

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: A45-02657
Date Received: 6/6/1989
Receipt No: S007604
Received By: _____

Address change DB

**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: JUN 14, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	23E	15	SW	SW			CASSIA

5. Description of diverting works:
WELL AND PUMP. (WELL #49, MOON OR WILLOW CREEK WELL)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/05	2.960		

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

8. Total consumptive use is 1107.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	23E	15	NW	NE		IRR	40.0
			NE	NW		IRR	34.0
			SE	NW		IRR	15.0
			NW	SW		IRR	29.0
			SW	SW		IRR	35.0

A45-02657

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Date: 03/26/91

MICROFILMED

MAR 08 1993

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: A45-02657
Date Received: 6/06/1989
Receipt No: S007604
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: LAMBERT PRODUCE, INC. 208-862-3346
Address: RT. 1 BOX 44-A
OAKLEY, ID 83346

2. Date of Priority: JUN 14, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	23E	15	SW	SW			CASSIA

5. Description of diverting works:
WELL AND PUMP. (WELL #49, MOON OR WILLOW CREEK WELL)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/05	2.960		

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

8. Total consumptive use is 1107.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	23E	15	NW	NE		IRR	40.0
			NE	NW		IRR	34.0
			SE	NW		IRR	15.0
			NW	SW		IRR	29.0

A45-02657

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Date: 02/08/90

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10. Place of Use: Continued

Township 12S	Range 23E	Section 15	1/4 SW	of 1/4 SW	Lot	Use IRR	Acres 35.0
						Section Acres	153.0
		16	NE	NE		IRR	34.0
			NW	NE		IRR	34.0
			SW	NE		IRR	34.0
			SE	NE		IRR	34.0
			NE	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	216.0
						Total Acres	369.0

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:
A45-00168

14. Remarks:
CHANGE IN P/U MADE PRIOR TO ENTRY OF GENERAL COMMENCEMENT ORDER.

AMENDED CLAIM 2/8/1990: 15 ACRES IN SWNW SECTION 15 TRANSFERRED
TO SENW SECTION 15, 12S 23E.

15. Basis of Claim: LICENSE
Water Right Number: 29819

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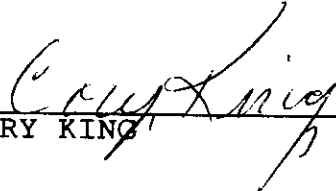
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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MAR 08 1993

SPECIAL POWER OF ATTORNEY

BE IT KNOWN BY THESE PRESENTS, that I, CORY KING, Manager of Lambert Produce Company, of Oakley, Idaho, have made, constituted and appointed and by these presents do make, constitute and appoint LAIRD B. STONE, of Twin Falls, Idaho, our true and lawful attorney for us and in our name, place and stead and for use and benefit to act upon our behalf to take any actions necessary, including but not limited to signing and/or endorsing water adjudication claim forms giving and granting unto our said attorney full power and authority to do and perform every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as I might or could do if personally present, hereby ratifying and confirming anything that our said attorney shall lawfully do or cause to be done by virtue of these presents.

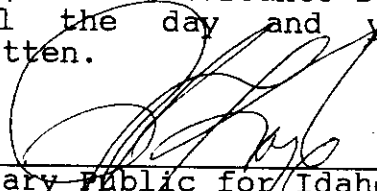
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 21 day of February, 1990.


CORY KING

STATE OF IDAHO,)
COUNTY OF CASSIA.) ss.

On this 21 day of February, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared CORY KING, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same as Manager of Lambert Produce Company.

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 Oakley, Idaho.
My Commission Expires: 10-5-92.

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MAR 08 1993

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: A45-02657
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. 208-862-3346
Address: RT. 1 BOX 44-A
OAKLEY, ID 83346

2. Date of Priority: JUN 14, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	23E	15	SW	SW			CASSIA

5. Description of diverting works:
WELL AND PUMP. (WELL #49, MOON OR WILLOW CREEK WELL)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/05	2.960		

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

8. Total consumptive use is 1107.0 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	23E	15	NW	NE		IRR	40.0
			NE	NW		IRR	34.0
			SW	NW		IRR	15.0
			NW	SW		IRR	29.0

A45-02657

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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	23E	15	SW	SW		IRR	35.0
						Section Acres	153.0
		16	NE	NE		IRR	34.0
			NW	NE		IRR	34.0
			SW	NE		IRR	34.0
			SE	NE		IRR	34.0
			NE	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	216.0
						Total Acres	369.0

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:
A45-00168

14. Remarks:
CHANGE IN P/U MADE PRIOR TO ENTRY OF GENERAL COMMENCEMENT ORDER.

15. Basis of Claim: LICENSE
Water Right Number: 29819

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 B45-02657Date Received 6-6-89Receipt 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, ID Zip 83346

2. Date of Priority (Only one (1) per claim) June - 14 - 1961

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 125 Range 23E Section 15,
SW 1/4 of SW 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.

Moan on Willow Creek Well - Approx. Depth 500 Ft.
Well # 49

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MAR 08 1993

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 3-15 to 11-5 amount 2.96 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.96 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1107 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>125</u>	<u>23E</u>	<u>15</u>		<u>40</u>			<u>34</u>		<u>15</u>			<u>29</u>	<u>35</u>						<u>153</u>
		<u>16</u>	<u>34</u>	<u>34</u>	<u>34</u>	<u>34</u>									<u>40</u>	~~34~~	~~34~~	<u>40</u>	<u>216</u>
																			<u>216</u>

Total number of acres irrigated 369

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.
45-0168 Place of use T125 R23E S15 NWSW SWSW or None ()

14. Remarks: S16 NESE SESE
S22 NENE NWNE
Change in place of use made prior to entry of
General Commencement Order

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MAR 08 1993

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.

