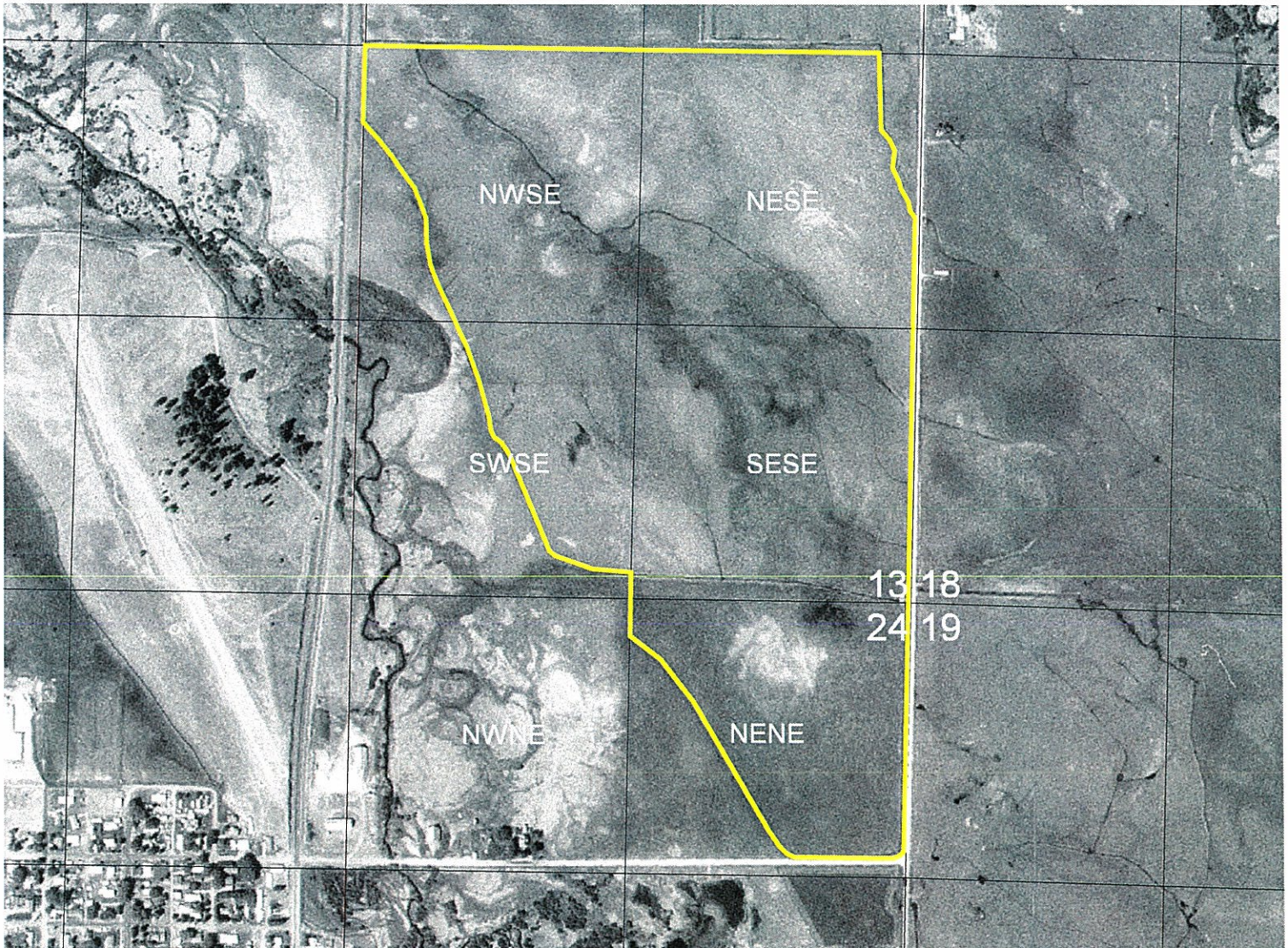


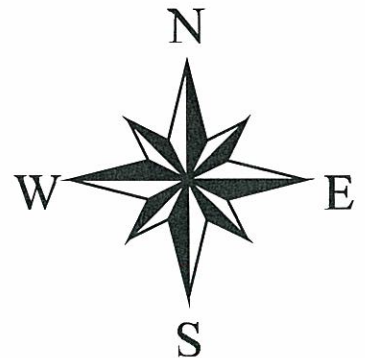
78-176 78-177 78-178 & 78-179



1000 0 1000 2000 3000 Feet

T19N R01E S13 & S24

Map prepared by: Carter Fritschle
Date prepared: 06/21/05
Digital Orthophotoquad - 1992 Photography
Idaho Department of Water Resources



06/21/2005

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

RIGHT NUMBER: 78-176

NAME AND ADDRESS: TED JACOBS
2287 JACOBS RD
NEZPERCE ID 83543-5009

SOURCE: WEST BRANCH GOOSE CREEK TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 1.280 CFS

PRIORITY DATE: 05/01/1895

POINT OF DIVERSION:

T19N R02E S19 NWSW Lot 3 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/1 10/31	1.280 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T19N R01E S13	NESE	37.0	T19N R01E S13	NWSE	34.0
T19N R01E S13	SWSE	16.0	T19N R01E S13	SESE	39.0
T19N R01E S24	NENE	26.0			

152 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 152 acres in a single irrigation season.
Combined Right Nos.: 78-176, 78-177, 78-178 and 78-179

This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

Water is delivered through the Mitchell-Glenn Canal.

Use of this right is combined with water from Brundage Water Users Association.

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 78-176**

06/21/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
78-176	Claim	19N	01E	13	NE	SE		IRRIGATION	35/152	TED JACOBS
