

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 RIGHT TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

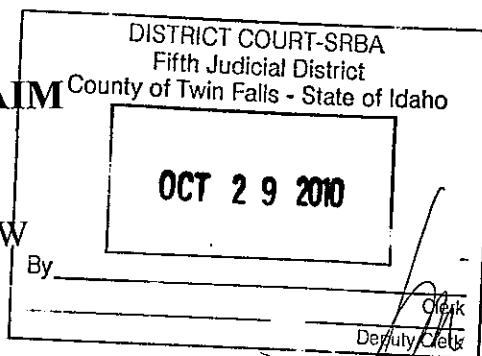
CIVIL CASE NUMBER: 39576

Ident. Number 03-181

Date Received \_\_\_\_\_

Receipt Number \_\_\_\_\_

AMENDED NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW



Please type or print clearly

1. Name of Claimant(s) EG Johnson Farms, Inc. Phone (208) 722-5013  
Mailing Address 24007 - Hwy 20-26, Parma, ID Zip 83660
2. Date of Priority (only one (1) per claim) June 1, 1874
3. Source of water supply (a) Boise River  
which is tributary to (b) Snake River
4. a. Location of existing point of diversion is: Township 5N Range 5W Section 25,  
1/4 of \_\_\_\_\_ 1/4 of SE 1/4, Govt. Lot, 9 B.M., County of Canyon  
Additional points of diversion if any: T5N, R5W, S30 SW; Right currently left in river for mitigation  
b. If instream flow, beginning point of claimed instream flow is:  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,  
Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_  
ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_  
1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
Including the dates of any changes or enlargement in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. Right currently left in the river for mitigation of rights  
63-4036A, 63-4036B, 63-28751 and 63-32394.

6. Water is claimed for the following purposes

|     |                   | (both dates are inclusive)               | (cfs)             | (acre feet) |
|-----|-------------------|------------------------------------------|-------------------|-------------|
| For | <b>Mitigation</b> | purposes from <b>3/1</b> to <b>11/15</b> | amount <b>2.2</b> | or          |
| For |                   | purposes from _____ to _____             | amount _____      | or          |
| For |                   | purposes from _____ to _____             | amount _____      | or          |
| For |                   | purposes from _____ to _____             | amount _____      | or          |

7. Total quantity claimed (a) **2.2 cfs** (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is **(not applicable)** acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number Of livestock Etc.) \_\_\_\_\_

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|-----|-----|-----|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|     |     |     | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 05N | 05W | 25  | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      | ✓      |        |
|     |     | 36  |        | ✓      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres irrigated \_\_\_\_\_

11. In which county(ies) are lands listed above as place of use located? **Canyon County**

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as describe above.

