

COPY

DISTRICT COURT OF IDAHO
TWIN FALLS COUNTY
FILED _____

2008 FEB 6 PM 12 03

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcase No. 45-166A, 45-13631,
	)	45-13632
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

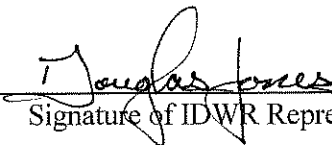
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 1/22/08



Signature of IDWR Representative

1. 8

2/6, 2007,

- Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

- Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Dwayne Harrison
Sharon Harrison
972 S 150 E
Burley ID 83318

Lambert Produce Inc
PO Box 793
Blackfoot ID 83221

Justin Turrent

Signature of person or attorney mailing the form

11/29/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-166A

NAME AND ADDRESS: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT ID 83221

SOURCE: WILLOW CREEK

TRIBUTARY: SINKS

QUANTITY: 1.600 CFS

The amount of water diverted under this water right and right numbers 45-13631 and 45-13632 may not exceed 12.5% or 1/8 of the stream flow of Willow Creek at the point of diversion described below at any given time.

The amount of water diverted under the following water rights may not exceed 50% or one half of the stream flow of Willow Creek. Combined Right Nos.: 45-166A, 45-166B, 45-167A, 45-167B, 45-11928, 45-13421, 45-13623, 45-13631, & 45-13632.

PRIORITY DATE: 11/23/1881

POINT OF
DIVERSION:

T12S R23E S26 SWNESE 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	1.600 CFS
PLACE OF USE:	<u>IRRIGATION in CASSIA County</u>		
	T12S R23E S04 SWSE	13.00 T12S R23E S04 SESE	19.00
	T12S R23E S09 NENE	20.00 T12S R23E S09 NWNE	36.00
	T12S R23E S09 SENE	20.00 T12S R23E S09 NESE	18.00

126 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 126 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-166A, 45-13631 & 45-13632.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 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: BASIS OF CLAIM - Decreed

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 45-166.

11/29/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-13632

NAME AND ADDRESS: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT ID 83221

SOURCE: WILLOW CREEK

TRIBUTARY: SINKS

QUANTITY: 0.420 CFS

The amount of water diverted under the following water rights may not exceed 50% or one half of the stream flow of Willow Creek. Combined Right Nos.: 45-166A, 45-166B, 45-167A, 45-167B, 45-11928, 45-13421, 45-13623, 45-13631, & 45-13632.

The amount of water diverted under this water right and right numbers 45-166A and 45-13631 may not exceed 12.5% or 1/8 of the stream flow of Willow Creek at the point of diversion described below at any given time.

PRIORITY DATE: 03/15/1980

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF
DIVERSION:

T12S R23E S26 SWNESE 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	0.420 CFS

PLACE OF USE: IRRIGATION in CASSIA County

T12S R23E S04	SWSE	13.00	T12S R23E S04	SESE	19.00
T12S R23E S09	NENE	20.00	T12S R23E S09	NWNE	36.00
T12S R23E S09	SENE	20.00	T12S R23E S09	NESE	18.00

126 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 126 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-166A, 45-13631 & 45-13632.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 33 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 RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 45-166A PURSUANT TO SECTION 42-1426, IDAHO CODE.

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: BASIS OF CLAIM - Beneficial Use

11/29/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-13631

NAME AND ADDRESS: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT ID 83221

SOURCE: WILLOW CREEK

TRIBUTARY: SINKS

QUANTITY: 0.165 CFS

The amount of water diverted under the following water rights may not exceed 50% or one half of the stream flow of Willow Creek. Combined Right Nos.: 45-166A, 45-166B, 45-167A, 45-167B, 45-11928, 45-13421, 45-13623, 45-13631, & 45-13632.

The amount of water diverted under this water right and right numbers 45-166A and 45-13632 may not exceed 12.5% or 1/8 of the stream flow of Willow Creek at the point of diversion described below at any given time.

PRIORITY DATE: 03/15/1933

POINT OF
DIVERSION:

T12S R23E S26 SWNESE 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	0.165 CFS
PLACE OF USE:	<u>IRRIGATION in CASSIA County</u>		
	T12S R23E S04 SWSE	13.00 T12S R23E S04	SESE 19.00
	T12S R23E S09 NENE	20.00 T12S R23E S09	NWNE 36.00
	T12S R23E S09 SENE	20.00 T12S R23E S09	NESE 18.00

126 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 126 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-166A, 45-13631 & 45-13632.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 13 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: BASIS OF CLAIM - Beneficial Use