

11/09/2006

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

RIGHT NUMBER: 22-13517

NAME AND ADDRESS: KATHRYN ROBINSON
PO BOX 15
NEWDALE ID 83436

LARID DEE ROBINSON
PO BOX 15
NEWDALE ID 83436

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.670 CFS
1,074.50 AFY

PRIORITY DATE: 04/25/1966

POINT OF DIVERSION:

T06N R41E S14 SENESW Within MADISON County

T06N R41E S14 SWSWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	2.670 CFS 1,074.50 AFY

PLACE OF USE: IRRIGATION in MADISON County

T06N R41E S14	NESW	39.00	T06N R41E S14	NWSW	35.00
T06N R41E S14	SWSW	34.00	T06N R41E S14	SESW	39.00
T06N R41E S14	NESE	40.00	T06N R41E S14	NWSE	40.00
T06N R41E S14	SWSE	40.00	T06N R41E S14	SESE	40.00
T06N R41E S23	NENE	40.00	T06N R41E S23	NWNE	39.00
T06N R41E S23	SWNE	33.00	T06N R41E S23	SENE	40.00
T06N R41E S23	NENW	31.00	T06N R41E S23	NWNW	39.00
T06N R41E S23	SWNW	39.00	T06N R41E S23	SENW	30.00
T06N R41E S23	NESW	40.00	T06N R41E S23	NWSW	39.00
T06N R41E S23	SWSW	39.00	T06N R41E S23	SESW	39.00
T06N R41E S23	NESE	39.00	T06N R41E S23	NWSE	39.00
T06N R41E S23	SWSE	39.00	T06N R41E S23	SESE	39.00

911 ACRES TOTAL

This right is limited to the irrigation of 307 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 911 acres in a single irrigation season. Combined Right Nos.: 22 7051, 22-7374, 22-13517

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

This right is a split from former right 22-2271A.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

11/09/2006

RECEIVED

FEB 12 2007

Department of Water Resources
Eastern Region

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:

Water right number: 22-13517

KATHRYN ROBINSON
PO BOX 15
NEWDALE ID 83436
Telephone Number: (208)458-4359

LARID DEE ROBINSON
PO BOX 15
NEWDALE ID 83436
Telephone Number: (208)458-4359

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:

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

DATE: Feb 9 2007 SIGNATURE: Larid Dee Robinson

Please print your name: Larid Dee Robinson

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

09/26/2006

NOTICE OF ERROR

REPLY

RECEIVED
OCT 23 2006

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:

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Telephone Number: (208)458-4359

LARID DEE ROBINSON
PO BOX 15
NEWDALE ID 83436
Telephone Number: (208)458-4359

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: *I would like to have water rights 22-7374 and 22-7051 allocated to the land watered under this water right*
3. Give a brief explanation as to why you disagree with these portions: *Both Pumps are connected to a single main line THAT waters my Total Farm*

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

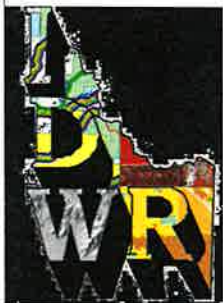
DATE: Oct 20, 2006 SIGNATURE: Larid Dee Robinson

Please print your name: Larid Dee Robinson

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED
OCT 30 2006
Department of Water Resources
Eastern Region

*kmj
10/30*



Idaho Department of Water Resources

SRBA Recommendation:

22-7051

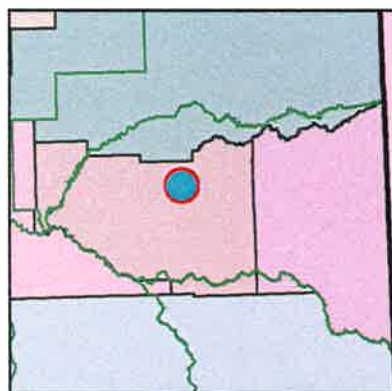
22-7374

22-13517

(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Madison County
IDWR Basin 22



0 0.7 1.4 Miles

Prepared by T. Galbraith
On Thursday, November 9, 2006
1987/88 Aerial Photography



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 9, 2006

Larid Dee Robinson
PO Box 15
Newdale ID 83436

RE: Change to Preliminary Director's Report **22-7051, 22-7374, 22-13517**

Dear **Mr. Robinson**

The purpose of this letter is to notify you the Preliminary Director's Report you previously received for the above referenced claims have been changed. A printout of the new Preliminary Director's Reports are included for your records.

