

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 12 2022

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
32-2000A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
32-2056A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Dusty Shifflett and Susan Shanton Shifflett
Name of current water right holder/claimant

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

Susan Kay Shifflett
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

33 Shifflett Lane
Mailing address

Dubois
City

ID
State

83423
Zip

208-201-5444
Telephone

susie.shifflett@gmail.com
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.

SUPPORT DATA

IN FILE # 32-2000A

8. Signature:

Susan K Shifflett
Signature of new owner/claimant

Title, if applicable

8/31/22
Date

Print name

Signature:

Signature of new owner/claimant

Title, if applicable

Print name

For IDWR Office Use Only:

Received by JB

Date 9/12/2022

Receipt No. E048492

Receipt Amt. \$100.-

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

Date _____

Refund Requested 11/7/2022

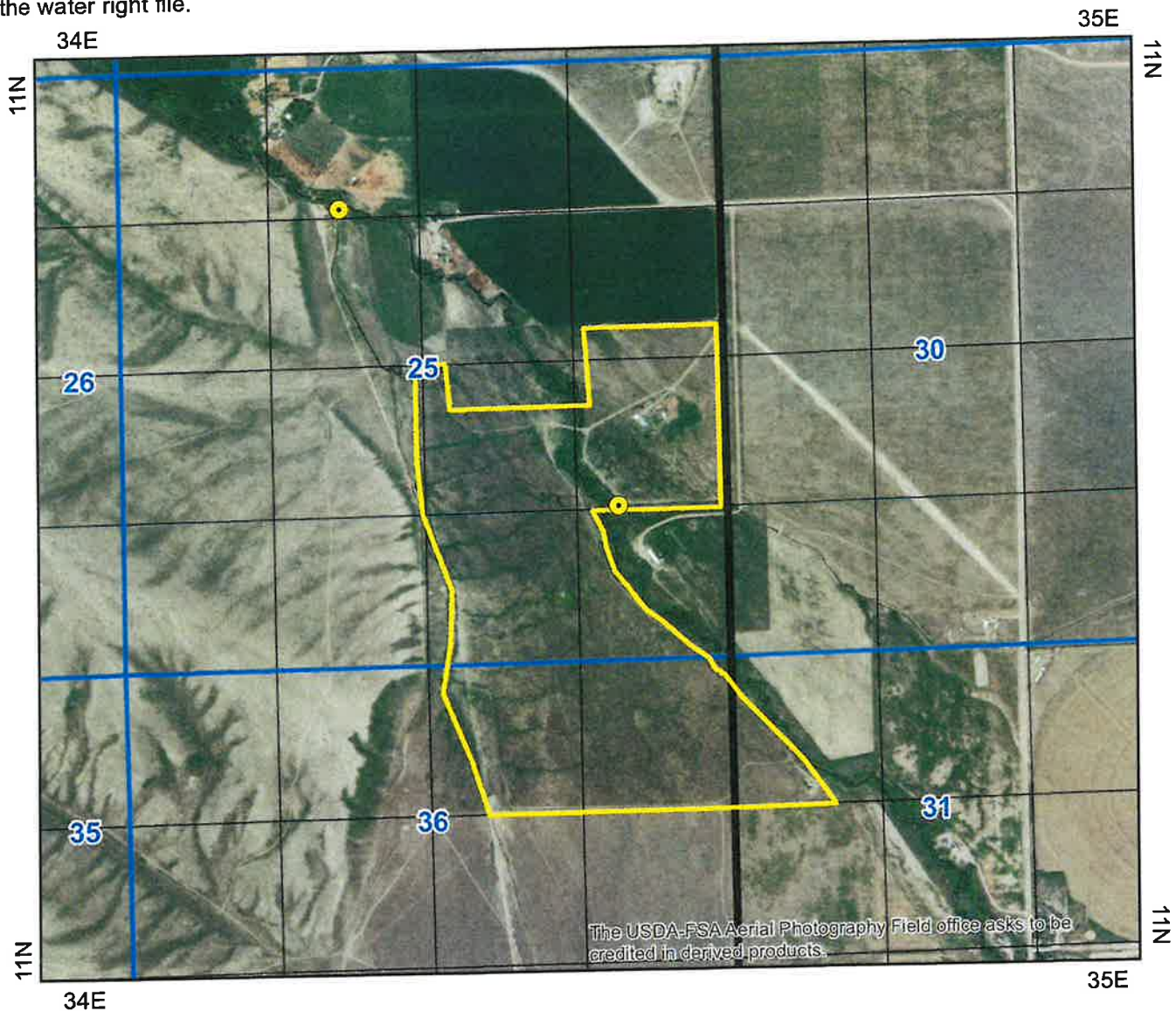
Returned Unprocessed.
\$50.- for this app.

