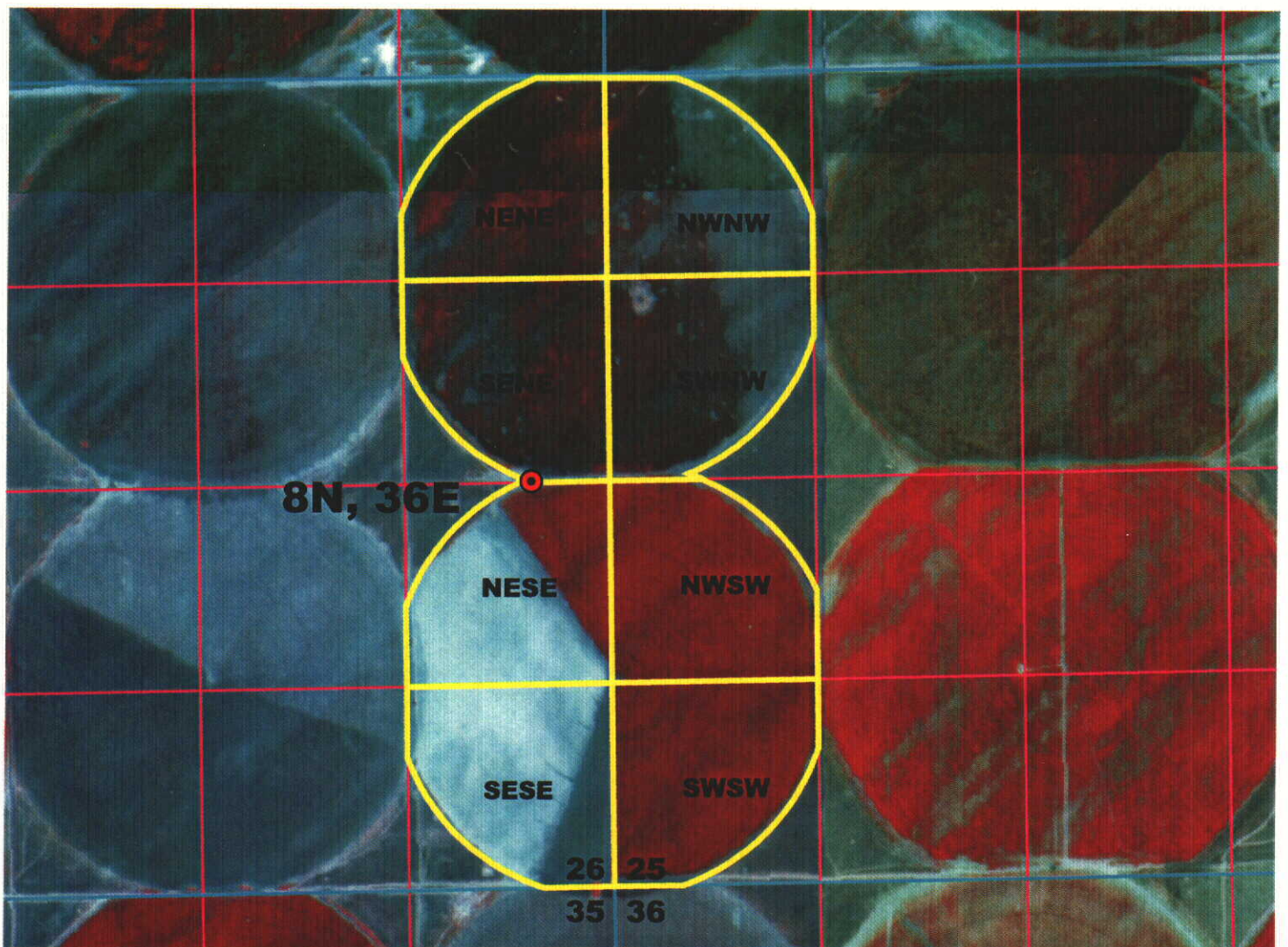




STATE OF IDAHO

Department of Water Resources
Eastern Region

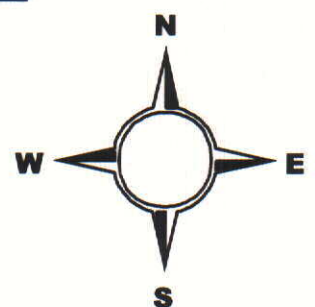
Water Right(s): 31-07015B



1320 0 1320 2640 3960 Feet

Total Irrigated Acres: 277

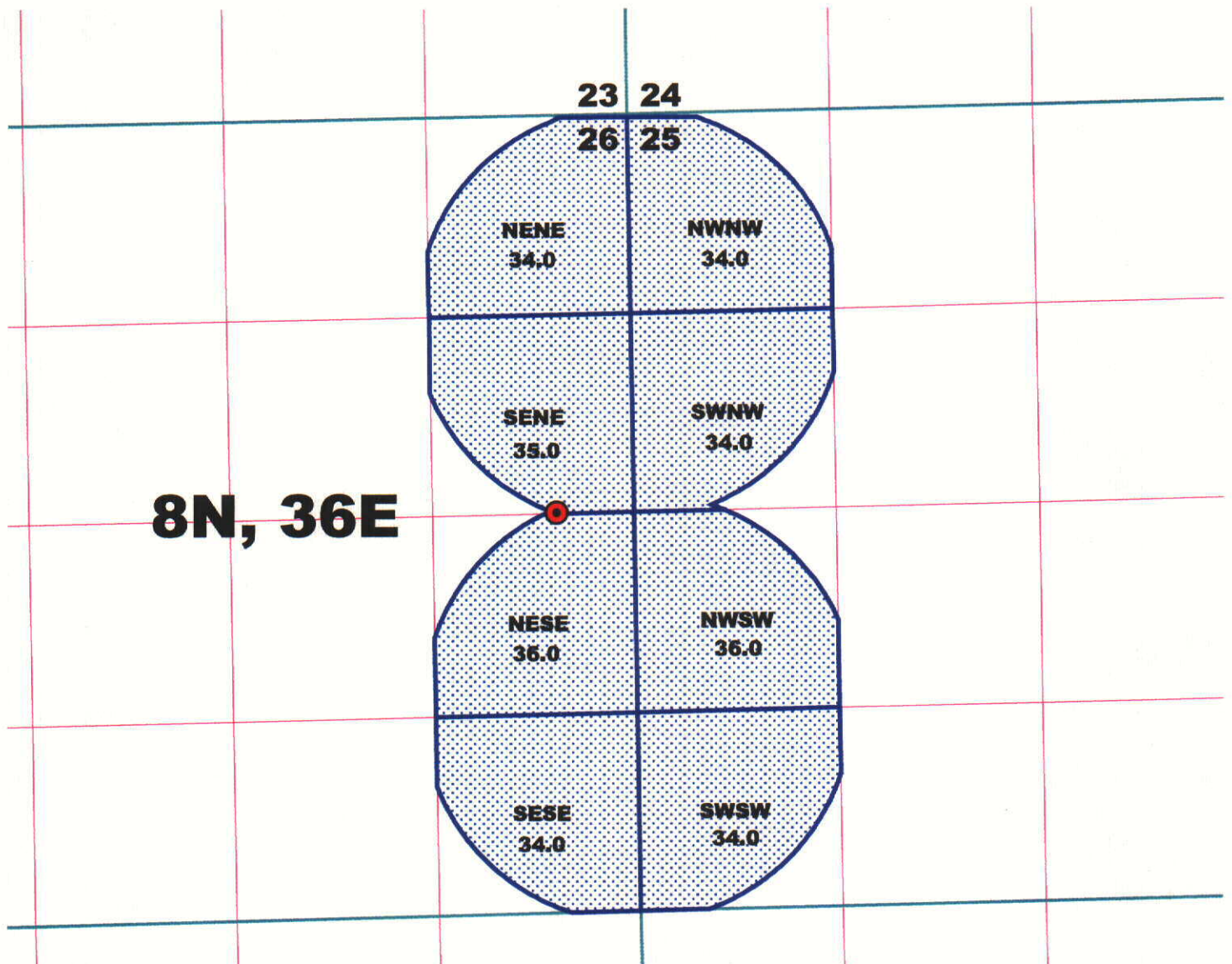
-  Point of Diversion
-  Place of Use
-  Quater Quarter
-  Sections



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: C. Saxton
Date: May 2000

WR#: 31-07015B

Frank Jacobs (Kirk Jacobs)



Total Irrigated Acres: 277

Acreage Distribution

Prepared by: Craig Saxton
August 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 31-7015B
Date Received: 11/21/88
Receipt No: E004241
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KIRK M JACOBS Phone: (208) 662-5415

2576 E 2600 N
PO BOX 119
HAMER ID USA 83425

2. Date of Priority: 04/03/1969

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
08N	36E	26	SW	SE	NE	JEFFERSON	

5. Description of diverting works:

WELL, 250 HP TURBINE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3.67	

7. Total Quantity Appropriated is:
3.67 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
08N	36E	25	NW	NW		IRRIGATION	34
			SW	NW		IRRIGATION	35
			NW	SW		IRRIGATION	35
			SW	SW		IRRIGATION	34
						Section Acres	138
08N	36E	26	NE	NE		IRRIGATION	34
			SE	NE		IRRIGATION	35
			NE	SE		IRRIGATION	35
			SE	SE		IRRIGATION	35
						Section Acres	139
						Total Acres	277

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:

RIGHT SPLIT, A31-07015A CLAIMED BY F. MITCHELL JACOBS KNOWN AS PIVOTS 5 NORTH AND 5 SOUTH
 Claim amended to add Kirk Jacobs as a representative per request. Kirk actually owns property now, but haven't received a change of ownership request (csaxton 9-18-00).

15. Basis of Claim: License

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

08/11/2000

RIGHT NUMBER: 31-7015B

NAME AND ADDRESS: FRANK H JACOBS
GERALDINE M JACOBS
149 EAST 2ND SOUTH
REXBURG, ID 83440

QUANTITY: 3.67 CFS

PRIORITY DATE: 04/03/1969

POINT OF DIVERSION: T08N R36E S26 SESENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-15 11-15	3.67 CFS 969.5 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 , PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION Within JEFFERSON County

T08N R36E S25	NWNW	34	T08N R36E S25	SWNW	34
T08N R36E S25	NWSW	36	T08N R36E S25	SWSW	34
T08N R36E S26	NENE	34	T08N R36E S26	SENE	35
T08N R36E S26	NESE	36	T08N R36E S26	SESE	34

277 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: BASIS OF CLAIM - License

(version 1)

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

11/17/2000

WATER RIGHT NO. 31-7015B

Owner Type	Name and Address
Current Owner	FRANK H JACOBS
Current Owner	GERALDINE M JACOBS
	149 EAST 2ND SOUTH
	REXBURG, ID 83440
	(208)356-6834
Representative	KIRK M JACOBS
	2576 E 2600 N
	PO BOX 119
	HAMER, ID 83425
	(208) 662-5415

Priority Date:	04/03/1969
Basis:	License
Status:	Valid

Source	Tributary to
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	04/15	11/15	3.67 CFS	969.5 AFA	
Total Diversion			3.67 CFS		

Point(s) of Diversion:						
Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	
08N	36E	26	SE SE NE		JEFFERSON	

IRRIGATION Use:
Acre Limit: 277

Place(s) of use:

Place of Use Legal Description: IRRIGATION						JEFFERSON County					
Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08N	36E	25		NWNW	34		SWNW	34			
				NWSW	36		SWSW	34			
		26		NENE	34		SENE	35			
				NESE	36		SESE	34			

Total Acres: 277

Conditions of Approval:

1. 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.

Remarks:

1. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 , PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Dates: Licensed Date: 04/17/1979
Claim Received Date: 11/21/1988
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:					
Element	Last Review Date	Reviewer	Last Verified Date	Verifier	Status
Contacts	8/3/00 9:41:14 AM	csaxton			In Process
POD	8/1/00 8:52:03 AM	csaxton			In Process
POU	8/1/00 9:25:39 AM	csaxton			In Process
Priority Date	8/1/00 8:50:57 AM	csaxton			In Process
Quantity	8/3/00 8:57:51 AM	csaxton			In Process
Season	8/3/00 10:04:23 AM	csaxton			In Process
	8/3/00 8:49:00 AM	csaxton			In Process
Source	8/1/00 9:23:14 AM	csaxton			In Process
Summary	9/19/00 2:22:46 PM		9/19/00 2:22:46 PM	csaxton	Complete
	8/11/00 3:23:34 PM		8/11/00 3:23:34 PM	csaxton	Complete
	8/3/00 10:10:24 AM		8/3/00 10:10:24 AM	csaxton	Complete
	8/3/00 9:57:23 AM	csaxton			In Process
	8/3/00 9:00:25 AM	csaxton			In Process
Use	8/3/00 7:51:49 AM	csaxton			In Process

Other Information:
Receipt Number(s):
State or Federal: S
Owner Name Connector: OR
Overall Max Diversion Rate: 3.67
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:			
Element	Date Time Stamp	Reviewer	Log Text
Contacts	8/3/00 9:41:11 AM	csaxton	1. Appointment has not been scheduled. Comment for 1: In house Review
POD	8/1/00 9:05:54 AM	csaxton	Edited PLS
POD	8/1/00 9:04:37 AM	csaxton	Edited point location
POD	8/1/00 8:52:02 AM	csaxton	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (YES) The claimed Point of Diversion can be verified using the water right file. 8. (NO) Point of Diversion remark was not required.

