

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 30 2023

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?
22-7681	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
22-7681 22-14512	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Thomas E. Hill and Lexie G. Hill
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): LLKM Properties, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

5183 E 21st S Ammon ID 83401
Mailing address City State Zip
208-419-6280 johnburtenshaw@hotmail.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: June 7, 2023
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: John Burtenshaw Manager 6/29/2023
 Signature of new owner/claimant Title, if applicable Date
 John Burtenshaw
 Print name

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

Received by JB Date 5049460 For IDWR Office Use Only: \$100. - for this app
 Receipt No. 5049460 Receipt Amt. \$350. -

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 8/31/2023

AUG 31 2023

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Kristin Moore
Rocky Mountain Environmental Associates, Inc.
482 Constitution Way, Suite 303
Idaho Falls, ID 83402

Instrument # 1748280
Bonneville County, Idaho Falls, Idaho
06/08/2023 02:37:12 PM No. of Pages: 3
Recorded for: PIONEER TITLE CO OF BONNEVILLE CO LLC
Penny Manning Fee: \$15.00
Ex-Officio Recorder Deputy Rupchurch
Index to: DEED, WARRANTY

PTC 831568

(Space Above for Recorder's Use)

SPECIAL WARRANTY DEED FOR WATER RIGHTS

THOMAS E. HILL and LEXIE G. HILL, husband and wife, whose address is 1540 S 6000 W, Driggs, ID 83422 (hereinafter "Grantor") does hereby grant, bargain, sell, assign, and convey unto LLKM PROPERTIES, LLC, an Idaho limited liability company, whose address is 5183 E 21st S, Ammon, Idaho 83401 (hereinafter "Grantee") and to Grantee's heirs and assigns forever, all of Grantor's right, title, and interest in water right described on Exhibit A attached hereto (hereinafter the "Water Right").

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Water Right;
- (B) Grantor has not conveyed any of the Water Right to anyone other than Grantee;
- (C) The Water Right is free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Water Right to Grantee.

Grantor makes no other covenants or warranties as to the Water Right.

IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed.

DATED this 7th day of June, 2023.

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Kristin Moore
Rocky Mountain Environmental Associates, Inc.
482 Constitution Way, Suite 303
Idaho Falls, ID 83402

E-RECORDED simplifile®

ID: 1748280
County: Bonneville
Date: 6-8-23 Time: 2:37 pm

PTC 831568

(Space Above for Recorder's Use)

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IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed.

DATED this 7th day of June, 2023.

"GRANTOR"

Thomas E Hill

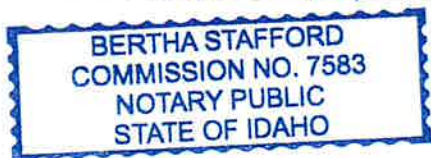
Thomas E. Hill

Lexie G. Hill

Lexie G. Hill

STATE OF IDAHO)
)ss.
County of Bonneville)

This record was acknowledged before me on the 31st day of May, 2023, by Lexie G. Hill.



Bertha Stafford

Notary Public for Idaho

My Commission Expires: Residing at Idaho Falls
Expires 1/27/2029

STATE OF IDAHO)
)ss.
County of Teton)

This record was acknowledged before me on the 7th day of June, 2023, by Thomas E. Hill.