State of Idaho
Department of Water Resources

**Water Right
32-2000A**

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.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.175 0.35 0.7 Miles

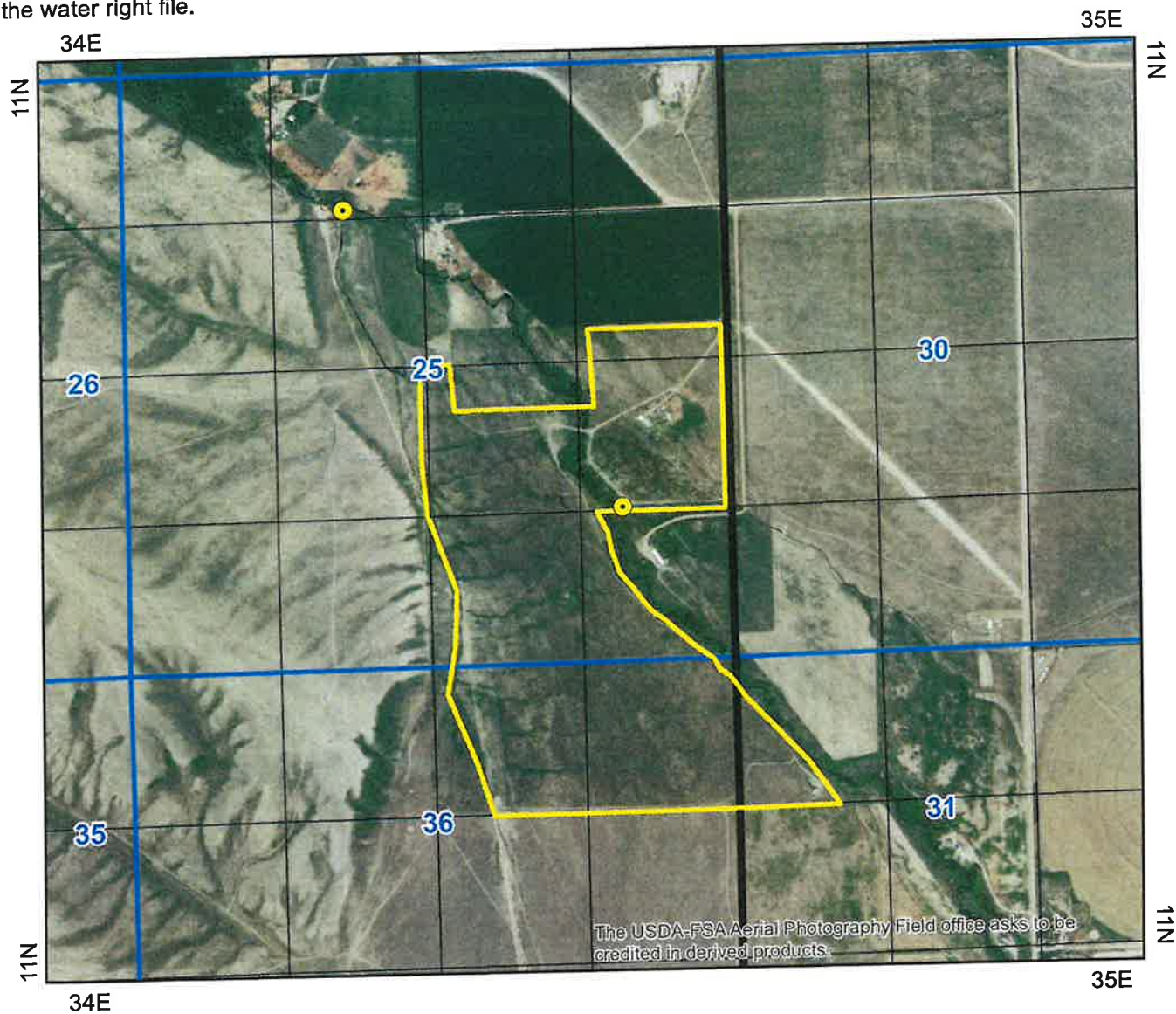


State of Idaho
Department of Water Resources

Water Right
32-2056A

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.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.175 0.35 0.7 Miles



