

25

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

Identification No. A31-10510

Date Received 11-25-88

Receipt Number E004430

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) DYLE ROBERTSON Phone (208) 356-6206

Mailing Address 6612 W 6000N REXBURG, IDAHO Zip 83440

2. Date of Priority (Only one per claim) AUGUST 10, 1977 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
Name or kind of source
which is tributary to (b) _____

4. Location of point of diversion is: Township 7N Range 37E
Section 18, ~~NE~~ 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____, B _____

County of JEFFERSON

Additional points of diversion if any: NONE

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 6" CASING 100 FT.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

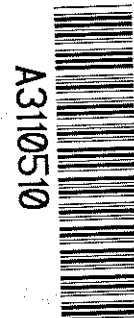
For ~~HUMIDITY~~ purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)
For DOMESTIC purposes from _____ to _____ amount _____
(Both dates are inclusive)

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 2 POTATO CELLARS / USE IS LESS THAN

DR x 2500 GPD.



MICROFILMED
DEC 9 1992

MICROFILMED

APR 14 1994

10. Place of use is: Township: 7N Range 31E
Section 18 NE 1/4 of NE 1/4, Govt. Lot _____, B.M.,
County of JEFFERSON for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any NONE

11. In which county (ies) are lands listed above as place of use located? JEFFERSON

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Nyle Robertson Date 11/25/88
Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____ }
County of Bonneville } SS.

Subscribed and sworn (or affirmed) before me this 25th day of Nov 19 88

SEAL

Notary Public Betty Thompson

Residing at Idaho Falls

My Commission Expires 6-94

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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DEACON FILMED
APR 14 1994

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME ROBERTSON, DYLE CLAIM IDENT. NO. A31-10510

DATE RECEIVED 11/25/88 CK # _____ AMOUNT \$ _____ YES _____ NO _____

1. Is the name and address complete with zip code? _____

2. Is a priority date entered? _____

POOR ORIGINAL

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS. _____

3. (a) Is a source entered? _____

(b) Is a tributary to entered? (if required) _____ N/A _____

4. Is the legal description of the p.d. sufficient? _____

5. Is there a description of the diverting works? _____

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. _____

Is the period of use included? _____

Is a quantity claimed for each use? _____

7. Is a total quantity claimed entered? _____

8. If required is a consumptive use entered? _____ N/A _____

Is the consumptive use correct? _____ N/A _____

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. _____ N/A _____

10. Is (are) the place(s) of use and purpose(s) indicated? _____

11. Is (are) the county(ies) entered? _____

12. Is the ownership of p.u. checked? _____

13. Are other water rights listed or "none" indicated? _____

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) _____ N/A _____

15. Is the basis of the claim indicated? _____

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) _____

Has the claim been signed, sealed, and dated by a notary? _____

Was this claim filed on time, or was an extension granted? _____

Is the fee enclosed correct? _____ Exempt _____

If this claim is based on an existing water right, has the identification number been entered? _____ N/A _____

Should this claim be receipted and data entered? _____

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DEC 09 1992

Claim checked by: _____

Comments: PERMIT REQUIRED (LONG FORM NEEDED IF PERMIT

PREVIOUSLY GRANTED). Amended to Use - Domestic -

1004430

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: **A31-10510**
Date Received: 8/10/1993
Receipt No: E004430
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 W 6000 N
REXBURG ID 83440
208-356-6206
2. Date of Priority: AUG 10, 1977
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|-----------|
| 07N | 37E | 18 | NE | NE | NE | | JEFFERSON |
5. Description of diverting works:
6"X100' WELL
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:
DOMESTIC, 2 POTATO CELLAR HUMIDIFIER
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 07N | 37E | 18 | NE | NE | | DOMEST | |
11. Place of use in counties: JEFFERSON

MICROFILMED

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

13. Other Water Rights Used:
NONE

14. Remarks:
USE IS LESS THAN 2500 GALLONS PER DAY.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

APR 14 1994

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

01/20/98 12:56:36
Page 1

Water Right Number - R31-10510

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
ROBERTSON

DYLE

1 - 6612 W 6000 N
2 -
3 -
City- REXBURG
Phone - 208-356-6206

State- ID Zip- 83440

Priority Date - 08/10/1977

Region - 15 EASTERN

Stage - J - BENEFICIAL USE

Status -

Source - GROUNDWATER

Tributary -

Twn Rng Sec Tract Lot RFlg County Point of Diversion
07N 37E 18 NE NE NE (51) JEFFERSON

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
------	-------------	-------------	-----------	-----------	----------------	------------------

43 - DOMESTIC		01/01	12/31		0.040	
Total Div. Rate	+					+
0.040						+
Total Div. Volume	+					+
0.040						+
Total Consumptive Use	+					+
0.0						+
KW Usage	+					+

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07N	37E	18	NE NE			43	DOMESTIC	(51) JEFFERSON

Total Acres:

