

13 interconnected wells

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	11.22	

7. Total Quantity Appropriated is:
11.22 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12S	22E	24	NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	32
			SW	SE	IRRIGATION	39
			SE	SE	IRRIGATION	41
			Section Acres			
12S	22E	25	NE	NE	IRRIGATION	41
			NW	NE	IRRIGATION	39
			SW	NE	IRRIGATION	36
			SE	NE	IRRIGATION	31
			Section Acres			
12S	23E	15	NW	NE	IRRIGATION	32
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	3
			NE	NW	IRRIGATION	34
			SW	NW	IRRIGATION	4
			SE	NW	IRRIGATION	34
			NE	SW	IRRIGATION	3
			NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	30
			SE	SW	IRRIGATION	2
			NE	SE	IRRIGATION	36
			NW	SE	IRRIGATION	38
			SW	SE	IRRIGATION	34
			SE	SE	IRRIGATION	32
			Section Acres			
12S	23E	16	NE	NE	IRRIGATION	32
			NW	NE	IRRIGATION	34
			SW	NE	IRRIGATION	32
			SE	NE	IRRIGATION	38
			NE	NW	IRRIGATION	41
			NW	NW	IRRIGATION	41
			SW	NW	IRRIGATION	41
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	41
			NW	SW	IRRIGATION	41

			SW	SW	IRRIGATION	41
			SE	SW	IRRIGATION	41
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	22
			SW	SE	IRRIGATION	18
			SE	SE	IRRIGATION	37
					Section Acres	580
12S	23E	17	NE	NE	IRRIGATION	41
			NW	NE	IRRIGATION	41
			SW	NE	IRRIGATION	41
			SE	NE	IRRIGATION	41
			NE	NW	IRRIGATION	41
			NW	NW	IRRIGATION	41
			SW	NW	IRRIGATION	41
			SE	NW	IRRIGATION	41
			NE	SW	IRRIGATION	41
			NW	SW	IRRIGATION	41
			SW	SW	IRRIGATION	31
			SE	SW	IRRIGATION	41
			NE	SE	IRRIGATION	41
			NW	SE	IRRIGATION	41
			SW	SE	IRRIGATION	41
			SE	SE	IRRIGATION	41
					Section Acres	646
12S	23E	19	NE	NE	IRRIGATION	39
			NW	NE	1 IRRIGATION	39
			SW	NE	2 IRRIGATION	40
			SE	NE	IRRIGATION	39
			NE	SE	IRRIGATION	40
			NW	SE	3 IRRIGATION	40
			SW	SE	4 IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	317
12S	23E	20	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	35
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	635
12S	23E	21	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40

			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	640
12S	23E	22	NE	NE	IRRIGATION	32
			NW	NE	IRRIGATION	34
			SW	NE	IRRIGATION	31
			SE	NE	IRRIGATION	32
			NE	NW	IRRIGATION	30
			NW	NW	IRRIGATION	39
			SW	NW	IRRIGATION	33
			SE	NW	IRRIGATION	39
			NE	SW	IRRIGATION	32
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	33
					Section Acres	415
12S	23E	28	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
					Section Acres	320
12S	23E	29	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	38
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	38
			SE	SE	IRRIGATION	38
					Section Acres	629
12S	23E	30	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	33
			SE	NE	IRRIGATION	32
					Section Acres	145

Total Acres 4983

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:

14. Remarks:

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 45-2254A, 45-2520, 45-2526, 45-2579, 45-2630, 45-2657, 45-4009A, 45-4011A, 45-4013A, & 45-4048F PURSUANT TO SECTION 42-1416B, IDAHO CODE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1991 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: Beneficial Use

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: - 0 -

For Organizations:

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

Signature of Authorized Agent

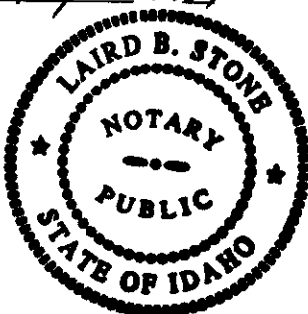
Title and Organization

Date

State of Idaho

County of TWIN FALLS) SS.Subscribed and sworn (or affirmed) before me this 24th of MAY 2004

