Basis: Decreed

Status: Active

Source: GREEN CREEK**Tributary:** DRY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/30 11/01	0.80 CFS		
	Total Diversion	0.80 CFS		

Source and Point(s) of Diversion:

GREEN CREEK NWSWSE Sec. 11 Twp 14S Rge 24E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	24E	12															23.0	17.0	40.0
14S	25E	7									1.0	4.0							5.0
											L 3	L 4							

Total Acres: 45

Conditions/Remarks:

1. 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. SOURCE IS ALSO KNOWN AS GREEN CANYON CREEK.
3. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 30 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

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4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 49.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHTS 43-192 AND 43-4074.
5. USE OF THIS RIGHT WITH RIGHT NO. 43-4074 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.00 CFS.

Documentation of Ownership of the Current Place of Use

QUITCLAIM DEED

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES (PAYMENTS ARE BEING MADE ON ENTIRE PROPERTY TO F. STANLEY LLOYD.
PROPOSED CHANGE WILL NOT NEGATIVLEY IMPACT THE VALUE OF THE PROPERTY)

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

transfer creates a PPU

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 76926

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 43-4074

Priority Date: October 19, 1928

Origin: Water Right

Basis: Decreed

Status: Active

Source: SPRINGS**Tributary:** SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	1.00 CFS		
STOCKWATER	1/01 12/31	0.03 CFS		
	Total Diversion	1.00 CFS		

Source and Point(s) of Diversion:

SPRINGS NESWSE Sec. 12 Twp 14S Rge 24E CASSIA County

SPRINGS SWSWSE Sec. 12 Twp 14S Rge 24E CASSIA County

SPRINGS NWSESE Sec. 12 Twp 14S Rge 24E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 24E 12															9.1	32.0	41.1
14S 25E 7										1.7	7.1						8.8
										L 3	L 4						

Total Acres: 49.9

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 24E 12															X	X	
14S 25E 7										X	X						
										L 3	L 4						

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

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2. USE OF THIS RIGHT WITH RIGHT NO. 43-00192 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.00 CFS.
3. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. 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.
5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 49.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00192 AND 43-04074.

Documentation of Ownership of the Current Place of Use

QUITCLAIM DEED

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES (PAYMENTS ARE BEING MADE ON ENTIRE PROPERTY TO F. STANLEY LLOYD.
PROPOSED CHANGE WILL NOT NEGATIVLEY IMPACT THE VALUE OF THE PROPERTY)

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

transfer creates a PPU

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-192

Priority Date: April 30, 1880

Origin: Water Right

Basis: Decreed

Status: Active

Source: GREEN CREEK**Tributary:** DRY CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/30	11/01	0.80 CFS		
	Total Diversion		0.80 CFS		

Source and Point(s) of Diversion:

GREEN CREEK NWSWSE Sec. 11 Twp 14S Rge 24E CASSIA County

Describe the proposed diversion system**PLACE OF USE:** IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	24E	12															35.0	36.0	71.0
14S	25E	7									.9	6.5					L 4		7.4
											L 3	L 4							

Total Acres: 78.4

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-4074

Priority Date: October 19, 1928

Origin: Water Right

Basis: Decreed

Status: Active

Source: SPRINGS**Tributary:** SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	1.00 CFS		
STOCKWATER	01/01 12/31	0.03 CFS		
	Total Diversion	1.00 CFS		

Source and Point(s) of Diversion:

SPRINGS	NESWSE	Sec. 12 Twp 14S	Rge 24E	CASSIA County
SPRINGS	SWSWSE	Sec. 12 Twp 14S	Rge 24E	CASSIA County
SPRINGS	NWSESE	Sec. 12 Twp 14S	Rge 24E	CASSIA County

Describe the proposed diversion system

Point of Diversion # 1 COLLECTOR PIPELINES, OPEN DITCHES.

Point of Diversion # 2 COLLECTOR PIPELINES, OPEN DITCHES.

Point of Diversion # 3 COLLECTOR PIPELINES, OPEN DITCHES.

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 24E 12															35.0	36.0	71.0
14S 25E 7										.9	6.5					L 4	7.4
										L 3	L 4						

Total Acres: 78.4

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
14S 24E 12															X	X	
14S 25E 7									X	X							
									L 3	L 4							

14S24E12NENW

14S24E12NWNE

14S24E12NENE

14S25E7NWNW

14S24E12SENW

14S24E12SWNE

14S24E12SENE

14S25E7SWNW

(NO CHANGES IN PODs)

14S24E12NESW

14S24E12NWSE

14S24E12NESE

14S25E7NWSW

14S24E12SESW

14S24E12SWSE

14S24E12SESE

14S25E7SWSW

PROPOSED

PP

14S24E13NENW

14S24E13NWNE

14S24E13NENE

14S25E18NWNW

14S24E13SENW

14S24E13SWNE

14S24E13SENE

14S25E18SWNW

QUITCLAIM DEED

EC1722

For Value Received

F. STANLEY LLOYD AND JEANETTE LLOYD, Trustees, or their successors in trust, under the STAN AND JEANETTE LLOYD LIVING TRUST dated August 28, 1995, and any amendments thereto

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

ALAN LLOYD and HEIDIE TORREALDAY, husband and wife as community property with right of survivorship

ADDRESS: 201 W Market Street Albion, ID 83311

Hereinafter called the grantee, the following described premises, in **Cassia** County, Idaho to-wit:

PARCEL NO. 1

Lot 4 and the SW1/4SE14/ of Section 12, Township 14 South, Range 24, East of the Boise Meridian, Cassia County, Idaho

PARCEL NO. 2

Tax No. 2273, being 7 acres in Section 7, Township 14 South, Range 25, East of the Boise Meridian, Cassia County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: March 1, 2010

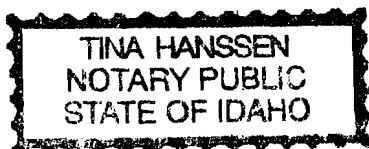
STAN AND JEANETTE LLOYD LIVING TRUST dated
August 28, 1995

BY: F. Stanley Lloyd
F. STANLEY LLOYD, Trustee

BY: Jeanette Lloyd
JEANETTE LLOYD, Trustee

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 1st day of March, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared F. Stanley Lloyd and Jeanette Lloyd, known or identified to me to be the persons whose names are subscribed to the within instrument as Trustee's of the Stan and Jeanette Lloyd Living Trust, and acknowledged to me that they executed the same as such Trustee's.



Tina Hanssen
Notary Public.
Residing at: Rupert, ID
My Commission expires: 05/07/15