

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 22-13242  
Date Received: 6/6/2002  
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      | 45E   | 6       | NW NW NW 4            | TETON  |      |
| 04N      | 44E   | 1       | NE SW SE              | TETON  |      |

5. Description of diverting works:

HEADGATE IN STREAM TO DITCHES TO PUMP/SPRINKLERS OR FLOOD IRR.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/15 | 0.8    |            |

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

8. Total consumptive use:

9. Non-irrigation uses:

A2213242



10. Place of use:

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use | Acres      |    |
|---------------|-------|---------|------------|-----|-----|------------|----|
| 04N           | 45E   | 6       | NW         | NW  | 4   | IRRIGATION | 40 |
| Section Acres |       |         |            |     |     |            | 40 |
| Total Acres   |       |         |            |     |     |            | 40 |

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 22-32

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

June 6, 2002

THOMAS & LEXI HILL  
123 S 500 W  
DRIGGS ID 83422

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 22-32 & 22-190

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:

22-32:

22-13241: 1.6 cfs, 80 acres, Edwin & Toni Hill  
22-13242: 0.8 cfs, 40 acres, Thomas & Lexi Hill  
22-13243: 0.8 cfs, 40 acres, Thomas E. Hill Family Ltd Partnership

22-190:

22-13226: 1.6 cfs, 80 acres, Edwin & Toni Hill  
22-13227: 0.8 cfs, 40 acres, Thomas & Lexi Hill  
22-13228: 0.8 cfs, 40 acres, Thomas E. Hill Family Ltd Partnership

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*

Jennifer Crabtree

Technical Records Specialist

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

RECEIVED

MAR 15 2002

Department of Water Resources  
Eastern 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, 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<br>Right No(s). | Adjudication<br>Claim No(s). | Split    | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|----------|-----------------------|------------------------------|-------|
| <u>A22-00032</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)

Toni Jean Hill or Edwin C. 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

April 30, 1997

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 A22-00032

| Water Use    | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
|--------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Irrigation   | <u>.80 CFS</u>                                                             | <u>40 Acres (Lot 4,</u>                                      |
| Stock        |                                                                            | <u>Sec. 6, Tsp. 4N, Range 45East)</u>                        |
| Domestic     |                                                                            |                                                              |
| Other        |                                                                            |                                                              |
| <b>Total</b> | <u>.80 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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
|--------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Irrigation   | _____                                                                      | _____                                                        |
| Stock        | _____                                                                      | _____                                                        |
| Domestic     | _____                                                                      | _____                                                        |
| Other        | _____                                                                      | _____                                                        |
| <b>Total</b> | _____                                                                      | _____                                                        |

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

MAY 02 1997

TETON CO. ID  
CLERK RECORDER

127096

Warranty Deed

35-0000-2  
ALLIANCE TITLE & ESCROW  
P.O. BOX 844  
DRIGGS, ID 83422

COPY

For Value Received Clintonia Jean Withers Hill

the grantor , does hereby grant, bargain, sell and convey unto

Thomas Edwin Hill and Lexie Hill, Husband and Wife

whose current address is

123 South 500 West  
Driggs, Idaho 83422

the grantee s, the following described premises, in Teton County Idaho, to wit:

A 1/6th undivided interest in Lot 4 of Section 6, Township 4 North, Range 45 East,  
Boise Meridian, Teton County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,  
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said  
Grantee s, that s he is the owner in fee simple of said premises; that they are free from all incumbrances  
Except: Subject to all existing patent reservations, easements, rights of way,  
protective covenants, zoning ordinances, and applicable building codes, laws and  
regulations,  
and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: April 30, 1997

*Clintonia Jean Withers Hill*  
Clintonia Jean Withers Hill

Official Seal

whose current address is

123 South 500 West  
Driggs Idaho 83422

the grantee is, the following described premises, in Teton

County Idaho, to wit:

A 1/6th undivided interest in Lot 4 of Section 6, Township 4 North, Range 45 East,  
Boise Meridian, Teton County, Idaho.

