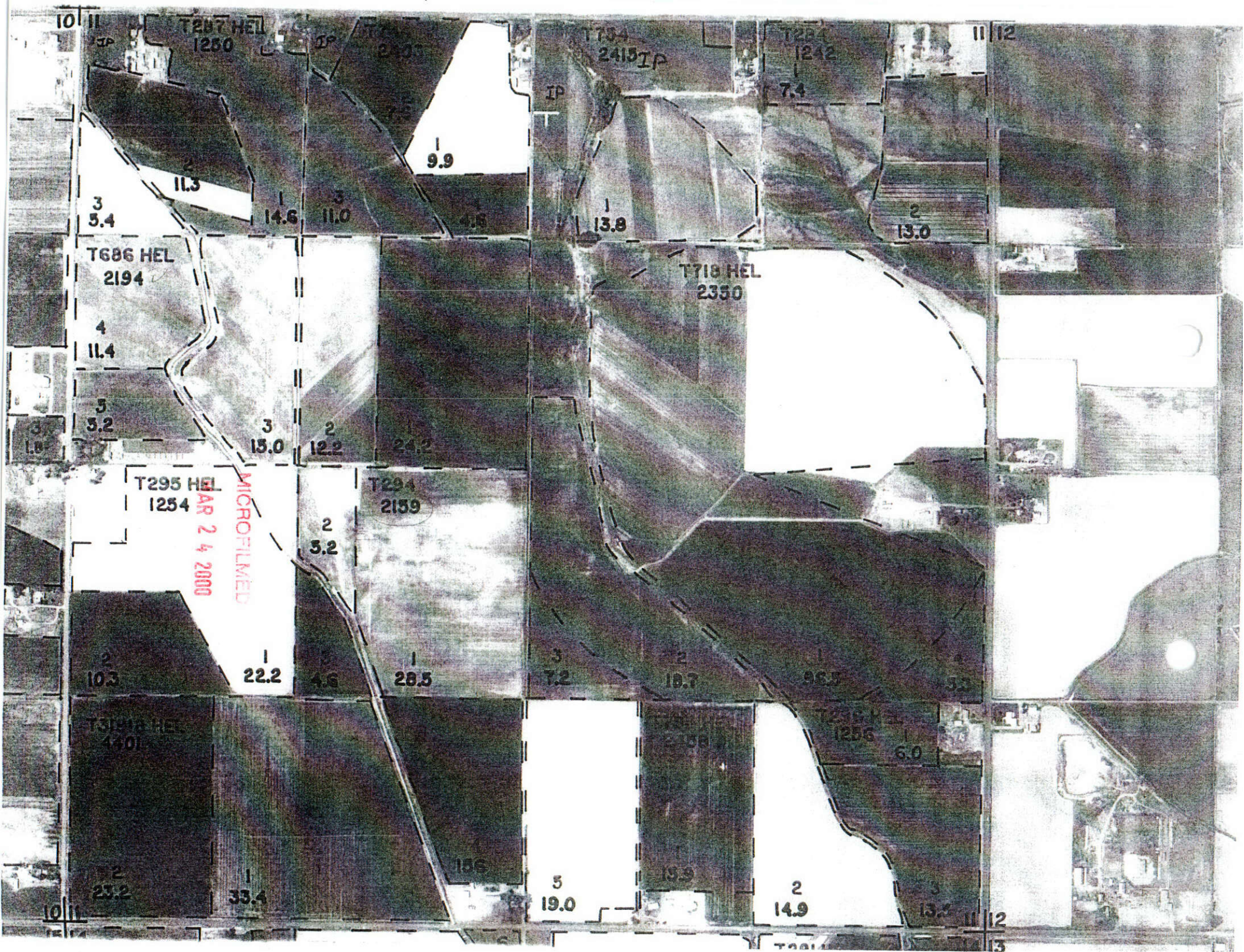




**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

RECEIVED**JAN 27 2000**Department of Water Resources
Southern Region**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.

