

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-24-1997

PAGE: A-721

RIGHT NUMBER: 37-11245

NAME & ADDRESS: AVONMORE WEST INC
1572 E HWY 26
RICHFIELD ID 83249

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1940

POINT OF DIVERSION: T05S R15E S36 NWSEW Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within GOODING County
T05S R15E S36 SESW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 05S15E366600A

D
7-29-98

Claim prepared by: KT

Date: 11-04

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: A37-11245

Date Received: 9/ 2/1988

Receipt No: S002053

Received By: O/C F.B.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AVONMORE WEST INC 208-487-2545
Address: 1572 E HWY 26
RICHFIELD ID 83249

2. Date of Priority: DEC 31, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	36	SE	SW		DOMEST	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
PRIORITY BEST ESTIMATE OF CLAIMANT.
OWNERSHIP CHANGE MADE 4-27-95 BY TLB.

15. Basis of Claim: BENEFICIAL USE

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 _____

Water Right Number - R37-11245

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- 83249

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

1 - PO BOX 93
2 -
3 -
City- GOODING
Phone - 208-934-8464

State- ID Zip- 833300093

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/31/1940 ERROR IN REGION J - BENEFICIAL USE

+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
05S 15E 36 NW SE SW (47) GOODING

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 0.0

+ - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
05S 15E 36 SE SW 43 DOMESTIC (47) GOODING

Total Acres:

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
PARCEL NO. 05S15E366600A
OWNERSHIP CHANGE MADE 4-27-95 BY TLB.

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Water right number - R37-11245

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 10/28/1993 User Id: DUNN1 Subject: COPIED FROM REMARKS
PRIORITY BEST ESTIMATE OF CLAIMANT.

+ - - Audit Fields - - +

04/27/95 TBACKLUN

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 09/02/1988

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 00/00/0000
Last Amended Date - 00/00/0000
Receipt Number - S002053
POU Ownership Flag - Y
Name Connector -

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District -
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

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JUL 27 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor PHIL BATT

R. KEITH HIGGINSON
Director

APRIL 27, 1995

AVONMORE WEST, INC
1572 EAST HWY 26
RICHFIELD, ID 83249

RE: SRBA CLAIMS: A37-11245, A37-00177M, A37-00374A, A37-02043C,
A37-07159, & A37-07380B
GREENHORN FARMS

DEAR CLAIMANTS:

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH
THE ABOVE-REFERENCED ADJUDICATION CLAIMS, WE HAVE CHANGED THE
DEPARTMENT'S RECORDS AS YOU REQUESTED. THIS COPY IS FOR YOUR
RECORDS. PLEASE REVIEW THESE RECORDS FOR ACCURACY.

YOU HAVE ANY MORE QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT
THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

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NOV 27 1996

Form 42-1409(7)



**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 _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. _____
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
Southern Region Office

- ☐ 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, 00374A, 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 _____

(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: 4-27-94 By: HB
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources

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NOV 27 1998

WARRANTY DEED

COPY

1. DATE, NAMES OF PARTIES AND ADDRESSES

1.1 Date. This warranty deed is executed and delivered by grantor to grantee on January 15, 1991.

1.2 Name of Grantee and Address. The name of the grantee is Ward's Cheese, Inc., an Idaho corporation, whose address is P.O. Box A, Richfield, ID 83349, ("grantee").

1.3 Name of Grantor and Address. The name of the grantor is Greenhorn Farms, an Idaho general partnership, whose address is P.O. Box 93, Gooding, ID 83330, ("grantor").

2. CONVEYANCES

2.1 Grant. For value received, grantor grants, bargains, sells and conveys to grantee all of its right, title and interest in and to certain real property located in Gooding County, Idaho, and more particularly described by the legal description attached as page 2 to this warranty deed, together with 125 shares of stock in Big Wood Canal Company.

2.2 Covenants. Grantee, its successors and assigns, shall have and hold the property. The grantor covenants to and with the grantee that it is the owner in fee simple of the property, that it is free from encumbrances and that it will warrant and defend the same from all lawful claims whatsoever.

3. GRANTOR'S SIGNATURE

Dated: January 15, 1991.

GREENHORN FARMS, an Idaho general partnership

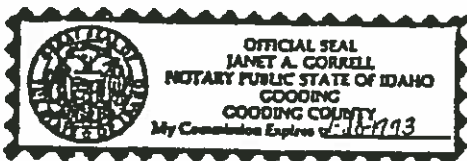
By: James E. Arkoosh, General Partner

4. ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Gooding)

On January 15, 1991, before me, the undersigned, a notary public in and for said county and state, personally appeared James E. Arkoosh, known to me to be one of the partners in the partnership of Greenhorn Farms, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument and acknowledged to me that he executed the same in said partnership name.

