

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: A45-02579
Date Received: 6/ 6/1989
Receipt No: S007604
Received By:

*Address change
RB*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LAMBERT PRODUCE, INC.
Address: RT. 2 BOX 2430
BURLEY, ID

83318

2. Date of Priority: MAY 20, 1959

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	22E	35	SW	of	NW		CASSIA

5. Description of diverting works:
WELL AND PUMP, SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	11/01	2.580		

7. Total Quantity Appropriated is:
2.580 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 861.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	22E	24	NE	SE		IRR	36.0
			NW	SE		IRR	36.0
			SW	SE		IRR	36.0
			SE	SE		IRR	35.0

A45-02579

Page 1

Date: 03/26/81

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*Claim needs amendment
to add another well
in NE NW of Sec. 20
as per transfer 2701)*

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: A45-02579

Date Received: 6/06/1989

Receipt No: S007604

Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LAMBERT PRODUCE, INC.
Address: RT. 1 BOX 44-A
OAKLEY, ID

208-862-3346

83346

2. Date of Priority: MAY 20, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	22E	35	SW	SW	NW		CASSIA

5. Description of diverting works:
WELL AND PUMP, SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	11/01	2.580		

7. Total Quantity Appropriated is:
2.580 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 861.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12S	22E	24	NE	NW	Se	IRR	36.0
			NW	NW	Se	IRR	36.0
			SW	NW	Se	IRR	36.0
			SE	NW	Se	IRR	35.0

Section Acres 143.0

A45-02579

Page 1

Date: 07/20/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	22E	25	NE	NE		IRR	36.0
			NW	NE		IRR	36.0
			SW	NE		IRR	36.0
			SE	NE		IRR	36.0
Section Acres							144.0
Total Acres							287.0

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A45-04011A, A45-04009A, A45-02053.

14. Remarks:

TRANS. 3139.

P/U INCORRECT ON DWR WATER RIGHTS LIST. ACTUAL P/U IN EXISTENCE
PRIOR TO GENERAL ADJUDICATION COMMENCEMENT ORDER.

NAME OF CURRENT OWNER INCORRECT--RIGHT WAS TRANSFERRED TO
LAMBERT WHEN THEY PURCHASED PROPERTY.

15. Basis of Claim: LICENSE

Water Right Number: 27935

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: 39356
Ident. Number A45-02579
Date Received 6-6-89
Receipt Number 5007604

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Lambert Produce, Inc. Phone (208) 862-3346
Mailing Address Route #1, Box 44-A, Oakley, Idaho Zip 83346
2. Date of Priority (Only one (1) per claim) MAY 20 1959
3. Source of water supply (a) Groundwater
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 12S Range 22E Section 35,
SW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of CASSIA
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 _____
5. 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.

Well depth approx 500 ft / Pipeline to Sprinkler

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HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 03-01 to 11-01 amount 2.58 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.58 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 861 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	
<u>12S</u>	<u>22E</u>	<u>24</u>																	
		<u>25</u>	<u>36</u>	<u>36</u>	<u>36</u>	<u>36</u>									<u>36</u>	<u>36</u>	<u>36</u>	<u>35</u>	<u>143</u>
																			<u>144</u>

Total number of acres irrigated 287

11. In which county (ies) are lands listed above as place of use located? CASSIA

12. Do you own the property listed above as place of use? Yes X 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.

45-40114 45-4009 45-2053

or None ()

14. Remarks:

Place of use incorrect on DWR Water Rights list.
Actual Place of use in Existence prior to General
Adjudication Commencement Order
Name of Current Owner incorrect - Right was transferred
to Lambert when they purchased property.

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Last Name Lambert Ident No. _____

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

SCANNED
AUG 04 2005

Scale: 2 inches equals 1 mile

T125 R27E

[illegible]

MAR 08 1993

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 45-2579
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 1

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 Farm Manager Title _____
of Lambert Produce Inc. Organization _____, that I have signed the foregoing
document in the space below as Farm Manager Title _____ of Lambert Produce Inc. Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Cory King
Title and Organization Farm Manager Lambert Produce Inc. Date 6-6-89

State of Idaho/or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 6th day of June 19 89

SEAL

Notary Public Denise Green

Residing at Twin Falls

My Commission Expires 1-2-91

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, Larry B. Stone 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 Larry B. Stone

Address P.O. Box 83 Twin Falls, Id 83301

Date 5/25/89

Last Name Lambert Ident. Number _____

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MAR 08 1993

Copies White-State, Yellow-Claimant

QUITCLAIM DEED

FOR VALUE RECEIVED, FIRST SECURITY BANK OF IDAHO, N.A.,
herein "Grantor," hereby quitclaims to LAMBERT PRODUCE COMPANY, Inc.,
herein "Grantees," whose current address is Post Office Box 793,
Blackfoot, Idaho, all of Grantor's right, title and interest in
and to the following described water rights, copies of which are
attached hereto and incorporated herein by reference:

45-0166	45-2611
45-0168	45-2613
45-0169	45-2614
45-0695	45-2620
45-0696	45-2629
45-0698	45-2630
45-0701	45-2642
45-2066	45-2657
45-2109	45-2668
45-2519	45-4009
45-2520	45-4011
45-2526	45-4013
45-2567	45-4048
45-2579	45-7379

AND that portion of License No. 45-2254 which has not previously
been obligated for transfer to Vanco, Inc. and also an unnumbered
permit for appropriation of water from Land Creek and Willow Creek.

No warranty is given by Seller as to any water rights
transferred hereby or as to the quality of any water. Any other
water rights not specifically transferred herein, including but
not limited to other licenses and claims, are retained by the
Seller.

DATED this 15 day of April, 1985.

FIRST SECURITY BANK OF IDAHO, N.A.

By

J. LaMar Giles

Senior Vice-president

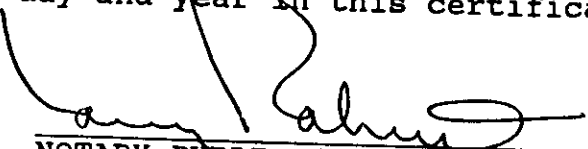
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MAR 08 1993

STATE OF IDAHO)
County of Cassia) ss.

On this 9th day of April, 1985, before me, a notary public in and for said county and state, personally appeared J. LAMAR GILES, known to me to be the Senior Vice-president of FIRST SECURITY BANK OF IDAHO, N.A., the corporation named in the above instrument and acknowledged to me that he executed the same on behalf of such corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



NOTARY PUBLIC for Idaho
Residing at Burley Idaho
My Commission Expires: 6-30-85

Water Right Number - 45-02579 Adj. Flag Translation: Standard Water Right Number Old (D) Number - 27935
+ - - - - Last Name - - - - + + - First Name - - - - + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
FIRST SECURITY BANK OF IDAHO

1 -
2 -
3 -
City-
Phone -

State- Zip-

*** P - PRESENT OWNER ***
LAMBERT PRODUCE, INC.

1 - ATTN: CHRIS DRAKOS
2 - P.O. BOX 793
3 -

City- BLACKFOOT State- ID Zip- 832210000
Phone -

*** O - ORIGINAL OWNER ***
ANDERSON BROTHERS

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/20/1959 17 L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

12S 22E 35 SW NW (31) CASSIA

+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/01 11/01 2.580

+ - - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.580

+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

| | | | | | | | |
|-----|-----|----|-------|------|----|------------|-------------|
| 12S | 22E | 29 | NE NE | 36.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 22E | 29 | NW NE | 36.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 22E | 29 | SE NE | 36.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 22E | 29 | SE NE | 36.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 22E | 29 | NE NW | 36.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 22E | 29 | NW NW | 36.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 22E | 29 | SW NW | 36.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 22E | 29 | SE NW | 35.0 | 01 | IRRIGATION | (31) CASSIA |

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VERIFIED BY *JK 6/2/04*

06/02/2004

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

RIGHT NUMBER: 45-2579

NAME AND ADDRESS: LAMBERT PRODUCE CO INC
C/O CORY KING
203 E 1100 S
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.580 CFS
1,148.000 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 28.09 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 10,983 AF. COMBINED RIGHT NOS.: 45-2254A,
45-2520, 45-2526, 45-2579, 45-2630, 45-2657, 45-4009A, 45-4011A,
45-4013A, 45-4048F, & 45-13777.

