

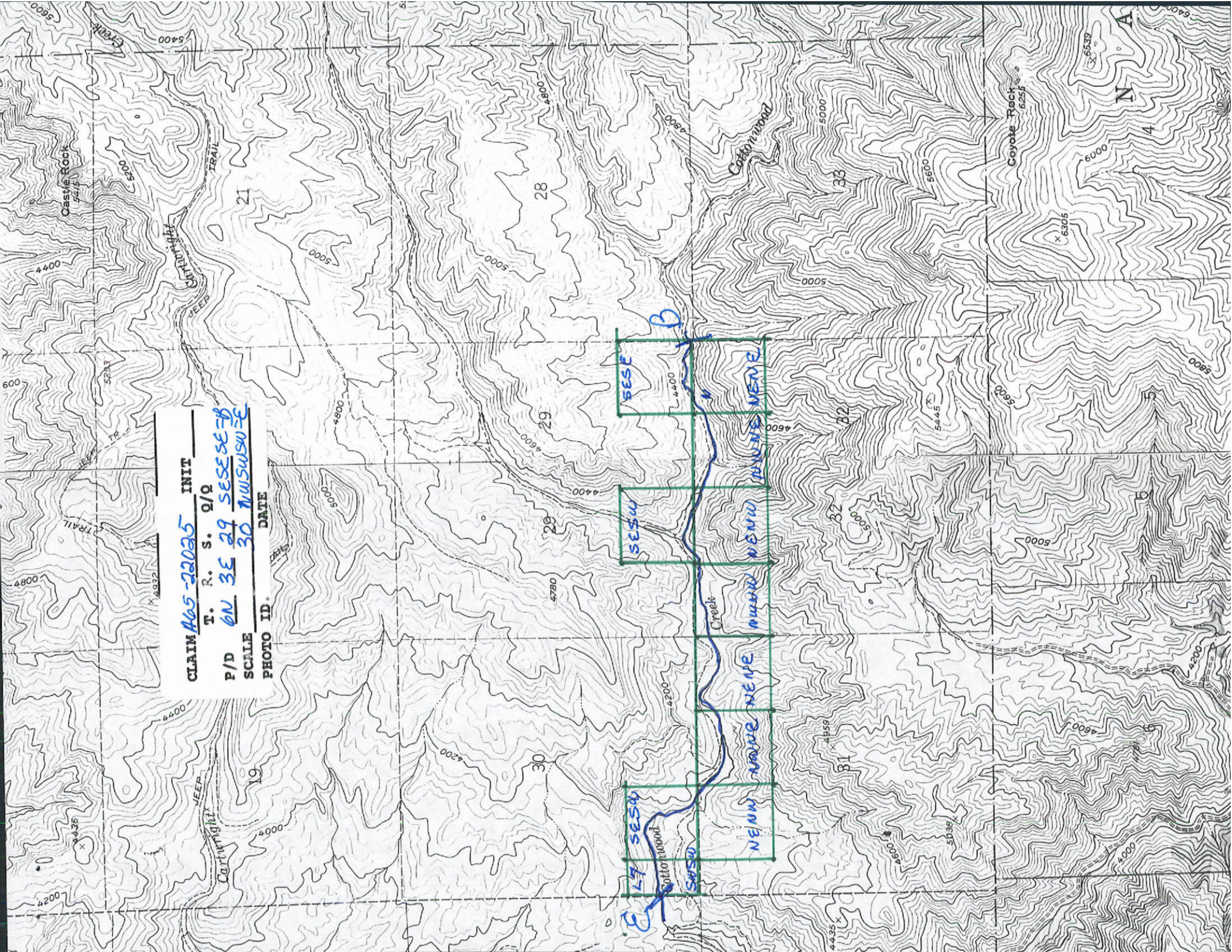
CLAIM A65-22035 INIT

T. R. S. Q/Q

P/D 6N 3E 29 SESESE=B

SCALE 30 NWSWSW-E

PHOTO ID. DATE



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: A65-22025
Date Received: 3/ 7/1990
Receipt No: W010665
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HOFF COMPANIES INC 208-884-2002
Address: 280 E CORPORATE DR #200
MERIDIAN ID 83642

2. Date of Priority: DEC 31, 1870

3. Source: COTTONWOOD CREEK Trib. to: SHAFER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
----------	-------	---------	--------	--------	-----	-----	--------

