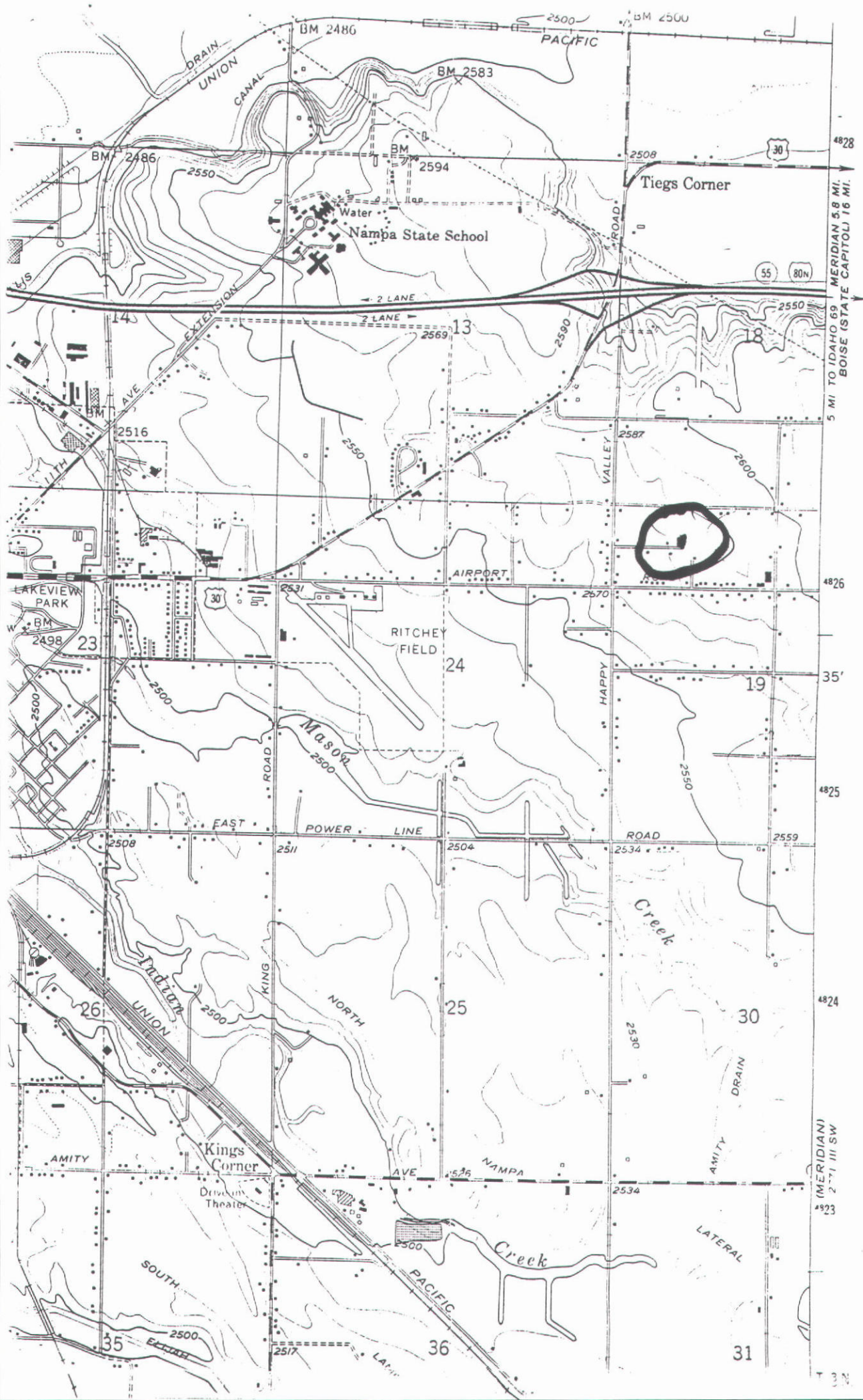




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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: A63-22559
Date Received: 1/23/1990
Receipt No: W007865
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IVAN HOFFMAN 208-467-5393
Address: 5004 E. ROBERTS_LANE
NAMPA, ID 83687
OR
Name: ESTER HOFFMAN 208-467-5393
Address: 5004 E. ROBERTS_LANE
NAMPA, ID 83687

