

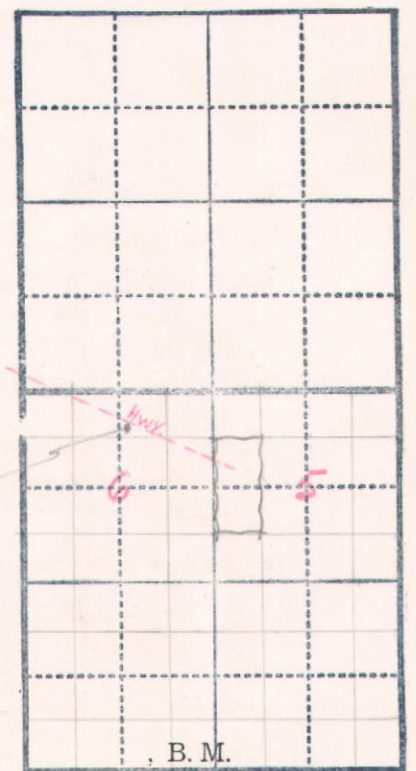
34-2384

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36965
Permit No. G- 28978
District No.

1. Name of Applicant: Ira C. Lambert
Postoffice address: Mackay County: Custer State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 1.6 or Idaho
Miners' inches 80 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW 1/4 of the NE 1/4 of Section 6
Twp. 6 N , Rge. 25 E , B.M., County of Custer
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Cased well, pump and motor
8. Estimated cost of works: \$ 7,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 80 inches of 1899
water of The Big Lost River
 - (a) 80 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.



Charles W. Burgess

A-164

2.0

26.9

49.6

18.8

23.7

A-165

23

13.4

19.5

23.7

10.7

10

14.8

11.1

4.5

9.1

8.0

14.0

5.4

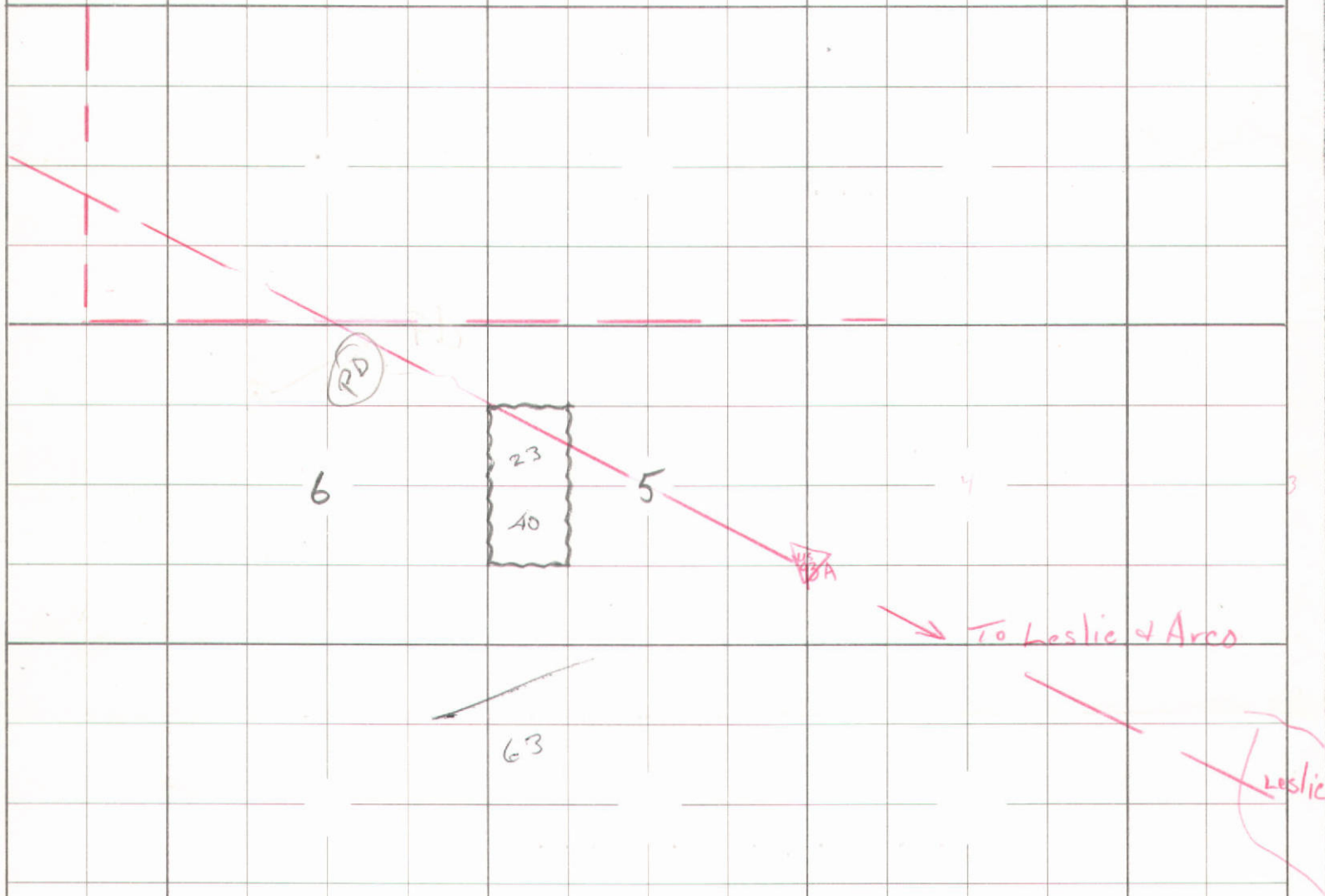
2.9

A-283

Rad. E.

5	4
8	9

Twp 6N Rge 25E



AREA - 63 ACRES

SUBD - 2

Q - ALLOW 1.26 c.f.s.

VOL - 189 AC-FT / SEASON

PRIORITY - 8-29-60

NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 2 P. M., on the 20th day of August 1965, at Mackay, County of Custer, State of Idaho before Victor L. Rainey, Notary Public, at Mackay, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28978, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ira C. Lambert, Mackay, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 6, Twp. 6N, Rge. 25 E. B.M., County of Custer.

5. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5. 80 acres. T. 6 N., R. 25 E.

6. The date of priority which said user is prepared to establish is August 29, 1960.

CARL E. TAPPAN,
State Reclamation Engineer
Pub. July 15, 22, 29 and Aug. 5

RECEIVED

OCT 28 1965

Department of Reclamation

Affidavit of Publication

STATE OF IDAHO

SS.

