

RECEIVED

JUN 06 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
37-791B	Yes ☒		Yes ☐		Yes ☐
<i>split into</i>	Yes ☐		Yes ☐		Yes ☐
37-791B	Yes ☐		Yes ☐		Yes ☐
37-22883	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Patricia Gray, Bonnie Smith, Brent J. Smith
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Daniel T. McCrorey
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|-----------------|-------|-------|-------|
| 543 River Road | Bliss | ID | 83314 |
| Mailing address | City | State | ZIP |
| 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 3, 2014
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
- SUPPORT DATA**

SUPPORT DATA

7. This form must be signed and submitted with the following **REQUIRED** items: IN FILE # 31-791B
- 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.
- SCANNED
SEP 28 2017

IN FILE # 37-791B

SCANNED
SEP 2-8 2018

8. Signature: Daniel T. Mcary Signature of new owner/claimant Title, if applicable Date 6/3/14
- Signature: _____ Signature of new owner/claimant Title, if applicable Date _____

For IDWR Office Use Only:

Received by DM

Date _____

Processed by

Receipt No.

Date _____

Receipt Amt.

\$75
\$25-

WARRANTY DEED

#GG-12687

For Value Received

Bonnie Ann Smith, an unmarried person; Patricia Ann Smith Gray, who acquired title as Patty Gray, a married person AND Brent J. Smith, also known as Brent Smith, an unmarried person

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

Daniel T. McCrorey , an unmarried man
Address: 543 River Road, Bliss, ID 83314

DPM

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

See Attached Exhibit A

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 37-791B from the Idaho Department of Water Resources.

SUBJECT TO:

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

Taxes for 2014 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments levied or to be levied by any local irrigation district.

Easement given by Geo. Sherman and Mrs. D. L. Sherman to the Great Shoshone and Twin Falls Water Power Company, a corporation, dated February 4, 1911, recorded January 19, 1912 in Book 20 Page 552 as Instrument Number 25641, Gooding County records, affecting the N½SE¼ and SW¼NE¼ of Section 21, Township 6 South, Range 13, EBM.

Terms and conditions of a Memorandum Agreement by and between E. S. Ayres and Carrie Ayres, husband and wife, parties of the first part, and S. E. Black and Rose A. Black, husband and wife, parties of the second part, and Eliza J. Black, a widow, party of the third part, dated June 10, 1924, recorded June 13, 1924 in Book 28 Page 473 as Instrument Number 36849, Gooding County records, per-taining to the construction, maintenance, easement and right of way of a cement head at the intake of an iron pipe and cement pipe leading into Montana Ditch below what is known as Decker Springs located on a portion of the NW¼SE¼ of Section 21, Township 6 South, Range 13, EBM.

Right of Way contained in Deed given by John H. Ayres and Esther K. Ayres, husband and wife, to Aldrich E. Bowler and Lilion D. Bowler, husband and wife, dated July 14, 1947, recorded July 14, 1947 as Instrument Number 101674, Gooding County records, per- taining to a right of way 16 feet in width for the purpose of ingress and egress over Lot 2 of Section 21, Township 6 South, Range 13, EBM.

-continued-

Page 1 of 3

Instrument # 248446

GOODING, GOODING, IDAHO

6-4-2014 03:47:10 No. of Pages: 5

Recorded for : LAND TITLE & ESCROW

DENISE M. GILL

Fee: 22.00

Ex-Officio Recorder Deputy



CONTINUATION

Power Line Easement given by Aldrich Bowler and Lilion D. Bowler, husband and wife, to Idaho Power Company, a corporation, dated July 3, 1947, recorded April 15, 1948 in Book 6 Page 313 as Instrument Number 105393, Gooding County records, affecting Lot 2 of Section 21, Township 6 South, Range 13, EBM.

Power Line Easement given by John H. Ayres and Esther K. Ayres, husband and wife, to Idaho Power Company, a corporation, dated April 6, 1953, recorded August 11, 1953 in Book 7 Page 261 as Instrument Number 121909, Gooding County records, affecting Lot 2 less Tax No. 2 and Tax No. 5 of Section 21, Township 6 South, Range 13, EBM.

