

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 22-13230
Date Received: 4/18/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THOMAS E HILL Phone: (208)354-2450
123 S 500 W
DRIGGS ID USA 83422

LEXIE G HILL Phone: (208)354-2450
123 S 500 W
DRIGGS ID USA 83422

2. Date of Priority: 01/22/1916

3. Source: MAHOGANY CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	44E	12	NW SE	TETON	

5. Description of diverting works:

PUMP FROM STREAM TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.18	

7. Total Quantity Appropriated is:
0.18 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

A2213230



10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	44E	1	NW	SW	IRRIGATION	6.44
					Section Acres	6.44
04N	44E	2	NE	SE	IRRIGATION	7.97
					Section Acres	7.97
					Total Acres	14.41

11. Place of use in counties: TETON

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 22-26

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 19, 2002

THOMAS & LEXIE HILL
123 S 500 W
DRIGGS ID 83422

RE: CHANGE IN OWNERSHIP FOR 22-26, 22-27, 22-590B

Dear Mr. & Mrs. Hill:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

22-26:

22-13229, 116.59 acres, 1.42 cfs, Edwin & Toni Hill
22-13230, 14.41 acres, 0.18 cfs, Thomas & Lexi Hill

22-27:

22-13231, 116.59 acres, 0.72 cfs, Edwin & Toni Hill
22-13232, 14.41 acres, .08 cfs, Thomas & Lexi Hill

22-590B:

22-13233, 116.59 acres, 0.72 cfs, Edwin & Toni Hill
22-13234, 14.41 acres, .08 cfs, Thomas & Lexi Hill

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist

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

RECEIVED**MAY 15 2002**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

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, 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
<u>0A22-00026</u>		<u>X</u>			

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) are 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)

Edwin C. Hill and/or Toni Jean Hill
178 So. 600 W Driggs, ID 83422

4. New Owner/Claimant(s)

Lexie G. Hill and/or Thomas E. Hill

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

New Mailing Address

123 So. 500 W.

City, State and ZIP Code

Driggs, ID 83422

New Telephone Number

(208) 354-2450

5. Date you acquired the property

Jan. 31, 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 <u>A22-00026</u>		
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	<u>.16 CFS</u>	<u>14.41 Acres (Sec. 1 and Sec. 2, Twp. 4N., RNG 44E)</u>
Stock		
Domestic		
Other		
Total	<u>.16 CFS</u>	

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	_____	_____

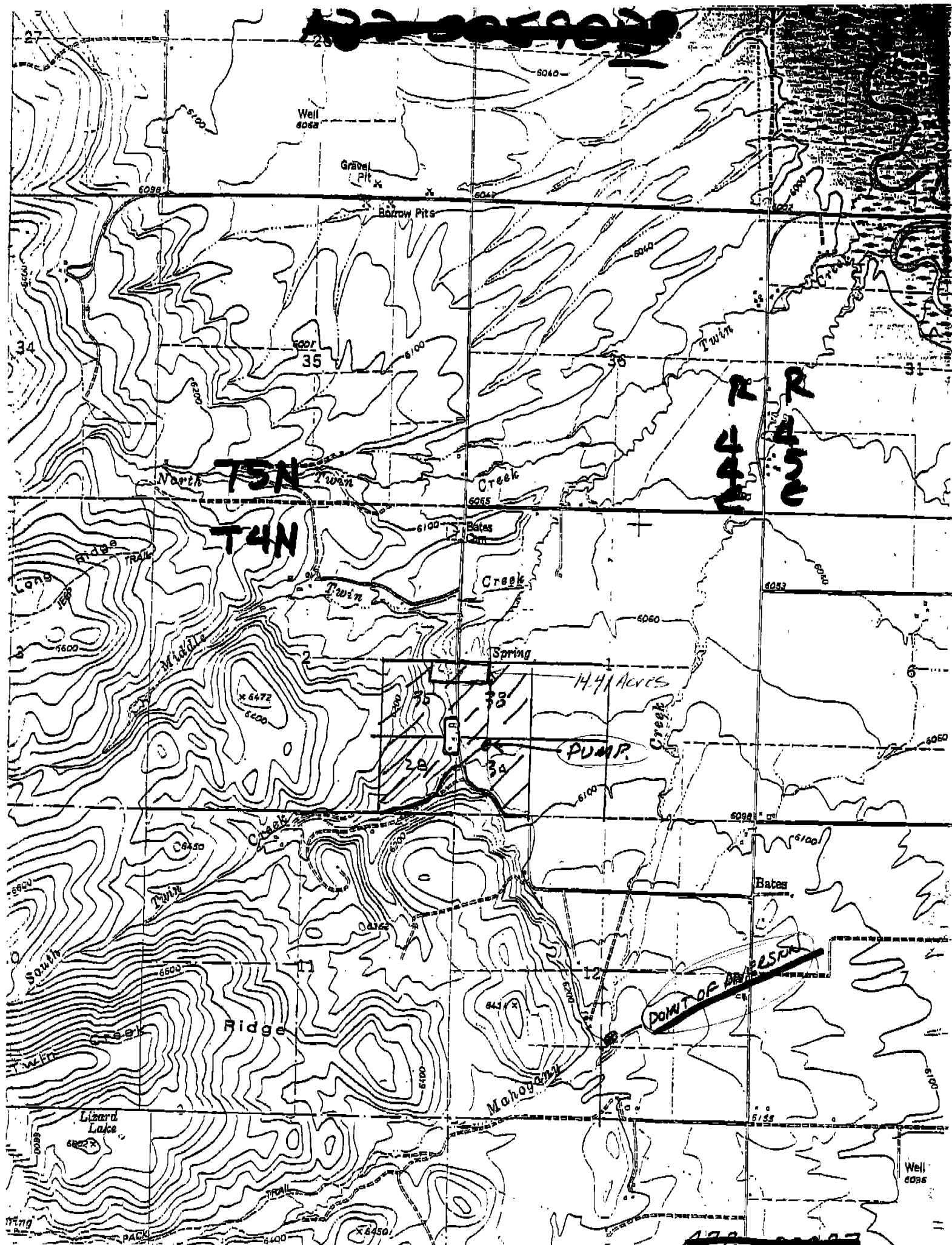
7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Thomas E. Hill

