

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 06 2022

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
27-4H OK	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: John & Stacie Heintzelman
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 485 W. Riverton Rd. Blackfoot ID 83221
Mailing address City State Zip
- 208-681-8594 hillagus@isu.edu
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: _____
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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: Gus Hill 9/3/22
Signature of new owner/claimant Title, if applicable Date
- Gus Hill
Print name

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

Print name

For IDWR Office Use Only:

Received by JB Date 9/22/2022 Receipt No. 5048575 Receipt Amt. \$25.-

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 9/23/2022

SEP 28 2022

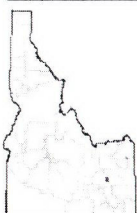
IRRIGATION

State of Idaho
Department of Water Resources
Water Right

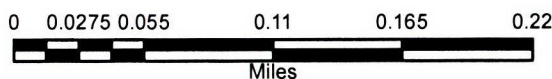
27-4H

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 8/26/2022



Legend

- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



SEP 20 2022

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 684378

BINGHAM COUNTY, IDAHO
2017-02-27 02:47:21 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$16.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **623620-B (vb)**

Date: **February 22, 2017**

For Value Received, **John Heintzelman, an unmarried man, also shown of record as John B Heintzelman**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Agustus M. Hill, an unmarried man**, hereinafter called the Grantee, whose current address is **485 West Riverton Rd., Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

AMH

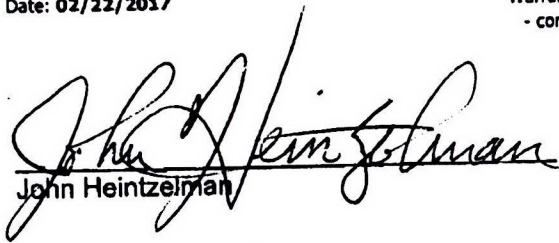
SCANNED

SEP 28 2022

Date: 02/22/2017

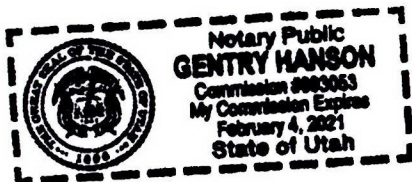
Warranty Deed
- continued

File No.: 623620-B (vb)


John Heintzelman

STATE OF Utah)
COUNTY OF Millard) ss.

On this 22 day of February, 2017, before me, a Notary Public in and for said State, personally appeared John Heintzelman, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.




Notary Public for the State
of Utah
Residing at: Delta Ut
My Commission Expires: Feb 4, 2021

Date: 02/22/2017

Warranty Deed
- continued

File No.: 623620-B (vb)

EXHIBIT A

PARCEL I: THOSE PORTIONS OF THE NE1/4SW1/4 AND LOT 6 IN SECTION 8, TOWNSHIP 3 SOUTH, RANGE 35 E.B.M., BINGHAM COUNTY, IDAHO LYING NORTH OF THE BLACKFOOT RIVER AND WESTERLY OF THE CENTER LINE OF THE HIGH WATER DRAIN CHANNEL OF BLACKFOOT RIVER ESTABLISHED BY FLOOD CONTROL DISTRICT NO. 7 OF THE STATE OF IDAHO.

PARCEL II: AN EASEMENT IN AND TO THE FOLLOWING DESCRIBED PROPERTY: A STRIP OF LAND 33 FEET WIDE OFF THE EASTERLY SIDE OF THE FOLLOWING DESCRIBED PROPERTY, TO-WIT:

BEGINNING AT THE POINT WHERE THE EAST LINE OF THE NW1/4SW1/4 OF SECTION 8, TOWNSHIP 3 SOUTH, RANGE 35, EAST OF THE BOISE MERIDIAN, IN BINGHAM COUNTY, IDAHO, INTERSECTS THE SOUTH LINE OF THE RIVERTON ROAD, THENCE SOUTHWESTERLY FOLLOWING SAID ROAD 1422 FEET, MORE OR LESS, TO THE WEST LINE OF LOT 5 IN SAID SECTION 8, THENCE SOUTH 117 FEET TO THE CENTER OF THE CENTRAL CANAL, THENCE NORTHEASTERLY FOLLOWING SAID CENTER TO THE EAST LINE OF THE NW1/4SW1/4, THENCE NORTH 88 FEET TO THE POINT OF BEGINNING.

