

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED ✓

AUG 12 2019

DEPT OF WATER RESOURCES
SOUTHERN 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, [see #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
47-2159T	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: Dembergh Living Trust / Petr Dembergh
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Brian and Kerri VanderPoe Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 15147 Mooresville Pl. Bakersfield CA 93314
Mailing address City State ZIP
- 661-330-8650 SKYVIEWCOWSE@gmail.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: 5/31/2019
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 [IRS Form W-9](#) 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 [Lessor Designation](#) 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):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o 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: _____ Title, if applicable _____ Date _____
 Signature: Kerri VanderPoe _____ Title, if applicable _____ Date 8-6-19
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 8/12/19 Receipt No. 50307483 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 _____ Processed by DM Date 12/30/2019

THIS DOCUMENT IS BEING
RE-RECORDED TO CORRECT
THE DATED DATE ORIGINALLY
RECORDED AS INST. 2019008245

BCI
BLAINE COUNTY TITLE

~~TWIN FALLS COUNTY
RECORDED FOR:
BLAINE COUNTY TITLE
09:11:39 AM 05-31-2019
2019008245
NO. PAGES 4 FEE: \$15.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: CA
Electronically Recorded by Simplifile~~

TWIN FALLS COUNTY
RECORDED FOR:
BLAINE COUNTY TITLE
03:47:33 PM 07-18-2019
2019011499
NO. PAGES 6 FEE: \$15.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: CA
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received

Peter J. Dembergh and Barbara S. Dembergh, Trustees of the Dembergh Living Trust Dated April 12, 2006,

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

Brian Vander Poel and Kerri Vander Poel, Trustees of the Vander Poel Family Trust Instrument dated February 16, 2006

the Grantee, whose current address is: 15147 Mooresville Place, Bakersfield, ID 93314

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO

TOGETHER WITH Idaho Department of Resources water right number 47-2159T.

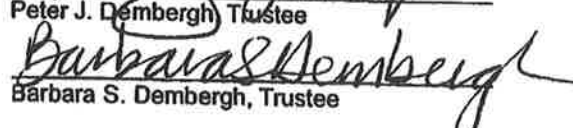
SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its 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 they are free from all encumbrances except those to which this conveyance is expressly made subject to and those made, suffered or done by the Grantee; and subject to all existing patent reservations; restrictions in railroad deeds of record; easements and rights of way established and of record; protective covenants of record; zoning ordinances and applicable building codes, use restrictions, ordinances, laws and regulations of any governmental unit; general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable; and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated this 31st day of May, 2019.

Dembergh Living Trust Dated April 12, 2006


Peter J. Dembergh, Trustee


Barbara S. Dembergh, Trustee

Blaine County Title, Inc. File Number: 1921516 / FATLO 727714
Warranty Deed - Trust
Page 1 of 3

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Dated this 31st day of May, 2019.

Dembergh Living Trust Dated April 12, 2006

Peter J. Dembergh, Trustee

Barbara S. Dembergh, Trustee

THIS DOCUMENT IS BEING RE-RECORDED
TO CORRECT THE DATED DATE, ORIGINALLY



RECORDED AS INST. #2019008245

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22nd
Dated this 31st day of May, 2019.

bnd
Dembergh Living Trust Dated April 12, 2006

Peter J. Dembergh
Peter J. Dembergh, Trustee

Barbara S. Dembergh
Barbara S. Dembergh, Trustee

State of Idaho
County of Blaine

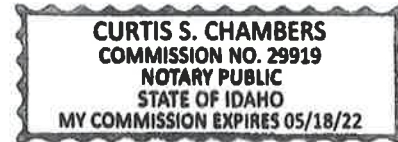
This record was acknowledged before me on 22nd day of may, 2019, by Peter J. Dembergh and Barbara S. Dembergh, as the Trustee(s) the Dembergh Living Trust Dated April 12, 2006.



