

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

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 35-02178G

2002 MAY 20 PM 4:15

DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED 31

NAME AND ADDRESS: ALBERT T WADA
CHRISTINE WADA
326 S 1400 W
PINGREE, ID 83262-1137

SOURCE: GROUNDWATER

QUANTITY: 1.80 CFS
500.00 APY

PRIORITY DATE: 07/08/1950

POINT OF DIVERSION: T01S R35E S21 SWNESE Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.80 CFS 500.00 APY

PLACE OF USE:	Irrigation		Within Bingham County
	T01S R35E S21	NENE 4.3	SENE 22.0
		NESE 37.0	NWSE 0.7
		SWSE 28.0	SESE 33.0
	125.0 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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

PROFILED

SCANNED
AUG 05 2005

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

DATE: NOV-10-1998

PAGE: A-8

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 35-02178G

NAME & ADDRESS: ALBERT T WADA
CHRISTINE WADA
326 S 1400 W
PINGREE ID 83262-1137

SOURCE: GROUNDWATER

QUANTITY: 1.8 CFS
500.0 AFY

PRIORITY DATE: 07/08/1950

POINT OF DIVERSION: T01S R35E S21 SWNESE Within BINGHAM County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	1.8 CFS 500.0 AFY

PLACE OF USE:	IRRIGATION	Within BINGHAM County
	T01S R35E S21	NENE 4.3 SENE 22 NESE 37 NWSE 0.7 SWSE 28 SESE 33
	125 ACRES TOTAL	

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

PROFILED

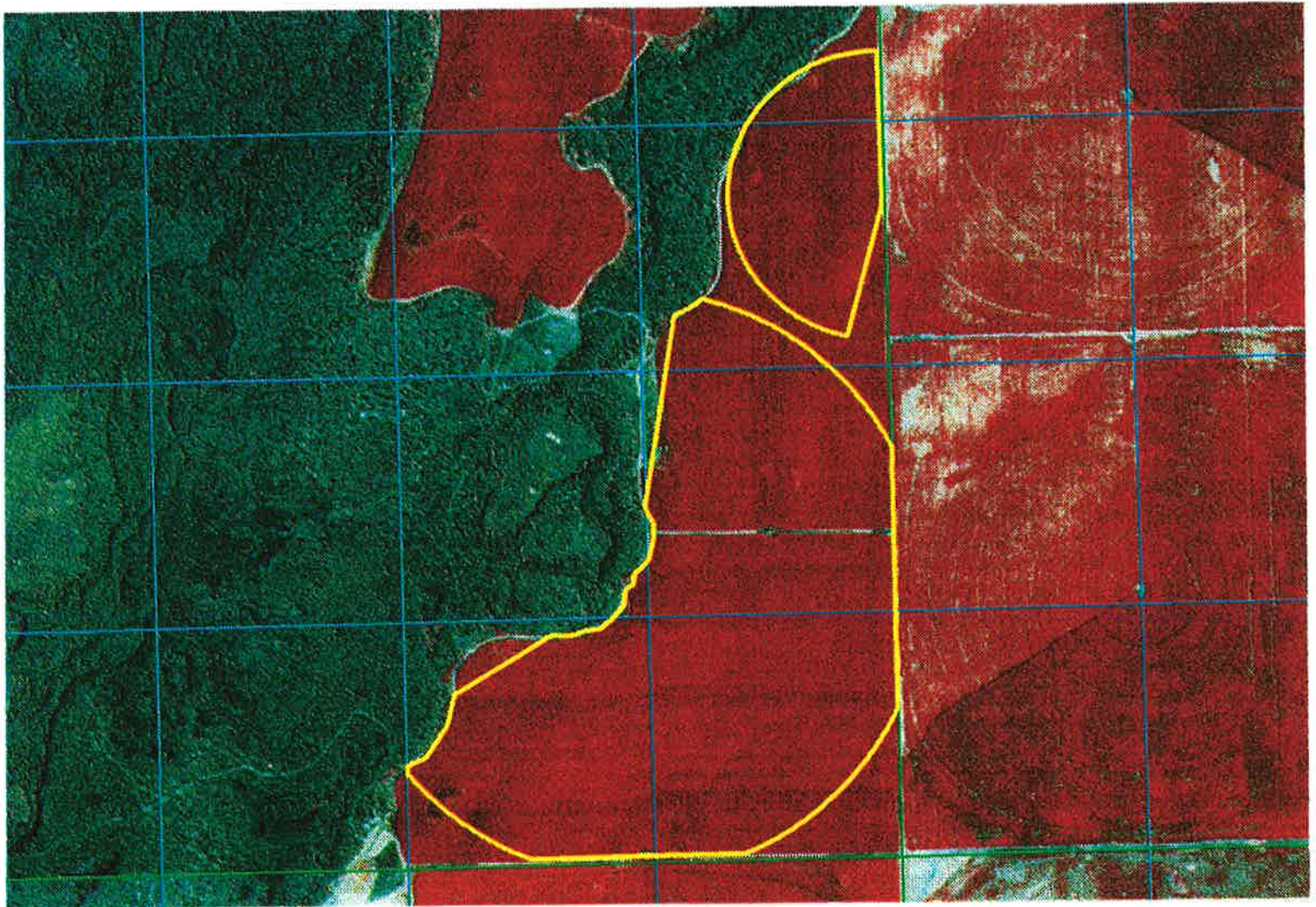
SCANNED
AUG 05 2005

IDAHO DEPARTMENT OF WATER RESOURCES

ALBERT & CHRISTINE WADA

Water Right No(s).