1. Water Right No(s): 47-13823 - A 47-13825
Adjudication Claim No(s): A.70723 NP
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: John & Sandi Wiersma ne Stanhope Janet Smuts
3945 N 1400 E Buhl, Idaho 83316
4. New Owner/Claimant(s): Robert A and Monica L De Kruyf
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: 1421 E 3900 N
City, State and ZIP Code: Buhl ID 83316
New Telephone Number: (208) 543 4985
5. Date you acquired the property: January 5, 2000
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 1 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 or Claimant(s)

Robert A. De Kruyf
Monica L. De Kruyf

(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
MAR 24 2000

Case No. 43762fc

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

Twin Falls County, Idaho

Recorded for:
TITLEFACT

01:53pm Jan.05.2000
2000-000188
No. of Pages: 2 Fee: \$6.00
ROBERT S. FORT
Ex-Officio Recorder
Deputy: CN

**** SPACE ABOVE FOR RECORDER ****

WARRANTY DEED

FOR VALUE RECEIVED **JOHN WIERSMA AND SANDI WIERSMA, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **ROBERT A. DEKRUYF AND MONICA L. DEKRUYF, husband and wife**, hereinafter called Grantee, whose address is: 1421 East 3900 North, Buhl, Idaho 83316, the following described premises in Twin Falls County, Idaho; to-wit:

Township 10 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho,

Section 11: A parcel of land located in the S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ of said section more particularly described as follows:

COMMENCING at the Southeast corner of said Section 11, from which the East one quarter corner of said Section 11 bears North 00°49'11" East, 2648.36 feet;

THENCE North 00°49'11" East along the East boundary of the SE $\frac{1}{4}$ of said Section 11 for a distance of 1324.18 feet to the Southeast corner of the N $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 11 and being the TRUE POINT OF BEGINNING;

THENCE North 89°05'18" West along the south boundary of the N $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 11 for a distance of 2666.80 feet to the Southwest corner of the N $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 11;

THENCE North 00°54'32" East along the west boundary of the E $\frac{1}{2}$ of said Section 11 for a distance of 2649.70 feet to the Northwest corner of the S $\frac{1}{2}$ NW $\frac{1}{4}$ of said Section 11;

THENCE South 89°03'30" East along the North boundary of the S $\frac{1}{2}$ NE $\frac{1}{4}$ of said Section 11 for a distance of 1963.18 feet;

THENCE South 00°56'30" West for a distance of 12.76 feet to a point in the center of an irrigation waste ditch;

THENCE along the center of the irrigation waste ditch on the following courses:

South 56°41'38" East, 222.02 feet;

South 61°58'17" East, 269.97 feet;

South 54°13'27" East, 127.98 feet;

South 52°53'32" East, 81.11 feet;

South 64°26'11" East, 50.96 feet;

THENCE leaving the center of the irrigation waste ditch on a bearing of South 00°28'27" West for a distance of 20.08 feet;

THENCE South 89°31'33" East for a distance of 50.00 feet to a point on the east boundary of the NE $\frac{1}{4}$ of said Section 11;

THENCE South 00°28'27" West along the east boundary of the NE $\frac{1}{4}$ of said Section 11 for a distance of 907.75 feet to the East one-quarter corner of said Section 11;

THENCE South 00°49'11" West along the East boundary of the SE $\frac{1}{4}$ of said Section 11 for a distance of 1324.18 feet to the TRUE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and the Grantee's heirs and assigns forever. And the said 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 encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

MICROFILMED
MAR 24 2000

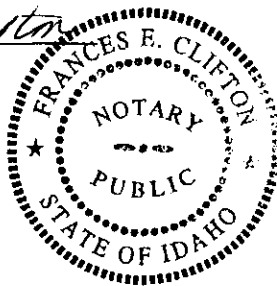
* * * * *

STATE OF IDAHO
County of Twin Falls

On this 5th day of January, 2000, before me, a Notary Public in and for said State, personally appeared **JOHN WIER SMA AND SANDI WIER SMA, husband and wife**, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

