

11/13/2006

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

RIGHT NUMBER: 24-2000B

NAME AND ADDRESS: ROBINSON FAMILY LTD PARTNERSHIP
1856 S 180 W
OREM UT 84053

SOURCE: TINCUP CREEK

TRIBUTARY: SALT RIVER

QUANTITY: 2.850 CFS

PRIORITY DATE: 04/15/1931

POINT OF DIVERSION:

T05S R46E S10 SWNNW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.850 CFS

PLACE OF USE: IRRIGATION in CARIBOU County

T05S R46E S03	NESW	3.30	T05S R46E S03	NWSW	19.00
T05S R46E S03	SWSW	40.00	T05S R46E S03	SESW	7.10
T05S R46E S04	NESE	3.00	T05S R46E S04	SESE	31.00
T05S R46E S09	NENE	16.00	T05S R46E S10	NENW	3.90
T05S R46E S10	NWNW	19.00			

142.3 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



Idaho Department of Water Resources

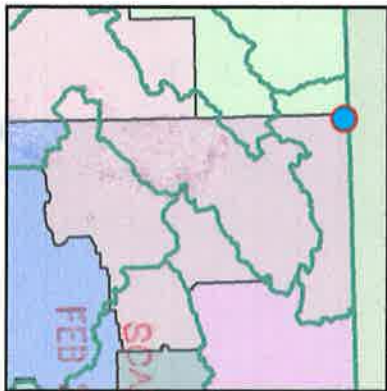
SRBA Recommendation:

24-2000B

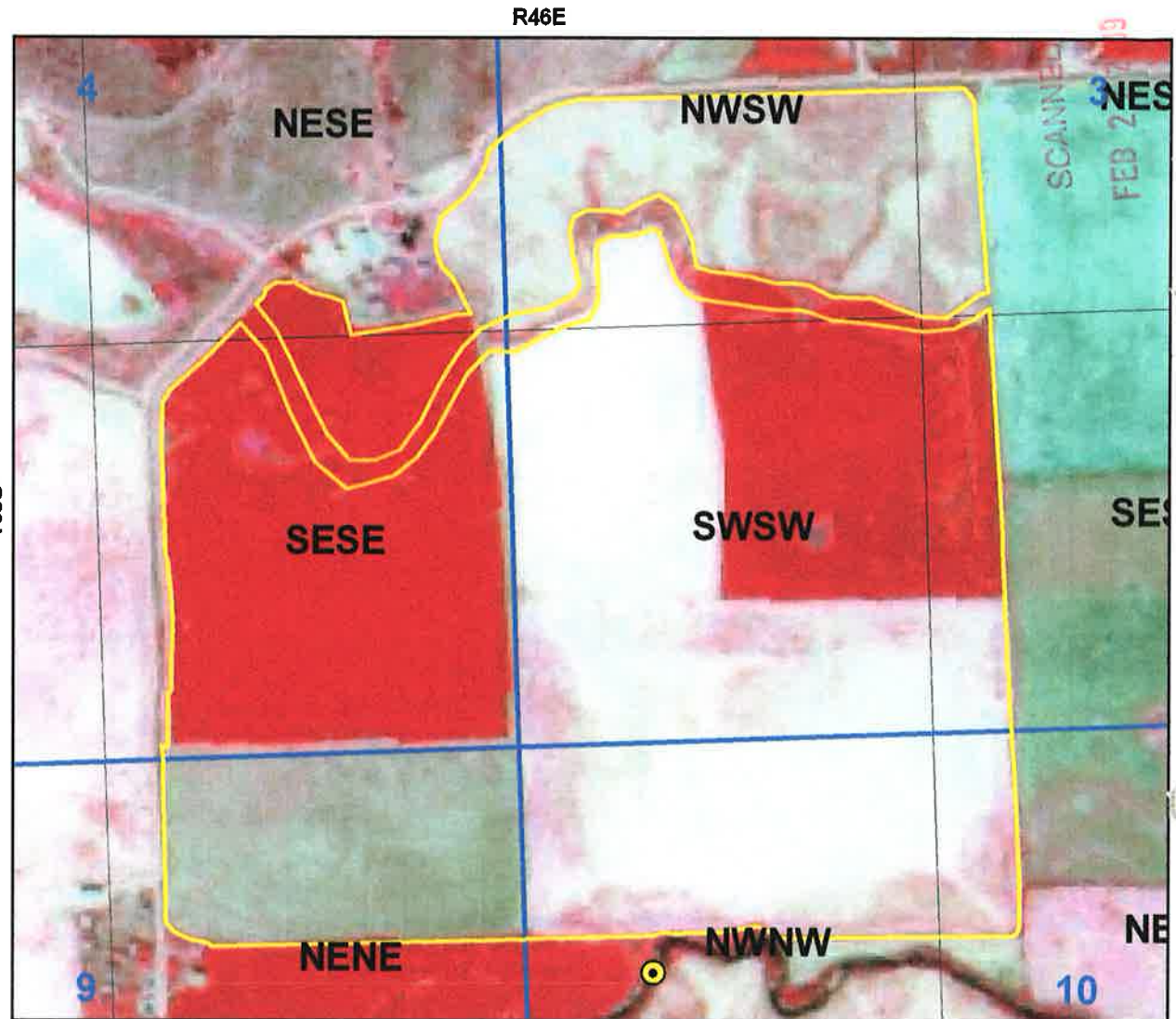
(Irrigation)

Legend

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



Caribou County
IDWR Basin 24



0 0.2 0.4 Miles

Prepared by C. Bird
On Monday, November 13, 2006
1987/88 Aerial Photography

December 11, 2006

Cindy E. Bird
Department of Water Resources
15 W. Center St.
Soda Springs, ID 83276

Subject: Number of irrigated acres

Dear Cindy,

In your letter of December 4, 2006, you stated that the adjudication process looks at what occurred on a piece of property prior to November 19th, 1987.

I am enclosing a copy of the application for transfer of water right which was approved by the Department of Water Resources on January 12th, 1984. You will note that on the fourth page it lists 151.5 acres to be irrigated from the point where the new pump installation is now located. It also shows on the third page the amount of water approved as 3.03 cubic feet per second.

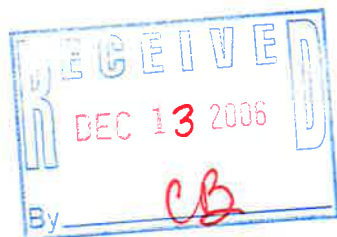
I am also enclosing a copy of my application to the court for adjudication. Even though this is dated 1989, the application came filled in by the Department of Water Resources with the exception of lines # 1 and # 2 which are in my handwriting. I did add on line # 5 the words "or pump for sprinkling system". You will notice that the department filled in on line #7 3.03 cubic feet per second and under description on line # 10 they filled in 151.5 acres to be irrigated. On the last page of this application, which is the Water Right Claims Proof Reading Report, the department outlined in detail the exact acreage that I was to apply for, which totals 151.5 acres.

I am also enclosing a photograph taken by my brother-in-law in 1983 which shows the sloughs are being filled in and crops planted where the old pastures were located.

It seems to me that the Department of Water Resources understood before 1987 what our water right should be and even though I cannot prove how much and how often my father pumped water out of Tincup Creek with his tractor to irrigate the ranch after 1983, the acreage was always 151.5 acres at 3.03 cubic feet per second.

I talked to the main office in Boise and they explained that if there was an error in reporting to them the number of acres and the amount of water to be included in the water right application, that your office was the one which could report to them the error.

If there is anything that you could do at this point to correct this error, I would appreciate it very much.



Respectfully,

R. Dean Robinson
SCANNED
FEB 27 2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 12, 1984

RE: Transfer of Water Right No. 24-2000B

Reynold F. Robinson
Freedom,
Wyoming 83120

Dear Mr. Robinson:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2941). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosure

STATE OF IDAHO
Department of Water Resources

Nº 29338

Boise, Idaho, July 18, 1983

RECEIVED FROM R. F. Robinson of Freedom, WY \$ 50.00
Fifty and 00/100 DOLLARS

FOR		
<u>Transfer</u>	\$ <u>50</u>	<u>00</u>
	\$	
	\$	
	\$	
TOTAL - - -	\$ <u>50</u>	<u>00</u>

SCANNED

Barbara L. Powers FEB 27 2009

Transfer No. 2941

Water Right No. 24 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Reynold F. Robinson AKA R.F. ROBINSON Phone 873-2155

Post Office address Freedom, Wyoming 83120

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)
- b. License No. 24-2000 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
Applicant acquired his portion of this right through the purchase of real property.

3. Source of water Tincup Creek tributary to Salt River

4. Date of priority 4-22-1904

5. Water is used for the following purposes:

amount 7.80 cfs for irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 7.80 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9
Township 5S Range 46E, B.M., in Caribou County

Additional points of diversion, if any Point of diversion described as 120 rods west and 80 rods south of NE corner of Sec. 9, T. 5S, R. 46E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5S	46E	3										X	X						
		4													X			X	
4S	46E	27													L ₃ X			L ₄ X	
		34	L ₁ X	L ₂		X				X									

Though no acreage was specified on the license, Total number of acres to be irrigated 390
affidavits submitted by the original permit holders testified there were 390
acres irrigated. This would indicate the license was issued for 0.02 cfs/acre
and was the basis used for determining the app. portion of this right

9. Describe any other water rights used for the same purpose as described above
NONE

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years

of nonuse? No
If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. 3.03 cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9 Township 5S
Range 46E, B.M., Caribou County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5S	46E	3										X	X						
		4													X				X

Total number of acres to be irrigated 151.5

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 3.03 c.f.s. &/or _____ acre feet
- b. Description of diverting works pump, pipeline, and sprinkler system
- c. Describe the reasons for the proposed changes Original p.d. and conveyance system will be abandoned following installation of pump and sprinkler

2. Change in point of diversion

Point of diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10 Township 5S
Range 46E, B.M., Caribou County
Additional points _____

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Acutally there is no change in the place of use. The new legal description correctly identifies the property that has always been irrigated but was not accurately described on the license when issued.

SCANNED

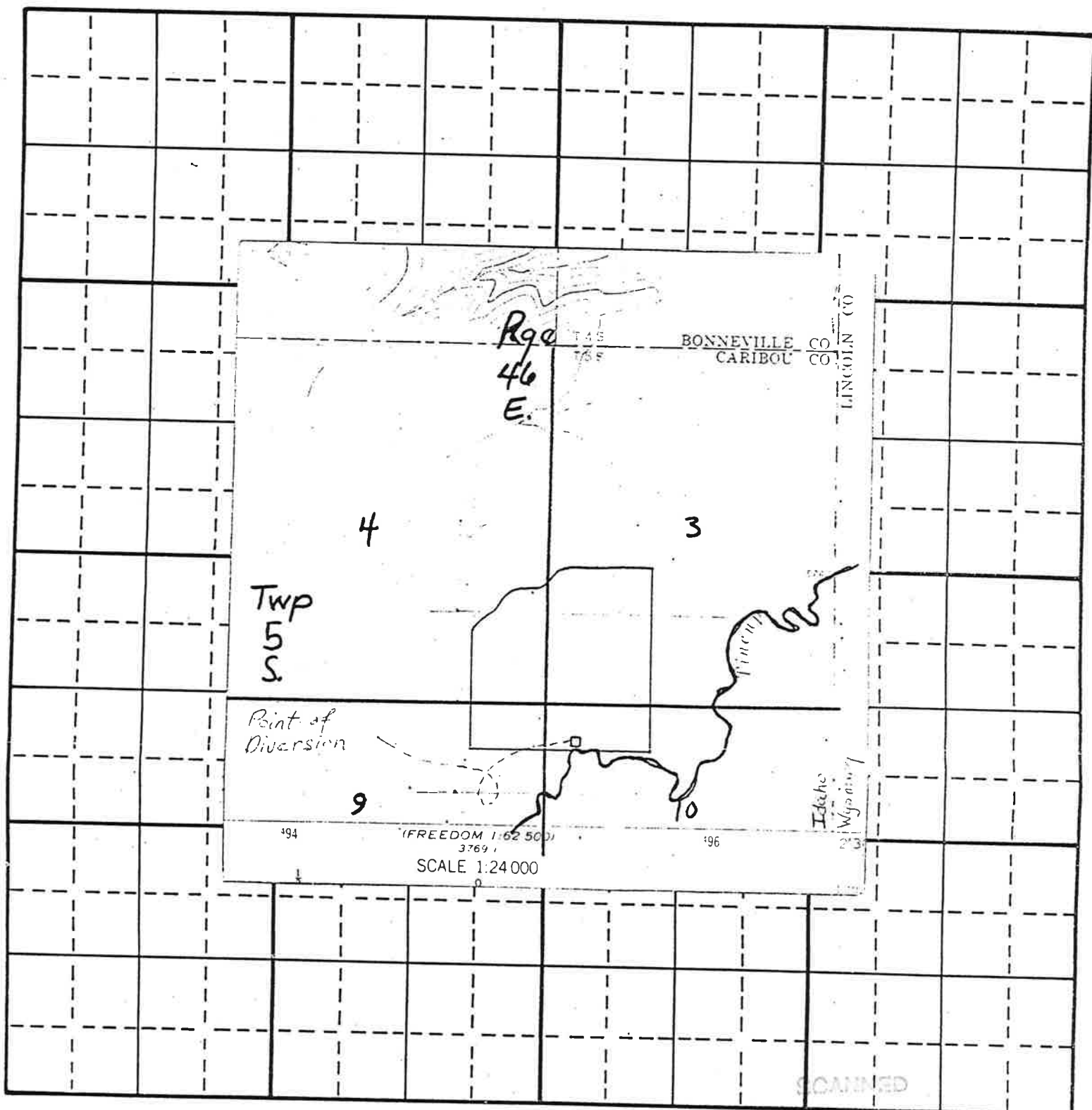
FEB 27 2009

c. Describe the land place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	46E	3									2.5	21	40	5					68.5
		4													5				5
		9	18.5																18.5
		10					2.5	20											22.5

Total number of acres to be irrigated 151.5

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

SCANNED
FEB 27 2009

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

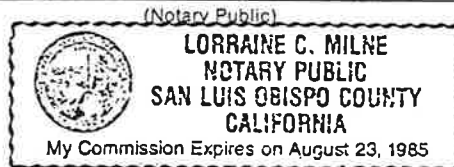
X. Reynold F. Robinson
By Mrs. Reynold F. Robinson
(Signature of Applicant)

Subscribed and sworn to before me this 8th day of JULY, 1983

On this date before me the undersigned, a Notary Public in and for said County and State, personally appeared Mrs. Reynold F. Robinson, aka Eliza Robinson, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged that she executed the same.

~~My Commission Expires~~

Lorraine C. Milne
(Notary Public)



ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 24-2000B and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 12th day of January, 1984

L. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>7-18-83</u>	Protest filed by _____
Prelim. check by <u>KCW</u>	Fee <u>\$50.00</u>	_____
Receipted by <u>BP</u>	Date <u>7/18/83</u> # <u>29335</u>	_____
Published in <u>Oriskany City, Ariz</u>	Copies of protest forwarded by _____	
Pub. dates <u>10/27 & 11/13/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>11-21-83</u>	Recommended for <u>approval</u> denial	
<u>WD #1</u> rec'd. <u>11-18-83</u>	by <u>M.C. Jim</u> <u>DER</u>	

SCANNED

FEB 27 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 W. Center St. Soda Springs, Idaho 83276

Phone: (208) 547-3993 FAX: (208) 547-3939 www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 4, 2006

R. Dean Robinson
1856 S 180 W
Orem, UT USA 84058

REF: Snake River Basin Adjudication (SRBA) Claim 24-2000B

Subject: Irrigated acres

Dear Dean,

I received your letter in regards to the number of irrigated acres recommended to the SRBA court. The map that you enclosed with the "presently under cultivation" land outlined doesn't apply because the adjudication review process looks at what occurred on a piece of property prior to the commencement of the SRBA. So prior to November 19th, 1987 this ground would have been flood irrigated. That would exclude any ditches, streams, homes or building structures from the total number of irrigated acres. The pump and mainline that you installed this fall and removed any and all ditches occurred after November 19th, 1987. Therefore, it would not qualify to be considered in the pre-1987 recommendation.

Your question to me was: Is this recommendation set in concrete? If you do not agree with the recommendation then you can file an objection with the SRBA court. You can find the Standard Objection form for irrigation and the directions on our website www.idwr.idaho.gov under the adjudication page. It doesn't mean that the number of acres recommended will change but you will have an opportunity to present your case to the judge.

If you have any questions please don't hesitate to give me a call at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure(s):

SCANNED

FEB 27 2007

November 30, 2006

Cindy E. Bird
Department of Water Resources
15 West Center Street
Soda Springs, Idaho 83276

Dear Cindy:

Would you please help me understand why the number of acres for our water right claim # 24-2000B should not be 151.5 acres with 3.03 CFS as was requested on our notice of error reply form which you filled out for me and that I signed on 9/25/06.

I have enclosed a copy of an aerial photograph showing the 159.55 acres total for that section of the ranch. It is all under cultivation except where the present ranch buildings are located. This figures out to be around 8.05 acres for the buildings and the space around them. I have also enclosed a copy of the Notice of Error Reply Form that we filled out.

I have outlined the land in red which is presently under cultivation and this totals more than 142.3 acres.

Is it possible to make this change to 151.5 acres with 3.03 CFS now or is this set in concrete?

I have spent so much time and money on this project so far, I would sure like to get it right now, so as to avoid problems further down the line.

I appreciate all the help you have given me over these past months.

Respectfully yours,



R. Dean Robinson



SCANNED

FEB 27 2007



07/26/2006

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: 24-2000B

ROBINSON FAMILY LTD PARTNERSHIP

1856 S 180 W

OREM UT 84058

Telephone Number: (801)225-6103

COPY

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

*Claim should be recommended.
Irrigated acres and diversion rate should be 151.5 ac
and 3.03 cfs. as
claimed.*

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:

See attached letter.

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

DATE: 9/25/06 SIGNATURE: *R. Dezn Robinson*

Please print your name: R. Dezn Robinson

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

SCANNED

FEB 27 2009

15 West Center Street
Soda Springs, Idaho 83276
(208) 547-3993
(208) 547-3939 fax

Idaho Department of
Water Resources

Fax

To: Katy Jackson From: Cindy Bird
Fax: 525-7177 Pages: 7
Phone: 525-7161 Date: 9/25/06
Re: NOE Reply CC:
☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

Dean Robinson's NOE Reply
Thanks,
Cindy

FAXED
2:53 pm
TO I.F.C.B.

SC 00000
FEB 27 2007

07/26/2006

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: 24-2000B

ROBINSON FAMILY LTD PARTNERSHIP

1856 S 180 W

OREM UT 84058

Telephone Number: (801)225-6103

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

*Claim should be recommended.
Irrigated acres and diversion rate should be 151.5 ac.
and 3.03 cfs. as claimed.*

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:

See attached letter.

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

DATE:

9/25/06

SIGNATURE:

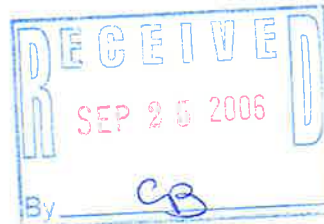
R. Dean Robinson

Please print your name:

R. Dean Robinson

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

FAXED
2:53pm
9/25/06 CB



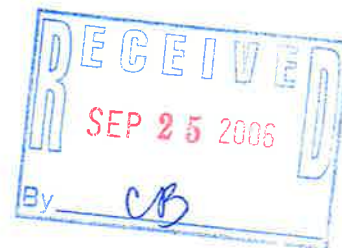
RECEIVED
FEB 27 2009

September 20, 2006

State of Idaho
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83707-9815

Attn: Karl J. Dreher-Director

Reference: Water Right Request # 24-2000B
Robinson Family LTD Partnership



Dear Mr. Dreher:

In response to your preliminary recommendation that our Water Right, Request # 24-2000B, be disallowed, **I disagree** with your recommendation and ask that **our request be changed to Approved.** I submit the following information for your consideration:

- To help you better understand the importance our family has placed on the right to use water from Tincup Creek, my grandfather applied for and was granted Water License No. 551 for irrigation and domestic purposes back in 1904. It was used continuously for at least 80 years even though one neighbor illegally filled in the ditch that brought the water to our property. At that time another neighbor allowed my father to dig a temporary ditch through his property so we could continue to get the water we needed. This source was used for many years. All of this prompted my father, in 1966, to obtain the necessary easement and pay for the construction of a 3 phase power line to our water right location on Tincup Creek where the stream comes onto our property. This was done with the intention of installing a permanent sprinkling system at some later date. In addition, my father sprinkled for a few years pumping water with the tractor and a portable pump. Unfortunately he is deceased and cannot supply the dates.

However, you must understand that over all these years there was never any indication from the Idaho Department of Water Resources that our water right was in question. In 1989, I discovered water rights were being adjudicated. At that time I filed for and paid for the adjudication of our water right. This fee was accepted and I heard no further word from the Department. This caused me to believe our water right had been favorably adjudicated and therefore resolved. It was not until last fall, 2005, when a neighbor brought Mr. Bryce Cantour from Idaho Falls who was in the area reviewing water rights that I had any indication that our water right was still being challenged. In the short time period since then, I feel I have done everything that I could positively do to demonstrate our sincere desire to maintain our water right.

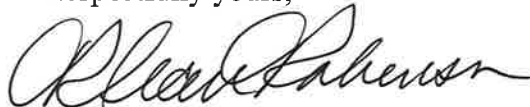
- One of the first things I did last fall, 2005, was to obtain an estimate from Rain For Rent in Idaho Falls, Idaho as to the cost of a complete irrigation system including the installation of an underground main line, pump and wheel lines.
- I then began gathering information and sending it to Cindy Bird in the Soda Springs office. This was made most difficult because my father and other old timers had passed away and taken their personal witness with them. Early in 2006 I learned that there was a federal government service available through the NRCS

office in Soda Springs, Idaho. I immediately called and talked to Mr. Cameron Williams. He came right over and suggested a possible design for our system. However, his report was not available until June 29, 2006.

- At this point, I felt I needed some professional advice as to how to proceed so I contacted water rights attorney, Kent W. Foster of Idaho Falls, Idaho and he in consultation with Nick Spencer, one of the Deputy Attorneys General for the Department of Water Resources (IDWR) in Boise, recommended that in order to have our request approved, **we must resume use of our water right immediately for beneficial purposes.** I received this vital information on July 21, 2006
- I am happy to report that I have followed their recommendation and during the Month of September 2006, we have installed a \$100,000 first class irrigation system on the ranch. I submit the following as evidence of this installation.
 1. A letter from Lower Valley Energy Company showing the estimated cost of the three phase ½ mile power line my father had constructed in 1966, with proper easement approval, in anticipation of an electric pump being installed for future irrigation purposes at \$34,760.81.
 2. Letter from Lower Valley Energy showing we paid a monthly fee since January 2, 1996 to keep the company from retiring the 6 spans of three-phase 7200 volt distribution line to the pump site.
 3. Contract paid in full to Lower Valley Energy for the placement of the proper transformers for a 50 HP pump, setting the meter and heating up the line.
 4. A copy of the contract for \$47,037.50 paid in full from Rain For Rent in Idaho Falls, Idaho for the installation of the complete irrigation system. The invoice is self explanatory.
 5. A page of pictures in color showing the ½ mile trench, pipe in the trench, the power pole with transformers and pump control panel, the pump, the water source (Tincup) and showing the wheel lines in full operation.
 6. Cindy Bird, Senior Water Agent from Soda Springs, Idaho has personally visited the project and can verify that the system has been installed and is functioning. She has also placed a metal Department of Idaho Water Resources identification marker on the sump structure.

It is my hope that after you consider all the above, you will quickly see that I have done everything within my power to **justify your approval of our request and that you will recommend approval of our water right to the District Court.**

Respectfully yours,



R. Dean Robinson
Authorized Ranch Manager
Robinson Family Limited Partnership

Work Order: 62710

Description: EST FOR PUMP SERVICE
Customer: ROBINSON, DEAN Robinson Family
Location: Limited partnership
Start Date: 07/27/2006
Auth By: LM

Loan Desgn: 2006 2006 Capital Budget
Loan Proj: New Elec Line Extensions
Type: NC
Status: A Active

HS. 08-01-06

Loan Proj: 100-06
Activity/
Assembly Unit

Assembly Unit		Group Estimate			Quantity	Total Cost
Construction Assembly Units						
#2 ACSR	#2 ACSR	1	1	Estimate code 1	10,911	19,758.48
15KVA CON 9 4	15KVA CON 9 4	1			3	2,151.33
C1	C1	1	1	Estimate code 1	3	1,323.70
C1-	C1-1	1	1	Estimate code 1	1	502.72
C7-1	C7-1	1	1	Estimate code 1	2	1,140.37
E1-2	E1-2	1	1	Estimate code 1	2	32.97
E3-10	E3-10 Guy Guard	1	1	Estimate code 1	2	6.85
F1-3P	F1-3P	1	1	Estimate code 1	2	492.95
G312	G312	1	1	Estimate code 1	1	1,565.32
M2-11	M2-11	1	1	Estimate code 1	6	858.63
P 40-4	40-4 WOOD POLE	1	1	Estimate code 1	6	6,927.49

Construction Assy Units Total:						34,760.81
Work Order 62710 Totals:						34,760.81

- Inventory / *N - Non Stock Items assigned through WO > Items Assign Items > Items (WOEP) and contain Item Costs only

COST OF REPLACEMENT FOR 6 SPANS OF 3 phase Line





236 N. Washington • P.O. Box 188 • Afton, WY 83110 • 307-885-3175 • Fax: 307-885-5787

July 28, 2006

To Whom It May Concern:

Dean Robinson has paid \$10.00 per month since January 2, 1996 to keep from retiring the existing 6 spans of three-phase 7200 volt distribution line for a pump service located in Freedom, Caribou County, Idaho (Section 10, T5S, R46E). The line is further known as Lower Valley Energy's FB51A-1 tap.

