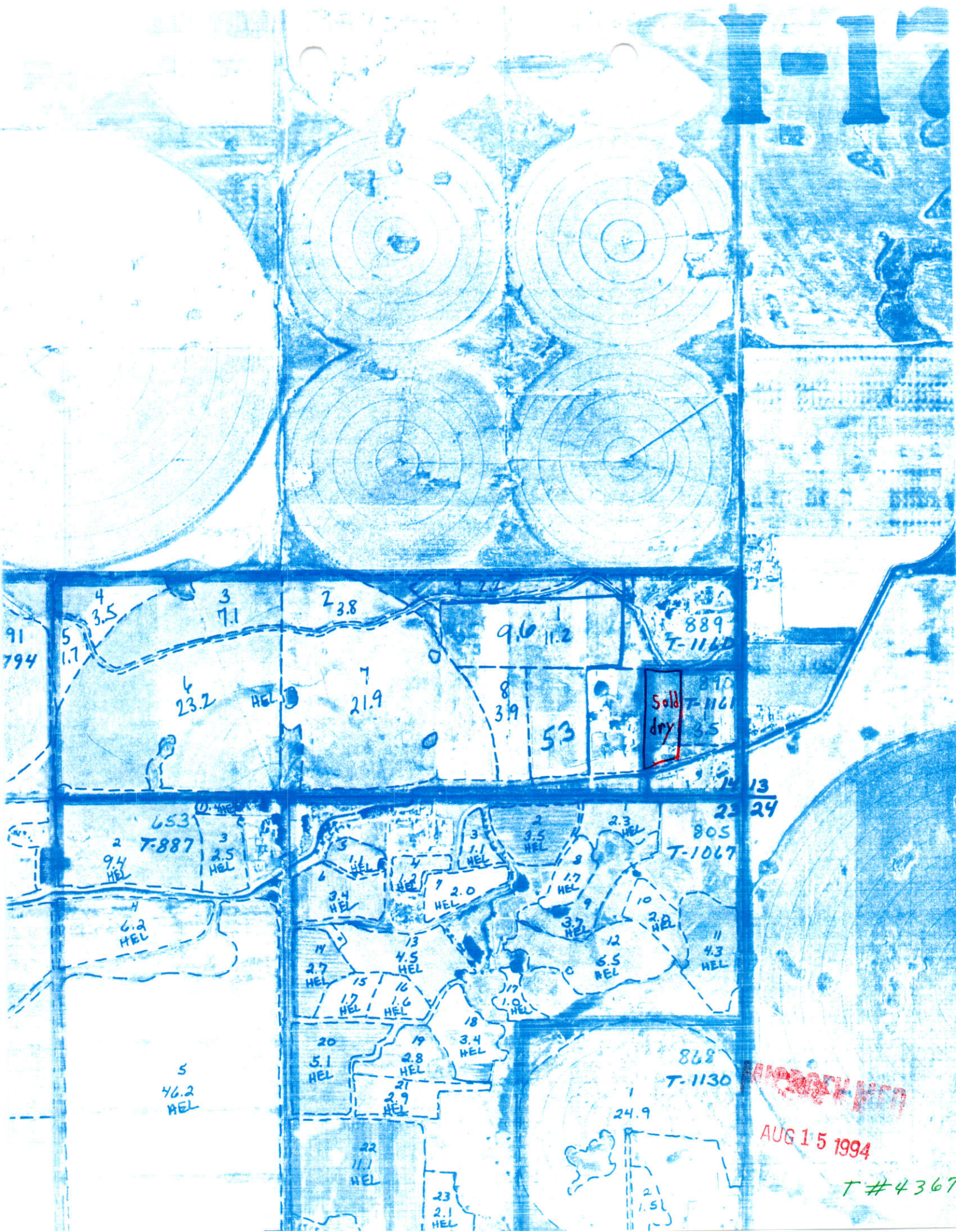


I-17



Sold dry

AUGUST 15 1994

AUG 15 1994

T #4367

Affidavit of Publication

No 26131

Notice is hereby given that CLIFF & OR VIRGINIA GAMBREL of Kimberly, ID have applied to the Department of Water Resources to change the Point of Diversion, Place of Use, and split the following described water right pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4367.

The purpose of this change is to move a purchased amount of water to different property.

WATER RIGHT AS
RECORDED:

Water Right No. 36-07879
Basis: License
Date of Priority: 11/19/1979
Source: groundwater
Amount & Use:
Irrigation (.18 cfs) from 4/1 to 10/31
Domestic (.02 cfs) from 01/01 to 12/31
Point of Diversion: SESE, S14, T08S, R14E; Gooding County.
Place of Use: Nine (9) acres within SESE, S14, T08S, R14E; Gooding County.

