

06/22/2002

NOTICE OF ERROR
REPLY

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

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: 37-7260

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):

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

7 Total irrigated ~~acres~~ acres

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

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

DATE:

7/18/02

SIGNATURE:

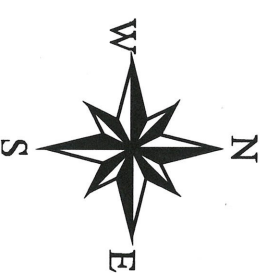
Rickie Del Warren

Please print your name:

Rickie Del Warren

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

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

04/10/2002

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

RIGHT NUMBER: 37-7260

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.70 CFS
1,140.0 AFY

PRIORITY DATE: 08/08/1973

POINT OF DIVERSION:

T05S R15E S36 NESWSE Within GOODING County

T06S R15E S1 NESENE Within GOODING County

T06S R16E S6 SWNESE Lot 1 Within GOODING County

T06S R16E S6 NENWNW Lot 4 Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

5.700 CFS
1,140.00 AFY

PLACE OF USE: IRRIGATION Within GOODING County

T05S R15E S36	NENW	0.2	T05S R15E S36	SWNW	22.5
T05S R15E S36	SESW	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	SESW	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	SESW	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. 37-7260, 37-7380A, 37-7380C AND 37-7576 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 780.3 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 285 ACRES WITHIN 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.

04/10/2002

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

EXPLANATORY MATERIAL: License

USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS
RESERVOIR DIST. NO. 2.
USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5622
WATER RIGHT NO(S) . 37-07260/37-07380A/37-07380C/37-07576

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. 37-07260 :			
IRRIGATION	03/15 to 11/15	5.70 CFS	1140.0 AF
Priority: 08/08/1973			
Right No. 37-07380A :			
IRRIGATION	03/15 to 11/15	3.03 CFS	606.4 AF
Priority: 09/05/1974			
Right No. 37-07380C :			
IRRIGATION	04/01 to 10/31	4.38 CFS	874.8 AF
Priority: 09/05/1974			
Right No. 37-07576 :			
IRRIGATION	04/01 to 11/01	2.50 CFS	500.0 AF
Priority: 03/29/1977			
	TOTAL:	15.61 CFS	3121.2 AF

SOURCE

GROUND WATER

LOCATION OF POINT(S) OF DIVERSION:

NESWSE , Sec. 36, Township 05S, Range 15E
NESENE , Sec. 1, Township 06S, Range 15E
Lot 1(NENE), Sec. 6, Township 06S, Range 16E
Lot 4(NWNW), Sec. 6, Township 06S, 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	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	

MICROFILMED

NOV 08 2000

TRANSFER NO. 5622
WATER RIGHT NO(S). 37-07260/37-07380A/37-07380C/37-07576

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>
			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
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	SENW	40	NESW	25	
			Lot 6 (NWSW)	4.5	NWSE	32			395.1
					Total number of acres irrigated:				983.7 */**

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.
 3. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under these rights.
 4. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
 5. 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.
 6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
 7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 8. 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.
- */** 9. The total instantaneous diversion of water from all points of diversion under Transfer 5622 shall not exceed 15.61 cfs, nor total combined annual volume of 3121.2 af for the irrigation of a total of 780.3 acres in a single irrigation season.

MICROFILMED

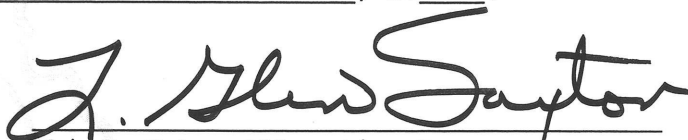
NOV 08 2000

TRANSFER NO. 5622
WATER RIGHT NO(S) . 37-07260/37-07380A/37-07380C/37-07576

CONDITIONS OF APPROVAL AND REMARKS

- ** 10. Right 37-07260 is limited to the irrigation of 285 acres within the place of use described above in a single irrigation season.
- ** 11. Right 37-07380A is limited to the irrigation of 151.6 acres within the place of use described above in a single irrigation season.
- ** 12. Right 37-07380C is limited to the irrigation of 218.7 acres within the place of use described above in a single irrigation season.
- ** 13. Right 37-07576 is limited to the irrigation of 125 acres within the place of use described above in a single irrigation season.