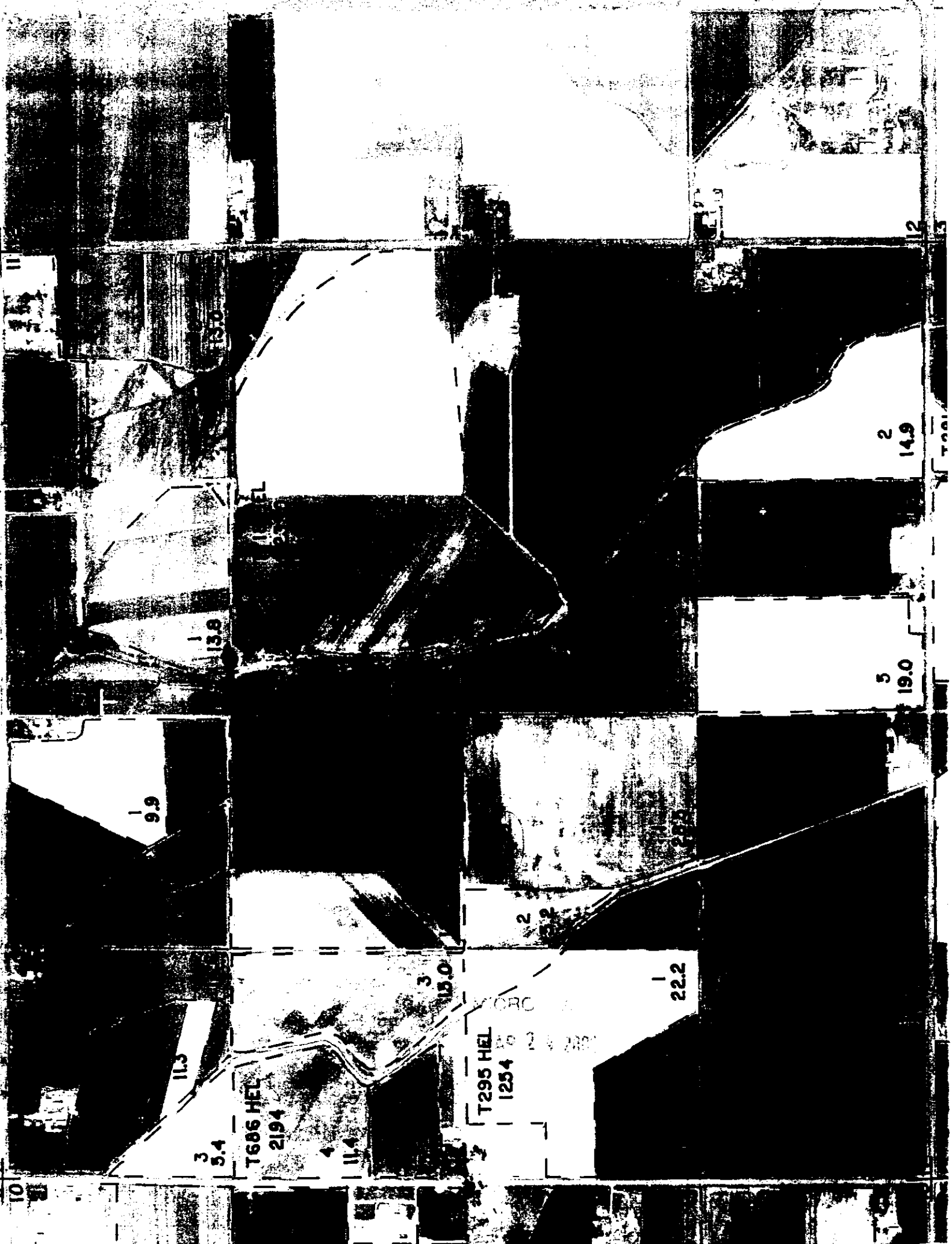
IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

Frances E. Clifton
Notary Public for Idaho
Residing at Twin Falls
Commission expires 01-20-2004



MICROFILMED

MAR 24 2000



11

10

9

9.9

11.3

3

5.4

T686 HEL

2194

4

11.4

3

13.0

T295 HEL

1254

2

11.2

22.2

13.0

13.8

1

35.3

5

19.0

2

14.9

12

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

FEB 16 1995

Department of Water Resources
Southern Region

DATE OF CLOSING: 2/14/95

LEGAL DESCRIPTION OF PROPERTY: Township 10 SOUTH Range 14 EBM
Section 11 N1/4SE 1/4, of S1/4NE 1/4 of XXXXXXXXXXXXXXXXXXXXXXXXXX EBM.

Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

SEE ATTACHED WARRANTY DEED FOR ENTIRE LEGAL DESCRIPTION

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s) Assigned by IDWR: A47-12325 A47-13823 JWS 15 MAR 95

[] Name and Address of Former Owner/Claimant(s)(Seller): J. STANLEY SMUTNY AND JANET M. SMUTNY

3971 N 1400 E
BUHL, IDAHO 83316

[] New Owner/Claimant (Purchaser): JOHN WIERSMA AND/OR SANDI WIERSMA JWS 15 MAR 95

[] New Mailing Address: 3945 N 1400 E
BUHL, ID 83316

[] New Telephone Number: (208) 543 - 8159

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ~~no~~
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) [Signature] Date 14 Feb 95

[] Signature of Former Owner/Claimant(s) [Signature] Date 14 Feb 95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 2/12/95 By: [Signature]

Further Action Needed:

Further Action Taken

Date: 2/12/95 By: [Signature]

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICRO

MAR 24 2000

MICROFILMED
DEC 10 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

TWIN FALLS COUNTY, IDAHO

TITLEFACT, Inc.

1995 FEB 14 A 11-93

19950022361

***** SPACE ABOVE FOR RECORDER *****
36375ml

WARRANTY DEED

FOR VALUE RECEIVED J. STANLEY SMUTNY AND JANET M. SMUTNY, husband and wife, hereinafter called the grantor, hereby grants, bargains, sells and conveys unto JOHN WIERSMA AND SANDI WIERSMA, husband and wife, hereinafter called grantee, whose address is: 3945 N 1400 E Buhl, Idaho 83316 the following described premises, in Twin Falls County, Idaho, to-wit:

Township 10 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho
Section 11: N $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{4}$ NE $\frac{1}{4}$

EXCEPT

A parcel of land located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, Township 10 South, Range 14 E., B.M., Twin Falls County, Idaho and more particularly described as follows:

COMMENCING at the Northeast corner of said Section 11;

THENCE South 00°28'27" West along the East boundary of the NE $\frac{1}{4}$ of Section 11 for a distance of 1324.17 feet to the Northeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11 and being the TRUE POINT OF BEGINNING;

THENCE continuing South 00°28'27" West along the East boundary of the NE $\frac{1}{4}$ of Section 11 for a distance of 180.00 feet;

THENCE North 89°03'31" West parallel with the North boundary of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11 for a distance of 244.00 feet;

THENCE North 00°28'27" East parallel with the East boundary of the NE $\frac{1}{4}$ of Section 11 for a distance of 180.00 feet to a point on the North boundary of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11;

THENCE South 89°03'31" East along the North boundary of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11 for a distance of 244.00 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: A 25.00 foot wide county road easement along the easterly boundary of the described parcel.

