

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80269

This is to certify that: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
45-10365	WR/DECREED	3/15/1962	1.340 cfs	480.0 af	120.0	210.0	GROUND WATER
45-2377C	WR/DECREED	5/14/1951	3.000 cfs	789.6 af	197.4	749.0	GROUND WATER
45-2392	WR/DECREED	10/19/1951	5.560 cfs	1280.0 af	320.0	749.0	GROUND WATER
45-2411	WR/DECREED	3/31/1952	2.480 cfs	1080.0 af	270.0	430.0	GROUND WATER
45-2412	WR/DECREED	3/31/1952	2.400 cfs	640.0 af	160.0	430.0	GROUND WATER
45-2504	WR/DECREED	10/17/1955	1.600 cfs	320.0 af	80.0	749.0	GROUND WATER
45-2594A	WR/DECREED	12/11/1959	1.340 cfs	268.0 af	67.0	210.0	GROUND WATER
45-2605	WR/DECREED	2/29/1960	1.600 cfs	480.0 af	120.0	749.0	GROUND WATER
45-4041	WR/DECREED	6/30/1985	0.500 cfs	N/A	31.6	749.0	GROUND WATER
45-7439A	WR/DECREED	2/29/1980	1.460 cfs	475.2 af	N/A	118.8	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-10365	NO	YES	NO	NO	NO	NO
45-2377C	NO	YES	NO	NO	NO	NO
45-2392	NO	YES	NO	NO	NO	NO
45-2411	NO	YES	NO	NO	NO	NO
45-2412	NO	YES	NO	NO	NO	NO
45-2504	NO	YES	NO	NO	NO	NO
45-2594A	NO	YES	NO	NO	NO	NO
45-2605	NO	YES	NO	NO	NO	NO
45-4041	NO	YES	NO	NO	NO	NO
45-7439A	NO	YES	NO	NO	NO	NO

SUPPORT DATA
IN FILE # 45-2377C

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
45-10365	45-10365	1.340 cfs	480.0 af	120.0	210.0	N/A	N/A	N/A	N/A	N/A
45-2377C	45-2377C	3.000 cfs	789.6 af	197.4	749.0	N/A	N/A	N/A	N/A	N/A
45-2392	45-2392	5.560 cfs	1280.0 af	320.0	749.0	N/A	N/A	N/A	N/A	N/A
45-2411	45-2411	2.480 cfs	1080.0 af	270.0	430.0	N/A	N/A	N/A	N/A	N/A
45-2412	45-2412	2.400 cfs	640.0 af	160.0	430.0	N/A	N/A	N/A	N/A	N/A

Transfer No. 80269

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

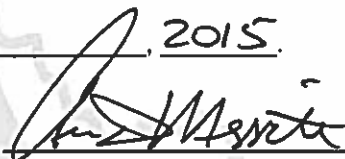
TRANSFER OF WATER RIGHT
TRANSFER NO. 80269

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-2504	45-2504	1.600 cfs	320.0 af	80.0	749.0	N/A	N/A	N/A	N/A	N/A
45-2594A	45-2594A	1.340 cfs	268.0 af	67.0	210.0	N/A	N/A	N/A	N/A	N/A
45-2605	45-2605	1.600 cfs	480.0 af	120.0	749.0	N/A	N/A	N/A	N/A	N/A
45-4041	45-4041	0.500 cfs	N/A	31.6	749.0	N/A	N/A	N/A	N/A	N/A
45-7439A	45-7439A	1.460 cfs	475.2 af	N/A	118.8	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		20.100 cfs	5812.8 af	N/A	1507.8		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 15th day of September, 2015.



Southern Region Manager

WATER RIGHT NO. 45-2392**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-2392 is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 10/19/1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	5.560 cfs	1280.0 af
			5.560 cfs	1280.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	7													40.0	40.0		39.0	119.0
12S	22E	8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Right Acre Limit: 320.0

POU Total Acres: 749.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749.0 acres.

WATER RIGHT NO. 45-2392

As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.140.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. Right 45-4041 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-4041**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-4041 is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.500 cfs
0.500 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	7													40.0	40.0		39.0	119.0
12S	22E	8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Right Acre Limit: 31.6

POU Total Acres: 749.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 31.6 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749.0 acres.

