

SPLIT - HOFFMAN DATA BASE

POD ID#S
333,334 & 335

61-00252D	61-10033B	
POD	POU	POD
354	335	355
355	335	355
356	335	356
357	335	357
358	335	358
359	335	359

* OLD CLAIMS
10033
252A

OLD CLAIM
252A
354

358
359

* OLD CLAIMS
10033
252A

61-00252D	61-10033B	
POD	POU	POD
336	337	336
337	336	337

DATA BASE
CHANGES

NEW OWNER - HOFFMAN
NO CHANGES - NO SPLIT
61-10034 OVERLAPPED BY
61-00252D & 61-10033B.

HOFFMAN
SPLIT

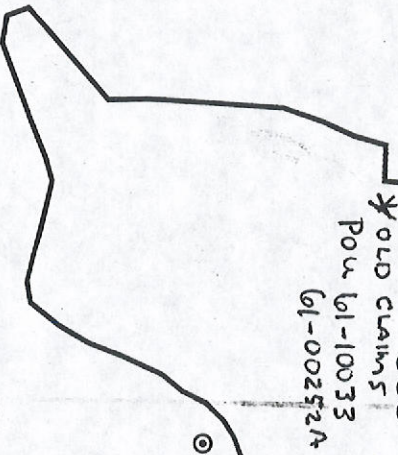
* OLD CLAIMS
POU 61-10033
61-00252A
355

* OLD CLAIMS
61-10033
61-00252A
356

357

TIDBALL SPLIT (DATA BASE)

