IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-75A

NAME AND ADDRESS: DORALD L JACOBSON
HC 34 BOX 2A
IRWIN ID 83428

RUTH M JACOBSON
HC 34 BOX 2A
IRWIN ID 83428

SOURCE: PALISADES CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.830 CFS

PRIORITY DATE: 05/20/1889

POINT OF DIVERSION:

T01N R44E S26 SWSWSE Within BONNEVILLE County Source: PALISADES CREEK

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.830 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S27	SWNW	2.3	T01N R44E S27	SENW	24.0

26.3 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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

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

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

WATER IS DELIVERED THROUGH PALISADES IRRIGATION CANAL.

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: A23-00075A
Date Received: 8/10/1989
Receipt No: E009808
Received By:

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: DORALD L. JACOBSON
Address: HC 34 BOX 2A
IRWIN, ID 83428
208-483-3622

OR

Name: RUTH M. JACOBSON
Address: HC 34 BOX 2A
IRWIN, ID 83428
208-483-3622

A23000075A

2. Date of Priority: MAY 20, 1889

3. Source: PALISADES CREEK Trib. to: SNAKE RIVER, SOUTH

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
01N	44E	26	SW	SW	SE		BONNEVILLE

5. Description of diverting works:
HEADGATE TO DITCHES TO PLACE OF USE FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.830		

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

8. Total consumptive use is 87.5 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

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10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01N	44E	27	SW	NE		IRR	3.0
			SW	NW		IRR	7.0
			SE	NW		IRR	23.0
			NW	SE		IRR	2.0
					Section Acres		35.0
					Total Acres		35.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
NONE

14. Remarks:
ACREAGE FEE COVERED UNDER A23-00075. THIS CLAIM IS FOR A PORTION OF DECREED WATER RIGHT 23-00075.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

REXBURG IRRIG. CO. ET AL (Decree Plaintiff) vs TETON IRRIGATION CANAL CO ET A (Decree Defendant)

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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): X Donald I Jacobson Date: X 8-10-89

_____ Date: _____

State of Idaho)
) SS.
County of BONNEVILLE)

Subscribed and sworn (or affirmed) before me this 10 day of AUG 19 89

Notary Public

Seal

Residing at IDAHO FALLS

My Commission Expires 9-12-94

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Produced and published by the Geological Survey in cooperation with the U.S. Forest Service

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Orthophotograph prepared from 1:80,000-scale aerial photographs taken September 2, 1974

1,000-foot and 10,000-foot grid ticks: Idaho coordinate

RECEIVED
MAY 10 2004
Department of Water Resources
Eastern Region

04/29/2003

NOTICE OF ERROR REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-75A

DORALD L JACOBSON
HC 34 BOX 2A
IRWIN ID 83428
Telephone Number: (208)483-3622

RUTH M JACOBSON
HC 34 BOX 2A
IRWIN ID 83428
Telephone Number: (208)483-3622

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Place of use.

2. Describe the changes you wish to make in the proposed recommendation:

total acres owned is 37.2. The total acreage irrigated is estimated to be 35 acres.

3. Give a brief explanation as to why you disagree with these portions:

Land has been irrigated with sprinklers to include hillside. Area where ditches run is irrigated. Area next to home has been irrigated by pumping water from the ditch. Field on south has been irrigated. (See attached marked up maps)

____ **I AGREE with this proposed recommendation: no changes need to be made.**

DATE: 28 April 2004 **SIGNATURE:** Victor L Jacobson for Ruth M. Jacobson

Please print your name: Ruth M. Jacobson, Victor L. Jacobson (Son)

IDWR Regional Office,

IDWR Field Exam Form

04/03/2002

Contacts Data Entry Form

Water Right No. 23-15A

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	RUTH JACOBSON					
Name connector: and ___, or ___, and/or ___	DONALD IS DECEASED.					
Current Owner						
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Waiting on more information

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DECREED UNDER ROXBURG IRRIG CO. VS TETON IRRIG CO. 1910, AS #66, TO ANTON NELSON. 5/20/1889, PALISADES CK. 180" (3.6 cfs)