78-177	Claim	19N	01E	13	NE	SE		IRRIGATION	35/152	TED JACOBS
78-178	Claim	19N	01E	13	NE	SE		IRRIGATION	35/152	TED JACOBS
78-179	Claim	19N	01E	13	NE	SE		IRRIGATION	35/152	TED JACOBS
78-176	Water Right	19N	01E	13	NE	SE		IRRIGATION		JAMES A MITCHELL
78-177	Water Right	19N	01E	13	NE	SE		IRRIGATION		JAMES A MITCHELL
78-178	Water Right	19N	01E	13	NE	SE		IRRIGATION		JAMES A MITCHELL
78-179	Water Right	19N	01E	13	NE	SE		IRRIGATION		JAMES A MITCHELL
78-2085	Claim	19N	01E	13	NE	SE		IRRIGATION FROM STORAGE	35/6042.8	BRUNDAGE WATER USERS ASSN INC
78-176	Claim	19N	01E	13	NW	SE		IRRIGATION	35/152	TED JACOBS
78-177	Claim	19N	01E	13	NW	SE		IRRIGATION	35/152	TED JACOBS
78-178	Claim	19N	01E	13	NW	SE		IRRIGATION	35/152	TED JACOBS
78-179	Claim	19N	01E	13	NW	SE		IRRIGATION	35/152	TED JACOBS
78-176	Water Right	19N	01E	13	NW	SE		IRRIGATION		JAMES A MITCHELL
78-177	Water Right	19N	01E	13	NW	SE		IRRIGATION		JAMES A MITCHELL
78-178	Water Right	19N	01E	13	NW	SE		IRRIGATION		JAMES A MITCHELL
78-179	Water Right	19N	01E	13	NW	SE		IRRIGATION		JAMES A MITCHELL
78-2085	Claim	19N	01E	13	NW	SE		IRRIGATION FROM STORAGE	35/6042.8	BRUNDAGE WATER USERS ASSN INC
78-176	Claim	19N	01E	13	SW	SE		IRRIGATION	20/152	TED JACOBS
78-177	Claim	19N	01E	13	SW	SE		IRRIGATION	20/152	TED JACOBS
78-178	Claim	19N	01E	13	SW	SE		IRRIGATION	20/152	TED JACOBS
78-179	Claim	19N	01E	13	SW	SE		IRRIGATION	20/152	TED JACOBS