PRIORITY DATE: 05/20/1959

POINT OF DIVERSION:

T12S R22E S20 SWSWNW Within CASSIA County
T12S R22E S26 SWSWSW Within CASSIA County
T12S R22E S35 SWSWNW Within CASSIA County
T12S R23E S15 SESWSW Within CASSIA County
T12S R23E S17 SWSWSW Within CASSIA County
T12S R23E S20 NENENW Within CASSIA County
T12S R23E S20 SWNWNW Within CASSIA County
T12S R23E S20 SWSSENW Within CASSIA County
T12S R23E S22 SWSWNE Within CASSIA County
T13S R23E S4 NESW Within CASSIA County
T13S R23E S5 SESENE Within CASSIA County
T13S R23E S8 SESESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|----------------|---------------|---------------------------|
| IRRIGATION | 03/15 11/15 | 2.580 CFS
1,148.00 AFY |

PLACE OF USE:

IRRIGATION Within CASSIA County

| Section | Direction | Quantity (CFS) | Section | Direction | Quantity (CFS) |
|---------------|-----------|----------------|---------------|-----------|----------------|
| T12S R22E S24 | NESE | 40.0 | T12S R22E S24 | NWSE | 32.0 |
| T12S R22E S24 | SWSE | 39.0 | T12S R22E S24 | SESE | 41.0 |
| T12S R22E S25 | NENE | 41.0 | T12S R22E S25 | NWNE | 39.0 |
| T12S R22E S25 | SWNE | 36.0 | T12S R22E S25 | SENE | 31.0 |
| T12S R23E S15 | NWNE | 32.0 | T12S R23E S15 | SWNE | 40.0 |
| T12S R23E S15 | SENE | 3.0 | T12S R23E S15 | NENW | 34.0 |
| T12S R23E S15 | SWNW | 4.0 | T12S R23E S15 | SENW | 34.0 |
| T12S R23E S15 | NESW | 3.0 | T12S R23E S15 | NWSW | 35.0 |
| T12S R23E S15 | SWSW | 30.0 | T12S R23E S15 | SESW | 2.0 |
| T12S R23E S15 | NESE | 36.0 | T12S R23E S15 | NWSE | 38.0 |
| T12S R23E S15 | SWSE | 34.0 | T12S R23E S15 | SESE | 32.0 |
| T12S R23E S16 | NENE | 32.0 | T12S R23E S16 | NWNE | 34.0 |
| T12S R23E S16 | SWNE | 32.0 | T12S R23E S16 | SENE | 38.0 |
| T12S R23E S16 | NENW | 41.0 | T12S R23E S16 | NWNW | 41.0 |

Water Right 45-2579

06/02/2004

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

| | | | | | |
|---------------------|------|------|---------------------|------|------|
| T12S R23E S16 | SWNW | 41.0 | T12S R23E S16 | SENE | 40.0 |
| T12S R23E S16 | NESW | 41.0 | T12S R23E S16 | NWSW | 41.0 |
| T12S R23E S16 | SWSW | 41.0 | T12S R23E S16 | SESW | 41.0 |
| T12S R23E S16 | NESE | 40.0 | T12S R23E S16 | NWSE | 22.0 |
| T12S R23E S16 | SWSE | 18.0 | T12S R23E S16 | SESE | 37.0 |
| T12S R23E S17 | NENE | 41.0 | T12S R23E S17 | NWNE | 41.0 |
| T12S R23E S17 | SWNE | 41.0 | T12S R23E S17 | SENE | 41.0 |
| T12S R23E S17 | NENW | 41.0 | T12S R23E S17 | NWNW | 41.0 |
| T12S R23E S17 | SWNW | 41.0 | T12S R23E S17 | SENE | 41.0 |
| T12S R23E S17 | NESW | 41.0 | T12S R23E S17 | NWSW | 41.0 |
| T12S R23E S17 | SWSW | 31.0 | T12S R23E S17 | SESW | 41.0 |
| T12S R23E S17 | NESE | 41.0 | T12S R23E S17 | NWSE | 41.0 |
| T12S R23E S17 | SWSE | 41.0 | T12S R23E S17 | SESE | 41.0 |
| T12S R23E S19 | NENE | 39.0 | T12S R23E S19 Lot 1 | NWNE | 39.0 |
| T12S R23E S19 Lot 2 | SWNE | 40.0 | T12S R23E S19 | SENE | 39.0 |
| T12S R23E S19 | NESE | 40.0 | T12S R23E S19 Lot 3 | NWSE | 40.0 |
| T12S R23E S19 Lot 4 | SWSE | 40.0 | T12S R23E S19 | SESE | 40.0 |
| T12S R23E S20 | NENE | 40.0 | T12S R23E S20 | NWNE | 40.0 |
| T12S R23E S20 | SWNE | 40.0 | T12S R23E S20 | SENE | 40.0 |
| T12S R23E S20 | NENW | 40.0 | T12S R23E S20 | NWNW | 40.0 |
| T12S R23E S20 | SWNW | 40.0 | T12S R23E S20 | SENE | 35.0 |
| T12S R23E S20 | NESW | 40.0 | T12S R23E S20 | NWSW | 40.0 |
| T12S R23E S20 | SWSW | 40.0 | T12S R23E S20 | SESW | 40.0 |
| T12S R23E S20 | NESE | 40.0 | T12S R23E S20 | NWSE | 40.0 |
| T12S R23E S20 | SWSE | 40.0 | T12S R23E S20 | SESE | 40.0 |
| T12S R23E S21 | NENE | 40.0 | T12S R23E S21 | NWNE | 40.0 |
| T12S R23E S21 | SWNE | 40.0 | T12S R23E S21 | SENE | 40.0 |
| T12S R23E S21 | NENW | 40.0 | T12S R23E S21 | NWNW | 40.0 |
| T12S R23E S21 | SWNW | 40.0 | T12S R23E S21 | SENE | 40.0 |
| T12S R23E S21 | NESW | 40.0 | T12S R23E S21 | NWSW | 40.0 |
| T12S R23E S21 | SWSW | 40.0 | T12S R23E S21 | SESW | 40.0 |
| T12S R23E S21 | NESE | 40.0 | T12S R23E S21 | NWSE | 40.0 |
| T12S R23E S21 | SWSE | 40.0 | T12S R23E S21 | SESE | 40.0 |
| T12S R23E S22 | NENE | 32.0 | T12S R23E S22 | NWNE | 34.0 |
| T12S R23E S22 | SWNE | 31.0 | T12S R23E S22 | SENE | 32.0 |
| T12S R23E S22 | NENW | 30.0 | T12S R23E S22 | NWNW | 39.0 |
| T12S R23E S22 | SWNW | 33.0 | T12S R23E S22 | SENE | 39.0 |
| T12S R23E S22 | NESW | 32.0 | T12S R23E S22 | NWSW | 40.0 |
| T12S R23E S22 | SWSW | 40.0 | T12S R23E S22 | SESW | 33.0 |
| T12S R23E S28 | NENE | 40.0 | T12S R23E S28 | NWNE | 40.0 |
| T12S R23E S28 | SWNE | 40.0 | T12S R23E S28 | SENE | 40.0 |
| T12S R23E S28 | NENW | 40.0 | T12S R23E S28 | NWNW | 40.0 |

06/02/2004

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

| | | | | | |
|---------------------|------|------|---------------------|------|------|
| T12S R23E S28 | SWNW | 40.0 | T12S R23E S28 | SENW | 40.0 |
| T12S R23E S29 | NENE | 40.0 | T12S R23E S29 | NWNE | 40.0 |
| T12S R23E S29 | SWNE | 40.0 | T12S R23E S29 | SENE | 40.0 |
| T12S R23E S29 | NENW | 40.0 | T12S R23E S29 | NWNW | 40.0 |
| T12S R23E S29 | SWNW | 40.0 | T12S R23E S29 | SENW | 40.0 |
| T12S R23E S29 | NESW | 40.0 | T12S R23E S29 | NWSW | 40.0 |
| T12S R23E S29 | SWSW | 35.0 | T12S R23E S29 | SESW | 38.0 |
| T12S R23E S29 | NESE | 40.0 | T12S R23E S29 | NWSE | 40.0 |
| T12S R23E S29 | SWSE | 38.0 | T12S R23E S29 | SESE | 38.0 |
| T12S R23E S30 | NENE | 40.0 | T12S R23E S30 Lot 1 | NWNE | 40.0 |
| T12S R23E S30 Lot 2 | SWNE | 33.0 | T12S R23E S30 | SENE | 32.0 |

4983 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4983 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-168, 45-169, 45-695, 45-696, 45-701, 45-2053, 45-2254A, 45-2520, 45-2526, 45-2579, 45-2630, 45-2657, 45-4009A, 45-4011A, 45-4013A, 45-4048F, 45-4258A, & 45-13777.

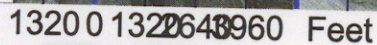
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 287 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: License

RIGHT NO. 45-13777 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS. PURSUANT TO SECTION 42-1416B, IDAHO CODE. COMBINED RIGHT NOS.: 45-2254A, 45-2520, 45-2526, 45-2579, 45-2630, 45-2657, 45-4009A, 45-4011A, 45-4013A, & 45-4048F.

