

MAR-18-1997
0041

RIGHT NUMBER: 71-10013
NAME AND ADDRESS: RANDY BIRD
MARY BIRD
PO BOX 1044
HAILEY ID 83333
SOURCE: GROUNDWATER
QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 08/08/1969
POINT OF DIVERSION: T07N R14E S27 SWNE Within BLAINE County
PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE
DOMESTIC 1 HOME 01-01 12-31 QUANTITY
0.04 CFS
PLACE OF USE: DOMESTIC T07N R14E S27 SWNE Within BLAINE County

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP005250010230
PROPERTY ALSO KNOWN AS LOT 23, BLOCK 1, SMILEY CREEK SUB #3
PROPERTY ALSO KNOWN AS 16560 STATE HWY 75

107 ✓

+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +									
*** C - CURRENT OWNER ***									
BIRD									
RANDY									
1 - PO BOX 1044									
2 -									
3 -									
City- HAILEY									
Phone - 208-788-4266									
1 - PO BOX 1044									
2 -									
3 -									
City- HAILEY									
Phone - 208-788-4266									
State- ID Zip- 83333									
BIRD									
*** O - ORIGINAL OWNER ***									
JACOBS									
MILDRED									
1 - STAR RT BOX 9102									
2 -									
3 -									
City- KETCHUM									
Phone - 208-774-2279									
1 - STAR RT BOX 9102									
2 -									
3 -									
City- KETCHUM									
Phone - 208-774-2279									
State- ID Zip- 83340									
JACOBS									
BEN									
+ - - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +									
08/08/1969									
ERROR IN REGION									
+ - - - - Source - - - - - + + - - - - Tributary - - - - - +									
GROUNDWATER									
+ - - - - Point of Diversion - - - - - +									
TwN Rng Sec Tract Lot RFlg County									
07N 14E 27 SW NE (13) BLAINE									
+ - - - - Water Use - - - - - +									
Code Description Period From Period To Diversion Rate Diversion Volume									
43 - DOMESTIC									
01/01 12/31 0.040									
+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +									
0.040									
+ - - - - Place of Use - - - - - +									
TwN Rng Sec Tract Lot Acres Code Description County									
07N 14E 27 SW NE 43 DOMESTIC (13) BLAINE									
+ - - - - Diversion Means - WELL AND PUMP									
+ - - - - Non-Irrigation Use - 1 HOME									

Handwritten signature or initials in red ink.

	Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	-	39576
	Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-	
	Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-	
	Claim Received Date	- 07/27/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P	
	Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-	
	Licensed Date	- 00/00/0000	Receipt Number	- S001127	Federal/State Indicator	- S	
			POU Ownership Flag	- Y	Presumption Flag	-	
			Name Connector	- AND/OR	Notice of Error Flag	-	

RIGHT NUMBER 71-10013 NAME & ADDRESS KANDY BIRD
PO BOX 1044
WAILEY ID 83333

PRIORITY DATE 08/08/1969

PURPOSE OF USE DOMESTIC

PERIOD OF USE FROM TO 01-01 12-31

MAXIMUM QUANTITY 0.04 CFS

BASIS OF CLAIM BENEFICIAL USE

New owners

original owners

BEN JACOBS
MILDRED JACOBS
STAR RT BOX-9102
KETCHUM ID 83340

NON-IRRIGATION USES:
DOMESTIC, 1 HOME
0/1 HOME

TRIBUTARY:

SOURCE: GROUNDWATER
POINT OF DIVERSION:
T07N R14E S27 SWNE
PLACE OF USE: DOMESTIC
T07N R14E S27 SWNE

REMARKS: PARCEL NO. RP005250010230
PROPERTY ALSO KNOWN AS LOT 25, BLOCK 1, SMILEY CREEK SUB #3
PROPERTY ALSO KNOWN AS 16500 STATE HWY 75

TOTAL QUANTITY: 0.04 CFS

*Change of ownership not processed
on 'R' record.*

CA 7-13-95

all 1/25/95

23

Date: 09/12/95
Time: 11:39:33

13. Remarks: OWNERSHIP CHANGE MADE 7-12-94 BY TLB

(GOLD2=Update) (GOLD4=Prev Screen) (GOLD6=End of Data) (Enter=Exit)
(GOLD3=Add Std Rmk) (GOLD5=Next Screen) (GOLD7=Copy to Comments) (GOLD8=Cancel)

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: **A71-10013**
Date Received: 7/27/1988
Receipt No: S001127
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RANDY BIRD 208-788-4266
Address: PO BOX 1044
HAILEY ID 83333

AND/OR

Name: MARY BIRD 208-788-4266
Address: PO BOX 1044
HAILEY ID 83333

2. Date of Priority: AUG 8, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	14E	27	SW	NE			BLAINE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	14E	27	SW	NE		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGE MADE 7-12-94 BY TLB

15. Basis of Claim: BENEFICIAL USE

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 _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 4/5/94

Department of Water Resources
Southern Region Office

LEGAL DESCRIPTION OF PROPERTY: Township 7N Range 14E
Section 27, SW 1/4 of NE 1/4 of 1/4 Govt. Lot , BM.
Lot 23, Block, , Subdivision/Townsite SMILEY CREEK SUBDIVISION NO. 3.
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)
as per phone call on June 17, 1994
- ☐ Water Right Number(s)
Assigned by IDWR: lic. W.R. 71-7061 A71-10013 & A71-07061
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Ben Jacobs
Star Route
Ketchum, ID 83340
- ☐ New Owner/Claimant (Purchaser): Randy + Mary Bird
- ☐ New Mailing Address: P.O. Box 1044
Hailey, ID 83333
- ☐ New Telephone Number: (208) 788 - 4266
- ☐ 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: Warranty deed

(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): Randy Bird Date 7/6/94
Mary Bird Date 7/6/94
- ☐ 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: 7/25/94 By: SC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 7/25/94 By: SC

Claim Numbers of Split, if any:

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



WARRANTY DEED

For Value Received **B. W. JACOBS AND MILDRED JACOBS, HUSBAND AND WIFE**

the Grantor hereby grants, bargains, sells, conveys and warrants unto **RANDY P. BIRD AND MARY BIRD, HUSBAND AND WIFE**

the Grantee whose current address is: **P.O. BOX 1044, HAILEY, IDAHO 83333**

the following described premises, to-wit:

Lot 23 in SMILEY CREEK SUBDIVISION NO. 3, Blaine County, Idaho, according to the official plat thereof, recorded as Instrument No. 125282, Book 2, Page 13, records of Blaine County, Idaho.

