

RECEIVED

FEB 11 2010

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

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 65-22013			PD 65-22291		
PD 65-22016			PD 65-22293		
PD 65-22018			PD 65-22295		
PD 65-22019			PD 65-7450		
PD 65-22021			PD 65-7451		
PD 65-22031A			PD 65-7452		

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).

OR

- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **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(s)

The Terteling Company, Inc.
3858 N. Garden Center Way Suite #300
Boise, Idaho 83703

4. New Owner/Claimant(s)

Hoff Companies, Inc.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1840 N. Lakes Avenue

City, State and ZIP Code

Meridian, Idaho 83646

New Telephone Number

(208) 884-2002 Email: brianh@hoffc.com

SUPPORT DATA

5. Date you acquired the property

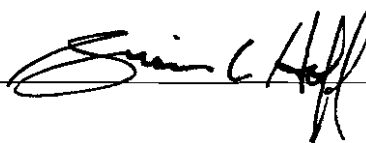
January 26, 2010

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

President

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by SB
 Received by SB
 Processed by AJ

Date 2-11-2010
 Date 2-11-2010
 Date

Receipt Amt. \$300.00
 Receipt No. W038133
 WR Date 2-16-10

Instrument # 226436

IDAHO CITY, BOISE COUNTY, IDAHO

01-26-2010 16:37:48 No. of Pages: 3

Recorded for: PIONEER TITLE COMPANY OF

CONSTANCE SWEARINGEN

Ex-Officio Recorder Deputy sgeorge

Index To: DEEDS

Electronically Recorded by Simplifile

Fee:9 00

When recorded return to:
Hoff Companies, Inc.
1840 N Lakes Avenue
Meridian, Idaho 83646

3/1/02 JB/MA

WARRANTY DEED

FOR VALUE RECEIVED, The Terteling Company, Inc., an Idaho corporation ("Grantor"), does hereby grant, bargain, sell and convey unto Hoff Companies, Inc., an Idaho corporation, of 1840 N. Lakes Avenue, Meridian, ID 83646 ("Grantee"), the following described premises, to wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART
HEREOF BY THIS REFERENCE.

TOGETHER with all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining (including, without limitation, all timber and timber rights, oil, gas and mineral rights, water rights, and appurtenant easement rights), the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said premises, as well in law as in equity, of the said Grantor.

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 current taxes and assessments, and all easements, restrictions, limitations, reservations and encumbrances of record or apparent from an inspection of the premises. The Grantor will warrant and defend the same from all lawful claims whatsoever.

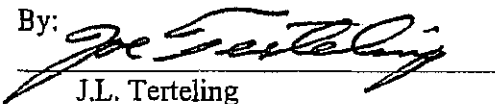
The officer who signs this deed hereby certifies that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

DATED this 26 day of January, 2010.

Grantor:

The Terteling Company, Inc.,
an Idaho corporation

By:



J.L. Terteling

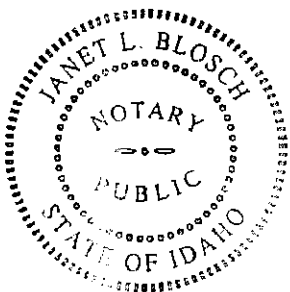
Its: President

STATE OF IDAHO)
) ss.
County of Ada)

On this 26th day of January, 2010, before me, Janet L. Bloesch, a Notary Public in and for said State, personally appeared J.L. Terteling, known or identified to me (or proved to me on the oath of _____) to be the President of The Terteling Company, Inc., the corporation that executed the 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.

