

DEPARTMENT OF
WATER RESOURCES

Attorneys for Lambert Produce Co., Inc.

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

A. Subcase 45-2653A
(Insert water right number)

Case No. 39576

**NOTICE OF FILING AMENDED
LATE NOTICE OF CLAIM**

Pursuant to the Court's Order Conditionally Granting Late Notice of Claim for water right no. 45-2653A, dated January 16, 2013, Lambert Produce submits the attached Amended Notice of Claim.

Dated January 17, 2013

JOHN MARSHALL LAW PLLC

John M. Marshall,
Attorney for C&C Holdings, LLC

CERTIFICATE OF MAILING

I certify that on January 18, 2013, I mailed the original and copies of this notice, including all attachments, to the following persons by mailing the original and/or copies postage prepaid and addressed as follows:

1. Original to:

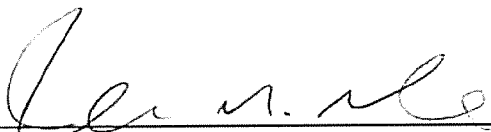
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

RECEIVED

JAN 22 2013

DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHT TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

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

Please type or print clearly

1. Name of Claimant(s) Lambert Produce Co. Inc. Phone (208) 678-2668
Mailing Address PO Box 561, Blackfoot, ID Zip 83221
2. Date of Priority (only one (1) per claim) May 17, 1961
3. Source of water supply (a) Ground Water
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 12S Range 23E Section 17 ,
1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Cassia
Additional points of diversion if any: Please see attached
- 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 enlargement in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Wells pump pressurized water into piping system that feeds center-pivot irrigation systems and handlines for corners.

6. Water is claimed for the following purposes

			(both dates are inclusive)			(cfs)		(acre feet)
For	Irrigation	purposes from	3/1	to	11/0	amount	0.13	or
For		purposes from		to		amount		or
For		purposes from		to		amount		or
For		purposes from		to		amount		or

7. Total quantity claimed (a) 0.13 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number Of livestock Etc.) None

10. Description of place of use: Please see attached.

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
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres irrigated 15 within 935

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 describe above.

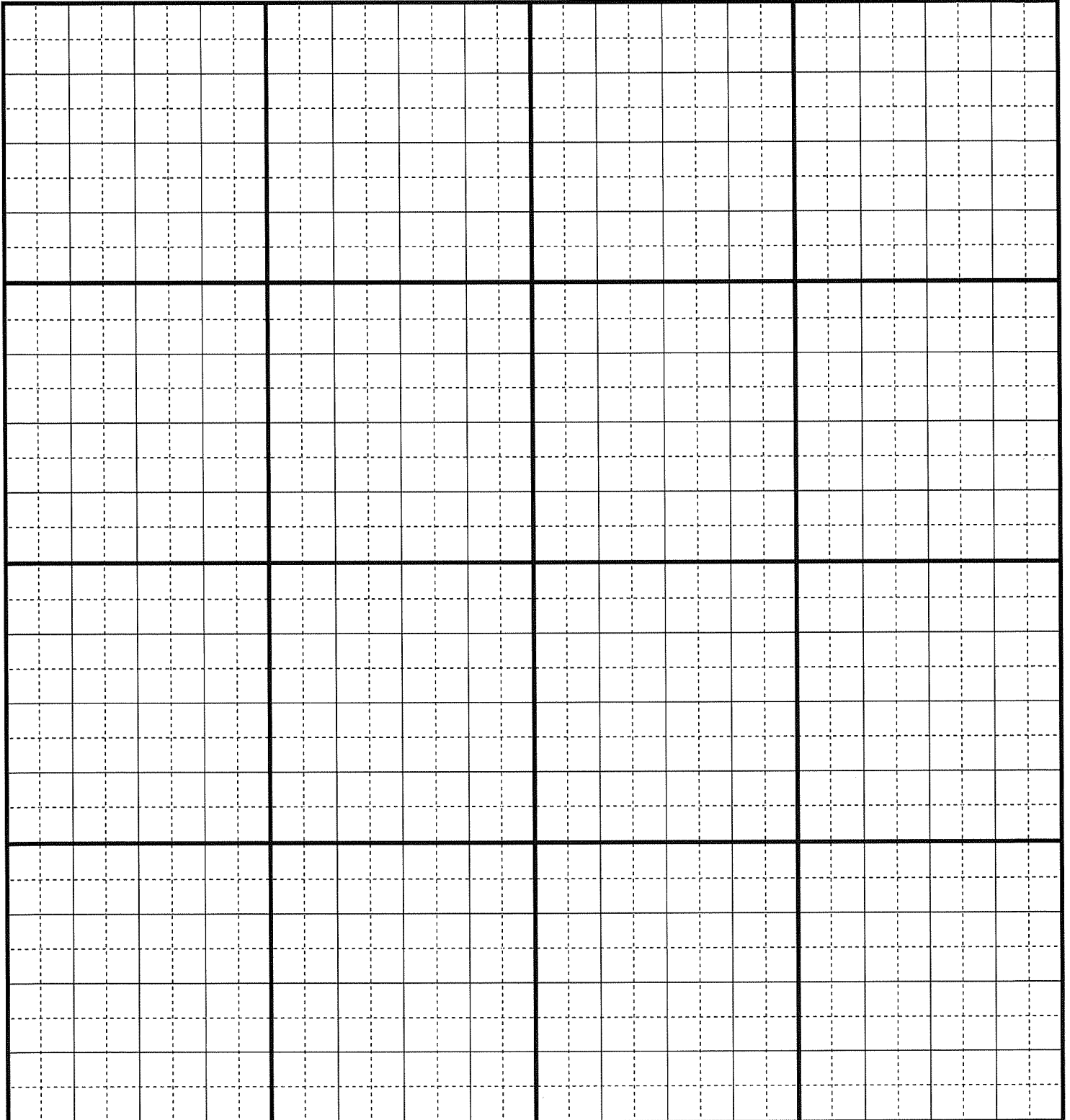
or None (X)