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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



RECEIVED

JAN 31 2002

TETON CO. ID
CLERK RECORDER

146547

WARRANTY DEED

Instrument # 146547

DRIGGS, TETON, IDAHO

2002-01-31

02:13:13 No. of Pages: 3

Recorded for: TOM HILL

NOLAN G. BOYLE

Fee: 9.00

Ex-Officio Recorder Deputy *M. Dunn*

Index to: DEED, WARRANTY

THIS INDENTURE is made this 31 day of January, 2002, by Clintonia Jean Hill, a single woman, the Grantor, and Thomas Edwin Hill and Lexie G. Hill, husband and wife, the Grantee, whose mailing address is 123 South 500 West, Driggs, Idaho, 83422.

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, an undivided thirty percent (30%) interest in the following described property in the County of Teton, State of Idaho, to-wit:

A PART OF SECTIONS 1 AND 2, TWP. 4N., RNG. 44E., B.M., TETON COUNTY, IDAHO,

BEING FURTHER DESCRIBED AS:

COMMENCING AT THE W 1/4 CORNER OF SAID SECTION 1;

THENCE S 89°34'03"E, 590.02 FEET ALONG THE NORTH LINE OF THE SW 1/4 OF SAID SECTION 1 TO A POINT;

THENCE SOUTH, 497.35 FEET TO A POINT;

THENCE WEST, 1254.72 FEET TO A POINT;

THENCE NORTH, 500.27 FEET TO A POINT ON THE NORTH LINE OF THE SE 1/4 OF SAID SECTION 2;

THENCE N 89°52'05"E, 664.72 FEET ALONG THE NORTH LINE OF THE SE 1/4 OF SAID SECTION 2 TO THE POINT OF BEGINNING.

SUBJECT TO A COUNTY ROAD AND UTILITY EASEMENT BEING 30 FEET ON EACH SIDE OF THE EXISTING COUNTY ROAD CENTERLINE.

SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the

Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

Restrictions.

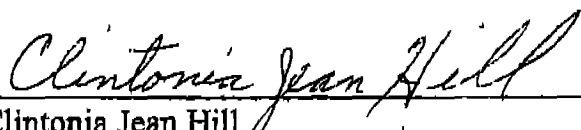
1. The above parcel cannot be further split under the provisions of the Teton County Subdivision Ordinance, Article VII, Section 1-7-16: One Time Only Split of One Parcel of Land, June 14, 1999.

2. Upon compliance with applicable laws, ordinances and regulations, this parcel may be divided into two parcels, with no additional subdivision allowed.

3. If this parcel is divided, only one single family dwelling may be constructed on each subdivided parcel. If the parcel is not subdivided, only one single family dwelling and a guest home may be constructed on such parcel.

Grantor retains a thirty (30) foot easement from the county road running east along the northern boundary. This easement is for the benefit of the grantor and the grantor's assigns, but not for any public access. Grantor and Grantor's assigns shall be responsible for all maintenance and upkeep costs with respect to said easement.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.


Clintonia Jean Hill

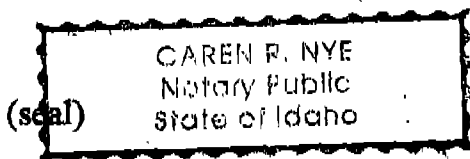
STATE OF IDAHO)

)ss.