S
E
A
L



Janet L. Bloesch
Notary Public for Idaho -
Residing at Boise, Idaho
My commission expires on 3-17-2011

EXHIBIT A

The following described tracts of land located in Boise County, State of Idaho:

Township 5 North, Range 2 East, Boise Meridian

The Northeast Quarter of the Southeast Quarter of Section 12;
The Northwest Quarter of the Northeast Quarter of Section 13;
The Northeast Quarter of Section 24;

Township 5 North, Range 3 East, Boise Meridian

The East Half of Section 6;
Lot 3 and Lot 4 in Section 7;
The Northeast Quarter of the Northwest Quarter, the West Half of the Northeast Quarter and the Northeast Quarter of the Northeast Quarter of Section 19;

Township 6 North, Range 3 East, Boise Meridian

The Southeast Quarter of the Southeast Quarter, the Southwest Quarter of the Southeast Quarter, the Northeast Quarter of the Southeast Quarter of Section 31;
The North Half of the Southwest Quarter, the Southwest Quarter of the Northwest Quarter and the West Half of the Southwest Quarter of the Southwest Quarter of Section 32.

A handwritten signature in black ink, appearing to be 'JCS', located in the lower right quadrant of the page.

ASSIGNMENT OF WATER RIGHTS

THIS ASSIGNMENT is entered into as of the 26 day of January, 2010, 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 described on Exhibit "A" attached hereto, and Assignee is desirous of accepting same;

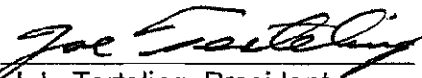
NOW, THEREFORE, for good and valuable consideration, the receipt and legal sufficiency of which is hereby acknowledged, Assignor has assigned, transferred and conveyed, and by these presents does assign, transfer and convey unto Assignee all of Assignor's right, title and interest in, to and under the water and water rights set forth and described on Exhibit "A" attached hereto, 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 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 
J. L. Terteling, President

ASSIGNEE:

HOFF COMPANIES, INC.

