

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 43-13077
Date Received: 7/5/01
Receipt No: SO24096
Received By: DH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ARIMO CORPORATION Phone: (801)328-1600
ATTN: CRISTOPHER F ROBINSON
139 E SOUTH TEMPLE #310
SALT LAKE CITY UT 84111

2. Date of Priority: 06/30/1985

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15S	27E	6	SE SE SE	CASSIA	
15S	27E	17	SW NW	CASSIA	
15S	27E	8	NW SE	CASSIA	
15S	27E	8	NW NW	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	5.6	

7. Total Quantity Appropriated is:
5.6 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
14S	27E	5	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
						Section Acres	80
14S	27E	32	NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	160
15S	27E	17	NE	SW		IRRIGATION	40
						Section Acres	40
						Total Acres	280

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS AN EXPANSION OF WATER RIGHTS 43-2400, 43-2554A, 43-4003B, 43-4130A, 43-4131.

15. Basis of Claim: Beneficial Use

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SD 24096

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) ARIMO CORPORATION Phone (801) 328-1600

Mailing Address 139 E SOUTH TEMPLE #310, SALT LAKE CITY UT Zip 84111

2. Date of Priority (Only one (1) per claim) June 30, 1985

3. Source of water supply (a) Ground Water
which is tributary to (b)

4. a. Location of existing point of diversion is: Township 15S Range 27E Section 6,
SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, B.M., County of Cassia

Additional points of diversion if any: See water right #'s 43-2400, 43-2554A, 43-4003B,
43-4130A and 43-4131

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section, 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section, 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. See water right #'s 43-2400, 43-2554A,
43-4003B, 43-4130A and 43-4131

RECEIVED

JUL 5 2001

Department of Water Resources
Southern Region

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 5.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N/A

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See Instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
14S	27E	32													40	40	40	40	160
15S	27E	5	40	40															80
15S	27E	17								40									40

Total number of acres irrigated 280

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

12. Do you own the property listed above as place of use? Yes X 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.
See listing of water rights shown below or None ()

14. Remarks: This is an expansion claim for water right #'s 43-2400, 43-2554A, 43-4003B,
43-4130A and 43-4131

Last Name Arum Ident No 43-13077

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments TWO

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PRESIDENT
Title
of ARIMO CORPORATION , that I have signed the foregoing
Organization
document in the space below as PRESIDENT of ARIMO CORPORATION
Title Organization

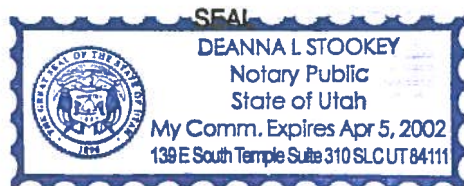
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent ARIMO CORPORATION
BY: Christopher F. Robinson

Title and Organization PRESIDENT, ARIMO CORPORATION Date 7-2-01

State of Idaho/or UTAH)
County of SALT LAKE) SS.

Subscribed and sworn (or affirmed) before me this 2ND day of JULY 2001



Notary Public Deanna L. Stookey

Residing at Salt Lake

My Commission Expires 4-5-02

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Arino Ident. Number 43-13077

7-3-78

USDA

40 16031 178

ARIIMO CORPORATION
Attachment to:
Notice of claim to a Water
Right

3

3

3

018001



SE $\frac{1}{4}$ Section
32, T. 14S
R. 27E,
B.M.
NE $\frac{1}{4}$, Section 5,
T. 15S, R. 27E,
B.M.

