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Documents

In File

Form 12-249/42-1409(a) July, 2000

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

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OCT 16 2000

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

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, 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
22-00229 - <i>adj claim</i>	(SEE ATTACHED WARRANTY DEED)				
22-10297 - <i>partial decree</i>	(SEE ATTACHED WARRANTY DEED)				

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

Department of Water Resources

- A. The appropriate **FILING FEE**. See instructions for fee amounts. (\$125 check enclosed)
- 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 right(s) or claim(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 of your water right(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) are 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(s) Don and Madge Boyle
4. New Owner/Claimant(s) 418 West 900 South - Victor, ID 83455
Richard & Susan Jacobsen Family Trust Dated April 2, 1993
Richard Jacobsen & Susan Jacobsen Trustees
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3201 Ash Street
- City, State and ZIP Code Palo Alto, California 94306
- New Telephone Number (650) 493-5310
5. Date you acquired the property June 5, 2000

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Form 12-238/12-1-09(6) July, 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 <u>22-00229</u>		
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	<u>3.000 CFS</u>	<u>100 Acres</u>
Stock		<u>100 Head</u>
Domestic		
Other		
Total	<u>3.000 CFS</u>	<u>SEE ATTACHED WARRANTY DEED</u>

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 <u>22-10297</u>		
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	<u>0.04 CFS</u>	<u>Home</u>
Other		
Total	<u>0.04 CFS</u>	<u>SEE ATTACHED WARRANTY DEED</u>

7. Signature of New Owner(s) or Claimant(s) Richard & Susan Jacobsen Family Trust Dated April 2, 1993
(include title if applicable) Richard Jacobsen & Susan Jacobsen Trustees

By: 
Richard Jacobsen, Trustee

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by PC Date 10-24-00 Fee \$25-
 Received by PC Date 10-24-00 Receipt No. 5026275
 Processed by AL Date MICROFILMED Date WR

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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;

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WARRANTY DEED

Copy

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.

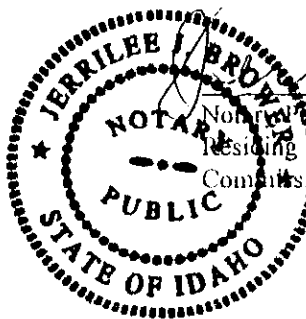
Dated:

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.



Jerrilee J. Browder
Notary Public of Idaho
Residing in Teton, Id.
Commission Expires 2-27-04

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⁽¹⁾

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

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2000-06-05

N. Regley

First American Title Company

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)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 22-10297

NAME AND ADDRESS: DON L BOYLE
MADGE H BOYLE
418 W 900 S
VICTOR, ID 83455

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 07/01/1970

POINT OF DIVERSION: T03N R45E S07 SESE Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

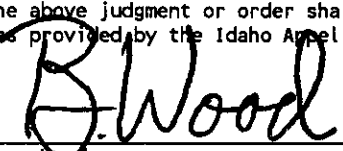
PLACE OF USE: Domestic Within Teton County
T03N R45E S07 SESE

OTHER PROVISIONS 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.

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.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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JUL 30 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 1, 2001

RICHARD & SUSAN JACOBSEN FAMILY TRUST
3201 ASH ST
PALO ALTO CA 94306

RE: Change of Ownership for Water Right 22-10297

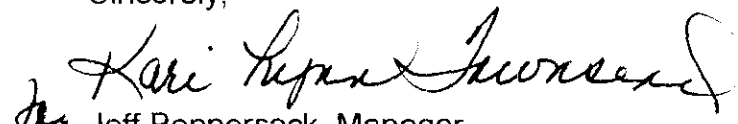
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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AUG 14 2001