

01/30/2006

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

RIGHT NUMBER: 22-2159

NAME AND ADDRESS: LYLE J ROBISON
8995 S 400 W
REXBURG ID 83440

EL

LEE RAYE J ROBISON
8995 S 400 W
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.540 CFS
94.50 AFY

PRIORITY DATE: 03/22/1955

POINT OF
DIVERSION: T04N R40E S8 NESWSW Lot 2 Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.540 CFS

94.50 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T04N R40E S08 NWSW 27.00

27 ACRES TOTAL $\times 3.5 = 94.5 \text{ AF}$

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

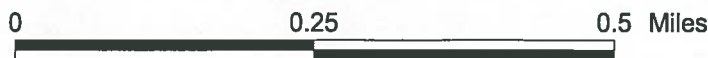
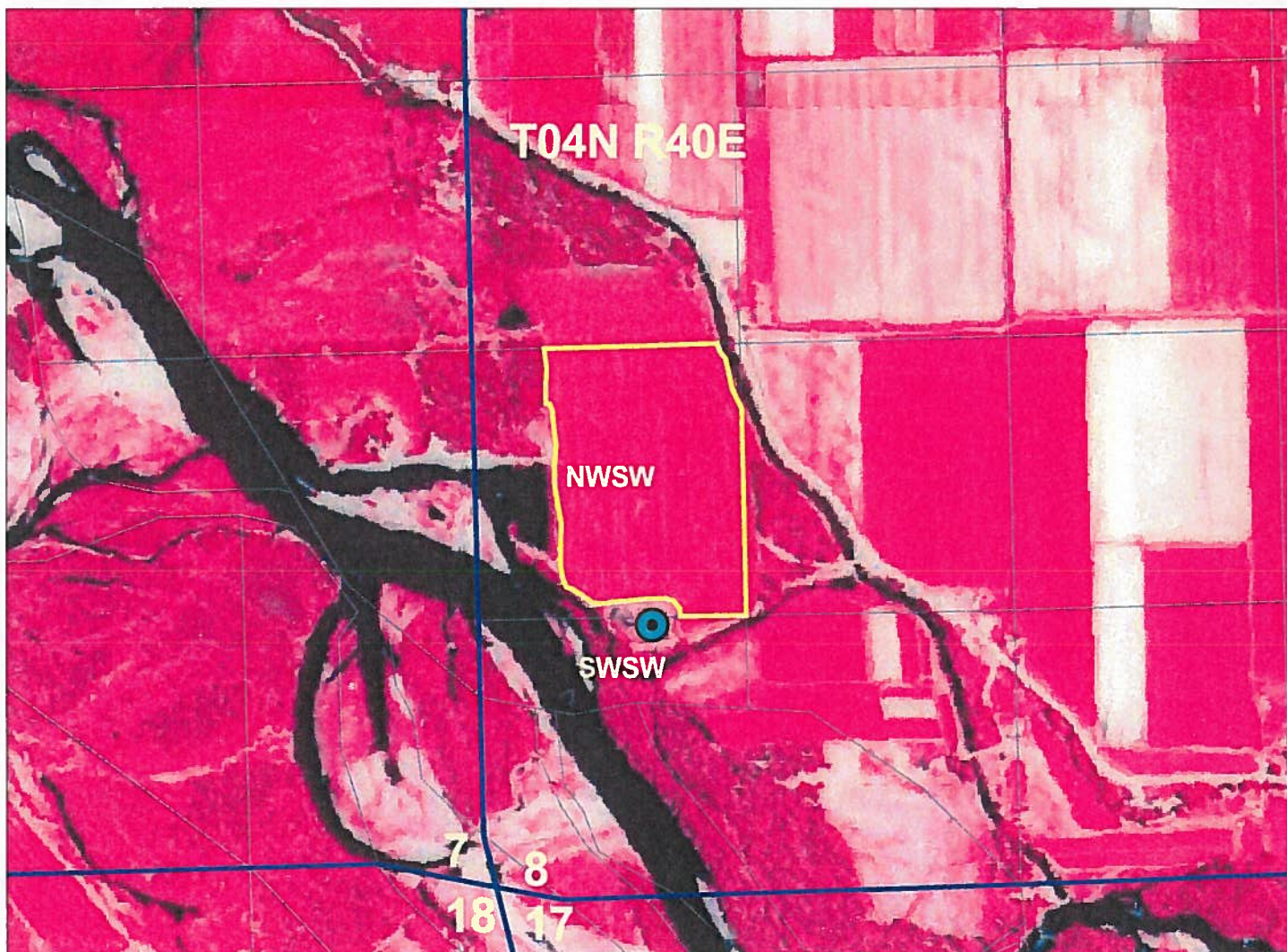
3.5 AF/AC