Sincerely,

A handwritten signature in cursive script that reads "Angie Jennings".

Angie Jennings
Director of Customer Service



POWERFUL LOCAL SOLUTIONS

Invoice



RAIN FOR RENT
3615 Ririe Hwy P.O. Box 1743
Idaho Falls, ID 83403
Phone: 208-522-4500 Fax 208-522-4511

Sold To: Robison Family Limited Partnership
C/O R. Dean Robinson
1856 South 180 West
Orem, Utah 84058

Date 9/21/06

☒ Sales☐ Rental

Part NO.	QTY	U/M	Description	Unit Price	Extended Price
	1,600	ft	8" 125lb IPS Gask Pvc Pipe	4.35	6,960.00
	1,300	ft	8" 125lb IPS Gask Pvc Pipe	2.60	3,380.00
	1	ea	8x6 Epoxy Reducer	57.00	57.00
	1	ea	8" #1 Galv Starter Tee w/couple	155.00	155.00
	1	ea	4" #3 Galv End Tee w/6" coupler	170.00	170.00
	8	ea	8x8x4 Gxmxfipt Epoxy Tee	130.00	1,040.00
	7	ea	8x6x4 Gxmxfipt Epoxy Tee	110.00	770.00
	15	ea	4x30 Sch 80 riser	Inc	Inc
	15	ea	4" Alum Stub valve	Inc	Inc
	1	ea	8" IPS Epoxy 90 Elbow	115.00	115.00
	1	ea	50 HP Turbin Pump (Rebuilt)	6,000.00	6,000.00
	1	ea	Size 3 Electrical panel w/LP,LA,SC,MS,TC	1,200.00	1,200.00
	1	ea	4x4x16 Concrete Sump	2,900.00	2,900.00
	1	ea	Alum Rotating Screen	1,950.00	1,950.00
	1	ea	8" Chemigation valve	310.00	310.00
	1	ea	8" Gear OP valve	202.00	202.00
	2	ea	8" Flange	21.00	42.00
	8	ea	3 1/4 x 5 Elots & Nuts	1.75	14.00
	2	ea	4x36 Line Screens	33.00	66.00
	10	ea	8" Bare Steel	8.15	81.50
	1	ea	3" Pressure relief valve	100.00	100.00
	2	ea	2" Air Vent	25.00	50.00
	1	ea	4" Surge Plug w/clamp	75.00	75.00
	2	ea	(Used) Wheel lines	5,000.00	10,000.00
			Delivered & set up		
	1	ea	Materials & Labor to plumb scroon	75.00	75.00
	1	ea	Materials & Labor to wire pump,panel,Screen & meter base	1,300.00	1,300.00
	1	ea	Labor to dig & Set Sump, Pump & Scroon	1,200.00	1,200.00
	1	ea	Trench,Install & Backfill Pvc Pipe	7,250.00	7,250.00
	3	ea	Concrete Thrust Blocks	175.00	525.00
	1	ea	Welding Labor	450.00	450.00
	2	ea	Delivery	300.00	600.00

Warranty on pump & underground mainline 1 Year form Installation
2 other 1/4 mile 7 foot wheel lines are on back order for delivery when available.

TOTAL \$47,037.50

PAID WITH CHECK 1235

(\$47,037.50)

Zero Balance





CONTRACT FOR INSTALLATION OF GAS & ELECTRIC SERVICE

Name	Robinson Family Limited Partnership	Member #	1312614
Mailing Address	1856 S 180 W		
City/State/Zip	Orem, UT 84058-0000		
Telephone	801-225-6103 Fax	WO #	62723
Service # and Address	FB51A-6-1	Lot #	

Contract Conditions

1. The Customer, as owner or authorized agent for the owner, hereby requests Lower Valley Energy (LVE) to install its gas and/or electric facilities under, upon, and across the premises, in accordance with the provisions of its Rules and Regulations as filed with the Wyoming Public Service Commission, having jurisdiction over LVE's operations, and grants to LVE such rights of ingress and egress as may be necessary or convenient to enable LVE to install, operate, inspect, maintain and repair transformers, meters, gauges, gas lines, fittings and regulators and all other equipment which LVE may elect to install for the purpose of furnishing service to the premises or adjoining premises or to make a survey of the number and type of appliances and equipment installed on the premises. Customer is responsible to ensure no obstructions will be placed in front of enclosures or over underground facilities.
2. Customer receiving service shall be responsible for the following: to grant easements to LVE's requirements; to establish final grade so that the conductors and/or gas service lines can be buried at the proper depth; backfill trench when necessary to repair normal settling; to advise LVE of the location of all underground facilities, such as: water, sewer, telephone, cable T.V.; and any unintentional or unavoidable damage to landscaping and shrubbery.
3. Customers choosing to provide trenching shall furnish a 42" deep trench for LVE and bedding materials at LVE's request and at no cost to LVE; shall be responsible and liable for obtaining all applicable Federal, State, and Local permits necessary for the trench and trenching activities; shall assume all risk and indemnify and hold LVE harmless concerning any accident, injury or damage of any kind from any cause whatsoever, including the attorneys fees and costs of LVE in defending any legal action or claim, related in any way to the trench or trenching activities of customer. (Customer's Initials: *RR*)
4. LVE will install the gas and electric meters where it will be reasonably safe from street traffic, readily and safely accessible for reading, testing and inspection. Customer is responsible for ensuring that the meter(s) is not enclosed in any manner that would make it inaccessible or inconvenient to access to LVE employees. The gas riser must be located three feet horizontally from windows, doors, electric, telephone boxes, AC units, or other building vents.
5. Member shall pay LVE for service at the rates and upon the terms and conditions, as approved by the Wyoming Public Service Commission. If no bona fide load exists on a service within twelve (12) months of the date service is provided, the entire cost of construction not already paid by the customer will be due and payable.
6. The line extension costs are current as of the date of this contract and are valid for 180 days from the date.
7. The entire Gas and/or Electric System installed under this contract shall be owned, maintained and operated by LVE, in its sole discretion.

ELECTRIC CHARGES

TOTAL COST OF JOB	\$1,474.92	LVE ALLOWANCE	\$1,000.00	PAYMENT	\$474.92
OTHER				TOTAL DUE	\$474.92

GAS CHARGES

LINE EXTENSION OVER 100 FT	METER COST	PAYMENT
OTHER		TOTAL DUE

I hereby authorize the installation of gas and/or electric facilities and agree to pay any cost of installation in excess of the allowable investment of Lower Valley Energy as defined in its Rules and Regulations. Should the location of the transformer, meter base and/or size of service change, I agree to notify Lower Valley Energy immediately. I understand that a change in length, size or location of the service could result in an increase in the cost of installation.

Customer

Lower Valley Energy, Inc.

By *Alan Robinson* Date *8-1-06* By *Matthew Smith* Date *8-01-06*

RECEIVED SEP 25 2006

July 7, 2006

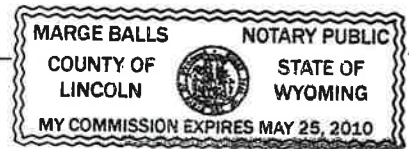
To Whom It May Concern:

As partners in the Robinson Family Limited Partnership established on the 13th day of December 1989, we did authorize on that date, December 13, 1989, Reynold Dean Robinson, who is one of the partners, as ranch manager and authorized him to oversee the day to day operations of the ranch, to sign all legal documents, file the annual income tax reports, maintain all records, collect and deposit money and pay all expenses associated with the operation of the ranch for and in behalf of the partnership. This authorization is still in effect as of July 7, 2006.

Dated: 7/10/06

June R. McGavin
June R. McGavin

Notarized: Date 7-10-06



By: Marge Balls

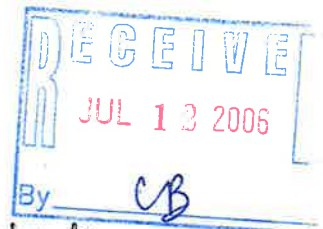
Dated: 7/7/06

Reynold Dean Robinson
Reynold Dean Robinson

Dated: 7-7-06

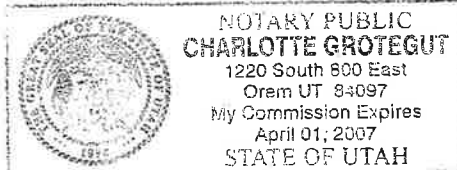
LaNea Adams
LaNea Adams

Notarized: Date 7-7-06



By: Reynold Dean Robinson

STATE OF UTAH
COUNTY OF: Utah
ON THE 7 DAY OF July, 2006
PERSONALLY APPEARED BEFORE ME
SIGNER(S) OF THE ABOVE
INSTRUMENT, WHO DULY ACKNOWLEDGED TO ME THAT
HE / SHE / THEY EXECUTED THE SAME.



Charlotte Grotegut
NOTARY PUBLIC

FEB 27 2007



State of Idaho
DEPARTMENT OF WATER RESOURCES

15 W. Center St. Soda Springs, Idaho 83276

Phone: (208) 547-3993 FAX: (208) 547-3939 www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

June 27, 2006

ROBINSON FAMILY RANCH
C/O R DEAN ROBINSON
1856 S 180 W
OREM UT 84058

REF: Snake River Basin Adjudication (SRBA)
CLAIM 24-2000B

COPY

Subject: Preliminary Recommendation

Dear Mr. Robinson,

A water right is the right to divert the public waters of the state of Idaho and put them to a beneficial use, in accordance with one's priority date.

Water law in Idaho is based on the appropriation doctrine, because water rights in Idaho are based upon diversion and beneficial use of water. The appropriation doctrine has also been called "First in time is first in right", because the priority date determines who gets water when there is not enough to go around. The water right is said to have "appropriated" water.

As per our discussion in the office dated May 10th, 2006 the right hasn't been used since 1983 and you have no system in place to put the water to "beneficial use". Diversion and putting the water to "beneficial use" is key in maintaining a water right in the State of Idaho, which requires a system. Once you have a system in place and resume using the water then it's possible to recommend the right with an advance priority date to prevent injury to junior users that could be injured by you resuming the use of the water. See Idaho Code Section 42-222 (2).

The preliminary recommendation for Basin 24 will be issued in the near future. At this time your claim to water in the SRBA is being recommended as **DISALLOWED**. I know Cameron Williams with NRCS is in the process of designing a system to divert and "beneficially use" the water under the above referenced claim number. You may wish to consult with an attorney to discuss whether resumption of the use would be an appropriate defense to forfeiture in this case.

SCANNED

FEB 27 2007

To resume the use of the water you have to actually divert the water from the stream and be irrigating the land with the purpose of growing something. If this is done and you put enough water on the ground to noticeably increase the growth of the crop on the land, then you have resumed the use of the water. If you just dumped water on the ground for the purpose of saying "you're irrigated" then that isn't good enough.

Respectfully,

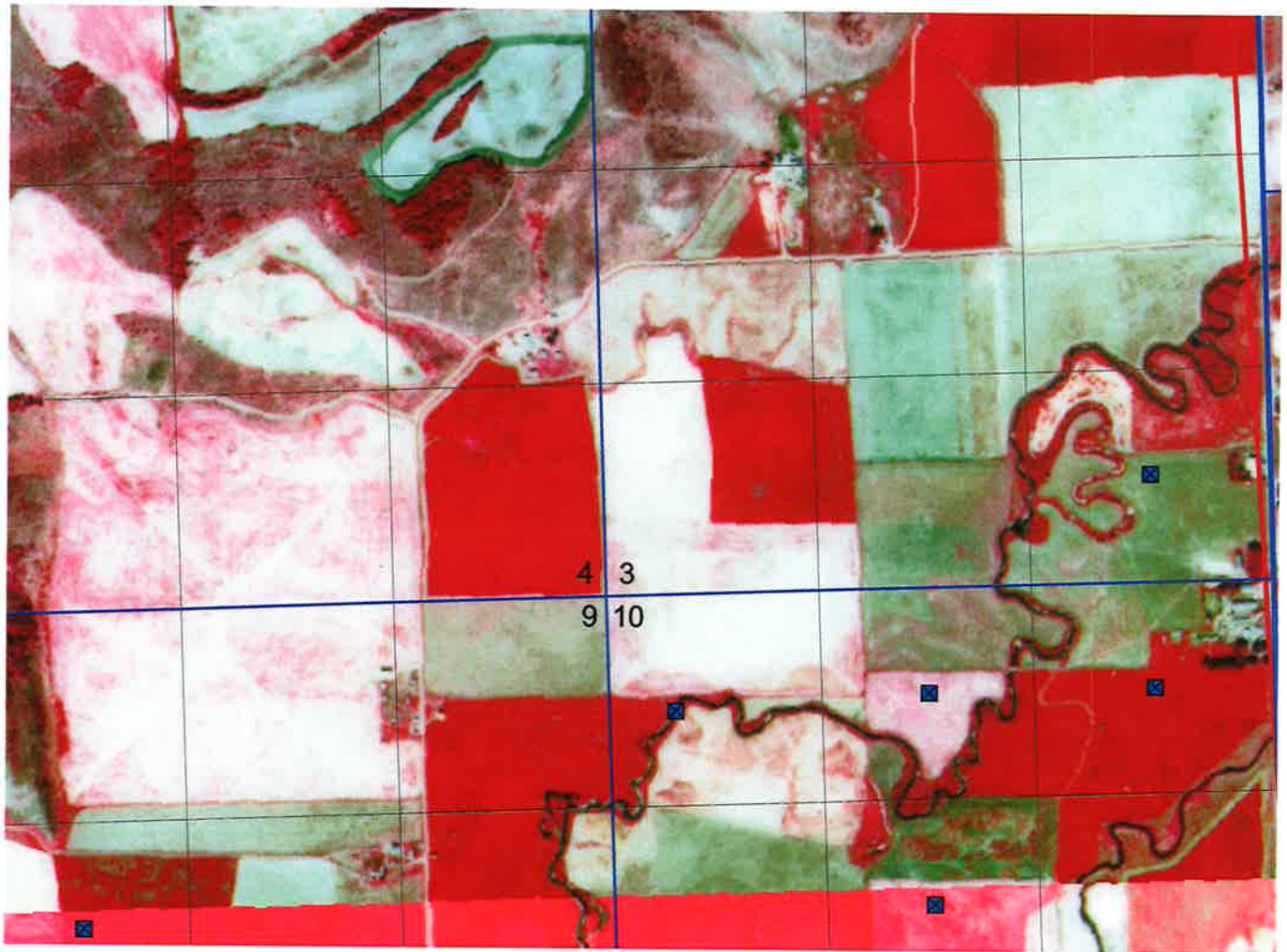
Cindy E. Bird
Adjudication Bureau

COPY

CC: Nicholas B. Spencer
Deputy Attorney General, IDWR



24-2000B



0.2 0 0.2 0.4 Miles

- Sections
- GCDB05S46E GCDB
- Recommendation POD
- Administrative BasinsAdminbas.shp

1987/88 NAPP Photography
Prepared by: C. Bird
May, 2006



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FEB 27 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES
15 West Center Street, Soda Springs ID 83276
Phone: (208) 547-3993 FAX: (208) 547-3939 www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

June 26, 2006

COPY

Mr. Dean Robinson
1856 S. 180 W.
Orem UT 84058

Re: Snake River Basin Adjudication (SRBA)
Claim 24-2000B, 24-10735, 24-10736, 24-10737, 24-10738 and 24-10739

Subject: CHANGE IN OWNERSHIP

RESPONSE DATE: 14 July 2006

Dear Mr. Robinson:

We have been advised you are one of the current owners of the property and adjudication claims referenced above. Before we can modify our records to reflect your ownership change, we need form 42-248/42-1409(6) Notice of Change in Water Right Ownership, completed and returned to us.

We will also need a copy of the warranty deed showing legal description and ownership to the partnership for all above noted claims. We also will need documentation showing the name connector, if it is listed as "and" we will need signatures from all partners. If you have documentation showing that one of the partners is authorized to sign in behave of the partnership we will need that. Please fill out the highlighted areas on the notice of change form and submit with the necessary documents by the above referenced response date.

If you have any questions please feel free to contact me at (208) 547-3993 in Soda Springs.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/shc
Enclosures: Form 42-248/42-1409(6) and Instructions

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FEB 27 2009



IDAHO SECRETARY OF STATE Viewing Business Entity

Ben Ysursa, Secretary of State

[[New Search](#)] [[Back to Summary](#)]
[[Get a certificate of existence for ROBINSON FAMILY LIMITED PARTNERSHIP](#)]

ROBINSON FAMILY LIMITED PARTNERSHIP

BOX 50130
IDAHO FALLS, ID 83405

Type of Business: LIMITED PARTNERSHIP

Status: CURRENT 02 Jan 1990

State of Origin: IDAHO

Date of 02 Jan 1990

Origination/Authorization:

Current Registered Agent: JUNE R. MCGAVIN

FREEDOM, ID

File Number: L1634

Date of Last Annual Report:

Amendments:

Amendment filed 02 Jan 1990 CERTIFICATE OF LP

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[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@sos.idaho.gov

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FEB 27 2003

RECEIVED
SEC. OF STATE

90 JAN 2 AM 10 45

CERTIFICATE OF LIMITED PARTNERSHIP
OF

ROBINSON FAMILY LIMITED PARTNERSHIP

We, the undersigned, desiring to form a Limited Partnership, pursuant to the provisions of Chapter 2, Title 53 of the Idaho Code, as amended, do hereby certify as follows:

1. The name of the Partnership is ROBINSON FAMILY LIMITED PARTNERSHIP.

2. The general character of the Partnership business is to do all things reasonable and proper in the operation, acquisition and sale of farms and ranches.

3. The name and address of the agent for service of process upon the Partnership shall be June R. McGavin, residing at Freedom, Idaho, whose mailing address is Freedom, Wyoming 83120.

4. The name and business address of each General and Limited Partner are as follows:

GENERAL PARTNERSBUSINESS ADDRESS

June R. McGavin

Freedom, Wyoming 83120

R. Dean Robinson

164 Lincoln Avenue
San Luis Obispo, California 93401

LaNea Adams

1113 Cornell Drive
Davis, California 95516

ReNell Hadley

1230 Cassidy Circle
Bountiful, Utah 83010LIMITED PARTNERSBUSINESS ADDRESS

June R. McGavin

Freedom, Wyoming 83120

R. Dean Robinson

164 Lincoln Avenue
San Luis Obispo, California 93401

SCANNED

FEB 27 2003

LaNea Adams

1113 Cornell Drive
Davis, California 95516

ReNell Hadley

1230 Cassidy Circle
Bountiful, Utah 83010

5. The amount of cash and a description and statement of the agreed value of the other property or labor or services contributed by each Partner are as follows:

<u>General Partners</u>	<u>General Partnership Units</u>	<u>Agreed Value or Amount of Cash</u>	<u>Description of Capital</u>
June R. McGavin	25	13,925	Real Property Farm Equipment Cash
R. Dean Robinson	25	13,925	Real Property Farm Equipment Cash
LaNea Adams	25	13,925	Real Property Farm Equipment Cash
ReNell Hadley	25	13,925	Real Property Farm Equipment Cash

<u>Limited Partners</u>	<u>Limited Partnership Units</u>	<u>Agreed Value or Amount of Cash</u>	<u>Description of Capital</u>
June R. McGavin	225	125,325	Real Property Farm Equipment Cash
R. Dean Robinson	225	125,325	Real Property Farm Equipment Cash
LaNea Adams	225	125,325	Real Property Farm Equipment Cash
ReNell Hadley	225	125,325	Real Property Farm Equipment Cash

2 CERTIFICATE OF LIMITED PARTNERSHIP

6. There is no requirement for making additional contributions by any Partner.

7. A Limited Partner may grant the right to become a limited partner to an assignee of any part of his Partnership interest only on the following conditions:

(i) A proposed written instrument of assignment is filed with the Partnership setting forth a statement of the intention that the transferor, assignor, designor or legal representative transfers to the proposed transferee, designee or the legal representative such interests and the same become a substituted Limited Partner;

(ii) The proposed substituted Limited Partner execute, adopt and acknowledge the Partnership Agreement, the Buy-Out Agreement, the Certificate of Limited Partnership, if required by law, and any other required documents;

(iii) The proposed substituted Limited Partner shall pay all costs and fees incurred or charged by the Partnership to effectuate the transfer;

(iv) The proposed substituted Limited Partner meets the requirements for investment in the Partnership applicable to the original transferor, if any, and executes all of the documents reasonably required by the General Partners;

(v) The General Partners, other than the transferring partner, if said transferring partner be a General Partner, shall give their unanimous consent, which consent they may grant or withhold in their sole discretion; and

(vi) A certificate evidencing the admission of such person as a Limited Partner shall have been properly recorded with the appropriate authorities.

8. No Partner of the Partnership can terminate his membership in the Partnership, sell, assign, encumber, give, pledge, transfer, devise, bequeath or in any manner transfer all or any portion of his Partnership interest, except pursuant to the terms of the Buy-Out Agreement of the General and Limited Partners of Robinson Family Limited Partnership. The

3 CERTIFICATE OF LIMITED PARTNERSHIP

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FEB 27 2003

exact terms and conditions are found in the Buy-Out Agreement referred to herein and a copy of said Agreement is held by the registered agent of the Partnership.

9. No Partner has the right to receive distributions of property or cash, except annual distributions of Available Funds approved by a majority vote of the General Partners of the Partnership.

10. No partner has the right to receive distributions which include a return of all or any part of a partner's contribution. The General Partners by majority vote have the right to determine what distributions will be made to the partners.

11. The Partnership is to be dissolved and its affairs wound up upon the unanimous written agreement of the General Partners or the death, retirement, resignation, withdrawal, adjudication of bankruptcy, insolvency, incompetency, insanity, liquidation, merger or dissolution of any General Partner.

12. In the event of dissolution of the Partnership, instead of winding up, the Partnership may be continued under the following conditions:

(a) If any of the original General Partners is then living, upon the death of any General Partner his interest in the Partnership shall be converted from a general Partnership interest to a limited Partnership interest and the Partnership reformed on that basis. At such time as none of the original General Partners is then living, Limited Partners owning more than fifty percent (50%) of the outstanding Partnership units owned by Limited Partners shall elect a new General Partner. Twenty-five (25) units of each such Limited Partner elected as a General Partner shall be converted to general Partnership interests. The converted interest shall be entitled to same interest in profits and losses or distributions as the interest such Partner had as a Limited Partner.

b. The Partnership or remaining partners may purchase the interest of the terminating General Partner under the terms of the Buy-Out Agreement and the Partnership reformed on that basis.

Dated this 13th day of December, 1989.

4 CERTIFICATE OF LIMITED PARTNERSHIP

7-1-1000

7-1-1000

7-1-1000

7-1-1000

SEARCHED

FEB 27 2003

DATED: Dec. 13, 1989 June R. McGavin
June R. McGavin

DATED: Nov. 28, 1989 R. Dean Robinson
R. Dean Robinson

DATED: Nov. 30, 1989 LaNea Adams
LaNea Adams

DATED: Dec. 4, 1989 ReNell Hadley
ReNell Hadley

GENERAL PARTNERS

DATED: Dec. 13, 1989 June R. McGavin
June R. McGavin

DATED: Nov. 28, 1989 R. Dean Robinson
R. Dean Robinson

DATED: Nov. 30, 1989 LaNea Adams
LaNea Adams

DATED: Dec. 4, 1989 ReNell Hadley
ReNell Hadley

LIMITED PARTNERS

1073h/jk

5 CERTIFICATE OF LIMITED PARTNERSHIP

FEB 27 1990

May 2, 2006

Cindy E. Bird
State of Idaho
Department of Water Resources
15 West Center Street
Soda Springs, Idaho 83276



REF: Robinson Family Ranch
Adjudication Claim 24-2000B

Subject: Resuming Irrigation
Response to Letter of April 20, 2006

Dear Cindy,

After reading your letter and then reviewing the information that I sent to Bryce Contour, I can understand why you thought there were some inconsistencies. For this reason, I have included the following additional information as well as making an appointment with you on Tuesday May 2, 2006. I hope you can appreciate the fact that I am trying to put together 102 years of history of the existence of our water right.

1. Water license # 551 was granted to John Robinson, my grandfather, on April 22, 1904, for seven and eight-tenths cubic feet per second from Tin Cup Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes.
2. The method of obtaining water at that time was to divert it from Tin Cup Creek upstream from the ranch. Water ran down through a ditch which went through land later owned by Earl Wolfley and L.H. Haderlie. When water reached the ranch, it flowed into a series of sloughs furnishing water for sub-irrigation and for farm animals in the pasture. It was also used to flood irrigate when needed. The sloughs were filled to capacity and water subbed through the fields. Tin Cup water obtained under the 1904 water right was used in this manner and continued each year until around 1977. Because of the richness of the soil on the ranch and its conduciveness to sub-irrigation, this type of irrigation process yielded excellent crops. You questioned whether sub-irrigation was truly irrigation. As a matter of fact, it truly is irrigation and a very good method when it can be done. It is also true that all agricultural ground is not suited for sub-irrigation. Prior to the days of sprinkling, when electricity had not yet arrived in Star Valley, there were only two kinds of irrigation available, flooding and sub-irrigation. Farmers in many states used sub-irrigation when their ground was suited for it and when they had the supply of water needed to do so. Most of these farmers dug small ditches in their fields 60 to 100 feet apart, kept these ditches filled with water during irrigation time and let the water sub between the ditches. Sub-irrigation had a unique advantage. Water moistened the roots of the crops while the top portion of

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FEB 27 2009

the ground was dry. Equipment could run over the ground without sinking or getting muddy. In the case of our ranch, there was no need to dig ditches as there were plenty of natural depressions, we called sloughs, running through the ranch. These were filled with water as shown in the pictures. Only a portion of the western part of the ranch's "flat" land was devoted to pasture and animals in the pasture had access to water in the pasture's sloughs. We believe this is why our water right was written for "irrigation and domestic purposes." Obviously, nearly 100 percent of the water was for irrigation. Due to sprinkling, there is very little sub-irrigation today.

