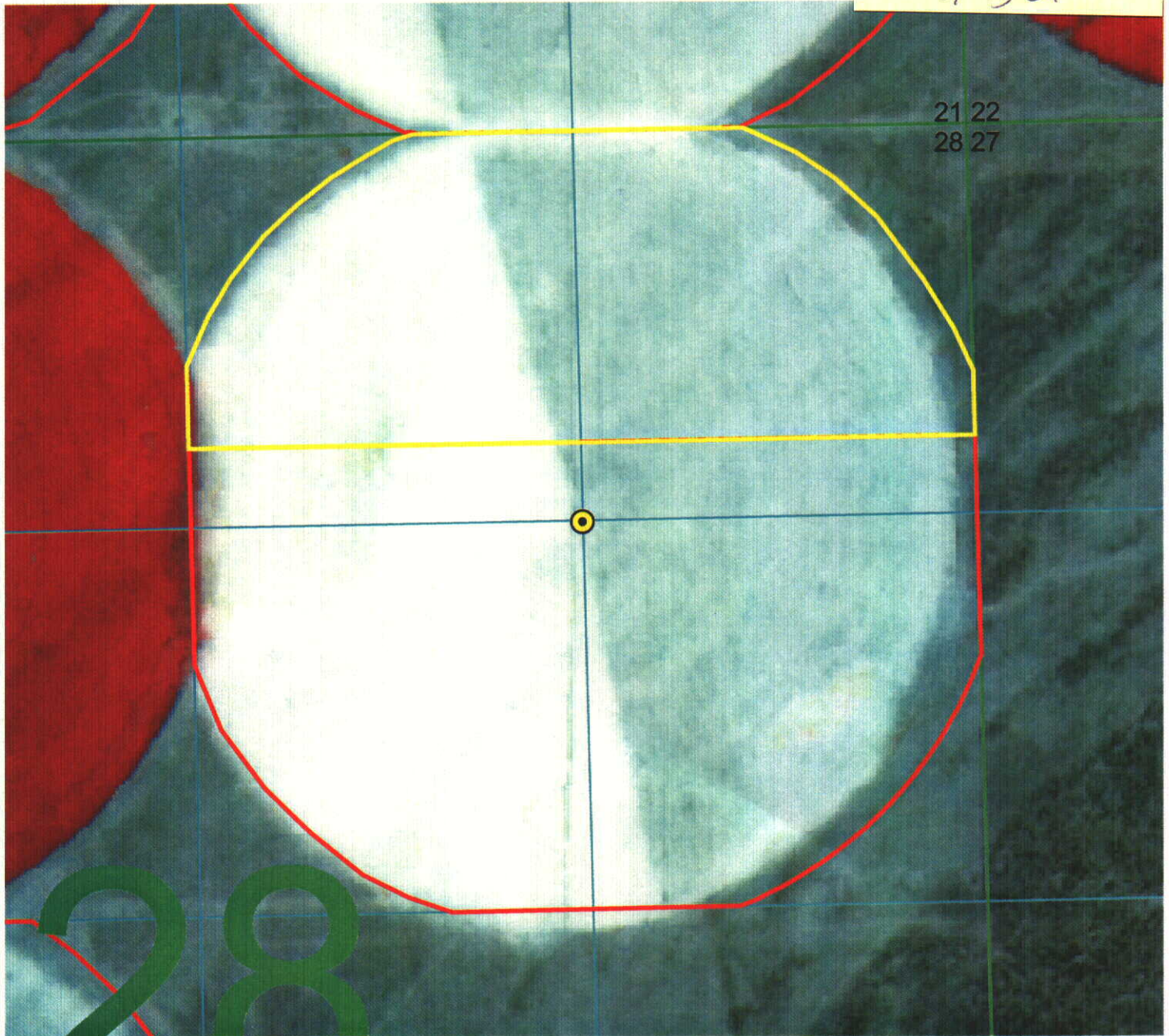


IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-07233B

Township 8 North Range 38 East
Section 28

*original
claim sent
to court.
9-13-01*



21 22
28 27

0 1320 Feet

-  Point(s) of Diversion, This WR
-  Other Points of Diversion
-  Place of Use, This WR
-  Other Places of Use
-  Section Lines
-  Quarter-quarter Sections