WATER RIGHT NO. 45-4041

As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. This right is an expansion of Rights 45-2377C, 45-2392, 45-2504, and 45-2605 pursuant to section 42-1416B, Idaho Code.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2377C**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-2377C is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 5/14/1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	3.000 cfs	789.6 af
			3.000 cfs	789.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	7													40.0	40.0		39.0	119.0
12S	22E	8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Right Acre Limit: 197.4

POU Total Acres: 749.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 197.4 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749.0 acres.

WATER RIGHT NO. 45-2377C
As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. Right 45-4041 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2411**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-2411 is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 3/31/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	2.480 cfs	1080.0 af
			2.480 cfs	1080.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	18	40.0	40.0	13.0	13.0	40.0	41.0	41.0	40.0	40.0	41.0	41.0	40.0					430.0
								L1	L2			L3	L4						

Right Acre Limit: 270.0

POU Total Acres: 430.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 270 acres within the place of use described above in a single irrigation season.
3. Rights 45-2411, 45-2412, 45-2594A, and 45-10365 when combined shall not exceed a total diversion rate of 6.88 cfs, a total annual maximum diversion volume of 2468.0 af at the field headgate, and the irrigation of 617 acres.

WATER RIGHT NO. 45-2411

As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2412**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-2412 is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 3/31/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	2.400 cfs	640.0 af
			2.400 cfs	640.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	18	40.0	40.0	13.0	13.0	40.0	41.0	41.0	40.0	40.0	41.0	41.0	40.0					430.0
								L1	L2			L3	L4						

Right Acre Limit: 160.0

POU Total Acres: 430.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
3. Rights 45-2411, 45-2412, 45-2594A, and 45-10365 when combined shall not exceed a total diversion rate of 6.88 cfs, a total annual maximum diversion volume of 2468.0 af at the field headgate, and the irrigation of 617 acres.

WATER RIGHT NO. 45-2412

As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.140.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2594A
As Modified by Transfer No. 80269

In accordance with the approval of Transfer No. 80269, Water Right No. 45-2594A is now described as follows:

Right Holder: LAMBERT PRODUCE INC
 PO BOX 793
 BLACKFOOT, ID 83221

Priority Date: 12/11/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	1.340 cfs	268.0 af
			1.340 cfs	268.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	18			27.0	27.0									40.0	40.0	39.0	37.0	210.0

Right Acre Limit: 67.0

POU Total Acres: 210.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 67 acres within the place of use described above in a single irrigation season.
3. Rights 45-2594A and 45-10365 when combined shall not exceed a total diversion rate of 2.00 cfs, a total annual maximum diversion volume of 748.0 af at the field headgate, and the irrigation of 187 acres.

WATER RIGHT NO. 45-2594A
As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2411, 45-2412, 45-2594A, and 45-10365 when combined shall not exceed a total diversion rate of 6.88 cfs, a total annual maximum diversion volume of 2468.0 af at the field headgate, and the irrigation of 617 acres.
5. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.140.
8. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-10365**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-10365 is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 3/15/1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	1.340 cfs	480.0 af
			1.340 cfs	480.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	18			27.0	27.0									40.0	40.0	39.0	37.0	210.0

Right Acre Limit: 120.0

POU Total Acres: 210.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
3. Rights 45-2594A and 45-10365 when combined shall not exceed a total diversion rate of 2.00 cfs, a total annual maximum diversion volume of 748.0 af at the field headgate, and the irrigation of 187 acres.

WATER RIGHT NO. 45-10365
As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2411, 45-2412, 45-2594A, and 45-10365 when combined shall not exceed a total diversion rate of 6.88 cfs, a total annual maximum diversion volume of 2468.0 af at the field headgate, and the irrigation of 617 acres.
5. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.140.
8. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-7439A**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-7439A is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 2/29/1980

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

1.460 cfs

1.460 cfs

Diversion Volume

475.2 af

475.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSNW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	9							3.9		24.0	34.0	34.0	20.0		2.9			118.8

POU Total Acres: 118.8

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.140.