Department of Water Resources

Eastern Region

Claim No.: 22-2159



-  Point of Diversion
-  Place of Use
-  Township/Range
-  Sections
-  QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: December 2005

Water Right No(s). A 22-02159

GPS Data - 2678748
1389813

GPS File -
22215F

GPS DATA:

Tag # NO Tag Location: _____

Diversion Data:

Source: Conduent (Sump hole) Trib to: Snake River

MOTOR 80 hp Tractor
Make: _____ Model: _____ Hp: _____
SN: _____

PUMP
Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:
System is a tractor + pump (mobile) in sump hole to sprinklers
Capl Robison has passed away but her Raye is still around. She is
in Arizona for the winter. Rick Robison runs property & I met with
him on-site. His phone is 317-5065 (cell). Rick approved P.O. & map.
Home phone - 356-9333

Field Exam Date: 12-16-05 Agent: JL. Jones



A22-02159, Looking South

T4N, R40E
Sec. 8

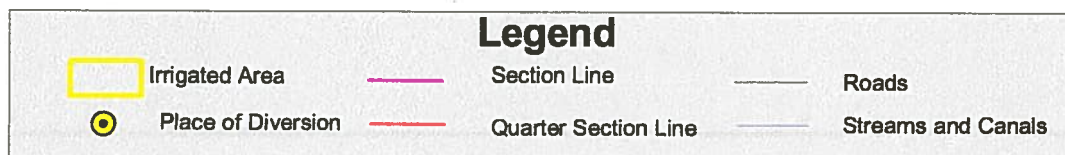
22-2159

SWSW (L2)

Snake River

Water Right Claim Number 22-02159
Township , 4N40E

06/25/2001



State of Idaho
License and Certificate of Water Right

Water License No. G-25539

Amount .54 c.f.s.

Water District No. _____

Priority March 22, 1955

THIS IS TO CERTIFY that **MARION HACKING**
of **Thornton, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **March 22**, 19 **55**; that Permit No. **G-25539**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.54 second feet, was issued thereunder on **October 30**, 19 **57**, showing that said works
were completed on the **16th** day of **March**, 19 **57**; and that on the **16th**
day of **March**, 19 **57**, **MARION HACKING**

of **Thornton**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of **subterranean**, for the purpose of **Irrigation**
, under Use Permit No. **G-25539** of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page **6165**, on the **30th** day of **October**, 19 **57**;
The right hereby confirmed dates from **March 22**, 19 **55**;

The Point of Diversion is located

In the **NW 1/4 SW 1/4**, Sec. **8**, Tp. **4 N.**, R. **40 E.**, B. M. County **Madison**

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed **.54** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	40 E.	8	NW 1/4 SW 1/4	East 60 rods 30a.	27
			Total number of acres irrigated	- - - 27	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
30th day of **October**, 19 **57**.

/s/ Mark E. Ralp

State Reclamation Engineer.

(SEAL)

22-3459

25539
2159

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33410
Permit No. G- 25539
District No.

1. Name of Applicant: MARION HACKING
Postoffice address: Route 1, Thornton County: Madison State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 0.6 or Idaho
Miners' inches 30 or gallons per minute. 1350
 - (b) Annual withdrawal in acre feet per annum 540
3. Source of water supply: Underground Waters
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section Eight
Twp. 4 N. , Rge. 40 E. , B.M., County of Madison
5. Water is to be used for: Irrigation of cultivated lands.
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Centrifugal Pump placed in the bottom of an 18 foot sump hole with a pipe leading to the ditch, powered by Farmall Tractor.
8. Estimated cost of works: \$ 1,000.00 (exclusive of tractor)
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is none years. These works have already been completed.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

MARION HACKING

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 1:00 P.M. March 22, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-25539

Recorded in Book 90 Page 25539 Approved Mar. 28, 1955

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ Completed _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before March 28, 1957

Witness my hand this 28th day of March, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 28th
day of March, 19 55

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By ROBERT E. SHYLIE
Governor

12.

Twp.	Range	Sec.	NE¼		NW¼		SW¼		SE¼		Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 N.	40 E.	8						East 60 rods of NW¼SW¼			
Permit No. G-25539											
Certificate of Completion of Works											
TO ALL WHOM IT MAY CONCERN:											
This is to certify that MARION HACKING of Thornton, County of Madison, and State of Idaho, the holder of Permit No. G-25539, issued upon Application No. G-3410 bearing date of priority of March 22, 1955, authorizing the diversion of 0.6 second feet of the waters of subterranean flow from a well County of Madison, State of Idaho, for Irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .54 second feet of the waters of subterranean flow from a well that the point of diversion of said waters NW¼SW¼ of Section 8, Township 4 North, Range 40 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 27 acres in the NW¼SW¼ of Section 8, Township 4 North, Range 40 East, B.M. Proof of Completion of Works made: March 16, 1957.											
Witness my hand this 30th day of October, A.D. 1957											
/s/ Mark R. Kulp State Reclamation Engineer											
Proof of Completion of Works made: March 16, 1957											
Certificate of Completion of Works issued: October 30, 1957.											
COPIES ISSUED FOR 54 PERMIT Page 6165-											