A claim has been filed in the Snake River Basin Adjudication.

WATER RIGHT TO BE CHANGED by moving a portion (.08 cfs) to a new point of diversion within SWNW, S7, T11S, R18E; Twin Falls County to be used for irrigation of four (4) acres within MENW, S7, T11S, R18E; Twin Falls County. A water right for Part B will be created in Basin 47.

Any protest against approval of the proposed change of water right application must be filed with the

Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before July 25, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson,
Director

Published in Times News on 7/7 & 7/14/94.

STATE OF IDAHO
COUNTY OF TWIN FALLS } SS.

Linda Capps McSwine being first duly sworn upon oath, depose say that I am Prison Clerk of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per ping attached, was published in the regular and entire issue of said newspaper, and not in supplement thereof, for Two consecutive Publications, commencing with the issue dated July 7, 1994, ending with the issue dated July 14, 1994.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, published weekly, will be published; and that at the head of the editorial column of said combined newspapers, in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

This 26 day of July in the year of 1994, before me, Notary Public, personally appeared Linda Capps McSwine, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

OK
mb
7/26/94

Sherid L Martinat
Notary Public for Idaho
Residing at Twin Falls
My commission expires: 01-22-98

RECORDED
JUL 25 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4367
WATER RIGHT NO. ~~36-07879B~~

47-08370

This is to certify that: **CLIFF GAMBREL**
VIRGINIA GAMBREL
3378 N 3350 E
KIMBERLY ID 83341

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.08 CFS	16.0 AF

SOURCE

GROUNDWATER

Priority: 08/03/1994

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 7, Township 11S, Range 18E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	18E	7	NENW	4		4
Total number of acres irrigated:						4

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. The priority date of this right is advanced to the date of approval of this transfer and shall be junior to all existing water rights in use at the time of said approval.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.



AUG 15 1994

TRANSFER NO. 4367
WATER RIGHT NO. 36-07879B

CONDITIONS/REMARKS:

6. 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.
7. This right does not authorize diversion and use of low-temperature geothermal water as defined by Section 42-230(a)(1), Idaho Code.

Dated this 3RD day of August, 1984.

for Norman C Young
Chief, Water Alloc. Bureau

RECEIVED
AUG 14 1984

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4367

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Cliff and/or Virginia Sambruel Phone 423-9052
Post Office address 3378 N 3350 E; Kimberly, ID 83341

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other Split right
2. Describe the reason for the proposed changes We have purchased four inches of water and want to move it to our property for irrigation.

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

1. Right Number * 36-07879B Priority 11-19-1979 Amount (cfs/ac-ft) .08 Nature of Use Irrigation Period of Use 4-1 to 10-31
- * A basin 47 number will have to be assigned.
2. Total amount of water being transferred 0.08 cubic feet per second and/or 16 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
	SW	NE	NW	7	11S	18E	Twin Falls	

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	
11S	18E	7					4												4

Total acres 4

PART 1

6. General Information:

a. Description of diversion system Well, pump, mainline and sprinklers

b. 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:
It will be dried up of all water

d. Remarks:
Our application for Permit 47-08304 is being held in the Snake River Basin moratorium.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

[Signature]

AUG 15 1994

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. 36-07879 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 _____

3. Source of water Groundwater tributary to _____

4. Date or priority 11-19-1979

5. Water is used for the following purpose:

amount .18 for Irrigation purposes from 4-1 to 10-31
(cfs/ac-ft) 3-15 to 11-15
amount .02 for Domestic purposes from 1-1 to 12-31
(cfs/ac-ft) _____ purposes from _____ to _____
(cfs/ac-ft) _____ purposes from _____ to _____

6. Total amount of water under right .20 cubic feet per second and/or 37.2 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	14	8S	14E	Boddington	

8. 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	
8S	14E	14																9	9
																		D	

Total acres 9

9. Describe any other water rights used for the same purpose as described above _____

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 .08 for Irrigation purposes from 4-1 to 10-31
 (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
	SE	SE	SE	14	8S	14E	Gooding	

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	
8S	14E	14																4	4

Total acres _____

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

1. amount .10 for Irrigation purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount .02 for Domestic purposes from 1-1 to 12-31
 (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
	SE	SE	SE	14	8S	14E	Gooding	

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	
8S	14E	14																5	5
																		0	