Transfer No. 80269

WATER RIGHT NO. 45-7439A
As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

5. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. Diversion and use of water under this right from the additional wells authorized under Transfer 71087 located in SWSENE, SWNWSW, SWSWSW, and SWSESW Sec. 8, T12S, R22E; NESW Sec. 9, T12S, R22E; SWNE Sec. 18, T12S, R22E; and NENENE Sec. 19, T12S, R22E shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 2/29/1980 relative to all other actions to distribute water.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2504**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-2504 is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 10/17/1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	1.600 cfs	320.0 af
			1.600 cfs	320.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	7													40.0	40.0		39.0	119.0
12S	22E	8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Right Acre Limit: 80.0

POU Total Acres: 749.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749.0 acres.

WATER RIGHT NO. 45-2504

As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. Right 45-4041 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2605**As Modified by Transfer No. 80269**

In accordance with the approval of Transfer No. 80269, Water Right No. 45-2605 is now described as follows:

Right Holder: LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT, ID 83221

Priority Date: 2/29/1960

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
1.600 cfs
1.600 cfs

Diversion Volume
480.0 af
480.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENWNE	Sec 24 Twp 12S Rge 21E	CASSIA County
GROUND WATER	SWNE	Sec 18 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec 19 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSENE	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	SWWSW	Sec 8 Twp 12S Rge 22E	CASSIA County
GROUND WATER	NESW	Sec 9 Twp 12S Rge 22E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	22E	7													40.0	40.0		39.0	119.0
12S	22E	8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Right Acre Limit: 120.0

POU Total Acres: 749.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNE, S18, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749.0 acres.