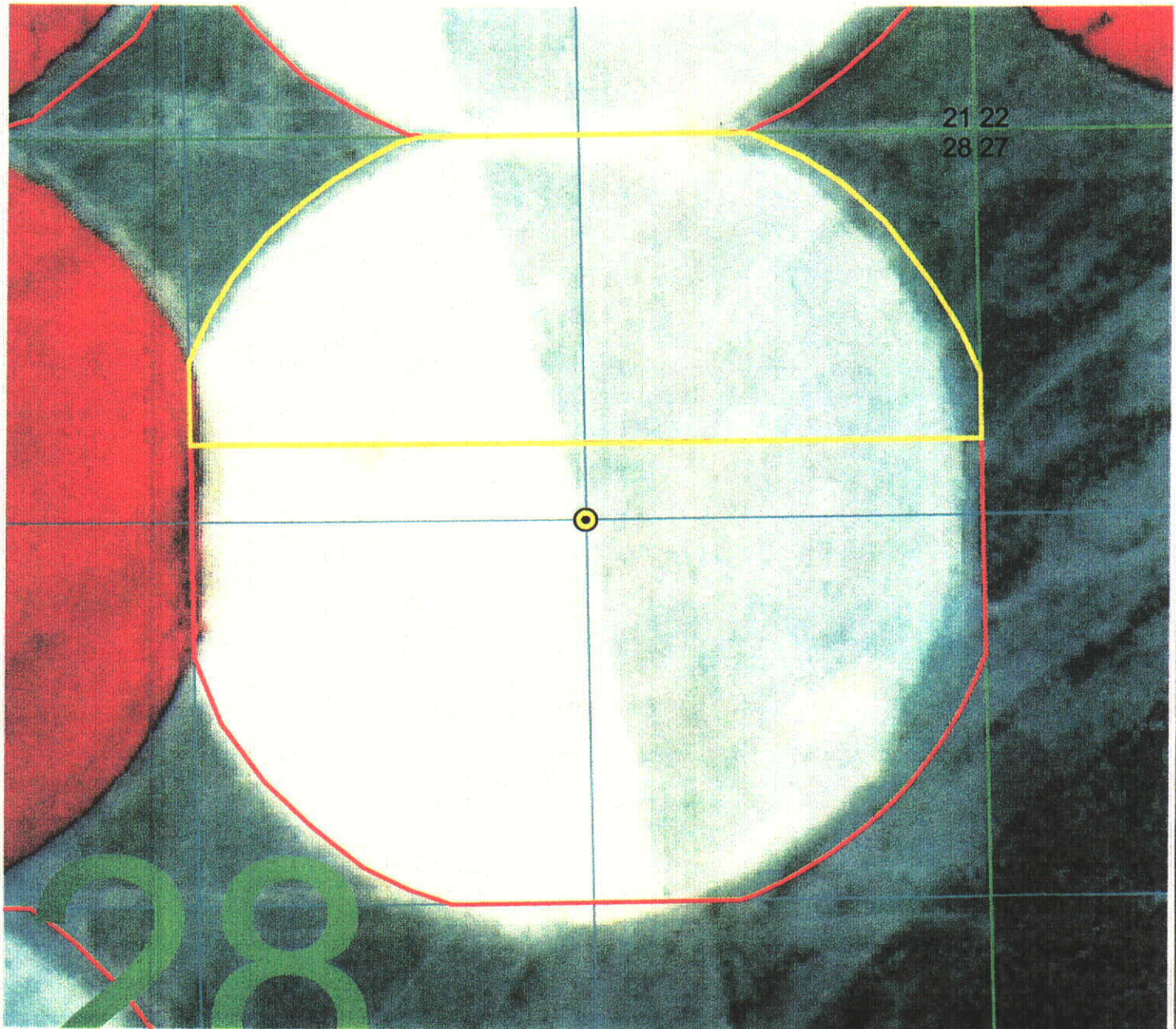


Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 3/2000

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-07233B

Township 8 North Range 38 East
Section 28



21 22
28 27

0 1320 Feet

- Point(s) of Diversion, This WR
- Other Points of Diversion
- Place of Use, This WR
- Other Places of Use
- Section Lines
- Quarter-quarter Sections



Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 3/2000

11/16/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-7233B

NAME AND ADDRESS: CORNELISON - OLSEN PARTNERSHIP
PO BOX 396
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS
162.00 AFY

PRIORITY DATE: 03/11/1977

POINT OF
DIVERSION:

T08N R38E S28 NESWNE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4/01 11/01

QUANTITY
0.800 CFS
162.00 AFY

PLACE OF USE: IRRIGATION Within FREMONT County

T08N R38E S28 NENE 27.0 T08N R38E S28 NWNE 27.0

54 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: BASIS OF CLAIM - License

RIGHT NO. 31-07233A IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

Audit: 03/07/00 BCONTOR

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: A31-07233B
Date Received: 3/22/1989
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DYLE ROBERTSON
Address: 6612 WEST 6000 NORTH
REXBURG ID

208-356-6206

83440

2. Date of Priority: MAR 11, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	38E	28		SW	NE		FREMONT

5. Description of diverting works:
WELL PUMP MAINLINE TO CENTER PIVOT #11

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.798		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	38E	28	NE	NE		IRR	27.0
			NW	NE		IRR	27.0

A3107233B



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	54.0
					Total Acres	54.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/U CENTER PIVOT #11