County of Teton)

On this 31 day of January, 2002, before me the undersigned, a Notary Public, in and for said State, personally appeared Clintonia Jean Hill known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



Caren R. Nye
Notary Public for Idaho.
Residing at Shiga Idaho
My Commission Expires: 03/30/06

C:\My Documents\TOM\atom00.wd.wpd 2002 deed.fm

RECEIVED

JAN 03 2001

140947

TETON CO., ID
CLERK RECORDER

WARRANTY DEED

THIS INDENTURE is made this 2nd day of January, 2001, by Clintonia Jean Hill, a single woman, the Grantor, and Thomas Edwin Hill and Lexie G. Hill, husband and wife, the Grantee, whose mailing address is 123 South 500 West, Driggs, Idaho, 83422.

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, an undivided thirty-five percent (35%) interest in the following described property in the County of Teton, State of Idaho, to-wit:

A PART OF SECTIONS 1 AND 2, TWP. 4N., RNG. 44E., B.M., TETON COUNTY, IDAHO,
BEING FURTHER DESCRIBED AS:
COMMENCING AT THE W 1/4 CORNER OF SAID SECTION 1;
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THENCE SOUTH, 497.35 FEET TO A POINT;
THENCE WEST, 1254.72 FEET TO A POINT;
THENCE NORTH, 500.27 FEET TO A POINT ON THE NORTH LINE OF THE SE 1/4 OF SAID SECTION 2;
THENCE N 89°52'05"E, 664.72 FEET ALONG THE NORTH LINE OF THE SE 1/4 OF SAID SECTION 2 TO THE POINT OF BEGINNING.

SUBJECT TO A COUNTY ROAD AND UTILITY EASEMENT BEING 30 FEET ON EACH SIDE OF THE EXISTING COUNTY ROAD CENTERLINE.

SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the

Instrument # 140947
DRIGGS, TETON, IDAHO
2001-01-03 03:57:31 No. of Pages: 3
Recorded for: TOM HILL
NOLAN G. BOYLE Fee: \$10.00
Ex-Officio Recorder Deputy
TETON COUNTY, IDAHO

Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

Restrictions.

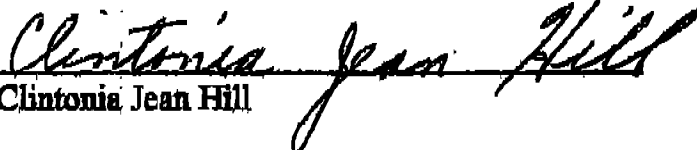
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2. Upon compliance with applicable laws, ordinances and regulations, this parcel may be divided into two parcels, with no additional subdivision allowed.

3. If this parcel is divided, only one single family dwelling may be constructed on each subdivided parcel. If the parcel is not subdivided, only one single family dwelling and a guest home may be constructed on such parcel.

Grantor retains a thirty (30) foot easement from the county road running east along the northern boundary. This easement is for the benefit of the grantor and the grantor's assigns, but not for any public access. Grantor and Grantor's assigns shall be responsible for all maintenance and upkeep costs with respect to said easement.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.


Clintonia Jean Hill

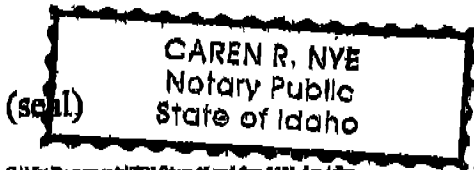
STATE OF IDAHO)

County of Teton)

)ss.

On this 2 day of January, 2001, before me the undersigned, a Notary Public, in and for said State, personally appeared Clintonia Jean Hill known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



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Notary Public for Idaho.
Residing at Shipp Idaho
My Commission Expires 03/20/06

140859

RECEIVED

DEC 27 2000

WARRANTY DEED

TETON CO., ID
CLERK RECORDER

THIS INDENTURE is made this 26 day of December, 2000, by Clintonia Jean Hill, a single woman, the Grantor, and Thomas Edwin Hill and Lexie G. Hill, husband and wife, the Grantee, whose mailing address is 123 South 500 West, Driggs, Idaho, 83422.

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, an undivided thirty-five percent (35%) interest in the following described property in the County of Teton, State of Idaho, to-wit:

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TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the

140859

Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

Restrictions.

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IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

Clintonia Jean Hill
Clintonia Jean Hill

STATE OF IDAHO)

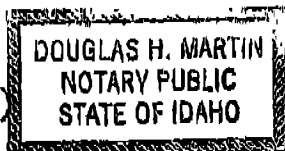
County of Teton

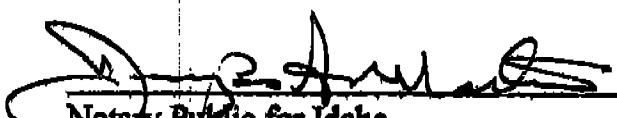
)ss.
)

On this 27th day of December, 2000, before me the undersigned, a Notary Public, in and for said State, personally appeared Clintonia Jean Hill known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.

(seal)




Notary Public for Idaho
Residing at 22199 S. Idaho 83472
My Commission Expires: 8-28-2002

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140859

FILED

AT THE REQUEST OF



AT 16 MINUTES PAST 108 M

DATE Dec 27, 2000


CLERK OF RECORD

BY 

DEPUTY