WATER RIGHT NO. 45-2605

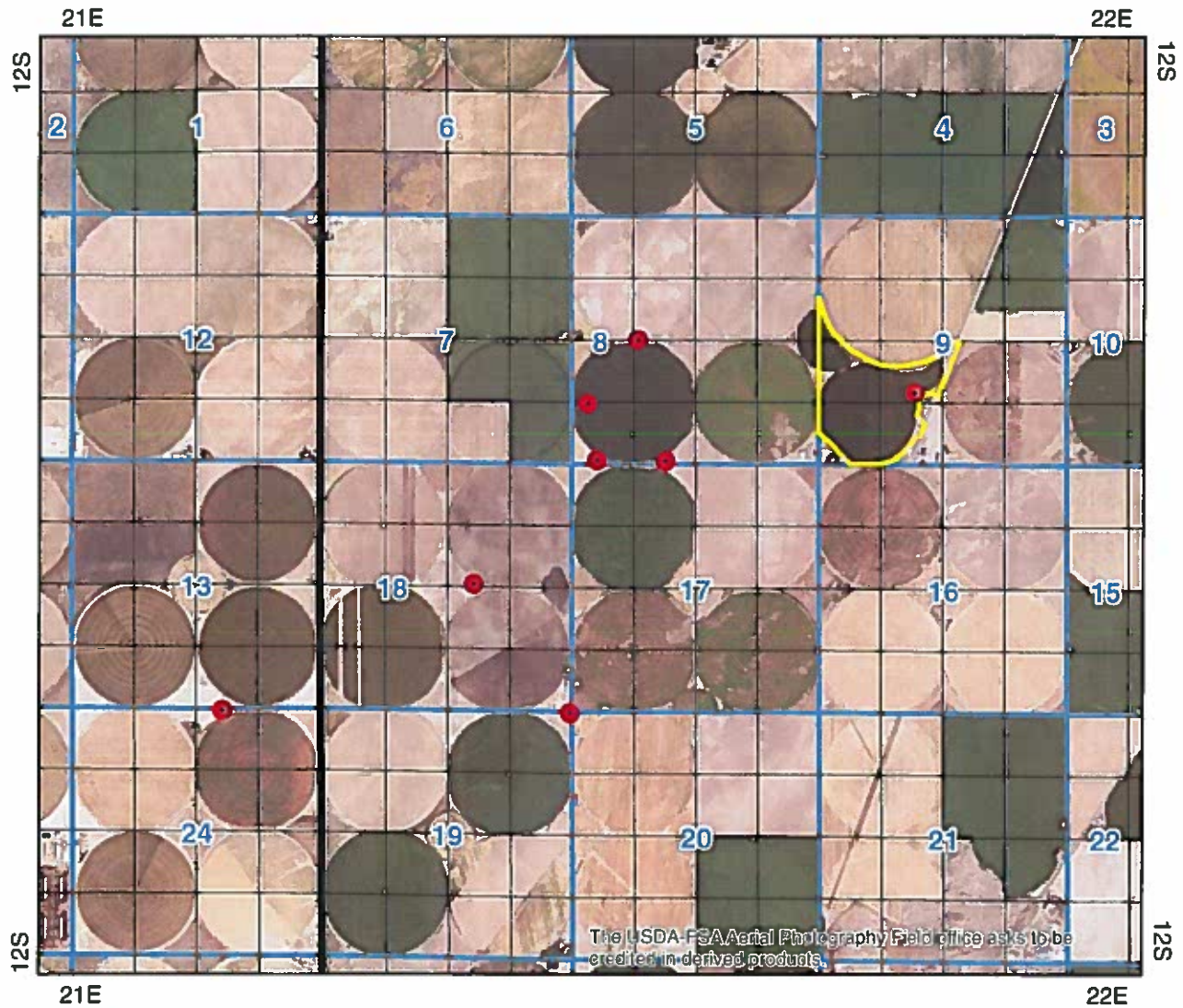
As Modified by Transfer No. 80269

CONDITIONS OF APPROVAL

4. Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 when combined shall not exceed a total diversion rate of 20.10 cfs, a total annual maximum diversion volume of 5812.8 af at the field headgate, and the irrigation of 1484.8 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under Transfer approval 80269, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. Right 45-4041 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

State of Idaho
Department of Water Resources
Attachment To Transfer No. 80269
Right: 45-7439A

