

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 45-4013A
Date Received: 6/7/1989
Receipt No: S007604
Received By:

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

1. Name of Claimant(s)

LAMBERT PRODUCE CO INC Phone: (208)678-2668
C/O CORY KING
203 E 1100 S
BURLEY ID USA 83318

2. Date of Priority: 04/10/1948

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13S	23E	4	SW NW	CASSIA	

5. Description of diverting works:

500' WELL, PUMP TO SPRINKLER. (WELL # NOW 37)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/01	10/31	2.92	

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

8. Total Quantity Consumed is:

9. Non-irrigation uses:

10. Place of Use:

well info?
*Transfer #5038 (1997) split this st. into A & B
and removed 560 Ac. (from orig. stat. claim
for 2440 Ac., which leaves 1880 Ac.)*

Township	Range	Section	1/4 of 1/4 Lot	Use
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even though this A.I. claim was only for 760 Ac.

Acres

40
40
40

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13S	23E	4	SW NW	CASSIA	

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6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/01	10/31	2.92	

7. Total Quantity Appropriated is:
2.92 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	23E	20	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
NE	SW	IRRIGATION	40

Section Acres 320

12S	23E	21	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 320

12S	23E	28	NE	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40

Section Acres 120

Total Acres 760

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:

Transfer #5038 removed 560 acres, 1880 acres remain under this right.

See remarks for additional conditions of approval.

TRANS. 3133. APPROVAL OF THIS TRANS. IN NO WAY VALIDATES THE RT. CLAIMED.
CHANGE IN P/U MADE PRIOR TO THE ENTRY OF THE GENERAL COMMENCEMENT ORDER.

>>>OTHER WATER RIGHTS: A45-04048D 45-07607 A45-02630 A45-02254A
A45-04007 A45-04008 A45-04009A A45-00695 A45-02053 A45-04014

15. Basis of Claim: Statutory Claim

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: A45-04013A
Date Received: 6/7/1989
Receipt No: S007604
Received By: _____

Address change
OK

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: APR 10, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	23E	4	SW	NW			CASSIA

5. Description of diverting works:
500' WELL, PUMP TO SPRINKLER. (WELL # NOW 37)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	10/31	3.800		

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

8. Total consumptive use is 7320.0 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	20	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0

A45-04013A

Page 1

Date: 03/26/91

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MAR 10 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: A45-04013A
Date Received: 6/06/1989
Receipt No: S007604
Received By: SCL

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: APR 10, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	23E	4	SW	NW			CASSIA

5. Description of diverting works:
500' WELL, PUMP TO SPRINKLER. (WELL # NOW 37)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	10/31	3.800		

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

8. Total consumptive use is 7320.0 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	20	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

A45-04013A

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	23E	20	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	320.0
		21	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	320.0
		28	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
						Section Acres	120.0
						Total Acres	760.0

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:
SEE REMARKS.

14. Remarks:

TRANS. 3133. APPROVAL OF THIS TRANS. IN NO WAY VALIDATES THE
RT. CLAIMED.

CHANGE IN P/U MADE PRIOR TO THE ENTRY OF THE GENERAL COMMENCEMENT
ORDER.

>>>OTHER WATER RIGHTS:

A45-04048D	45-07607	A45-02630	A45-02254A
A45-04007	A45-04008	A45-04009A	A45-00695
A45-02053	A45-04014		

15. Basis of Claim: STATUTORY CLAIM

A45-04013A

Page 2

Date: 07/20/89

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MAR 10 1993

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
_____, 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 145-04013 ADate 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) April 10-1948
3. Source of water supply (a) Groundwater
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 13S Range 23E Section 04,
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.
Pump into sprinkler system well # now 37

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MAR 10 1993

Copies: White-State, Yellow-Claimant

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 10-31 amount 3.80 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.80 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 7320 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	
T12S	23E	20									40	40	40	40	40	40	40	40	320
		21									40	40	40	40	40	40	40	40	320
		25					40	40	40										120

Total number of acres irrigated 760
(2440)

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.
45-40480, 45-7607, 45-2630, 45-4007, 45-2254A or None ()

45-4008, 45-4009, 45-0695, 45-2053, 45-4014

14. Remarks: CHANGE IN PLACE OF USE MADE PRIOR TO THE
ENTRY OF THE GENERAL COMMENCEMENT ORDER

Last Name Lambert Ident No. _____

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MAR 10 1993

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.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 03-01 to 10-31 amount 3.80 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.80 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ 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	
125	22E	24													40	40	40	40	160
		25	40	40	40	40													160
125	23E	29									40	40	40	40	40	40	40	40	320
		20	40	40	40	40	40	40	40	40									320
		19	40	40	40	40									40	40	40	40	320
		30	40	40	40	40													160
		31	40	40	40	40		40		40									240

Total number of acres irrigated 1680

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.

45-40480 45-7607 45-2630 45-4007 45-2254A 45-4008 or None ()
45-4009 45-0695 45-2053 45-4014

14. Remarks:

CHANGE IN PLACE OF USE WAS MADE PRIOR TO
the COMMENCEMENT ORDER FOR THE GENERAL
Adjudication

Last Name Lambert Ident No. _____

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Scale: 2 inches equals 1 mile

~~T125 R22E T125 R23E~~

[illegible]

T135 R. 23E

Lambert

Ident No.

pp.

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Copies: White-State, Yellow-Claimant

MAR 10 1993

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 45-4013
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 Brothers Inc. Title _____, that I have signed the foregoing
document in the space below as Farm Manager of Lambert Brothers Inc.
Title _____ 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 Brothers 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 L. B. Stone

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

Date 5/25/89

Last Name Lambert Ident. Number _____

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Copies White-State, Yellow-Claimant
MAR 10 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

25-Jan-1993

R. KEITH HIGGINSON
Director

A45-04013A
LAIRD B. STONE
P.O. BOX 83
TWIN FALLS

ID 83301

RE: Evidence of Priority

RESPONSE DEADLINE

APRIL 1, 1993

Dear Claimant:

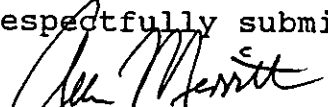
The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will at a later date conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided supporting the priority date you have claimed.

Please find enclosed a computer printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date by April 1, 1993, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,


Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 10 1993

06/02/2004

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

RIGHT NUMBER: 45-4013A

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.920 CFS

USE OF THIS RIGHT WITH RIGHT NO. 45-2630 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1280 AF.