15. Basis of Claim: LICENSE

Water Right Number: 317233

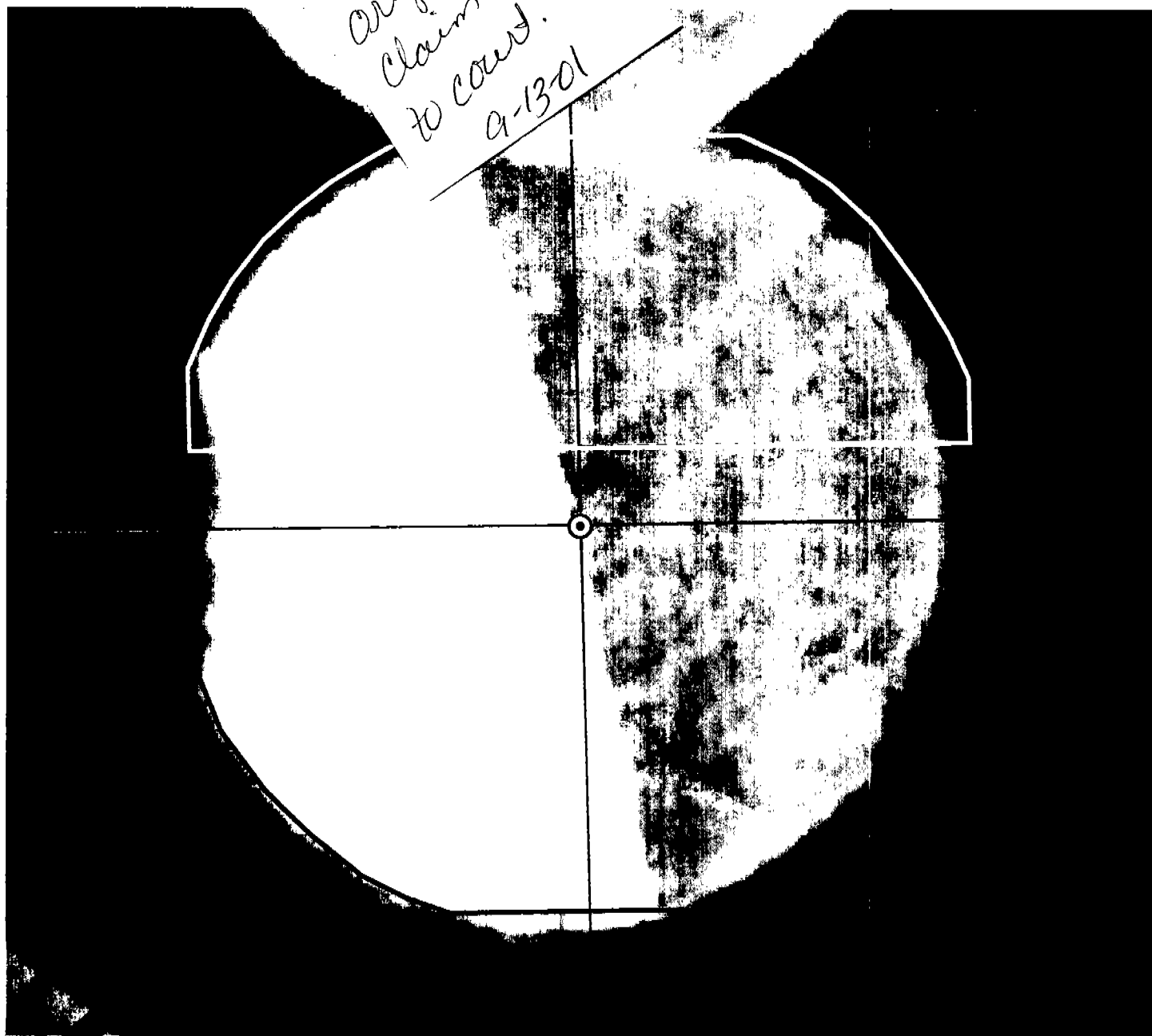
IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-07233B

Town:

38 East

*Original
claim sent
to court.
9-13-01*



- ⊙ Point(s) of Diversion, This WR
- Other Points of Diversion
- Place of Use, This WR
- Other Places of Use
- Section Lines
- Quarter-quarter Sections