**T**O HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee is,  
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said  
Grantee is, that she is the owner in fee simple of said premises; that they are free from all incumbrances  
Except: Subject to all existing patent reservations, easements, rights of way,  
protective covenants, zoning ordinances, and applicable building codes, laws and  
regulations,  
and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: April 30, 1997

*Clintonia Jean Withers Hill*  
Clintonia Jean Withers Hill

STATE OF IDAHO, COUNTY OF Teton  
On this 2nd day of May, 1997,  
before me, a notary public in and for said State, personally appeared

Clintonia Jean Withers Hill

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged to me that  
she executed the same.

*Stacy A. Stewart*  
Notary Public  
Residing at *Idaho*, Idaho  
Comm. Expires 6-28-2003

OFFICIAL SEAL  
STACY A. STEWART  
NOTARY PUBLIC - IDAHO  
TETON COUNTY

MY COMMISSION EXPIRES 6/28/2003

127096

FILED

AT THE REQUEST OF

**ALLIANCE TITLE AND ESCROW**

AT 12 MINUTES PAST 12 PM

DATE May 2, 1997

*Asa J. Drake*  
CLERK OF RECORD

BY *Nora R. Rhye*

RECEIVED

122607

JAN 4 1996

GIFT DEED

TETON Co. Id.

THIS INDENTURE, Made and entered into this 3rd day of

January, 1996, by and between CLINTONIA JEAN WITHERS HILL, of 178 South 600 West, Driggs, Idaho 83422, the party of the first part, and THOMAS EDWIN HILL and LEXIE HILL, husband and wife, of 123 South 500 West, Driggs, Idaho 83422, the parties of the second part,

WITNESSETH:

That said party of the first part, for and in consideration of the love and affection she holds for the parties of the second part, by these presents, does give, convey and confirm unto the said parties of the second part, an undivided one-third interest to the following described real property located in Teton County, State of Idaho, to-wit:

Lot 4 of Section 6, Township 4 North, Range 45 East,  
Boise Meridian, Teton County, Idaho.

Together with the rents, issues and profits thereof, and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining unto the said parties of the second part, and to their heirs and assigns forever, including all water and ditch rights appurtenant thereto.

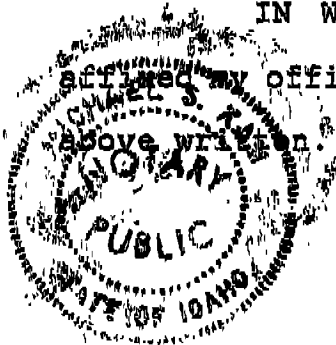
IN WITNESS WHEREOF, The party of the first part has hereunto set her hand the day and year first above written.

*Clintonia Jean Withers Hill*  
Clintonia Jean Withers Hill

STATE OF IDAHO,           )  
                                  ss.  
County of Madison.       )

On this 3rd day of January, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared CLINTONIA JEAN WITHERS HILL, known 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



[Signature]  
Notary Public for Idaho  
Residing at Rexburg, Idaho  
My Commission Expires 6-8-99

122607

FILED

AT THE REQUEST OF

Tom Hill

AT 32 MINUTES PAST 1 P M

DATE Jan. 3, 1996

Chris J. Drake

CLERK OF RECORDER

BY Ara Light

Filed \_\_\_\_\_  
Indexed \_\_\_\_\_  
Plated \_\_\_\_\_

122607

RECEIVED

118699

JAN 03 1995

GIFT DEEDTETON Co. Id.  
Clerk Recorder

THIS INDENTURE, Made and entered into this 3rd day of January, 1995, by and between CLINTONIA JEAN WITHERS HILL, of 178 South 600 West, Driggs, Idaho 83422, the party of the first part, and THOMAS EDWIN HILL and LEXIE HILL, husband and wife, of 123 South 500 West, Driggs, Idaho 83422, the parties of the second part,

## WITNESSETH:

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Boise Meridian, Teton County, Idaho.