2. Date of Priority: JUL 15, 1902

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	01W	19	SW	SW			CANYON

5. Description of diverting works:
87' WELL AND 2 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
TWO HOUSES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	01W	19	SW SW		DOMEST	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: 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 _____

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW-----
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-225598

NAME & ADDRESS: GUY MITCHELL
CAROL MITCHELL
5012 E ROBERTS LN
NAMPA ID 83687

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 07/15/1902

POINT OF DIVERSION: T03N R01W S19 NWNW Within CANYON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.02 CFS

PLACE OF USE: DOMESTIC Within CANYON County
T03N R01W S19 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.EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
PARCEL NO. 4R22886-000
PROPERTY ALSO KNOWN AS E 1/2 LOT T, HOME ACRES SUBDIVISION #2

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

RECEIVED

MAY 16 2000

WATER RESOURCES
WESTERN REGION

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): 63-22559
 Adjudication Claim No(s): A63-22559

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 Ivan + Egan Hoffman

4. New Owner/Claimant(s) Guy and Carol Mitchell
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 5012 E. Roberts Ln
 City, State and ZIP Code Nampa, ID 83687
 New Telephone Number (208) 467-3654

5. Date you acquired the property Original 11/92 Contract of Sale w/Hoffmans @ this time: Final deed 02/94

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 _____	Number and type of stock _____
Diversion rate in CFS <u>.04</u>	Number of homes you acquired <u>1</u> Other uses <u>domestic</u>

7. Signature of New Owner(s) or Claimant(s) Carol H. Mitchell

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.

[Space Above This Line For Recording Data]

DEED OF TRUST

Loan No: 113530409

THIS DEED OF TRUST ("Security Instrument") is made on February 25th, 1994
GUY WILLIAM MITCHELL AND CAROL RENE HECK MITCHELL
HUSBAND AND WIFE

. The grantor is

("Borrower"). The trustee is SCF TRUSTEE SERVICES, INC., A CALIFORNIA CORPORATION
600 ANTON BLVD.-20TH FL, COSTA MESA CA 92626

("Trustee"). The beneficiary is SC FUNDING CORPORATION, A California Corporation

which is organized and existing under the laws of the State of California
address is 600 ANTON BLVD. FLOOR 20
COSTA MESA, CALIFORNIA 92626

, and whose

("Lender"). Borrower owes Lender the principal sum of
FIFTY ONE THOUSAND SEVEN HUNDRED FIFTY AND 00/100

Dollars (U.S. \$ 51,750.00).

This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides for monthly payments, with the full debt, if not paid earlier, due and payable on March 01st, 2024. This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and modifications of the Note; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in CANYON County, Idaho:

LEGAL ATTACHED HERETO AND MADE A PART HEREOF

which has the address of 5012 EAST ROBERTS LANE, NAMPA
Idaho 83687 ("Property Address");

[Street, City],

[Zip Code]

IDAHO - Single Family - FNMA/FHLMC UNIFORM INSTRUMENT

VMP -6R(1D) (9212)

Form 3013 9/90

Amended 5/91

VMP MORTGAGE FORMS - (313)293-8100 - (800)521-7291



HASTINGS LAND SURVEYING
5921 CHESTNUT DRIVE
BOISE, IDAHO 83704
208-378-9660

SECTION: 19
T3N, R1W, B.M.

