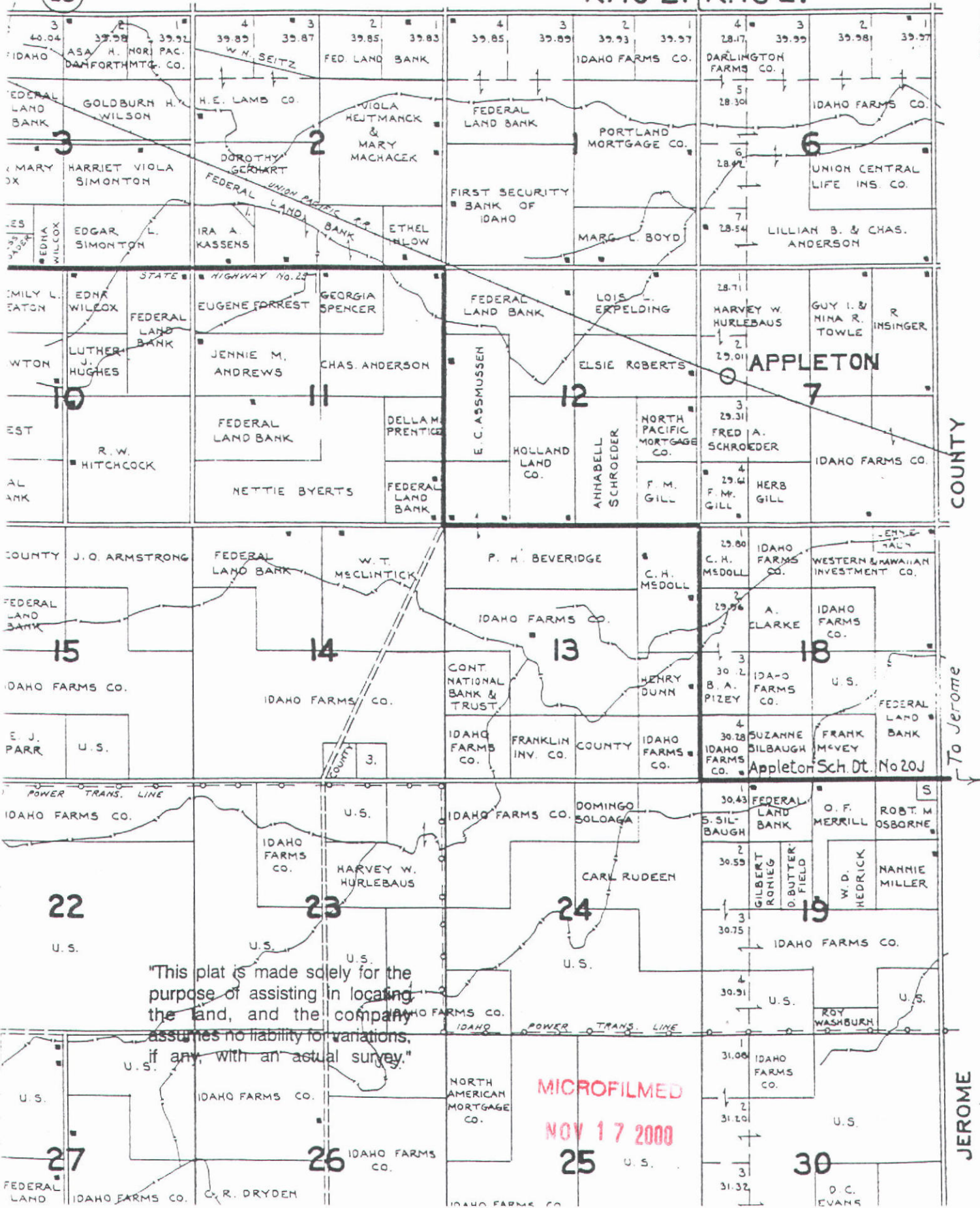


T1P 8 S., RANGE 15 AND 16 E. B. M. **OODING COUNTY, IDAHO**

R. 15 E. R. 16 E.

(23)