Together with the rents, issues and profits thereof, and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining unto the said parties of the second part, and to their heirs and assigns forever, including all water and ditch rights appurtenant thereto.

IN WITNESS WHEREOF, The party of the first part has hereunto set her hand the day and year first above written.

118699

FILED

AT THE REQUEST OF

Tom Hill  
AT 12 MINUTES PAST 2 P. M.  
DATE Jan. 3, 1995  
Dea J. Drake  
CLERK OF RECORDER  
BY Nora Rigby  
DEPUTY

Clintonia Jean Withers Hill  
Clintonia Jean Withers Hill

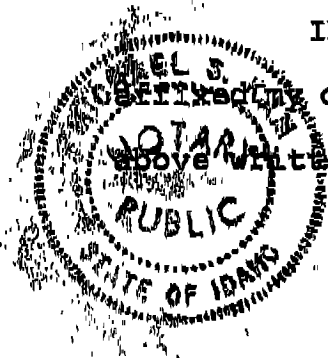
Filed \_\_\_\_\_  
Indexed \_\_\_\_\_  
Plotted \_\_\_\_\_

STATE OF IDAHO,       )  
                          ss.  
County of Madison.    )

118699

On this 3rd day of January, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared CLINTONIA JEAN WITHERS HILL, known 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.



  
\_\_\_\_\_  
Notary Public for Idaho  
Residing at Rexburg, Idaho  
My Commission Expires 6-8-99

RECEIVED

118678

DEC 30 1994

TETON Co. Id.  
Clerk Recorder

GIFT DEED

THIS INDENTURE, Made and entered into this 30th day of December, 1994, by and between CLINTONIA JEAN WITHERS HILL, of 178 South 600 West, Driggs, Idaho 83422, the party of the first part, and THOMAS EDWIN HILL and LEXIE HILL, husband and wife, of 123 South 500 West, Driggs, Idaho 83422, the parties of the second part,

WITNESSETH:

That said party of the first part, for and in consideration of the love and affection she holds for the parties of the second part, by these presents, does give, convey and confirm unto the said parties of the second part, an undivided one-sixth interest to the following described real property located in Teton County, State of Idaho, to-wit:

Lot 4 of Section 6, Township 4 North, Range 45 East, Boise Meridian, Teton County, Idaho.

Together with the rents, issues and profits thereof, and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining unto the said parties of the second part, and to their heirs and assigns forever, including all water and ditch rights appurtenant thereto.

IN WITNESS WHEREOF, The party of the first part has hereunto set her hand the day and year first above written.

118678

FILED

AT THE REQUEST OF

*Tom Hill*

AT 12 MINUTES PAST 2 P. M.

DATE *December 30, 1994*

*Don J. Packer*  
CLERK OF RECORDER

BY *Don J. Packer*  
DEPUTY

*Clintonia Jean Withers Hill*  
Clintonia Jean Withers Hill

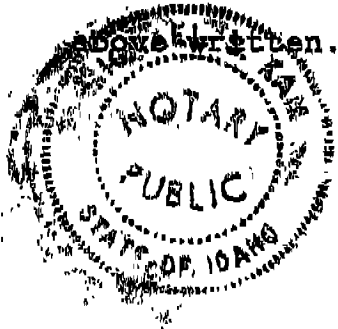
Filed \_\_\_\_\_  
Indexed \_\_\_\_\_  
Platted \_\_\_\_\_

STATE OF IDAHO,       )  
                              ss.  
County of Madison.    )

On this 30th day of December, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared CLINTONIA JEAN WITHERS HILL, known 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

so written.



  
Notary Public for Idaho  
Residing at Rexburg, Idaho  
My Commission Expires 6-8-99

POINT OF  
DIVERSION

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 [REDACTED]

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