Easements as set forth in Corporation Warranty Deed by and between Riverside Ranches, Inc., and Maurice Smith, a married man dealing with his sole and separate property recorded August 30, 1988 as Instrument Number 133388, records of Gooding County, Idaho.

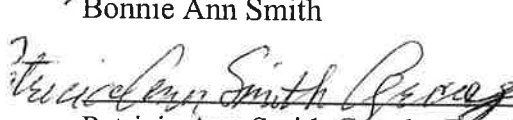
Grant of Easement by and between Bonnie Ann Smith, individually and in her capacity as Attorney-in-fact for Brent J. Smith and Patricia Ann Smith Gray ("Grantor") and Ted Talbott, Conservator of the Estate of Laurence J. Smith; and James T. Talbott and Vernita A. Talbott, husband and wife ("Grantee"), dated May 14, 2012 and recorded May 14, 2012 as Instrument Number 241150, Gooding County records, granting a non-exclusive easement for water pipeline, utilities, ingress and egress.

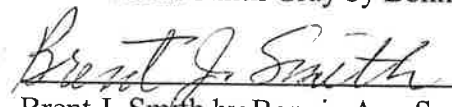
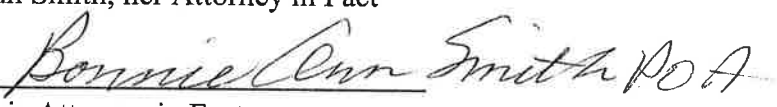
Grant of Easement by and between Bonnie Ann Smith, individually and in her capacity as Attorney-in-fact for Brent J. Smith and Patricia Ann Smith Gray, ("Grantor") and Ted Talbott Conservator of the Estate of Laurence J. Smith ("Grantee") dated May 14, 2012; recorded May 14, 2012 as Instrument Number 241153 Gooding County records, granting a non-exclusive easement for water pipeline, utilities, ingress and egress.

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: June 3, 2014

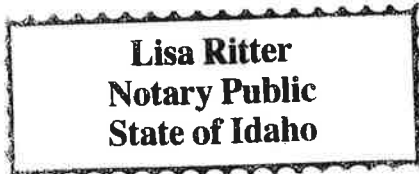

Bonnie Ann Smith

 By 
Patricia Ann Smith Gray by Bonnie Ann Smith, her Attorney in Fact

 By 
Brent J. Smith by Bonnie Ann Smith, his Attorney in Fact

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 3 day of June, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared **Bonnie Ann Smith**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

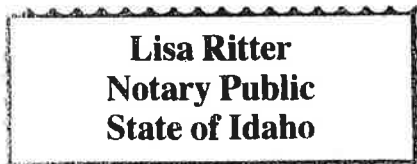




Notary Public
Residing at: Gooding, ID
My Commission expires: 10/8/16

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 3 day of June, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared Bonnie Ann Smith, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of Patricia Ann Smith Gray and acknowledged to me that she subscribed the name of Patricia Ann Smith Gray thereto as principal, and her own name as Attorney-In-Fact.

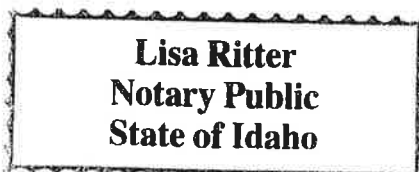


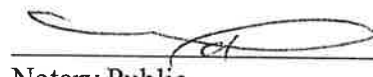


Notary Public
Residing at: Gooding, ID
My Commission expires: 10/8/16

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 3 day of June, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared Bonnie Ann Smith, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact Brent J. Smith and acknowledged to me that she subscribed the name of Brent J. Smith thereto as principal, and her own name as Attorney-In-Fact.