POU	8/1/00 9:25:37 AM	csaxton	9. (NO) Point of Diversion condition was not required. 1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (YES) The claimed POU can be verified using the water right file. 12. (NO) POU remark was not required. 13. (NO) POU condition was not required.
Priority Date	8/1/00 8:50:53 AM	csaxton	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
Quantity	8/3/00 8:57:49 AM	csaxton	1. (NO) The basis of claim is not beneficial use. 2. (NO) The basis of claim is not a posted notice. 3. (YES) The parent right has a diversion rate and/or diversion volume. 4. (YES) The claimed diversion rate and/or volume can be verified using the water right file. 7. (YES) The parent right has an annual diversion volume limit. 9. (NO) Priority remark was not required. 10. (NO) Priority condition was not required.
Season	8/3/00 10:04:21 AM	csaxton	15. (YES) Period of Use remark was required. 16. (NO) Period of Use condition was not required.
Season	8/3/00 8:48:58 AM	csaxton	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a period of use. 3. (YES) The claimed Period of Use can be verified using the water right file. 12. (YES) Irrigation is the purposed use. 14. (YES) The period of use on the decree, license or transfer is shorter on either the start or end date than allowable under IDWR's current standard. 15. (YES) Period of Use remark was required. 16. (NO) Period of Use condition was not required.
Source	8/1/00 9:23:12 AM	csaxton	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a source. 3. (YES) The claimed source can be verified using the water right file. 8. (NO) The source is not surface water. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
Summary	9/19/00 2:22:43 PM	csaxton	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (NO) General remark was not required. 6. (NO) Explanatory remark was not required. 7. (NO) Additional condition was not 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.
Summary	8/11/00 3:23:31 PM	csaxton	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (NO) General remark was not required. 6. (YES) Explanatory remark was required. 7. (NO) Additional condition was not required. 8. (YES) Wanted to view the recommended right. 9. (YES) This is 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.
Summary	8/3/00 10:10:22 AM	csaxton	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.

Summary	8/3/00 9:57:21 AM	csaxton
Summary	8/3/00 9:00:19 AM	csaxton
Use	8/3/00 7:51:47 AM	csaxton

- 5. (NO) General remark was not required.
- 6. (NO) Explanatory remark was not required.
- 7. (YES) Additional condition was required.
- 8. (YES) Wanted to view the recommended right.
- 9. (YES) This is a split right.
- 10. (NO) This is not a combined right.
- 11. (NO) Documents were not linked or attached to this file.
- 12. (NO) Did not set the verification date.
- 1. (NO) The basis of the claim is not beneficial use.
- 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.
- 5. (NO) General remark was not required.
- 6. (NO) Explanatory remark was not required.
- 7. (YES) Additional condition was required.
- 8. (YES) Wanted to view the recommended right.
- 1. (NO) The basis of the claim is not beneficial use.
- 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.
- 5. (NO) General remark was not required.
- 6. (NO) Explanatory remark was not required.
- 7. (YES) Additional condition was required.
- 8. (NO) Did not want to view the recommended right.
- 1. (NO) The basis of claim is not beneficial use.
- 2. (YES) The parent right has a purpose of use.
- 3. (YES) The claimed purpose of Use can be verified using the water right file.
- 11. (NO) Purpose of Use remark was not required.
- 12. (NO) Purpose of Use condition was not required.

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 31-7015B
Date Received: 11/21/88
Receipt No:
Received By:

Amended

Amended

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GERALDINE M JACOBS Phone: (208)356-6834

149 EAST 2ND SOUTH
REXBURG ID USA 83440

FRANK H JACOBS Phone: (208)356-6834

149 EAST 2ND SOUTH
REXBURG ID USA 83440

2. Date of Priority: 04/03/1969

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
08N	36E	26	SW SE NE	JEFFERSON

5. Description of diverting works:

WELL, 250 HP TURBINE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3.67	

7. Total Quantity Appropriated is:

3.67 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
08N	36E	25	NW	NW	IRRIGATION	34
			SW	NW	IRRIGATION	35
			NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	34
Section Acres						138
08N	36E	26	NE	NE	IRRIGATION	34
			SE	NE	IRRIGATION	35
			NE	SE	IRRIGATION	35
			SE	SE	IRRIGATION	35
Section Acres						139
Total Acres						277

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:

RIGHT SPLIT, A31-07015A CLAIMED BY F. MITCHELL JACOBS KNOWN AS PIVOTS 5 NORTH AND 5 SOUTH

Claim amended to add Kirk Jacobs as a representative per request. Kirk actually owns property now, but haven't received a change of ownership request (csaxton 9-18-00).

15. Basis of Claim: License

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this
of _____ 20_____

Notary Public

Residing at _____

My commission Expires _____

well No 5

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: A31-07015B
Date Received: 11/21/1988
Receipt No: E004241
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK H. JACOBS 208-356-6834
Address: 149 EAST 2ND SOUTH
REXBURG, ID 83440
OR
Name: GERALDINE M. JACOBS 208-356-6834
Address: 149 EAST 2ND SOUTH
REXBURG, ID 83440

2. Date of Priority: APR 03, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	36E	26	SW	SE	NE		JEFFERSON

5. Description of diverting works:
WELL, 250 HP TURBINE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.670		

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

8. Total consumptive use is 692.5 Acre Feet Per Annum.

9. Non-irrigation uses:



Well No 5

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	36E	25	NW		NW		IRR	34.0
			SW		NW		IRR	35.0
			NW		SW		IRR	35.0
			SW		SW		IRR	34.0
							Section Acres	138.0
		26	NE		NE		IRR	34.0
			SE		NE		IRR	35.0
			NE		SE		IRR	35.0
			SE		SE		IRR	35.0
							Section Acres	139.0
							Total Acres	277.0

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:
RIGHT SPLIT, A31-07015A CLAIMED BY F. MITCHELL JACOBS
KNOWN AS PIVOTS 5 NORTH AND 5 SOUTH.

15. Basis of Claim: LICENSE

Well No 5

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: -1-

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): *[Signature]* Date: 11-21-88

Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of November 19 88

Carter Fritschle
Notary Public

Seal

Residing at

My Commission Expires

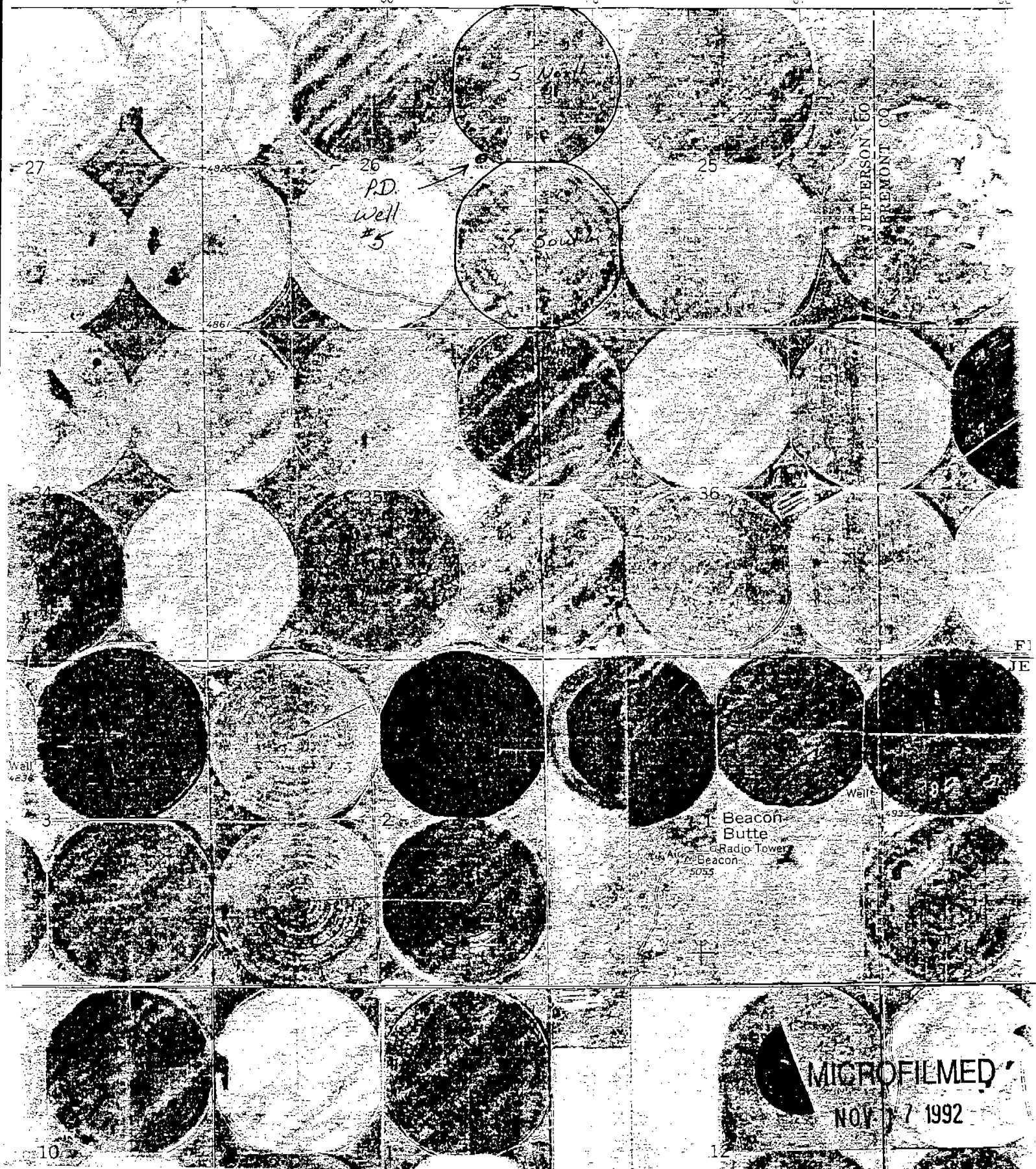
Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My commission Expires March 21, 1994