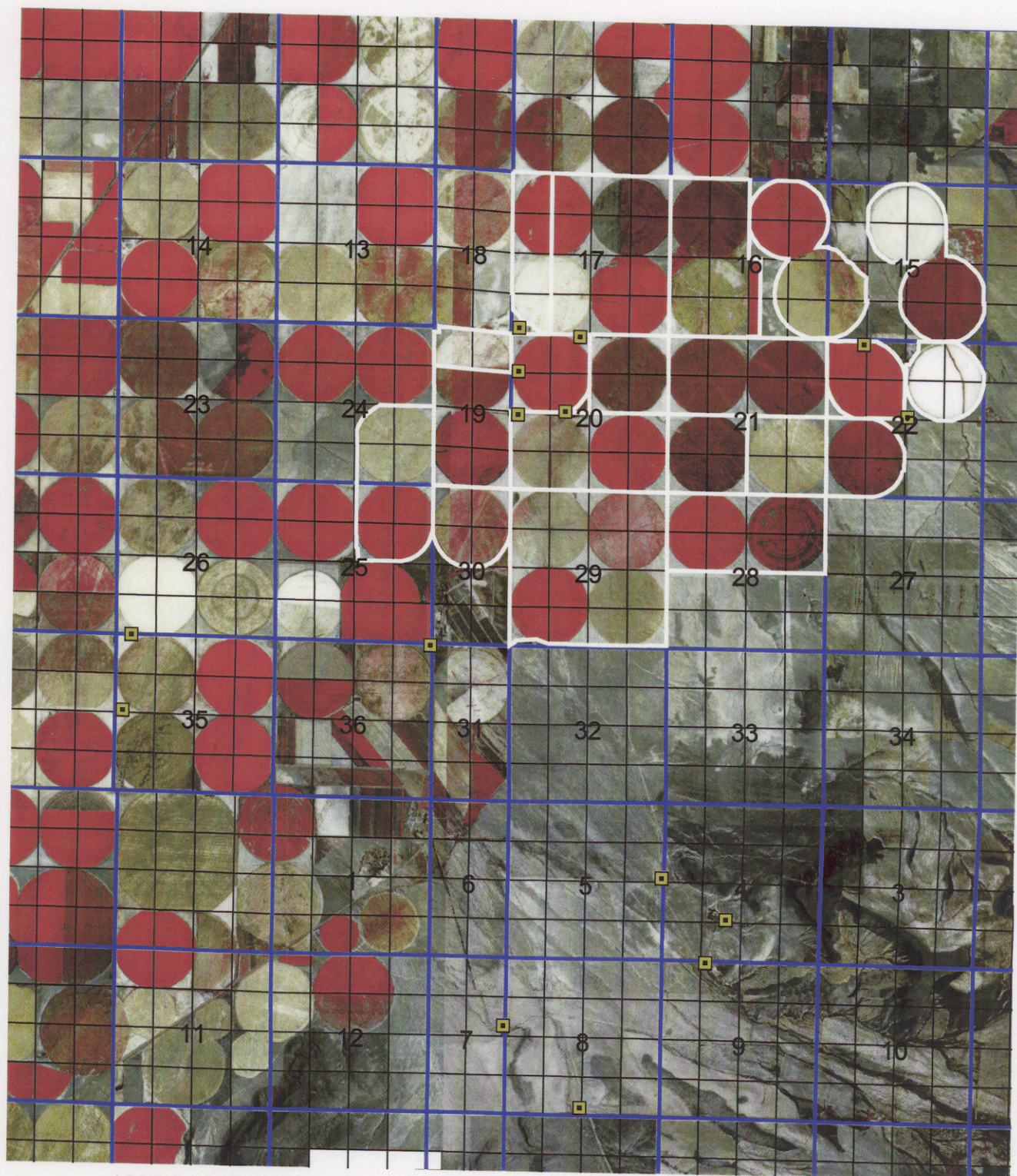


TWP 12S, RNG 23E, SEC. 15, 16, 17, 19, 20, 21, 22, 28, 29, & 30

-

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

Idaho Department of Water Resources
LAMBERT PRODUCE



13200 13200 13200 13200 Feet



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

RECOMMENDED PLACE OF USE
DATA ENTRY ON JULY 13, 2004



Gis Place of Use Presentation
 1987/1988 Napp Photography
 Prepared by Jeanie Robertson

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-2579 V1

WATER RIGHT NUMBER: 45-2579 V1

| | |
|-------------------|--|
| <u>Owner Type</u> | <u>Name and Address</u> |
| Current Owner | LAMBERT PRODUCE CO INC
C/O CORY KING
203 E 1100 S
BURLEY, ID 83318
(208)678-2668 |
| Attorney | STEPHAN, KVANVIG, STONE & TRAINOR
PO BOX 83
TWIN FALLS, ID 83301
(208)862-3346 |

Priority Date: 05/20/1959

Basis: License

Status: Active

| | |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| GROUND WATER | |

| | | | |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION | 03/15 to 11/15 | 2.580 CFS | 1,148.00 AF |
| | <u>Total Diversion:</u> | 2.580 CFS | 1,148.00 AF |

Location of Point(s) of Diversion

| | | |
|-------------------------------|-----------------|---------------------------------|
| GROUND WATER
CASSIA County | SW1/4SW1/4NW1/4 | Sec. 35, Twp 12S, Rge 22E, B.M. |
| GROUND WATER
CASSIA County | SE1/4SE1/4SW1/4 | Sec. 8, Twp 13S, Rge 23E, B.M. |
| GROUND WATER
CASSIA County | NE1/4SW1/4 | Sec. 4, Twp 13S, Rge 23E, B.M. |
| GROUND WATER
CASSIA County | SE1/4SE1/4NE1/4 | Sec. 5, Twp 13S, Rge 23E, B.M. |
| GROUND WATER
CASSIA County | SW1/4SW1/4NE1/4 | Sec. 22, Twp 12S, Rge 23E, B.M. |
| GROUND WATER
CASSIA County | SE1/4SW1/4SW1/4 | Sec. 15, Twp 12S, Rge 23E, B.M. |
| GROUND WATER
CASSIA County | SW1/4SW1/4SW1/4 | Sec. 17, Twp 12S, Rge 23E, B.M. |
| GROUND WATER
CASSIA County | NE1/4NE1/4NW1/4 | Sec. 20, Twp 12S, Rge 23E, B.M. |
| GROUND WATER
CASSIA County | SW1/4SE1/4NW1/4 | Sec. 20, Twp 12S, Rge 23E, B.M. |
| GROUND WATER
CASSIA County | SW1/4NW1/4NW1/4 | Sec. 20, Twp 12S, Rge 23E, B.M. |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-2579 V1

GROUND WATER
CASSIA County

SW1/4SW1/4NW1/4

Sec. 20, Twp 12S, Rge 22E, B.M.

GROUND WATER
CASSIA County

SW1/4SW1/4SW1/4

Sec. 26, Twp 12S, Rge 22E, B.M.

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 | |
| 12S 22E 24 | | | | | | | | | | | | | 40.0 | 32.0 | 39.0 | 41.0 | 152.0 |
| 12S 22E 25 | 41.0 | 39.0 | 36.0 | 31.0 | | | | | | | | | | | | | 147.0 |
| 12S 23E 15 | | 32.0 | 40.0 | 3.0 | 34.0 | | 4.0 | 34.0 | 3.0 | 35.0 | 30.0 | 2.0 | 36.0 | 38.0 | 34.0 | 32.0 | 357.0 |
| 12S 23E 16 | 32.0 | 34.0 | 32.0 | 38.0 | 41.0 | 41.0 | 41.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 40.0 | 22.0 | 18.0 | 37.0 | 580.0 |
| 12S 23E 17 | 41.0 | 41.0 | 41.0 | 41.0 | 41.0 | 41.0 | 41.0 | 41.0 | 41.0 | 41.0 | 31.0 | 41.0 | 41.0 | 41.0 | 41.0 | 41.0 | 646.0 |
| 12S 23E 19 | 39.0 | 39.0 | 40.0 | 39.0 | | | | | | | | | 40.0 | 40.0 | 40.0 | 40.0 | 317.0 |
| | | L 1 | L 2 | | | | | | | | | | | L 3 | L 4 | | |
| 12S 23E 20 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 35.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 635.0 |
| 12S 23E 21 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 640.0 |
| 12S 23E 22 | 32.0 | 34.0 | 31.0 | 32.0 | 30.0 | 39.0 | 33.0 | 39.0 | 32.0 | 40.0 | 40.0 | 33.0 | | | | | 415.0 |
| 12S 23E 28 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | | | | | | | | | 320.0 |
| 12S 23E 29 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 35.0 | 38.0 | 40.0 | 40.0 | 38.0 | 38.0 | 629.0 |
| 12S 23E 30 | 40.0 | 40.0 | 33.0 | 32.0 | | | | | | | | | | | | | 145.0 |
| | | L 1 | L 2 | | | | | | | | | | | | | | |

Total Acres: 4983

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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-2579 V1

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4983 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-168, 45-169, 45-695, 45-696, 45-701, 45-2053, 45-2254A, 45-2520, 45-2526, 45-2579, 45-2630, 45-2657, 45-4009A, 45-4011A, 45-4013A, 45-4048F, 45-4258A, & 45-13777.
2. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 28.09 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 10,983 AF. COMBINED RIGHT NOS.: 45-2254A, 45-2520, 45-2526, 45-2579, 45-2630, 45-2657, 45-4009A, 45-4011A, 45-4013A, 45-4048F, & 45-13777.
3. Explanatory RIGHT NO. 45-13777 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS. PURSUANT TO SECTION 42-1416B, IDAHO CODE. COMBINED RIGHT NOS.: 45-2254A, 45-2520, 45-2526, 45-2579, 45-2630, 45-2657, 45-4009A, 45-4011A, 45-4013A, & 45-4048F.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 287 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. jroberts 5/29/2004 Basis of Recommendation

Comment: Recommended in a 4,983 ac ppw with many licenses, several beneficial use claims, surface water decrees, and an expansion claim of 1,991 acres. This right is limited to 287 acres. There are 12 interconnected wells and the legal descriptions of their locations have been clarified where possible with WMIS points. One of the claimed wells in the SESW of Section 8, T13S, R23E has been moved to the SESENE of Section 5, T13S, R23E per approved transfer #5038 in 1997. These two wells (Sections 5 & 8) and their diversion rates are also shared by Elquist Ranches. The well in Section 17 SWSWSW and two of the wells in Section 20 (SWNWNW and SWSWNW) are shared by Chris Drakos.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 4, 2004

LAIRD B STONE
STEPHAN, KVANVIG, STONE & TRAINOR
PO BOX 83
TWIN FALLS ID 83303-0083

RE: Lambert Produce Preliminary Recommendations

Dear Mr. Stone,

I am enclosing preliminary recommendations for you to review for all of the Lambert rights. I doubt if there will be time to fix things during Notice of Error at this point, but at least you can see what the Director's Report will be at this point.

