

Simplot

CORPORATE HEADQUARTERS

J.R. SIMPLOT COMPANY ONE CAPITAL CENTER 999 MAIN STREET SUITE 1300
P.O. BOX 27 BOISE, IDAHO 83707 208/336-2110**FAX COVER LETTER**

Transmittal Time:

TO:	Don Shaff	Fax No.	(208) 287-6701	DATE.	January 11, 2006
COMPANY	IDWR	No. of pages including cover sheet:	5		
FROM:	Vic Conrad	Direct Dial Number	(208) 389-7359	FAX NO.	(208) 389-7333
CONFIDENTIALITY NOTICE: <u>This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this transmission is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the transmission to us at the above address via the US Postal Service. Thank You.</u>					
RE: IDWR Water Right Nos. 2-5, 2-2085, 2-2096, 2-2098, 2-2102, 2-2137, 2-2138, 2-4003A, 2-4003B and 2-10016.					
Message: Attached is a Notice of Change of Water Right Ownership for these water right. Please update your records to show that J. R. Simplot Company is the current owner of these water rights.					
If you do not receive all of the pages, please call back as soon as possible to (208) 389-7303.					

Form 41-248642-1-05(6) 10/9/2000

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
2-5	A02-00005		2-2137	A02-02137	
2-2085	A02-02085		2-2138	A02-02138	
2-2096	A02-02096		2-4003A	A02-04003A	
2-2098	A02-02098		2-4003B	A02-04003B	
2-2102	A02-02102			A02-10016	

2. The following **REQUIRED** information must be submitted with this form.

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question. **WITH ATTACHED LEGAL DESCRIPTION**

*Please see the attached Bargain and Sale Deed

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):

PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s): ML Investment Company
PO Box 27, Boise, ID 83707

4. New Owner/Claimant(s): J. R. Simplot Company
Name Connector (Check one) and or and/or

New Mailing Address: PO Box 27

City, State and ZIP Code: Boise, ID 83707

New Telephone Number: 208, 336-2110

5. Date you acquired the property: May 3, 1999

*Bargain and Sale Deed recorded in the official real property records of Owyhee County, Idaho on May 3, 1999 as instrument no. 228425

Form 42-200402-140066 July, 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, **THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s), after the change (one water right per box; you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

(If the right(s) will not be split, skip this area and proceed to item 7.)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

(If the right(s) will not be split, skip this area and proceed to item 7.)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

Signature of New Owner(s) or Claimant(s)
(include title if applicable):

By: Terry T. Uhling, Senior Vice President,
Secretary and General Counsel

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	Date _____	WR _____ Date _____

ML Investment Company
ML Investment #13

BARGAIN AND SALE DEED

FOR VALUE RECEIVED, **ML INVESTMENT COMPANY**, a Nevada corporation, as Grantor, does hereby grant, bargain, sell and convey unto **I. R. SIMPLOT COMPANY**, a Nevada corporation, as Grantee, whose current address is P.O. Box 27, Boise, Idaho 83707, all that certain real property located in Owyhee County, Idaho and as more particularly described on Exhibit A attached hereto and made a part hereof by this reference.

TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, and subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or based upon the premises.

IN WITNESS WHEREOF, the Grantor has caused its corporate name to be hereunto subscribed by its President, and its corporate seal to be affixed by its Secretary, this 30th day of April, 1999.

ML INVESTMENT COMPANY

By: [Signature]
Its President

ATTEST:

By: [Signature]

Secretary

228425

FILED - RECORDED

99 MAY -3 PM 2:51

STATE OF IDAHO)

) ss.

County of Ada)

REQUEST OF

[Signature]

OWYHEE

By: [Signature]

DEPUTY

On this 30th day of April, 1999, before me, a Notary Public in and for said State, personally appeared **DON J. SIMPLOT** and **RONALD N. GRAVES**, the President and Secretary, respectively, of the corporation that executed the foregoing 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 day and year in this certificate first above written.

[Signature]
Notary Public for Idaho

Residing at Boise, Idaho

My commission expires 5-13-2003

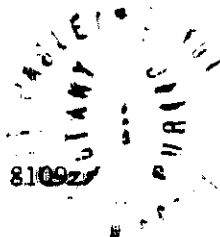


Exhibit A**PARCEL NO. I**

Northeast Quarter of the Northwest Quarter, Southeast Quarter of the Northwest Quarter, and that portion of the Northwest Quarter of the Northwest Quarter lying North of natural drain and that portion of the Northeast Quarter of the Southwest Quarter lying below main canal, all in Section 10, Township 6 South, Range 4 East Boise Meridian, Owyhee County Idaho.

PARCEL NO. II

North Half of the Southeast Quarter, Section 10, Township 6 South, Range 4 East Boise Meridian, Owyhee County Idaho.

PARCEL NO. III

Southeast Quarter, East Half of the Southwest Quarter, Southwest Quarter of the Southwest Quarter of Section 3, Southeast Quarter of the Southeast Quarter of Section 4, Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter of Section 8, North Half of the Southeast Quarter, Northeast Quarter of the Southwest Quarter, South Half of the Northwest Quarter, South Half of the Northeast Quarter, Northwest Quarter of the Northeast Quarter, North Half of the Northwest Quarter, Northwest Quarter of the Southwest Quarter of Section 9, Northwest Quarter of the Northeast Quarter, South Half of the Northeast Quarter, Northwest Quarter of the Southwest Quarter, and the Northeast Quarter of the Southwest Quarter above main canal, the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Northwest Quarter South of natural drain of Section 10, all in Township 6 South, Range 4 East of the Boise Meridian, Owyhee County, State of Idaho.

PARCEL NO. IV

The Southwest Quarter of the Northwest Quarter, and the Southwest Quarter of Section 2; the Northeast Quarter of the Northeast Quarter of Section 10; then Northwest Quarter of the Northwest Quarter of Section 11; all in Township 6 South Range 4 East, Boise Meridian Owyhee County, State of Idaho.

PARCEL NO. V

Northeast Quarter Northeast Quarter of Section 9, Township 6 South, Range 4 East of the Boise Meridian, Owyhee County, State of Idaho