The notices of error and new claims received subsequent to the mailing of the Preliminary Director's Report caused us to re-examine the recommendations involving the above water rights. The recommendation has been changed to more accurately reflect the point of diversions for these claim.

If you have questions or wish to schedule an appointment please call me at the above number.

Respectfully,

Trent Galbraith
Water Agent
Adjudication Bureau

Enclosure

Amended Preliminary Directors Reports



Idaho Department of Water Resources

SRBA Recommendation:

22-13517

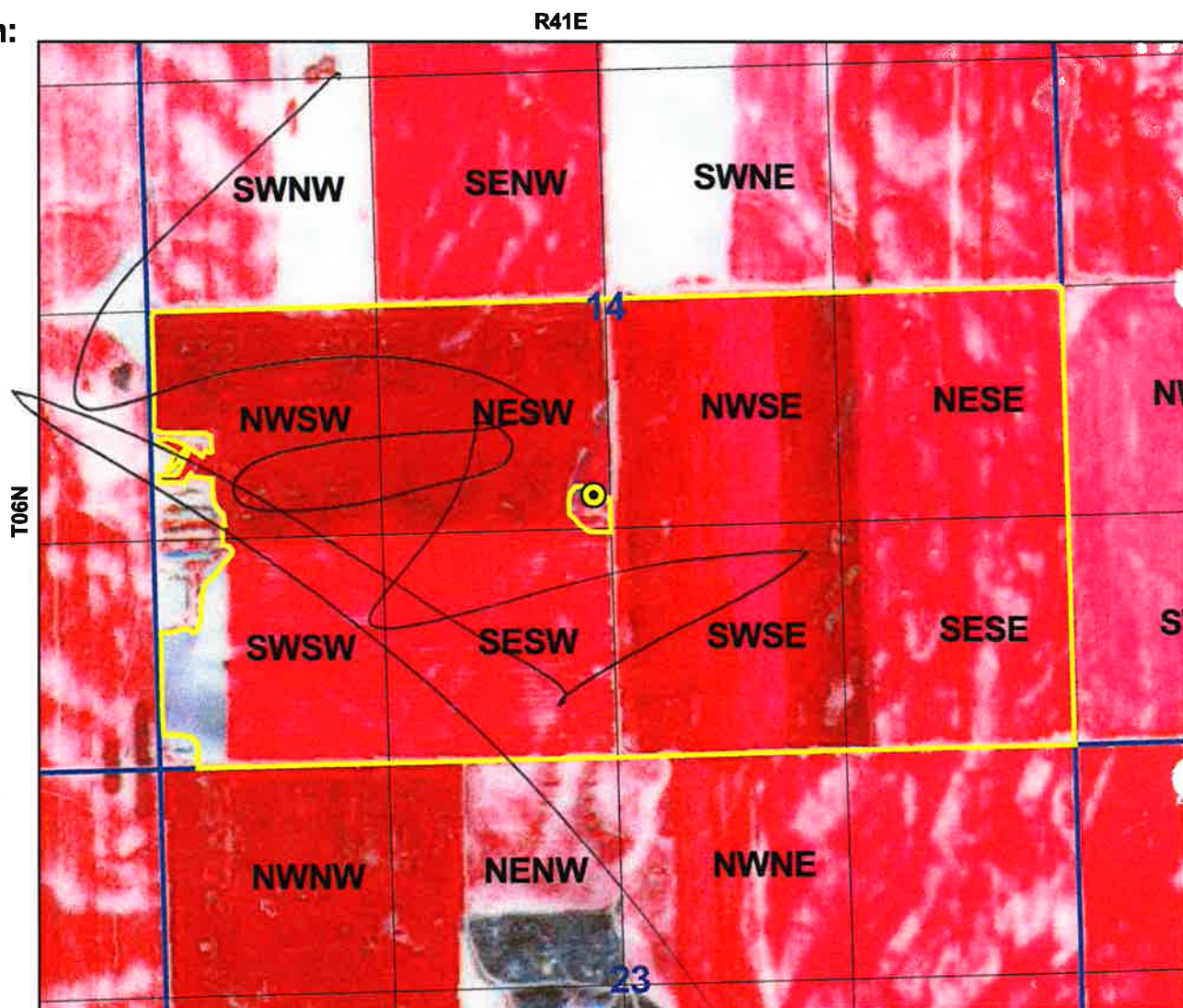
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Madison County
IDWR Basin 22