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-25539This proof is for Completion of Works & Beneficial Use In Water District No. _____

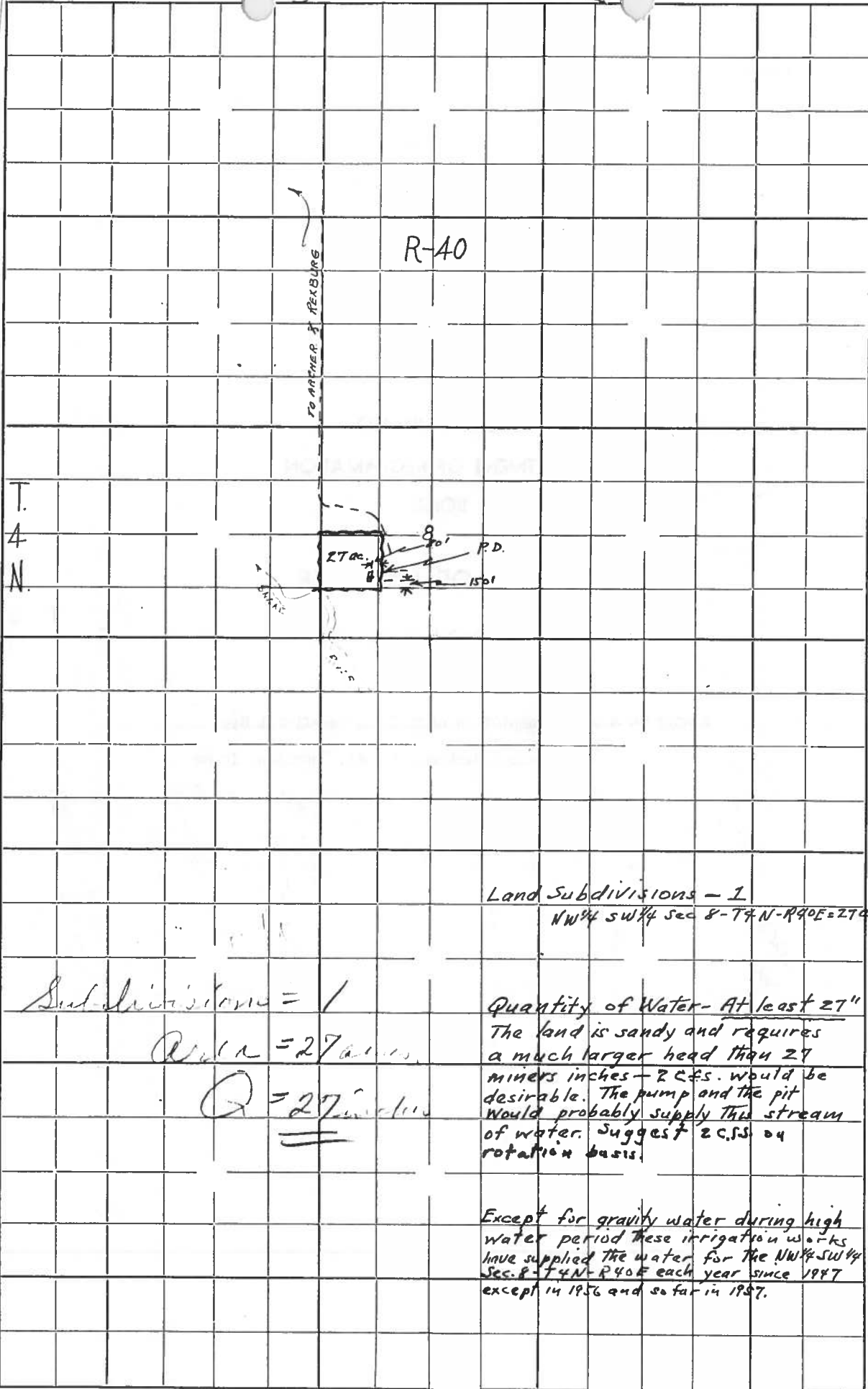
1. Name of applicant Marion Hacking
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the _____ NW 1/4 SW 1/4 of Section 8
T. 4 N. R. 40 E., B.M. County of Madison
4. Describe works as they exist, giving dimensions and capacities of same: Excavated pit 100' x 30' x 6' deep with 6' x 6' well sunk at N end to 6' greater depth.
Pump: Parma Water Lifter - 5" - Broken & removed from well for repair.
Power: Tractor which was not on the site at time of examination.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
NW 1/4 SW 1/4 of Sec. 8., Twp. 4 N., Rge. 40 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?
Remarks: The water supplying the excavated pit is said to come from seepage from higher irrigated land to N + E and not from the river as evidenced by the fact that the water level does not vary with that of Snake River, but rises as irrigation on higher land starts and continues.