Notary Public
Residing at: Gooding, ID
My Commission expires: 10/8/16

Exhibit A

Order Number: GG-12687

PARCEL 1:

TOWNSHIP 6 SOUTH, RANGE 13, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 21: That part of Lot 2 and the NW¼SE¼ described as follows:

Commencing at a 5/8-inch iron pin with a yellow plastic cap imprinted PLS 884 marking the Center ¼ corner of said Section 21, and from which a ½-inch iron pin with a yellow plastic cap imprinted PLS 8806 marking the West ¼ corner of said Section 21 bears North 89°12'39" West at a distance of 2651.95 feet;

Thence along the Northerly line of said Lot 2, North 89°12'39" West (North 89°46'34" West, Record), a distance of 18.06 feet (15.52 feet, Record) to a point at the center of River Road, also known as old U.S. 30 and being formerly known as the Idaho Pacific Highway;

Thence along the center of said River Road the following bearings and distances:

South 28°55'24" East, a distance of 123.87 feet;

Thence South 28°49'15" East, a distance of 65.55 feet to the beginning of a curve concave to the West having a radius of 1047.44 feet, a central angle of 20°16'47" and being subtended by a chord which bears South 18°41'11" East 368.81 feet;

Thence Southeasterly and Southerly along said curve, a distance of 370.74 feet;

Thence South 08°34'17" East, a distance of 57.42 feet to the beginning of a curve tangent to said line;

Thence Southerly a distance of 13.28 feet along the curve concave to the East, having a radius of 897.06 feet, a central angle of 0°50'53" and being subtended by a chord which bears South 08°59'43" East 13.28 feet to the POINT OF BEGINNING of this land description;

Thence along the line of an East/West fence extended as necessary, South 89°11'12" West, a distance of 25.28 feet to a ½-inch rebar with an orange plastic cap imprinted PLS 9858;

Thence along said fence and said fence extended, South 89°11'12" West, a distance of 177.45 feet to a ½-inch rebar with an orange plastic cap imprinted PLS 9858 near a fence corner;

Thence along a fence, South 00°22'22" East, a distance of 252.13 feet to a ½-inch rebar with an orange plastic cap imprinted PLS 9858;

Thence South 23°35'31" West, a distance of 81.98 feet to a ½-inch rebar with an orange plastic cap imprinted PLS 9858;

Thence South 25°37'58" West, a distance of 82.62 feet to a ½-inch rebar with an orange plastic cap imprinted PLS 9858;

Thence South 00°22'22" East, a distance of 123.50 feet to a ½-inch rebar with an orange plastic cap imprinted PLS 9858;

Thence South 88°55'45" East, a distance of 369.09 feet to an axle;

Thence North 83°29'31" East, a distance of 121.27 feet to a 5/8-inch iron pin with an orange plastic cap imprinted PLS 8077 at the center of said River Road;

Thence along the center of said River Road the following bearings and distances:

North 28°04'31" West, a distance of 112.08 feet;

Thence North 28°02'55" West, a distance of 98.42 feet;

Thence North 26°21'20" West, a distance of 125.05 feet;

Thence North 22°27'14" West, a distance of 52.95 feet;

Thence North 17°45'37" West, a distance of 50.09 feet to the beginning of a curve tangent to said line;

Thence Northerly a distance of 130.59 feet along the curve concave to the East, having a radius of 897.06 feet, a central angle of 8°20'27" and being subtended by a chord which bears North 13°35'23" West 130.47 feet to the POINT OF BEGINNING.

CONTINUATION

Exhibit A

Order Number: GG-12687

PARCEL 2:

A non-exclusive easement for water pipeline, utilities, ingress and egress for the benefit of Parcel No. 1, as created by Grant of Easement by and between Bonnie Ann Smith, individually and in her capacity as Attorney in Fact for Brent J. Smith and Patricia Ann Smith Gray, ("Grantor") and Ted Talbott, Conservator of the Estate of Laurence J. Smith ("Grantee"), dated May 14, 2012, recorded May 14, 2012, as Instrument Number 241153, Gooding County records, described as follows:

TOWNSHIP 6 SOUTH, RANGE 13, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 21: Part of Lot 2 and Part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, being a fifteen (15) feet wide strip of land along the South line of a parcel of land conveyed to Bonnie Ann Smith and Patty Gray by Quitclaim Deed recorded in the Gooding County Recorder's Office as Instrument Number 240460, and being more particularly defined as follows:

Commencing at a BLM brass cap marking the South Quarter corner of said Section 21, from which a 5/8" rebar with cap stamped PLS 884 marking the center of said Section 21 bears North 00°08'30" West at a distance of 2670.83 feet;

Thence North 00°08'30" West, a distance of 1556.56 feet (North 00°48'18" West, 1556.23 feet, Record) to the South line of said Smith/Gray parcel, being also the North line of a parcel of land conveyed to Leo E and Judith K. Ray by Conservator's Grant Deed recorded as Instrument Number 181482 in the Gooding County Recorder's Office, being also the POINT OF BEGINNING;

Thence along the common line between said Smith/Gray and Ray parcels, North 88°55'45" West, a distance of 488.15 feet (North 89°25'27" West, 488.11 feet, Record) to a 1/2-inch rebar with cap stamped PLS 9858 marking a point on the Easterly boundary of a parcel of land described in a Conservator's Grant Deed for the Estate of Laurence J. Smith and recorded as Instrument Number 222243 in the Gooding County Recorder's Office;

Thence along the common line between said Smith and Smith/Gray parcels, North 00°05'18" West, a distance of 15.00 feet;

Thence along a line parallel to and fifteen (15) feet distant from the common line between said Smith/Gray and Ray parcels, South 88°55'45" East, a distance of 787.22 feet;

Thence continuing along a line parallel to and fifteen (15) feet distant from said Smith/Gray and Ray common line, North 83°29'31" East, a distance of 114.34 feet to the center of River Road, also known as Old Highway 30;

Thence along the center line of said road, South 28°03'40" East, a distance of 16.13 feet to the common line between said Smith/Gray and Ray parcels;

Thence along said common line between Smith/Gray and Ray parcels, South 83°29'31" West, a distance of 121.26 feet (South 82°56'14" West, 122.09 feet, Record) to a 1/2-inch rebar;

Thence continuing along said common line between the Smith/Gray and Ray parcels, North 88°55'45" West, a distance of 299.76 feet (North 89°25'17" West, 299.31 feet, Record) to the POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 2, 2014

DANIEL MCCROREY
543 RIVER RD
BLISS ID 83314

RE: Change of Ownership / Split of Water Right Nos. 37-791B
Split into 37-791B (Smith & Gray) and 37-22883 (McCrorey)

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, 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 this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: Bonnie Smith, Patricia Smith & Brent Smith
Land Title & Escrow Inc. (GG-12687)



Land Title and Escrow, Inc.

Focused on Service, Positioned for the Future

RECEIVED

JUN 06 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

GG-12687

Gooding

June 5, 2014

Department of Water Resources
Southern Region
650 Addison Ave W #500
Twin Falls, ID 83301

RE: Notice of Change of Water Right Ownership

Cert Mail #7003 2260 0004 1201 7764

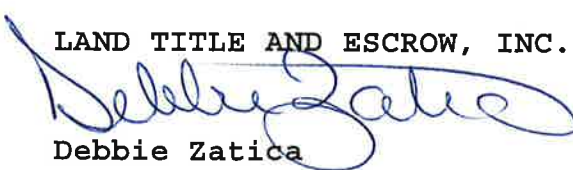
Dear Sirs:

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 for Water Right Number 37-791B
- Copy of Deed #248446

Thank you,

LAND TITLE AND ESCROW, INC.


Debbie Zatica

Escrow Assistant

(208) 934-8477

P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc:

Box 177 • Burley, Idaho • 83318
Ph: 208.878.3524
Fx: 208.878.4435
lteb@pmt.org

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Ph: 208.933.2650
Fx: 208.933.2655
ltetf@pmt.org

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Fx: 208.934.5890
lteg@pmt.org

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Fx: 208.436.1199
lter@pmt.org

Box 349 • Jerome, Idaho • 83338
Ph: 208.324.3357
Fx: 208.324.8961
ltej@pmt.org