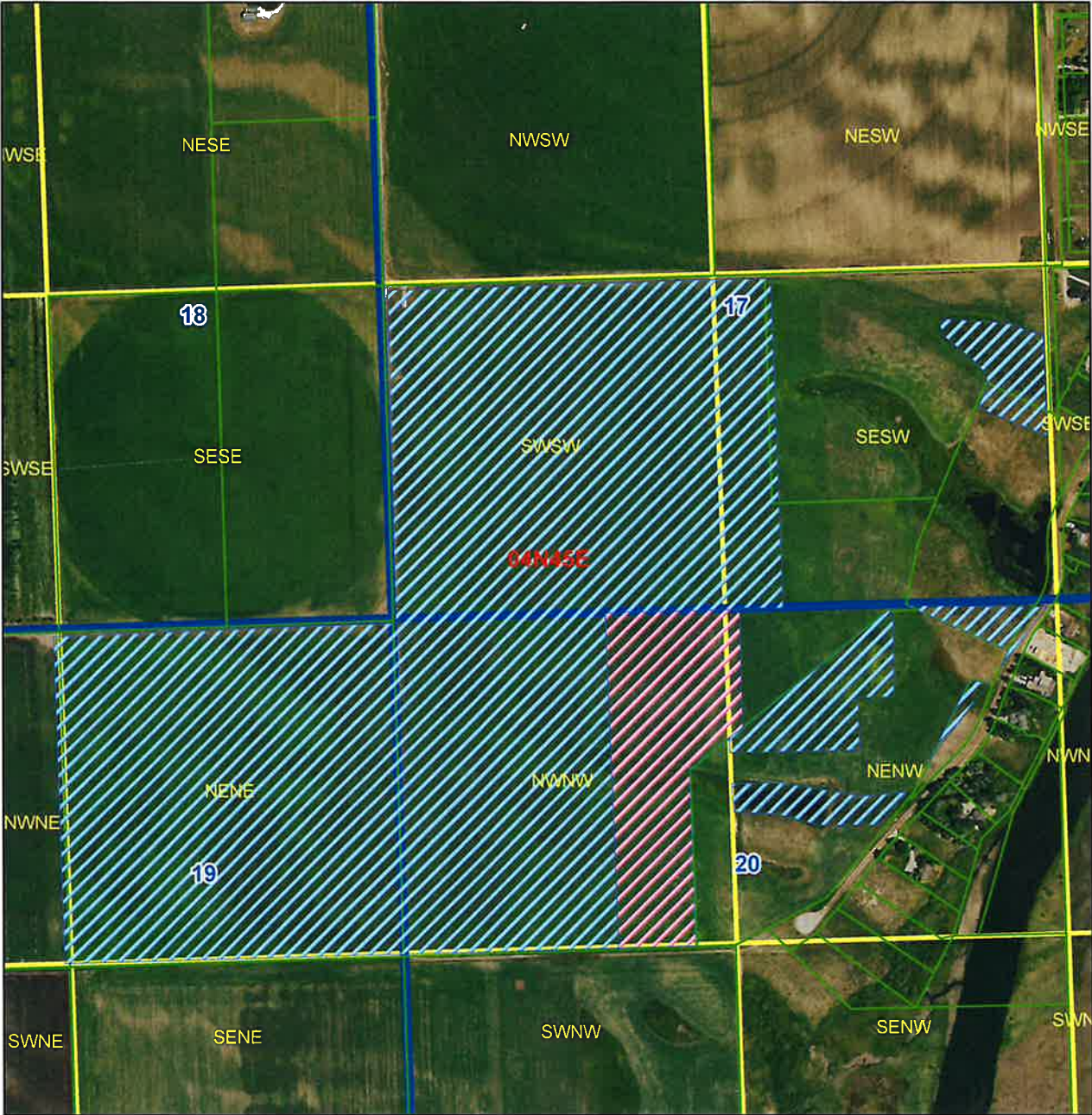


Kristin Moore

Notary Public for Idaho

My Commission Expires: Aug 1, 2028

Idaho Department of Water Resources



Legend

-  POU 22-14572
-  POU 22-7681 After Split
-  Parcels
-  Township/Range
-  Sections
-  QQ

REVIEWED

AUG 31 2023

EXHIBIT A
WATER RIGHT DESCRIPTION

A portion of Idaho Irrigation Water Right No. 22-7681 appurtenant to the NENW (1 acre) and NWNW (11 acres) of Section 20, Township 4 North, Range 45 East, B.M. in the amount of 12 total acres with an associated rate of 0.15 cfs and volume of 42 afa, as depicted in the map below.



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/31/2023

Water Right 22-7681 *Before Split*

Owner Type **Name and Address**
Current Owner THOMAS E HILL
 1540 S 6000 W
 DRIGGS, ID 83422-4839
 (208) 390-7170

Current Owner LEXIE G HILL
 1540 S 6000 W
 DRIGGS, ID 83422-4839
 (208) 390-7170

Priority Date: 8/30/1990

Basis: License

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From

4/15

To

10/31

Diversion Rate

1.720 CFS

Volume

472.5 AF

Total Diversion

1.720 CFS

472.5 AF

Source and Point(s) of Diversion:

GROUND WATER

NESWSW

Sec. 17, Twp 04N, Rge 45E, TETON County

Place Of Use:

