

Box C 2 513

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

**RECEIVED**  
**AUG 20 2004**  
 Department of Water Resources  
 Southern Region

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

1. 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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| <u>43-10617</u>       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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**.
- 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) O. M. and Doris A. Johnson Living Trust  
77 West 200 South  
Burley, ID 83318
4. New Owner/Claimant(s) Arimo Corporation  
 Name Connector (Check one): [ ] and, [ ] or, [ ] and/or
- New Mailing Address 139 East South Temple, Suite 310
- City, State and ZIP Code Salt Lake City, UT 84111
- New Telephone Number (801) 328-1600
- Date you acquired the property August 16, 2004

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<br>(cubic feet per second or acre-feet per annum) | Description<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                         | _____                                                                      | _____                                                        |
| Stock                                              | _____                                                                      | _____                                                        |
| Domestic                                           | _____                                                                      | _____                                                        |
| Other _____                                        | _____                                                                      | _____                                                        |
| Total                                              | _____                                                                      |                                                              |

7. Signature of New Owner(s) or Claimant(s) ARTMO CORPORATION  
(include title if applicable)

By: Christopher F. Robinson  
Christopher F. Robinson, President

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 <u>[Signature]</u> | Date <u>8/20/04</u> | Fee <u>25.00</u>           |
| Received by <u>[Signature]</u> | Date <u>8/20/04</u> | Receipt No. <u>5026983</u> |
| Processed by _____             | AJ Date _____       | WR _____ Date _____        |

297518

# WARRANTY DEED

#39275

For Value Received

O. M. Johnson, Trustee, or his successors in trust, under the O. M. and Doris A. Johnson Living Trust dated February 24, 1994

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

**Arimo Corporation, an Idaho corporation**  
Address: 139 East South Temple, Suite 310  
Salt Lake City, Utah 84111

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

**TOWNSHIP 15 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO**

Section 1: All  
Section 2: E ½ and E ½ SW ¼

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho, Department of Water Resources Water Right No. 43-10617.**

**SUBJECT TO:**

**All reservations in patents or deeds in the chain of title.**

**Taxes for 2004 and subsequent years.**

**Oil, Gas and Mineral Lease from Harvey Wight and Sarah Wight, husband and wife, as Lessor, and Standard American Co., as Lessee, dated November 9, 1973, and recorded November 14, 1973 as Instrument No. 73348 on Film No. 85, records of Cassia County, Idaho.**

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 16, 2004

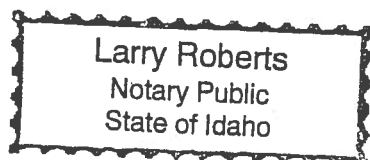
O. M. AND DORIS A. JOHNSON LIVING TRUST  
dated February 24, 1994

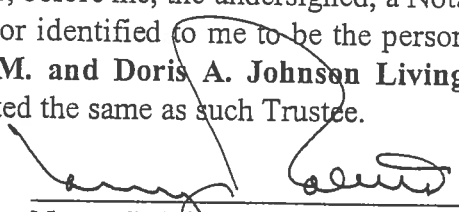
By: O. M. Johnson  
O. M. Johnson, Trustee

297518  
CASSIA COUNTY, IDAHO  
LARRY A. MICKELSEN  
RECORDER  
FEE \$6.00 DEPUTY YLO  
2004 AUG 18 PM 3 42  
RECORDED AT THE REQUEST OF  
LAND TITLE & ESCROW

STATE OF IDAHO                    )  
                                          ) ss.  
COUNTY OF Cassia                )

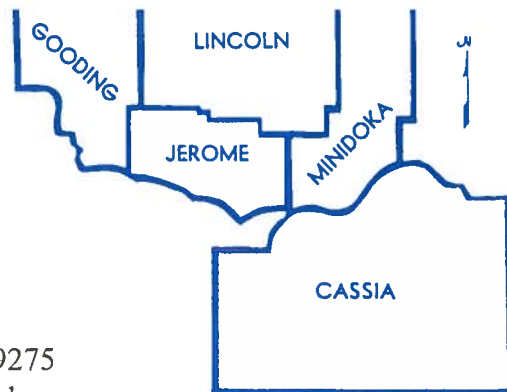
On this 18<sup>th</sup> day of **August, 2004**, before me, the undersigned, a Notary Public in and for said State, personally appeared **O. M. Johnson**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the **O. M. and Doris A. Johnson Living Trust dated February 24, 1994**, and acknowledged to me that he executed the same as such Trustee.



  
\_\_\_\_\_  
Notary Public  
Residing at: Burley, ID  
My Commission expires: 6-30-09

# Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #39275

OFFICE: Burley

August 19, 2004

ID Dept. of Water Resources  
1341 Fillmore Street, Suite 200  
Twin Falls, ID 83301-3380

RECEIVED  
AUG 20 2004  
Department of Water Resources  
Southern Region

Dear Clerk:

Enclosed with this letter please find an original executed Notice of Change In Water Right Ownership on property located in Cassia County, Idaho with an attached copy of the recorded Warranty Deed. Land Title and Escrow's check no. 10066 in the amount of \$25.00 is attached.

Would you please make the necessary changes in the records to indicate the new owner as Arimo Corporation for future water assessments and notices. Please send a receipted copy to this office.

Should you have any questions concerning this matter, please do not hesitate to contact me.

Very truly yours,  
Land Title and Escrow, Inc.

A handwritten signature in cursive script that reads "Nancy Garrett".

Nancy Garrett  
Reconveyance Department

/nrg  
enc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

August 24, 2004

ARIMO CORPORATION  
139 EAST SOUTH TEMPLE SUITE 310  
SALT LAKE CITY UT 84111

Re: SRBA Claim #43-10617

To whom it may concern:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copy of the computer record of the claim noting the change in claimant. Review this record and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Carrie Hahn'.