Instrument # 59005

DUBOIS, CLARK, IDAHO
8-18-2022 01:46:23 PM No. of Pages: 4
Recorded for : HAND DELIVERED/SUSIE SHIFFLETT
CAMILLE MESSICK Fee: 19.00
Ex-Officio Recorder Deputy

Filed: 08/17/2022 16:09:15
Seventh Judicial District, Clark County
Camille Messick, Clerk of the Court
By: Deputy Clerk - Cross, Katie

David A. Johnson, Esq., ISB #3319
David A. Johnson, P.A.
477 Shoup Ave., Suite 205
PO Box 52251
Idaho Falls, ID 83405-2251
Telephone 208-535-1000
Facsimile 208-535-1014
Email: dave@attorneyidaho.com
iCourts: courts@attorneyidaho.com

Attorney for Petitioner

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CLARK**

SUSAN KAY SHENTON SHIFFLETT,

Petitioner,

vs.

DUSTY LEE SHIFFLETT,

Respondent.

Case No: CV17-21-001

JUDGMENT OF DIVESTITURE

JUDGMENT IS ENTERED AS FOLLOWS:

1. Pursuant to Rule 821 of the Idaho Rules of Family Law Procedure, the Court hereby divests Dusty Lee Shifflett of title and all interest in the real properties located in Clark County, Idaho located at 33 Shifflett Lane, Dubois, Idaho (the "properties"). The Properties are more particularly described as follows:

Parcel 1

610688

Part of the South half of the Northeast Quarter and the Southeast Quarter of Section 25 and the North half of the Northeast Quarter of Section 36 in Township 11 North, Range 34 East of the Boise Meridian, and also part of Lot 1, Section 31, Township 11 North, Range 35 East of the Boise Meridian, Clark County, Idaho, described as:

STATE OF IDAHO } ss
COUNTY OF CLARK }

I HEREBY CERTIFY that the above and foregoing
is a full and correct copy of the original thereof
file in my office

DATED 8/18/2022 1:39:35 PM

Camille Messick

CAMILLE MESSICK, Clerk of the District Court

By

1 - JUDGMENT OF DIVESTITURE



Beginning at a point in an existing fence line that is South 0°12'48" East 346.13 feet along the North-South centerline of said Section 36 from the North Quarter corner of said Section 36 and running thence;
 North 27°47'55" East 133.97 feet along said existing fence line; thence
 North 0°08'20" East 1540.96 feet along said existing fence line; thence
 North 0°07'54" East 1344.33 feet along said existing fence to the North line of the Southeast Quarter of said Section 25; thence
 South 89°34'31" East 278.83 feet along said North line; thence
 South 02°08'26" East 410.90 feet; thence
 South 89°34'11" East 1185.41 feet; thence
 North 1°10'51" East 743.77 feet; thence
 South 89°34'11" East 1163.61 feet to the East line of said Section 25; thence
 South 0°08'38" West 1643.03 feet along said section line; thence
 North 89°07'50" West 1131.16 feet to the West bank of Medicine Lodge Creek;
 Thence along said West bank the following (3) three courses:
 1) South 14°25'16" East 638.54 feet; thence
 2) South 47°36'18" East 1137.81 feet; thence
 3) South 38°41'41" East 1194.06 feet; thence
 South 89°56'06" West 469.58 feet; thence
 South 0°12'46" East 384.87 feet to the South line of Lot 1 of said Section 31, Township 11 North, Range 35 East of the Boise Meridian; thence
 South 89°56'07" West 152.33 feet along said South line to the Southwest corner of said Lot 1; thence
 North 89°26'07" West 2714.38 feet along the South line of the North Quarter of the Northeast Quarter of said Section 36 to the Southwest corner of said North half of the Northeast Quarter; thence
 North 0°12'48" West 985.13 feet along the North-South center line of said Section 36 to the Point of Beginning.

