

11/04/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-177M

NAME AND ADDRESS: GLANBIA FOODS INC
C/O RICK WARREN
1728 S 2300 E
GOODING ID 83330

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.140 CFS
68.200 AFY

RIGHT NOS. 37-177M AND 37-374A ARE LIMITED TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 156 AF.

PRIORITY DATE: 04/01/1883

POINT OF DIVERSION:

T05S R16E S29 SWSESW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.140 CFS 68.20 AFY

PLACE OF USE: IRRIGATION Within GOODING County

T05S R15E S36	NENW	0.2	T05S R15E S36	SWNW	22.5
T05S R15E S36	SENW	3.7	T05S R15E S36	NESW	5.0
T05S R15E S36	NWSW	38.5	T05S R15E S36	SWSW	31.0
T05S R15E S36	SESW	36.0	T05S R15E S36	SWSE	40.0
T05S R15E S36	SESE	35.5	T05S R16E S31 Lot 4	SWSW	33.7
T05S R16E S31	SESW	37.0	T05S R16E S31	SWSE	35.5
T05S R16E S31	SESE	32.0	T06S R15E S01 Lot 1	NENE	40.0
T06S R15E S01 Lot 2	NWNE	32.0	T06S R15E S01	SWNE	5.5
T06S R15E S01	SENE	10.0	T06S R15E S01 Lot 3	NENW	40.2
T06S R15E S01 Lot 4	NWNW	40.3	T06S R15E S01	SWNW	40.0
T06S R15E S01	SENW	30.0	T06S R16E S06 Lot 1	NENE	48.0
T06S R16E S06 Lot 2	NWNE	49.0	T06S R16E S06	SWNE	37.0
T06S R16E S06	SENE	39.0	T06S R16E S06 Lot 3	NENW	45.0
T06S R16E S06 Lot 4	NWNW	49.3	T06S R16E S06 Lot 5	SWNW	26.3
T06S R16E S06	SENW	40.0	T06S R16E S06	NESW	25.0
T06S R16E S06 Lot 6	NWSW	4.5	T06S R16E S06	NWSE	32.0

983.7 ACRES TOTAL

RIGHT NOS. 37-177M AND 37-374A ARE LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 39 ACRES IN THE PLACE OF USE DESCRIBED ABOVE
IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

11/04/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

EXPLANATORY MATERIAL: Decreed

USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
WATERMASTER OF STATE WATER DISTRICT NO. 37M.

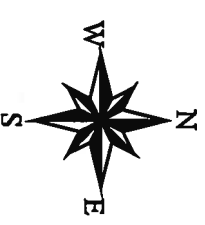
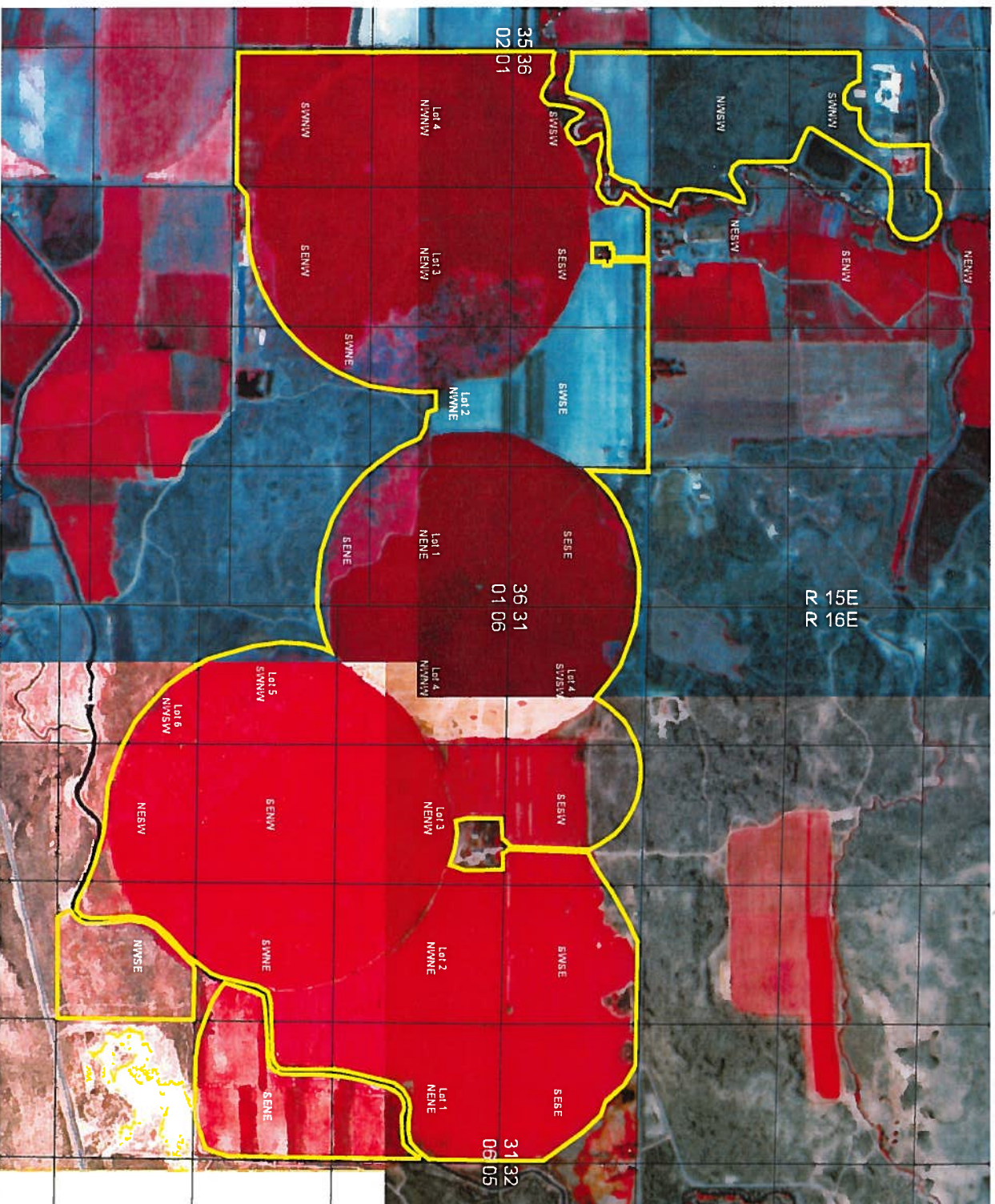
WATER IS DELIVERED THROUGH THE SOUTH GOODING MAIN CANAL.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

