

RECEIVED

APR 09 2009

WATER RESOURCES
WESTERN REGION

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.

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
63-9432					
63-7596					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

SSI Foods Inc

4. New Owner/Claimant(s)

Johnson Research LLC

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

24007 Hwy 2026

City, State and ZIP Code

PARMA ID 83460

New Telephone Number

(908) 722-5829

Email: jjohnsmc.johnsmresearchllc.com

SCANNED

APR 13 2009

5. Date you acquired the property

11/2003

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

Johnson Rose LLC by [Signature] member
(title if applicable)
(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by [Signature] Date 4-9-09
 Received by _____ Date _____
 Processed by _____ A.I. Date _____

Receipt Amt. N/A
 Receipt No. _____
 WR _____ Date _____

request was received in 2003 when we was in Aps. No fee required [Signature]

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-9432

Current Owner: SSI FOODS INC

Priority Date: 8/6/1980

Origin: Adjudication Recommendation

Status: Active

Basis: License

Source

SAND HOLLOW CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

0.16 CFS

0.16 CFS

Annual Volume

36 AF

36 AF

Location of Point(s) of Diversion

SAND HOLLOW CREEK

CANYON County

NW1/4NW1/4

Sec. 23, Twp 05N, Rge 05W B.M.

Place of Use

IRRIGATION Within CANYON County

T05N R05W S16

NESE

8.00

Total Acres: 8

Page _____ of _____

Conditions of Approval:

1. F05 Right No. 63-7576 is also diverted through point of diversion described above.
2. E52 The rights listed below are limited to a total combined diversion rate of .62 cfs. Combined Right Nos.: 63-7576 and 63-9432.
3. 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.
4. E55 Right Nos. 63-7576 and 63-9432 are limited to the irrigation of a combined total of 31 acres in a single irrigation season.
5. S39 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 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.
6. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-07576

Current Owner: SSI FOODS INC
Priority Date: 4/3/1972
Origin: Adjudication Recommendation
Status: Active
Basis: License

Source	Tributary
SAND HOLLOW CREEK	SNAKE RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/20	to 11/20	0.46 CFS	103.5 AF
	Total Diversion		0.46 CFS	103.5 AF

Location of Point(s) of Diversion

SAND HOLLOW CREEK	NW1/4NW1/4	Sec. 23,	Twp 05N,	Rge 05W B.M.
CANYON County				

Place of Use

IRRIGATION Within CANYON County

T05N R05W S16	NESE	23.00
Total Acres: 23		

Page _____ of _____

Conditions of Approval:

1. E55 Right Nos. 63-7576 and 63-9432 are limited to the irrigation of a combined total of 31 acres in a single irrigation season.
2. 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.
3. S39 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 20 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.
4. F05 Right No. 63-9432 is also diverted through point of diversion described above.
5. E51 Right Nos. 63-7576 and 63-9432 are limited to a total combined diversion rate of .62 cfs.

J.R. SIMPLOT COMPANY 999 MAIN STREET BOISE, IDAHO 83702
P.O. BOX 27 BOISE, IDAHO 83707
(208) 336-2110 FAX (208) 389-7515

CORPORATE HEADQUARTERS

April 6, 2009

Mr. Edward G. Johnson
Johnson Research
24007 Highway 20/26
Parma, ID 83660

RE: Water Right Number: 63-07576

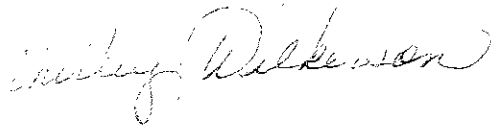
Dear Mr. Johnson:

Enclosed is a copy of the Partial Decree issued by the Idaho Department of Water Resources regarding Water Right Number 63-07576.

This water right belongs to Johnson Research by way of the purchase of the Parma Pastures from the J. R. Simplot Company in November of 2003. The transfer of this water right should have taken place along with all the others, following the completion of the purchase.

Please review the enclosed copy of the Partial Decree very carefully, as you have a very limited amount of time in which to respond should you find any errors. Also, we highly recommend that you file a Change of Ownership with the Idaho Department of Water Resources, so that you can receive all future correspondence relating to this water right.

Sincerely,



Shirley Wilkerson
Property Coordinator

APR 06 2009

2009 APR 03 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Snake SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 63-07576

COPY

NAME AND ADDRESS: SSI FOODS INC
PO BOX 27
BOISE, ID 83707-0027

SOURCE: SAND HOLLOW CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.46 CFS
103.50 APY

Right Nos. 63-7576 and 63-9432 are limited to a total combined
diversion rate of .62 cfs.

PRIORITY DATE: 04/03/1972

POINT OF DIVERSION: T05N R05W S23 NWNW Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-20 TO 11-20	0.46 CFS 103.50 APY

The use of water for irrigation under this right may begin as
early as March 1 provided other elements of the right are not
exceeded. The use of water before March 20 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 Canyon County
T05N R05W S16 NESE 23.0
31.0 Acres Total

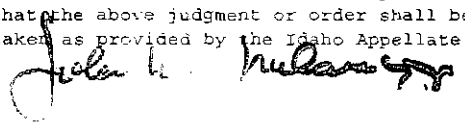
Right Nos. 63-7576 and 63-9432 are limited to the irrigation of
a combined total of 31 acres in a single irrigation season.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may be issued and an appeal may be taken as provided by the Idaho Appellate Rules.



John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication