

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 14 2025

DEPT. OF WATER RESOURCES
SOUTHERN 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?
Water Right 37-10673	Yes ☒ NO	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: CONNIE MAE LIVELY
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): THE LIVELY LIVING TRUST
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 2571 Cedar Ridge Road Twin Falls ID 83301
Mailing address City State Zip
- (208) 731-8418 connielively@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: 6-9-2025 (Trust)
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: *Connie M. Lively* co-Trustee 06/09/2025
 Signature of new owner/claimant Title, if applicable Date
Connie M. Lively
 Print name
- Signature: *Douglas E. Lively* co-Trustee 6/9/2025
 Signature of new owner/claimant Title, if applicable Date
Douglas E. Lively
 Print name

For IDWR Office Use Only:

Received by DM Date 7-14-2025 Receipt No. 5040702 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 DM Date 9-2-2025

When Recorded Return To:

LEGACY LEGAL COUNSEL, PLLC
710 Fillmore Street, Suite 300A
Twin Falls, ID 83301

Instrument # 713197

Blaine County, Hailey, Idaho

07/08/2025 04:27:44 PM No. of Pages: 2

Recorded for: WHITNEY MEDIATION & LEGAL COUNSEL, LLC

Stephen McDougall Graham Fee: \$15.00

Deputy gbrower

Electronically Recorded

QUITCLAIM DEED

(Idaho Code Title 55)

FOR VALUE RECEIVED, CONNIE M. LIVELY, a married woman dealing in her sole and separate property, Settlor, does hereby convey, release, remise and forever quitclaims unto DOUGLAS E. LIVELY and CONNIE M. LIVELY, co-Trustees, or their successors in trust, of THE LIVELY LIVING TRUST, whose current address is 2571 Cedar Ridge Road, Twin Falls, Idaho 83301, such trust having been established under that certain revocable trust agreement dated June 9, 2025, by and between DOUGLAS E. LIVELY and CONNIE M. LIVELY, as Settlers and as co-trustees, all right, title and interest in the following real property situated in Blaine County, Idaho:

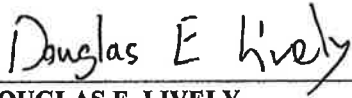
SEE ATTACHED *EXHIBIT A*.

SUBJECT TO all easements, covenants, restrictions, ordinances, taxes and assessments of record.

TO HAVE AND TO HOLD the said premises, with all of its appurtenances, unto the said Grantee, its successors and assigns forever.

This deed is given for estate planning purposes to vest title to the property in a living trust established by Settlers, under the provisions of which Settlers have the right to use and occupy the above described real estate for Settlers' personal residence during the remainder of Settlers' lifetimes. There is no value consideration in cash or property.

Dated this 9th Day of June, 2025.


DOUGLAS E. LIVELY

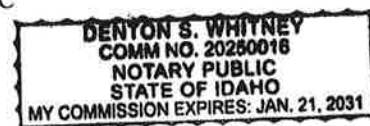

CONNIE M. LIVELY

STATE OF IDAHO)
) ss.
COUNTY OF TWIN FALLS)

This record was acknowledged before me on 9th Day of June, 2025, by DOUGLAS E. LIVELY and CONNIE M. LIVELY.

IN TESTIMONY THEREOF, I have hereunto subscribed my name and affixed my seal on this day and year aforesaid:


NOTARY PUBLIC



When Recorded Return To:

LEGACY LEGAL COUNSEL, PLLC
710 Fillmore Street, Suite 300A
Twin Falls, ID 83301

EXHIBIT A

Situated in the City of Bellevue, County of Blaine, State of Idaho, undivided one-half(1/2) interest in the following described real property:

T IS R 18 E Sec. 31 Lot 6
Beginning at the center section of Sec. 31
Thence S 89° 55' W 743.32 ft to point of beginning
" s 89° 55' w 241.76 ft
" S 78° 30' E 102.96 ft
" S 27° 00' E 71.25 ft
" N 58° 56' E 45.65 ft
" N 48° 47' E 92.28 ft to the point of beginning
Cancels Lot 6 Contain .18 Inst. #156075
Records of Blaine County, Idaho.

Commonly Known As:	499 East Magic Ext Bellevue, ID 83313
Prior Instrument Reference:	668327, of the Blaine County, Idaho Recorder's Official Records.
Parcel Number:	RP01S18031083B

CERTIFICATION OF TRUST

TO: ALL FINANCIAL INSTITUTIONS, MUTUAL FUND ADMINISTRATORS, TITLE INSURERS, TRANSFER AGENTS, AND OTHER PERSONS AND INSTITUTIONS

The undersigned desire to confirm the establishment of a revocable living trust named THE LIVELY LIVING TRUST (hereinafter referred to as the "Trust"). The following provisions are found in said Trust and may be relied upon as a full statement of the matters covered by such provisions by anyone dealing with the original co-Trustees or their successors.

