

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 29 2016

DEPARTMENT OF
WATER RESOURCES

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?
2-7330	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Doris D. Nicholas & Richard F. Nicholas
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Daryl Hilt & Elaine Hilt
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 2163 S. 1700 E. Gooding ID 83330
Mailing address City State ZIP
- 208-934-8507
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: 10-27-2006
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):
- \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - 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: Elaine N. Hilt Property Owner 3-24-16
Signature of new owner/claimant Title, if applicable Date
- Signature: Daryl Hilt PROPERTY OWNER 3-24-16
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by WLB Date 3/29/16 Receipt No. C101772 Receipt Amt. 25.00

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 _____ Processed by JMK Date 5-6-16

TWIN FALLS COUNTY
RECORDED FOR:
COLEMAN, RITCHIE, ET AL
3:39:00 pm 10-27-2006
2006-027387

NO. PAGES: 1 FEE: \$3.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: CHICE

TRUSTEE'S DEED

Elaine Hilt, as Successor Trustee under the Richard F. Nicholas and Doris D. Nicholas Trust dated November 5, 1995, does hereby GRANT, SELL, and CONVEY to Daryl Hilt and Elaine Hilt, husband and wife, whose address is 2163 South 1700 East, Gooding, Idaho 83330, the following described real property situated in the County of Twin Falls, State of Idaho, to-wit:

Lots 16 through 19 inclusive, Burden's Lodge Subdivision, Twin Falls County, Idaho, according to the plat thereof recorded in Volume 8, Page 8, records of said County.

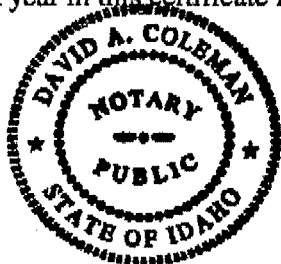
DATED this 26th day of October, 2006.

By Elaine Hilt, Successor Trustee
ELAINE HILT, Successor Trustee

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 26th day of October, 2006, before me, the undersigned, a Notary Public in and for said county and State, personally appeared ELAINE HILT, known to me to be the person whose name is subscribed to the within instrument as Successor Trustee, and acknowledged to me that she executed the same as such Successor Trustee of the Richard F. Nicholas and Doris D. Nicholas Trust dated November 2, 1992.

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



David A. Coleman
NOTARY PUBLIC
Residing at Twin Falls, Idaho
My Commission Expires 4-17-2010

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/15/2016

WATER RIGHT NO. 2-7330

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DORIS D NICHOLAS
Current Owner	RICHARD F NICHOLAS PO BOX 426 HAGERMAN, ID 83332 (208)837-6493

Priority Date: 03/13/1981

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.01 CFS	1 AFA
Total Diversion			0.01 CFS	

Location of Point(s) of Diversion:

SNAKE RIVER | NESENE Lt 5 | Sec. 07 | Township 08S | Range 14E | TWIN FALLS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION TWIN FALLS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08S	14E	7	5	SENE	0.25									

R. 14 E.B.M.

LEGAL DESCRIPTION

That part of Lot 5, Section 7, Township 8 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho, more particularly described as follows:

Commencing at a Meander Corner on the east boundary of and 2,481.6 feet north of the southeast corner of said Section 7; thence N 5° 37' W a distance of 155.1 feet to the true point of beginning; thence S 89° 59' W a distance of 283.9 feet to the east right-of-way boundary of U. S. Highway 30 (F 2361(12) as presently surveyed); thence N 37° 25' W along said Highway right-of-way a distance of 30.0 feet; thence N 71° 52' E a distance of 145.8 feet; thence N 22° 30' W a distance of 206.8 feet; thence N 29° 37' W a distance of 557.5 feet; thence N 55° 34' E a distance of 126.1 feet to the left bank of Snake River; thence S 29° 31' E along the left bank of Snake River a distance of 575.0 feet; thence continuing along the left bank of Snake River S 22° 30' E a distance of 342.0 feet more or less to the true point of beginning, containing in all 2.7 acres more or less.

DEDICATION

This is to certify that the undersigned are owners in fee simple of the property hereinafter described; That the correct description of the land included in this plat is as follows:

SEE "LEGAL DESCRIPTION"
That it is the intention of the undersigned to and they do hereby include said land in this plat; that the undersigned owners do, by these presents grant, bargain, sell, convey, confirm and dedicate to the public use forever all thoroughfares, streets, alleys and parks as shown on this plat.

