

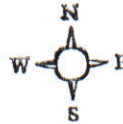
662.81'

ARB

70

1074.09'

1350



THIS IS NOT A SURVEY. THIS MAP IS FOR INFORMATIONAL PURPOSES ONLY. PIONEER TITLE COMPANY MAKES NO REPRESENTATIONS AS TO THE ACCURACY OF THE MAP AND ASSUMES NO LIABILITY FOR IT.

225.92'

CANYON

HILL

41.57'

LAT

ACB 5

1625

15' #8516465

CENTER
SEC. 23

Hillcrest Lane

MICROFILMED

SEP 19 2001

for new owner

**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.

RECEIVED**AUG 14 2000****WATER RESOURCES
WESTERN REGION****RECEIVED****AUG 18 2000***29***Department of Water Resources**1. Water Right No(s): 63-25934

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** 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

Brent and Diane Paynter2218 Kristy Place, Nampa, Id 83651

4. New Owner/Claimant(s)

Clyde and Judy TruppName Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

2905 Hillcrest Lane

City, State and ZIP Code

Ca Idwell, Id. 83605

New Telephone Number

(208) 455-8484

5. Date you acquired the property

August 1, 2000

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 _____ Number of homes you acquired _____ Other uses _____

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

Clyde S. Trupp
Judy Trupp

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.

MICROFILMED**SEP 19 2001**

Receipt # C051531
12.19.00 \$25.00 JBARROW

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

PC34780

WARRANTY DEED

FOR VALUE RECEIVED Brent H. Paynter and Diane M. Paynter,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto Clyde R. Trupp and Helen J. Trupp, husband and wife

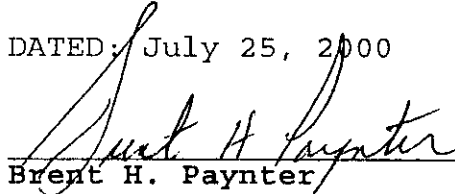
the Grantees, whose address is 2905 Hillcrest Lane, Caldwell, ID, 83605

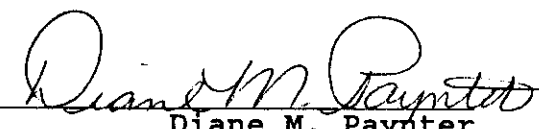
the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2000 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: July 25, 2000

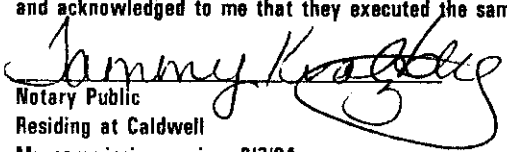

Brent H. Paynter


Diane M. Paynter

STATE OF IDAHO

COUNTY OF CANYON

On this 1st day of August in the year 2000, before me, a Notary Public, personally appeared Brent H. Paynter and Diane M. Paynter known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public

Residing at Caldwell

My commission expires 2/3/04

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

610 SOUTH KIMBALL
CALDWELL, ID 83605

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SEP 19 2001

PC 34780

EXHIBIT "A"

That part of the Southwest Quarter of the Northeast Quarter of Section 23, Township 4 North, Range 3 West, Boise Meridian, Canyon County, Idaho, lying Southwest of the centerline of the right of way of the Canyon Hill Lateral.

EXCEPTING THEREFROM

BEGINNING at the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section 23, Township 4 North, Range 3 West, Boise Meridian, Canyon County, Idaho; thence

East a distance of 25.00 feet along the South line of said Southwest Quarter of the Northeast Quarter; thence

North a distance of 25.00 feet parallel with the West line of said Southwest Quarter of the Northeast Quarter; thence

West a distance of 25.00 feet parallel with said South line; thence

South a distance of 25.00 feet along said West line to the POINT OF BEGINNING.

MICROFILMED

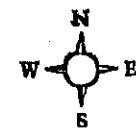
SEP 19 2001 2

662.81'

ARB
20

1074.59'

1350



THIS IS NOT A SURVEY. THIS MAP IS FOR INFORMATIONAL PURPOSES ONLY. PIONEER TITLE COMPANY MAKES NO REPRESENTATIONS AS TO THE ACCURACY OF THE MAP AND ASSUMES NO LIABILITY FOR IT.

225.92' CANYON HILL 1.45'

ARB 5
1625

8516465

CENTER
SEC. 23

Hillcrest Lane
MICROFILMED

SEP 19 2001

PIONEER TITLE COMPANY

Caldwell Office
P.O. Box 610 • 610 S. Kimball
Caldwell, Idaho 83605-0610

PHONE: (208) 459-1651

FAX: (208) 459-6635 (Title)
(208) 455-1138 (Escrow)

COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

- The Provisions in Schedule A.
- The Requirements in Schedule B-1.
- The Exceptions in Schedule B-2.
- The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.

