



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

March 23, 2007

DAVID R. TUTHILL, JR.
Interim Director

**RICHARD & SUSAN JACOBSEN FAMILY TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405**

**RE: Notice of Change of Water Right Ownership (NCO) for 22-13150 and Notice
of Completed Administrative Proceeding (NCAP)**

Dear Sir/Madam:

On January 18, 2007, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). In order to complete this change, our office renumbered the water right to 22-13674. IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

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

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

Respectfully,

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: 22-13150
renumbered to 22-13674

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ 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

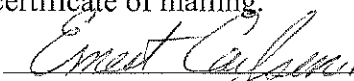
☐ change in ownership

☒ OTHER: Renumbered

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: 3-17-07



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 3-23, 2007, 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:
~~RICHARD & SUSAN JACOBSEN FAMILY TRUST~~
c/o HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

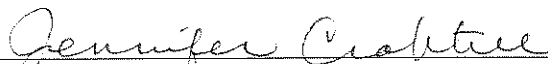
Each party in the subcase, or attorney of record
N/A

5. One copy 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



Signature of person or attorney mailing the form

per Emil

Combine 22-13149
22-13150

^{-the new}
Split ~~one~~ right. Start
with 3 cft.

The result will be
some for Jacobson, some
for Brian Boyle &

The Gibson acres goes
away because it was
not part of the original
deeded place of use.

Jan 1-31-07

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
FREDERICK J. HAHN, III
KARL R. DECKER
SHAN B. PERRY
DeANNE CASPERSON*
AMELIA A. SHEETS
JAN N. ALLRED**
ROBERT L. HARRIS
DEBORAH S. O'MALLEY

1000 RIVERWALK DRIVE, SUITE 200
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL KFOSTER@HOLDENLEGAL.COM

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

Of Counsel
Fred J. Hahn

RECEIVED
JAN 18 2007
Department of Water Resources
Eastern Region

*Also Licensed in Missouri & Kansas
**Also Licensed in Utah & Colorado

January 16, 2007

Jennifer Crabtree
Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402

Re: Change of Water Right Ownership for Water Rights Nos. 22-13149 and 22-13150

Dear Jennifer:

According to the Recommendations we have recently received from the Department of Water Resources, 22-13150 is already in the name of Richard & Susan Jacobsen Family Trust. With respect to 22-13149, we sent in a Notice of Change of Ownership on this one back on May 17, 2004. I brought a new copy of this letter and all of the attachments over to Trent Galbraith last week because there was some confusion that resulted from it. I am also enclosing a copy of a letter from you, dated September 26, 2005, indicating that you had received our Notice of Change of Water Right Ownership for 22-13149 and that our clients were being listed as "present" owners. I am still not sure what the difference between a "present" owner and a "current" owner might be.

Are you sure you still need another Notice of Change of Water Right Ownership?

Yours very truly,



Kent W. Foster

RECEIVED

JAN 18 2007

Department of Water Resources
Eastern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

COPY

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	22-13149	X			

2. The following **REQUIRED** information must be submitted with this form:

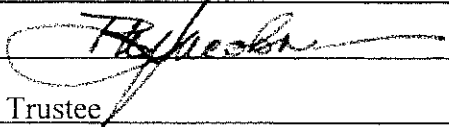
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights(s) or claims(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use your water rights(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county.)
OR
 If your water right(s) and/or adjudication claim(s) 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 Don L. Boyle and Madge H. Boyle
418 W. 900 S., Victor, ID 83455
4. New Owner/Claimant(s) Richard and Susan Jacobsen Family Trust
 Name connector (check one): ☐ and ☐ or, ☐ and/or
 New Mailing Address 3201 Ash St.
 City, State and ZIP Code Palo Alto, CA 94306
 New Telephone Number (650) 493-5310
5. Date you acquired the property June 5, 2000

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	22-13149	
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	0.27 cfs	16 out of 60 acres
Stock		
Domestic		
Other		
TOTAL	0.27 cfs	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation		
Stock		
Domestic		
Other		
TOTAL		