0 0.4 0.8 Miles

Prepared by T. Galbraith
On Tuesday, September 26, 2006
1987/88 Aerial Photography

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

RECEIVED

JAN 30 2006

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

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 (under the "split" heading), 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
	A22-22714	X			

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) is 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)

Wallace Robinson
P.O. Box 126, Newdale, ID

- ☒ 4. New Owner/Claimant(s)

Larid Dee Robinson or Kathryn L. Robinson

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

PO Box 15

City, State and ZIP Code

Newdale, Idaho 83436

New Telephone Number

(208) 458-4359

- ☒ 5. Date you acquired the property

March 12, 1979

field exam
 notes in 22-13516

10/15/1982

REAL ESTATE SALE CONTRACT

THIS CONTRACT is a written statement of a previously made and partially performed oral agreement among LUCINE O. HOWARD, WANDA J. HOWARD, WALLACE C. ROBINSON and BELVA J. ROBINSON, all of Fremont County, Idaho, hereinafter referred to collectively as "Seller", and LARID DEE ROBINSON and KATHRYN L. ROBINSON of Fremont County, Idaho, hereinafter designated "Buyer",

WITNESSETH:

Seller agrees to sell to Buyer on performance of the agreements of Buyer as hereinafter set forth, and to convey or cause to be conveyed by the legal owner or owners thereof, by good and sufficient Warranty Deed, free and clear of all liens and encumbrances, excepting any lien or encumbrance that may have attached by reason of any act, deed or omission of the said Buyer, and excepting any lien or encumbrance to which this agreement is expressly made subject, the following described real property, to-wit:

The South Half (S $\frac{1}{2}$) of Section 14, Township 6 North, Range 41, EBM, Madison County, Idaho.

LESS the following described real property: Beginning at the Southwest Corner of Section 14, Township 6 North, Range 41, EBM; thence North 1700 feet along the West section line of said section; thence East in a line parallel to the South section line of said section a distance of 350 feet; thence South in a line parallel to the West section line of said section to the South section line of said section; thence West along the South section line of said section to the Southwest Corner of said section.

ALSO LESS the following described real property: Beginning at the Southeast Corner of Section 14, Township 6, North, Range 41, EBM; thence West along the South section line of said section a distance of 100 feet; thence North in a line which is parallel to

made and partially performed oral agreement among LUCINE O. HOWARD, WANDA J. HOWARD, WALLACE C. ROBINS and BELVA J. ROBINSON, all of Fremont County, Idaho, hereinafter referred to collectively as "Seller", and LARID DEE ROBINSON and KATHRYN L. ROBINSON of Fremont County, Idaho, hereinafter designated "Buyer",

WITNESSETH:

Seller agrees to sell to Buyer on performance of the agreements of Buyer as hereinafter set forth, and to convey or cause to be conveyed by the legal owner or owners thereof, by good and sufficient Warranty Deed, free and clear of all liens and encumbrances, excepting any lien or encumbrance that may have attached by reason of any act, deed or omission of the said Buyer, and excepting any lien or encumbrance to which this agreement is expressly made subject, the following described real property, to-wit:

The South Half ($S\frac{1}{2}$) of Section 14, Township 6 North, Range 41, EBM, Madison County, Idaho.

320

LESS the following described real property: Beginning at the Southwest Corner of Section 14, Township 6 North, Range 41, EBM; thence North 1700 feet along the West section line of said section; thence East in a line parallel to the South section line of said section a distance of 350 feet; thence South in a line parallel to the West section line of said section to the South section line of said section; thence West along the South section line of said section to the Southwest Corner of said section. -13.91

ALSO LESS the following described real property: Beginning at the Southeast Corner of Section 14, Township 6, North, Range 41, EBM; thence West along the South section line of said section a distance of 100 feet; thence North in a line which is parallel to the East section line of said section a distance of 100 feet; thence East in a line which is parallel to the South section line of said section a distance of 100 feet; running thence South along the East section line of said section to the POINT OF BEGINNING. -1.23

