
Claim 31-4053, 4054, 4055

Doc Source Claimant - 1951

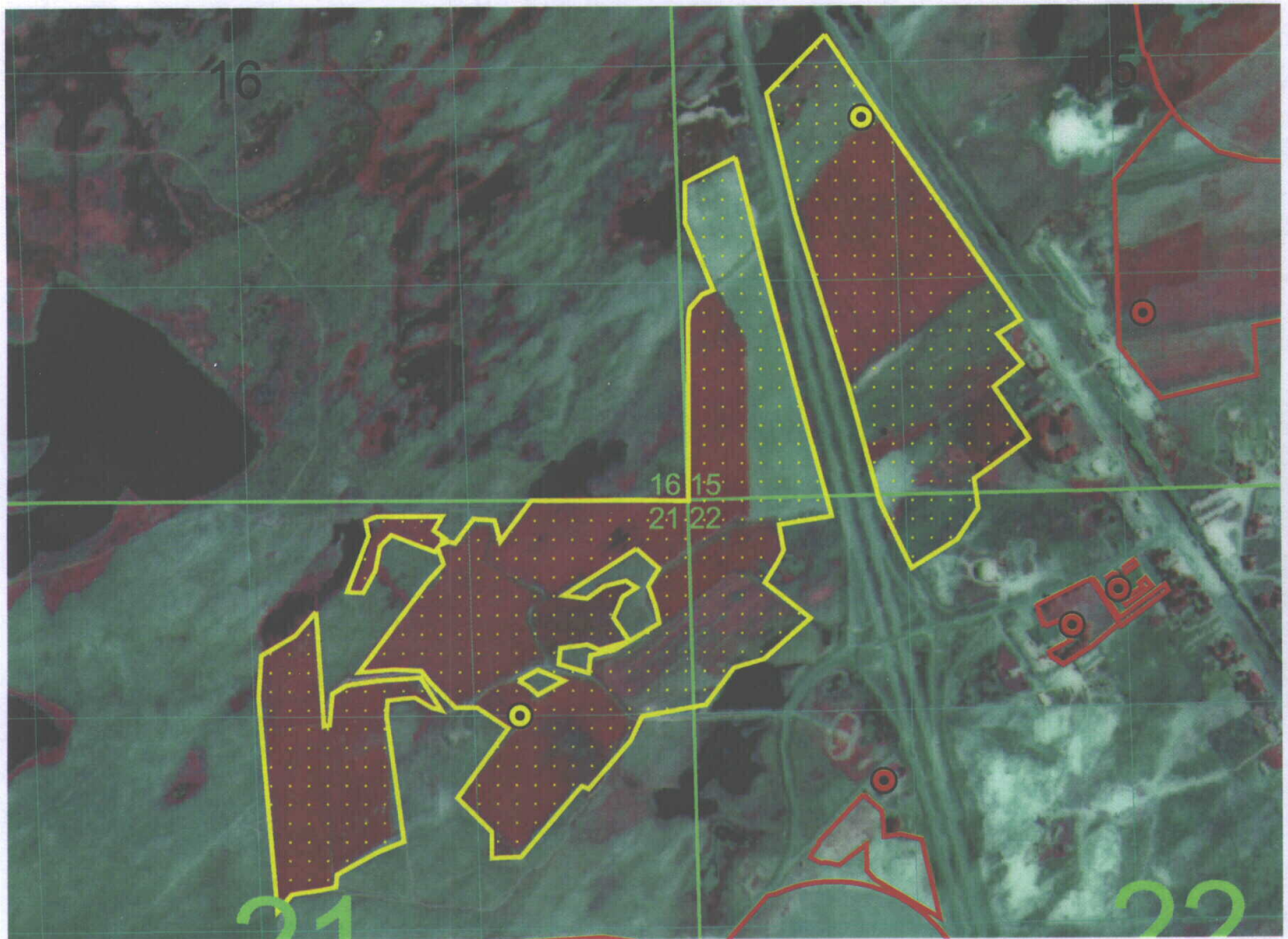
FCS - see attached

Date 2/13/01 Sig. Bac

Idaho Department of Water Resources

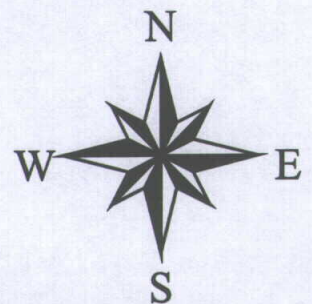
Water Right 31-4053, 31-4054, 31-4055

Township 7N Range 36E Section 15, 21



0 1320 Feet

-  Point of Diversion
-  Point of Diversion - Other Rights
-  Place of Use
-  Place of Use - Other Rights
-  Quarter-quarter Sections
-  Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 31-4053
Date Received: 10/12/88
Receipt No: E003080
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WALKER LAND & CATTLE CO Phone: (208)754-4696