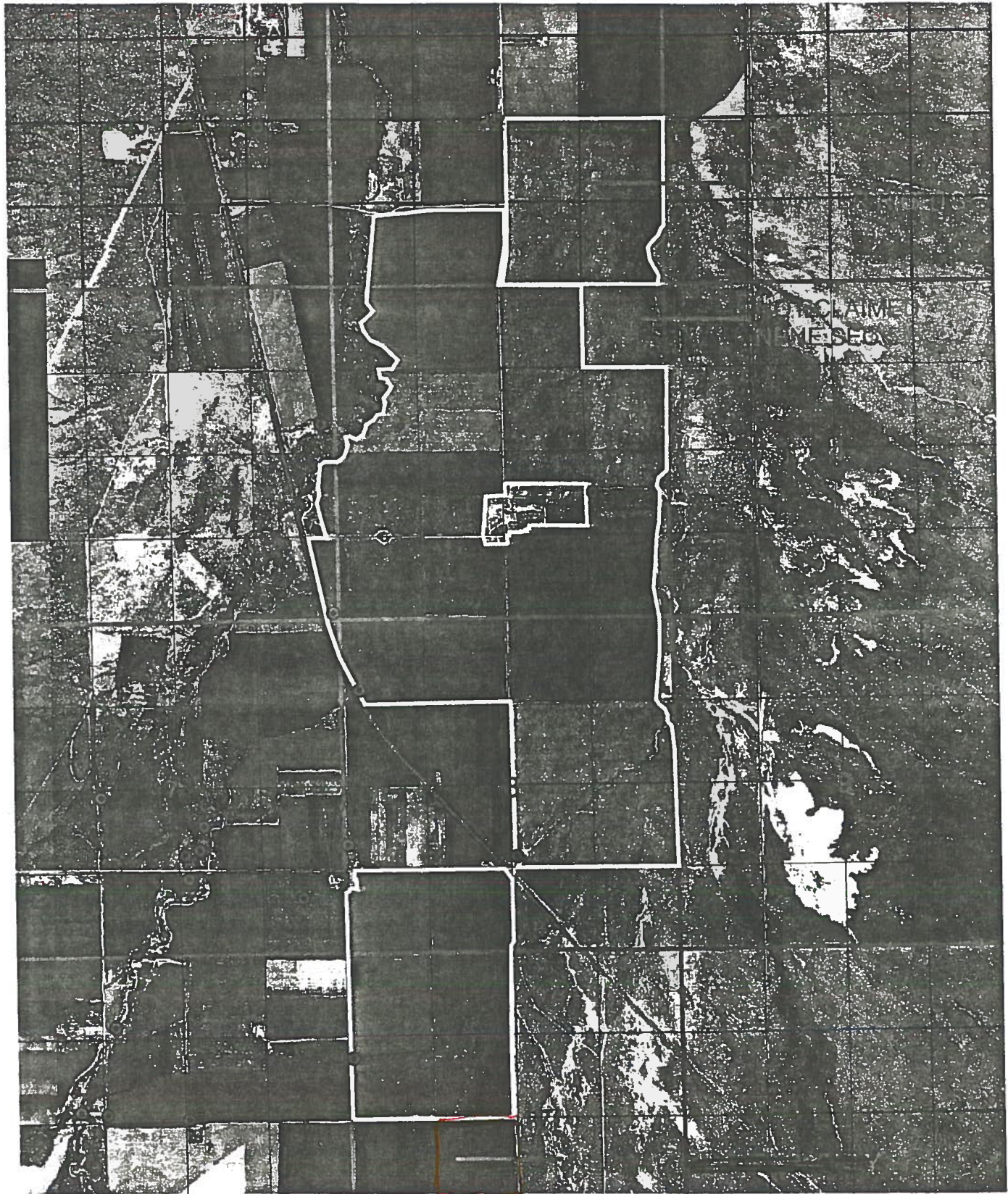
ARIIMO 43-13077

FYI

ARIMO CORPORATION

T15S, R27E

ATTACHMENT TO NOTICE OF CLAIM



NEsw Section 17, T. 15, R. 27E,
1987 NAPP AERIAL PHOTOGRAPHY ^{B.M.}
PREPARED BY V. HANCOCK

07/06/2001

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

RIGHT NUMBER: 43-13077

NAME AND ADDRESS: ARIMO CORPORATION
ATTN: CRISTOPHER F ROBINSON
139 E SOUTH TEMPLE #310
SALT LAKE CITY, UT 84111

SOURCE: GROUND WATER

QUANTITY: 4.84 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.21 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 3917.5 AF. COMBINED RIGHT
NOS.: 43-2400, 43-2554A, 43-4003B, 43-4130A, 43-4131, 43-
13077.