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 78-176**

06/21/2005

2

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
78-176	Water Right	19N	01E	13	SW	SE		IRRIGATION		JAMES A MITCHELL
78-177	Water Right	19N	01E	13	SW	SE		IRRIGATION		JAMES A MITCHELL
78-178	Water Right	19N	01E	13	SW	SE		IRRIGATION		JAMES A MITCHELL
78-179	Water Right	19N	01E	13	SW	SE		IRRIGATION		JAMES A MITCHELL
78-2085	Claim	19N	01E	13	SW	SE		IRRIGATION FROM STORAGE	20/6042.8	BRUNDAGE WATER USERS ASSN INC
78-176	Claim	19N	01E	13	SE	SE		IRRIGATION	30/152	TED JACOBS
78-177	Claim	19N	01E	13	SE	SE		IRRIGATION	30/152	TED JACOBS
78-178	Claim	19N	01E	13	SE	SE		IRRIGATION	30/152	TED JACOBS
78-179	Claim	19N	01E	13	SE	SE		IRRIGATION	30/152	TED JACOBS
78-176	Water Right	19N	01E	13	SE	SE		IRRIGATION		JAMES A MITCHELL
78-177	Water Right	19N	01E	13	SE	SE		IRRIGATION		JAMES A MITCHELL
78-178	Water Right	19N	01E	13	SE	SE		IRRIGATION		JAMES A MITCHELL
78-179	Water Right	19N	01E	13	SE	SE		IRRIGATION		JAMES A MITCHELL
78-2085	Claim	19N	01E	13	SE	SE		IRRIGATION FROM STORAGE	30/6042.8	BRUNDAGE WATER USERS ASSN INC
78-176	Claim	19N	01E	24	NE	NE		IRRIGATION	30/152	TED JACOBS
78-177	Claim	19N	01E	24	NE	NE		IRRIGATION	30/152	TED JACOBS
78-178	Claim	19N	01E	24	NE	NE		IRRIGATION	30/152	TED JACOBS
78-179	Claim	19N	01E	24	NE	NE		IRRIGATION	30/152	TED JACOBS
78-176	Water Right	19N	01E	24	NE	NE		IRRIGATION		JAMES A MITCHELL
78-177	Water Right	19N	01E	24	NE	NE		IRRIGATION		JAMES A MITCHELL
78-178	Water Right	19N	01E	24	NE	NE		IRRIGATION		JAMES A MITCHELL
78-179	Water Right	19N	01E	24	NE	NE		IRRIGATION		JAMES A MITCHELL

IDAHO DEPARTMENT OF WATER RESOURCES
 ADJUDICATION CLAIM POU REVIEW REPORT
 ADJUDICATION CLAIM NUMBER: 78-176

06/21/2005

3

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
78-2085	Claim	19N	01E	24	NE	NE		IRRIGATION FROM STORAGE	30/6042.8	BRUNDAGE WATER USERS ASSN INC
78-176	Claim	19N	01E	24	NW	NE		IRRIGATION	2/152	TED JACOBS
78-177	Claim	19N	01E	24	NW	NE		IRRIGATION	2/152	TED JACOBS
78-178	Claim	19N	01E	24	NW	NE		IRRIGATION	2/152	TED JACOBS
78-179	Claim	19N	01E	24	NW	NE		IRRIGATION	2/152	TED JACOBS
78-176	Water Right	19N	01E	24	NW	NE		IRRIGATION		JAMES A MITCHELL
78-177	Water Right	19N	01E	24	NW	NE		IRRIGATION		JAMES A MITCHELL
78-178	Water Right	19N	01E	24	NW	NE		IRRIGATION		JAMES A MITCHELL
78-179	Water Right	19N	01E	24	NW	NE		IRRIGATION		JAMES A MITCHELL
78-2085	Claim	19N	01E	24	NW	NE		IRRIGATION FROM STORAGE	2/6042.8	BRUNDAGE WATER USERS ASSN INC

