

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/9/2023

Water Right 22-140

After Split

Owner Type **Name and Address**
Current Owner CADE JACOBS
 PO BOX 1063
 VICTOR, ID 83455-1031
 (208) 317-0433

Current Owner KRISTY JACOBS
 PO BOX 1063
 VICTOR, ID 83455-1031
 (208) 317-0433

Priority Date: 7/1/1890

Basis: Decreed

Status: Active

Source
MAHOGANY CREEK

Tributary
TETON RIVER

Beneficial Use
IRRIGATION

From
04/15

To
10/31

Diversion Rate
0.100 CFS

Volume

Total Diversion

0.100 CFS

Source and Point(s) of Diversion:

MAHOGANY CREEK

L2(SENWNE)

Sec. 14, Twp 04N, Rge 44E, TETON County

Place Of Use:

IRRIGATION within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	45E	7							16.0										16.0

Right Acre Limit: 5.20
POU Total Acres: 16.0

Conditions of Approval:

1. 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.
2. E55 Right Nos. 22-139 and 22-140 are limited to the irrigation of a combined total of 5.2 acres in a single irrigation season.
3. B09 This right is subject to regulation by the watermaster of Water District No 01.
4. E51 Right Nos. 22-139, 22-140, and 22-13513 are limited to a total combined diversion rate of 0.11 cfs.

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- | | | |
|-----|-----|--|
| 5. | E56 | The rights listed below are limited to the irrigation of a combined total of 16.0 acres in a single irrigation season. Combined Right Nos.: 22-139, 22-140, and 22-13513. |
| 6. | F06 | The following rights are also diverted through point of diversion described above: 22-139, 22-13513, 22-14146, 22-14147 and 22-14148. |
| 7. | | The rights listed below are limited to the irrigation of a combined total of 16.0 acres in a single irrigation season. Combined Right Nos.: 22-139, 22-140, 22-2278, 22-11645, and 22-13513. |
| 8. | K06 | This right is limited to the irrigation of 5.2 acres within the place of use described above in a single irrigation season. |
| 9. | K01 | Right No. 22-13513 is an enlargement of this right pursuant to Section 42-1426, Idaho Code. |
| 10. | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. |

Comments:

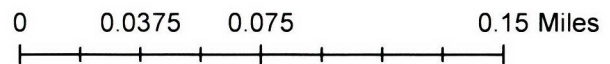
2	jbarg	2/9/2023	Ownership Change
Water right 22-140 was split into 22-140 & 22-14522.			

3	jbarg	2/9/2023	POU
Updated Shape			

State of Idaho
Department of Water Resources

Water Right

22-139, 22-140, 22-2278, 22-11645, 22-13513



-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/8/2023

Water Right 22-140 *Before Split*

Owner Type **Name and Address**
Current Owner JAY DELL BUXTON
 256 S 500 W
 DRIGGS, ID 83422
 (208) 354-2570

Current Owner JUDY BUXTON
 256 S 500 W
 DRIGGS, ID 83422
 (208) 354-2570

Priority Date: 7/1/1890

Basis: Decreed

Status: Active

Source
MAHOGANY CREEK

Tributary
TETON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	0.120 CFS	
	Total Diversion		0.120 CFS	

Source and Point(s) of Diversion:

MAHOGANY CREEK L2(SENWNE) Sec. 14, Twp 04N, Rge 44E, TETON County

Place Of Use:

IRRIGATION within TETON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	45E	7																	19.0

Right Acre Limit: 6.20
POU Total Acres: 489.0

Conditions of Approval:

1. 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.
2. E55 Right Nos. 22-139 and 22-140 are limited to the irrigation of a combined total of 6.2 acres in a single irrigation season.
3. B09 This right is subject to regulation by the watermaster of Water District No 01.
4. E51 Right Nos. 22-139, 22-140, and 22-13513 are limited to a total combined diversion rate of 0.13 cfs.
5. E56 The rights listed below are limited to the irrigation of a combined total of 19.0