Total acres 5

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 36-07879

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.18 CFS	36.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
	Totals	0.20 CFS	37.2 AF

SOURCE

GROUNDWATER

Priority: 11/19/1979

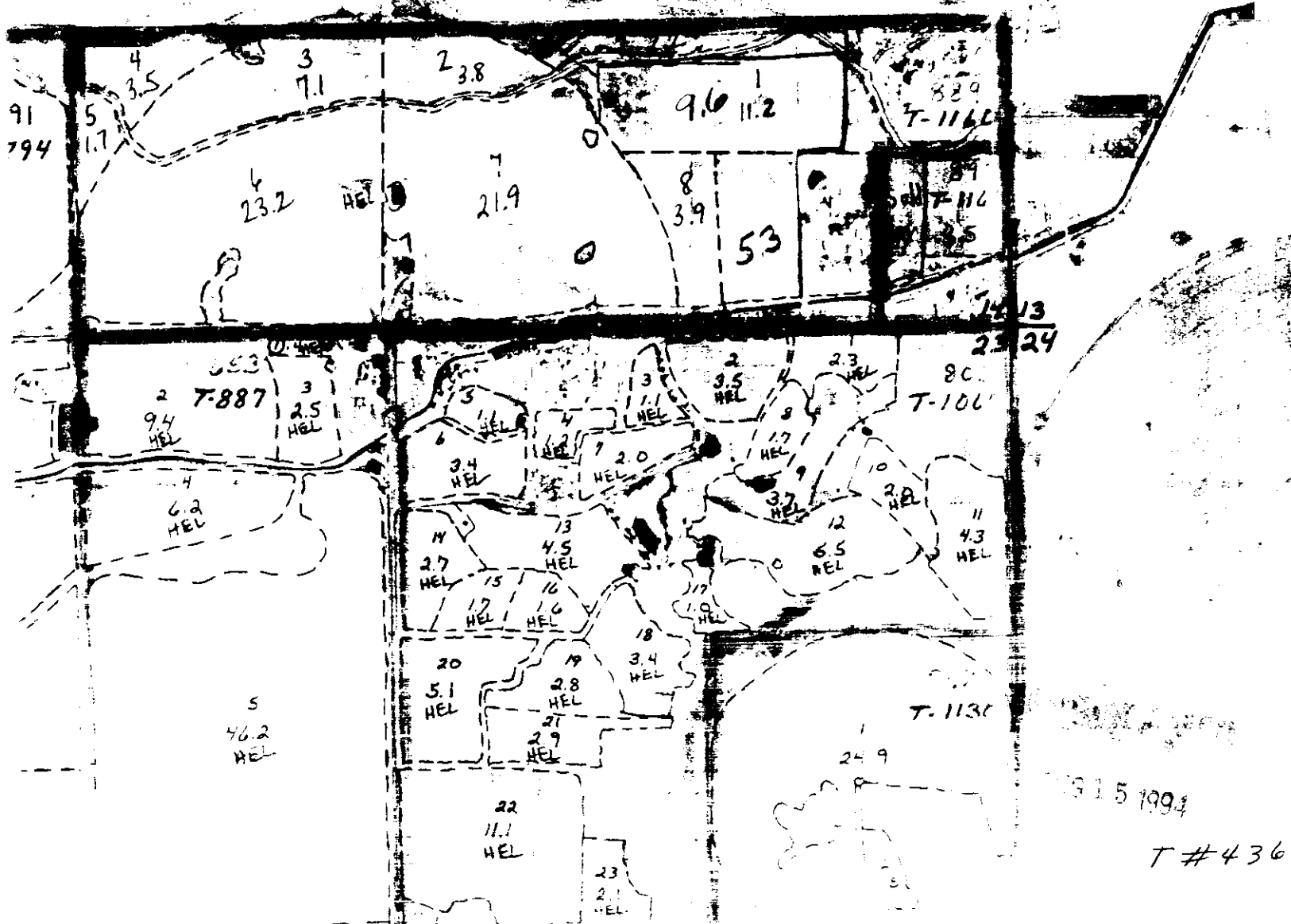
LOCATION OF POINT(S) OF DIVERSION:SESESE , Sec. 14, Township 08S, Range 14E
GOODING CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S 14E 14	SESE 9			9
Total number of acres irrigated:				9