Beginning Point of Instream Flow							
----------------------------------	--	--	--	--	--	--	--

06N	03E	29	SE	SE			BOISE
-----	-----	----	----	----	--	--	-------

Ending Point of Instream Flow							
-------------------------------	--	--	--	--	--	--	--

06N	03E	30	SW	SW			BOISE
-----	-----	----	----	----	--	--	-------

5. Description of diverting works:
INSTREAM USE ONLY.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 60 HEAD.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	03E	29	SW		SW		STOCK	
			SE		SW		STOCK	
			SE		SE		STOCK	
		30	SW		SW		STOCK	
			SE		SW		STOCK	
		31	NE		NE		STOCK	
			NW		NE		STOCK	
			NE		NW		STOCK	
		32	NE		NE		STOCK	
			NW		NE		STOCK	
			NW		NW		STOCK	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
NONE

14. Remarks:

PLACE OF USE PROPERTY INCLUDES U.S. FOREST SERVICE LANDS THAT ARE
LEASED FOR GRAZING BY CLAIMANT.
OWNERSHIP CHANGED BY LH 3/21/2000.

15. Basis of Claim: BENEFICIAL USE

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

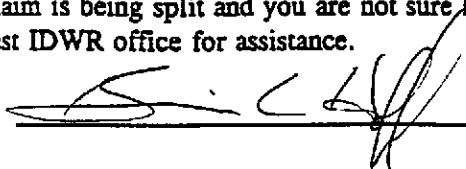
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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).: A63-30212
Adjudication Claim No(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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant The Terteling Company, Inc.
877 W. Main St., Suite 706, Boise, ID 83702
4. New Owner/Claimant(s) Hoff Companies, Inc.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 280 E. Corporate Drive, Suite #200
City, State and ZIP Code Meridian, ID 83642
New Telephone Number (208) 884-2002
5. Date you acquired the property 5/17/93
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 you irrigate _____ Number and type of stock _____

Diversion rate in CFS .030 Number of homes _____ Other uses _____

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 or Claimant(s) 
Brian C. Hoff, President
(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..

101-55

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, EXCLUDING ALL MINERAL RIGHTS.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

THE TERTELING COMPANY, INC., an Idaho corporation

By J. L. Terteling
J. L. Terteling, President

On this 17th day of May, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared J. L. Terteling, known or identified to me to be the President of THE TERTELING COMPANY, INC., the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

BOISE COUNTY IDAHO SS
REQUEST OF

Notary Public for Idaho
Residing at Boise, Idaho
My commission expires:

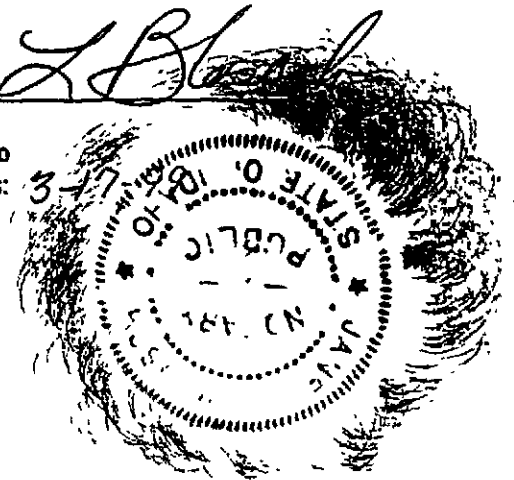
93 MAY 18 PM 3: 33

ARLENE C. KOLAR

BY Jayce M. Febbo
DEPUTY

FEE \$ 12.00

147297



TOWNSHIP 5 NORTH, RANGE 2 EAST OF BOISE-MERIDIAN IN BOISE COUNTY, IDAHO

SECTION 1

THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER AND
THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER AND
THE SOUTH HALF OF THE SOUTHWEST QUARTER;

SECTION 2

THE SOUTH HALF OF THE SOUTH HALF; A65-22010
25029

SECTION 3

GOVERNMENT LOT 1 AND
THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND
THE EAST HALF OF THE SOUTHWEST QUARTER; 10-1-N

SECTION 11

ALL; A65-22029, A65-22015, A65-31510

SECTION 12

THE NORTH HALF AND THE SOUTHWEST QUARTER AND THE NORTHWEST QUARTER OF THE
SOUTHWEST QUARTER AND THE SOUTH HALF OF THE SOUTHWEST QUARTER; A65-22022

SECTION 13

THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER AND THE
SOUTH HALF; 2

SECTION 14

ALL EXCEPT THE SOUTH HALF OF THE SOUTH HALF.