SMALL
1-GEORGE
2-EVELYN
3-HARVEY

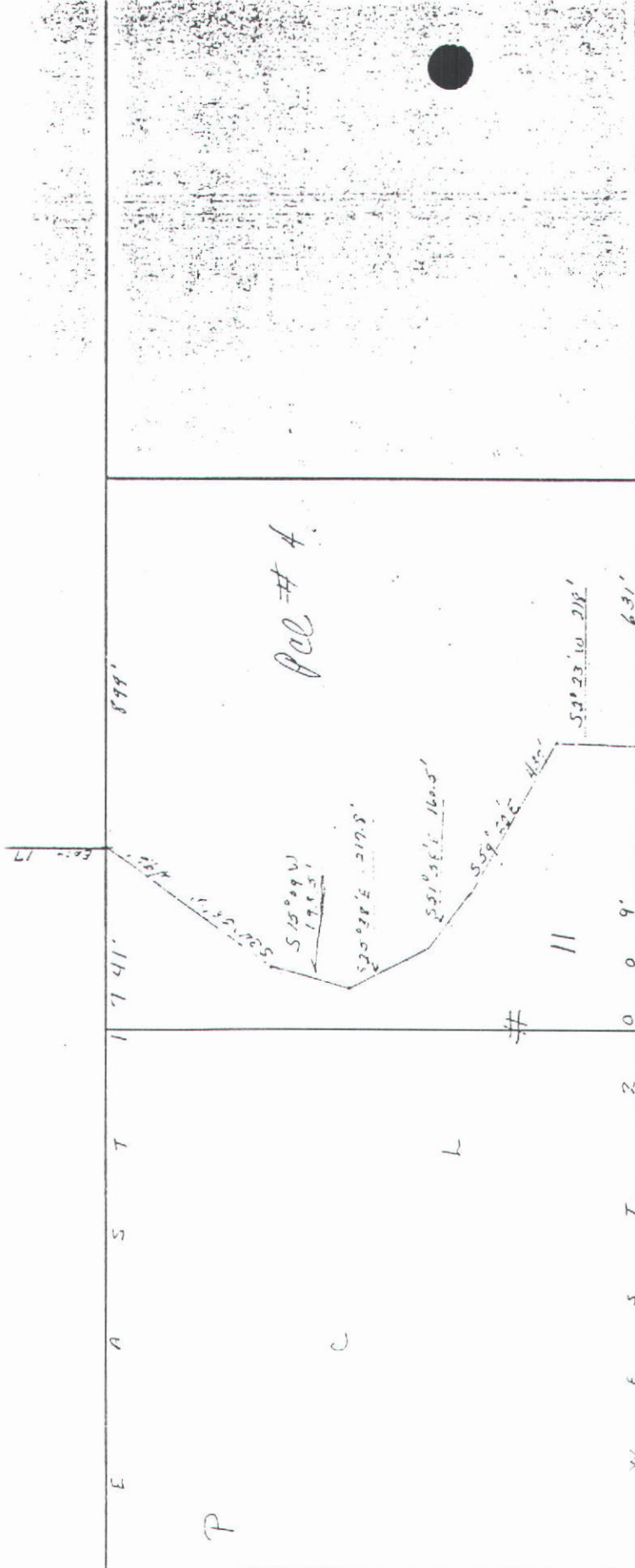


MICROFILMED
 NOV 17 2000
 25

COUNTY

To Jerome

JEROME



"This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey."

MICROFILMED

NOV 17 2000

RECEIVED

JUN 5 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
MAY 15 2002
Department of Water Resources
Southern 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
36-7353		☒			
36-10049		☒			

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)

Kenneth & Delia Brandsma
3227 S 2200 E, Wendell, ID

4. New Owner/Claimant(s)

Hill A. Brandsma &/or Ann Brandsma

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

New Mailing Address

2250 E 3200 S

City, State and ZIP Code

Wendell, ID 83355

New Telephone Number

() 536-6620

5. Date you acquired the property

12-1-2000

MICROFILMED

JUN 11 2002

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)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
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)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) *Oliver A. Brandstrom*
(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 SKINNER Date 5/15/2002 Fee \$50.00
 Received by SKINNER Date 5/15/2002 Receipt No. 5024936
 Processed by _____ AJ Date _____ WR _____ Date _____

MICROFILMED

JUN 11 2002

#G 29389

WARRANTY DEED

G29389

For Value Received

KENNETH A. BRANDSMA and DEBRA K. BRANDSMA, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

HILL A. BRANDSMA and ANN BRANDSMA, husband and wife

Address: 2250 East 3200 South, Wendell, ID 83355

Hereinafter called the Grantee, the following described premises situated in GOODING County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