PRIORITY DATE: 06/30/1985

POINT OF DIVERSION:	T15S R27E S6	SESESE	Within CASSIA County
	T15S R27E S8	NWNW	Within CASSIA County
	T15S R27E S8	SWNWSE	Within CASSIA County
	T15S R27E S17	NWSWNW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	4.42 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>						
T14S R27E S32		SWSW	18	T14S R27E S32	SESW	36
T14S R27E S32		NESE	40	T14S R27E S32	NWSE	35
T14S R27E S32		SWSE	37	T14S R27E S32	SESE	36
T15S R27E S17		NENW	38	T15S R27E S17	NWNW	40
T15S R27E S17		SWNW	39	T15S R27E S17	SESW	38
T15S R27E S17		NESW	38	T15S R27E S5	LOT 1 NENE	34
T15S R27E S5	LOT 2	NWNE	40	T15S R27E S5	SWNE	40
T15S R27E S5		SENE	39	T15S R27E S5	LOT 3 NENW	40
T15S R27E S5	LOT 4	NWNW	20	T15S R27E S5	SWNW	21
T15S R27E S5		SESW	39	T15S R27E S5	NESW	36
T15S R27E S5		NWSE	19	T15S R27E S5	SWSW	40
T15S R27E S5		SESE	32	T15S R27E S5	NESE	36
T15S R27E S6		SESE	9.7	T15S R27E S6	SWSE	40
T15S R27E S8		NENE	33	T15S R27E S6	NESE	6.9
T15S R27E S8		SWNE	39	T15S R27E S7	NENE	1.3
T15S R27E S8		NENW	40	T15S R27E S8	NWNE	40
T15S R27E S8		SWSW	38	T15S R27E S8	SENE	38
T15S R27E S8		NESE	40	T15S R27E S8	NWNW	37
				T15S R27E S8	SESW	39
				T15S R27E S8	NWSE	38

1350.9 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1351 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-089, 43-090, 43-201, 43-202, 43-203, 43-204, 43-206, 43-2358, 43-2400, 43-2554A, 43-4003B, 43-4130A, 43-4131, 43-13076, 43-13077.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 242 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

