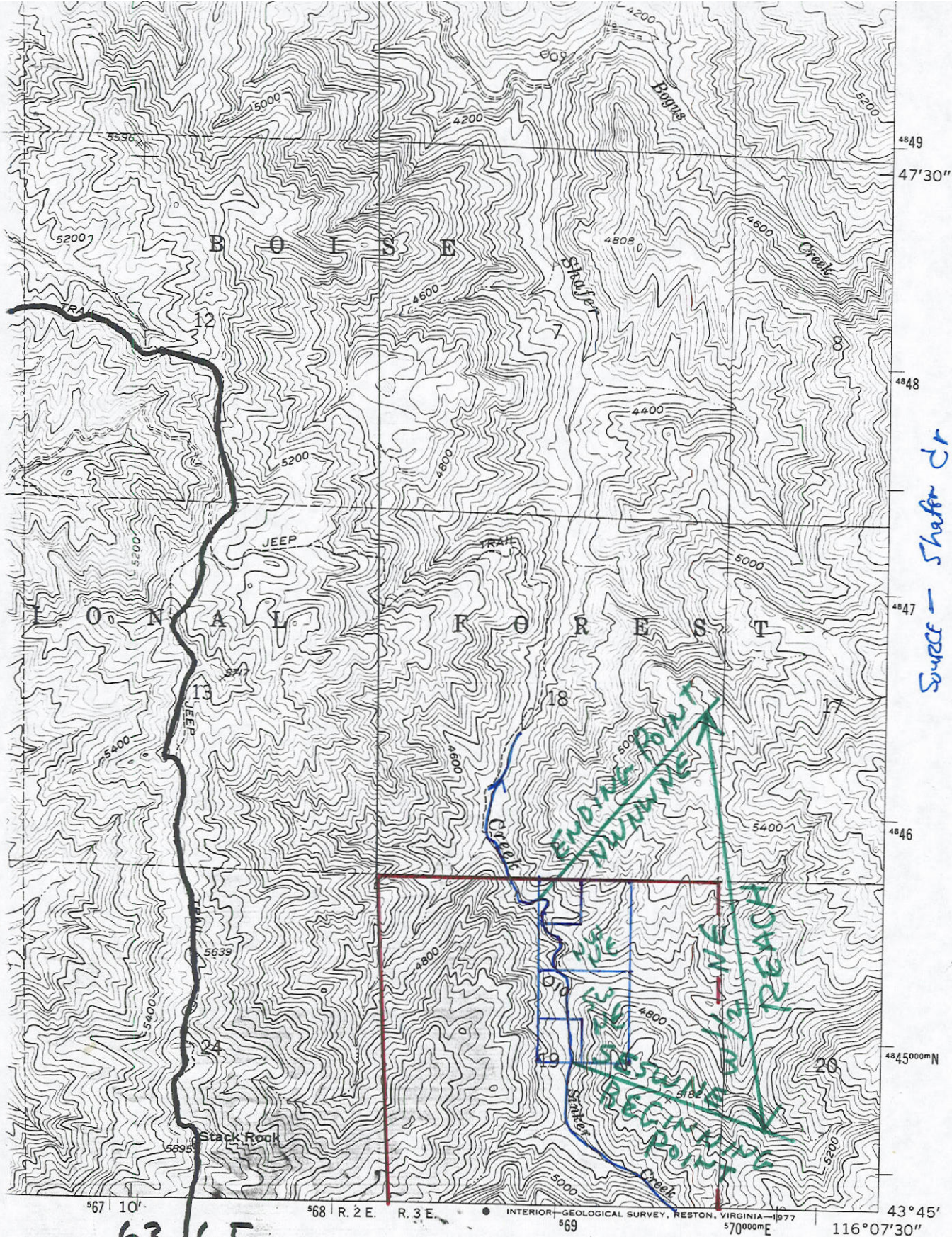




SOURCE - Shafer Cr
TRIB - PAYETTE RIVER

T5N, R3E, S19, NWNE, SWNE

63/65

1 MILE
7000 FEET
METER



QUADRANGLE LOCATION

ROAD CLASSIFICATION
Medium-duty Light-duty
Unimproved dirt =====
○ State Route

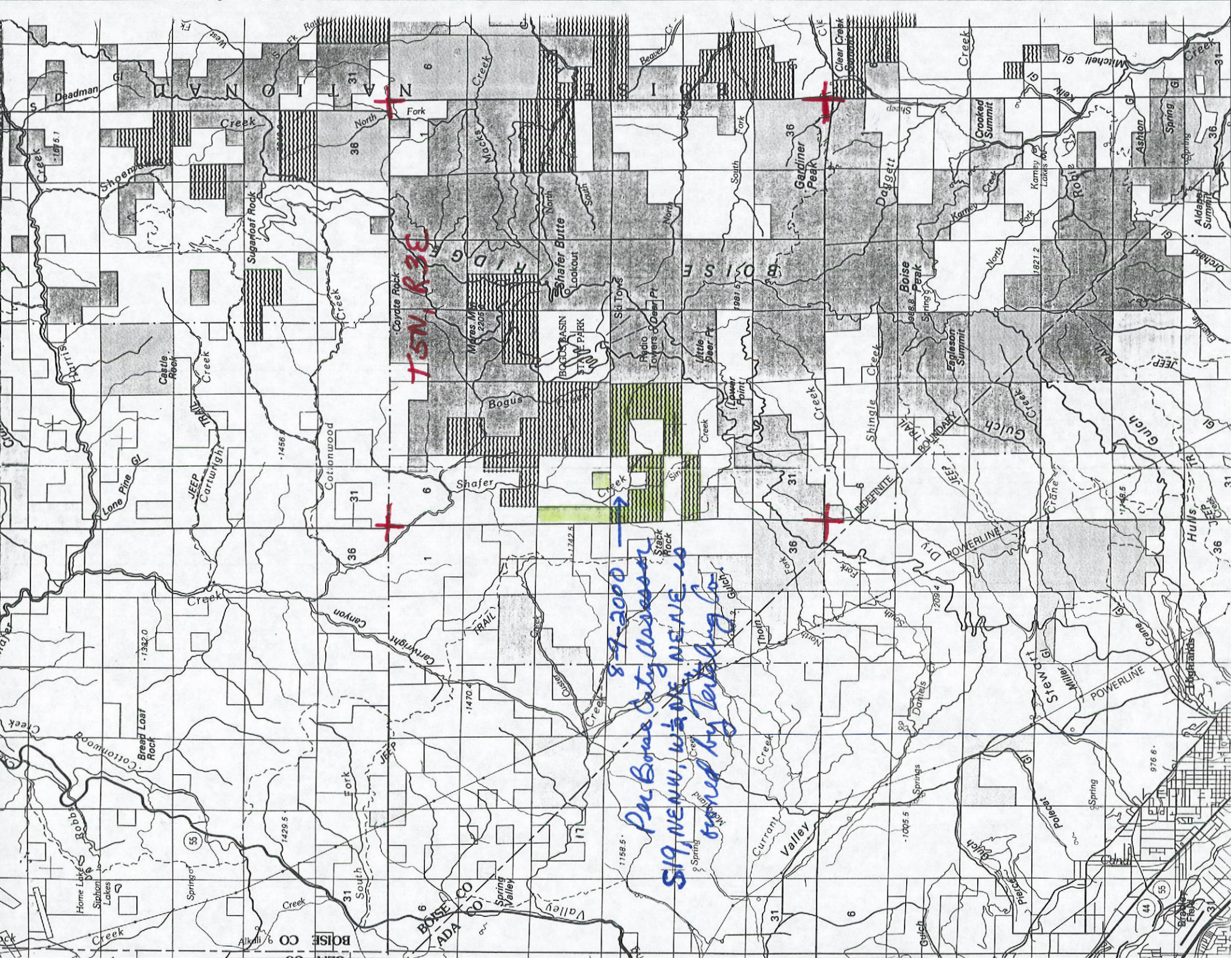
CARTWRIGHT CANYON, IDAHO
N4345-W11607.5/7.5

1957

TOPO

IDWR
W-59

VIRGINIA 22092



TSN, R3E

8-9-2000

Pan Boise City Assessor
S19, NENE, W1/4, NENE, W1/4
owned by Tishling Co.

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: **A65-22031A**
Date Received: 3/ 7/1990
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

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

2. Date of Priority: DEC 31, 1875

3. Source: SHAFER CREEK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
05N	03E	21	SW	NE			BOISE
Ending Point of Instream Flow							
05N	03E	36	NE	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	0.015		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 30 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	03E	19	NW		NE		STOCK	
			SW		NE		STOCK	
			NE		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.
THIS CLAIM IS A RESULT OF A CHANGE OF OWNERSHIP FOR A PORTION OF
A65-22031.

15. Basis of Claim: BENEFICIAL USE

10/01/2001

**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

Water Rights: 65-22013, 65-22016,
65-22018, 65-22019, 65-22021 and
65-22031A

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

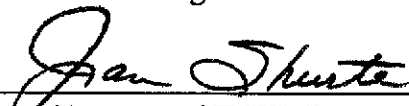
IDWR has completed the following administrative proceeding:

- ☒ Address change
- ☐ Substitution of Party
- ☐ IC § 42-222 transfer
 - ☐ Point of diversion
 - ☐ Period of use
 - ☐ Split of water right
 - ☐ Other
 - ☐ Place of use
 - ☐ Nature of use
 - ☐ Change in ownership
- ☐ IC § 42-219 license

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 Report(s)* for said water right(s). 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 Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: October 2, 2001



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on October 2, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