The receipt for the new expansion claim is also enclosed along with a colored map showing the place of use and points of diversion.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 28, 2004

LAIRD B STONE
STEPHAN KVANVIG STONE & TRAINOR
PO BOX 83
TWIN FALLS ID 83303-0083

RE: Lambert Produce

Dear Mr. Stone,

Enclosed are copies of claims 45-2520, 45-4000, & 45-4048F, which were purchased from C & T Farms by Lambert in 1998.

I have also researched right 45-166 and found that it was originally **decreed incorrectly** to part of **Section 19**, T12S, R23E to Thomas Poulton for $\frac{1}{4}$ of the flow of Willow Creek. In 1983, Robert and Ruth Moncur filed transfer #2852 to correct this apparent error and changed the place of use to **Section 9**. The quitclaim from the Batemans to First Security Bank, which Lambert used as the basis for its claim, was probably for land in Section 19, although it doesn't say, and was dated 1985. I believe this right is now correctly claimed and recommended to parts A & B for lands in Section 9 and that Lambert's claim should be disallowed.

As I mentioned in my letter of April 12, 2004, an expansion claim for 1,992 acres is needed to cover acres not irrigated by 1962. These acres are basically located in the SWNE and the SE $\frac{1}{4}$ of Section 15, the NE $\frac{1}{4}$ and East $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 22, the NE $\frac{1}{4}$ of Section 20, the South $\frac{1}{2}$ of Section 21, the North $\frac{1}{2}$ of Section 28, and the entire Section 29, all in T12S, R23E. (I usually file these types of claims as covering the entire place of use, in this case 4,984 acres, and limit the expansion to the 1,992 acres within.) Of these 1,992 acres there are 304 acres, which I found irrigated but not previously claimed. These acres are 40 in the SWNE of Section 15, 64 in the East $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 22, and 200 in the NE $\frac{1}{4}$ of the SENW of Section 28, all T 12S, R23E. The fee for the expansion claim is \$50.00 filing fee plus \$304.00 acre fee or \$354.00.

My deadline for completing recommendations for the Director's Report is fast approaching, so if you wish all of the irrigated acres to be recommended, I must have this claim by May 14, 2004, sooner if possible. Please call for another appointment if necessary or send the claim to my attention.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 12, 2004

Laird B Stone
Stephan, Kvanig, Stone & Trainor
PO BOX 83
TWIN FALLS ID 83303-0083

RE: Lambert Produce

Dear Mr. Stone,

I have completed my initial review of the Lambert Produce Adjudication Claims and have drawn some conclusions. There are 4,984 irrigated acres, of which 1,996 are covered by licenses and another 996 acres recognized as beneficial use acres, leaving 1,992 expansion acres. (There were 304 acres that were not previously claimed.) An expansion claim will be needed with a \$50.00 filing fee plus \$304.00 for the unclaimed acres.

Groundwater rights:

Licenses

| | | | | |
|----------|------------|----------|---------|-----------|
| 45-2254A | 4/12/1948 | 2.6 cfs | 880 AF | 220 acres |
| 45-2520 | 3/28/1956 | 5.92 cfs | 1920 Af | 480 acres |
| 45-2526 | 10/15/1956 | 4.55 cfs | 1280 AF | 320 acres |
| 45-2579 | 5/20/1958 | 2.58 cfs | 1148 AF | 287 acres |
| 45-2630 | 10/7/1960 | 2.4 cfs | 1280 AF | 320 acres |
| 45-2657 | 6/14/1961 | 2.96 cfs | 1476 AF | 369 acres |

| | | | |
|----------------|------------------|----------------|-------------------|
| Totals: | 21.01 cfs | 7984 AF | 1996 acres |
|----------------|------------------|----------------|-------------------|

Beneficial Use:

| | | | | |
|----------|-----------|----------|---------|------------------|
| 45-4009A | 5/9/1953 | 3.16 cfs | 2554 AF | 636 acres |
| 45-4011A | 4/14/1953 | 1 cfs | ----- | (same as -4009A) |
| 45-4013A | 4/10/1948 | 2.92 cfs | ----- | (same as -2630) |
| 45-4048F | 9/1/1959 | 0 | 1440 AF | 360 acres |

| | | | |
|----------------|-----------------|----------------|------------------|
| Totals: | 7.08 cfs | 3984 AF | 996 acres |
|----------------|-----------------|----------------|------------------|

A grand total of groundwater diversion rates will be limited to 28.09 cfs and a total combined volume of 11,968 AF.

I am not recognizing any additional diversion rate for 45-4048D and F because the wells of the original statutory claim (45-4048) were field examined for licenses in 1957 and 1962. Any additional diversion rate for these wells would need proof that system upgrades were completed before the area was closed in January of 1962. (I will allow volume of 1440 AF for the 360 acres irrigated by 1962 under part F.)

Besides the rights we discussed previously regarding disallowal (45-166C, 45-2066, 45-2109, and 45-4256), I also intend to disallow the wastewater claims 45-4000, 45-4007, 45-4008, and 45-4014. More information would be needed as to whether these rights are still used and if wastewater is still available.

45-4258A will need to be reduced to reflect the Quitclaim of .6 cfs of 45-4258 for Land Creek to Robert and Fredona Schenk executed in 1986 and now claimed as 45-4258B.

Please give me a call as soon as possible so we can schedule another meeting to file the expansion claim and I can proceed with the recommendations for the rest of the claims.

Sincerely,

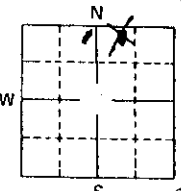


Jeanie Robertson
Sr. Water Resource Agent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

