

RECEIVED

TDE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 15 2021

WATER RESOURCES
WESTERN REGION

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-28291	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: James Blauvelt Vanderbeek
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Nathan B. Vanderbeek Cynthia K. Vanderbeek
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 20572 Van Slyke Rd. Greenleaf ID 83626
Mailing address City State ZIP
- 208-602-2250 ckvbeek@hotmail.com
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 14 March, 2013
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Nathan Vanderbeek N/A 01/12/21
Signature of new owner/claimant Title, if applicable Date
- Signature: Cindy Vanderbeek N/A 01/12/21
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by cd Date 01/15/2021 Receipt No. W049023 Receipt Amt. \$25.00

Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☒

Name on W-9 _____ Approved by LE Processed by LE Date 10/29/2021

OCT 29 2021

2013-020294

RECORDED

WATER RESOURCES
WESTERN REGION

05/07/2013 12:39 PM



00042480201300202940030035

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

BAILEY LAW GROUP, P.C.
2484 N. STOKESBERRY PLACE, STE. 150
MERIDIAN, IDAHO 83646
(208) 954-8585

CHRIS YAMAMOTO
CANYON COUNTY RECORDER
Pgs=3 RECORD2 \$16.00
DEED
VANDERBEEK, CYNTHIA K

(SPACE ABOVE LINE FOR RECORDER'S USE)

QUITCLAIM DEED

The Vanderbeek Family Trust (u/t/d 7-1-2006), V. Joan Vanderbeek, Trustee, Grantor, does hereby convey, remise, release and forever quitclaim unto Nathan B. Vanderbeek and Cynthia K. Vanderbeek, husband and wife, jointly, as Grantees, whose current address is 20572 Van Slyke Road, Greenleaf, Idaho 83626, all of its right, title and interest in and to that certain real property lying in Canyon County, Idaho, as more particularly described as follows:

See Exhibit "A" attached hereto and made a part hereof by reference.

IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this instrument this 14th day of March, 2013.

GRANTOR:

The Vanderbeek Family Trust

By V. Joan Vanderbeek
V. Joan Vanderbeek, Trustee

State of Idaho }
County of Canyon } ss.
I hereby certify that the foregoing instrument
is a true and correct copy of the original as
the same appears in this office.

DATED 10.26.2021
CHRIS YAMAMOTO, Clerk of the District Court
and Ex Officio Recorder

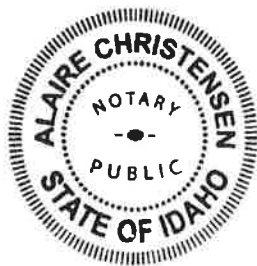
By [Signature]
Deputy



STATE OF IDAHO)
 ss.
County of Ada)

On this 14th day of March, 2013, before me, the undersigned Notary Public in and for said State, personally appeared V. Joan Vanderbeek, known or identified to me to be the person who executed said within instrument, and acknowledged to me that she 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.



Alaire Christensen
NOTARY PUBLIC, State of Idaho
Commission expires: 6-18-18

EXHIBIT A

THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 4 NORTH, RANGE 4 WEST; BOISE MERIDIAN, CANYON COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20 TOWNSHIP 4 NORTH, RANGE 4 WEST, BOISE MERIDIAN, CANYON COUNTY, IDAHO; THENCE NORTH 346.01 FEET ALONG THE WEST BOUNDARY OF THE SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER TO THE INITIAL POINT; THENCE CONTINUING ALONG THE SAID WEST BOUNDARY NORTH 212.16 FEET; THENCE SOUTHEAST 88 DEGREES 56' A DISTANCE OF 368.80 FEET; THENCE SOUTH 205.29 FEET ON A LINE PARALLEL TO THE SAID WEST BOUNDARY; THENCE 368.74 FEET TO THE INITIAL POINT. THIS TRACT OF LAND IS SUBJECT TO A 40-FOOT ROAD RIGHT OF WAY ALONG THE WEST BOUNDARY;

RECORDED AT THE REQUEST OF
AND WHEN RECORDED MAIL TO:

DWIGHT F. BICKEL
ATTORNEY AT LAW - ISB #866
2935 W. ANN STREET
MERIDIAN, IDAHO 83642-4142

2006 AUG 18 PM 10 29
CANYON COUNTY RECORDER
BY *Dwight Bickel*
TYPE *Deed*

RECEIVED

OCT 29 2021

WATER RESOURCES
WESTERN REGION

20060867693

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

CORRECTION SPECIAL WARRANTY DEED

This Correction Special Warranty Deed is executed and recorded for the purpose of correcting an error in the legal description contained in Special Warranty Deed dated July 14, 2006, and recorded as Instrument No. 200657418 in the office of the County Recorder of Canyon County, Idaho.

GRANTOR:

JAMES B. VANDERBEEK (whose full name is JAMES BLAUVELT VANDERBEEK) and V. JOAN VANDERBEEK (whose full name is VIRGINIA JOAN VANDERBEEK), husband and wife.

GRANTEE:

JAMES B. VANDERBEEK and V. JOAN VANDERBEEK, as Co-Trustees of THE VANDERBEEK FAMILY TRUST under Trust Agreement dated effective July 1, 2006, and their substitutes and successors as Trustee thereunder.

GRANTEE'S MAILING ADDRESS FOR TAX NOTICES:

2006 E. Maryland Avenue, Nampa, ID 83686.

DESCRIPTION OF REAL PROPERTY CONVEYED BY THIS DEED:

Situated in the County of Canyon, State of Idaho:

That part of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 20, Township 4 North, Range 4 West, Boise Meridian, in Canyon County, Idaho, more particularly described as follows:

Commencing at the Southwest corner of the said SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, Township 4 North, Range 4 West, Boise Meridian; thence North 346.01 feet along the West boundary of the said SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the INITIAL POINT; thence continuing along the said West boundary North 212.16 feet; thence South 88° 56' East 368.80 feet; thence South 205.29 feet on a line parallel to the said West boundary; thence West 368.74 feet to the INITIAL POINT.

TOGETHER WITH all improvements thereon and all appurtenances thereto.

SUBJECT TO a 40 foot road right-of-way along the West boundary.

(Commonly known as 20572 Van Slyke Road, Greenleaf, Canyon County, Idaho)

FOR GOOD AND SUFFICIENT CONSIDERATION, the above-named Grantor does hereby GRANT and CONVEY unto the above-named Grantee, the real property above described. This deed is given for estate planning purposes, without valuable consideration in cash or property, to vest title to the property in a revocable living trust established by Grantor parties.

Grantor WARRANTS that Grantor has good right and authority to execute and deliver this deed to the Grantee, and that Grantor is the owner in fee simple of said premises, subject only to those encumbrances of record, if any, which were made, suffered, or assumed by the Grantor. If the premises conveyed hereby are subject to any encumbrance securing indebtedness for the payment of which Grantor is presently personally liable, nothing herein contained shall be construed to release Grantor from such personal liability.

The singular terms "Grantor" and "Grantee" as used in this instrument shall be construed to include the plural.

DATED: Aug. 14, 2006.

JAMES B. VANDERBEEK

V. JOAN VANDERBEEK

STATE OF IDAHO)
)ss.
COUNTY OF CANYON)

On this 14 day of August, 2006, before me, a Notary Public in and for said State, personally appeared JAMES B. VANDERBEEK and V. JOAN VANDERBEEK, 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.

DAVID M. TIDWELL
Notary Public
State of Idaho

Notary Public for Idaho

Residing at: NAUPO, Id.

Comm. Expires: 4-7-09

State of Idaho }
County of Canyon } ss.

I hereby certify that the foregoing instrument is a true and correct copy of the original as the same appears in this office.

DATED

10.26.2021

CHRIS YAMAMOTO, Clerk of the District Court
and Ex Officio Recorder

By

Deputy



2013-020294

RECORDED

05/07/2013 12:39 PM



00042480201300202940030035

CHRIS YAMAMOTO

CANYON COUNTY RECORDER

Pgs=3 RECORD2

\$16.00

DEED

VANDERBEEK, CYNTHIA K

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

BAILEY LAW GROUP, P.C.
2484 N. STOKESBERRY PLACE, STE. 150
MERIDIAN, IDAHO 83646
(208) 954-8585

(SPACE ABOVE LINE FOR RECORDER'S USE)

QUITCLAIM DEED

The Vanderbeek Family Trust (u/t/d 7-1-2006), V. Joan Vanderbeek, Trustee, Grantor, does hereby convey, remise, release and forever quitclaim unto Nathan B. Vanderbeek and Cynthia K. Vanderbeek, husband and wife, jointly, as Grantees, whose current address is 20572 Van Slyke Road, Greenleaf, Idaho 83626, all of its right, title and interest in and to that certain real property lying in Canyon County, Idaho, as more particularly described as follows:

See Exhibit "A" attached hereto and made a part hereof by reference.

IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this instrument this 14th day of March, 2013.

GRANTOR:

The Vanderbeek Family Trust

By V. Joan Vanderbeek
V. Joan Vanderbeek, Trustee



Van Slyke Rd

20613

Van Slyke Rd

368.80'

205.29'

368.74'

R36171

SWAN

20

23000

Simplex Blvd

22000



Simplex Blvd



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 29, 2021

NATHAN B VANDERBEEK
CYNTHIA K VANDERBEEK
20572 VAN SLYKE RD
GREENLEAF ID 83626-9000

Re: Change in Ownership for Water Right No(s): 63-28291

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

The original certified Quitclaim Deed and Correction Special Warranty Deed you submitted are also enclosed, and have been copied for our records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/29/2021

Water Right 63-28291

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NATHAN B VANDERBEEK 20572 VAN SLYKE RD GREENLEAF, ID 83626-9000 (208) 602-2250
Current Owner	CYNTHIA K VANDERBEEK 20572 VAN SLYKE RD GREENLEAF, ID 83626-9000 (208) 602-2250
Original Owner	JAMES BLAUVELT VANDERBEEK 2006 E MARYLAND AVE NAMPA, ID 83686-6246 (208) 454-2220

Priority Date: 6/30/1948

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.040 CFS	

Source and Point(s) of Diversion

GROUND WATER SWNW Sec. 20, Twp 04N, Rge 04W, CANYON County

Place Of Use

DOMESTIC within CANYON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	20							x										

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. C18 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.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/29/2021

4. PARCEL NO. 1R36171-000-0

Dates and Other Information

Decreed Date: 5/31/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND/OR

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

OCT 29 2021

WATER RESOURCES
WESTERN REGION

Nathan Vanderbeek
20572 Van Slyke Rd.
Greenleaf, Idaho 83626
208.629.6936

26 October, 2021

IDAHO DEPT. OF WATER RESOURCES
2735 Airport Way
Boise, Idaho 83705-5082

ATTN: Lynne Evans

RE: Change in Ownership for Water Right No(s): 63-28291

Greetings:

I am in receipt of your written request for additional documentation establishing a chain of title to the concerned property and appurtenant water right..

Attached please find certified copies of the requested documentation. I would like to have these original certified documents returned to me when you have finished with them.

I will cordially await your response.



Nathan Vanderbeek

Attachemnts:

1. Certified copy of CORRECTION SPECIAL WARRANTY DEED transferring the property in question to the Vanderbeek Family Trust by James B. and V. Joan Vanderbeek.
2. Certified copy of the complete QUITCLAIM DEED transferring title to the property in question to Nathan B. and Cynthia K. Vanderbeek by V. Joan Vanderbeek, Trustee (Vanderbeek Family Trust)



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 13, 2021

NATHAN B VANDERBEEK
CYNTHIA K VANDERBEEK
20572 VAN SLYKE RD
GREENLEAF ID 83626-9000

RE: Change in Ownership for Water Right No(s): 63-28291

Dear Interested Parties:

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

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

- 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

The Quitclaim Deed submitted with your Notice is incomplete. The document references an Exhibit A, which includes the description of the property being granted.