Notary Public

Residing at TWIN FALLSMy commission Expires 9/17/04

Idaho Department of Water Resources Receipt

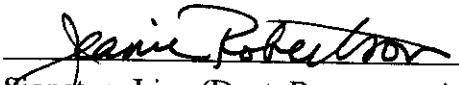
Receipt ID S026777

Payment Amount \$354.00 Date Received 5/27/2004 11:28:40 AM Region Southern Status ☐
Payment Type Check Check Number 2457

COPYPayer STEPHAN, KVANIG, STONE & TRAINORComment 45-13777 Lambert Produce Co Inc - Expansion Claim
(filing fee + 304 extra acres)

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$354.00	ADJUDICATION FILING FEE	0337	44503	1155	


Signature Line (Dept. Representative)

RECEIVED

MAY 25 2004

STEPHAN, KVANVIG, STONE & TRAINOR

ATTORNEYS AT LAW

RUSSELL G. KVANVIG
LAIRD B. STONE
KEVIN F. TRAINOR

TELEPHONE 208-733-2722
FAX 208-733-3619

WELLS FARGO BANK BUILDING
102 MAIN AVENUE SOUTH
POST OFFICE BOX 83
TWIN FALLS, IDAHO 83303-0083

Idaho Department of Water Resources
Southern Region

FRANK L. STEPHAN 1886-1952
DANIEL A. SLAVIN 1938-1987
ROBERT W. STEPHAN 1946-2003

E-MAIL: sks&t@idaho-law.com

Date 5-24-04

☒ Clerk of the ID Dept of Water Resources Twin Falls County, Idaho
☐ County Recorder

Re: Lambert Produce Co. Inc.

Case Number 39576

Our File Number 10271

☒ Please file the attached Notice of Claim to a water right
Acquired Under State Law

☐ Please issue the attached

☐ Please certify the attached

☐ Please present to the Judge for his consideration the attached

☐ Please record the enclosed

☒ Our firm check is enclosed in the amount of \$ 354.00 to cover your fee for filing

☐ Please return to this office

☐ Please forward

☒ Please return file stamped copies of the documents to this office

☐ Other

Sincerely yours,

STEPHAN, KVANVIG, STONE & TRAINOR

[Signature]

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

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

RIGHT NUMBER: 45-13777

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 11.220 CFS

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: 06/30/1985

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	11.220 CFS

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
T12S R23E S16	SWNW	41.0	T12S R23E S16	SENW	40.0

Water Right 45-13777

06/02/2004

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

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	SENW	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	SENW	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	SENW	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	SENW	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
T12S R23E S28	SWNW	40.0	T12S R23E S28	SENW	40.0

06/02/2004

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

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 1991 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

