

RECEIVED

06/22/2002

JUL 22 2002

Department of Water Resources

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

CF

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 23, 2002

Water right number: 37-7051

GLANBIA FOODS INC

C/O RICK WARREN

1728 S 2300 E

GOODING ID 83330

Telephone Number: (208) 934-8195

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

?? Need to discuss place of use as it relates to commercial water rights. Additionally, permit

2. Describe the changes you wish to make in the proposed recommendation:

Should be for an additional 2 CFS (37-08903) from this point of diversion. Need to review with an agent.

3. Give a brief explanation as to why you disagree with these portions:

Also need to discuss use/application of waste water including water removed from milk.

 I AGREE with this proposed recommendation: no changes need to be made.

DATE:

7/28/02

SIGNATURE:

Rickie Del Warren

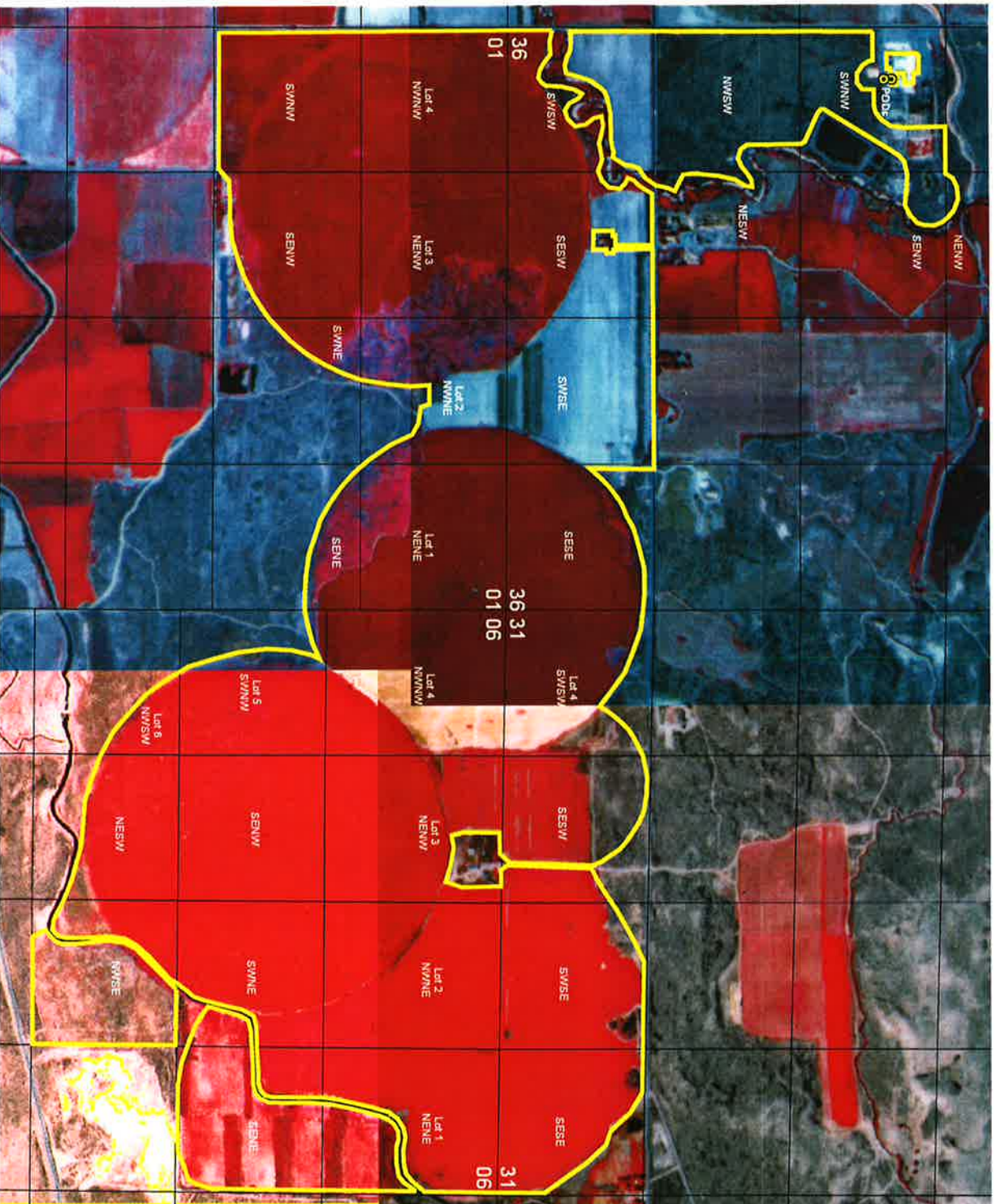
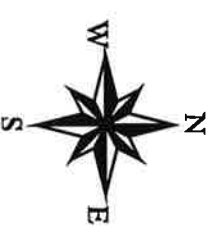
Please print your name:

Rickie Del Warren

IDWR State Office, PO Box 83720, Boise ID 83707-9815

37-7051

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



Map prepared by: Carter Fritschle
Date prepared: 11/16/01
1987-1988 NAPP photography
Idaho Department of Water Resources

04/02/2002

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

RIGHT NUMBER: 37-7051

NAME AND ADDRESS: GLANBIA FOODS INC
1728 S 2300 E
GOODING ID 83330

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.00 CFS
618.0 AFY

PRIORITY DATE: 08/27/1969

POINT OF DIVERSION:

T05S R15E S36 NWSWNW Within GOODING County

T05S R15E S36 NWSWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
COMMERCIAL	01/01 12/31	1.000 CFS 618.00 AFY

THE WATER DIVERTED UNDER THIS RIGHT FOR COMMERCIAL PURPOSES MUST FIRST BE USED IN ASSOCIATION WITH THE CHEESE MANUFACTURING AND WHEY PROCESSING PLANT LOCATED IN T05S, R15E, S36, SWNW. AFTER WATER IS USED FOR COMMERCIAL PURPOSES IN ASSOCIATION WITH THE CHEESE MANUFACTURING PLANT, IT MAY BE APPLIED TO, AND USED FOR THE IRRIGATION OF THE LAND DESCRIBED IN THE PLACE OF USE FOR COMMERCIAL PURPOSES IN T05S, R15E, S36, T05S, R16E, S31, T06S, R15E, S01 AND T06S, R16E, S06 TO SATISFY WATER QUALITY REQUIREMENTS.

PLACE OF USE: COMMERCIAL Within GOODING County

T05S R15E S36	NENW	T05S R15E S36	SWNW
T05S R15E S36	SENE	T05S R15E S36	NESW
T05S R15E S36	NWSW	T05S R15E S36	SWSW
T05S R15E S36	SESW	T05S R15E S36	SWSE
T05S R15E S36	SESE	T05S R16E S31 Lot 4	SWSW
T05S R16E S31	SESW	T05S R16E S31	SWSE
T05S R16E S31	SESE	T06S R15E S01 Lot 1	NENE
T06S R15E S01 Lot 2	NWNE	T06S R15E S01	SWNE
T06S R15E S01	SENE	T06S R15E S01 Lot 3	NENW
T06S R15E S01 Lot 4	NWNW	T06S R15E S01	SWNW
T06S R15E S01	SENE	T06S R16E S06 Lot 1	NENE
T06S R16E S06 Lot 2	NWNE	T06S R16E S06	SWNE
T06S R16E S06	SENE	T06S R16E S06 Lot 3	NENW
T06S R16E S06 Lot 4	NWNW	T06S R16E S06 Lot 5	SWNW
T06S R16E S06	SENE	T06S R16E S06	NESW
T06S R16E S06 Lot 6	NWSW	T06S R16E S06	NWSE

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.

EXPLANATORY MATERIAL: License

Water Right 37-7051

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5625
WATER RIGHT NO. 37-07051

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>
COMMERCIAL	01/01 to 12/31	1.00 CFS *	618.0 AF *

SOURCE

GROUND WATER

Priority: 08/27/1969

LOCATION OF POINT(S) OF DIVERSION:

NWSWNW , Sec. 36, Township 05S, Range 15E
GOODING County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

05S 15E 36	NENW	SWNW	SENE
	NESW	NWSW	SWSW
	SESW	SWSE	SESE
16E 31 Lot 4 (SWSW)		SESW	SWSE
	SESE		
06S 15E 1 Lot 1 (NENE)	Lot 2 (NWNE)		SWNE
	SENE	Lot 3 (NENW)	Lot 4 (NWNW)
	SWNW	SENE	
16E 6 Lot 1 (NENE)	Lot 2 (NWNE)		SWNE
	SENE	Lot 3 (NENW)	Lot 4 (NWNW)
	Lot 5 (SWNW)	SENE	NESW
	Lot 6 (NWSW)	NWSE	

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

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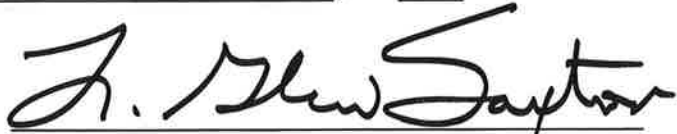
NOV 08 2000