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- acres in a single irrigation season. Combined Right Nos.: 22-139, 22-140, and 22-13513.
6. F06 The following rights are also diverted through point of diversion described above: 22-139, 22-13513, 22-14146, 22-14147 and 22-14148.
7. The rights listed below are limited to the irrigation of a combined total of 19.0 acres in a single irrigation season. Combined Right Nos.: 22-139, 22-140, 22-2278, 22-11645, and 22-13513.
8. K06 This right is limited to the irrigation of 6.2 acres within the place of use described above in a single irrigation season.
9. K01 Right No. 22-13513 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
10. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 4 1 2023

Department of Water Resources
Eastern Region-1005

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
22-13513 <i>OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
22-2278 <i>OK</i>	Yes ☒	Yes ☐	22-139 (Split into 22-139 and 22-14521),		Yes ☐
22-11645 <i>OK</i>	Yes ☒	Yes ☐	22-140 (Split into 22-140 and 22-14522),		Yes ☐
22-139 <i>OK</i>	Yes ☒	Yes ☐	22-2278 (Split into 22-2278 and 22-14523),		Yes ☐
22-140 <i>OK</i>	Yes ☒	Yes ☐	22-11645 (Split into 22-11645 and 22-14524),		Yes ☐
			22-13513 (Split into 22-13513 and 22-14525)	Yes ☐	Yes ☐

2. Previous Owner's Name: Jay Dell Buxton and Judy Buxton

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Cade Jacobs and Kristy Jacobs

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

P.O. Box 1063

Mailing address

208.313.0433

Telephone

Victor

City

cadejacobs1@netzero.net

Email

ID

State

83455

Zip

4. If the water rights and/or adjudication claims were split, how did the division occur?

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: Date of Purchase/Ownership

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐

- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:

- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☐ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: *Cade Jacobs*

Signature of new owner/claimant

Cade Jacobs

Print name

Title, if applicable

Date

1/12/23

- Signature: *Kristy Jacobs*

Signature of new owner/claimant

Kristy Jacobs

Print name

Title, if applicable

Date

1/12/23

For IDWR Office Use Only:

Received by INP

Date 2/1/2023

Receipt No. E048879

Receipt Amt. \$500.-

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

Name on W-9

Approved by JB

Processed by JB

Date 2/10/2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FEB 01 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
22-13513 <i>OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
22-2278 <i>OK</i>	Yes ☒	Yes ☐	22-139 (Split into 22-139 and 22-14521),		Yes ☐
22-11645 <i>OK</i>	Yes ☒	Yes ☐	22-140 (Split into 22-140 and 22-14522),		Yes ☐
22-139 <i>OK</i>	Yes ☒	Yes ☐	22-2278 (Split into 22-2278 and 22-14523),		Yes ☐
22-140 <i>OK</i>	Yes ☒	Yes ☐	22-11645 (Split into 22-11645 and 22-14524),		Yes ☐
			22-13513 (Split into 22-13513 and 22-14525)		Yes ☐

2. Previous Owner's Name: Jay Dell Buxton and Judy Buxton
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Tricia Harlan, Bradley Harlan and Blair Harlan
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 4781 W 2000 S Driggs ID 83422
Mailing address City State Zip
- 559.380.8648 tricia.harlan@gmail.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 06/17/2021
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☐ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Tricia Harlan 1/29/2023
Signature of new owner/claimant Title, if applicable Date
Tricia Harlan
Print name
- Signature: Bradley Harlan 1/29/2023
Signature of new owner/claimant Title, if applicable Date
Bradley Harlan
Print name
- Signature: Blair Harlan 1/29/2023
Signature of new owner/claimant Title, if applicable Date
Blair Harlan
Print name

For IDWR Office Use Only:
 Received by M. Jetter Date 2-1-23 Receipt No. E048879 Receipt Amt. 500.00
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by JB Processed by JB Date 2/10/2023