County of Custer

I, Ruth Hanawalt
the Publisher
of The MACKAY MINER, a
weekly newspaper of General Cir-
culation published weekly and en-
tered in the post office Mackay,
Idaho, continuously since Febru-
ary 6, 1906, do solemnly swear
that a copy of the notice, as per
clipping attached, was published
weekly in the regular and entire
issue of said newspaper and not in
any supplement thereof, for —

4 consecutive weeks,
commencing with the issue dated

July 15, 1965
and ending with the issue dated

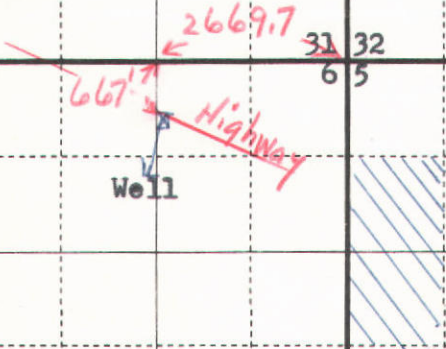
Aug 5, 1965
Ruth Hanawalt

Subscribed and sworn to before
me this 28th day of

September, 1965

V. L. Rainey
Notary Public.

Twp. 6N. Rgn. 25 EBM.



Permit Map No. *D* 28978
As Approved
GEO. N. CARTER
State Reclamation Engineer
SEP 1 1960

WATER LICENSE

Water License No. G-28978 Priority August 29, 1960 Amount 1.26 c.f.s.

THIS IS TO CERTIFY, that IRA C. LAMBERT
of Mackay, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated August 29, 1960; that Permit G-28978 was issued pursuant
to said application; that the proposed works were completed on or about September 1960,
with a storage/or carrying capacity of 1.35 c.f.s., said works consisting of
well, pump and motor; and that on August 20, 1965,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 189
acre feet per season, with a maximum rate of diversion of 1.26 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of Irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T. 6 N, R. 25 E, B.M., and
other additional points _____, in the County of
Custer; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 189 acre feet per year.

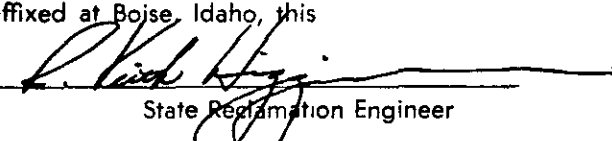
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>6 N</u>	<u>25 E</u>	<u>5</u>							<u>23</u>			<u>40</u>							<u>63</u>

Total number of acres irrigated 63

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of July, 1969.

State Reclamation Engineer

28978
34-2384

24-2384

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36965
Permit No. G- 28978
District No.

1. Name of Applicant: Ira C. Lambert

Postoffice address: Mackay

County: Custer

State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 1.6 or Idaho
Miners' inches 80 or gallons per minute
(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean

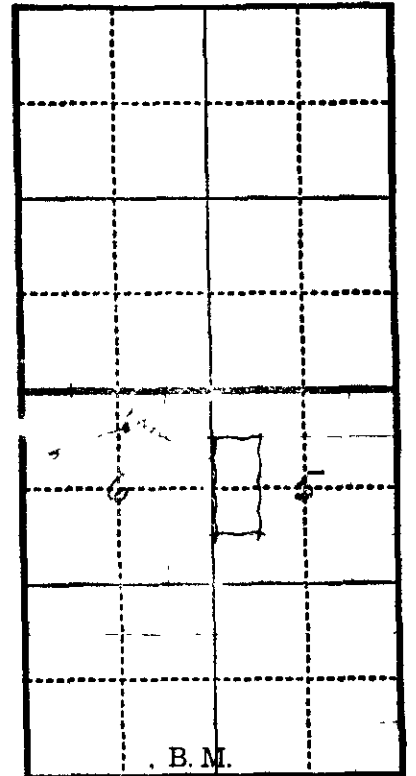
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 6
Twp. 6 N , Rge. 25 E , B.M., County of Custer

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.



7. Kind of works: Cased well, pump and motor

8. Estimated cost of works: \$ 7,000.00

9. (a) Is reservoir to be used?

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 80 inches of 1899
water of The Big Lost River

(a) 80 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 28978

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control

One-fifth of the work above specified to be completed on or before March 1, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before September 1, 1965

Witness my hand this 1st day of September, 1960

s/ GEO. N. CARTER

STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, _____ ROBERT E. SMYLIE _____, Governor of the State of Idaho,
and _____ ARNOLD WILLIAMS _____, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this _____ 1st _____
day of _____ September _____, 19 _____ 60 _____

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE

Governor

Secretary of State.

12.

Twp.	Range	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	
6 N	25 E	5		40	40		80
IN THE PROBATE COURT OF THE COUNTY OF CUSTER, STATE OF IDAHO IN THE MATTER OF THE STATE OF IRA CLAIR LAMBERT Letters of Administration and Oath G. Boyd Lambert, is hereby appointed administrator of the estate of Ira Clair Lambert, Deceased BY ORDER OF THE COURT Dated 15th of October, 1965 (See copy in file) LICENSE ISSUED FOR 1.26 SEC. FL. LICENSE PAGE NO. _____							

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3838APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**APPROVED**Name of applicant Gary L. Kimball Phone 588-3080
Post Office address PO Box 273 Mackay Id 83251

A. PURPOSE OF TRANSFER

1. ☒ [REDACTED] ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To reduce water loss in the ditch

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|-------------------|-----------------------|-------------------|----------------------------------|
| <u>34-02384</u> | <u>08/29/1960</u> | <u>1.260</u> | <u>Irrigation</u> | <u>April 1</u> to <u>Oct. 31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 1.26 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp.	Rge.	County	Local name for diversion
		<u>SW</u>	<u>NW</u>	<u>5</u>	<u>6N</u>	<u>25E</u>	<u>Custer</u>	

5 Lands irrigated or place of use:

Twp	Rge.	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	
<u>6N</u>	<u>25E</u>	<u>5</u>							<u>23</u>			<u>40</u>							<u>63</u>

MICROFILMED

AUG 01 1991

Total acres 63

PART 1

6 General Information.

a. Description of diversion system well, pump and sprinkler system
one of 1001b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes / No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

none; only the point of diversion is being moved.

d. Remarks:

by allowing the pt to be moved to the place of use a relift pump can be eliminated and more water will be available to irrigate with.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 34-2384And said application is hereby APPROVED, subject to the following limitations and conditions:1. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE
DATE OF THIS APPROVAL.2. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO
ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.3. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY
OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER ADJUDICATION.

SEE ATTACHED SHEET FOR ADDITIONAL CONDITIONS OF APPROVAL.

AUG 01 1991

Witness my hand this

22nd

day of

July, 19 91J. Glen Saxton

CHIEF, WATER ALLOCATION BUREAU

ATTACHMENT
CONDITIONS OF APPROVAL

Transfer of Water Right No. 34-02384

Transfer No. 3838

4. Any new well constructed or existing well deepened or reconstructed pursuant to this approval shall be cased with unperforated casing and sealed to a minimum depth of 150 feet or to the first confining layer, whichever is deeper. Both the owner and the well driller are charged with the responsibility of taking whatever steps might be necessary to prevent the shallow "perched" ground water from entering the well.
5. The permit holder shall notify the Department at least five (5) days prior to the start of well construction in order that the Department can observe the work.
6. Diversion and use of water from the well is subject to the control of the watermaster of Water District No. 34, the Big Lost River.
7. The Director retains jurisdiction of the construction of the well or reconstruction of an existing well to require mitigation or reconstruction of the well if prior water rights are injured as determined by the Director.