3. When my father, Reynold Frank Robinson, purchased the ranch from his father, John Robinson, in 1928, he continued this practice of sub and flood irrigation. As mentioned, this irrigation process was followed until around 1977. I have a slide taken in the fall of 1977, showing water that went under Tin Cup Junction Road and into our sloughs. Because my mother and father have both passed away, I cannot call on their memory for exact dates. I also have a slide taken in the fall of 1983 showing the sloughs with no water in them. It was about this time the new owners of the D'Orr Childs' ranch objected to water running through their place. This brought our gravity flow irrigation water to a halt. We didn't see an alternative way to bring gravity flow water to the ranch. This being the case, we started to fill in the sloughs to prepare for a different type of irrigation system. My father passed away in December 1983, before any permanent irrigation plans were formulated. Since the water right was granted in 1904, and since water was still coming onto the ranch in 1977, with a slide showing no water in the sloughs in 1983, this represents approximately 79 years that Tin Cup water was in continuous use on the ranch.
4. My mother owned the ranch after my father died until the time of her death in December 1988. It is an expensive process to put in a permanent irrigation system, especially for a widow. Since she died, my sisters and I have discussed many times whether to put in a pump and sprinkling system. Even though we looked into the cost of pumps and new and used surface pipe, we never felt an urgency to make an immediate decision. There was nothing in the water right information we could find that said we had to use water or lose the water right. In 1989, we heard Idaho was reviewing water rights and that there were some big power companies and others trying to get all the water rights in our area. We also heard we had to apply for a renewal. Upon my request, I was sent the papers to fill out, which I did, and sent them to the Department of Water Resources with the \$202.00 adjudication fee. I received a letter and a form from what I thought was the District Court in Twin Falls stating the application and the adjudication fee had been received. Since I never received notice of any kind indicating that our water right had not been adjudicated, I naturally felt it had been accomplished. From that point on I assumed it was adjudicated. It was not until a neighbor informed me last year that Mr. Bryce Contour was in the area for the purpose of gathering information about water rights that I found out something more had to be done. I contacted Bryce and he instructed me what I needed to do in gathering

past information about our water right. I followed his instructions and sent the information to him in Iona, Idaho.

5. Last week, I called the Department of Water Resources at 208-525-7161, spoke to an individual and inquired about the information I had sent to them in 1989. I received the following information from the telephone conversation.
 - They had not responded to my previous letter and application because they were understaffed and other areas were top priority over water in our area.
 - I was told that everyone else was in the same boat but she could do nothing about it.
 - I was told to talk to some of the old timers who could testify as to what went on 20 years ago. The thing she did not realize was that all the old timers are dead. I am now considered to be one of the old timers.
6. Over the years my brother-in-law and I have taken 35 mm colored slides of the ranch and more recently digital pictures for our personal history. If it were not for these pictures, we would have little or no evidence as to how water was used since 1904. This is the home ranch for all my father's brothers and sisters so there is a lot of interest by their posterity as to what the ranch looked like in grandfather's time and how things have changed over the years.
7. The pictures showing the ranch and sloughs in 1958 were blown up and color enhanced by a professional photographer. (I still have the 35 mm slides.) This explains why the color is so good when you compared them with pictures taken in 2005. We know the picture was taken in 1958 because my brother-in-law and sister's car and U- Haul trailer are in the picture. They had just stopped by the ranch in the later part of June 1958 on their way home to California from Iowa State University.
8. Now to answer your questions about the transfer of the water right from its original location by Wolfleys to where it is presently located.
 - My Dad came home one day years ago, we do not know the exact date, and found that Byron Haderlie had filled in the ditch that had brought water from Tin Cup through Earl Wolfley's place to our ranch.
 - Being the kind of man my father was and not wanting to cause problems with a neighbor, he asked another neighbor, D'Orr Childs, if he could bring water down through his place. This was acceptable to Mr. Childs. Over that next few years, Dad continued to get water through the ditch in D'Orr Childs' place. He also had a portable pump that he ran off the tractor which he used to pump water from Tin Cup at the new power line location for flood irrigation. My father kept no records of when this was done because he saw no need for it in those days. So until around 1983, this was how water was brought onto the ranch.

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FEB 27 2003

- In 1984, after Dad died and with the change of ownership of D'Orr Childs' place, I applied for and received the transfer of location to the south part of our ranch where Tin Cup comes onto our property.
 - My father served many years as a Caribou County Commissioner as well as being on the Lower Valley Power and Light Board. Because he could see the writing on the wall for the future, he decided to be prepared. In 1967, he contracted with the power company to bring an electric line with sufficient capacity to run a large electric pump so he could pump directly out of Tin Cup where it comes onto our property. He never had the opportunity to see this materialize.
 - I am presently having the ranch boundaries surveyed and Tin Cup does extend onto our property far enough so give us access to the water in the stream. We do not have to have an easement to run a water pipe over another person's property.
 - The ranch pays Lower Valley Power each year to keep the power line in place and maintain it. We would not be doing this if we were not interested in pumping water for irrigation purposes.
9. It is true there was no irrigation on the ranch crops between 2003 and 2005. I was not aware that the FSA report stated the ranch was non-irrigated. However in my defense, I must say I never had any idea that there was any problem with our water right.
10. You asked if the irrigation system contained in the cost estimate had been installed. No, it hasn't. We are neophytes when it comes to ranch sprinkling systems. In the summer of 2005 we talked to people about the size of pump needed to irrigate our ranch and sought their views about the advantages and disadvantages of a surface pipe system verses a buried pipe system. We inquired about the cost of new and used pumps and of new and used pipes and their availability. We also sought their views on a new system verses a used system. We were also told it was unfortunate we were not in an Idaho county that participated in a program where the government would pay most of the cost of a pivotal system. Caribou County does not participate in this program. We did not attempt to verify this statement. We were evaluating this information and were leaning toward a new system with buried pipe when we heard water rights were being scrutinized. To obtain hard figures, we asked Rain for Rent in Idaho Falls for an estimate on a new, buried sprinkling system including a new pump and all the other necessary accessories to pump water out of Tin Cup. However, with the remote possibility that our water right might be disallowed, we felt it was wise to wait until this issue was resolved before proceeding further. It didn't make much sense to invest that kind of money and then be informed it could not be used. We included the cost estimates to demonstrate we are serious about installing a sprinkler system on the ranch. Also to further demonstrate our serious intent, we got a mobile pump and some surface pipe and sprinkled a small portion of the

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FEB 27 2003

field after the crops were harvested. We pumped from the spot where our water right was transferred. You said Bryce reported we were in the process of resuming irrigation. We believe this is a correct statement pending resolution of the water right.

11. You commented about gopher holes in the pictures showing the mobile pump and water being sprinkled on the ranch. These pictures were included to show we had access to Tin Cup water from our ranch and that sprinkling from our water right location was possible. The pictures were taken in September 2005 after the crops had been harvested. The ground was dry and what might look like gopher holes or the work of gophers are just patches of bare ground. The reason the ground looked the way it did was because it was old alfalfa and was scheduled to be plowed and changed to barley in 2006.
12. We reiterate we have never received any information prior to 2005 that indicated or even suggested there was a problem with how we are using or not using our water right.
13. The water right is a very important asset to the ranch and it is our intention to do all we can to preserve it for future use.

I enjoyed visiting with you on the telephone and was sorry to hear of your serious allergic reaction to an antibiotic. I can appreciate the seriousness of such an experience. I do hope you are feeling better and I am looking forward to your call to schedule another appointment.

Since we were unable to meet today, I am sending the above information for your review prior to our new appoint.

Respectfully Yours,



R. Dean Robinson
Family Representative

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FEB 27 2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 20, 2006

Robinson Family Ranch
c/o Dean Robinson
1856 South 180 West
Orem, UT 84058

REF: Snake River Basin Adjudication (SRBA)
Claim 24-2000B

Subject: Resuming irrigation.

RESPONSE DATE: May 5, 2006

Dear Mr. Robinson,

We are in the process of preparing a recommendation to the SRBA court this spring for this basin. In reviewing your file I have several questions from some inconsistencies I found while reviewing your claim to Tincup Creek for the above referenced claim number.

First lets start with your letter to Bryce Contour dated August 29, 2005 and go through each item.

1. Just because your grandfather was granted a license on April 22, 1904 doesn't mean the license still exists. Under the Idaho code it requires that a water right be put to beneficial use and used continuously from the date claimed. Has this water from Tincup Creek been used continuously for irrigation since 1904? The Fall 2005 photos that you submitted after Bryce had visited the property are inconsistent with the FSA crop reports. Your crop reports from FSA for 2003 thru 2005 all state that your farm is non-irrigated. That would be consistent with the photo because if you look closely at the photo you can see a lot of gofer hole in the field. Gofers usually don't take up residence in fields that are being worked or irrigated on a regular basis. If you were irrigating your ground why would you report to FSA that the ground is non-irrigated?

2. "Three colored photographs taken in June 1958 showing how the water was brought onto the ranch by an irrigation ditch and emptied into a series of sloughs producing sub-irrigation, as well as, provide water for domestic animals." My first question is on the color photo you submitted. The quality of the photos you sent in are inconsistent with a 1958 photo and there is nothing to indicate a date on the photo. Also, there is no

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FEB 27 2006

difference in the quality of color photos from your Fall 2005 and the 1958 photos. How do you explain that? Secondly, you stated that the series of sloughs produce sub-irrigation, as well as, provide water for domestic animals. Was sub-irrigation the only irrigation going on or was the primary concern to get water to the stock? Sub-irrigation is not considered irrigation. How long has the sub-irrigation practice from the sloughs exist?

3. The easement from Byron Haderlie appears to be describing an easement for the power company to run the power from his south property line to his north property line. The easement from L.H. Haderlie to the power company allows them to locate a guy wire and anchor on the north end of his property. This is all done in the E1/2NE of section 9. In 1967 your point of diversion was located on the Wolfley property that is approximately a mile from where this power line is being put in. When was the pump installed in the NENE of section 9 and what did it service? What size pump? Who manufactured the pump? Tincup Creek doesn't come in to your property in section 9. Do you have an easement across the Haderlie's property in section 9 for your pipe? Because that is the only way you're going to be able to get the water from Tincup Creek in section 9.

4. You filed a transfer in 1983 and the Department approved it in January of 1984 to change the point of diversion to the NWNW of section 10. If the easements pertain to the transfer why did you wait from 1967 to 1983 to make the change? Did you complete the approved transfer within a year of the approval? Have you moved the point of diversion at all? What kind and size of pump was installed?

5. You stated "This document show that the Water Right was adjudicated by District Court of the Fifth Judicial District of the State of Idaho, in the County of Twin Falls on August 23, 1989." If you look at the document that you sent you will see that it clear says "Notice of Claim to a Water Right". That only means that you have claimed use of the water for the purpose of irrigation. The August 23, 1989 date that you refer to is the date you filed your Notice of claim to a Water Right. If your claimed had been "adjudicated" then you would have received a partial decree from the court and I wouldn't have your file. It would be hard for the court to issue you a partial decree when they have not received our recommendation on this claim yet. If a partial decree is issued on this claim it won't be until later this year or maybe next year.

6. You also submitted as evidence a quote-dated 8/25/2005 from Rain for Rent out of Idaho Falls. Have you purchased this system or has it been installed yet? When is it going to be installed or is it going to be installed? A quote on system is not evidence of irrigation.

Furthermore, In Bryce's field examination with you he stated that you are in the process of resuming irrigation and that the place is not currently irrigated. When was the last time the property was irrigated? When did you resume irrigation? Please explain that to me in detail.

This office must receive your response by the above response date. If no response is received, then your claim maybe recommended as **disallowed**.

Respectively,

Cindy E. Bird
Adjudication Bureau

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FEB 27 2009

FSA-578(02-01-91)

REPORT OF ACREAGE

PROGRAM YEAR 2003

FARM NUMBER: 402

FARM AND TRACT DETAIL LISTING

DATE: 06-24-2003

Operator Name and Address ID

Original: _____

HAL HEINER 0927

Revision: _____

5550 TINCUP JUNCTION RD
FREEDOM, WY 83120-8810

Cropland: 224.7

Farmland: 332.0

Tract Number	Field Num ID	Irr Prc	Crop	Var/ Type	Int Use	Lnd Use	Reported Acreage	Determined Acreage	O/ M	Crop Stat	Prod Share	Prod ID	RMA Unit	Opt Unit
0		Ni	OFAV			F FAV	.00				.6300	0927		
											.3700	5318		

Crop Type Prac IU Non-Irrig Irrigated
OFAV N .0

Photo Number/Legal Description: None

Cropland: .0 Reported: .0 Difference: .0 Reported D,S,R: .0

1030	1	Ni	BARLY	SPR	Grain		52.60			I	.6300	0927		
											.3700	5318		
	2	Ni	BARLY	SPR	Grain		20.00			I	.6300	0927		
											.3700	5318		
	4	Ni	BARLY	SPR	Grain		54.40			I	.6300	0927		
											.3700	5318		
	7A	Ni	BARLY	SPR	Grain		42.10			I	.6300	0927		
											.3700	5318		
	7B	Ni	OATS	SPR	Grain		27.50			I	.6300	0927		
											.3700	5318		
	7C	Ni	ALFAL		Forage		28.10			I	.6300	0927		
											.3700	5318		

Crop Type Prac IU Non-Irrig Irrigated Crop Type Prac IU Non-Irrig Irrigated Crop Type Prac IU Non-Irrig Irrigated
ALFAL N FG 28.1 BARLY SPR N GR 169.1 OATS SPR N GR 27.5

Photo Number/Legal Description: T-1030 5-46-4 Map P2B1, P2B2, P2B3

Cropland: 224.7 Reported: 224.7 Difference: .0 Reported D,S,R: .0

615-53 may belong to tract 520
Farm 249



FEB 27 2003

FSA-578(02-01-91)

REPORT OF COMMODITIES

PROGRAM YEAR 2004

FARM NUMBER: 402

FARM AND TRACT DETAIL LISTING

DATE: 05-28-2004

Operator Name and Address ID

Original: _____

HAL HEINER 0927
 5550 TINCUP JUNCTION RD
 FREEDOM, WY 83120-8810

Revision: _____

Cropland: 224.7

Farmland: 332.0

Tract Number	CLU/ Field	Irr Prc	C/C	Var/ Type	Int Use	Lnd Use	Rpt Unit	Reported Quantity	Determined Quantity	O/ M	C/C Stat	Prod Share	Prod ID	RMA Unit	Opt Unit
0		Ni	OFAV			F	FAV	.00				.6300 .3700	0927 5318		

C/C Type Prac IU Non-Irrig Irrigated
 OFAV N .00

Photo Number/Legal Description: None

Cropland: .0 Reported: .00 Difference: .00 Reported D,S,R: .00

1030	1	Ni	ALFAL		Forage		A	54.40			I	.6300 .3700	0927 5318		
	2A	Ni	BARLY	SPR	Grain		A	42.60			I	.6300 .3700	0927 5318		
	2B	Ni	ALFAL		Forage		A	30.60			I	.6300 .3700	0927 5318		
	3A	Ni	BARLY	SPR	Grain		A	13.90			I	.6300 .3700	0927 5318		
	3B	Ni	ALFAL		Forage		A	10.60			I	.6300 .3700	0927 5318		
	4	Ni	BARLY	SPR	Grain		A	20.00			I	.6300 .3700	0927 5318		
	5	Ni	BARLY	SPR	Grain		A	52.60			I	.6300 .3700	0927 5318		

C/C Type Prac IU Non-Irrig Irrigated C/C Type Prac IU Non-Irrig Irrigated
 ALFAL N FG 95.60 BARLY SPR N GR 129.10

Photo Number/Legal Description: T-1030 5-46-4 Map P2B1, P2B2, P2B3

Cropland: 224.7 Reported: 224.70 Difference: .00 Reported D,S,R: .00

FSA-578 (02-01-91)

REPORT OF COMMODITIES

PROGRAM YEAR 2005

FARM NUMBER: 402

FARM AND TRACT DETAIL LISTING

DATE: 06-21-2005

Operator Name and Address ID
 HAL HEINER 0927
 5550 TINCUP JUNCTION RD
 FREEDOM, WY 83120-8810

Original: _____
 Revision: _____
 Cropland: 224.7
 Farmland: 332.0

Tract Number	CLU/ Field	Irr Prc	C/C	Var/ Type	Int Use	Lnd Use	Rpt Unt	Reported Quantity	Determined Quantity	Crp Lnd	O/ M	C/C Stat	Prod Share	Prod ID	RMA Unt	Opt Unt
0		Ni	OFAV			F FAV		.00					.6300 .3700	0927 5318		

C/C Type Prac IU Non-Irrig Irrigated
 OFAV N .00

Photo Number/Legal Description: None

Cropland: .0 Reported on Cropland: .00 Difference: .00 Reported on Non-Cropland: .00

1030	1	Ni	ALFAL		Forage		A	54.00		Y	I		.6300 .3700	0927 5318		
	4	Ni	BARLY	SPR	Grain		A	18.80		Y	I		.6300 .3700	0927 5318		
	2A	Ni	BARLY	SPR	Grain		A	45.60		Y	I		.6300 .3700	0927 5318		
	2B	Ni	ALFAL		Forage		A	30.60		Y	I		.6300 .3700	0927 5318		
	3A	Ni	BARLY	SPR	Grain		A	11.90		Y	I		.6300 .3700	0927 5318		
	3B	Ni	ALFAL		Forage		A	10.60		Y	I		.6300 .3700	0927 5318		
	5A	Ni	BARLY	SPR	Grain		A	31.20		Y	I		.6300 .3700	0927 5318		
	5B	Ni	FALOW				A	20.00		Y	I		.6300 .3700	0927 5318		
	101	Ni	FALOW				A	2.00		Y	I		.6300 .3700	0927 5318		

C/C Type Prac IU Non-Irrig Irrigated	C/C Type Prac IU Non-Irrig Irrigated	C/C Type Prac IU Non-Irrig Irrigated
ALFAL N FG 95.20	BARLY SPR N GR 107.50	FALOW N 22.00

Photo Number/Legal Description: T-1030 5-46-4 Map P2B1, P2B2, P2B3

Cropland: 224.7 Reported on Cropland: 224.70 Difference: .00 Reported on Non-Cropland: .00

Acreage Report 029-CARIBOU
Cropland Acres Screen

Display MEAEL601
Version: AF24 06/21/2005 14:38 Term WE

Farm Number 402
Operator Name HAL HEINER
Cropland 224.7

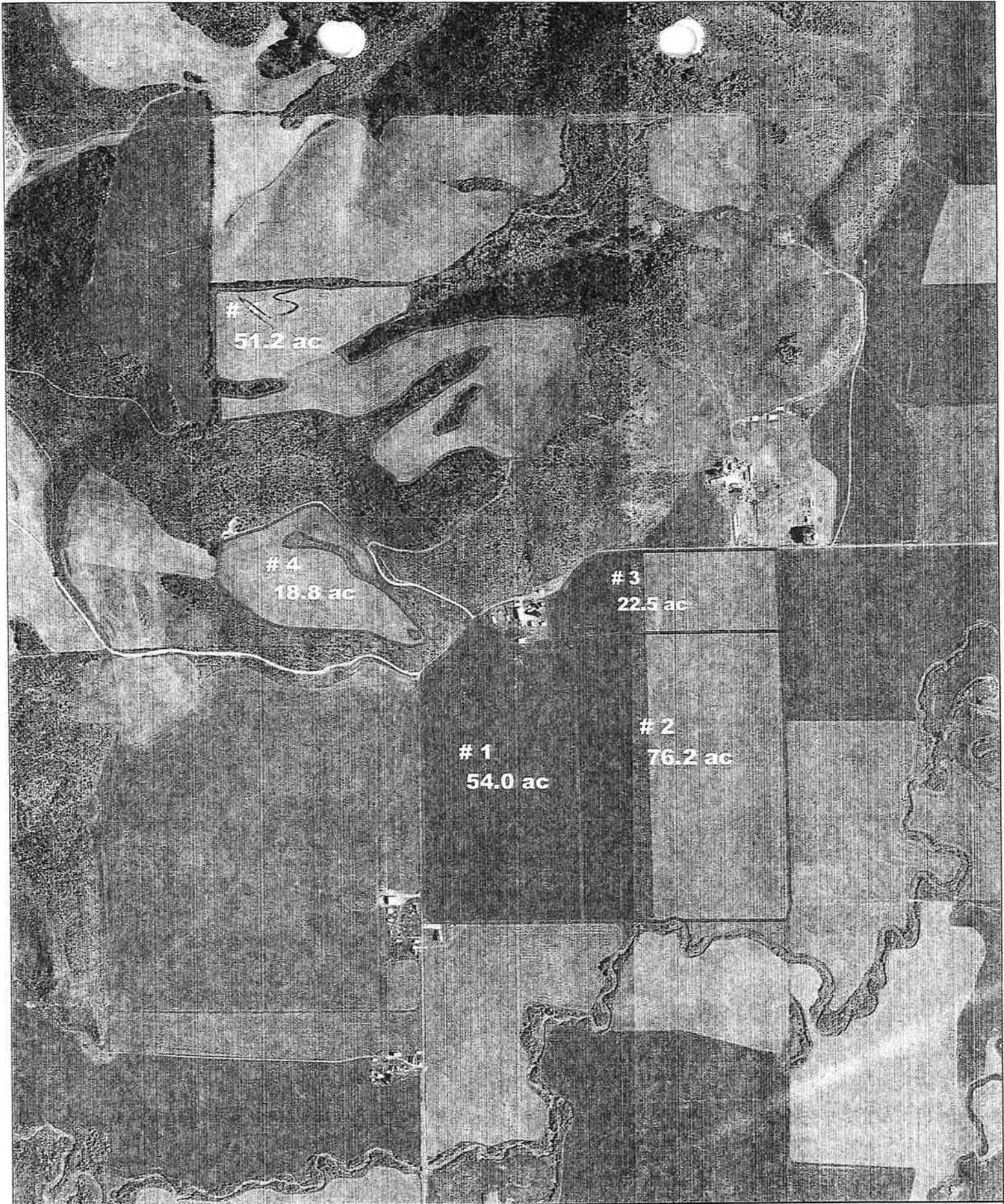
Identifier
Operator ID 520-56-0927 S

Tract	Mtract	Cropland	Reported Cropland	Difference	Other Than Initial Reported Cropland
1030		224.7	224.70	.00	.00

Enter=Continue

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FEB 27 2009



Tract 1030

Farm 402

T5S R4E Sec 4

Map P2B1

*Shed
2006*

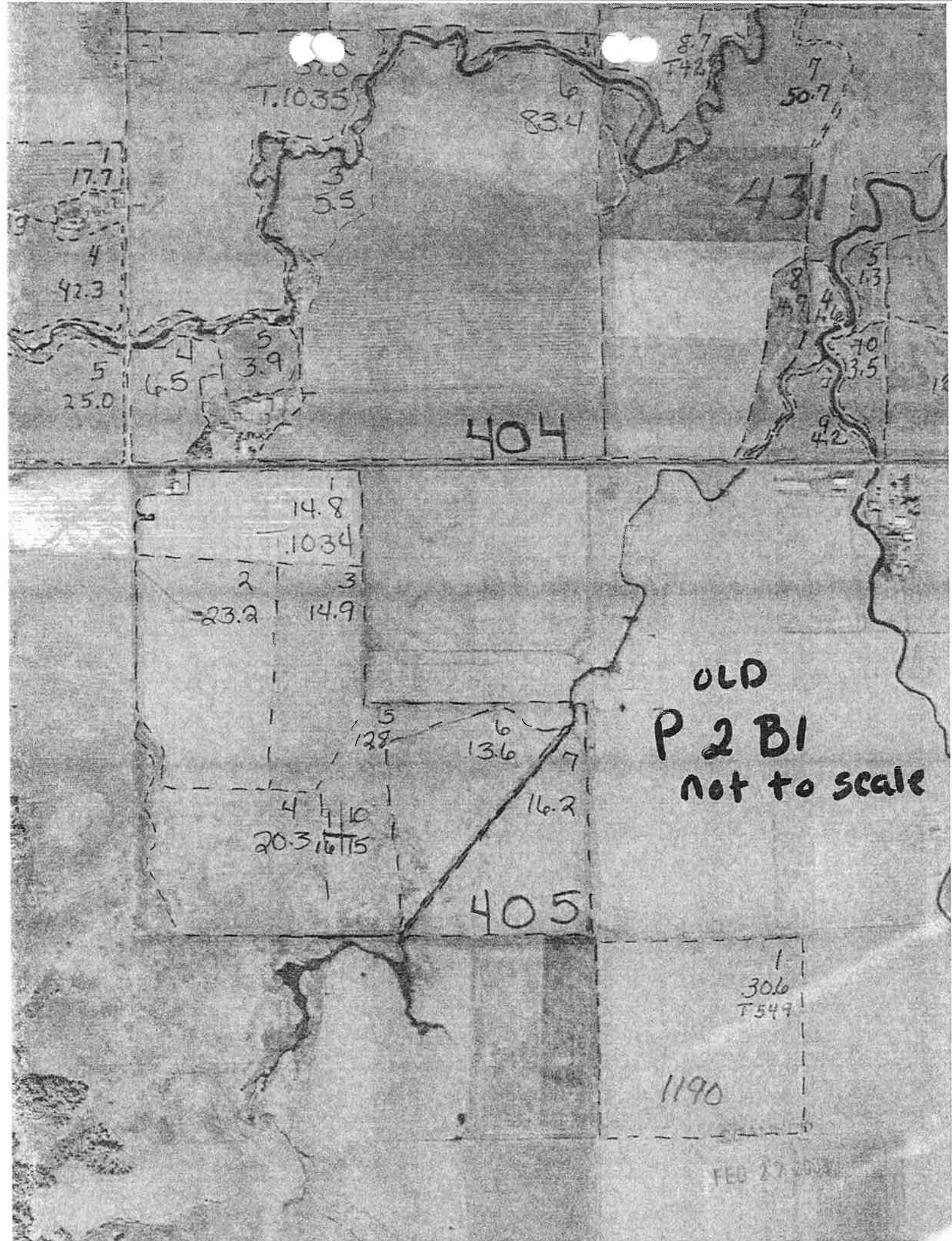
0.09 0 0.09 0.18 0.27 0.36 Miles

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27 2003



Map Printed: Sep 9, 2004



T5S, R46E, INTERSECTION OF SECTIONS 3, 4, 9 & 10

SOURCE: 1976 ORTHOQUAD Z100

LICENSED POU: E1/2SE SEC. 4 and W1/2SW SEC. 3. (151.5 ACRES IRRIG.)