PLACE OF USE: DOMESTIC

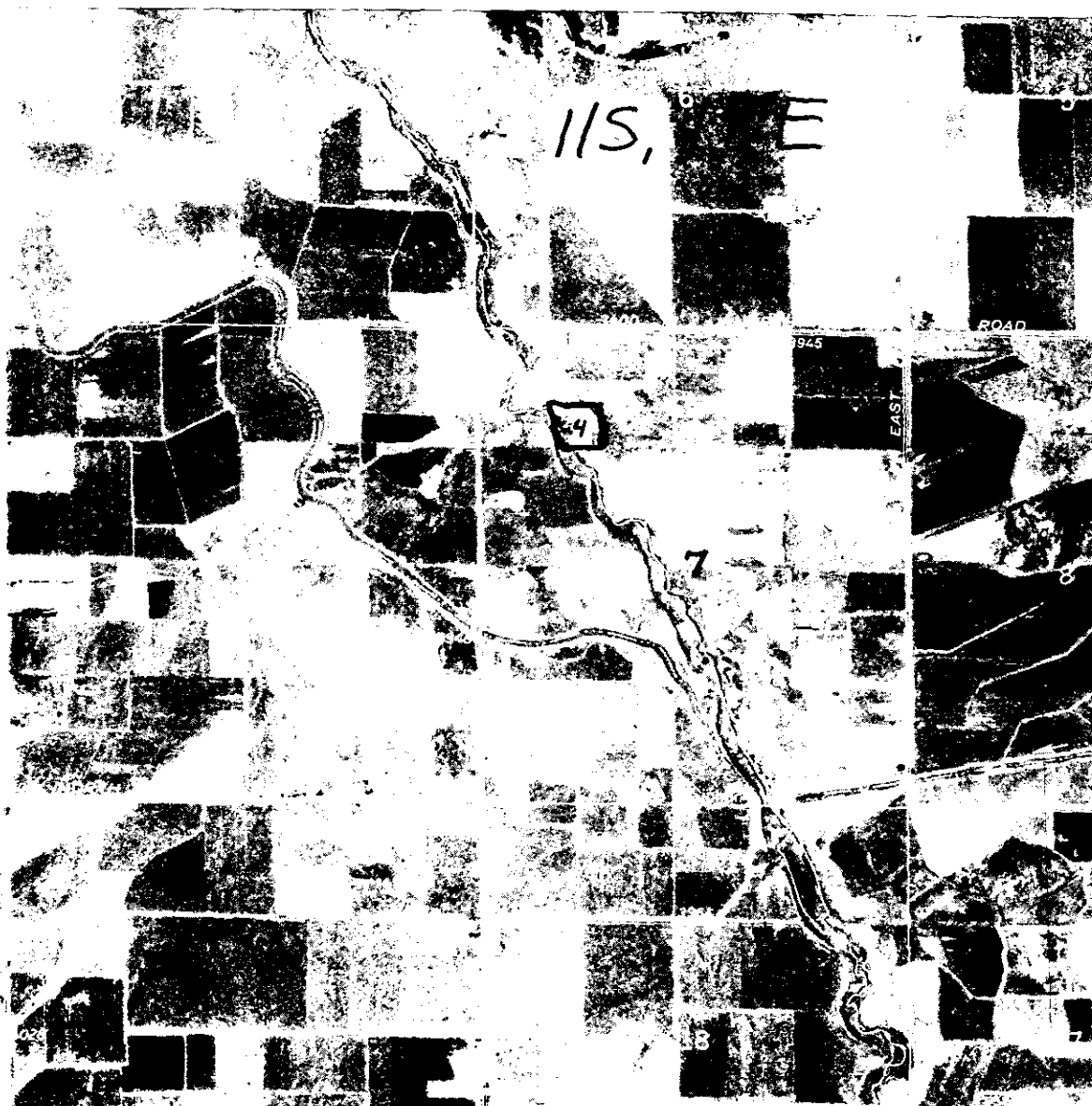
<u>TWN RGE SEC</u>	
08S 14E 14	SESE

CONDITIONS/REMARKS:



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.



51-2-17-100

JUL 15 1994

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

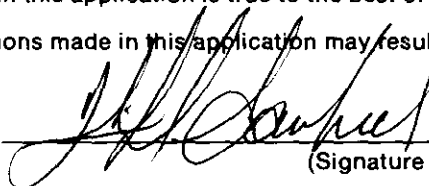
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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.



(Signature of Applicant)

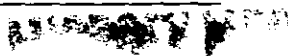
Subscribed and sworn to before me this 20th day of April, 1994.

Twin Falls, Idaho

(Notary Public)

My commission expires July 18, 1995**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 2 attachmentsReceived by MTS Date 4-20-94 Protest filed by NonePrelim. check by J. G. Stanton Fee \$30.00Receipted by MTS Date 4-20-94 50167RPublished in Gooding Co. Leader's Times News Copies of protest forwarded by _____Pub. dates 7/6 & 7/13/94, 7/14 & 7/14/94 Hearing held by _____ Date _____Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial_____ rec'd. _____ by Adm

Copy of transfer sent to lien holder _____




APR 15 1994

APR 20 1994

Department of Water Resources
Southern Region Office



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

August 8, 1994

CLIFF GAMBREL
VIRGINIA GAMBREL
3378 N 3350 E
KIMBERLY ID 83341

RE: Transfer of Water Right No. ~~36-07879B~~ - Renumbered to
47-08370

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4367). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Please note that your portion of this water right has been re-numbered from 36-07879B to 47-08370. Please refer to the new number in any future correspondence with this agency.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson'.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

RECEIVED

AUG 15 1994

MEMORANDUM

Date: August 1, 1994
From: Jim Johnson
To: File
Subject: Transfer Application

=====

This transfer application has been recommended for approval mainly influenced by a map of the Eastern Snake River Plain showing a common aquifer underlying the two locations identified on the transfer. There is not total consensus among hydrologist that the map is accurate.

Since this transfer is not large in the number of acres being relocated and since there probably will not be a measurable impact to other groundwater rights located in basin 47 when irrigation occurs, approval of this transfer can be considered even if the map is incorrect. The impact of groundwater diversion will most likely occur to the nearby flows of the Snake River. The impact of the depletion will be diffused over several months and will be so small that changes in the Snake River flows cannot be measured.

However, no additional transfers should be considered such as this one until more information can be determined on the hydrologic conditions. Approval of this transfer is not to be used as a guide for future applications.

Conditions of Transfer Approval

1. Advance the priority date of the water right.
2. Require un perforated casing through the first confine layer.
3. Use other standard conditions.

AS-100-100-100
5 1994

MEMORANDUM

TO: FILE NO. 36-07879

FROM: PAM SKAGGS²⁸/STATE OFFICE

SUBJECT: TRANSFER NO. 4367

DATE: August 1, 1994

=====

This transfer was filed to move 4 acres of irrigation from the original place of use in Basin 36 to a new property and owner in Basin 47. The original owner, as confirmed by the Gooding County Assessor's office, supplied the department with a "Notice of Intent to Sell" a portion of Right No. 36-07879 to the applicant.

The portion of ground that the right is being removed from has been changed to a corral area and water will no longer be used there. No apparent expansion occurs through this transfer, however there is a question of rather hydrologic basins 36 and 47 are interrelated or not.

Both the original and the new place of use are included in the general map of the Eastern Snake River Plain Aquifer description, but the hydrology section suggests that the groundwater aquifers on each side of the Snake River at these locations may not be directly related to each other, only tributary to the river.

This transfer should not be approved without special conditions and considerations since the effect in Basin 47 could be similar to a new appropriation. Other required conditions include well drilling requirements, irrigation overlap and standard transfer conditions.

TRANSFER REVIEW SHEET

Transfer # 4367

Date Reviewed 7-29-94

Right(s) 36-07879 SRBA Directors Report Basin 36

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Release of 4" to Gambrell from McMinn
Proof of Ownership Gooding Co Assessor Confirms McMinn owns 7.0 acres
in SESE, Sec 14 & a portion of land was sold dry per Region review.
McMinn IRR 4-5 Acres - 3-4 Acres sold dry are currently covered with corals.
(Part A) (Part B)

Transfer All of Right ✓ Portion of Right (Part B ✓)

Resulting Split(s) Parts A + B

A = 5 Acres .10 + DOM 20 afa

B = 4 " .08 cfs 16 "

9 " .18 " IRR 36 "

Check Transfer Against Right C/4.0

(1) ✓ Priority (2) ✓ Use (3) ✓ Season (4) ✓ Rate (5) ✓ Volume

(6) ✓ Source (7) P/D (8) P/U (9) ✓ Proof/Owner (10) ✓ Map
Assessor + F.Exem

(11) NO Water District (12) NO Pertinent Conditions (13) NO Expansion

② Change P/D to Basin 47

③ Change P/U to " "

* QUESTION: Are Basins 36 & 47 inter related?

If No - Deny or Condition

If Yes - Process

Transfer Remarks Added per J.J.

Conditions 046, B31, T03, T07, T08, T16

Database/Processing Notes I files A+B

Change Basin # for Part B to 47 when approved - Copy to an X prefix/wir database
Retain X on new (no) in Basin 47? Database Updated 8-5-94

WR0749NP
No. 136-07879B

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/03/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLIFF GAMBREL 3378 N 3350 E KIMBERLY ID 83341 (208) 423-9052	08/03/1994	IRRIGATION	04-01 10-31	0.08 CFS	16.00 AFA
				TOTAL DIVERSION:	0.08 CFS	16.00 AFA
C	VIRGINIA GAMBREL 3378 N 3350 E KIMBERLY ID 83341					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R18E S07 NEWW TWIN FALLS County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE						
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
11S	18E	7	:								:	04							:						:	4.0
TOTAL ACRES																							4.0			

Pou County: TWIN FALLS

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion and Source:
47-08025 47-08304

Other Water Rights Listing Overlapping Place(s) of use:
47-04519 47-07759B 47-08025 47-08304

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- T03 - The priority date of this right is advanced to the date of approval of this transfer and shall be junior to all existing water rights in use at the time of said approval.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 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.
- 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.

Remarks: This right does not authorize diversion and use of low-temperature geothermal water as defined by Section

— Renumber to 47 —

WR0749NP
No. T36-07879B

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/03/94
PAGE: 2

Remarks: 42-230(a)(1), Idaho Code.

Dates: App. Received: 04/20/1994 Priority Date: 08/03/1994
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/20/1994 User-ID: BALDWIN Subject: TRANSFER NO. 4367
T# 4367 filed on 4/20/94 proposes to change point of diversion,
place of use and split water right into parts A & B.
Approval of T#4367 will need a Basin 47 water right.
The transfer was processed on the right as recommended in the
SRBA Basin 36 Director's Report and will be stored under an X
prefix on the WR database pending conclusion of the adjudication.

Audit: 06/20/94 BALDWIN 07/29/94 PSKAGGS 08/02/94 PSKAGGS 08/03/94 PSKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
T08S R14E S14																		
0100005	SNAKE RIVE :																	
0100016	SNAKE RIVE :																	
0100212	SNAKE RIVE :																	
A0100212Z1	LARGE CLAI :					10		10					40		20			80
0100213	SNAKE RIVE :																	
0100215	SNAKE RIVE :																	
0100220	SNAKE RIVE :																	
3602285	GROUNDWATE :	34		32		35		40								25	28	194
*3602285	GROUNDWATE :	33		32		32		33								32	32	194
A3602285	GROUNDWATE :	34		32		35		40								25	28	194
3602295	GROUNDWATE :									20		40		40				140
*3602295	GROUNDWATE :									39		40		38		37		154
A3602295	GROUNDWATE :									20		40		40				140
3604023	GROUNDWATE :					40		40										80
*3604023	GROUNDWATE :					40		40										80
A3604023	GROUNDWATE :					40		40										80
3607672	GROUNDWATE :													38			37	28 103
*3607672	GROUNDWATE :													38			37	28 103
A3607672	GROUNDWATE :													38			37	28 103
3607879	GROUNDWATE :																	09 9
*3607879	GROUNDWATE :																	09 9
A3607879	GROUNDWATE :																	09 9
T3607879	GROUNDWATE :																	09 9
T3607879A	GROUNDWATE :																	05 5
3608200	GROUNDWATE :									39		40		38		37		154
*3610547	GROUNDWATE :									39		40		38		37		154
A3610547	GROUNDWATE :									20								20
	C47Q-BB 20 :	36		39		39		40		39		37		39		37		611
	C83Q-BB 20 :	36		39		39		40		39		37		38		37		609

T11S R18E S 7

0100004	SNAKE RIVE :																	:
0100010	SNAKE RIVE :																	:
0100209	SNAKE RIVE :																	:
A0100209Z5	LARGE CLAI :	40		40		40		40		02		04		02		12	24	345
T3607879B	GROUNDWATE :																	4
4702230	UNNAMED ST :																	20
4702257	GROUNDWATE :					40												40
A4702257	GROUNDWATE :					40												40
4702468	GROUNDWATE :					40												40
A4702468	GROUNDWATE :					40												40
4704487	UNNAMED ST :									02-23		08						31
A4704487	UNNAMED ST :									02-23		08						31
4704519	SEEPAGE :									01		08						9

770 Overlap (unclear)

WR0725NP
(00-725)

IDAHO DEPARTMENT OF WATER RESOURCES
T-R-S PLACE OF USE 1/4 1/4 COMPARISON REPORT

DATE: 07/29/94
PAGE: 2

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

```
=====
              NE              NW              SW              SE
WR-NUMBER  SOURCE  Lt Ac Lt Ac Lt Ac Lt Ac  Lt Ac Lt Ac Lt Ac Lt Ac  Lt Ac Lt Ac Lt Ac  Lt Ac Lt Ac Lt Ac  SUM
-----
  4707531  WASTE WATE :              : 01-15 :              :              : 15
A4707531  WASTE WATE :              : 01-15 :              :              : 15
  4707759B  GROUNDWATE :              : 02 :              :              : 2
  4708025  GROUNDWATE :              : 02 :              :              : 2
  4708304  GROUNDWATE :              : 05 :              :              : 5
A4711849  WASTEWATER :              : 02 :              :              : 2
A4714137  GROUNDWATE :              :              : 20 :              : 10 20 : 50
A4714183  WASTEWATER :              :              : 25 15 :              : 40
C83Q-CC 23 : 40 42 39 40 : 40              39 : 39 40 : 40 41 38 42 : 480
NO QTRS  MAPPING  Lot01-26 Lot02-26 Lot03-25 Lot04-25
=====
```

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: JE Stanton

1. Right number 36-078798 Applicant Cliff Gambrel
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Other Split right
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 No expansion
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) App. 47-8304
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

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

RECOMMENDED ACTION

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

4. By [Signature] Date 7/27/94

Idavit of Publication

No 25131

Notice is hereby given that CLIFF &/OR VIRGINIA GAMBREL of Kimberly, ID have applied to the Department of Water Resources to change the Point of Diversion, Place of Use, and split the following described water right pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4367.

The purpose of this change is to move a purchased amount of water to different property.

WATER RIGHT AS
RECORDED:

Water Right No. 36-07879
Basis: License
Date of Priority: 11/19/1979
Source: groundwater
Amount & Use: Irrigation (.18 cfs) from 4/1 to 10/31
Domestic (.02 cfs) from 01/01 to 12/31
Point of Diversion: SESE, S14, T08S, R14E; Gooding County.
Place of Use: Nine (9) acres within SESE, S14, T08S, R14E; Gooding County.

A claim has been filed in the Snake River Basin Adjudication.

WATER RIGHT TO BE CHANGED by moving a portion (.08 cfs) to a new point of diversion within SUMENW, S7, T11S, R18E; Twin Falls County to be used for irrigation of four (4) acres within MENW, S7, T11S, R18E; Twin Falls County. A water right for Part B will be created in Basin 47.

Any protest against approval of the proposed change of water right application must be filed with the

Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before July 25, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson,
Director

Published in Times News on 7/7 & 7/14/94.

STATE OF IDAHO
COUNTY OF TWIN FALLS } SS.

Linda Capps McSwine being first duly sworn upon oath, depose say that I am Patricia Clark of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per ping attached, was published in the regular and entire issue of said newspaper, and not in supplement thereof, for Two consecutive Publications, beginning with the issue dated July 7, 1994, ending with the issue dated July 14, 1994.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, published weekly, will be published; and that at the head of the editorial column of said combined newspapers, in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 26 day of July in the year of 1994, before me, Notary Public, personally appeared Linda Capps McSwine, 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.

OK
mb
7/26/94

Sherrill Matlock
Notary Public for Idaho
Residing at Twin Falls
My commission expires: 01-22-98

CLASSIFIED ADVERTISING INVOICE

Times News
PO Box 548
Twin Falls Id 83303

Forwarding & address correction requested

INVOICE NO.		CLASS	BILLING DATE	
26131		343	7/26/94	
INDEXING TERM				
36-07877 TR OKB				
START DATE		TELEPHONE NO.		
7-7-94		736-3033		
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT
99	2		71.28	71.28
Affidavit			2.00	2.00
PAY THIS AMOUNT			73.28	73.28

U S G I S U

JUL 26 1994

Department of Water Resources
Southern Region Office

RETURN THIS PORTION WITH YOUR REMITTANCE

26131

73.28

THIS SPACE FOR ADDRESS ONLY

Idaho Water Resources

222 Shoshone St. E.

Twin Falls Id

83301

AUG 15 1994

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Gooding } ss.

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Gooding County Leader a newspaper published every week in Gooding County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 6 day of July, 1994, and the date of the last publication was on the 13 day of July, 1994.

Subscribed and sworn to before me this 13 day of July, 1994.