Carrie Hahn  
Office Specialist

Enc.

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 43-10617 V1

WATER RIGHT NUMBER: 43-10617 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                                                             |
|-------------------|---------------------------------------------------------------------------------------------------------------------|
| Original Owner    | O M JOHNSON<br>RT 2 BOX 2370<br>HEYBURN, ID 83336<br>(208)436-0419                                                  |
| Current Owner     | ARIMO CORP<br>C/O CHRISTOPHER F ROBINSON<br>139 E SOUTH TEMPLE STE 310<br>SALT LAKE CITY, UT 84111<br>(801)328-1600 |

Priority Date: 12/31/1947

Basis: Beneficial Use

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| STOCKWATER            | 1/01 to 12/31           | 0.040 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.040 CFS             |                      |

Location of Point(s) of Diversion

|               |                      |         |          |               |
|---------------|----------------------|---------|----------|---------------|
| GROUND WATER  | L1 (NE1/4NE1/4NE1/4) | Sec. 1, | Twp 15S, | Rge 27E, B.M. |
| CASSIA County |                      |         |          |               |

Place of Use

STOCKWATER

| Twp | Rge | Sec | NE  |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE  | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 15S | 27E | 1   | X   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     | L 1 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Conditions of Approval:

1. C18 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-10617 V1

1. Explanatory PARCEL NO. RP15S27E010000 STOCKWATER, 50 RANGE

Comments:

1. SMITH 4/21/1992 COPIED FROM REMARKS  
Comment: EXTENSION GRANTED.

Dates and Other Information:

Decreed Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Defendant:  
Plaintiff:  
Civil Case Number:  
Judicial District:  
Notice of Error Flag: NONE RECEIVED  
State or Federal: S  
Owner Name Connector:  
Water District Number:  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|-----------------|
|----------------|------------------------|-----------------|-----------------|

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-18-1997

PAGE: A-275

RIGHT NUMBER: 43-10617

NAME & ADDRESS: O M JOHNSON  
RT 2  
HEYBURN ID 83336

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE: 12/31/1947

POINT OF DIVERSION: T15S R27E S01 LOT 1 (NENENE) Within CASSIA County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|-------------------------------|----------------|---------------|----------|
|                               | STOCKWATER     | 01-01 12-31   | 0.04 CFS |

PLACE OF USE: STOCKWATER Within CASSIA County  
T15S R27E S01 Lot 1 (NENE)

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE  
PARCEL NO. RP15S27E010000  
STOCKWATER, 50 RANGE

Claim proofread by: KT  
Date: 9-5

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-8-1997  
PAGE: A-282

RIGHT NUMBER: 43-10617

NAME & ADDRESS: O M JOHNSON  
RT 2  
HEYBURN ID 83336

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 12/31/1947

POINT OF DIVERSION: T15S R27E S01 LOT 1 (NENENE) Within CASSIA County

PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE                  | PERIOD OF USE | QUANTITY |
|----------------|---------------------------------|---------------|----------|
|                | STOCKWATER STOCKWATER, 50 RANGE | 01-01 12-31   | 0.04 CFS |

PLACE OF USE: STOCKWATER Within CASSIA County  
T15S R27E S01 Lot 1 (NENE)

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PARCEL NO. RP15S27E010000

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Claim data entry by: 1957  
Date: 8/15/97  
Data entry verified by: [Signature]  
Date: 8-15-97

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: A43-10617  
Date Received: 9/22/1989  
Receipt No: S009290  
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: O.M. JOHNSON 208-436-0419  
Address: RT. 2  
HEYBURN, ID 83336

2. Date of Priority: DEC 31, 1947

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 15S      | 27E   | 1       | NE     | NE     | NE     | 1   | CASSIA |

5. Description of diverting works:  
WELL AND PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.040  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
S/50 RANGE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use   | Acres |
|----------|-------|---------|--------|--------|-----|-------|-------|
| 15S      | 27E   | 1       | NE     | NE     | 1   | STOCK |       |

11. Place of use in counties: CASSIA

A43-10617

Page 1

Date: 09/22/89

MICROFILMED

MAR 6 5 1993

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

13. Other Water Rights Used:  
NONE

14. Remarks:  
EXTENSION GRANTED.

15. Basis of Claim: BENEFICIAL USE

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): O M Johnson Date: 9-22-89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 22<sup>nd</sup> day  
of September 19 89  
Steve Cell  
Notary Public

Seal

Residing at Twin Falls  
My Commission Expires Dec 7, 1994

Date Received 9/1/89

State of Idaho  
Department of Water Resources

REQUEST FOR EXTENSION OF TIME  
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

D M THOMPSON  
Name of Claimant

RT #2  
Post Office Address

Heppner, Id. 83326  
City, State, Zip Code

CASSIA  
County(s) where Place of Use is located

6/3/89  
Date Claim Originally Due

2 Domestic Wells  
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

Set up court with water rights wanted  
3 hrs. this still unable to work out  
in wife was sick had to leave.

Claimant requests an extension to 9/31, 1989.

[Signature]  
Signature

[Signature]  
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby

X granted denied  
and the filing deadline extended to 9/29, 1989.

Signed this 16 day of September, 1989.

[Signature]  
Director or his designated agent  
DAVID B. SHAW

A43-10617

MICROFILMED

**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: June 15, 2001**

Water right number: 43-10617

O M JOHNSON

RT 2

HEYBURN ID 83336

Telephone Number: (208)436-0419

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:

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

*no problem*

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

DATE: 5-18-01 SIGNATURE: O M Johnson

Please print your name: O M Johnson

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033