4/19/06
CB



T4S, R46E SEC 27 & 34
SOURCE: 1976 ORTHOQUAD Z100
LICENSED POU: SECTIONS 27 & 34

4/19/04
CB



Sec 27 L-3, L-4, Sec 34 L-1, L-2 SENE, SENW.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): A 24-2000B

[] Name(s): Robinson Family Ranch
% R. Dean Robinson

[] Old Mailing Address: 164 Lincoln Ave
San Luis Obispo, CA 93401

[] New Mailing Address: 1856 South 180 West
Orem, UT 84058

Telephone Number: (801) 225 - 6103

[] Signature(s) of Owner(s) R Dean Robinson
Manager
(Include your title if on behalf of company or organization)

Date: 12-8-05



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FEB 27 2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Robinson Family Ranch
% R. Dean Robinson
164 Lincoln Ave.
San Luis Obispo, CA 93401

COPY

December 5, 2005

Re: Snake River Basin Adjudication (SRBA)
Claim: 24-2000B

Subject: Change in Address

Response Date: December 19, 2005

Dear Claimant(s);

In reviewing your claim file referenced above, we found the file still has your old address listed. Please fill out the "Change in Address" form and return it to our office in Soda Springs, so we can update the file.

If you have any questions not covered by this letter, please feel free to contact us at (208) 547-3993.

Thank you,

Pauline Bassett

Enclosure: Change in Address form

SCANNED
FEB 27 2006

Water Resources Field Services

P.O. Box 94
Iona, ID 83427
208-681-9100

To: File A24-200B
Fr: Bryce Contor
Date: 13 September 2005

Bac

Re: General narrative regarding Tincup Creek Adjudication claims.

To date I have done field inspections for all the Tincup Creek Adjudication claims which I received in July 2005. I have not been able to contact the owners of A24-02018, A24-04074A, A24-04074B or A24-10015, though I was able to inspect the places of use and points of diversion. At the location I did visit with a Mrs. V. Haderlie who may be a former claimant for A24-04074A and/or A24-04074B. A24-10668 is in the Tincup area but its source is Salt River, with a Wyoming water right and point of diversion. Places of use are illustrated in Figure 1 at the end of the memo.

This memo discusses several considerations that apply to all Tincup Creek water rights in general. It is filed in paper file A24-2000B but applies to all irrigation claims with Tincup Creek as a source, with notes in each of the other claims referencing the memo.

1. Public Land Survey System.

The overlay of county roads, fences, and claimed places of use on the Public Land Survey System shows a misalignment, as illustrated in Figure 1. Older 2000-series licenses and land patents I have examined describe the parcels in terms of whole quarter-quarter sections, as expected. Newer deeds and legal descriptions show the partial quarter-quarters that appear from the map.

My hypothesis is that the original licenses and patents were described according to some kind of preliminary PLS layout that corresponded to the roads, fences and apparent property lines. It seems that later a new PLS survey was performed which resulted in all the partial quarter-quarters in individual parcels.

Based on this hypothesis I have extrapolated the place of use of original license 24-2007 to the claimed places of use based the license. This does not appear to be an accomplished transfer, even though the GIS polygons of my proposed place of use have slightly different legal descriptions than the nominal legal description of the original license. This is illustrated in Figure 2.

Because there are no competing or overlapping claims from this source, I believe an exhaustive chain of title documenting the exact change in legal description is not necessary to correctly recommendation the historical water use that is authorized by the license.

The Wyoming places of use were mapped from scanned images of paper maps from the Wyoming State Engineers Office (provided by claimants) and appear to be consistent with the actual fence lines and apparent property lines.

2. Ownership Issues

Apparently due to this problem with the PLS system, there are some potential ownership issues, as follows:

- a. A24-2000B and A24-4006. These were both claimed by entities with the name "Robinson" in the organization name, and Perry Robinson (208 356-5325) was listed in both files as a contact. In fact Perry Robinson is only associated with A24-4006. The land has changed ownership but he has agreed to continue to provide information as needed for the Adjudication review.
- b. Notes in the files suggest that A24-04074B now belongs to Melvin Hoopes, owner of adjacent claim A24-10015. Visiting with Mrs. V. Haderlie at a home on the place of use, and inspection of the fences, roads, and claims maps, suggest that this is incorrect and the land belongs to Haderlies. The claim adjoining on the other side, A24-04074A, also is in the name of a Haderlie. I have requested a current plat map and ownership list from the Caribou County Assessor.
- c. There apparently is or has been an ownership dispute regarding some of the Wolfley lands. This does not appear to affect the irrigated portion of the lands proposed to be recommended under A24-10029.

3. Nature of Beneficial Use

Claims A24-10676, A24-10677 and A24-10678 contain wording to the effect that these semi-arid lands need irrigation to be productive and therefore the existence of a patent indicates that irrigation must have been present. Some of the lands in Tincup were granted under the Homestead

Act and some under the Desert Entry Act. I think irrigation may have been required under the Desert Entry Act but I don't think it was under the Homestead Act. The attached average precipitation map suggests that at Freedom, annual precipitation is in the 14 inch to 22 inch range. The upper end of that range begins to approach the range where dry farming can be successful. It appears that precipitation increases quite rapidly with elevation as the valley floor rises towards the west. Dry farming is being practiced just up-slope of A24-10015, for instance, but I saw no dry farming along the state line near A24-02018 and other claims. This argument (that the patent establishes priority, because irrigation is necessary for agricultural production) may only apply to the eastern-most claims, if at all.

Claims A24-10031, A24-10668, A24-10676, A24-10677 and A24-10678 appear to be under typical "full irrigation" with sprinklers. This may also be true of A24-02018. A24-02007A and A24-02007B appear to be under active irrigation by gravity. These are the eastern-most claims at the lowest elevation, near the state line. I did not make a detailed investigation, but it appears that the adjacent lands in Wyoming are irrigated if they are in production.

For the other claims, higher in elevation and west of those listed above, the irrigation that takes place presently appears to be confined to dry years or to the first year of establishing an alfalfa stand. For these claims I believe the evidence supports intermittent irrigation, with all of the lands being irrigated in at least some years, but seldom would the whole farm have been irrigated in a given season. In some cases a permissible place of use with a smaller limit of irrigated acres in any one year would be most likely to correctly describe the actual irrigation practice.

4. Overlap of Wyoming Water Rights.

Claim A24-10668 appears to be based on Wyoming "Certificates of Diversion of Water" from the Salt River, with part of the place of use in Idaho. Figure 1 illustrates other lands with Wyoming water rights, most of which appear to be under active irrigation.

5. Unclaimed historical water use.

Some lands in the North of section 9 and the south of Section 4 were historically irrigated by an owner named Carl Robinson, according to some claimants. They appear not to be irrigated now and I have no claim for

these lands.

6. Priority Administration.

While the claims and licenses have different priority dates, it appears that there has been no application of priorities as between Tincup water users. One user said he had heard that "Haderlie had the first right on the creek" but none described operation of priority cuts in allocation of water. It appears that either there is always enough Tincup Creek water for local demand or that an informal rotation system operates in times of scarcity.

In Basin 31 an agreement signed by all the users out of Mud Lake and filed at the county courthouse was incorporated in the partial decrees by reference. This was done by using a special condition attached to certain water rights (see 31-6 for an example). With the viewpoint that one purpose of the Adjudication is to correctly describe actual administrative practices that have been in place for long periods of time, I would propose doing something similar for the Tincup Creek (and tributaries) recommendations, if the users were to come forward with a unanimously-adopted agreement stating that in times of shortage, Tincup water is allocated among local users by rotation, regardless of nominal priority date.

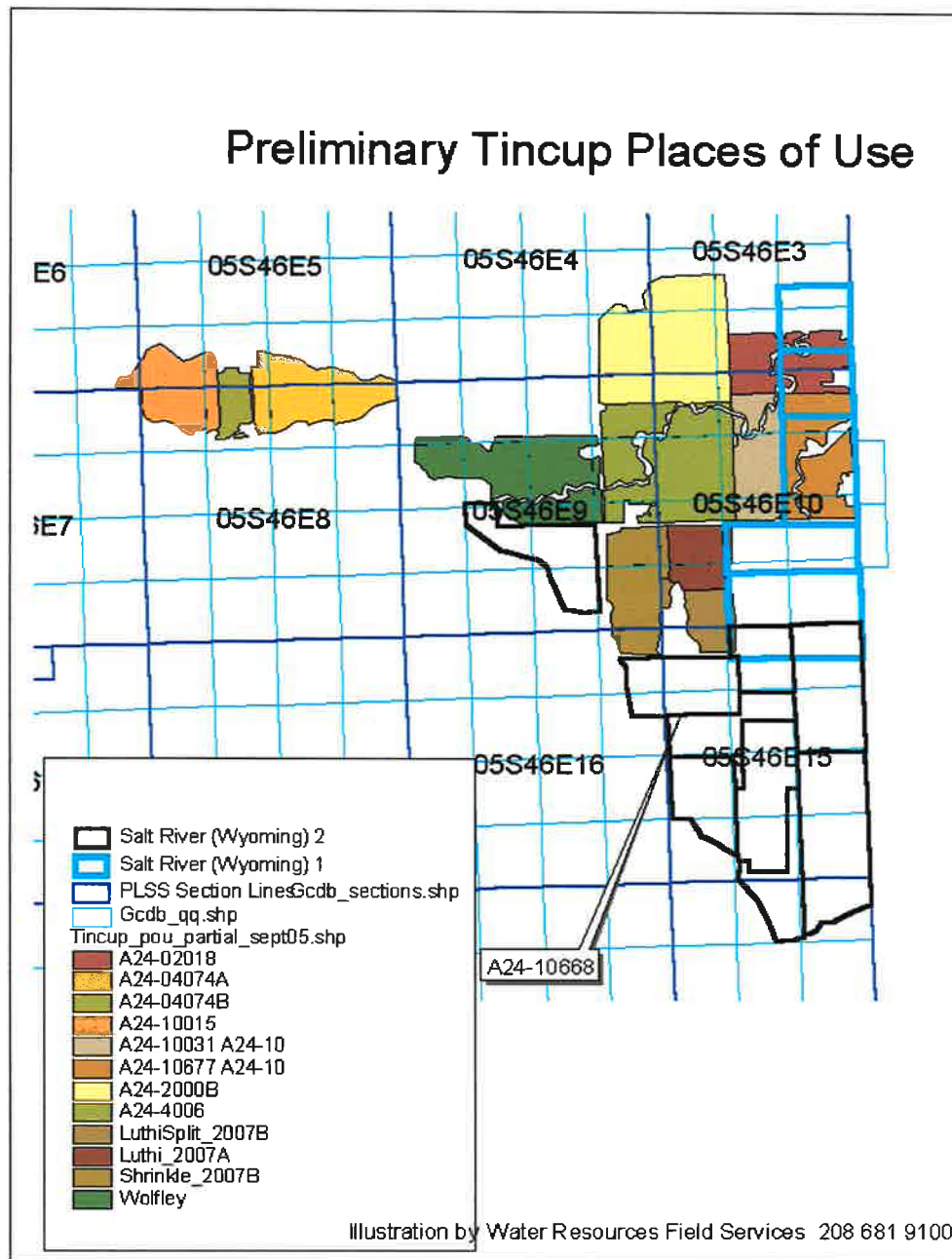


Figure 1. Approximate places of use and misalignment of Public Land Survey System with roads and property lines.

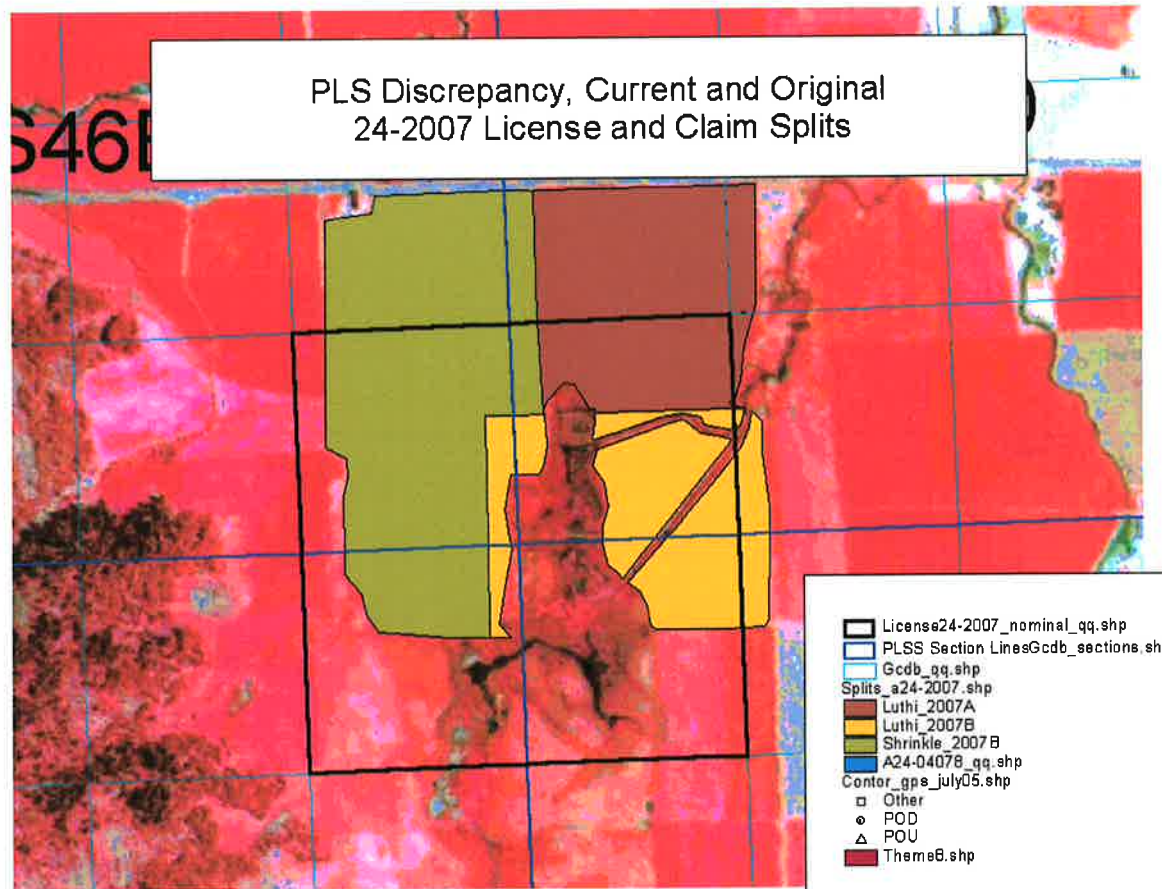
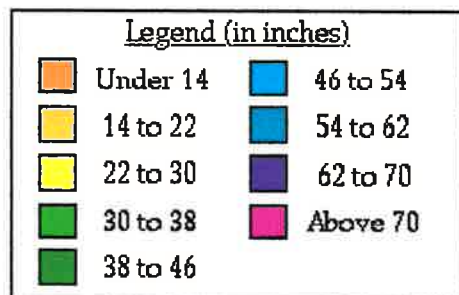


Figure 2. Licensed quarter-quarters and actual place of use, 24-2007.

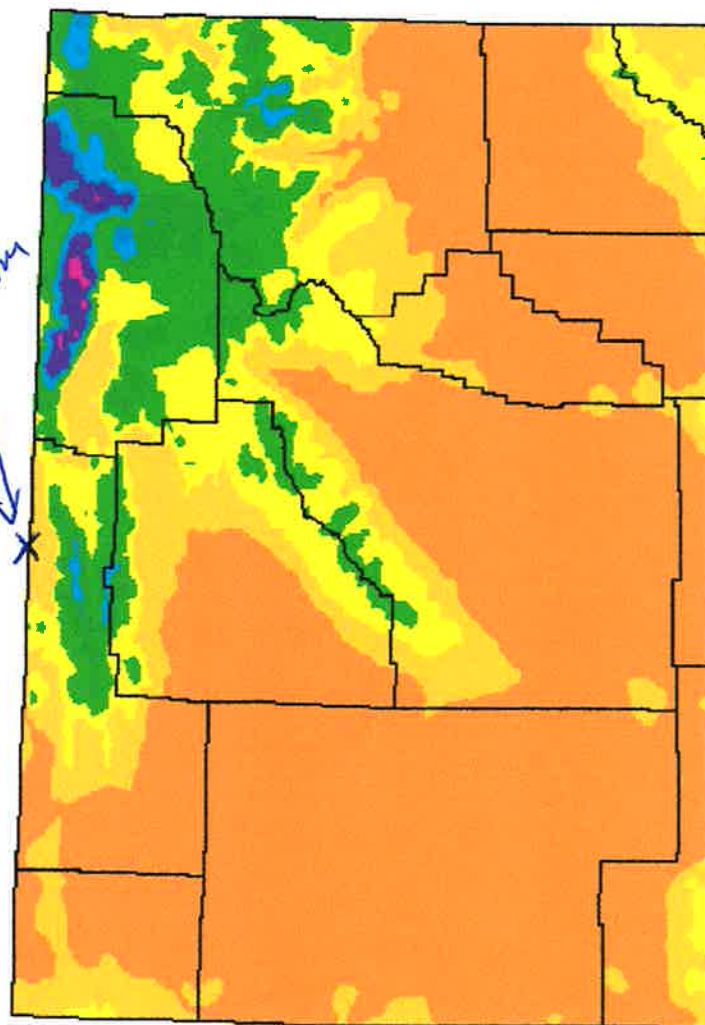
Average Annual Precipitation Wyoming



This is a map of annual precipitation averaged over the period 1961-1990. Station observations were collected from the NOAA Cooperative and USDA-NRCS Snotel networks, plus other state and local networks. The PRISM modeling system was used to create the gridded estimates from which this map was made. The size of each grid pixel is approximately 4x4 km. Support was provided by the NRCS Water and Climate Center.

For information on the PRISM modeling system, visit the SCAS web site at <http://www.ocs.orst.edu/prism>

The latest PRISM digital data sets created by the SCAS can be obtained from the Climate Source at <http://www.climatesource.com>



Source: See URL

Date: Aug 2005 *Bac*

A24-2000B GIS acres per QQ

T,R	S	QQ	Q	Acres
05S46E	3	NE	SW	3.6
05S46E	3	NW	SW	22
05S46E	3	SW	SW	40
05S46E	3	SE	SW	7.4
Section Total				73
05S46E	4	NE	SE	3.3
05S46E	4	SE	SE	34
Section Total				37.3
05S46E	9	NE	NE	16
Section Total				16
05S46E	10	NE	NW	3.9
05S46E	10	NW	NW	19
Section Total				22.9
Total Acres				149.2

615 acres

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FEB 27 2009

GPS waypoints, A24-2000B

Waypoint	Lat_dd	Lon_dd	Claim	Sitetag	Feature	Instrument	Collected	Notes
40	43.00308333	-111.0580167	A24-02000B	none	POD	Garmin Geko 201	B. Contor	Site of 1967 electric pump
41	43.0113	-111.0689167	A24-02000B	none	Other	Garmin Geko 201	B. Contor	photo from this location
42	43.01033333	-111.0539167	A24-02000B	none	POU	Garmin Geko 201	B. Contor	NE corner of POU approx.

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FEB 27 2009

GPS locations

- Brief -

Bannock County *
Tin Cup Creek *
7.8 sec. ft *
Irrigation *
Priority 4-22-04 *

STATE OF IDAHO

--Water License No. 551--

WHEREAS, On the 22nd day of April, A. D. 1904, GEORGE W. RAINNEY, F. G. ROBINSON, JR., WILLARD ROBINSON, and JOHN ROBINSON, of Freedom, County of Uinta, and State of Wyoming, duly made application (No. 790) to me for a permit to use seven and eight-tenths cubic feet per second of the waters of Tin Cup Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the twenty-third day of April, A. D. 1904, Permit No. 551 was issued to said applicants for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the twenty-third day of April, A. D. 1905, and for the application to beneficial use of said water on or before the twenty-third day of April, A. D. 1906; and,

WHEREAS, On the fifth day of September, A. D. 1904, the holders of said permit duly made proof of the completion of adequate works for the diversion of seven and eight-tenths cubic feet per second of said waters, as evidenced by my Certificate No. 551, dated September 15, 1904, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use seven and 8/10 cubic feet per second of water, with date of priority of April 22, 1904, and,

WHEREAS, On the fifth day of September, A. D. 1904 proof was duly made of the application to beneficial use of seven and eight-tenths cubic feet per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to George W. Rainey, F. G. Robinson, Willard Robinson and John Robinson, of Freedom, Wyoming, the holders and owners of said Permit No. 551 a perpetual right, dating from April 22, 1904, to the use of seven and eight-tenths cubic feet per second of the waters of Tin Cup Creek, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at or near a point 120 rods west and 80 rods south of the north-east corner of section 9, Township 5 South of Range 46 East, B. M., and conducted to and upon east half of south-east quarter of section four; west half of south-west quarter of section three, Township five south of range forty-six east of Boise Meridian; Lots one and two, south-east quarter of north-west quarter of section thirty-four, Lots three and four of section twenty-seven, in Township four south of Range forty-six east of Boise Meridian, for the purpose of irrigation and domestic use; subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS My hand and the seal of my office, at Boise, Idaho, this fifteenth day of September, A. D. Nineteen Hundred and Four.

(Seal)
Recorded September 15, 1904.

Wayne Darlington, State Engineer.

22 Apr 1904
55 46 E 9
NE E
SCANNED
24 2000
FEB 27 2009

..... Brief
Bannock County
Tin Cup Creek
7.8 sec. ft
Irrigation
Priority 4-22-04
.....

S T A T E O F I D A H O

--Water License No. 551.--

WHEREAS, On the 22nd day of April, A. D. 1904, GEORGE W. RAINEY, P. G. ROBINSON, JR., WILLARD ROBINSON, and JOHN ROBINSON, of Freedom, County of Uinta, and State of Wyoming, duly made application (No. 790) to me for a permit to use seven and eight-tenths cubic feet per second of the waters of Tin Cup Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the twenty-third day of April, A. D. 1904, Permit No. 551 was issued to said applicants for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the twenty-third day of April, A. D. 1905, and for the application to beneficial use of said water on or before the twenty-third day of April, A. D. 1906; and,

WHEREAS, On the fifth day of September, A. D. 1904, the holders of said permit duly made proof of the completion of adequate works for the diversion of seven and eight-tenths cubic feet per second of said waters, as evidenced by my Certificate No. 551, dated September 15, 1904, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use seven and 8/10 cubic feet per second of water, with date of priority of April 22, 1904, and,

WHEREAS, On the fifth day of September, A. D. 1904 proof was duly made of the application to beneficial use of seven and eight-tenths cubic feet per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to George W. Rainey, P. G. Robinson, Willard Robinson and John Robinson, of Freedom, Wyoming, the holders and owners of said Permit No. 551 a perpetual right, dating from April 22, 1904, to the use of seven and eight-tenths cubic feet per second of the waters of Tin Cup Creek, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at or near a point 120 rods west and 80 rods south of the north-east corner of section 9, Township 5 South of Range 46 East, B. M., and conducted to and upon east half of south-east quarter of section four; west half of south-west quarter of section three, Township five south of range forty-six east of Boise Meridian; Lots one and two, south-east quarter of north-west quarter of section thirty-four, Lots three and four of section twenty seven, in Township four south of Range forty-six east of Boise Meridian, for the purpose of irrigation and domestic use; subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS My hand and the seal of my office, at Boise, Idaho, this fifteenth day of September, A. D. Nineteen Hundred and Four.

(Seal)
Recorded September 15, 1904.

Wayne Darlington, State Engineer.

MICROFILMED

24 2010

FEB 27 2009

Northeast quarter of the Northeast Quarter of Section Nine described as follows: Commencing at the Northeast corner of said Northeast Quarter of the Northeast Quarter and thence running West 71 Rods; thence South 694.75 feet; thence East 71 Rods; thence North 694.75 feet to the place of beginning; the Northwest quarter of the Southwest Quarter, the Southwest Quarter of the Southwest Quarter of Section Three and the following tract of land in the East half of the Southwest Quarter of said Section Three described as follows: Commencing at a point 65 Rods West of the Southeast corner of the Southwest Quarter of said Section Three and thence running North 127 rods and 10 links; thence West 5 Rods; thence North 32 Rods $6\frac{1}{2}$ feet; thence West 10 Rods; thence South 160 Rods; thence East 15 Rods to the point of beginning; AND ALSO the following described tract of land situate in the North Half of the Northwest Quarter of Section Ten, to-wit: Commencing at the Northwest corner of said North Half of the Northwest quarter and thence running South 42 Rods $1\frac{3}{4}$ feet; thence East 95 Rods; thence North 42 Rods $1\frac{3}{4}$ feet; thence West 95 Rods to the place of beginning; ALL situate in Township Five South of Range Forty-six East of the Boise Meridian, excepting therefrom a parcel of land described as follows:

Beginning at a point 80 Rods West of the center of said Section Three, thence West $27\frac{1}{2}$ Rods; thence Southwest 43 Rods; thence East 56 Rods; thence North 32 Rods to the place of beginning.

SUBJECT to that certain Federal Farm Loan Amortization Mortgage dated September 1st, 1928 in favor of the Federal Land Bank of Spokane in the sum of Sixty-seven hundred and No/100ths Dollars and which said mortgage the party of the second part herein hereby assumes and agrees to pay.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part;

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered
in Presence of S. E. Matthews.

John Robinson, Seal.

STATE OF IDAHO)
County of Caribou.) 1928

On this Twentieth day of October in the year 1928, before me S. E. Matthews, a Notary Public in and for said State, personally appeared John Robinson, a widower, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

MICROFILMED

Recorded at request of Raymond Robinson.
May 6, 1939, at 9:30 A.M. \$ 1.20.

S. E. Matthews, Notary Public
Residing at Soda Springs, Idaho.
My commission expires August 2nd,
1932.

W. E. Clifton
Recorder.

County of Caribou

On this 5th day of January, 1928, I, Chester, Clerk of the District Court of Caribou County, State of Idaho, do hereby certify that Laura Isabel Moore, a widow, known to me to be the person who executed the within instrument, and acknowledged to me that she executed the same as her free act and deed. In Testimony whereof, I have hereunto set my official seal, the day and year first above written.

Recorder.

-----000-----

Instrument No. 10129.

THIS INDENTURE, Made this Twentieth day of October in the year of our Lord one thousand nine hundred and twenty-eight (1928) between John Robinson, a widower of Freedom, County of Lincoln, State of Wyoming, the party of the first part, and Reynold Robinson, of Freedom County of Lincoln, State of Wyoming, the party of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of \$ One and No/100ths (\$1.00) \$ Dollars, -lawful- of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in the County of Caribou, State of Idaho, to wit:

The South Half of the Northeast Quarter and the North Half of the Southeast Quarter of Section Four; and a Tract in the Southeast Quarter of the Southeast Quarter of said Section Four described as follows: Commencing at the Northeast corner of said Southeast Quarter of the Southeast Quarter and thence running West 71 Rods; thence South 90 Rods; thence East 71 Rods; thence North 90 Rods to the place of beginning; ALSO, a Tract in the

MICROFILMED

SCANNED

FEB 27 2003

Permit No 550
Certificate of Completion of Works

To All Whom It May Concern:

This is to certify that Sarah Pladdy of Blaine, County of Washington, and State of Idaho, the holder of Permit No 550, issued upon Application No 786 bearing date of priority of April 20, 1904, authorizing the diversion of 6.1 second feet of the waters of North Fork of Brownlee Creek, County of Washington, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the form 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 6.1 second feet of the waters of North Fork of Brownlee Creek, that the point of diversion of said waters Northeast quarter of the Southeast quarter (NE 1/4 SE 1/4) Section 3 Township 16 North, Range 4 West of Boise Meridian and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southeast quarter of Southeast quarter (SE 1/4 SE 1/4) Section 5, West half of Northwest quarter (NW 1/2 NW 1/4) Section 7; East half of Northeast quarter (E 1/2 NE 1/4) Southwest quarter of Northeast quarter (SW 1/4 NE 1/4) South half of Northwest quarter (S 1/2 NW 1/4) Section 8 Township 16 North, Range 4 West of Boise Meridian.

Witness my hand this 1st day of June A.D. 1907

Jos. Stephenson Jr
State Engineer of the State of Idaho

License issued for $4\frac{1}{2}$ second feet

Dec 9 1907

Permit No. 551.

Certificate of Completion of Works.

To all Whom It May Concern:

This is to certify that George W. Ramey, F. B. Robinson, Jr., Willard Robinson and John Robinson, of Freedom, County of Uinta, and State of Wyoming, the holders of Permit No. 551, issued upon Application No. 790 bearing date of priority of April 22, 1904, authorizing the diversion of seven and five second feet of the waters of Tim Oup Creek, County of Bonanza, State of Idaho at point 120 rods west and 50 rods south of N.E. corner of Sec. 9 T. 5. S. R. 46 E. for irrigation and domestic purposes have 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 seven and eight tenths second feet of water; and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: East half of south-east quarter of section four; west half of south-west quarter of section three, Township five south of range forty-six east of Boise Meridian; Lots one and two, north-east quarter of North-west quarter of section thirty-four; Lots three and four of section twenty-seven, in Township four south of Range forty-six east of Boise Meridian.

Witness my hand this fifteenth day of September, A.D. 1904

Wayne Darlington

State Engineer of the State of Idaho

License issued for 78 second feet

Page 4

SCANNED

27 2009

the Public Waters of the

APPROVAL OF STATE ENGINEER.

The number of this permit is 550

Date of first receipt of application 8:30 A.M., April 20, 1904.

Returned to applicant for correction 190

Corrected application received 190

Recorded in Book 2, Page 650

Approved April 23, 1904

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 grant the same, subject to the following limitations and conditions:

One-fifth of the work above specified to be completed on or before October 23, 1904.

The whole of said work to be completed on or before April 23, 1905.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to April 23, 1913.

Witness my hand this Twenty-third day of April, 1904.

Wm. H. Scarborough
State Engineer.

Notice of Proof of Completion of Work and Notice of Proof of Beneficial Use mailed applicant April 20, 1904. Notices received April 20, 1904. Filing May 25, 1907 as the date of proof and Cambridge Idaho as the place of proof. Notice sent to Cambridge Idaho for publication April 20, 1904. Also same date W. W. Blakeslee of Cambridge was requested to examine works and Deposition blanks sent to applicant. Depositions of holder and witnesses received May 29, 1907 also fee and affidavit and Report of Mr. Blakeslee. All papers being in Certificate of Completion were issued this 1st day of June 1907.

APPROVAL OF STATE ENGINEER.

The number of this permit is 551.
 Date of first receipt of application E. M. April 22, 1904.
 Returned to applicant for correction 190.
 Corrected application received 190.
 Recorded in Book 2, Page 551.
 Approved April 23, 1904.

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 grant the same, subject to the following limitations and conditions:

One-fifth of the work above specified to be completed on or before October 23, 1904.
 The whole of said work to be completed on or before April 23, 1905.
 The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to April 23, 1906.

Witness my hand this twenty-third day of April, 1904.

Myron D. Robinson,
 State Engineer.

Notice of proof of completion of work and application for beneficial use received July 8, 1904; but filed in State office of proof, beside other discrepancies. Two notices prepared and mailed F. G. Robinson, Jr., July 8, 1904.

Corrected notice of proof of completion of work and application of water to use received July 23, 1904, and same date mailed Idahoan Chief, Soda Springs, Idaho, for publication. Commissioner Turner advised of proof same date.

Depositions, fees and report of Commissioner Turner in the matter of proof of completion of work and proof of application of water to beneficial use received September 10, 1904. Proof of publication of notice in the matter of each proof received and filed September 15, 1904. Depositions and report show water to have been diverted and used in accordance with specifications contained in application.

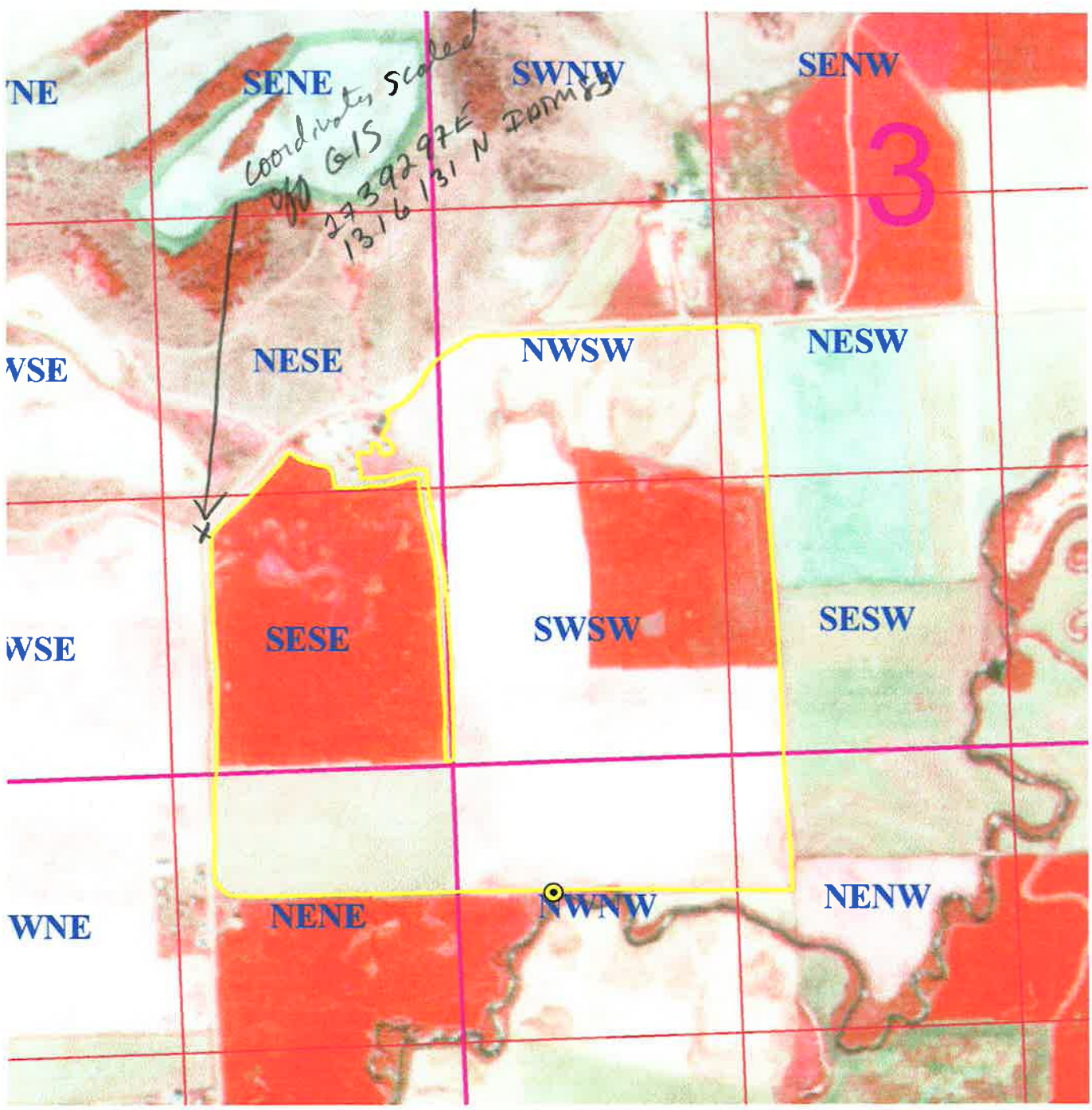
Certificate of Completion and License issued September 15, 1904.

SCANNED

FEB 27 2009

Water Right Claim Number 24-02000B
Township , 5S46E

04/02/2001



Legend

Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals



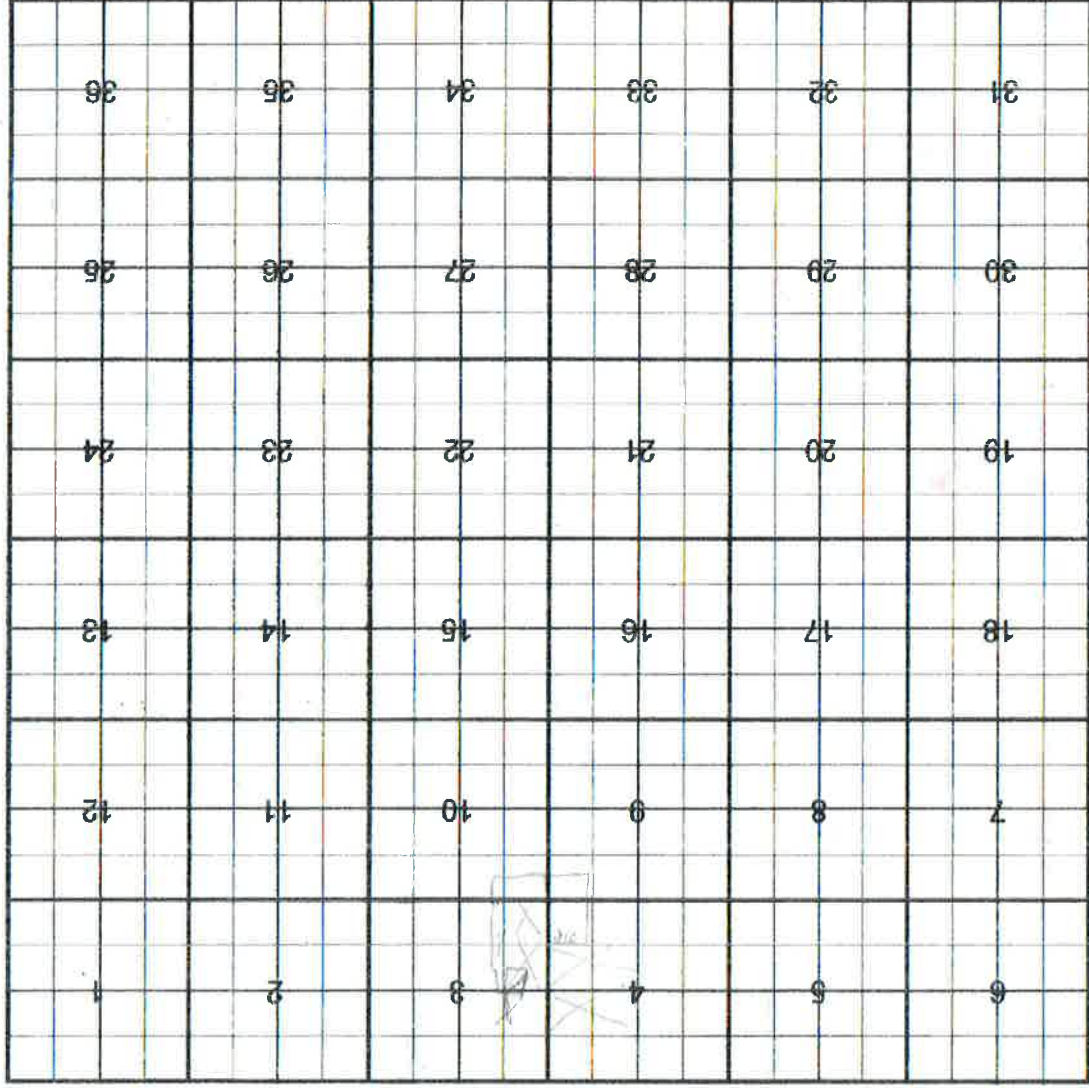
SCANNED
SPATIAL
DYNAMICS

五

MICROFILMED

FEB 7 2009

SCALE: ONE INCH TO ONE MILE



MICROFILMED

SCANNED

FEB 27 2009

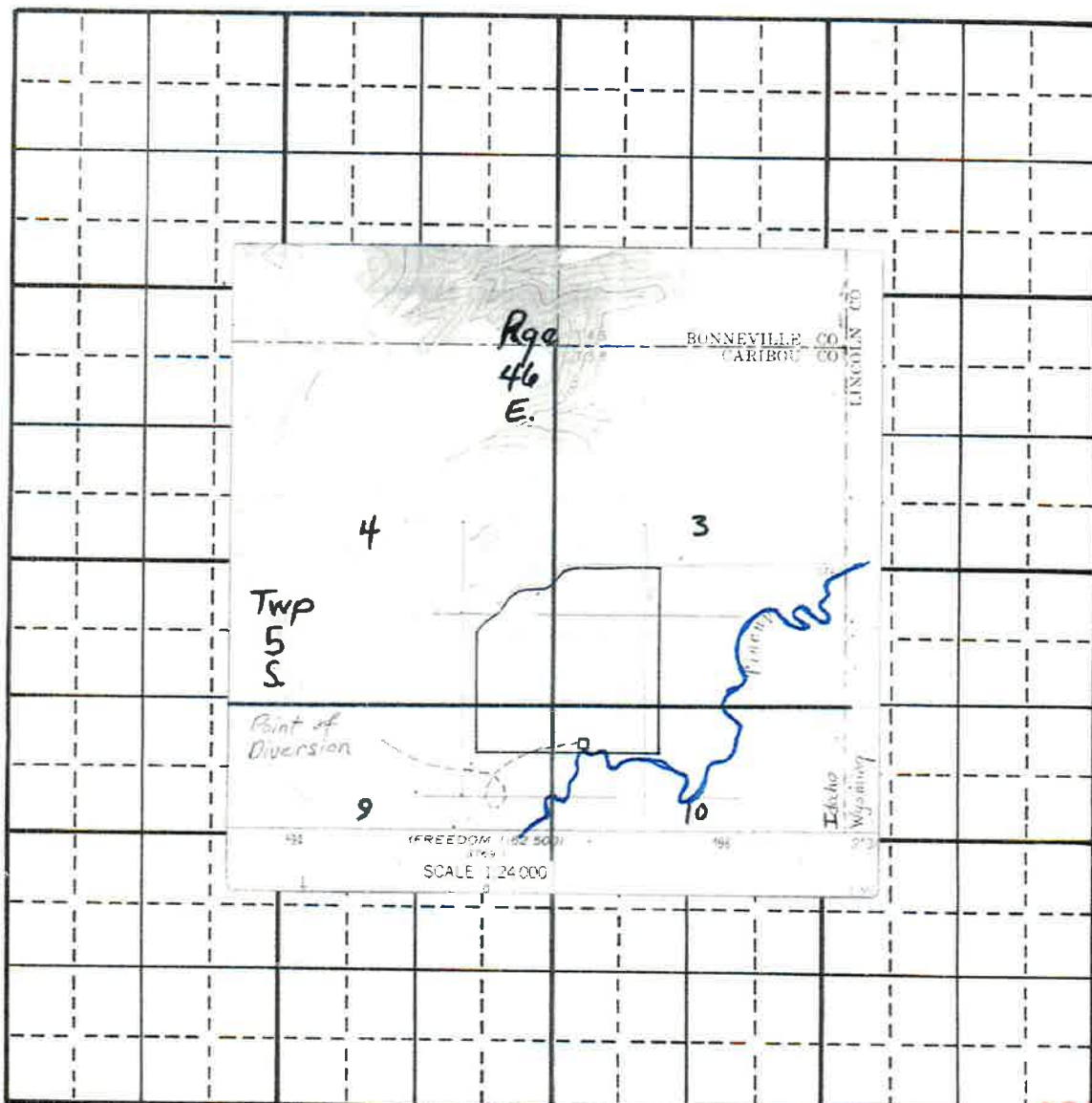
Wells, Bureau
9736-
1 w/for 151
78 cfs
about 531

c. Describe the place of use to which the right will be transferred

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5S	46E	3									2.5	21	40	5					68.5
		4													5				5
		9	18.5																18.5
		10					2.5	20											22.5

Total number of acres to be irrigated 151.5

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

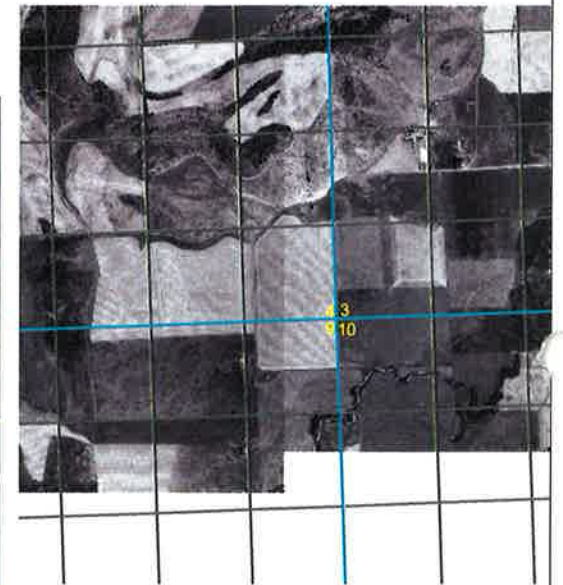
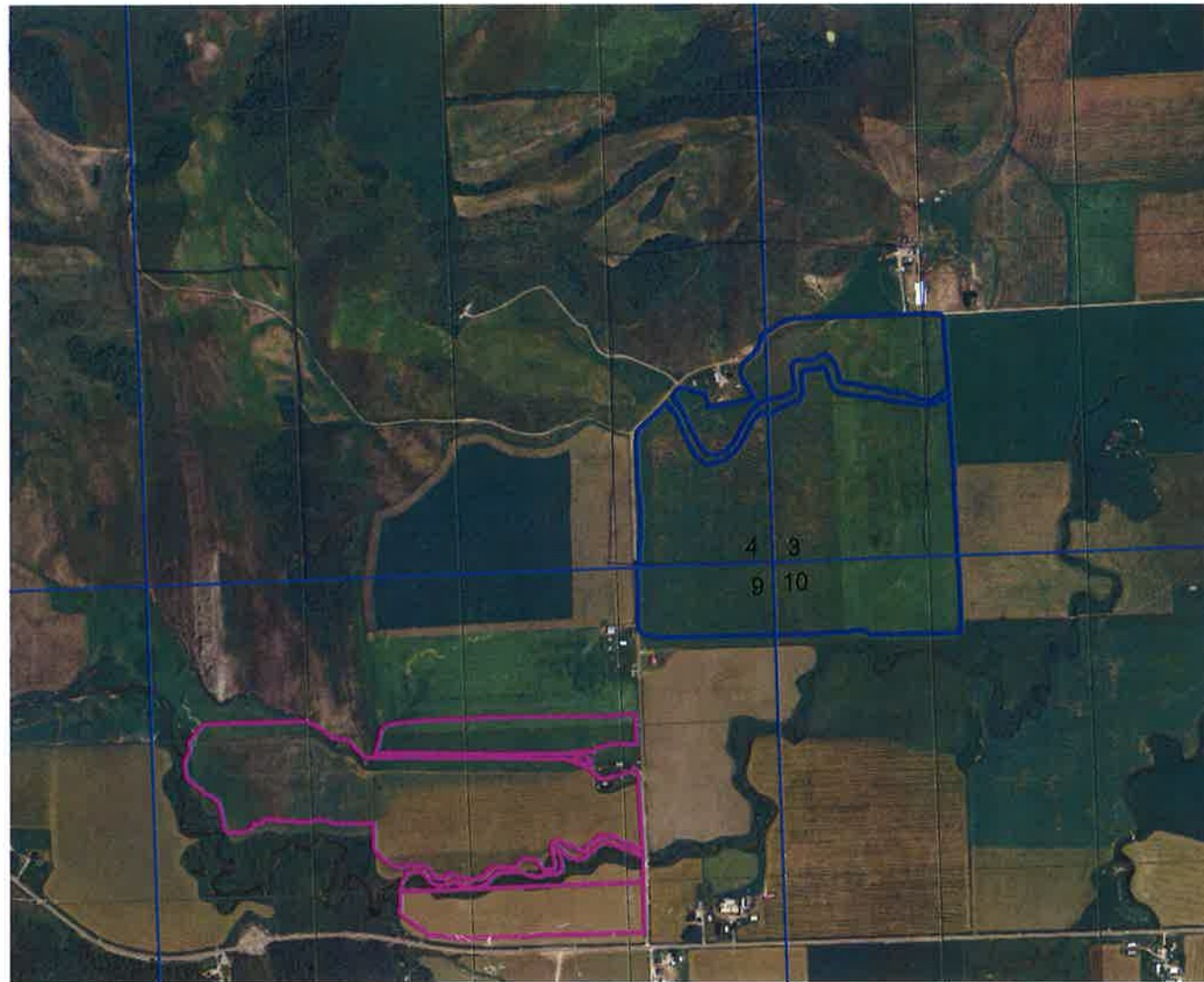


SCALE: 2 inches equal 1 mile. Draw plan in ink.