Dated this 22nd day of July, 1991.



L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED
AUG 01 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 34-02384 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other quit claim deed

3. Source of water Groundwater tributary to _____

4. Date or priority 08/29/1960

5. Water is used for the following purpose:

amount 1.26 for Irrigation purposes from April 1 to October 31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.26 cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	6	6N	25E	Custer	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6N	25E	<u>6</u> <u>5</u>							23				40						63

MICROFILMED
AUG 01 1991

Total acres 63

9. Describe any other water rights used for the same purpose as described above A34-10515 (34-00359 & 00489)

Storage 34-02384

- 10 To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2 Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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 acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2 Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

NOT RECORDED

AUG 01 1991

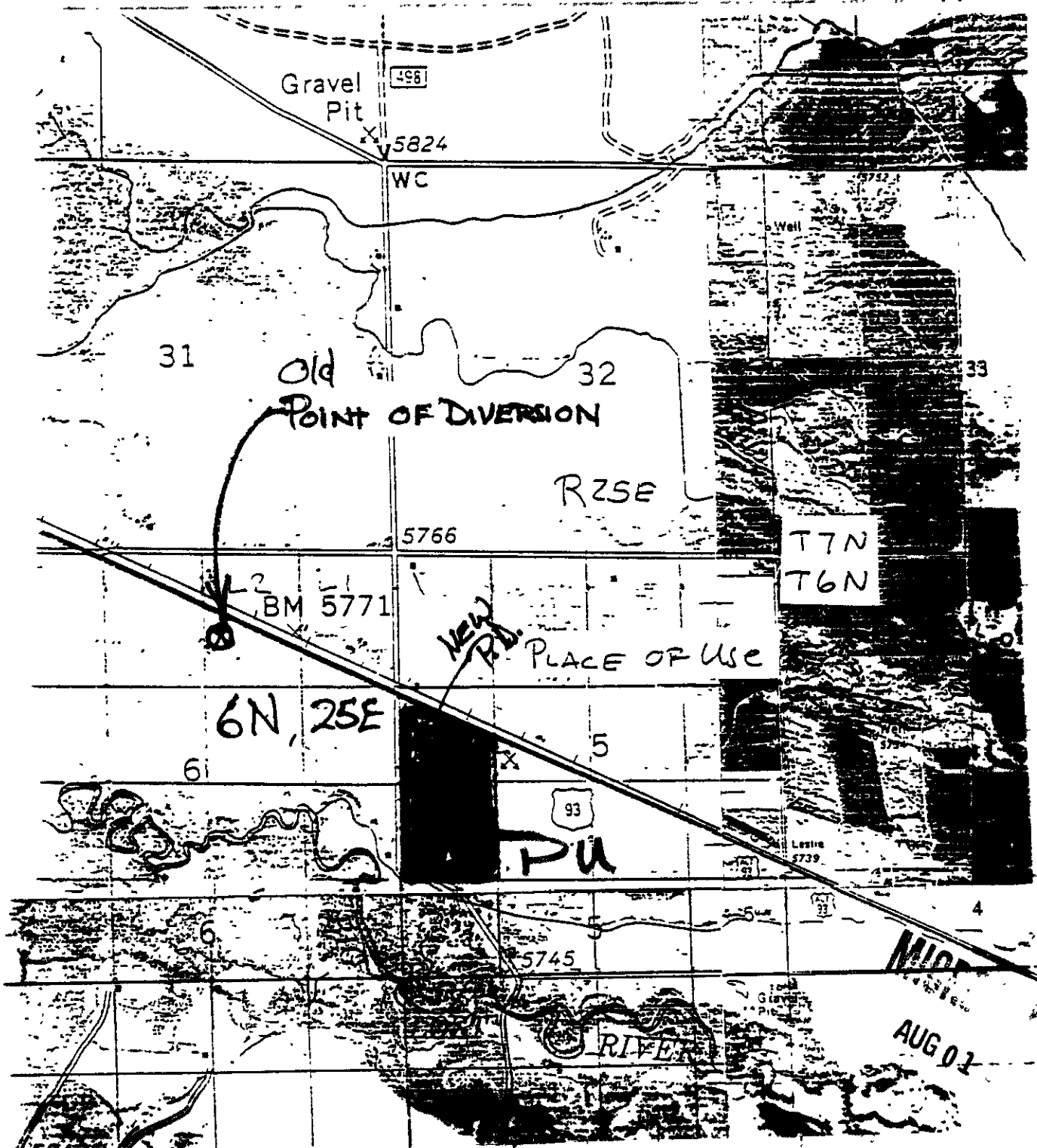
3. Lands irrigated or place of use:

Twp.	Rge.	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 acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Gary Kimball

(Signature of Applicant)

Subscribed and sworn to before me this 18th day of April, 1991.

[Signature]

(Notary Public)

My commission expires 9-14-94

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by DMD Date 18 April 1991 14:07 Protest filed by _____

Prelim check by _____ Fee 50.00

Receipted by DMD 50.00 Date 18 April 91/E015979

Published in Custer Publishing Co. Copies of protest forwarded by _____

Pub. dates 5-16-23-91 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by RDC

Copy of transfer sent to lien holder _____ 7-18

MICROFILMED

AUG 01 1991

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Margaret Parks, Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated May 16 1991 and ending with the issue dated May 23 1991

Margaret Parks

STATE OF IDAHO

COUNTY OF CUSTER

On this 23rd day of May in the year of 1991, before me, a Notary Public,

personally appeared Margaret Parks known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Evelyn M. Beck
Notary Public for Idaho
Residing at Challis
My commission expires: 3-21-92

RECEIVED

MAY 28 1991

Department of Water Resources
Eastern District Office

**NOTICE OF PROPOSED CHANGE
OF A WATER RIGHT
NO. 34-02384**

Notice is hereby given that Gary L. Kimball has applied to the Department of Water Resources to change point of diversion of the waters of a groundwater source. The right sought to be changed as evidenced by a License and recorded as follows:

LICENSE NO. 34-02384
AMOUNT: 1.26 cfs
PRIORITY: 8-29-1960
POINT(S) OF DIVERSION:
NWNE, Sec 6, T 6N, R 25E, CUSTER COUNTY

The water is used from April 1 to October 31 to irrigate 63 acres within the SWNW, NWSW, Sec 5, T 6N, R 25E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the SWNW, Sec 5, T 6N, R 25E, B.M.

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before June 3, 1991.

Witnessed by R. Keith Higginson
Director
Pub: May 16 & 23, 1991.

MICROFILMED
AUG 01 1991

(Optional)

Recorded ☐
 Microfilmed ☐
 Indexed ☐

To Treasurer ☐
☐

QUITCLAIM DEED

THIS INDENTURE, Made this _____ day of May
 in the year of our Lord one thousand nine hundred and eighty-nine between

FERN L. YANCEY, the part y of the first part, and GARY L. KIMBALL and
 LINDA L. KIMBALL Husband and Wife
 of Mackay County of Custer

State of Idaho, the part ies of the second part.