Since the Quitclaim Deed is not from the currently recorded owner of the water right, James Blauvelt Vanderbeek, we will require a copy of the deed or trust agreement from James Vanderbeek to the Vanderbeek Family Trust in order to establish a chain of title for the property.

Please submit a complete copy of the Quitclaim Deed from the Vanderbeek Family Trust to you, including the Exhibit A, and a complete copy of the deed, trust agreement, or other document transferring the property from James Vanderbeek to the Vanderbeek Family Trust. If you do not have copies of these documents, you can request them from your title agent or attorney, or from the Canyon County Recorder.

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

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read "Lynne Evans", with a stylized flourish at the end.

Lynne Evans
Office Specialist II

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

November 20, 2020

NATHAN VANDERBEEK
20572 VAN SLYKE RD
GREENLEAF ID 83626

RE: Water Right No: 63-28291

Dear Mr. Vanderbeek:

We've just received your letter dated 21 May 2020 regarding water right no. 63-28291 (copy enclosed). I've reviewed the records we have on that water right, and have also enclosed the water right report and the Snake River Basin Adjudication decree for your records.

The "non-irrigation use of one" on your Notice of Claim of Water Right has been recorded as domestic use for one home. A domestic water right from a well can be used to provide general household and stock water, including irrigation for up to ½ acre of land, up to a maximum limit of 13,000 gallons of water per day.

The irrigation water right you're referring to is the water provided to you by Wilder Irrigation District. This is distinct from your father's decreed water right in that the water right is owned by Wilder Irrigation District, who has a license to distribute that water to users like yourself. This kind of water distribution is often referred to as "shares" by users and irrigation districts. Water received through irrigation district shares is managed and recorded by the irrigation district, and users pay them for water delivery. Your own water right, in contrast, is recorded by the Department of Water Resources, and there are no water fees through our Department associated with your well.

Wilder Irrigation District would be the appropriate organization to contact for any information or documentation you require regarding your irrigation water.

Additionally, since you are the current owner of the land the domestic water right is decreed for, you may wish to complete a Notice of Change in Water Right Ownership to record your ownership with the Department. This will set you as the primary contact and legal owner of the water right, so you will receive any related correspondence and be authorized to make changes to the water right. I have enclosed a copy of the form and instructions for your use.

If you have any questions regarding this matter, please contact our office at (208) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II
Enclosure

NOV 19 2020

WATER RESOURCES
WESTERN REGION

Nathan Vanderbeek
20572 Van Slyke Rd.
Greenleaf, Idaho 83626

21 May 2020

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region
2735 Airport Way
Boise, Idaho 83705

Dear Sirs:

I am in possession of a "Notice of Claim of Water Right" which was filed by my father (James B. Vanderbeek) on or about 12 March 1990. It speaks to the "Snake River Basin Adjudication". Said notice is marked with ID # 63-28291 and receipt # 00011068. It was filed in the district court of the fifth judicial district in Twin Falls on or about the above date. It refers to the piece of property listed above as the address under my name.

In the above described claim of water right, dad listed item 5 as a groundwater right on a domestic well which dated from June of 1948. The date of the domestic well right was subsequently corrected to 31 December 1948 on or about 8 June 1993. It is listed further down on item 9 that there is also "non-irrigation" use of "one". What does that mean? What is "one".

Those are the facts according to that document. Where does the irrigation water right appear? We pay annual taxes to the Wilder Irrigation District. We pump out of the concrete tile ditch which supplies non-potable canal water for the sole purpose of irrigating these two +/- acres. That irrigation supply has been on this property since 1948 too as far as I have been able to determine. It has always existed with the house and has been updated at least once. Is that irrigation water right recorded elsewhere? Is that water right part of the adjudication above mentioned? Did my dad make a mistake? If we have somehow lost the irrigation water rights why am I paying irrigation taxes on this piece of property? And, how do I get some sort of verification of the existence of the irrigation water right?

My father passed away in 2009. My mother is in a care facility now. She is no longer competent and does not really have any useful answers to these questions. I bought the property from her in 2013. I need to get this settled ASAP.

I would greatly appreciate a response from you in this matter.

Cordially,

Nathan Vanderbeek