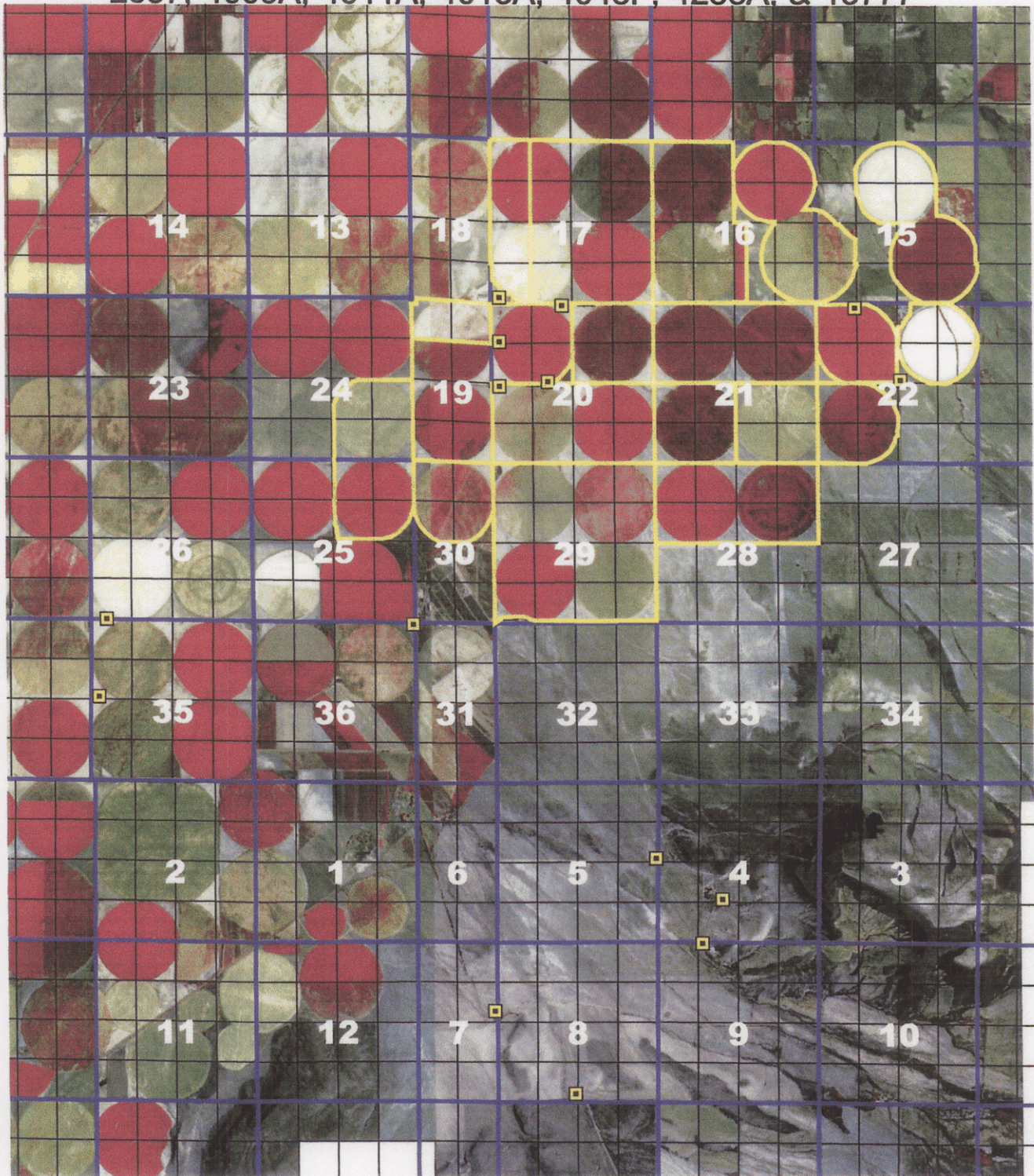
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THIS RIGHT 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.