SEE NOTES IN 23-75 REGARDING SPLIT OF 0/4c

FS INDICATED: POD, POU, System DELIVERY THROUGH PALISADES CANAL

Date: _____

Reviewer: _____

04/03/2002

IDWR Field Exam Form

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 5/20/1889 Claimed Basis: DECREED

Recommended Priority Date: 5/20/1889 Recommended Basis DECREED

____ **Use Claimed Priority Date and Basis as Recommended Priority Date and Basis**

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

MATCHES DECREE

Reviewer: _____

Date: _____

04/03/2002

IDWR Field Exam Form

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec. ____, ____, ____, ____, County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 1N, R 44E, Sec. 26, NW, SE, SE, County: Bonneville

Source: Palisades Ck Tributary: Snake River, So Fk.

Recommended Point of Diversion: T____, R____, Sec. ____, ____, ____, ____, County: _____

Source: _____ Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
1N	44E	26		SW SW SE	Bonn	Palisades Ck

GPS Coordinates: 43.3801 -111.2378

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

POD Location is a Question - GPS Tag # AO 12494

Same POD as Palisades Irrig Canal.

Apparently, this POD has changed due to Ck Problems

Although, not addressed by Decree.

Transfers Changing POD _____

Reviewer: _____ Date: _____

c/p 3

c/p 3

IDWR Field Exam Form

04/03/2002

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	44E	27	SWNW		BONN		2.3	
			SENW				24	

Total Acres 26.3

Document how the POU was verified: POU Boundary w/ 23-25 is a Question. Flood Exam Rod'd

Transfers Changing POU _____

Reviewer: _____

Date: _____

04/03/2002

IDWR Field Exam Form

Period of Use and Quantity Data Entry Form

Claim Number: _____

__ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/1	11/1	0.83	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/1	10/31	0.83	

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Decreed as 3.6 cfs - Right appears split to 75 and 75A, Q will be determined by Irrig AC / Claim + Convey Loss by %.
Recommend 0.83 cfs: 0.54 to Irrig.; 0.29 to Convey Loss.

Reviewer: _____ Date: _____

Log for claim 23-00075A **Spatial Dynamics BTD** **5/31/01**

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	27	SWNE	3	40	Indiscernible
01n44e	27	SWNW	7	6.5	
01n44e	27	SENW	23	35	Indiscernible
01n44e	27	NWSE	2	30	Indiscernible
Totals:			35	111.5	

