

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 06 2012

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?
PD 63-28206	Yes ☐		Yes ☐		Yes ☐
PD 63-32320	Yes ☒ = 63-33648		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Richard H. & Merry M. Hellwege
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Christopher D. Garvin
Name of each new owner as listed on the conveyance document
Teri J. Garvin
New owner continued ☐ Name connector ☐ and ☐ or ☒ and/or
20385 Pear Lane
Mailing address
Caldwell ID 83607-9467
City State ZIP
(208) 890-3222 cdgarvin@yahoo.com
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 07-27-2010
6. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

SUPPORT DATA

IN FILE # 63-28206

7. Signature: Chris D. Garvin Title, if applicable _____ Date April 6, 2012
Signature of new owner/claimant
- Signature: Teri J. Garvin Title, if applicable _____ Date April 6, 2012
Signature of new owner/claimant

For IDWR Office Use Only:

Received by Jmk Date 4-6-12 Receipt No. WC 095007 Receipt Amt. 125.00
Approved by _____ Processed by _____ Date _____



Pioneer Title Co.

GOING BEYOND

100 10th Avenue South / Nampa, Idaho
83651 / (208) 466-6100

Electronically Recorded- DO NOT
Remove the County Stamped First
Page as it is now Incorporated as
Part of the original Document.

2011019332

RECORDED

2011 May 16 AM 10 50

CHRIS YAMAMOTO

CANYON CNTY RECORDER

BY J. Crane

Requestor Pioneer Title Canyon - Ca

Type DEED

Fee \$13.00

ELECTRONICALLY RECORDED BY SIMPLIFILE

201001114

CORRECTIVE WARRANTY DEED

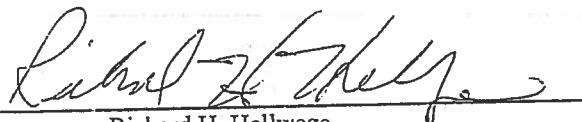
For Value Received Richard H. Hellwege and Merry M. Hellwege, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto
Teri J. Garvin and Christopher D. Garvin, wife and husband
, hereinafter referred to as Grantee, whose current address is 20385 Pear Lane, Caldwell ID 83607
the following described premises, to-wit:

The North 418.75 feet of the East 520 feet of the West 850 feet of the North One-Half of the
Northwest Quarter of the Southeast Quarter of Section 15, Township 3 North, Range 4
West, Boise Meridian, Canyon County, Idaho.

This deed is being given to more accurately describe the land pursuant to the intent of the
parties hereto.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the
said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free
from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made,
suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications,
easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and
assessments, including irrigation and utility assessments, (if any) which are not yet due and payable, and
that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: May 3, 2011


Richard H. Hellwege


Merry M. Hellwege



Pioneer Title Co.

GOING BEYOND

100 10th Avenue South / Nampa, Idaho
83651 / (208) 466-6100

ELECTRONICALLY RECORDED

By: Pioneer Title Company Fee: \$5.00

Instrument # 2011019332

Date: 5.16.11 Time: 10:50

County: Canyon, Idaho

**Electronically Recorded- DO NOT
Remove the County Stamped First
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Part of the original Document.**

201001114

CORRECTIVE WARRANTY DEED

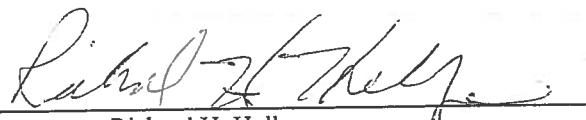
For Value Received Richard H. Hellwege and Merry M. Hellwege, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto
Teri J. Garvin and Christopher D. Garvin, wife and husband
, hereinafter referred to as Grantee, whose current address is 20385 Pear Lane, Caldwell ID 83607
the following described premises, to-wit:

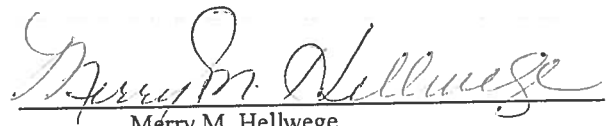
**The North 418.75 feet of the East 520 feet of the West 850 feet of the North One-Half of the
Northwest Quarter of the Southeast Quarter of Section 15, Township 3 North, Range 4
West, Boise Meridian, Canyon County, Idaho.**

This deed is being given to more accurately describe the land pursuant to the intent of the
parties hereto.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the
said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free
from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made,
suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications,
easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and
assessments, including irrigation and utility assessments, (if any) which are not yet due and payable, and
that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: May 3, 2011


Richard H. Hellwege


Merry M. Hellwege

State of Idaho

SS.