CREATION OF TRUST

The Trust was created concurrently herewith by a Trust Agreement executed by the undersigned as Settlers and co-Trustees, for the benefit of the undersigned during their joint lifetimes, thereafter for the lifetime benefit of the survivor, and ultimately for the benefit of other successor beneficiaries in interest.

NAME OF TRUST

The name of the Trust is THE LIVELY LIVING TRUST. Any assets held in the name of the Trust should be titled in substantially the following manner: DOUGLAS E. LIVELY and CONNIE M. LIVELY, as co-Trustees of THE LIVELY LIVING TRUST, U/A dated June 9, 2025.

TRUSTEE

The currently acting co-Trustees of the Trust are DOUGLAS E. LIVELY and CONNIE M. LIVELY. If either of said co-Trustees shall cease to act for any reason, the other shall act as sole Trustee of the Trust. In the event that both cease to act for any reason, they shall be succeeded by ERICA D. LIVELY as the successor Trustee. If said successor Trustee fails to qualify or ceases to act, JAMES K. HEFNER shall act as the alternate successor Trustee.

SIGNATURE AUTHORITY

While both Settlers are acting as co-Trustees, only one signature shall be required to conduct business with respect to property and/or assets held or owned by the Trust. Any third party dealing with the Trust may rely upon this singular authority without any further evidence. Any Trust asset may be titled to reflect this authority, including the designation "and/or".

TAXPAYER IDENTIFICATION NUMBER

The Trust uses the Social Security number of either Settlor as its Taxpayer Identification Number. No separate tax identification number is required while this Trust is revocable and the Settlers or either of them is acting as Trustee.

REVOCABILITY OF TRUST

The Trust is revocable. The persons holding the power to revoke or amend the Trust are DOUGLAS E. LIVELY and CONNIE M. LIVELY.

ADDRESS OF THE TRUST

The Trust uses the address of the Settlers/Trustees as its location. This address is currently 2571 Cedar Ridge Road, Twin Falls, Idaho 83301.

TRUSTEE AUTHORITY

- (1) Subject to state law, a Trustee may appoint an Attorney-in-Fact ("Power of Attorney") and delegate to such agent the exercise of all or any of the powers conferred upon a Trustee.
- (2) No purchaser or other person dealing with a Trustee shall be responsible for the application of any purchase money or thing of value paid or delivered to such Trustee, but the receipt by a Trustee shall be a full discharge; and no purchaser or other person dealing with a Trustee and no issuer, or transfer agent, or other agent of any issuer of any securities to which any dealings with a Trustee should relate, shall be under any obligation to ascertain or inquire into the power of such Trustee to purchase, sell, exchange, transfer, mortgage, pledge, lease, distribute or otherwise in any manner dispose of or deal with any security or any other property held by such Trustee or comprised in the trust fund.
- (3) The certification of a Trustee and/or the agent of a Trustee that such person is acting according to the terms of the Trust shall fully protect all persons dealing with such Trustee and/or agent. Any person may rely upon the certification of any Trustee as to the matters which are not contained in this Certification of Trust, including a further enumeration of the Trustee's powers.

A person who acts in reliance on this Certification of Trust without knowledge that the representations contained in this Certification of Trust are incorrect is not liable to any person for so acting and may assume without inquiry the existence of the facts contained in this Certification. Knowledge of the terms of the Trust may not be inferred solely from the fact that a copy of all or part of the trust instrument is held by the person relying on the certification. A person who in good faith enters into a transaction in reliance on this Certification of Trust may enforce the transaction against the trust property as if the representations contained in this Certification of Trust were correct.

TRUSTEE'S POWERS

The Trustee shall have, in general, the power to do and perform any and all acts and things in relation to the trust fund in the same manner and to the same extent as an individual might or could do with respect to his or her own property including the power to buy, sell, hold, transfer, convey, or exercise any ownership rights in any asset for the Trust by executing any appropriate document, or by an oral demand to buy or sell a security; to maintain, deposit or to withdraw from any bank, brokerage or mutual fund account (including margin accounts), and to sign checks or drafts on any such account; to purchase or exercise rights in any life insurance or annuity contracts; and to borrow and pledge any Trust asset as security. In addition to the above, the Trustee shall

have all of the powers authorized by the Idaho Code (I.C. Title 68) (as though such powers were set forth herein).