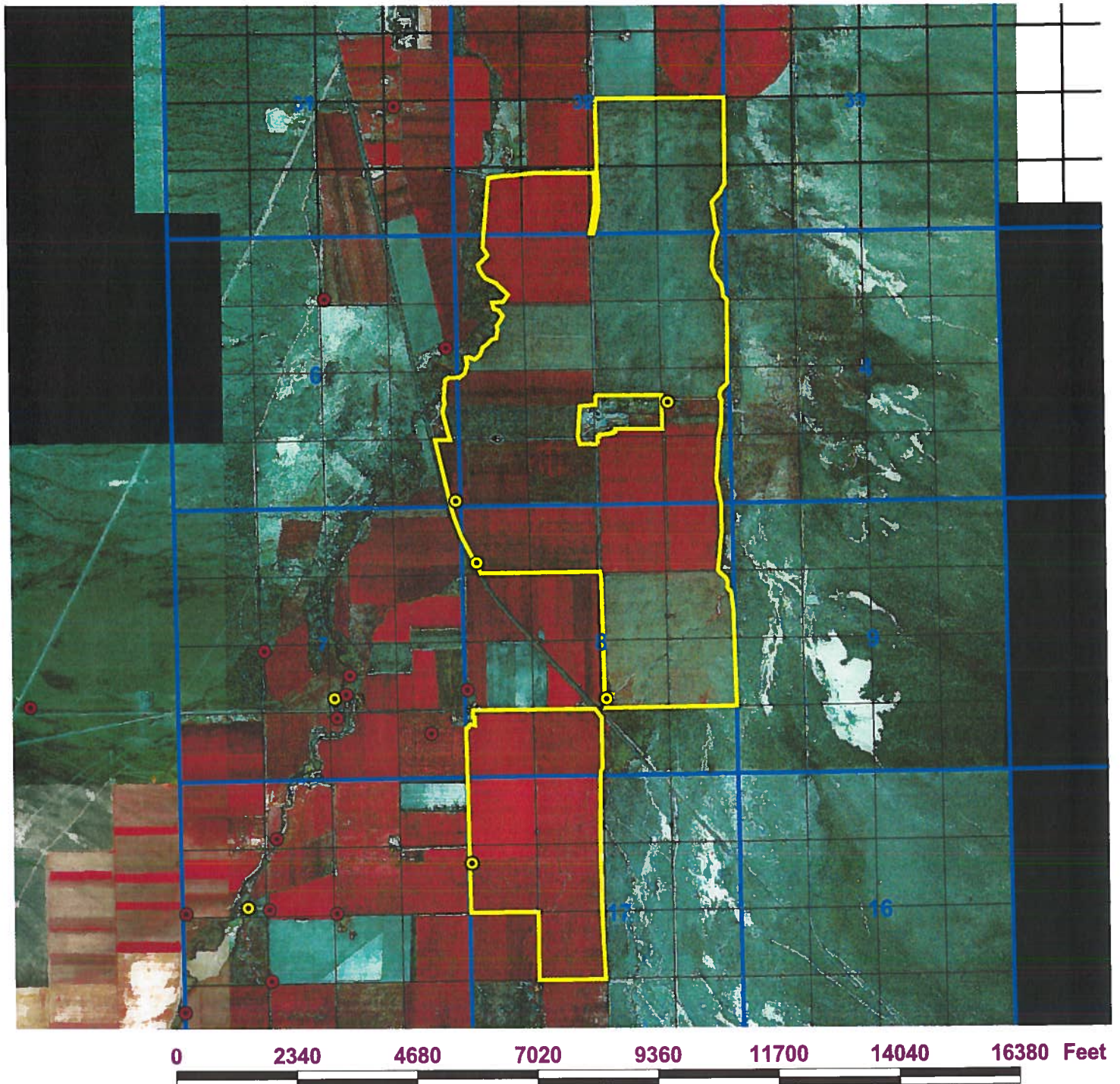
THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 43-2400, 43-2554A, 43-4003B, 43-4130A, 43-4131 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Idaho Department of Water Resources

RIGHTS: 43-089, 43-090, 43-201, 43-202,
43-203, 43-204, 43-2358, 43-2400, 43-2554A,
43-4003B, 43-4130A 43-4131, 43-13076, 43-13077

RECOMMENDED PLACE OF USE
TWP 14S, RNG 27E
TWP 15S, RNG 27E
Data entry on July 6, 2001



○ RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES



GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
PREPARED BY VIKIE HANCOCK



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 13, 2001

Christopher F. Robinson
139 East South Temple #310
Salt Lake City, UT 84111

RE: Snake River Basin Adjudication (SRBA)
New Claims - C Bar Cattle Company 43-13074 & 43-13075
New Claims - Arimo Corporation 43-13076 & 43-13077

Dear Mr. Robinson,

Enclosed please find copies of the above new claims. I have included the Notice of Claim as filed, as well as my proposed Recommendation of each.

The priority date of Raft River enlargement claim 43-13075, C Bar Cattle Company, was advanced from 1950 to 1976. This was determined by reviewing 1976 aerial photos in our files that showed irrigation on the 88 acres in question. No irrigation was apparent there in 1968 aerial photos. The priority date of enlargement claim 43-13076, Arimo Corporation, was advanced from 1950 to 1978, as that was the earliest documented irrigation use on the 200 acres claimed for that right. Also note the combined limits for diversion rate from Raft River on both recommendations.

The ground water expansion claims, 43-13074 and 43-13076, increased the number of acres within the permissible place of use for both properties, with no increase in diversion rate or volume of water. In the event that it becomes necessary to decrease acres irrigated from ground water in order to achieve a balance in the Raft River aquifer, a permissible place of use gives the land owner flexibility in choosing which acres will not be irrigated to comply with the curtailment of junior rights.