County of Canyon

On this ^{12th} 3rd day of May, 2010, before me, the undersigned, a Notary Public, in and for said State, personally appeared Richard H. Hellwege and Merry M. Hellwege known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

(SEAL)

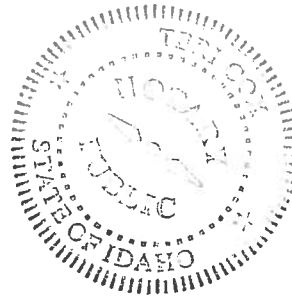
Jori Cox

Notary Public

Residing at:

Commission Expires:

Residing in: Caldwell, Idaho
Commission Expires: 7/16/15



2010035056

RECORDED

2010 JUL 29 PM 4 30

WILLIAM H. HURST
CANYON COUNTY RECORDER
BY *William H. Hurst*

PIONEER-CALDWELL

REQUEST

TYPE *Deed* FEE *130*



Pioneer Title Co.

GOING BEYOND

100 10th Avenue South / Nampa, Idaho
83651 / (208) 466-6100

201001114

WARRANTY DEED

For Value Received **Richard H. Hellwege and Marty M. Hellwege, also shown of record as Merry M. Hellwege, husband and wife**

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Teri J. Garvin and Christopher D. Garvin, wife and husband

, hereinafter referred to as Grantee, whose current address is 20385 Pear Lane, Caldwell, ID 83607
the following described premises, to-wit:

The North 418.75 feet of the West 520 feet of the East 990 feet of the North One-Half of the Northwest Quarter of the Southeast Quarter of Section 15, Township 3 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, including irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: July 27, 2010

Richard H. Hellwege

Merry M. Hellwege

State of Idaho

SS.

County of Canyon

On this 27th day of July, 2010, before me, the undersigned, a Notary Public, in and for said State, personally appeared Richard H. Hellwege and Merry M. Hellwege known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public
Residing at:
Commission Expires:

RESIDING IN MERIDIAN, IDAHO
MY COMMISSION EXPIRES 05-17-2014



RECORDER SCAN

T03N, R04W, S15

63-28206, Richard & Merry Hellwege

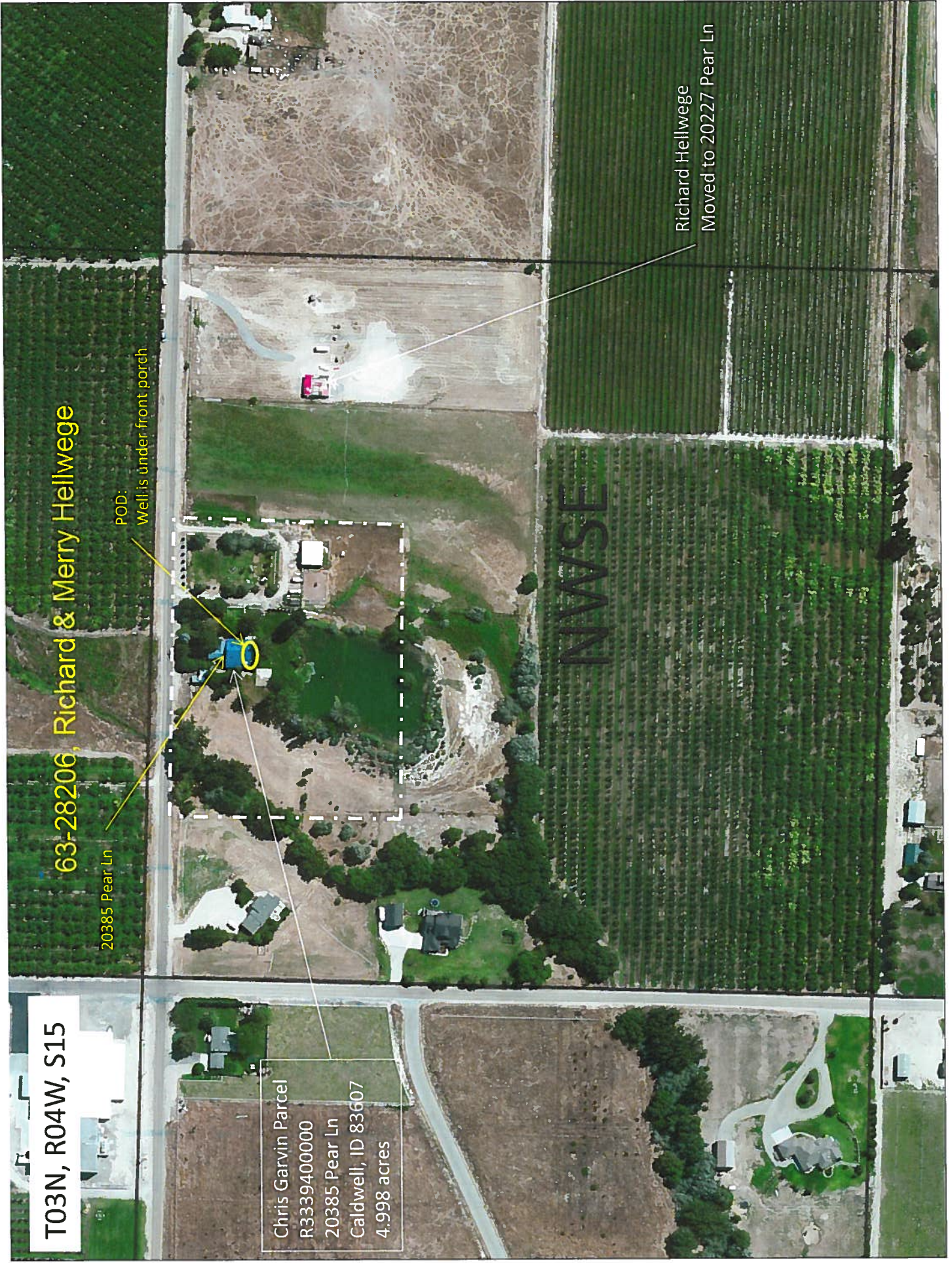
20385 Pear Ln

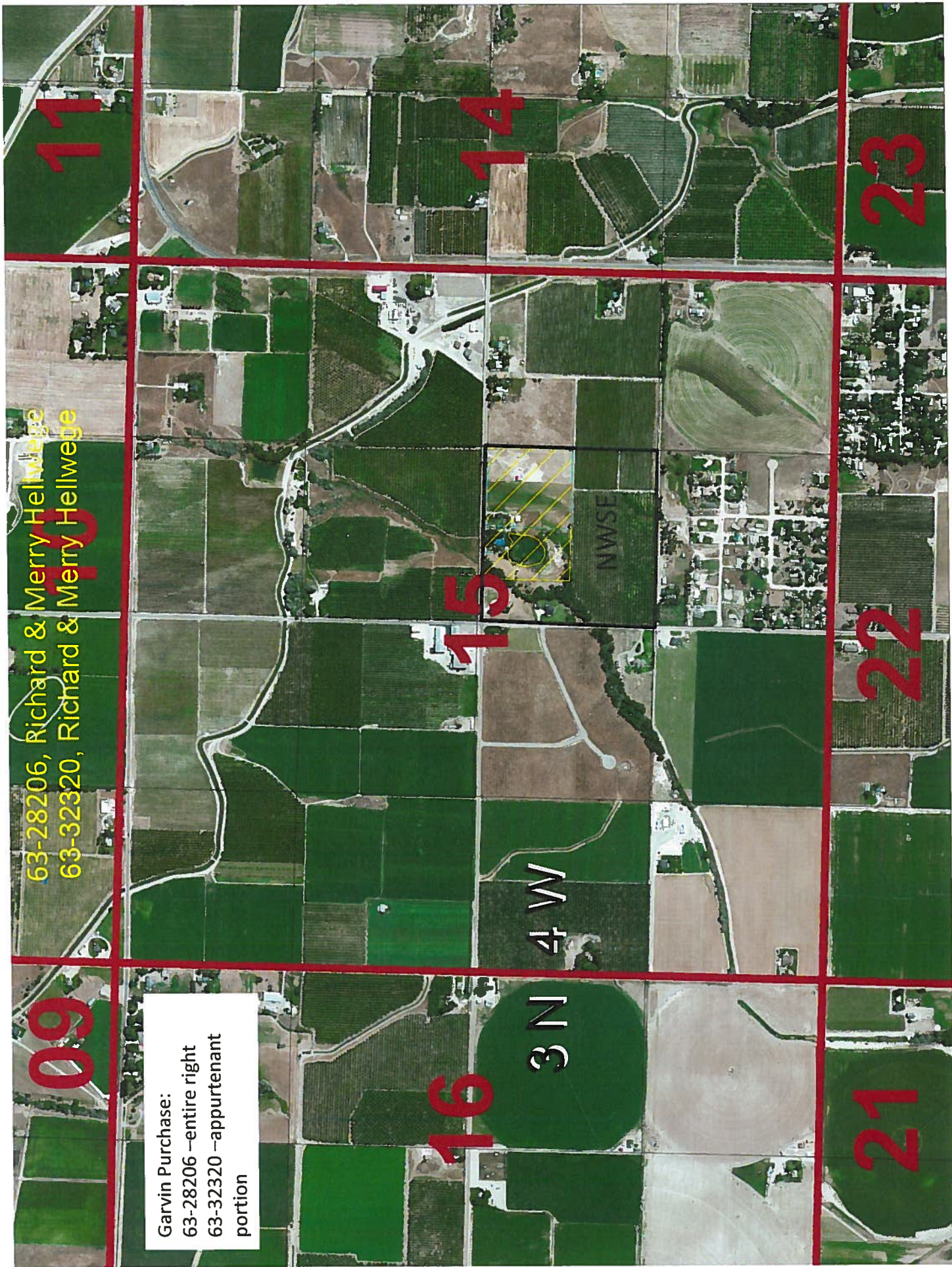
POD:
Well is under front porch

Chris Garvin Parcel
R3339400000
20385 Pear Ln
Caldwell, ID 83607
4.998 acres

NWSE

Richard Hellwege
Moved to 20227 Pear Ln





T03N, R04W, S15

Chris Garvin Parcel
R3339400000
20385 Pear Ln
Caldwell, ID 83607
4.998 acres

**PORTION APPURTENANT
TO GARVIN PURCHASE:**
0.0372 cfs Irrigation for
1.86 acres.
5.00 AFY Irrigation Storage
5.00 AFY Irr From Store
0.01 cfs Stockwater
5.00 AFY Stock Store
0.30 cfs Wildlife
5.00 AFY Wild Store
0.30 cfs Div to Store

1.14 ac + 0.72 ac = 1.86 ac,
however there is a 0.04
acre discrepancy between
the partial decree acres
and the shapefile acres, so
not sure who gets the 0.04
acre difference.

63-32320, Richard & Merry Hellwege

0.72 ac

1.14 ac

8.84 ac

NWSE

Irrigation portion of 63-32320
Partial decree acres = 9.60 ac
Shape acres = 9.56 ac

Richard Hellwege
R3339401100
20227 Pear Ln
Caldwell, ID 83607

-Hellwege doesn't
irrigate out of the
pond.

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 63-32320

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT - 6 2008

NAME AND ADDRESS: MERRY M HELLWEGE
RICHARD H HELLWEGE
20385 PEAR LN
CALDWELL, ID 83607

SOURCE: SPRING TRIBUTARY: HAMILTON DRAIN

The source of this right is waste water. The wasting of water
may be discontinued at any time.

QUANTITY: 0.30 CFS

The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1964

POINT OF DIVERSION: T03N R04W S15 SESENE Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.19 CFS