TOWNSHIP 6 NORTH, RANGE 2 EAST OF BOISE-MERIDIAN IN BOISE COUNTY, IDAHO

SECTION 36

THE SOUTH HALF. A65-22022

TOWNSHIP 5 NORTH, RANGE 3 EAST OF BOISE-MERIDIAN IN BOISE COUNTY, IDAHO

SECTION 4

GOVERNMENT LOT 4, AND
THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER;

SECTION 5

GOVERNMENT LOTS 1, 2, 3, 4 AND 5 AND A65-22012
THE SOUTH HALF OF THE NORTHEAST QUARTER AND
THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER;

SECTION 6

GOVERNMENT LOTS 3, 4, 5, 6 AND 7 AND A65-22011
THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND
THE EAST HALF OF THE SOUTHWEST QUARTER;

LEGAL CONTINUED

EXHIBIT "A"

SECTION 7

H. 11-21021, 11-21021

- THE NORTH HALF OF THE NORTHEAST QUARTER AND
- THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND
- THE EAST HALF OF THE NORTHWEST QUARTER AND
- GOVERNMENT LOTS 1 AND 2 AND
- THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER;
- EXCEPT ROAD RIGHT OF WAY;

SECTION 18

- THE WEST HALF OF THE EAST HALF AND
- THE EAST HALF OF THE WEST HALF AND
- GOVERNMENT LOTS 1, 2, 3 AND 4;

TOWNSHIP 6 NORTH, RANGE 3 EAST OF BOISE-MERIDIAN IN BOISE COUNTY

SECTION 21

- THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER;

SECTION 27

- THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND
- THE WEST HALF OF THE SOUTHWEST QUARTER;

SECTION 28

- THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND
- THE SOUTH HALF OF THE NORTHEAST QUARTER AND
- THE NORTHWEST QUARTER AND
- THE NORTH HALF OF THE SOUTHWEST QUARTER AND
- THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER AND
- THE SOUTHEAST QUARTER;

SECTION 29

- THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND
- THE SOUTH HALF OF THE NORTHEAST QUARTER AND
- THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER AND
- THE SOUTH HALF;

SECTION 30

- THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND
- GOVERNMENT LOTS 3 AND 4 AND
- THE EAST HALF OF THE SOUTHWEST QUARTER AND
- THE SOUTHEAST QUARTER;

SECTION 31

- THE NORTHEAST QUARTER AND THE EAST HALF OF THE NORTHWEST QUARTER AND
- GOVERNMENT LOTS 1, 2, 3 AND 4 AND
- THE EAST HALF OF THE SOUTHWEST QUARTER AND THE NORTHWEST QUARTER OF THE
- SOUTHEAST QUARTER;

SECTION 32

- ALL EXCEPT THE NORTH HALF OF THE SOUTHEAST QUARTER AND ALSO
- EXCEPT THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND ALSO EXCEPT THE NORTH
- HALF OF THE SOUTHWEST QUARTER AND ALSO EXCEPT THE WEST HALF OF THE SOUTHWEST
- QUARTER OF THE SOUTHWEST QUARTER;

SECTION 33

- THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER.

END OF LEGAL DESCRIPTION

SCHEDULE B - SECTION 2

C. Special Exceptions:

2. AN EASEMENT CONTAINING CERTAIN TERMS, CONDITIONS AND PROVISIONS AFFECTING A PORTION OF SAID PREMISES AND FOR THE PURPOSES STATED HEREIN.
FOR: ROAD OF TRAMWAY FOR GENERAL LOGGING PURPOSES
DISCLOSED BY: DEED RECORDED JULY 28, 1916, UNDER INSTRUMENT NO. 24717 IN BOOK 41 OF DEEDS AT PAGE 256
IN FAVOR OF: UNDISCLOSED
AFFECTS: A STRIP OF LAND 50' FEET WIDE THROUGH THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 6 NORTH, RANGE 3 EAST.