Map Schome

1 Alton/Devon

2. Ruth

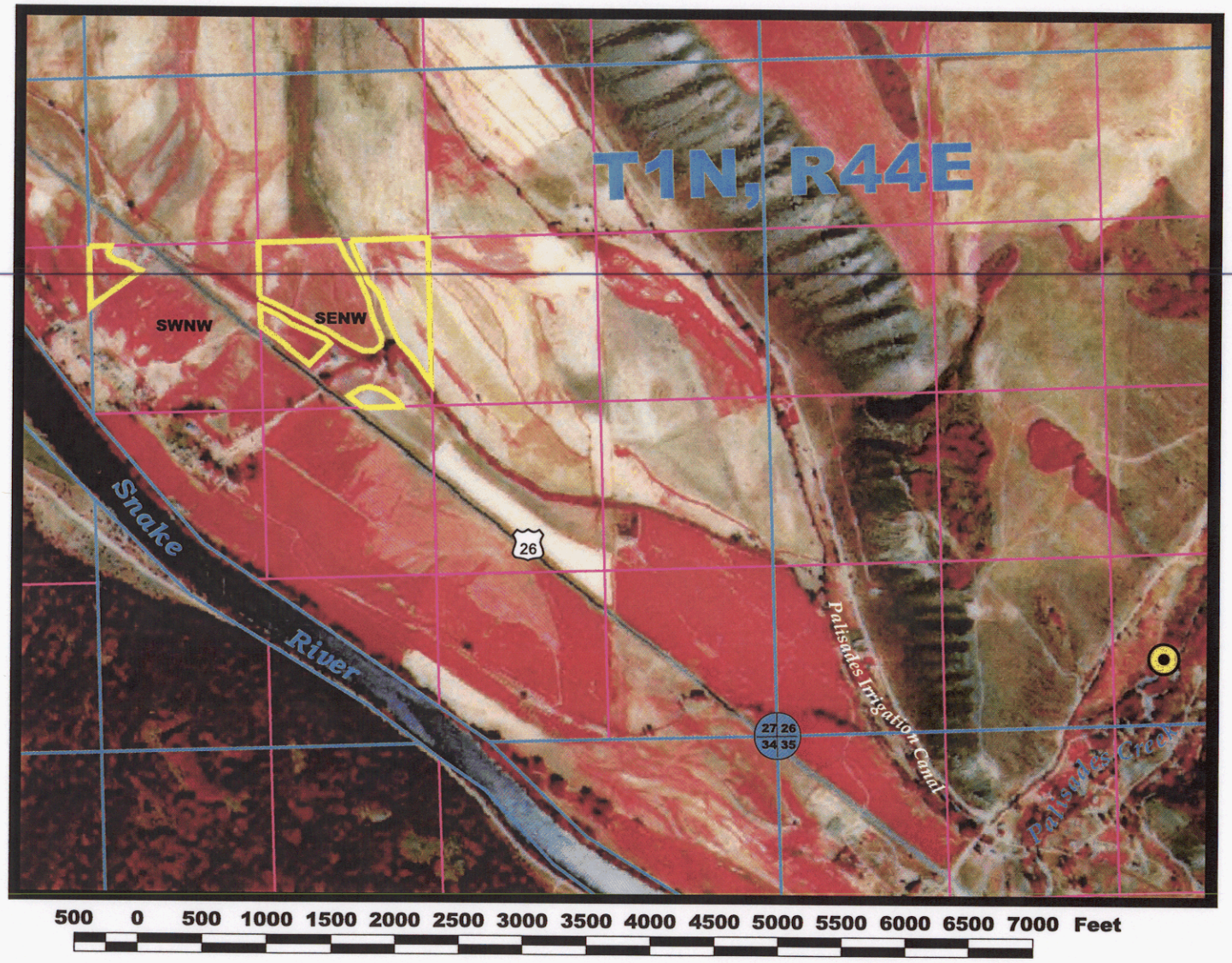
3. Alton/Devon

SPATIAL DYNAMICS

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s): 23-00075A

Place of Use: T1N, R44E
(parts of) Sec.27 S2NW

Point(s) of Diversion: T1N, R44E
Sec. 26 SWSWSE

NOTE: Water is delivered through the Palisades Irrigation canal.