Notary Public Curtis S. Chambers

My Commission Expires: 5.18.22

(STAMP)

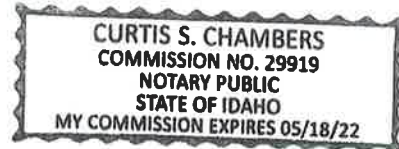


State of Idaho
County of Blaine

This record was acknowledged before me on 18 day of July, 2019, by Peter J. Dembergh and Barbara S. Dembergh, as the Trustee(s) the Dembergh Living Trust Dated April 12, 2006.


Notary Public Curtis S. Chambers
My Commission Expires: 5.18.22

(STAMP)



Date: May 21, 2019

File No.: 727714-TF (dd)

EXHIBIT 'A'

LEGAL DESCRIPTION:

TOWNSHIP 8 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO

SECTIONS 19 AND 20: LOTS 28 THROUGH 38 OF SALMON RIVER RANCHES, AMENDED FILING NO. 1 AS RECORDED IN THE RECORDS OF TWIN FALLS COUNTY, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING AT THE SECTION CORNER COMMON TO SECTIONS 17, 18, 19 AND 20;
THENCE SOUTH 0°03'06" WEST ALONG THE SECTION LINE COMMON TO SECTIONS 19 AND 20 FOR A DISTANCE OF 1321.19 FEET TO A POINT ON THE NORTHERLY BOUNDARY OF LOT 33 AND BEING THE TRUE POINT OF BEGINNING;
THENCE SOUTH 73°58'38" EAST ALONG THE NORTHERLY BOUNDARY OF LOT 33 FOR A DISTANCE OF 255.33 FEET TO THE NORTHEAST CORNER OF LOT 33;
THENCE SOUTH 13°05'32" WEST ALONG THE EASTERLY BOUNDARY OF LOTS 32 AND 33 FOR A DISTANCE OF 787.43 FEET TO AN ANGLE POINT ON THE EASTERLY BOUNDARY OF LOT 32;
THENCE SOUTH 23°55'13" WEST ALONG THE EASTERLY BOUNDARY OF LOTS 31 AND 32 FOR A DISTANCE OF 167.55 FEET TO A POINT ON THE SECTION LINE COMMON TO SECTIONS 19 AND 20 AND IS AN ANGLE POINT ON THE EASTERLY BOUNDARY OF LOT 31;
THENCE SOUTH 28°47'54" WEST ALONG THE EASTERLY BOUNDARY OF LOTS 29, 30 AND 31 FOR A DISTANCE OF 1071.00 FEET TO AN ANGLE POINT ON THE EASTERLY BOUNDARY OF LOT 29;
THENCE SOUTH 0°20'24" EAST ALONG THE EASTERLY BOUNDARY OF LOTS 28 AND 29 FOR A DISTANCE OF 290.11 FEET TO THE CENTER OF SALMON FALLS CREEK AND IS AN ANGLE POINT ON THE EASTERLY BOUNDARY OF LOT 28;
THENCE ALONG THE CENTERLINE OF SALMON FALLS CREEK AND THE SOUTHEASTERLY BOUNDARY OF LOT 28 ON THE FOLLOWING COURSES:
SOUTH 64°34'30" WEST 193.08 FEET;
SOUTH 53°04'39" WEST 126.21 FEET;
SOUTH 36°00'29" WEST 106.07 FEET;
SOUTH 21°58'35" WEST 203.70 FEET TO THE SOUTHEASTERLY CORNER OF LOT 28;
THENCE LEAVING THE CENTER OF SALMON FALLS CREEK NORTH 85°15'47" WEST FOR A DISTANCE OF 124.74 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF STATE HIGHWAY U.S. 30 AND BEING THE SOUTHWESTERLY CORNER OF LOT 28;
THENCE ALONG THE EASTERLY RIGHT-OF-WAY OF STATE HIGHWAY U.S. 30 ON THE FOLLOWING COURSES:
ALONG THE ARC OF A 2°54'31" CV. LT. (SAID ARC HAVING A LONG CHORD BEARING AND DISTANCE OF NORTH 7°10'39" EAST 117.30 FEET) TO A POINT THAT IS 60.0 FEET LEFT OF**

