



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

May 25, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

CHARLES A AND MARY F CREGO
PO BOX 324
BELLEVUE ID 83333

Re: SRBA Claim #02-209

Dear Mr. and Mrs. Crego,

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copy of the computer record of the claim noting the change in claimant. Review this record and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Carrie Hahn'.

Carrie Hahn
Office Specialist

Enc.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-209 V1

WATER RIGHT NUMBER: 2-209 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LOWELL LYTLE PO BOX 332 TWIN FALLS, ID 83301 (208)733-0997
Original Owner	FLORENCE LYTLE PO BOX 332 TWIN FALLS, ID 83301 (208)733-0997
Current Owner	CHARLES A CREGO PO BOX 324 BELLEVUE, ID 83333 (208)788-3669
Current Owner	MARY F CREGO PO BOX 324 BELLEVUE, ID 83333 (208)788-3669

Priority Date: 05/01/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	L11 (SE1/4NW1/4SE1/4)	Sec. 1,	Twp 08S,	Rge 13E, B.M.
GOODING County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	13E	1																	.7
															L 11				

Total Acres: 0.7

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-209 V1

1. THE AMOUNT DIVERTED UNDER THIS RIGHT SHALL BE LIMITED TO THE AMOUNT OF WATER AVAILABLE UNDER THE PRIORITY OF THIS RIGHT FROM RILEY CREEK AT THE ORIGINAL POINT OF DIVERSION IN NENWSE, LOT 7, S01, T08S, R13E.
2. S41 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS FEBRUARY 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 30, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 AND AFTER NOVEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. PROPERTY IS ALSO KNOWN AS LOT 7, GRIDLEY ISLAND SUBDIVISION.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. M02 LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED AS PART OF THE DIVERTING WORKS.

Remarks:Comments:

1. CLELLAND 4/10/1991 COPIED FROM REMARKS

Comment: P/D & P/U IN LOT 7 OF GRIDLEY ISLAND SUBD. TRANS. 2548 RENUMBER THIS WATER RIGHT IS BASED ON THE CLAIM A36-00055L.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			11/27/2002	rbrown	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/27/2002 9:10:40 AM	rbrown	Edited point location
POU	11/27/2002 9:17:23 AM	rbrown	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-209 V1

Summary 11/27/2002 9:28:29 AM rbrown

(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?
(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
(Yes) 5. Is an additional remark and/or condition required?
(Yes) 6. Would you like to view the recommended right?
(Yes) 7. Is this a split or combined right?
(No) 8. Do you have documents you would like to attach or link to the file?
(Yes) 9. Would you like to set the verification date?

Water Supply Bank:

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

MAY 24 2005

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

MAY 24 2005

Department of Water Resources
Southern RegionDepartment of Water Resources
Southern RegionPlease print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.Department of Water Resources
Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
2-209					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Florence Lytle and Lowell Lytle
PO Box 332 Twin Falls, ID 83301
4. New Owner/Claimant(s) Charles A Crego and Mary F. Crego
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 324
- City, State and ZIP Code Bellevue, ID 83333
- New Telephone Number (208) 788-3669
5. Date you acquired the property 05/18/2005

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

C. C. Cregg
Mary J. Cregg

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____	Date _____	WR _____ Date _____

WARRANTY DEED

#GG-06271

For Value Received

L. Ray Lytle and Florence Lytle, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Charles A. Crego and Mary F. Crego, husband and wife

Address: 1053 Gridley Drive, Hagerman, ID 83332

Mailing Address: P.O. Box 324, Bellevue, ID 83333

RECEIVED
MAY 24 2005
Department of Water Resources
Southern Region

[Handwritten signature]

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Lot 7 of Gridley Island Subdivision, Gooding County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the Recorder of said County.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Instrument # 211194

GOODING, GOODING, IDAHO
2005-05-18 03:52:59 No. of Pages: 2
Recorded for: LAND TITLE
HELEN EDWARDS Fee: 6.00
Ex-Officio Recorder Deputy *[Handwritten signature]*

Taxes for 2005 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of Gridley Island Water Association and the rights and powers of said Association as by law provided.

Any adverse claim based on the assertion that the location of the Snake River has moved.