0 1320 Feet

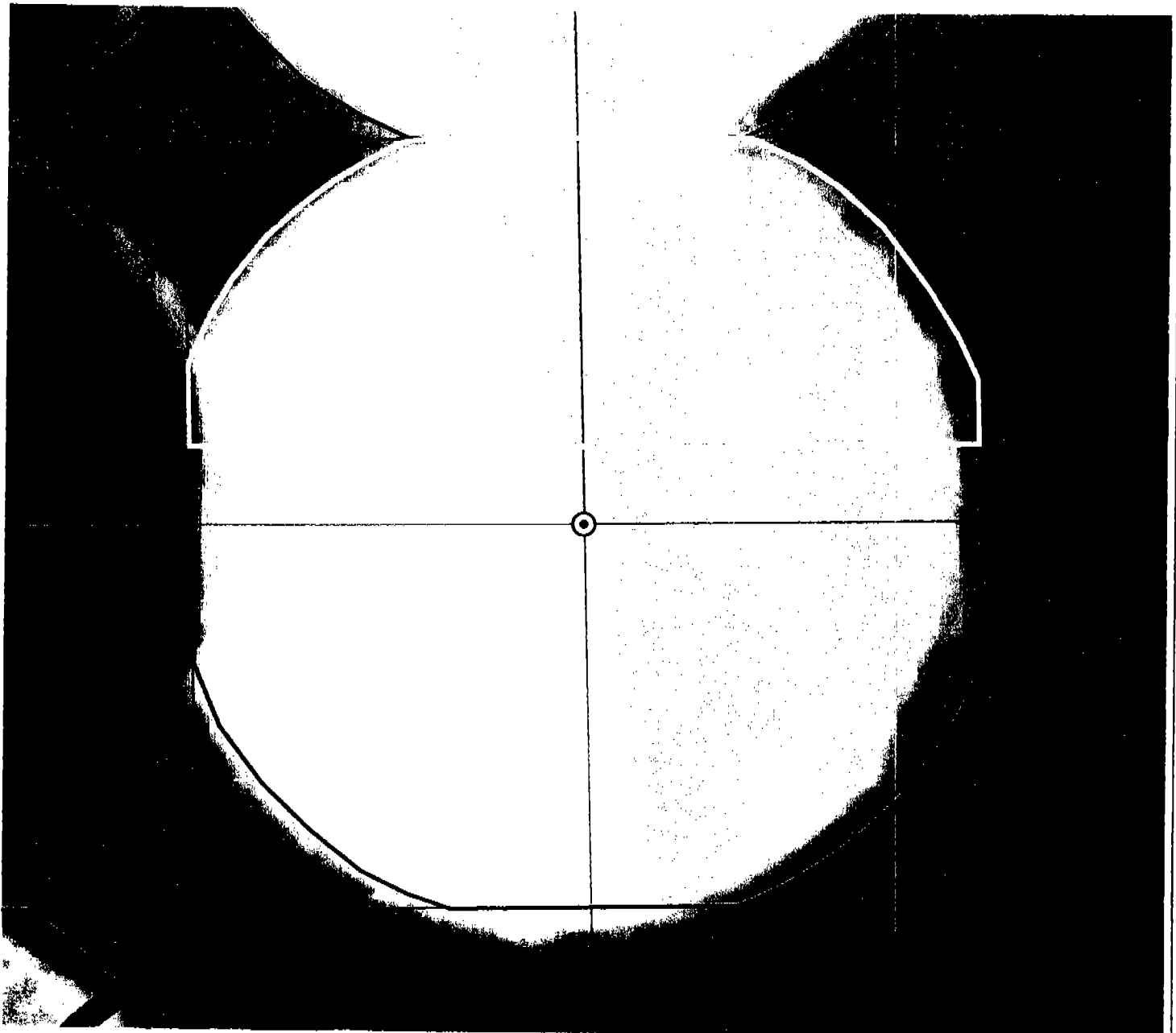


Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 3/2000

IDAHO DEPARTMENT OF WATER RESOURCES

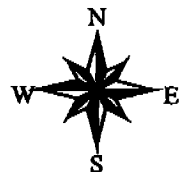
Water Right 31-07233B

Township 8 North Range 38 East
Section 28



- ⊙ Point(s) of Diversion, This WR
- Other Points of Diversion
- Place of Use, This WR
- Other Places of Use
- Section Lines
- Quarter-quarter Sections

0 1320 Feet



Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 3/2000

Sent By: WATER RESOURCES;

2083275400;

Jan-10-02 7PM;

Page 2/2

RECEIVED

JAN 22 2002

Department of Water Resources
Eastern RegionIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

SUBCASE NO: 31-7233B

Case No. 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right, and they have been served with sufficient process, according to the law, and that they have appeared, prosecuted and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Scott Clawson
Cornelison - Olsen Partnership

OBJECTOR:

Scott Clawson
Cornelison Farms

IDWR CONCURRENCE:

Carter Fritsch
Adjudication Water Rights Supervisor, IDWRCandice M. McHugh (As to Form)
Attorney for IDWR

11/26/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-7233B
NAME AND ADDRESS: CORNELISON - OLSEN PARTNERSHIP
PO BOX 396
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: ~~0.08~~ 0.800 CFS
162.00 AFY

PRIORITY DATE: 03/11/1977

POINT OF
DIVERSION:

T08N R38E S28 NESWNE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 11/01

QUANTITY
0.800 CFS
162.00 AFY

PLACE OF USE: IRRIGATION Within FREMONT County

T08N R38E S28 NENE 27.0 T08N R38E S28 NWNE 27.0

54 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: BASIS OF CLAIM - License

RIGHT NO. 31-07233A IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

SF5 31-7233B

CERTIFICATE OF MAILING

I certify that on January 11, 2001² I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

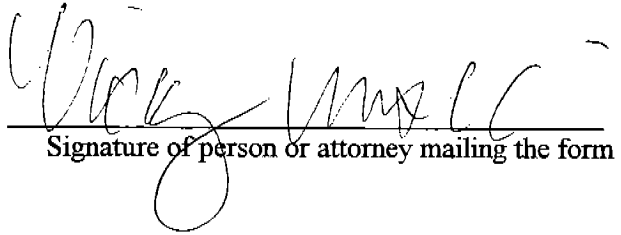
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 83720
Boise, ID 83720-0098

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

Cornelison - Olsen Partnership
Cornelison Farms
P.O. Box 296
Rexburg, ID 83440



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 16, 2001

CORNELISON-OLSEN PARTNERSHIP
PO BOX 396
REXBURG ID 83440

RE: Notice of Change of Water Right Ownership (NCO) for 31-7186, 31-7223, 31-7224, 31-7233B, 31-7244, 31-11352 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On November 15, 2001, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: Dyle Robertson

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)

Water Rights: 31-7186, 31-7223,
31-7224, 31-7233B, 31-7244,
31-11352

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party ROBERTSON – CORNELISON-OLSEN PARTNERSHIP
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Nov 16, 2001

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11-16, 2001, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
DYLE ROBERTSON
C/O JERRY RIGBY
PO BOX 250
REXBURG ID 83440

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
CORNELISON-OLSEN PARTNERSHIP
PO BOX 396
REXBURG ID 83440

4. One copy to:

Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


✓ Signature of person or attorney mailing the form

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

RECEIVED

NOV 15 2001

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
	<u>31-07233B</u>			<u>31-11352</u>	
	<u>31-07223</u>				
	<u>31-07224</u>				
	<u>31-07244</u>				
	<u>31-07186</u>				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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) DYLE ROBERTSON
C/O JERRY RIGBY, POB BOX 250, REXBURG, ID 83440
4. New Owner/Claimant(s) CORNELISON-OLSEN PARTNERSHIP
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address POB 396
- City, State and ZIP Code REXBURG, ID 83440
- New Telephone Number (208) 356-0396 662-5751 (HAWER)
5. Date you acquired the property 11-06-01

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 _____

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	_____	_____
Other _____	_____	_____
Total	_____	_____

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 _____

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	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Scott Clawson
(include title if applicable) _____

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 _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

SEP 10 2001

Department of Water Resources

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)

A. Subcase 31-7233B

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: CORNELISON FARMSAddress: POB 396REXBURG, ID 83440Daytime Phone: 208-662-5751 ATTN: SCOTT

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: DYLE ROBERTSONAddress: 6612 W 6000NREXBURG, ID 83440

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: .80 CFS (NOT .08 CFS)
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): CFS (.08) DOES NOT EQUAL
RECOMMENDED 162 AFY. QUANTITY INDICATED UNDER PURPOSE AND
PERIOD OF USE IS THE THE CORRECT CFS (.8 CFS).

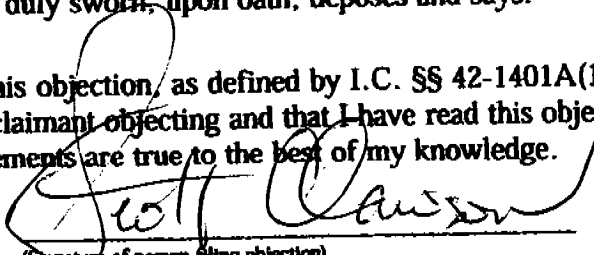
F.

VERIFICATION (Must be Completed)

State of IDAHO)
) ss.
County of MADISON)

SCOTT CLAWSON, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

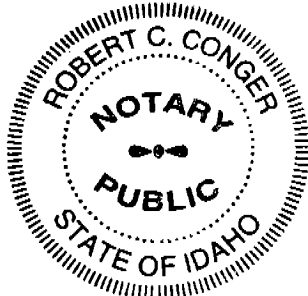
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

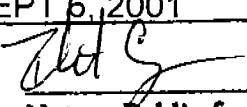

(Signature of person filing objection)

SCOTT CLAWSON, CORNELISON FARMS, SPECIAL PROJECTS

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: SEPT 6, 2001




Notary Public for Robert Conger
Residing at: Madison County
My Commission Expires: 11.6.05

NOTE: CORNELISON FARMS IS THE CURRENT LESSEE AND FUTURE OWNER OF THE PROPERTY REPRESENTED IN THIS WATER RIGHT.