N
W E
S

LEGEND

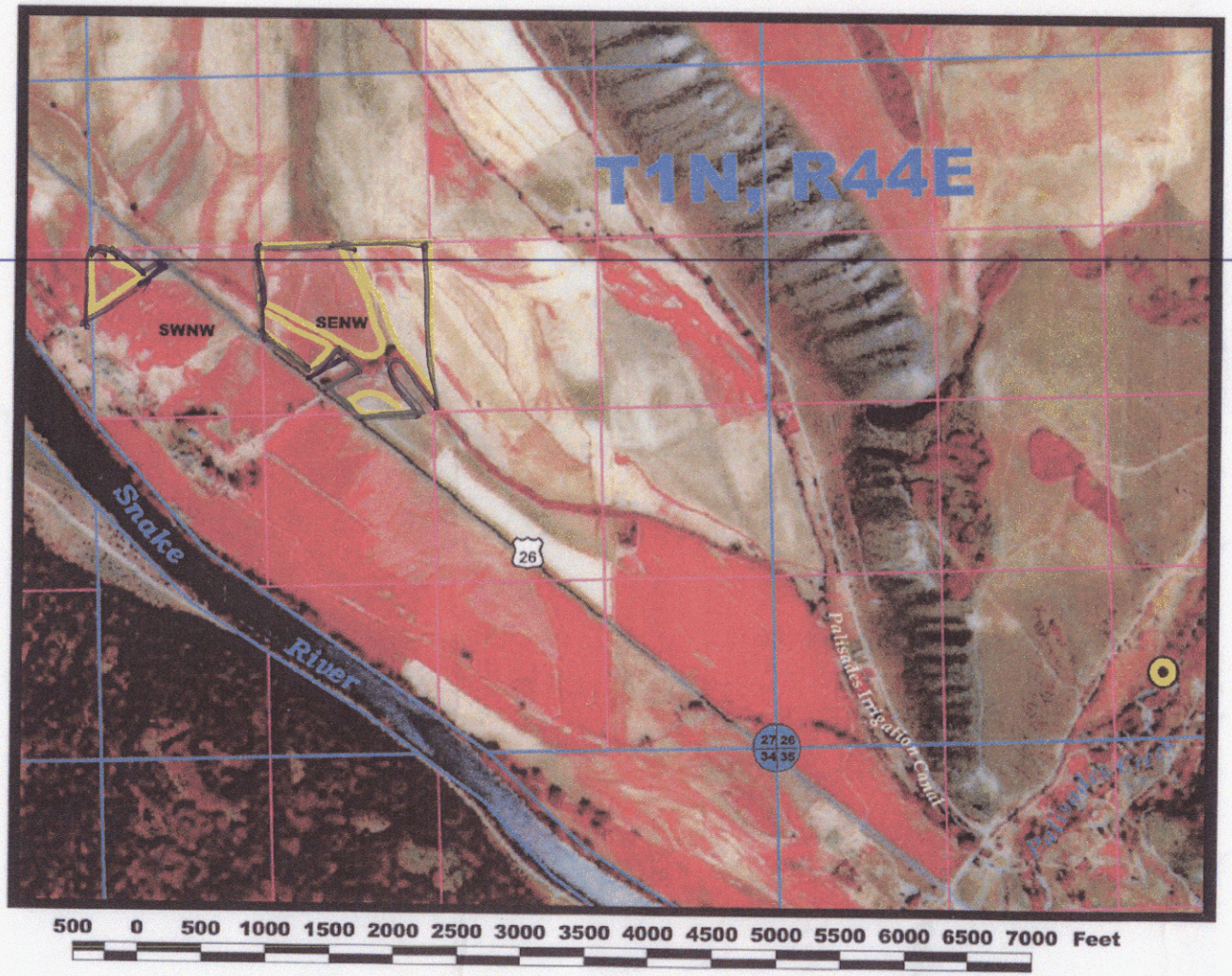
- Point of Diversion
- SESE — Place of Use
- Section
- Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 2003

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
23-00075A

Place of Use: T1N, R44E
(parts of) Sec.27 S2NW

Point(s) of Diversion: T1N, R44E
Sec. 26 SWSWSE

NOTE: Water is delivered through the Palisades Irrigation canal.