61-00252D	61-10033A	
POD	POU	POD
333,334	497	335
335	497	335
OLD B	OLD B	OLD B
SAME	356	SAME



Idaho Department of Water Resources

Owner(s)
Tindall
Split 61-10033A
Date: 3/22/00
Prepared By:
Ron Howerton

● POD

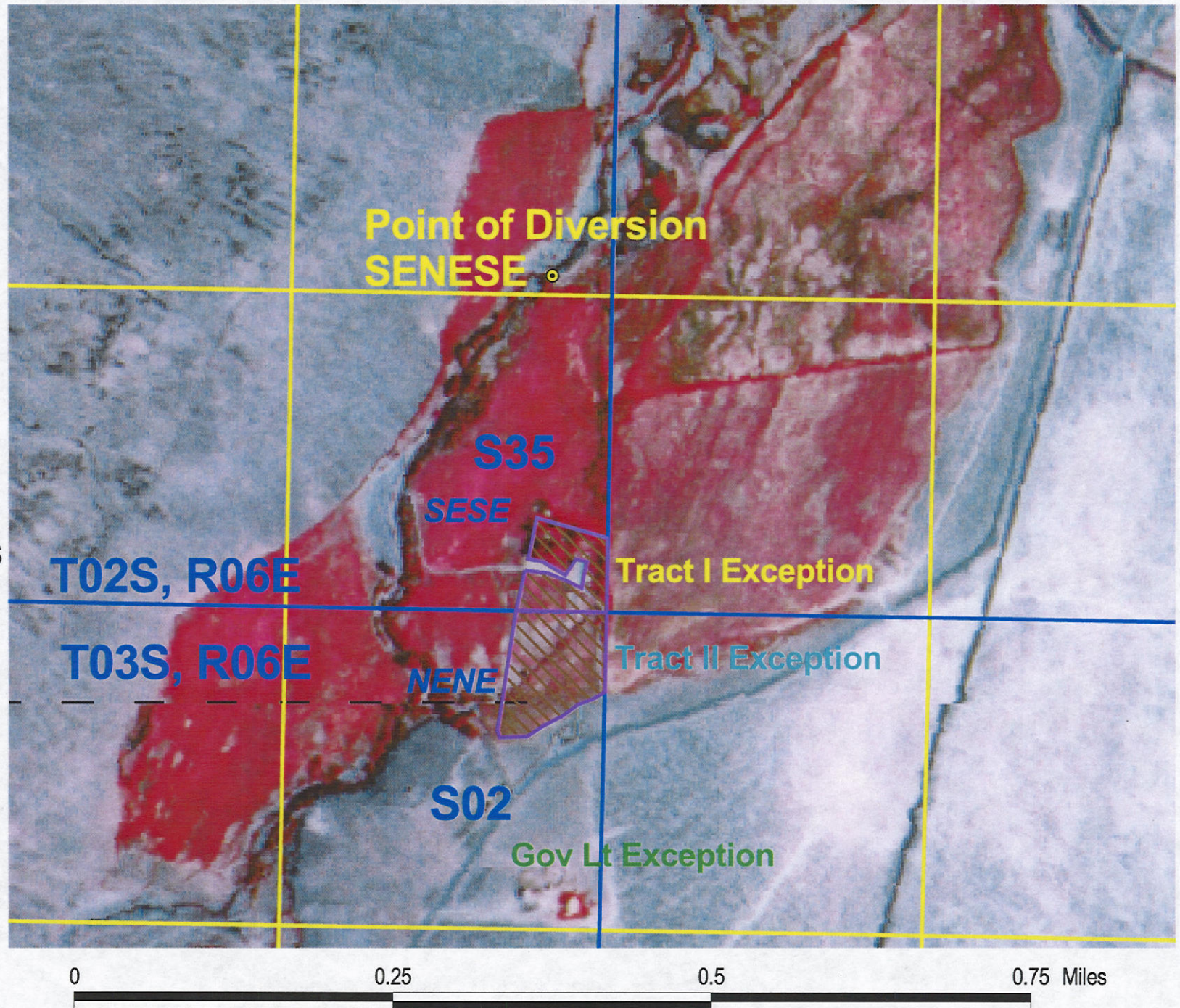
 Place of Use

 SECTION LINES

 1/4 1/4 Lines



1987 NAPP



Idaho Department of Water Resources

Owner(s)
EXCEPTIONS VS
Hoffman Ownership
Changes
Date: 3/22/00
Prepared By:
Ron Howerton