4. AN EASEMENT CONTAINING CERTAIN TERMS, CONDITIONS AND PROVISIONS AFFECTING A PORTION OF SAID PREMISES AND FOR THE PURPOSES STATED HEREIN.
FOR: A RIGHT OF WAY AND EASEMENT FOR THE ERECTION AND CONTINUED OPERATION, MAINTENANCE, REPAIR, ALTERATION, INSPECTION AND REPLACEMENT OF THE ELECTRICAL TRANSMISSION, DISTRIBUTION AND TELEPHONE LINES AND CIRCUITS OF THE GRANTEE, ATTACHED TO POLES OR OTHER SUPPORTS, TOGETHER WITH GUYS, CROSSARMS AND OTHER ATTACHMENTS AND INCIDENTAL EQUIPMENT THEREON AND APPURTENANCES, WITH THE RIGHT TO PERMIT THE ATTACHMENT OF THE WIRES AND FIXTURES OF OTHER COMPANIES OR PARTIES
IN FAVOR OF: IDAHO POWER COMPANY, A CORPORATION
RECORDED: FEBRUARY 1, 1966
INSTRUMENT NO.: 70747 AL65-22024, AL65-22526, AL65-22527
AFFECTS: NORTHWEST QUARTER AND THE SOUTH HALF SECTION 6, TOWNSHIP 5 NORTH, RANGE 3 EAST, BOISE-MERIDIAN, AND THE NORTH HALF NORTHEAST QUARTER AND SOUTHWEST QUARTER NORTH-EAST QUARTER, SECTION 7, TOWNSHIP 5 NORTH, RANGE 3 EAST, BOISE-MERIDIAN.

5. AN EASEMENT CONTAINING CERTAIN TERMS, CONDITIONS AND PROVISIONS AFFECTING A PORTION OF SAID PREMISES AND FOR THE PURPOSES STATED HEREIN.

RECORDED: MAY 13, 1974

INSTRUMENT NO.: 80603

AFFECTS: THE SOUTH HALF OF SECTION 36 TOWNSHIP 6 NORTH, RANGE 2 EAST, BOISE-

MERIDIAN

6. RESERVATIONS CONTAINED IN DEED
DATED: MARCH 3, 19__
EXECUTED BY: TERTELING LAND COMPANY, A CORPORATION
IN FAVOR OF: TERTELING LAND COMPANY, A CORPORATION
RECORDED: MARCH 6, 1978
INSTRUMENT NO.: 88361
AS FOLLOWS: EXCEPT ALL MINERALS IN OR UNDER SAID LAND INCLUDING BUT NOT LIMITED
TO METALS, OIL, GAS, COAL, STONE AND MINERAL RIGHTS, MINING RIGHTS AND
EASEMENTS OR OTHER MATTERS RELATING THERETO WHETHER EXPRESSED OR IMPLIED.
AFFECTS: ALL OF SAID PREMISES EXCEPT THAT PORTION LYING WITHIN SECTIN 18 TOWNSHIP
5 NORTH, RANGE 2 EAST, BOISE-MERIDIAN

7. EXCEPTIONS AND RESERVATIONS CONTAINED IN DEED FROM THE STATE OF IDAHO WHEREBY SAID GRANTOR EXCEPTS ALL MINERAL RIGHTS AS DEFINED BY SECTION 47-701 OF IDAHO CODE, TOGETHER WITH RIGHTS AND CLAIMS OF PARTIES CLAIMING BY THROUGH OR UNDER THEM.

RECORDED: MAY 16, 1984

INSTRUMENT NO./BOOK AND PAGE: 113132

AFFECTS: THE SOUTH HALF OF SECTION 36, TOWNSHIP 6 NORTH, RANGE 2 EAST

8. RIGHTS OF WAY FOR DITCHES, TUNNELS AND TELEPHONE AND TRANSMISSION LINES
CONSTRUCTED BY AUTHORITY OF THE UNITED STATES, AS GRANTED TO THE UNITED STATES
UNDER THE PROVISIONS OF SECTION 58-604 IDAHO CODE 1947.
AFFECTS: THE SOUTH HALF OF SECTION 36, TOWNSHIP 6 NORTH, RANGE 2 EAST ACRES.

9. AN EASEMENT CONTAINING CERTAIN TERMS, CONDITIONS AND PROVISIONS AFFECTING A PORTION OF SAID PREMISES AND FOR THE PURPOSES STATED HEREIN.

