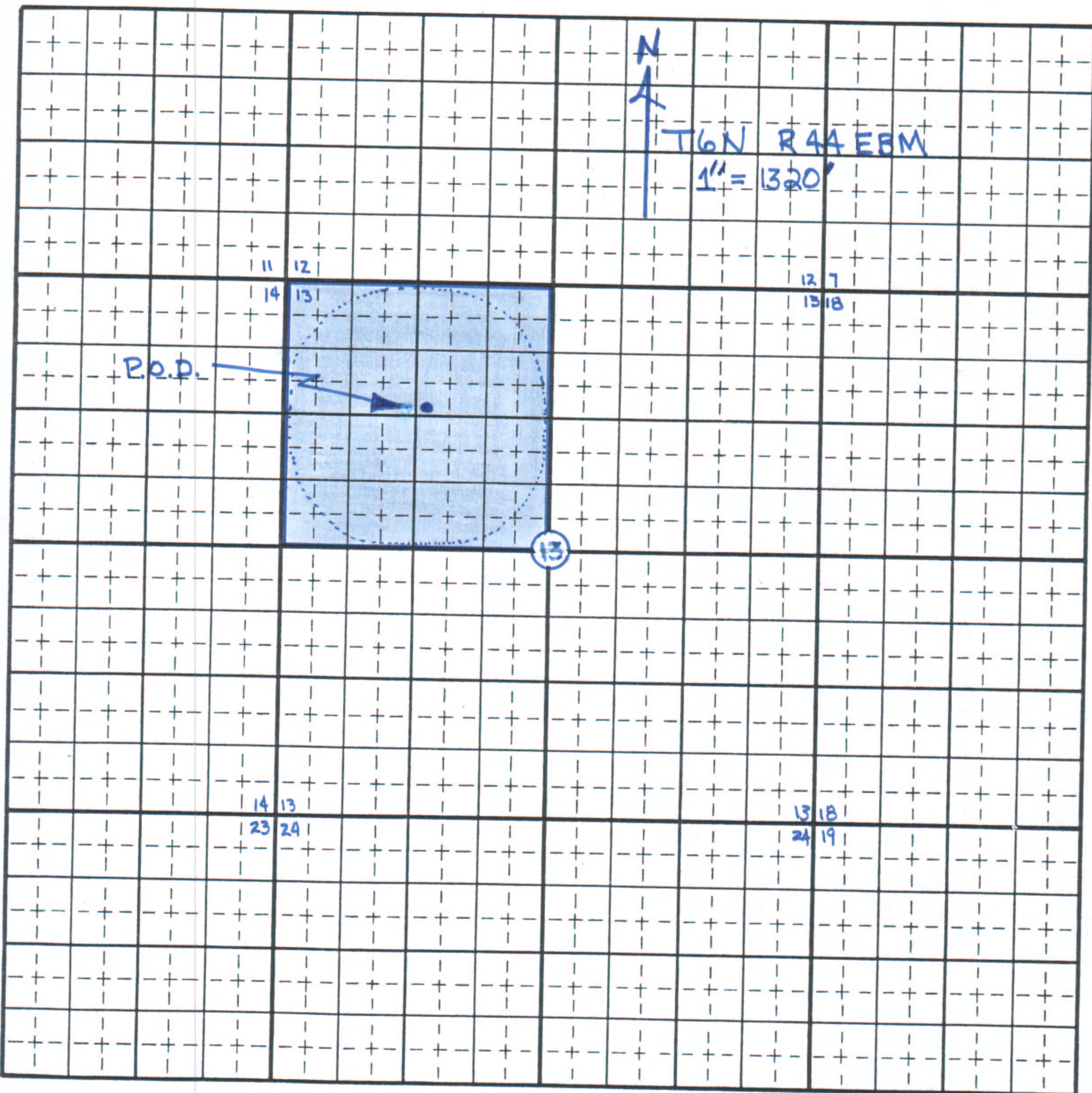


Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: $\frac{1}{2}$ inches equals 1 mile



MICROFILMED

OCT 29 1992

Last Name Farm Credit Bank
of Spokane

Ident No. A22-07168

Copies: White-State, Yellow-Claimant



AERIAL VIEW

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: A22-07168
Date Received: 10/ 6/1988
Receipt No: N001823
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: WARREN KAUFMAN 307-353-2780
Address: PO BOX 495
DRIGGS ID 83422