AND

BEGINNING AT THE NORTHEAST CORNER OF LOT 5 OF SECTION 8, IN TOWNSHIP 3 SOUTH, RANGE 35, EAST OF BOISE MERIDIAN, IN BINGHAM COUNTY, IDAHO, THENCE NORTH 203 FEET TO THE CENTER OF THE CENTRAL CANAL; THENCE SOUTHWESTERLY FOLLOWING SAID CENTER LINE 1422 FEET, MORE OR LESS, TO THE WEST LINE OF SAID LOT 5; THENCE SOUTH 928 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID SECTION 8; THENCE EAST 1201 FEET, MORE OR LESS, TO THE WEST BANK OF THE BLACKFOOT RIVER, THENCE NORTHEASTERLY FOLLOWING SAID WEST BANK OF THE BLACKFOOT RIVER TO THE EAST LINE OF SAID LOT 5; THENCE NORTH 775 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

Instrument # 728105

BINGHAM COUNTY, IDAHO
2021-02-10 10:43:47 AM No. of Pages: 1
Recorded for: ALLIANCE TITLE - RIGBY OFFICE
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy JPulley
Index To: QUIT CLAIM DEED
Electronically Recorded by Simplifile



QUITCLAIM DEED

Alliance Title & Escrow, LLC ORDER NO.: 529345

FOR VALUE RECEIVED,

Jessica Hill, spouse of Agustus M Hill

do(es) hereby convey, release, remise and forever quitclaim unto

Agustus M Hill, a married man as his sole and separate

whose current address is: 485 W Riverton Road, Blackfoot ID 833221

the following described premises:

Those portions of the Northeast Quarter Southwest Quarter and Lot 6 in Section 8, Township 3 South, Range 35 East, Boise Meridian, Bingham County, Idaho lying North of the Blackfoot River and Westerly of the center line of the high water drain channel of Blackfoot River established by Flood Control District No. 7 of the State of Idaho.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

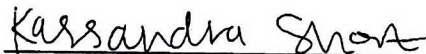
Dated: February 4, 2021



Jessica Hill

State of Idaho } ss
County of Bingham }

On this 5th day of February, 2021, before me, the undersigned, a Notary Public in and for said state, personally appeared Jessica Hill, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

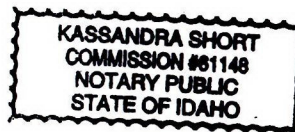


Notary Public for the State of Idaho

Residing at:

Commission Expires:

Resides in: Blackfoot, ID
Commission Expires: 2-21-2025



SCANNED

SEP 28 2022

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

AUG - 9 2013

By _____

Clerk
Deputy Clerk

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

In Re SRBA

Case No. 39576

) Subcase No: 27-11375
)
) ORDER GRANTING JOINT MOTION
) TO INCLUDE SUBORDINATION
) REMARK ON WATER RIGHT NO. 27-
) 11375 AND CERTAIN BLACKFOOT
) NATURAL FLOW WATER RIGHTS
)
)

I.

PROCEDURAL BACKGROUND

1. On August 2, 1995, the *Partial Final Consent Decree Determining the Rights of the Shoshone-Bannock Tribes to the Use of Water in the Upper Snake River Basin* ("Consent Decree") was entered in the Snake River Basin Adjudication ("SRBA").
2. The *Consent Decree* partially decreed all water rights of the United States for the Shoshone-Bannock Tribes ("Tribes") in the Upper Snake River Basin, for the Bureau of Indian Affairs, Fort Hall Agency and for the Fort Hall Irrigation Project.
3. Water right 27-11375 is one of several water rights partially decreed in favor of the United States for the use and benefit of the Tribes in the *Consent Decree*. It provides the Tribes with the right to divert 150,000 afy from the Blackfoot River to irrigate 30,469 present and future acres within the Fort Hall Indian Reservation. Paragraph 27-11375.x.d. of the *Consent Decree* contains the following remark regarding the administration of water right 27-11375:

The Tribes and United States shall exercise this water right in a manner that ensures persons diverting natural flow from the Blackfoot River prior to January 1, 1990, whose rights are decreed in the SRBA will continue to receive their full legal entitlement under state law. The parties will specifically enumerate all rights protected by this provision once the SRBA Decree for this basin becomes final. These state created water rights are estimated to divert not more than