THE CENTERLINE P.S.C. STATION 957+43.2 OF STATE HIGHWAY U.S. 30;
THENCE ALONG THE ARC OF A SPIRAL CURVE THAT IS PARALLEL TO THE 360.0 FOOT LONG
CENTERLINE SPIRAL (SAID ARC HAVING A LONG CHORD BEARING AND DISTANCE OF
NORTH 1°52'17" EAST 365.51 FEET) TO A POINT THAT IS 60.0 LEFT OF THE CENTERLINE
P.S. STATION 953+83.2 OF STATE HIGHWAY U.S. 30;
THENCE NORTH 0°04'17" EAST FOR A DISTANCE OF 417.75 FEET TO A POINT THAT IS 60.0
FEET LEFT OF THE CENTERLINE P.T. STATION 949+65.7 OF STATE HIGHWAY U.S. 30;

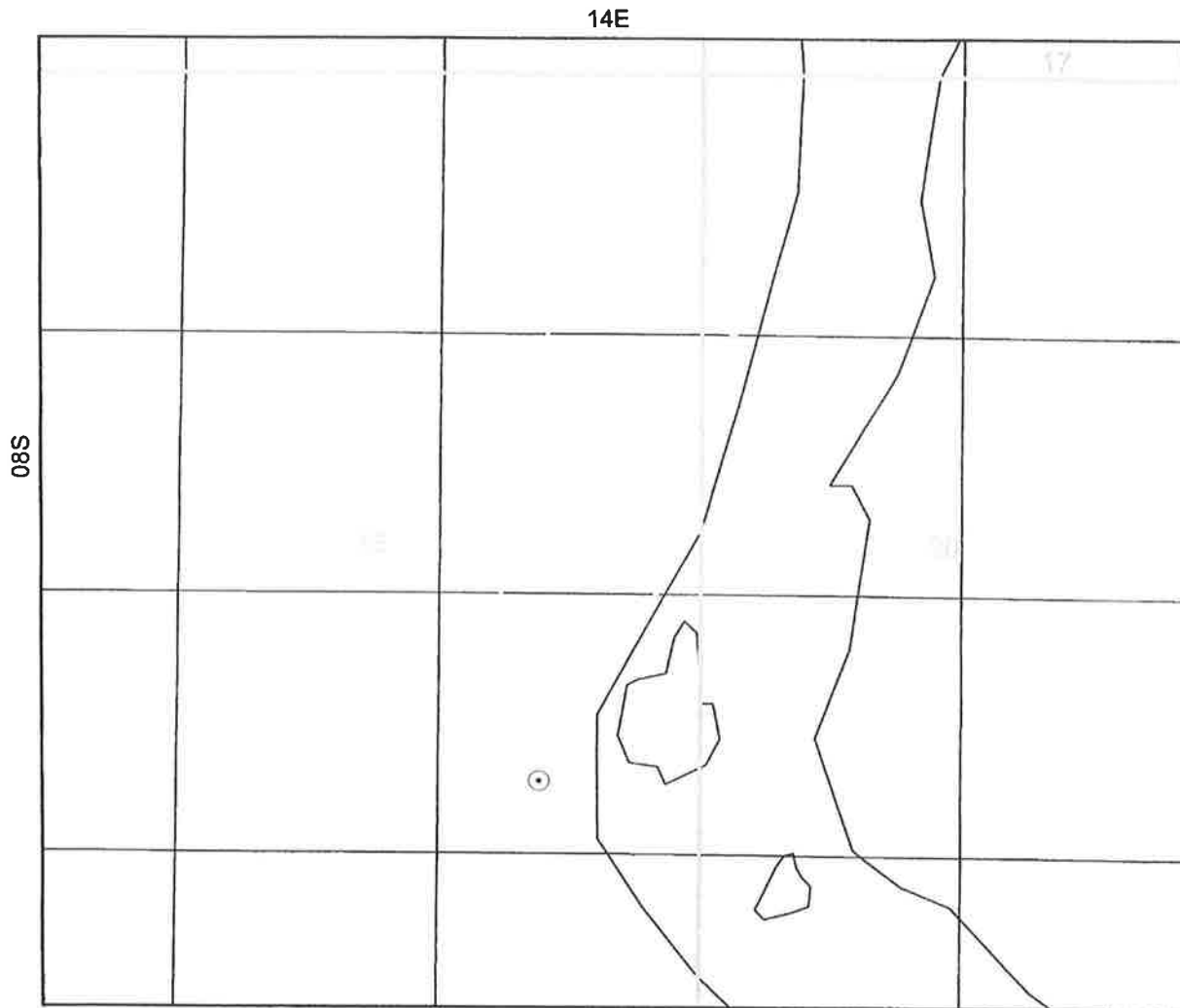
THENCE ALONG THE ARC OF A SPIRAL CURVE THAT IS PARALLEL TO THE 200.00 FOOT LONG
CENTERLINE SPIRAL (SAID SPIRAL HAVING A LONG CHORD BEARING AND DISTANCE OF
NORTH 0°24'47" EAST 198.69 FEET) TO A POINT THAT IS 60.0 FEET LEFT OF THE
CENTERLINE P.C.S. STATION 947+65.7 OF STATE HIGHWAY U.S. 30;
THENCE ALONG THE ARC OF A 1°00'38.1" CURVE RIGHT THAT IS PARALLEL TO AND 60.0
FEET EASTERLY OF THE 1°00' CENTERLINE CURVE FOR A DISTANCE OF 1510.71 FEET (SAID
ARC HAVING A LONG CHORD BEARING AND DISTANCE OF NORTH 8°48'56" EAST 1506.07
FEET) TO A POINT THAT IS 60.0 FEET LEFT OF THE CENTERLINE P.S.C. STATION 932+39.0
OF STATE HIGHWAY U.S. 30;
THENCE ALONG THE ARC OF A SPIRAL CURVE THAT IS PARALLEL TO AND 60.0 FEET
EASTERLY FROM THE 200.00 FOOT CENTERLINE SPIRAL (SAID ARC HAVING A LONG CHORD
BEARING AND DISTANCE OF NORTH 16°52' 40" EAST 199.05 FEET) TO A POINT THAT IS
60.0 FEET EASTERLY FROM THE CENTERLINE P.S. STATION 930+39.0 OF STATE HIGHWAY
U.S. 30;
THENCE NORTH 17°23'38" EAST FOR A DISTANCE OF 566.76 FEET TO A POINT THAT IS 60.0
