



State of Idaho

## DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

May 16, 2003

Lloyd Farms  
C/O David, Mike, or Ben Lloyd  
1917 Lund Rd  
Bancroft, ID 83217

RE: Transfer 70582 Applicant name

Dear Sir:

Transfer 70582 was filed in the name of Lloyd Farms. According to the Secretary of State "Lloyd Farms" is not listed as a business entity with the state. In order to do business as Lloyd Farms, you will need to file a "Certificate of Assumed Business Name" and a \$25 filing fee with the Secretary of State. (A copy is enclosed for your convenience.)

Another option would be to file a revised transfer with the applicants being listed as they are on the warranty deed. Since "and" is used between the names on the warranty deed the transfer must be signed by all six owners. (See enclosed revised transfer).

If you decide:

1. To file the revised transfer each owner will need to sign the document in front of a notary, and the completed transfer returned to this office.
2. To file a "Certificate of Assumed Business Name" with the Secretary of State this office would need documentation for the transfer file.

In order to finish the processing of the transfer application please notify this office as to your decision on or before May 27, 2003.

Your prompt response will be appreciated.

Thank you,

Keith C. Wilson  
Senior Resource Agent

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. 70582

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant BENNETT E. and ANGELA S. Lloyd, and Michael K. and Jeanire Lloyd and DAVID K. and Joy L. Lloyd Phone (208) 648 7358  
Post Office address 1917 Lund Rd, Bancroft, ID 83217

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 \_\_\_\_\_
2. Describe the reason for the proposed changes OLD WELL NOT PRODUCING TOTAL AMOUNT OF RIGHT

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 13-2312 Priority 08/08/1962 Amount (cfs/ac-ft) 3.00 cfs Nature of Use IRRIGATION Period of Use 4/15 to 10/15
2. Total amount of water being transferred 3.00 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.
3. Source of water GROUND WATER tributary to \_\_\_\_\_
4. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County  | Local name for diversion |
|-----|-----|-----|-----|------|------|------|---------|--------------------------|
|     |     | NW  | NW  | 25   | 9S   | 39E  | CARIBOU | OLD DIVERSION            |
|     |     | SW  | SW  | 24   | 9S   | 39E  | CARIBOU | NEW WELL                 |
|     |     |     |     |      |      |      |         |                          |
|     |     |     |     |      |      |      |         |                          |

5. Lands irrigated or place of use:

| Twp. | Rge. | 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 |        |
| 9S   | 39E  | 23   |        |        |        |        |          |        |        |           |        |        |        |        |        |        | 13     | 37     | 50     |
|      |      | 24   |        |        |        |        |          |        |        |           |        |        | 22     |        |        |        |        |        | 22     |
|      |      | 25   |        |        |        |        | L-1<br>7 | 38     | 40     | L-2<br>33 |        |        |        |        |        |        |        |        | 118    |
|      |      | 26   | 30     | 1      |        | 9      |          |        |        |           |        |        |        |        |        |        |        |        | 40     |
|      |      |      |        |        |        |        |          |        |        |           |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |          |        |        |           |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |          |        |        |           |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |          |        |        |           |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |          |        |        |           |        |        |        |        |        |        |        |        |        |

T70582

Total acres 230

**PART 1**

**6. General Information:**

a. Description of diversion system WELL PUMP MAINLINE TO TWO CENTER PIVOTS AND  
HANDLINES

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:  
NONE ONLY ADDING A POINT OF DIVERSION

d. Remarks:

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_  
 And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

\_\_\_\_\_

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

**Current Water Right No.** 13-2312

**Priority Date:** 08/08/1962

**Origin:** Water Right

**Basis:** Decreed

**Status:** Active

**Source:** GROUND WATER

**Tributary to:**

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-----------------------|-----------------------|---------------|--------------------|
| IRRIGATION            | 4/15 10/15            | 3.00 CFS              | 690.0 AFA     |                    |
|                       | Total Diversion       | 3.00 CFS              | 690.0 AFA     |                    |

Source and Point(s) of Diversion:

GROUND WATER                      NWNW              09S 39E      25      CARIBOU

**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   |        |
| 09S 39E 23  |      |     |    |     |     |      |      |      |    |    |      |    |    |    | 13.0 | 37.0 | 50.0   |
| 09S 39E 24  |      |     |    |     |     |      |      |      |    |    | 22.0 |    |    |    |      |      | 22.0   |
| 09S 39E 25  |      |     |    |     | 7.0 | 38.0 | 40.0 | 33.0 |    |    |      |    |    |    |      |      | 118.0  |
|             |      |     |    |     | L 1 |      |      | L 2  |    |    |      |    |    |    |      |      |        |
| 09S 39E 26  | 30.0 | 1.0 |    | 9.0 |     |      |      |      |    |    |      |    |    |    |      |      | 40.0   |