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.45 0.9 1.8 Miles

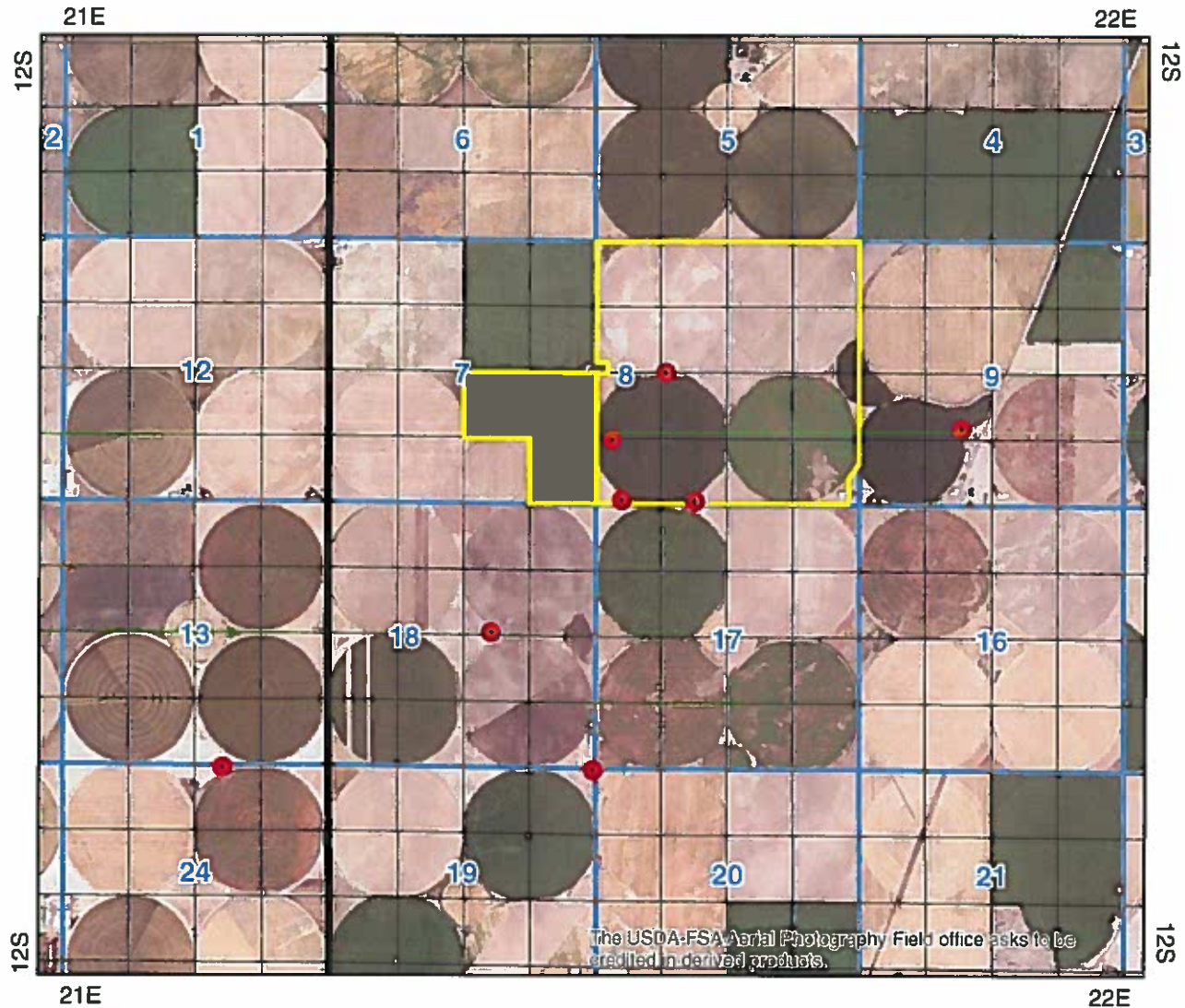


State of Idaho
Department of Water Resources

Attachment To Transfer No. 80269

Rights: 45-2377C, 45-2392, 45-2504, 45-2605 and 45-4041

