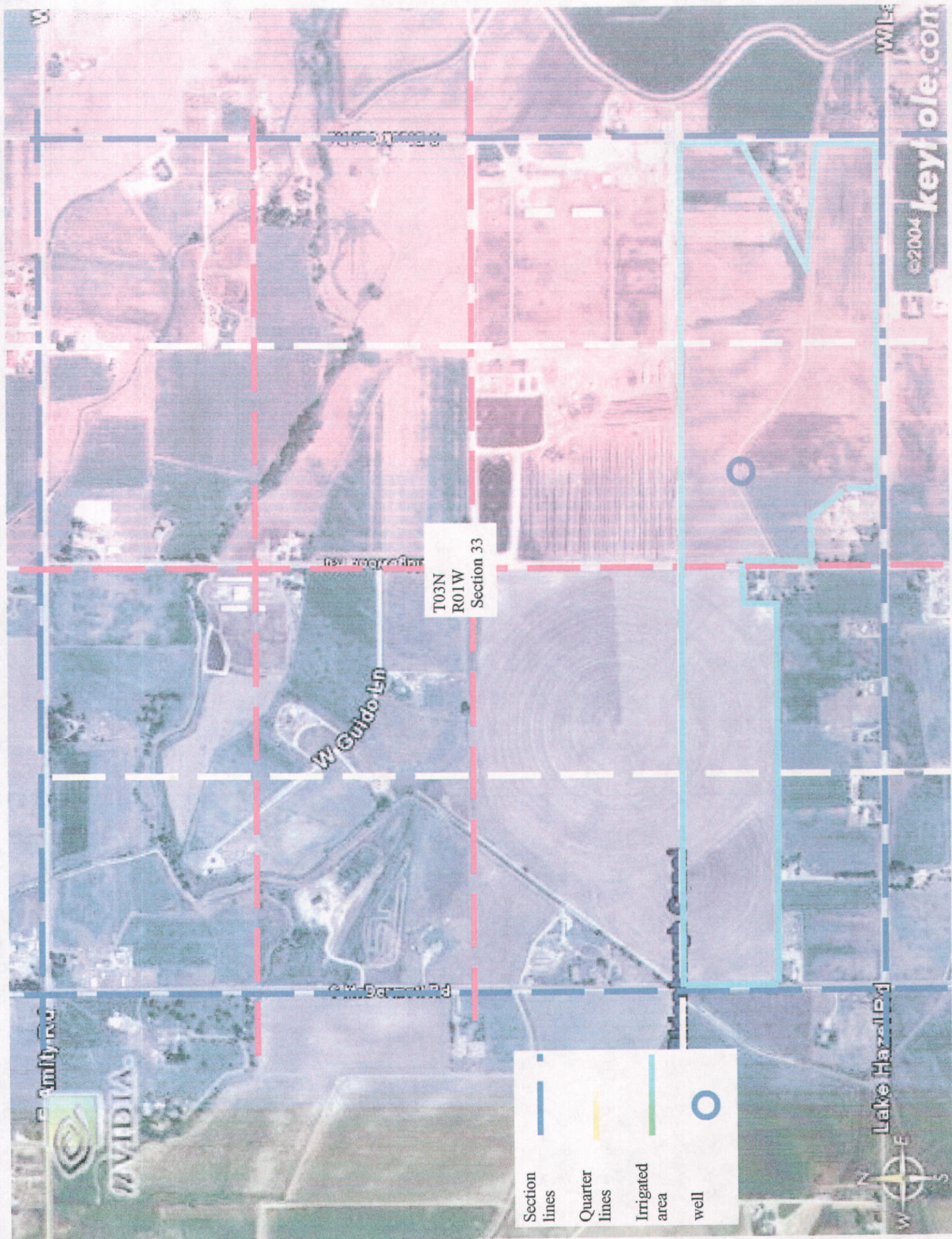




Section lines

Quarter lines

Irrigated area

well

T03N
R01W
Section 33

W Guido Ln

W Lake Hazell Rd

©2004

keyhole.com



OK FOR THE
SWSE FOR
23 acres -
No acres
in the SESE
for 63 - 3356.