By 
Brian Hoff, President

EXHIBIT "A"
to Assignment of Water Rights

Water Right No. 65-22013

Water Right No. 65-22016

Water Right No. 65-22018

Water Right No. 65-22019

Water Right No. 65-22021

Water Right No. 65-22031A

Water Right No. 65-22291

Water Right No. 65-22293

Water Right No. 65-22295

Water Right No. 65-7450

Water Right No. 65-7451

Water Right No. 65-7452

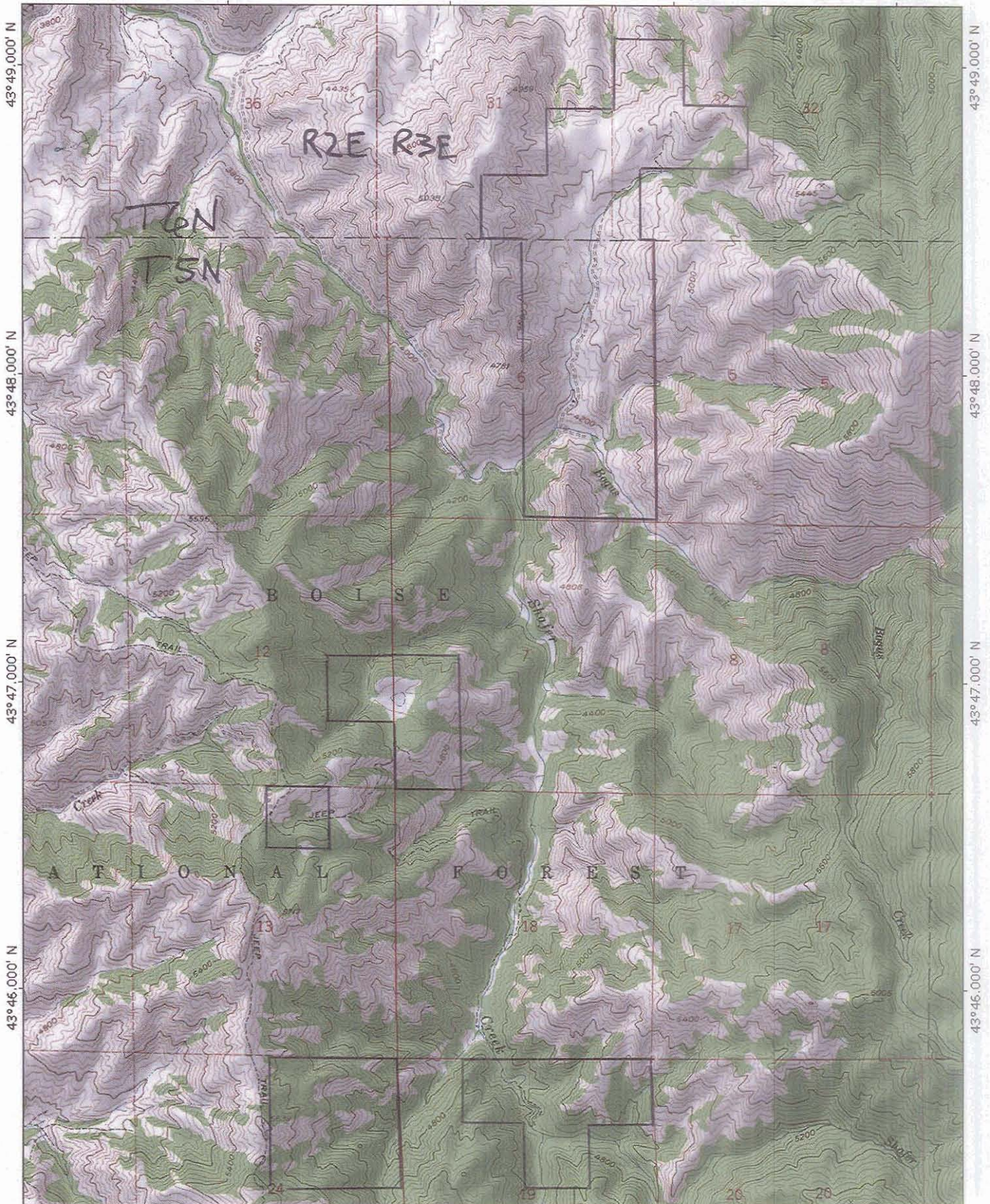
A handwritten signature in black ink, appearing to be a stylized 'J' followed by a large 'A' or similar flourish.

BOISE MERIDIAN

Terteling to Hoff 1/24/10

TOPOI map printed on 02/11/10 from "Idaho.topo" and "Untitled.tpg"