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



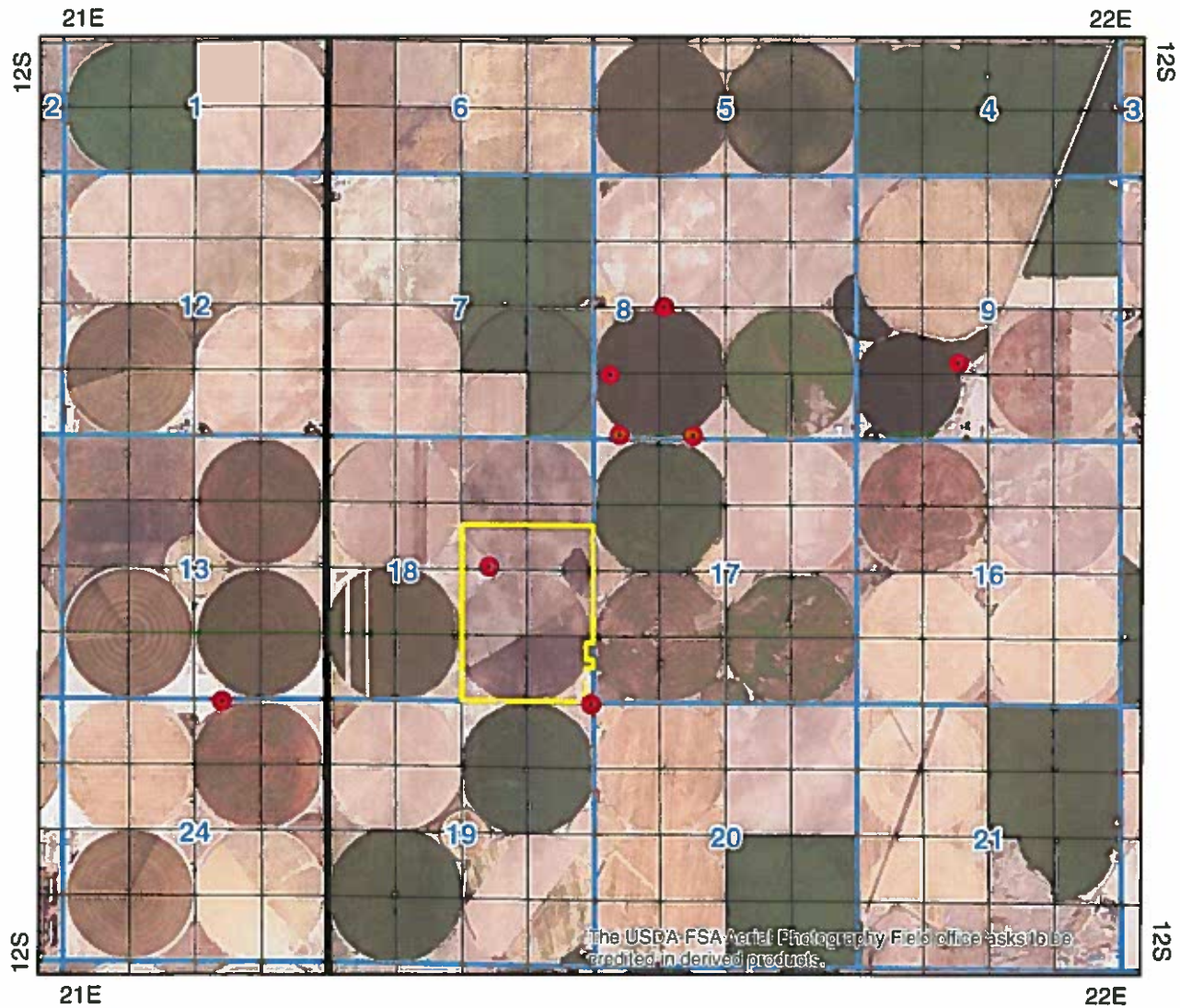
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.425 0.85 1.7 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 80269
Rights: 45-2594A and 45-10365