35-02178G



0 1320 2640 Feet



Point of Diversion
Location



Place of Use
Boundary



Section Lines



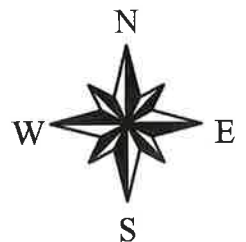
Quarter/Quarter Lines

Township(s) 01S, Range(s) 35E
Section(s) 21

PROFILED

SCANNED

AUG 05 2005



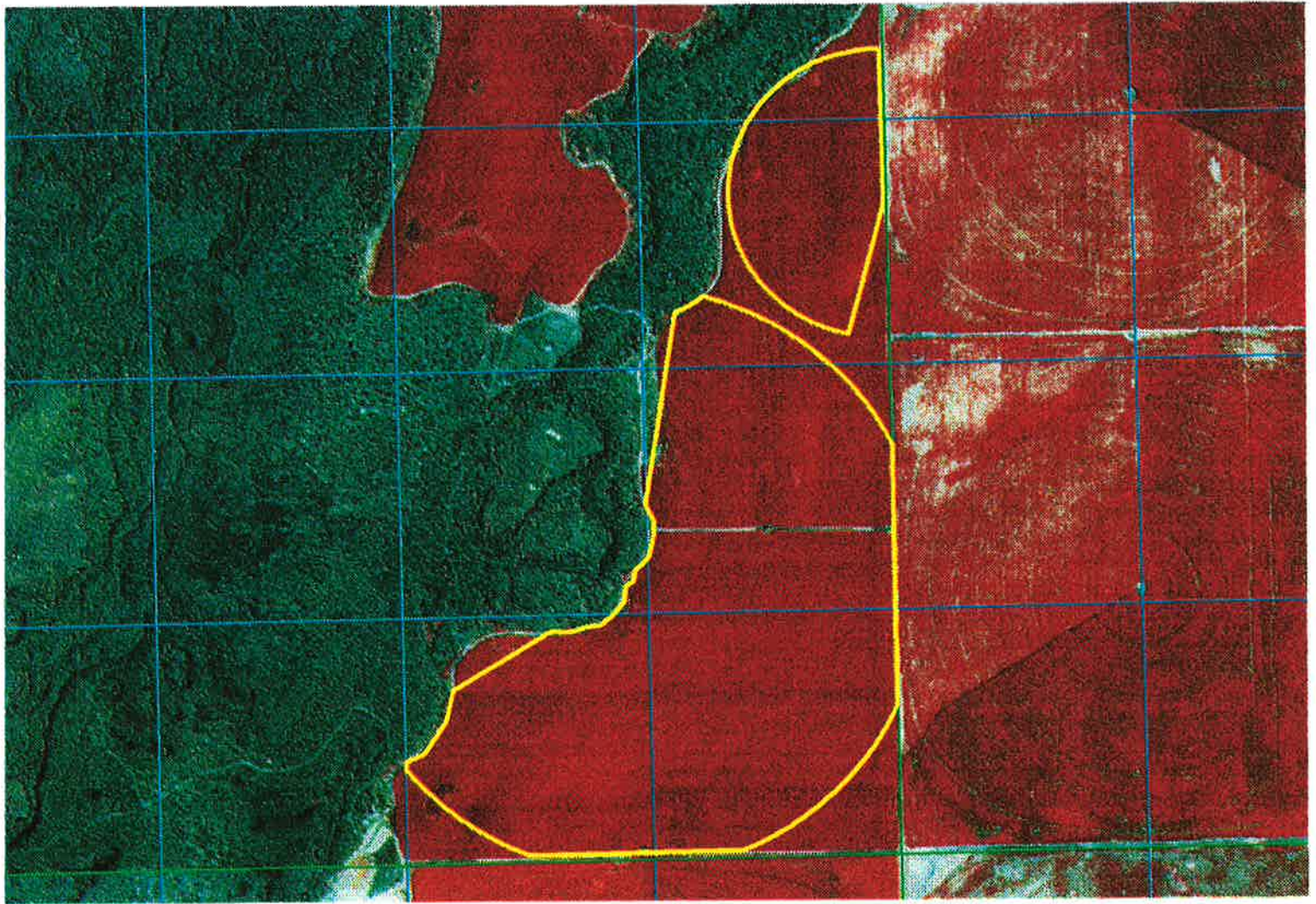
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: Greg Taylor
Date: Oct. 3, 1998

IDAHO DEPARTMENT OF WATER RESOURCES

ALBERT & CHRISTINE WADA

Water Right No(s).