WGS84 116°07.000' W

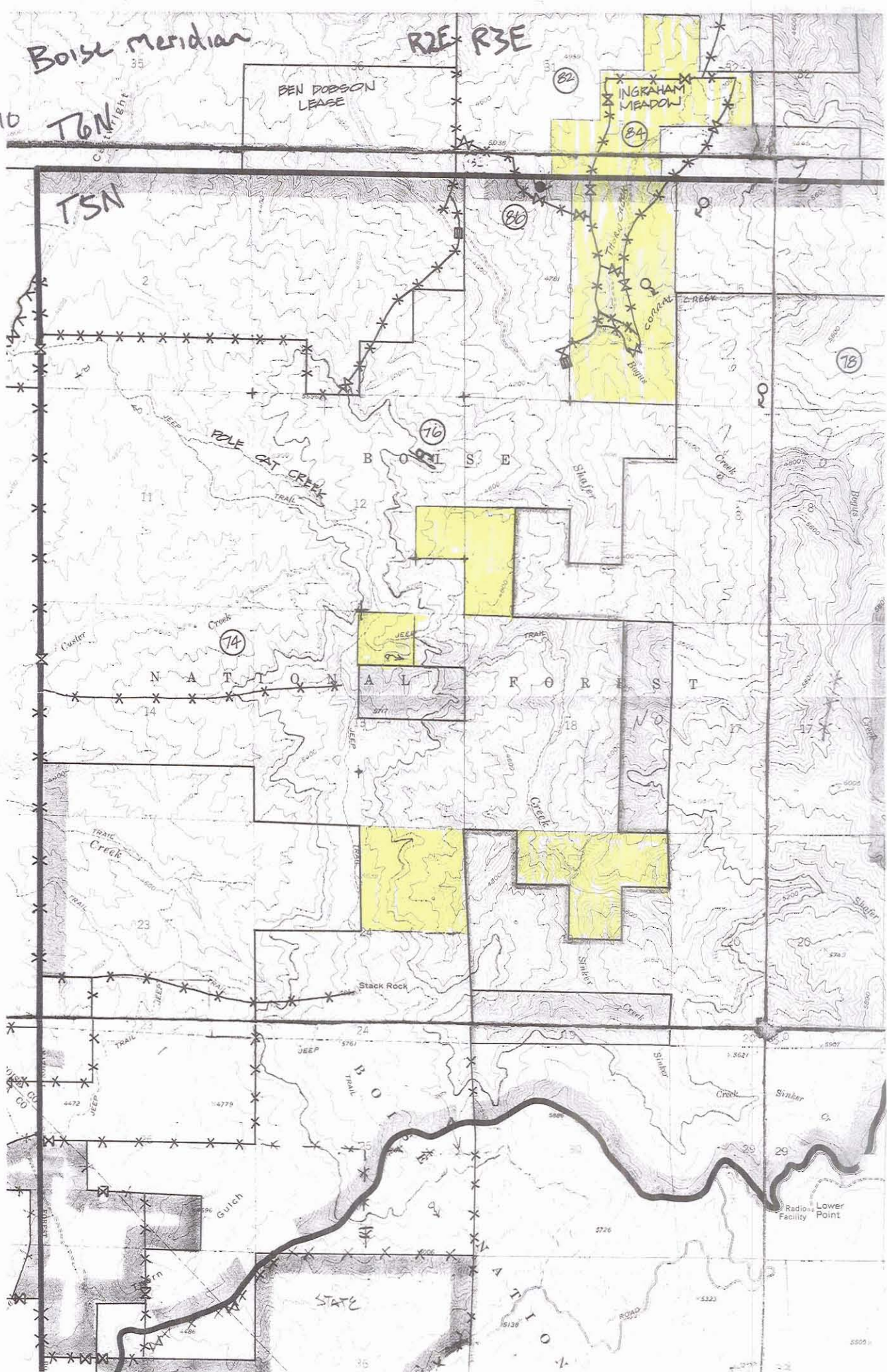


TN 15°

0 1000 FEET 0 500 1000 METERS

Printed from TOPOI ©2000 National Geographic Holdings (www.topo.com)

Terteling to
Hoff 1/26/10



Terteling to Hoff Purchase - January 2010
BOISE FRONT - Boise County

Dry Grazing Boise Front Boise County	T5N R2E SEC 12 NESE Huckleberry	40	RP05N02E127200 40 AC formerly #120050
Dry Grazing Boise Front Boise County	T5N R2E SEC 13 NWNE Custer Saddle	40	RP05N02E130600 40 AC formerly #130050
Forestland Bare Boise Front Boise County	T5N R2E SEC 24 NE1/4 Stack Rock	160	RP05N02E240650 160 AC Sold to Hoff (320 AC Retained) 480 AC Parcel TII
Dry Grazing Boise Front Boise County	T5N R3E SEC 6 E1/2 Ingraham Meadow	336.17	RP05N03E060060 336.17 AC formerly #60050
Dry Grazing Boise Front Boise County	T5N R3E SEC 7 LOT 3 (38.96AC) & LOT 4 (38.50 AC) Huckleberry	77.46	RPO5NO3EO75400 77.46 AC formerly #3050
Forestland Bare Boise Front Boise County	T5N R3E SEC 19 NENW, W1/2NE, NENE The 'T'/Sinker Creek	160	RP05N03E190050 160 AC
Dry Grazing Boise Front Boise County	T6N R3E SEC 31 SESE SWSE NESE Ingraham Meadow	120	RP06N03E317200 120 AC formerly #10050
Dry Grazing Boise Front Boise County	T6N R3E SEC 32 SWNW, N2SW, W2SWSW	140	RP06N03E323600 140 AC formerly #20050 Ingraham Meadow

Total Acres Purchased 1073.63