PO BOX 129
MENAN ID 83434

2. Date of Priority: 03/22/1926

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	36E	15	SE SE SW	JEFFERSON	

5. Description of diverting works:

8" WELL 180' DEEP, 3 HP. MOTOR, OPEN DISCHARGE INTO DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1	

7. Total Quantity Appropriated is:
1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	36E	15	SE	SW	IRRIGATION	32
			SW	SW	IRRIGATION	5
					Section Acres	37
					Total Acres	37

11. Place of use in counties: JEFFERSON

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Statutory Claim

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-4053

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILMA WADE 2119 OLD BUTTE HWY HAMER, ID 83425 (208)662-5443

Priority Date: 03/22/1926
Basis:
Status: Disallowed

<u>Source</u>	<u>Tributary to</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	1 CFS		
Total Diversion			1 CFS		

Point(s) of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07N	36E	15	SE SE SW	0	JEFFERSON

IRRIGATION Use:
Acre Limit: 37

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	36E	15		SWSW	5		SESW	32						

Total Acres: 37

Conditions of Approval:

1. P01 NO LAWFUL APPROPRIATION SHOWN: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is PROPOSED to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is PROPOSED to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

Remarks:

1. General NO LAWFUL APPROPRIATION SHOWN.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
bcontor	11/16/00	Disallowal, review	See eCVR 31-4055 and comments.

Dates:

Licensed Date:
 Claim Received Date: 10/12/1988
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date:
 Date Filed with Court:
 Objection Filed Date:
 SF5 Filed:
 Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Review Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POD	11/16/00 2:09:32 PM	bcontor			In Process
Priority Date	11/16/00 2:08:19 PM	bcontor			In Process
Quantity	11/16/00 2:09:37 PM	bcontor			In Process
Season	11/16/00 2:09:36 PM	bcontor			In Process
Source	11/16/00 2:09:33 PM	bcontor			In Process
Summary	11/16/00 2:09:27 PM		11/16/00 2:09:27 PM	bcontor	Complete
Use	11/16/00 2:09:35 PM	bcontor			In Process

Other Information:

Receipt Number(s):
 State or Federal: S
 Owner Name Connector:
 Overall Max Diversion Rate: 1
 Overall Max Diversion Volume: 0
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log Text</u>
POD	11/16/00 2:09:31 PM	bcontor	1. (YES) The basis is beneficial use.
Priority Date	11/16/00 2:08:17 PM	bcontor	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (YES) The basis of claim is beneficial use. 4b. (NO) The priority date was not claimed after the date a permit was required for the source and water use. 10. (NO) The claim file does not contains sufficient evidence of priority date. 11. (NO) Additional evidence of priority date has not been submitted. 12. (NO) The claim is not recommended.
Quantity	11/16/00 2:09:36 PM	bcontor	1. (YES) The basis of claim is beneficial use.
Season	11/16/00 2:09:35 PM	bcontor	1. (YES) The basis of claim is beneficial use.
Source	11/16/00 2:09:33 PM	bcontor	1. (YES) The basis is beneficial use.
Summary	11/16/00 2:09:26 PM	bcontor	1. (YES) The basis of the claim is beneficial use. 2. (NO) All the water being used for all the purposes is not being claimed and to the extent it was claimed. 4. (NO) A portion of the claim is being recommended. 7. (YES) Additional condition was required. 8. (YES) Wanted to view the recommended right. 9. (NO) This is not a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.
Use	11/16/00 2:09:34 PM	bcontor	1. (YES) The basis of claim is beneficial use.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A31-04053
Date Received: 10/12/1988
Receipt No: E003080
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILMA WADE 208-662-5443
Address: 2119 OLD BUTTE HWY
HAMER, ID 83425

2. Date of Priority: MAR 22, 1926

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township Range Sec
07N 36E

County
JEFFERSON

5. Description of diversion:
8" WELL 180' DEEP,

TO DITCHES.

6. Water is used for the

Purpose
IRRIGATION

(or) A.F.A.

7. Total Quantity Appro:
1.000 C.F.S

8. Total consumptive use

r Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	36E	15	SW	SW	IRR	5.0
			SE	SW	IRR	32.0

Section Acres 37.0

A31-04053

Page 1

Date: 10/12/88

MICROFILMED

NOV 17 1992

A3104053

Note 3
Wilma Wade rights -
only 2 wells used -
counter prove ?
see wmd
near.

10. Place of Use: Continued

Total Acres 37.0

11. Place of use in counties: JEFFERSON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

Milma Wade

Date:

Oct 12, 1988

Date: _____

State of Idaho)

County of

Bonneville

) SS.