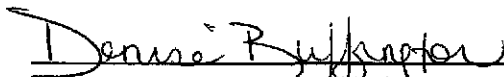
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

The Terteling Company Inc
3823 N 36th St
Boise ID 83703

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

RECEIVED

OCT 01 2001

**WATER RESOURCES
WESTERN REGION**

Claim Number(s): 65-22013,65-22016,65-22018,65-22019,65-22021,65-22031A

Previous Mailing Address: The Terteling Company Inc

877 W. Main St Suite 706

Boise ID 83702

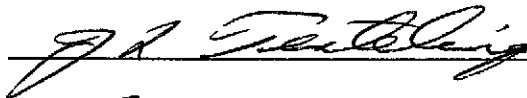
New Mailing Address: The Terteling Company Inc

3823 N. 36th Street

Boise, ID 83703

Telephone Number: (208) 338-5200

Signature of Claimant(s):


PRESIDENT

Please return this completed form to:

**Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400**

**Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037**

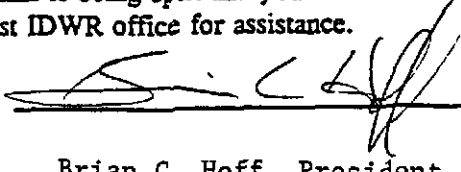
**Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177**

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Received at
S.O. 11-13-97

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..

WARRANTY DEED

FOR VALUE RECEIVED. THE TERTELING COMPANY, INC., Grantor, does hereby grant, bargain, sell and convey unto HOFF COMPANIES, INC., of 5257 Fairview Avenue, Suite 230, Boise, Idaho 83706, Grantee, the following described premises, to-wit:

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

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that said premises are free from all encumbrances except (i) current taxes and assessments, easements, restrictions and reservations of record, and (ii) encumbrances set forth on Exhibit "B" attached. The Grantor will warrant and defend the same from all lawful claims whatsoever.

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.

DATED this 17th day of May, 1993.

THE TERTELING COMPANY, INC., an Idaho
corporation

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

STATE OF IDAHO)
) ss.
County of Ada)

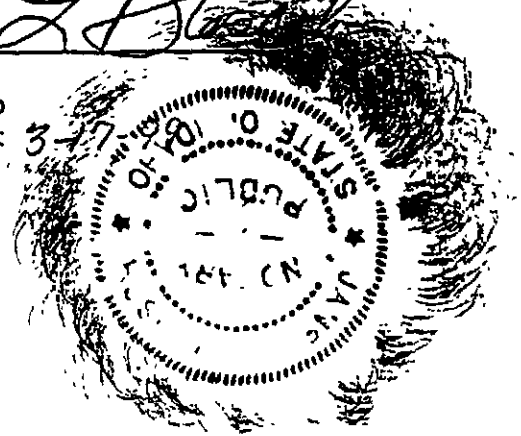
On this 17th day of May, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared J. L. Terteling, known or identified to me to be the President of THE TERTELING COMPANY, INC., the corporation that executed the within instrument or the person who executed the instrument 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. Janet L. Blum
REQUEST OF Mr. Newell Notary Public for Idaho
DATE 17 Residing at Boise, Idaho
My commission expires:

93 MAY 18 PM 3:33

ARLENE C. KOLAR
BY Janet L. Blum
DEPUTY
FEE 5.20



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 SOUTHEAST QUARTER AND
THE SOUTH HALF OF THE SOUTHEAST QUARTER;

SECTION 2

THE SOUTH HALF OF THE SOUTH HALF; AGS-23010
25-029

SECTION 3

GOVERNMENT LOT 1 AND
THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND
THE EAST HALF OF THE SOUTHEAST QUARTER;

SECTION 11

ALL; AGS-23010 H. 1-15, AGS-23010

SECTION 12

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

SECTION 13

THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER AND THE
SOUTH HALF; 25-029

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. AGS-2202

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

SECTION 6

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

LEGAL CONTINUED

EXHIBIT "A"