FOR: ACCESS TO LANDS OF DOBS

-RECORDED: SEPTEMBER:

INSTRUMENT NO.: 115552
AFFECTS: EAST HALF OF THE EAST HALF OF SECTION 3 AND THE SOUTH HALF OF THE SOUTH HALF OF SECTION 2 AND SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER AND THE SOUTH HALF OF SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 5 NORTH, RANGE 2 EAST, BOISE-MERIDIAN.

EXHIBIT B

ASSIGNMENT OF WATER RIGHTS

THIS ASSIGNMENT is entered into as of the 17th day of May, 1993, by and between THE TERTELING COMPANY, INC., an Idaho corporation ("Assignor"), and HOFF COMPANIES, INC., an Idaho corporation ("Assignor");

WITNESSETH:

WHEREAS, Assignor desires to assign all of its right, title and interest in, to and under the water and water rights set forth and described on Exhibit "A" attached hereto and by this reference made a part hereof, together with all applications, permits, shares of stock in water and canal companies, and all licenses, permits, applications and all rights to water now owned or hereafter perfected in any water adjudication matters, and Assignee is desirous of accepting same;

NOW, THEREFORE, for good and valuable consideration, the receipt and legal sufficiency of which is hereby acknowledged, Assignor has assigned, transferred and conveyed, and by these presents does assign, transfer and convey unto Assignee all of Assignor's right, title and interest in, to and under all applications, permits, shares of stock in water and canal companies and all licenses, permits, applications and rights to water now owned or hereafter perfected in any water adjudication matters described on Exhibit "A" attached hereto.

By its execution hereof, Assignee hereby agrees to assume and perform all duties and obligations under said water rights and to hold Assignor harmless from any liability for performance or nonperformance of such obligations.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year first above written.

ASSIGNOR:

THE TERTELING COMPANY, INC.

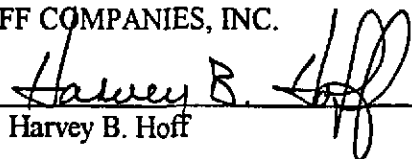
By


Joe L. Terteling
President

ASSIGNEE:

HOFF COMPANIES, INC.

By


Harvey B. Hoff

Notice of a Claim to a Water Right - Boise County
Instream Flow - Filed 3/90

Claimant
Date of Priority
Source of Water Supply
Beginning Point of Claimed
Instream Flow
Ending Point
Use
Place of Use

The Terteling Company, Inc.
1870s
Shafer Creek

T5N R3E, SEC 21, SWNE
T5N R3E, SEC 36, NESW
Stockwater .03cfs

~~T5N R3E, SEC 19, NWNE, SWNE, NENW~~

T5N R3E, SEC 18, NWNE, SWNE, NESW, SESW - AUG-2003

T5N R3E, SEC 7, SWNE, NENW, SENW, NWSE - AUG-2003

T5N R3E, SEC 6, SWNW, NWSW, SWSW, SESW, SWSE - AUG, 2003

T6N R2E, SEC 36, NESW - AUG, 2003

Claimant
Date of Priority
Source of Water Supply
Beginning Point of Claimed
Instream Flow
Ending Point
Use
Place of Use

The Terteling Company, Inc.
1870
Cottonwood Creek

T6N R3E, SEC 28, SESW AUG-2003

T6N R3E, SEC 28, SESW AUG-2003

Stockwater .03cfs

T6N R3E, SEC 28, SESW AUG-2003

Claimant
Date of Priority
Source of Water Supply
Beginning Point of Claimed
Instream Flow
Ending Point
Use
Place of Use

The Terteling Company, Inc.
1870
Cottonwood Creek

T6N R3E, SEC 29, SESE

T6N R3E, SEC 30, SWSW

Stockwater, .03cfs

T6N R3E, SEC 29, SWSW, SESW, SESE

T6N R3E, SEC 32, NENE, NWNE, NWNW

T6N R3E, SEC 31, NENE, NWNE, NENW

T6N R3E, SEC 30 SWSW, SESW

Claimant
Date of Priority
Source of Water Supply
Beginning Point of Claimed
Instream Flow
Ending Point
Use
Place of Use