TRANSFER NO. 5625
WATER RIGHT NO. 37-07051

CONDITIONS OF APPROVAL AND REMARKS

3. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 8. The total instantaneous diversion of water from all points of diversion under Transfer 5625 shall not exceed 1.00 cfs, nor total combined annual volume of 618.0 af.
9. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the processing plant as authorized by this water rights.
10. Commercial use is for a cheese manufacturing and whey processing plant located in the SWNW, S36, T5S, R15E.
11. Two points of diversion are located within the NWSWNW, S36, T5S, R15E.

Dated this 29th day of June, 2000.


Chief, Water Allocation Bureau

MICROFILMED
NOV 08 2000

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: **A37-07051**
Date Received: 9/ 2/1988
Receipt No: S002053
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: WARDS CHEESE INC. 208-487-2545
Address: ATTN: RICK WARREN
P.O. BOX A
RICHFIELD ID 83349

2. Date of Priority: AUG 27, 1969

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	SW	NW			GOODING

5. Description of diverting works:
TWO WELL WITH 40 H.P. PUMPS (ONE USED AS BACKUP)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	01/01	12/31	1.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
C/MEAT PACKING PLANT.

10. Place of Use:

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

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:
NONE

14. Remarks:

SECOND WELL ADDED AS BACKUP.

OWNERSHIP CHANGE 1/24/92 BY JG. AMENDED P/D & P/U FROM NWSW TO
SWNW. SEE LETTER 2/28/91.

15. Basis of Claim: LICENSE

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 _____

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FEB 24 1993

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MAR - 1 1991

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Department of Water Resources
Southern Region Office

Water Right Number(s):

A 37-7051

Name and Address of
Former Claimant:

Greenhorn Farms

P.O. Box 93

Gooding, Idaho 83330 Ph. 934-8464

[] New Claimant(s):

WARD's Cheese, Inc.

[] New Mailing Address:

P.O. Box A

Richfield, Idaho 83349

Att: Rick Warren

New Telephone Number: (208) 487-2545

[] Does the change in ownership result in a splitting of the
water right claimed? yes X no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached:

WARRANTY Deed

[] Signature of New Claimant(s):

WARD's Cheese, Inc.

Paul Thomas, Vice President

Date: 3-1-91

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1/24/92

By: SC

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

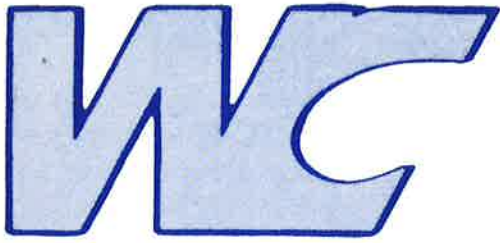
Date: 1/24/92

By: SC

Claim Numbers of Split, if any:

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FEB 24 1993

* Please note attached Page on Filing Location error.



WARD'S CHEESE, INC.

MAIN OFFICES

Barrel Cheese Division

P. O. Box A

Richfield, Idaho 83349

(208) 487-2545

Block Cheese Division

P. O. Box 248

Carey, Idaho 83320

(208) 823-4393

RICHFIELD PROTEIN

Whey Processing Division

P. O. Box A

Richfield, Idaho 83349

(208) 487-2545

February 28, 1991

Idaho Department of Water Resources
Southern Region 222 Shoshone Street East
Twin Falls, Idaho 83301

Attention: Doug Jones

Re: Water Right Number A37-7051

Dear Sir,

The filing location for the above referenced well is in question. There are two wells servicing this plant which was originally under the ownership of Magic Valley Packing Company. One of the wells is inside the building and the other is across the driveway. It appears that the correct filing location should be SW 1/4 of the NW 1/4 Section 36 Township 5 S Range 15 E B.M. Gooding County.

Please make note of this and advise me if there is anything that I should do concerning this error.

Thank You,

Rick Warren

Rick Warren

cc: Tom Kalange
Dave Thomas

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FEB 24 1993

COPY

CORPORATE WARRANTY DEED

ARTICLE 1
DATE, NAMES OF PARTIES AND ADDRESSES

1.1 Date. This warranty deed is executed and delivered by grantor to grantee on May³, 1990.

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 Idaho Russet, Inc., an Idaho corporation, whose address is in care of John Arkoosh, P.O. Box 32, Gooding, ID 83330, ("grantor").

ARTICLE 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 on Exhibit "A" which is attached to this corporate warranty deed.