14. Remarks:

Last Name Lambert Produce Ident. No. 45-2653A

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile. Please see attached



Last Name Lambert Ident. No. 45-2653A

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____

If applicable provide IDWR Water Right Number 45-2653A

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 X

wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 2

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 Legal counsel

_____ Title

of Lambert Produce Co Inc, that I have signed the foregoing

_____ Organization

document in the space below as Attorney in fact of Lambert Produce Co Inc

_____ Title _____ Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

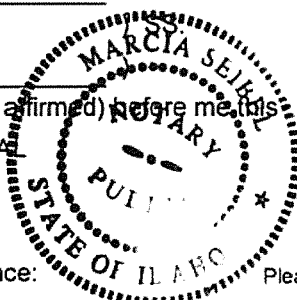
Title and Organization Attorney Date Jan 17, 2013

State of Idaho/or _____)

County of Ada

Subscribed and sworn (or affirmed) before me, this 17th day of January, 2013

SEALED



Notary Public Marcia Seibel

Residing at Boise, ID

My Commission Expires 12/21/17

17. Notice of Appearance: Please Print Name

Notice is hereby given that I, John M. Marshall 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 [Signature]

Address 575 W. Bannock Street, Ste B, Boise, Idaho 83702

Date January 17, 2013

Last Name Lambert Ident. Number 45-2653A

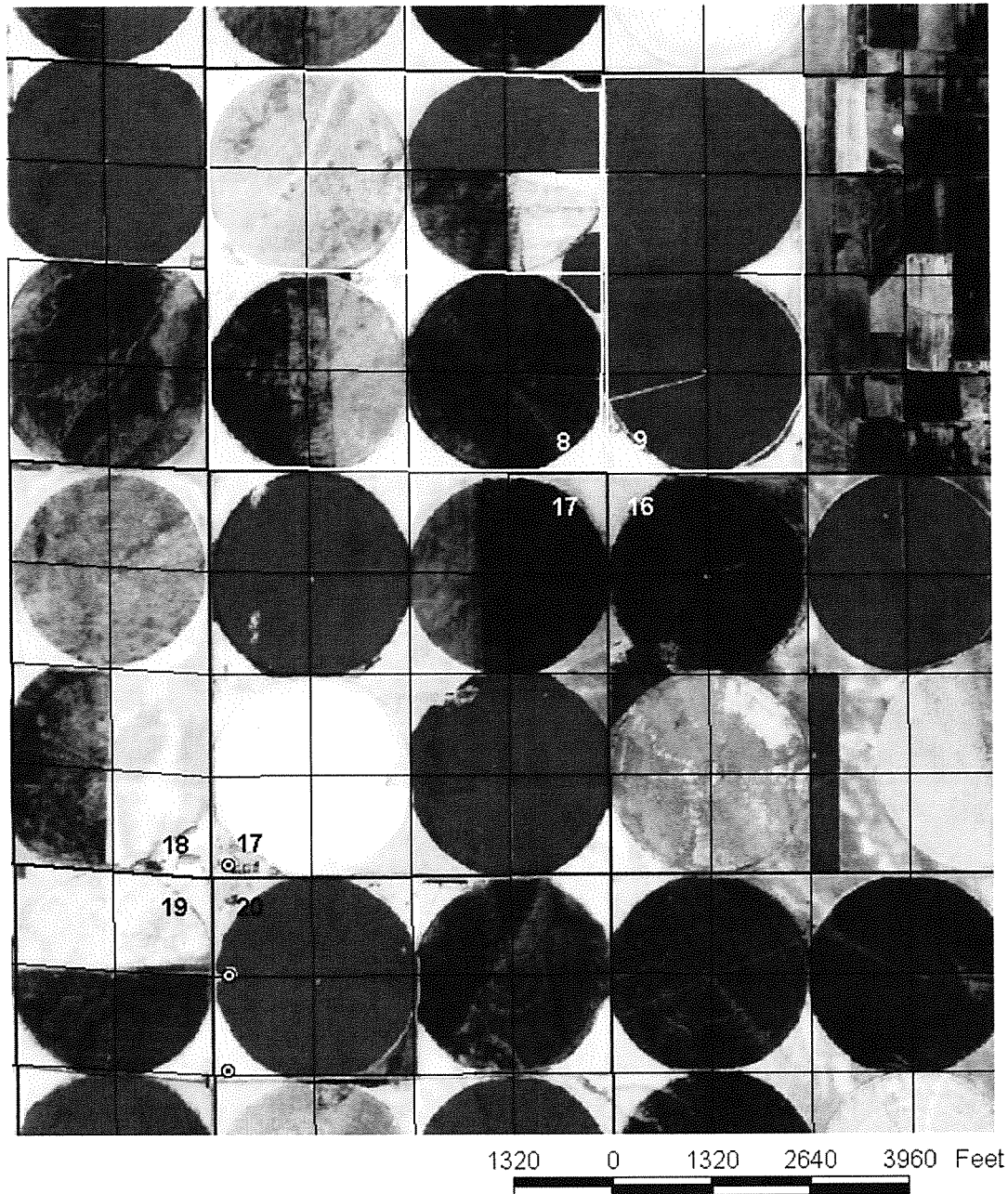
Location of Point(s) of Diversion:

GROUND WATER SWSWSW Sec. 26 Township 12S Range 22E CASSIA County
GROUND WATER SWSWNW Sec. 35 Township 12S Range 22E CASSIA County
GROUND WATER SESESW Sec. 15 Township 12S Range 23E CASSIA County
GROUND WATER SWSWSW Sec. 17 Township 12S Range 23E CASSIA County
GROUND WATER NENENW Sec. 20 Township 12S Range 23E CASSIA County
GROUND WATER SWNWNW Sec. 20 Township 12S Range 23E CASSIA County
GROUND WATER SWSWNW Sec. 20 Township 12S Range 23E CASSIA County
GROUND WATER SWSWNE Sec. 22 Township 12S Range 23E CASSIA County
GROUND WATER SWSENW Sec. 20 Township 12S Range 23E CASSIA County
GROUND WATER NESW Sec. 04 Township 13S Range 23E CASSIA County
GROUND WATER SESENE Sec. 05 Township 13S Range 23E CASSIA County
GROUND WATER SESESW Sec. 08 Township 13S Range 23E CASSIA County

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
12S	23E	8		NENE 36		NWNE 39		SWNE 41		SENE 39				
				NENW 40		NWNW 38		SWNW 40		SENE 39				
				NESW 41		NWSW 33		SWSW 39		SENE 39				
				NESE 39		NWSE 41		SWSE 40		SESE 37				
		9		NENW 39		NWNW 40		SWNW 40		SENE 39				
				NESW 39		NWSW 40		SWSW 39		SESE 38				

Idaho Department of Water Resources
45-2519, 45-4048G, & 45-



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

RECOMMENDED PLACE OF USE
DATA ENTRY ON APR. 2, 2004
TWP 12S, RNG 23E, SEC. 8 & 9



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