BLAINE CO. REQUEST
BLAINE COUNTY TITLE
APR 13 1994 364429
MARY JACOBS

Together with appurtenances, including Water Right No. 71-7061.

SUBJECT TO: Taxes for 1994 and subsequent years, all easements, rights of way, reservations and restrictions of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all incumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: **March 31, 1994**

B. W. Jacobs
B. W. JACOBS

Mildred Jacobs
MILDRED JACOBS

State of **IDAHO**

ss.

County of **TWIN FALLS**

On this 4th day of April, 1994, before me, the undersigned, a Notary Public, in and for said State, personally appeared **B.W. JACOBS AND MILDRED JACOBS**

known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

(SEAL)

Notary Public
Residing at: **TWIN FALLS, IDAHO**
Commission Expires:



THOMAS M. ROBERTSON
NOTARY PUBLIC - STATE OF IDAHO
Residing at Twin Falls, Idaho
Commission Expires 9-14-94

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SD-0601-2 Last Name: JACOBS

STATE

S	First	O	Water	Priority		Total	Use
E	Name	W	Right	Date	Source	Diversion	Code
L		N	No.				Desc
-	JACOBS						
-	BEN	C	A71-07061	06/24/1980	SMILEY CREE	0.020	01 IRR
-							49 FIRE
-	MILDRED	C	A71-07061	06/24/1980	SMILEY CREE	0.020	01 IRR
-							49 FIRE
-	BEN	C	A71-10013	08/08/1969	GROUNDWATER	0.040	43 DOMEST
-	MILDRED	C	A71-10013	08/08/1969	GROUNDWATER	0.040	43 DOMEST
-	BEN	C	R71-10013	08/08/1969	GROUNDWATER	0.040	43 DOMEST
-	MILDRED	C	R71-10013	08/08/1969	GROUNDWATER	0.040	43 DOMEST
-	BEN	C	R71-07061	06/24/1980	SMILEY CREE	0.020	01 IRR
-							49 FIRE
-	MILDRED	C	R71-07061	06/24/1980	SMILEY CREE	0.020	01 IRR
-							49 FIRE
-							
-							
-							
-							

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SD-0604-2 Township: 07N			Range: 14E		Section: 27		Tract:		Lot:	
S	L		STATE	O	S	Max # Records	73			
E	O	Water	Name	W	T	Priority	Use			
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
---	---	---	---	---	---	---	---	---	---	---
---	SWNE		A71-07061	JACOBS, BEN	C	1	L	06/24/1980	01	IRR
---				JACOBS, MILDRED	C				49	FIRE
---	SWNE		A71-10013	JACOBS, BEN	C		J	08/08/1969	43	DOMEST
---				JACOBS, MILDRED	C					
---	SWNE		A71-07062	MC KEAN, KELLY	C	1	L	07/17/1980	01	IRR
---				MC KEAN, ELBERTA B.	C					
---	SWNE		A71-10035	MC KEAN, KELLY	C		J	09/01/1984	43	DOMEST
---				MC KEAN, ELBERTA B.	C					
---	SWNE		A71-10036	MC KEAN, ELBERTA B.	C		J	06/01/1970	43	DOMEST
---				MC KEAN, KELLY	C					
---	SWNE		A71-07010	SMILEY CREEK WATER USE	C		L	07/06/1970	43	DOMEST
---				SALMON FALLS SHEEP CO.	O				01	IRR
---	SWNE		A71-07010	SMILEY CREEK WATER USE	C	1	L	07/06/1970	43	DOMEST
---				SALMON FALLS SHEEP CO.	O				01	IRR
---	SWNE		R71-07062	MC KEAN, KELLY	C		L	07/17/1980	01	IRR
---				MC KEAN, ELBERTA B	C					

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

25-Jul-1994

RANDY & MARY BIRD
PO BOX 1044
HAILEY ID 83333

RE: ADJUDICATION CLAIM(S) A71-10013 & A71-07061 - Ben Jacobs

Dear Mr. & Mrs Bird:

Pursuant to the notification that you have purchased property with the above-referenced Adjudication Claim(s), we have changed the Department's record(s) as you have requested. Please review the record(s) for accuracy.

Should you have any questions, please contact me at this office.

Sincerely,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures

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OCT 28 1994

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: A71-10013
Date Received: 7/27/1988
Receipt No: S001127
Received By: SC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BEN JACOBS 208-774-2279
Address: STAR RT. BOX 9102
KETCHUM, ID 83340

OR
Name: MILDRED JACOBS 208-774-2279
Address: STAR RT. BOX 9102
KETCHUM, ID 83340

2. Date of Priority: AUG 08, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	14E	27	SW	NE			BLAINE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	14E	27	SW	NE		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: _____

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): Mildred Jacobs Date: 7-27-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 27th day

of July 19 88

Seal

Roxanne Storey
Notary Public

Residing at Buhl, ID

My Commission Expires 6-30-94