Any adverse claim based on the assertion that some portion of said land is now or at any time has been within the boundaries of the Snake River or any other navigable body of water or by reason of the fact or claim that any portion or portions thereof have been rendered unnavigable by artificial means or have accreted to such portions so created.

Any rights, interests or easements in favor of the public which exist or are claimed to exist over any part of said land covered by water.

Power Line Easement given by Walter Gridley, a widower, to Idaho Power Company, a corporation, dated January 3, 1961, recorded March 10, 1964 as Instrument Number 10754, Gooding County records, affecting a portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, Township 8 South, Range 13, East Boise Meridian.

The effect of limited access provisions and other easements and conditions in a Warranty Deed from Walter Gridley, a widower, to the State of Idaho, dated August 1, 1959, recorded October 23, 1959 in Book 49 Page 610 as Instrument Number 139053, Gooding County records, as modified by Exchange Deed dated November 19, 1969, recorded December 1, 1969 as Instrument Number 30383, Gooding County records.

Restrictions contained in Warranty Deed given by John LeMoyne and Margaret LeMoyne, husband and wife to Charles E. Bolduc and Barbara J. Bolduc, husband and wife, dated June 26, 1969 and recorded September 16, 1969 as Instrument Number 29816, records of Gooding County, Idaho.

Page 2 of Warranty Deed

Easement given by John R. LeMoyce and Margaret LeMoyne, husband and wife, to the respective lot owners of Gridley Island Subdivision, dated July 31, 1975, recorded August 28, 1975 as Instrument Number 56081, Gooding County records, pertaining to the domestic water system, irrigation water system and access to pool area. ORDER GRANTING PARTIAL SUMMARY JUDGMENT dated March 12, 1984, recorded February 20, 1991 as Instrument Number 143743, Gooding County records, pertaining to access to the pool area and activities related to the maintenance, repair or replacement of the Gridley Island water system.

Grant of Easement by and between Robert E. Whipkey and Wanda M. Whipkey, husband and wife, Grantor and Gridley Island Water Association, Inc., Grantee, dated October 1, 1993 and recorded October 13, 1993 as Instrument Number 154343, Gooding County Records, Idaho.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

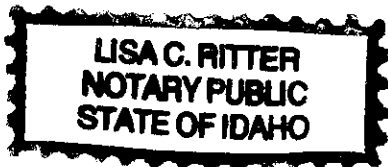
Dated: May 10, 2005

L. Ray Lytle
L. Ray Lytle

Florence Lytle
Florence Lytle

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

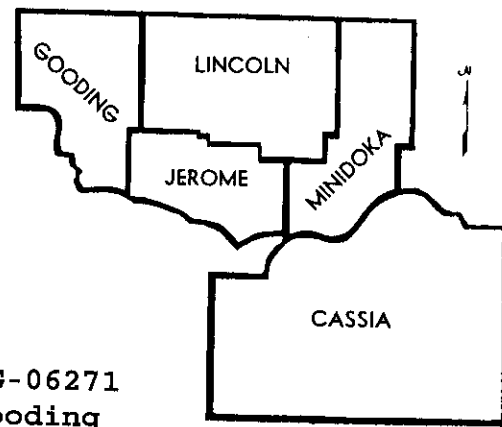
On this 17 day of May, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared L. Ray Lytle and Florence Lytle, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



[Signature]
Notary Public
Residing at: Hagerman, ID
My Commission expires: 10/3/10

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: GG-06271
OFFICE: Gooding

May 23, 2005

Department of Water Resources
Southern Region
1341 Fillmore Suite 200
Twin Falls, Idaho 83301

RECEIVED
MAY 24 2005
Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership
From Lytle To Crego
Cert Mail 7003 2260 0007 6342 4815

Dear Sirs:

At the request of the buyer, we are forwarding to your office the following in connection with the above referenced:

- Notice of Change of Water Right Ownership on
L. Ray Lytle and Florence Lytle To Charles A and Mary F Crego
for Water Right Number 2-209
- Copy of Deed #211194
- Copy of Map

Thank you,

LAND TITLE AND ESCROW, INC.

A handwritten signature in black ink, appearing to read "Brenda Evers".

Brenda Evers
(208) 934-8477
P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc: Charles and Mary Crego
PO Box 324
Bellevue, ID 83333



35/36
2/1

36/37
1/6