IRRIGATION within TETON County

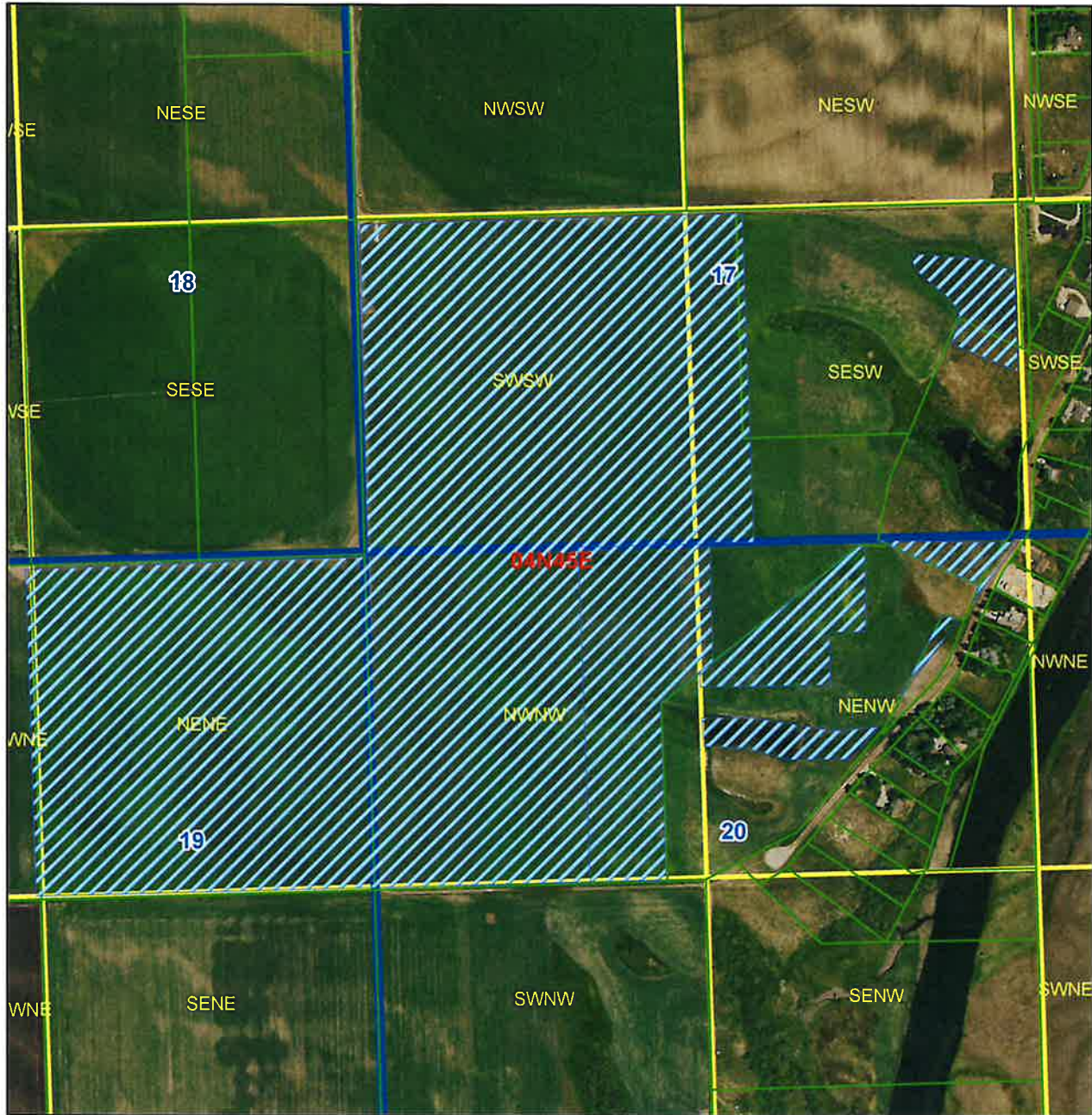
			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	45E	17											38.0	12.7					50.7
04N	45E	19	39.0																39.0
04N	45E	20					8.0	37.3											45.3

POU Total Acres: 135.0

Conditions of Approval:

1. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
3. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. 050 Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.

Idaho Department of Water Resources



Legend

- POU 22-7681 Before Split
- Parcels
- Township/Range
- Sections
- QQ

BY: JAW

AUG 31 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/31/2023

Water Right 22-14572

Owner Type **Name and Address**
Current Owner LLKM PROPERTIES
5183 E 21ST S
AMMON, ID 83401-8053

Priority Date: 8/30/1990

Basis: License

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/15	10/31	0.150 CFS	42.0 AF
	Total Diversion		0.150 CFS	42.0 AF

Source and Point(s) of Diversion:

GROUND WATER NESWSW Sec. 17, Twp 04N, Rge 45E, TETON County

Place Of Use:

IRRIGATION within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	45E	20					1.0	11.0											12.0