35-02178G



0 1320 2640 Feet



Point of Diversion
Location



Place of Use
Boundary



Section Lines



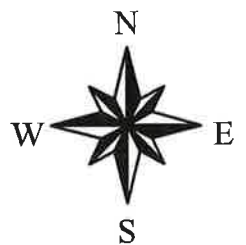
Quarter/Quarter Lines

Township(s) 01S, Range(s) 35E
Section(s) 21

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SCANNED

AUG 05 2005



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: Greg Taylor
Date: Oct. 3, 1998

RECEIVED

MAY 22 2002

Department of Water Resources

MAY 20 PM 4:13

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 2/2/02

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

Case No. 39576

)
) ORDER OF PARTIAL DECREE
)
) For Water Right 35-02178G & 35-02178H
)

On March 11, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 35-02178G and 35-02178H is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).
DATED May 20, 2002

Roger Burdick
ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

PROFILED

SCANNED

AUG 05 2005

2002 MAY 20 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 35-02178G

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 35-02178G was mailed
on May 20, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ALBERT T WADA
CHRISTINE WADA
Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

PROFILED

SCANNED

AUG 05 2005

PAGE 1
05/20/02



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 16, 1998

ALBERT & CHRISTINE WADA
326 S 1400 W
PINGREE ID 83262-1137

RE: Transfer #5058 (adjudication claims 35-02178E, 35-02178G, 35-02178H) and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. and Mrs. Wada:

On July 8, 1997, the Idaho Department of Water Resources (IDWR) approved Transfer #5058, modifying a portion of the above referenced water right(s). Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure: NCAP

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SCANNED
AUG 05 2005

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

Case No. 39576

**AMENDED NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS**

SUB CASE NO. 35-02178B, 35-02178E,
35-02178G, 35-02178H

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER
5058

***PLEASE REPLACE THE NAP OF 10-22-98 FOR SUBCASE NUMBER 35-02178B WITH
THIS CORRECTED NCAP. THE EARLIER NAP HAD AN INCORRECT SUBCASE
NUMBER AND INCORRECTLY INDICATED A CHANGE IN OWNERSHIP. THE
CORRECT SUBCASE NUMBERS ARE 35-02178E, 35-02178G & 35-02178H***

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The
following changes have been made to the water right(s):

☐	Change in Ownership	☒	Split of Water Right
☒	Point of Diversion	☒	Place of Use
☐	Period of Use	☒	Nature of Use

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):
ALBERT & CHRISTINE WADA
326 S 1400 W
PINGREE ID 83262-1137
Phone: (208) 684-9801

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

The Claimant has filed Objections or Responses to the following water rights:

NO OBJECTIONS

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 Proceeding* and
Amended Director's Report(s) on the claimant(s), prior claimant(s) and all parties in the subcases
affected, if any, as reflected on the attached certificate of mailing

DATED: 7/27/98

Shirley Carlson
Signature of IDWR Representative

NOTICE OF COMPLETED

ADMINISTRATIVE PROCEEDING Water Right(s): 35-02178B, 35-02178E, 35-02178G, 35-02178H
5/21/96

SCANNED

AUG 05 2005

Page 1

CERTIFICATE OF MAILING

I certify that on 11-16, 1998, 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
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
ALBERT & CHRISTINE WADA
326 S 1400 W
PINGREE ID 83262-1137
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
N/A
4. One Copy to:
Each party in the subcase or attorney of record:
N/A
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Jennifer Hoagland
Signature of person or attorney mailing the form

NOTICE OF COMPLETED

ADMINISTRATIVE PROCEEDING Water Right(s): 35-02178B, 35-02178E, 35-02178G, 35-02178H
5/21/96

SCANNED

AUG 05 2005

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PROB

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: R35-02178G

Date Received: 5/26/1989

Receipt No: X777777

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ALBERT T WADA 208-684-9801
Address: 326 S 1400 W
PINGREE ID 83262-1137

AND/OR

Name: CHRISTINE WADA 208-684-9801
Address: 326 S 1400 W
PINGREE ID 83262-1137

2. Date of Priority: JUL 8, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	35E	21	SW	NE	SE		BINGHAM

5. Description of diverting works:
WELL AND PUMP TO MAINLINE TO PIVOTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.800		500.00

7. Total Quantity Appropriated is:
1.800 C.F.S. (and/or) 500.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	35E	21	NE	NE		IRR	4.3

R35-02178G

Page

1

SCANNED Date: 11/09/98

AUG 05 2005

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	35E	21	SE	NE		IRR	22.0
			NE	SE		IRR	37.0
			NW	SE		IRR	0.7
			SW	SE		IRR	28.0
			SE	SE		IRR	33.0

Section Acres 125.0

Total Acres 125.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 21612

PROFIT

AUG 05 2005