First American Title Insurance Company

BY *Parker S. Kennedy* PRESIDENT

ATTEST *Mark R. Arneson* SECRETARY

BY *Brenda Stevens* COUNTERSIGNED

CR-1
df
MICROFILMED

SEP 19 2001



First American Title Insurance Company

INFORMATION

The Title Insurance Commitment is a legal contract between you and the company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

TABLE OF CONTENTS

	Page
AGREEMENT TO ISSUE POLICY	1
SCHEDULE A	
1. Commitment Date	2
2. Policies to be Issued, Amounts and Proposed Insureds	2
3. Interest in the Land and Owner	2
4. Description of the Land	2
SCHEDULE B-1 — Requirements	3
SCHEDULE B-2 — Exceptions	4
CONDITIONS	other side of 1

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, please contact the issuing office.

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SEP 19 2001

SCHEDULE A

Commitment No.: **PC 34780**

Effective Date: **July 7, 2000 as of 7:30 a.m.**

Prepared by: **Brenda Stevens**

TO: **PIONEER TITLE COMPANY**
Attn: Tammy Kratzberg
Escrow Department

Proposed Insured:

CLYDE R. TRUPP and HELEN J. TRUPP, husband and wife

Policy or Policies to be issued:		Amount	Premium
Owner's coverage	(x) Standard	\$150,000.00	\$705.00
Form 1402.92 (10-17-92)	() Extended		
Purchaser's coverage	() Standard		
Form 1402.92 (10-17-92)			
Mortgagee's coverage	() Standard		
Form 1056.92 (10-17-92)	() Extended		
Endorsements			
Easement coverage			

Fee simple interest in the land described in this Commitment is owned,
at the Commitment Date by:

BRENT H. PAYNTER and DIANE M. PAYNTER, husband and wife

The land referred to in this Commitment is described as follows:

See attached Exhibit "A"

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SEP 19 2001

PC 34780

EXHIBIT "A"

That part of the Southwest Quarter of the Northeast Quarter of Section 23, Township 4 North, Range 3 West, Boise Meridian, Canyon County, Idaho, lying Southwest of the centerline of the right of way of the Canyon Hill Lateral.

EXCEPTING THEREFROM

BEGINNING at the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section 23, Township 4 North, Range 3 West, Boise Meridian, Canyon County, Idaho; thence

East a distance of 25.00 feet along the South line of said Southwest Quarter of the Northeast Quarter; thence

North a distance of 25.00 feet parallel with the West line of said Southwest Quarter of the Northeast Quarter; thence

West a distance of 25.00 feet parallel with said South line; thence

South a distance of 25.00 feet along said West line to the POINT OF BEGINNING.

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SEP 19 2001

SCHEDULE B - Section 1

REQUIREMENTS

The following requirements must be met:

- (a) Pay the agreed amounts for the interest in the land and/or the Mortgage to be insured.
- (b) Pay us the premiums, fees and charges for the Policy.
- (c) Documents satisfactory to us creating the interest in the land and/or the Mortgage to be insured must be signed, delivered and recorded.
- (d) You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.

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SEP 19 2001

SCHEDULE B - Exceptions

Commitment No.: PC 34780

The policy or policies to be issued will contain exceptions to the following unless the same are disposed of to the satisfaction of the Company.

(Only an Extended Coverage Policy may eliminate Exceptions 1 through 6, provided they are taken care of to our satisfaction.)

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interest, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Any liens, or rights to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.
7. General taxes for the year 2000, which are a lien, payable on or before December 20 of said year and not delinquent until after said date.
8. Liens and assessments of the Canyon Hill Irrigation District, and the rights and powers of said district as by law provided. ~~NO~~
~~search made.~~
9. Power Line Easement as granted to IDAHO POWER COMPANY, a corporation, by instrument recorded August 31, 2000 as Instrument No. 108785, records of Canyon County, Idaho...including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.
10. Right of Way for Hillcrest Lane along the South boundary.
11. Right of Way for Canyon Hill Lateral along the Northerly boundary.