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SCANNED
FEB 27 2009

24-2000B



- 24-10029.shp
- Sections
- 24-2000b.shp
- GCDB05S46E GCDB
- Administrative BasinsAdminbas.shp



0.4 0 0.4 0.8 Miles

TSS R46E

Sec. 4 | 3
9 | 10

FILE 27 6038



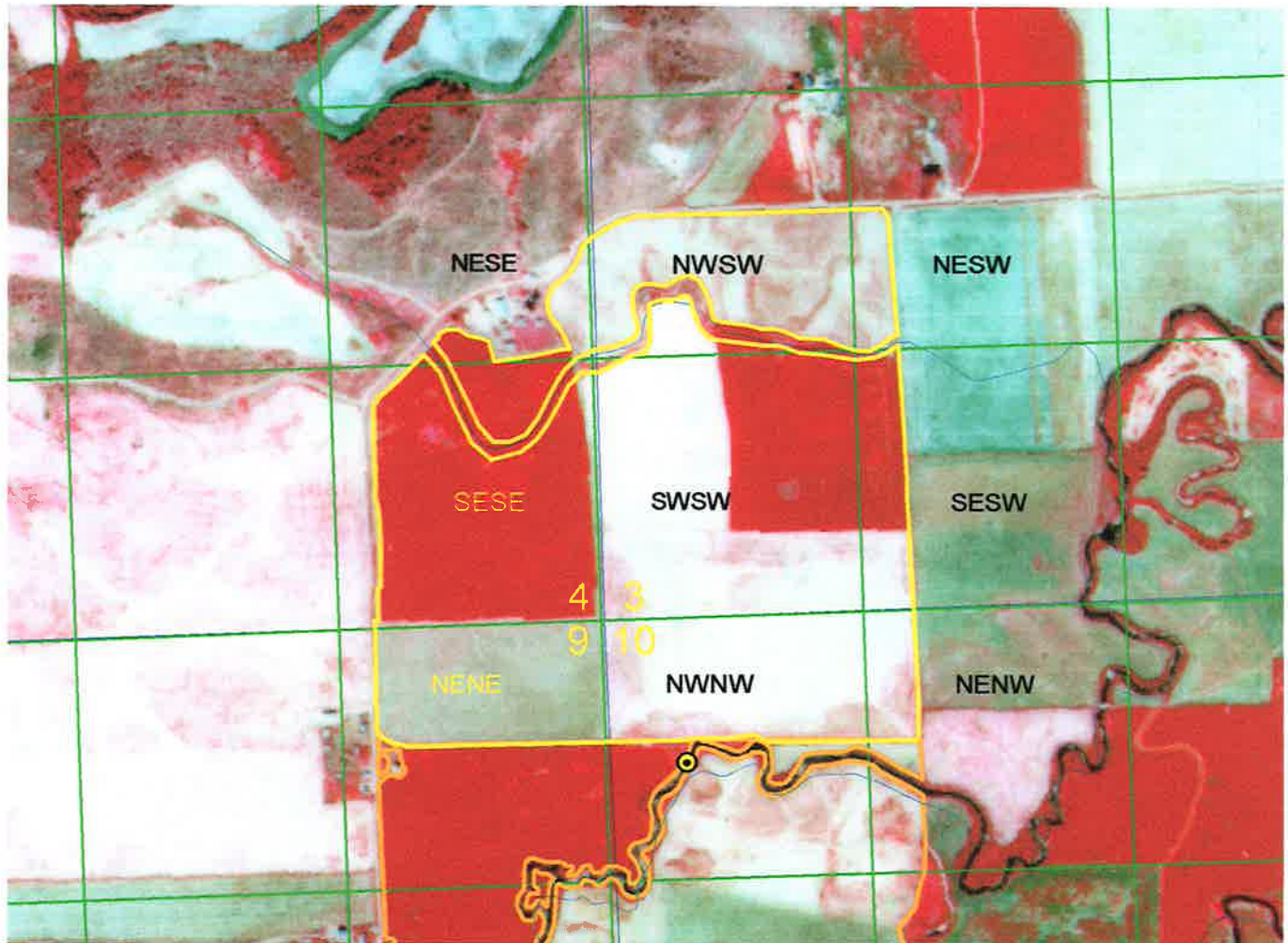
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 24-2000B



600 0 600 1200 Feet

- LEGEND**
- ⊙ Point of Diversion
 - Place of Use
 - Townships
 - Sections
 - Quarter-Quarters

Place of Use: T5S, R46E:
(part of) Sec. 3, NESW,
NWSW, SWSW, SESW
(part of) Sec. 4, NESE, SESE
(part of) Sec. 9, NENE
(part of) Sec. 10, NENW, NWNW
Point(s) of Diversion: T5S, R46E:
Sec. 10, SWNWNW



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: January 2006.

OK
JC
7/26/06

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

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
	24-2000 B			24-10739	
	24-10735				
	24-10736				
	24-10737				
	24-10738				

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

NO fee when in the A.T. review.

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)

Robinson Family Ranch
1856 S. 180 W. Orem, UT 84058.

4. New Owner/Claimant(s)

Robinson Family Limited Partnership
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1856 South 180 West

City, State and ZIP Code

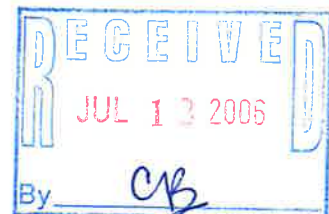
Orem, UT 84058

New Telephone Number

(801) 225-6103

5. Date you acquired the property

Dec. 13, 1989



SCANNED

FEB 27 2009

LIMITED PARTNERSHIP AGREEMENT
FOR
ROBINSON FAMILY LIMITED PARTNERSHIP

ARTICLE 1

LIMITED PARTNERSHIP

1.1 Formation. The parties hereby form a Limited Partnership (the "Partnership") pursuant to the Uniform Limited Partnership Act, Chapter 2, Title 53, of the Idaho Code, as amended.

1.2 Filing. Promptly after the execution of this Agreement, the General Partners shall cause a Certificate of Limited Partnership to be executed and cause the Certificate of Limited Partnership to be filed for record as required by Idaho law and shall execute such further documents and take such further action as shall be appropriate to comply with the requirements of law for the formation and operation of a Limited Partnership in all states where the Partnership elects to do business.

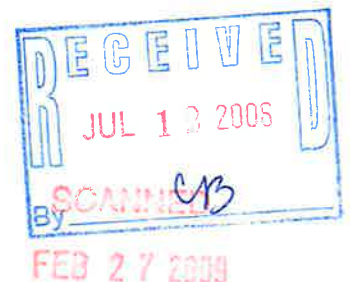
1.3 Name. The name of the Partnership shall be ROBINSON FAMILY LIMITED PARTNERSHIP.

1.4 Character of Business. The business of the Partnership shall be:

(a) Farms and Ranches. To do all things reasonable and proper in the operation, acquisition and sale of farms and ranches.

(b) To Transact other Business. To transact any and all other businesses for which limited partnerships may be formed under the laws of Idaho.

(c) To Act on own Account or for Others. To accomplish any of the foregoing purposes for its own account or as nominee, agent or trustee for other individuals, partnerships, corporations or other entities.



1.5 Principal Place of Business. The location of the principal place of business of the Partnership shall be at Caribou County, Idaho, or at such other place as may be selected from time to time by the General Partners.

1.6 Registered Agent. The name and address of the agent for service of process upon the Partnership shall be June R. McGavin, residing at Freedom, Idaho, whose mailing address is Freedom, Wyoming 83120.

1.7 The Partners. The status, name and address of each partner are as follows:

GENERAL PARTNERS

BUSINESS ADDRESS

June R. McGavin

Freedom, Wyoming 83120

R. Dean Robinson

164 Lincoln Avenue
San Luis Obispo, California 93401

LaNea Adams

1113 Cornell Drive
Davis, California 95516

ReNell Hadley

1230 Cassidy Circle
Bountiful, Utah 83010

LIMITED PARTNERS

BUSINESS ADDRESS

June R. McGavin

Freedom, Wyoming 83120

R. Dean Robinson

164 Lincoln Avenue
San Luis Obispo, California 93401

LaNea Adams

1113 Cornell Drive
Davis, California 95516

ReNell Hadley

1230 Cassidy Circle
Bountiful, Utah 83010

Throughout this Agreement, the term "General Partners" shall refer to the original General Partners and any other General Partners who may be admitted to the Partnership under the terms of this Agreement. The term "Limited Partners" shall include both the original Limited Partners and any other Limited Partners who may be admitted to the Partnership under the terms of this Agreement. The term "Partners" shall refer to both General and Limited Partners.

OCT 21 1985

I Hereby certify that this instrument was made
at the request of Harry L. Meikle
at 9:00 o'clock AM in this 17 day of
October, 1985 in my office and duly

recorded in Microfilm Records

Myrna W. Archibald

Ex-Officio Recorder

6.00

Deputy

DEED OF DISTRIBUTION

THIS DEED, made this 24th day of June, 1985,
between Eliza L. Robinson, personal representative of the
Estate of Reynold F. Robinson, deceased, of Caribou County,
State of Idaho, the Party of the First Part, and Eliza L.
Robinson as Trustee of the Family Trust created under the Last
Will and Testament of Reynold F. Robinson, whose mailing
address is Freedom, Wyoming 83120, Party of the Second Part.

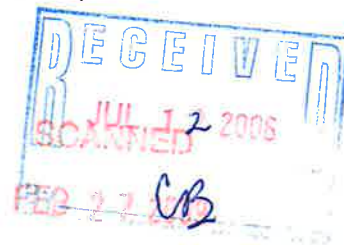
WHEREAS, Eliza L. Robinson Party of the First Part, is the
duly appointed and acting personal representative of the Estate
of Reynold F. Robinson deceased; and

WHEREAS, Eliza L. Robinson as Trustee of the Family Trust
created under the Last Will and Testament of Reynold F.
Robinson Party of the Second Part, is entitled to receive
distribution of the property hereafter described in this deed
under the terms of the Last Will and Testament of the decedent
and pursuant to the provisions of the Idaho Uniform Probate
Code;

NOW, THEREFORE, WITNESSETH, that the said Party of the
First Part, for a valuable consideration, and for the purpose
of distributing certain real property from the Estate of
Reynold F. Robinson deceased, does by these presents hereby
distribute, grant, bargain, sell, convey, and confirm unto the
said Party of the Second Part, all of the estates interest in
that certain parcel of land, situate, lying and being in
Caribou County and more particularly described as follows:

Township 5 South, Range 46 East of the Boise
Meridian, Caribou County, Idaho:

The South Half of the Northeast Quarter and the North
Half of the Southeast Quarter of Section Four; and a tract
in the Southeast Quarter of the Southeast Quarter of said
Section Four described as follows: Commencing at the
Northeast Corner of said Southeast Quarter of the
Southeast Quarter and thence running West 71 rods, thence
South 80 rods, thence East 71 rods, thence North 80 rods
to the place of beginning; Also, a tract in the Northeast
Quarter of the Northeast Quarter of Section Nine described
as follows; Commencing at the Northeast corner of said
Northeast Quarter of the Northeast Quarter and thence
running West 71 rods, thence South 694.75 feet, thence



East 71 rods, thence North 694.75 feet to the place of beginning: The Northwest Quarter of the Southwest Quarter, the Southwest Quarter of the Southwest Quarter of Section Three and the following tract of land in the East Half of the Southwest Quarter of said Section Three described as follows: Commencing at a point 65 rods West of the Southeast Corner of the Southwest Quarter of said Section three and thence running North 127 rods and 10 links, thence West 5 rods, thence North 32 rods 6 1/2 feet, thence West 10 rods, thence South 160 rods, thence East 15 rods to the point of beginning; and also the following described tract of land situate in the North Half of the Northwest Quarter of Section Ten, to-wit: Commencing at the Northwest Corner of said North Half of the Northwest Quarter and thence running South 42 rods 1 3/4 feet, thence East 95 rods, thence North 42 rods 1 3/4 feet, thence West 95 rods to the place of beginning; ALL situate in Township Five South, Range Forty-six East of the Boise Meridian, excepting therefrom a parcel of land described as follows: Beginning at a point 80 rods West of the center of said Section three, thence West 27 1/2 rods, thence Southwest 43 rods, thence East 58 rods, thence North 32 rods to the place of beginning.

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

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the Party of the Second Part, and to his heirs and assigns forever.

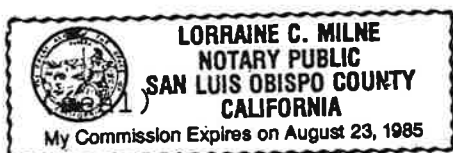
IN WITNESS WHEREOF, the said Party of the First Part has hereunto set his hand and seal the day and year first above written.


Eliza L. Robinson

STATE OF California)
) ss.
County of San Luis Obispo

On this 24th day of June, in the year of 1985,
before me, the undersigned, a Notary Public in and for said
state, personally appeared ELIZA L. ROBINSON, known or
identified to me to be the person whose name is subscribed to
the within instrument as Personal Representative and
acknowledged to me that she executed the same as such Personal
Representative.

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



Lorraine C. Milne
Notary Public for First Bank of San Luis Obispo
Residing at 995 Higuera, San Luis Obispo, CA.
My Commission Expires: 08-23-85

5932c/sg

COPY

Gary L. Meikle, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO
P. O. Box 50130
Idaho Falls, Idaho 83405
Telephone: (208) 523-0620

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CARIBOU

MAGISTRATES DIVISION

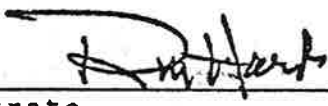
IN THE MATTER OF THE ESTATE	)	Case No. 89-018M
	)	
OF	)	
	)	ESTATE CLOSING ORDER
ELIZA L. ROBINSON,	)	
	)	
Deceased.	)	
_____	)	

Upon consideration of the Petition for Approval of Final Settlement and Distribution filed by Reynold Dean Robinson, the Court determines and finds that the allegations and statements in the petition are true, all required notices have been given or waived, and the estate has been administered according to the laws of this state and the orders of this Court and should be closed.

THEREFORE,

The waivers of all accountings including final accountings of the personal representative is hereby approved; the beneficiaries have waived notice; the personal representative is hereby authorized and directed to deliver and distribute title and possession of the assets of the estate to the distributees in the amount and the manner set forth in the annexed Schedule of Distribution; upon making such delivery and distribution, the personal representative shall be fully and finally released and discharged from his trust, and shall be released and discharged from any and all liability arising in connection with the performance of his duties as personal representative; and the administration of this estate shall be closed.

DATED: 11/13/89


Magistrate

SCANNED

FEB 27 2009

SCHEDULE OF DISTRIBUTION

All estate assets will be distributed in equal shares to Reynold Dean Robinson, June R. McGavin, LaNea Adams, ReNell Hadley, except the following assets:

1. The personal belongings have been distributed among the heirs.
2. The estate will distribute \$10,000.00 to a partnership composed of the four estate beneficiaries for operating cash. The balance will be distributed to the heirs. ReNell Hadley has previously received \$7,000.00, so each of the other beneficiaries will receive \$7,000.00. The balance of the cash will then be distributed equally among the four beneficiaries.

4508h/as
#3812.00

STATE OF IDAHO }
COUNTY OF CARIBOU } ss.

I hereby certify that the foregoing instrument is a full, true and correct copy of the original on file in the office of the undersigned Clerk of the Magistrate's Division, District Court of the Sixth Judicial District of Idaho, for Caribou County.

Given under my hand and seal at my office in Soda Springs, Idaho, this 15 day of Nov, 1989

Jara Mendenhall

No. L01634

ROBINSON FAMILY
LIMITED PARTNERSHIP

Certificate of
Limited Partnership

STATE OF IDAHO
Department of State
Boise, Idaho

Approved, filed and admitted to the
corporation records of the State of
Idaho

Date January 2, 1990

Time 10:45 a.m.

FEES PAID \$ 60.00

Pete T. Cenarrusa

SECRETARY OF STATE

By: *Greg J Clark*

Invoice # 94805

CCR # 44788

Filing Party

Holden, Kidwell et al

P. O. Box 50130

Idaho Falls, Idaho 83405

Registered Agent:
June R. McGavin
Freedom, Idaho

SCANNED

FEB 27 2009

Notes

9/19/06 POY Shape 144 acres G:\basin24\shapes\242000b

GPS POD: SWNW NW sec. 10 T5S R46E

G:\basin24\GPS points\24-2000b - GPS pod

- priority?

Email from Nick, the LDS Church used the defense of forfeiture that in growing alfalfa it didn't require water.

Talk with claimant on crop history. ~~CB~~

9/25/06 History of the ranch since 1904.

Crop has been alfalfa & barley. ~~B~~

Would take it out of alfalfa to barley for 4-5 years then back to alfalfa 5-7 years.

Barley requires enough water to keep it going. Depends on water, rain.

Dean's cell 801-360-7521

9/25/06 Dean met with me and submitted additional documents.

SCANNED

FEB 27 2009

Notes

6/26/06 Dean Robinson called, I advised him to Nick Spruner. To answer assumption of his right.

- Got an address/ownership change to Robinson LLC. 6/26/06 That sent me an email today that Dean would probably be contacting Henry Ridge or Kristina on morning his right. No comment on letter. Letter not sent yet!

6/27/06 Received some information from Nick on letter to Dean Robinson. Made changes and sent letter. CB.

7/12/06 David ownership changed. CB

8/1/06 David file from F.F. via Roger Warren CB

8/31/06 conducted field work to see how system installed by Robinson Farming + Room for Rent outg. Idaho fall. CB

9/19/06 Negative photos, down load GPS PT. POD. SW NW NW sec 10, T5S R46E

Dean Robinson called to see if he needs to send photos of the new system. 9/25/06 apt to complete NOE's.

FEB 27 2003
SCANNED

Notes

6/1/06. 11:30 AM. Mr. Robinson called and talked with Sonja on springs that have been developed for stock, domestic to get the correct legal descriptions for the POD'S + POU'S.

He asked me if they can get "credit" for irrigating the ground in 2005, with the potential for a new system in 2006.

Photo was taken 10-1-2005 according to the date stamp of the photo. Resumption priority 10-1-05? Sent Nick an email to ask about the resumption date, advanced priority!

6/8/06 email response from Nick Spencer. cc Ernie Ray ^{Williams}

"To resume the use the appropriator actually has to be diverting the water out on the ground and actually irrigating with it for purpose of growing something. If he has done this, and put enough water on the land to noticeably increase the growth of the crop on the land, then he has resumed the use."

If he hasn't done this but staged a pump then he has not resumed use of the water. CB

6/19/06 Mr. Robinson came in and filed domestic claims, Cameron is still working on his system. It will be another month.

6/23/06 Sent Mr. Robinson a letter that his claim is being disallowed and that he has not proven resumption on the ground CB

6/23/06 emailed Nick a copy of letter. Nick was out today. He will comment Monday.

SCANNED
FEB 27 2009

1-861-360-7521

Notes

2:45pm

5/30/86 Dean Robinson called and said he's in freedom meeting with Cameron Williams NRES and he's going to design a system for Mr. Robinson. There is no cost phase money available because he (Robinson) hasn't migrated the place in the last 3 years. He also wants to know if I have any closer to a letter to him about what to do. His explanation 5/30/86 Cameron Williams NRES 547-4396 X110. And he is working with Mr. Robinson on a system but hasn't put anything on paper yet. Cameron wants to know if Mr. Robinson was at risk of losing his wife? I said yes. Because everything I have said that the hasn't migrated since 1983.

5/30/86 Recommending claim to be dissolved at this time Mr. Robinson later. And since 1983 Mr. Robinson hasn't had a system to design nor he wants. He's planning to install a system so if he does we could provide a system. The next with an advanced priority date.

By far

SCANNED

FEB 27 2009

That he felt within the abandonment
 of his wife's estate and has no option
 to show that he intended to assume use
 of the property to him on 10th of May
 during our meeting he made a statement
 of his going to assume using the water
 this explanation to mean the 10th was
 that he was never told that he had to
 use the water works to keep his
 right?

Notes

4/20/06 FSA crop reports 2003-2005.

4/20/06 Sent Mr. Robinson a letter addressing irrigation issues and inconsistencies in Aug 29 2005 letter. CB

5/8/06 Fedex Response to Cindy's letter. SL

5/10/06 11am apt. w/Dean Robinson.

- Irrigated in 1972

- No irrigation after 1983

TOPO/Quad 2100.

During meeting with Dean Robinson & Brother-in-law Job, we could not locate the ditches from the 1976 Orthoquad.

5/23/06 I went into the field to check out a claim that someone was in the stream channel ~~to~~ Tin Cup Crk. It turned out to be incorrect but I was able to talk with Fred Brog. Fred farms many of the places in the Valley. He has never farmed the Dean Robinson's place. Last fall he was asked to bring in pump (portable-diesel) over and park it off Tin Cup Crk.

Notes

10-6-05 Received photos from Claimant, BT

12-5-05 Sent claimant a change in address form DB

12-12-05 Received " of " " " BP

12/21/05 Scott Wolfrey called to say that the Robinson Family haven't irrigated for years. They borrowed hand lines & a pump and took the pictures. Per conversation between Scott and Pauline Bassett. CB

12-28-05 None irrigated 2003-2005. May irrigate 1 out of 5 per Chadger/Kap/Keefer is the one that reports crops. BP

Transfer approved Jan, 1984. 12/30/05 T2941 only lists about 71/4 acres irrigated under each Q/Q but the total number of acres is 151.5. The shape under the transfer appears to be same. I added the Coy Condition to cover the acres, however, I don't think any change has accurately occurred on the ground. CB

2/23/06. phone conversation with L. Scott Wolfrey, the photo's that Dean sent in were staged.

2/28/06 email to Nick Spencer on conversation with L. Scott Wolfrey.

- Nick - toll of forfeiture is hard to prove.

(2100)

4/19/06. 1976 Orthoguards - E 1/2 SE Sec 4 & W 1/2 SW Sec 3 should be irrigated.

SCANNED

FEB 27 2009

TELEPHONE & VISITOR LOG

Date: 2/23/06

Time: 3:35pm

Call X Visit

Name:

L. Scott Walfluy, ~~Ph~~

Address:

Phone No.:

520-5841

Claim No(s):

24-2000B

=====

RE:

Robinson claim. 24-2000B

Conversation:

Sean Robinson staged the sprinkler pipes & pump on their property and took pictures to send to the department for irrigation of their ground.

=====

Action Required:

SCANNED

FEB 27 2006

24-2000B

TINCUP CREEK: T5S R46E SEC 10 SWNWNW



IMG 1476

Photo number

Photo Rename

8/31/06

Date

10:45

Time

AM

PM

Robinson Family Ranch site tag placed on
the concrete box as you approach the pump.
Site tag A0015809, 50hp.
GPS Point filename "242000"
N 43° 00.193' W 111° 03.473'

8" Steel pipe to 6" Mainline. Pressure
during visit 65 psi.

Source Tincup creek. CBird
accompanied by: Dean Robinson 9/19/06

SCANNED

FEB 27 2009

24-2000B

TINCUP CREEK: T5S R46E SEC 10 SWNWNW



IMG 1477

Photo number

Photo Rename

8/31/06

Date

10:45

Time

AM

PM

36" Circular screen, 16' lift. 65psi.

Source: Tincup creek.

Robinson Family Ranch.
accompanied by Dean Robinson

CBrid
9/19/06

SCANNED

FEB 27 2009

24-2000B

TINCUP CREEK: T5S R46E SEC 10 SWNWNW



IMG 1478

Photo number

Photo Rename

8/31/06

Date

10:45

Time

AM

PM

High Trust, US. Electric pump

65psi

ID# R-8891-00-D-074

Site Tag A0015809 50hp

N43° 00.193' W111° 03.473'

Power Pole: FB51A

6

CBird

9/19/06

SCANNED

FEB 27 2009

24-2000B

T5S R46E SEC 10 NWNW & SEC 3 SWSW



IMG 1479

Photo number

Photo Rename

8/31/06

Date

10:45

Time

AM

PM

4 wheel lines order, 2 operating on POU

2 on Back order.

1/4 mi wheel lines.

5/16 Nozzles

Wheel lines run east-west, Mainline North-South.

Accompanied by: Dean Robinson

CB

9/19/06

SCANNED

FEB 27 2009

Dean Robinson - Robinson Family
8/31/06. A0015809. 50hp pump.

8" - 6" M.L. 24-2000B.
10:10am N43° 00.193'
W 111° 03.473'

65 PSI

POD: SWDWNW Sec. 10, T5S, R46E.

High trust.

US electric Pump. - 16' pull.

ID# R - 8891 - 00 - D - 074.

M.L. - runs - North - South.

- 5/16 nozzle.

Accompanied by:
Dean Robinson

1/4 mi - Wheel-line (runs east-west).

4 - wheel-line - 2. B.O.

36" - Circular Screen

2.85 cfs - 1276 GPM.

Power Pole #BS1A
R b

Photos: 1476. - Pump 50hp. Looking NE'ly
8/31/06 10:45am: 1477 Circular Screen
1478 Close-up pump.
1479 Looking N. @ Pole.