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on SEPT 6, 2001 ~~X 199 X~~, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

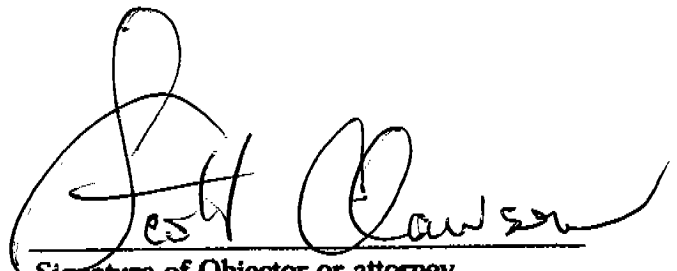
Name: DYLE ROBERTSON
Address: 6612 W 6000 N
REXBURG, ID 83440

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

SCOTT CLAWSON, CORNELISON FARMS, SPECIAL PROJEC

01/25/2001

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

RIGHT NUMBER: ~~31-72338~~

NAME AND ADDRESS: DYLE ROBERTSON
6612 W 6000 N
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.08 CFS *ERROR*
~~162.00 AFY~~

PRIORITY DATE: 03/11/1977

POINT OF DIVERSION:

T08N R38E S28 NESWNE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 11/01

0.800 CFS
~~162.00 AFY~~

CORRECT

PLACE OF USE:

IRRIGATION Within FREMONT County

T08N R38E S28

NENE

27.0

T08N R38E S28

NWNE

27.0

54 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: BASIS OF CLAIM - License

RIGHT NO. 31-07233A IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

H 11 North 1/3



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

June 12, 2001

KARL J. DREHER
DIRECTOR

Keith Cornelieson
1588 W. 1500 S.
Rexburg, ID 83440

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #31-7186, 31-7223, 31-7224, 31-7233B,
31-7238, 31-7242, 31-7244 and 31-11352 and
Partial Decrees #21-12431, 21-12481, 21-12482, 31-10507, 31-10509,
31-10712 and 31-10713

Dear Mr. Cornelieson:

The former owner of the property and water rights referenced above has advised us you may be the current owner of the property and water rights. Before we can modify our records to reflect your ownership of the property and water rights referenced above, we need Form 42-248/42-1409(6) completed and returned. I have enclosed this form for your use.

Please note item 8 in the instructions of the ownership change form concerning charges for partially-decreed water rights.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads 'Sally'.

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Form 42-248/42-1409(6)
Copy to:
Mrs. Dyle Robertson
Jerry Rigby



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 24, 2000

DYLE ROBERTSON
8308 E PALM LN
MESA AZ 85207-9736

Daniel Robertson

480-984-9128

*5-29-01 Called
Her. See pg. 2.
-no*

Re: Snake River Basin Adjudication (SRBA)
Notices of Claim #31-7186, 31-7223, 31-7224, 31-7233B, 31-7238,
31-7242 and 31-7244 + 31-11352
and Partial Decrees #21-12431, 21-12481, 21-12482, 31-10507,
31-10509, 31-10712 and 31-10713
Change of Address

Dear Claimant:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name on the second page of this letter and return both pages to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by June 11, 2000. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

RECEIVED

JUN - 4 2001

Department of Water Resources

Dyle Robertson - deceased
May 24, 2001
Page 2 of 2

The address is correct as shown above or as otherwise changed.

Genick Robertson
Claimant Signature

480-924-9122
Telephone No.

Dyle passed away Feb. 14 2001
get in touch with Jerry Higley, lawyer - address
is % P.O. Box 750 - Kephung ID. 83440 - Or Keith
Cornelison 1581 W 1500 South - Kephung ID. 83440
→ 208/359-0656

~~See attached Excel Sheet
for W/R Nos~~

return
↓ to sender ↓ fee due 60¢

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE. \$300



First-Class Mail
Postage & Fees Paid
U.S.P.S.
Permit No. G-10

ROBE612 834402006 1301 03 05/12/01
FORM 3547

ROBERTSON
8306 E PALM LN
MESA AZ 85207-9736



DYLE ROBERTSON
6612 W 6000 N
REXBURG, ID 83440

U.S. POSTAL SERVICE
PS FORM 3547



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 19, 2001

DYLE ROBERTSON
8308 E PALM LN
MESA AZ 85207-9736

RE: CHANGE OF ADDRESS FOR A31-07186, A31-07223,
A31-07224, A31-07233B, A31-07244, A31-11352

Dear Mr. Robertson:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

DYLE ROBERTSON
6612 E 6000 N
REXBURG ID 83440

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

March 14, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DYLE ROBERTSON
6612 E 6000 N
REXBURG ID 83440

RE: NOTICE OF ERROR

Dear Water User:

In your Notice of Error for right 31-07186, 31-07223, 31-07224, 31-07233B, 31-07244 and 31-11352, you disagreed with the recommended diversion rate.