 Exceptions
6.5 Acres
Irrigation

 Hoffman
63.5 Acres
Irrigation

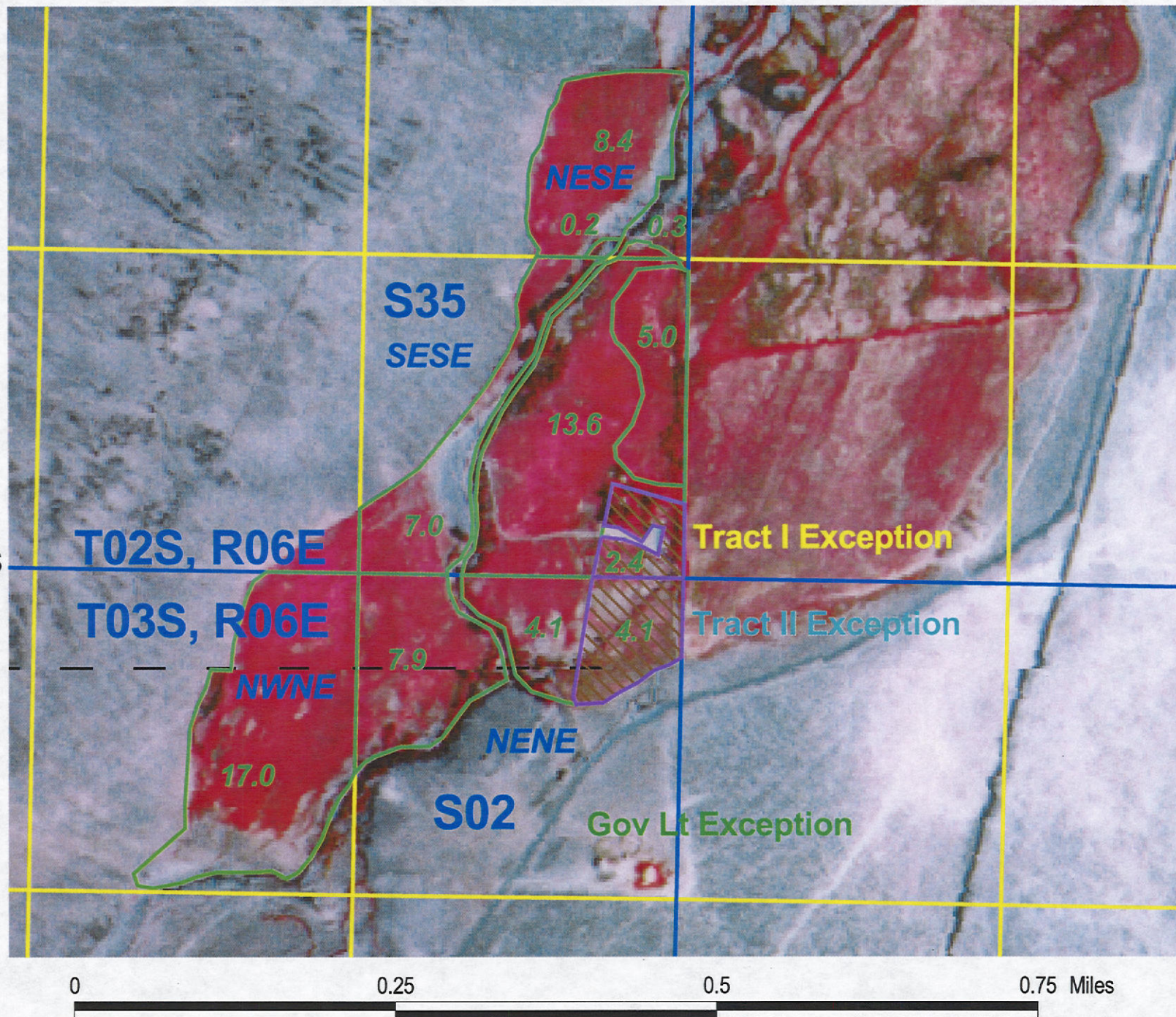
 SECTION LINES

 1/4 1/4 Lines

Acres



1987 NAPP



R6E 1"=660'

T528
398

T257
481

479

482

450

Sp

REL

17

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: A61-10033
Date Received: 4/28/1989
Receipt No: W002647
Received By: R. L. H.

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CHESTER J TINDALL 208-587-3798
Address: 550 N 8TH ST
MOUNTAIN HOME ID 83647

2. Date of Priority: DEC 31, 1959

3. Source: CANYON CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	06E	35	SE	NE	SE		ELMORE

5. Description of diverting works:
DAM WITH WOODEN FILLER BOARDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			5.00
IRRIGATION FROM STORAGE	03/15	11/15			5.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 5.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	06E	35	NE	SE		IRR FS	0.5
			SE	SE		IRR FS	28.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	28.5
03S	06E	2	NE	NE	1	IRR FS 16.1
			NW	NE	2	IRR FS 17.0
					Section Acres	33.1
					Total Acres	61.6

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
A61-00252A

14. Remarks:

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): Chester J. Lindall Date: 9/14/98

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of Sept 19 98

Ron Hawthorn
Notary Public

Seal

Residing at Box 144000
My Commission Expires 2000

SPLIT - HOFFMAN DATA BASE

POD ID#S
333, 334 & 335

61-00252D	61-10033B
POD	POU
354	
355	335
356	4
357	11
358	11
359	4
✓	✓
✓	✓

* OLD CLAIMS
10033
252A

OLD CLAIMS
252A
354

* OLD CLAIMS
10033
252A

61-00252D	61-10033B
POD	POU
336	357
336	336
336	357
SAME	SAME
SAME	SAME
SAME	SAME

DATA BASE
CHANGES

NEW OWNER - HOFFMAN
NO CHANGES - NO SPLIT
61-10034 OVERLAPED BY
61-00252D & 61-10033B.

