

04/01/2004

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

RIGHT NUMBER: 23-11307

NAME AND ADDRESS: MAX JACOBSON
131 TRIPLE J ROAD
IRWIN ID 83428

BLAKE JACOBSON
131 TRIPPLE J ROAD
IRWIN ID 83428

BLAIR JACOBSON
131 TRIPPLE J ROAD
IRWIN ID 83428

SOURCE: PALISADES CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 05/20/1889

POINT OF DIVERSION:

T01N R44E S26 SWSWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.200 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S27	SENE	0.5	T01N R44E S27	NESW	2.6
T01N R44E S27 Lot 1	NWSW	6.1			

9.2 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: Decreed

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 23-00061A.

42311307



use Avery 1587411307



State of Idaho

Department of Water Resources

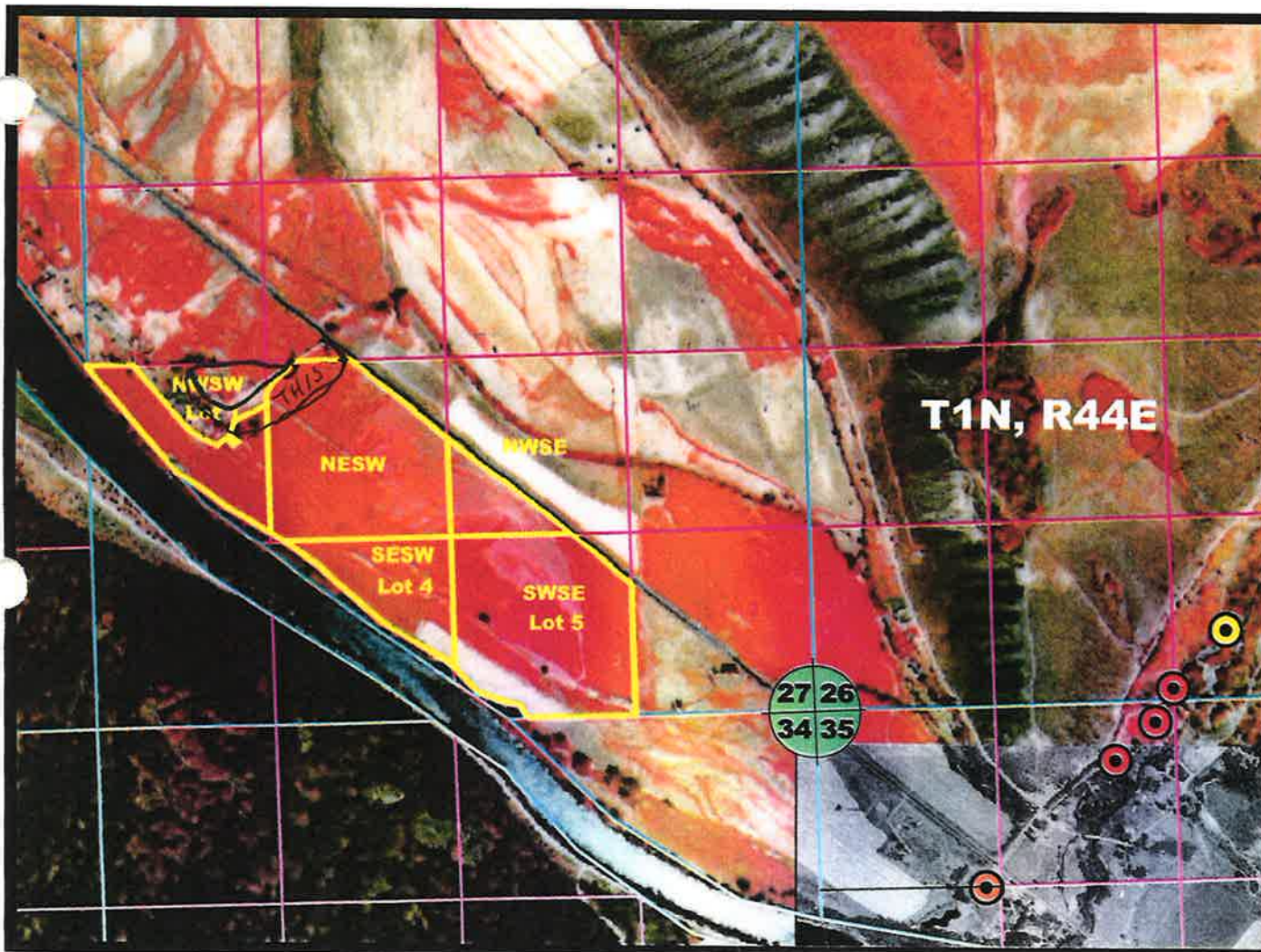
Eastern Region



Water Right(s):
23-00061

Place of Use: (parts of)
T1N, R44E Sec. 27
N2SW, SESW, W2SE

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



LEGEND

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

GIS Place of Use Illustration
1987/1988 NAPP Photograph
Prepared by: A. Ruberry
Date: January 2004

SCANNED

JUL 2 2004

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 23-11307

FILED

2004 DEC 7 AM 10 25

NAME AND ADDRESS: BLAIR JACOBSON
BLAKE JACOBSON
MAX JACOBSON
131 TRIPLE J ROAD
IRWIN, ID 83428

SOURCE: PALISADES CREEK TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.20 CFS