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: A78-00176
Date Received: 5/26/1988
Receipt No: W000246
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TED JACOBS 208-937-2202
Address: RT 1 BOX 17
NEZ PERCE ID 83543
2. Date of Priority: MAY 1, 1895
3. Source: GOOSE CREEK, EAST BRANCH Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	02E	19	NW	SW			ADAMS

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	1.280		

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

8. Total consumptive use is 124.0 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

10. Place of Use:

AUG 08 1994

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
19N	01E	13	NE	SE		IRR	35.0
			NW	SE		IRR	35.0
			SW	SE		IRR	20.0
			SE	SE		IRR	30.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	120.0
		24	NE	NE	IRR	30.0
			NW	NE	IRR	2.0
					Section Acres	32.0
					Total Acres	152.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
78-0179, 78-0177, 78-0178

14. Remarks:
THIS WATER IN THE MITCHELL-GLENN CANAL.
OWNERSHIP CHANGED 8-13-93. JS

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 7/13/1921

HENRY T. CLAY ET. AL.
Decree Plaintiff

T. A. CLARK ET. AL.
vs Decree Defendant

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: _____

MICROFILMED
AUG 08 1994

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 _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 08 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Date: 9-28-93

Re: Notice of Claim Nos. A78-00176, A78-00177, A78-00178

A78-00179

[
Ted Jacobs
Rt. 1 Box 17
Nez Perce, ID 83543
]

Dear Claimant(s):

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights.

Also enclosed is a copy of Chapter 9, Idaho Code, per your request. This section deals with appointing a watermaster (ditchrider) on lateral ditches. Please remember that the main watermaster controls the headgates from creeks and/or rivers only.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims or Chapter 19 Idaho Code, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jan Shurte'.

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

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AUG 08 1994

JAN SHURTE;

WHEN I TALKED TO YOU
ON THE PHONE THE LAST
TIME, YOU MENTIONED
THAT THERE WAS A
CERTAIN CODE NO.
THAT REFERRED TO A
DITCH RIDER IF ONE
OR MORE PERSONS
REQUESTED ONE.
COULD YOU PLEASE
SEND ME A COPY OF
THAT CODE?

THANK YOU,

TED JACOBS

RECEIVED

AUG 05 1993

Department of Water Resources
Western Regional Office

MICROFILMED

AUG 08 1994

RECEIVED

AUG 05 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: N/ADepartment of Water Resources
Western Regional Office

LEGAL DESCRIPTION OF PROPERTY: Township 19N Range 1E E
 Section 13, 1/4 of 1/4 of SE 1/4, Govt. Lot SEC. 24, BM. N 1/2 NE 1/4
 Lot , Block , Subdivision/Townsite .
 If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) Assigned by IDWR: A78-00176, A78-00177, A78-00178 & A78-00179

☐ Name and Address of Former Owner/Claimant(s)(Seller): RONALD F. & FIRMIN GOTZINGER

HC 2 BOX 600

☐ New Owner/Claimant (Purchaser): POHLOCK, ED 83547

* ☐ New Mailing Address: TED JACOBS

RT. 1 BOX 17NEZPERCE, IDA. 83543

☐ New Telephone Number: (208) 937-2202

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

* ☐ Attach proof of ownership, describe proof attached: SEE TAX RECEIPT

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

* ☐ Signature of New Owner/Claimant(s) TED JACOBS Date 8-3-93

Date

☐ Signature of Former Owner/Claimant(s) _____ Date _____

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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AUG 08 1994

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

TAX NOTICE AND RECEIPT				TAXING DISTRICT	RATE	AMOUNT	RECEIPT
1991 KEEP TOP PORTION FOR YOUR RECORDS PLEASE READ REVERSE SIDE YOUR CANCELLED CHECK IS YOUR RECEIPT				STATE			FULL PAYMENT
				COUNTY	.004552	31.80	TAX 72.16
				SCHOOL 11	.005542	38.72	PEN.
				CEMETERY 1	.000074	.52	INT.
				MEADOWS FIRE	.000429	1.12	COST
							TOT.
							1ST INSTALLMENT
							TAX 36.08
							PEN.
							INT.
							COST
							TOT.
							2ND INSTALLMENT
							TAX 36.08
							PEN.
							INT.
							COST
							TOT.
				TOTAL	.010597	72.16	

