

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

MAR 25 2009

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): PD 65-05278 PD 65-05279
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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Dirk H. Veenstra John Veenstra
1990 E. Black Canyon Hwy Emmett Id
4. New Owner/Claimant(s) John or Deborah Rouwenhorst
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address 1990 E. Black Canyon Hw
City, State and ZIP Code Emmett Id 83617
New Telephone Number (208) 365-1129
5. Date you acquired the property 6-15-01
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 564 Number and type of stock dairy heifers -1400
Diversion rate in CFS _____ Number of homes 3 Other uses Barn
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.
7. Signature of New Owner or Claimant(s) Deborah Rouwenhorst
(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..

received \$25 3-30-09
W037308 gmh

\$25 4-6-09
W037330 gmh

SUPPORT DATA

IN FILE # 65-52

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 water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for 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. N., 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

Completed 4-8-09
Jmh

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INSTRU. NO. <u>217144</u>
PAGES <u>1</u> OF <u>4</u>

RECEIVED

MAR 30 2009

WATER RESOURCES
WESTERN REGION0041 S2NE, S2NW, NWSE, SW
SEC 28 T7N RIW0042 N2, NW
SEC 29 T7N RIW0039
SEC 30 T7N RIW**WARRANTY DEED**

WARRANTY DEED made this 26th day of June, 2001, between J. JOHN VEENSTRA and ALICE D. VEENSTRA, husband and wife, of 1088 E. Black Canyon Highway, Emmett, Idaho 83617, and DIRK H. VEENSTRA and DIANNE IRENE VEENSTRA, husband and wife, of 1990 E. Black Canyon Highway, Emmett, Idaho 83617, herein referred to as GRANTORS, and JOHN ROUWENHORST and DEBORAH ROUWENHORST, husband and wife, whose mailing address is 1990 E. Black Canyon Highway, Emmett, ID, 83617, herein referred to as GRANTEE, witnesseth:

That GRANTOR, for value received and other good and valuable consideration, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and does, by these presents, grant, bargain, sell, convey, and confirm unto GRANTEE and to their heirs and assigns forever, all the following described real estate situated in the County of Gem, State of Idaho:

See Exhibit A, attached hereto and incorporated herein by reference.

Together with all water, water rights, ditches and rights of way for ditches thereunto belonging or in anywise appertaining.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to:

1. Taxes and assessments for all years subsequent to 2001.
2. Any facts, rights, interests 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. Unpatented mining claims, reservations or exceptions in patents or in acts authorizing the issuance thereof.
4. All reservations, restrictions, easements, road and road rights of way, ditch and ditch rights of way, zoning restrictions, governmental regulations and protective covenants of record.

WARRANTY DEED

Instrument # 217144

EMMETT, GEM, IDAHO

2001-06-27 10:52:23 No. of Pages: 4

Recorded for : ALLIANCE TITLE & ESCROW

SUSAN K. HOWARD

Fax 12.00

Ex-Officio Recorder Deputy

Index to: DEED

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5. Discrepancies, conflicts in boundary lines, shortage in area, encroachment or any other facts which a correct survey would disclose.
6. Any act or encumbrance created by an act of Grantee after the date of this deed.

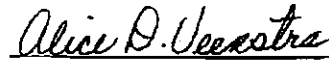
TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, specifically including the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and all estate, right, title and interest in and to the property as well in law as in equity.

TO HAVE AND TO HOLD, all and singular the above-described premises together with the appurtenances unto GRANTEES and to their heirs and assigns forever.

And GRANTORS and their heirs shall and will warrant and by these present forever defend the premises in the quiet and peaceable possession of GRANTEES, their successors, and assigns against GRANTORS and their heirs and against all and every person and persons whomsoever lawfully claiming the same.

IN WITNESS WHEREOF, GRANTORS have hereunto set their hands on the day and year first above written.


J. JOHN VEENSTRA


ALICE D. VEENSTRA


DIRK H. VEENSTRA


DIANNE IRENE VEENSTRA

STATE OF IDAHO)
: ss.
County of Gem)

On this 26th day of June, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared J. JOHN VEENSTRA and ALICE D. VEENSTRA, husband and wife, known to me to be the persons who executed the foregoing document and acknowledged to me that they 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.