37-177M, 37-374A & 37-2043C

T05S R15E S36
T05S R16E S31
T06S R15E S01
T06S R16E S06

T05S
T06S



Map prepared by: Carter Fritschle
Date prepared: 11/04/02
1987-1988 NAPP photography
Idaho Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5623
WATER RIGHT NO(S). 37-00177N/37-00374B/37-02043B

This is to certify that: GLANBIA FOODS INC
1728 S 2300 E
GOODING ID 83330

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>
Right No. 37-00177 ^M : IRRIGATION Priority: 04/01/1883	04/01 to 10/31	0.14 CFS	68.2 AF
Right No. 37-00374 ^A : IRRIGATION Priority: 05/15/1884	04/01 to 10/31	0.56 CFS	156.0 AF
SUBTOTAL:			156.0 AF *
Right No. 37-02043 ^C : IRRIGATION Priority: 05/10/1906	04/01 to 10/31	0.88 CFS	100.0 AF
TOTAL:			1.58 CFS 256.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
LITTLE WOOD RIVER	MALAD RIVER

LOCATION OF POINT(S) OF DIVERSION: SWSESW , Sec. 29, Township 05S, Range 16E
LINCOLN 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>
05S	15E	36	NENW 0.2	SWNW 22.5	SENW 3.7	
			NESW 5	NWSW 38.5	SWSW 31	
			SESW 36	SWSE 40	SESE 35.5	212.4
16E	31	Lot 4 (SWSW)	33.7	SESW 37	SWSE 35.5	
			SESE 32			138.2
06S	15E	1	Lot 1 (NENE) 40	Lot 2 (NWNE) 32	SWNE 5.5	
			SENE 10	Lot 3 (NENW) 40.2	Lot 4 (NWNW) 40.3	
			SWNW 40	SENW 30		238

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TRANSFER NO. 5623
WATER RIGHT NO(S) . 37-00177N/37-00374B/37-02043B

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>
16E	6	Lot 1 (NENE)	48	Lot 2 (NWNE)	49	SWNE 37
		SENE	39	Lot 3 (NENW)	45	Lot 4 (NWNW) 49.3
		Lot 5 (SWNW)	26.3	SENE	40	NESW 25
		Lot 6 (NWSW)	4.5	NWSE	32	
Total number of acres irrigated:						395.1
						983.7 */**

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.
- * 6. Rights 37-00177N and 37-00374B when combined shall not exceed not exceed a total annual maximum diversion volume of 156.0 af and the irrigation of a combined total of 39 acres in the place of use described above in a single irrigation season.
- ** 7. Right 37-2043B is limited to the irrigation of 25 acres within the place of use described above in a single irrigation season.
8. Approval of Transfer 5623 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 29th day of June, 2000.


Chief, Water Allocation Bureau

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-00177M**
Date Received: 9/ 2/1988
Receipt No: X999999
Received By: _____

AMENDED

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

AMENDED

1. Name: AVONMORE WEST INC 208-487-2545
Address: 1572 E HWY 26
RICHFIELD ID 83349

2. Date of Priority: APR 1, 1883

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	16E	29	SW	SE	SW		GOODING

5. Description of diverting works:
PUMPS IN POND TO P/U AND SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.140		59.00

7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) 59.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	36	SW	NW		IRR	17.3
			SE	NW		IRR	5.0
			NE	SW		IRR	2.4
			NW	SW		IRR	35.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	36	SW	SW		IRR	28.8
			SE	SW		IRR	34.5
			SW	SE		IRR	36.4
			SE	SE		IRR	1.0
						Section Acres	160.4
06S	15E	1	NW	NE	2	IRR	24.0
			SW	NE		IRR	5.7
			NE	NW	3	IRR	40.0
			NW	NW	4	IRR	39.0
			SW	NW		IRR	38.0
			SE	NW		IRR	31.4
						Section Acres	178.1
						Total Acres	338.5

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A37-07380, 02043C, 00374A, SHARES BWCC & AFRD #2

14. Remarks:

THIS CLAIM IS A SPLIT FROM A37-00177F. CLAIM A37-00177D FOR 0.06 CFS TO IRRIGATE 106 ACRES IS THE REST OF CLAIM A37-00177F. THIS SPLIT RESULTS FROM THE SALE OF PART OF THIS PROPERTY.