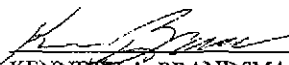
SUBJECT TO:

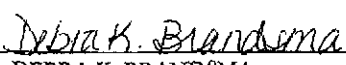
All reservations in patents or deeds in the chain of title.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to .90.0 shares of North Side Canal Company Water Stock

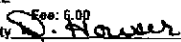
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 1, 2000


KENNETH A. BRANDSMA

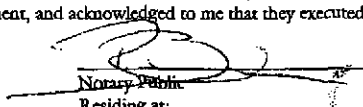

DEBRA K. BRANDSMA

Instrument # 188456

GOODING, GOODING, IDAHO
2000-12-01 04:27:12 No. of Pages: 2
Recorded for: LAND TITLE
HELEN EDWARDS Fee: 6.00
Ex-Officio Recorder Deputy 
Index to: DEED, WARRANTY

STATE OF IDAHO)
) ss.
COUNTY OF JEROME)

On this 1st day of December, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared KENNETH A. BRANDSMA and DEBRA K. BRANDSMA, 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.


Notary Public
Residing at:
My Commission expires:

RICK BEANSEN
★ NOTARY PUBLIC ★
STATE OF IDAHO
RESIDING AT JEROME, ID
MY COMMISSION EXPIRES 7-2003

RECEIVED

APR 23 2002

Department of Water Resources
Southern Region

RECEIVED

JUN - 5 2002

Department of Water Resources

Name: 00188456.000
Dimensions: 2544 x 4188 pixels

MICROFILMED

JUN 11 2002

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 12: A tract of land described as follows:

The East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$;
The Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$;

EXCEPT a 66 foot highway right-of-way in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, as described in a deed dated August 9, 1926, to the State of Idaho, recorded September 20, 1926, in Deed Book 8 at page 447, in the records of Gooding County, Idaho.

TOGETHER WITH:

Section 13: That part of the North $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ described as follows:

Beginning at a point on the North boundary of Section 13, from which the Northwest corner of Section 13 bears Westerly along the Section Line 1741 feet;
Thence South 34°58' West, 496 feet;
Thence South 15°09' West, 193.5 feet;
Thence South 25°38' East, 217.8 feet;
Thence South 51°58' East, 160.5 feet;
Thence South 59°22' East, 437 feet;
Thence South 2°23' West, 218 feet to the South boundary of the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 13;
Thence in a Westerly direction along that boundary 2009 feet to the West boundary of Section 13;
Thence in a Northerly direction along the West boundary to the NW $\frac{1}{4}$ of Section 13;
Thence in an Easterly direction along the North boundary of Section 13, 1741 feet to the TRUE POINT OF BEGINNING.

E X H I B I T "A"

Name: 00188456.001
Dimensions: 2544 x 4192 pixels

MICROFILMED

JUN 11 2002

WARRANTY DEED

#G-29395

For Value Received

The Ben and Wanda Kober Trust Number One
Nancy Wadsworth, Trustee

Instrument # 186338

GOODING GOODING, IDAHO

2000-06-22

04:00:57 No. of Pages: 2

Recorded for: LAND TITLE JEROME

HELEN EDWARDS

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Kenneth A. Brandsma and Debra K. Brandsma, husband and wife
Address: 3192 South 2200 East, Wendell, ID 83355

Hereinafter called the Grantee, the following described premises situated in GOODING County, Idaho, to-wit:

SEE EXHIBIT "A" attached hereto:

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 90.00 shares of capital stock in the North Side Canal Company, Ltd.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

2000 taxes and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Power Line Easement given by G. W. Faulkner and Anna Faulkner to Idaho Power Company, a corporation, dated November 22, 1930, recorded February 27, 1931 as Instrument Number 52050 in Book 3 Page 393, Gooding County records, affecting the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 12, Township 8 South, Range 15 East Boise Meridian.

Power Line Easement given by Holland Land Company to Idaho Power Company, a corporation, dated January 9, 1941, recorded November 12, 1941 as Instrument Number 81976, Book 5 Page 18, Gooding County records, affecting SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, Township 8 South, Range 15 East Boise Meridian.

Power Line Easement given by Ben F. Kober and Wanda L. Kober to Idaho Power Company, a corporation, dated January 31, 1975, recorded July 14, 1975 as Instrument Number 55535, Gooding County records, affecting SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, Township 8 South, Range 15 East Boise Meridian.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: June 22, 2000

The Ben and Wanda Kober Trust Number One

Nancy K. Wadsworth, trustee
By: Nancy K. Wadsworth, Trustee

STATE OF IDAHO }
COUNTY OF JEROME } ss.