Lenore Mahler
Notary Public for Idaho
Residing at: Emmett, Idaho
My commission expires: 18 APRIL 2006

STATE OF IDAHO)
: ss.
County of Gem)

On this 26th day of June, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared DIRK H. VEENSTRA and DIANNE IRENE VEENSTRA, husband and wife, known to me to be the persons who executed the foregoing document and acknowledged to me that they 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.

Lenore Mahler
Notary Public for Idaho
Residing at: Emmett, Idaho
My commission expires: 18 APRIL 2006

TOWNSHIP 7 North, Range 1 West, B.M., Gem County, Idaho

Section 28: That portion of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ lying South of the North Side Canal of the Emmett Irrigation District and North of State Highway right of way as described in Book 20 of Deeds at Page 378, records of Gem County, Idaho;

That portion of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ lying South of said North Side Canal;

The SW $\frac{1}{4}$ of the NW $\frac{1}{4}$;

That portion of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ lying South of said North Side Canal;

The SW $\frac{1}{4}$, LESS right of way for highway as described in Book 19 of Deeds at Page 453, records of Gem County, Idaho;

That portion of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying North and West of State Highway right of way.

Section 29: The E $\frac{1}{2}$ of the NE $\frac{1}{4}$; the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$; the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$;

That portion of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, and of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, and of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, lying North of the said North Side Canal;

The E $\frac{1}{2}$ of the SE $\frac{1}{4}$, LESS right of way for highway as described in Book 19 of Deeds at Page 452, records of Gem County, Idaho, and LESS Canal right of way.

Section 30: That portion of the NE $\frac{1}{4}$ lying North of said North Side Canal.

EXCEPT the following described parcel:

That portion of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 28, Township 7 North, Range 1 West, B.M., Gem County, Idaho, described as follows:

BEGINNING at the Northeast corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 28, Township 7 North, Range 1 West, B.M., Gem County, Idaho, marked by a set 5/8" iron pin with plastic cap PLS 6552; thence

South 00°06'41" West, 485.22 feet, along the East line of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ to a set 1/2" iron pin with plastic cap PLS 6552 on the Northerly right of way of State Highway 52; thence

South 54°38'36" West, 305.03 feet to the beginning of a tangent 2898.00 foot radius curve to the left and marked by a found brass capped right-of-way monument; thence

Southwesterly along said Northerly right-of-way through a central angle of 01°35'24" a distance of 80.42 feet to a set 1/2" iron pin with plastic cap PLS 6552; thence

North 15°40'00" West, 734.51 feet to the North line of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ marked by a set 1/2" iron pin with plastic cap PLS 6552; thence

North 89°46'55" East, 513.00 feet, along said North line, to the REAL POINT OF BEGINNING.

Exhibit A
(Warranty Deed)

30

29

O 42150

 $\Delta = 29^{\circ}37'40''$
 $R = 640.00'$
 $L = 330.95'$

CANAL

 $\Delta = 12^{\circ}53'34''$
 $R = 480.00'$
 $L = 109.61'$ $\Delta = 12^{\circ}41'16''$
 $R = 400.00'$
 $L = 110.83'$ $\Delta = 12^{\circ}00'44''$
 $R = 420.00'$
 $L = 110.83'$

50.56

25.38

T7N, R1W, 29 ALL



- PARCEL BOUNDARY
- ROAD
- WATER

RIGHT-OF-WAY WIDTHS SHOWN HEREON,
ARE FOR ASSESSMENT PURPOSES ONLY.

9	5	4	3	2	1
7	8	9	10	11	12
13	17	16	15	14	13
19	20	21	22	23	24
29	28	27	26	25	
31	32	33	34	35	36

GEM COUNTY
IDAHO



T7N, R1W, 29 ALL

THIS DRAWING IS TO BE USED FOR REFERENCE
PURPOSES ONLY AND THE COUNTY IS NOT
RESPONSIBLE FOR ANY INACCURACIES. THE
INFORMATION CONTAINED HEREIN, IS THE
PROPERTY OF THE GEM COUNTY ASSESSOR'S
OFFICE. ALL RIGHTS ARE EXPRESSLY RESERVED
AND MAY NOT BE REPRODUCED, IN WHOLE OR
IN PART, WITHOUT THE WRITTEN CONSENT OF
THE GEM COUNTY ASSESSOR'S OFFICE.