SCANNED

FEB 27 2009

1958 Blown-up Photo



RECEIVED
MAY 16 2006
By CB

RECEIVED
MAY 4 2006
BY *CB*

Pool

Scarlet

Tin Cup Creek

GRV 1112
FEB 27 1986

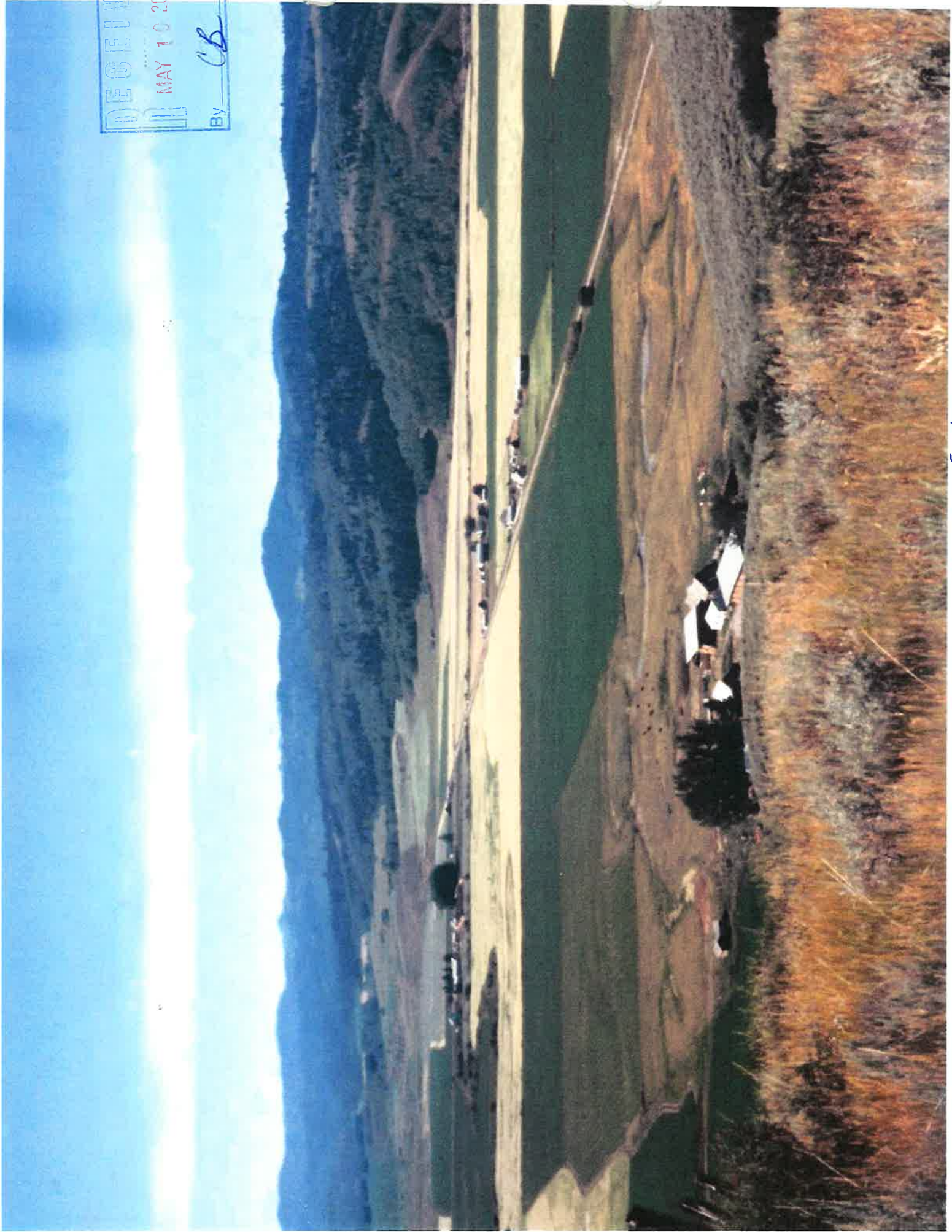


1958

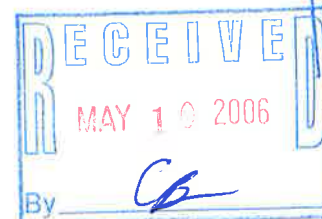


1958
1958

RECEIVED
MAY 10 2006
By CB



Fall. 877



Lab

3 phase Power
Tolt.

2005 photo.



RECEIVED
MAY 10 2006
By *CB*

lou scarlet

Wood Play

SCANNED
FEB 27 2008

1983

1977



NESE

NWSW

32.05 AC. res.

SESE

19.5 AC.

SWSW

4

3

52.4 ac.

9

10

NENE

NWNW

NENE

NWNW

NEI

SCANNED

FEB 12 2003 2003

142.3 AC.

A 24-2000b.shp

 Attributes of Intsct649.shp

<i>Tsqg</i>	<i>Acres</i>	<i>Total</i>
05S46E3SWSW	39.7	68.6
05S46E3NESW	0.0	
05S46E3NESW	3.3	
05S46E3SESW	7.1	
05S46E3SESW	0.0	
05S46E3NWSW	2.2	
05S46E3NWSW	16.3	34.1
05S46E4SESE	3.5	
05S46E4SESE	27.6	
05S46E4NESE	2.9	
05S46E4NESE	0.1	15.7
05S46E9NENE	15.7	
05S46E10NWNW	18.8	22.7
05S46E10NENW	3.9	

141.1

115.1
26.0
 141.1

SCANNED

FEB 27 2009

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	24-2000B	ROBINSON FAMILY RANCH,	TINCUP CREEK	05S46E3									2.5	21	40	5					68.6
Claim	24-2018	VONA VEE LUTHI, REED LUTHI,	TINCUP CREEK	05S46E3												19.7			24.7 X		44.4
Rec	24-2000B	ROBINSON FAMILY RANCH,	TINCUP CREEK	05S46E3									2.5	21	40	5					68.5
Right	24-2018	HASEL LUTHI, JOHN LUTHI JR, WILLARD ROBINSON,	TIN CUP CREEK	05S46E3									21			35		3	2		61
Right	24-2000B	REYNOLD F ROBINSON,	TINCUP CREEK	05S46E3									2	21	40	5					68

FEB 27 2009

SCANNED

Notes

10-21-04

Answers Dr.

Robinson FLP

Dr. R. Robinson

1856 5180 W

Darren W 84058

Q2

5-27-05 Priority date & source are the same. POD &

POU have changed. PR

21 July 05 Darren Robinson 208 873-0845 in Attn

please back

208 873 0845 8:25 PM - Ferry Robinson 208 356 5325

Note: Ferry seems to be contact for 204-04006 also

208 356 5325 8:30 PM no answer

4 Aug 05 356 5325 1:49 PM. Selling the place,

new owner won't take possession for 4-5 days - OK

to look around - power line still runs across

pond area - dam 5 ditches are still there -

Pump was tractor PTO run & has fuel 1/4 mile.

Darren is nearly 7 acres - Never was any

water meter to Mr. Robinson's knowledge.

Mr. Robinson doesn't know of any priority system.

Everything seemed to share on rotation basis.

Call Darren if I have questions.

12 Aug 05 Field exam w/ Fred Brog and Dr. Heam Robinson.

Note that Perry Robinson is not representative for this

WR claim and this place is not being sold. The

note above should refer to 204-4006. JAC

SCANNED

FEB 27 2009

Priority Date Data Entry Form

Claim Number: A24-2000 B

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

License matches claimed priority April 22 1904,
Please see priority discussion in general narrative. BAC
3 Sept 05

Reviewer: Date: 12/29/05

Priority Date Data Entry Form

SCANNED
FEB 27 2009

These photographs show
Irrigation on Claim A24-2000B

Witnessed by: Hal R Heiner
Hal Heiner - Neighbor
Jed A. Adams
Jed A. Adams - Photographer

Date: Fall 2005

Robinson Family limited Partnership
Freedom, Idaho

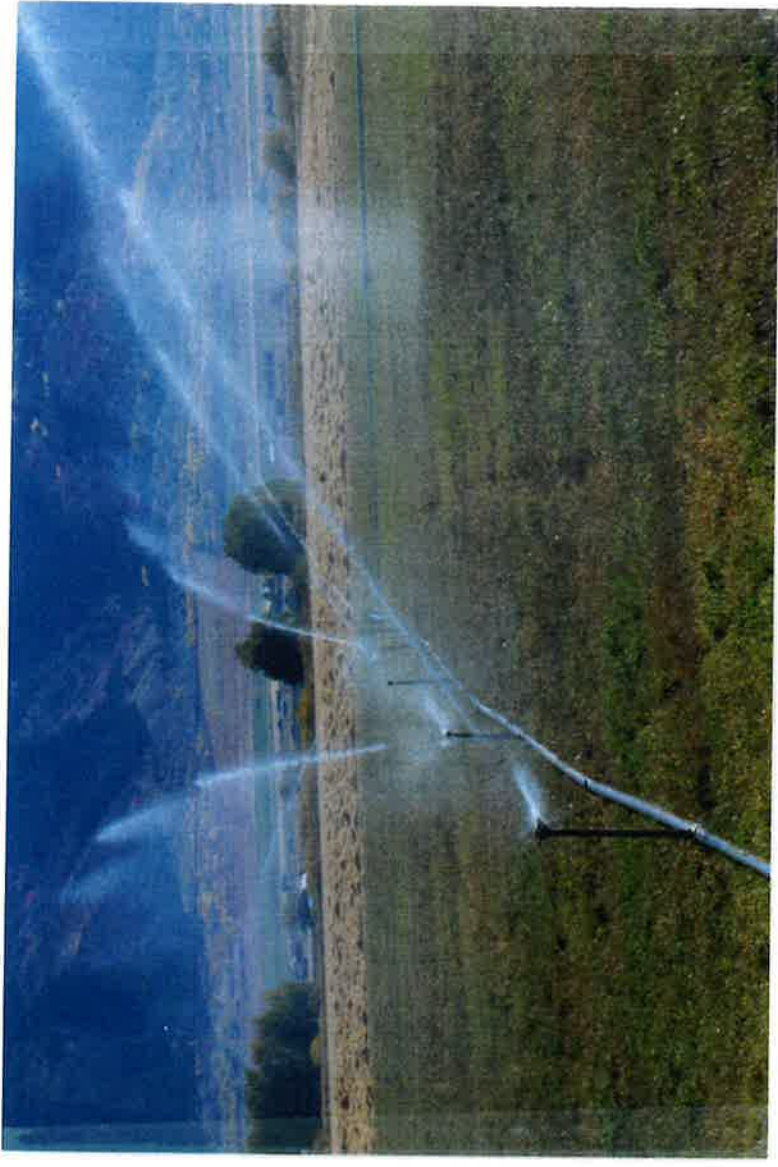
R. Dean Robinson - Manager
1856 South 180 West
Orem, UT 84058

Telephone - 801-225-6103
Fax - 801-225-0782
Cellular - 801-360-7521



SCANNED

FEB 27 2009





FEB 27 2009



August 29, 2005

Bryce Contor
P.O. Box 94
Iona, ID 83427

Subject: Water Right - Robinson Family Ranch, Freedom, Idaho

Dear Mr. Contor:

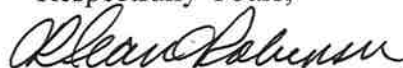
I have included the following documentation which will review the history of the Water Right for our ranch on Tin Cup Junction Road in Freedom, Idaho.

1. This document shows a water license #551 was granted to John Robinson, my grandfather on April, 22, 1904, for seven and eight-tenths cubic feet per second from Tin Cup Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes.
2. Three colored photographs taken in June 1958 showing how the water was brought onto the ranch by an irrigation ditch and emptied into a series of sloughs producing sub-irrigation, as well as, providing water for domestic animals.
3. This document shows the Right of Way Easement and installation of 3 phase electric line (above ground) through the L.H. Haderlie property to the South property line of the R. F. Robinson ranch to be used for pumping water from Tin Cup onto our ranch. It was signed by L.H. Haderlie on the 7th of December, 1966. His son, Byron Haderlie, who purchased the farm from his father, L.H. Haderlie, signed the Right of Way Easement again on 18th of January, 1967.
4. This document shows approval of our application to transfer the Water Right from a location on the Earl Wolfley property to the location of the three phase electric power line.
5. This document shows that the Water Right was adjudicated by District Court of the Fifth Judicial District of the State of Idaho, in the County of Twin Falls on Aug. 23, 1989. This document gives the ranch the right to use water from the Snake River Basin Water System at the rate of 3.03 cubic feet per second.
6. This document shows an estimate from Rain For Rent in Idaho Falls, Idaho, for the instillation of sprinkling system for the ranch.

After having the Water Right for the ranch since 1904, which represents 101 years, we feel we have a legal right to keep it. If there is additional information that you may need, please let me know. My address and other contact information are listed below.

Robinson Family Limited Partnership
C/O R. Dean Robinson
1856 South 180 West
Orem, UT 84058
Telephone: 801-225-6103 Fax: 801-225-0782

Respectfully Yours,



R. Dean Robinson

A24- 2000B
Recd 2 Sept 05
BAC

SCANNED

FEB 27 2009

- Brier -
.....
Bannock County, ..
Tin Cup Creek ..
7.8 sec. ft ..
Irrigation ..
Priority 4-22-04 ..
.....

STATE OF IDAHO

--Water License No. 551.--

Source: Claimant
Date: 2 Sept 05 Bae

WHEREAS, On the 22nd day of April, A. D. 1904, GEORGE W. RAINEY, F. G. ROBINSON, JR., WILLARD ROBINSON, and JOHN ROBINSON, of Freedom, County of Uinta, and State of Wyoming, duly made application (No. 790) to me for a permit to use seven and eight-tenths cubic feet per second of the waters of Tin Cup Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the twenty-third day of April, A. D. 1904, Permit No. 551 was issued to said applicants for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the twenty-third day of April, A. D. 1905, and for the application to beneficial use of said water on or before the twenty-third day of April, A. D. 1906; and,

WHEREAS, On the fifth day of September, A. D. 1904, the holders of said permit duly made proof of the completion of adequate works for the diversion of seven and eight-tenths cubic feet per second of said waters, as evidenced by my Certificate No. 551, dated September 15, 1904, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use seven and 8/10 cubic feet per second of water, with date of priority of April 22, 1904, and,

WHEREAS, On the fifth day of September, A. D. 1904 proof was duly made of the application to beneficial use of seven and eight-tenths cubic feet per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to George W. Rainey, F. G. Robinson, Willard Robinson and John Robinson, of Freedom, Wyoming, the holders and owners of said Permit No. 551 a perpetual right, dating from April 22, 1904, to the use of seven and eight-tenths cubic feet per second of the waters of Tin Cup Creek, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at or near a point 120 rods west and 80 rods south of the north-east corner of section 9, Township 5 South of Range 46 East, B. M., and conducted to and upon east half of south-east quarter of section four; west half of south-west quarter of section three, Township five south of range forty-six east of Boise Meridian; Lots one and two, south-east quarter of north-west quarter of section thirty-four, Lots three and four of section twenty seven, in Township four south of Range forty-six east of Boise Meridian, for the purpose of irrigation and domestic use; subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS My hand and the seal of my office, at Boise, Idaho, this fifteenth day of September, A. D. Nineteen Hundred and Four.

Wm. Darlington. 100-100000

SCANNED

FEB 27 2009

Source: Claimant
Date: 2 Sept 05 Doc



R. F. Robinson Ranch
Photographs take in June, 1958



Source: Claimant
SCANNED
Date: 2 Sept 05 Bac
FEB 27 2005



Source: Claimant
Date: 2 Sept 05 BAC

SCANNED
FEB 27 2009

10063

DISTRICT 1000
RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned

L. H. Haderlie

for and in consideration of the sum of one dollar (\$1.00) and other good and valuable considerations, receipt of which is hereby acknowledged, do hereby grant unto LOWER VALLEY POWER AND LIGHT, INC., a cooperative corporation, (hereinafter called the Corporation), whose post office address is Afton, Wyoming, and to its successors or assigns, the right to enter upon said lands of the undersigned, situated in the County of Caribou, State of Idaho, and more particularly described as follows:

Portion of Sec. 9 T.5 ^{South} ^{East} R. 46 W.

and to construct, operate and maintain on the above described lands, an electric ~~transmission and/or~~ distribution line or system, to cut trees located within _____ feet of the centerline of said line or system, or that may interfere with or threaten to endanger said line or system. The centerline of said line or system for which right-of-way is granted is more particularly described as follows:

Location of Guy wire and Anchor beginning at a point on the North property line Approx. 605 feet west of the northeast property corner: Thence Approx. S. 3° W. and 13 feet inside property.

STATE OF IDAHO } SS
County of Caribou }

I hereby certify that this instrument was filed for record at the request of

Lower Valley Power at 2:21 o'clock P.M.

this 1st day of August, 1966 in my office and duty

recorded in Book McIntosh record #

at _____ Kenneth M. Fowler

Ex-Officio Recorder

L. H. Haderlie Fee \$ 1.50
Deputy

The undersigned agrees that all poles, wires and other facilities, installed on the above described lands at the Corporation's expense, shall remain the property of the Corporation, removable at the option of the Corporation.

The grantor reserves the right to cultivate, use and occupy said premises for any purpose consistent with the rights and privileges above granted and which will not interfere with or endanger any of the grantee's poles and facilities therein or use thereof. In case of the permanent abandonment of said right-of-way, title and interests herein granted shall end, cease and determine.

The work of installing said electric transmission or distribution line or system shall be done with care, and all damage to the premises caused thereby shall be repaired at the expense of the Corporation.

IN WITNESS WHEREOF the undersigned have set their hands and seals this 7th day of December, 1966

Witness:

L. H. Haderlie

Source: Claimant

Date: 2 Sept 05

PUMP

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned

Byron Haderlie

for and in consideration of the sum of one dollar (\$1.00) and other good and valuable considerations, receipt of which is hereby acknowledged, do hereby grant unto LOWER VALLEY POWER AND LIGHT, INC., a cooperative corporation, (hereinafter called the Corporation), whose post office address is Afton, Wyoming, and to its successors or assigns, the right to enter upon said lands of the undersigned, situated in the County of Caribou, State of Idaho, and more particularly described as follows:

Portion of Sec. 9 T.5 East R.46 W.

and to construct, operate and maintain on the above described lands, an electric ~~transmission and/or~~ distribution line or system, to cut trees located within 20 feet of the centerline of said line or system, or that may interfere with or threaten to endanger said line or system. The centerline of said line or system for which right-of-way is granted is more particularly described as follows:

Location of Power line beginning at a point on the south property line
Approx. S.76° W. and 1320 feet from the southeast property corner: Thence
Approx. N.5° E. and 414 feet: Thence Approx. N.12° W. and 481 feet : Thence
Approx. N.4° E. and 1693 feet to north property line.

STATE OF IDAHO }
County of Caribou }

hereby certify that this instrument was filed for record at the request of

Lower Valley Power at 2:17 o'clock P.M.,
this 1st day of August, 1967 in my office and duly

recorded in Book

at page Kenneth M. Fowler
Ex-Officio Recorder

By Lyntha Ellis Deputy Fee \$ 1.50

The undersigned agrees that all poles, wires and other facilities, installed on the above described lands at the Corporation's expense, shall remain the property of the Corporation, removable at the option of the Corporation.

The grantor reserves the right to cultivate, use and occupy said premises for any purpose consistent with the rights and privileges above granted and which will not interfere with or endanger any of the grantee's poles and facilities therein or use thereof. In case of the permanent abandonment of said right-of-way, title and interests herein granted shall end, cease and determine.

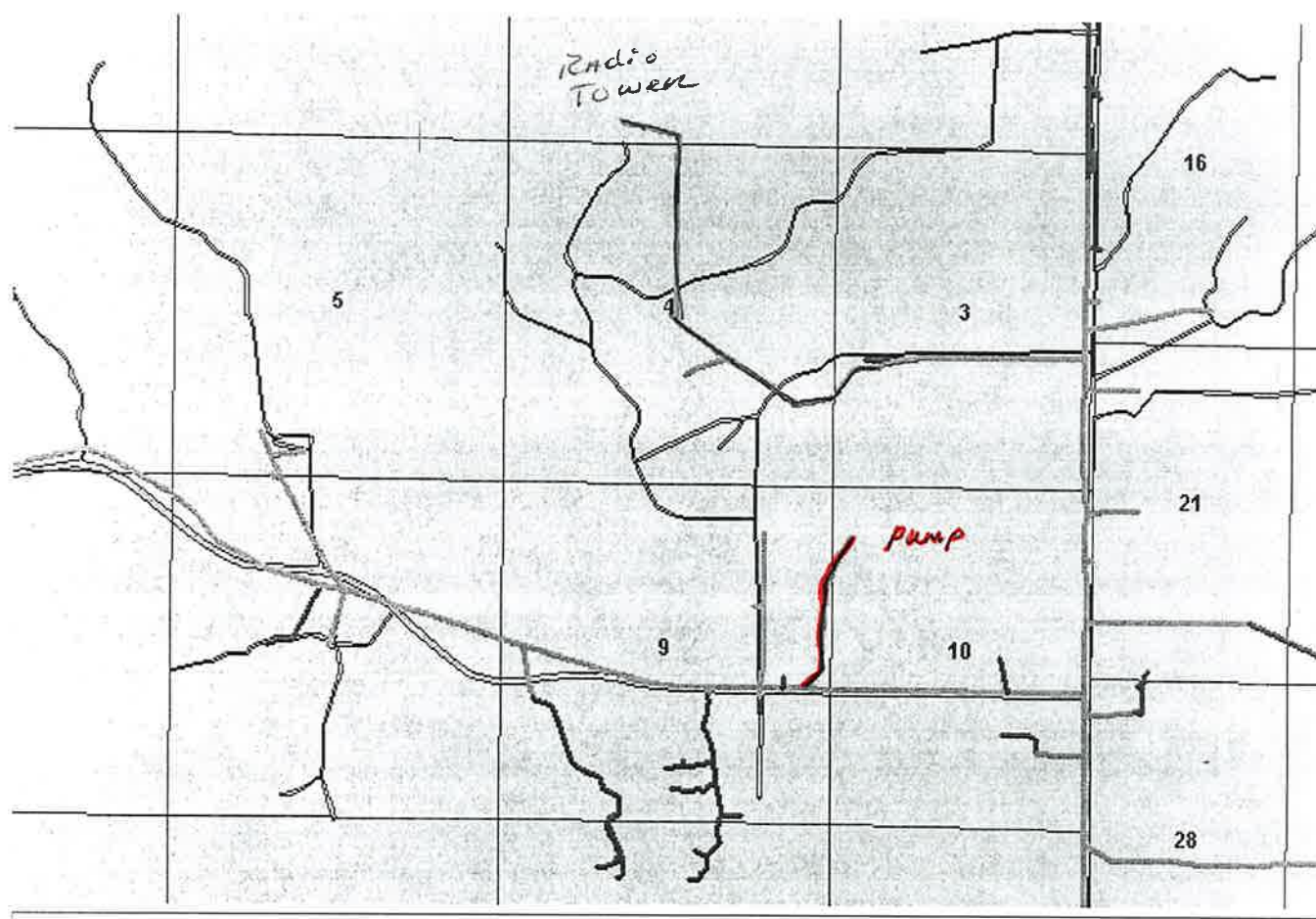
The work of installing said electric transmission or distribution line or system shall be done with care, and all damage to the premises caused thereby shall be repaired at the expense of the Corporation.

IN WITNESS WHEREOF the undersigned have set their hands and seals this 18th day of Jan, 1967.

Witness:

Byron J. Haderlie

Source: Claimant
Date: 2 Sept 05 Bac
27 2009



Copyright 1999 Utility Automation Integrators, Inc.

Source: Claimant
Date: 2 Sept 05 Bac

SCANNED
FEB 27 2009

STATE OF IDAHO
Department of Water Resources

NO 29338

Boise, Idaho July 18, 1983

RECEIVED FROM R. F. Robinson of Freedom, WY \$ 50.00
Fifty and no/100 DOLLARS

FOR		
<u>Transfer</u>	\$ <u>50</u>	<u>00</u>
	\$	
	\$	
	\$	
TOTAL - - -	\$ <u>50</u>	<u>00</u>

Barbara L. Powers

Source: Claimant
Date: 2 Sept 05 BAC

FEB 27 2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 12, 1984

RE: Transfer of Water Right No. 24-2000B

Reynold F. Robinson
Freedom,
Wyoming 83120

Dear Mr. Robinson:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2941). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

A handwritten signature in black ink that reads "David R. Tuthill, Jr." with a stylized flourish at the end.

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosure

Source: Claimant
Date: 2 Sept 05 Bac
FEB 27 2009

Transfer No. 2941
Water Right No. 24 2000STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Reynold F. Robinson AKA R.F. ROBINSON Phone 873-2155Post Office address Freedom, Wyoming 83120

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ (Name of court) county of _____

b. License No. 24-2000 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

Applicant acquired his portion of this right through the purchase of real property.3. Source of water Tincup Creek tributary to Salt River4. Date of priority 4-22-1904

5. Water is used for the following purposes:

amount 7.80 cfs for irrigation purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 7.80 cubic feet per second &/or

b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9Township 5S Range 46E, B.M., in Caribou CountyAdditional points of diversion, if any Point of diversion described as 120 rods west and 80 rods south of NE corner of Sec. 9, T. 5S, R. 46E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5S	46E	3										X	X						
		4													X			X	
4S	46E	27													L _x ³			L _x ⁴	
		34	L ₁ ¹	L ₂ ²															
			X			X				X									

Source: Claimant
Date: 2 Sept 05 BrcThough no acreage was specified on the license, Total number of acres to be irrigated
affidavits submitted by the original permit holders testify there were 390
acres irrigated. This would indicate the license was issued for 0.02 cfs/acre
9. Describe any other water rights used for the same purpose as described above and was the basis us
for determining the
app. portion of this
right.

NONE

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years

No

of nonuse? _____ If yes, describe in item D, REMARKS.

SCANNED

FEB 27 2009

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, check part B).

1. Amount of water: a. 3.03 cubic feet per second &/or
b. _____ acre feet per annum
2. Point of diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9 Township 5S
Range 46E, B.M., Caribou County
Additional points _____
3. Place of use: _____

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5S	46E	3										X	X						
		4													X			X	

Total number of acres to be irrigated 151.5

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information
 - a. Amount of water to be diverted 3.03 c.f.s. &/or _____ acre feet
 - b. Description of diverting works pump, pipeline, and sprinkler system
 - c. Describe the reasons for the proposed changes Original p.d. and conveyance system will be abandoned following installation of pump and sprinkler

2. Change in point of diversion

Point of diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10 Township 5S
Range 46E, B.M., Caribou County
Additional points _____

Source Claimant
Date: 2 Sept 05 Bac

3. Change in place of use
 - a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
 - b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Acually there is no change in the place of use. The new legal description correctly identifies the property that has always been irrigated but was not accurately described on the license when issued.