Total Acres: 230

Conditions/Remarks:

Documentation of Ownership of the Current Place of Use

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

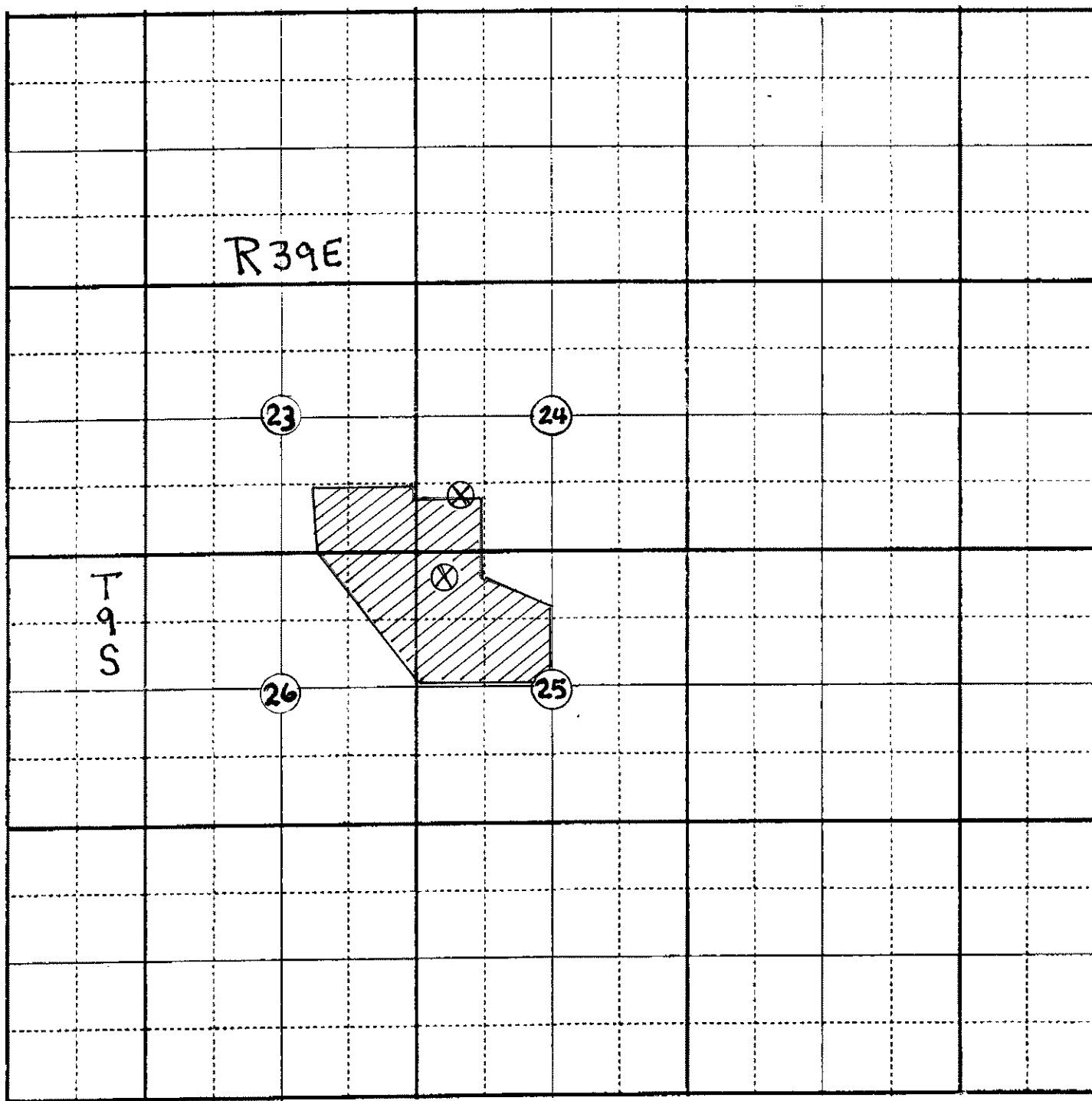
NO.

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer NONE

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

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

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



T 70582

SCALE: 2 inches equal 1 mile. Draw plan in ink.