RVW 3/5/91

PURSUANT TO APPROVED TRANSFER NO. 4313:

1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37M.
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. APPROVAL OF THIS TRANSFER IN NO WAY GRANTS ANY RIGHT-OF-WAY OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S) OTHER THAN THE RIGHT OWNER.
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 REXCINDED.
6. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE

14. Remarks: Continued

ONGOING SNAKE RIVER BASIN ADJUDICATION.

7. RIGHT NOS. 37-00177M AND 37-00374A ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 39 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
8. RIGHT NO. 37-02043C IS LIMITED TO THE IRRIGATION OF 25 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.

Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4313
WATER RIGHT NO(S). 37-00177N/37-00374B/37-02043B

This is to certify that: AVONMORE WEST INC
1572 E HWY 26
RICHFIELD ID 83349

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>
Right No. 37-00177N :			
IRRIGATION	04/01 to 10/31	0.14 CFS	59.0 AF
Priority: 04/01/1883			
Right No. 37-00374B :			
IRRIGATION	04/01 to 10/31	0.56 CFS	156.0 AF
Priority: 05/15/1884			
	SUBTOTAL:	0.70 CFS	* 156.0 AF
Right No. 37-02043B :			
IRRIGATION	04/01 to 10/31	0.88 CFS	100.0 AF
Priority: 05/10/1906			
	TOTAL:	1.58 CFS	256.0 AF

SOURCE

LITTLE WOOD RIVER

TRIBUTARY OF

MALAD RIVER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 29, Township 05S, Range 16E
GOODING 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>
05S	15E	36	SWNW 17.3	SESW 2.4		
			NWSW 35.0	SESW 34.5		
			SWSE 36.4			160.4
06S	15E	1	Lot 2(NWNE) 24.0	SWNE 5.7	Lot 3(NENW) 40.0	
			Lot 4(NWNW) 39.0	SWNW 38.0	SESW 31.4	178.1
						** 338.5

Total number of acres irrigated: ** 338.5

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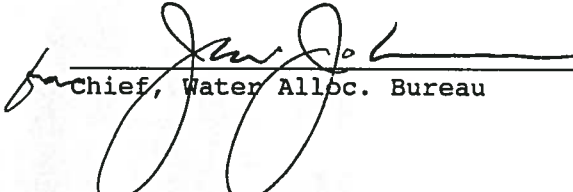
NOV 21 1996

TRANSFER NO. 4313
WATER RIGHT NO(S). 37-00177N/37-00374B/37-02043B

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
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. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
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.
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. Right Nos. 37-00177N and 37-00374B are limited to the irrigation of a combined total of 39 acres in the place of use described above in a single irrigation season and a combined annual volume of 156.0 af.
- * ** 8. Right No. 37-02043B is limited to the irrigation of 25 acres in the place of use described above in a single irrigation season.

Dated this 19TH day of July, 1994.



Chief, Water Alloc. Bureau

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MEMORANDUM

TO: FILE NOS. 37-00177F, 37-00374 & 37-02043

FROM: PAM SKAGGS/^{es}STATE OFFICE

SUBJECT: TRANSFER NO. 4313

DATE: July 19, 1994

=====

Transfer No. 4313 was filed to change the point of diversion and place of use under a portion of each of the related rights. Right No. 37-00177F will be split into parts M and N, the transferred portion, and the other rights will be split into parts A and B.

The transfer will deliver these river rights through the Big Wood Canal Co. B-1 lateral ditch to the applicant's wastewater pond. The water will be pumped from the pond for irrigation use on the described permissible place of use.

The watermaster of Water District 37M, Lee Peterson, endorsed the transfer with reservations about the delivery ditch being adequate. Dick Onieda, of the Big Wood Canal Co. was made aware of the proposal before the transfer was filed and agrees to the change and use of the B-1 lateral.

Each right has been limited to the number of transferred acres and the associated volumes. Right Nos. 37-00177N and 37-00374B have been used together and were removed from the same 39 acres. Right No. 37-02043B is limited to 25 acres irrigation and a total of 64 irrigated acres are identified under this transfer.

Recommended conditions include limited total acres and volume, watermaster control, permissible place of use, irrigation overlap, right-of-way and standard transfer conditions.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4313

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Avonmore West Inc. Phone 487-2545
 Post Office address 1572 E. Hwy. 26, Richfield, ID 83349

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 Create permissible place of use.
 2. Describe the reason for the proposed changes To allow our river rights to be diverted into our wastewater pond for re-lift to our sprinkler system.

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
37-00177N 4-1-1883 0.14 cfs Irrigation 4-1 to 10-31
37-00374B 5-15-1884 0.56 cfs " " to "
37-02043B 5-10-1906 0.88 cfs " " to "
 2. Total amount of water being transferred 1.58 cubic feet per second and/or _____ acre-feet per annum.
 3. Source of water Little Wood River tributary to Mald River
 4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SW	29	5S	16E	Gooding	Head of South Gooding Main Canal

5. Lands irrigated or place of use: Permissible 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	
5S	15E	36							17.3	5	2.4	35	28.8	34.5			36.4	1	160.4
6S	15E	1																	178.1

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Total acres 338.5

37-00177N, 37-00374B, 37-02043B, T # 4313

PART 1

6. General Information:

- a. Description of diversion system Existing diversion dam & headgate to South Gooding Main Canal, flow about 1/4 mile to head of B-1 Lateral, flow thru B-1 Lateral to pond at cheese plant. Pumps in pond to P/U & 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:
All the land described in I.B.5. is presently irrigated.
- d. Remarks:
The #89-P Pump will no longer be used.

