

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 28 2018

Department of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-4352 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-4353 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
39-4354 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Elmer J. Hartvigsen Family Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Aspen Hollow LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 180 Rolling Hills Drive Centerville UT 84014
Mailing address City State ZIP
- 801-413-1600 david@shutah.law
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☒ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 10/8/1998
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: *David Shutah* Manager/Member 6/26/2018
 Signature of new owner/claimant Title, if applicable Date

Signature: _____
 Signature of new owner/claimant Title, if applicable Date

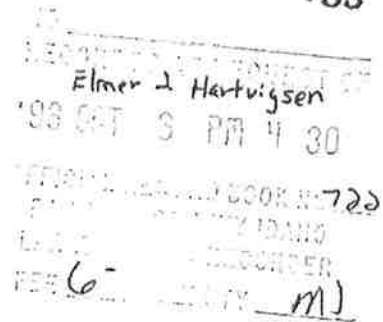
For IDWR Office Use Only:

Received by *JB* Date 6/28/2018 Receipt No. E044152 Receipt Amt. \$75 -
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by *JB* Processed by *JB* Date 7/2/2018

Return after recording to:
E. Jay Hartvigsen
P.O. Box 267
Downey, Idaho 83234

38019753

98019753



QUIT CLAIM DEED ASPEN HOLLOW FARM

ELMER JAY HARTVIGSEN, individually, and **ELMER JAY HARTVIGSEN, JOSEPH JAY HARTVIGSEN, and JULIE RAE WEBB**, Trustees of the **ELMER JAY HARTVIGSEN FAMILY TRUST**, dated March 23, 1996, Grantors, hereby quit claim to **ASPEN HOLLOW LLC**, Grantee, for valuable consideration, all of Grantors' interests in following described real property in Bannock County, State of Idaho:

The $W\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$, the $S\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}$, the $NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$, the $S\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$, and the $SW\frac{1}{4}SW\frac{1}{4}$ of Section 35, Township 12 South, Range 37 East, B.M., Bannock County, Idaho, containing approximately 95 acres, more or less; and

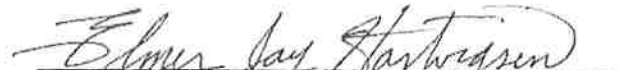
The $NE\frac{1}{4}$, the $N\frac{1}{2}SE\frac{1}{4}$, and Lots 1 and 2 of Section 34, Township 12 South, Range 37 East, B.M., Bannock County, Idaho, containing approximately 320 acres, more or less;

Together with all buildings and improvements thereon, all water rights (specifically including Water Right Nos. A29-04352, A29-04353, and A29-04354), and other all appurtenances thereto.

WITNESS the hands of said Grantors this 23rd day of September, 1998.

ELMER JAY HARTVIGSEN FAMILY TRUST


Elmer Jay Hartvigsen, Individually


Elmer Jay Hartvigsen, Trustee

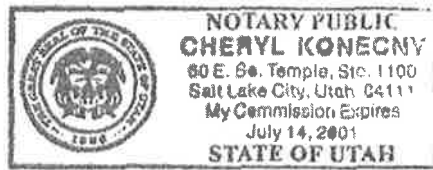

Joseph Jay Hartvigsen, Trustee


Julie Rae Webb, Trustee

98019753

STATE OF UTAH }
 : ss.
COUNTY OF SALT LAKE }

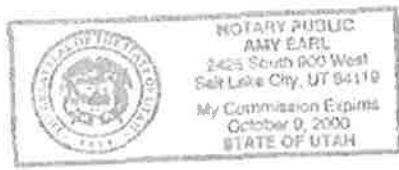
On the 22nd day of September, 1998, Elmer Jay Hartvigsen personally appeared before me and duly acknowledged that he executed the foregoing instrument in each of the capacities indicated for the purposes indicated thereon.



Cheryl Konecny
Notary Public

STATE OF UTAH }
 : ss.
COUNTY OF SALT LAKE }

On the 23 day of September, 1998, Joseph Jay Hartvigsen personally appeared before me and duly acknowledged that he executed the foregoing instrument in the capacity indicated for the purposes indicated thereon.