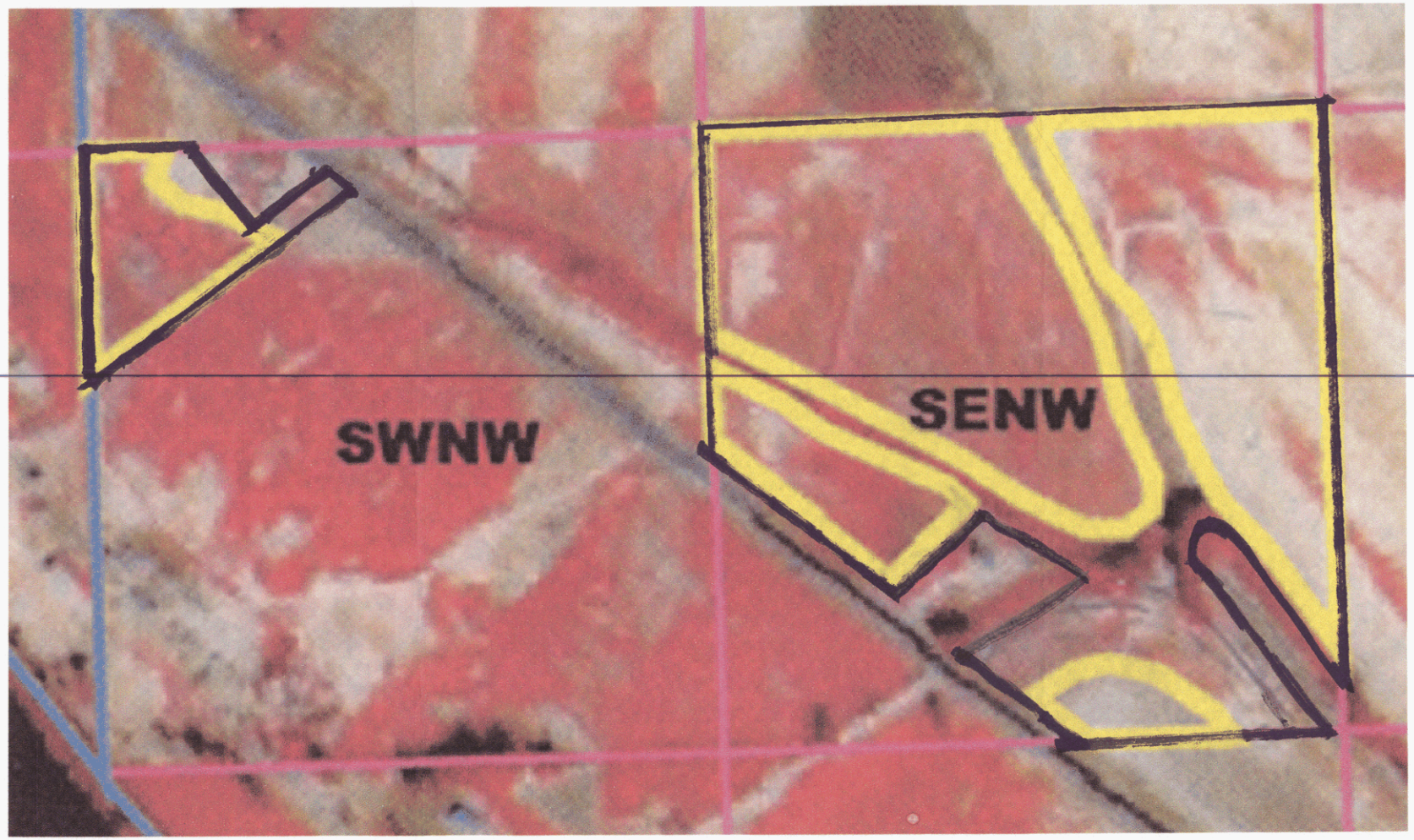
N
W E
S

LEGEND

- Point of Diversion
- SESE — Place of Use
- Section
- Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 2003

Dorald Jacobsen Farm
Area in black has been irrigated.



Water Right Claim Number 23-00075A

05/31/2001

Township , 1N44E



Legend

- Irrigated Area
- Place of Diversion
- Section Line
- Quarter Section Line
- Roads
- Streams and Canals