| 1. WELL OWNER
Name <u>Lambert Produce</u>
Address <u>Oakley, Idaho 83346</u>
Owner's Permit No. <u>45-90-S-014 OF</u>
<u>45-02579</u> | 7. WATER LEVEL
Static water level <u>435</u> feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature <u>55</u> OF. Quality <u>good</u>
Describe artesian or temperature zones below. _____ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|---|------------------|---------------------|--------------|-------------------|------------------|---------------|-----------------|-------------------|------------------|-----------------|-----------------|-------------------|------------------|-----------------|-----------------|-------------------|------------------|-----------------|-----------------|--|--|--|----|-----|-----|-----------|--|--|----|-----|-----|-----------|--|--|----|-----|-----|----------|--|--|----|-----|-----|---------------|--|--|----|-----|-----|-------------|--|--|----|-----|-----|-----------|--|--|----|-----|-----|---------------|--|--|----|-----|-----|-----------|--|--|----|-----|-----|-----------|--|--|----|-----|-----|---------------|--|--|----|-----|-----|----------------|--|--|----|-----|-----|------------|--|--|----|-----|-----|--------------------|--|--|----|-----|-----|-------------|--|--|----|-----|-----|------------|--|--|----|-----|--|-------------|--|--|--|--|--|--|--|--|
| 2. NATURE OF WORK
☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log) | 8. WELL TEST DATA
☒ Pump ☐ Bailer ☐ Air ☐ Other _____ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 3. PROPOSED USE
☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type) | <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td><u>1800</u></td> <td><u>440</u></td> <td><u>2</u></td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </table> | Discharge G.P.M. | Pumping Level | Hours Pumped | <u>1800</u> | <u>440</u> | <u>2</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Discharge G.P.M. | Pumping Level | Hours Pumped | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <u>1800</u> | <u>440</u> | <u>2</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| 4. METHOD DRILLED
☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☒ Cable ☐ Dug ☐ Other _____ | 9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td>20</td> <td>0</td> <td>4</td> <td>top soil</td> <td></td> <td></td> </tr> <tr> <td>20</td> <td>4</td> <td>145</td> <td>large gravel & clay</td> <td></td> <td></td> </tr> <tr> <td>20</td> <td>145</td> <td>159</td> <td>gray clay</td> <td></td> <td></td> </tr> <tr> <td>20</td> <td>159</td> <td>180</td> <td>gray clay</td> <td></td> <td></td> </tr> <tr> <td>20</td> <td>180</td> <td>215</td> <td>red lava</td> <td></td> <td></td> </tr> <tr> <td>20</td> <td>215</td> <td>255</td> <td>black cinders</td> <td></td> <td></td> </tr> <tr> <td>20</td> <td>255</td> <td>260</td> <td>orange clay</td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>260</td> <td>270</td> <td>gray clay</td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>270</td> <td>285</td> <td>black cinders</td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>285</td> <td>300</td> <td>gray lava</td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>300</td> <td>315</td> <td>gray clay</td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>315</td> <td>355</td> <td>black cinders</td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>355</td> <td>420</td> <td>red brown clay</td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>420</td> <td>430</td> <td>sand stone</td> <td></td> <td></td> </tr> <tr> <td>16</td> <td>430</td> <td>530</td> <td>red cinders & clay</td> <td></td> <td></td> </tr> <tr> <td>16</td> <td>530</td> <td>538</td> <td>mixed sands</td> <td></td> <td></td> </tr> <tr> <td>16</td> <td>538</td> <td>570</td> <td>black lava</td> <td></td> <td></td> </tr> <tr> <td>16</td> <td>570</td> <td> </td> <td>red cinders</td> <td></td> <td></td> </tr> <tr> <td colspan="6" style="text-align: center;"> top water shut off with 16" casing
 each liner has a 3/8" pipe shoe on top </td> </tr> </tbody> </table> | Bore Diam. | Depth | | Material | Water | | From | To | Yes | No | 20 | 0 | 4 | top soil | | | 20 | 4 | 145 | large gravel & clay | | | 20 | 145 | 159 | gray clay | | | 20 | 159 | 180 | gray clay | | | 20 | 180 | 215 | red lava | | | 20 | 215 | 255 | black cinders | | | 20 | 255 | 260 | orange clay | | | 18 | 260 | 270 | gray clay | | | 18 | 270 | 285 | black cinders | | | 18 | 285 | 300 | gray lava | | | 18 | 300 | 315 | gray clay | | | 18 | 315 | 355 | black cinders | | | 18 | 355 | 420 | red brown clay | | | 18 | 420 | 430 | sand stone | | | 16 | 430 | 530 | red cinders & clay | | | 16 | 530 | 538 | mixed sands | | | 16 | 538 | 570 | black lava | | | 16 | 570 | | red cinders | | | top water shut off with 16" casing
each liner has a 3/8" pipe shoe on top | | | | | |
| Bore Diam. | Depth | | Material | Water | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | From | To | | Yes | No | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 20 | 0 | 4 | top soil | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 20 | 4 | 145 | large gravel & clay | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 20 | 145 | 159 | gray clay | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 20 | 159 | 180 | gray clay | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 20 | 180 | 215 | red lava | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 20 | 215 | 255 | black cinders | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 20 | 255 | 260 | orange clay | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 18 | 260 | 270 | gray clay | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 18 | 270 | 285 | black cinders | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 18 | 285 | 300 | gray lava | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 18 | 300 | 315 | gray clay | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 18 | 315 | 355 | black cinders | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 18 | 355 | 420 | red brown clay | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 18 | 420 | 430 | sand stone | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 16 | 430 | 530 | red cinders & clay | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 16 | 530 | 538 | mixed sands | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 16 | 538 | 570 | black lava | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 16 | 570 | | red cinders | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| 5. WELL CONSTRUCTION
Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>250</u> inches</td> <td><u>20</u> inches</td> <td><u>1</u> feet</td> <td><u>159</u> feet</td> </tr> <tr> <td><u>250</u> inches</td> <td><u>18</u> inches</td> <td><u>115</u> feet</td> <td><u>275</u> feet</td> </tr> <tr> <td><u>250</u> inches</td> <td><u>16</u> inches</td> <td><u>280</u> feet</td> <td><u>420</u> feet</td> </tr> <tr> <td><u>250</u> inches</td> <td><u>14</u> inches</td> <td><u>405</u> feet</td> <td><u>565</u> feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☒ Torch ☐ Gun
Size of perforation <u>1"</u> inches by <u>10"</u> inches
Number <u>50</u> perforations <u>530</u> feet <u>560</u> feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth <u>20</u> Material used in seal: ☐ Cement grout
☐ Bentonite ☒ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent
_____ Weld
☐ Cemented between strata
Describe access port <u>1 1/4" pipe angle cut 20"</u> | Thickness | Diameter | From | To | <u>250</u> inches | <u>20</u> inches | <u>1</u> feet | <u>159</u> feet | <u>250</u> inches | <u>18</u> inches | <u>115</u> feet | <u>275</u> feet | <u>250</u> inches | <u>16</u> inches | <u>280</u> feet | <u>420</u> feet | <u>250</u> inches | <u>14</u> inches | <u>405</u> feet | <u>565</u> feet | 10.
Work started <u>4-1-90</u> finished <u>7-31-90</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Thickness | Diameter | From | To | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <u>250</u> inches | <u>20</u> inches | <u>1</u> feet | <u>159</u> feet | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <u>250</u> inches | <u>18</u> inches | <u>115</u> feet | <u>275</u> feet | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <u>250</u> inches | <u>16</u> inches | <u>280</u> feet | <u>420</u> feet | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <u>250</u> inches | <u>14</u> inches | <u>405</u> feet | <u>565</u> feet | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6. LOCATION OF WELL
Sketch map location must agree with written location.
 Subdivision Name _____
Lot No. _____ Block No. _____
County <u>Cassia</u>
<u>NE 1/4 NW 1/4 Sec. 20 T. 12 S. R. 23</u> | 11. DRILLERS CERTIFICATION
I/We certify that all minimum well construction standards were complied with at the time the rig was removed.
Firm Name <u>Chesley Drilling</u> Firm No. <u>428</u>
Address <u>Rte 2</u> Date <u>8-2-90</u>
Signed by (Firm Official) <u>Bill L Chesley</u>
and
(Operator) <u>Bill L Chesley</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

AUG 23 1990

Department of Water Resources

Southern Region Office

JR has original

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3701

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Lambert Produce, Inc. Phone 208-862-3346
Post Office address Route #1, Box 44-A, Oakley, Idaho 83346

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 No expansion of irrigated acreage or amount of water being diverted. Brings point of diversion closer to place of use. Change recorded place of use to reflect change that actually occurred about 10 years ago.

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

1. Right Number: 45-02579 Priority 05/20/59 Amount (cfs/ac-ft) 2.580 cfs Nature of Use Irrigation Period of Use 03/01 to 11/01
2. Total amount of water being transferred 2.580 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|----|----|---|------|------|------|--------|--------------------------|
| | NE | NW | | 20 | 12S | 23E | Cassia | |
| | SW | NW | | 35 | 12S | 22E | Cassia | |
| | | | | | | | | |
| | | | | | | | | |

5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| 12S | 22E | 24 | | | | | | | | | | | | | 36 | 36 | 36 | 35 | 143 |
| 12S | 22E | 25 | 36 | 36 | 36 | 36 | | | | | | | | | | | | | 144 |
| |
| |
| |
| |
| |
| |
| |
| |

Post-it* Fax Note 7671 Date 9-10-02 # of pages 6

To Doug Jones From KAY
Co./Dept. Southern Co. SO.
Phone # _____ Phone # _____
Fax # _____ Fax # _____

Total acres 287

Page 2 of 6

Transfer No. _____

PART 1**6. General Information:**

- a. Description of diversion system Well, to be drilled approximately 500 ft., pumped into pivot system. Two wells & pumps, sprinklers.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX 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:
Place of use not changed. Original land is no longer irrigated.
- 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____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____

b. License No. 45-02579 issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. 3139 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☒ Warranty Deed☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 5-20-1959

5. Water is used for the following purpose:

amount 2.58 cfs for Irrig. purposes from Mar 1 to Nov 1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 2.58 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
| | | SW | NW | 35 | 12S | 22E | Cassia | |
| | | | | | | | | |
| | | | | | | | | |

8. 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 | |
| 12S | 22E | 29 | 36 | 36 | 36 | 36 | 36 | 36 | 36 | 35 | | | | | | | | | 287 |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |

Total acres 287

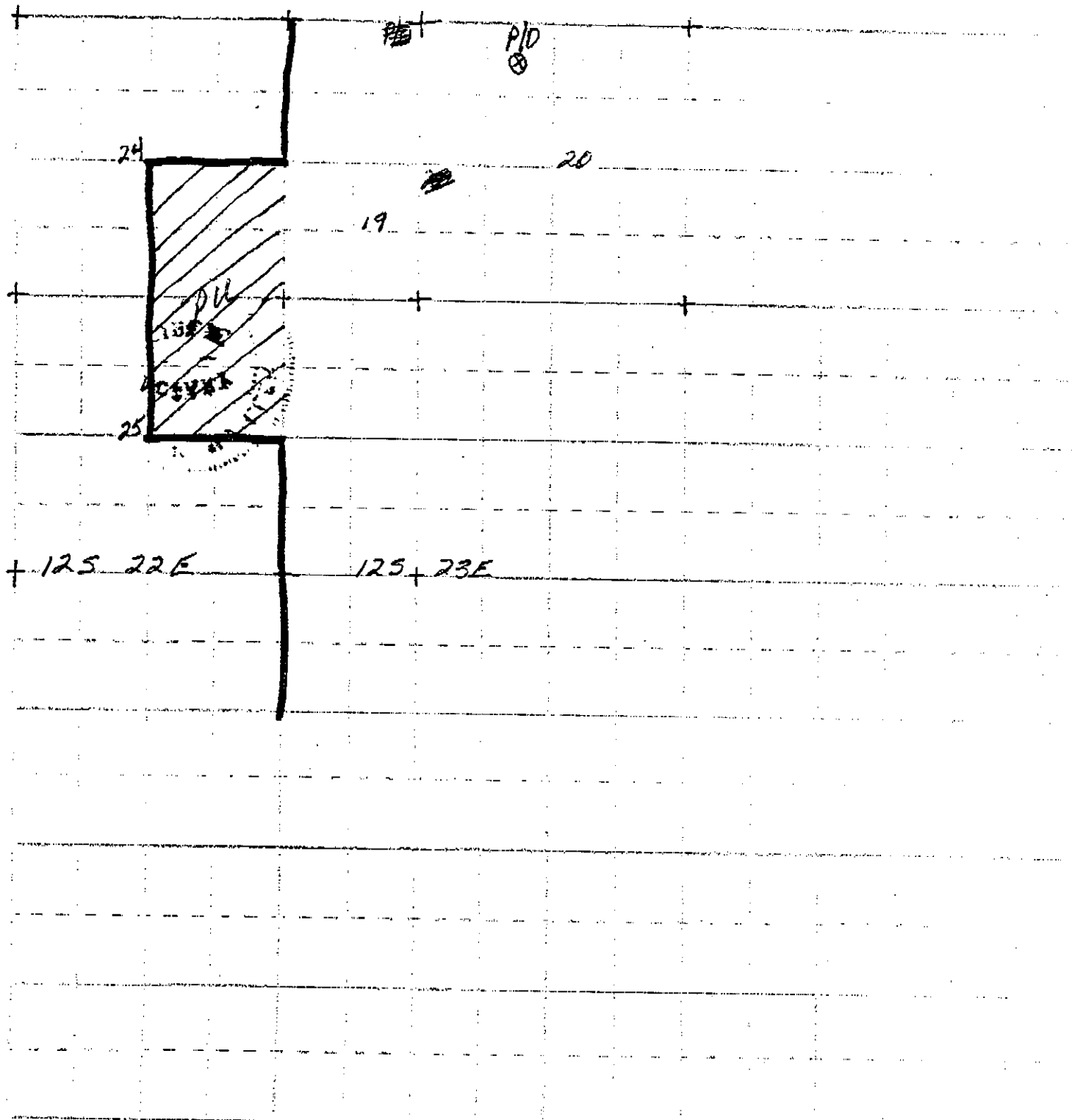
9. Describe any other water rights used for the same purpose as described above _____

Transfer No. _____

[illegible]

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.



Page 6 of 6

Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

| 1 | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|---|-------------------|-----------------------|-----------------|---------------|
| | | | | 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.

Subscribed and sworn to before me this

21st

day of

March, 19 90

(Signature of Applicant)

T. B. Stone - Attorney for Lambert Producers, Inc.

My commission expires

06-26-93

(Notary Public)

Penora K. Moeller

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachmentsReceived by J. E. Stanton Date 3-21-90Prelim. check by DRJ Fee \$50, 5011626Receipted by J. E. Stanton Date 3-21-90Published in So. Ill. PressPub. dates 6/7 + 6/14/90Watermaster recommendation requested on N/A

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-2579

WATER RIGHT NUMBER: 45-2579

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|---|
| Present Owner | LAMBERT PRODUCE CO INC
ATTN: CHRIS DRAKOS
PO BOX 793
BLACKFOOT, ID 83221 |
| Original Owner | ANDERSON BROTHERS

, ZZ |
| Current Owner | FIRST SECURITY BANK OF IDAHO

, ID |

Priority Date: 05/20/1959

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER | |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION | 3/01 to 11/01 | 2.580 CFS | |
| | <u>Total Diversion:</u> | 2.580 CFS | |

Location of Point(s) of Diversion

| | | |
|---------------|------------|---------------------------------|
| GROUND WATER | SW1/4NW1/4 | Sec. 35, Twp 12S, Rge 22E, B.M. |
| CASSIA County | | |

Place of UseIRRIGATION Within CASSIA County

| | | | | | |
|---------------|------|------|---------------|------|------|
| T12S R23E S29 | NENE | 36.0 | T12S R23E S29 | NWNE | 36.0 |
| T12S R23E S29 | SWNE | 36.0 | T12S R23E S29 | SENE | 36.0 |
| T12S R23E S29 | NENW | 36.0 | T12S R23E S29 | NWNW | 36.0 |
| T12S R23E S29 | SWNW | 36.0 | T12S R23E S29 | SENE | 35.0 |

Total Acres: 287

Conditions of Approval:Remarks:

1. General TRANS. 3139.

Comments:

1. kwalker 9/10/2002 Transfer No. 3139

Comment: Transfer 3139 was approved in August of 1985 changing the place of use to 12S, 23E, S29. The data base was changed to show the place of use in 12S, 22E, S29. I have corrected the data base to reflect actual transferred place of use.

Log for claim A45-02579

Spatial Dynamics MWY

3/17/00

| TR | SEC | QQ | Acres
Claimed | Acres
Found | COMMENT |
|---------|-----|------|------------------|----------------|---------|
| 12s22e | 24 | NESE | 36 | 34 | |
| 12s22e | 24 | NWSE | 36 | 32 | |
| 12s22e | 24 | SWSE | 36 | 31 | |
| 12s22e | 24 | SESE | 35 | 32 | |
| 12s22e | 25 | NENE | 36 | 36 | |
| 12s22e | 25 | NWNE | 36 | 32 | |
| 12s22e | 25 | SWNE | 36 | 30 | |
| 12s22e | 25 | SENE | 36 | 32 | |
| Totals: | | | 287 | 259 | |

overlaps w/ - 105°

- orig. licensed in Sec. 35, transfer #3139 (8/13/85) moved it to Sec. 29 now claimed in Sec. 24 & 25.

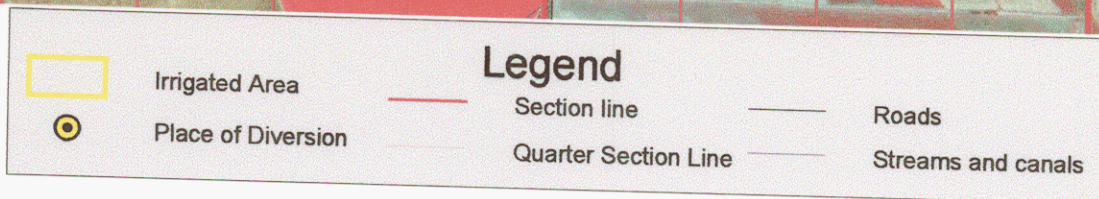
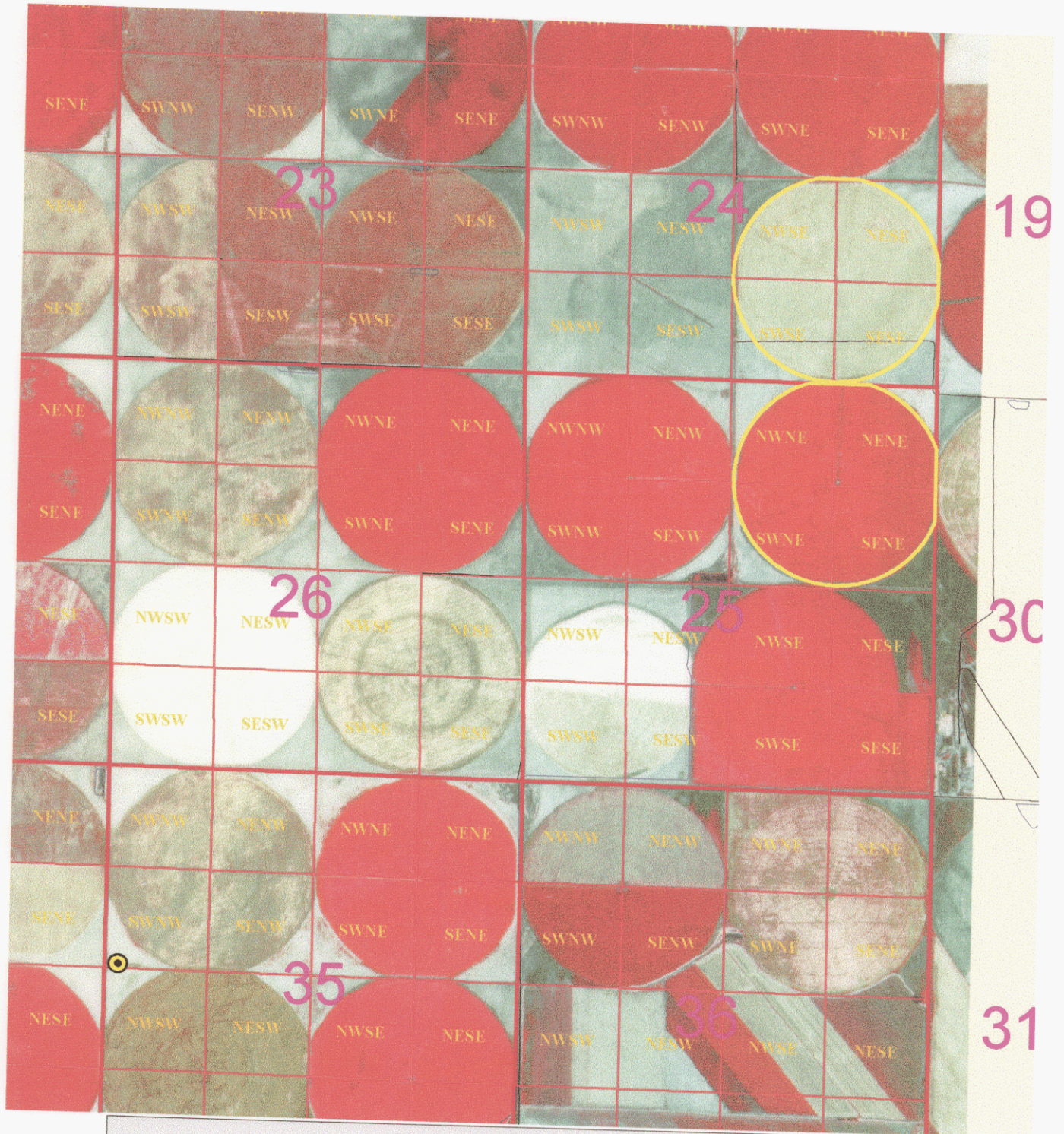
trans #3139 took water from Sec. 35 (and said that land would now be watered by Canal Shores

