

No Color  
Documents  
In File

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

#36200MC RECEIVED

FEB - 6 2003

Department of Water Resources

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 |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 36-15552              |                              |       |                       |                              |       |
| 36-2250A              |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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) R.J.T. Farming, Inc.  
P. O. Box 475  
Rupert, ID 83350
4. New Owner/Claimant(s) Perry Gillette Farms, Inc.  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 520 West Baseline
- City, State and ZIP Code Paul, Idaho 83347
- New Telephone Number (208) 438-5621
5. Date you acquired the property December 11, 2002

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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) PERRY GILLETTE FARMS, INC.  
(include title if applicable)

By: Perry Gillette  
Perry Gillette, 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 J. M. ...

Date 2/6/03

Fee \$50.00

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Received by J. M. ...

Date 2/6/03

Receipt No. 0067270

MAR 11 2003

Processed by J. M. ...

AJ Date \_\_\_\_\_

WR \_\_\_\_\_

Date \_\_\_\_\_

#36200MC

## CORPORATE WARRANTY DEED

462680

FOR VALUE RECEIVED.

R.J.T. FARMING, INC.

a corporation duly organized and existing under the laws of the State of Idaho, GRANTOR, does hereby grant, bargain, sell and convey unto

PERRY GILLETTE FARMS, INC., an Idaho corporation

Address: 520 West Baseline Road  
Paul, Idaho 83347

GRANTEE, the following described real estate, to-wit:

TOWNSHIP 8 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,  
MINIDOKA COUNTY, IDAHO

Section 7: Lots 3 and 4; E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 18: Lots 1 and 2; E $\frac{1}{2}$ NE $\frac{1}{4}$ 

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon including but not limited to State of Idaho, Department of Water Resources Nos. 36-15552 and 36-2250A.

SUBJECT TO:  
All reservations in patents or deeds in the chain of title.

Taxes for 2002 and subsequent years.

Assessments levied, or to be levied, by Magic Valley Ground Water District.

Reservations in Patent, as contained in Patent, dated October 21, 1959, recorded November 9, 1959 in Book 6 of Patents, Page 336, Minidoka County, Idaho.

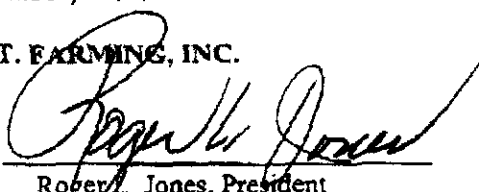
Power Line Easement executed by R.J.T. Farming, Inc., Roger L. Jones, President and Nancy J. Jones, Secretary, Grantor(s) to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated May 2, 1995 and recorded January 11, 1996 as Instrument No. 421847, records of Minidoka County, Idaho.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said GRANTEE, and the successors and assigns of the GRANTEE forever, except as aforesaid.

IN WITNESS WHEREOF, The GRANTOR, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 9th day of December, 2002.

R.J.T. FARMING, INC.

By:

  
Roger L. Jones, President

Instrument # 462680

MINIDOKA COUNTY, RUPERT, IDAHO  
2002-12-13 01:33:00 No. of Pages: 2  
Recorded for: BURLEY LAND TITLE  
DUANE SMITH Fee: 6.00  
Ex-Officio Recorder Deputy 

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2003 1 1 001

STATE OF IDAHO )

) ss.

COUNTY OF Cassia )

On this 9th day of **December, 2002**, before me, the undersigned, a Notary Public in and for said State, personally appeared **Roger L. Jones**, known or identified to me to be the **President** of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

**Larry Roberts**  
Notary Public  
State of Idaho

  
Notary Public  
Residing at: Burley, ID  
My Commission expires: 6-30-03

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JAN 18 2001

Department of Water Resources

2001 JAN 16 PM 2:15

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**

**In Re SRBA**

**Case No. 39576**

**ORDER OF PARTIAL DECREE**

**For Water Rights 36-02250A and 36-02250B**

On November 17, 2000, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding* on a completed transfer and an *Amended Director's Report* recommending that water right claim 36-02250 be split and decreed as 36-02250A and 36-02250B. No objection was filed to this *Amended Director's Report* and the time for filing objections has expired.

Therefore, IT IS ORDERED that water rights 36-02250A and 36-02250B are hereby decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED JAN 16 2001.