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: 04/10/1948

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 SWNNWN 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

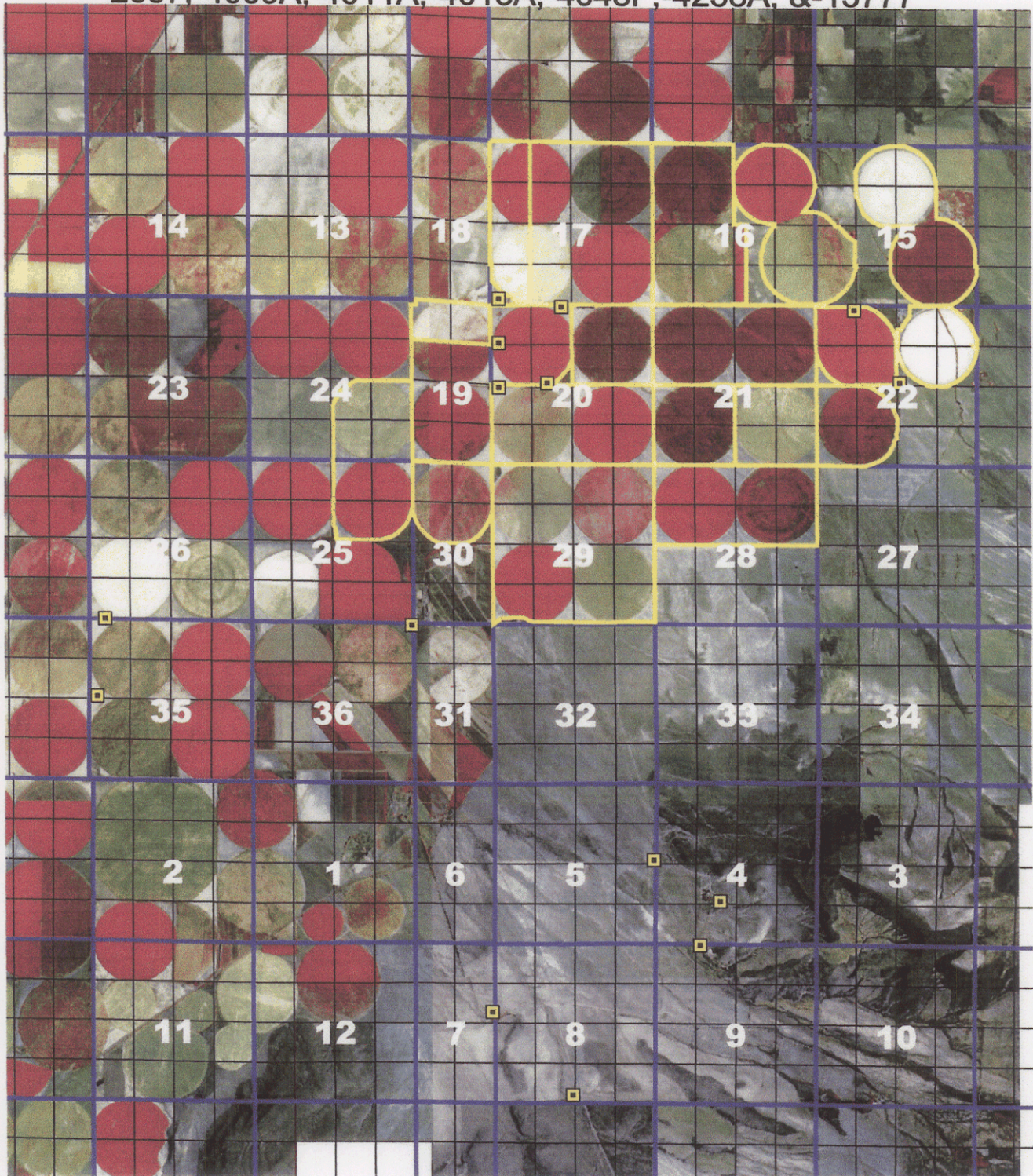
PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	2.920 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

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



13200 13220 13240 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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-4013A V1

WATER RIGHT NUMBER: 45-4013A 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: 04/10/1948

Basis: Beneficial Use

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	2.920 CFS	
	<u>Total Diversion:</u>	2.920 CFS	

Location of Point(s) of Diversion

GROUND WATER CASSIA County	SW1/4SW1/4SW1/4	Sec. 26, 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	SE1/4SE1/4NE1/4	Sec. 5, 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	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	SW1/4SW1/4NW1/4	Sec. 20, Twp 12S, Rge 23E, B.M.



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

April 28, 2004

KARL J. DREHER
Director

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
----------------	-----------------	----------------	------------------

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

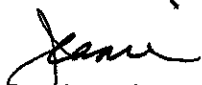
I am not recognizing any additional diversion rate for 45-4048D and F because the wells of the original statutory claim (45-4048) were field examined for licenses in 1957 and 1962. Any additional diversion rate for these wells would need proof that system upgrades were completed before the area was closed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

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 45-4013
DATE: 11-20-03
BY: *[Signature]*

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (30^{(?)}) \times (0.70)}{[(28) + (\dots \times 2.31)]} = \frac{184.8}{28} = 6.6$$

LIFT FROM:	PSI FROM:	NOTES ON PUMP:
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	?
area estimate ()	estimate (X)	Pump Make, Serial or ID, rating
well logs (X)	owner gage ()	?
Booster (Y) (N)		

REMARKS *Calculated based on 30hp pump and system seems capable of producing the claimed dis. rate of 3.8*

A = 2.92 cfs Lambert
B = 2.88 cfs Elquist

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	POTENTIAL = (.....) X (1.98) X (.....)
4/15 - 10/15	184	
3/1 - 12/1	276	(.....)

POTENTIAL = _____

REQUIRED Acre Feet/Acre/Annum = _____
(AF/Ann/Ac irrigation requirement from chart for area)
NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

Theoretical Formula

Log for claim A45-04013A

Spatial Dynamics MWY

3/23/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s23e	20	NESW	40	37	
12s23e	20	NWSW	40	38	
12s23e	20	SWSW	40	39	
12s23e	20	SESW	40	40	
12s23e	20	NESE	40	40	
12s23e	20	NWSE	40	40	
12s23e	20	SWSE	40	40	
12s23e	20	SESE	40	40	
12s23e	21	NESW	40	40	
12s23e	21	NWSW	40	40	
12s23e	21	SWSW	40	40	
12s23e	21	SESW	40	40	
12s23e	21	NESE	40	40	
12s23e	21	NWSE	40	40	
12s23e	21	SWSE	40	40	
12s23e	21	SESE	40	40	
12s23e	28	NENW	40	40	
12s23e	28	NWNW	40	40	
12s23e	28	SWNW	40	40	
Totals:			760	754	

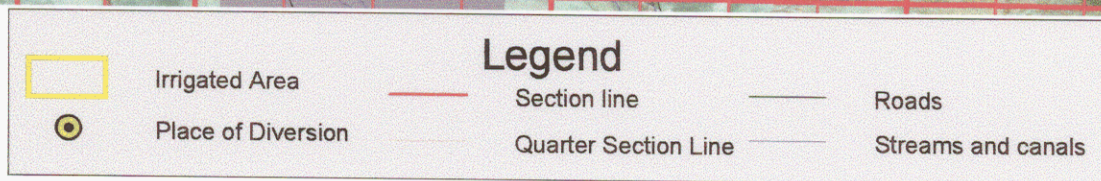
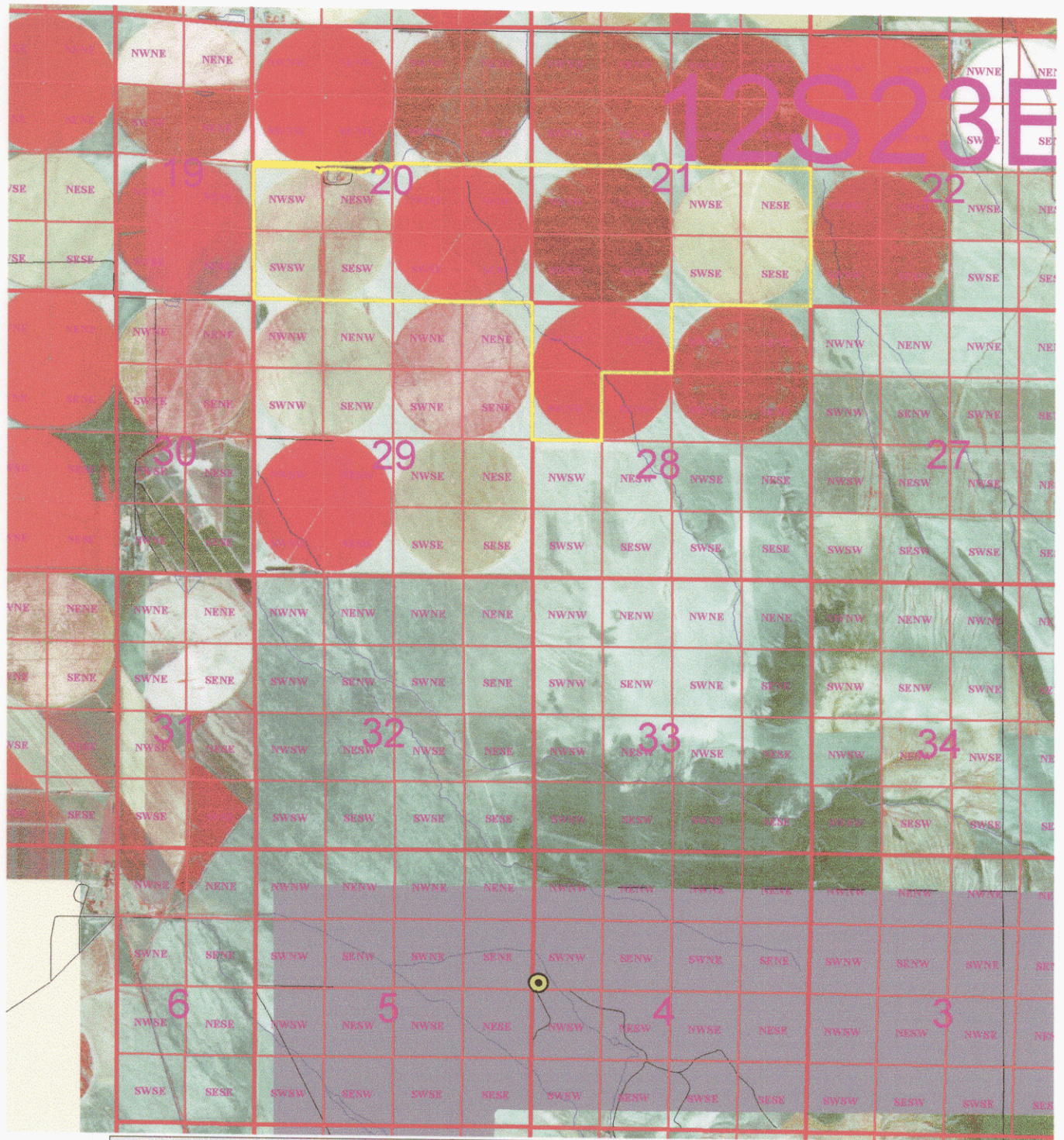
orig. claim 45-4013 was for 3.8 cfs + 2440A.

claimed as A (Lambert) for 3.8 cfs + 760 Ac.

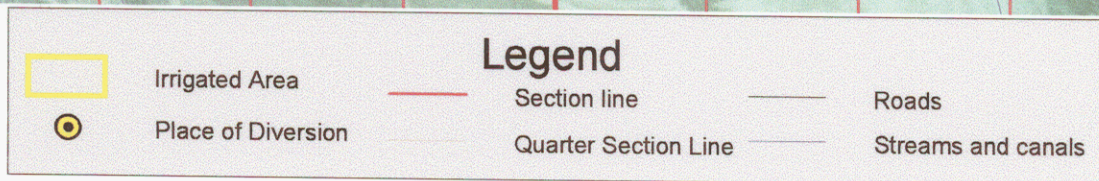
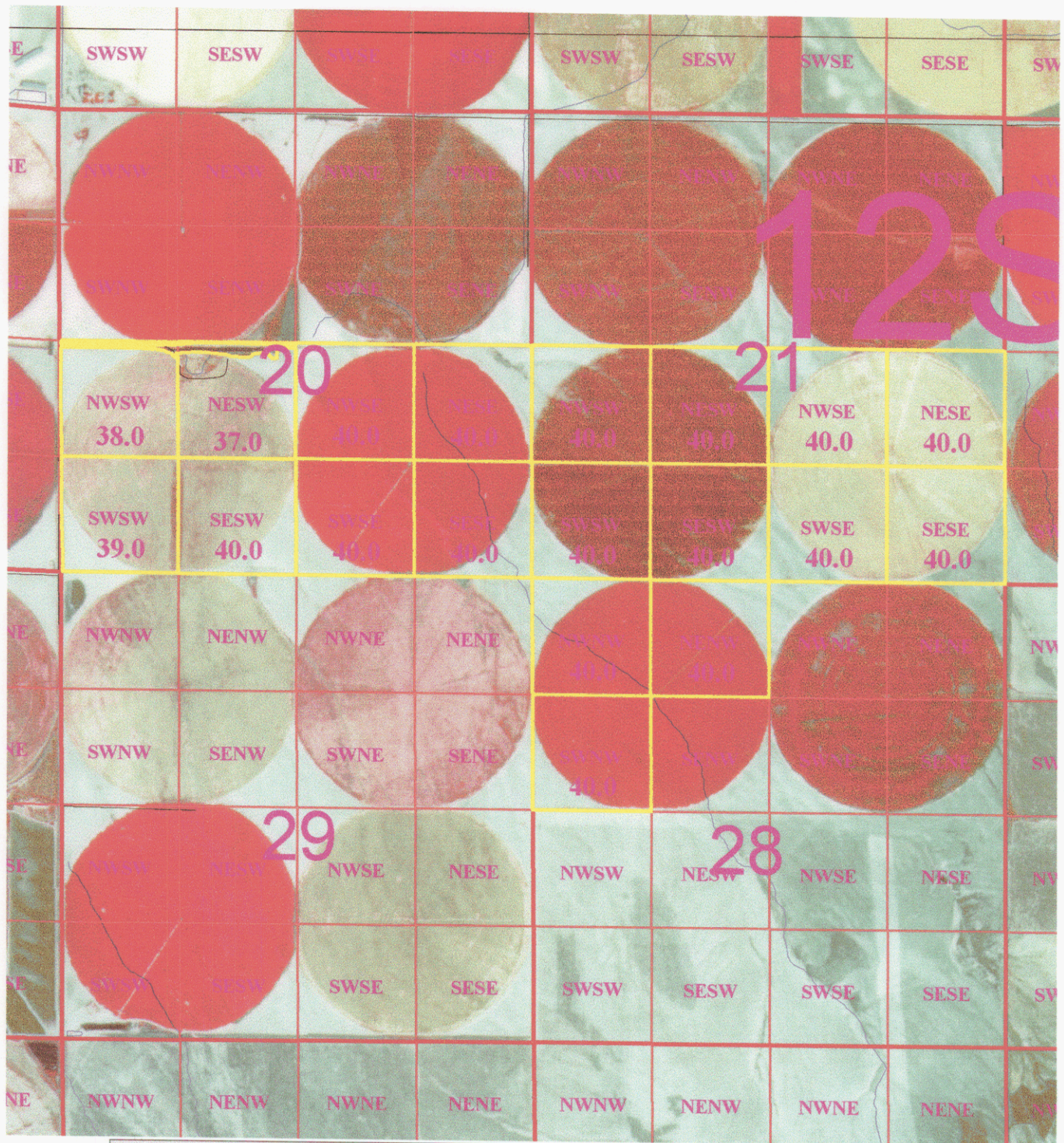
B (Elquist) for 0.882 cfs + 560 Ac.