R36E R3

T8N

R36E

A 31-07015 B_{7.3}

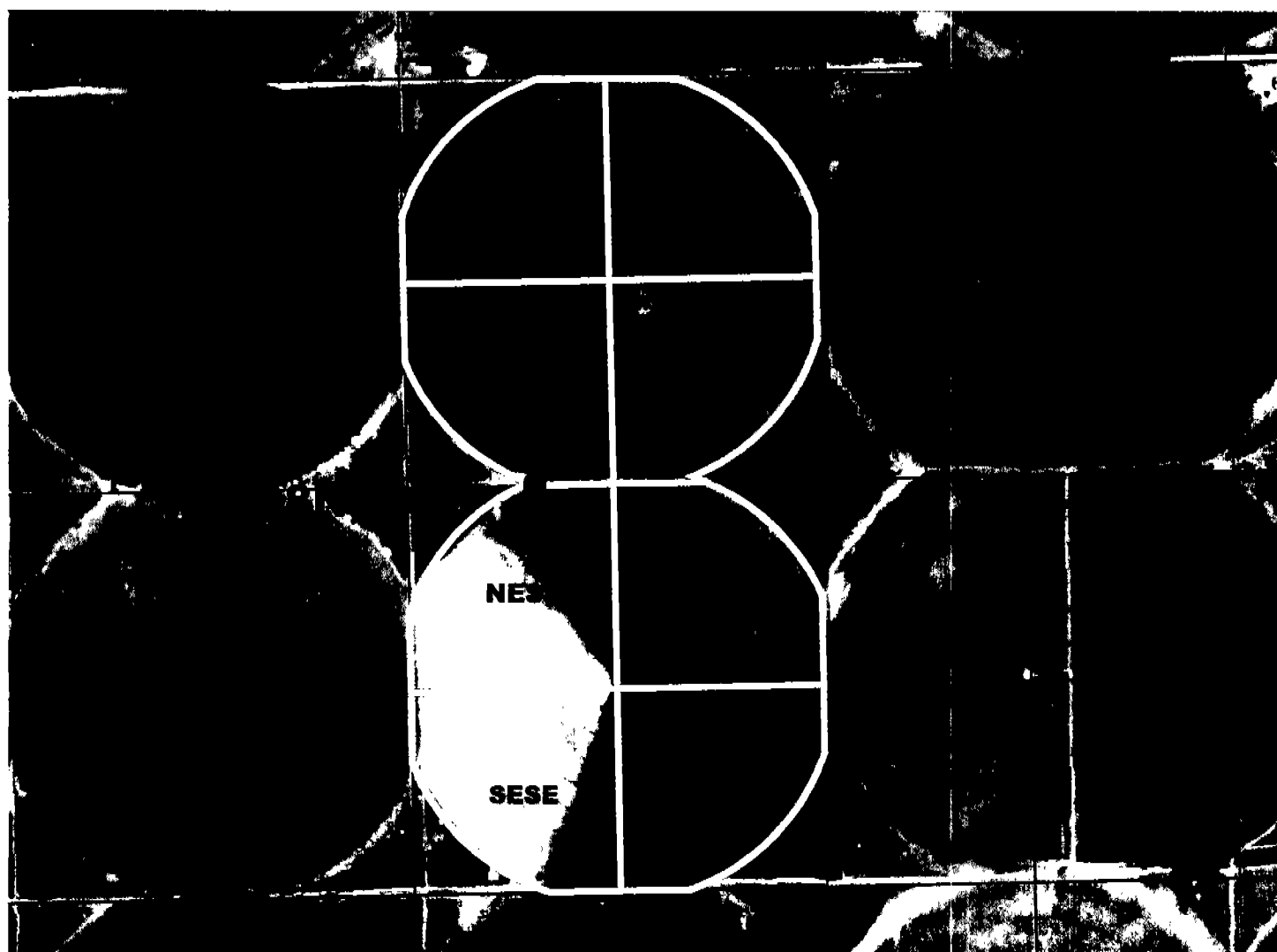




STATE OF IDAHO

Department of Water Resources
Eastern Region

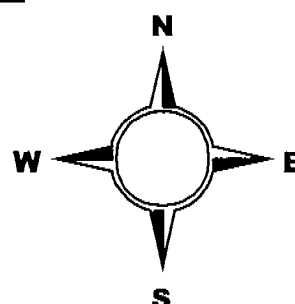
Water Right(s): 31-07015B



1320 0 1320 2640 3960 Feet

Total Irrigated Acres: 277

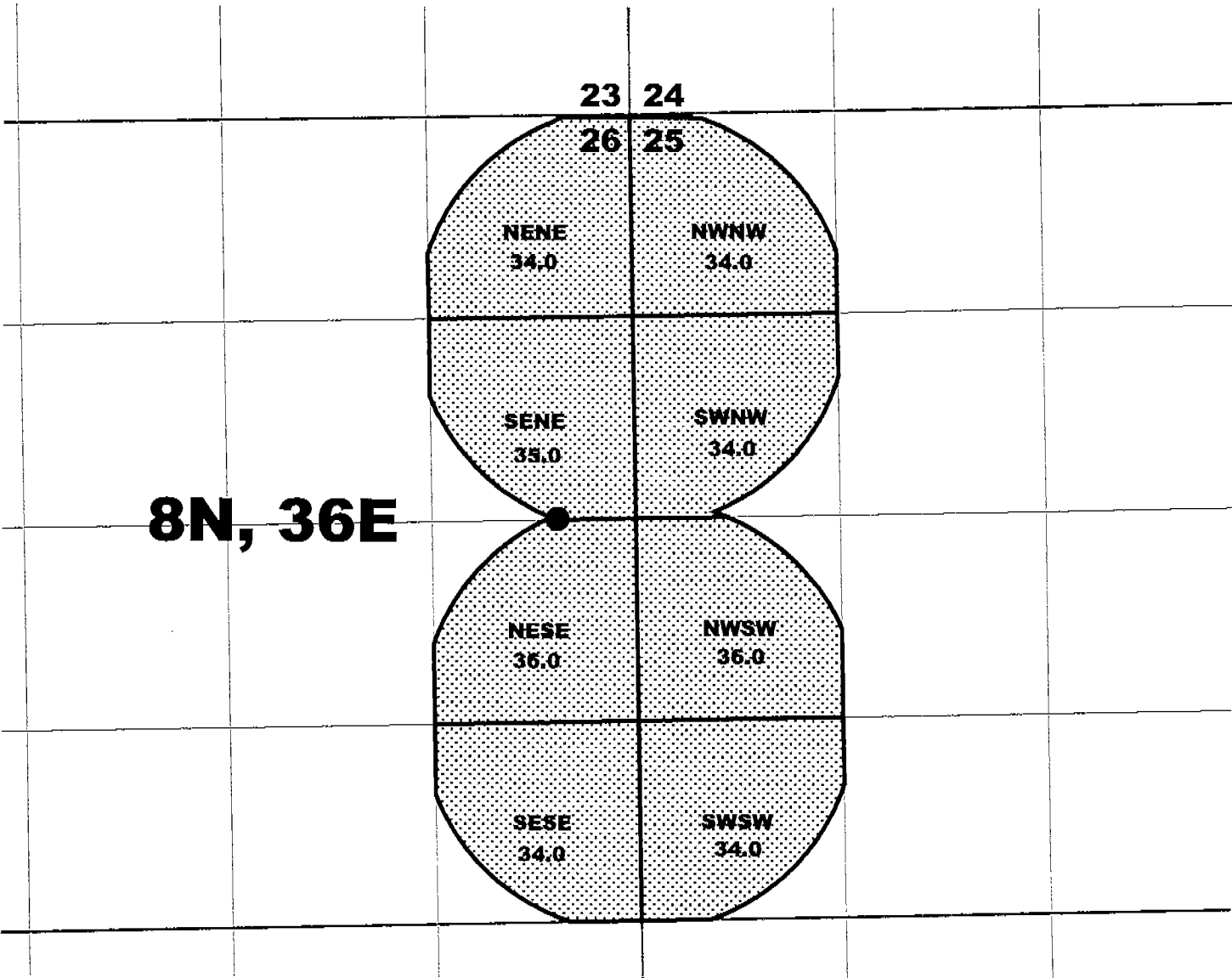
- Point of Diversion
- Place of Use
- Quater Quarter
- Sections



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: C. Saxton
Date: May 2000

WR#: 31-07015B

Frank Jacobs (Kirk Jacobs)



Total Irrigated Acres: 277

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-07015A

LAST: JACOBS
ADDRESS: 149 EAST 2ND SOUTH
CITY: REXBURG
PHONE NUMBER: 208-356-6834

FIRST: FRANK H.

STATE: ID ZIP: 83440

OWNER CODE: C

LAST: JACOBS
ADDRESS: 149 EAST 2ND SOUTH
CITY: REXBURG
PHONE NUMBER: 208-356-6834

FIRST: GERALDINE H.

STATE: ID ZIP: 83440

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: RIGHT SPLIT, A31-07015A CLAIMED BY F. MITCHELL JACOBS
KNOWN AS PIVOTS 5 NORTH AND 5 SOUTH.

PAGE: 2
FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A31-070158

CONTACT PERSON: _____

PHONE NUMBER: () - -

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y() N()

TIME: __: __ A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Desktop Review

*Note: WR Database and AJ Database do not correspond.
Split histories different*

PAGE: 5
PRIORITY DATE REVIEW PAGE

CLAIM NUMBER: A31-070158

A. AJ CLAIM: # A31-070158 PRIORITY DATE: 04-03-1969 STAGE: L

B. MR RECORD: # 31-07015 PRIORITY DATE: 04-03-1969 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

NOTES: Priority confirmed by Patent License 31-07015.

RECOMMENDED PRIORITY DATE: ☒
04-03-1969

REVIEWED BY: Craig Saxton

DATE: 6-23-60

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-070158	08N	36E	26	SW SF	SE	NE		JEFFERSON
OTHER AJ CLAIMS WITH SAME AJ POD				MR RECORDS IN SAME 40 ACRE TRACT				
A PREFIX				NONE				
NONE								

SOURCE: GROUNDWATER

TRIB:

B. MR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
31-07015	08N	36E	27		SE	NE		JEFFERSON
31-07015	08N	36E	26		SE	NE		JEFFERSON
OTHER MR RECORDS WITH SAME MR POD				AJ CLAIMS IN SAME 40 ACRE TRACT				
				A PREFIX R PREFIX				
NONE				A31-07015A NONE				

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
[Signature]
[Signature]

NOTES:

POINT OF DIVERSION REVIEW SHEET CONTINUED

CLAIM NUMBER: A31-17015B

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

[illegible]

SOURCE: GROUNDWATER

TRIP:

REVIEWED BY: Craig Saxton

DATE: 6-23-00

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBERS: A31-07015A
A31-07015B

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ S/ACRES	NR S/ACRES	LANDSAT DATA	FIELD EXAM.
08N	36E	25	NW	NW		JACOBS, FRANK H. CAL IDA INC.	A31-07015B 734.0	- 31-07015 / 34.0	/	25.0
08N	36E	25	SW	NW		JACOBS, FRANK H. CAL IDA INC.	A31-07015B 735.0	- 31-07015 / 35.0	/	24.0
08N	36E	25	NW	SW		JACOBS, FRANK H. CAL IDA INC.	A31-07015B 735.0	- 31-07015 / 35.0	/	41.0
08N	36E	25	SW	SW		JACOBS, FRANK H. CAL IDA INC.	A31-07015B 734.0	- 31-07015 / 35.0	/	39.0
08N	36E	26	NE	NE		JACOBS, FRANK H. CAL IDA INC.	A31-07015B 734.0	- 31-07015 / 34.0	/	36.0
08N	36E	26	SE	NE		JACOBS, FRANK H. CAL IDA INC.	A31-07015B 735.0	- 31-07015 / 35.0	/	34.0
08N	36E	26	NE	SE		JACOBS, FRANK H. CAL IDA INC.	A31-07015B 735.0	- 31-07015 / 35.0	/	40.0
08N	36E	26	SE	SE		JACOBS, FRANK H. CAL IDA INC.	A31-07015B 735.0	- 31-07015 / 35.0	/	37.0
TOTAL ACRES						A31-07015B	277.00			276.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(✓)
IF YES SEE ATTACHED SHEET:

See GIS acreage D.
map

C. FIELD EXAM REQUIRED?
DUE TO POB DISCREPANCY? (Y/N)

DATABASE Y

FIELD EXAMINER N

POB COUNTY: JEFFERSON

PAGE: 7
PLACE OF USE REVIEW SHEET CONTINUED

CLAIM NUMBER: A31-07015

PRESUMPTION FLAG:

NOTES:

See GIS Acreage Distribution Map

RECOMMENDATIONS:

TOTAL ACRES: 177

REVIEWED BY: Craig Saxton

DATE: 6-23-00

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A31-070158 IRRIGATION	FROM 04-01 TO 11-01	3.670 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		3.670 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
31-07015 IRRIGATION	FROM 04-15 TO 11-15	7.310 CFS 2624.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		7.310 CFS 2624.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u>N</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y(✓) N()
RECOMMEND TO WR STANDARDS OR OTHER? Y() N(✓) EXPLAIN IN NOTES, BELOW.

NOTES:
Claimed as Standards.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 3.670 CFS
MR ROOT RIGHT TOTAL DIVERSION RATE: 7.310 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POW AND IRRIGATION USAGE

NO RIGHTS WITH SAME POW BUT NOT USED FOR IRRIGATION

Diversion Rate is consistent with AJ split history.

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES 277 X 0.02 CFS/ACRE = 5.54 CFS
(TAKEN FROM P/W REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

AAA IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(☒) AAA:

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 692.5 AF/A

ACRES 277 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 969.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 969.5 AF/A

ACRES 277 X DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 969.5 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

Parent license = 2624 Afa = 4.43 af/a x 277 = 1227. Afa
554 af

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV UDL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 3.670	DATABASE EXAMINER	DATABASE EXAMINER 692.5
TOTAL FOR THIS RIGHT		3.670		692.5

REVIEWED BY: Craig Saxton

DATE: 6-23-00

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	{ }	{ }
FORFEIT/ABANDON _____	{ }	{ }
ADDITIONAL DIV. AMOUNT _____	{ }	{ }

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-07015

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
7.310

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-07015A	3.640	-	-	-	-
-	A31-07015B	3.670	-	-	-	-
-	-	-	-	-	31-07015	7.310
TOTAL CFS		7.310				7.310

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

NOTES:

Split History Included in File

AUTHENTICATION:

SIGNATURE: *Craig Saxton*

DATE: *6-23-00*

NAME OF FIELD EXAMINER: *Craig Saxton*

TITLE: *Water Resource Agent*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-070158

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY MM/DD/DATE	FIELD EXAM BY MM/DD/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW MM/DD/DATE	COMPLETED DATA ENTRY MM/DD/DATE	VERI DA MM/DD
PRIORITY DATE						CS		
POINT OF DIV	Y			Y	License	6-23-00		
SOURCE					H			
PLACE OF USE					License			
DIV. AMOUNT CFS/VOLUME	Y				H			
CONSUMPTIVE USE	Y				License			
PURPOSES	-				N/A			
PERIOD OF USE					H			
BASIS OF CLAIM	Y				License			
REMARKS	Y				License			

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 RSCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

06:04:08
03/15/93

CLAIM NUMBER: A31-37015B

STAGE: LICENSE

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

NE NW SW SE

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T R S : LT AC LT AC LT AC LT AC : LT AC LT AC LT AC LT AC : LT AC LT AC LT AC LT AC : LT AC LT AC LT AC LT AC :

[illegible]

08N 36E 25 :	:	14	35	:	35	34	:	:
09N 36E 25 :	14	16	:	:	:	:	15	15

UBN 56E 23 :	54	35 :	.	.	33	31 :
TOTAL ACRES						

TOTAL ALKES	
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100	100

POU COUNTY: JEFFERSON

1. **Identify the main components of the system.**

OTHER RIGHTS: NONE

MISC: WATER DISTRICT NUMBER: FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

C 18



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 25, 2002

KIRK M JACOBS
2576 E 2600 N
PO BOX 119
HAMER ID 83425

RE: Notice of Completed Administrative Proceeding (NCAP) for
Amended License 31-2427A & 31-7015B

Dear Mr. Jacobs:

The Idaho Department of Water Resources amended the quantity on
Water Right License 31-2427A and 31-7015B.

As directed by the Snake River Basin Adjudication (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 water right(s) as recorded in the
SRBA.

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

Respectfully,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree
Technical Records Specialist

Enclosure

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

Water Rights: 31-2427A, 31-7015B

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☒ Other: **Amended Per Amended License**

☐ Address change

☐ Substitution of Party

☐ I.C. § 42-222 transfer

☐ point of diversion

☐ place of use

☐ period of use

☐ nature of use

☐ split of water right

☐ change in ownership

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: July 25, 2002

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 26, 2002, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
KIRK M JACOBS
2576 E 2600 N
PO BOX 119
HAMER ID 83425

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
RAY RIGBY
PO BOX 250
REXBURG ID 83440

5. One copy each 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 Crahtree

Signature of person or attorney mailing the form

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

RIGHT NUMBER: 31-7015B

NAME AND ADDRESS:

KIRK M JACOBS
2576 E 2600 N
PO BOX 119
HAMER ID 83425

SOURCE: GROUND WATER

Tributary:

QUANTITY:	<u>5.350 CFS</u>	~~3.670 CFS~~
	<u>969.500 AFY</u>	~~0.000 AFY~~

PRIORITY DATE: 04/03/1969

POINT OF DIVERSION:

T08N R36E S26 SESENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/15 11/15	<u>5.350 CFS 969.50 AFY</u> ~~3.670 CFS 969.50 AFY~~

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 , PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

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

PLACE OF USE:	IRRIGATION	within JEFFERSON County
	T08N R36E S25 NWNW	34.0
	T08N R36E S25 SWNW	34.0
	T08N R36E S25 NWSW	36.0
	T08N R36E S25 SWSW	34.0
	T08N R36E S26 NENE	34.0
	T08N R36E S26 SENE	35.0
	T08N R36E S26 NESE	36.0
	T08N R36E S26 SESE	34.0

277 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: BASIS OF CLAIM - License

RECEIVED

SEP - 5 2001

Department of Water Resources

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

A: Subcase 31-7015 B

(insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B: NAME AND ADDRESS OF PERSON OBJECTING

Name: Kirk M Jacobs

Address: 2576 E 2600 N

Rexburg Id 83425

Daytime Phone: 662-5415

Name & Address of Attorney, if any:

C: CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Kirk M Jacobs

Address: 2756 E 2600 N

Rexburg Id 83425

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ Name and Address

Should be: _____

2. ☐ Source

Should be: _____

3. ☒ Quantity

Should be: 5.54 cfs, 0.02 cfs per acre

4. ☐ Priority Date

Should be: _____

5. ☐ Point(s) of Diversion

Should be: _____

6. ☐ Instream Flow Description

Should be: _____

7. ☐ Purpose(s) of Use

Should be: _____

8. ☐ Period of Year

Should be: _____

9. ☐ Place of Use

Should be: _____

11. I object because:

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): _____

Original licenses were in error, see claim file
notice of error, see amended claims.
See attached engineering analysis.