**63-4036A, 63-4036B, 63-28751 and 63-32394** or None ( )

14. Remarks:

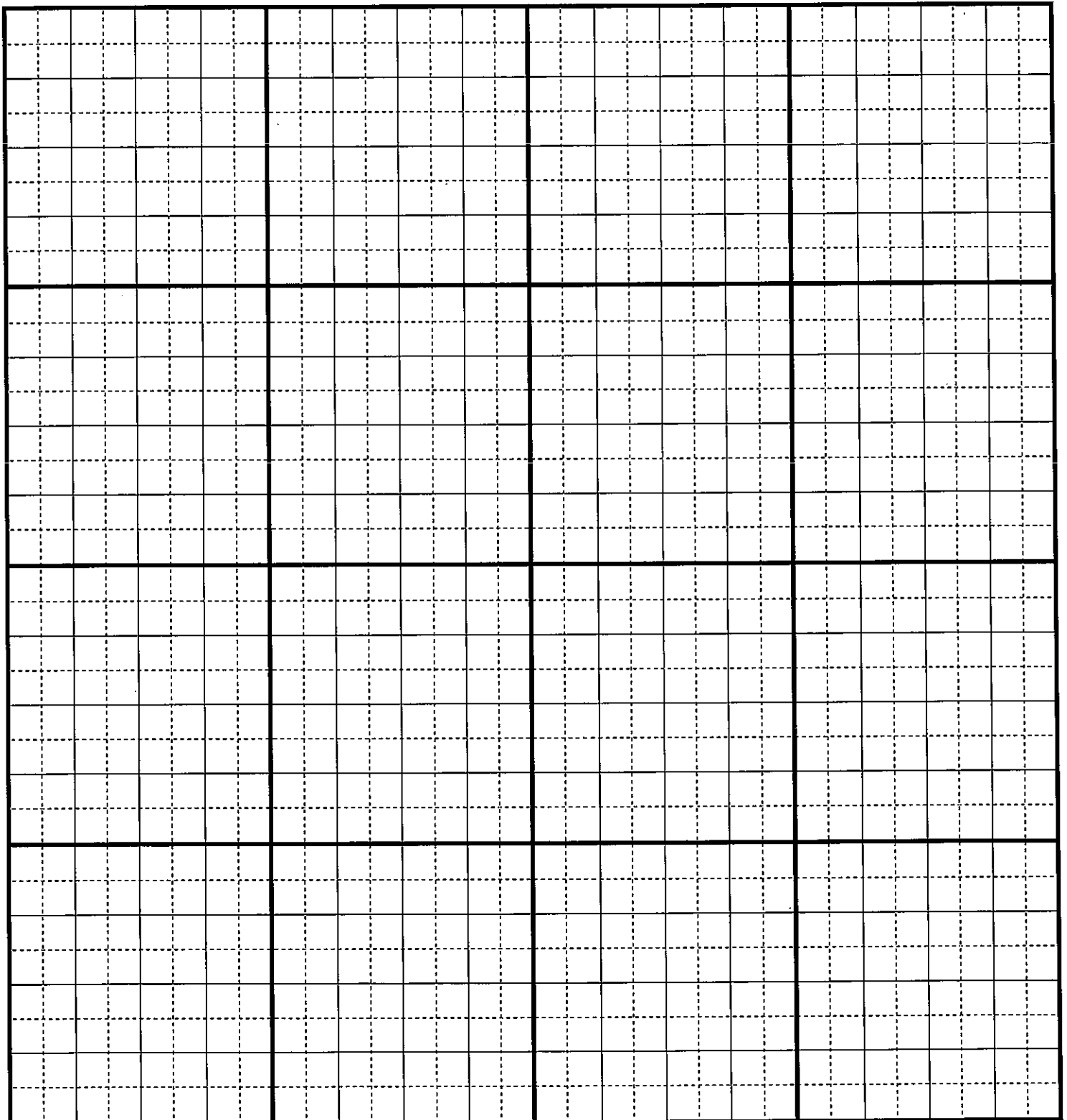
1. This right includes a change in the purpose of use pursuant to I.C. § 42-1425 from irrigation to

mitigation. This right mitigates the irrigation authorized under 63-4036A, 63-4036B,

63-28751 and 63-32394.

Last Name **EG Johnson Farms, Inc.** Ident. Number **63-181**

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.  
Scale: 2 inches equals 1 mile **Please see attached.**



Last Name EG Johnson Farms, Inc. Ident. Number 63-181

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree ☒

If applicable provide IDWR Water Right Number 63-181

Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

Plaintiff vs Defendant \_\_\_\_\_

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 1

**For Individuals:** I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am Jeff Johnson

Title

of EG Johnson Farms, Inc., that I have signed the foregoing

Organization

document in the space below as Director of EG Johnson Farms, Inc.

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization Director, EG Johnson Farms, Inc.

Date 10-25-10

State of Idaho/or \_\_\_\_\_ )

) SS.

County of \_\_\_\_\_ )

Subscribed and sworn to (affirmed) before me this

25

day of

OCTOBER

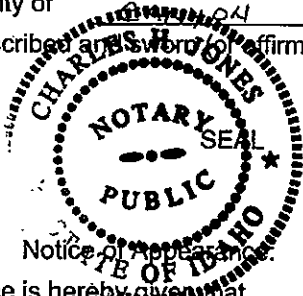
20 10

Notary Public

Residing at

My Commission Expires

31-Jan-12



17. Notice of Appearance

Please Print Name

Notice is hereby given that,

John M. Marshall

will be acting as attorneys at law on

behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to us at the address listed below.