(2.92 cfs)

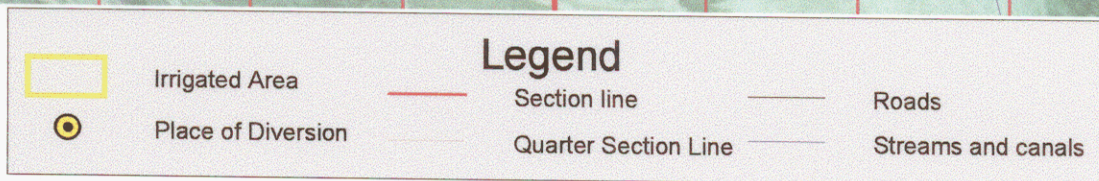
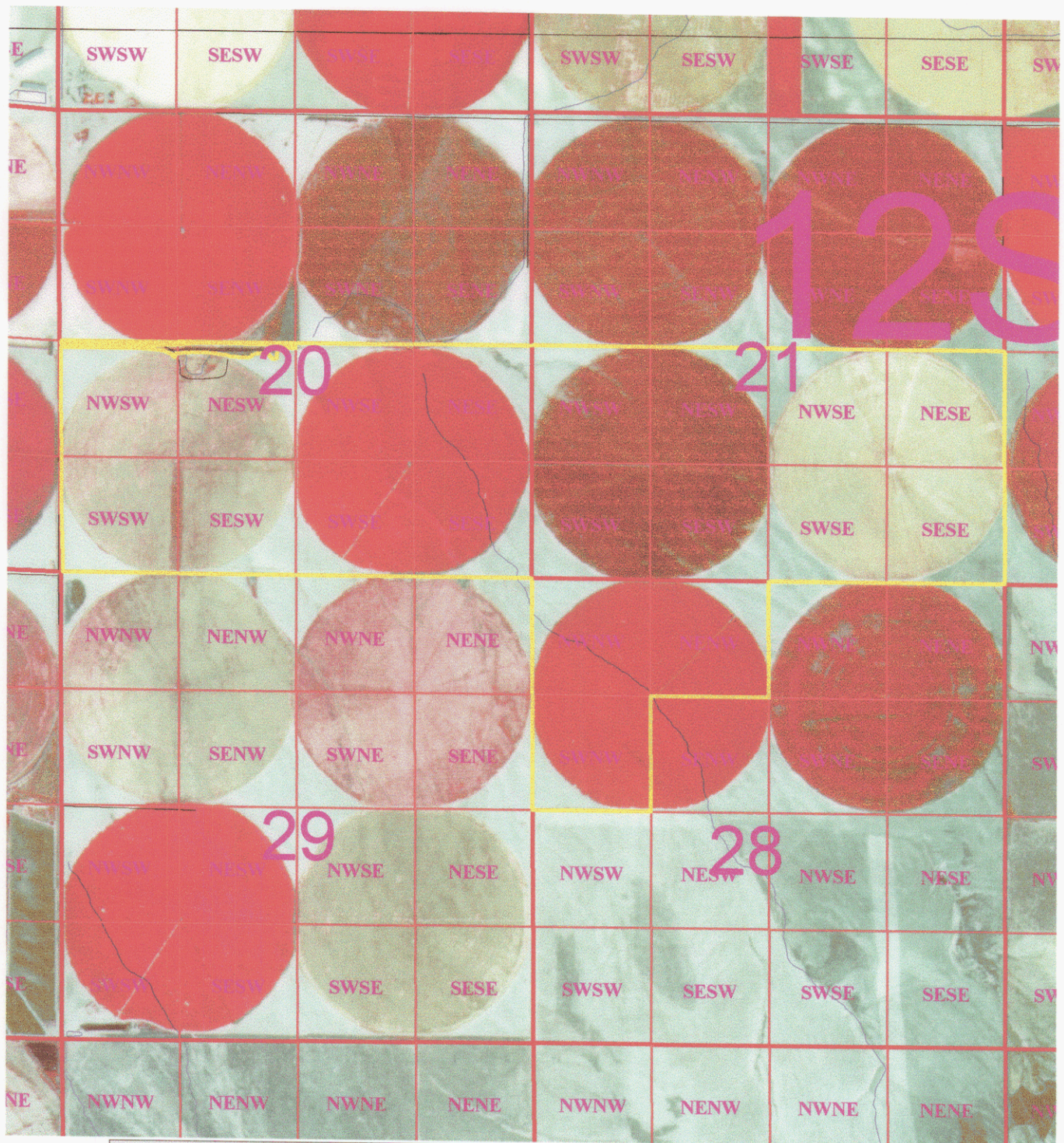
Township , 12S23E