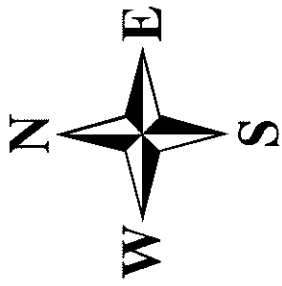
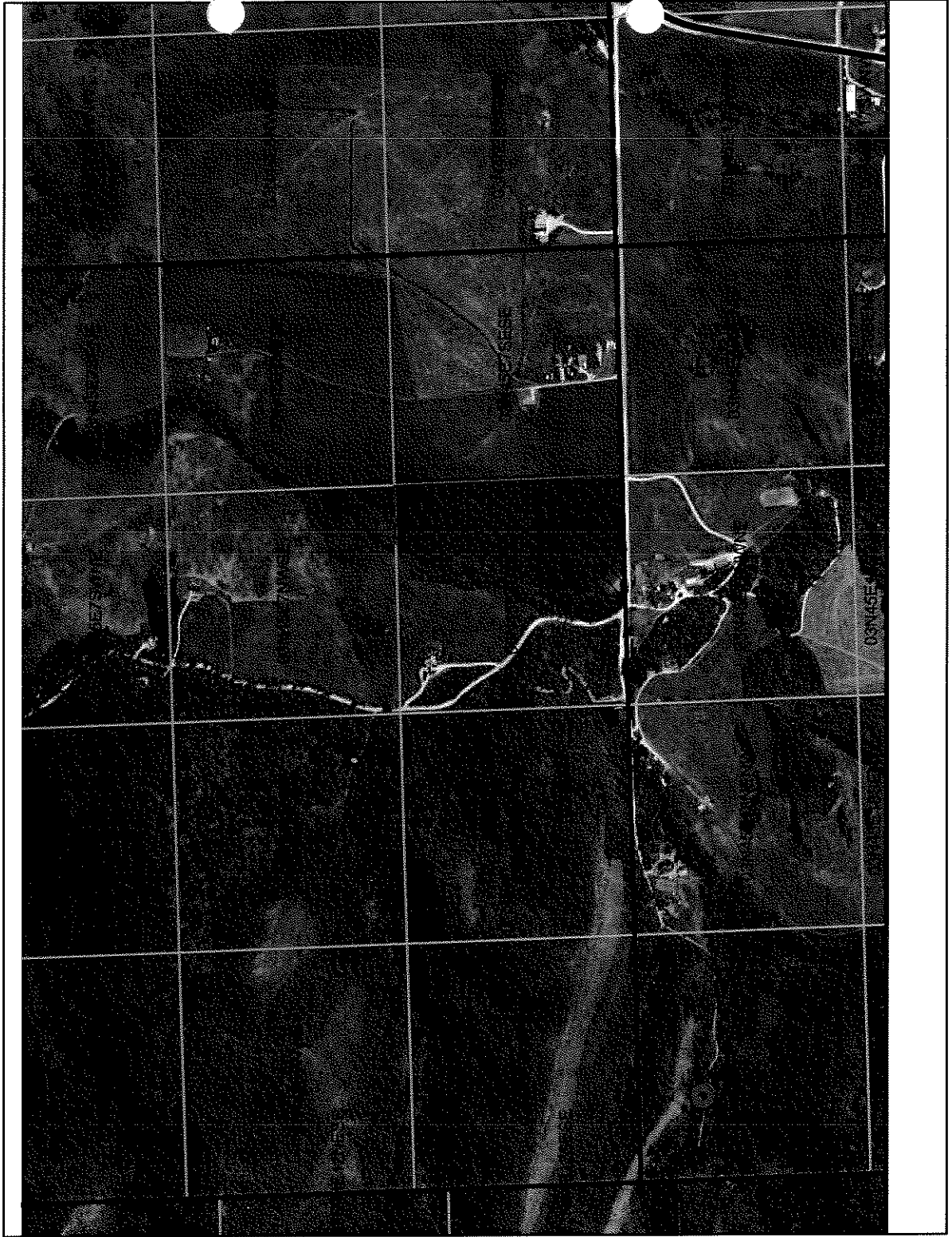
7. Signature of New Owner(s) Or Claimant(s) 
(include title if applicable)
Trustee

For Snake River Basin Adjudication Claims: Please attached 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.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ Date _____ WR _____ Date _____

WATER RIGHT SPLIT FOR WATER RIGHT NOS. 22-13149 AND 22-13150



Legend

- Deed_182244
- Deed_182245
- Deed_182245_POU
- Deed_182244_POU
- POD
- PLS-Section
- PLS-QQ
- Highway 26

Prep. by Rob Harris
Dec. 6, 2006





137945

WARRANTY DEED

For Value Received DON L. BOYLE and MADGE H. BOYLE, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

RICHARD and SUSAN JACOBSEN FAMILY TRUST DATED APRIL 2, 1993, RICHARD JACOBSEN and SUSAN JACOBSEN, TRUSTEE S
whose address is: 3201 ASH STREET, PALO ALTO, CA, 94306

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH domestic water Right No. 22-10297 and Two (2) CFS to irrigate 100 acres from John Creek/Drake Creek Right No. 22-00229

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

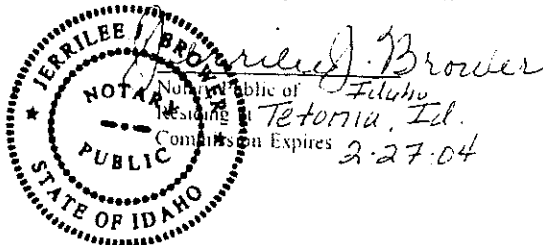
Dated:

Don L. Boyle
DON L. BOYLE

Madge H. Boyle
MADGE H. BOYLE

STATE OF IDAHO)
COUNTY OF TETON)

On this 5th day of June in the year 2000, before me, a Notary Public in and for said State, personally appeared DON L. BOYLE and MADGE H. BOYLE, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Instrument # 137945

DRIGGS TETON, IDAHO

2000-06-05

04:00:47 No. of Pages: 1

Recorded for: FIRST AMERICAN

NOLAN G. BOYLE

Fee: 3.00

Ex-Officio Recorder Deputy

Index to DEED WARRANTY

First American Title Company

EXHIBIT "A"

The W1/2SW1/4 Section 8, and the SE1/4SE1/4 Section 7, Township 3 North, Range 45 East, Boise Meridian, Teton County, Idaho, LESS the following described property:

The Southern 556 feet of the SW1/4SW1/4 of said Section 8, and

from the SE1/4 Corner of said Section 7, thence N 89°06'01" West, 521.39 feet along the Southern section line to the true point of beginning; thence N 89°06'01" West 275.00 feet further along the Southern section line to a point; thence North 00°36'42" East, 400 feet to a point; thence S 89°06'01" East, 275.00 feet to a point; thence South 00°36'42" West, 400 feet to the point of beginning.

SUBJECT TO a 30 foot County Road Easement along the South property line.

SUBJECT TO a 30 Foot Easement for ingress and egress to the NE1/4SE1/4 of said Section 7 being the 30 westernmost feet of the SE1/4SE1/4 of said Section 7;