Job #93-047
January 31, 1994

DESCRIPTION OF A TRACT OF LAND - EAST 1/2 LOT T - 0.871 ACRE

A portion of the Lot 1, (Northwest 1/4 of the Northwest 1/4) of Section 19, Township 3 North, Range 1 West, of the Boise Meridian, Canyon County, Idaho and consists of the East 1/2 of Lot T of the Home Acres Subdivision Number One, filed for record in Plat Book 1, Page 41 in Canyon County, Idaho Records Office, more particularly described to wit:

Commencing at a found brass monument marking the Northwest Corner of Section 19, Township 3 North, Range 1 West, of the Boise Meridian, the Northwest corner of the said Lot 1, (Northwest 1/4 of the Northwest 1/4);

thence South 00°45'20" East, a distance of 660.90 feet, along the Westerly boundary of said Lot 1, (Northwest 1/4 of the Northwest 1/4), said line is the West Boundary of said Home Acres Subdivision Number One to the Southwest corner of the North 1/2 of the said Lot 1, to the center line of Roberts Lane;

thence North 89°31'42" East 25.00 feet along the center line of Roberts Lane to a point;

thence North 00°45'20" West 25.00 feet to a set 1/2" iron pin with a plastic cap, marking the Southwest corner of Lot C of the Home Acres Subdivision Number One;

thence along the Southerly boundary of said Lots C, F, L, O, and T, North 89°31'42" East 1065.98 feet to a 1/2" iron pin with a plastic cap, this point bears South 89°31'42" West 123.02 feet from the Southeasterly corner of Lot T, and is the INITIAL POINT of this description.

thence North 00°18'33" West 305.45 feet, along the mid-line of Lot T to a set 1/2" iron pin with a plastic cap on the Northerly boundary of said Lot T, said point bears South 89°31'42" West 125.39 feet from the Northeasterly corner of Lot T;

thence North 89°31'42" East 125.39 feet along the Northerly boundary of said Lots T to a set 1/2" iron pin with a plastic cap, the Northeasterly corner of Lot T;

thence South 00°08'11" West 305.47 feet (formerly stated as South 00°53'00" West 305.49 feet) along the Easterly boundary of said Lot T, to a set 1/2" iron pin with a plastic cap at the Southeasterly corner of said Lot T;

thence along the said Southerly boundary of Lot T, South 89°31'42" West 123.02 feet to the INITIAL POINT of this description.

This parcel contains 0.871 acre, more or less, and is subject to all existing rights of way and easements.

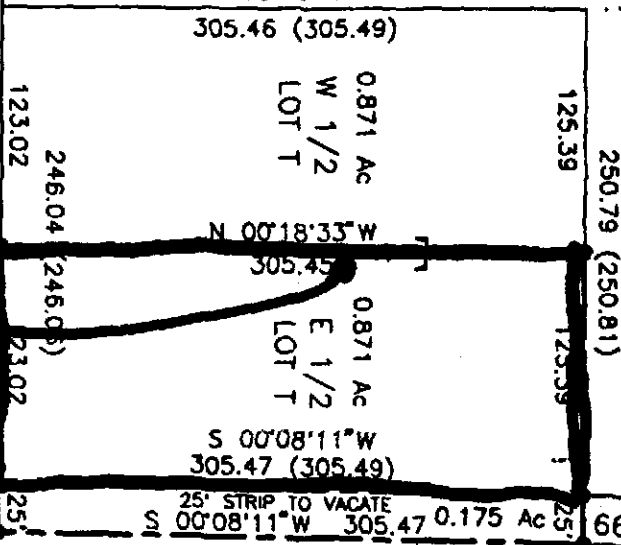
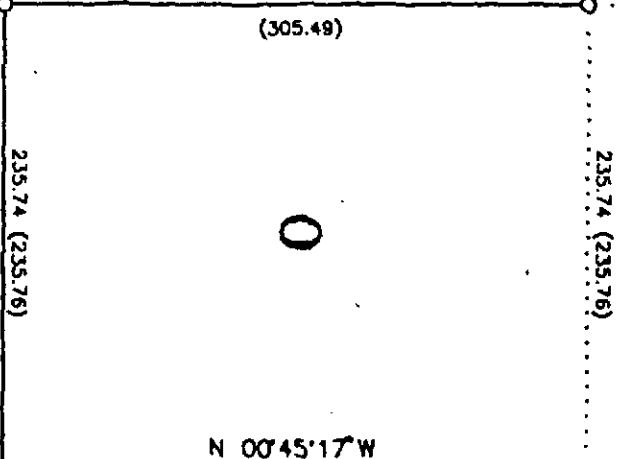
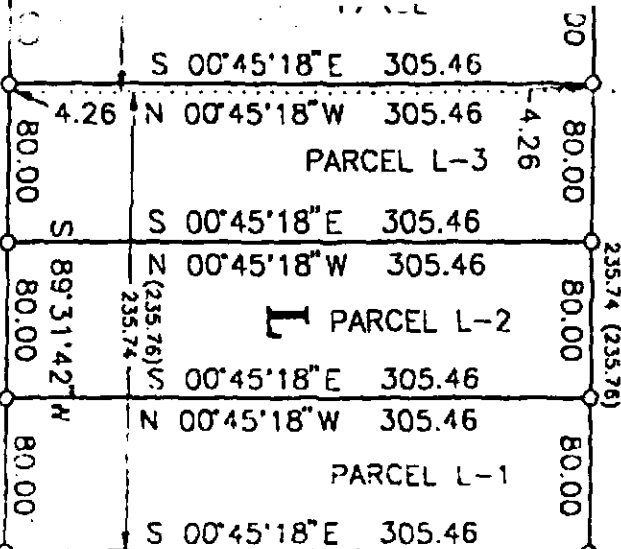