That rate was recommended based upon an existing water right license or formal transfer issued by Idaho Department of Water Resources. Unfortunately, the authority of the Snake River Basin Adjudication does not extend to increasing diversion rates authorized by administrative action.

The only options to change diversion rate are to have the license amended by the Allocation Bureau of the department, or to apply for a new permit based upon pre- 1987 development of diversion capacity.

The standard for changing a license is set very high. It requires proof that the original licensing exam was in error. As a minimum, this requires a report of an independent evaluation by a licensed Professional Engineer and solid documentation of the original design capacity of the installed system. The standard for a new permit is high, but not as high as for an amended license.

I am not encouraging you to pursue either of these options, but informing you what your options are. Please call me if you have questions. I'm sorry I cannot address your concerns.

Sincerely,

Bryce A. Contor

01/25/2001

**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: March 9, 2001

Water right number: 31-7233B

DYLE ROBERTSON
6612 W 6000 N
REXBURG ID 83440
Telephone Number: (208)356-6206

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

QUANTITY: 1. INCORRECT CFS (.08 CFS)
2. INSUFFICIENT CFS

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

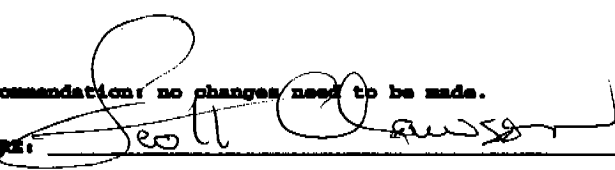
INCREASE CFS BY .06 CFS.

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

CFS IS LESS THAN INITIAL DESIGN AND PERFORMANCE OF INSTALLED
IRRIGATION SYSTEM.

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

DATE: 3-5-01

SIGNATURE: 

Please print your name: SCOTT CLAWSON, CORNELISON FARMS

ON BEHALF OF DYLE ROBERTSON

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

Response: Adjudication cannot correct
CFS unless Allocations Bureau issues
amended license or new permit.

Mac 3/12/01

AJ5809NP
No. A31-072338

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	DYLE ROBERTSON 6612 WEST 6000 NORTH REXBURG ID 83440 (208) 356-6206	03/11/1977	IRRIGATION	04-01 11-01	0.798 CFS
TOTAL DIVERSION:					0.798 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: L10

Point(s) of Diversion: T08N R38E S28

NE SWNE

FREMONT Cou

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE			
T R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
08N 38E 28	27		27													