Scale: 2 inches equals 1 mile

[illegible]

Last Name Lambert

Ident No. _____

Copies: **MAR 08 1993**
 State, Yellowknife

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 45-2657
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 _____

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

of Lambert Produce, Inc. Title _____, 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, Laird B. Stowe 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 L B Stowe

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

Water Right Number - 45-02657 Adj. Flag Translation: Standard Water Right Number Old (D) Number - 29819
+ - - - - Last Name - - - + + - First Name - - - + + - - - - Address - - - - - - - - - - -

*** C - CURRENT OWNER ***
LAMBERT PRODUCE, INC.

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

City- BLACKFOOT State- ID Zip- 832210000
Phone -

*** O - ORIGINAL OWNER ***
PHILLIPS

VERNON G.

1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/14/1961 17 L - LICENSE

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

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

12S 23E 15 SW SW (31) CASSIA

+ - - - - - - - - - - - - - - - Water Use - - - - - Diversion Rate Diversion Volume +
Code Description Period From Period To 2.960
01 - IRRIGATION

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.960

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use Code | Description | County |
|-----|-----|-----|-------|-----|-------|-------------------|-------------|-------------|
| 12S | 23E | 15 | SW NW | | 15.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 15 | NW SW | | 29.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 15 | SW SW | | 35.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 16 | NE NE | | 34.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 16 | NW NE | | 34.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 16 | SW NE | | 34.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 16 | SE NE | | 34.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 16 | NE SE | | 40.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 16 | NW SE | | 34.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 16 | SW SE | | 40.0 | 01 | IRRIGATION | (31) CASSIA |
| 12S | 23E | 16 | SE SE | | 40.0 | 01 | IRRIGATION | (31) CASSIA |

Total Acres: 369.0

- Diversion Means -

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MAR 08 1993

| | |
|------------------|---|
| Field Exam Fee | - |
| Swan Falls | - |
| Temporary Right | - |
| DLE/Carey Act | - |
| Water District | - |
| Transfer/Amended | - |

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MAR 08 1993

VERIFIED BY *JL 6/2/04*
06/02/2004

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

RIGHT NUMBER: 45-2657

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.960 CFS
1,476.000 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: 06/14/1961

POINT OF DIVERSION:

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 SWSWNW 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:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|---------------------------|
| IRRIGATION | 03/15 11/15 | 2.960 CFS
1,476.00 AFY |

PLACE OF USE: IRRIGATION Within CASSIA County

| | | | | | |
|---------------|------|------|---------------|------|------|
| 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 45-2657

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 | SENE | 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 | SENE | 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 369 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

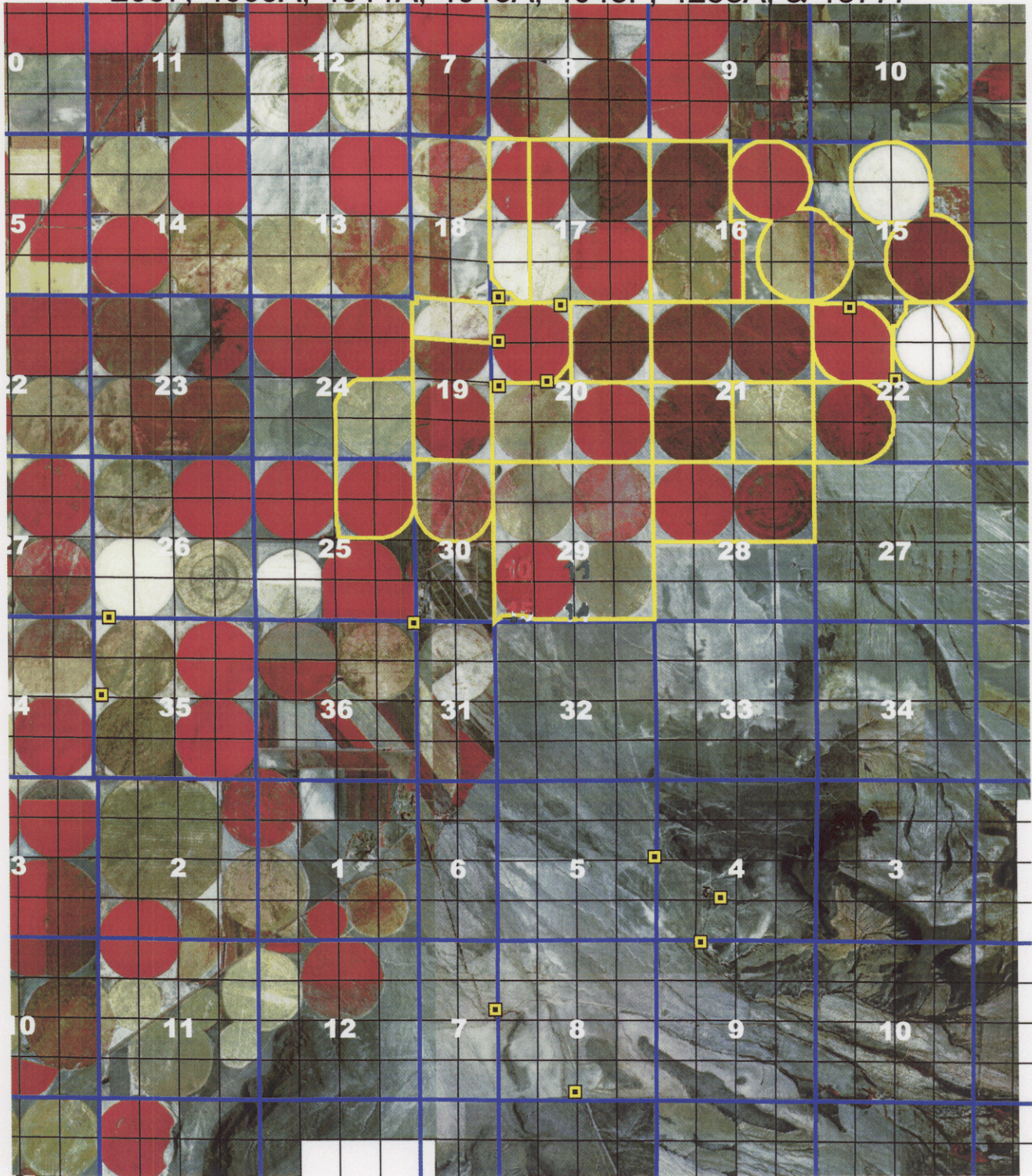
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