FEET LEFT OF CENTERLINE STATION 924+72.24 OF STATE HIGHWAY U.S. 30 AND IS THE
NORTHWEST CORNER OF LOT 35;
THENCE LEAVING THE EASTERLY RIGHT-OF-WAY LINE OF U.S. 30 SOUTH 72°36'22" EAST
ALONG THE NORTHERLY BOUNDARY OF LOT 35 FOR A DISTANCE OF 516.91 FEET TO THE
NORTHEAST CORNER OF LOT 35;
THENCE SOUTH 16°01'22" WEST ALONG THE EASTERLY BOUNDARY OF LOT 35 FOR A
DISTANCE OF 479.00 FEET TO THE NORTHWESTERLY CORNER OF LOT 33;
THENCE SOUTH 73°58'38" EAST ALONG THE NORTHERLY BOUNDARY OF LOT 33 FOR A
DISTANCE OF 213.79 FEET TO A POINT ON THE SECTION LINE COMMON TO SECTIONS 19
AND 20 AND BEING THE TRUE POINT OF BEGINNING.

State of Idaho
Department of Water Resources

Water Right
47-2159T

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.1 0.2 0.4 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

December 30, 2019

VANDER POEL FAMILY TRUST
BRIAN & KERRI VANDER POEL, TRUSTEES
15147 MOORESVILLE PL
BAKERSFIELD CA 93314-7229

Re: Change in Ownership & Notice of Security Interest for Water Right No(s): 47-2159T

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 Department also acknowledges receipt of correspondence adding security interest of the above referenced water right(s) to Farm Credit West, FLCA. The Department has modified its records to reflect the change in security interest and has enclosed a computer-generated report for you.

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) 293-9908.

Sincerely,

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: FARM CREDIT WEST FLCA