WITNESSETH That the said part Y of the first part, for and in consideration of the sum of
 ONE and NO/-----DOLLARS,
 lawful money of the United States of America, to her in hand paid by the said part ies of
 the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release
 and forever QUITCLAIM, unto the said part ies of the second part, and to their heirs and
 assigns all of that certain lot, piece or parcel of land, situate, lying and being in
 County of Custer, State of Idaho, bounded and particularly
 described as follows, to-wit:

Location: A fraction of Lot 2, Section 6, Twp. 6 N., R. 25
 E.B.N. used for a well site which is describes as
 follows: Commencing at a point common to Sections 31 and 32 in
 Twp. 7 N., and Sections 5 and 6 in Twp. 6 N., all in R 25 E.B.M.;
 thence West along the Section line common to Sections 31, Twp. 7
 N., and Section 6, Twp. 6 N., R. 25 E.B.M. to the quarter corner
 common to both said Sections; thence South along the Quarter
 Section line of said Section 6, a distance of 667 feet, more
 or less, to the South boundary of the highway right of way and
 the point of beginning of this description; THENCE continuing
 South along said Section line a distance of 114 feet, more or
 less, thence East a distance of 100 feet, more or less; thence
 North a distance of 71 feet, more less, to the South boundary
 line of said highway right of way; thence North 66°08' West
 a distance of 109 feet, more or less, to the point of beginning
 of this description.

Together with State of Idaho Water License issued in connection with
 such well.

MICROFILMED
AUG 1981

Location of above described property _____

House No. _____

Street _____

MAIL DEED TO:

Mr. and Mrs. Gary L. Kimball
 P.O. Box 273
 Mackay, ID 83251

MAIL TAX NOTICE TO:

Name Mr. and Mrs. Gary L. Kimball
 Address P.O. Box 273
 City & State Mackay, Id

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Fern L. Yancey [Seal]
FERN L. YANCEY [Seal]
[Seal]
[Seal]

STATE OF IDAHO
County of *Butte* ss.
On this *16* day of *May* in the year 1989, before me
a Notary Public
in and for said State, personally appeared FERN L. YANCEY

known to me to be the person whose name subscribed to the within instrument, and acknowledged to me that She executed the same.

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

NOT RECORDED
Lynn Wartchow
Notary Public for the State of Idaho.
Residing at *Arco*, Idaho.
Commission Expires - 4-28-92
AUG 01 1991

No. _____

QUITCLAIM DEED

TO _____

Dated _____, 19____

STATE OF IDAHO, ss.

County of _____

I hereby certify that this instrument was filed for record at request of _____

at _____ minutes past _____ day of _____ M., this _____, A.D. 19____

in my office, and duly recorded in Book _____ at page _____

By _____ Ex-Officio Recorder.

Fees, \$ _____ Deputy.

Mail to _____

SYMS-YORK COMPANY, MOBILE

RECEIVED
JUL 17 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES Department of Water Resources

PROOF OF COMPLETED TRANSFER

The Idaho Department of Water Resources will consider this form as a statement regarding completion of the authorized water right(s) transfer.

1. Water Right No(s). 34-02384

Transfer No. 3838

2. Name of Water Right Holder(s): Gary Kimball

Address: P.O. Box 273 Mackay Idaho 83251

3. Water right transfer authorized by Department is:
(check appropriate space or provide description)

Complete ☒

Not Complete ☐

Partially Complete (describe work completed) _____

4. If the transfer has not yet been completed or is only partially complete, please provide a statement why the authorized change(s) have not been accomplished and the date which you expect the changes to be complete: _____

5. I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in Department action rescinding the approved water right(s) transfer.

Gary Kimball
Signature

(& title if on behalf of a company or organization)

7-14-92
Date

MICROFILMED
JUL 23 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 9, 1992

Gary L. Kimball
Box 273
Mackay, ID 83251

RE: Approved Transfer No. 3838/Water Right No(s). 34-02384

Dear Water Right Holder:

On July 22, 1991, the Department approved an application for transfer of the above referenced water right(s). A copy of the transfer as approved has been enclosed for your reference. One of the conditions of approval of this transfer was that the authorized change(s) be accomplished within one year of the date of approval.

Please complete and return the enclosed form to confirm that the transfer has been accomplished. If the approved transfer has not been completed or is only partially complete, please provide an explanation why the changes have not been made and give an expected date for completion. The form must be returned to this office within 15 days of the date of this letter. If you wish to return the form by FAX, the number is (208)327-7866.

Please contact me if you have questions concerning this matter.

Sincerely,

SHARLA CURTIS
Sr. Water Resource Agent

Enclosure

RECEIVED
JUL 23 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 23, 1991

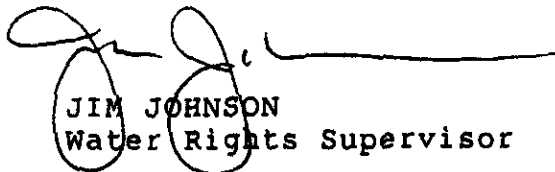
RE: Transfer of Water Right No. 34-02384

Gary L. Kimball
P.O. Box 273
Mackay, ID 83251

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 3838). Be sure to note any conditions of approval as listed on the second page.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED

AUG 01 1991

Para -
Plz add these cond to the trans approval.

SPECIFIC CONDITIONS OF APPROVAL FOR DRILLING PERMIT NUMBER

1. Any new well constructed or existing well deepened or reconstructed pursuant to this approval shall be cased with unperforated casing and sealed to a minimum depth of 150 feet or to the first confining layer, whichever is deeper. Both the owner and the well driller are charged with the responsibility of taking whatever steps might be necessary to prevent the shallow "perched" ground water from entering the well.

2. The permit holder shall notify the department at least five (5) days prior to the start of well construction in order that the department can observe the work.

3. Diversion and use of water from the well is subject to the control of the watermaster of Water District No. 34, the Big Lost River.

4. The Director retains jurisdiction of the constuction of the well or reconstruction of an existing well to require mitigation or reconstruction of the well if prior water rights are injured as determined by the Director.

Note
- most trans approvals in Basin 34 should have conditions similar to these.

VJf

7-22

RECEIVED

AUG 01 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: July 18, 1991

RE: TRANSFER 3838/LICENSE NO. 34-2384

=====

This transfer seeks to change the point of diversion only to the above licensed right. Approval of the transfer is recommended with the conditions below:

- 1) <<T07>> The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 2) <<T08>> Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- 3) <<T09>> Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

RECORDED

AUG 01 1991

4-30-91
5-7-91 HWT

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET**

INITIAL REVIEW BY: HWT

1. Right number 34-02384 Applicant Gary L. Kimball
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) NA
 - j. ☒ Is use within a Watermaster District? Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No DOP 6-3-91
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By [Signature] Date 7/1/91
7-18-91

13-May-1991

GARY L KIMBALL
PO BOX 273
MACKAY ID 83251

RE: Application No. 34-02384

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Custer Publishing Co. on May 16 & 23, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED
AUG 01 1991

10-May-1991

CUSTER PUBLISHING CO
PO BOX 405
CHALLIS ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before June 3, 1991.