AND/OR

Name: BEN KAUFMAN 307-353-2780
Address: PO BOX 495
DRIGGS ID 83422

2. Date of Priority: NOV 3, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	44E	13	NE	NW			TETON

5. Description of diverting works:
225' WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.790		

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

8. Total consumptive use is 258.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	44E	13	NE	NW		IRR	34.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	44E	13	NW	NW		IRR	33.0
			SW	NW		IRR	31.0
			SE	NW		IRR	31.0
Section Acres							129.0
Total Acres							129.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGED OWNERSHIP PER REQUEST 5/27/97/JT/SB

15. Basis of Claim: LICENSE

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

RECEIVED

SEP 20 1989

SEP 25 1989

Department of Water Resources
Eastern District Office

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Ident. Number: A22-07168
Date Received: 8/25/1988
Receipt No: U-1823
Received By: AB

1. Name: FARM CREDIT BANK OF SPOKANE 208-356-4442
Address: BOX 157
REXBURG, ID 83440

2. Date of Priority: NOV 03, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06N	44E	13	NE NW		TETON

5. Description of diverting works:
225' WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.790		

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

8. Total consumptive use is 258.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	44E	13	NE NW		IRR	34.0
			NW NW		IRR	33.0
			SW NW		IRR	31.0
			SE NW		IRR	31.0

Section Acres 129.0

A22-07168

Page 1

Date: 10/05/88



OCT 29 1988

10. Place of Use: Continued

Total Acres 129.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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 x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Senior Engineer-Appraiser of
Title
Farm Credit Bank of Spokane, that I have signed the foregoing
Organization
document in the space below as Senior Engineer-Appraiser of
Title
Farm Credit Bank of Spokane and that the statements contained in the
Organization
foregoing document are true and correct.

Herbert J. Sanders
Signature of Authorized Agent

Senior Engineer-Appraiser
Title and Organization

10/5/88
Date

State of Idaho)

County of Kootenai)

SS.