On this 22 day of June, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared Nancy K. Wadsworth, known or identified to me to be the Trustee of The Ben and Wanda Kober Trust Number One, whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as such Trustee.

Notary Public

Residing at:

My Commission expires: 7-31-03

RICK BERNSEN
★ NOTARY PUBLIC ★
STATE OF IDAHO

RESIDING AT JEROME, ID
MY COMMISSION EXPIRES 7-31-03

Name: 00186338.000
Dimensions: 2528 x 4188 pixels

MICROFILMED

JUN 11 2002

RECEIVED

APR 23 2002

Department of Water Resources
Southern Region

RECEIVED

JUN - 5 2002

Department of Water Resources

EXHIBIT "A"

Order Number: G-29395

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 12: A tract of land described as follows:

The East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$;
The Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$;

EXCEPT a 66 foot highway right-of-way in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, as described in a deed dated August 9, 1926, to the State of Idaho, recorded September 20, 1926, in Deed Book 8 at page 447, in the records of Gooding County, Idaho.

TOGETHER WITH:

Section 13: That part of the North $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ described as follows:

Beginning at a point on the North boundary of Section 13, from which the Northwest corner of Section 13 bears Westerly along the Section Line 1741 feet;

Thence South 34°58' West, 496 feet;

Thence South 15°9' West, 193.5 feet;

Thence South 25°38' East, 217.8 feet;

Thence South 51°58' East, 160.5 feet;

Thence South 59°22' East, 437 feet;

Thence South 2°23' West, 218 feet to the South boundary of the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 13;

Thence in a Westerly direction along that boundary 2009 feet to the West boundary of Section 13;

Thence in a Northerly direction along the West boundary to the NW $\frac{1}{4}$ of Section 13;

Thence in an Easterly direction along the North boundary of Section 13, 1741 feet to the TRUE POINT OF BEGINNING.

Name: 00186338.001
Dimensions: 2528 x 3282 pixels

MICROFILMED

JUN 11 2002

RECEIVED

NOV 13 2001

Department of Water Resources

2001 NOV -9 AM 10:56

FILED
NOV 13 2001
JUL 10 AM 10:56
SRBA

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	)	Water Right 36-07353
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on January 15, 1998. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on June 24, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 2, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 to 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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 a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated November 9, 2001.



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JUN 11 2002

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)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-07353

1998 JUN 15 PM 12:17

FILED
TWIN FALLS, IDAHO
JUN 15 1998

NAME & ADDRESS: WANDA L KOBER
BEN F KOBER
C/O LARRY W KOBER
3192 S 2200 E
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 1.98 CFS
396.0 AFY

PRIORITY DATE: 07/18/1973

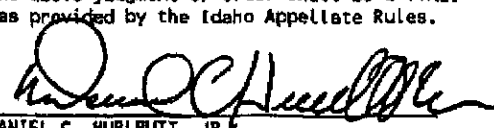
POINT OF DIVERSION: T08S R15E S12 NWSEW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.98 CFS 396.0 AFY

PLACE OF USE:	IRRIGATION	Within GOODING County	
	T08S R15E S12	NESW 33	SWSW 33
	99 ACRES TOTAL		SESW 33

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-07353

PAGE 1
DEC-16-1997

MICROFILMED
JUN 11 2002

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
JUN 26 2000
Department of Water Resources
Southern Region

1. Water Right No(s): 36-07 353 36-10049 (P.D.) RECEIVED
Adjudication Claim No(s): (LICAP) OCT 19 2000

2. The following REQUIRED information must be submitted with this form: Department of Water Resources

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 Wanda L. and Ben F. Kober

4. New Owner/Claimant(s) Kenneth A. Brandsma and Debra K. Brandsma

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
3192 South 2200 East Wendell, Idaho 83355

City, State and ZIP Code 3227

New Telephone Number () _____

5. Date you acquired the property 6-22-00

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 _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

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 X Ken Brandsma Date 6-22-00
or Claimant(s)

Date _____

(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.