	Irrigation Storage	01-01 TO 12-31	5.00 AFY
	Irrigation from Storage	03-01 TO 11-15	5.00 AFY
	Stockwater	01-01 TO 12-31	0.01 CFS
	Stockwater Storage	01-01 TO 12-31	5.00 AFY
	Wildlife	01-01 TO 12-31	0.30 CFS
	Wildlife Storage	01-01 TO 12-31	5.00 AFY
	Diversion to Storage	01-01 TO 12-31	0.30 CFS

PLACE OF USE:	Irrigation		Within Canyon County
	T03N R04W S15	NWSE 9.6	
	9.6 Acres Total		
Irrigation Storage			Within Canyon County
	T03N R04W S15	NWSE	
Irrigation from Storage			Within Canyon County
	T03N R04W S15	NWSE 9.6	
	9.6 Acres Total		
Stockwater			Within Canyon County
	T03N R04W S15	NWSE	
Stockwater Storage			Within Canyon County
	T03N R04W S15	NWSE	
Wildlife			Within Canyon County
	T03N R04W S15	NWSE	
Wildlife Storage			Within Canyon County
	T03N R04W S15	NWSE	

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

The quantity of water decreed for this water right for
stockwater use is not a determination of historical beneficial
use.

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/6/2012

WATER RIGHT NO. 63-28206

Owner Type	Name and Address
Current Owner	MERRY M HELL WEGE
Current Owner	RICHARD H HELL WEGE
	20385 PEAR LN
	CALDWELL, ID 83607
	(208)454-9557

Priority Date: 07/01/1951

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWNWSE	Sec. 15	Township 03N	Range 04W	CANYON County
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Place(s) of use:

Place of Use Legal Description: DOMESTIC CANYON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03N	04W	15		NWSE										

Conditions of Approval:

1.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4.		PARCEL NO. 1R33394-010-0

Dates:

Licensed Date:

Decreed Date: 05/31/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close