Yours truly,

Rita Bodell
Secretary/Office Coordinator

Encl.

RECEIVED
FILMED

AUG 01 1991

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 34-02384

Notice is hereby given that Gary L. Kimball has applied to the Department of Water Resources to change point of diversion of the waters of a groundwater source. The right sought to be changed is evidenced by a License and recorded as follows:
LICENSE NO. 34-02384 AMOUNT: 1.26 cfs

PRIORITY: 8-29-1960

POINT(S) OF DIVERSION: NWNE, Sec 6, T 6N, R 25E, CUSTER COUNTY

The water is used from April 1 to October 31 to irrigate 63 acres within the SWNW, NWSW, Sec 5, T 6N, R 25E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the SWNW, Sec 5, T 6N, R 25E, B.M.

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before June 3, 1991.

R. Keith Higginson
Director

Published in the Custer Publishing Co. on May 16 & 23, 1991.

MICROFILMED

AUG 01 1991

July 2, 1969

Re: Permit No. G-28978

Leona C. Lambert
Mackay,
Idaho 83251

Dear Mrs. Lambert:

Enclosed you will find a Water License issued on the above numbered permit. We issued the license in your deceased husband's name because that is the name on our records. We would have to have a copy of the court decree of probate in order to change the name on our records.

A water license is appurtenant to the land for which it is issued and passes with the conveyance of that land. Therefore, it is not necessary for the license to be issued in your name, as long as, you own the land the license is issued on.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh
Enclosures

34-2884
28978

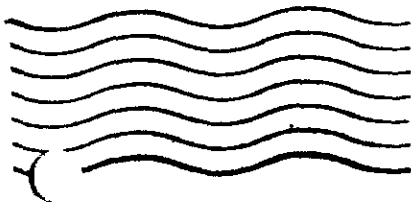
Leona C. Lambert
(okay, Idaho.)



Department of Reclamation

Statehouse-- Annex 2.

Idaho. 83707



28948
34-2394

Mackay, Idaho June 30 - 1969

Dear Sirs:

I am enclosing a check for this bill that was sent to me. I am
Ira C. Lamberts wife. He is dead so if there are any papers to
make out please make them out in my name. It has all been probated.

Thank You.

Leona C. Lambert

Mackay, Idaho. 83251

RECEIVED

JUL 1 1969

Department of Reclamation

34-9324
28978

72

June 26, 1967

Re: Permit No. G-28978

Ira C. Lambert
Mackay,
Idaho 83251

A representative of this department has made an examination of the works covered by your Permit G-28978 and has found the following:

Quantity of water diverted: 1.35 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.26 c.f.s.

The maximum quantity diverted shall not exceed 139 acre feet per season.

Purpose of use: Irrigation of 63 acres in SW 1/4, NW 1/4, Sec. 5, T. 6N, R. 25E.

The priority date established is: August 29, 1960

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR/mh

28978
34-2324

June 26, 1967

Re: Permit No. G-28978

Ira C. Lambert
Mackay,
Idaho 83251

A representative of this department has made an examination of the works covered by your Permit _____ and has found the following:

1.35 c.f.s.

Quantity of water diverted: _____

Amount of water that can be recognized as beneficially used under Idaho Law: _____

The maximum quantity diverted shall not exceed _____ 139 acre feet per season.

Irrigation of 63 acres in SW-1/4, NW-1/4, Sec. 5,
T4N, R12E, S24E: _____

August 29, 1960

The priority date established is: _____

9.00

A fee totaling \$ _____ must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR/mh

28978
34-2384

DON SAMUELSON
GOVERNOR



R KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

June 26, 1969

Department of Reclamation

Re: Permit No. G-28978

Ira C. Lambert
Mackay,
Idaho 83251

A representative of this department has made an examination of the works covered by your Permit G-28978 and has found the following:

Quantity of water diverted: 1.35 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.26 c.f.s.

The maximum quantity diverted shall not exceed 189 acre feet per season.

Purpose of use: Irrigation of 63 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 6N., R. 25E.

The priority date established is: August 29, 1960

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

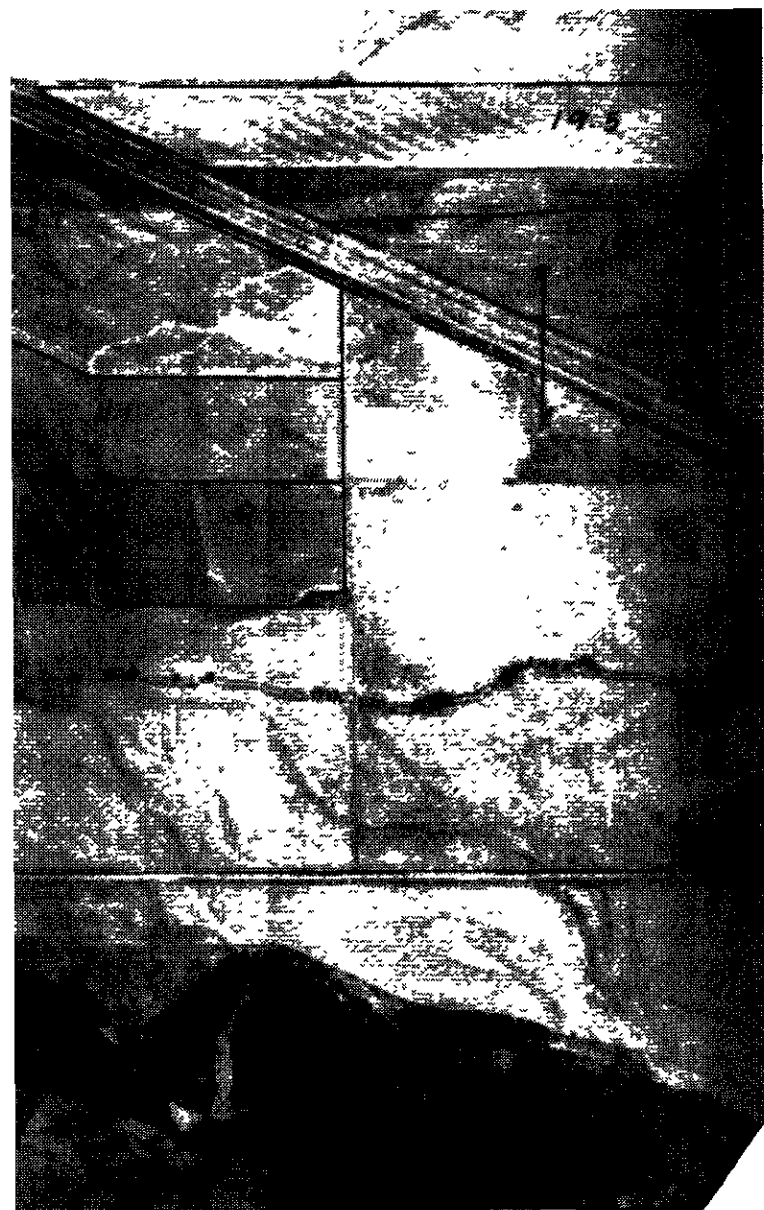
Very truly yours,

A handwritten signature in cursive script, reading "Dean R. Reynolds".

