

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED  
JUL 05 2019  
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, 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? |
|-----------------------|-----------------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 85-2886 H             | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 65-10941 C            | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 65-10942 A            | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Smith Emery; Smith Marcia  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michael Kroeber, Devin Kroeber  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 928 Dexter Dr. Leander TX 78641  
Mailing address City State ZIP
- 605-870-6174 MA Kroeber @ 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: \_\_\_\_\_
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: [Signature] 7/5/2019  
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] 7/5/2019  
Signature of new owner/claimant Title, if applicable Date

**For IDWR Office Use Only:**

Received by KT Date 7/5/19 Receipt No. W047570 Receipt Amt. 75<sup>00</sup>  
 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 [Signature] Approved by KT Processed by KT Date 8/6/19

# Warranty Deed

For Value Received EMERY B. SMITH, AN UNMARRIED INDIVIDUAL AND MARCIA RAY SMITH, AN UNMARRIED INDIVIDUAL

the grantor s do hereby grant, bargain, sell and convey unto MIKE KROEBER AND BRENDA KROEBER, HUSBAND AND WIFE

whose current address is 3310 VICTORY VIEW BOISE, ID 83709

the grantee s the following described premises, in BOISE

County Idaho, to wit:

LOT 2 IN BLOCK 1 OF PHILLIPS CREEK SEGREGATION PLAT, ACCORDING TO PLAT FILED OCTOBER 29, 1998, AS INSTRUMENT NO. 170794, RECORDS OF BOISE COUNTY, IDAHO.

INST# 170983  
REQUEST Reliance

170983

98 NOV 12 PM 3:34

BOISE COUNTY RECORDER

By Laurie Lappin  
TYPE Ord Fee 3.00/ck

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, THEIR heirs and assigns forever. And the Grantors do hereby covenant to and with the said Grantee s, that THEY the owner s in fee simple of said premises; that they are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee s; and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, includes irrigation and utility assessments, (if any) for the current year, which are not due and payable, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

Dated: November 11, 1998

Emery B. Smith  
EMERY B. SMITH

Marcia Ray Smith  
MARCIA RAY SMITH

STATE OF IDAHO, COUNTY OF BOISE

On this 12th day of November, 1998,

before me, a notary public in and for said State, personally appeared

EMERY B. SMITH

MARCIA RAY SMITH

known to me to be the person s whose name s subscribed to the within instrument, and acknowledged to me that THEY executed the same

Nan Marie Holmes

NAN MARIE HOLMES

Residing at BOISE  
Comm. Expires 8/14/02

Notary Public



Inst # 229073

## QUITCLAIM DEED

FOR VALUE RECEIVED,

JOHN A KROEBER AND ROSALIE KROEBER  
GRANTOR, does hereby grant, bargain, sell and convey unto:

MICHAEL KROEBER JOHN A KROEBER ROSALIE KROEBER  
GRANTEE, whose current mailing address is: 18797 297<sup>th</sup> AVE  
ONIDA, SD. 57564

The following described real property located in Boise county, state of ID, more particularly described as follows:

~~T9N R3E~~  
T9N R3E SEC 20 (SWSE)  
Phillips CREEK SEGR. PLAT,  
BLK 1, LOT 2  
Together with their appurtenances.

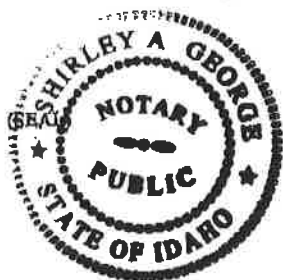
RP 09 N03E 208 552A

John Kroeber  
Signature  
Rosalie Kroeber  
Signature

9-15-10  
Date  
9-15-10  
Date

STATE OF Idaho )  
COUNTY OF Boise )

On this 15 day of Sept. in the year 2010, before me, a notary public in and for said State, personally appeared John A. Kroeber and Rosalie Kroeber known or identified to me to be the person whose name are subscribed to the within instrument, and acknowledged to me that they executed the same.



Shirley A. George  
Notary Public for Idaho  
Residing at Idaho City  
My commission expires: 12-3-2011

Instrument # 229073  
IDAHO CITY, BOISE COUNTY, IDAHO  
9-15-2010 12:21:36 No. of Pages: 1  
Recorded for: JOHN & ROSALIE KROEBER  
CONSTANCE SWEARINGEN Fee: 10.00  
Ex-Officio Recorder Deputy Shirley A. George  
Index to: DEEDS



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

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

Brad Little  
Governor

Gary Spackman  
Director

August 06, 2019

MICHAEL KROEBER  
DEVIN KROEBER  
928 DEXTER DR  
LEANDER TX 78641-8384

**Re: Change in Ownership for Water Right No(s): 65-2886H, 65-10941C, 65-10942A**

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.

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,

A handwritten signature in blue ink, appearing to read 'Kensie Thorneycroft'.

Kensie Thorneycroft  
Office Specialist 2

Enclosure(s)