ORDER GRANTING JOINT MOTION TO INCLUDE SUBORDINATION REMARK ON WATER RIGHT - 1 -
NO. 27-11375 AND CERTAIN BLACKFOOT NATURAL FLOW WATER RIGHTS
S:\ORDERS\Fort Hall Motions 27-11375\Order Granting Motion to Include Subordination Remark on Water Right No. 27-11375.docx

SUPPORT DATA

IN FILE # 27-1A

ATTACHMENT E

LIST OF BLACKFOOT NATURAL FLOW STATE CREATED WATER RIGHTS PROTECTED BY PARAGRAPH 27-11375x.d.

27-1A	27-21A	27-37J	27-2003A	27-7302	27-10844	27-11997	27-12136
27-1B	27-21B	27-37L	27-2003B	27-7370	27-10847	27-12000	27-12137
27-2A	27-21C	27-37M	27-2008	27-7374	27-10878	27-12002	27-12142
27-2B	27-21D	27-37N	27-2009	27-10096	27-10943	27-12003	27-12151
27-3C	27-22A	27-38	27-2018	27-10116	27-10999	27-12006	27-12152
27-3D	27-22B	27-39	27-2019A	27-10207	27-11016	27-12014	27-12189
27-3E	27-23B	27-40	27-2026	27-10292	27-11117	27-12015	27-12192
27-3G	27-23C	27-41	27-2039	27-10296	27-11233	27-12016	27-12198
27-4AC	27-23E	27-45	27-2040	27-10341	27-11236	27-12027	27-12199
27-4F	27-23F	27-47	27-2041A	27-10344	27-11245	27-12028	27-12200
27-4H	27-25A	27-49	27-2041B	27-10357	27-11261	27-12029	27-12201
27-4L	27-25B	27-50	27-2049	27-10358	27-11262	27-12030	27-12213
27-4M	27-25C	27-51A	27-2052	27-10362	27-11269	27-12031	27-12214
27-4S	27-26A	27-51B	27-2054	27-10370	27-11271	27-12032	27-12229
27-4Y	27-26B	27-52	27-2066	27-10388	27-11273	27-12035	27-12230
27-4Z	27-26D	27-54	27-2078	27-10390	27-11317	27-12040	27-12246
27-5A	27-26E	27-55A	27-2080A	27-10398	27-11330	27-12045	27-12247
27-5B	27-27D	27-55B	27-2165	27-10452	27-11334	27-12050	27-12250
27-12A	27-28	27-56	27-4009	27-10505	27-11918	27-12051	
27-12B	27-29B	27-73	27-4010	27-10539	27-11919	27-12064	
27-13A	27-29C	27-74	27-4058	27-10545	27-11930	27-12068	
27-13B	27-29D	27-76	27-4077	27-10550	27-11931	27-12069	
27-14B	27-29E	27-85A	27-4079	27-10552	27-11939	27-12074	
27-14C	27-35A	27-88	27-4096	27-10555	27-11940	27-12080	
27-14D	27-35B	27-94	27-4097	27-10557	27-11966	27-12081	
27-16A	27-37A	27-102	27-4141	27-10657	27-11988	27-12108	
27-16C	27-37C	27-104	27-4147	27-10667	27-11989	27-12115	
27-17	27-37F	27-105	27-7008A	27-10728	27-11992	27-12116	
27-20A	27-37G	27-106	27-7008B	27-10756	27-11994	27-12118	
27-20B	27-37H	27-2001	27-7071	27-10790	27-11995	27-12121	



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 23, 2022

AGUSTUS M HILL
485 RIVERTON RD
BLACKFOOT ID 83221

Re: Change in Ownership for Water Right No(s): 27-4H

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 27

SCANNED

SEP 28 2022



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 8, 2022

AGUSTUS HILL
485 RIVERTON RD
BLACKFOOT ID 83221

RE: Change in Ownership Water Right No. 27-4H

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

**** **Filing Fee:** The department requires a filing fee to update the ownership of a water right. The filing fee is \$25.00 per water right if the ownership change will not result in a split of the water right or \$100.00 per water right if a split is required. During our review the department has determined that this ownership change will not result in a split therefore the filing fee would be \$25.00. Please supply the \$25.00 filing fee.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

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. 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.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

SCANNED

SEP 28 2022