Amy Earl
Notary Public

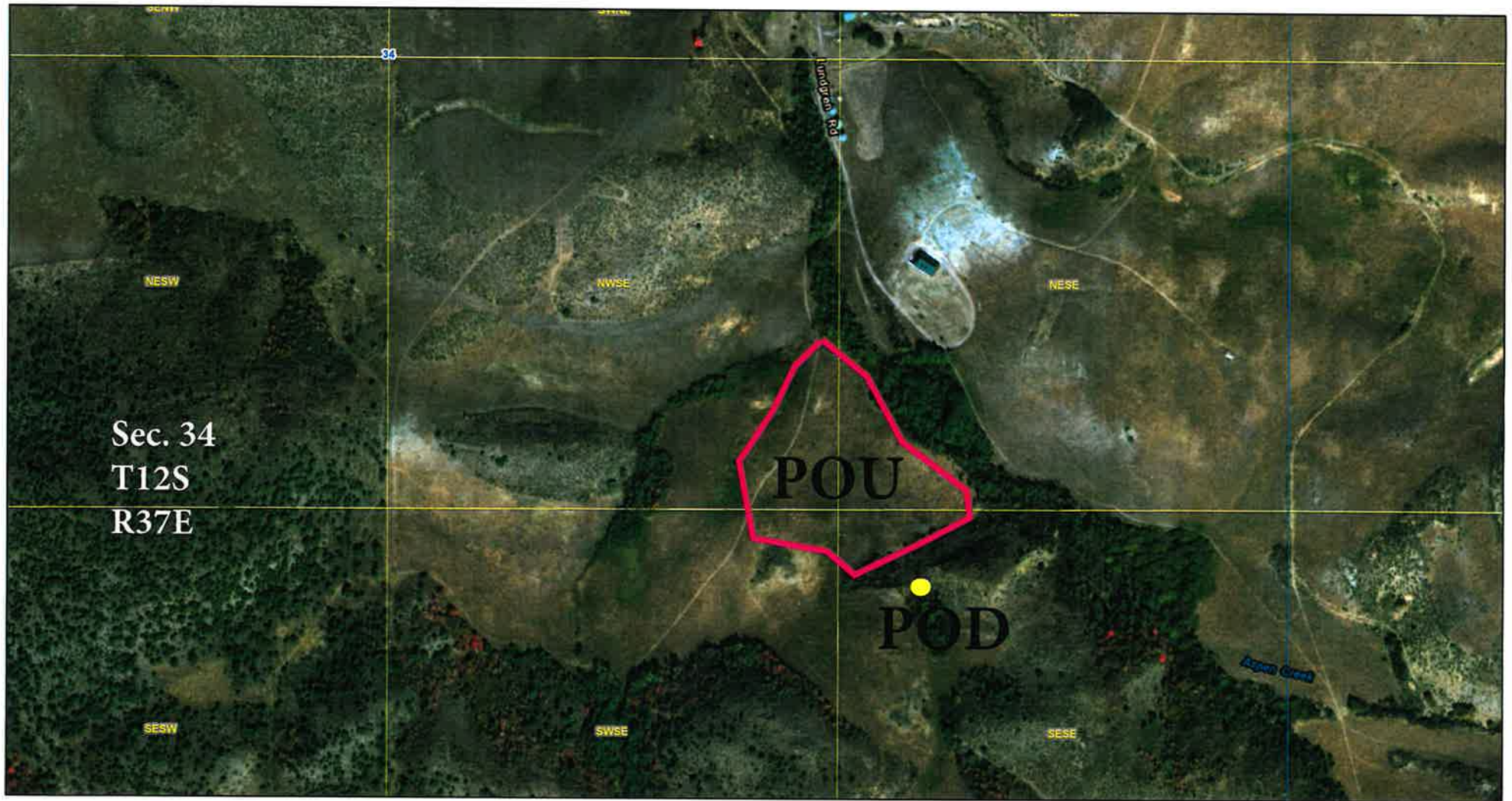
STATE OF UTAH)
 : ss.
COUNTY OF Davis }

On the 23 day of September, 1998, Julie Rae Webb personally appeared before me and duly acknowledged that she executed the foregoing instrument in the capacity indicated for the purposes indicated thereon.