Dated this 29th day of June, 2000.


Chief, Water Allocation Bureau

MICROFILMED

NOV 8 8 2000

37-7260 (3 pods)

NSG

POD Data

05S 15E 36 NESWSE

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
05S 15E 36 NESWSE	A0005569			700006
Latitude 000:00:	Longitude 000:00:	GPS File	Flowmeter (1)	

USG Supplemental pt used

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
1/1/1997	JMARTIN	Inventory	
Notes: Site visit date not provided			

Owner = Rick Warren
Glanbia Foods

37-7260 — updated POD

37-7380 A

NSG

POD Data

06S 15E 01 NESENE

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 15E 01 NESENE	A0005571			700041
Latitude 000:00:	Longitude 000:00:	GPS File	Flowmeter (1)	

PCC Calibration

Date 10/25/2000

PCC: 565.1

Change Date:

Kilowatt-Hour Meter		Condition #1	KW	GPM	PCC	PSI	Percent
Utility	IP		137.7	1323		76	100
Pole No	838	Descr					
Meter Mfgr	A	Condition #2	0	0		0	0
Meter S/N	1556066	Descr					
Disk Const		Condition #3	0	0		0	0
Multiplier		Descr					

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
1/1/1997	JMARTIN	Inventory	
Notes:	Site visit date not provided		

37-7260
37-7380A

NSG

POD Data

06S 16E 06 NENWNW 4

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 16E 06 NENWNW 4	A0005570	likely incorrect		700056
Latitude 000:00:	Longitude 000:00:	GPS File	Flowmeter (1)	

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
1/1/1997	JMARTIN	Inventory	
Notes: Site visit date not provided			

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: A37-07260
Date Received: 9/02/1988
Receipt No: 5002053
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: AUG 08, 1973

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	NE	SW	SE		GOODING
06S	15E	1	NE	SE	NE		GOODING
	16E	6	NE	NW	NW	4	GOODING

5. Description of diverting works:
WELLS & PUMPS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.700		

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

8. Total consumptive use is 855.0 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	16E	31	SW	SW	4	IRR	7.0

A37-07260

Page 1

Date: 09/02/88

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	16E	31	SE	SW		IRR	25.0
			SW	SE		IRR	12.0
						Section Acres	44.0
06S	16E	6	NW	NE	2	IRR	49.0
			SW	NE		IRR	35.0
			NE	NW	3	IRR	41.0
			NW	NW	4	IRR	19.0
			SW	NW	5	IRR	17.0
			SE	NW		IRR	40.0
			NE	SW		IRR	27.0
			NW	SW	6	IRR	6.0
			NW	SE		IRR	7.0
						Section Acres	241.0
						Total Acres	285.0

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:
SHARES IN BIG WOOD CANAL CO. & AFRD#2

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED
FEB 24 1993

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

Michael A. Pugh
Signature of Authorized Agent

Partner Greenhorn 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. Meritt
Notary Public

Seal

Residing at Kimberly, Id
My Commission Expires 6/30/92

MICROFILMED
FEB 24 1993

MEMORANDUM

TO: SRBA Files A37-07380A, A37-07260, A37-07576 & A37-11244

FROM: Corey Skinner *CS*

DATE: July 10, 1997

SUBJECT: Information Request

This day Henry LeMoyne called and requested water right information for Section 31 (T05S, R16E), Section 36 (T05S, R15E), Section 01 (T06S, R15E), and Section 06 (T06S, R16E) in the name of Arkoosh Produce Inc. or Greenhorn Farms. I left the following proof reports at the front desk for Mr. LeMoyne to pick up at his convenience:

A37-07380A	A37-07260	A37-07576	A37-11244
37-07380A	37-07260	37-07576	