This examination was made on the 16th day of July, 1957.(Signed) James H. Clark Examiner.

25539



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

B25539



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

DEC 17 1998

Department of Water Resources
Eastern Region

PHILIP E. BATT
GOVERNOR

November 5, 1998

KARL J. DREHER
DIRECTOR

LYLE J ROBISON
LEE RAYE J ROBISON
2175 E 400 N
ROBERTS ID 83444

12-9-98
response
-15

Re: Snake River Basin Adjudication (SRBA)
Water Right #A22-02159, 22-11253 & 22-11257
Change of Address

Dear Claimants:

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(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

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 and list any other water rights you may have before returning this letter by November 20, 1998. 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 right(s) 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
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Claimant Signature

Telephone No.

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: A22-02159
Date Received: 8/24/1988
Receipt No: E001693
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LYLE J. ROBISON
Address: 8995 SOUTH 400 WEST
REXBURG, ID

83440

OR

Name: LEE RAYE J. ROBISON
Address: 8995 SOUTH 400 WEST
REXBURG, ID

83440

out of service
208-356-6109

208-356-6109

A2202159



2. Date of Priority: MAR 22, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	40E	8	SE	NW	SW		MADISON

5. Description of diverting works:
SUMP HOLE, TRACTOR OPERATED PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.540		

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

8. Total consumptive use is 75.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	40E	8	NW	SW		IRR	30.0
Section Acres							30.0
Total Acres							30.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:
ANNUAL VOLUME OF 540 ACRE FEET AS ON APPLICATION FOR PERMIT
G33410/22-02159

15. Basis of Claim: LICENSE
Water Right Number: 25539

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

Number of attachments: -1-

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lyle J. Fabson Date: aug 24 - 88
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of August 19 88

Carter Fritschle
Notary Public

Seal

Residing at Eagle, Id
My Commission Expires 3-21-94



A22-02159

T 4N
R 40E

5/19/05

PM0100 - PARCEL MASTER INQUIRY

10:54:23

PARCEL: RP 04N40E080009 A

ROBISON LEE RAYE ET VIR
ROBISON RON

F17=DD F23=AG
LEGAL DESCRIPTION
TAX 27
08-04-40

1949 E WASATCH BLVD

CODE AREA	3-0000	OWNER CD	
PARC TYPE		LOC CODE	
EFFDATE		EXPDATE	
PREV PARCEL			

CAT	RY	QUANTITY	UN	VALUE	HO	MRKT	HO	EXMP	CB	MRKT	OTHER
1	2002	35000	AC	10909							
19	2002	1600	AC								

TOTALS 36600 10909

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG A
F8=CT F13=TM F18=HS F20=Scch F22=EU

801-495-0351

5/19/05

PMO100 - PARCEL MASTER INQUIRY

10:54:30

PARCEL: RP 04N40E084065 A

ROBISON LEERAYE ET VIR
ROBISON RON

F17=DD F23=AG
LEGAL DESCRIPTION
S2 S2 SW4 NW4 LESS TAX
6 & 28; S 45 RODS OF W
20 RODS NW4 SW4;
+

1949 E WASATCH BLVD

CODE AREA 3-0000 OWNER CD
PARC TYPE LOC CODE
EFFDATE EXPDATE
PREV PARCEL

SANDY UT 84092

CAT	RY	QUANTITY	UN	VALUE	HO	MRKT	HO	EXMP	CB	MRKT	OTHER
1	2002	30000	AC	8111							
5	2002	3000	AC	165							
19	2002	2000	AC								

TOTALS 35000 8276

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG A
F8=CT F13=TM F18=HS F20=Strch F22=EU

ENTER NEXT PARCEL NUMBER RP

5/19/05

PMO100 - PARCEL MASTER INQUIRY

10:54:35

PARCEL: RP 04N40E087501 A

ROBISON LEERAYE ET VIR
ROBISON RON

F17=DD F23=AG
LEGAL DESCRIPTION
W2 SE4 SE4;
SW4 NE4 SE4 LESS
TAX 20

+

1949 E WASATCH BLVD

CODE AREA 3-0000 OWNER CD
PARC TYPE LOC CODE
EFFDATE EXPDATE
PREV PARCEL

CAT	RY	QUANTITY	UN	VALUE	HO	MRKT	HO	EXMP	CB	MRKT	OTHER
1	2002	24000	AC	7824							
19	2002	650	AC								

TOTALS 24650 7824

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG A
F8=CT F13=TM F18=HS F20=Stch F22=EU

ENTER NEXT PARCEL NUMBER RP