ALSO

A parcel of land lying in Section 30, Township 11 North, Range 35 East, Boise Meridian, Clark County, Idaho, more particularly described as follows:
 Commencing at the South Quarter corner of said section 30, Township 11 North, Range 35 East, Boise Meridian, thence
 North 00°36'37" East 336.38 feet along the Meridional Centerline of Section 30 to said True Point of Beginning, thence
 North 89°44'26" West 94.94 feet along the South line of a parcel Instrument Number 048636; thence
 North 00°57'32" East 3393.41 feet parallel and 75 feet West of the Centerline of Medicine Lodge Road; thence
 North 90°00'00" East 74.28 feet to the Meridional Centerline of Section 30; thence along said Meridional Centerline South 00°36'37" West 3393.56

feet along the East line of a parcel Instrument Number 048636 to the Point of Beginning.

Parcel 2

610688

Part of the South half of the Northeast Quarter and the Southeast Quarter of Section 25 and the North half of the Northeast Quarter of Section 36 in Township 11 North, Range 34 East of the Boise Meridian, and also part of Lot 1, Section 31, Township 11 North, Range 35 East of the Boise Meridian, Clark County, Idaho, described as:

Beginning at a point in an existing fence line that is South $0^{\circ}12'48''$ East 346.13 feet along the North-South centerline of said Section 36 from the North Quarter corner of said Section 36 and running thence; North $27^{\circ}47'55''$ East 133.97 feet along said existing fence line; thence North $0^{\circ}08'20''$ East 1540.96 feet along said existing fence line; thence North $0^{\circ}07'54''$ East 1344.33 feet along said existing fence to the North line of the Southeast Quarter of said Section 36; thence South $89^{\circ}34'31''$ East 278.83 feet along said North line; thence South $02^{\circ}08'26''$ East 410.90 feet; thence South $89^{\circ}34'11''$ East 1185.41 feet; thence North $1^{\circ}10'51''$ East 743.77 feet; thence South $89^{\circ}34'11''$ East 1163.61 feet to the East line of said Section 36; thence South $0^{\circ}08'38''$ West 1643.03 feet along said section line; thence North $89^{\circ}07'50''$ West 1131.16 feet to the West bank of Medicine Lodge Creek; Thence along said West bank the following (3) three courses: 1) South $14^{\circ}25'16''$ East 638.54 feet; thence 2) South $47^{\circ}36'18''$ East 1137.81 feet; thence 3) South $38^{\circ}41'41''$ East 1194.06 feet; thence South $89^{\circ}56'06''$ West 469.58 feet; thence South $0^{\circ}12'46''$ East 384.87 feet to the South line of Lot 1 of said Section 31, Township 11 North, Range 35 East of the Boise Meridian; thence South $89^{\circ}56'07''$ West 152.33 feet along said South line to the Southwest corner of said Lot 1; thence North $89^{\circ}26'07''$ West 2714.38 feet along the South line of the North Quarter of the Northeast Quarter of said Section 36 to the Southwest corner of said North half of the Northeast Quarter; thence North $0^{\circ}12'48''$ West 985.13 feet along the North-South center line of said Section 36 to the Point of Beginning.

Parcel 3

Township 11 North, Range 35 E.B.M., Clark County, Idaho: Section 31, Lot 1 lying West of Medicine Lodge Creek; less

Part of Lot 1 of Section 31, Township 11 North, Range 35 E.B.M., Clark County, Idaho: Beginning at a point that is S. $0^{\circ}07'49''$ W. 1331.97 feet along the Section line to the Southwest Corner of Lot 1 and N. $89^{\circ}56'06''$ E. 150.36 feet along the South line of said Lot 1 from the NW Corner of said Section 31 and running thence N. $0^{\circ}12'45''$ W. 384.87 feet; thence N. $89^{\circ}56'06''$ E. 1131.73 feet to the East line of said Lot 1; thence S. $0^{\circ}14'22''$ E. 384.87 feet to the SE Corner of said Lot 1, thence S. $89^{\circ}56'06''$ W. 1131.91 feet along the South line of said Lot 1 to the Point of Beginning. Tract 2: Part of Sections

25 and 36, Township 11 North, Range 34 E.B.M., and Sections 30 and 31 Township 11 North, Range 35 E.B.M., Clark County, Idaho, described as: A 12-foot wide access easement being 6 feet both sides of the following described centerline:

2. The Court hereby vests title and all of Dusty Lee Shifflett's interest in the Properties in Susan Kay Shenton Shifflett. This judgment is effective immediately and shall have the effect of a conveyance executed in due form of law.