45-168,-169,-695,-696,-701,-2053,-2254A,-2520,-2526,-2579,-2630,
-2657,-4009A,-4011A,-4013A,-4048F,-4258A, &-13777



13200 13206 13260 Feet



RECOMMENDED PLACE OF USE

DATA ENTRY ON JUNE 3, 2004

TWP 12S, RNG 22E, SEC. 24 & 25

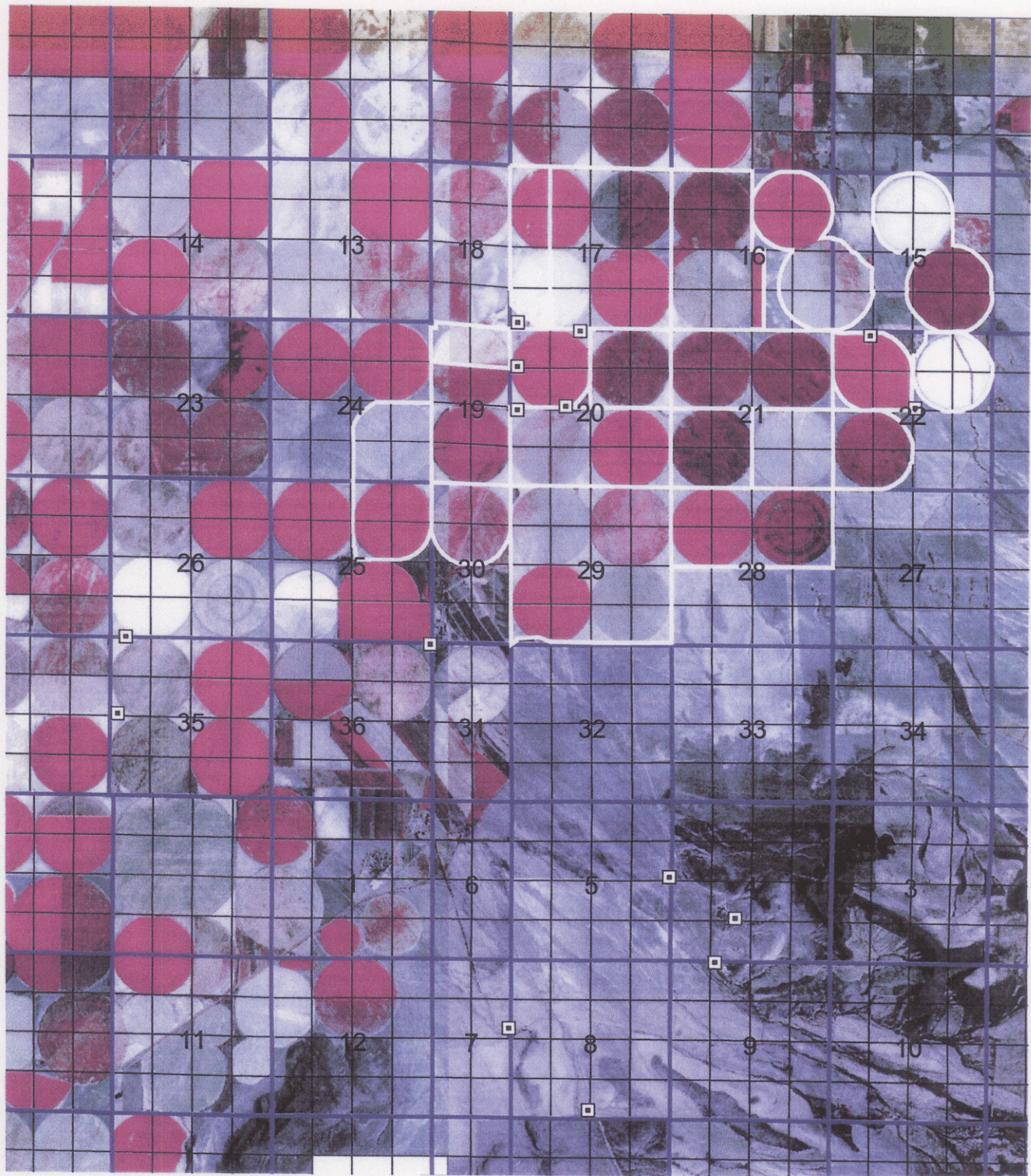
TWP 12S, RNG 23E, SEC. 15, 16, 17, 19, 20, 21, 22, 28, 29, & 30

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

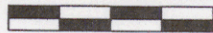


Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

LAMBERT PRODUCE



13200 13226 13243 13260 Feet



RECOMMENDED PLACE OF USE
DATA ENTRY ON JULY 13, 2004

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



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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-2657 V1

WATER RIGHT NUMBER: 45-2657 V1

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

Priority Date: 06/14/1961

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 | 2.960 CFS | 1,476.00 AF |
| | <u>Total Diversion:</u> | 2.960 CFS | 1,476.00 AF |

Location of Point(s) of Diversion

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



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,

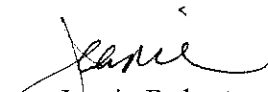
Enclosed are copies of claims 45-2520, 45-4000, & 45-4048F, which were purchased from C & T Farms by Lambert in 1998.