Subscribed and sworn (or affirmed) before me this 12 day

of Oct

19 88

Ernest Carlson

Notary Public

Residing at

Idaho Falls ID

My Commission Expires

14 June 1994



A31-04053

Page

2

Date: 10/12/88

MICROFILMED

NOV 17 1992

BM 4804

NATIONAL

T
7
N

R36E

10

Well

4867

R E F

A31-04054

16

A31-04053

Harbor Well

21

22

A31-04055

Well

4792

4795

28

27

26

Well

Well

BM 4816



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 9, 2001

WALKER LAND & CATTLE CO
PO BOX 129
MENAN ID 83434

RE: CHANGE IN OWNERSHIP FOR A31-04053, A31-04054,
A31-04055

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

BC 2/23/01
OK BAC 3/9/01
RECEIVED
FEB 20 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please 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
Eastern 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, 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
A 31-04053	100%				
A 31-04054	100%				
A 31-04055	100%				

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) are 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) WILMA WADE

2119 OLD BUTTE HIGHWAY

4. New Owner/Claimant(s) Hamer, IDAHO 83425

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address WALKER LAND & CATTLE CO.

City, State and ZIP Code P.O. Box 129

New Telephone Number (208) 754-4696

5. Date you acquired the property 1990

(more on reverse)

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)

Walker Land & Cattle Co. by Blair Walker

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 _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

AMERICAN LAND TITLE

Form No. 321-WARRANTY DEED-10-20-20

THIS INDENTURE, made this 10 day of April, 1990,
between WILMA WADE, individually and as Personal Representative of the
Estate of ROBERT M. WADE of Jefferson County, Idaho
the party of the first part and ROLAND N. WALKER and SALLY WALKER, husband and wife,
1730 Raymond Drive
of Idaho Falls County of Bonneville State of Idaho
the party of the second part,

WITNESSETH, that the said party of the first part, for and in consideration of the sum of
Ten (\$10) ----- Dollars
lawful money of the United States of America and other good and valuable consideration
to party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged,
has granted, bargained, sold, and by these presents, does grant, bargain, sell and convey and confirm unto the said
party of the second part, and to party of the second part's heirs and assigns, forever, all the following described real
estate situated in
State of Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH APPURTENANT WATER RIGHTS THERETO.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or
in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits
thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said
party of the first part.

TO HAVE AND TO HOLD all and singular the above mentioned and described premises together with the
appurtenances unto the party of the second part, and to party of the second part's heirs and assigns forever. And the
said party of the first part, and said party of the first part's heirs shall and will warrant and by these presents for-
ever defend the said premises in the quiet and peaceable possession of the said party of the second part, and party
of the second part's heirs and assigns, against the said party of the first part, and party of the first part's heirs, and
against all and every person and persons whomsoever, lawfully claiming or to claim the same.

In construing this deed and where the context so requires, the singular includes the plural.
IN WITNESS WHEREOF, the said party of the first part hereunto has set his hand.

Wilma Wade
WILMA WADE, individually and as
Personal Representative of the
Estate of ROBERT M. WADE
STATE OF IDAHO.

County of Jefferson ss.
On this 10 day of April, in the year 19 90, before me
the undersigned, a Notary Public in and for said State, personally appeared
WILMA WADE

known to me to be the person whose name is subscribed to the within instru-
ment, and acknowledged to me that s/he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year in this certificate first above written.

Rolland N. Walker
Notary Public for the State of Idaho
Residing at Idaho,
Commission Expires: 7/3/92

No. 253337
WARRANTY DEED
(FORM No. 321)

to
Dated 11-21 1990

AFTER RECORDING RETURN TO

SPACE RESERVED
FOR
RECORDER'S USE

RECEIVED BY
ASSESSOR
For PLATTING
Date 11-21-90 Time 4:40 PM Fees, \$ 6.10

STATE OF IDAHO,
County of Jefferson ss.
I hereby certify that this instrument
was filed for record at request of Rolland N. Walker
at 3.1 minutes past 9
o'clock P.M. this 21 day of
November, 1990, in my
office, and duly entered in Book
of _____
at page _____

Samuel K. Smith
Ex-Officio Recorder.
By 3.1 Deputy.

Township 7 North, Range 36 East of the Boise Meridian,
Jefferson County, Idaho
Section 15: SW1/4, SW1/4NW1/4 all lying West of the West
Right-of-Way line of Interstate I-15.

Section 21: NE1/4

Section 22: That portion of the NW1/4NW1/4 lying West of
the West Right-of-Way of I-15 and North of the North
Right-of-Way of the Hamer-Terreton Connection Road
EXCEPTING THEREFROM: Highway and lead right-of-ways as
set out in that certain Warranty Deed recorded as
Instrument No. 158660 on July 9, 1971 records of Jefferson
County, Idaho.

TOGETHER WITH appurtenant water.

TOGETHER WITH all personalty presently located thereon,
inclusive of fence posts, culverts, pumps, motors and
wells.