HOFFMAN
SPLIT

* OLD CLAIMS
POU 61-10033
61-00252A
355

* OLD CLAIMS
61-10033
61-00252A
356

357

358
359

TIDDALL SPLIT (DATA BASE)

61-00252D	61-10033A
POD	POU
333	497
334	335
335	497
OLD B	OLD B
OLD B	OLD B
OLD B	OLD B
SAME	356
356	SAME
356	356

WESTERN REGION

OWNER (S):

TINDALE, CHESTER

CLAIM NUMBERS:

G-10033 (Storage Canyon Cr)

AGENT: RON HOWERTON

DATE 12/2/98

[illegible]

POLYGON CREATED ON 803

POLYGON # () () () () UPDATED BY rdh

ATTRIBUTES OF B61-POU.SHP (355) (356) (357) (358) (359)

ATTRIBUTES OF B61-POD.SHP (335) () () ()

B51-DBPOU.DBF UPDATED BY rdh

NEW ID # 497

 B51-DBPOD.DBF UPDATED BY rdh

Same For SPLIT
61-10033A

NOTES:

NOTES:
• SAME PID ID - AS 252 A IN THE SENESE
DEC 35

SEE ORIGINAL
CLAIM FILE
DOCUMENTS IN
CLAIM
NO. A61 - 10033

AJ0749NP
No. R61-10033A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/04/00
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHESTER J TINDALL 550 N 8TH E ST MOUNTAIN HOME ID 83647 (208) 587-3798	12/31/1959	IRRIGATION STORAGE IRRIGATION FROM STORAGE	01-01 12-31 03-15 11-15		0.53 AFA 0.53 AFA
TOTAL DIVERSION:						0.53 AFA

Water Source: CANYON CREEK

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T02S R06E S35

SENESE

ELMORE County

Place of Use Legal Description for: IRRIGATION FROM STORAGE

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
02S	06E	35	:																	:
03S	06E	2	:	01-04																:
TOTAL ACRES																			6.5	

POU County: ELMORE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

61-00252A 61-10033 A61-00252A A61-10033 R61-10033B

Other Water Rights Listing Overlapping Place(s) of Use:

61-00252A 61-10034 A61-00252A A61-00256 A61-00263 A61-00264 A61-00266 A61-10034 A61-10417 A61-10419
A61-10421 A63-02188 A63-02214 A63-19893 A63-20139 R61-10034

Conditions of Approval:

- W05 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- MOUNTAIN HOME IRRIGATION DISTRICT.
- C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 61:
- WATER RIGHT NO. SOURCE
- NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
- WATER RIGHT NO. SOURCE
- NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: POU1

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 6.5 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00252D & 61-10034.

AJ0749NP
No. R61-10033A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/04/00
PAGE: 2

=====

Remarks: EXP RIGHT NO. 61-00252C & D ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/22/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 04/03/2000 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT IS A
RESULT OF A SPLIT DUE TO CHANGE IN OWNERSHIP.

Audit: 04/04/00 DBUFFING



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 7, 2000

CHESTER J TINDALL
550 N 8TH E ST
MOUNTAIN HOME ID 83647

Re: Original Notice of Claim to a Water Right No. 61-10033

Renumbered to Notice of Claim to a Water Right No. 61-10033A

Dear Claimant:

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by adding alpha suffixes to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new water right for your records. Please refer to your new claim number when corresponding with our office.

Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning this ownership change, or the enclosed information, please feel free to contact this office.

Sincerely,

Adjudication Section
Western Region Office

DB:db

Enclosure

Idaho Department of Water Resources

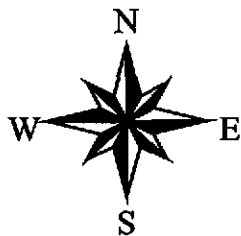
Owner(s)
Tindall
Split 61-10033A
Date: 3/22/00
Prepared By:
Ron Howerton

● POD

▨ Place of Use

∩ SECTION LINES

□ 1/4 1/4 Lines



1987 NAPP



0 0.25 0.5 0.75 Miles

Idaho Department of Water Resources

Owner(s)
EXCEPTIONS VS
Hoffman Ownership
Changes
Date: 3/22/00
Prepared By:
Ron Howerton