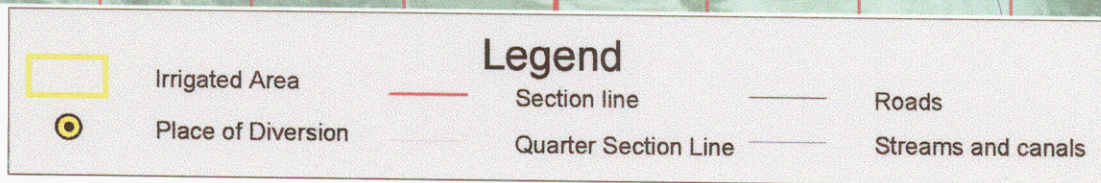
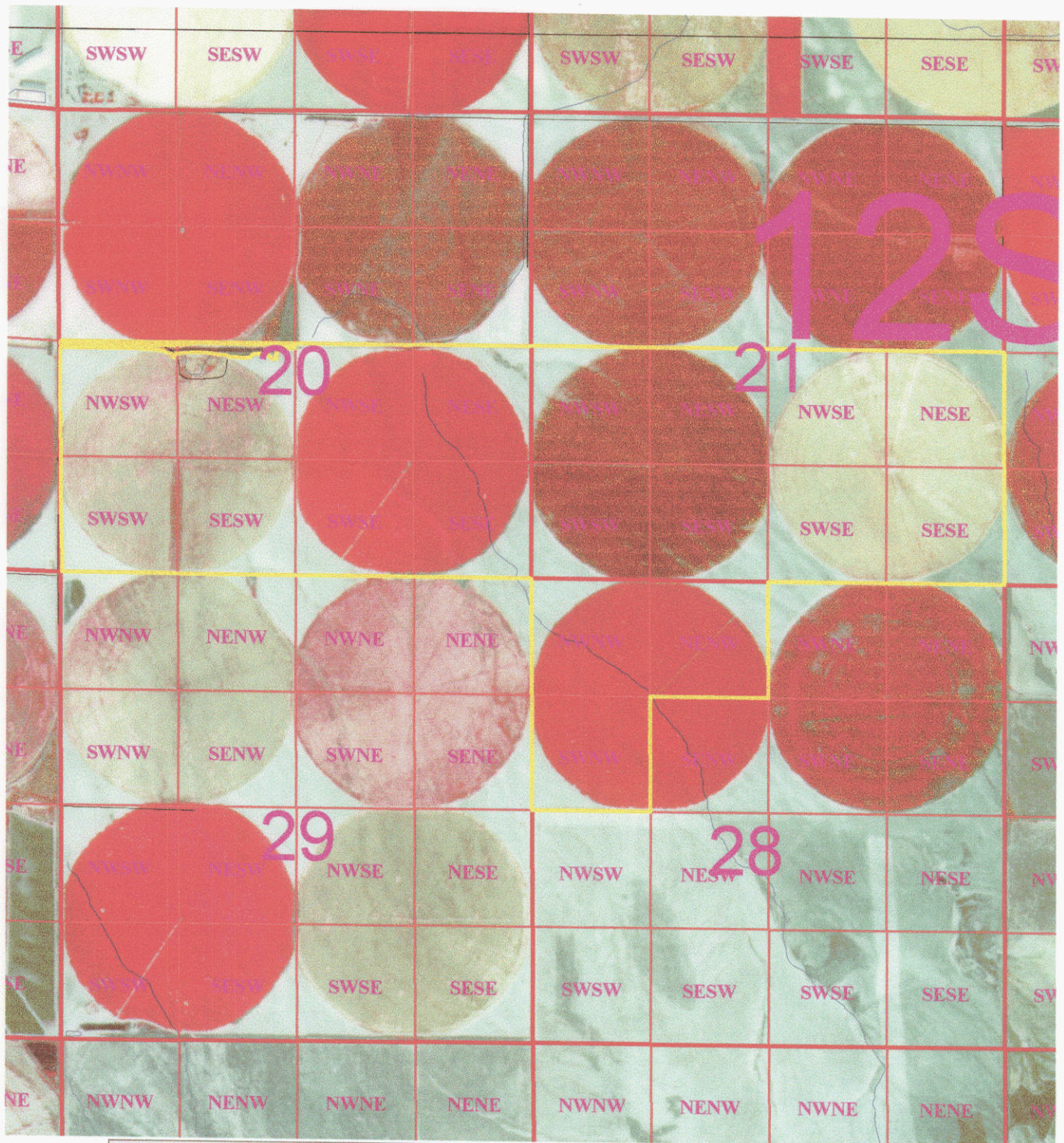
Township , 12S23E



Township, 12S23E



Township , 12S23E



TOTAL DIVERSION:	3.800 CFS
CONSUMPTIVE USE:	7320.00 AFA

Stage: STATUTORY CLAIM

CASSIA County

SUM

TOTAL ACRES

Audit:	07/20/89 CLELLAND	03/26/91 BEDKE	03/30/95 POST-STD
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13:15:19
02/06/97

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

18
CLAIM NUMBER: A45-040138

PAGE: 18
QUICKLOOK INFORMATION

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		80 2-21-97					
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

MODE SELECT
INPUT

OUTER DIAMETER
10.8224 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.2500 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
8.454 IN U

ZERO MODE
CLEAR

02-21 15:3500 *R
+002.30 % AI2

ZERO MODE
AUT ZERO

02-21 15:3600 *R
+002.40 % AI2

ZERO MODE
ZERO OPR

02-21 15:3700 *R
+002.40 % AI2

MODE SELECT
T0 CHECK

0387.7 MMSEC
100.51 % T0

02-21 15:3800 *R
+ 1.511E 3GPM

02-21 15:3900 *R
+ 1.490E 3GPM

02-21 15:4000 *R
+ 1.479E 3GPM

02-21 15:4100 *R
+ 1.477E 3GPM

02-21 15:4200 *R
+ 1.468E 3GPM

02-21 15:4200 *R
+ 5.649E 0FPS

02-21 15:4200 *R
+000.00 % AI1

North Well

02-21 14:2700 *I
+000.30 % AI2

OUTER DIAMETER
10.0264 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1250 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

TYPE OF SENSOR
? SMALL

SENSOR MOUNTING
? U

SPACING
7.569 IN U

02-21 14:5000 *R
+002.90 % AI2

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

02-21 14:5200 *R
+002.90 % AI2

MODE SELECT
T0 CHECK

0379.4 MMSEC
103.85 % T0

ZERO MODE ER
ZERO OPR

MODE SELECT
INPUT

OUTER DIAMETER
10.0264 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1248 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1420 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
7.168 IN U

ZERO MODE
CLEAR

02-21 15:0400 *R
+003.00 % AI2

ZERO MODE
AUT ZERO

02-21 15:0600 *R
+003.00 % AI2

ZERO MODE
ZERO OPR

MODE SELECT
T0 CHECK

0374.9 MMSEC
099.18 % T0

02-21 15:0700 *R
+ 1.570E 3GPM

02-21 15:0700 *R
+ 1.565E 3GPM

02-21 15:0800 *R
+ 1.552E 3GPM

02-21 15:0800 *R
+ 1.545E 3GPM

02-21 15:0900 *R
+ 1.529E 3GPM

02-21 15:0900 *R
+ 1.522E 3GPM

02-21 15:1100 *R
+ 1.500E 3GPM

02-21 15:1200 *R
+ 1.494E 3GPM

02-21 15:1200 *R
+ 6.377E 0FPS

02-21 15:1200 *R
+000.00 % AI1

02-21 15:1300 *R
+002.60 % AI2

02-21 15:1300 *R
+001.80 % AI2

South Well

$\Sigma = 1535 \text{ gpm}$
 $= 3.42$

$\Sigma = 1485 \text{ gpm}$
 $= 3.31$

13:15:19
02/06/97

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

LAST: ELQUIST RANCHES INC
ADDRESS: RT 1 BOX 155-A
CITY: OAKLEY
PHONE NUMBER: 208-862-3457
OWNER CODE: C
FIRST: ID ZIP: 83346
STATE: ID ZIP: 83346
CLAIM NUMBER: A45-040138

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: GEN TRANS. 3133. APPROVAL OF THIS TRANS. IN NO WAY VALIDATES THE
RT. CLAIMED.
THIS CLAIM IS A PORTION OF STATUTORY CLAIM 45-04013.
UNRECORDED TRANSFER OF P/D AND SOME P/U HAS OCCURRED.
DNR NOTE
A PORTION OF THE ACRE FEES FOR THIS CLAIM AND OTHER CLAIMS BY
THIS CLAIMANT HAVE BEEN PAID ON CLAIM A45-04013, #S007604.

FIELD EXAMINATION INFORMATION
CONTACT PERSON: Sander Elquist
DATE OF FIELD EXAM: 1/1/97
ACCOMPANIED BY:
RELATIONSHIP TO CLAIMANT:
DIRECTIONS TO PROPERTY / NOTES:
Wells are located SE & slightly uphill from Land Ranch Spring.