33

VAN GROUW NO ACRES
APROX 47.65 ACRES



Idaho Department of Water Resources

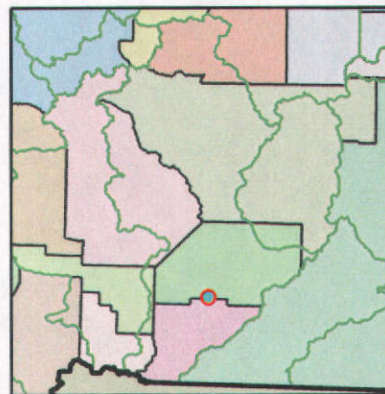
SRBA Recommendation:

63-32327

(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Ada County
IDWR Basin 63

Prepared by K. Walker
On Wednesday, March 28, 2007
1987/88 Aerial Photography



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 63-32327
Date Received: 10/6/1988
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KIMBERLY S VAN GROUW Phone:
5655 S BLACKCAT RD
MERIDIAN ID USA 83642

DANIEL S VAN GROUW Phone: (208)887-9259
5655 S BLACKCAT RD
MERIDIAN ID USA 83642

2. Date of Priority: 06/17/1963

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	01W	33	SW SE	ADA	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.39	103.5

7. Total Quantity Appropriated is:
0.39 C.F.S. and/or 103.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	01W	33	SW	SE	IRRIGATION	23
					Section Acres	23
					Total Acres	23

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-3356 .

15. Basis of Claim: License

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: A63-03356
Date Received: 10/06/1988
Receipt No: M001524
Received By: SCC

RECEIVED

OCT 13 1988

No ✓

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEF G. KOENIG 208-726-5205
Address: BOX 486
KETCHUM, ID 83340

OR

Name: SANDRA L. KOENIG 208-726-5205
Address: BOX 486
KETCHUM, ID 83340

2. Date of Priority: JUN 17, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	01W	33	SW	SE			ADA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.440		387.00

7. Total Quantity Appropriated is:
1.440 C.F.S. (and/or) 387.00 A.F.A.

8. Total consumptive use is 258.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A63-03356

Page 1

Date: 10/06/88

MICROFILMED

AUG 19 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	01W	33	SW		SW		IRR	31.0
			SE		SW		IRR	28.0
			SW		SE		IRR	27.0
							Section Acres	86.0
							Total Acres	86.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
CANAL SHARES

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 31209

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: 0

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): Jeff F. Wain Date: 9-6-88
Date: _____

State of Idaho)
County of Blaine) SS.

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

of Oct. 19 88

John Dale Corley
Notary Public

Seal

Residing at Blaine ID

My Commission Expires 6/2/91

RECEIVED

MAR 02 2006

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split?	Water Right No(s).	Adjudication Claim No(s).	Split?
63-3356		No			

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 usually attached to your deed or on file with the county).

OR

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 **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) **Josef G. Koenig and Sandra L Koenig**

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

Daniel S. Van Grouw and Kimberly S. Van Grouw

New Mailing Address 5655 Blackcat Road

City, State and ZIP Code Meridian, ID 83642

New Telephone Number 887-9259

5. Date you acquired the property 1/30/2004

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Total		

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


(include title if applicable)

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.