EXHIBIT A 1

WADE FARM (THAT PORTION EAST OF J-15)

AMERICAN LAND TITLE

CORRECTED WARRANTY DEED

Roland N. (Rollie) Walker and Sally Walker, husband and wife, the Grantors do hereby correct that certain Warranty Deed, dated December 19, 1991, and recorded with the Jefferson County Recorders Office as Instrument number 262338, recorded December 24, 1991 which did grant, bargain, sell and convey unto Walker Land & Cattle, by correcting the grantee to be Walker Land & Cattle Company, an Idaho general partnership, whose current address is P.O. Box 50660, Idaho Falls, Idaho 83405-0660, the Grantee, which involves the following described premises, in Jefferson County, Idaho, to wit:

TOWNSHIP 2 NORTH, RANGE 36 E, BLM, JEFFERSON COUNTY, IDAHO

Section 15: Beginning at a point that is N. 89 degrees 43'54" W. 1212.11 feet along the section line and N. 32 degrees 44'32" W. 3.87 feet from the South Quarter Corner of Section 15, the South Quarter Corner being located using the Corner Perpetuating and Filing Record signed by L.S. 760 on 1/14/82 and recorded at the Jefferson County Recorder's Office, and running then N. 32 degrees 44'32" W. 477.5 feet; then N. 57 degrees 15'28" E. 536.76 feet; then S. 32 degrees 44'32" E. 477.50 feet; thence S. 57 degrees 15'28" W. 536.76 feet to the point of beginning, containing 5.88 acres more or less.

TOGETHER WITH: a 66.5 foot wide access easement described as follows:

Beginning at a point in an existing east-west fence line that is N. 0 degrees 16'09" E. 11.7 feet from the South Quarter Corner of Section 15 and running then N. 89 degrees 36'50" E. 60 feet along the fence line to the southwesterly right of way line of the old U.S. Highway No. 91 (right of way line being southwesterly 160 feet perpendicular from the center line of the main track of the Union Pacific Railroad); then N. 32 degrees 5 feet W. 78.18 feet along the right of way line; then S. 89 degrees 38'50" W. 3.85 feet to the southeast corner of the property described in the deed recorded as Instrument No. 237291 in the Jefferson County Recorder's Office; then S. 89 degrees 36'50" W. 733.37 feet along the south line of the property extended; then N. 32 degrees 44'32" W. 211.30 feet to the southeasterly line of the above described parcel; then S. 57 degrees 15'28" E. 66.50 feet along the southeasterly line; then S. 32 degrees 44'32" E. 247.91 feet to an existing east-west fence line; then N. 89 degrees 36'50" E. 754.88 feet along the fence line to the point of beginning. The "Basis of Bearing" for this legal description is the center line of the main line of the Union Pacific Railroad which is assumed to be N. 32 degrees 5 feet W. as shown on the official plat of the original Townsite of Hamer, Idaho.

To have and to hold the said premises, with its appurtenances, tenements, and hereditaments thereunto belonging or in anywise appertaining, and the reversions, remainders, and rents, issues and profits thereof; and all estate, right, title and interest in and to the premises, as well in law as in equity, unto the said Grantee, Grantee's heirs and assigns forever. Grantors do hereby covenant to and with the said Grantee that Grantors are the owners in fee simple of said premises; that the above described realty is free from all encumbrances except the following:

Grantor will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantee and Grantee's heirs and assigns, against the said Grantor and Grantor's heirs, and against all and every person(s) or other entities, lawfully claiming any right thereto.

DATED:

April 8, 1994

Roland N. (Rollie) Walker

Sally Walker

272064

Microfilm No. _____
11 Day _____ 19 94
At _____ 5:00 P.M.
CONNIE M. KELLER
Jefferson Co., Recorder
Fee \$ 6.00 54 Deputy
Recorded at Request of _____

AMERICAN LAND TITLE

FORM No. 311—WARRANTY DEED—Idaho.

THIS INDENTURE, made this 9th day of November, 1990, between WILMA WADE, individually and as Personal Representative of the Estate of ROBERT M. WADE of Honor County of Jefferson, State of Idaho, the party of the first part and ROLAND N. WALKER and SALLY WALKER, husband and wife, 1730 Raymond Dr., of Idaho Falls, the party of the second part,

WITNESSETH, that the said party of the first part, for and in consideration of the sum of Ten (\$10) ----- dollars lawful money of the United States of America and other good and valuable consideration to party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents, does grant, bargain, sell and convey and confirm unto the said party of the second part, and to party of the second part's heirs and assigns, forever, all the following described real estate situated in County of Jefferson State of Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH APPURTENANT WATER RIGHTS THERETO.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned, and described premises together with the appurtenances unto the party of the second part, and to party of the second part's heirs and assigns forever. And the said party of the first part, and said party of the first part's heirs shall and will warrant and by these presents forever defend the said premises in the quiet and peaceable possession of the said party of the second part, and party of the second part's heirs and assigns, against the said party of the first part, and party of the first part's heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the said party of the first part hereunto has set his hand.

