

RECEIVED

NOV 04 2019

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
78-7088	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-10193	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Delpha J. Hutchison
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David S. Dalgetty and Bridget E. Reardon
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or
- 1214 S. Ada Street Nampa ID 83686
Mailing address City State ZIP
(808) 579-8909 reardal@aol.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: 10/17/2019
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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 # 78-7088

8. Signature: David S. Dalgetty 11/1/19
Signature of new owner/claimant Title, if applicable Date
Signature: Bridget E. Reardon 11/1/19
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by KT Date 11/04/2019 Receipt No. W047855 Receipt Amt. 50.00
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 KT Processed by KT Date 11/19/2019

(Space Above For Recorder's Use)

WARRANTY DEED

For value received, D AND G LAND, LLC, an Oregon limited liability company, ("Grantor"), does hereby grant, bargain, sell and convey to DAVID S. DALGETTY and BRIDGET E. REARDON, a married couple, ("Grantees"), whose mailing address is: 1214 S. Ada St, Nampa, ID 83686, and Grantees' heirs, successors and assigns forever, the following described real property situated in Idaho County, State of Idaho, (hereafter the "subject premises"):

Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho,
Section 27:

A parcel of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:
Commencing at the section corner common to Sections 26, 27, 34, and 35, said
Township and Range;
thence running West along the section line, 245.3 feet;
thence N 07°20' W, 700 feet;
thence N 09°56' W, 199.4 feet to the Real Point of Beginning;
thence N 37°29' W, 210.6 feet;
thence S 63°36' W, 205 feet to the East bank of the Little Salmon River;
thence southerly along said East bank, 210 feet, more or less;
thence N 62°56' E, 245 feet to the Real Point of Beginning.
Sometimes known as Assessor's Tax No. 34.

ALSO:

A parcel of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 27, more particularly
described as follows:
Commencing at the section corner common to Sections 26, 27, 34, and 35, said
Township and Range;
thence running West along the section line, 245.3 feet;
thence N 07°20' W, 700.0 feet;
thence N 09°56' W, 199.4 feet;
thence N 37°29' W, 210.6 feet to the Real Point of Beginning;
thence N 37°29' W, 300.0 feet;
thence S 50°26' W, 163 feet to the East bank of the Little Salmon River;
thence southerly along said East bank, 258 feet, more or less;
thence N 63°36' E, 205 feet to the Real Point of Beginning.
Sometimes known as Assessor's Tax No. 35.

LESS:

A parcel of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 27, said Township and Range, more particularly described as follows:

Commencing at the section corner common to Sections 26, 27, 34 and 35 said Township and Range;

thence N 88°13'27" W, a distance of 245.30 feet along the line common to said Sections 27 and 34;

thence leaving said section line N 07°20'00" W, a distance of 700.00 feet;

thence N 09°56'00" W, a distance of 199.40 feet;

thence N 37°29'00" W, a distance of 210.60 feet;

thence N 37°29'00" W, a distance of 282.16 feet to a 1/2 inch diameter rebar with a plastic cap, the Real Point of Beginning;

thence continuing N 37°29'00" W, a distance of 17.84 feet;

thence S 50°26'00" W, a distance of 21.43 feet to a 1/2 inch diameter rebar with plastic cap;

thence S 88°56'27" E, a distance of 27.38 feet to Point of Beginning.

SUBJECT TO taxes and assessments for the current year, and all subsequent years, together with any and all existing easements, rights-of-way, reservations, covenants, restrictions and encumbrances of record, and the following matters:

1. County road rights of way as the same now exist.
2. Rights and easements in favor of the public for recreational uses of the Little Salmon River.
3. Any adverse claims based on the assertion that the location of the Little Salmon River has moved subsequent to its adoption as a title boundary.
4. Right of Way Deed, including the terms and provisions thereof, by and between MILES R. RICE and GENEVA R. RICE, his wife, Grantors, parties of the first part, and COUNTY OF IDAHO, Grantees, parties of the second part, recorded December 20, 1952, under Instrument No. 175348, Book 85 page 621, records of Idaho County, Idaho.
5. Easements and reservations in Decree, including the terms and provisions thereof, recorded July 7, 1947, under Instrument No. 156951, Book 7 page 204, records of Idaho County, Idaho, and further evidenced by Warranty Deed, recorded May 23, 1960, under Instrument No. 201575, Book 94 page 130; records of Idaho County, Idaho.
6. Power Line Easement, including the terms and provisions thereof, by and between J.S. WYMORE and JUANITA J. WYMORE, his wife, Grantor, and IDAHO POWER COMPANY, a corporation, Grantee, recorded July 20, 1962, under Instrument No. 209202, Book 97 page 357, records of Idaho County, Idaho.