Please review the water right recommendations, as well as the revised GIS maps also included, and contact me if you have any concerns. You will be receiving additional copies of all your recommendations when they are submitted as part of our Director's Report to the Court. Thank you for your cooperation in the SRBA.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent
Southern Regional Office, Twin Falls

Kang 27E

1978 ASGS PHOTO



THIS

THIS

N

Hancock, Vikie

From: Hancock, Vikie
Sent: Monday, July 02, 2001 12:56 PM
To: 'crobinson@theensigngroup.com'
Subject: RE: Water Rights

Chris -

I obviously do not do my best at remembering specific claims analysis while on the phone, nor unfortunately do my best thinking and communicating.

You were right in that there was something amiss in my statement that the entire 1,133 acre polygon for Arimo place of use had water rights from Raft River. There are really only 520 acres of irrigation from RR on your place of use, as a tally of those individual rights shows, and my statement in the letter dated June 22, 2000 should have read: ...all 1,133 acres have water rights for irrigation from ground water or Raft River. This is correct because the 40 acre tract in the NWNE Sec 5, while having no historical ground water right, has an old decreed right from RR. The reason for the disparity between 40 and 21 acres of GW deficit occurs on your claims because in some cases more acres were licensed than were found to be irrigated in 1987. Examples are the NWSE Sec 5 (licensed for 35 found 19 irrigated) and the S1/2 SW Sec 8 & NW1/4 Sec 17 (licensed for 235 found 231). Instead of insisting that the original acres were forfeited, the balance was assumed to have been moved to other areas and allowed under the accomplished transfer statutes, if it occurred prior to 1987. In this case, an older aerial photo indicated that some of the NWNE of Section 5 may have possibly been irrigated by both ground water and Raft River at some point prior to 1987. If I had separated the Raft River rights and the GW rights into different polygons, the groundwater polygon could have included about half of the NWNE Sec 5 and been an area of 1112 acres. The Raft River polygon would have included all the NWNE of 5 but nothing in Sec 17 and only 80 acres in Section 8, etc.

As you said, the more important issue is the filing of an expansion claim. If you find evidence of groundwater irrigation in the north as you hoped, the balance of the NWNE Sec 5 may also be indicated, and if so this 21 acres included in the expansion claim.

Vikie

-----Original Message-----

From: crobinson@theensigngroup.com [mailto:crobinson@theensigngroup.com]
Sent: Saturday, June 30, 2001 4:11 PM
To: vhancock@idwr.state.id.us
Cc: Douglas FREESTONE; Gregg SIMONDS
Subject: Water Rights

Vikie,

I've reviewed your letter of June 22, 2001, indicating the revisions you've made to your recommendations regarding C Bar, Arimo Corp, and Construction Inc.'s water rights. I can appreciate that it took some serious time and effort to produce, for which I thank you.

Now that you've given me the acreage and legal descriptions of the lands for the expansion claims for both Arimo and C Bar, I was wondering how I

go

about actually filing such forms. Do you have some electronic format of the forms that you could email to me or hard copies that you could fax (801-328-1616)? I will be leaving town from July 4th through July 10th, and would like to get this wrapped up before leaving.

I was a little surprised to see that you've eliminated from our "valid" water rights the SE1/4 of Section 32, T. 14 S, R. 27 E, BM. I am planning

on going to the aerial photo lab here in SLC on Monday to build the case for getting an expansion claim on that portion of Section 32 and on the NENE of Section 5, T. 15 S, R. 27 E., BM. Where is the 21 acre difference

on the Arimo property between what has Raft River rights and what has underground rights (1,133 acres vs. 1,122 acres, respectively)? I would also like to file an expansion claim on those acres as well.

When is the immovable deadline for getting all of this done? Also, what is the best way to get our points of diversion and places of use updated to reflect the Brian Hansen transaction, the pivots, and these expansion claims.

Please give me a call on Monday to discuss. The best number to reach me on is 801-599-4397.

Thanks,

Chris Robinson