WILMA WADE, individually and as Personal Representative of the Estate of ROBERT M. WADE

STATE OF IDAHO,

County of Jefferson

On this 9th day of November, in the year 1990, before me

the undersigned

WILMA WADE, individually and as Personal Representative of the Estate

of ROBERT M. WADE,

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Notary Public for the State of Idaho
Residing at Rigby, Idaho.
Commission Expires: 7/31/93

No. 258333

WARRANTY DEED

(FORM No. 311)

TO

Dated 11-21-1990

AFTER RECORDING RETURN TO

SPACE RESERVED
FOR
RECORDER'S USE

RECEIVED BY

ASSESSOR

for PLATTING

Date 11-21-90 Time 4:40 PM

STATE OF IDAHO,
County of Jefferson

I hereby certify that this instrument was filed for record at request of

at 30 minutes past 4 o'clock P.M., this 21 day of November, 1990, in my office, and duly entered in Book of at page

Samia K. Still
Ex-Officio Recorder.

Fees, \$ 6.00 Deputy

Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho
 Section 15: SW 1/4, SW 1/4 NW 1/4 all lying East of the East Right-of-Way Line of
 Interstate I-15 and West of the Oregon Short Line Railroad right-of-way.
 EXCEPTING THEREFROM: That portion lying North of the following described line,
 said line being 1396.3 feet South and 250.4 feet East, and South 3°08' East 100
 feet, and North 86°52' East 104 feet to the West Line of Old State Highway #191,
 and in a Southeasterly direction along Old State Highway #191, 275 feet from the
 Northwest Corner of Section 15, Township 7 North, Range 36 East of the Boise
 Meridian. Said line being an existing fence line; thence Southwesterly along said
 fence line 386 feet to the East border of Interstate Highway I-15.
 ALSO EXCEPTING THEREFROM: Beginning at a point that is East 258.3 feet, North
 32°05' W. 1006.31 feet and S 57°55' W 162.00 feet from the South Quarter Corner of
 Section 15, Township 7 North, Range 36 East of the Boise Meridian; running thence
 S 57°55' W 110.0 feet; thence N 32°05' W 127.2 feet; thence S 57°55' W 40.00 feet;
 thence N 32°05' W 222.7 feet; thence N 57°55' E 180.0 feet; thence S 32°05' E 350.0
 feet to the point of beginning.
 ALSO EXCEPTING THEREFROM: Beginning at a point that is East 258.3 feet N 32°05' W
 1006.31 feet and S 57°55' W 162.0 feet from the South Quarter Corner of said
 Section 15, being the True point of beginning; thence S 57°55' W 117 feet; thence
 S 32°05' E 98 feet; thence N 57°55' E 117 feet; thence N 32°05' W 98 feet to the
 True Point of Beginning.
 ALSO EXCEPTING THEREFROM: Beginning at the SW Corner of said Section
 15 and running thence S 89°29' 49" E for a distance of 2655.06 feet; thence
 N 00°30' 11" E for a distance of 66.52 feet to the true point of beginning; thence
 N 31°27' 25" W for a distance of 239.00 feet; thence S 54°32' 34" W for a distance of
 300.00 feet; thence S 31°27' 25" E for a distance of 51.48 feet; thence S 89°35' 13"
 E for a distance of 353.26 feet to the true point of beginning.

Section 22: That portion of the NW 1/4 NW 1/4 lying East of the East Right-of-Way
 of I-15.

EXCEPTING THEREFROM: Highway and road right-of-ways.

EXHIBIT A

265101

31 August 72
At 932 a
Jefferson Co. Treasurer
Fee \$ 9.00 5.00 Deputy
Recorded at Request of
Paul M. Davis

QUITCLAIM DEED

For value received from Walker Land & Cattle Company, an Idaho Corporation does hereby convey, release, remise and forever quitclaim unto Walker Land & Cattle Company, a general partnership, whose address is 696 S. Bellin Road, Idaho Falls, Idaho, whose general partners consist of Blair and Celia Erickson, husband and wife; Roland N. (Rollie) and Sally Walker, husband and wife; Blair and Debbie Walker, husband and wife; and Keith and Allyson Walker, husband and wife; the following described premises, to wit:

PARCEL ONE

Township 4 North, Range 38 East of the Boise Meridian, Jefferson County, Idaho Section 14: N1/2SE1/4.

PARCEL TWO

Township 4 North, Range 38 East of the Boise Meridian, Jefferson County, Idaho
Section 13: Commencing at a point 100 rods South of the NW Corner of the NW1/4 of said Section and running thence South 60 rods; thence East 160 rods; thence North 60 rods; thence West 160 rods to the point of beginning.

PARCEL THREE

Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho

Section 15: SW1/4, SW1/4 NW1/4 all lying West of the West right-of-way line of Interstate I-15

Section 21: NE1/4

Section 22: That portion of the NW1/4 NW1/4 lying West of the West right-of-way of I-15 and North of the North right-of-way of the Hamer-Terretton connection road.

EXCEPTING THEREFROM: Highway and road right-of ways as set out in that certain Warranty Deed recorded as Instrument No. 158660 on July 9th, 1971, records of Jefferson County, Idaho.

WADE FARM

RECEIVED BY
ADRIAN L. SOR
COUNTY CLERK
8-31-72 Time 11:59am

PARCEL FOUR

Township 8 North, Range 36 East of the Boise Meridian, Jefferson County,
Idaho

Section 24: W1/2 W1/2

Section 23: E1/2, E1/2, W1/2

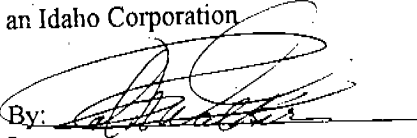
PARCEL FIVE

Township 8 North, Range 36 East of the Boise Meridian, Jefferson County,
Idaho Section 26: W1/2 E1/2, E1/2 W1/2

together with all water rights appurtenant thereto and all other appurtenances.

DATED: August 27, 1992

Walker Land & Cattle Company,
an Idaho Corporation

By: 
Its.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Blair Walker
Walker Land and Livestock
c/o Walker Produce
PO Box 129
Menan, ID 83434

Re: Wilma Wade Adjudication Claims A31-04053, A31-04054, A31-04055

Dear Mr. Walker:

In order to recommend these water rights to the court, I need some documentation of proof of priority.
Please refer to the enclosed letter and pamphlet.

In order to recommend these water rights to you, I need a "Notice of Change of Ownership" with
appropriate documentation.

Please call me at 525-7161 if you have questions.

Sincerely,

Bryce A. Contor
Senior Water Resource Agent

*copy of 2/9/2000 letter
blank notice of change
proof of priority pamphlet included
mailed 11/12/00
BAC*

8-18-51

18 Aug 1951

Photo of Homer Area
SHOWING WIDE RIVER
PRIOR TO I-15.
Copy of map from P.C.S.

Claim 31-4053, 4054
Doc Source Claimant
FCS
Date 2/13/01 Sig. huc

Claim 31-4053, 4054, 4055
Doc Source Claimant - 1951
FCS - attached
Date 4/13/01 Sig. [Signature]



Idaho Department of Water Resources

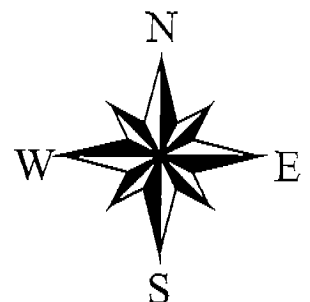
Water Right 31-4053, 31-4054, 31-4055

Township 7N Range 36E Section 15, 21



0 1320 Feet

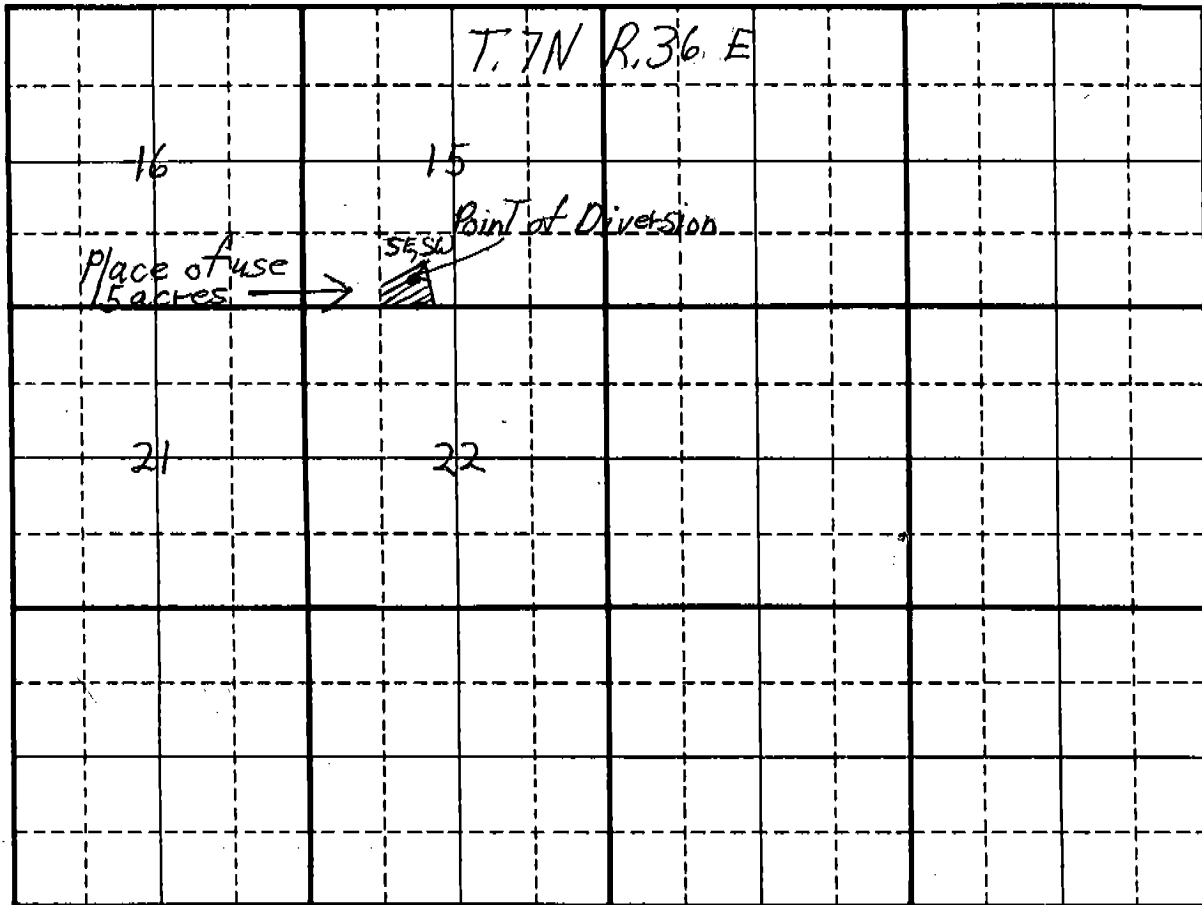
- Point of Diversion
- Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-quarter Sections
- Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Jefferson) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 20th day of November

Robert M. Wadsworth
(Claimant)

Gail M. Walker
Notary Public
Residing at Bigby

My commission expires lifetime

Received by kw Date 12/15/80 FOR DEPARTMENT USE ONLY
Prelim. check by kw Date 11/26/80 Exception filed by: _____ Date _____
\$30.00 fee received by kw Date 12/19/80 # 16127 Forwarded to claimant by: _____ Date _____
Published in Bigby States Dates 1/7 & 1/14/81

9314

9314

HEL/NW

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128.6

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21 22

P-5
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162

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13.2

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J
58

14.2 162

18

168

T 225

Area T 222

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83702-1718

RETURN SERVICE REQUESTED

RETURN TO SENDER
UNDELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

WILMA WADE
2119 OLD BUTTE HIGHWAY
HAMER ID 83425



RECEIVED

FEB 14 2000

Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

February 9, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Blair Walker
Walker Land and Livestock
c/o Walker Produce
PO Box 129
Menan, Idaho 83434

Dear Water User:

We are now reviewing Adjudication Claims in Administrative Basin 31. I need help with a couple of items regarding the Wilma Wade claims, numbers A31-04053, A31-04054, and A31-04055.

The first item is a "Notice of Change of Ownership." While we believe you are the current owner, until we receive official notice, we must send all official correspondence to Ms. Wade. Enclosed for your convenience is a form to fill out and mail in.

The other item is "Proof of Priority." In 1993, you were sent a letter that stated in part:

"As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that **diversion works** were in place, that they were **capable of delivering** the claimed diversion rate, and that the diverted water was **beneficially used** on the entire claimed place of use..."

The file does not contain adequate documentation for me to recommend your right as claimed. Please read the enclosed pamphlet and provide documentation to support the

claimed priority date. Please note that affidavits or statements of individuals must be "first person" statements (I saw... I farmed... I irrigated...), rather than "second person" (my father said... my brother observed...).

Enclosed for your convenience is a computer summary of your claims as filed with IDWR.

Please review these materials and respond as soon as possible. Please call me at 525-7161 (office) or 663-4853 (home) if you have questions.

Sincerely,


Bryce A. Contor

cc: Wilma Wade
2119 Old Butte Highway
Hamer, Idaho 83425

To: A31-04053 ✓
A31-04044
A31-04055
Fr: Bryce Contor *Bryce*
Date: 2/17/2000
Re: POD; PPU

The attached notes from NWMD files, based on an interview with Blair Walker, Mike Hathaway, and Gary Miller of Walker Land and Cattle on 6/16/1997. The complete notes are filed in file #1 of Walker Land and Cattle under the correspondence section.

The notes indicate that the POD for claim A31-04053 is no longer used but the POU is still irrigated from the wells claimed under A31-04054 and A31-04055.

Wells purchased from Wilma Wade, Address ID # 181

✓ 07N 36E 21 SENENE	Pivot	PCC W/TRACKING4 ✓
→ 07N 36E 15 SENENE	Handlines	PCC ✓
07N 36E 15 SESESW	(unused)	(none) ✓

ACTION:

- 1) Change ownership on district lists to Walker Land & Cattle, ID # 183. Walkers will file change of ownership with IDWR.
- 2) Walkers will talk to IDWR about transfer &/or amended claim on unused well. After that is done, remove well from district list. Do not remove water rights or CFS.