The Terteling Company, Inc.
1870
Custer Creek

T5N R2E, SEC 12, SESW

T5N R2E, SEC 14, NWNW

Stockwater, .03cfs

T5N R2E, SEC 12, NESW, SWSW, SESW

T5N R2E, SEC 11, SESE

T5N R2E, SEC 14, NENE, NWNE, NENW, NWNW

Notice of Claim to a Water Right - Boise County
Stockwater - Filed 3/90

Claimant	The Terteling Company, Inc.
Date of Priority	1870s
Source of Water Supply	Unnamed Spring
Location of Diversion	T6N R3E, Sec. 27 SWNW
Use	Stockwater, 1/1 to 12/31, .02cfs
Place of Use	T6N R3E, SEC 27, SWNW

A65-22011

Claimant	The Terteling Company, Inc.
Date of Priority	1870s
Source of Water Supply	Unnamed Spring
Location of Diversion	T5N R2E, SEC 2, SWSW
Use	Stockwater, 1/1 to 12/31, .02cfs
Place of Use	T5N R2E, SEC 2, SWSW

A65-22010

Claimant	The Terteling Company, Inc.
Date of Priority	1870s
Source of Water Supply	Unnamed Spring
Location of Diversion	T5N R2E, SEC 11, NENW
Use	Stockwater, 1/1 to 12/31, .02cfs
Place of Use	T5N R2E, SEC 11, NENW

A65-22015

Claimant	The Terteling Company, Inc.
Date of Priority	1870s
Source of Water Supply	Unnamed Spring
Location of Diversion	T5N R2E, SEC 12, NENE
Use	Stockwater, 1/1 to 12/31, .02cfs
Place of Use	T5N R2E, SEC 12, NENE

A65-22014

Claimant	The Terteling Company, Inc.
Date of Priority	1870s
Source of Water Supply	Unnamed Spring
Location of Diversion	T5N R3E, SEC 5, NWNW
Use	Stockwater, 1/1 to 12/31, .02cfs
Place of Use	T5N R3E, SEC 5, NWNW

A65-22013

Claimant	The Terteling Company, Inc.
Date of Priority	1870s
Source of Water Supply	Unnamed Spring
Location of Diversion	T6N R3E, SEC 21, NWSE
Use	Stockwater, 1/1 to 12/31, .02cfs
Place of Use	T6N R3E, SEC 21, NWSE

A65-22012

AKF

AKF

Notice of a Claim to a Water Right - Boise County
Instream Flow - Filed 3/90

Claimant	The Terteling Company, Inc.
Date of Priority	1870
Source of Water Supply	Pole Cat Creek
Beginning Point of Claimed	
Instream Flow	T5N R2E, SEC 12, NESW L
Ending Point	T5N R2E, SEC 2, SWSE
Use	Stockwater, .03cfs
Place of Use	T5N R2E, SEC 12, SWNW, SENW, NESW A65-22029
	T5N R2E, SEC 11, NENE, NWNE A65-22029
	T5N R2E, SEC 2, SWSE 465-2-029

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: A65-22025
Date Received: 3/ 7/1990
Receipt No: W010665
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THE TERTELING COMPANY INC 208-338-5200
Address: 877 WEST MAIN ST
SUITE 706
BOISE ID 83702

2. Date of Priority: DEC 31, 1870

3. Source: COTTONWOOD CREEK Trib. to: SHAFER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
06N	03E	29	SE	SE			BOISE
Ending Point of Instream Flow							
06N	03E	30	SW	SW			BOISE

5. Description of diverting works:
INSTREAM USE ONLY.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 60 HEAD.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	03E	29	SW		SW		STOCK	
			SE		SW		STOCK	
			SE		SE		STOCK	
		30	SW		SW		STOCK	
			SE		SW		STOCK	
		31	NE		NE		STOCK	
			NW		NE		STOCK	
			NE		NW		STOCK	
		32	NE		NE		STOCK	
			NW		NE		STOCK	
			NW		NW		STOCK	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
NONE

14. Remarks:

PLACE OF USE PROPERTY INCLUDES U.S. FOREST SERVICE LANDS THAT ARE
LEASED FOR GRAZING BY CLAIMANT.