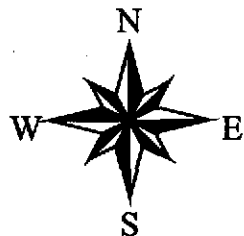
 Exceptions
6.5 Acres
Irrigation

 Hoffman
63.5 Acres
Irrigation

 SECTION LINES

 1/4 1/4 Lines

Acres



1987 NAPP



0 0.25 0.5 0.75 Miles

RIGHTS FROM: SOURCE: CANYON CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 61-10033A
NAME & ADDRESS: CHESTER J TINDALL
550 N 8TH E ST
MOUNTAIN HOME ID 83647
SOURCE: CANYON CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 0.53 AFY
PRIORITY DATE: 12/31/1959
POINT OF DIVERSION: T02S R06E S35 SENESE Within ELMORE County
PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION STORAGE 01-01 12-31 0.53 AFY
IRRIGATION FROM STORAGE 03-15 11-15 0.53 AFY
PLACE OF USE: IRRIGATION FROM STORAGE Within ELMORE County
T02S R06E S35 SESE 2.4
T03S R06E S02 Lot 1 (NENE) 4.1
6.5 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 6.5 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00252D & 61-10034.

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 61:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ5856NP

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

DATE: APR-6-2000
PAGE: A-2

RIGHTS FROM:	SOURCE: CANYON CREEK	TRIBUTARY: SNAKE RIVER
--------------	----------------------	------------------------

RIGHT NUMBER:	61-10033A	(CONT)
---------------	-----------	--------

EXPLANATORY MATERIAL: (CONT)

USE OF THIS RIGHT IS COMBINED WITH WATER FROM
MOUNTAIN HOME IRRIGATION DISTRICT.
RIGHT NO. 61-00252C & D ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

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	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Right 61-10033
_____	)	

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☒ Yes ☐ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☒ No

Water Right(s): 61-10033

From (Claimant/Seller):

Water Right Number: 61-10033

Name of Claimant: CHESTER J TINDALL
Address: 550 N 8TH E ST
MOUNTAIN HOME ID 83647
Phone: (208) 587-3798

To (Claimant/Purchaser):

Water Right Number: 61-10033A

Name of Claimant: CHESTER J TINDALL
Address: 550 N 8TH E ST
MOUNTAIN HOME ID 83647
Phone: (208) 587-3798

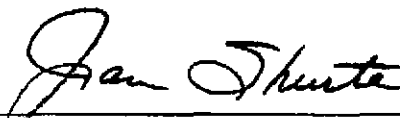
Water Right Number: 61-10033B

Name of Claimant: TED HOFFMAN
RITA HOFFMAN
Address: RT 1 BOX 815
MOUNTAIN HOME ID 83647
Phone: (208) 587-6374

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 6, 2000

A handwritten signature in cursive script, appearing to read "Jan Shute", is written above a horizontal line.

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 7, 2000 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

CHESTER J TINDALL
550 N 8TH E ST
MOUNTAIN HOME ID 83647
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

CHESTER J TINDALL
550 N 8TH E ST
MOUNTAIN HOME ID 83647

TED HOFFMAN
RITA HOFFMAN
RT 1 BOX 815
MOUNTAIN HOME ID 83647
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Denise Buffington
Signature of person or attorney mailing the form

RECEIVED

MAR 20 2000

WATER RESOURCES
WESTERN REGION

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.

1. Water Right No(s): 61-002524, 61-10033, 61-10034, 61-10076, 61-11891
 Adjudication Claim No(s): A 61-002524
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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
- OR**
- C. If your water right or adjudication claim 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: Chesler Tindall
550 N 8E Mtn Home ID 83647
4. New Owner/Claimant(s): TED Hoffman Rita Hoffman
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address: P.O. Box 15 (815)
 City, State and ZIP Code: Mtn Home ID 83647
 New Telephone Number: 208 587 6374
5. Date you acquired the property: 1/3/00
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.
- | | |
|--|--|
| Number of acres you irrigate with this water right <u>8060</u> | Number and type of stock <u>450 cattle</u> |
| Diversion rate in CFS <u>1.4</u> | Number of homes you acquired <u>2</u> |
| Other uses _____ | |
7. Signature of New Owner(s) or Claimant(s): TED Hoffman
Rita Hoffman
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