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 _____.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4313

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. 37-00177F Decreed to Charles Dill
in case of S.C. Frost ET AL. vs. Alturas Water Co. ET AL.
dated 12-13-1907 in Fourth District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 804 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 Little Wood River tributary to Malad River4. Date or priority 4-1-1883

5. Water is used for the following purpose:

amount 0.20 cfs for Irrig. purposes from 4-1 to 10-31
(cfs/ac-ft)
amount _____ for Domestic purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.20 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	36	5S	15E	Gooding	#89-P Pump

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	
6S	15E	1						X											
		2	X																

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

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Total acres
NOV 21 1995

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 0.14 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion: Same

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	
6S	15E	1						39											39
								14											

Total acres 39**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 0.06 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion: Same

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	
6S	15E	2	X																
			14																

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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. 37-00374 Decreed to W. B. Kelly
in case of S. C. Frost Et. AL. vs. Alturas Water Co. Et. AL.
dated 12-13-1909 in Fourth District county of Lincoln
b. License No. _____ 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 Little Wood River tributary to Malad River
4. Date or priority 5-15-1884

5. Water is used for the following purpose:

amount 0.80 cfs for Irrig. purposes from 4-1 to 10-31
(cfs/ac-ft) _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

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

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	36	5S	15E	Gooding	#89-P Pump

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	
6S	15E	1						X											
		2	X	X	X														
			1/1	1/2															

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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 0.56 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same

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	
<u>6S</u>	<u>15E</u>	<u>1</u>						<u>Lt 4</u>											<u>39</u>

Total acres 39

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

1. amount 0.24 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same

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	
<u>6S</u>	<u>15E</u>	<u>2</u>	<u>X</u>	<u>X</u>	<u>X</u>														
			<u>Lt 1</u>	<u>Lt 2</u>															

Total acres _____

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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 0.88 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion: Per unrecorded transfer

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SW	26	5S	15E	Gooding	#89-P Pump

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	
6S	15E	1							25										25

Total acres 25

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

1. amount 1.62 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion: Same as licensed Art 2B - others Unknown

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	36	5S	15E	Gooding	

3. Lands irrigated or place of use: Unknown - See SARA at times

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	
5S	15E	35																35	35
6S	15E	2							25										25

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NOV 2 1996

Total acres 60



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type

(see instructions on back of page)

DATE OF CLOSING: _____

FEB 10 1994

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____ Department of Water Resources
Section _____, 1/4 of _____, 1/4 of _____, 1/4, Govt. Lot _____, BM. Southern Region Office

Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A37-11245, 00177M, 00344A, 02043C, A37-7159
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Greenhorn Farms
PO Box 93
Gooding, ID 83330
- ☐ New Owner/Claimant (Purchaser): Avonmore West Inc.
- ☐ New Mailing Address: 1572 E. Hwy, 26
Richfield, ID 83349
- ☐ New Telephone Number: () 487 - 2545
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☒ Signature of New Owner/Claimant(s): Paul Thomas, Pres. Date 1/31/94
Avonmore West Inc. Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 4/27/95 By: HB

Claim Numbers of Split, if any:

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Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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. _____ issued by the Idaho Department of Water Resources.
c. Claim No. A37-00177M 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 Little Wood River tributary to Malad River4. Date or priority 4-1-1883

5. Water is used for the following purpose:

amount 0.14 cfs for Irrig. purposes from 3-15 to 11-15
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 0.14 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SW	36	5S	15E	Gooding	#89-P Pump

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	
5S	15E	36											30	33					63
6S	15E	1			32	10		40	39	38	32								191
					172			413	179	177									

Total acres 254

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

A37-00374A, 02043C,
07380 PartMICROFILMED
NOV 21 1996

1G. 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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

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Total acres _____

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A37-00374A 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 Little Wood River tributary to Malad River

4. Date or priority 5-15-1884

5. Water is used for the following purpose:

amount 0.56 cfs for Irrig. purposes from 3-15 to 11-15
(cfs/ac-ft) amount _____ purposes from _____ to _____
(cfs/ac-ft) amount _____ purposes from _____ to _____
(cfs/ac-ft) amount _____ purposes from _____ to _____

6. Total amount of water under right 0.56 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
	SW	SW	SW	36	5S	15E	Gooding	#89-P Pump

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	
5S	15E	36											30	33					63
6S	15E	1					32	10			40	39	38	32					191
							142				143	144							

Total acres 254

9. Describe any other water rights used for the same purpose as described above A37-00177M, 02043C,

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07380 Part

NOV 21 1996

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

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	

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Total acres _____

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A37-02043C 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 Little Wood River tributary to Majad River
4. Date or priority 5-10-1906

5. Water is used for the following purpose:

amount 0.88 cfs for Irrig. purposes from 3-15 to 11-15
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 0.88 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SW	36	5S	15E	Gooding	#89-P Pump

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	
55	15E	36											30	33					63
65	15E	1		32	10		40	37	38	32									191
				172			173	174											