N

1000 0 1000 2000 Feet

SPATIAL DYNAMICS

Water Right Claim Number 23-00075A

Township , 1N44E

05/31/2001

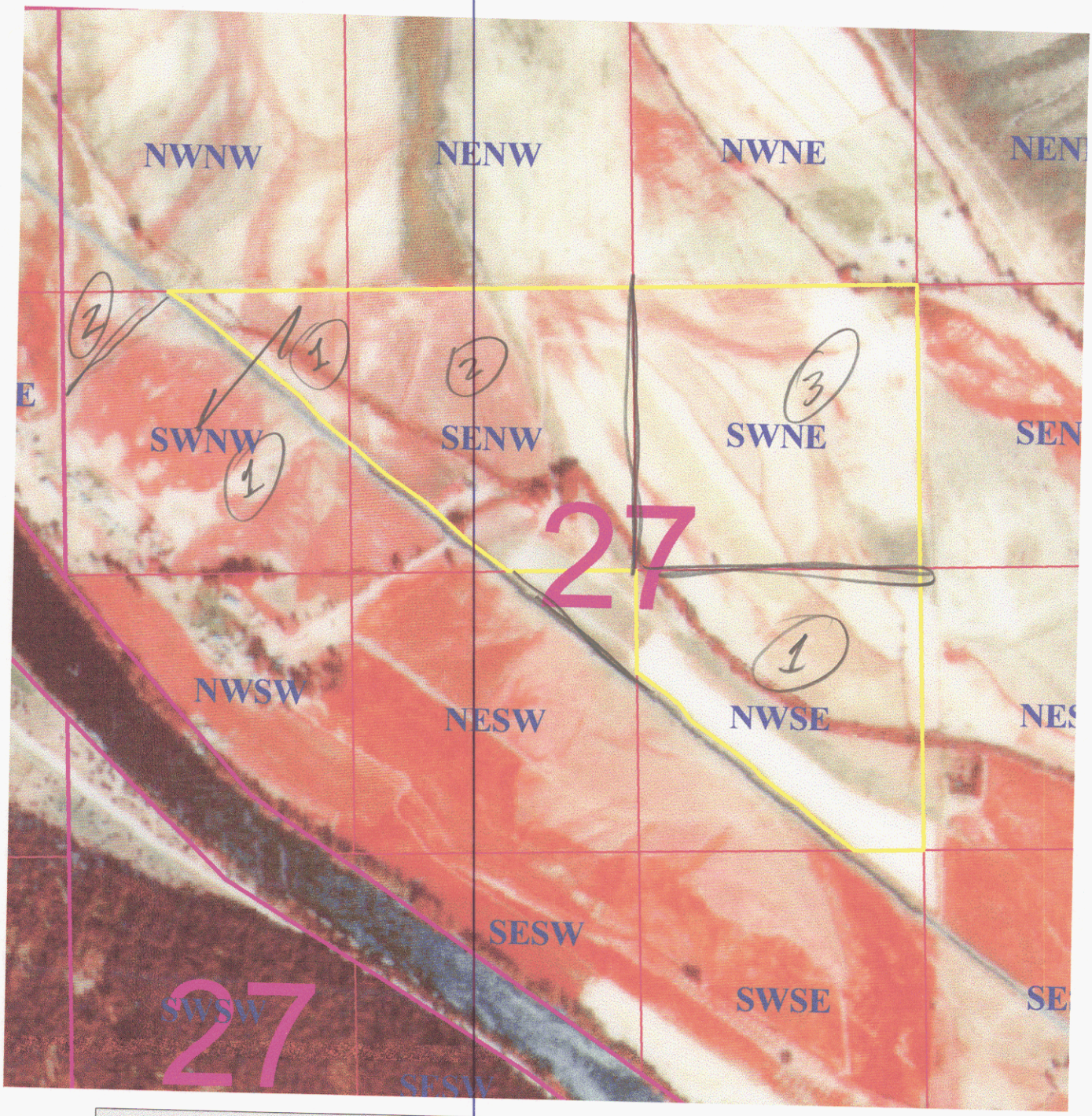


4/17/03

Water Right Claim Number 23-00075A

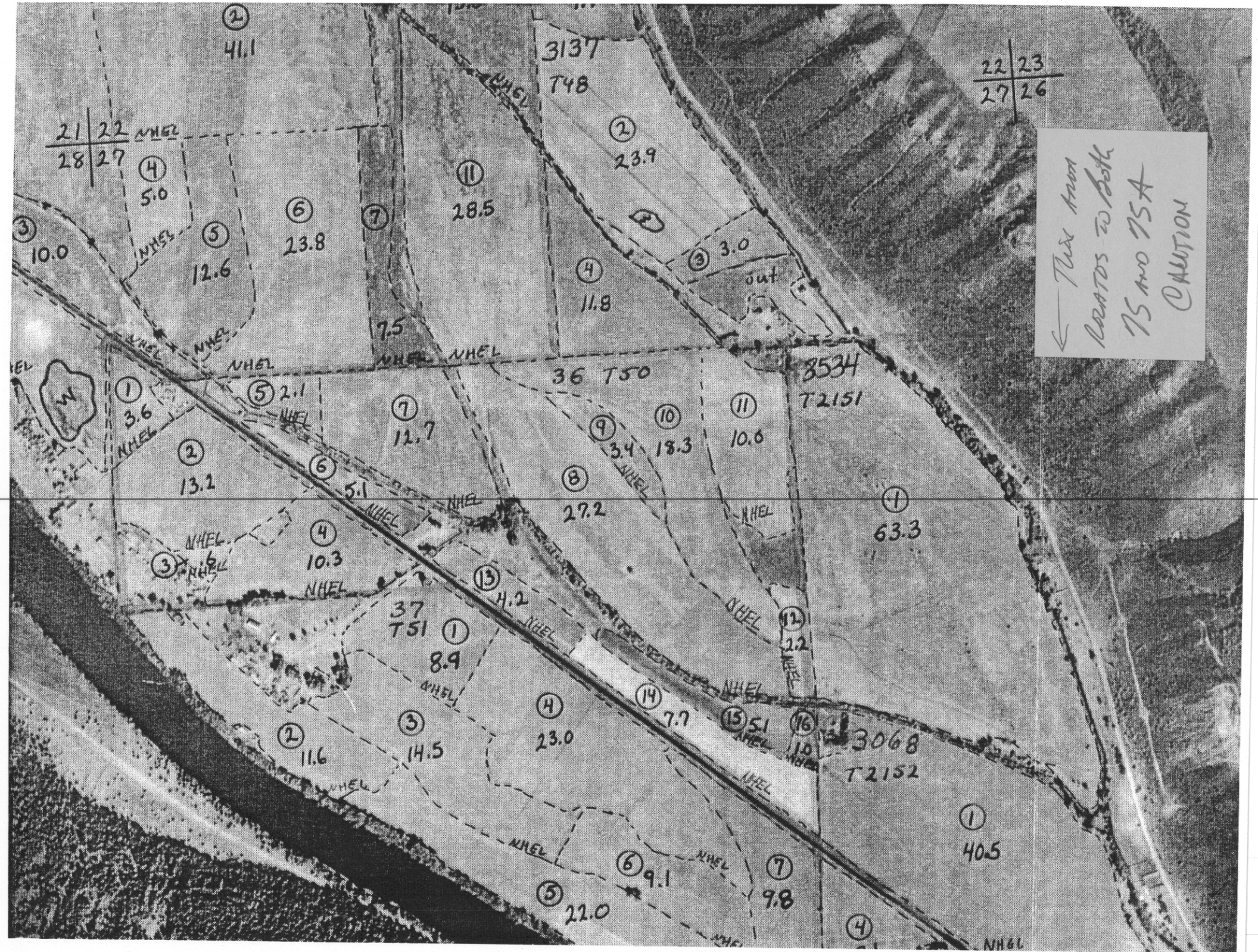
Township , 1N44E

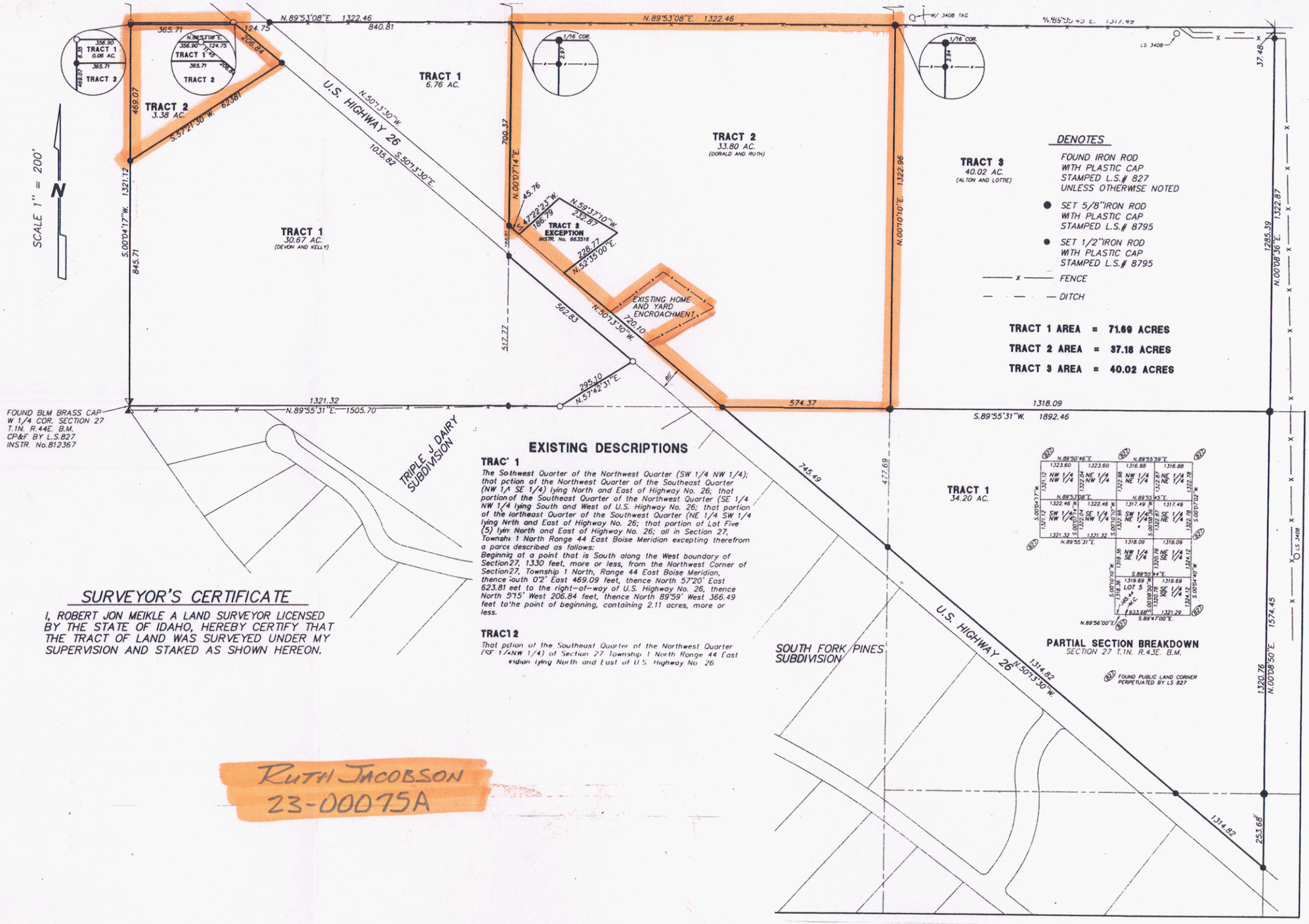
05/31/2001





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41.1
3137
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28 | 27
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T2151
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NHEL
6
9.1
NHEL
7
9.8
5
22.0
4
NHEL
22 | 23
27 | 26
← This town connects to Austin TX and TSA Caution



SURVEYOR'S CERTIFICATE