PRIORITY DATE: 05/20/1889

POINT OF DIVERSION: T01N R44E S26 SWSWSE Within Bonneville County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.20 CFS

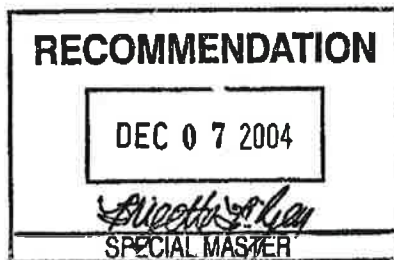
PLACE OF USE:	Irrigation	Within Bonneville County
	T01N R44E S27	SENW 0.5
	LOT 1	(NWSW) 6.1
	9.2 Acres Total	

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

12/20/2004

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

RIGHT NUMBER: 23-11307

NAME AND ADDRESS: MAX JACOBSON
131 TRIPPLE J ROAD
IRWIN ID 83428

BLAKE JACOBSON
131 TRIPPLE J ROAD
IRWIN ID 83428

BLAIR JACOBSON
131 TRIPPLE J ROAD
IRWIN ID 83428

SOURCE: PALISADES CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 05/20/1889

POINT OF DIVERSION:

T01N R44E S26 SWSWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.200 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R44E S27

SENW

0.5

T01N R44E S27

NESW

2.6

T01N R44E S27 Lot 1 NWSW

6.1

9.2 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: Decreed

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 23-00061A.

04/01/2004

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: APRIL 30, 2004

Water right number: 23-11307

BLAKE JACOBSON
HC 34 BOX 6-C
IRWIN ID 83428
Telephone Number: (208)483-3855

MAX JACOBSON
174 TRIPLE J RD
IRWIN ID 83428
Telephone Number: (208)483-3855

BLAIR JACOBSON
HC 34 BOX 6-C
IRWIN ID 83428
Telephone Number: (208)483-3855

RECEIVED

APR 22 2004

Department of Water Resources
Eastern Region

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: April 20-2004 SIGNATURE: Blake Jacobson, Blair Jacobson, Max Jacobson

Please print your name: Blake Jacobson, Blair Jacobson, Max Jacobson

IDWR Regional Office,

SCANNED
JUL 26 2004

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-00061 → SPLIT ⇒ 11307

MAX JACOBSEN
BLAIR JACOBSON
BLAIR JACOBSON
131 TRIPPLE J ROAD FARM RD 83428

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

10th OF THIS ORIGINAL RIGHT WAS RETAINED IN THE
SALE - THIS RIGHT SHOULD BE SPLIT TO REFLECT

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

OUR PORTION

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

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

DATE: 3-16-04 SIGNATURE: Blair O Jacobson

Please print your name: _____

IDWR Regional Office,

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 23-61 V1

WATER RIGHT NUMBER: 23-61 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MAX JACOBSON 174 TRIPLE J RD IRWIN, ID 83428 (208)483-3855
Current Owner	SOUTH FORK PINES 1200 QUEENS LANE JACKSON, WY 83001 (307) 377-7869
Original Owner	HANNAH BURTON , ID

Priority Date: 05/20/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PALISADES CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	2.410 CFS	
	<u>Total Diversion:</u>	2.410 CFS	

Location of Point(s) of Diversion

PALISADES CREEK	SW1/4SW1/4SE1/4	Sec. 26, Twp 01N, Rge 44E, B.M.
BONNEVILLE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	44E	27																	
											35.0	13.0		13.0		7.4	36.0		104.4
											L 1			L 4			L 5		

Total Acres: 104.4

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. C09 PORTION OF RIGHT FORFEITED/ABANDONED.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 23-61 V1

4. 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. General THE REMAINDER OF THIS RIGHT WAS FORFEITED FOR NON-USE FROM 1980 TO 1989.

Comments:

1. aruberry 1/8/2004 OWNERSHIP

Comment: CLAIM OWNED BY SPENCE WARNER BUT HE FAILS TO FILE C/O AND DOCS. RECOMMEND TO ORIGINAL OWNER.

2. aruberry 2/17/2004 CHANGE OWNER

Comment: C/O FILED FEB 17, 2004

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 23-11307
Date Received: 3/31/2004
Receipt No: E009055
Received By: 6/12/89

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

1. Name of Claimant(s)

BLAKE JACOBSON Phone: (208)483-3855
HC 34 BOX 6-C
IRWIN ID USA 83428

MAX JACOBSON Phone: (208)483-3855
174 TRIPLE J RD
IRWIN ID USA 83428

BLAIR JACOBSON Phone: (208)483-3855
HC 34 BOX 6-C
IRWIN ID USA 83428

2. Date of Priority: 05/20/1889

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

4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County Type
01N 44E 26 SW SW SE BONNEVILLE

5. Description of diverting works:

delivered through palisades irrigation canal system.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.2	

7. Total Quantity Appropriated is:
0.2 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
01N	44E	27	NW	SE 1	IRRIGATION	10
					Section Acres	10
					Total Acres	10

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS A PORTION OF 23-00061. PAID UNDER THIS CLAIM.

15. Basis of Claim: Decreed

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 _____