EXPLANATORY MATERIAL: Beneficial Use

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



13200 13226 48960 Feet

RECOMMENDED PLACE OF USE

DATA ENTRY ON JUNE 3, 2004

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

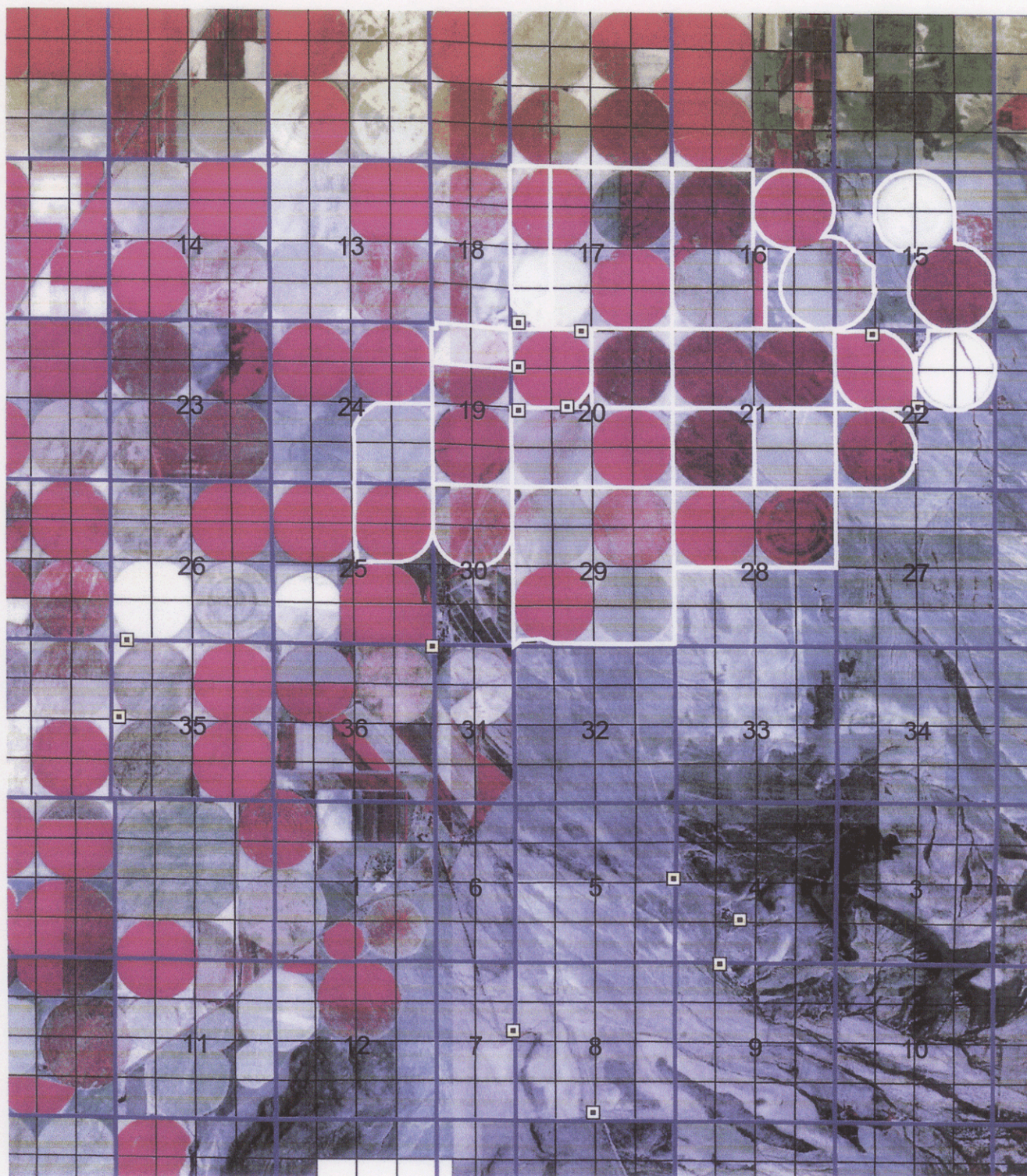
TWP 12S, RNG 23E, SEC. 15, 16, 17, 19, 20, 21, 22, 28, 29, & 30

- ⊙ 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



1320 0 1320 643960 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 45-13777 V1

WATER RIGHT NUMBER: 45-13777 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: 06/30/1985

Basis: Beneficial Use

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	11.220 CFS	
	<u>Total Diversion:</u>	11.220 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4	Sec. 4, Twp 13S, Rge 23E, B.M.
CASSIA County		
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 17, 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	SW1/4SW1/4NW1/4	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		
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 35, Twp 12S, Rge 22E, B.M.
CASSIA County		
GROUND WATER	NE1/4NE1/4NW1/4	Sec. 20, Twp 12S, Rge 23E, B.M.
CASSIA County		
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 26, Twp 12S, Rge 22E, B.M.
CASSIA County		
GROUND WATER	SE1/4SW1/4SW1/4	Sec. 15, Twp 12S, Rge 23E, B.M.
CASSIA County		
GROUND WATER	SE1/4SE1/4SW1/4	Sec. 8, Twp 13S, Rge 23E, B.M.
CASSIA County		

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-13777 V1

GROUND WATER SE1/4SE1/4NE1/4 Sec. 5, Twp 13S, Rge 23E, B.M.
CASSIA County

GROUND WATER SW1/4SW1/4NE1/4 Sec. 22, Twp 12S, Rge 23E, B.M.
CASSIA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
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 45-13777 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. General THIS RIGHT 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 1991 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. jroberts 6/2/2004 Basis of Recommendation

Comment: This right is recommended in a 4,983 ac ppv as an expansion of 1,991 ac of many licenses and several beneficial use claims with no additional diversion rate or volume. (Diversion rate calculation: 28.09 cfs divided by 4,983 acres X 1,991 acres = 11.22 cfs.) The large ppv also includes some surface water rights. 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,

A handwritten signature in black ink, appearing to read 'Jeanie', written over the printed name.

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

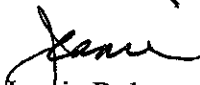
I am not recognizing any additional diversion rate for 45-4048D and F because the wells of the original statutory claim (45-4048) were field examined for licenses in 1957 and 1962. Any additional diversion rate for these wells would need proof that system upgrades were completed before the area was closed 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