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.425 0.85 1.7 Miles

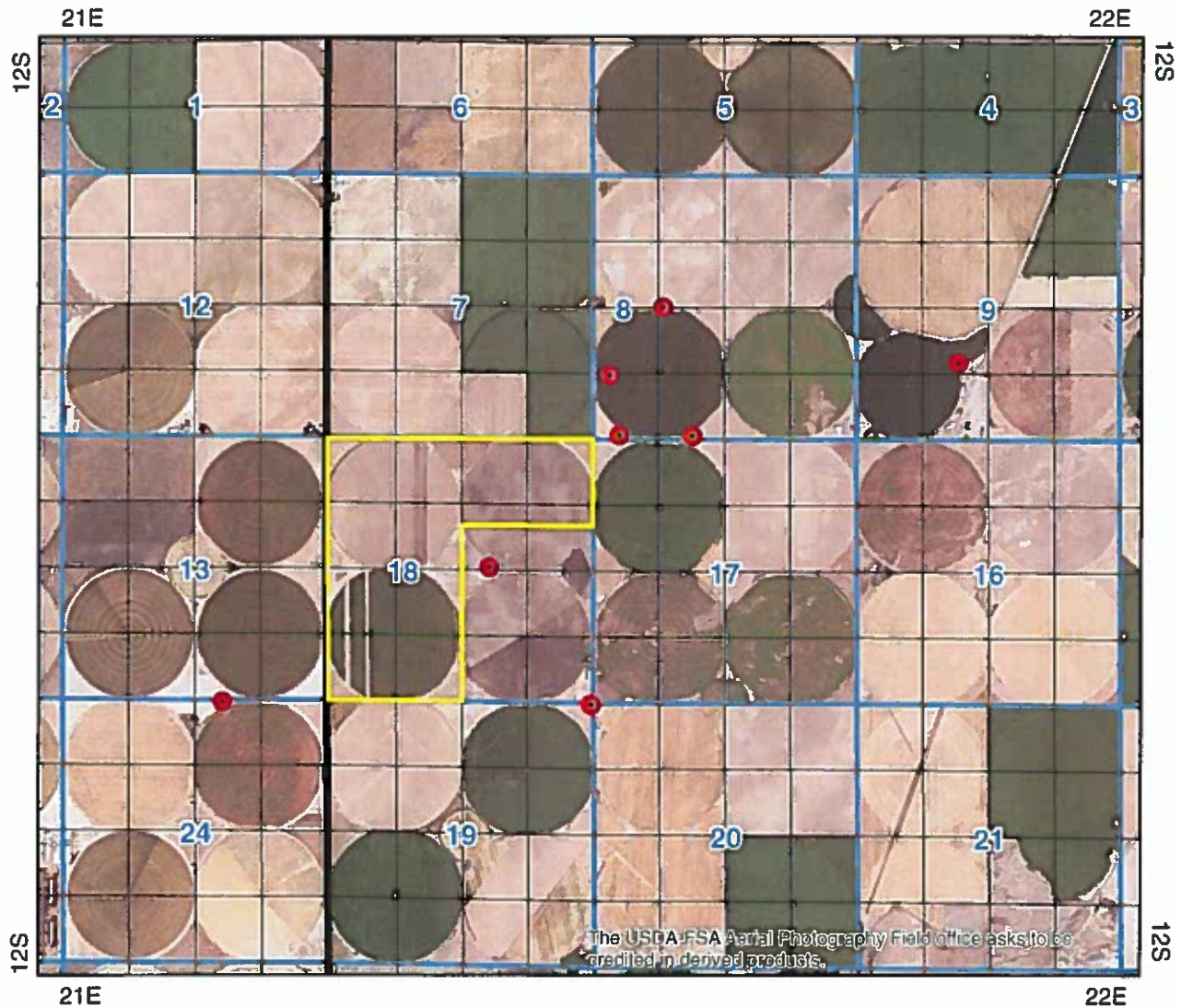


State of Idaho
Department of Water Resources

Attachment To Transfer No. 80269

Rights: 45-2411 and 45-2412

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.425 0.85 1.7 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 16, 2015

LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT ID 83221

Re: Transfer No: 80269

Water Right No(s): 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2594A,
45-2605, 45-4041, 45-7439A, 45-10365

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

A handwritten signature in black ink, appearing to read "Allen Merritt", with a stylized flourish at the end.

Allen Merritt
Southern Regional Manager

Enclosure

cc:

JOHN MARSHALL LAW PLLC
ATTN JOHN MARSHALL
575 W BANNOCK ST STE B
BOISE ID 83702

BRIAN HIGGS WATERMASTER
WATER DISTRICT # 140
355 W 500 S
BURLEY, ID 83318

CERTIFICATE OF SERVICE

I hereby certify that on September 16, 2015 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

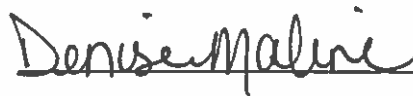
Re: Transfer No.: 80269

**Water Right No(s): 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2594A,
45-2605, 45-4041, 45-7439A, 45-10365**

**LAMBERT PRODUCE INC
PO BOX 793
BLACKFOOT ID 83221**

**JOHN MARSHALL LAW PLLC
ATTN JOHN MARSHALL
575 W BANNOCK ST STE B
BOISE ID 83702**

**BRIAN HIGGS WATERMASTER (*via e-mail*)
WATER DISTRICT # 140
355 W 500 S
BURLEY, ID 83318**

A handwritten signature in cursive script, reading "Denise Maline", written over a horizontal line.

**Denise Maline
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

~~* Proof of Publication *~*~*

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

RUBY AUFDERHEIDE, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

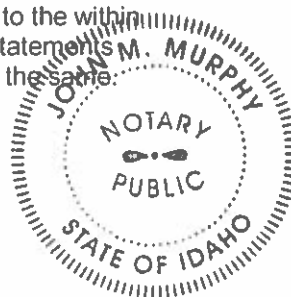
ORDER NUMBER 5470

Ruby Aufderheide
(Legals Clerk)

STATE OF IDAHO)
SS
COUNTY OF TWIN FALLS)

On this 14 day of August in the year of 2015 before me, a Notary Public, personally appeared before me Ruby Aufderheide known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

[Signature]
Notary Public FOR Idaho
Residing at Twin Falls, Idaho
My Commission expires: 2018



PUBLISHED ON: 08/06/2015, 08/13/2015

RECEIVED

AUG 19 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80269**

LAMBERT PRODUCE INC, PO BOX 793, BLACKFOOT, ID 83221; has filed Application No. 80269 for changes to the following water rights within CASSIA County(s): Right No(s). 45-10365, 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2594A, 45-2605, 45-4041, 45-7439A; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/r/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing an authorized point of diversion location to a new well to be drilled for 10 groundwater rights used to irrigate a farm located approximately 11.0 miles south and 6.25 miles west of the center of Burley. Seven existing wells and the new well to be drilled (all located on the farm) will be utilized to divert up to 20.1 cfs for the irrigation of 1484.8 acres on the farm. The application proposed limiting the diversion from the new well to no more than 10.0 cfs.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before August 24, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on August 6th & 13th, 2015

✓ OK DM 8/24/2015

TOTAL AD COST: 96.30

FILED ON: 8/14/2015