Subscribed and sworn (or affirmed) before me this 5th day

of October 19 88

Alta Beaulieu
Notary Public

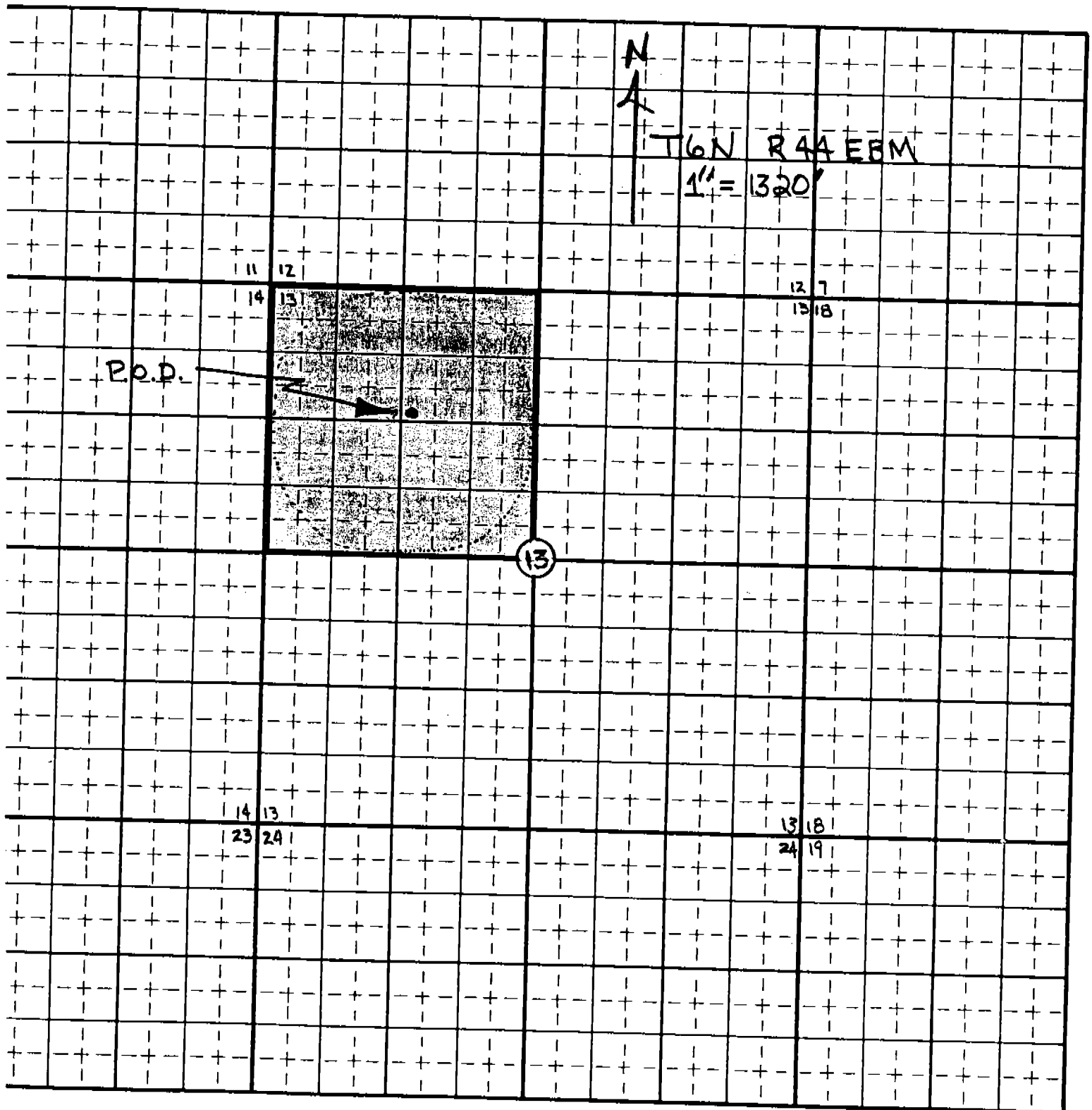
Seal

Residing at Rathdrum

My Commission Expires 7/20/94

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: $\frac{1}{2}$ inches equals 1 mile



Last Name Farm Credit Bank
of Spokane

Ident No. A22-01168

OCT 29 1982

Copies: White-State, Yellow-Claimant

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

RECEIVED

SEP 26 1989

Ident. Number: A22-07168
Date Received: 8/25/1988
Receipt No: N-1823
Received By: AB

SEP 20 1989

Department of Water Resources
Eastern District Office

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FARM CREDIT BANK OF SPOKANE 208-356-4442
Address: BOX 157
REXBURG, ID 83440

2. Date of Priority: NOV 03, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	44E	13	NE	NE	NW		TETON

5. Description of diverting works:
225' WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.790		

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

8. Total consumptive use is 258.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	44E	13	NE	NW		IRR	34.0
			NW	NW		IRR	33.0
			SW	NW		IRR	31.0
			SE	NW		IRR	31.0

Section Acres 129.0

A22-07168

Page 1

Date: 10/05/88

A2207168



OCT 20 1988

10. Place of Use: Continued

Total Acres 129.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Senior Engineer-Appraiser of
Title
Farm Credit Bank of Spokane, that I have signed the foregoing
Organization
document in the space below as Senior Engineer-Appraiser of
Title
Farm Credit Bank of Spokane and that the statements contained in the
Organization
foregoing document are true and correct.

Herbert J. Sanders
Signature of Authorized Agent

Senior Engineer-Appraiser
Title and Organization

10/5/88
Date

OCT 29 1988

State of Idaho)
County of Keston) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of October 19 88 Allen Beach
Notary Public

Seal

Residing at Rathdrum
My Commission Expires 7/20/94



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

MAY 27, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WARREN AND BEN KAUFMAN
PO BOX 495
DRIGGS ID 83422

RE: CHANGE IN OWNERSHIP FOR A22-07168

Dear Mr. Kaufman:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim



**Eastern Idaho
Agricultural Credit Association**

Stuen
Rexburg Office
P.O. Box 386 - 2272 North Salem Rd.
Rexburg, Idaho 83440
208/356-5479
1-800-632-8821

May 14, 1997

RECEIVED

MAY 15 1997

Department of Water Resources
Eastern Region

Idaho Department of Water Resource
900 N Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

To Whom It May Concern:

Please find enclosed the Notice of Change of Water Right Ownership from Warren and Ben Kaufman. If you could please notify Eastern Idaho Agricultural Credit Association in writing when the change has been made, we would greatly appreciate it.

If you have any questions or concerns please feel free to give us a call.

