

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: 37-7576

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:

? 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:

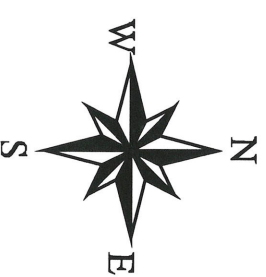
Rickie Del Warren

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

04/09/2002

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

RIGHT NUMBER: 37-7576

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.50 CFS
500.0 AFY

PRIORITY DATE: 03/29/1977

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:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	2.500 CFS 500.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within GOODING County

T05S R15E S36	NENW	0.2	T05S R15E S36	SWNW	22.5
T05S R15E S36	SENE	3.7	T05S R15E S36	NESW	5.0
T05S R15E S36	NWSW	38.5	T05S R15E S36	SWSW	31.0
T05S R15E S36	SESE	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	SESE	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	SENE	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	SENE	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 125 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

04/09/2002

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

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

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.

37-7576

NSG

POD Data

06S 16E 06 NENE 1

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 16E 06 NENE 1	A0005557			700055
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			

Owner = Rich Warren
Glanbia Foods

Used NSG supplemental point A0005570
but the point/location indicates POD Num 700056
and 06S 16E 06 NENWNW 4.

Point location looks good for 37-7576,
but NOT for its attributes.

Should have these confirmed.

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: A37-07576

Date Received: 9/02/1988

Receipt No: 5002053

Received By: ADP

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: MAR 29, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	16E	6	NE	NE	NE	1	GOODING

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.500		

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

8. Total consumptive use is 375.0 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	16E	31	SW	SE		IRR	20.0
			SE	SE		IRR	24.0
Section Acres							44.0

A37-07576

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Date: 09/02/88

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	16E	6	NE	NE	1	IRR	45.0
			SE	NE		IRR	36.0
						Section Acres	81.0
						Total Acres	125.0

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

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

Michael Arkosh
Signature of Authorized Agent

Partner Greenham Farms
Title and Organization

8/2/88
Date

State of Idaho)
County of Twila T216) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of Sept. 19 88
Phil D. Bennett
Notary Public

Seal

Residing at Kimberly, Id
My Commission Expires 6/30/98

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	

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	

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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	SENE	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	SENE	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.

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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.

J. Glen Saylor
Chief, Water Allocation Bureau

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JUL 17 2000