



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

September 30, 2014

C.L. "BUTCH" OTTER
Governor

Susan Ivey
Eric Tippetts
705 S 240 E
Salem UT 84653

GARY SPACKMAN
Director

The "Notice of Change in Water Right Ownership" for 23-10105 has been returned for the following item(s):

**** Evidence of Ownership: The department did not receive enough information to determine ownership of the above mentioned water right. After further discussion you requested that the department return the ownership change unprocessed. The request to return the application was sent to our office on September 25, 2014.

The department has initiated a refund in the amount of \$25.00 for receipt number E040190. The refund should arrive from the state office in couple of weeks.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department within 120 days of the change. Failure to do so could result in a \$100 late filing fee. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

If you have any questions please contact Jonie Barg at (208)525-7161.

Please enclose the following items(s) and resubmit the entire packet to our Idaho Falls Office at the address below:

Idaho Department of Water Resources
Eastern Region
900 N Skyline Ste A
Idaho Falls ID 83402-1718

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Barg, Jonie

From: Barg, Jonie
Sent: Tuesday, September 30, 2014 11:00 AM
To: Sutcliffe, Lorna
Subject: Refund Request
Attachments: E040190.pdf

Lorna,

Good morning!!

I have a refund request as follows:

Receipt number: E040190
Amount: \$25.00
Payable to: Susan Ivey
705 S 240 E
Salem UT 84653

Reason: Total filing fee received \$25.00 for ownership change for 1 water right. The department cannot complete the ownership change and the applicant requested the department return the application and fee.

Let me know if you need additional information.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

Jonie Barg

Jonie Barg
Technical Records Specialist
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov

RECEIVED

AUG 25 2014

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
Basin 23	Yes ☐		Yes ☐		Yes ☐
Sequence 10105	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Donald Hill
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Susan Ivory
Name of each new owner as listed on the conveyance document

Eric Tippetts
New owner continued ☒ and ☐ or ☐ (and/or)

705 S. 240 E.
Mailing address

Salem UT 84653
City State ZIP

801-822-4017 ivorysusan880@gmail.com
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: 8-11-2014

6. 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.

7. Signature: Susan Ivory 8-20-14
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] 8-20-14
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 8/25/2014 Receipt No. E040190 Receipt Amt. \$25.-

Approved by _____ Processed by _____ Date _____

Form 42-248/42-1409(6) Rev. 07/10

Per 9/25/2014 return unprocessed, request \$25 refund.

Mail Property Tax Notice To:

Susan Ivey
705 South 240 East
Salem, UT 84653

Instrument # 1479094
IDAHO FALLS, BONNEVILLE, IDAHO
8-11-2014 04:19:36 No. of Pages: 2
Recorded for : NELSON HALL
RONALD LONGMORE Fee: 13.00
Ex-Officio Recorder Deputy
Index to: DEED, TRUSTEE

TRUSTEE'S DEED

THIS TRUSTEE'S DEED is made by DONALD G. HILL as Trustee of THE DONALD G. HILL AND MARY M. HILL REVOCABLE LIVING TRUST (the "*Hill Trust*") under agreement dated October 17, 2001 (the "*Trust Agreement*"), Grantor, to SUSAN IVEY and ERIC ROBERT TIPPETTS, as joint tenants with rights of survivorship, whose current address is 705 South 240 East, Salem, UT 84653, Grantees.

WHEREAS, DONALD G. HILL and his wife, MARY M. HILL, both entered into the *Trust Agreement* as grantors and co-trustees; and

WHEREAS, said Donald G. Hill and Mary M. HILL, as husband and wife, executed that certain Special Warranty Deed dated November 22, 2002 and recorded in Bonneville County as Instrument No. 1096572 pursuant to which the following described property was conveyed to DONALD G. HILL and MARY M. HILL, or their successors, as trustee of The Donald G. Hill and Mary M. Hill Revocable Living Trust, u/a/d October 17, 2001; and

WHEREAS, Mary M. Hill died on February 19, 2013 and Section 6.02 of the *Trust Agreement* provides that "If either Donald G. Hill or Mary M. Hill is unwilling or unable to serve as a co-trustee, then the other shall serve as the sole trustee"; and

WHEREAS, as a result of Mary M. Hill's death and the trust provision set forth above, Donald G. Hill has become the sole trustee of the *Hill Trust* and has full authority to distribute assets from the *Hill Trust* to himself or others; and

WHEREAS, said Donald G. Hill by his signature below hereby represents, warrants, affirms and certifies that he is the sole trustee of the *Hill Trust* under the *Trust Agreement*;

NOW, THEREFORE, as a conveyance from the *Hill Trust*, Grantor, as trustee of the *Hill Trust*, hereby quitclaims, grants, transfers and conveys to Grantees the following described property located in Bonneville County, Idaho:

Lot No. 1, of the INDIAN CREEK SUBDIVISION, County of Bonneville, State of Idaho, according to the recorded plat thereof.

SUBJECT TO all easements, rights of way, covenants, restrictions, reservations, applicable building and zoning ordinances, use regulations and restrictions and accruing taxes of record.

EXECUTED this 8th day of August, 2014.

DONALD G. HILL, Trustee of The Donald G. Hill
and Mary M. Hill Revocable Living Trust, u/a/d
October 17, 2001, Grantor

On this 8th day of August, 2014, before me the undersigned, a Notary Public in and for said state, personally appeared, DONALD G. HILL, known or identified to me to be the person whose name is subscribed to the within instrument, as trustee of The Donald G. Hill and Mary M. Hill Revocable Living Trust under agreement dated October 17, 2001, and acknowledged to me that he executed the same as such Trustee.

My Commission Expires: 7/1/2015