F.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Bonneville)

Kirk M Jacobs, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

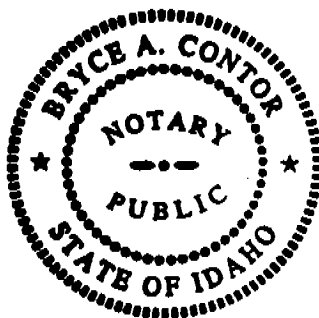
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

K M Jacobs
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: Aug 29 2001

Bryce A. Contor
Notary Public for Idaho
Residing at: Mud Lake
My Commission Expires: 10/14/2005



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Sept 4, ²⁰⁰¹~~199~~, I mailed the original and copies of this objection, including all attachments, to the following persons:

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 the claimant of the water right at the following address:

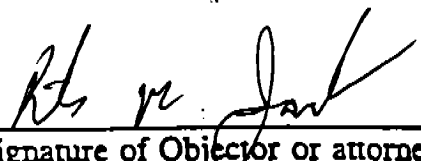
Name: Kirk M Jacobs
Address: 2576 E 2600 N
Rexburg ID 83425

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of Objector or attorney
mailing on Objector's behalf

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

Subcase 31-7015B
(Insert water right number)

Case 39576

STANDARD FORM 4

MOTION TO FILE:

☐ LATE NOTICE OF CLAIM

☒ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is Kirk Jacobs

My address is 2576 E 2600 N Hamer ID 83425

My phone number is: Work 208 662 5415 Home 208 390 3431

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A *Motion to File a Late Notice of Claim* will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on Dec 18, 2001
(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

☒

I must amend my Notice of Claim to the use of water in the SRBA because:

Original claims reflected errors on licenses. We did not file amended claims earlier, believing we could get amended license. It now seems like we need to file amended claims to keep open the option of objecting to correct these errors.

- ☒ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

Analysis by engineer.

I have attached:

- ☒ An amended Notice of Claim (available from IDWR).

- ☒ Payment of the following additional fees required by IDWR:

No fees required; all fees paid

with original filing

VERIFICATION (Must be completed)

State of Idaho

County of Jefferson

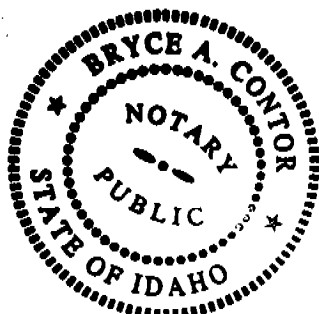
Kirk M Jacobs, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Kirk M Jacobs
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on Aug 30, 17 2007
(Insert Date)



Bryce A. Contor
Notary Public for Idaho
Residing at: Mud Lake ID
My Commission expires: 12/14/2005

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on Sept 4, ²⁰⁰¹~~199~~, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, 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. Copies to:

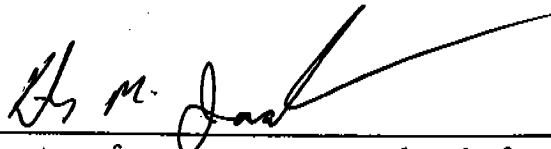
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)



Signature of person or attorney mailing the form

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 31-7015B
Date Received: 11/21/1988
Receipt No: E004241
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KIRK M JACOBS Phone: (208) 662-5415
2576 E 2600 N
PO BOX 119
HAMER ID USA 83425

2. Date of Priority: 04/03/1969

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08N	36E	26	SE SE NE	JEFFERSON	

5. Description of diverting works:

WELL, 250 HP TURBINE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A.
IRRIGATION	04/01	11/01	5.54	969.5

7. Total Quantity Appropriated is: "
5.54 C.F.S. and/or 969.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
08N	36E	25	NW NW	IRRIGATION	34
			SW NW	IRRIGATION	34

			NW	SW	IRRIGATION	36
			SW	SW	IRRIGATION	34
					Section Acres	138
08N	36E	26	NE	NE	IRRIGATION	34
			SE	NE	IRRIGATION	35
			NE	SE	IRRIGATION	36
			SE	SE	IRRIGATION	34
					Section Acres	139
					Total Acres	277

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:

RIGHT SPLIT, A31-07015A CLAIMED BY F. MITCHELL JACOBS KNOWN AS PIVOTS 5 NORTH AND 5 SOUTH.

Claim amended 8/9/2001 to reflect correct original diversion rate, see claim file for Notice of Error notification of problem with original license exam. Other elements of claim amended to match recommendation.

15. Basis of Claim: License

16. Signature(s)

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): Kurt M. Jones Date: 8/29/01

Date: _____

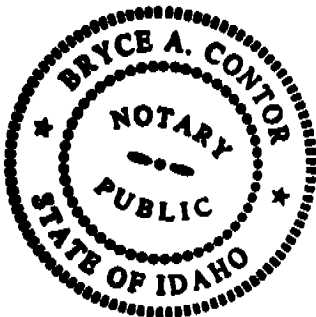
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of August 2001

Bryce A. Contor
Notary Public

Residing at Mud Lake, Idaho

My commission Expires October 14, 2005



SEPT 1, 2001

RECEIVED

SEP 05 2001

Department of Water Resources
Eastern Region

RON CARLSON
IDWR
900 N. SKYLINE DR. SUITE A
IDAHO FALLS ID. 83402-1718

RE: Copy of objection filed to the court and letter to Norm Young

Dear Ron

I have sent you a copy of my objection and engineer report so if there is anything you and your office can do to help on this matter I would sure appreciate it.

Sincerely



Kirk M Jacobs

Sept. 1, 2001

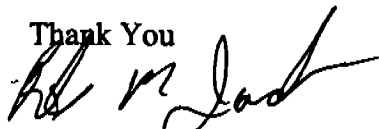
S.R.B.A Court
253 Third Ave. North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

Re: Filing an objection to recommendations on water right #31-2427A, 31-2427B, 31-7015B,
31-7024B

Dear SRBA COURT

In reviewing IDWR'S recommendations for the above water rights we have found some problems in original examiners calculations in determining our cfs and feel we need to seek amended licenses at this time. Enclosed are all the necessary forms and a report by Mr Robert Lee a licensed engineer explaining the problems we have found with the examiner and his calculations. We would like to ammend our license to match the enclosed ammended claim.

Thank You



Kirk M Jacobs

1330 Barney Dairy Road
Rexburg, Idaho 83440

August 27, 2001

Mr. Kirk Jacobs
P O Box 119
Hamer, Idaho 83425

Dear Kirk:

As requested I have reviewed the Idaho Department of Water Resources adjudication recommendations for the following licenses:

1. 31-7024B
2. 31-7015B
3. 31-2427A
4. 31-2427B
5. 31-7291
6. 31-7292

The results of my analysis are given in the attached report. All but license numbers 31-7291 and 31-7292 understated the diversion rates utilized at the time the examiner made his report. The examiner's reports are full of errors. I believe you have documented reasons for appealing the Department's adjudication recommendations. If necessary, I will be pleased to meet with the Department to discuss these matters.

Sincerely,


Robert R. Lee

REPORT ON WATER RIGHTS ADJUDICATION FOR KIRK JACOBS

By Robert R. Lee, PE 1823

August 27, 2001

Mr. Kirk Jacobs of Hamer, Idaho has asked that I assist him in a review of the Department adjudication recommendations for his farm in Hamer.

I am qualified to comment on these matters. First, I have a PhD from Stanford University in Civil Engineering with emphasis on water resources planning. Secondly, I am a retired Idaho Professional Engineer with license number 1823. Thirdly, for twenty years I designed, sold, and installed irrigation systems in Eastern Idaho including hundreds of pumps and center pivot systems.

HAMER CENTER PIVOT SYSTEMS DESIGN

The soils in the Hamer area are sand and require careful planning and operation. Center pivots must provide sufficient water to meet the peak consumptive use requirements of alfalfa, potatoes and grain, the crops grown in the area. The soil moisture holding capacity of sand is very low so that it is not possible to "bank" soil moisture in anticipation of peak demands.

In the Hamer area the peak consumptive use for alfalfa or potatoes is approximately 0.32 in./day. The formula for calculating gpm/acre which is used in center pivot design is: $\text{gpm/acre} = \text{cu}/.053 \times \text{efficiency}$.

An irrigation efficiency of 80% is typically used. Therefore the design gpm/acre for Hamer = $.32 \text{ over } .053 \times .8 = 7.55$ which is lower than the 9 gpm/acre rate allowed by the Department.

A 1300' length center pivot with an end gun on in the corners will irrigate about 132 acres. Thus the gpm for a 1300' system would calculate to be $7.55 \times 132 = 997$ gpm. This is rounded off to 1000 gpm. Over the years these calculations have proven valid as Hamer farmers successfully raised crops under 1300' center pivots nozzled for 1000 gpm. During peak consumptive use periods these center pivots run 100 percent of the time and there is little margin for error. I have no knowledge of any 1300' center pivots in the Hamer area that are nozzled for less than 1000 gpm. In the 1960's and early 70's Mel Brown Company typically designed 1300' circles to 1100-1200 gpm according to Dale Peterson, son-in-law and former employee of Mel Brown who now works for Golden West Irrigation in Idaho Falls. The department should not recommend water rights which would be less than what circles were nozzled for at the time of licensing and less than that rate needed to grow crops.

Further, pumps are designed to match pivot requirements of gallonage and pressure otherwise the pivots wouldn't perform properly and expensive changes would be required of the irrigation company.

LICENSE NO. 31-07024B

The Department's adjudication recommendation of 1.86 cfs and 420 AF for this 1300' center pivot which irrigates 140 acres is not sufficient to irrigate the crops grown in the Hamer sand. The 1.86 cfs would only provide 837 gpm, a gpm/acre of 5.98 and a 24 hour application rate of 0.25 inches. This application rate would leave the crop short of water by 21% during the peak consumptive use period greatly reducing the yield and quality of the crop. Therefore I must conclude that historically the pump and center pivot were applying the 1000 gpm required for the crops.

The Department's recommendation is apparently based on the examiner's report of 7 July 1967 wherein he recommended 5.65 cfs for three pumps and center pivots or 1.88 cfs for each installation. (See Attachment No. 1) The examiner, Dean Reynolds, had access to the sprinkler charts for each center pivot and found that they were designed for 1000 gpm @ 100 psi. Then he made a drastic error in methodology by reducing the gallonage by the ratio of pivot end pressure to design pivot pressure. The examiner states:

"Q recommended for licensing is based upon the determined operating pressure taken from each end of each unit. This pressure was related proportionately to the unit design pressure needed to produce a specific quantity (gallonage) submitted by Valmont as calculated by the computer. Each unit designed for 1000 gpm @ 100 psi."

The examiner then included the following calculations:

#1 Unit operating at 77 psi - $\text{gpm} = 77/100 \times 1000 = 720 \text{ gpm}$ or 1.72 cfs

#2 Unit operating at 85 psi - $\text{gpm} = 85/100 \times 1000 = 850 \text{ gpm}$ or 1.90 cfs

#3 Unit operating at 91 psi - $\text{gpm} = 91/100 \times 1000 = 910 \text{ gpm}$ or 2.03 cfs

Total 5.65 cfs

The 5.65 cfs was then licensed to Cal-Ida Inc. on 13 August 1969 as no. 31-7024. The 5.65 cfs is in error because the examiner thought the design pressure of 100 psi was to be measured at the end of the center pivot system rather than at the pivot point. However, the pivot pressure is calculated by adding the pressure needed to run the end gun to the friction loss in the pivot system plus the pressure required to compensate for field elevation. The end pressure also varies depending on where the end of the center pivot

system is and whether there is positive or negative field elevation. End pressure should never be used to determine center pivot gallonage.

In fact the examiner's report on end pressure verifies that there was enough pivot pressure to run the end guns plus overcome system friction loss and elevations. The pivot pressure for system #1 was likely close to 100 psi when the friction loss of 22 psi and field elevation of 4 psi is added to the 77 psi measured at the end. Similarly #2 and #3 systems likely had more than 100 psi because their end pressures were higher. Therefore, based on the evidence at hand, the three systems were using at least 1000 gpm (2.22cfs) in 1969 and should have been licensed for such amount. The Department's adjudication recommendation should therefore be for 2.22 cfs for each pump and center pivot. This is much less than the Department's allowable maximum diversion rate of .02cfs/acre or 2.8 cfs for a 140 acre pivot. The volume allowed should be 490 AF @ 3.5 AF/Acre.

The 100 H. P. pump would produce 1000 gpm @ 3201 TDH. The lift @ the no. 1 pivot in Sec. 34 and Sec. 35 is about 90' leaving 230' or about 100 psi for the pivot. The pump therefore matches the pivot gallonage of 1000 gpm.

LICENSE NO. 31-07015B

The Department's adjudication recommendation of 3.67 cfs and 969.5 AF/yr. for two 1300 center pivots which irrigate 277 acres is not sufficient to irrigate potatoes or alfalfa in the Hamer sand. The 3.67 cfs would only provide 1652 gpm or 826 gpm for each circle. The gpm/acre would be only 5.996 and the 24 hour application rate only 0.25 in. This is 21% less than the 0.32 in. required for potatoes and would result in reduced yield and quality.

Raincat circles were designed for 1200 gpm each, to match the 250 H.P. pump which was designed for 2400 gpm as stated in the examiners report of 9 July 1967. (See Attachment No. 2) The same examiner, Dean Reynolds, repeated the same error that he made 2 days earlier on permit No. 31-7024 and erroneously reduced the pivot gpm by the ratio of end pressure to pivot pressure. His recommendations found its way into license 31-07015B which is clearly wrong.