Dean R. Reynolds
Field Examiner

DRR/mh

28978
34.2324



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-28978

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Ira C. Lambert (Deceased) C. Boyd Lambert Administrator

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW 1/4 of Section 6
T. 6 N R. 25 E.B.M. County of Custer

4. Describe works as they exist, giving dimensions and capacities of same:

to #p U.S. ELEC MOTOR #12,593
Johnson V.T.P. #10 m.s.
12" DISCHARGE

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW 1/4, NW 1/4 Sec. 5., Twp. 6 N., Rge. 25 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

11" POWER PIPE USED, 200 cubic ft in 135 sec.
Q = 1.35 cfs.

IRRIGATION REQUIREMENT = 3.0 AC-FT / AC-FT / SEASON

This examination was made on the

JULY

(Signed)

Don Reynolds
Examiner.

1968

34-2384

28978

plat
mfl

ON 7-10-65
588 2592
G. Boyd Lambert, Administrator
Ira G. Lambert, Estate 30'x30" csd
Machray, Idaho
Permit No. 9-38978

Examination for Completion of Works & Beneficial Use

County Guster
Quantity: 1.6 cfs.
Source: Subterranean

P.D.: NW NE Sec. 6 TWP. 6N RGE. 25E
Use: Irrigation
Extension:
Pretest:
Completion of Works:
Other Rights: 80 inches of 1899 Big
Lost River
Filed: August 29, 1960
Due: September 1, 1965

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Mar: Aug. 20, 1965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-28978

REPORT ON PROOF OF Completion of Works & Beneficial Use

34-2384
28978

Twp 6N Rge 25E

PD

6

23

40

5

WBA

To Leslie & Arco

63

Leslie

AREA - 63 ACRES

SUBD - 2

Q - ALLOW 1.26 c.f.s.

VOL - 180 AC-FT / SEASON

PRIORITY - 8-29-60

October 29, 1965

Re: Permit No. 0-28978
Ira C. Lambert Estate

C. Boyd Lambert, Administrator
Ira C. Lambert Estate
P. O. Box 301
Mackay, Idaho

Dear Mr. Lambert:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the , all submitted in proof of completion of works and beneficial use on Permit No.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

28978

RECEIVED

Affidavit of Publication

OCT 28 1965

STATE OF IDAHO

ss.

Department of Reclamation County of Custer

I, Ruth Hanswett

the Publisher
of The MACKAY MINER, a
weekly newspaper of General Cir-
culation published weekly and en-
tered in the post office Mackay,
Idaho, continuously since Febru-
ary 6, 1906, do solemnly swear
that a copy of the notice, as per
clipping attached, was published
weekly in the regular and entire
issue of said newspaper and not in
any supplement thereof, for —

4 consecutive weeks,
commencing with the issue dated

July 15, 1965
and ending with the issue dated

Aug 5, 1965

Ruth Hanswett

Subscribed and sworn to before
me this 28th day of

September, 1965

V. L. Rainey

Notary Public.

28978

OCT 28 1965

Department of Reclamation

IN THE PROBATE COURT OF THE COUNTY OF CUSTER, STATE OF IDAHO

In the matter of the estate of)

Ira Clair Lambert,

Deceased.

LETTERS OF ADMINISTRATION

AND OATH

C. Boyd Lambert, is hereby appointed administrator of the estate of Ira Clair Lambert, deceased.

BY _____ JUDGE:

Witness: Jessil Sharp, Judge of the Probate Court of the County of Custer, and the seal of the Court affixed on the 15th day of Oct., 1965.

(SEAL)

J. Jessil Sharp
PROBATE JUDGE

STATE OF IDAHO)
County of Custer) ss.

I do solemnly swear, that I will support the Constitution of the United States and the Constitution and Laws of the State of Idaho; that I will faithfully discharge all the duties of the office of administrator of the estate of Ira Clair Lambert, deceased, according to law and to the best of my ability. So help me, God.

C. Boyd Lambert
C. Boyd Lambert

Subscribed and sworn to before me this 15th day of Oct., 1965.

(seal)

J. Jessil Sharp
Probate Judge

STATE OF IDAHO)
COUNTY OF CUSTER) ss

I hereby certify that the foregoing is a full, true and correct copy of the original on file in this office.

Dated October 26, 1965
J. Jessil Sharp
Ex-Officio Clerk

28978

RT

Maxey Idaho

Oct 28 - 1965

State Reclamation Dept

Boise Idaho

RECEIVED

OCT 28 1965

Dear Sirs:

Department of Reclamation

Enclosed please find affidavit
of publication and Court
appointment of myself as administrator.

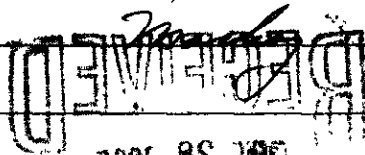
as you will note I signed
proof papers on Aug 20, 1965 -
~~and~~ My lawyer advised me
that this would probably be
acceptable under the circumstances.
Please advise me of any other
items necessary in the
completion of these.

over

28978

Very truly yours,

C. B. Lambard, Jr.
Adm. to the Estate of Geo C Lambard
Box 301



Atlanta

28978

RECEIVED JUL 28 1900

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver ONLY to addressee

☐ Show address where delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Dr. C. G. Lambert

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Samuel Lambert

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

10-23-65

Samuel Lambert

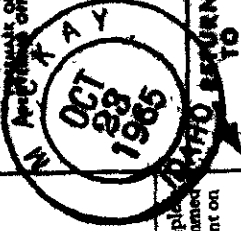
CS-16-71548-4-7 GPO

28978

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE OR AVOID
PAYMENT OF POSTAGE, ETC.

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES



INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN REQUEST REQUESTED.

REGISTERED NO.	NAME OF SENDER	
	Department of Reclamation	
CERTIFIED NO.	STREET AND NO. OR P. O. BOX	
19828	Room 107 Statehouse	
INSURED NO.	CITY, STATE, AND ZIP CODE	
	Boise, Idaho 83701	

828978

28978

10/1/63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-28978 October 21, 1963

To Ira C. Lambert
Mercury, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 28978 to appropriate the Public Waters of the State of Idaho, have not been complied with as to Completion of Works and Beneficial Use thereof which were due September 1, 1963

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G-28978 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 28978 claims the use of 1.6 cubic feet per second of the Subterranean Waters of a well with point of diversion located: Section 6, Twp. 6 N., Rgp. 23 E., S. 1 N., Center County and was approved September 1, 1960.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office, at Boise, Idaho, the 21st day of October, 1963.