7. Power Line Easement, including the terms and provisions thereof, by and between IDA M. CLARK, Grantor, and IDAHO POWER COMPANY, a corporation, Grantee, recorded March 28, 1968, under Instrument No. 229955, Book 108 page 230, records of Idaho County, Idaho.

8. Matters as shown on Survey No. S-1878, recorded July 13, 2001, under Instrument No. 417751; Survey No. S-2024, recorded April 21, 2003, under Instrument No. 428213; all records of Idaho County, Idaho, and unrecorded Survey dated October, 2019.

TOGETHER WITH any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the real property herein described.

The Grantor covenants to the Grantees that Grantor is the owner of the subject premises in fee simple; that the subject premises is free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims.

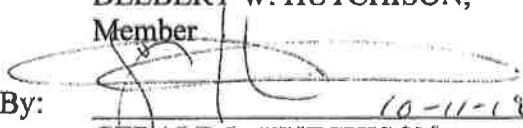
Except as otherwise expressly provided in this instrument, Grantor hereby declares pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event Grantor shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to possess, use or occupy the subject premises, or any portion thereof, for any purpose, with or without the knowledge of Grantor, it was not the intent of Grantor, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.

DATED this 11 day of October, 2019.

D and G Land, LLC, an Oregon
limited liability company,

By: 

DELBERT W. HUTCHISON,
Member

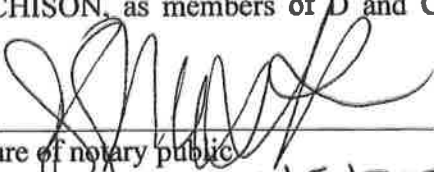
By:  10-11-19

GERALD L. HUTCHISON
Member

State of Idaho)
 : ss.
County of Idaho)

This record was acknowledged before me on October 11, 2019, by DELBERT W. HUTCHISON and GERALD L. HUTCHISON, as members of D and G Land, LLC, an Oregon limited liability company.





Signature of notary public
My commission expires: 11/5/2024

DROULARD LAND SURVEYING, INC.

JOEL W. DROULARD, PRES.
Professional Land Surveyor

POST OFFICE BOX 69
McCALL, IDAHO 83638

TELEPHONE 208-630-3423
E-MAIL JDROULARD@OUTLOOK.COM

October 9, 2019

A parcel of land located in the SE1/4 SE1/4 of Section 27, Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho, more particularly described as follows:

Commencing at the section corner common to Sections 26, 27, 34 and 35, Township 22 North, Range 1 East, thence N. 88° 13' 27" W., a distance of 245.30 feet along the line common to said Sections 27 and 34; thence, leaving said section line, N. 07° 20' 00" W., a distance of 700.00 feet; thence, N. 09° 56' 00" W., a distance of 199.40 feet; thence, N. 37° 29' 00" W., a distance of 210.60 feet; thence N. 37° 29' 00" W., a distance of 282.16 feet to a 1/2 inch diameter rebar with a plastic cap, the REAL POINT OF BEGINNING:

Thence, continuing N. 37° 29' 00" W., a distance of 17.84 feet,

Thence, S. 50° 26' 00" W., a distance of 21.43 feet to a 1/2 inch diameter rebar with a plastic cap,

Thence, S. 88° 56' 27" E., a distance of 27.38 feet to the Point of Beginning.

Bearings are based on Record of Survey Inst. No. 406300.



01/03/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 78-7088

NAME AND ADDRESS: DELPHA J HUTCHISON
PO BOX 293
COUNCIL ID 83612

SOURCE: LITTLE SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.030 CFS
1.50 AFY

PRIORITY DATE: 12/22/1976

POINT OF
DIVERSION: T22N R01E S27 SESE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.030 CFS

1.50 AFY

PLACE OF USE: IRRIGATION in IDAHO County

T22N R01E S27 SESE 0.50

2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right when combined with all other rights shall provide no more than .03 cfs nor more than 1.5 afa at the field headgate for irrigation of the land described above.

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: March 3, 1999

PAGE: 1

RIGHT NUMBER: 78-10193

NAME AND ADDRESS: DELPHA J HUTCHISON
PO BOX 365
WEISER ID 83672

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY-DATE: 09/23/1983

POINT OF DIVERSION T22N R01E S27 SESE Within IDAHO County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within IDAHO County
T22N R01E S27 SESE

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 22N01E279020



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

November 19, 2019

BRIDGET E REARDON
DAVID S DALGETTY
1214 S ADA ST
NAMPA ID 83686-2859

Re: Change in Ownership for Water Right Nos: 78-7088 and 78-10193

Dear Water Right Holders:

The Department of Water Resources Western acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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) 334-2190.

Sincerely,

Kensie Thorneycroft
Administrative Assistant 1

Enclosure