(continued)

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SEP 19 2001

~~12.~~ Deed of Trust to secure an indebtedness in the amount shown below,
and any other amounts and/or obligations secured thereby:

Amount: \$60,000.00
Dated: August 7, 1997
Grantor: BRENT H. PAYNTER and DIANE M. PAYNTER,
husband and wife
Trustee: PIONEER TITLE COMPANY OF CANYON COUNTY
Beneficiary: U.S. BANK, dba U.S. BANCORP HOME LOANS
Recorded: August 12, 1997 as Instrument No. 9726237

An assignment of the beneficial interest under said Deed of Trust
which names

As Assignee: CHASE MANHATTAN MORTGAGE CORPORATION
Recorded: February 24, 1998 as Instrument No. 9806288

~~13.~~ Deed of Trust to secure an indebtedness in the amount shown below,
and any other amounts and/or obligations secured thereby:

Amount: \$18,000.00
Dated: August 15, 1997
Grantor: BRENT H. PAYNTER and DIANE M. PAYNTER,
husband and wife
Trustee: U.S. BANK TRUST COMPANY, National Association
Beneficiary: U.S. BANK
Recorded: August 25, 1997 as Instrument No. 9727941

NOTE: The County Records and/or The City Engineer's Office show the
address to be:

2905 Hillcrest Lane, Caldwell, Idaho 83605

NOTE: PURSUANT TO THE STATE OF IDAHO INSURANCE REGULATIONS, A
CANCELLATION FEE IS TO BE CHARGED ON ALL CANCELLED ORDERS.
UNLESS OTHERWISE ADVISED, ORDERS WILL BE CONSIDERED CANCELLED
SIX MONTHS AFTER THE EFFECTIVE DATE ON THE COMMITMENT. THE
AMOUNT OF THE FEE ASSESSED SHALL BE IN ACCORDANCE WITH OUR RATE
FILING WITH THE IDAHO DEPARTMENT OF INSURANCE.

The following page is a copy of the Canyon County Treasurer's records
and is for your information only and not within the insuring provision
of the Commitment or Policy.

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SEP 19 2001

MODE:F ACTION: 2000 TAX INQUIRY as of 07/10/2000 9:13 TRQK701
0R35126000 0 04N031 1625 0000

104-00 * * CHECK FOR DELINQUENCIES * *
PAYNTER, BRENT H & DIANE M-H/W

Original Tax .00

2905 HILLCREST LN
CALDWELL ID 83605

Total Due

23-4N-3W NE
SW NE-S & W OF CANYON HILL
LAT. LESS ST

+++++
.00 + .00
+++++

2905 HILLCREST LN, CA

Outstanding Tax .00

FCV / QTY 125,800 / 3.00

Information on this screen is subject to change without notice

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SEP 19 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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-25934

NAME & ADDRESS: PRESTON C PETERSON
BARBARA H PETERSON
2905 HILLCREST
CALDWELL ID 83605

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 03/15/1963

POINT OF DIVERSION: T04N R03W S23 SWNE Within CANYON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC DOMESTIC, 1 HOME W/LAWN &	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CANYON County
T04N R03W S23 SWNE

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

WE HAVE 2 1/2 ACRES, BUT CLAIM WATER RIGHTS FOR ONLY 1/2 ACRE AT
HOUSE SITE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

BARRY WOOD
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 63-25934

SEP 19 2001

PAGE 1
AUG-21-2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 11, 2001

CLYDE TRUPP
JUDY TRUPP
2905 HILLCREST LANE
CALDWELL ID 83605

RE: Change of Ownership for Water Right 63-25934

Dear Water Right Holder(s):

The department acknowledges receipt of your Notice of Change of Water Right Ownership for the above referenced water right. The department has modified its records to reflect the change and enclosed is a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of ownership, or change of mailing address to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP/dg
Enclosure

MICROFILMED
SEP 19 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 11, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CLYDE TRUPP
JUDY TRUPP
2905 HILLCREST LANE
CALDWELL ID 83605

RE: Change in Ownership of Water Right 63-25934

Dear Mr. & Mrs. Trupp:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership .

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

☒ **Filing Fee** of \$25 per water right

☐ **Filing Fee** of \$100 per water right for changes resulting from division of a water right

☐ **Signature**

☐ **Notarized Signature** for Assignment of Permit

☐ **Evidence of Water Right Ownership:** copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

☐ **Evidence of Security Interest:** copy of Deed of Trust, Mortgage, Contract of Sale or other legal document indicating your interest in the property and water rights in question

☐ **Security Interest Expiration Date**

☐ **Legal Description of Property**

☐ **Plat of Property or Survey Map** usually on file with the county

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_____ **USDA Farm Service Agency (formerly ASCS) Aerial Photo** with irrigated acres outlined and point(s) of diversion clearly marked

_____ **Description of Portion of Water Right** resulting from division of water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$25.00

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

Please feel free to contact the Department if you have any questions.

Sincerely,



Kari Lynn Townsend
Secretary

KLT:k

MICROFILMED
SEP 19 2001