Total acres 254

9. Describe any other water rights used for the same purpose as described above A37-00177M, 00374A,

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NOV 21 1996

07380 Per

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

3. Lands irrigated or place of use:

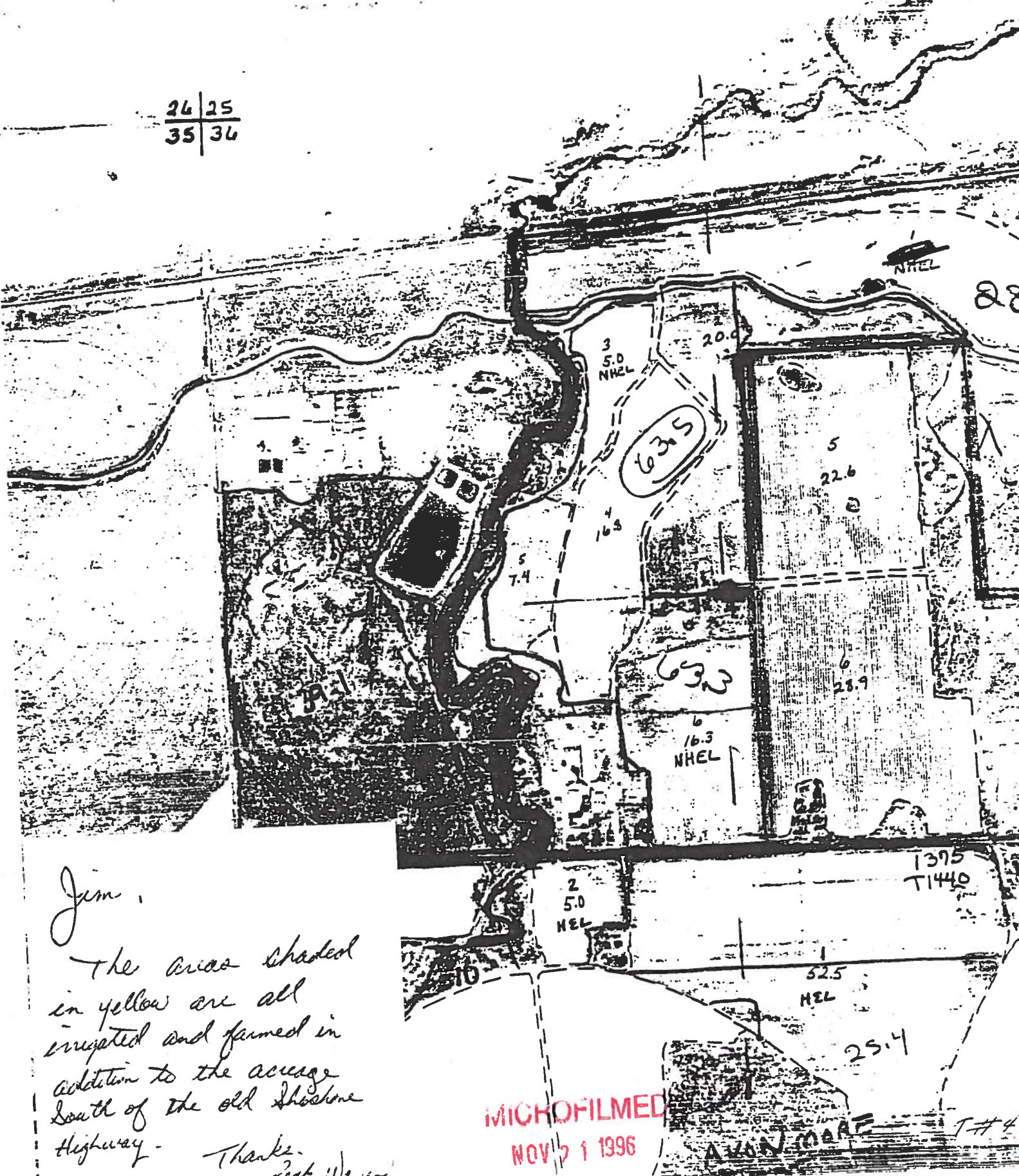
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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Total acres _____

24	25
35	36



Jim,

The areas shaded in yellow are all irrigated and farmed in addition to the acreage south of the old Shoshone Highway.

Thanks.
Rick Warren

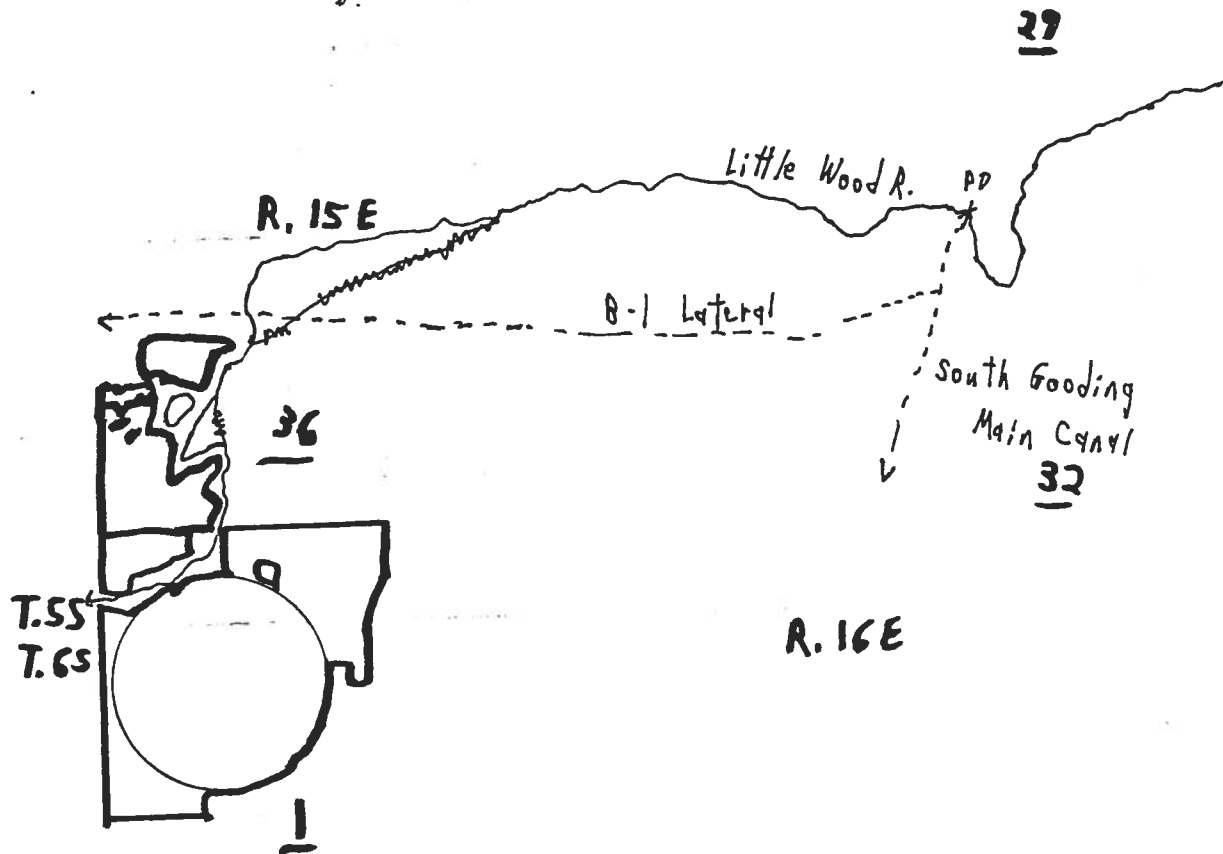
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NOV 21 1996

AVON MADE

T#4

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.



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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.

x Dale L. Shuman, Pres.
(Signature of Applicant)

Subscribed and sworn to before me this 31st day of January, 19 94.

Brenda L. Linnworth
(Notary Public)

My commission expires 10/24/97

FOR DEPARTMENT USE ONLY

Transfer contains 16 pages and 2 attachments

Received by J. Stanton Date 2-15-94

Prelim. check by MTS Fee \$50.00 5016558

Receipted by JL Date 2-15-94

Published in Booding County Leader

Pub. dates 03/30 + 04/06/94

Watermaster recommendation requested on 03/17/94

_____ rec'd. 4/28/94

Copy of transfer sent to lien holder _____

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denial

by LA

RECEIVED

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NOV 21 1996

FEB 15 1994

Department of Water Resources
Southern Region Office

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: Avonmore West Transfers

FROM: Jim Stanton

DATE: 1-20-94

Today I visited the subject property east & south of the Avonmore cheese plant near Gooding.
Most of the land involved in these two transfers is presently irrigated. About 30 acres
under the big pivot is a rocky spine that has never been put to beneficial use but has been
irrigated. Avonmore now wants to fence this area off for pasture; forage crops would be
planted. Some of this land is licensed & some is not, although Exam 37-7380 found it all
to be under the pivot.

Based on aerial photos & my site visit, I prepared these two exams for Avonmore.

☒ (X) For your information

☐ () Response required


 signature

T # 4313

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AVONMORE WEST, INC
TRANSFER APPLICATION
37-00177F, 37-00374, 37-02034
SPLIT TREES

37-00177F

DIV. RATE: .20 CFS
P/D: 5S, 15E, S36, SWSW
P/U: 6S, 15E, S1, LT4 NWNW
S2, LT1 NENE

37-00177M

DIV. RATE: .06 CFS
P/D: 5S, 15E, S36, SWSW
P/U: 6S, 15E, S2, LT1 NENE

37-00177N

DIV. RATE: .14 CFS
P/D: 5S, 16E, S29, SWSESW
P/U: 39 ACRES IN THE PPU DESCRIBED BELOW:
5S, 15E, S36, SWNW--17.3 ACRES SWSE--36.4 ACRES
SENW-- 5.0 " SESE-- 1.0 "
NESW-- 2.4 " NWSW--35.0 "
SWSW--28.8 " SESW--34.5 "
6S, 15E, S1, LT2 NWNE--24.0 ACRES SWNE-- 5.7 ACRES
LT3 NENW--40.0 " SWNW--38.0 "
LT4 NWNW--39.0 " SENW--31.4 "

37-00374

DIV. RATE: .80 CFS
P/D: 5S, 15E, S36, SWSW
P/U: 6S, 15E, S1, LT4 NWNW
S2, LT1 NENE, LT2 NWNE, SWNE

37-00374A

DIV. RATE: .24 CFS
P/D: 5S, 15E, S36, SWSW
P/U: 6S, 15E, S2, LT1 NENE, LT2 NWNE, SWNE

37-00374B

DIV. RATE: .56 CFS
P/D: 5S, 16E, S29, SWSESW
P/U: 39 ACRES IN THE PPU DESCRIBED BELOW:
5S, 15E, S36, SWNW--17.3 ACRES, SENW-- 5.0 ACRES
NESW-- 2.4 " NWSW--35.0 "
SWSW--28.8 " SESW--34.5 "
SWSE--36.4 " SESE-- 1.0 "
6S, 15E, S1, LT2 NWNE--24 ACRES SWNE-- 5.7ACRES
LT3 NENW--40 " SWNW--38.0 "
LT4 NWNW--39 " SENW--31.4 "