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

Log for claim A45-02657

Spatial Dynamics LRR

5/5/00

| TR | SEC | QQ | Acres
Claimed | Acres
Found | COMMENT |
|---------|-----|------|------------------|----------------|---------------|
| 12s23e | 15 | NWNE | 40 | 40 | |
| 12s23e | 15 | NENW | 34 | 34 | |
| 12s23e | 15 | SENE | 15 | 34 | Indiscernible |
| 12s23e | 15 | NWSW | 29 | 35 | |
| 12s23e | 15 | SWSW | ~~35~~ 40 | 30 | |
| 12s23e | 16 | NENE | 34 | 32 | |
| 12s23e | 16 | NWNE | 34 | 34 | |
| 12s23e | 16 | SWNE | 34 | 33 | |
| 12s23e | 16 | SENE | 34 | 30 | |
| 12s23e | 16 | NESE | 40 | 40 | |
| 12s23e | 16 | SESE | ~~40~~ 35 | 37 | |
| Totals: | | | 369 | 405 | |

?
owned
by Neil &
Catherine
Adams?
(no claims
of Adams...)

overlaps w/ 408A
not in

claimed slightly different than listed on plat 35th A, same p. 1

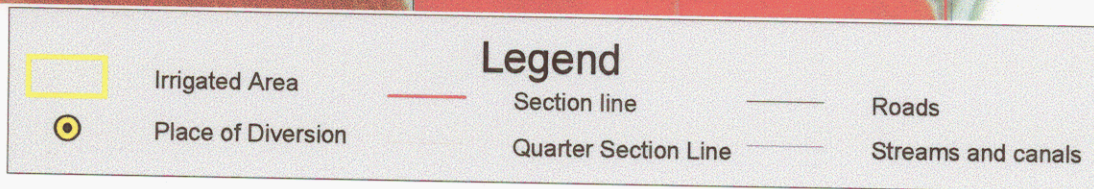
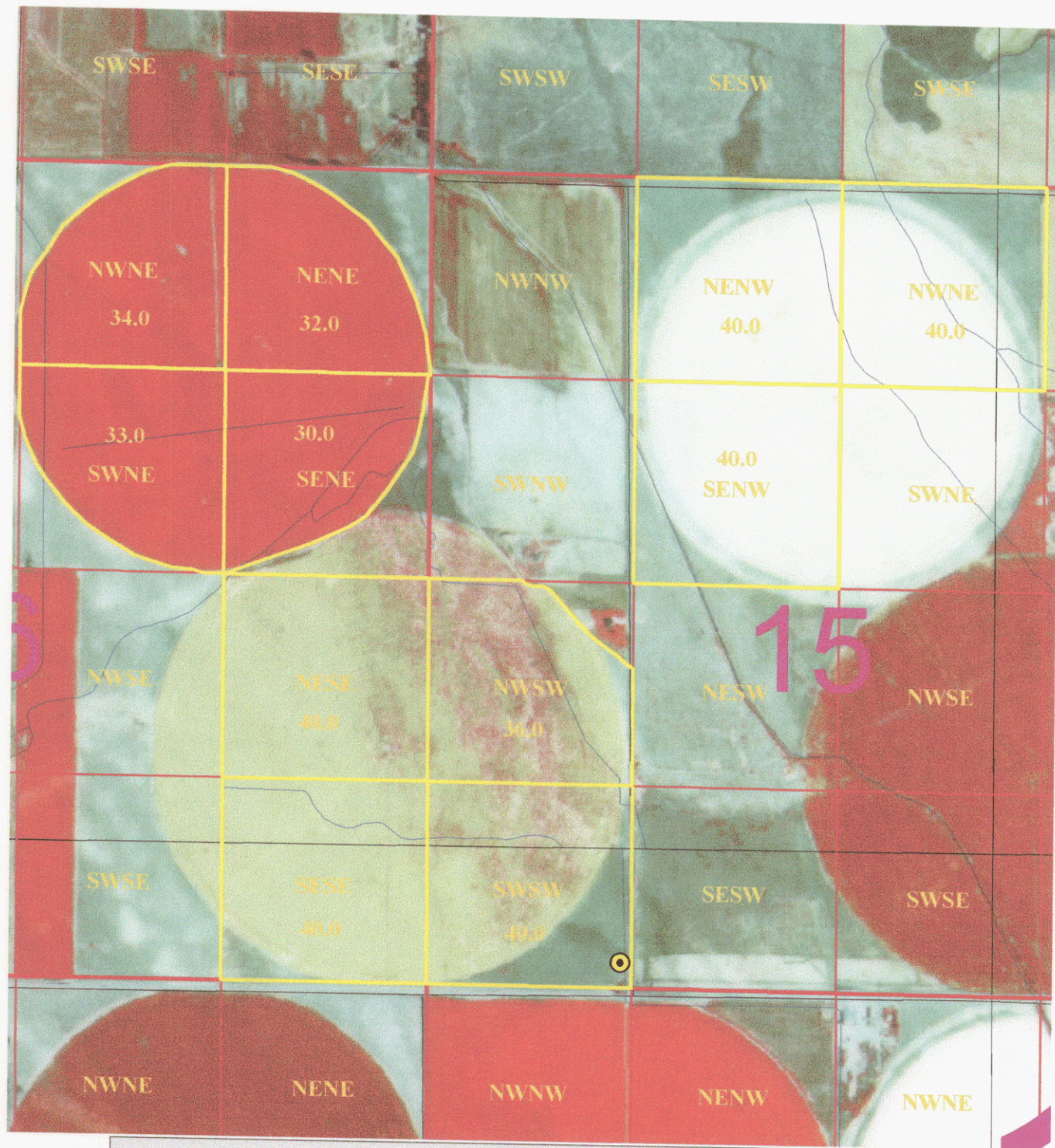
* land in Sec. 16 seems to be owned by Adams?, not Lambert?