N 89°31'44"E 1183.47

1188.22

N 89°31'42"E 1238.61 ROBERTS LANE

N 89°31'42"E 1214.00



Handwritten: Robert's Lot 1/2

9+42.96

10+65.98

11+89.00

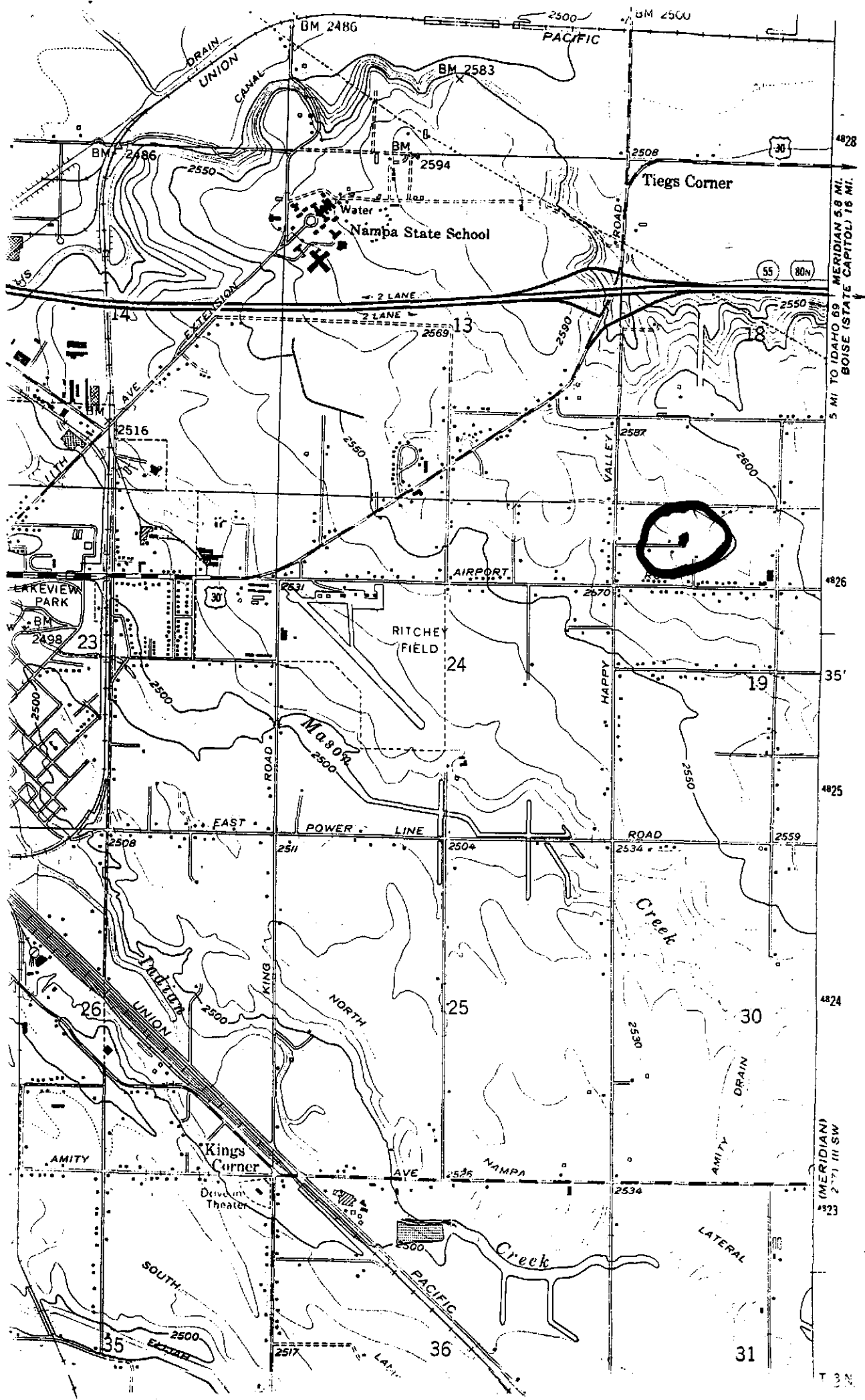
660.96

305.48 (305.49)

S 00°08'11"W 1322.94
(S 00°53' W 1322.97)

R-W DEDICATED, STREET NOT OPEN

25' STRIP TO VACATE
S 00°08'11"W 305.47 0.175 AC 661.98



AJ0749NP
No. R63-22559B

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

DATE: 06/14/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GUY MITCHELL	07/15/1902	DOMESTIC	01-01 12-31	0.020 CFS	
C	CAROL MITCHELL 5012 E ROBERTS LN Nampa ID 83687 (208) 467-3654					
D	IVAN HOFFMAN					
D	ESTER HOFFMAN 5004 E ROBERTS LN Nampa ID 83687 (208) 467-5393					
TOTAL DIVERSION:					0.020 CFS	

Water Source: GROUNDWATER Tributary to: Stage: DECREED
Point(s) of Diversion: T03N R01W S19 NW1W CANYON County

Place of use Legal Description for: DOMESTIC

		NE		NW		SW		SE						
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
03N	01W	19	:	:	:	:	:	:	:	:	:	:	:	:

POU County: CANYON

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

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

63-20882	63-22559	63-25884	63-26029	63-27916	63-28563	63-29694	63-20882	63-25884	63-26029
A63-27916	A63-28563	A63-29694							

Other Water Rights Listing Overlapping Place(s) of Use:
A63-30181Z1

Conditions of Approval:

M11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

M13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP PARCEL NO. 4R22886-000
PROPERTY ALSO KNOWN AS E 1/2 LOT 1, HOME ACRES SUBDIVISION #2

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

Misc: Water District Number: Field Inspection Flag:

AJ0749NP
No. R63-22559B

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

DATE: 06/14/00
PAGE: 2

Audit: 06/14/00 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

June 16, 2000

GUY MITCHELL
CAROL MITCHELL
5012 E ROBERTS LN
NAMPA ID 83687

Re: Original Notice of Claim to a Water Right No. 63-22559

Renumbered Notice of Claim to a Water Right No. 63-22559B

Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above, which has been decreed by the SRBA Court. This Change of Ownership required a split of the original claim resulting in renumbering this claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read 'DB'.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosure