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Documents
In File

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF ID/HO,
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: A63-19901
Date Received: 12/21/1989
Receipt No: W007215
Received By: PAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LA MOYNE WADE 208-454-8839
Address: 1024 WEST HOMEDALE ROAD
CALDWELL, ID 83605

OR

Name: S. KELLY WADE 208-454-8839
Address: 1024 WEST HOMEDALE ROAD
CALDWELL, ID 83605

2. Date of Priority: MAY 01, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	4	SW	SW	SW		CANYON

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	03W	4	SW SW		DOMEST	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
IRR. WATER

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: 0

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): + La Mayne Wade Date: + 12/21/89
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 21 day
of December 19 89 [Signature]
Notary Public

Seal

Residing at Bonnie Idaho
My Commission Expires 4/11/95

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-19901

NAME & ADDRESS: GARRY WADE
RUSSELL TODD WADE II
1024 W HOMEDALE RD
CALDWELL ID 83605

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 05/01/1972

POINT OF DIVERSION: T03N R03W S04 SWSWSW Within CANYON 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 CANYON County
T03N R03W S04 SWSW

OTHER PROVISIONS 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. 3R 21584
PROPERTY ALSO KNOWN AS LOT 4, BLK 1, DUNN'S PLAT.

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

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Right 63-19901
_____	)	

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 63-19901

From (Claimant/Seller):

Name of Claimant: LA MOYNE WADE
S KELLY WADE
Address: 1024 W HOMEDALE RD
CALDWELL ID 83605
Phone: (208) 454-8839

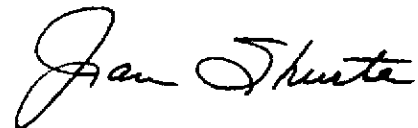
To (Claimant/Purchaser):

Name of Claimant: GARRY WADE
RUSSELL TODD WADE II
Address: 1024 W HOMEDALE RD
CALDWELL ID 83605
Phone: (208) 454-8839

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 16, 1999



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 16, 1999 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

LA MOYNE WADE
S KELLY WADE
1024 W HOMEDALE RD
CALDWELL ID 83605
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

GARRY WADE
RUSSELL TODD WADE II
1024 W HOMEDALE RD
CALDWELL ID 83605
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Jeri Harris
Signature of person or attorney mailing the form

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

RECEIVED

JAN 20 1999

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

RECEIVED

JAN 20 1999

WATER RESOURCES
WESTERN REGION1. Water Right or Adjudication Claim No(s): 63-199012. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Lamoyne Wade - S Kelly Wade
1024 W. Homedale Rd Caldwell Id 83605

4. New Owner/Claimant(s) GARY WADE or Russell Todd Wade II
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
 New Mailing Address 1024 W Homedale Rd.
 City, State and ZIP Code Caldwell, Id 83605
 New Telephone Number (208) 454-8839

5. Date you acquired the property 8-10-93

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 39 Number and type of stock None

Diversion rate in CFS 0.04 Number of homes 1 Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Gary Wade

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

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

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

THIS DEED OF TRUST, Made this
BETWEEN R. GARRY WADE

10th day of August

19 93.

herein called GRANTOR,

whose address is 1024 West Homedale, Idaho

PIONEER TITLE COMPANY OF CANYON COUNTY, an Idaho corporation, herein called TRUSTEE, whose address is
423 South Kimball, Caldwell, Idaho 83605, and THE ESTATE OF C. LAMOYNE WADE, deceased
herein called BENEFICIARY, whose address is

WITNESSETH: That Grantor does hereby irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST, WITH
POWER OF SALE, that property in the County of Canyon State of Idaho, described as follows,
and containing not more than twenty acres:

1972 Kit Mobile Home, Identification #CGBG65243CKFS2925
and the lot at 1024 West Homedale Road, Caldwell, Idaho,
more particularly described as: Lot 4, Block 1, Dunn's
Plat, City of Caldwell, County of Canyon, State of Idaho.

TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority hereinafter given to and conferred upon
Beneficiary to collect and apply such rents, issues and profits,

For the Purpose of Securing payment of the indebtedness evidenced by a promissory note, of even date herewith, executed by Grantor in the sum of
EIGHTEEN THOUSAND AND NO/100 ----- Dollars, (\$18,000.00)

final payment due
and to secure payment of all such further sums as may hereafter be loaned or advanced by the Beneficiary herein to the Grantor herein, or any or either
of them, while record owner of present interest, for any purpose, and of any notes, drafts or other instruments representing such further loans, advances
or expenditures together with interest on all such sums at the rate therein provided. Provided, however, that the making of such further loans, advances
or expenditures shall be optional with the Beneficiary, and provided, further, that it is the express intention of the parties to this Deed of Trust that it

December 4, 1996

To Whom It May Concern:

This letter is to verify that on November 2, 1996, Garry Wade made a payment on the property, at 1024 W. Homedale Road, Caldwell, Idaho. This transaction serves as the final payment, bringing the balance to \$0.00. (ZERO)

Thank You,

A handwritten signature in cursive script that reads "Kelly Wade".

Kelly Wade

Executor of the Estate of C. LaMoyne Wade

DATE: 04/12/99
PAGE: 1

(REGIONAL)

PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
05/01/1972	DOMESTIC	01-01 12-31	0.04 CFS
TOTAL DIVERSION:			0.04 CFS

0.04 CFS

Stage: BENEFICIAL USE

CANYON County

Place of use Legal Description for: DOMESTIC

MS

35

POU County: CANYON

Non-Irrigation Uses: 1 HOME

Other Rights: IRR. WATER

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PARCEL NO. 3R 21584
PROPERTY ALSO KNOWN AS LOT 4. BLK 1. DUNN'S PLAT.

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 04/12/1999 User-ID: LHARRIS Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT WAS AN OWNERSHIP CHANGE.

Audit: 04/12/99 L HARRIS



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 16, 1999

Re: Water Right No. 63-19901

GARRY WADE
RUSSELL TODD WADE II
1024 W HOMEDALE RD
CALDWELL ID 83605

Dear Garry & Russell:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water right, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Lori Harris'.

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1
Enclosures

cc: S. Kelly Wade

DATE: 06/19/98
PAGE: 1

PAGE: 1

DIVERSION RATE

0-04 CFS

0.04 CFS

Stage: BENEFICIAL USE

CANYON County

35

SESE	SWSE	SESE
Lt AC	Lt AC	Lt AC

••

- THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PROPERTY ALSO KNOWN AS LOT 4, BLK 1, DUNN'S PLAT.

Objection Filed Date:

Field Inspection Flag:

06/19/98 CWALKER

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A63-19901 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -
+ - - - - LAST NAME - - - - + + - FIRST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
WADE LA MOYNE

1 - 1024 WEST HOMEDALE ROAD
2 -
3 -
CITY- CALDWELL STATE- ID ZIP- 83605
PHONE - 208-454-8839
1 - 1024 WEST HOMEDALE ROAD
2 -
3 -
CITY- CALDWELL STATE- ID ZIP- 83605
PHONE - 208-454-8839

WADE S. KELLY

+ - - PRIORITY DATE - - - + + - - REGION - - - + + - - STAGE - - - + + - - STATUS - - - +
05/01/1972 14 WESTERN J - BENEFICIAL USE

+ - - SOURCE - - - - - + + - - TRIBUTARY - - - - - + + - - TRIBUTARY - - - - - +

+ - - POINT OF DIVERSION - - - - - + + - - STREAM INDEX (BLANK IF NO INDEX CODE) + - - STATUS - - - +

TWN RNG SEC TRACT LOT RFLG COUNTY DIVERSION RATE DIVERSION VOLUME

03N 03W 4 SW SW SW (27) CANYON WATER USE - - - - - + + - - TOTAL CONSUMPTIVE USE - - - + + - - KW USAGE - - +
+ - - CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040

+ - - TOTAL DIV. RATE - - - + + - - TOTAL DIV. VOLUME - - - + + - - TOTAL DIV. CAPACITY - - - + + - - TOTAL CONSUMPTIVE USE - - - + + - - KW USAGE - - +
0.040

+ - - TWN RNG SEC TRACT LOT ACRES PLACE OF USE DESCRIPTION COUNTY
03N 03W 4 SW SW 43 DOMESTIC (27) CANYON

+ - - DIVERSION MEANS - WELL AND PUMP

+ - - NON-IRRIGATION USE - D/I

+ - - OTHER RIGHTS FOR SAME USE - IRR. WATER

+ - - REMARKS - - - - - + NO REMARKS FOUND.

+ - - OLD WATER RIGHT NUMBERS - - - - - + NO OLD WATER RIGHT NUMBERS FOUND.

+ - - CONDITIONS OF APPROVAL - - - - - + NO CONDITIONS OF APPROVAL FOUND.

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - DECREE DATE - +
00/00/0000

-----+
- COMMENTS - - - - -
NO COMMENTS FOUND

[illegible]

CIVIL CASE NUMBER	-	
OLD CASE NUMBER	-	
OLD JUDICIAL DISTRICT	-	
TEMPORARY RIGHT	-	P
WATER DISTRICT	-	
FEDERAL/STATE INDICATOR	-	S
PRESUMPTION FLAG	-	

Lot 4 Blk 1 Dunn's Plat

CHECKED

~~SECRET~~ 1981 C 21877

WATER EXAMINER

FEB 14 1993