SECTION 7

- 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

COMMITMENT FOR TITLE INSURANCE

SCHEDULE B - SECTION 2

File Number: P 119670/B

C. Special Exceptions:

3. 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. *AbS-22024*

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 *AbS-22024, AbS-22026, AbS-22028, AbS-22029, AbS-22030, AbS-22031, AbS-22032, AbS-22033, AbS-22034, AbS-22035, AbS-22036, AbS-22037, AbS-22038, AbS-22039, AbS-22040, AbS-22041, AbS-22042, AbS-22043, AbS-22044, AbS-22045, AbS-22046, AbS-22047, AbS-22048, AbS-22049, AbS-22050, AbS-22051, AbS-22052, AbS-22053, AbS-22054, AbS-22055, AbS-22056, AbS-22057, AbS-22058, AbS-22059, AbS-22060, AbS-22061, AbS-22062, AbS-22063, AbS-22064, AbS-22065, AbS-22066, AbS-22067, AbS-22068, AbS-22069, AbS-22070, AbS-22071, AbS-22072, AbS-22073, AbS-22074, AbS-22075, AbS-22076, AbS-22077, AbS-22078, AbS-22079, AbS-22080, AbS-22081, AbS-22082, AbS-22083, AbS-22084, AbS-22085, AbS-22086, AbS-22087, AbS-22088, AbS-22089, AbS-22090, AbS-22091, AbS-22092, AbS-22093, AbS-22094, AbS-22095, AbS-22096, AbS-22097, AbS-22098, AbS-22099, AbS-22100, AbS-22101, AbS-22102, AbS-22103, AbS-22104, AbS-22105, AbS-22106, AbS-22107, AbS-22108, AbS-22109, AbS-22110, AbS-22111, AbS-22112, AbS-22113, AbS-22114, AbS-22115, AbS-22116, AbS-22117, AbS-22118, AbS-22119, AbS-22120, AbS-22121, AbS-22122, AbS-22123, AbS-22124, AbS-22125, AbS-22126, AbS-22127, AbS-22128, AbS-22129, AbS-22130, AbS-22131, AbS-22132, AbS-22133, AbS-22134, AbS-22135, AbS-22136, AbS-22137, AbS-22138, AbS-22139, AbS-22140, AbS-22141, AbS-22142, AbS-22143, AbS-22144, AbS-22145, AbS-22146, AbS-22147, AbS-22148, AbS-22149, AbS-22150, AbS-22151, AbS-22152, AbS-22153, AbS-22154, AbS-22155, AbS-22156, AbS-22157, AbS-22158, AbS-22159, AbS-22160, AbS-22161, AbS-22162, AbS-22163, AbS-22164, AbS-22165, AbS-22166, AbS-22167, AbS-22168, AbS-22169, AbS-22170, AbS-22171, AbS-22172, AbS-22173, AbS-22174, AbS-22175, AbS-22176, AbS-22177, AbS-22178, AbS-22179, AbS-22180, AbS-22181, AbS-22182, AbS-22183, AbS-22184, AbS-22185, AbS-22186, AbS-22187, AbS-22188, AbS-22189, AbS-22190, AbS-22191, AbS-22192, AbS-22193, AbS-22194, AbS-22195, AbS-22196, AbS-22197, AbS-22198, AbS-22199, AbS-22200, AbS-22201, AbS-22202, AbS-22203, AbS-22204, 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STATE OF IDAHO
PETE T. CENARRUSA
SECRETARY OF STATE
700 WEST JEFFERSON
PO BOX 83720
BOISE, ID 83720-0080

First-Class
Permit No. 1
Boise, Idaho
Pre-Sorted

IDAHO ANNUAL REPORT FORM

PRESORTED FIRST - CLASS MAIL

C 47552
HOFF COMPANIES, INC.
HARVEY B HOFF
280 E CORPORATE DR
SUITE 200
MERIDIAN

ID 83642 2944

AUTO 83642

No. C 47552	Annual Report Form <i>Due No Later Than November 30, 1997</i>		2. Registered Agent and Office NOT A P.O. BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FEE REQUIRED	1. Mailing Address - Please Correct, If Not Correct		M D ARMSTRONG, JR. 280 E CORPORATE DR SUITE 200 MERIDIAN ID 83642 2	
	HOFF COMPANIES, INC. HARVEY B HOFF 280 E CORPORATE DR SUITE 200 MERIDIAN ID 83642 2944		3. Organized Under the Laws of:	
	* FIRST NOTICE *		ID C 47552	
Corporations: Enter Names and Business Addresses of President, Secretary and Directors Limited Liability Companies: Enter Names and Addresses of ☐ Managers or ☐ Members (check one)				
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u> <u>Zip</u>
Chairman	Harvey B. Hoff	280 E. Corporate Dr. #200	Meridian	ID 83642
President	Brian C. Hoff	280 E. Corporate Dr. #200	Meridian	ID 83642
V.P.-CFO & Sec'y	M.D. Armstrong, Jr.	280 E. Corporate Dr. #200	Meridian	ID 83642
Director	George E. Alvarez	2850 Christine	Boise	ID 83704
Director	Harry M. Little	P.O. Box 1157	Boise	ID 83701
Director	Frank O. Morrisette	784 River Park Ln.	Boise	ID 83706
Director	Ray Peterson	442 S. Browning	Boise	ID 83709
6.				
Signature		Date 10/06/97		
Name (Typed or Printed) M.D. Armstrong, Jr.		Title VP-CFO & Sec'y.		

ISSUED: 07-04-1997 ↙ DO NOT TAPE OR STAPLE ↘

15486

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 ("Assignee");

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.