AJ5809NP
No. 61-10033

"A" SPLIT

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHESTER J TINDALL 550 N 8TH E ST MOUNTAIN HOME ID 83647 (208) 587-3798	12/31/1959	IRRIGATION STORAGE IRRIGATION FROM STORAGE	01-01 12-31 03-15 11-15		~~5.00 AFA~~ ~~5.00 AFA~~ <u>5.00 AFA</u>
TOTAL DIVERSION:						

53 AFA

Water Source: CANYON CREEK

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T02S R06E S35 SENESE

ELMORE County

Place of use Legal Description for: IRRIGATION FROM STORAGE

NE				NW				SW				SE							
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
02S	06E	35	:																
03S	06E	2	:	01-16	02-17														

TOTAL ACRES

6.5 ACRES

POU County: ELMORE

Conditions of Approval:

- W05 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
MOUNTAIN HOME IRRIGATION DISTRICT.
- C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 61:
- | WATER RIGHT NO. | SOURCE |
|-----------------|--------|
| NONE | NONE |
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:
- | WATER RIGHT NO. | SOURCE |
|-----------------|--------|
| NONE | NONE |
- ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

6.5

Remarks: POU1

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 70 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00252A & 61-10034.

252 D

EXP RIGHT NO. 61-00252A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

252C & 252D

Dates: Exam Made Date: 07/18/1994 Verified Date: 11/18/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. 61-10033

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 4

Comments: Date: 11/22/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Audit: 10/21/98 RHOWERTO 11/18/98 RHOWERTO 11/21/98 AJU10-JS 02/11/99 CPDSHAFF
02/18/99 ADT-DSHA



OWNER'S POLICY OF TITLE INSURANCE

POLICY NUMBER

AB0-482479

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, COMMONWEALTH LAND TITLE INSURANCE COMPANY, a Pennsylvania corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

IN WITNESS WHEREOF, COMMONWEALTH LAND TITLE INSURANCE COMPANY has caused its corporate name and seal to be hereunto affixed by its duly authorized officers, the Policy to become valid when countersigned by an authorized officer or agent of the Company.

COMMONWEALTH LAND TITLE INSURANCE COMPANY

Attest:

Wm. Chadwick Perrine

Secretary



By:

Janet A. Albert

President

EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the affect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
(b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims or other matters:
 - (a) created, suffered, assumed or agreed to by the insured claimant;
 - (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
 - (c) resulting in no loss or damage to the insured claimant;
 - (d) attaching or created subsequent to Date of Policy; or
 - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the estate or interest insured by this policy.
4. Any claim, which arises out of the transaction vesting in the Insured the estate or interest insured by this policy, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that is based on:
 - (a) the transaction creating the estate or interest insured by this policy being deemed a fraudulent conveyance or fraudulent transfer; or
 - (b) the transaction creating the estate or interest insured by this policy being deemed a preferential transfer except where the preferential transfer results from the failure:
 - (i) to timely record the instrument of transfer; or
 - (ii) of such recordation to impart notice to a purchaser for value or a judgment or lien creditor.

prosecute any action or proceeding or to do any other thing which in the opinion may be necessary or desirable to establish the title to the estate or interest, as insured, or to prevent or reduce loss or damage to the insured. The Company may take any appropriate action under the terms of this policy whether or not it shall be liable hereunder, and shall not thereby concede liability or waive any provision of this policy. If the Company shall do so diligently.

obligated to pay
Upon the exercise by the Company of either of the options provided for in paragraphs (b)(i) or (ii), the Company's obligations to the insured under this policy for the claimed loss or damage, other than the payments required to be made, shall terminate, including any liability or obligation to defend, prosecute or continue any litigation.

**POLICY OF TITLE INSURANCE
SCHEDULE A**

Amount of Insurance: \$175,000.00

Policy No.: A60-482479

Premium: \$780.00

File No.: 99-914

Date of Policy: January 5, 2000 at 3:42 P.M.