Marvin R. Burden
Josephine Ivy Burden

ACKNOWLEDGEMENT

State of Idaho)
County of Twin Falls) ss

On this 18 day of December, 1959, before me, the undersigned, a Notary Public in and for said State, personally appeared: MARVIN R. BURDEN and JOSEPHINE IVY BURDEN,
(HUSBAND and WIFE)
known to me to be the persons whose names are subscribed to the foregoing dedication, and acknowledged to me that they 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

SURVEYOR'S CERTIFICATE

This is to certify that I, Orvie A. Jensen, a duly qualified surveyor, surveyed the land platted hereon, and described in this plat, namely: SEE "LEGAL DESCRIPTION"

and designated herein as: "BURDEN'S LODGE SUBDIVISION"

and that this plat is a true and correct representation of said survey as made and staked by me on said land. All block corners are marked by 2" metal pipe and all lot corners are marked by metal rods.

ACKNOWLEDGMENT

State of Idaho)
County of Jerome) ss

On this 16th day of December, 1959, before me, the undersigned, a Notary Public, in and for said State, personally appeared Orvie A. Jensen, known to me to be the person whose name is subscribed to the foregoing Surveyor's Certificate, and acknowledged to me that he 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

COUNTY SURVEYOR'S CERTIFICATE

This is to certify that the undersigned has checked the foregoing plan and computations for making the same and has determined that they comply with the laws of the State of Idaho relating thereto.

Dated this 17 day of December, 1959.

COUNTY COMMISSIONER'S ACCEPTANCE

The foregoing plat was duly accepted and approved by the Board of Commissioners of the County of Twin Falls, Idaho, this 18th day of December, 1959.