- transfer #3701 3/21/90 moved pou to Sec. 24 & 25 as claimed

limit to 287 acres in large PPU

$$\text{Vol} = 287 \times 4 = 1148 \text{ AT}$$

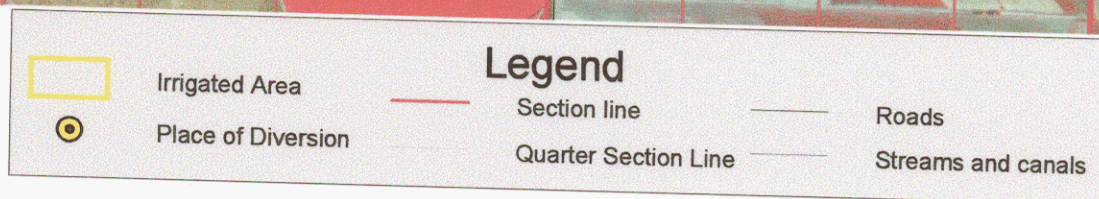
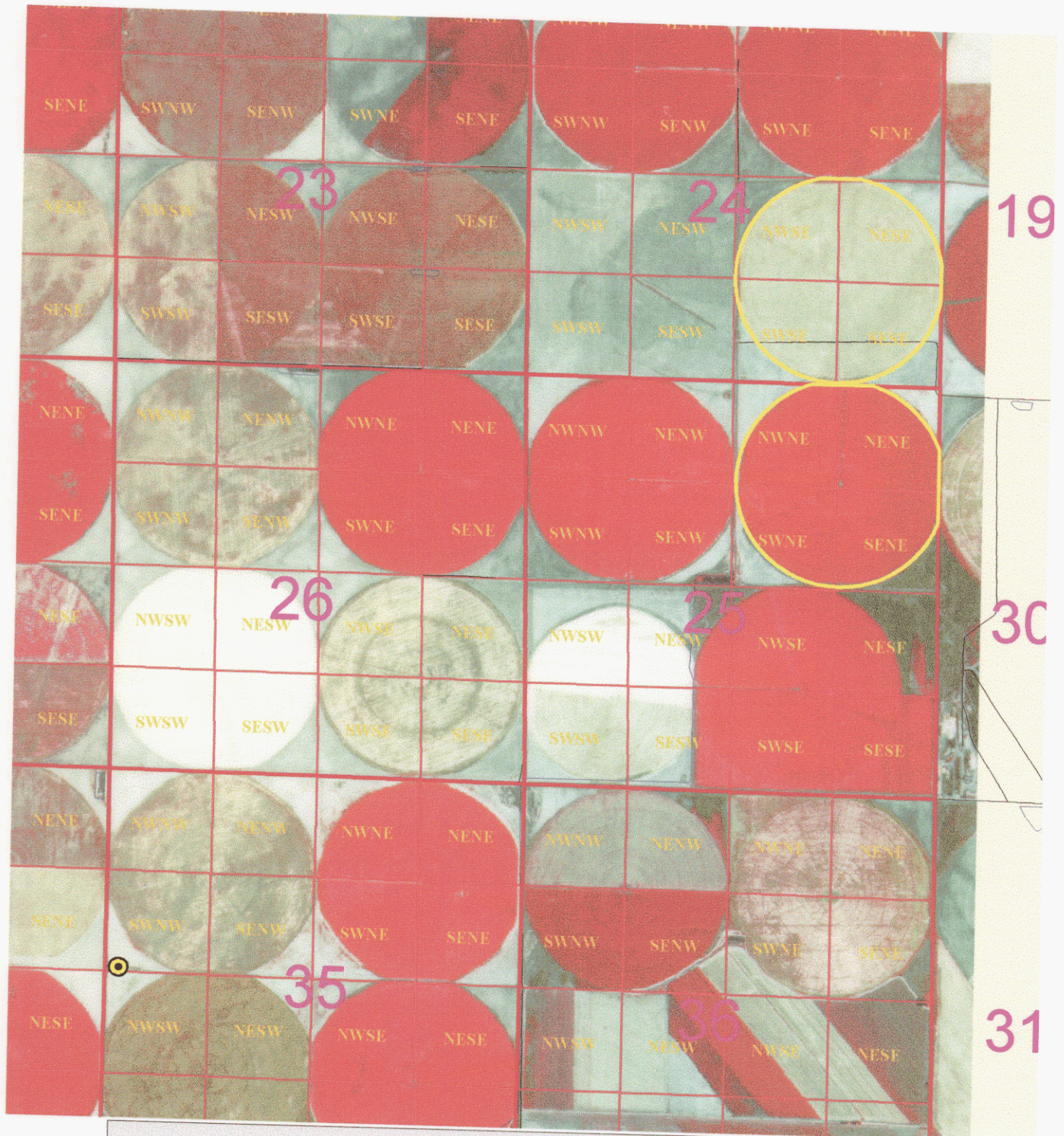
Townships , 12S22E, 12S23E



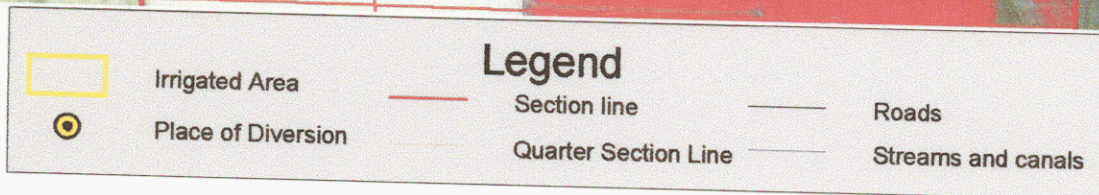
1000 0 1000 2000 Feet



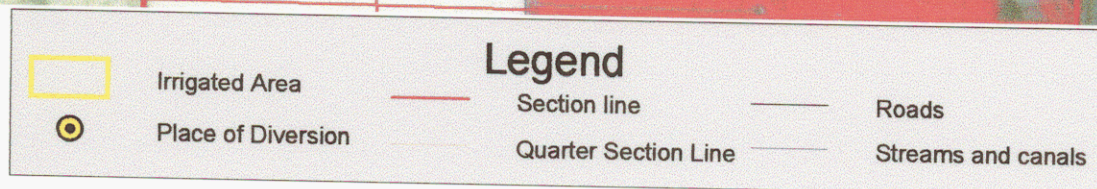
Townships , 12S22E, 12S23E



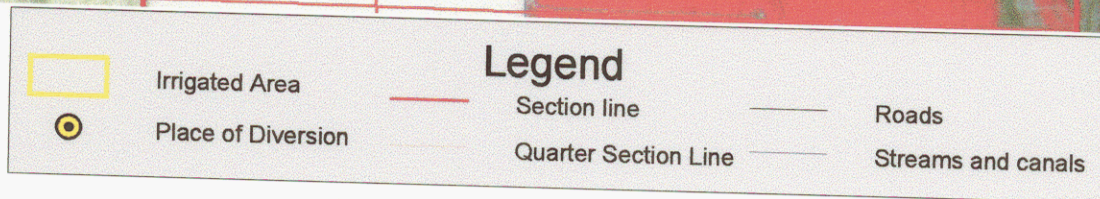
Townships , 12S22E, 12S23E



Townships , 12S22E, 12S23E



Townships , 12S22E, 12S23E



AJ5809NP
No. A45-02579

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/23/00
PAGE: 57

OWNER
CODE NAME & ADDRESS
C LAMBERT PRODUCE INC
RT 2 BOX 2430
BURLEY ID 83318

PRIORITY
DATE 05/20/1959
WATER USE IRRIGATION

USE PERIOD
FROM 03-01
TO 11-01

DIVERSION
RATE 2.580 CFS
TOTAL DIVERSION:
CONSUMPTIVE USE: 2.580 CFS

DIVERSION
VOLUME 861.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T12S R22E S35

SNW

CASSIA County

Place of use legal Description for: IRRIGATION

| | NE | NE | SE | SE | NE | NE | SW | SW | SW | SW | SE | SE | SE | SE | SUM |
|------------|------|----|----|----|----|----|------|----|----|----|----|----|----|----|-------|
| T R S | : Lt | Ac | Lt | Ac | Lt | Ac | : Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : SUM |
| 12S 22E 24 | : | | | | | | : | | | | | | | | : |
| 12S 22E 25 | : | 36 | 36 | 36 | 36 | : | : | : | : | : | 36 | 36 | 35 | : | 143.0 |
| | | | | | | | | | | | | | | | 144.0 |
| | | | | | | | | | | | | | | | 287.0 |

POU County: CASSIA

Other Rights: A45-04011A, A45-04009A, A45-02053.