I, ROBERT JON MEIKLE A LAND SURVEYOR LICENSED BY THE STATE OF IDAHO, HEREBY CERTIFY THAT THE TRACT OF LAND WAS SURVEYED UNDER MY SUPERVISION AND STAKED AS SHOWN HEREON.

EXISTING DESCRIPTIONS

TRAC' 1

The Sothwest Quarter of the Northwest Quarter (SW 1/4 NW 1/4); that pction of the Northwest Quarter of the Southeast Quarter (NW 1/1 SE 1/4) lying North and East of Highway No. 26; that portion of the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4 lying South and West of U.S. Highway No. 26; that portion of the lortheast Quarter of the Southwest Quarter (NE 1/4 SW 1/4 lying Nrth and East of Highway No. 26; that portion of Lot Five (5) lyin North and East of Highway No. 26; all in Section 27, Townshi 1 North Range 44 East Boise Meridian excepting therefrom a parce described as follows:
Beginnig at a point that is South along the West boundary of Section 27, 1330 feet, more or less, from the Northwest Corner of Section 27, Township 1 North, Range 44 East Boise Meridian, thence iouth 0°2' East 469.09 feet, thence North 57°20' East 623.81 eet, to the right-of-way of U.S. Highway No. 26, thence North 5°15' West 206.84 feet, thence North 89°59' West 366.49 feet to the point of beginning, containing 2.11 acres, more or less.

TRAC 1 2

That pction of the Southeast Quarter of the Northwest Quarter (SE 1/4NW 1/4) of Section 27 Township 1 North Range 44 East Idian lying North and East of U.S. Highway No. 26.

RUTH JACOBSON
23-00075A

MAP FURNISHED BY MRS. RUTH JACOBSON (REDUCED)