— limit to 369 Ac. in large PPU
Vol = $369 \times 4 = 1476$ AF

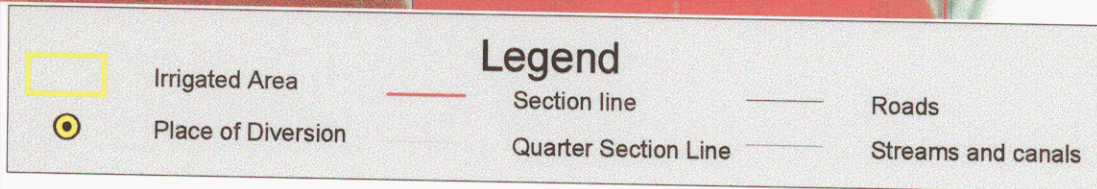
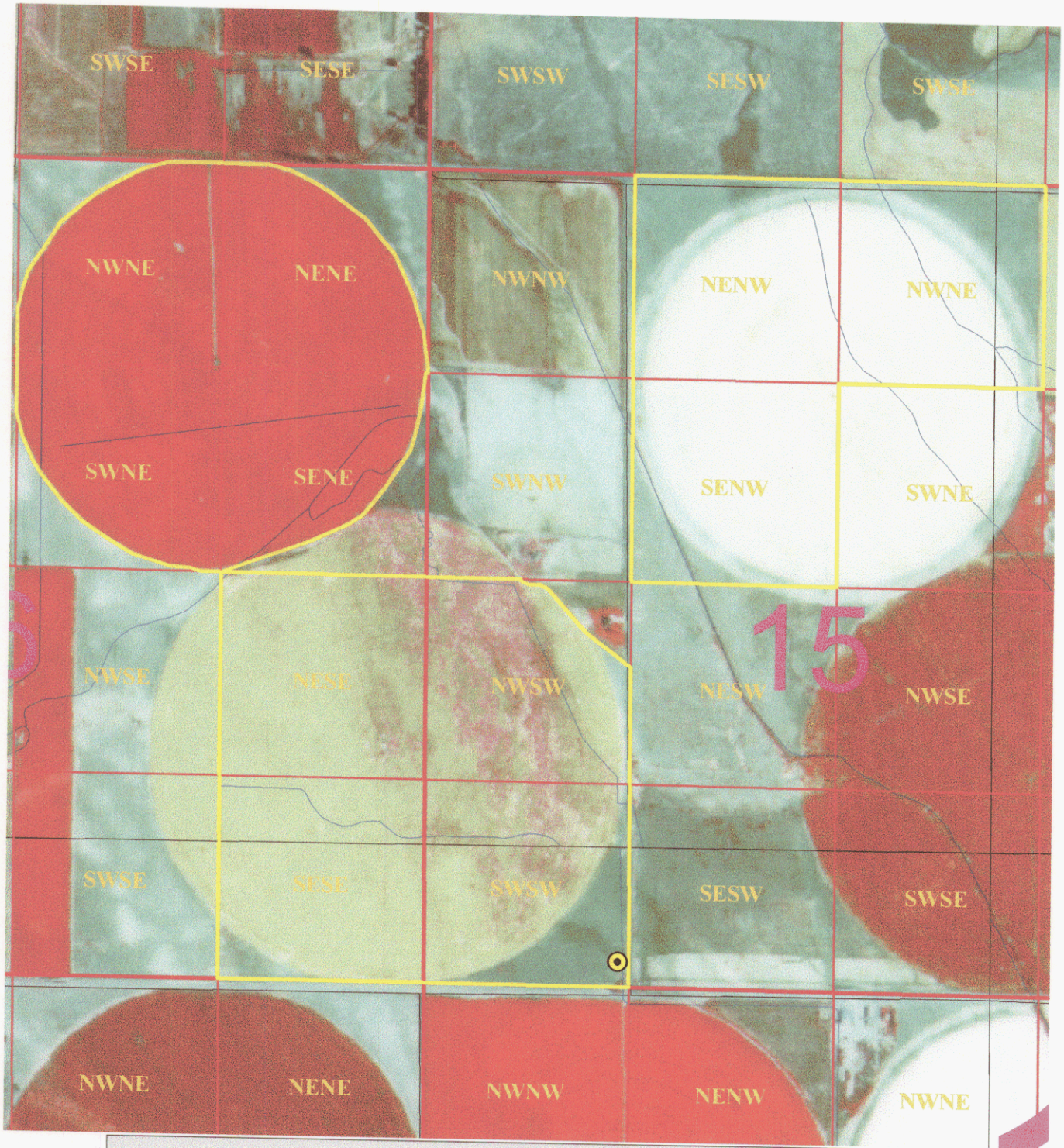
what about land
in Sec 15?