GARE E. TAPPAN
State Reclamation Engineer

28978

Sept. 14, 1965

Re: Permit No. G-28978
Ira C. Lambert

C. Boyd Lambert
Box 301
Mackay, Idaho

Dear Mr. Lambert:

We received the depositions of you acting as administrator for holder and two witnesses of works and use of water under above noted permit.

You can obtain the Affidavit of Publication from the Mackay Miner, who published the legal notice.

We must have a copy of the Probate Court naming you as administrator.

Kindly obtain the missing documents and file in this office.

Very truly yours,

RAEPPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

28978

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. G 28978

RECEIVED
SEP 14 1965
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

C. Boyd Lambert - Box 301 - Mackay, Idaho - Well Driller

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

* am acting as administrator to the estate of Mrs. C. Lambert, deceased.

Ques. 3. State number, approval date of permit, and date of priority: G 28978

approved Sept. 1, 1960 Sept. 1, 1960 Aug. 29-1960

Ques. 4. State source of water supply: subterranean

Give location of point of diversion, showing subdivision, section, township and range

NW 1/4 NE 1/4, sec 6 Twp 6 N R 25 E

Ques. 5. Describe your works of diversion: Cased well, pump, &

elevator motor; state amount of water they are capable of con-

veying from point of diversion to place of use: 260 inches; Give name of canal or ditch

or other works by which water is conducted to such place of use: Vaught & Harris ditch

; if a well, state depth of well 130'; depth and size of

casing 130' - 20"; depth to water 5 1/2'; if pump is used,

state discharge of pump: 2340 g.p.m. (260 mch); tell how it was measured or determined

triangulation method; if sprinkler irrigation, give number and size

of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: irrigation

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

SW 1/4 NW 1/4 - 40 acres sec. 5 - 6 N - R 25 E
NW 1/4 SW 1/4 - 40 acres " " "

N 1-

28978

State nature of all improvements which have been made as a direct result of said use:

ample water for short surface water years

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: C. Boyd Lambert - Box 301 Mackay Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Administrator to estate of Mrs C Lambert

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Sept of 1960 - Time used since first use:

5 yrs. - 260 inches

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

20 inches of 1899 decree - Big Lost River
3789 inches of storage water based on Mackay
reservoir being full

(sign) C. Boyd Lambert
Administrator

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Mackay, County of Custer

State of Idaho, on this 20th day of August, A. D. 1965.

V. J. Rainey

My commission expires: 7-13-67

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
SEP 14 1965
Department of Reclamation

Permit No. 228978 ✓

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Arthur Adams 50 Mackay Farmer Mackay
Idaho P.O.

Ques. 2 Are you acquainted with Ira C Lambert, the holder of
Permit No. 228978 How long have you known him and where does he reside?

Forty years Idaho

Ques. 3. Have you read or heard said Permit No. 228978 read, and are you familiar
with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range

N. 1/4 NE 1/4 Sec 6 T. 14 N. R. 25 E

Describe works for conveying water to place of use: Cased well and
diversion

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 5 How much water have you seen being so
conveyed? 5

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

SW 1/4 NW 1/4 40 acres Sec 5-6 N-19 25 E
NW 1/4 SW 1/4 - 40 acres 11 11 11

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Supplementary use

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? Sept 1960

Other times you have seen such use: 5 years since

(Signed):

Lester Adams

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Mackay

 , County of Custer, State of Idaho, on this 20th day of August, A. D. 1965

V. L. Rarney

Notary Public for the State of Idaho

Residing Mackay, Idaho

My commission expires 7-13-67

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. G28978

RECEIVED
SEP 14 1965
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Orvil Adams .45 . Mackay . Farming
Mackay Idaho

Ques. 2 Are you acquainted with Ira C. Lambert, the holder of
Permit No. G28978? ☒ How long have you known him and where does he reside?

40 years . Deceased

Ques. 3. Have you read or heard said Permit No. G28978 read, and are you familiar
with its provisions and conditions: Yes ☒ No. ☐

Ques. 4. State source of water supply: Subterranean ☒

Give location of place of diversion, showing subdivision, section, township and range

NW 1/4 NE 1/4 Sec 6 Twp 6N R25E

Describe works for conveying water to place of use: Cast Well Pump
and Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 5 How much water have you seen being so
conveyed? 5

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

SW 1/4 NW 1/4 - 40 acres Sec 5 - 6N - R25E
NW 1/4 SW 1/4 - 40 acres " " "

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Supplementary use

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? no ✓

Ques. 10. When did you first see this water used? Sept. 1960

Other times you have seen such use: 5 years since

(Signed):

Orvil Adams

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Markay

Markay, County of Custer, State of Idaho, on

this 20th day of August, A. D. 1965. ✓

V. J. Rainey

Notary Public for the State of Idaho

Residing Markay, Idaho

My commission expires 7-13-67

SEP 14 1965

Department of Reclamation

Sept 13, 1965

Dear sir,

Enclosed please find
enclosed copies of proofs of
completion of well permit
G-28978.

I have not found
or received the affidavit of
publication. Please advise me
on this matter.

Yours Truly
C. Boyd Lambert
Box 301
Machoy Idaho

Administrator to the estate
of Mrs. C. Lambert

28978

July 19, 1965

Re: Permit No. G-28978
Ira G. Lashert

Mackay Miner
Mackay, Idaho

Gentlemen:

We received the copy of the Notice of Publication
on the above numbered permit, and find the following correction:

Paragraph 4, line 2 should read NW $\frac{1}{4}$ of the NE $\frac{1}{4}$,
Section 6, instead of NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, as shown.

Please correct this error for the next issue
and send us a tear sheet for our files.

Thank you.

Very truly yours,

CAHL E. TAPPAN
State Reclamation Engineer

By:

H. PERRY
Office Manager

HP:ew

28978

July 21, 1960

Re: Application for Permit

Ira C. Lambert
Mackay, Idaho

Dear Mr. Lambert:

Returned herewith is your application for permit with attached check for \$6.25 you submitted to this office with two blank sketch maps.

The quantity of water claimed is 300, is that miners inches? The land list shows 80 acres. The permit cannot be approved for over one miner inch per acre of land.

Kindly show on the two blank maps, the location of the land to be irrigated and the location of the pump showing section number, township and range. Also show the additional land to be irrigated or decrease the amount of water claimed.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Balle
Chief Clerk

RT:EPF:cw

Encl. application and check
sketch maps

28978
RT

July 9, 1965

Re: Permit No. **G-28978**

Mr. Ira C. Lambert,
Mackay, Idaho.

Dear Mr. Lambert:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. **G-28978**. The proofs are to be made at **2:00** o'clock **P.M.**, on the **20th** day of **August**, 19**65**, before **Victor L. Rainey, Mackay, Idaho** Notary Public.