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER
 L 4396 12-00 RP19N01E240600A 5347
 I 2588

 6984
 T19N R1E SEC 24
 TAX #1056 IN NW4NE4
 36.19 AC
 WAC 1.300
 34.890 JACOBS, THEODORE R
 TOT ACRES RT 1 BOX 17
 DELINQUENT YEAR NEZ PERCE, ID 83543

TAX NOTICE AND RECEIPT				TAXING DISTRICT	RATE	AMOUNT	RECEIPT
1991 KEEP TOP PORTION FOR YOUR RECORDS PLEASE READ REVERSE SIDE YOUR CANCELLED CHECK IS YOUR RECEIPT				STATE			FULL PAYMENT
				COUNTY	.004552	194.34	TAX 434.10
				SCHOOL 11	.005542	236.60	PEN.
				CEMETERY 1	.000074	3.16	INT.
				MEADOWS FIRE	.000429		COST
							TOT.
							1ST INSTALLMENT
							TAX 217.05
							PEN.
							INT.
							COST
							TOT.

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER
 L 42692 12-00 RP19N01E137200A 5300

 42692
 T19N R1E SEC 13
 SE4
 160.00 AC

TAX NOTICE AND RECEIPT

TAXING DISTRICT

RATE

AMOUNT

RECEIPT

KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE SIDE
YOUR CANCELLED CHECK IS YOUR RECEIPT

1991

STATE

COUNTY

SCHOOL 11

CEMETERY 1

MEADOWS FIRE

.004552

.005542

.000074

.000429

51.18

62.32

.84

FULL PAYMENT

TAX 114.34

PEN.

INT.

COST

TOT.

1ST INSTALLMENT

TAX 57.17

PEN.

INT.

COST

TOT.

2ND INSTALLMENT

TAX 57.17

PEN.

INT.

COST

TOT.

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
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L 11244	12-00	RP19N01E240001A	5346
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T19N R1E SEC 24

11244 NE4NE4

42.06 AC

NAC 2.350

39.710

TOT ACRES

DELINQUENT YEAR

JACOBS, THEODORE R

RT 1 BOX 17

NEZ PERCE, ID 83543

MICROFILMED

AUG 06 1994

TOTAL .010597 114.34

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: A78-00176
Date Received: 5/26/1988
Receipt No: W000246

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FURMIN GOTZINGER 208-628-3413
Address: HC 2, BOX 600
POLLOCK, ID 83547

AND/OR

Name: RONALD F. GOTZINGER 208-628-3413
Address: HC 2, BOX 600
POLLOCK, ID 83547

2. Date of Priority: MAY 01, 1895

3. Source: GOOSE CREEK, EAST BRANCH Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
19N	02E	19	NW SW		ADAMS

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/01	1.280		

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

8. Total consumptive use is 124.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
19N	01E	13	NE SE		IRR	35.0

A78-00176

Page 1

Date: 05/26/88

MICROFILMED

OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	01E	13	NW	SE		IRR	35.0
			SW	SE		IRR	20.0
			SE	SE		IRR	30.0
						Section Acres	120.0
		24	NE	NE		IRR	30.0
			NW	NE		IRR	2.0
						Section Acres	32.0
						Total Acres	152.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
78-0176, 78-0177, 78-0178

14. Remarks:
THIS WATER IN THE MITCHELL-GLENN CANAL.

15. Basis of Claim: DECREED
Water Right Number:
Case Number:
Court :
Decree date: 7/13/1921

HENRY T. CLAY ET. AL.
Decree Plaintiff

vs

T. A. CLARK ET. AL.
Decree Defendant

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1 (Map)

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): Firmin Hatzinger Date: 5/26/88
Ronald Hatzinger Date: 5-26-88

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of May 19 88

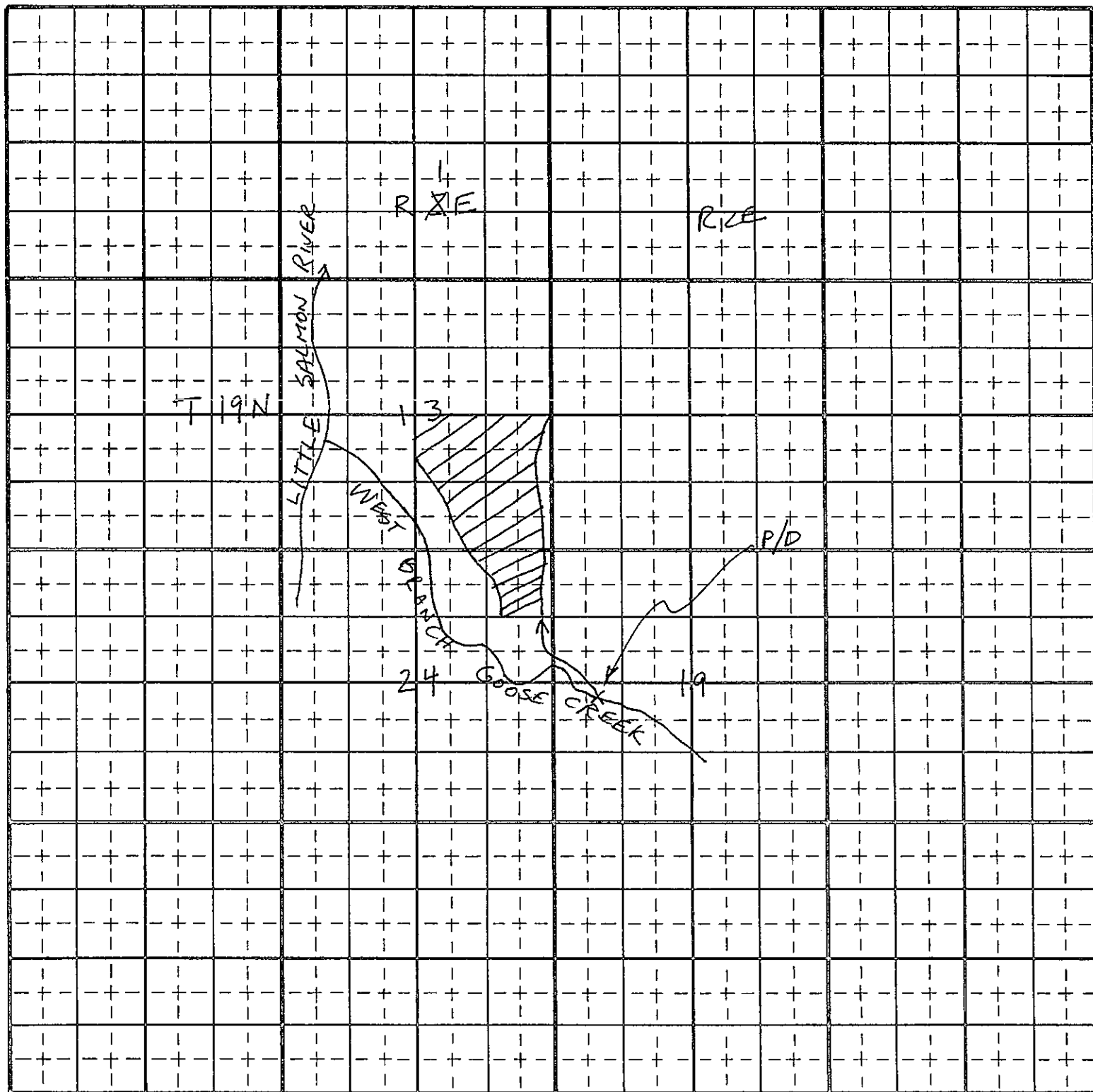
D. R. Tuttle
Notary Public

Seal

Residing at Boise Id
My Commission Expires Sept 10, 1988

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name GOTZINGER

Ident No. A78-00176

Copies: White State Yellow Claim **MICROFILMED**

177
178

OCT 05 1992