MICROFILMED

NOV 17 2000

WARRANTY DEED

#G-29395

Instrument # 186338

GOODING GOODING, IDAHO

2000-06-22

04:00:57

No. of Pages: 2

Recorded for : LAND TITLE JEROME

HELEN EDWARDS

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

For Value Received

The Ben and Wanda Kober Trust Number One
Nancy Wadsworth, Trustee

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Kenneth A. Brandsma and Debra K. Brandsma, husband and wife
Address: 3192 South 2200 East, Wendell, ID 83355

Hereinafter called the Grantee, the following described premises situated in GOODING County, Idaho, to-wit:

SEE EXHIBIT "A" attached hereto:

****TOGETHER WITH** all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 90.00 shares of capital stock in the North Side Canal Company, Ltd.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

2000 taxes and subsequent years, taxes are an accruing lien, not yet due or payable.

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Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

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Dated: June 22, 2000

The Ben and Wanda Kober Trust Number One

Nancy K. Wadsworth, Trustee
By: Nancy K. Wadsworth, Trustee

STATE OF IDAHO

COUNTY OF JEROME

On this 22 day of June, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared Nancy K. Wadsworth, known or identified to me to be the Trustee of The Ben and Wanda Kober Trust Number One, whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as such Trustee.

Notary Public

RICK BERNSEN
★ NOTARY PUBLIC ★
STATE OF IDAHO

MICROFILMED

NOV 17 2000

EXHIBIT "A"

Order Number: G-29395

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 12: A tract of land described as follows:

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The Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$;

EXCEPT a 66 foot highway right-of-way in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, as described in a deed dated August 9, 1926, to the State of Idaho, recorded September 20, 1926, in Deed Book 8 at page 447, in the records of Gooding County, Idaho.

TOGETHER WITH:

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Beginning at a point on the North boundary of Section 13, from which the Northwest corner of Section 13 bears Westerly along the Section Line 1741 feet;

Thence South 34°58' West, 496 feet;

Thence South 15°9' West, 193.5 feet;

Thence South 25°38' East, 217.8 feet;

Thence South 51°58' East, 160.5 feet;

Thence South 59°22' East, 437 feet;

Thence South 2°23' West, 218 feet to the South boundary of the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 13;

Thence in a Westerly direction along that boundary 2009 feet to the West boundary of Section 13;

Thence in a Northerly direction along the West boundary to the NW $\frac{1}{4}$ of Section 13;

Thence in an Easterly direction along the North boundary of Section 13, 1741 feet to the TRUE POINT OF BEGINNING.