ADMINISTRATIVE PROVISIONS

- (1) The Trust was established under the laws of the state of Idaho and shall be administered according to the Idaho Code (I.C. Title 68), except as shall be specifically modified therein.
- (2) The Trust has not been revoked, modified, or amended in any manner that would cause the representations contained in this Certification of Trust to be incorrect.
- (3) This Certification of Trust is a true and accurate statement of the matters referred to herein concerning the Trust.
- (4) This Certification of Trust has been signed by both of the currently acting co-Trustees of the Trust.
- (5) Reproductions of this executed original (with reproduced signatures) shall be deemed to be original counterparts of this Certification of Trust and any person who is in possession of a photocopy of this executed Certification may, in good faith, rely upon the information it contains and shall not be liable to the Settlers, any Trustee or beneficiary for reliance upon the information herein contained.
- (6) No person shall have received notice of any event upon which the use of this Certification of Trust depends unless said notice is in writing and until the notice is delivered to said person.

IN WITNESS WHEREOF, the undersigned declare under penalty of perjury that the foregoing is true and correct and that they have executed this Certification of Trust on June 9, 2025, in Twin Falls County, Idaho.

Douglas E Lively
DOUGLAS E. LIVELY
 Settlor-Trustee

Connie M. Lively
CONNIE M. LIVELY
 Settlor-Trustee

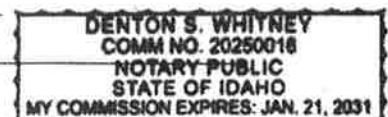
CERTIFICATE OF NOTARY PUBLIC

STATE OF IDAHO)
) ss.
 COUNTY OF TWIN FALLS)

On this 9th Day of June, 2025, before me the undersigned, a Notary Public in and for the State of Idaho, personally appeared DOUGLAS E. LIVELY and CONNIE M. LIVELY, personally known to me or proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to this instrument and who acknowledged its signing as the Settlers.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on this day and year aforesaid.

Denton S. Whitney
 NOTARY PUBLIC





IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 2, 2025

LIVELY LIVING TRUST
CONNIE M LIVELY & DOUGLAS E LIVELY, TRUSTEES
2571 CEDAR RIDGE RD
TWIN FALLS ID 83301-8607

Re: Change in Ownership for Water Right No(s): 37-10673

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence updating ownership of the above referenced water right(s). Per the documentation received, Lively Living Trust has been added to the water right record as a current owner, with Connie M Lively and Douglas E Lively listed as Trustees. The Department has modified its records and has enclosed a computer-generated report for you.

During processing, it was noted that the Notice of Change in Water Right Ownership form indicated that the above referenced water right should be split. After further review, it was determined that this water right does not need to be split. Because this water right will not be split, a refund in the amount \$75.00 has been submitted for processing and will be sent to Whitney Mediation & Legal Counsel LLC under separate cover.

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 208-293-9908.

Sincerely,

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Whitney Mediation & Legal Counsel LLC, Denton Whitney
William David Denton, Jr.
Susan Michele Klein

Maline, Denise

From: Maline, Denise
Sent: Tuesday, September 2, 2025 2:41 PM
To: IdwrPayable
Subject: Refund request - Denton Whitney
Attachments: Refund request - Denton Whitney (37-10673).pdf

Good afternoon,

Attached please find a refund request being submitted for processing.

Thank you,



Denise Maline, Administrative Assistant I
Idaho Dept. of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov

Idaho Department of Water Resources Receipt

Receipt ID: S040702

Payment Amount	\$100.00	Date Received	7/14/2025	Region	SOUTHERN
Payment Type	Check	Check Number	2547		
Payer	WHITNEY MEDIATION & LEGAL COUNSEL LLC; WHITNEY, DENTON S				
Comments	OWNERSHIP CHANGE FROM CONNIE MAE LIVELY TO THE LIVELY LIVING TRUST: 37-10673 (SPLIT)				

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$100.00	OWNERSHIP CHANGES/SECURITY INTERESTS	64140	0229	21		1155



Signature Line (Department Representative)

Change in Water Right Ownership: 37-10673

Water right does not need to be split. Correct fees = \$25.00

Please issue a \$75.00 refund to:

Whitney Mediation & Legal Counsel LLC

c/o Denton Whitney

710 Fillmore St Ste 300A

Twin Falls ID 83301

(614) 288-3654

DM 9.2.2025