1. Name of Insured:

Theodore W. Hoffman and Rita S. Hoffman, husband and wife

2. The estate or interest in the land which is covered by this policy is:
fee simple

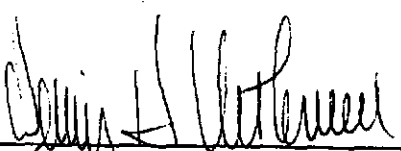
3. Title to the estate or interest in the land is vested in:

Theodore W. Hoffman and Rita S. Hoffman, husband and wife

4. The land referred to in this policy is described in the said instrument, is situated in the County of Elmore, State of Idaho, and is identified as follows:

(See Attached)

Countersigned:


Dennis H. Wetherell/Mary Egusquiza
Authorized Officer or Agent

LEGAL DESCRIPTION

TRACT :

Township 2 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 23: S1/2NE1/4SW1/4

Section 35: E1/2SE1/4

SAVING, EXCEPTING AND EXCLUDING the following described portion of said real property, to wit:

A tract of land located in the SE1/4SE1/4, Section 35, Township 2 South, Range 6 East, Boise Meridian, Elmore County, Idaho; more particularly described as follows:

Beginning at the section corner common to Sections 35 and 36, Township 2 South, Range 6 East, Boise Meridian, and Sections 1 and 2, Township 3 South, Range 6 East, Boise Meridian; thence

South 89°26'53" West, 368.49 feet along the section line common to Section 35, Township 2 South, Range 6 East, Boise Meridian, and Section 2, Township 3 South, Range 6 East, Boise Meridian, to an iron pin; thence

North 9°06'16" East 83.91 feet to an iron pin; thence

North 12°07'31" East 294.50 feet to an iron pin; thence

South 77°09'33" East 244.01 feet to an iron pin; thence

South 77°09'33" East 56.85 feet, more or less, to a point on the section line common to Sections 35 and 36, Township 2 South, Range 6 East, Boise Meridian; thence

South 77°09'33" East 56.85 feet, more or less, to a point on the section line common to Sections 35 and 36, Township 2 South, Range 6 East, Boise Meridian, to the POINT OF BEGINNING.

(See Attached)

LEGAL DESCRIPTION:

TRACT II:

Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 2: U.S. Government Lots 1 and 2

SAVING, EXCEPTING AND EXCLUDING the following described portion of said real property, to-wit:

A tract of land located in the NE1/4NE1/4, Section 2, Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho; more particularly described as follows:

Beginning at the section corner common to Sections 35 and 36, Township 2 South, Range 6 East, Boise Meridian, and Sections 1 and 2, Township 3 South, Range 6 East, Boise Meridian; thence
South 89°26'53" West 368.49 feet along the section line common to Section 35, Township 2 South, Range 6 East, Boise Meridian, and Section 2, Township 3 South, Range 6 East, Boise Meridian, to an iron pin; thence
South 9°06'16" West 457.50 feet to an iron pin; thence
South 22°14'58" East 373.13 feet to an iron pin on the approximate North right-of-way of Canyon Creek Road; thence
North 41°51'00" East 102.45 feet along the North right-of-way of Canyon Creek Road to a point; thence
North 51°20'30" East 102.45 feet along the North right-of-way of Canyon Creek Road to a point; thence
North 56°27'50" East 103.17 feet along the North right-of-way of Canyon Creek Road to a point; thence
North 59°51'00" East 76.53 feet along the North right-of-way of Canyon Creek Road to an iron pin; thence
North 0°13'44" West 563.50 feet along the section line common to Sections 1 and 2, Township 3 South, Range 6 East, Boise Meridian, to the POINT OF BEGINNING.

ALSO SAVING, EXCEPTING AND EXCLUDING the following described portion of said real property, to-wit:

That portion of the NE1/4NE1/4 (U.S. Government Lot 1), of Section 2, Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho; lying South and East of the right-of-way for Canyon Creek Road.

(See Attached)

LEGAL DESCRIPTION

TRACT III:

Township 1 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 26: NW1/4SW1/4

Section 27: NW1/4NE1/4, N1/2SE1/4, SW1/4SE1/4

R 6 E / " = 660'

T 528
398

T 257
381

Sp

4
20

EL

H