Sincerely,

Carrie Mackert

Carrie Mackert
Operations Assistant

Enclosures

DE. Log Steve Ball
OK 5-19-975/11
5/22/97

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED**MAY 15 1997**Department of Water Resources
Eastern Region

1. Water Right Number(s) 22-07168
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Reid Brower
881 N Hwy 32
Tetonia ID 83452
4. New Owner/Claimant(s) Warren and Ben Kaufman
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address PO Box 495
City, State and ZIP Code Driggs ID 83422
New Telephone Number (307) 353 - 2780
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated N/A Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Warren Kaufman Date 5-2-97
BEN KAUFMAN Date 5/13/97
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.



First American Title Insurance Company

INFORMATION

The Title Insurance Commitment is a legal contract between you and the company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

TABLE OF CONTENTS

	Page
AGREEMENT TO ISSUE POLICY	1
SCHEDULE A	
1. Commitment Date	2
2. Policies to be Issued, Amounts and Proposed Insureds	2
3. Interest in the Land and Owner	2
4. Description of the Land	2
SCHEDULE B-1 — Requirements	3
SCHEDULE B-2 — Exceptions	4
CONDITIONS	other side of 1

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, please contact the issuing office.



SCHEDULE A

1. Commitment Date: March 10, 1997 at 8:00 a.m. Commitment No. T-6320

2. Policy or Policies to be issued:	Policy	Premium
() Owners Policy Form 1402.92 (10-17-92) Proposed Insured:	\$	\$ <i>S/B 356 905</i>
(X) Mortgage Standard Loan Policy Form 1056.92 (10-17-92) Proposed Insured: EASTERN IDAHO AGRICULTURAL CREDIT ASSOCIATION	\$325,000.00	\$1,246.25
() Endorsements:	\$	
() Simultaneous Issue	\$	

3. A fee simple interest in the land described in this Commitment is owned, at the Commitment Date, by

BEN KAUFMAN, also known as BEN V. KAUFMAN, and MARGARET E. KAUFMAN, husband and wife, and WARREN KAUFMAN and TINA KAUFMAN, husband and wife

4. The Land referred to in this Commitment is described as follows:

SEE ATTACHED SCHEDULE C

SCHEDULE B - SECTION 1

Requirements

The following requirements must be met:

(a) Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.

(b) Pay us the premiums, fees and charges for the policy.

(c) Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.

(d) You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.

(e) If certain exceptions shown in Schedule B, Section II, hereof are to be deleted from a title policy when issued, the following documents or information satisfactory to us must be provided to us or recorded:

(1) To delete Exception 15, record correction deeds

For further information regarding this report please contact:

FIRST AMERICAN TITLE COMPANY
81 NORTH MAIN
P.O. BOX 42
DRIGGS, IDAHO 83422
PHONE: (208) 354-2771
FAX: (208) 354-8825

TITLE OFFICER: Layne W. Price

SCHEDULE B - SECTION 2

Exceptions

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

PART 1:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof: water rights, claims, or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

PART 2:

7. General taxes for the year 1997 are an accruing lien, but are not yet due or payable.
Tract 1 - RP-06N44E132400-A
Tract 2 - RP-06N44E134800-A
Tract 3 - RP-06N44E147200-A
Tract 4 - RP-06N44E240010-A
8. Easement of ingress and egress granted by Parley S. Rammell, a widower; and Leon Rammell and Fay Rammell, husband and wife, to Adrian H. Cook and Martha W. Cook, husband and wife, and Ralph W. Ure and Goldie F. Ure, husband and wife, recorded December 15, 1965, Recorder's No. 63356, Records of Teton County, Idaho. (See Copy) (Tract 4, only)