seems to be owned
(but not claimed)
by Adams not Lambert

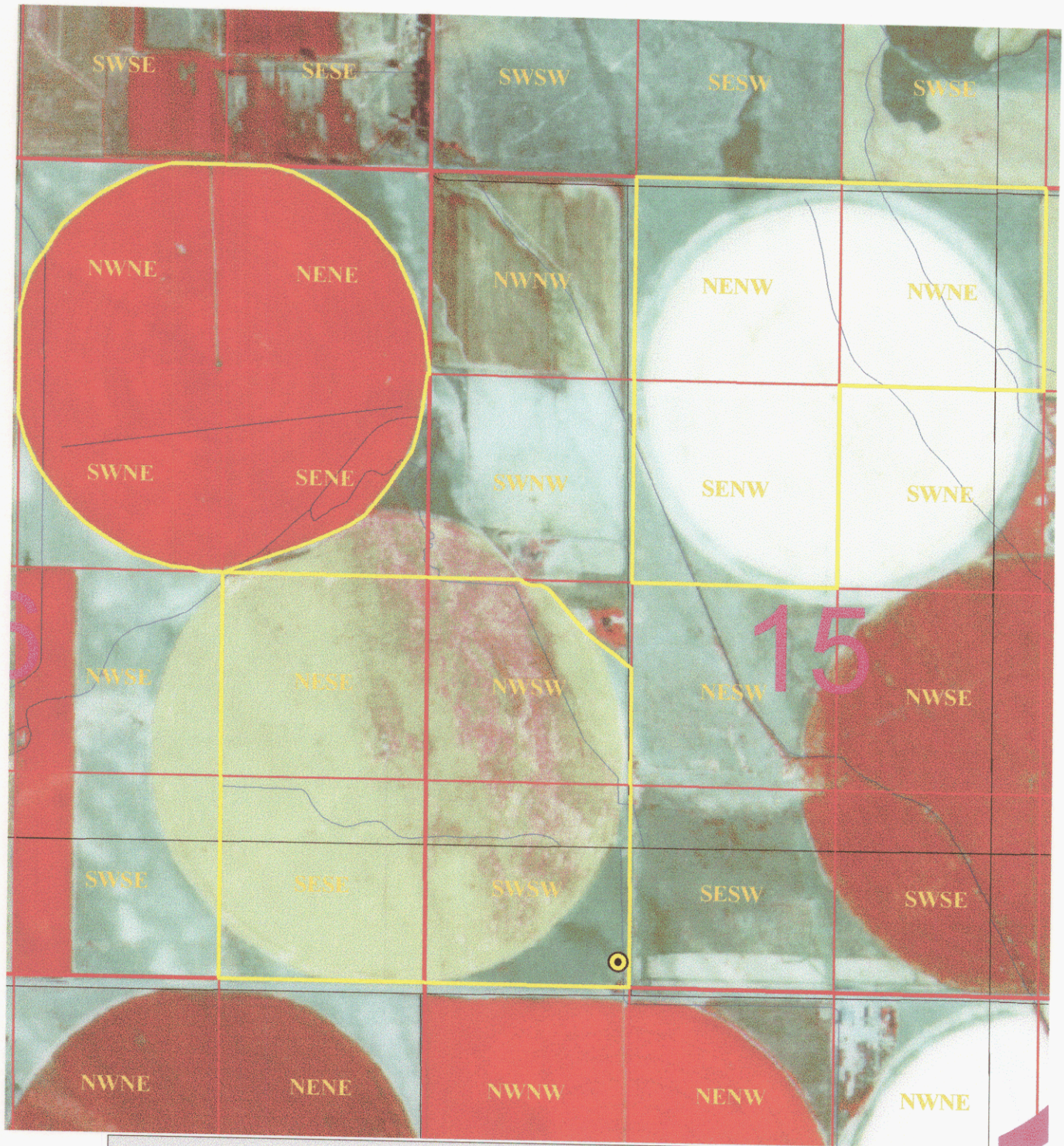
Township , 12S23E



Township , 12S23E



Township , 12S23E



| Legend | | | |
|--------|--------------------|--|----------------------|
| | Irrigated Area | | Section line |
| | Place of Diversion | | Quarter Section Line |
| | | | Roads |
| | | | Streams and canals |



8 9
17 16

7.8

13.4

S
16

Y 78.9

6357

X

62.8

B350

82.7

A

FF 157.7

out

B
0.9

45.8

E
13

out

E
51.7

D 29.5

17 16

20 21

B402

16
2

29819

10

15

2

15A in

B350

40.7

2.9

B349

| | |
|----|----|
| 15 | 14 |
| 22 | 2 |

29819

STATE OF IDAHO

License and Certificate of Water Right

Water License No. G-29819 /45-2657

Amount 2.96 c.f.s.

Water District No. _____

Priority June 14, 1961

THIS IS TO CERTIFY that VERNON C. PHILLIPS - Assignee - ALLEN G. LINZY

of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 14, 1961; that Permit No. G-29819 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 2.96 second feet, was issued thereunder on September 1, 1967, showing that said works were completed on the 20th day of May, 1966; and that on the 20th day of May, 1966,

ALLEN G. LINZY of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well,

a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-29819 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses at Page 8866, on the 1st day of September, 1967.

The right hereby confirmed dates from June 14, 1961.

The Point of Diversion is located in the SW 1/4, Sec. 15, Twp. 12S, Rge. 23E B.M., County of Cassia.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.96 cubic feet per second.

Description and location of use:

| Twp. | Range | Section | Forty-Acre Tract | No. Acres Described in Permit | No. Acres Actually Irrigated |
|------|-------|--|------------------|-------------------------------|------------------------------|
| 12 S | 23 E | 15 | SW1/4 NW1/4 | 15 | 15 |
| | | | NW1/4 SW1/4 | 40 | 29 |
| | | 16 | SW1/4 SW1/4 | 40 | 35 |
| | | | NE1/4 NE1/4 | 38 | 32 |
| | | | NW1/4 NE1/4 | 30 | 34 |
| | | | SW1/4 NE1/4 | 30 | 34 |
| | | | SE1/4 NE1/4 | 38 | 33 |
| | | | SE1/4 SW1/4 | 15 | 5 |
| | | | NE1/4 SE1/4 | 38 | 40 |
| | | | NW1/4 SE1/4 | 35 | 32 |
| | | | SW1/4 SE1/4 | 38 | 40 |
| | | | SE1/4 SE1/4 | 38 | 40 |
| | | Total number of acres to be irrigated: | | | 369 |

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 1st day of September, 1967.

s/ R. KEITH HIGGINSON

State Reclamation Engineer.

(SEAL)

45 2657

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

Permit No. G-29819

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant: Allen G. Linzy

2. Source of water supply: a well

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15

T. 12 S. R. 23 E., B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same:

250 HP GE Motor # VVJ 818578
 Layne + Boulder Pump # 29218 1500 gpm @ 520'

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes

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):

SW $\frac{1}{4}$ N $\frac{1}{4}$ W $\frac{1}{4}$, Sec. 15; E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 16, T. 12 S., R. 23 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:

 $10\frac{1}{4}" \text{ i.f. } 1" \text{ F.B. } 12" @ 15\frac{1}{2}"$

$$V = \frac{A \cdot 0.1 (15.3)}{12 \cdot 0.1} = 5.18 \text{ b/c} = \frac{1}{10.25} = .098$$

$$A = .573 \cdot (0.949) \cdot 5.18 = 2.82$$

allow 5% for surges

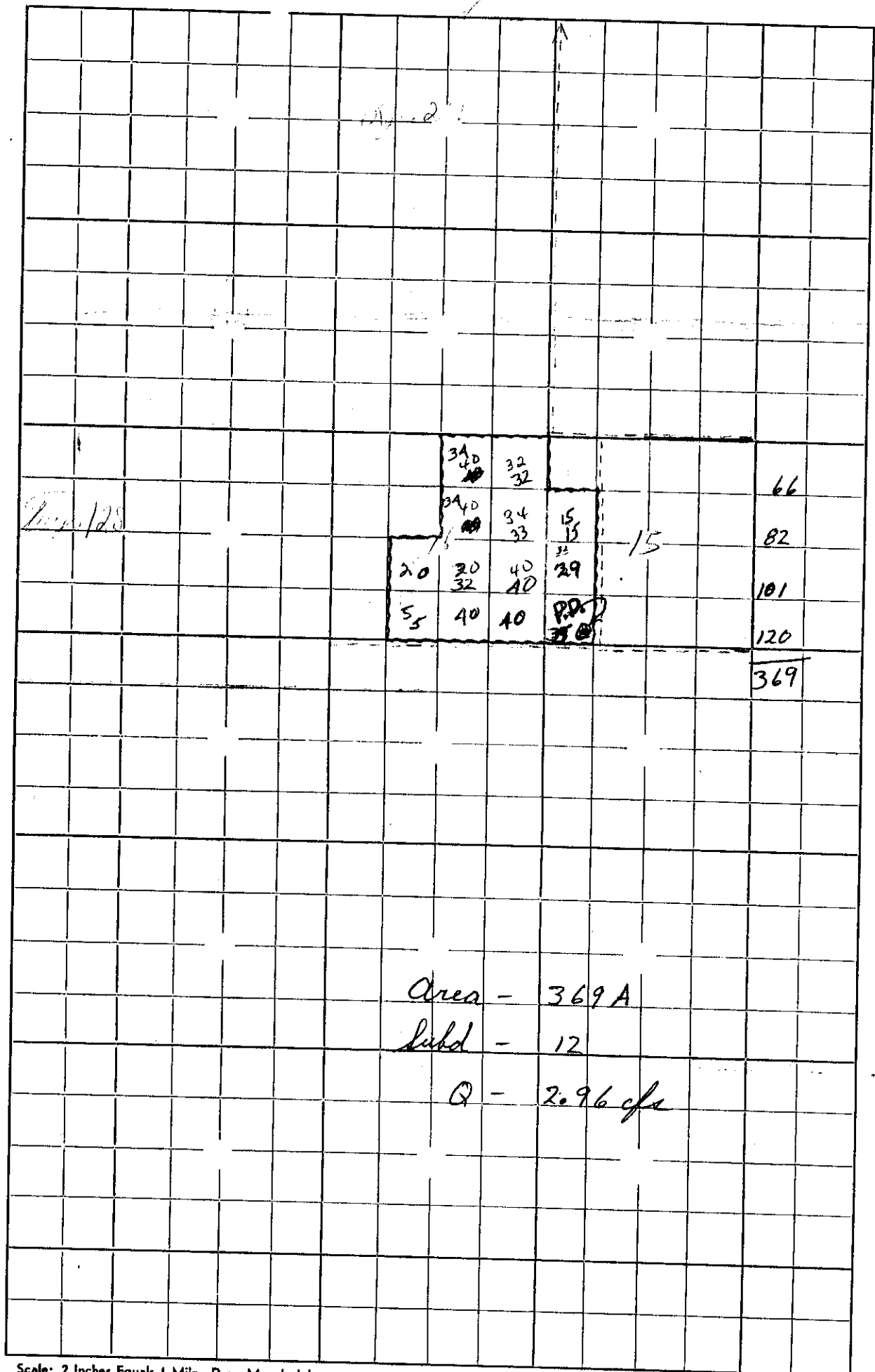
$$2.82 (1.05) = 2.96$$

This examination was made on the 27th day of July, 1967

(Signed)

Don Watts
 Examiner.

DW
 Plat



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29819

REPORT ON PROOF OF Completion of Works & Beneficial Use

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 willfull misrepresentations made in this application may result in voiding its approval.

Margaret W. Rebeck
Attorney for Lambert Rodman
(Signature of Applicant)

Subscribed and sworn to before me this 13th day of March, 1986

(Notary Public)

My commission expires 6-25-87

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2657 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 18th day of August, 1986

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by Jim Date 3-14-86 Protest filed by None
Prelim. check by JP Fee 50.00
Receipted by JP Date 5-19-86 # 37702
Published in South Idaho Press
Pub. dates June 19, June 26
Watermaster recommendation requested on N/A
rec'd. _____

Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial
by ADM Jim G.S.

RECEIVED

Trail No. 3264

Water Right No. 45-2657

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use
JUL 14 1986
RECEIVED
APPROVED
Department of Water Resources

Name of applicant Lambert Produce Company Phone 862-3480
Post Office address Attn: Mike Cranney Route 1, Box 40 D Oakley, Idaho 83345

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. 45-2657 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;
the quitclaim deed for the water right is attached hereto.

3. Source of water Groundwater tributary to _____

4. Date of priority June 14, 1961

5. Water is used for the following purposes:

amount 2.96 cfs for irrigation purposes from 3/15 to 11/15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 2.96 cfs cubic feet per second
b. _____ &/or _____ acre feet per annum

7. Location of original point of diversion is SW % of SW % of Section 15
Township 12 S Range 23 E B.M. in Cassia County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| 12S | 23E | 15 | | | | | | | 15 | | | 29 | 35 | | | | | | 79 |
| | | 16 | 32 | 34 | 34 | 33 | | | | | | | 5 | 40 | 32 | 40 | 40 | | 290 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres to be irrigated 369

9. Describe any other water rights used for the same purpose as described above 45-4048 and
45-0168

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

Allen G. Linzy 150 E Willow Cr
Rt 2
Burley, Idaho

2785790

Permit No. G-29819

Unit No. 61547
1-21-67

Examination for Completion of Works & Beneficial Use

County Cassia

Quantity: 4.0 c.f.s. Sec. 15 T. 12S R. 23E., B.M.

Source: a well

P.D.: SW1/4, Sec. 15, T. 12 S., R. 23 E., B.M.

Use: Irrigation

Filed: June 14, 1961

Dec: June 21, 1966

Made: May 20, 1966

Extension:

Protest:

Completion of Works:

Other Rights: 29330, Willow Creek

County June 14, 1961

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.

B. 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
&/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:

| TWP. | RANGE | SEC. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
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Total number of acres to be irrigated _____

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

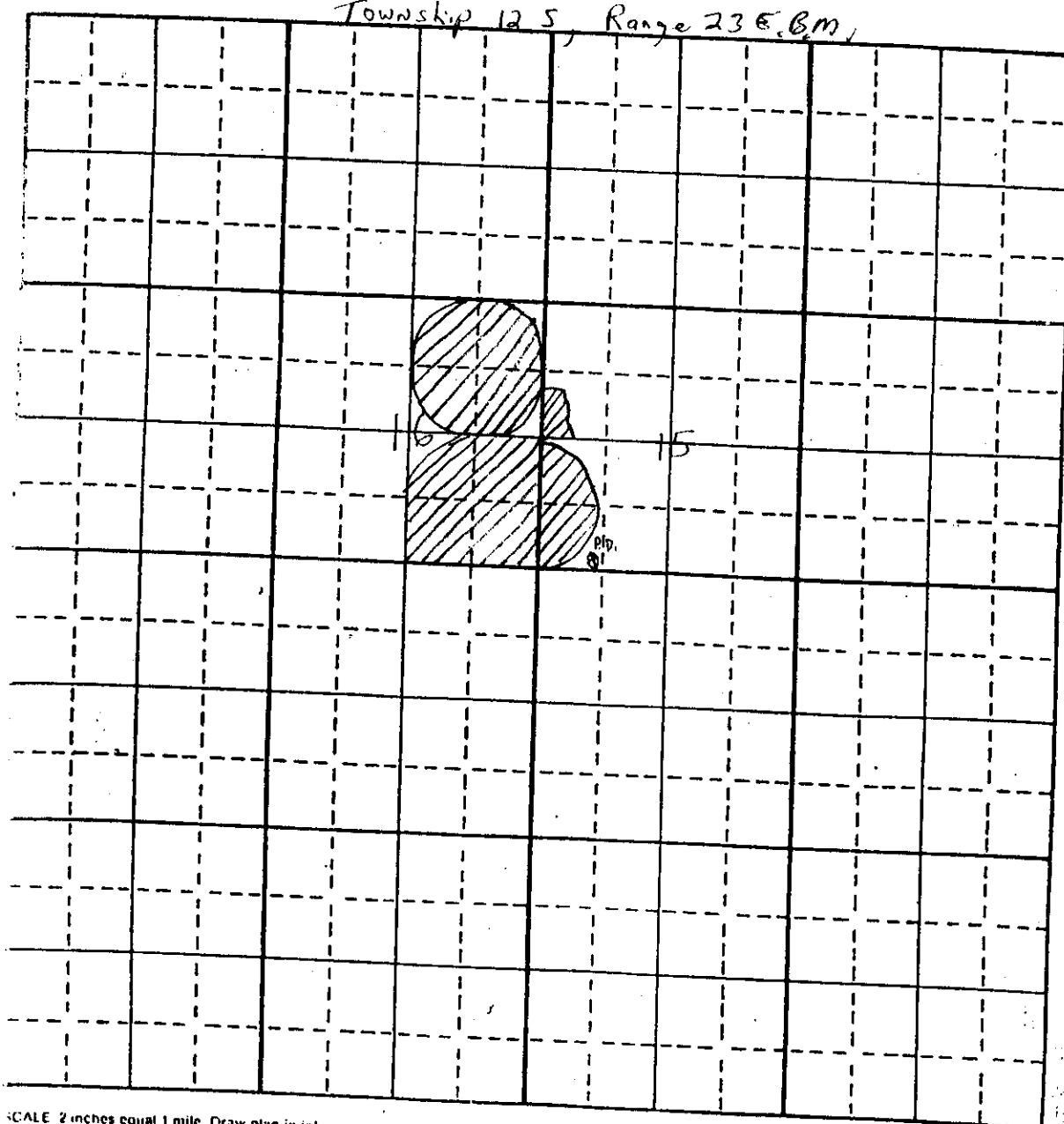
1. General Information
 - a. Amount of water to be diverted same c.f.s. &/or _____ acre feet
 - b. Description of diverting works same
 - c. Describe the reasons for the proposed changes To relocate water onto dry ground
2. Change in point of diversion same

Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
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 XX 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
Some land will no longer be irrigated.

| TWP. | RANGE | SEC. | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| 12 S | 23 E | 15 | | | | | | | 15 | | | 29 | 35 | | | | | | 79 |
| | | 16 | 34 | 34 | 34 | 34 | | | | | | | | | 40 | 34 | 40 | 40 | 290 |
| | | | | | | | | | | | | | | | | | | | |
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Total number of acres to be irrigated 369

- Describe any other water rights used for the same purpose as described above. 45-0168
- 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.



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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

5

DIVERSION
VOLUME

CASSIA County

ME

569.0

Other Water Rights Listing Overlapping Place(s) of Use:
A45-00168 A45-04009A

Remarks: GEN CHANGE IN P/U MADE PRIOR TO ENTRY OF GENERAL COMMENCEMENT ORDER.

AMENDED CLAIM 2/8/1990: 15 ACRES IN SHAW SECTION 15 TRANSFERRED
TO SENW SECTION 15, 12S 23E.

| | | | |
|--------|------------------------|------------------------|-----------------------|
| 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 |
| | 03/30/95 POST-STD | | 03/26/91 BEDKE |