The 250 H.P. pump is the same as it was in 1967 and still produces 5.50 cfs according to measurements conducted by Bryce Conton of the North Water Management District. (See Attachment No. 3) Since the initial installation of Raincat center pivots by Mel Brown Co. and subsequent updates the circles have been nozzled for 1200 gpm. See attached sprinkler charts.

If the Department's recommendation of 3.65 cfs were adopted and enforced, the farmer would be required to spend thousands of dollars to change the pump and renozzle the circles. The outcome would be disastrous as there would not be enough water to adequately irrigate the crop during the peak consumptive use period.

The Department should recommend 5.5 cfs and 969.5 AF/yr. for the adjudication. The 5.5 cfs represents close to the .02 cfs/acre allowed as the maximum diversion rate by the Department.

LICENSE NO. 31-2427A

The data for this license comes largely from the Examiners report dated 24 August 1967. (See Attachment No. 4) The permit number is G-32818.

The pump for 31-2427A was a 250 H.P. Motor and Layne and Bowler Pump designed to pump 2400 gpm 328' TDH.

The examiner arbitrarily reduces the gpm/pivot to 1000 gpm by stating that "L&B design capacity for Raincat 14 tower, 1000' sprinkler system = (6 sprinkler system units) (1000 gpm/unit) = 13.37 cfs". But a 14 tower Raincat with a 40' overhang is 1300' in length not a 1000'. Dale Peterson of Golden West Irrigation Idaho Falls has verified that 1300' Raincat pivots were constructed with 14 - 90' spans with a 40' overhang. In addition, two 1000' pivots with 100' end gun coverage all the way around the circle only irrigate 174 acres not the 296 acres recommended by the Department. This verifies that the pivots were 1300'.

Again the sloppy work of Dean Reynolds arbitrarily reduced the gpm below that actually being utilized by the systems. The pump has never been changed and according to the North Water Measurement District still produces 4.99 cfs. (See Attachment No. 3)

The circle requirements of 1200 gpm each for 2400 gpm were met by the 2400 gpm produced by the 250 H.P. Motor and Layne and Bowler pump. The attached current sprinkler charts verify that the two circles still utilize the 2400 gpm produced by the pump.

If the Department's adjudication recommendation for 4.46 cfs is accepted and enforced the circles will have to be renozzled to 1000 gpm and pumping output reduced to 2000 gpm at a cost of thousands of dollars.

The Department's recommendation should be for 5.33 cfs and 1,036 AF/yr. because the Examiner's report was in error and did not report the water actually being used. Further the rate recommended is not sufficient to irrigate 296 acres during the peak consumption use period.

LICENSE NO. 31-2427B

The examiner's report shows that the 250 H.P. Motor and Layne and Bowler pump were designed to do 2400 gpm @ 303' TDH. (See Attachment no. 4) The examiner states that the pump would serve two 14 tower Raincats with 1000 gpm sprinkler

systems. But he later states that the systems are only 1000' long which is in error. Even with a 100' end gun on for the entire circles the ground irrigated would only be 174 acres.

The pump has produced 2400 gpm since its initial installation and still does according to measurements by North Water Measurement District which reports 5.47 cfs or 2461 gpm. (See Attachment No. 3) The enclosed current sprinkler charts are also for 1200 gpm. The pump and pivots were designed to match each other at 2400 gpm.

The Department's adjudication recommendation should be for 5.33 cfs and 1036 AF/yr. irrigating 296 acres because of the examiner's error in identifying the length of the Raincats as 1000' and arbitrarily reducing the gpm to 1000 gpm.

LICENSE NO. 31-7292 and 31-7291

I reviewed the adjudication recommendations for these two water rights and found them to be satisfactory. A copy of the original purchase agreement shows that 2 - 8 Tower Valley Center Pivots, 1293' and 2 - 125 H.P. Pumps designed to do 1000 gpm @ 400' TDH were purchased by Frank Jacobs on March 14, 1978. (See Attachment No. 5) The center pivots were ordered with 1000 gpm sprinkler packages. A letter to Glen Leak of the Federal Land Bank dated June 1, 1978 verifies that 100 gpm @ 90 psi was being utilized by the center pivots. (See Attachment No. 6) The Department's recommendation of 2.34 cfs for each water right is close to the design of 2.22 cfs.

Attachment No. 1

DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 31-7024

This proof is for CW & BU In Water District No.

1. Name of applicant..... CAL - IDA INC
2. Source of water supply: SUBTERRANEAN
3. Location of point of diversion: Is in the (THREE WELLS) #2 NW NE SEC 34
#1 NW NW #3 NW NW of Section 35
- T. 8N R. 36E County of _____

1. Describe works as they exist, giving dimensions and capacities of same:.....
- #1 100 HP US Hollowshaft Elec Motor # C100 4259, JOHNSON V.T.P. (VALLEY UNIT)
- #2 100 HP US Hollowshaft Elec Blower Motor # C100 4826, JOHNSON V.T.P. (VALLEY UNIT)
- #3 100 HP US Hollowshaft Elec Powered Motor # C100 3551, JOHNSON V.T.P. (VALLEY UNIT)
- (PUMPING UNIT BEING USED UPON E.L.M.'s IN 33 FROM #3 W/ 10" DIAM. 10" DIA. LINE)
- FOR DIMENSIONS & CAPACITIES OF THE ABOVE - SEE REMARKS SECTION,

5. Water is used for: IRRIGATION

6. State whether or not water has been turned into works of diversion:..... *Yes*

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N $\frac{1}{2}$ Sec 34 T 8 N R 36 E
E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 33 " "
W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 35 " "

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?.....

Remarks: MR. CLAIR ROBINSON CONTRACTED.

A reward for hiring is based upon the average spotting pressure taken from each end of each unit. This pressure was related proportionately to the unit design pressure needed to produce a specific quantity (yellows) submitted by Valmont as calculated.

#1 UNIT speed 77 PSI - Cool unit designed for 1000 gpm @ 100 PSI.
 #2 UNIT speed 9.8 PSI - designed to pump 1000 gpm @ 100 PSI.
 #3 UNIT speed 10.5 PSI - designed to pump 1000 gpm @ 100 PSI.

This examination was made on the 7th day of June 1957

(Signed) John Reynolds Examiner.

7777

Attachment No. 2

This proof is for.... CW ... d ... B

In Water District No.

1. Name of applicant CAL. IDAKO
2. Source of water supply: SUBSURFACE
3. Location of point of diversion: Is in the SE NE SW NW of Section 27
T. 3N R. 36E County of _____ of Section 26

4. Describe works as they exist, giving dimensions and capacities of same:
 (#1 well) 15c HP US HOLLOSHAFT FIRE MOTOR # C100 4925
 24 B VTA # 203

5. Water is used for:
 55 ps. @ 1000 ft. D25010 2200 gpm @ 140' - 1 unit
 #2 well 250 HP vs elec water #50-320104
 1.8 BVD # D2270, 2400 gpm @ 300' - 2.1 unit unit

5. Water is used for: 122: Cattle
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?....
- Remarks: 1. 500 P. 2. 2

Remarks: 1. 2. C.A.R. REGISTRATION CENTERS
MICRO-FILM FILED UNDER FILE # 32

2. DETERMINATION BASED USING UNIT CONVERSION

PROBLEM AS: DRAINAGE OF RELATED TO DISCHARGE @ 100%

FOR NORTH UNIT - $Q = 1027 \text{ gpm}$ or $\frac{2.27 \text{ cfs}}{1.68 \text{ cfs}}$

FOR SOUTH UNIT - $Q = 722 \text{ gpm}$ or $\frac{1.68 \text{ cfs}}{1.68 \text{ cfs}}$

THE TWO UNITS DRAIN OPERATES FROM WITHIN 27 @ 85%

FOR EACH UNIT = 3.44 cfs

This examination was made on the

(Signed)

.day of

. 19 67

Abstract

DO NOT MICROFILM
From WR License File Microfiche

31-2015-PMT



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

To: Kirk Jacobs
Fr: Bryce Contor
Date: 11/7/2000

Re: Diversion rates

The North Water Measurement District has repeated the measurements on some of your wells where the original license methods were questionable. The earlier Water Measurement District measurements did not measure the systems at full capacity.

North Water Measurement

WR	Jacobs ID	License	Actual	License exam method
<i>OK m:ch</i> 31-2426B	#8 ✓	2.35 cfs	2.60 cfs	Nozzle and pressure
— 31-2427A	#4 ✓	4.46 cfs ✓	~~4.99~~ 4.90 cfs	Design capacity
— 31-2427B	Fugal ✓	4.46 cfs	5.47 cfs	Design capacity
× 31-7015B	#5 ✓	3.67 cfs ✓	5.50 cfs	Pressure and ??
× 31-7024B	#9 ✓	1.85 cfs ✓	2.82 cfs	Pressure and design calculation
× 31-7291	Z1 ✓	2.34 cfs	2.60 cfs	Installed flowmeter
~~31-07288~~ 31-7292	Z2 ✓	2.18 cfs ✓	2.62 cfs	Installed flowmeter

In every case, I believe the licensing exam method for determining capacity was inadequate, and the Water Measurement District measurements are good measurements.

Note that in every case, the Water Measurement District values are within the standard rate of 0.02 cfs per acre. Your systems do not appear to use excessive water, compared to neighboring systems and in light of the sandy soils.

31-07288 Ryan 2.46 cfs; 2.91 cfs

Attachment No. 4

Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-32818

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant ~~Cal-Ida, Incorporated~~ Cal-Ida, Incorporated

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SE1/4NW1/4 and SE1/4NE1/4 of Section 26

1-24 278 T. 8 N R. 36 E County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same: _____

1-24 271 250 HP GE ELEC MOTOR # DBA 406163 LAUNE & BOWLER VERT TURBINE # 512802
2100 gpm 303' 1770 RPM 10" DISCHARGE THROUGH TRENCH 2 (1000' 14 TOWER 1000 gpm)
MARKED WELL # 3

1-24 271 250 HP GE ELEC MOTOR # DBA 415153 LAUNE & BOWLER VERT TURBINE
1-24 272 TURBINE PUMP # 12861 2400 gpm 728' 1770 RPM 10" DISCHARGE
THROUGH 2 (LAUNE & BOWLER RAIN SAT - 14 TOWER 1000 gpm SPRINKLER SYSTEM)
MARKED WELL # 1

1-24 273 200 HP GE ELEC MOTOR # ABT 126155 2 & 3 VERT TURBINE PUMPS # 512806
2100 gpm 286' 1770 RPM 10" DISCHARGE THROUGH 2 RAIN SAT SPRINKLER SYSTEMS

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

E1/4NE1/4, E1/4SE1/4, Sec. 34; all of Sec. 35; W1/4NW1/4, W1/4SW1/4, Sec. 36, T. 8 N, R. 36 E, B.M.
(960 acres)

ADDED TO ROAD: W1/2 E1/2 and E1/2 W1/2 of Sec 26 8 N 36 E
E1/2 W1/2 and E1/2 Sec 35 8 N 36 E
W1/2 W1/2 Sec 36 8 N 36 E

Attachment No. 5

IRRIGATION PUMPS
& SPRINKLERS

ESTIMATE & AGREEMENT

STEEL, ALUMINUM PIPE
VALLEY SELF-PROPELLED
CIRCULARS

GEM STATE IRRIGATION, INC.

BOX 351

SOUTH YELLOWSTONE HWY.

REXBURG, IDAHO 83440

PHONE 356-9318

TO	Frank & Mitch Jacobs #1429	DATE	March 9, 1978	COMPLETION DATE	
		BID: WE HEREBY PROPOSE TO FURNISH MATERIAL AND LABOR TO COMPLETE THE WORK OUTLINED HEREIN FOR THE SUM OF:			
		PAYMENT TO BE MADE AS FOLLOWS: \$1000 Down - Payments as materials are delivered. Balance on start-up.		DOLLARS \$	
WE HEREBY SUBMIT SPECIFICATIONS AND BID FOR:					

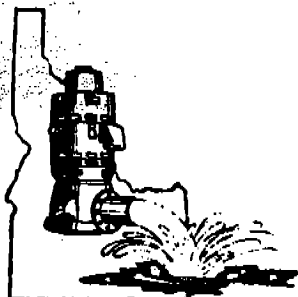
QUANTITY	STOCK NUMBER OR DESCRIPTION	AMOUNT
2	Model 4871 Valley Electrics 1298, 8 Tower, Adapted to Corner System with High Speed Motors (9hr. rotation). New Tires	
2	Pivot Running Lights	
2600'	Armored Cable	
2	Pivot Flexes	
2	Nelson 100 PC End Gun	
2	Stop-in-slots and end gun shut-off	
2	Freight, Installation, Wiring	
2	Pivot Pads	
2	Pivot Tie-ins	
	Sub-Total	52,075.00
2	125 H.P. Pump to do 1000 gpm @ 400' TDH with 160' - 8" x 2 1/2" x 1 1/2" Column, tube & shaft	
2	Set Pumps	
2	Pump Pads & Transformer Pad	
2	125 H.P. Panels - 3 phase, 440 volt with lightning arrestor, surge capacitor, phase failure, under voltage relay, time delay relay	
2	125 H.P. Panel Installation	
2	Pump tie-ins	
40'	8" Bare Steel	
2	8" Check Valves	
2	8" Butterfly Valves	
2	8" Water Meters	
	Misc. flanges, bolts, gaskets, outlets, etc.	
	Sub-Total	27,175.00
	Total	\$79,250.00

TERMS: 10TH OF MONTH FOLLOWING DATE OF PURCHASE. Without grace for value received, I promise to pay to the order of Seller the above mentioned amounts, payable as hereinabove set forth. I agree that title to the merchandise hereinabove set forth shall at all times remain in the Seller's name, until this note is fully paid, and if the same be placed with an attorney for collection or suit, I agree to pay a reasonable attorney's fee. If not paid at maturity, this note shall thereafter draw interest at the rate of 12% per annum until paid. Upon failure on the part of the purchaser to make payments, as herein specified, the Seller may repossess said property wherever found. Property shall not be moved from premises without consent of Seller.

NO. 3641	DATE 3/9/78	SIGNED Robert H. Lee	ACCEPTANCE OF BID	THE ABOVE SPECIFICATIONS, TERMS AND CONTRACT ARE SATISFACTORY, AND I/WE HEREBY AUTHORIZE THE PERFORMANCE OF THIS WORK.	DATE Mar. 14-78
THIS BID VOID AFTER 30 DAYS FROM DATE UNLESS ACCEPTED BY SIGNATURE AT RIGHT			SIGNED Frank Jacobs		

OFFICE COPY

Attachment No. 6



GEM STATE IRRIGATION, INC.

BOX 488 - SOUTH YELLOWSTONE HIWAY
PHONE 208-386-9318 - TWX 910-979-5912
REXBURG, IDAHO 83440

June 1, 1978

Mr. Glen Leak
Federal Land Bank
1020 Taylor
Idaho Falls, Idaho 83401

Dear Glen:

This letter is to verify the amount of water being produced from the two wells on the Frank Jacobs farm at Hamer, Idaho. Both wells produce 1000 gpm with 90 psi at the pivot gage. This quantity has been verified by observing the water meters and checking the amps on the motors.

Following are the data on the pumps:

- (1) West Well:
 - (a) Depth of well - 232'
 - (b) Static water - 135'
 - (c) 125 H.P. motor (G.E.) S/N HNJ824115
 - (d) Johnston Pump S/N TL14184
 - (e) 160' - 8" Column
- (2) East Well:
 - (a) Depth - 232'
 - (b) Static water - 138'
 - (c) 125 H.P. motor (G.E.) S/N JNJ921122
 - (d) Johnston Pump S/N 1211418
 - (e) 160' - 8" Column

If you have any questions please call.

Sincerely yours,

Robert R. Lee

RRL/db

cc: Frank Jacobs

VALMONT INDUSTRIES INC.

ORDER NO: 2523889 CONVERTED TO PARTS ORDER 0N22389

SPRINKLER SETUP CHART

Low Pressure Conversion

CUSTOMER

NAME KIRK JACOBS W4 SOUTH
 ADDRESS
 CT/ST/ZIP HAMER ID 00000
 COUNTRY USA

DEALER

NUMBER: 002449
 NAME GOLDEN WEST IDAHO FALLS

MODEL NUMBER
 LENGTH
 GALLONAGE
 PIVOT PRESSURE
 END GUN RADIUS
 APPL RATE (GAL/HR)
 TOTAL ACRES COVERED
 GPM PER ACRE

CPL LOCN	FT FROM PIVOT	LINE PRESS	ORFICE/ REGULATOR	SPRK MODEL	NOZZLE SIZES	DROP NOZ BOOM NOZ NO RISER PSI
1	2.50			GAUGE		
2	9.50	57.8	S05-20PSI	DROP	SPRAY 4	1 60 22.2
3	16.50	57.6	S05-20PSI	DROP	SPRAY 4	2 66 22.0
4	23.50	57.4	S05-20PSI	DROP	SPRAY 4	3 66 21.7
5	30.50	57.2	S05-20PSI	DROP	SPRAY 4	4 66 21.5
6	37.50	56.9	S05-20PSI	DROP	SPRAY 4	5 66 21.3
7	44.50	56.7	S05-20PSI	DROP	SPRAY 4.5	6 72 21.1
8	51.50	56.5	S05-20PSI	DROP	SPRAY 4.5	7 72 21.0
9	58.50	56.3	S05-20PSI	DROP	SPRAY 5	8 72 20.9
10	65.50	56.1	S05-20PSI	DROP	SPRAY 5	9 72 20.9
11	72.50	55.9	S05-20PSI	DROP	SPRAY 5.5	10 72 21.7
12	79.50	55.7	S05-20PSI	DROP	SPRAY 5.5	11 72 21.7
13	86.50	55.5	S05-20PSI	DROP	SPRAY 5.5	12 66 21.6
14	93.50	55.3	S05-20PSI	DROP	SPRAY 6	13 66 21.5
15	100.50	55.0	S05-20PSI	DROP	SPRAY 6	14 66 21.5
16	107.50	54.8	S05-20PSI	DROP	SPRAY 6	15 66 21.4
17	114.50	54.6	S05-20PSI	DROP	SPRAY 6.5	16 66 21.3
18	121.50	54.4	S05-20PSI	DROP	SPRAY 6	17 66 21.4
	124.00	TOWER NO 1 - SPAN LENGTH - 124.00				
19	126.50	54.3	S05-20PSI	DROP	SPRAY 6	18 66 21.4

ORDER NO: 2524089

VALMONT INDUSTRIES, INC

PAGE 1
12/05/89Low Pressure Conversion
SPRINKLER SETUP CHARTCUSTOMER
NAME KIRK JACOBS #4 NORTH
ADDRESS
CT/ST/ZP HAMER ID 00000
COUNTRY USADEALER
NUMBER 002449
NAME GOLDEN WEST IDAHO FALLSMODEL NUMBER
LENGTH 1280.0
GALLONAGE 1200
PIVOT PRESSURE 64
ENDGUN RADIUS 105
APPL RATE (IN/DAY) .46
TOTAL ACRES COVERED 138.28
GPM PER ACRE 9.00

CPL LOCN	FT FROM PIVOT	LINE PRESS	ORFICE/ REGULATOR	SPRINKLER MODEL	NOZZLE SIZES	DROP/ BOOM/ RISER	NOZ PSI	- GAL/MIN - REQ ACT
1	2.50					00		
2	9.50	63.8	S05-20PSI	DROP	VALMONT #5	1 60	23.4	.16 .54
3	16.50	63.6	S05-20PSI	DROP	VALMONT #5	2 66	23.1	.22 .53
4	23.50	63.4	S05-20PSI	DROP	VALMONT #5	3 66	22.7	.31 .53
5	30.50	63.2	S05-20PSI	DROP	VALMONT #5	4 66	22.5	.40 .53
6	37.50	62.9	S05-20PSI	DROP	VALMONT #5	5 66	22.3	.49 .52
7	44.50	62.7	S05-20PSI	DROP	VALMONT #5	6 72	22.1	.57 .52
8	51.50	62.5	S05-20PSI	DROP	VALMONT #5	7 72	22.0	.66 .52
9	58.50	62.3	S05-20PSI	DROP	VALMONT #6	8 72	21.8	.74 1.02
10	65.50	62.1	S05-20PSI	DROP	VALMONT #6	9 72	21.8	.82 1.02
11	72.50	61.9	S05-20PSI	DROP	VALMONT #5	10 72	21.9	.90 .52
12	79.50	61.7	S05-20PSI	DROP	VALMONT #6	11 72	21.6	.98 1.01
13	86.50	61.5	S05-20PSI	DROP	VALMONT #6	12 66	21.5	1.06 1.01
14	93.50	61.3	S05-20PSI	DROP	VALMONT #7	13 66	21.4	1.14 1.32
15	100.50	61.0	S05-20PSI	DROP	VALMONT #7	14 66	21.4	1.21 1.32
16	107.50	60.8	S05-20PSI	DROP	VALMONT #7	15 66	21.4	1.29 1.32
17	114.50	60.6	S05-20PSI	DROP	VALMONT #7	16 60	21.4	1.36 1.32
18	121.50	60.4	S05-20PSI	DROP	VALMONT #6	17 60	21.5	1.23 1.01
	124.00	TOWER NO 1 - SPAN LENGTH - 124.00						
19	126.50	60.3	S05-20PSI	DROP	VALMONT #7	18 60	21.4	1.27 1.32
20	133.50	60.1	S05-20PSI	DROP	VALMONT #8	19 60	21.2	1.55 1.78

VALMONT INDUSTRIES INC
ORDER NO: 2524289 CONVERTED TO PARTS ORDER 0N22689
SPRINKLER SETUP CHART

-1-
12/11/89

CUSTOMER
NAME KIRK JACOBS RS NORTH
ADDRESS
CT/ST/ZIP HAMER ID 00000
COUNTRY USA

MODEL NUMBER 4271
LENGTH 1289.0
GALLONAGE 1200
PIVOT PRESSURE 81
END GUN RADIUS 111
APPL RATE (IN/DAY) .45
TOTAL ACRES COVERED 141.28
GPM PER ACRE 8.00

DEALER
NUMBER: 002449
NAME GOLDEN WEST IDAHO FALLS

SPR LOCN	FT FROM PIVOT	LINE PRESS	ORFICE/ REGULATOR	SPRK MODEL	NOZZLE SIZES	DROP/ NOZ ROOM/ NOZ NO RISER PSI	- GAL/MIN - REQ ACT
1	5.35			GAUGE			
2	18.98	80.4	S05-20PSI	DROP	SPRAY 4	1 66 23.5	.49 .53
3	27.32	80.1	S05-20PSI	DROP	SPRAY 4	2 66 23.7	.41 .54
4	35.66	79.7	S05-20PSI	DROP	SPRAY 4	3 72 23.4	.54 .53
5	44.47	79.4	S05-20PSI	DROP	SPRAY 4.5	4 72 20.1	.67 .60
6	52.89	79.0	S05-20PSI	DROP	SPRAY 5	5 72 20.0	.78 .76
7	61.31	78.7	S05-20PSI	DROP	SPRAY 5.5	6 78 19.9	.89 .94
8	69.73	78.3	S05-20PSI	DROP	SPRAY 6	7 78 19.8	1.01 1.14
9	78.15	78.0	S05-20PSI	DROP	SPRAY 5.5	8 78 19.8	1.05 .94
10	85.53	77.7	S05-20PSI	DROP	SPRAY 6	9 78 19.7	1.21 1.13
11	94.91	77.3	S05-20PSI	DROP	SPRAY 7	10 78 19.6	1.40 1.54
12	103.20	77.0	S05-20PSI	DROP	SPRAY 6.5	11 78 19.7	1.33 1.33
13	110.58	76.7	S05-20PSI	DROP	SPRAY 6.5	12 78 19.6	1.43 1.33
14	119.00	76.3	S05-20PSI	DROP	SPRAY 7.5	13 78 19.5	1.62 1.76
15	127.42	76.0	S05-20PSI	DROP	SPRAY 7.5	14 78 19.5	1.72 1.76
16	135.84	75.7	S05-20PSI	DROP	SPRAY 7.5	15 72 19.5	1.82 1.76
17	144.26	75.3	S05-20PSI	DROP	SPRAY 8	16 72 19.4	1.95 1.98
18	153.07	75.0	S05-20PSI	DROP	SPRAY 8	17 72 19.3	2.09 1.98
19	161.83	74.6	S05-20PSI	DROP	SPRAY 8.5	18 66 19.3	2.26 2.26
20	171.20	74.2	S05-20PSI	DROP	SPRAY 9	19 66 19.2	2.36 2.47

VALMONT INDUSTRIES INC

ORDER NO: 2524189 CONVERTED TO PARTS ORDER 0N22589

-1-
12/11/89

SPRINKLER SETUP CHART

CUSTOMER

*Low Pressure Conversions*NAME KIRK JACOBS W5 SOUTH
ADDRESS
CT/ST/ZIP HAMER ID 00000
COUNTRY USAMODEL NUMBER 4271
LENGTH 1289.0
GALLONAGE 1200
PIVOT PRESSURE 61
END GUN RADIUS 122
APPL RATE (IN/DAY) .44
TOTAL ACRES COVERED 143.54
GPM PER ACRE 8.00DEALER
NUMBER: 002449
NAME GOLDEN WEST IDAHO FALLS

CPL LOCN	FT FROM PIVOT	LINE PRESS	ORFICE/ REGULATOR	SPRK MODEL	NOZZLE SIZES	DROP/ NOZ ROOM/ NO RISER	NOZ PSI	- GAL/MIN - REQ	- ACT
1	5.35			GAUGE					
2	18.98	60.4	S05-20PSI	DROP	SPRAY 4	1	66	21.3	.49 .51
3	27.32	60.1	S05-20PSI	DROP	SPRAY 4	2	66	21.4	.41 .51
4	35.66	59.7	S05-20PSI	DROP	SPRAY 4	3	72	21.2	.54 .51
5	44.47	59.4	S05-20PSI	DROP	SPRAY 4.5	4	72	21.9	.67 .63
6	52.89	59.0	S05-20PSI	DROP	SPRAY 5	5	72	21.8	.78 .79
7	61.31	58.7	S05-20PSI	DROP	SPRAY 5.5	6	78	21.7	.89 .98
8	69.73	58.3	S05-20PSI	DROP	SPRAY 5.5	7	78	21.6	1.01 .98
9	78.15	58.0	S05-20PSI	DROP	SPRAY 5.5	8	78	21.5	1.05 .97
10	85.53	57.7	S05-20PSI	DROP	SPRAY 6	9	78	21.4	1.21 1.18
11	94.91	57.3	S05-20PSI	DROP	SPRAY 6.5	10	78	21.3	1.40 1.38
12	103.20	57.0	S05-20PSI	DROP	SPRAY 6.5	11	78	21.3	1.33 1.38
13	110.58	56.7	S05-20PSI	DROP	SPRAY 6.5	12	78	21.2	1.43 1.38
14	119.00	56.3	S05-20PSI	DROP	SPRAY 7	13	78	21.1	1.62 1.60
15	127.42	56.0	S05-20PSI	DROP	SPRAY 7.5	14	78	21.1	1.72 1.83
16	135.84	55.7	S05-20PSI	DROP	SPRAY 7.5	15	72	21.0	1.81 1.83
17	144.26	55.3	S05-20PSI	DROP	SPRAY 8	16	72	21.0	1.95 2.06
18	153.07	55.0	S05-20PSI	DROP	SPRAY 8	17	72	20.9	2.09 2.05
19	161.83	54.6	S05-20PSI	DROP	SPRAY 8.5	18	66	20.9	2.25 2.35
20	171.20	54.2	S05-20PSI	DROP	SPRAY 8.5	19	66	20.8	2.36 2.35

MEMORANDUM

To: 31-2427A, 31-2427B, 31-7015B, 31-7024B, 31-7291, 31-7292
Fr: Bryce Contor
Date: 8/9/2001
Re: Amended claims

The attached amended claim was prepared per a phone request by Kirk Jacobs, last night to my home phone. The only adjustment is to claim a full 0.02 cfs/acre, and to increase the annual volume to 3.5 afa/acre on 31-7024B.