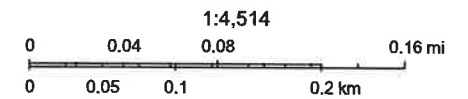
Stephanie Archibald
Notary Public

29-4352 POD & POU Map



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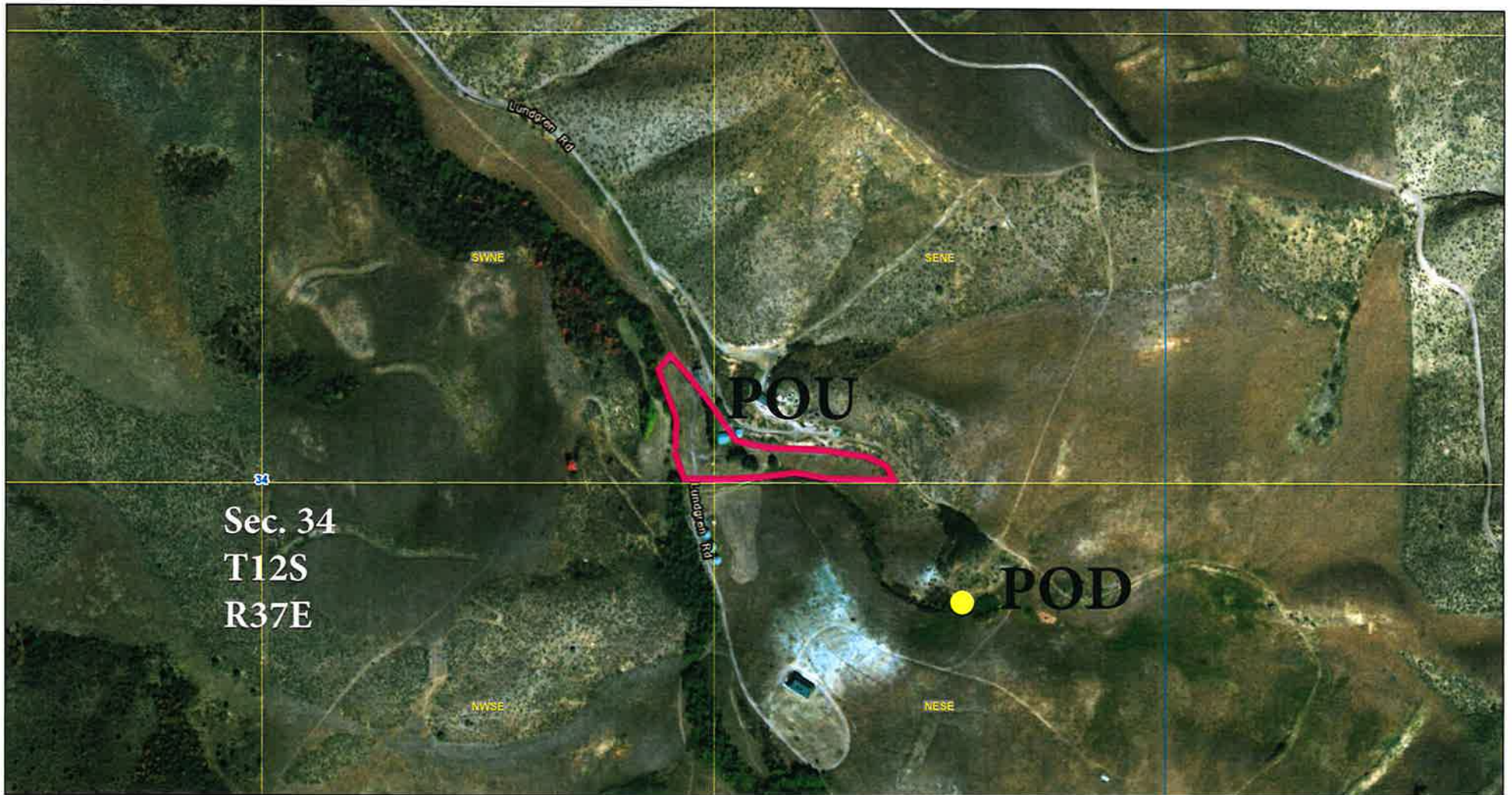
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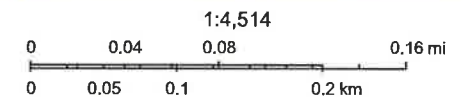
Web AppBuilder for ArcGIS
Esri, HERE, iPC | USDA FSA, DigitalGlobe, GeoEye | USGS TNM - National Hydrography Dataset. Data Refreshed April, 2018. | Idaho Department of Water Resources | Esri, HERE, Garmin, iPC |