(SEAL)

Charles Frank
NOTARY PUBLIC

510 22 / 923
GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2 x 15

Lines tabular at _____ 6¢/Pica

594 Lines straight at \$29.70 5¢/Pica

Subsequent lines at 23.76 4¢/Pica

TOTAL COST \$53.46

JUL 14 1994
Department of Water Resources
Southern Region Office
COPY OF NOTICE
(Paste Here)

Notice of Proposed
TITLE OF NOTICE
Change of Water Right
No. 036-07879
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Department of
BILL TO
Water Resources
NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 36-07879

Notice is hereby given that CLIFF &/OR VIRGINIA GAMBREL of Kimberly, ID have applied to the Department of Water Resources to change the Point of Diversion, Place of Use, and split the following described water right pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4367.

The purpose of this change is to move a purchased amount of water to different property.

WATER RIGHT AS RECORDED:
Water Right No. 36-07879

Basis: License

Date of Priority: 11/19/1979

Source: groundwater

Amount & Use

Irrigation (.18 cfs) from 4/1 to 10/31
Domestic (.02 cfs) from 01/01 to 12/31

Point of Diversion: SESE, S14, T08S, R14E; Gooding County.

Place to Use: Nine (9) acres within SESE, S14, T08S, R14E; Gooding County.

A claim has been filed in the Snake River Basin Adjudication.

WATER RIGHT TO BE CHANGED
by moving a portion (.08 cfs) to a new point of diversion within SWNENW, S7, T11S, R18E; Twin Falls County to be used for irrigation of four (4) acres within NENW, S7, T11S, R18E; Twin Falls County. A water right for Part B will be created in Basin 47.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before July 25, 1994. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 36-07879

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Source: groundwater

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R. Keith Higginson, Director

Published in Gooding County Leader on 7/6 & 7/13/94 and in Times News 7/7 & 7/14/94.

RECORDED

AUG 15 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

22-Jun-1994

R. KEITH HIGGINSON
Director

MAGIC VALLEY PUBLISHING CO
ATTN Gooding County Leader
PO BOX 468
JEROME ID 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

115 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

22-Jun-1994

R. KEITH HIGGINSON
Director

TIMES NEWS
PO BOX 548
TWIN FALLS ID 83301

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

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Mary Baldwin
Sr. Secretary

Enclosure

AUG 15 1994

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from 4/1 to 10/31

Domestic (.02 cfs)
from 01/01 to 12/31

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R14E; Gooding County.

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A claim has been
filed in the Snake
River Basin
Adjudication.

WATER RIGHT TO BE
CHANGED by moving a
portion (.08 cfs) to
a new point of
diversion within
SWNENW, S7, T11S,
R18E; Twin Falls
County to be used for
irrigation of four
(4) acres within
NENW, S7, T11S, R18E;
Twin Falls County. A
water right for Part
B will be created in
Basin 47.

Any protest against
approval of the
proposed change of
water right
application must be
filed with the

Department of Water
Resources, Southern
Region, 222 Shoshone
Street East, Twin
Falls, ID 83301
together with a
protest fee of \$25.00
on or before July 25,
1994. The protestant
must also send a copy
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applicant.

R. Keith Higginson,
Director

Published in Times
News on 7/7 &
7/14/94.

RECORDED
AUG 15 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

21-Jun-1994

R. KEITH HIGGINSON
Director

CLIFF &/OR VIRGINIA GAMBREL
3378 N 3350 E
KIMBERLY ID 83341

Re: Application for Transfer No. 4367 (36-07879)

Dear Applicants:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in the Gooding County Leader for 7/6 & 7/13/94 as well as Times News 7/7 & 7/14/94. The advertisement will be published for two 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.

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.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

cc: Dale McMinn

RECEIVED
AUG 15 1994

INTER-DEPARTMENT MEMO

TO: Cliff Gambrel Transfer App.

SUBJECT: Field Inspection

FROM: Jim Stanton

DATE: 6-13-94

I visited the original P/U in early May. Of the 9 acres licensed, it appears that a maximum of 8 acres may have been irrigated. Mr. McMinn still is irrigating about 4 acres. He sold 3 acres to a neighbor a couple years ago (according to him) without water rights; that land is now covered with corrals, etc., so does not appear to be irrigated. This may be a case of res judicata, in that 9 licensed acres minus 4 acres still being irrigated leaves 5 acres that could be transferred. The aerial photo shows a maximum of 3 to 3½ acres that could have been sold to the neighbor without water. I did not visit the Gambrel property.

(X) For your information

AUG 15 1994

signature

() Response required

T # 4367