Signature

John M. Marshall, John Marshall Law PLLC

Address 575 W Bannock St, Boise, ID 83702

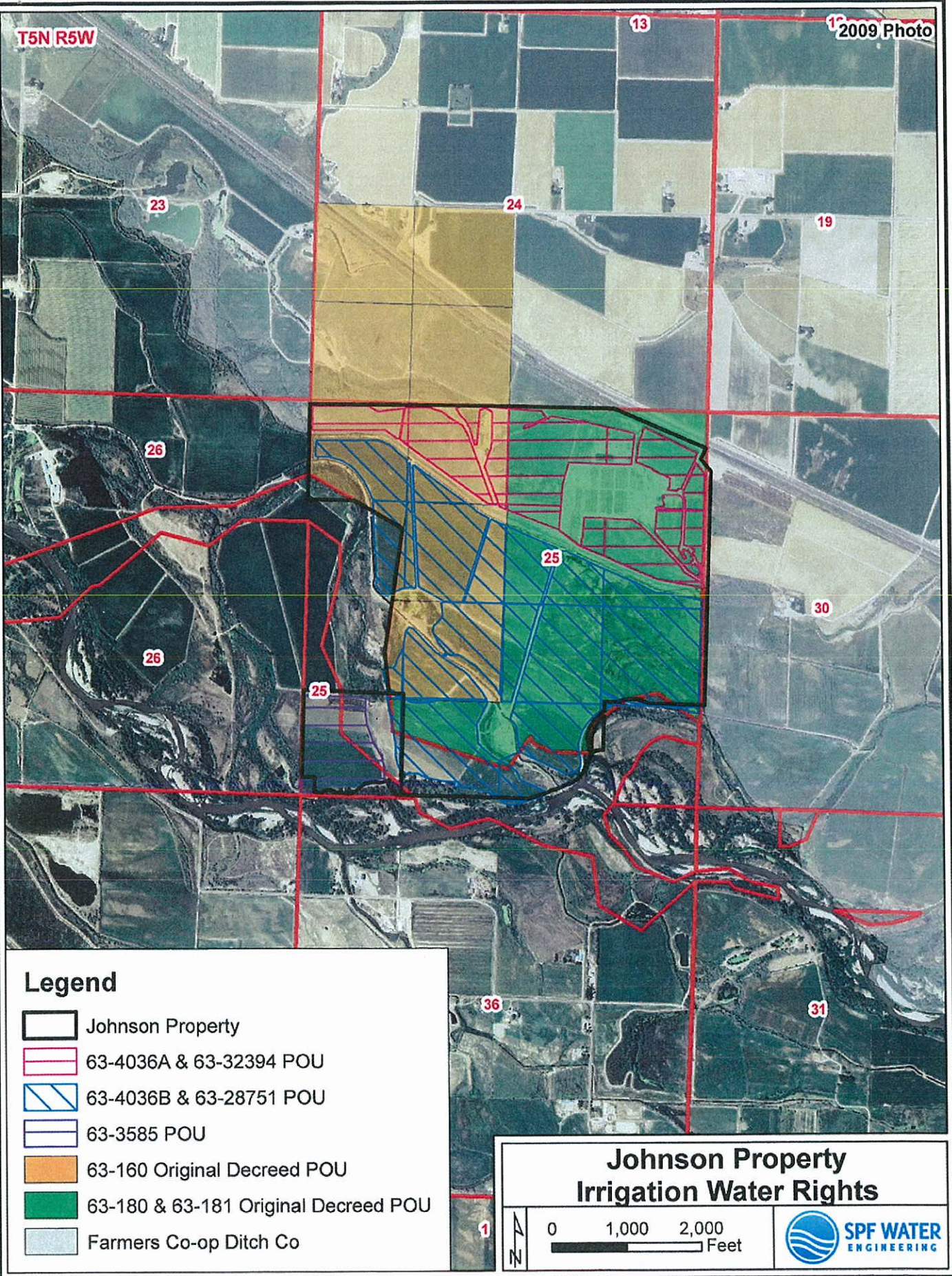
Telephone 208-991-2701

Date \_\_\_\_\_

Last Name EG Johnson Farms, Inc. Ident. Number 63-181

T5N R5W

2009 Photo



### Legend

-  Johnson Property
-  63-4036A & 63-32394 POU
-  63-4036B & 63-28751 POU
-  63-3585 POU
-  63-160 Original Decreed POU
-  63-180 & 63-181 Original Decreed POU
-  Farmers Co-op Ditch Co

### Johnson Property Irrigation Water Rights

0 1,000 2,000  
Feet



## CERTIFICATE OF MAILING

I certify that on October 25 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies postage prepaid and addressed as follows:

1. Original to:

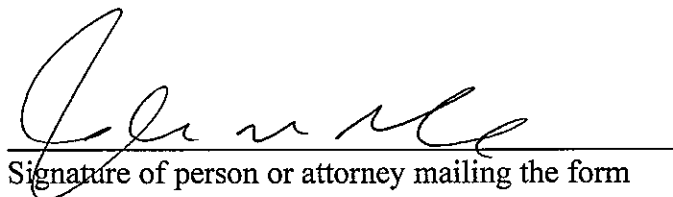
Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls, ID 83303-2707

2. Copies to:

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
PO Box 44449  
Boise, ID 83711-4449

United States Department of Justice  
Environment & Natural Resource Division  
550 West Fort Street, MSC 033  
Boise, ID 83724



Signature of person or attorney mailing the form