Wells purchased from Byron Lusk/Joyce Lucas, Address ID 107

*08N 36E 23 SENE	Lusk 1 & 3 214	PCC ✓
*08N 36E 23 NESE	Lusk 2 & 4 113	PCC ✓

ACTION:

- 1) Change ownership on district lists to Walker Land & Cattle, ID # 183. Walkers will file change of ownership with IDWR.

Well purchased from Mortensen, Address ID # 119

*08N 36E 26 NENE	PCC ?
------------------	-------

ACTION:

- 1) Change ownership on district lists to Walker Land & Cattle, ID # 183. Walkers will file change of ownership with IDWR.

Well purchased from Hoggan, ID # 83.

*06N 35E 2 NWNW	PCC ✓
-----------------	-------

Note: This well should have a decreed canal. co. water right and be measured by Water District 31. Walkers are in process of getting water right straightened out. If Water District 31 measures, this POD & water right will be removed from district.

ACTION:

- 1) Change ownership on district lists to Walker Land & Cattle, ID # 183. Walkers will file change of ownership with IDWR.

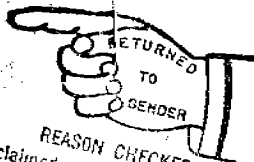
4 Pivot plus handlines.

CLAIM NO(S): A31-04053
 DATE: 2/17/2000 T 7N R 36E
 SOURCE OF DOC: GWMO (Walker Land & Cattle)
 SIGNATURE: Joyce A. Contor Correspondent

DEPARTMENT OF WATER RESOURCES
 EASTERN DISTRICT OFFICE
 900 N. SKYLINE DR.
 IDAHO FALLS, IDAHO 83402

2-11-93
 Blair Walker
 should call
 12th to set
 up appt to
 change
 ownership
 on 12th
 12th
 Go

REASON CHECKED
 Unclaimed _____
 Addressee unknown _____
 Insufficient address _____
 No such street _____ number _____
 No such office in state _____
 Do not remain in this envelope



*moved
 find
 deep*



745-9273
 Walker
 Land
 Walker
 Walker
 Walker
 Walker 96
 Walker 74

2-22-93

Contact made
again / Gary
"Will have"
Blair come

2-26-93

Gary worked / Blair.
Will send C/O &
EOP for these
rights in about
3 weeks.

FEB
10
1993
FBI



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Sagline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

FEBRUARY 9, 1993

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

*

RE: EVIDENCE OF PRIORITY

Dear Claimant(s):

The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

EVIDENCE OF PRIORITY

Page - 2 -

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

The Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by MARCH 9, 1993, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

Other Water Right Numbers Needing Evidence of Priority

MICROFILMED

APR 14 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718



REASON CHECKED
Unclaimed ☐ Refused ☐
Addressee unknown ☐
Insufficient Address ☐
No such street number ☐
No such office in state ☐
Do not remain in this envelope ☐

moved from exp.

WILMA WADE
2119 OLD BUTTE HWY
HAMER ID 83425

Jefferson County Sent

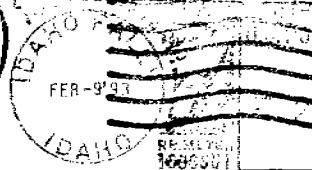
MICROFILMED

APR 14 1994

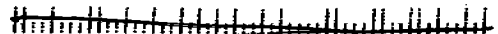
*7 N
36 E
15*

*POV SW SW
SE SW
POD*

745-9215



*Cattle
Walker
Land + Little
Roland + Sall
Walker*





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

FEBRUARY 9, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

A31-04053
WILMA WADE
2119 OLD BUTTE HWY
HAMER ID 83425

RE: EVIDENCE OF PRIORITY

Dear Claimant(s):

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It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

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MICROFILMED

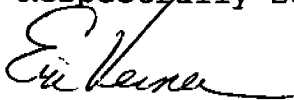
APR 14 1994

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Respectfully submitted,



Eric Verner
Senior Water Agent

EV:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

Other Water Right Numbers Needing Evidence of Priority

A31-04054
WILMA WADE
2119 OLD BUTTE HWY
HAMER ID 83425

A31-04055
WILMA WADE
2119 OLD BUTTE HWY
HAMER ID 83425

MICROFILMED

APR 14 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

FEBRUARY 9, 1993

WILMA WADE
2119 OLD BUTTE HWY
HAMER ID 83425

A31-04054 — 7N 36E 15
A31-04055 4053

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MICROFILMED

APR 14 1994

EVIDENCE OF PRIORITY

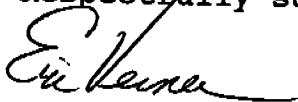
Page - 2 -

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Senior Water Agent

EV:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

Other Water Right Numbers Needing Evidence of Priority

MICROFILMED

APR 14 1994