A. AJ CLAIM: # A45-040138	PRIORITY DATE: 04-10-1948	STAGE: S
B. WR RECORD: # 45-04013	PRIORITY DATE: 04-10-1948	STAGE: S
C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?		Y() N(✓)
D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?		Y() N(✓)
E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)		Y() N()
F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?		
PROOF OF BENEFICIAL USE SUBMITTED	N/A(✓) Y() N()	
FIELD EXAM COMPLETED	N/A(✓) Y() N()	
FIELD EXAM SENT TO STATE OFFICE	N/A(✓) Y() N()	
LICENSE ISSUED	N/A(✓) Y() N()	
* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.		
G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?		N/A() Y(✓) N()
* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.		
H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?		Y(✓) N()

NOTES:

=====

RECOMMENDED PRIORITY DATE:

REVIEWED BY _____ DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A45-040138	13S	23E	8	SE	SE	SW			CASSIA		

OTHER AJ CLAIMS WITH SAME AJ POD
 A PREFIX R PREFIX
 A45-04009A NONE
 A45-12450

WR RECORDS IN SAME 40 ACRE TRACT
 45-04009
 45-04024
 45-04025

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
45-04013	13S	23E	4	SW	SW	NW			CASSIA		

OTHER WR RECORDS WITH SAME WR POD
 A PREFIX R PREFIX
 A45-04013A NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
 A PREFIX R PREFIX
 A45-04013A NONE

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM)

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER

OTHER (DESCRIBE IN NOTES BELOW)

on 4/5/05 mmp

NOTES: Both wells pump open discharge into a ditch that runs downhill to Land Aqunch Spring. All 3 sources then run north in a common ditch about 1 mile to a 6' broad-crested weir above a splitter. Flow is shared with Lambert Produce. The lower well reduces the flow in the spring it pumped long enough, so a transfer has been filed to move that well farther north away from the spring.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()									
TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME
13S	23E	8	SE	SE	SW		FLAG	CASSIA	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—
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—	—	—	—	—	—	—	—	—	—

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: J. E. Stanton DATE: 2-21-99
SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS: A45-040138
A45-04013A

B. POJ LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	22E	36	SW	NE		ELQUIST RANCHES INC	A45-040138 / 5.0	- /	39.0		
			SW	NE		ELQUIST RANCHES INC	A45-00703 / 40.0	45-00703 /			
			SW	NE		ELQUIST RANCHES INC	A45-12444 / 40.0	- /			
			SW	NE		ELQUIST RANCHES INC	A45-12447 / 40.0	- /			
			SW	NE		ELQUIST RANCHES INC	A45-12450 / 40.0	- /			
			SW	NE		CLARK, PARLEY G.	45-04025 / 40.0	- /			
12S	22E	36	SE	NW		ELQUIST RANCHES INC	A45-040138 / 40.0	- /	40.0		
			SE	NW		ELQUIST RANCHES INC	A45-00703 / 40.0	- /			
			SE	NW		ELQUIST RANCHES INC	A45-12444 / 40.0	- /			
			SE	NW		ELQUIST RANCHES INC	A45-12447 / 40.0	- /			
			SE	NW		ELQUIST RANCHES INC	A45-12450 / 40.0	- /			
			SE	NW		CLARK, RACHAEL S.	45-00163B /	45-00163B /			
			SE	NW		CLARK, PARLEY G.	45-04025 / 40.0	45-04025 / 40.0			
12S	22E	36	NE	SW		ELQUIST RANCHES INC	A45-040138 / 40.0	- /	41.0		
			NE	SW		ELQUIST RANCHES INC	A45-00703 / 40.0	- /			
			NE	SW		ELQUIST RANCHES INC	A45-12444 / 40.0	- /			
			NE	SW		ELQUIST RANCHES INC	A45-12447 / 40.0	- /			
			NE	SW		ELQUIST RANCHES INC	A45-12450 / 40.0	- /			
			NE	SW		CLARK, RACHAEL S.	45-00163A /	45-00163A /			
			NE	SW		CLARK, RACHAEL S.	45-00164 /	45-00164 /			
			NE	SW		CLARK, RACHAEL S.	45-00165 /	45-00165 /			
			NE	SW		FIRST SECURITY BANK OF IDAHO	45-04009 / 40.0	45-04009 / 40.0			
			NE	SW		FIRST SECURITY BANK OF IDAHO	45-04013 / 40.0	45-04013 / 40.0			
			NE	SW		CLARK, PARLEY G.	45-04025 /	45-04025 /			
12S	22E	36	NW	SW		ELQUIST RANCHES INC	A45-040138 / 40.0	- /	41.0		
			NW	SW		ELQUIST RANCHES INC	A45-00703 / 40.0	- /			
			NW	SW		ELQUIST RANCHES INC	A45-12444 / 40.0	- /			
			NW	SW		ELQUIST RANCHES INC	A45-12447 / 40.0	- /			
			NW	SW		ELQUIST RANCHES INC	A45-12450 / 40.0	- /			
			NW	SW		CLARK, RACHAEL S.	45-00163A /	45-00163A /			
			NW	SW		CLARK, RACHAEL S.	45-00164 /	45-00164 /			
			NW	SW		CLARK, RACHAEL S.	45-00165 /	45-00165 /			
			NW	SW		FIRST SECURITY BANK OF IDAHO	45-04009 / 40.0	45-04009 / 40.0			
			NW	SW		FIRST SECURITY BANK OF IDAHO	45-04013 / 40.0	45-04013 / 40.0			
			NW	SW		CLARK, PARLEY G.	45-04025 /	45-04025 /			
12S	22E	36	SW	SW		ELQUIST RANCHES INC	A45-040138 / 40.0	- /	38.0		
			SW	SW		CRITCHFIELD, KEITH P	A45-04272 / 7.0	45-04272 / 7.0			
			SW	SW		CLARK, RACHAEL S.	45-00163A /	45-00163A /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	22E	36	SW	SW		CLARK, RACHAEL S.		45-00164 /			
			SW	SW		CLARK, RACHAEL S.		45-00165 /			
			SW	SW		ELQUIST, ALPHA		45-00698 /			
			SW	SW		ELQUIST, ALPHA		45-00699 /			
			SW	SW		WOOLEY, VERN C.		45-00700 /			
			SW	SW		FIRST SECURITY BANK OF IDAHO		45-04009 / 40.0			
			SW	SW		FIRST SECURITY BANK OF IDAHO		45-04013 / 40.0			
			SW	SW		ELQUIST, CLARENCE		45-04024 / 20.0			
			SW	SW		CLARK, PARLEY G.		45-04025 /			
			SE	SE		ELQUIST RANCHES INC	A45-040138 / 40.0	- /	38.0		
			SE	SE		ELQUIST RANCHES INC	A45-00703 / 40.0	- /			
			SE	SE		ELQUIST RANCHES INC	A45-12444 / 40.0	- /			
			SE	SE		ELQUIST RANCHES INC	A45-12447 / 40.0	- /			
			SE	SE		ELQUIST RANCHES INC	A45-12450 / 40.0	- /			
			SE	SE		CLARK, RACHAEL S.		45-00163A /			
			SE	SE		CLARK, RACHAEL S.		45-00164 /			
12S	22E	36	SE	SE		ELQUIST, ALPHA		45-00165 /			
			SE	SE		ELQUIST, ALPHA		45-00698 /			
			SE	SE		WOOLEY, VERN C.		45-00699 /			
			SE	SE		FIRST SECURITY BANK OF IDAHO		45-00700 /			
			SE	SE		FIRST SECURITY BANK OF IDAHO		45-04009 / 40.0			
			SE	SE		FIRST SECURITY BANK OF IDAHO		45-04013 / 40.0			
			SE	SE		ELQUIST, CLARENCE		45-04024 / 20.0			
			SE	SE		CLARK, PARLEY G.		45-04025 /			
			NE	SE		ELQUIST RANCHES INC	A45-040138 / 40.0	- /	37.0		
			NE	SE		ELQUIST RANCHES INC	A45-00703 / 40.0	- /			
			NE	SE		ELQUIST RANCHES INC	A45-12444 / 40.0	- /			
			NE	SE		ELQUIST RANCHES INC	A45-12447 / 40.0	- /			
			NE	SE		ELQUIST RANCHES INC	A45-12450 / 40.0	- /			
			NE	SE		CLARK, RACHAEL S.		45-00163A /			
			NE	SE		CLARK, RACHAEL S.		45-00164 /			
			NE	SE		CLARK, RACHAEL S.		45-00165 /			
12S	22E	36	NE	SE		FIRST SECURITY BANK OF IDAHO		45-04009 / 40.0			
			NE	SE		FIRST SECURITY BANK OF IDAHO		45-04013 / 40.0			
			NE	SE		CLARK, PARLEY G.		45-04025 /			
			NW	SE		ELQUIST RANCHES INC	A45-040138 / 40.0	- /	40.0		
			NW	SE		ELQUIST RANCHES INC	A45-00703 / 40.0	- /			
			NW	SE		ELQUIST RANCHES INC	A45-12444 / 40.0	- /			
			NW	SE		ELQUIST RANCHES INC	A45-12447 / 40.0	- /			
			NW	SE		ELQUIST RANCHES INC	A45-12450 / 40.0	- /			
			NW	SE		CLARK, RACHAEL S.		45-00163A /			
			NW	SE		CLARK, RACHAEL S.		45-00164 /			
			NW	SE		CLARK, RACHAEL S.		45-00165 /			
			NW	SE		FIRST SECURITY BANK OF IDAHO		45-04009 / 40.0			
			NW	SE		FIRST SECURITY BANK OF IDAHO		45-04013 / 40.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
NW SE CLARK, PARLEY G.							45-04025	/			
12S	22E	36	SW	SE		ELQUIST RANCHES INC	A45-040138 / 40.0	-	39.0		
			SW	SE		ELQUIST RANCHES INC	A45-00703 / 40.0	-			
			SW	SE		ELQUIST RANCHES INC	A45-12444 / 40.0	-			
			SW	SE		ELQUIST RANCHES INC	A45-12447 / 40.0	-			
			SW	SE		ELQUIST RANCHES INC	A45-12450 / 40.0	-			
			SW	SE		CLARK, RACHAEL S.	45-00163A /				
			SW	SE		CLARK, RACHAEL S.	45-00164 /				
			SW	SE		CLARK, RACHAEL S.	45-00165 /				
			SW	SE		ELQUIST, ALPHA	45-00698 /				
			SW	SE		ELQUIST, ALPHA	45-00699 /				
			SW	SE		WOOLEY, VERN C.	45-00700 /				
			SW	SE		FIRST SECURITY BANK OF IDAHO	45-04009 / 40.0				
			SW	SE		FIRST SECURITY BANK OF IDAHO	45-04013 / 40.0				
			SW	SE		ELQUIST, CLARENCE	45-04024 / 20.0				
			SW	SE		CLARK, PARLEY G.	45-04025 /				
12S	22E	36	SE	SE		ELQUIST RANCHES INC	A45-040138 / 40.0	-	37.0		
			SE	SE		ELQUIST RANCHES INC	A45-00703 / 40.0	-			
			SE	SE		ELQUIST RANCHES INC	A45-12444 / 40.0	-			
			SE	SE		ELQUIST RANCHES INC	A45-12447 / 40.0	-			
			SE	SE		ELQUIST RANCHES INC	A45-12450 / 40.0	-			
			SE	SE		CLARK, RACHAEL S.	45-00163A /				
			SE	SE		CLARK, RACHAEL S.	45-00164 /				
			SE	SE		CLARK, RACHAEL S.	45-00165 /				
			SE	SE		ELQUIST, ALPHA	45-00698 /				
			SE	SE		ELQUIST, ALPHA	45-00699 /				
			SE	SE		WOOLEY, VERN C.	45-00700 /				
			SE	SE		FIRST SECURITY BANK OF IDAHO	45-04009 / 40.0				
			SE	SE		FIRST SECURITY BANK OF IDAHO	45-04013 / 40.0				
			SE	SE		ELQUIST, CLARENCE	45-04024 / 20.0				
			SE	SE		CLARK, PARLEY G.	45-04025 /				
12S	23E	6	NW	NE	2	ELQUIST RANCHES INC	A45-040138 / 30.0	-	49.0		
			NW	NE	2	DRAKOS, CHRIS	A45-02615 / 39.0	45-02615 / 39.0			
			NW	NE	2	DRAKOS, CHRIS	A45-04037 / 39.0	45-04037 / 39.0			
			NW	NE	2	ELQUIST, CLARENCE	45-04024 / 40.0				
12S	23E	31	SW	NE	2	ELQUIST RANCHES INC	A45-040138 / 5.0	-	40.0		
			SW	NE	2	ELQUIST RANCHES INC	A45-00703 / 5.0	-			
			SW	NE	2	ELQUIST RANCHES INC	A45-12444 / 5.0	-			
			SW	NE	2	ELQUIST RANCHES INC	A45-12447 / 5.0	-			
			SW	NE	2	ELQUIST RANCHES INC	A45-12450 / 5.0	-			
			SW	NE	2	FIRST SECURITY BANK OF IDAHO	45-04013 / 40.0	45-04013 / 40.0			
			SW	NE	2	FIRST SECURITY BANK OF IDAHO	45-04009 / 40.0				
12S	23E	31	NW	SE	3	ELQUIST RANCHES INC	A45-040138 / 30.0	-	41.0		