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.

ARTICLE 3
GRANTOR'S SIGNATURE

Dated: May ³, 1990.

IDAHO RUSSET, INC.

By: [Signature]
Rich Etcheverry, President

By: [Signature]
Ron Richardson, Secretary

ARTICLE 4
ACKNOWLEDGMENT

STATE OF CALIFORNIA)
County of Kern) ss.

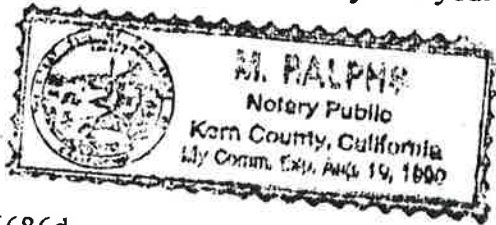
On May ³, 1990, before me, the undersigned, a notary public in and for said county and state, personally appeared Rich Etcheverry and Ron Richardson,

CORPORATE WARRANTY DEED
050290

RECORDED
FEB 24 1993

known to me to be the President and Secretary, of Idaho Russet, Inc., the corporation whose name is subscribed to the within instrument or the persons who executed the instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

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.



6686d

M. Ralphs
Notary Public for California
Residing at 6000 Sally Blvd
Commission Expires: 8-10-90

CORPORATE WARRANTY DEED
050290

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FEB 24 1993

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

SCHEDULE A cont'd.

Parcel No. 1:

TOWNSHIP 5 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 36: Two tracts of land located in the SW~~x~~NW~~x~~, NW~~x~~SW~~x~~ and SE~~x~~NW~~x~~, described as follows:

Beginning at the Northwest corner of said SW~~X~~NW~~X~~ of
Section 36;

Thence South along the West boundary of said
SW~~1~~NW~~1~~, 600.0 feet;

Thence North 89°47' East, 1551.0 feet to the center
of the channel of Little Wood River;

Thence following distances and courses, following the channel of Little Wood River;

Thence North 26°30' East, 208.0 feet;

Thence South $63^{\circ}30'$ East, 20.0 feet;

Thence North $77^{\circ}00'$ East, 189.6 feet;

Thence North $13^{\circ}30'$ East, 269.4 feet;

Thence North $31^{\circ}30'$ West, 142.6 feet to the

North boundary of SE~~X~~NW~~X~~ of Section 36;

Thence South 89°47' West along the North boundaries
of SE½NW¼ and SW½NW¼ of Section 36, 1835.0 feet
to THE POINT OF BEGINNING.

AND

Beginning at a point on the West boundary of said Section 36, said point being 909.9 feet North of the Southwest corner of the NW~~1~~SW~~4~~ of Section 36, and which point is THE TRUE POINT OF BEGINNING;

Thence North 89°27' East, 1115.5 feet to the center
of the channel of Little Wood River;

Thence the following distances and courses,
following the channel of Little Wood River;

Thence North $4^{\circ}30'$ East, 315.0 feet;

Thence North $31^{\circ}00'$ East, 436.9 feet;

Thence North $9^{\circ}30'$ East, 165.8 feet;

Thence South $80^{\circ}30'$ East, 20.0 feet;

Thence North $26^{\circ}30'$ East, 311.1 feet;

Thence leaving the channel of Little Wood River on a course of South 89°47' West, 1551.0 feet to the West boundary of said Section 36;

Thence South along said West boundary 1129.1 feet
to THE TRUE POINT OF BEGINNING.

C o n t i n u e d

Schedule A Page 2 No. BF 768639

1129.1 feet

EXHIBIT A

SCHEDULE A cont'd.

Schedule A Page 3 No. BF 768639

AUTUMN

SD-33	Last Name: GREENHORN				STATE		
S.	First	O	Water	Priority		Total	Use
E	Name	W	Right No.	Date	Source	Diversion	Code Desc
L		N					
-	GREENHORN FARMS						
-		C	A37-07051	08/27/1969	GROUNDWATER	1.000	10 COMMER
-		C	A37-07252	07/24/1973	GROUNDWATER	3.300	01 IRR
-		C	A37-07260	08/08/1973	GROUNDWATER	5.700	01 IRR
-		C	A37-07380	09/05/1974	GROUNDWATER	7.460	01 IRR
-		C	A37-07576	03/29/1977	GROUNDWATER	2.500	01 IRR
-		C	A37-08289	02/23/1987	GROUNDWATER	0.110	10 COMMER
-		C	A37-11243	12/31/1940	GROUNDWATER	0.040	43 DOMEST
-							04 STOCK
-		C	A37-11244	12/31/1940	GROUNDWATER	0.040	43 DOMEST
-							04 STOCK
-		C	A37-11245	12/31/1940	GROUNDWATER	0.040	43 DOMEST
-		C	A37-11246	12/31/1940	GROUNDWATER	0.040	43 DOMEST
-		O	A37-00177F	04/01/1883	LITTLE WOOD	0.200	01 IRR
-					SPLIT CLAIM		
-		C	A37-00177M	04/01/1883	LITTLE WOOD	0.140	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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FEB 24 1993