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): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

**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 A65-22025
Date Received 3-7-90
Receipt Number W010665-25+50 LATE FEE
= 75 TOTAL

RECEIVED
MAR 07 1990

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

Department of Water Resources
Western Regional Office
Please type or print clearly

1. Name of Claimant (s) The Terteling Co., Inc. Phone (~~208~~) 338-5200
Mailing Address 877 West Main Street, Suite 706, Boise, ID Zip 83702

2. Date of Priority (Only one (1) per claim) 1870

3. Source of water supply (a) Cottonwood Creek
which is tributary to (b) Shafer Creek

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 06N Range 03E Section 29, _____ 1/4 of SE 1/4 of SE 1/4,

Govt. Lot _____ B.M., County of Boise

ending point is: Township 06N Range 03E Section 30, _____ 1/4 of SW 1/4 of

SW 1/4, Govt. Lot _____ B.M., County of Boise

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Instream Use Only

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 1/1 to 12/31 amount 0.03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimus acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater - 60 head

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
06N	03E	29											S	S				S	
		32	S	S				S											
		31	S	S			S												
		30											S	S					

Total number of acres irrigated 0

11. In which county (ies) are lands listed above as place of use located? Boise

12. Do you own the property listed above as place of use? Yes X* No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks: *Place of use property includes U.S. Forest Service lands that are leased
for grazing by claimant.

Last Name The Terteling Co., Inc. Ident No. _____

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Scale: 2 inches equals 1 mile

The map is a hand-drawn grid with various labels and symbols. The top section is labeled 'T. 06 N.' and contains the letters 'NW', 'NE', 'NW', 'NE' in a row. Below this, the numbers '30' and '29' are written. The middle section is labeled 'Place of Use Cottonwood Creek' and contains the letters 'NW', 'NE', 'NW', 'NE' in a row. Below this, the numbers '31' and '32' are written. The bottom section is labeled 'Instream Use Only' and contains the letters 'NW', 'NE', 'NW', 'NE' in a row. Below this, the numbers '30' and '29' are written. Arrows point to specific locations labeled 'Place of Use Cottonwood Creek'.

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ President

of _____ The Terteling Co., Inc. _____ Title
Organization

document in the space below as _____ President _____ of _____ The Terteling Co., Inc. _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

[Signature]

Title and Organization _____ President, The Terteling Co., Inc. _____ Date 3-2-90

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of March 19 90

SEAL

Notary Public Flinda A. Inouye

Residing at Boise, Id

My Commission Expires 5-7-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name The Terteling Co., Inc. Ident. Number _____

Copies White-State, Yellow-Claimant

09/01/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-22025

NAME AND ADDRESS: HOFF COMPANIES INC
280 E CORPORATE DR #200
MERIDIAN, ID 83642

SOURCE: COTTONWOOD CREEK TRIBUTARY: SHAFER CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 12/31/1870

POINT OF DIVERSION: T06N R03E S29 SESESE Within BOISE County
T06N R03E S30 NWSWSW *LT 7* Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE:

STOCKWATER Within BOISE
County

T06N R03E S29	SESW	T06N R03E S29	SESE
T06N R03E S30	SESW	T06N R03E S30	LOT 7 SWSW
T06N R03E S31	NENE	T06N R03E S31	NWNE
T06N R03E S31	NENW	T06N R03E S32	NENW
T06N R03E S32	NENE	T06N R03E S32	NWNE
T06N R03E S32	NWNW		

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.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER, 60 RANGE CATTLE

AJ5809NP
No. A65-22025

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/10/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HOFF COMPANIES INC 280 E CORPORATE DR #200 MERIDIAN ID 83642 (208) 884-2002	12/31/1870	STOCKWATER	01-01 12-31	0.030 CFS	1.02
TOTAL DIVERSION:					0.030 CFS	1.02

Water Source: COTTONWOOD CREEK

Tributary to: SHAFER CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T06N R03E S29
Point(s) of Ending Stream Reach: T06N R03E S30

SESESE = B
NWSWSW = E

BOISE County
BOISE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE																			
				NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
06N	03E	29	:																																
06N	03E	30	:																																
06N	03E	31	:	S		S						S																							
06N	03E	32	:	S		S						S		S																					

POU County: BOISE

Non-Irrigation Uses: STOCKWATER, 60 HEAD.

Other Rights: NONE

Remarks: GEN PLACE OF USE PROPERTY INCLUDES U.S. FOREST SERVICE LANDS THAT ARE
LEASED FOR GRAZING BY CLAIMANT.
OWNERSHIP CHANGED BY LH 3/21/2000.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 03/23/95 JSHURTE 03/30/95 POST-STD 03/21/00 LHARRIS

N11 + N13

Arstream stock water

CLAIM A65-22035 INIT

T. R. S. Q/Q

P/D ON 3E 29 SESESE-B

SCALE 30 NW5W50E

PHOTO ID. DATE