POU COUNTY: CASSIA

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A45-040138	GROUNDWATER	ELQUIST RANCHES INC	0.882	0.001		
A45-00703	LAND CREEK	ELQUIST RANCHES INC	3.200	0.003		
A45-02615	GROUNDWATER	DRAKOS, CHRIS	2.850	0.008		
A45-04037	GROUNDWATER	DRAKOS, CHRIS	3.200	0.010		
A45-04272	GROUNDWATER	CRITCHFIELD, KEITH P	4.000	0.011		
A45-12444	LAND RANCH SPRING	ELQUIST RANCHES INC	4.133	0.004		
A45-12447	LAND CREEK	ELQUIST RANCHES INC	5.333	0.005		
A45-12450	GROUNDWATER	ELQUIST RANCHES INC	5.905	0.006		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A45-04025, A45-00700, A45-00164, A45-00703.

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES: Other claims on the 2 Sec. 8 wells have those wells as their original P/D, but the statutory claim upon which this SRRA claim is based shows a different well entirely. The other claims exceed the measured flow of the 2 Sec. 8 wells, and are recommended for less cfs than claimed. So there is no excess flow that can be allowed under this claim - claim should therefore be denied for lack of beneficial use of the claimed flow.

Also, the two other claims (A45-04009A & 12450) have the same 1953 priority date. The output of the wells is split on the same basis as the flow of Land Ranch Spring - 2/12 to Elquist & 5/12 to Lambert produce. Claim 40138 has an earlier priority, but the groundwater has historically been divided on the basis of equal priorities. So giving one owner an earlier priority is not supported by existing practices.