### PART 3

#### B. CHANGES IN NATURE OF USE

| 1 | <u>New Nature of Use</u> | <u>Amount</u><br>(cfs/ac-ft) | <u>Hours/days/year</u> | <u>Period of Use</u> |
|---|--------------------------|------------------------------|------------------------|----------------------|
|   | _____                    | _____                        | _____                  | _____ to _____       |
|   | _____                    | _____                        | _____                  | _____ to _____       |

2. Quantity and quality of return flows and location of discharge:

\_\_\_\_\_  
 \_\_\_\_\_

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

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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)

\_\_\_\_\_  
 (Signature of Applicant)

\_\_\_\_\_  
 (Signature of Applicant)

\_\_\_\_\_  
 (Signature of Applicant)

\_\_\_\_\_  
 (Signature of Applicant)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
 (Notary Public)

My commission expires \_\_\_\_\_

**PART 3**

**FOR DEPARTMENT USE ONLY**

Transfer contains 6 pages and 4 attachments

Received by HWT Date 3-21-03 Protest filed by \_\_\_\_\_

Prelim. check by \_\_\_\_\_ Fee \$330<sup>00</sup> E028592 \_\_\_\_\_

Received by HWT Date 3-21-03 \_\_\_\_\_

Published in Caribou Co Sun Copies of protest forwarded by \_\_\_\_\_

Pub. dates \_\_\_\_\_ Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on 5/14/03 Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_



# CERTIFICATE OF ASSUMED BUSINESS NAME

Pursuant to Section 53-504, Idaho Code, the undersigned submits for filing a certificate of Assumed Business Name.

**Please type or print legibly.**

**NOTE: See instructions on reverse before filing.**

1. The assumed business name which the undersigned use(s) in the transaction of business is:

\_\_\_\_\_

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name:

Name

Complete Address

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. The general type of business transacted under the assumed business name is:

- |                                                              |                                                              |
|--------------------------------------------------------------|--------------------------------------------------------------|
| <input type="checkbox"/> Retail Trade                        | <input type="checkbox"/> Transportation and Public Utilities |
| <input type="checkbox"/> Wholesale Trade                     | <input type="checkbox"/> Construction                        |
| <input type="checkbox"/> Services                            | <input type="checkbox"/> Agriculture                         |
| <input type="checkbox"/> Manufacturing                       | <input type="checkbox"/> Mining                              |
| <input type="checkbox"/> Finance, Insurance, and Real Estate |                                                              |

4. The name and address to which future correspondence should be addressed:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Submit Certificate of  
Assumed Business  
Name and **\$25.00** fee to:

Secretary of State  
700 West Jefferson  
Basement West  
PO Box 83720  
Boise ID 83720-0080  
208 334-2301

5. Name and address for this acknowledgment copy is (if other than # 4 above):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Phone number (optional):

\_\_\_\_\_

Signature: \_\_\_\_\_  
(signature required)

Printed Name: \_\_\_\_\_

Capacity/Title: \_\_\_\_\_

(see instruction # 8 on back of form)

**Secretary of State use only**

## INSTRUCTIONS

Optional: If the document is incorrect where can you be reached for questions? \_\_\_\_\_

Note: Filing a Certificate of Assumed Business Name does not give a business any specific right to the use of the name on the Certificate. Before filing, it might prove useful to have the Secretary of State's Office search the records for names which are identical or deceptively similar. Another business might already be using the name you wish to file; in many cases this would be a reason to select another name. **Please be aware that all filings with this office are public record and are available upon request and via the internet.**

1. When required.
  - a. Any person who proposes to or intends to transact business in Idaho under an assumed business name shall, before beginning to transact business, file with the Secretary of State a certificate of assumed business name.
  - b. An entity which is organized, registered or admitted to the state by filing its organizational document or qualification papers with the Secretary of State is not required to file a Certificate of Assumed Business Name, except when it conducts business under a name other than its true name which appears on its organizational document or qualification papers. Formally organized or registered entities include corporations, limited liability companies, limited partnerships and limited liability partnerships.
  - c. If an individual is using both his/her legal first and last name within the business name, filing of this certificate is not required
2. One certificate per assumed business name. If an individual or business conducts business under more than one assumed name, it must file a separate certificate for each assumed business name it uses.
3. Assumed name. Enter in item #1 the assumed business name exactly as is used in conducting the business with the public. Please note that the business name shall not include words or abbreviations which falsely imply the existence of a formally organized or registered entity.
4. True names. For a sole proprietorship or partnership, enter in item #2 the name and address of each individual who has a financial interest. (Since this information is public record we advise you use a business address and NOT a home address.) For a formally organized entity, enter in item #2 the true name exactly as it appears on the organizational or registration document, and its principal business address.
5. Type of business. Check one or more boxes in item # 3. You MUST select one of the options that best describe your business. Do not make up your own category.
6. Correspondence address. Enter in item #4 the address to which the Secretary of State should send future correspondence concerning this certificate.
7. Acknowledgment address. If you want this certificate returned to a different address from # 4, enter that address in item # 5.
8. Signature. The certificate must be signed by an individual who has actual authority to bind the business to legal obligations. The signer must be identified by printing or typing his/her name below the signature and indicate in what capacity they sign (i.e. president, partner, manager, owner, etc. )

Pursuant to Idaho Code § 67-910(6), the Secretary of State's Office may delete a business entity filing from our database if payment for the filing is not completed.