29-4353 POD & POU Map



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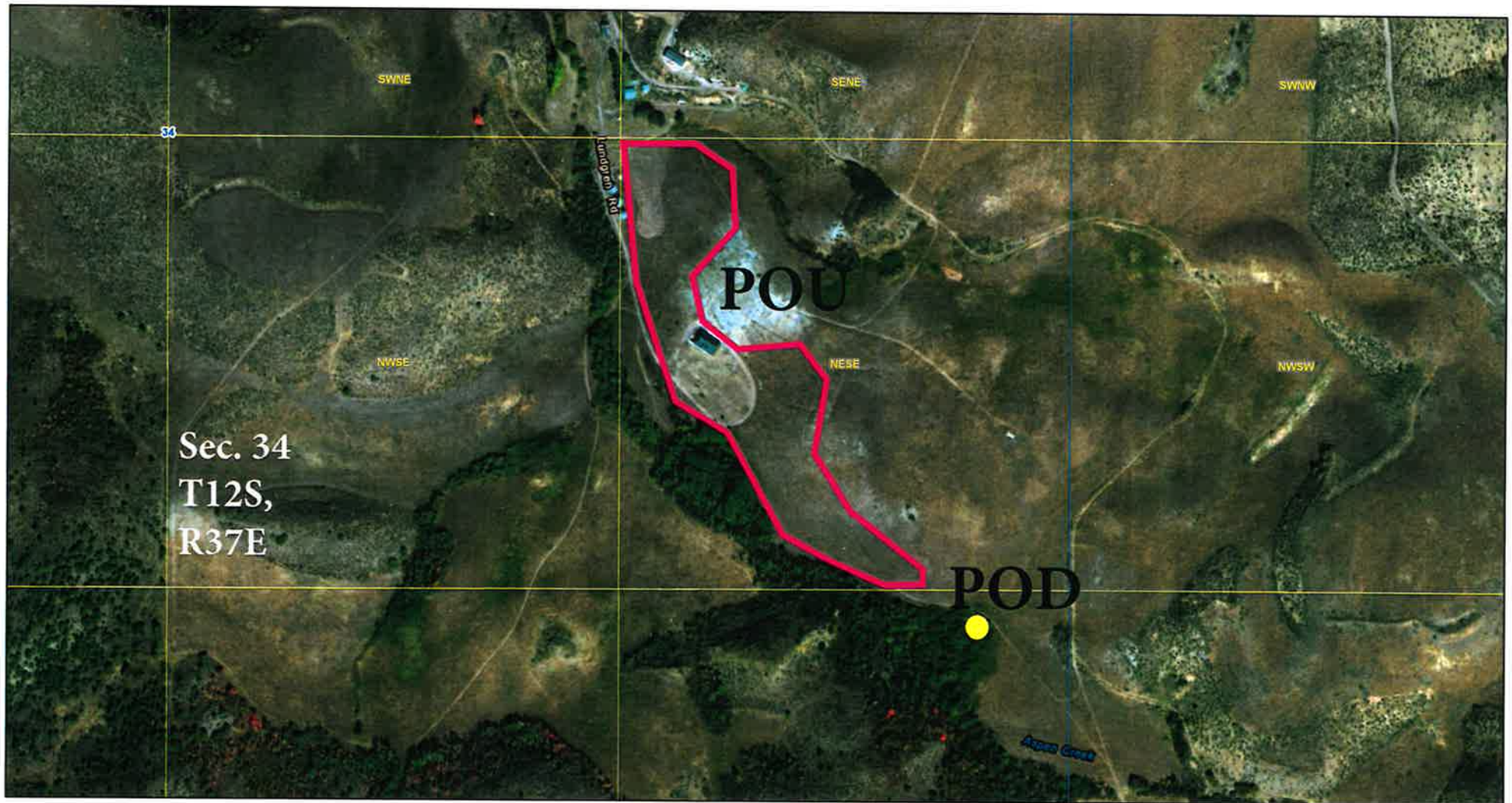
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Web AppBuilder for ArcGIS
Esri, HERE, iPC | USDA FSA, DigitalGlobe, GeoEye | USGS TNM – National Hydrography Dataset. Data Refreshed April, 2018. | Idaho Department of Water Resources | Esri, HERE, Garmin, iPC |

29-4354 POD & POU Map



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ALL WR DIVERSIONS

1:4,514

0 0.04 0.08 0.16 mi

0 0.05 0.1 0.2 km

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Esri, HERE, iPC | USDA FSA, DigitalGlobe, GeoEye | USGS TNM – National Hydrography Dataset. Data Refreshed April, 2018. | Idaho Department of Water Resources | Esri, HERE, Garmin, iPC |



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

July 06, 2018

ASPEN HOLLOW LLC
180 ROLLING HILLS DR
CENTERVILLE UT 84014-3103

Re: Change in Ownership for Water Right No(s): 29-4352, 29-4353 & 29-4354

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 525-7161.

Sincerely,

Jonie Barg
Technical Records Spec I

Enclosure(s)

cc: Water District 29H