305.86

STATE OF IDAHO)
) ss.
County of Madison)

On this 12th day of March, 1979, before me, the undersigned, a Notary Public in and for said state, personally appeared LUCINE O. HOWARD, WANDA J. HOWARD, WALLACE C. ROBINSON and BELVA J. ROBINSON, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(seal)

Margie S. Chantrell
Notary Public for Idaho
Residing at St. Anthony, Idaho
My Commission Expires: 1-28-81

STATE OF IDAHO)
) ss.
County of Madison)

On this 12th day of March, 1979 before me, the undersigned, a Notary Public in and for said state, personally appeared LARID DEE ROBINSON and KATHRYN L. ROBINSON known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(seal)

Margie S. Chantrell
Notary Public for Idaho
Residing at Rexburg, Idaho

ALLIANCE TITLE & ESCROW
P.O. BOX 782
REXBURG, ID 83440

WARRANTY DEED

Order No. 3040111494-L

FOR VALUE RECEIVED

The Walters Family Limited Partnership Newdale

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

LOR Laird D. Robinson and Kathryn L. Robinson, husband and wife

whose current address is

the grantee(s), the following described premises, in Madison County, Idaho, TO WIT:

Tract 1: Township 6 North, Range 41 East, Boise Meridian, Madison County, Idaho.
Section 14: SW 1/4 Less: Beginning at a point 700 feet South of the Northwest corner of the Southwest Quarter, and running thence South 300 feet; thence East 350 feet; thence North 300 feet; thence West 350 feet to the point of beginning. Also Less: Commencing at a point 1000 feet South of the Northwest corner of the Southwest Quarter and running thence South 940 feet; thence East 350 feet; thence North 940 feet; and thence West 350 feet to the point of beginning. Also Less: Beginning at the Southwest corner of the Southwest Quarter and running thence North 40 feet, thence East 144 feet, thence South 40 feet; thence West 144 feet to the point of beginning. Also Less: Beginning at a point 40 feet North of the Southwest corner of the Southwest Quarter, and running thence East 144 feet; thence South 40 feet, thence East 234 feet, thence North 270 feet, thence West 378 feet, thence South 230 feet to the point of beginning. Also Less: Commencing at the Southeast corner of said section, and running thence North 50 feet, thence West 150 feet, thence South 50 feet, thence East 150 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated:

Dec. 31, 2001

Harold Walters

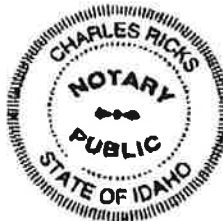
State of Idaho

County of Madison

)
) ss.
)

On this 31 day of December 2001, before me, a Notary Public in and for said state, personally appeared known or identified to me to be the partner(s) that executed the foregoing instrument, and acknowledged to me that executed the same in said Partnership name.

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



Charles Ricks

Notary Public for the State of Idaho

Residing at Super City

Commission Expires Oct 17 2003

Instrument # 293346

REXBURG, MADISON, IDAHO

2002-01-08

04:48:00

No. of Pages: 1

Recorded for: ALLIANCE TITLE & ESCROW

MARILYN R. RASMUSSEN

Fee: 3.00

Ex-Officio Recorder Deputy

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 22-13517
Date Received: 7/13/1988
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

LARID DEE ROBINSON Phone: (208)458-4359
PO BOX 15
NEWDALE ID USA 83436

KATHRYN ROBINSON Phone: (208)458-4359
BOX 15
NEWDALE ID USA 83436

2. Date of Priority: 04/25/1966

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	41E	14	NE SW	MADISON	

5. Description of diverting works:

WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	2.68	

7. Total Quantity Appropriated is:
2.68 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
06N	41E	14	NE	SW		IRRIGATION	37
			NW	SW		IRRIGATION	37
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	39
			NW	SE		IRRIGATION	37
			SW	SE		IRRIGATION	39
			SE	SE		IRRIGATION	39
						Section Acres	308
						Total Acres	308

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:

14. Remarks:

SPLIT INTO 22-2271C & 22-2271D BY TRANS. 2846.
THIS CLAIM REFLECTS THE DATA IN 22-2271C.

This right is a split from former right 22-2271A.

15. Basis of Claim: License