TOTAL ACRES

POU County: FREMONT

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN P/U CENTER PIVOT #11

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

C18

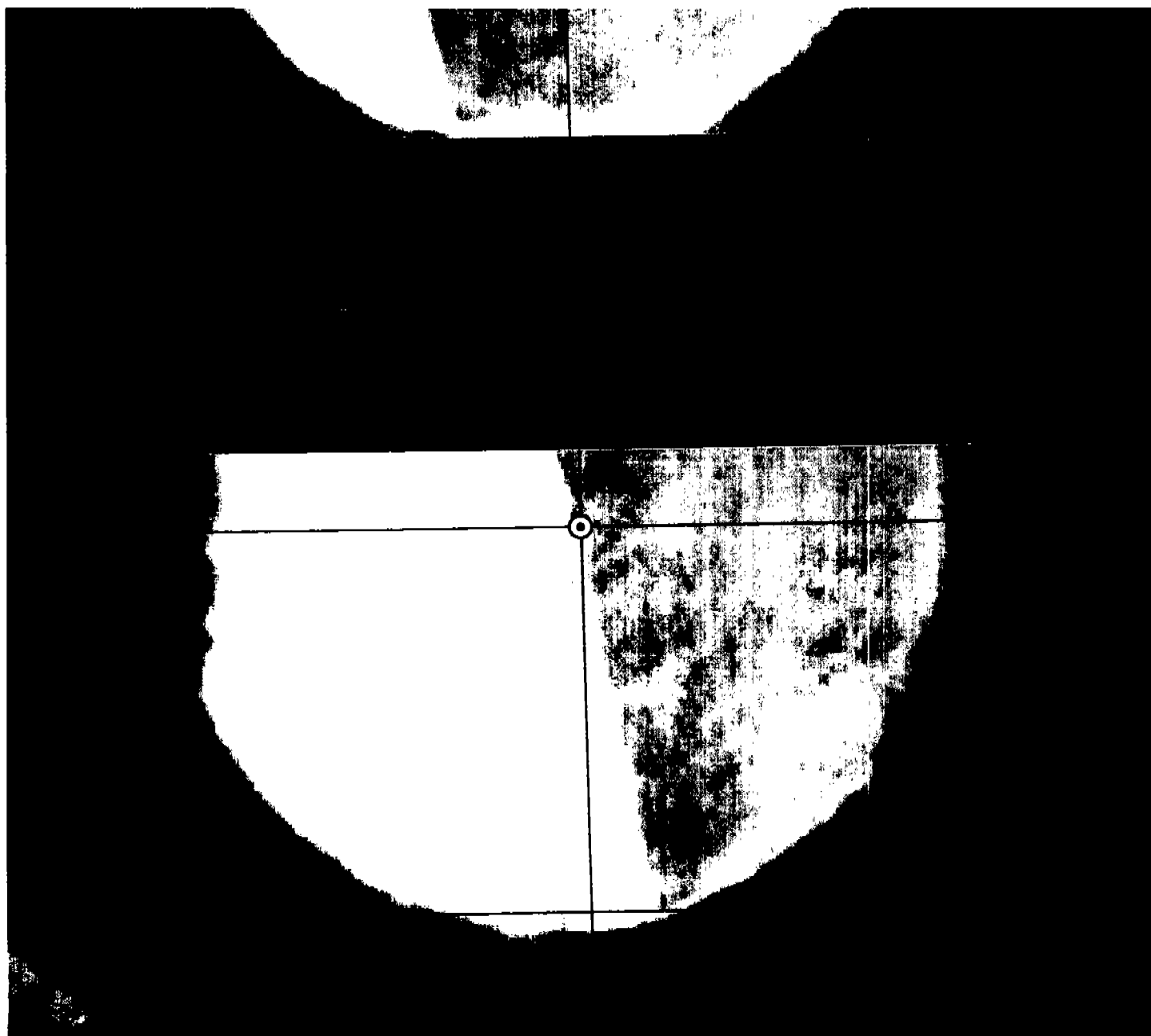
see CUR in A31-07233A

POD ID
POU ID

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-07233B

Township 8 North Range 38 East
Section 28



- ⊙ Point(s) of Diversion, This WR
- Other Points of Diversion
- Place of Use, This WR
- Other Places of Use
- Section Lines
- Quarter-quarter Sections

0 1320 Feet



Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 3/2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 6, 1998

DYLE ROBERTSON
6612 W 6000 N
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR A31-07233

Dear Mr. Robertson:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A31-07233A, 1.272 cfs on 86 acres, Hillman
A31-07233B, 0.798 cfs on 54 acres, Robertson

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____
Adjudication Claim Number(s) 31-0723³ split ← A
B
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Ralph Hillman, 1223 Homer Ave., Idaho Falls, ID
4. New Owner/Claimant(s) Dyle Robertson
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 6612 W 6000 N
City, State and ZIP Code Rexburg, ID 83440
New Telephone Number (208) 356-6206
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 54 Number and type of stock _____
Diversion rate in CFS 0.798 cfs Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Dyle Robertson Date 2/5/98
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

QUITCLAIM DEED

THIS INDENTURE, made this 27 day of December, 1995, between DYLE ROBERTSON LIMITED PARTNERSHIP of Rexburg, Madison County, Idaho, the Grantor and DYLE ROBERTSON as his sole and separate property of Rexburg, Madison County, Idaho, the Grantee, *6612W 6000N* WITNESSETH, that the Grantor, for and in consideration of dissolution of partnership does by these presents remise, release and forever QUITCLAIM, unto the said Grantee, and to Grantee heirs and assigns, forever, all the following described real estate, situated in Fremont County, Idaho, to-wit:

Township 8 North, Range 38 E.B.M.

Section 20: SE1/4; *31-07186*

Section 21: SW1/4; *31-07244*

Section 22: NW1/4 and the West 57 rods of the W1/2NE1/4;

- Section 23: NW1/4;

Section 28: North 64 rods of the N1/2NE1/4; *31-07233B*

Section 29: N1/2; *31-07223*

31-07224

Subject to easement for ingress and egress along the edge of the South section line in Sections 20 and 21. Together with all water rights appurtenant thereto and all pumps, sprinkler and irrigation equipment located thereon.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said Grantee, and to Grantee heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto set his hand and seal the day and year first above written.

DYLE ROBERTSON LIMITED PARTNERSHIP

By: *Dyle Robertson*

DYLE ROBERTSON

STATE OF IDAHO)

County of *Jefferson*)

)ss

On this 27 day of December, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared DYLE ROBERTSON, known to me to be the *General Partner* of the DYLE ROBERTSON LIMITED PARTNERSHIP whose name is subscribed to the within instrument, and acknowledged to me that he executed the same on behalf of the DYLE ROBERTSON LIMITED PARTNERSHIP.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year in this certificate first above written.

[Signature]
Notary Public for Idaho

Residing at: *Highway, Idaho*

Commission Expires: *10/24/97*

Microfilm No. 439373
28 Day Dec 1995
At 14:16 - O'clock PM

MICKIE FUNKE
FREMONT CO. RECORDER

Fee \$ 3- *Sharp* Deputy

Recorded At Request of

Dyle + Barry Robertson