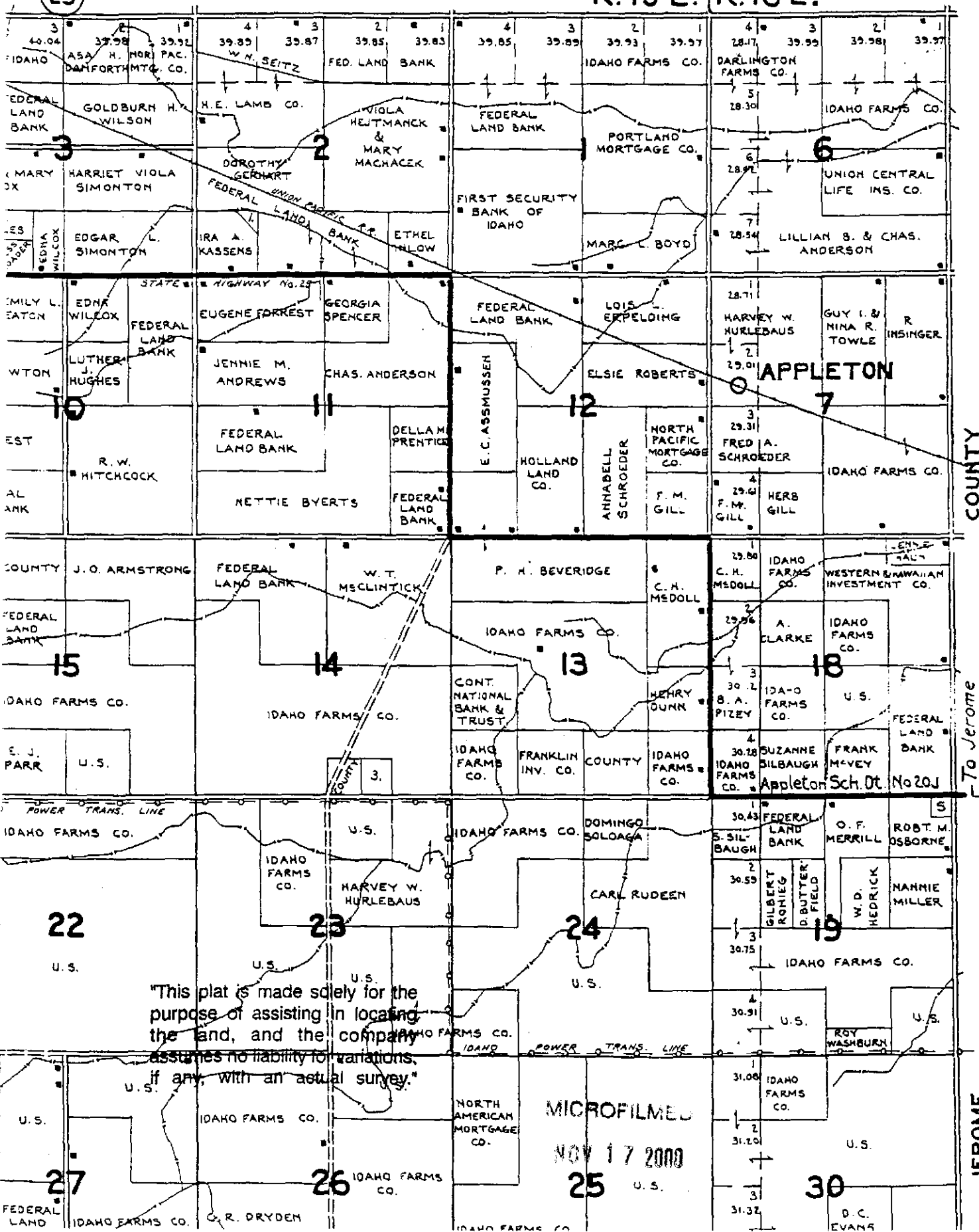
MICROFILMED

NOV 17 2000

OODING COUNTY, IDAHO

R. 15 E. | R. 16 E.

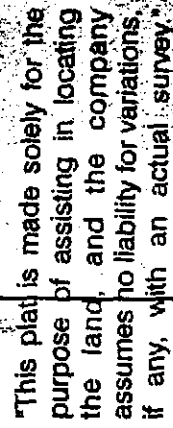
SMALL
1-GEORGE
2-EVELYN
3-HARVEY



COUNTRY

To Jerome

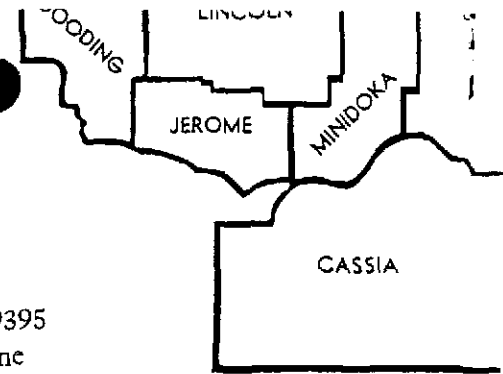
15001



NOV 17 2000

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: G-29395
OFFICE: Jerome

June 26, 2000

IDWR - Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

RE: KOBER/BRANDSMA

To Whom It May Concern:

RECEIVED

JUN 26 2000

Department of Water Resources
Southern Region

RECEIVED

OCT 19 2000

Department of Water Resources

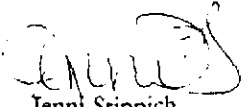
In connection with the above referenced file, enclosed herewith you will find the following:

1. Original Notice of Change of Water Right Ownership.
2. Copy of Warranty Deed recorded June 22, 2000 as Instrument No. 186338 under Jerome County Records..
3. Adjudication Claims Proof Reading Report. 36-10049
4. Plat Map.

Please process this transfer as indicated by the enclosed Warranty Deed.

As always, thank you for your assistance! Should you have any questions regarding this matter, do not hesitate to contact me at 208-324-3357.

Very truly yours,
LAND TITLE AND ESCROW, INC.