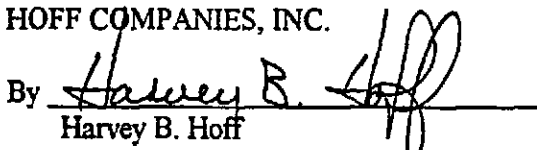
ASSIGNOR:

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	The Terteling Company, Inc.
Date of Priority	1870s
Source of Water Supply	Shafer Creek
Beginning Point of Claimed Instream Flow	T5N R3E, SEC 21, SWNE
Ending Point	T5N R3E, SEC 36, NESW
Use	Stockwater .03cfs
Place of Use	~~T5N R3E, SEC 19, NWNE, SWNE, NENW~~ Split T5N R3E, SEC 18, NWNE, SWNE, NESW, SESW - HOS 22031 T5N R3E, SEC 7, SWNE, NENW, SENW, NWSE - HOS 22031 T5N R3E, SEC 6, SWNW, NWSW, SWSW, SESW, SWSE - HOS 22031 T6N R2E, SEC 36, NESW - HOS 22031

Claimant	The Terteling Company, Inc
Date of Priority	1870
Source of Water Supply	Cottonwood Creek
Beginning Point of Claimed Instream Flow	T6N R3E, SEC 28, SESW - HOS 22031
Ending Point	T6N R3E, SEC 28, SESW - HOS 22031
Use	Stockwater .03cfs
Place of Use	T6N R3E, SEC 28, SESW - HOS 22031

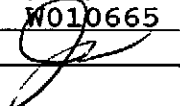
Claimant	The Terteling Company, Inc.
Date of Priority	1870
Source of Water Supply	Cottonwood Creek
Beginning Point of Claimed Instream Flow	T6N R3E, SEC 29, SESE
Ending Point	T6N R3E, SEC 30, SWSW
Use	Stockwater .03cfs
Place of Use	T6N R3E, SEC 29, SWSW, SESW, SESE - HOS 22031 T6N R3E, SEC 32, NENE, NWNE, NWNW - HOS 22031 T6N R3E, SEC 31, NENE, NWNE, NENW - HOS 22031 T6N R3E, SEC 30 SWSW, SESW - HOS 22031

Claimant	The Terteling Company, Inc.
Date of Priority	1870
Source of Water Supply	Custer Creek
Beginning Point of Claimed Instream Flow	T5N R2E, SEC 12, SESW
Ending Point	T5N R2E, SEC 14, NWNW
Use	Stockwater .03cfs
Place of Use	T5N R2E, SEC 12, NESW, SWSW, SESW - HOS 22031 T5N R2E, SEC 11, SESE - HOS 22031 T5N R2E, SEC 14, NENE, NWNE, NENW, NWNW

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: A65-22031
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, 1875

3. Source: SHAFER CREEK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
05N	03E	21	SW	NE			BOISE
Ending Point of Instream Flow							
05N	03E	36	NE	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
05N	03E	6	SW		NW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
		7	SW		SE		STOCK	
			SW		NE		STOCK	
			NE		NW		STOCK	
			SE		NW		STOCK	
		18	NW		SE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			NE		SW		STOCK	
		19	SE		SW		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			NE		NW		STOCK	
06N	02E	36	NE		SW		STOCK	
			SW		SE		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)
County of _____) SS.

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:

Ident. Number

Date Received

Receipt Number

39576

465-22037

3-7-90

4010665-25+50 LATE FEE = 75

RECEIVED

MAR 07 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

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

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

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

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 05N Range 03E Section 21, _____ 1/4 of SW 1/4 of NE 1/4,

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

ending point is: Township 05N Range 03E Section 36, _____ 1/4 of NE 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:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
05N	03E	19		S	S		S												
		18		S	S						S			S					
		7			S		S			S						S			
		6							S			S	S	S			S		
06N	02E	36									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.