RECOMMENDATIONS:

TOTAL ACRES: None N/A ()

REVIEWED BY: J. P. Stanton DATE: 3-17-97

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A45-040138 IRRIGATION	FROM 03-01 TO 10-31	0.882 CFS	
TOTAL DIVERSION RATE/VOLUME		0.882 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
45-04013 IRRIGATION	FROM 03-01 TO 10-31	3.800 CFS	
TOTAL DIVERSION RATE/VOLUME		3.800 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☐) N(☒)G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☒) N(☐)J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☒) Y(☐) N(☐)

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.882 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 3.800 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1560.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS

[illegible]

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV. RATE CFS	REC. DIV. VOL. AF/A	REC. CONS. USE
IRRIGATION	03-04 10-31	DATABASE EXAMINER 0.882	DATABASE EXAMINER	DATABASE EXAMINER 1560.0
	4-1			
TOTAL FOR THIS RIGHT		0.882		1560.0

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: _____ DATE: _____

FLAG: C
STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 45-04013

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A45-04013A	3.800	-	-	45-04013	3.800
-	A45-04013B	0.882	-	-		
TOTAL CFS		4.682				3.800

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

AUTHENTICATION:

SIGNATURE: J E Stanton DATE: 3-19-99
NAME OF FIELD EXAMINER: Sp. Water Resource Agent

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☐ ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
☐ NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
☐ ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED) IF ATTACHED, SUPPLY APPROPRIATE INFORMATION NO. OF PAGES

	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____

CLAIM NUMBER: A45-04013B

POU County: CASSIA

Conditions of Approval:
016 - See remarks for additional conditions of approval.

Remarks: GEN TRANS. 3133. APPROVAL OF THIS TRANS. IN NO WAY VALIDATES THE RT. CLAIMED.
THIS CLAIM IS A PORTION OF STATUTORY CLAIM 45-06013.
UNRECORDED TRANSFER OF P/D AND SOME P/U HAS OCCURRED.
DNR NOTE
A PORTION OF THE ACRE FEES FOR THIS CLAIM AND OTHER CLAIMS BY THIS CLAIMANT HAVE BEEN PAID ON CLAIM A45-06013.#5007604.

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	C

RECEIVED

MAR 30 1993

Department of Water Resources
Southern Region Office

RE: A45-04013A

I certify that the ground water on this water right was established in approximately 1948. The actual well is located in the SE1/4SW1/4 of Section 4, Township 13 South Range 23 EBOM. The point of diversion according to the Adjudication Claim is where the water is split into ditches to take to the different farm ground for irrigation purposes. The land and well were originally established by the Anderson family and are currently irrigated by Lambert Produce.

I have been a resident of Cassia County living in the Oakley Idaho area for 66 years. I live directly south of the farm owned by Lambert. I watched the Anderson's develop the water and land for irrigation and have been able to see the improvements in irrigation systems for water conservation that Lambert Produce has established.

Dallan Elquist

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

On the 29 day of March, 1993, before me the undersigned Notary Public in and for said State personally appeared Dallan Elquist, known or identified to me to be the person who subscribed to the above statement and acknowledged to me that he executed the same.

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

[Signature]
Ray M. Koyle
Residing at Burley, Idaho
My Commission Expires 10-05-98

MICROFILMED
OCT 27 1994

5

OWNER
CODE NAME & ADDRESS
C LAMBERT PRODUCE, INC.
RT. 2 BOX 2430
BURLEY ID 83318
PRIORITY
DATE 04/10/1948
WATER USE IRRIGATION
USE PERIOD
FROM 03-01 TO 10-31
DIVERSION
RATE 3.80 CFS
DIVERSION
VOLUME 7320.0 AFA
TOTAL DIVERSION:
CONSUMPTIVE USE: 3.80 CFS

Water Source: GROUNDWATER
Tributary to:

Point(s) of Diversion: T13S R23E S04
SNW

Place of use Legal Description for: IRRIGATION
CASSIA County

		NE		NW		SW		SE			
T	R S	NE	SW	NE	NW	SW	SE	NE	NW	SE	SUM
12S	23E 20 :	40	40	40	40	40	40	40	40	40	320.0 ✓
12S	23E 21 :	40	40	40	40	40	40	40	40	40	320.0 ✓
12S	23E 28 :	40	40	40	40	40	40	40	40	40	120.0
										TOTAL ACRES	760.0

POU County: CASSIA

Other Rights: SEE REMARKS.

Conditions of Approval:
016 - See remarks for additional conditions of approval.

Remarks: TRANS. 3133. APPROVAL OF THIS TRANS. IN NO WAY VALIDATES THE
RT. CLAIMED.
CHANGE IN P/U MADE PRIOR TO THE ENTRY OF THE GENERAL COMMENCEMENT
ORDER.

>>>OTHER WATER RIGHTS:
A45-04048D 45-07607 A45-02630 A45-02254A
A45-04007 A45-04008 A45-04009A A45-00695
A45-02053 A45-04014

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag: C
Presumption Flag: C

MICROFILMED
OCT 27 1994

1037
GOAT RANCH
VAC 11-
1-1209-22

IDAHO POWER COMPANY
ELECTRIC SERVICE AGREEMENT

TOWN Oakley DIVISION Southern SCHEDULE NO. 71

CONNECTED LOAD:

30 H.P. 220 Volts 3 Phase 3 Wire
H.P. Volts Phase Wire
K.W. Volts Phase Wire

Albert Anderson & Sons Co.

herein called Customer, agrees to receive and pay for, and IDAHO POWER COMPANY, herein called Company, agrees to supply, electric service to the amount of 30 H. P., in the form of Three phase alternating current, at approximately 60 cycles per second and 220 volts, for Customer's Pumping operations, at or near Oakley, in Cassia County, State of Idaho for a term of Five year(s) from and after April 1, 1949, in accordance with and subject to the Company's rules and regulations and Schedule No. 24, as now or hereafter in effect at the time of delivery of service. The point of delivery of power shall be where the Company's wires or apparatus are connected with those of the Customer at or near SW 1/4 Sec. 4 T13 S R 23 E

All payments shall be made at the Company's office at Oakley. The Customer agrees to pay, regardless of the amount of power actually consumed, the monthly and seasonal or annual minimum charges as provided in the rate schedule, rules and regulations applicable to service hereunder. A copy of the rate schedule and rules and regulations as now in effect are attached hereto as a part of this agreement.

Subject to Company's ability to obtain required labor, materials, equipment, and satisfactory rights of way, service will be supplied by April 1, 1949.

In consideration of the special investment required to be made by the Company in additional special facilities necessary for customer's service, Customer agrees to pay an annual minimum billing for irrigation service in the amount of \$ 170.00 for the term of this agreement.

Customer shall pay to the Company the amount of the estimated non-salvage portion of the facilities required for customer's service in the agreed amount of \$250.00. Said amount of \$250.00 shall be refundable, the Company will begin to refund said amount at the beginning of the second irrigation season under this contract, such refund to be made as a credit in the amount of 1/4 of each subsequent monthly billing until but not after: (1) expiration of four years from beginning of refunds, or (2) termination of service by Customer, or (3) said amount of \$250.00 shall have been refunded to Customer in full, without interest.

Dated April 1, 1949

Attest
Witness

C. G. Larson

Attest
Witness

IDAHO POWER COMPANY,

By

Its

Ray Anderson
District Manager

MICROFILMED

OCT 27 1954

1010-2M-2-49

KNC \$ 834.09

EHR 320.00