Jenni Stippich
Escrow Department

Enclosures

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5800

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

MICROFILMED

NOV 17 2000

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)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-07353

1973 JUN 15 PM 12:17

FILED
TWIN FALLS, IDAHO
JUN 15 1973

NAME & ADDRESS: WANDA L KOBER
BEN F KOBER
C/O LARRY W KOBER
3192 S 2200 E
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 1.98 CFS
396.0 AFY

PRIORITY DATE: 07/18/1973

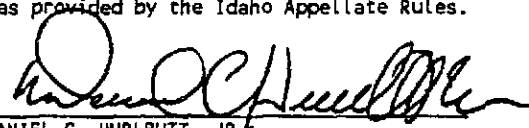
POINT OF DIVERSION: T08S R15E S12 NWSEW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.98 CFS 396.0 AFY

PLACE OF USE:	IRRIGATION	Within GOODING County	
	T08S R15E S12	NESW 33	SWSW 33
	99 ACRES TOTAL		SESW 33

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE

Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) MICROFILMED
Water Right 36-07353

PAGE 1
DEC-16-1997

NOV 17 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 05, 2002

HILL A BRANDSMA
ANN BRANDSMA
2250 E 3200 S
WENDELL ID 83355

RE: Change of Ownership for Water Rights 36-07353 and 36-10049

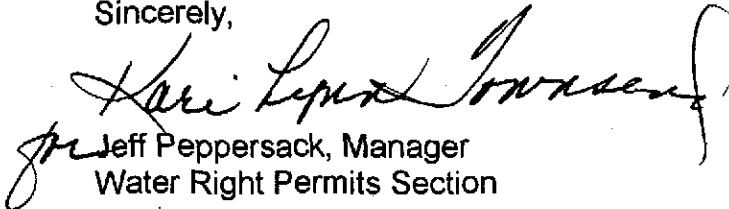
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

JUN 11 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

November 15, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KENNETH A BRANDSMA
DEBRA K BRANDSMA
3227 S 2200 E
WENDELL ID 83355

RE: Change of Ownership for Water Right 36-07353

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. A receipt for the \$25.00 filing fee is also enclosed.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

JP Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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NOV 17 2000

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720

Idaho 83720-0098

Return Service Requested

- ☐ Unable to Forward
☐ Insufficient Address
☐ Mailed to Address
☐ Unavailable
☐ Refused
☐ Attempted - Not Known
☐ No Such Street
☐ Number
☐ Variant
☐ Illegible
☐ No Mail Receptacle
☐ Box Closed - No Order
☐ Returned For Better Address
☒ Postage Due

RECEIVED

OCT 27 2000

DEPARTMENT OF WATER RESOURCES

36-07353
36-10049

3227 S 2200 E

Mail present
10.27.00
rest

MICROFILMED

NOV 17 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 23, 2000

KENNETH A BRANDSMA
DEBRA K BRANDSMA
3192 S 2200 E
WENDELL ID 83355

RE: Change in Ownership of Water Rights 36-07353/36-10049

Dear Mr. & Mrs. Brandsma:

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

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

- ☒ **Filing Fee** of \$25 per water right
- ☐ **Filing Fee** of \$100 per water right for changes resulting from division of a water right
- ☐ **Signature**
- ☐ **Notarized Signature** for Assignment of Permit
- ☐ **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
- ☐ **Evidence of Security Interest:** copy of Deed of Trust, Mortgage, Contract of Sale or other legal document indicating your interest in the property and water rights in question
- ☐ **Security Interest Expiration Date**
- ☐ **Legal Description of Property**
- ☐ **Plat of Property or Survey Map** usually on file with the county

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NOV 17 2000

- _____ USDA Farm Service Agency (formerly ASCS) Aerial Photo with irrigated acres outlined and point(s) of diversion clearly marked
- _____ Description of Portion of Water Right resulting from division of water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$50.00.

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

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

Please feel free to contact the Department if you have any questions.

Sincerely,



Kari Lynn Townsend
Secretary

MICROFILMED

NOV 17 2000

State of Idaho
Department of Water Resources

RECEIVED

OCT 3 1979

Department of Water Resources
Boise District Office

WATER RIGHT LICENSE

License of Water Right No. 36-7353 Priority July 18, 1973 Amount 1.98 cfs

THIS IS TO CERTIFY, that BEN F. KOBER
of Wendell, Idaho, has complied with the terms and conditions of Permit
No. 36-7353 issued pursuant to Application for Permit dated July 18, 1973,
and has submitted proof to the Department of Water Resources on June 14, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.69 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>1.98</u> cfs and	<u>396</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.98 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
396 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Twp. 8S,
Rge. 15E, B.M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8S	15E	12									33		33	33					99

Total number of acres irrigated 99

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of
September, 19 79.


Director