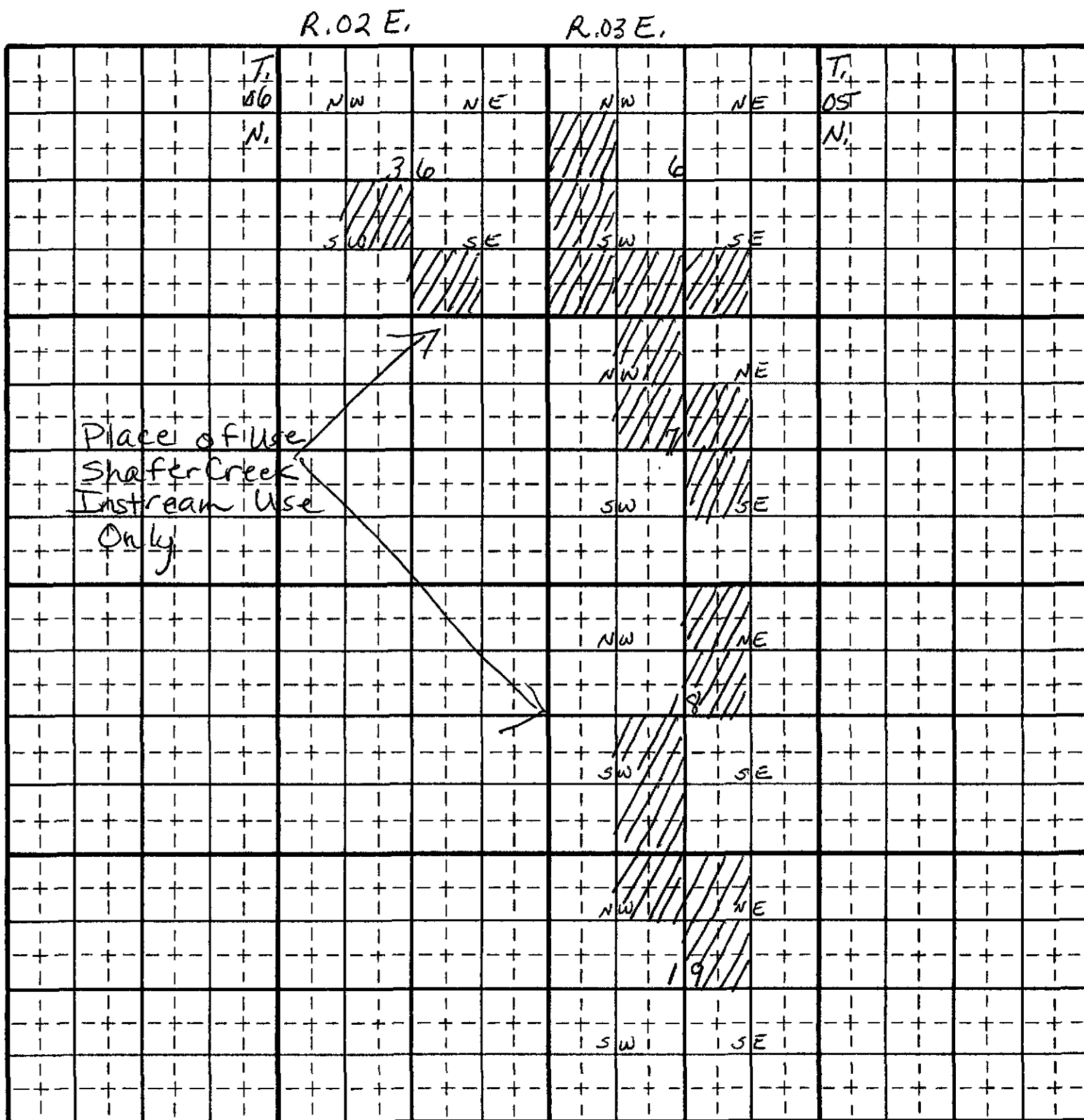
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water 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.

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

Scale: 2 inches equals 1 mile



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 _____, that I have signed the foregoing

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 _____

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 _____ Linda A. Monroe

Residing at _____ Boise, ID

My Commission Expires 5-1-91

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. Inddent. Number _____

Copies White-State, Yellow-Claimant



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

October 2, 2001

THE TERTELING COMPANY INC
3823 N 36TH ST
BOISE ID 83703

RE: Water Right No. 65-22013, 65-22016, 65-22018, 65-22019, 65-22021 & 65-22031A

Dear Property Owner(s):

Enclosed is a copy of the above referenced water right, which reflects your change in address. 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.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

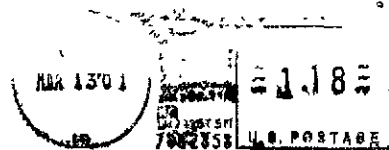
Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT BLVD
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



RECEIVED

MAR 15 2001

WATER RESOURCES
WESTERN REGION

UNDELIVERABLE
AS ADDRESSED
FORWARDING
ORDER EXPIRED

FOE299

65-4040

22013

22016

22018

22019

22021

22031A

*Sent
again
3-19-01*

THE TERTELING COMPANY INC
877 W MAIN ST SUITE 706
BOISE ID 83702

3823 N 36th

83703

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

12/02/2000

RIGHT NUMBER: 65-22031A

NAME AND ADDRESS: THE TERTEILING COMPANY INC
877 W MAIN ST
SUITE 706
BOISE, ID 83702

SOURCE: SHAFER CREEK

TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.015 CFS

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

PRIORITY DATE: 12/31/1875

POINT OF DIVERSION:	T05N R03E S19	NWNWNE	End of Stream Flow	Within BOISE County
	T05N R03E S19	SESWNE	Beginning of Stream Flow	Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1-01 12-31	0.02 CFS

INSTREAM STOCK

PLACE OF USE:

<u>STOCKWATER Within BOISE County</u>			
T05N R03E S19	NWNE	T05N R03E S19	SWNE

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. SECTION 42-1412(6),
IDAHO CODE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER, 30 RANGE CATTLE