Other Water Rights Listing Overlapping Place(s) of Use:

A45-00448 A45-02053 A45-04008 A45-04009 A45-04009A A45-04011A A45-04013 R45-04009

Remarks: GEN TRANS. 3139.
P/U INCORRECT ON DWR WATER RIGHTS LIST. ACTUAL P/U IN EXISTENCE
PRIOR TO GENERAL ADJUDICATION COMMENCEMENT ORDER.
NAME OF CURRENT OWNER INCORRECT--RIGHT WAS TRANSFERRED TO
LAMBERT WHEN THEY PURCHASED PROPERTY.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag: C

Audit:

07/13/89 CLELLAND 07/20/89 CLELLAND 02/08/90 WHITE 03/26/91 BECKE
03/30/95 POST-STD

APR 26 1985

Trans. No. 3139

Water Right No. 45-2579

STATE OF IDAHO
Department of Water Resources
Southern Division

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant First Security Bank of Idaho, N.A. Phone 338-2125
Post Office address Attn: Mr. LaMar Giles, P. O. Box 7069, Boise, Idaho 83730

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
In case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 45-2579 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant by purchase; deeds have previously been supplied to the Department

3. Source of water groundwater tributary to _____

4. Date of priority May 20, 1959

5. Water is used for the following purposes:

- amount 2.58 for irrigation purposes from March 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 2.58 CFS cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35
Township 12S Range 22E B.M. in Cassia County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ | | | | NW $\frac{1}{4}$ | | | | SW $\frac{1}{4}$ | | | | SE $\frac{1}{4}$ | | | | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
| | | | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | |
| 12S | 22E | 35 | 12 | 39 | 40 | 40 | 39 | 38 | 39 | 40 | | | | | | | | | 287 |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |

Total number of acres to be irrigated 287

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years
No.

MICROFILMED

11 DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
8/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____ B.M. _____ County _____
- Additional points _____
3. Place of use: _____

[illegible]

Total number of acres to be irrigated

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information
- a. Amount of water to be diverted same c.f.s. &/or acre feet
- b. Description of diverting works same
- c. Describe the reasons for the proposed changes to change location of use and to reflect sprinklers.

2. Change in point of diversion
- Point of diversion same $\frac{1}{4}$ Section Township
- Range , B.M. County
- Additional

3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
The underlying property will be sold without water. The new owner will use Oakley Canal shares on the property.

MICROFILMED

[illegible]

4. Describe any other water rights used for the same purpose as described above. None

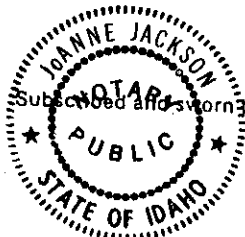
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

ALL 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

D. REMARKS

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.



Subscribed and sworn to before me this 1st day of

Morgan W. Redmond
Attorney for First Bank of Idaho
March, 1985

Joanne Jackson
(Notary Public)

My commission expires September 15, 1987

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2579 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 13th day of August, 1985

J. Glen Saxton
Chief, Operations Bureau

mcpa 4/26/85 FOR DEPARTMENT USE ONLY
Received by LS Date 4/25/85 9:15 am Protest filed by None
Prelim. check by J Fee 50.00 # 35936
Received by mcpa Date 4/26/85
Published in South id press
Pub. dates 5/9 + 5/16/85
Watermaster recommendation requested on N/A
rec'd. _____
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial
by ADM Jim

MICROFILMED

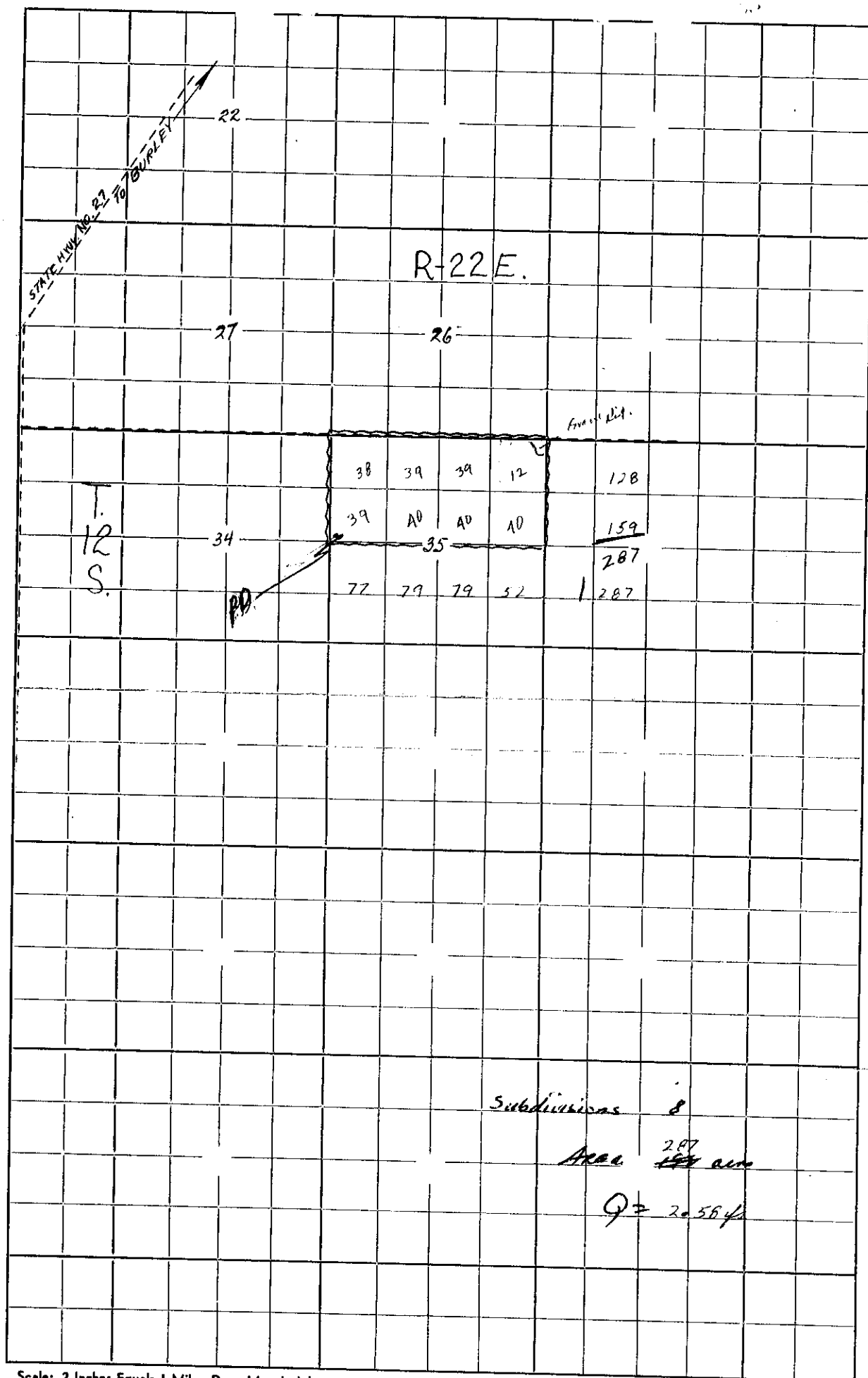
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27935

REPORT ON PROOF OF Completion of Works & Beneficial Use

Ore-Ida Foods, Inc., Box 474, Burley, Idaho



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

27936

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27935This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Ore-Ida Foods, Inc.,
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the SW 1/4 of Section 35
T. 12S R. 22 E.B.M. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: 250 HP US Motor
* 1078845, Layne & Bowler Pump # 27301, 12" x 7' discharge pipe south
into open ditch. 12" d x 5' discharge pipe south into concrete
rectangle into open ditches
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: ybs
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N 1/2 Sec. 35., T 12 S., R 22 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: Mr. Jack Haxby Foreman along

6-15-67 CURRENT METER USED, AERIAL PHOTO OF AREA CORRECT
6-28-67 Sparking 3 new in 116 ft arc - 2.50 ft on

4/15/65 A Mr. Art Birdner, Remiter on place, son stated that the well caved in
early this spring and they have not been able to start pump since. Fuses
pulled. Don't know when will be repaired

6/23/65 Anderson - with help well rig drilling new well 30' north and 15' west of old
location around

This examination was made on the 9th day of June, 1965
12/2/65 still working on new well down 278' no one around (Signed) Layne & Bowler D.M. Examiner.

102 Plat

Ore-Ida Foods, Inc.,
Box 474
Burley, Idaho
Permit No. G-27935

ALL
EXPOSED
SHOULD BE
REMOVED

Examination of Completion of Works & Beneficial Use Apr 30, 1959

County...Cassia
Quantity: 6.0 Sec. 35 T12S R22 E8W

Source: Well

P.D.: SW 1/4, Sec. 35, T. 12S. - R. 22E

Use:

Filed: May 20, 1959

Due:

Extension:

Protest:

Completion of Works:

Other Rights:

Made: Sept. 28, 1902

May 20, 1959

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