The purpose of this filing is to allow Mr. Jacobs to file an objection to the recommended diversion rate, in order to preserve his right to appear in court, if he is not successful in obtaining amended licenses.

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 31-7015B
Date Received: 11/21/1988
Receipt No: E004241
Received By:

AMENDED NOTICE OF CLAIM TO A WATER RIGHT AMENDED
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KIRK M JACOBS Phone: (208) 662-5415

2576 E 2600 N
PO BOX 119
HAMER ID USA 83425

2. Date of Priority: 04/03/1969

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township Range Section 1/4 of
08N 36E 26 SE SE

*Waiting for
signature*

Type

ON

5. Description of diverting works:

WELL, 250 HP TURBINE PUMP

6. Water is used for the following purposes:

Purpose
IRRIGATION

From To C.F.S.
04/01 11/01 5.54

(or) A.F.A.
969.5

7. Total Quantity Appropriated is:
5.54 C.F.S. and/or 969.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	36E	25	NW	NW	IRRIGATION	34
			SW	NW	IRRIGATION	34

			NW	SW	IRRIGATION	36
			SW	SW	IRRIGATION	34
					Section Acres	138
08N	36E	26	NE	NE	IRRIGATION	34
			SE	NE	IRRIGATION	35
			NE	SE	IRRIGATION	36
			SE	SE	IRRIGATION	34
					Section Acres	139
					Total Acres	277

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:

RIGHT SPLIT, A31-07015A CLAIMED BY F. MITCHELL JACOBS KNOWN AS PIVOTS 5 NORTH AND 5 SOUTH.

Claim amended 8/9/2001 to reflect correct original diversion rate, see claim file for Notice of Error notification of problem with original license exam. Other elements of claim amended to match recommendation.

Claim given temporary database status pending receipt of signed amendment.

15. Basis of Claim: License

16. Signature(s)

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 20__

Notary Public

Residing at _____
My commission Expires _____

Contor, Bryce

From: Contor, Bryce

Sent: Thursday, August 09, 2001 10:21 AM

To: Carlsen, Ernie

Cc: Ciscell, Michael

Subject: Recommendation shape wrong, tabular data

31-7015B has a shape connected to it which is the wrong sections, but the tabular data are correct.

This is a claim I expect to be objected to, is it OK to just let sleeping dogs lie until we have to mess with a version two for the SF5?

Thanks, Bryce



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

KIRK M JACOBS
PO BOX 119
HAMER ID 83425

RE: CHANGE IN OWNERSHIP FOR A31-02427A, A31-07015B,
A31-07024B, A31-07291, A31-07292

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,

A handwritten signature in cursive script that reads "Cheri Vandermeulen".

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

PELCO BC 2/13/01
OK BAC 3/9/01

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

(5) ✓ Incomplete forms will be returned. (9) ✓ (4) ✓ (21) ✓ (22) ✓

1. Water Right No(s): A 31-07015 B / 31-07024 A / 31-02427 A / 31-07291 / 31-07292

Adjudication Claim No(s): _____

2. 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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is 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 Frank H Jacobs and Geraldine M. Jacobs.

4. New Owner/Claimant(s) Kirk M Jacobs

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address P.O. Box 119

City, State and ZIP Code Hammer Id 83425

New Telephone Number (208) 662-5415

5. Date you acquired the property March 8 2000

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) Kirk M Jacobs
or Claimant(s)

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

01/25/2001

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: March 9, 2001

Water right number: 31-7015B

GERALDINE M JACOBS
149 E 2ND S
REXBURG ID 83440
Telephone Number: (208)356-6834

FRANK H JACOBS
149 E 2ND S
REXBURG ID 83440
Telephone Number: (208)356-6834

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

We feel like the original measurement of cfs could be inaccurate and subject to human error. Our current measurement is more cfs with the same pump & motor.

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

We would like to amend our license for our current conditions that we have had for over 25 years. We need this amount of water for our sandy conditions.

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

The original methods seem to be just calculated and subject to error. Back then accuracy wasn't as critical as today.

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

DATE: 3/7/01

SIGNATURE:

Kirk M Jacobs

Please print your name:

Kirk M Jacobs

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161

Bryce Contor spoke with Kirk
and Kirk understands we
can't change this in the
adjudication. (Saxton
3/8/01

RECEIVED
MAR 07 2001
Department of Water Resources
Eastern Region

P.O. Box 308
Reburg Ida
83440
Aug 14, 00

To: State of Idaho Dept of Water Resources:

Dear People:

I am Frank Jacobs the father of
Kirk M Jacobs. The purpose of this
letter is to request you to honor
Kirk ~~to~~ act in my behalf pertaining
to any business concerning irrigation
water that I have ^{been} responsible for
which includes Olivett Fugel water
and property of which I have been handling
for her.

I'll appreciate your cooperation in
this matter.

Frank Jacobs

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

Stage: LI

JEFFER
JEFFER

TOTAL ACRES

Field Exam Fee:

AS splits A & B = WR split
see file memo 2/12/7

4-28-00

Subject: Ownership question for split rights:

A31-07015A

A31-07015B

A31-07015C

A31-07015D

From: Craig Saxton

I researched the ownership question proposed by Bryce Contor in his evaluation of the split history of A31-07015 (memo dated 2/12/00).

AJ side:

Change of ownership evidence, included in file A31-07015A, confirms that the POU defined in A31-07015A was sold from Mitch and Valynn Jacobs to Blaine and Connie Larsen in 1995.

A31-07015B: On 4-28-00 I called the Rigby Assessors office and confirmed that the property defined as the POU in A31-07015B is currently owned by Kirk Jacobs. The current ownership in the adjudication file lists Frank Jacobs as the current owner. I am sending Kirk a Change of Ownership form.

To: A31-07015
A31-07015A
A31-07015B ✓
A31-07015C A31-07015D
Fr: Bryce A. Contor
Date: 2/12/2000

Re: Discrepancy between WR and AJ records; ownership question.

WR side:

Original WR 31-07015, 7.31 cfs, 554. acres. Copy of original license not on microfiche but exam lists "CAL IDAHO." Split by T4690 and T4695 into three parts per attached chart, with bulk of wr (7.12 cfs, 539.6 acres) remaining with part A, Cal Ida Inc. Parts B and C to Blaine Larsen.

AJ side:

No signed claim for original right. Original right split in full to parts A and B per attached part, approximately half to Frank Jacobs and half to Mitch Jacobs. 1/1996 change of ownership assigns A portion to Blaine Larsen, no change of ownership has been submitted for B portion.

No claim for C portion.

Action:

Attached overlap analysis indicates that claims A31-07015A and A31-07015B correspond to original licensed POU on WR side, and correspond to POU under "unchanged" WR record 31-07015A. The areas of the original WR which were reduced to create WR splits B and C all come from the part of the original license claimed under A31-07015A.

Until the ownership questions are resolved, I leave ownership and POU intact on AJ claim A31-07015B. A31-07015A I leave with the same ownership, but I reduce acres to correspond with transfers. I create AJ split C exactly per WR split C, and I create AJ split D to correspond with WR split B.

Further action needed:

Ownership issues need to be resolved.

Overlap Analysis, 31-07015

8N 36 E 25

8N36E 26

FN 36E 27

8N 36E 28

[illegible]

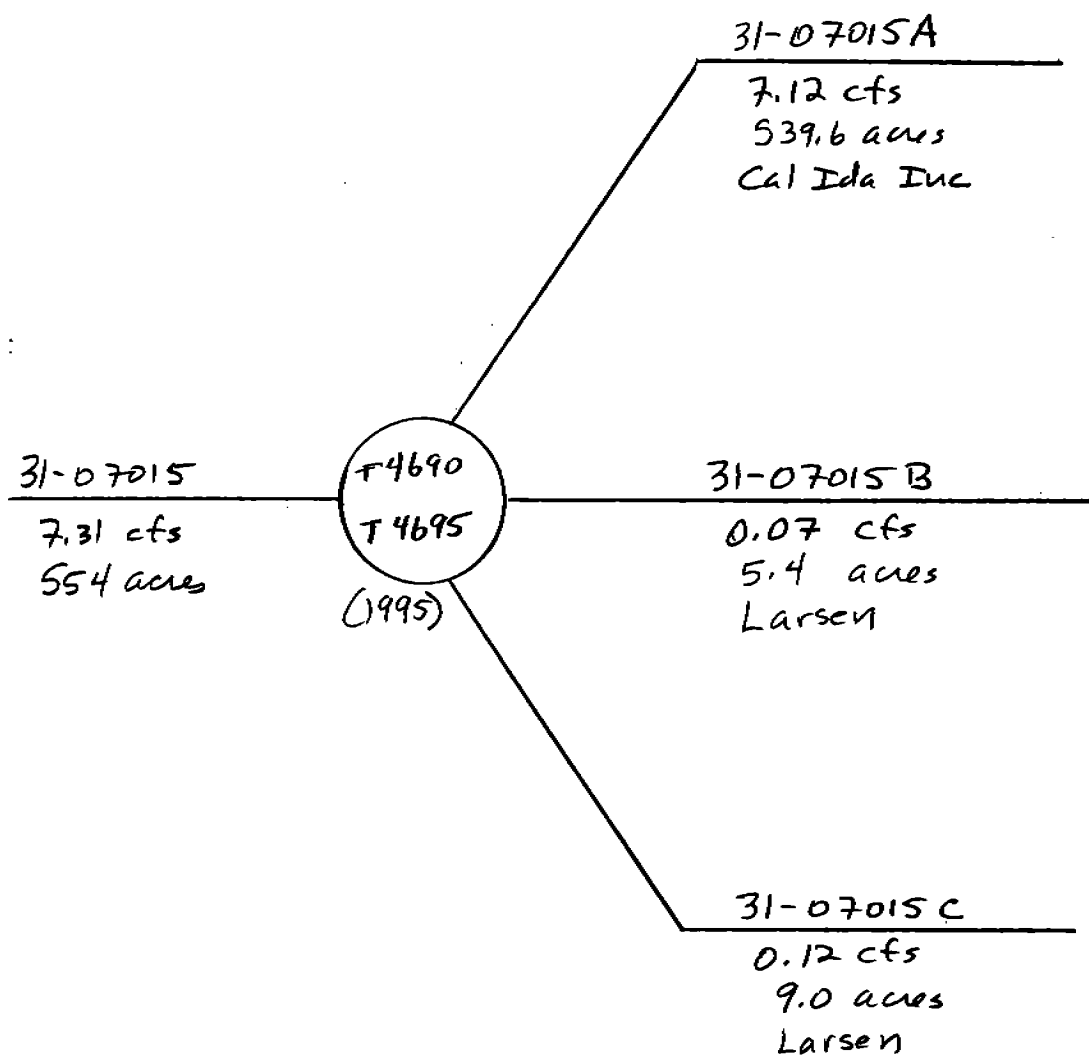
31-07015 (WR side)