Clerk

488841

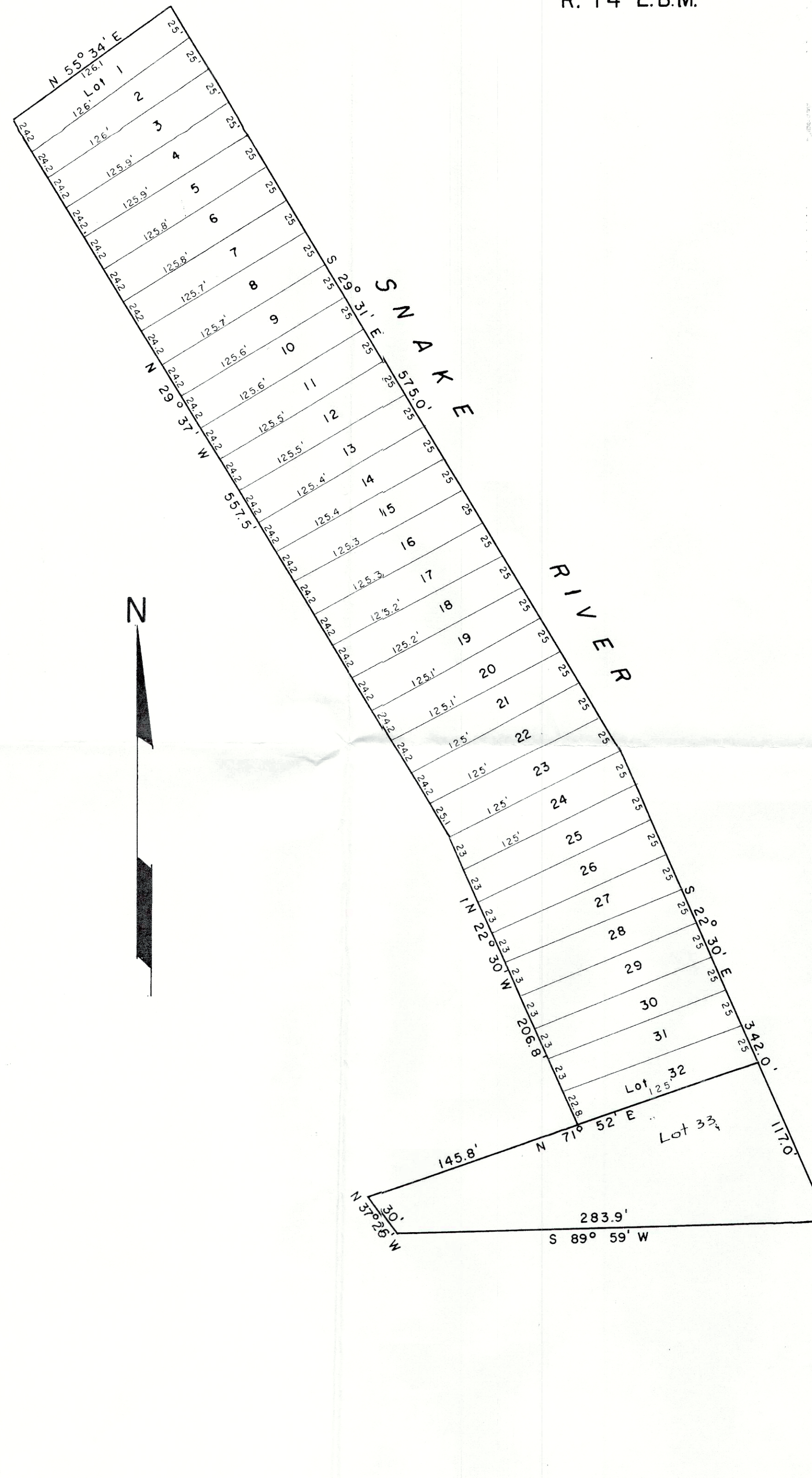
COUNTY RECORDER'S CERTIFICATE

This is to certify that the foregoing plat was filed for record in this office of the Recorder of Twin Falls County, Idaho this 18th day of December, 1959, at 4:33 P.M., at the request of Boone Land Title Co. and duly recorded in Plat Book No. 8, Page 8.

Deputy

Ex-Officio Recorder

Recorded for
BOONE LAND TITLE CO.
09:00:00 am Dec. 01, 1959
0000-488841



BURDEN'S LODGE
SUBDIVISION

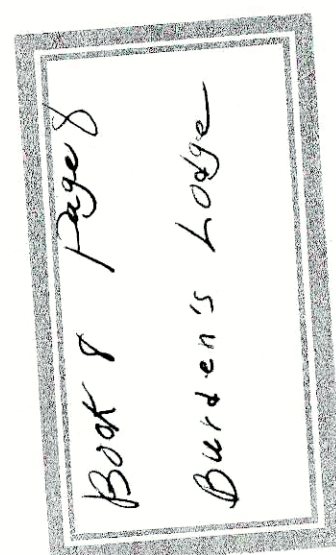
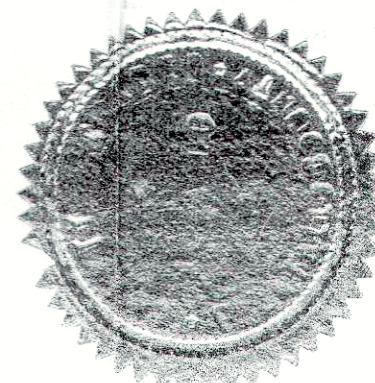
TWIN FALLS CO., IDAHO

DECEMBER 16, 1959

SCALE: 1 IN. = 60 FT.

165.1' to Meander Corner
S 5° 37' E

O.M.C.





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

May 6, 2016

DARYL HILT
ELAINE HILT
2163 S 1700 E
GOODING ID 83330

Re: Change of Ownership for Water Right/Permit No(s): 2-7330

Dear Water Right Holder(s):

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

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 § 42-222 and §42-223, Idaho Code.

Also 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. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 2



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

May 2, 2016

DARYL HILT
ELAINE HILT
2163 S 1700 E
GOODING ID 83330

RE: Notice of Change in Water Right Ownership No(s). 2-7330

Dear Interested Party(s):

The Department of Water Resources received a Notice of Change in Water Right Ownership from you on March 29, 2016. During the review, it was discovered that additional information was needed to complete this request.

The information needed is a copy of the conveyance document- warranty deed, quitclaim deed, etc. that conveys the property associated with the water right to Daryl and Elaine Hilt.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your request unprocessed. You can send the documents to the address above, fax it to (208) 287-6700, attention Jean or email to jean.hersley@idwr.idaho.gov.

Please contact me at (208) 287-4942 if you have any questions regarding this matter.

Sincerely,

Jean Hersley
Technical Records Specialist II

5-6-16

From Hilt Dairy
(Elaine Hilt)

Attention
Jean Hersley