AJ5809NP
No. A65-22031A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THE TERTELING COMPANY INC 877 W MAIN ST SUITE 706 BOISE ID 83702 (208) 338-5200	12/31/1875	STOCKWATER	01-01 12-31	0.015 CFS	
TOTAL DIVERSION:					0.015 CFS	

DATE — OK
INSTREAM STK — PUT IN DIVERSION WORKS

Water Source: SHAFER CREEK

Tributary to: PAYETTE RIVER

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: ~~T05N R03E 631~~ ~~SWNE~~ T5N, R03E, S19, SE SW NE
Point(s) of Ending Stream Reach: ~~T05N R03E 636~~ ~~NESW~~ T5N, R03E, S19, NWNW NE
BOISE County
BOISE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE				
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
05N	03E	19	:				:				:					:

POU County: BOISE

Non-Irrigation Uses: STOCKWATER, 30 RANGE CATTLE

Other Rights: NONE

Remarks: GEN PLACE OF USE PROPERTY INCLUDES U.S. FOREST SERVICE LANDS THAT ARE
LEASED FOR GRAZING BY CLAIMANT.
THIS CLAIM IS A RESULT OF A CHANGE OF OWNERSHIP FOR A PORTION OF
A65-22031.

DELETE
C/D. (NOT)

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

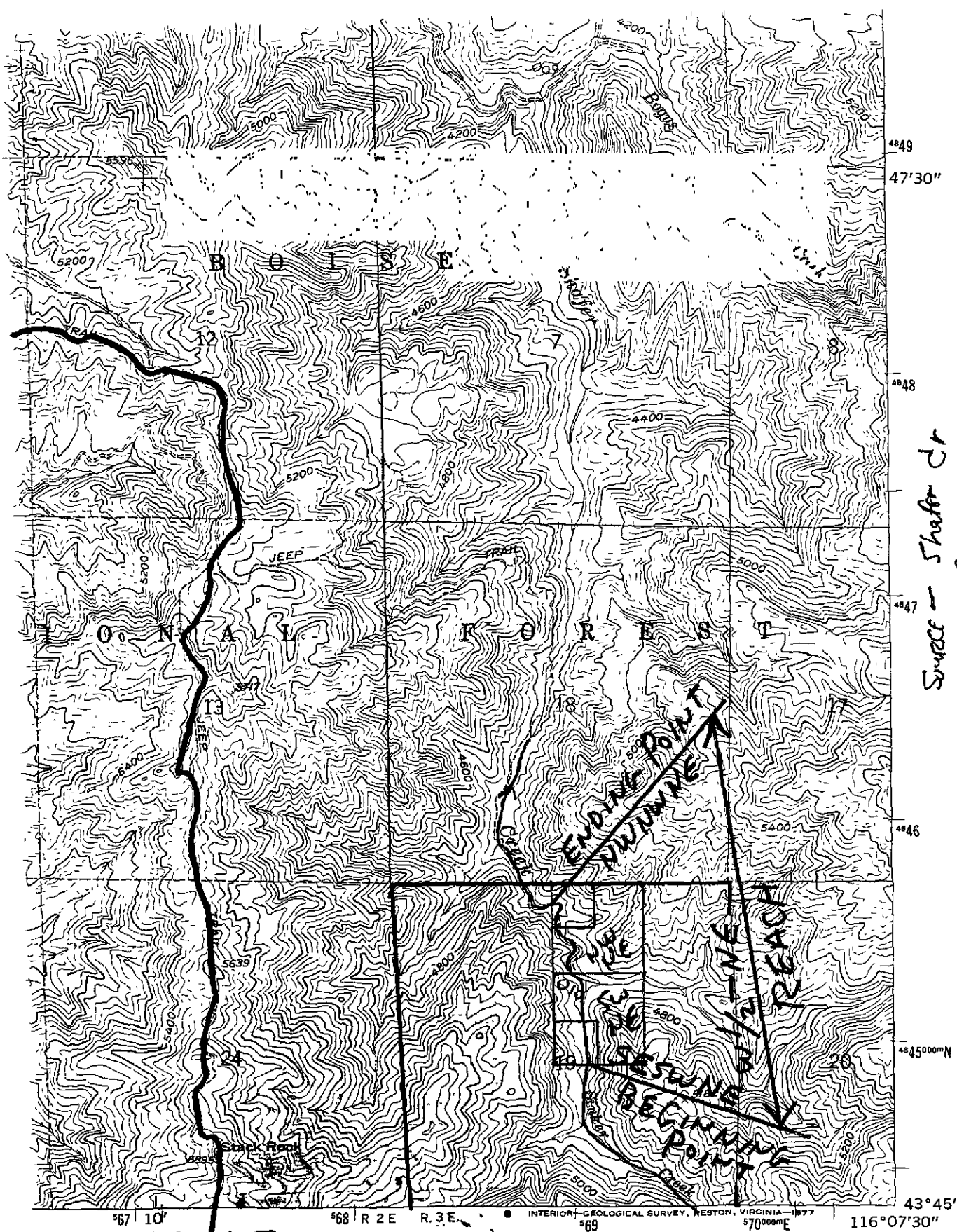
SPLIT
OK

"N" CODES
C18

VERIFIED BY TOPO:
W-5
1957

PURPOSE
OF
USE
RMK

INSTREAM STK



Source - Shafer Cr
TRIB - PAYETTE RIVER

T5N, R3E, S19, NWNE, SWNE

1 MILE
7000 FEET
3 METER

ROAD CLASSIFICATION
Medium-duty. ——— Light-duty ———
Unimproved dirt =====

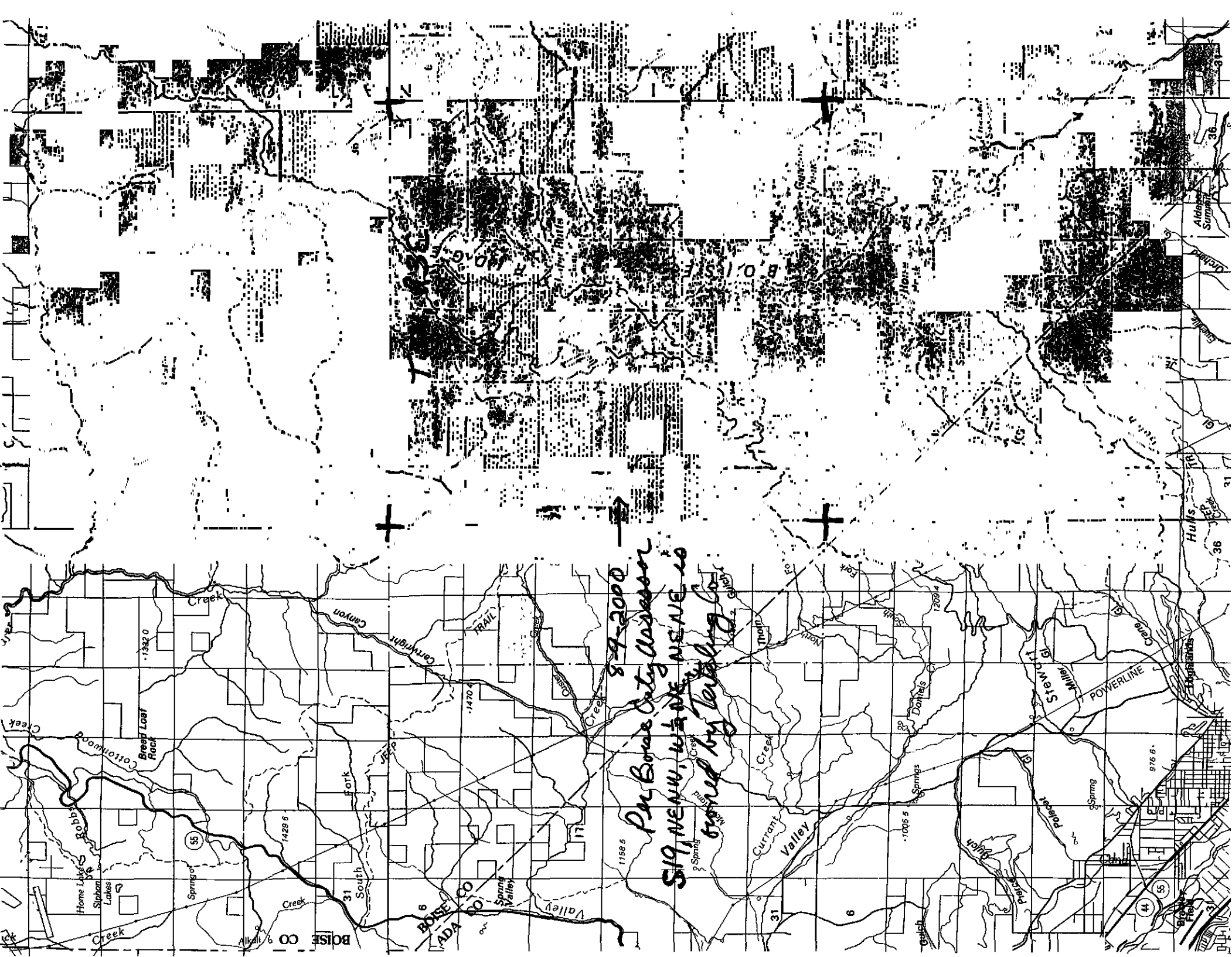
○ State Route



CARTWRIGHT CANYON, IDAHO
N4345-W11607.5/7.5

TOPO

IDWR
W-59



8-9-2000
Pm Boise City Assessor
S19, NEW, WIDE, NEW, W
owned by Taveling Co