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

Dated: February 13, 1995

J. Stanley Smutny
J. STANLEY SMUTNY

Janet M. Smutny
JANET M. SMUTNY

J. Stanley Smutny
BY J. STANLEY SMUTNY, ATTORNEY-IN-FACT

* * * * *

MICRO

MAR 24 2003

STATE OF IDAHO
County of Twin Falls

On this 14th day of FEBRUARY, 1995, before me, a Notary Public in and for said State, personally appeared J. STANLEY SMUTNY known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

Marta L. Lemay

Notary Public for Idaho
Residing in: BUHL
Commission Expires: 9-8-99

STATE OF IDAHO
County of Twin Falls

On this 14th day of FEBRUARY, 1995, before me, a Notary Public, personally appeared J. STANLEY SMUTNY, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of JANET M. SMUTNY and acknowledged to me that he subscribed the name of JANET M. SMUTNY thereto as principal, and his own name as attorney in fact.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written

Marta L. Lemay

Notary Public for Idaho
Residing at BUHL
My Commission expires 9-8-99

MICROFILMED
DEC 10 1996

MICRO

MAR 24 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 47-13823

NAME AND ADDRESS: JANET SMUTNY
STANLEY SMUTNY
RT 2
BUHL, ID 83316

SOURCE: GROUNDWATER
QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/15/1920

POINT OF DIVERSION: T10S R14E S11 NENESE Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.04 CFS

PLACE OF USE:	Stockwater		Within Twin Falls County
	T10S R14E S11	NESE	
	Domestic		Within Twin Falls County
	T10S R14E S11	NESE	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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.

B Wood
Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication



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

March 9, 2000

ROBERT A DE KRUYF
MONICA L DE KRUYF
1421 E 3900 N
BUHL ID 83316

RE: Change of Ownership for Decreed Water Right 47-13823

Dear Mr. & Mrs. DeKruyf:

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed 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.

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,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
MAR 24 2003

IDAHO DEPARTMENT OF WATER RESOURCES
PREFIX/SPLIT QUERY

DATE: 03/08/00

TIME: 13:52:25

PAGE: 1

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
47-13823	SMUTNY, STANLEY	C	04/15/1920	D/	GROUNDWATER	P DECR	WR
	SMUTNY, JANET	C					
*47-13823	SMUTNY, STANLEY	C	04/15/1920	D/	GROUNDWATER	P DECR	AJ
	SMUTNY, JANET	C					
A47-13823	WIERSMA, JOHN	C	04/15/1920	J/	GROUNDWATER	DOMEST	AJ
	WIERSMA, SANDI	C				STOCK	

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MAR 24 2000

February 16, 2000

ROBERT DE KRUYF
3900 N 1421 E
BUHL ID 83316

1995
The ownership change for 47-13823 was not
done for the sale Smutny to Wieroma (docs
attached). The right has been decreed and
moved to WR data base. **COPY**

RE: CHANGE OF OWNERSHIP FOR A47-12325 AND 47-13823

2-16-2000
Wieroma to De Kruffy ownership
change submitted (docs
attached) info packet submitted to
S.O. for their action.

Dear Robert

Original claim file at Southern as of 2-16-00 but boxed

I was in the process of changing the ownership on the two claims and found that evidence of priority for A47-12325 was submitted showing a development date of July 19, 1918. I believe that the Wiersmas submitted the evidence and were going to amend the claim to match that date. Whatever the case, the claim has not been amended.

*and ready
for transport
to S.O.*

The claim currently has a 12-31-1925 priority date. If that date is acceptable you do not need to do anything. If however you want the claim to have the earlier date, then you will have to amend the claim. Basically what that means is that you have to sign an amended claim and have your signature notarized. On the ownership change form you submitted, you indicated that the claim was to be placed in your AND your wife's name. That requires both signatures on the claim for it to be valid. If you wish the name connector to read and/or we can change that at the same time. We can do that in this office in just a few minutes.

*KKB
2-16-00*

Right 47-13823 has been decreed and has been transferred to the allocations side of the department. The adjudication section no longer has control of the records and therefore I have forwarded a copy of the ownership change paperwork to allocations in order for them to complete that change.

Please call to confirm that I am in the office if you decide to come in to amend the claim.

Sincerely

Kelly K Christensen

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MAR 24 2000