ROGER BURDICK  
Presiding Judge of the  
Snake River Basin Adjudication

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MAR 1 2001

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

In Re SRBA )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 36-02250A

2001 JAN 16 PM 2:16

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED

NAME AND ADDRESS: MAGIC VALLEY FOODS INC  
PO BOX 475  
RUPERT, ID 83350

SOURCE: GROUNDWATER

QUANTITY: 4.06 CFS  
1130.40 AFY

USE OF THIS RIGHT WITH RIGHT NO. 36-15552 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 4.06 CFS AND TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 1130.4 AF.

PRIORITY DATE: 03/05/1954

POINT OF DIVERSION: T08S R23E S18 LOT 01 (SEWNW) Within Minidoka County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY                |
|-------------------------------|----------------|----------------|-------------------------|
|                               | Irrigation     | 04-01 TO 10-31 | 4.06 CFS<br>1130.40 AFY |

| PLACE OF USE: | Irrigation        | Within Minidoka County      |
|---------------|-------------------|-----------------------------|
|               | T08S R23E S07     | NESE 29.6 LOT 03 (NWSE)31.3 |
|               | LOT 04 (SWSE)41.0 | SESE 36.0                   |
|               | S18               | NENE 37.0 LOT 01 (NWNE)43.0 |
|               | LOT 02 (SWNE)35.0 | SENE 29.7                   |
|               | 282.6 Acres Total |                             |

USE OF THIS RIGHT WITH RIGHT NO. 36-15552 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 282.6 ACRES IN A SINGLE  
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 222.5 ACRES  
WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION  
SEASON.

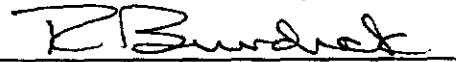
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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).

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MAR 1 1 2002

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 issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication

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FEB 1 1985



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

February 14, 2003

PERRY GILLETTE FARMS INC  
520 W BASELINE  
PAUL ID 83347

RE: Change of Ownership for Water Rights 36-2250A and 36-15552

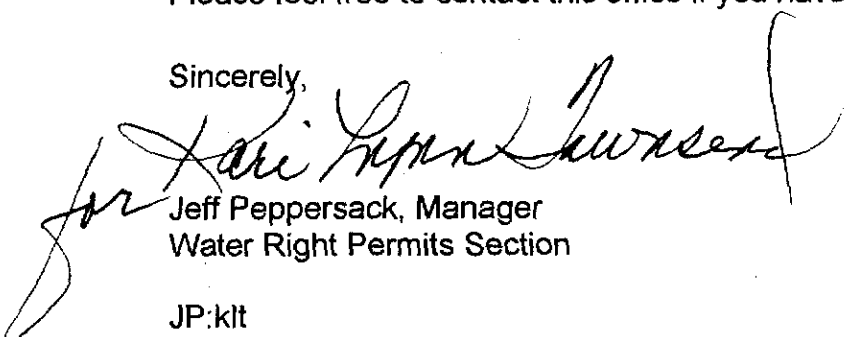
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,



Jeff Peppersack, Manager  
Water Right Permits Section

JP:klt

Enclosure

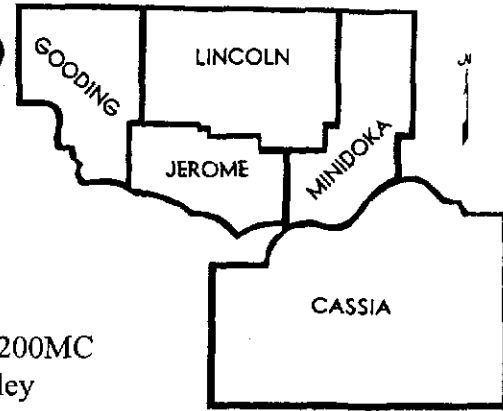
cc: Nancy Garrett, Land Title & Escrow  
Reference # 36200MC

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# Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #36200MC  
OFFICE: Burley

February 4, 2003

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Department of Water Resources

Kari Lynn Townsend  
ID Dept. of Water Resources  
P. O. Box 83720  
Boise, ID 83720-0098

Dear Kari Lynn:

Enclosed with this letter please find the original executed Notice of Change in Water Right Ownership from R. J. T. Farming, Inc. to Perry Gillette Farms, Inc. Attached is Land Title's check in the amount of \$50 for the transfer.

Please send a receipted copy of this Notice 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.

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FEB 11 2003