DATED: 8/17/2022 2:40:10 PM

Andrew R. Woolf, Magistrate Judge

NOTICE OF ENTRY

I CERTIFY that I am a clerk in the above-entitled court and that I mailed a true copy of the foregoing document(s) on 8/17/2022 04:17 PM, to the following attorney(s) of record and/or parties:

Name and Address

David A. Johnson, Esq.
David A. Johnson P.A.
P. O. Box 52251
Idaho Falls, ID 83405-2251
courts@attorneyidaho.com

Jason R. Ward
May, Rammell Wells
216 W. Whitman St.
Pocatello, ID 83204
jward@mrwlaw.net

Camille Messick
Clerk of the Court

By: 
Deputy Clerk



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

November 7, 2022

SUSAN KAY SHIFFLETT
33 SHIFFLETT LN
DUBOIS ID 83423

RE: Change in Ownership
Water Rights: 32-2000A and 32-2056A

Dear Sir/Madam:

On September 12, 2022, you filed a Notice of Change in Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined that you needed to provide additional evidence of ownership and/or additional filing fee. On September 16, 2022, we sent a letter requesting the additional information. The additional information was to be provided within 30 days.

IDWR has never received a response to the request. Without the requested documents, we cannot verify ownership of the water right and cannot complete the ownership change. We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$50.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please feel free to re-file your change in ownership any time in the future. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the Assignment.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Idaho AgCredit

Barg, Jonie

From: Barg, Jonie
Sent: Monday, November 7, 2022 10:35 AM
To: IdwrPayable
Subject: Refund Request
Attachments: Receipt(2).PDF

Good morning!

I have a refund request as follows:

Receipt number: E048492
Amount: \$50.00
Payable to IDAHO AGCREDIT
1586 N 2ND E
REXBURG ID 83440

Reason: Ownership Change/Security Interest filed for 2 water rights, paid \$100.00. Additional Information requested for the ownership change but not received. Security interest complete. Therefore, the applicant is entitled to a partial refund of this receipt.

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

Have a great day!!!



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Barg | Technical Records Specialist

900 N Skyline Drive Ste. A, Idaho Falls, ID 83402

Phone number: (208) 525-7161

Fax number: (208) 525-7177

Email: jonie.barg@idwr.idaho.gov

Website: www.idwr.idaho.gov



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 16, 2022

SUSAN KAY SHIFFLETT
33 SHIFFLETT LN
DUBOIS ID 83423

RE: Change in Ownership Water Right No. 32-2000A and 32-2056A

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:

**** **Additional Evidence of Ownership/Additional Filing Fees:** Please review the map attached there is a parcel covered by this water right owned by Mortel. Please provide evidence of ownership for this parcel or a split filing fee (additional filing fee is \$175.00 for a split ownership change). If you do not own the property but still believe you own all the water rights, additional information will be required. The department will need a copy of the deed showing the water right was withheld from the sale of the property. Also, according to Idaho Code, notice to the property owner is required. **Section 42-248 - Idaho State Legislature** (6) *If the person filing the notice of a change of water right ownership does not own the land identified as the place of use for the water right, the notice shall be accompanied by evidence that written notice of the change of water right ownership has been mailed or hand-delivered to the landowner of record, as identified in the records of the county recorder.*