For Office Use Only

Received by <u></u>	Date <u>3-6-06</u>	Fee <u>N/A</u>
Received by _____	Date _____	Receipt No. _____
Processed by <u></u>	AJ Date <u>3-14-06</u>	WR _____ Date _____



— Section lines
- - - Quarter lines
— Irrigated area
○ well

T03N
R01W
Section 33

© 2004 keyhole.com

Smith & Jones
AVIDIA

3

239986
HD/SG

A Pioneer Company
PIONEER TITLE COMPANY
 OF ADA COUNTY
 8151 W. Rifleman Ave. / Boise, Idaho 83704
 (208) 377-2700

ADA COUNTY RECORDER J. DAVID NAVARRO
 BOISE IDAHO 03/31/04 04:40 PM
 DEPUTY Vicki Allen
 RECORDED - REQUEST OF
 Pioneer
 AMOUNT 9.00



104038230

WARRANTY DEED

For Value Received Josef G. Koenig and Sandra L. Koenig, husband and wife
 AKA JOSEPH G. KOENIG
 hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Daniel S. Van Grouw and Kimberly S. Van Grouw, husband and wife
 hereinafter referred to as Grantee, whose current address is 5655 S. Black Cat Rd., Meridian, ID 83642
 the following described premises, to-wit:

KDG
DSUC

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

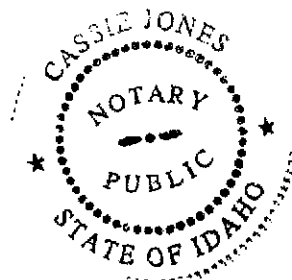
Dated: March 29, 2004

* Josef G. Koenig
 Josef G. Koenig

* Sandra L. Koenig
 Sandra L. Koenig

STATE OF Idaho. County of Idaho, ss.

On this 30th day of March, in the year of 2004, before me the undersigned, notary public personally appeared Josef F. Koenig and Sandra L. Koenig known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Cassie Jones
 Notary Public of
Idaho
 Residing Hailey at
 Commission 9-7-2006 expires:

CONTINUING

Order No. 239986

PARCEL I

The South half of the Southeast quarter of Section 33, Township 3 North, Range 1 West of the Boise Meridian, Ada County Idaho.

N-1374662.71
E-2301776.06

Thence North 0 degree 30'10" West along the section line, 1,330.29 feet to a point;

Thence South 0 degrees 30'10" East 1,324.27 feet to a point on the section line common to said Sections 4 and 33;

Thence South 89 degrees 18'10" East along the section line, 1,148.70 feet to the Real Point Of Beginning.

Beginning at an aluminum monument marking the Southeast corner of the Southeast quarter of Section 33, Township 3 North, Range 1 West, Boise Meridian, Ada County, Idaho;

Thence continuing along said Southerly boundary and said centerline North 88 degrees 47'49" West 558.16 feet to an iron pin, said iron pin marking the Southwest corner of the Southeast quarter of said Section 33;

Thence leaving said Southerly boundary and centerline North 00 degrees 41'28" East 25.00 feet along the Westerly boundary of the Southeast quarter of said Section 33, to an iron pin on the Northerly right of way of Lake Hazel Road;

Thence continuing along said Westerly boundary and leaving said right of way North 00 degrees 41'28" East 634.51 feet to a point on the centerline of the South Jones Lateral;

Thence leaving said Westerly boundary and along the centerline of the South Jones Lateral the following courses and distances:

North 62 degrees 58'11" East 527.75 feet to a point marking a point of curve;

Thence Northeasterly along a curve to the right 74.74 feet, said curve having a central angle of 27 degrees 37'47", a radius of 154.99 feet, tangents of 38.11 feet and a long chord of 74.02 feet bearing North 76 degrees 47'05" East to a point marking a point of tangent;

Thence South 89 degrees 24'02" East 19.11 feet to a point;

Thence leaving said centerline South 00 degrees 41'28" West 902.82 feet to an iron pin on the Northerly right of way of Lake Hazel Road;

COMMENT

RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR
RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR
RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR
RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR RR

Thence leaving said right of way and continuing South 00 degrees 41'28" West 25.00 feet to the Real Point Of Beginning.