POU Total Acres: 12.0

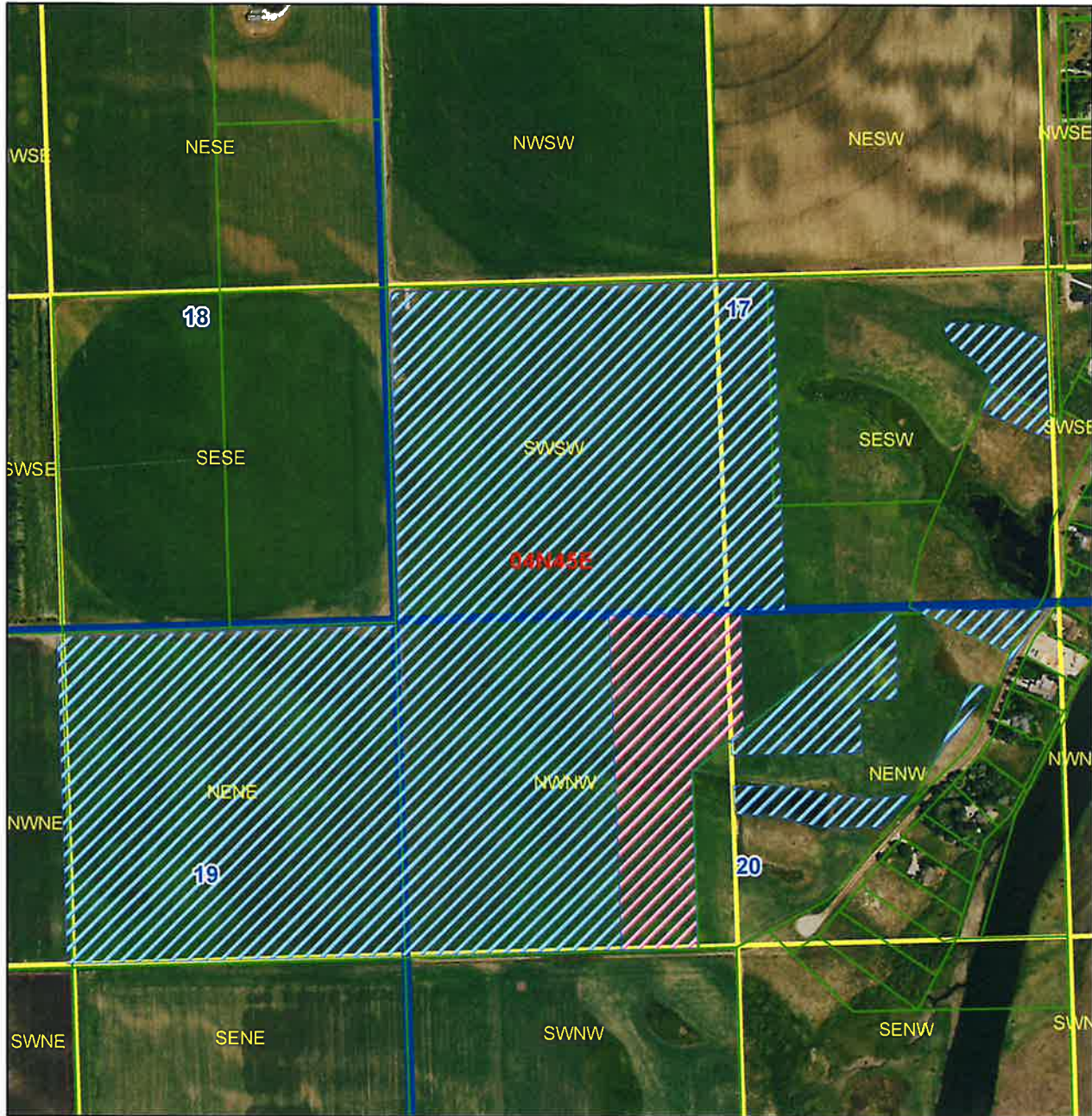
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- R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- 050 Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.

Comments:

1 jbailey 8/31/2023 Ownership Change
water right 22-7681 was split into 22-7681 and 22-14572.

Idaho Department of Water Resources



Legend

-  POU 22-14572
-  POU 22-7681 After Split
-  Parcels
-  Township/Range
-  Sections
-  QQ

2023.08.01

2023.08.01



IDAHO DEPARTMENT
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

August 31, 2023

LLKM PROPERTIES
5183 E 21ST S
AMMON ID 83401-8053

Re: Change in Water Right Ownership: 22-7681 (Split into 22-7681 and 22-14572)

Dear Water Right Holder(s):

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

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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 Baily
Technical Records Specialist 1

Enclosure(s)

cc: THOMAS E HILL
LEXIE G HILL
ROCKY MOUNTAIN ENVIRONMENTAL

RECEIVED

AUG 31 2023