As of this date, we have mailed the Notice to the **Mackay Miner** **Mackay, Idaho**, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

28978

Re: Permit No. **G-28978**
Ira C. Lambert

Date: **July 9, 1965**

**Mackay Miner,
Mackay, Idaho.**

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to **August 20, 1965**
the date set for proof; the expense of the publication is to be paid
by the applicant **Ira C. Lambert**
of **Mackay, Idaho** to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this
office with a copy or tear sheet of the first publication. **

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking
purposes and errors appear in subsequent issues, it is possible
that re-publication of corrected copy will be at your own expense

28978

RECEIVED
JUL 9 1965

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE Department of Reclamation

Notice is hereby given that at 2 P M., on the 20 day of Aug.
1965, at Mackay, County of Custer, State of Idaho
before Victor L. Reiney, Notary Public, at (address) Mackay,
proof will be submitted of the completion
of works for the diversion of 1.6 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-28978 heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Ara C Lambert, MACKAY, IDAHO

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation,
purposes and the amount applied to beneficial use is
1.6 cubic feet per second.

4. The point of diversion of said water is N.W. 1/4 of the N.E. 1/4 Section 6,
T4N R6E, 25E BM. County of Custer

5. The place where said water is used is SW 1/4 NW 1/4 SEC 5 and the
NW 1/4 SW 1/4 SEC 5. 80 acres, T4N, R25E

6. The date of priority which said user is prepared to establish is Aug 29, 1960
Sept 1, 1960

CARL E. TAPPAN

State Reclamation Engineer

28978

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RECEIVED
JUL 8 1965

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 8th 1965
(P. O.) Mackay Idaho.

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Mackay Miner of
Mackay Idaho. Published in
the county in which the works are situated.

Don C. Lambert

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer)

I hereby certify that the facts set forth in the attached
notice are true.

Engineer

28978

S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

Boise, Idaho

Re: Permit No. G - 28978

July 1, 1965

Ira C. Lambert
Mackay, Idaho

Dear Mr. Lambert:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G-28978 are due not later than **September 1, 1965.**

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

STATE RECLAMATION ENGINEER

Enc.

cc:

28978

September 16, 1960

Re: Permit No. G-28978

Mr. Ira C. Lambert,
Mosby, Idaho.

Dear Mr. Lambert:

We enclose Permit No. G-28978 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5177 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

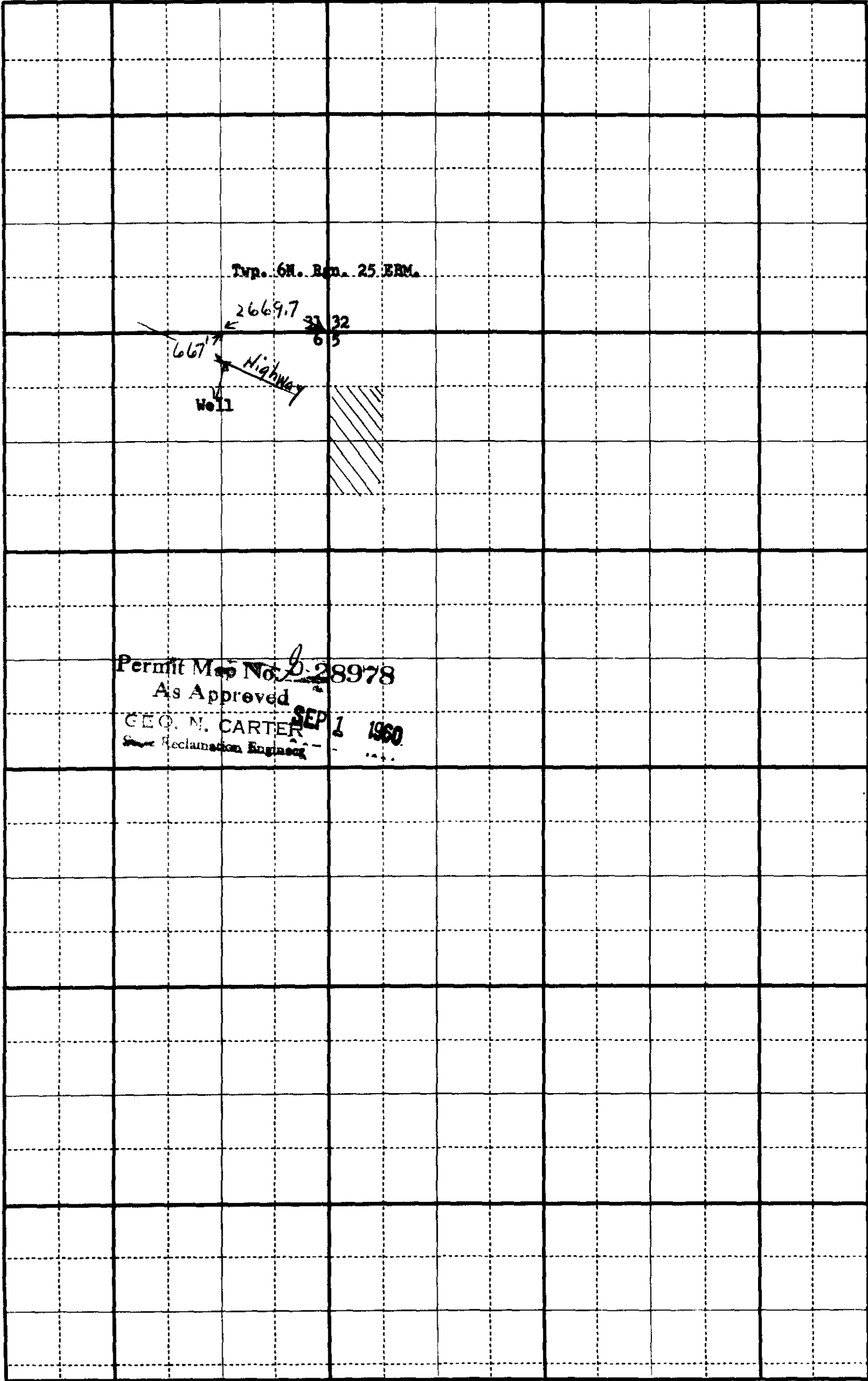
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

28978



**NOTICE OF PROOF
COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 2 P. M., on the 20th day of August 1965, at Mackay, County of Custer, State of Idaho before Victor L. Rainey, Notary Public, at Mackay, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28978, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name, and residence address of the person or corporation holding said permit is Ira C. Lambert, Mackay, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 6, Twp. 6N, Rge. 25 E. B.M., County of Custer.

5. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5. 80 acres. T. 6 N., R. 25 E.

6 The date of priority which said user is prepared to establish is August 29, 1960. 28978

CARL E. TAPPAN,
State Reclamation Engineer
Pub. July 15, 22, 29 and Aug. 5

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

and

**APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 2 P M., on the 20th day of August 1965, at Mackay, County of Custer, State of Idaho before Victor L. Rainey, Notary Public, at Mackay, proof will be submitted of the completion of works for the diversion of 16 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28978, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ira C. Lambert, Mackay, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ Section 6, Twp. 6N, Rge. 25 E. B.M., County of Custer.

5. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5. 80 acres. T. 6 N., R. 25 E.

6. The date of priority which said user is prepared