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



Janet A. Correll
Notary Public for Idaho
Residing at Gooding, Idaho
Commission Expires: 2-28-1993

WARRANTY DEED

Wards.116/010991

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NOV 27 1996
EXHIBIT A
Page 1 of 2

EXHIBIT "A"

A tract of land located in the S½ of Section 36, Township 5 South, Range 15, East Boise Meridian, and the N½ of Section 1, Township 6 South, Range 15, East Boise Meridian, all in Gooding County, Idaho, more particularly described as follows:

Beginning at the Southwest corner of said N½ of Section 1;
 Thence North 0°17'16" West a distance of 2670.10 feet along the Westerly boundary of said N½ of Section 1 to the Northwest corner of said Section 1;
 Thence North 0°06'52" West a distance of 1320.62 feet along the Westerly boundary of said S½ Section 36 to the Northwest corner of said S½ of Section 36; ✓
 Thence North 89°57'44" East a distance of 3978.03 feet along the Northerly boundary of said S½ of Section 36;
 Thence South 10°08'43" East a distance of 284.43 feet along the center of the farm access road;
 Thence South 1°58'31" West a distance of 289.70 feet along the center of said farm access road to a point of curvature which lies 1525.23 feet Northwesterly from the center of a farm irrigation pivot;
 Thence Southwesterly a distance of 1659.84 feet on the arc of a non-tangent curve to the left with a radius of 1525.23 feet a central angle of 62°21'08" and a chord which bears South 12°43'12" West a distance of 1579.13 feet to a point in the center of a farm access road;
 Thence North 89°51'33" West a distance of 401.41 feet to a point which lies 1635.29 feet Easterly from the center of a farm irrigation pivot;
 Thence Southwesterly a distance of 913.60 feet on the arc of the non-tangent curve to the right with a radius of 1635.29 feet a central angle of 32°00'35" and a chord which bears South 12°37'25" West a distance of 901.76 feet;
 Thence South 89°39'17" West a distance of 17.66 feet;
 Thence South 38°56'06" West a distance of 631.96 feet;
 Thence South 70°09'32" West a distance of 499.08 feet;
 Thence South 72°52'10" West a distance of 433.48 feet;
 Thence North 89°51'33" West a distance of 400.00 feet;
 Thence South 0°00'00" West, 220.00 feet to a point on the Southerly boundary of the N½ of said Section 1;
 Thence North 89°51'33" West a distance of 1357.40 feet along said Southerly boundary to the Southwest corner of the N½ of said Section 1 and THE POINT OF BEGINNING.

SUBJECT TO the rights of public roads which affect the Southerly and Westerly 25.00 feet thereof and also EXCEPTING THEREFROM that portion deeded to the Gooding Highway District for highway purposes by Deed recorded November 30, 1915 in Book 1 Page 526 as Instrument Number 5711, Gooding County records.

143437

STATE OF IDAHO, COUNTY OF GOODING

Filed for record at the request of Land Title & Escrow Inc

20 min. past 9 o'clock A M. this 16

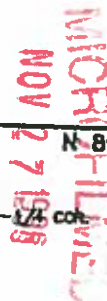
of Jan, 1991. p. 6

JOHN A. MYERS, Recorder

By Velda M. Schmidt Deputy

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 NOV 27 1996

EXHIBIT A
 Page 2 of 2



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: A37-11245
Date Received: 9/02/1988
Receipt No: 5002053
Received By: ADL

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: DEC 31, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	36	SE	SW		DOMEST	

11. Place of use in counties: GOODING

A37-11245

Page 1

Date: 09/02/88

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FEB 25 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
PRIORITY BEST ESTIMATE OF CLAIMANT.

15. Basis of Claim: BENEFICIAL USE

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 of
Title
Greenham Farms, that I have signed the foregoing
Organization
document in the space below as Partner of
Title
Greenham Farms and that the statements contained in the
Organization
foregoing document are true and correct.

Michael Anasch
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

[Signature]
Notary Public

Seal

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

WATER RIGHT NUMBER - A37-11245

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
GREENHORN FARMS

1 - P.O. BOX 93

2 -

3 -

CITY- GOODING

PHONE - 208-934-8464

STATE- ID ZIP- 83330

+ - - PRIORITY DATE - - +
12/31/1940

+ - - - REGION - - - +
ERROR IN REGION

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

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

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

05S 15E 36 SE SW 43 DOMESTIC (47) GOODING

+ - - DIVERSION MEANS - WELL & PUMP

+ - - NON-IRRIGATION USE - D/ 1 HOUSEHOLD

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +
PRIORITY BEST ESTIMATE OF CLAIMANT.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 09/02/88 MERRITT 10/03/89 REFUNDML

MICROFILMED
OCT 25 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A37-11245

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

[illegible]

05515E366600 A

AK-822

DATA ENTRY

ENTERED 10-27-93

ENTERED
CHECKED 12/5/93 AR

"Verified By"
 Topo Map/DGPS-PQ
 ABLN Map
 Watermaster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Records
 IDWR Records

VERIFIED
FEB 19 1992

CERTIFIED
MAR 25 1992
WATER EXAMINER