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,

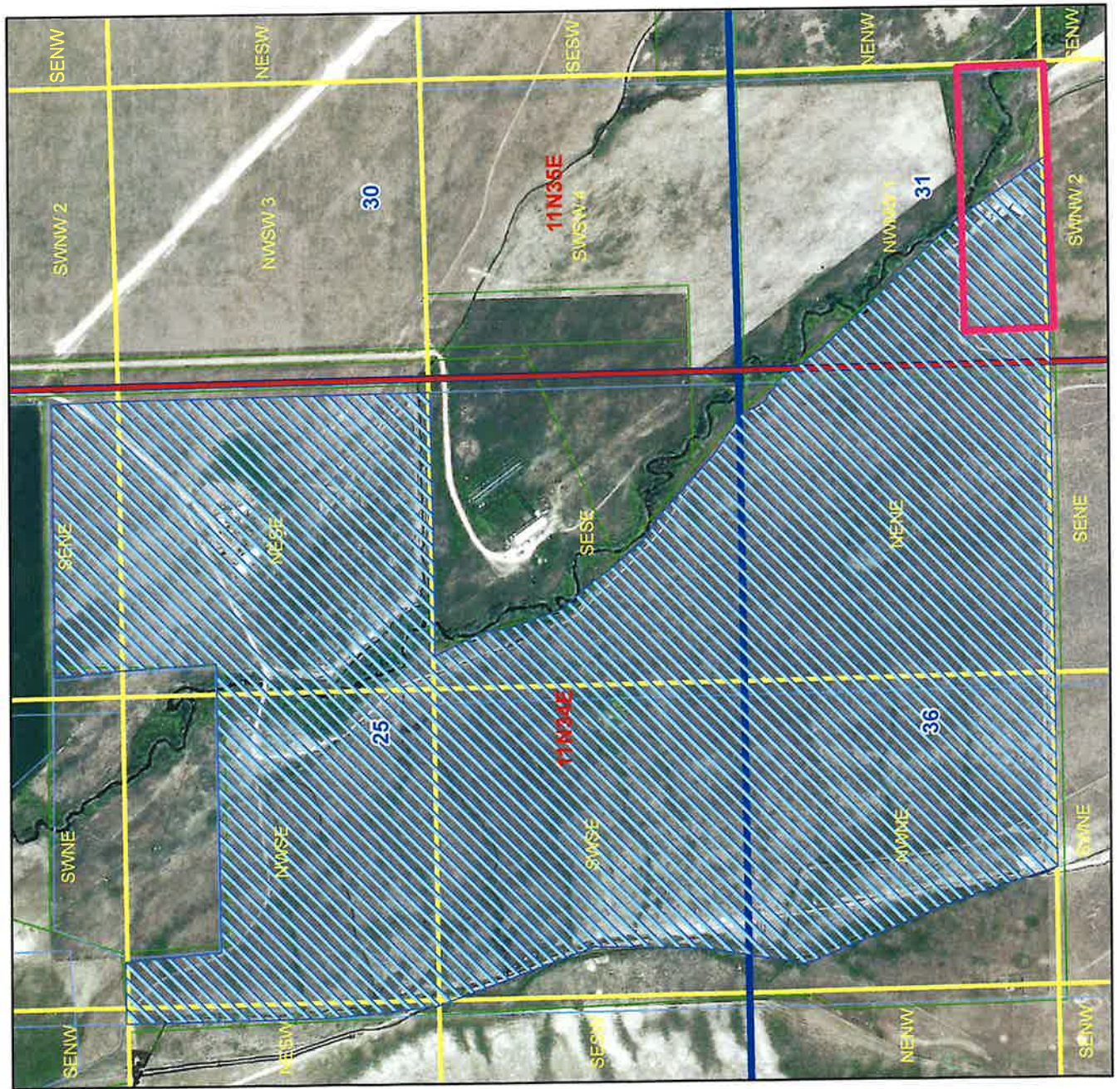
Jonie Barg
Technical Records Specialist

Enclosure(s)

SCANNED

SEP 19 2022

Idaho Department of Water Resources



Legend

Mortel Property

 32-200A and 32-2056A

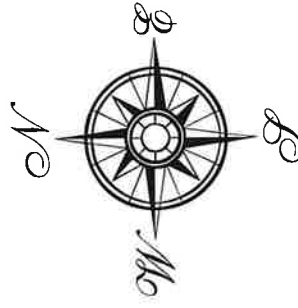
Township/Range

Sections

Q

Water Right POU

Parcels



Layout Created By:
Jonie Barg

SEP 19 2022