A parcel of land being a portion of the Southeast quarter of the Southeast quarter of Section 33, Township 3 North, Range 1 West of the Boise Meridian, Ada County, Idaho, more particularly described as follows:

Beginning at an iron pin marking the Northeast corner of the said Southeast quarter of Section 33;

Thence South 0 degree 56'01" West 2,177.46 feet along the Easterly boundary of the said Southeast quarter of Section 33, which is also the centerline of Black Cat Road, to an iron pin on the centerline of the South Jones Lateral, also said point being the real point of beginning;

Thence continuing South 0 degree 56'01" West 482.00 feet along the said Easterly boundary of the Southeast quarter of Section 33 to a ¾" iron bolt marking the Southeast corner of the said Southeast quarter of the Southeast quarter of Section 33;

Thence North 88 degrees 47'49" West 1,148.70 feet along the Southerly boundary of said Southeast quarter of the Southeast quarter of Section 33, which is also the centerline of Lake Hazel Road to an iron pin;

Thence North 0 degrees 56'01" East 498.91 feet along a line Westerly of and parallel with the said Easterly boundary of the Southeast quarter of Section 33 to a point on the said centerline of the South Jones Lateral;

Thence South 85 degrees 19'30" East 363.06 feet along the said centerline of the South Jones Lateral to a point;

Thence North 89 degrees 30'42" East 705.20 feet along the said centerline of the South Jones Lateral to a point;

Thence South 77 degrees 52'00" East 83.00 feet along the said centerline of the South Jones Lateral to a Point Of Beginning.

OK FOR THE
SWSE FOR
23 acres -
No acres
in the SESE
for 63 - 3356.

VAN GROUW
APROX 47.65 ACRES



Idaho Department of Water Resources

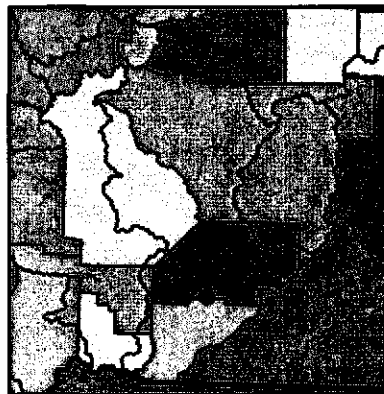
SRBA Recommendation:

63-32327

(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Ada County
IDWR Basin 63

Prepared by K. Walker
On Wednesday, March 28, 2007
1987/88 Aerial Photography



0 0.1 0.2 Miles

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

RIGHT NUMBER: 63-32327

NAME AND ADDRESS: DANIEL S VAN GROUW
5655 S BLACKCAT RD
MERIDIAN ID 83642

KIMBERLY S VAN GROUW
5655 S BLACKCAT RD
MERIDIAN ID 83642

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.390 CFS
103.500 AFY

PRIORITY DATE: 06/17/1963

POINT OF DIVERSION:

T03N R01W S33 SWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.390 CFS 103.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T03N R01W S33 SWSE 23.00

23 ACRES TOTAL

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Nampa Meridian Irrigation District.

This right is a split from former right 63-3356 .

**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: 63- 3356 (Split)

63-32326, 63-32327

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ 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: June 16, 2006



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 16, 2006, 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
Off ice 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:

Josef G Koenig
Sandra L Koenig
PO Box 486
Ketchum ID 83340

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

Kimberly S Van Grouw
Daniel S Van Grouw
5655 S Blackcat Rd
Meridian ID 83642

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



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

June 16, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

DANIEL S VAN GROUW
KIMBERLY S VAN GROUW
5655 S BLACKCAT RD
MERIDIAN ID 83642

Re: Original Notice of Claim to a Water Right No. 63-3356
Renumbered to Notice of Claim to a Water Right No. 63-32327

Dear Mr. & Mrs. Van Grouw:

We have received and processed a Change of Ownership for a portion of your Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of the original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by issuing a new water right number to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new water right for your records. Please refer to your new claim number when corresponding with our office.

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.

If you have any questions concerning this ownership change, or the enclosed information, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH: lh
Enclosures