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T #4313

PAGE 2

37-02043

DIV. RATE: 2.5 CFS
P/D: 5S, 15E, S36, SENW
P/U: 5S, 15E, S35, SESE--35 ACRES
6S, 15E, S1, SWNW--25 "
S2, SENE--25 "

37-02043A

DIV. RATE: 1.62 CFS
P/D: 5S, 15E, S36, SENW
P/U: 5S, 15E, S35, SESE--35 ACRES
6S, 15E, S2, SENE--25 "

37-02043B

DIV. RATE: .88 CFS
P/D: 5S, 16E, S29, SWSESW
P/U: 25 ACRES IN THE PPU DESCRIBED BELOW:
5S, 15E, S36, SWNW--17.3 ACRES SENW-- 5.0 ACRES
SWSE--36.4 " SESE-- 1.0 "
NESW-- 2.4 " NWSW--35.0 "
SWSW--28.8 " SESW--34.5 "

6S, 15E, S1, LT2 NWNE--24.0 ACRES SWNE-- 5.7 ACRES
LT3 NENW--40.0 " SWNW--38.0 "
LT4 NWNW--39.0 " SENW--31.4 "

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Water Right Number - A37-00177M

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
GREENHORN FARMS1 - P.O. BOX 93
2 -
3 -City- GOODING State- ID Zip- 83330
Phone - 208-934-8464+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/01/1983 17 SOUTHERN D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
LITTLE WOOD RIVER MALAD RIVER+ - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name

05S 15E 36 SW SW SW (47) GOODING

+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 0.140

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Div. Capacity - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
0.140 1016.00 762.0+ - - - - - - - - - - - Place of Use - - - - - +
TwN Rng Rng Sec Tract Lot Acres Code Description County
05S 15E 36 SW SW 30.0 01 IRRIGATION (47) GOODING
05S 15E 36 SE SW 33.0 01 IRRIGATION (47) GOODING
06S 15E 1 NW NE 2 32.0 01 IRRIGATION (47) GOODING
06S 15E 1 SW NE 10.0 01 IRRIGATION (47) GOODING
06S 15E 1 NE NW 3 40.0 01 IRRIGATION (47) GOODING
06S 15E 1 NW NW 4 39.0 01 IRRIGATION (47) GOODING
06S 15E 1 SW NW 38.0 01 IRRIGATION (47) GOODING
06S 15E 1 SE NW 32.0 01 IRRIGATION (47) GOODING

Total Acres: 254.0

+ - - Diversion Means - #89-P PUMP

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - A37-07380,02043C,00374A,SHARES BWCC & AFRD #2

+ - - - - - - - - - - - Remarks - - - - - +
THIS CLAIM IS A SPLIT FROM A37-00177F. CLAIM A37-00177D FOR
0.06 CFS TO IRRIGATE 106 ACRES IS THE REST OF CLAIM A37-00177F.
THIS SPLIT RESULTS FROM THE SALE OF PART OF THIS PROPERTY.
RVW 3/5/91

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| | | | | | | | | |
|------------------------|---|------------|-----------------------|---|------------|-------------------------|---|-------|
| Court Report Filing | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | Civil Case Number | - | 39576 |
| Objection Filed Date | - | 00/00/0000 | Field Inspection Flag | - | - | Old Case Number | - | - |
| Response Filed Date | - | 00/00/0000 | Verified Date | - | 00/00/0000 | Old Judicial District | - | - |
| Claim Received Date | - | 09/02/1988 | Last Amended Date | - | 00/00/0000 | Temporary Right | - | P |
| Proof Due Date | - | 00/00/0000 | Proof Made Date | - | 00/00/0000 | Water District | - | 37M |
| Licensed Date | - | 00/00/0000 | Receipt Number | - | X9999999 | Federal/State Indicator | - | S |
| Claims Tape Error Flag | - | - | POU Ownership Flag | - | Y | Presumption Flag | - | D |
| Fee Exempt Flag | - | - | Name Connector | - | - | Notice of Error Flag | - | - |

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NOV 21 1996

Water Right Number - R37-00177M Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
AVONMORE WEST INC

1 - 1572 E HWY 26
2 -
3 -
City- RICHFIELD
Phone - 208-487-2545
State- ID Zip- 83349

*** O - ORIGINAL OWNER ***
GREENHORN FARMS

1 - P.O. BOX 93
2 -
3 -
City- GOODING
Phone - 208-934-8464
State- ID Zip- 83330

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1983 17 SOUTHERN D - DECREED

+ - - Source - - - - - + + - - - - Tributary - - - - - +
LITTLE WOOD RIVER MALAD RIVER

+ - - - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

05S 16E 29 SW SE SW (47) GOODING

+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 10/31 0.140 59.00

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
0.140 59.00 0.0

| TwN | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-------|-----|-------|--------------|------|-------------|--------------|
| 05S | 15E | 36 | SW NW | | 17.3 | 01 | 01 | IRRIGATION | (47) GOODING |
| 05S | 15E | 36 | SE NW | | 5.0 | 01 | 01 | IRRIGATION | (47) GOODING |
| 05S | 15E | 36 | NE SW | | 2.4 | 01 | 01 | IRRIGATION | (47) GOODING |
| 05S | 15E | 36 | NW SW | | 35.0 | 01 | 01 | IRRIGATION | (47) GOODING |
| 05S | 15E | 36 | SW SW | | 28.8 | 01 | 01 | IRRIGATION | (47) GOODING |
| 05S | 15E | 36 | SE SW | | 34.5 | 01 | 01 | IRRIGATION | (47) GOODING |
| 05S | 15E | 36 | SW SE | | 36.4 | 01 | 01 | IRRIGATION | (47) GOODING |
| 05S | 15E | 36 | SE SE | | 1.0 | 01 | 01 | IRRIGATION | (47) GOODING |
| 06S | 15E | 1 | NW NE | 2 | 24.0 | 01 | 01 | IRRIGATION | (47) GOODING |
| 06S | 15E | 1 | SW NE | | 5.7 | 01 | 01 | IRRIGATION | (47) GOODING |
| 06S | 15E | 1 | NE NW | 3 | 40.0 | 01 | 01 | IRRIGATION | (47) GOODING |
| 06S | 15E | 1 | NW NW | 4 | 39.0 | 01 | 01 | IRRIGATION | (47) GOODING |
| 06S | 15E | 1 | SW NW | | 38.0 | 01 | 01 | IRRIGATION | (47) GOODING |
| 06S | 15E | 1 | SE NW | | 31.4 | 01 | 01 | IRRIGATION | (47) GOODING |

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 9, 1995

AVONMORE WEST INC
1572 E HWY 26
RICHFIELD ID 83349

Re: Amended Adjudication Claim #A37-07380B

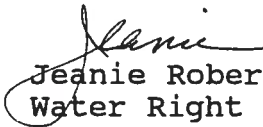
Ownership Change for Adjudication Claim #A37-00177M,
A37-00374A, A37-02043C
GREENHORN FARMS/AVONMORE WEST

Dear Claimant(s):

Pursuant to the approval of Transfer Nos. 4313 and 4317 and notification that you presently own the property in which the above referenced Adjudication Claims are appurtenant, the Department has changed the records of the current owner and amended the claims as per the transfers. Please find enclosed a copy of the computer record of the claims noting these changes.

Please review the records and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Water Right Agent

/jr
Enclosures

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NOV 21 1996

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00177M
Date Received: 9/ 2/1988
Receipt No: X999999
Received By: R. J. W.

Split and further change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GREENHORN FARMS
Address: P.O. BOX 93
GOODING, ID 83330 208-934-8464

2. Date of Priority: APR 1, 1883

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 05S | 15E | 36 | SW | SW | SW | | GOODING |

5. Description of diverting works:
#89-P PUMP

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.140 | | |

7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) 1016.00 A.F.A.

8. Total consumptive use is 762.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 05S | 15E | 36 | SW | SW | | IRR | 30.0 |
| | | | SE | SW | | IRR | 33.0 |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | | Lot | Use | Acres |
|---------------|-------|---------|------------|----|-----|-----|-------|
| Section Acres | | | | | | | 63.0 |
| 06S | 15E | 1 | NW | NE | 2 | IRR | 32.0 |
| | | | SW | NE | | IRR | 10.0 |
| | | | NE | NW | 3 | IRR | 40.0 |
| | | | NW | NW | 4 | IRR | 39.0 |
| | | | SW | NW | | IRR | 38.0 |
| | | | SE | NW | | IRR | 32.0 |
| Section Acres | | | | | | | 191.0 |
| Total Acres | | | | | | | 254.0 |

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A37-07380, 02043C, 00374A, SHARES BWCC & AFRD #2

14. Remarks:
THIS CLAIM IS A SPLIT FROM A37-00177F. CLAIM A37-00177D FOR
0.06 CFS TO IRRIGATE 106 ACRES IS THE REST OF CLAIM A37-00177F.
THIS SPLIT RESULTS FROM THE SALE OF PART OF THIS PROPERTY.
RVW 3/5/91

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00177F^m
Date Received: 9/02/1988
Receipt No: 500 2053
Received By: ADM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GREENHORN FARMS 208-934-8464
Address: P.O. BOX 93
GOODING, ID 83330

2. Date of Priority: APR 01, 1883

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 05S | 15E | 36 | SW | SW | SW | | GOODING |

5. Description of diverting works:
#89-P PUMP

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.200 | | |

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 1080.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 05S | 15E | 35 | SE | SE | | IRR | 4.0 |

Section Acres 4.0

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 05S | 15E | 36 | SW | SW | | IRR | 30.0 |
| | | | SE | SW | | IRR | 33.0 |
| | | | | | | Section Acres | 63.0 |
| 06S | 15E | 1 | NW | NE | 2 | IRR | 32.0 |
| | | | SW | NE | | IRR | 10.0 |
| | | | NE | NW | 3 | IRR | 40.0 |
| | | | NW | NW | 4 | IRR | 39.0 |
| | | | SW | NW | | IRR | 38.0 |
| | | | SE | NW | | IRR | 32.0 |
| | | | | | | Section Acres | 191.0 |
| | | 2 | NE | NE | 1 | IRR | 32.0 |
| | | | NW | NE | 2 | IRR | 2.0 |
| | | | SW | NE | | IRR | 30.0 |
| | | | SE | NE | | IRR | 38.0 |
| | | | | | | Section Acres | 102.0 |
| | | | | | | Total Acres | 360.0 |

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A37-07380, 02043A, 00374, SHARES BWCC & AFRD #2

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Partner Title _____ of Greenham Farms Organization, that I have signed the foregoing document in the space below as Partner Title _____ of Greenham Farms Organization and that the statements contained in the foregoing document are true and correct.

Michael Anheuser
Signature of Authorized Agent
Partner Greenham Farms
Title and Organization
9/2/88
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of Sept. 19 88

Dee D. Merritt
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/94

MICROFILMED
FEB 22 1993