31-07015A (WR side) 31-07015B (WR

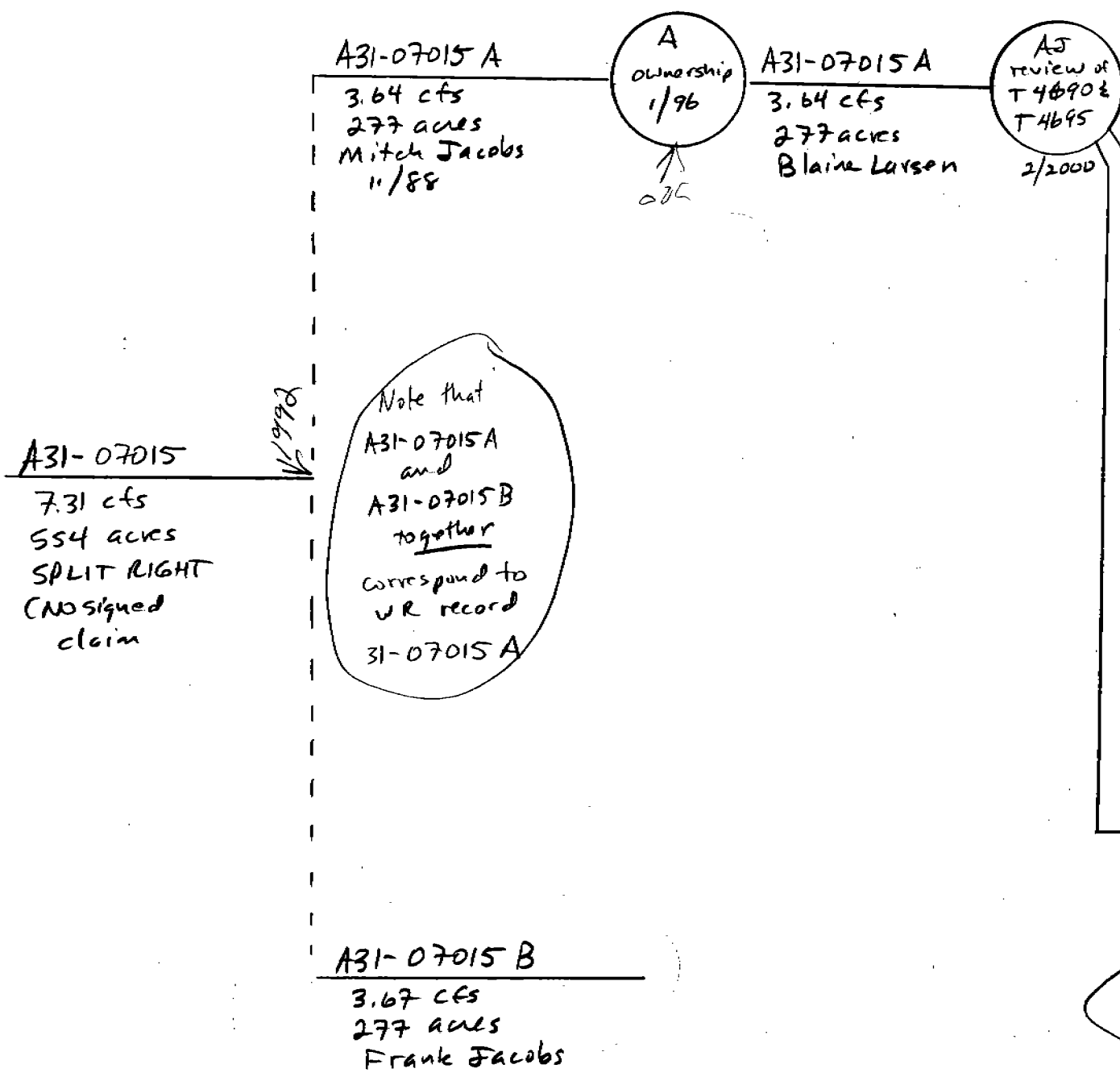
A31-07015A claim

A31-07015B claim

History of 31-07015 - WR Records



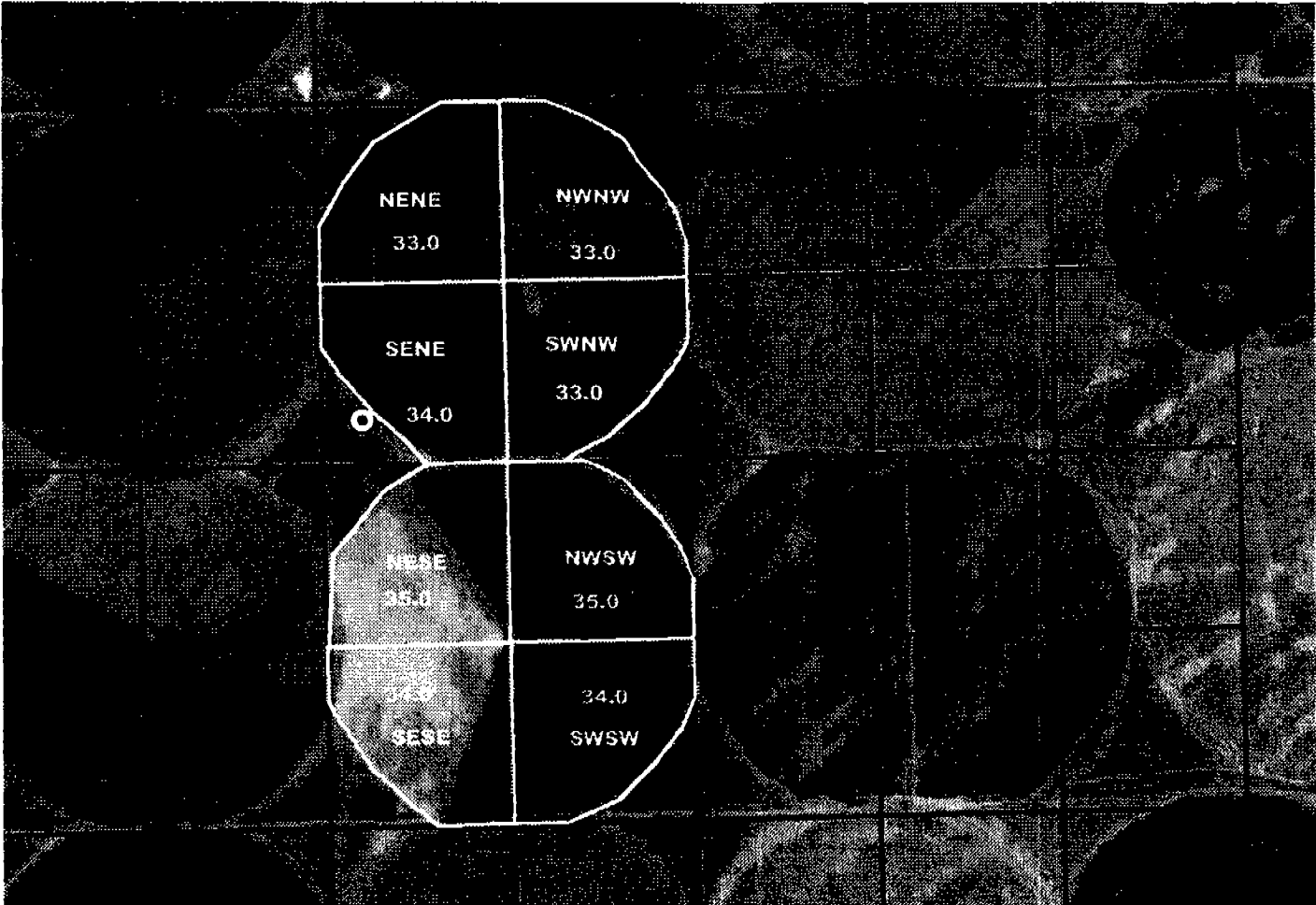
History of 31-07015- AJ records



Blaine Larsen Transfer Analysis - WR database - prefixes omitted.					
Transfer	Affected Rights		Proposed Rights		Status Date
4690	3107015		3107015	A	11/20/95
4690	3107015		3107015	B ✓	11/20/95
4695	3107015		3107015	A	11/20/95
4695	3107015		3107015	C	11/20/95

PRE-FIELD INVESTIGATION LAYOUT

Water Right(s): 31-07015B
Claimant: BLAINE LARSEN

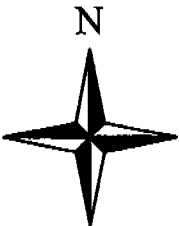


LEGEND

-  Point of Diversion
-  Place of Use
-  Section Line
-  Quarter-section line

PLACE OF USE: T8N R36E
SEC. 25 NWNW, SWNW, NWSW, SWSW
SEC. 26 NENE, SENE, NESE, SESE

POINT OF DIVERSION: T8N R36E
SEC. 26 SWSENE



GIS Place of Use illustration
1987/1988 NAPP photography
Prepared by: S. VAN HOFF
Date: FEB 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4690
WATER RIGHT NO(S). 31-07015B/31-07024B/31-07293F/31-07293H
NOV 20 1995
Department of Water Resources
Eastern District Office

This is to certify that: BLAINE LARSEN
CONNIE LARSEN
PO BOX 188
HAMER ID 83425

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 31-07015B : IRRIGATION Priority: 04/03/1969	04/15 to 10/15	0.07 CFS	18.9 AF
Right No. 31-07024B : IRRIGATION Priority: 06/20/1969	04/15 to 10/15	0.17 CFS	45.2 AF
Right No. 31-07293F : IRRIGATION Priority: 02/27/1978	04/15 to 10/15	0.15 CFS	31.5 AF
Right No. 31-07293H : IRRIGATION Priority: 02/27/1978	04/15 to 10/15	0.27 CFS	59.9 AF
TOTAL:		* 0.66 CFS	* 151.9 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 28, Township 08N, Range 36E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	36E	28	NWNE 5	SWNE 8	NENW 16	43.4
						43.4
Total number of acres irrigated:						** 43.4

TRANSFER NO. 4690
WATER RIGHT NO(S). 31-07015B/31-07024B/31-07293F/31-07293H

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
2. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- *7. Combined Right Nos. 31-07015B, 31-07024B, 31-07293F and 31-07293H are limited to the total combined irrigation of 43.4 acres and a total combined annual diversion volume of 151.9 af.
- **8. Right No. 31-07015B is limited to the irrigation of 5.4 acres in the place of use described above in a single irrigation season.
- **9. Right No. 31-07024B is limited to the irrigation of 12.9 acres in the place of use described above in a single irrigation season.
- **10. Right No. 31-07293F is limited to the irrigation of 9.0 acres in the place of use described above in a single irrigation season.
- **11. Right No. 31-07293H is limited to the irrigation of 17.1 acres in the place of use described above in a single irrigation season.

Dated this 20th day of November, 1995.


Chief, Water Alloc. Bureau

BLAINE LARSEN TRENSEFERS: (cont)

PAGE 2 OF 2

31-07034R 1.93 cfs/131 ac	9	(182) 0.295 cfs/20 ac
	10	(183) 1.635 cfs/111 ac
31-07293A 2.29 cfs/136 ac		(114) 1.835 cfs/109 ac
	9	(182) 0.303 cfs/18 ac
	11	(191) 0.152 cfs/9 ac
31-07038 5.00 cfs/280 ac		(60,61) 4.689 cfs/262.6 ac
	12	(196) 0.311 cfs/17.4 ac
31-07222 8.89 cfs/542 ac		(139,140,141,142) 8.465 cfs/516.1 ac
	12	(196) 0.425 cfs/25.9 ac
31-02428 7.70 cfs/462 ac		(71,72) 6.915 cfs/414.9 ac
	13	(194) 0.785 cfs/47.1 ac
31-07018 7.31 cfs/554 ac		(73,74) 7.191 cfs/545 ac
	14	(192) 0.119 cfs/9 ac
31-07178A (45,47) 3.69 cfs/264 ac	15	(42-A) 1.85 cfs/132 ac
	16	(42-B) 1.84 cfs/132 ac
31-07178B (46,48) 3.63 cfs/264 ac	17	(41-A) 1.82 cfs/132 ac
	18	(41-B) 1.81 cfs/132 ac

TRANSFER IDENTIFIER

BLAINE LARSEN TRANSFERS:

PAGE 1 OF 2

32-07005A 3.20 cfs/160 ac = 2.33 cfs/160 ac
Combined w/32-2116
Limited = 7.0 cfs/460 ac

1- (20) 2.168 cfs/148.7 ac
2- (29-A) 0.165 cfs/11.3 ac

32-02116 6.40 cfs/320 ac = 4.67 cfs/320 ac
Combined w/32-7005A
Limited = 7.0 cfs/480 ac

2- (29-A) 0.350 cfs/24 ac
3- (19) 2.275 cfs/156 ac
4- (18) 2.042 cfs/140 ac

32-07102 5.34 cfs/313 ac

2- (29-A) 0.49 cfs/28.7 ac
5- (16) 2.46 cfs/144 ac
6- (17) 2.39 cfs/140.3 ac

31-02335 2.67 cfs/240 ac
Condition: Combined with 31-7091
& 31-2374 Not to exceed 5.38 cfs.
NOTE: 31-7091 excludes corners.
Therefore: NO Overlap

194.9
(57.60) 2.162 cfs/184 ac
7- (193) 0.352 cfs/31.1 ac
9- (182) 0.158 cfs/14 ac

31-07037 7.96 cfs/531.2 ac
NOTE: Actual acres irrigated
from Exam

(62,63,64,65)
7.645 cfs/510.3 ac
7- (193) 0.071 cfs/4.7 ac
12- (196) 0.244 cfs/18.2 ac

31-02385 6.74 cfs/480 ac
Limited by Vol w/31-2400
Assume capacity NOT Limiting
Factor, NO Overlap

(69,70) 5.92 cfs/421.6 ac
8- (150) 0.623 cfs/44.4 ac
9- (182) 0.197 cfs/14 ac

31-02374 1.96 cfs/160 ac

(68) 1.779 cfs/145.2 ac
8- (150) 0.181 cfs/14.8 ac

31-02405 5.00 cfs/295 ac

(50,51) 4.777 cfs/282.8 ac
8- (150) 0.223 cfs/13.2 ac

31-07025 10.00 cfs/560 ac

(56,57,58,59,60,61)
9.339 cfs/523 ac
8- (150) 0.661 cfs/37 ac

31-07044 5.46 cfs/280 ac

(148,147) 5.249 cfs/269.2 ac
8- (150) 0.211 cfs/10.8 ac

31-07177 4.72 cfs/268 ac
0.04 cfs Stockwater

(143,144) 4.593 cfs/260.8 ac
0.04 cfs Stockwater
8- (150) 0.127 cfs/7.2 ac

TRANSFER IDENTIFIER

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 11/20/95
PAGE: 1

WATER RIGHT NUMBER	NAME	CFS
31-07015	Split into 31-07015A/B/C by Trans. Nos. 4690 & 4695.	
31-07015A	CAL IDA INC	7.12
31-07015B	LARSEN , BLAINE LARSEN , CONNIE	0.07
31-07015C	LARSEN , CONNIE LARSEN , BLAINE	0.12

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 4695
WATER RIGHT NO. 31-070150

This is to certify that: CONNIE LARSEN
BLAINE LARSEN
PO BOX 188
HAMER ID 83425

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.12 CFS	31.5 AF

SOURCE
GROUNDWATER

Priority: 04/03/1969

LOCATION OF POINT(S) OF DIVERSION: SWSE, Sec. 28, Township 08N, Range 36E
JEFFERSON County

<u>PLACE OF USE: IRRIGATION</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN RGE SEC</u>				
08N 36E 28	NESW 9			9
Total number of acres irrigated:				9

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
2. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

WATER LICENSE

Water License No. 31-7015 Priority April 3, 1969 Amount 7.31 c.f.s.

THIS IS TO CERTIFY, that CAL-IDA, INC., an Idaho Corporation
of Newdale, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated April 3, 1969; that Permit 31-7015 was issued pursuant
to said application; that the proposed works were completed on or about July 1969
with a storage/or carrying capacity of 7.31 c.f.s., said works consisting of two wells,
pumps, motors, and sprinkler system; and that on July 8, 1969
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 2624
acre feet per season, with a maximum rate of diversion of 7.31 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of irrigation from April 15 to November 15;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation; the point of diversion is
located in SE 1/4 NE 1/4, Sec. 27, T. 8 N., R. 36 E., B.M., and
other additional points SE 1/4 NE 1/4, Sec. 26, T. 8 N., R. 36 E., B.M., in the County of
Jefferson; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 2624 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8 N	36 E	25						34	35			35	35						139
		26	34			35		34	35					35			35		208
		27	34	34	35	35	34			35									207

Total number of acres irrigated 554

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

19th day of September, 1969

[Signature]
State Reclamation Engineer

31-7015