SD-36		Township: 05S		Range: 15E		Section: 36		Tract:		Lot:	
S.	L	Water	Name	O	S	Max #	Records	51			
E	O			W	T	Priority	Use				
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc	
---	---	---	---	---	---	---	---	---	---	---	---
---	NESW		A37-11044	SCHOESSLER, ROBERT	C		J	06/21/1929	43	DOMEST	
---	NESW		A37-11044	SCHOESSLER, DOROTHY F.	C		J	06/21/1929	04	STOCK	
---	NESW		A37-00867Z1	LARGE CLAIM	C	39	D	01/01/1901	39	GWR FS	
---	NWSW		A37-07051	GREENHORN FARMS	C		L	08/27/1969	10	COMMER	
---	NWSW		A37-00867Z1	LARGE CLAIM	C	37	D	01/01/1901	39	GWR FS	
---	SWSW		A37-07380	GREENHORN FARMS	C	30	L	09/05/1974	01	IRR	
---	SWSW		A37-00867Z1	LARGE CLAIM	C	37	D	01/01/1901	39	GWR FS	
---	SWSW		A37-00177F	GREENHORN FARMS	O	30	D	04/01/1883	01	IRR	
---	SWSW		A37-00177M	GREENHORN FARMS	C	30	D	04/01/1883	01	IRR	
---	SWSW		A37-00374	SPLIT CLAIM	C	30	D	05/15/1884	01	IRR	
---	SWSW		A37-00374A	GREENHORN FARMS	O						
---	SWSW		A37-00374A	GREENHORN FARMS	C	30	D	05/15/1884	01	IRR	
---	SWSW		A37-02043B	SPLIT CLAIM	C	30	D	05/10/1906	01	IRR	

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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FEB 24 1993



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

24-Jan-1992 13:44

WARDS CHEESE INC.
ATTN: RICK WARREN
P.O. BOX A
RICHFIELD ID 83349

Re: Ownership Change for Adjudication Claim NO.(S): A37-07051
GREENHORN FARMS

Dear MR. Warren:

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claim(s) is appurtenant, the Department has changed the record of the current owners as you requested. I changed also, the legal description to read in the SW1/4NW1/4, T05S, R15E, S36.

I apologize for the delay in processing this! Please review the record and if you have any corrections or questions, please feel free to call me at 736-3033.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
FEB 24 1993

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: A37-07051
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: AUG 27, 1969
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 05S | 15E | 36 | NW | NW | SW | | GOODING |
5. Description of diverting works:
TWO WELL WITH 40 H.P. PUMPS (ONE USED AS BACKUP)
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| COMMERCIAL | 01/01 | 12/31 | 1.000 | | |
7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
C/MEAT PACKING PLANT.
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 05S | 15E | 36 | NW | SW | | COMMER | |
11. Place of use in counties: GOODING

RECORDED
FEB 24 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
SECOND WELL ADDED AS BACKUP.

15. Basis of Claim: LICENSE

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

Greenham Farms, that I have signed the foregoing
Organization

document in the space below as Partner of

Greenham Farms and that the statements contained in the
Organization

foregoing document are true and correct.

Michael Arpaio
Signature of Authorized Agent

Partner Greenham Farms
Title and Organization

9/2/88
Date

MICROFILMED
FEB 24 1993

State of Idaho)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day

of Sept. 19 88

Al D. Merritt
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/92

NOTARY PUBLIC
FEB 24 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7051 Priority August 27, 1969 Amount 1.0 cfs

THIS IS TO CERTIFY, that James Allan & Sons dba Magic Valley Packing Company
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 37-7051 issued pursuant to Application for Permit dated August 27, 1969,
and has submitted proof to the Department of Water Resources on February 14, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.0 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Commercial</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>1.0</u> cfs and <u>618 acre feet</u>			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 1.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
618 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 36,
Twp. 5 S, Rge. 15 E, B. M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 S	15 E	36									X								

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of
May, 19 75.

Director