9. Exceptions and reservations in the Deed from the State of Idaho to Veronique R. Beard; recorded January 30, 1969, Recorder's No. 66616, Records of Teton County, Idaho, wherein mineral rights, including sand and gravel, are reserved to the State. (See Copy) (Tracts 1 & 2, only)
10. Exceptions and reservations in the Deed from the State of Idaho to Reid Brower; recorded March 5, 1976, Recorder's No. 76857, Records of Teton County, Idaho, wherein mineral rights, are reserved to the State. (See Copy) (Tract 2, only)
11. Exceptions and reservations in the Deed from the State of Idaho to Leon Rammell, Max Rammell and Merrill R. Rammell, brothers; recorded April 15, 1976, Recorder's No. 77108, Records of Teton County, Idaho, wherein Mineral rights are reserved to the State. (See Copy) (Tracts 2 & 4, only)
12. Exceptions and reservations in the Deed from the State of Idaho to Reid Brower; recorded September 22, 1977, Recorder's No. 79772, Records of Teton County, Idaho, wherein Mineral rights, including geothermal resources and their associated by-products, are reserved to the State. (See Copy) (Tract 1, only)
13. A Real Estate Mortgage dated September 27, 1989, to secure an indebtedness in the principal sum of \$256,500.00, and any other amounts and/or obligations secured thereby.
Recorded: September 27, 1989, Instrument No. 104830
Mortgagor: Ben and Margaret E. Kaufman, and Warren and Tina Kaufman
Mortgagee: Valley Bank
RERECORDED TO CORRECT LEGAL DESCRIPTION, recorded March 9, 1990, Recorder's No. 105714, Records of Teton County, Idaho. (Tracts 2, 3 and 4, only)
14. A Real Estate Mortgage dated March 11, 1991, to secure an indebtedness in the principal sum of \$26,082.00, and any other amounts and/or obligations secured thereby.
Recorded: April 11, 1991, Instrument No. 107790
Mortgagor: Ben and Margaret Kaufman, and Warren and Tina Kaufman
Mortgagee: Valley Bank
(Tract 1, only)
15. A legal description error in a deed granted by JJJ&D Corporation to Valley Bank, recorded December 27, 1979, Recorder's No. 84784, Records of Teton County, Idaho, and in a deed granted by Valley Bank to Ben Kaufman, et al, recorded September 27, 1989, Recorder's No. 104831, Records of Teton County, Idaho. (See Copies) (Tract 4, only)



SCHEDULE B CONTINUED
ORDER NO. T-6320
PAGE 3

NOTES:

- a. General taxes for the year 1996 are paid in full in the following amounts:
 - Tract 1 - \$390.22
 - Tract 2 - \$519.58
 - Tract 3 - \$308.98
 - Tract 4 - \$811.22
- b. In the event that this transaction fails to close, a fee will be charged to comply with the state insurance code.

END OF SCHEDULE B



SCHEDULE C

The land referred to in this policy is situated in the State of Idaho and is described as follows: County of Teton

Tract 1:

TOWNSHIP 6 NORTH, RANGE 44 EAST BOISE MERIDIAN, TETON COUNTY, IDAHO
SECTION 13: NW1/4

Tract 2:

TOWNSHIP 6 NORTH, RANGE 44 EAST BOISE MERIDIAN, TETON COUNTY, IDAHO
SECTION 13: SW1/4, SW1/4SE1/4

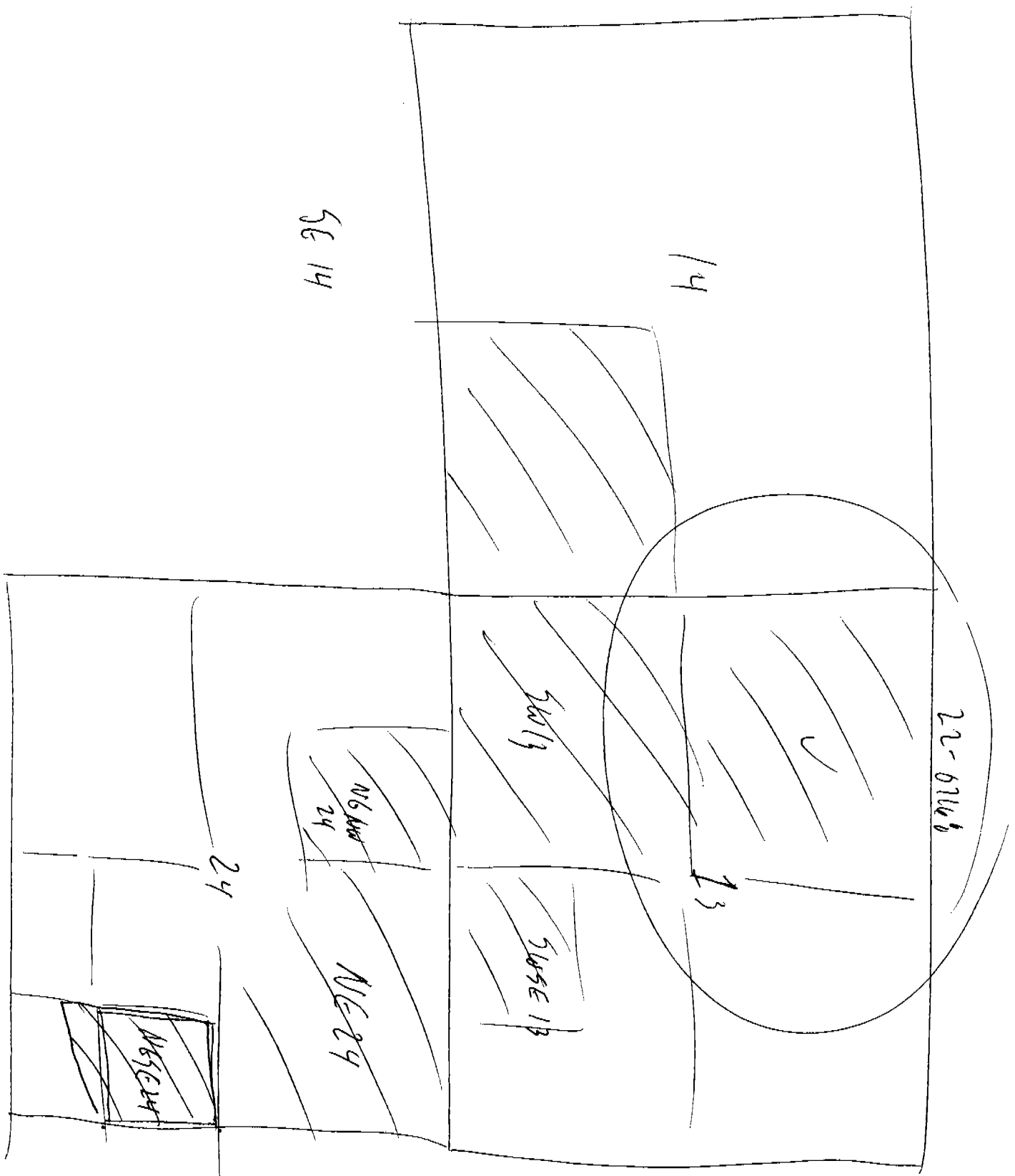
Tract 3:

TOWNSHIP 6 NORTH, RANGE 44 EAST BOISE MERIDIAN, TETON COUNTY, IDAHO
SECTION 14: SE1/4

Tract 4:

TOWNSHIP 6 NORTH, RANGE 44 EAST BOISE MERIDIAN, TETON COUNTY, IDAHO
SECTION 24: NE1/4, NE1/4NW1/4

Also: A portion of the NE1/4 SE1/4, Section 24, Township 6 North, Range 44 East Boise Meridian, Teton County, Idaho, more particularly described as follows:
Beginning at the East 1/4 Corner of Section 24, running thence West 1320 feet; thence South 1400 feet; thence Northeasterly about 30 degrees more or less to the East line of said Section 24; thence North 700 feet to the POINT OF BEGINNING.



6N 44E

SE 14

A22-12075

IRR 160

KALIFMAN

SW 13

A22-07164

IRR 140

KALIFMAN

SWSE 13

A22-06464 - 39 ✓ IRR 39

KALIFMAN

465 - 29 ✓ IRR 39

KALIFMAN

- 071408 - ✓ IRR 39

KALIFMAN

A22-12077 ✓ IRR 39

KALIFMAN

NE NW 24

~~06465 - LAMINATION~~
A22 12077 ✓ IRR 40

A22-06464 ✓ IRR 40

40

~~NE NW 24~~

- 00465 ✓ IRR 40

40

12075 ✓

40

~~NE NW 24~~

00665 ✓

NE 24

12079

07164 ————— 34

00464

12077 ————— 40

00464 ————— 40

NESE 24

A22-07164

26 L

KALIFMAN

WR0749NP
No. 22-07168

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/20/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	REID BROWER TETONIA ID 83452	11/03/1975	IRRIGATION	04/15 10/15	1.790 CFS	387.00 AFA
TOTAL DIVERSION:					1.790 CFS	387.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06N R44E S13

NENW

TETON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
06N	44E	13	:					:	34	33	31	31	:					:					:	129.0
TOTAL ACRES																							129.0	

Pou County: TETON

Dates:	App. Received:	Priority Date:	11/03/1975
	Proof Due Date: 12/01/1980	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 04/19/1982		

Misc: Water District Number: Field Exam Fee:

Audit: 12/18/84 05/22/88 CONVERT