- - - Diversion Means - 6"X100' WELL

- - - Non-Irrigation Use - 2 POTATO CELLARS

- - - Other Rights for Same Use - NONE

EXP PARCEL NO . RP07N37E180002

No Old Water Right Numbers Found

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

Prefix Translation: RESEARCH

0 Comments - No Comments Found

Adjudication Rights Dates and Flags Area

Count 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	-	11/25/1988	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	E004430	Water District	-	
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-		Presumption Flag	-	
				-		Notice of Error Flag	-	

AJ5856NP

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

DATE: AUG-22-1997

PAGE: A-68

RIGHT NUMBER: 31-10510

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

*Barry Robertson
6550 W 6000 N.
Rexburg, ID 83440*

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 08/10/1977

POINT OF DIVERSION: T07N R37E S18 NENENE Within JEFFERSON County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC ~~DOMESTIC~~ 2 POTATO CELLAR	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within JEFFERSON County
T07N R37E S18 ✓ NENE ✓

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

USE IS LESS THAN 2500 GALLONS PER DAY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 07 N 37 E 18 0002

*N11
N06*

improvements

40 acres

EDD4430 - \$2500

Verified by *Sandy* Date *9-24-97*

Verification Source: *Alpha roll + plat
map*



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

January 20, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BARRY ROBERTSON
6550 W 6000 N
REXBURG ID 83440

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right Nos. A31-10510

Dear Claimant:

We have been advised you may be the new owner of the property with the water right referenced above. As the attached copy of the claim shows domestic and stockwater uses. Please read the instructions on the change of ownership form carefully.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by February 2, 1998.

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

Yours truly,

A handwritten signature in cursive script that reads "Danni M. Smith".

Danni M. Smith
SRBA Sr. Secretary

cc: Regional office
Enclosures: Form 42-248/42-1409(6)
Copy of No. A31-10510
water right filing

ccv

12/15/2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-10510

Owner Type Name and Address
Current Owner BARRY ROBERTSON
6550 W 6000 N
REXBURG, ID 83440
(208)356-7041

Original Owner DYLE ROBERTSON
6612 W 6000 N
REXBURG, ID 83440
(208)356-6206

12/11 to 10/31

Priority Date: 08/10/1977
Basis: Beneficial Use
Status: Valid

Source Tributary to
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
DOMESTIC	1/01	12/31	0.04 CFS		
Total Diversion			0.04 CFS		

Point(s) of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
07N 37E 18 NE NE NE 0 JEFFERSON

Place(s) of use:

Place of Use Legal Description: DOMESTIC JEFFERSON County

Townsh	Rang	Secti	Lo	Tract	Acres	Lo	Tract	Acres	Lo	Tract	Acres	Lo	Tract	Acres
ip	e	on	t			t			t			t		
07N	37E	18		NENE										

Conditions of Approval:

1. N06 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 2,500 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

1. Explanatory PARCEL NO. RP07N37E180002

Dates:

Licensed Date:
Claim Received Date: 11/25/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:

use
Z potato
cellar

cc de done
12/28/00
✓

Water Right 31-10510

01/25/2001

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001

Water right number: 31-10510

BARRY ROBERTSON

6550 W 6000 N

REXBURG ID 83440

Telephone Number: (208)356-7041

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

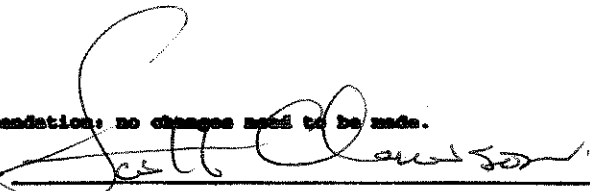
2. Describe the changes you wish to make in the proposed recommendation:

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

XX

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 BARRY ROBERTSON.

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



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

RECEIVED

OCT 16 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 10, 2002

BARRY ROBERTSON
6612 W 6000 N
REXBURG ID 83440-3005

RE: Snake River Basin Adjudication (SRBA) *E.O.*
Water Rights #31-214C, 31-7030A, 31-7033, 31-10510 *W.A.*

Dear Claimant: *E.O.*
all cleared. Records Modified 10-17-02. [initials]

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. 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.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by September 23, 2002. 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. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claim referenced above, please call this office toll-free at 1/800-451-4129 so I can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Returned Mail

#####

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

Barry Robertson
Water Right Holder's Signature

208-356-7041
Telephone No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

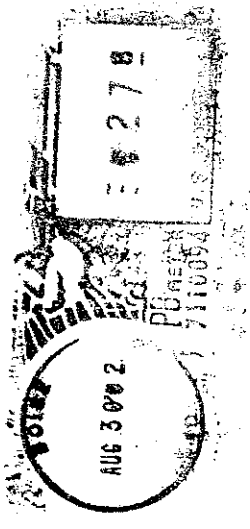
Return Service Requested

31-214C
31-7030A
31-7033
~~31-7235~~
31-10510

RECEIVED
SEP 10 2002

Department of Water Resources

PRESORTED
FIRST CLASS



BARRY ROBERTSON
6550 W 6000 N
REXBURG ID 83440

ROBES550X 834402008 1001 05 09/06/02
RETURN TO SENDER
ROBERTSON
6512 W 6000 N
REXBURG ID 83440-3005
RETURN TO SENDER

6512 W 6000 N