SCANNED

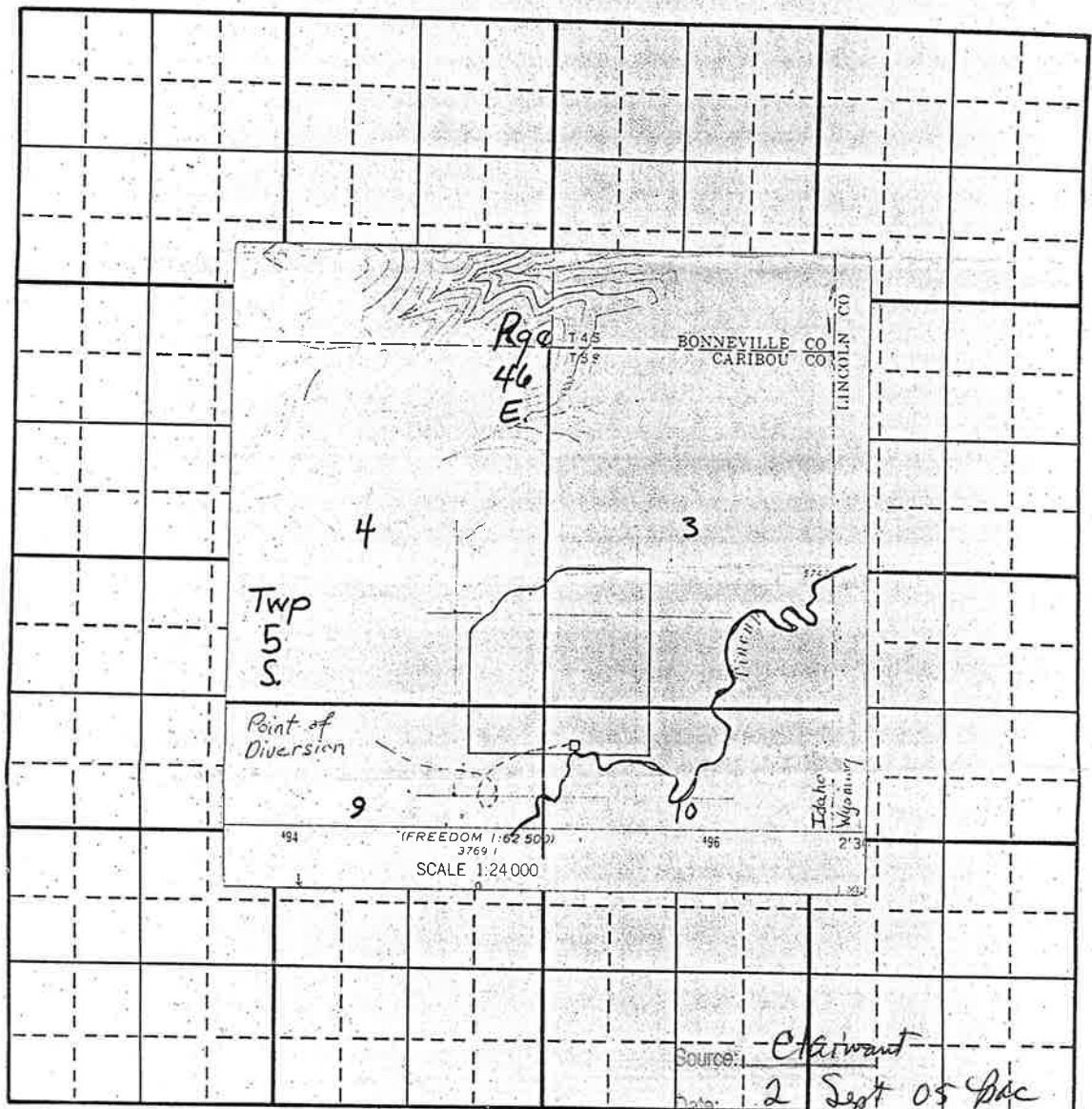
FEB 27 2009

c. Describe the lands and place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	46E	3									2.5	21	40	5					68.5
		4													5				5
		9	18.5																18.5
		10					2.5	20											22.5

Total number of acres to be irrigated 151.5

- Describe any other water rights used for the same purpose as described above. None
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

SCANNED

FEB 27 2009

D. F. ARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

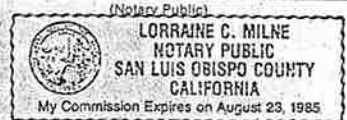
STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

Subscribed and sworn to before me this 8th day of JULY, 1983

On this date before me the undersigned, a Notary Public in and for said County and State, personally appeared Mrs. Reynold F. Robinson, aka Eliza Robinson, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged that she executed the same.

~~My Commission Expires~~

Lorraine C. Milne
(Notary Public)



ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 24-2000B and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 12th day of January, 19 84

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by CW Date 7-18-83 Protest filed by _____
Prelim. check by Kaw Fee \$50.00 _____
Received by BP Date 7/18/83 #2935 _____
Published in Whitaker City Journal _____
Pub. dates 10/27 + 11/13/83 _____
Watermaster recommendation requested on 11-23-83 _____
WD #1 rec'd. 11-18-83 _____
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial _____
by EMC. June DRT _____

Source: Clamant
2 Sept 05 Bae

FEB 27 2009



A24-2000B, 4006

location of electric pump
Pool, Waypoint 40



looking SE from Waypoint
41. "A" marks 4006 Pool,
"B" marks 2000B Pool

Bac

FEB 27 2009

SCANNED



A24-20008

looking E from

waypoint 41. Dotted

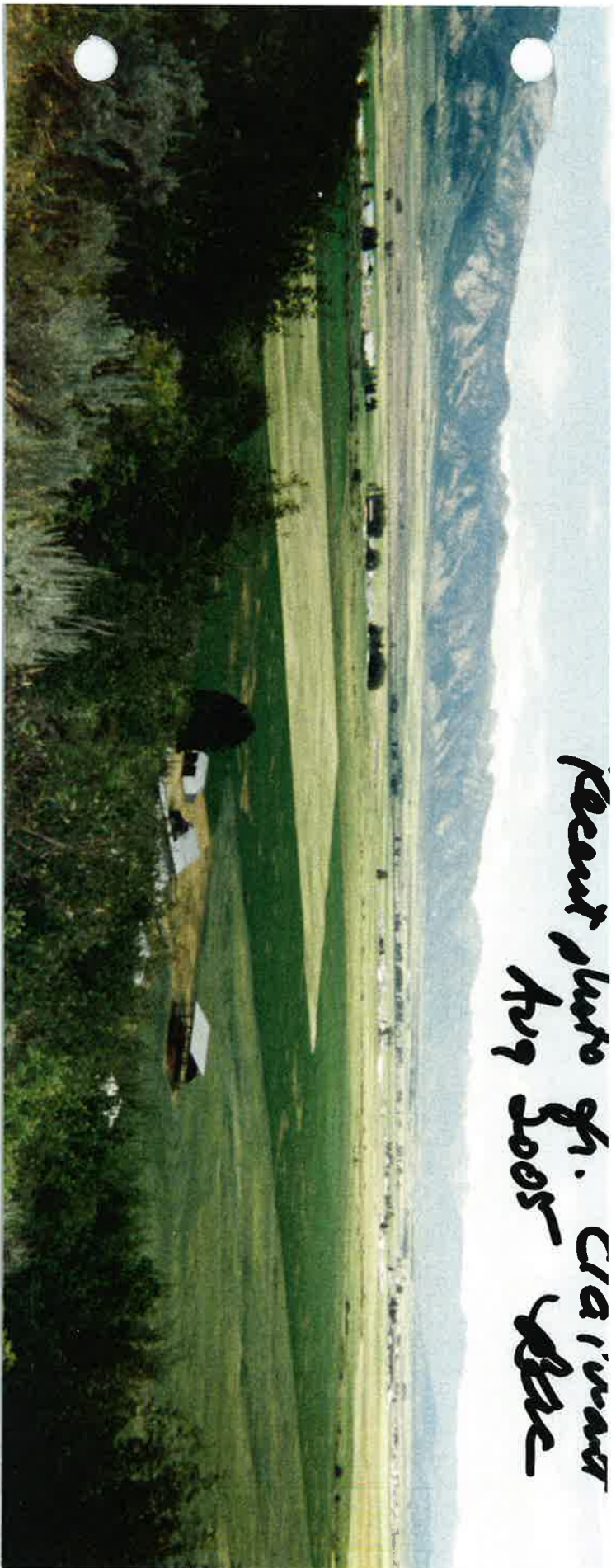
line marks Poll.

blue

FEB 27 2009

SCANNED

Recent photo of. Clearview
Aug 2005



SCANNED
FEB 27 2009



SCANNED
FEB 27 2009

**INSTALLATION OF AN IRRIGATION SYSEM ON THE ROBINSON
FAMILY LIMITED PARTNERSHIP RANCH IN FREEDOM, IDAHO
DURING THE MONTH OF SEPTEMBER 2006**



SCANNED

FEB 27 2009
FEB 27 2009

SCANNED

AUG 01 2001

Log for claim 24-02000B

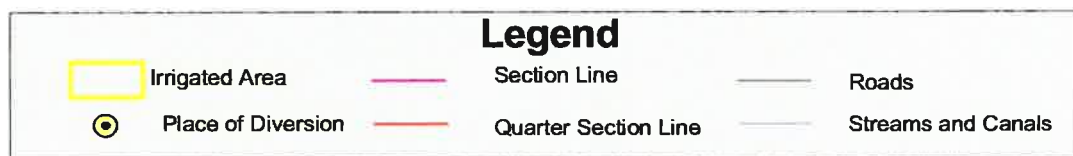
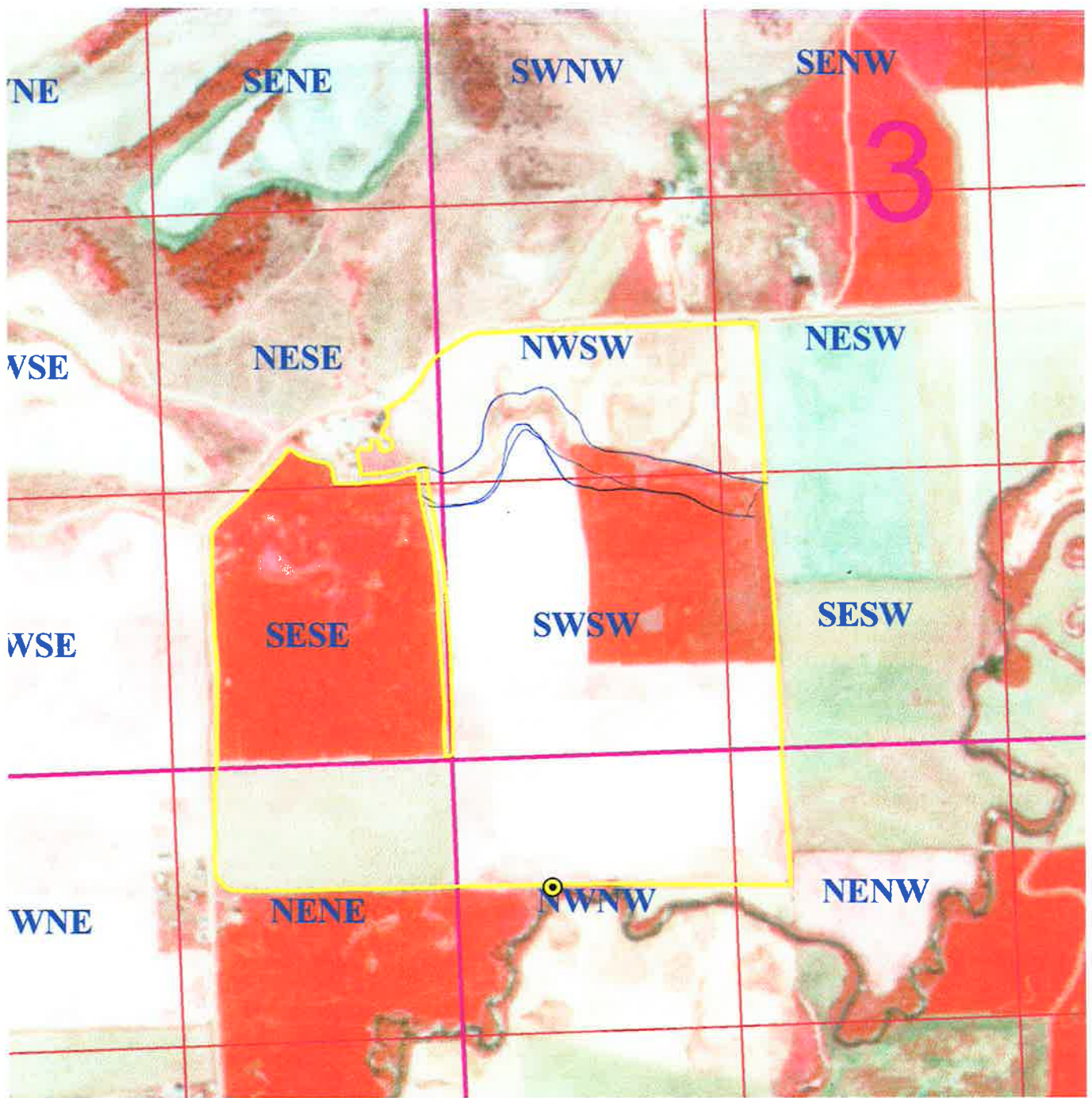
Spatial Dynamics BTD

4/2/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05s46e	3	NESW	2.5	3.3	
05s46e	3	NWSW	21	21	
05s46e	3	SWSW	40	40	
05s46e	3	SESW	5	7	
05s46e	4	NESE	5	4	
05s46e	4	SESE	37	32	
05s46e	9	NENE	18.5	15	
05s46e	10	NENW	2.5	3.8	
05s46e	10	NWNW	20	19	
Totals:			151.5	145.1	

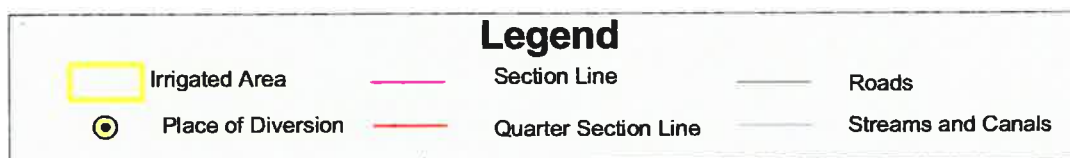
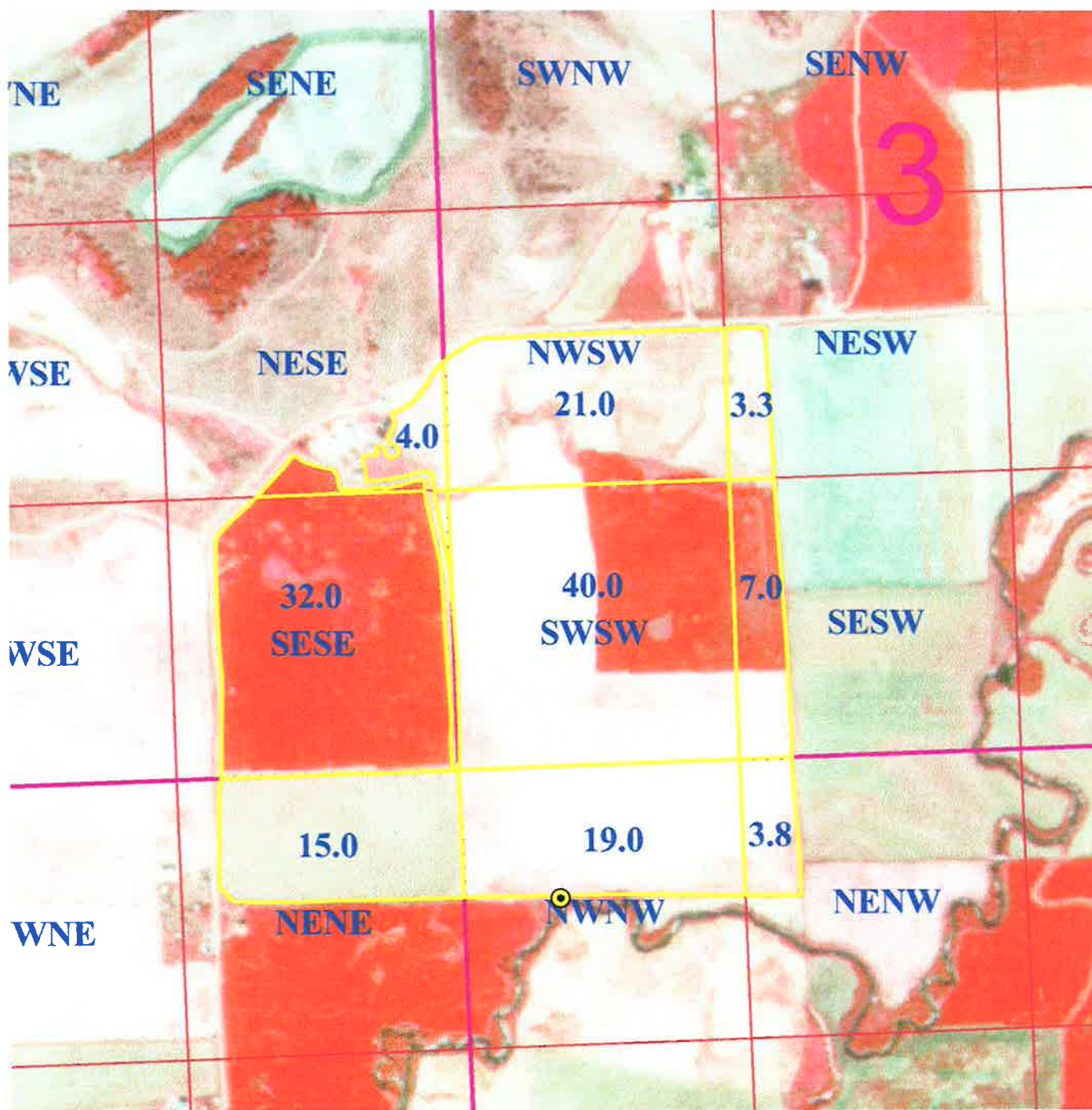
Water Right Claim Number 24-02000B
Township , 5S46E

04/02/2001



Water Right Claim Number 24-02000B
Township , 5S46E

04/02/2001



500 0 500 1000 Feet



SPATIAL
DYNAMICS

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Rainey, George W. et al	7.8		24-2000
2941	Robinson, Reynolds F.	3.03		24-2000B
	Rainey, George W. et al	4.77		24-2000A

T

R

A

N

S

F

E

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Transfer No. 2941
Water Right No. 24 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Reynold F. Robinson AKA R.F. ROBINSON Phone 873-2155
Post Office address Freedom, Wyoming 83120

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 24-2000 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

Applicant acquired his portion of this right through the purchase of real property.

3. Source of water Tincup Creek tributary to Salt River4. Date of priority 4-22-1904

5. Water is used for the following purposes:

amount 7.80 cfs for irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 7.80 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9
Township 5S Range 46E, B.M., in Caribou County
Additional points of diversion, if any Point of diversion described as 120 rods west and 80 rods south of NE corner of Sec. 9, T. 5S, R. 46E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5S	46E	3									X	X							
		4													X			X	
4S	46E	27													L. 3 X			L. 4 X	
		34	L. 1 X	L. 2 X						X									

Though no acreage was specified on the license, affidavits submitted by the original permit holders testify there were 390 acres irrigated. This would indicate the license was issued for 0.02 cfs/acre and was the basis used for determining the app. portion of this right.

9. Describe any other water rights used for the same purpose as described above
NONE

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No
If yes, describe in item D, REMARKS.

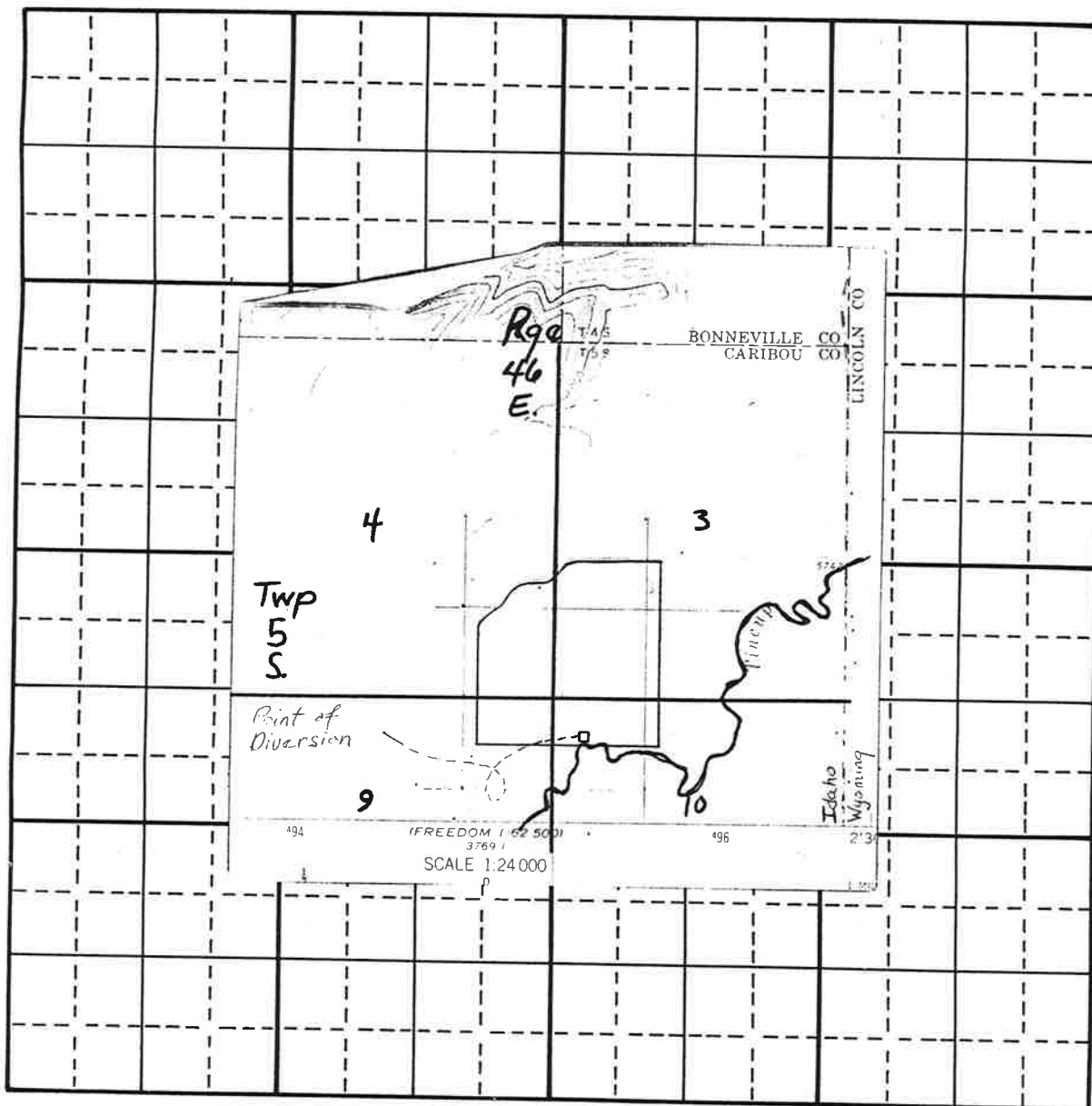
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c. Describe the lands place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	46E	3									2.5	21	40	5					68.5
		4													5				5
		9	18.5																18.5
		10					2.5	20											22.5

Total number of acres to be irrigated 151.5

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME ROBINSON FAMILY RANCH CLAIM NO. A24-020005

- DATE RECEIVED 8/23/89 CK # _____ AMOUNT \$ _____
- | | YES | NO | Required Info? |
|--|----------|----------|----------------|
| 1. Is the name and address complete with zip code? | <u>X</u> | _____ | * |
| 2. Is a priority date entered? | <u>X</u> | _____ | * |
| Is the priority date acceptable in view of mandatory filing dates? | <u>X</u> | _____ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | <u>X</u> | _____ | * |
| 3. (a) Is a source entered? | <u>X</u> | _____ | * |
| (b) Is a tributary to entered? (if required) N/A <u>X</u> | _____ | _____ | _____ |
| 4. Is the legal description of the p.d. sufficient? | <u>X</u> | _____ | * |
| 5. Is there a description of the diverting works? | <u>X</u> | _____ | _____ |
| 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. | <u>X</u> | _____ | * |
| Is the period of use included? | <u>X</u> | _____ | _____ |
| Is a quantity claimed for each use? | <u>X</u> | _____ | * |
| 7. Is a total quantity claimed entered? | <u>X</u> | _____ | _____ |
| 8. If required is a consumptive use entered? N/A <u>X</u> | <u>X</u> | _____ | _____ |
| Is the consumptive use correct? N/A <u>X</u> | <u>X</u> | _____ | _____ |
| 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. | <u>X</u> | _____ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>X</u> | _____ | * |
| 11. Is (are) the county(ies) entered? | <u>X</u> | _____ | _____ |
| 12. Is the ownership of p.u. checked? | <u>X</u> | _____ | _____ |
| 13. Are other water rights listed or "none" indicated? | <u>X</u> | _____ | _____ |
| 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 _____ | <u>X</u> | _____ | _____ |
| 15. Is the basis of the claim indicated? | <u>X</u> | <u>X</u> | _____ |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A _____ | _____ | _____ | _____ |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | <u>X</u> | _____ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | <u>X</u> | _____ | * |
| 19. Was this claim filed on time, or was an extension granted? | <u>X</u> | _____ | * |
| 20. Is the fee enclosed correct? Exempt _____ | <u>X</u> | _____ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? N/A <u>X</u> | _____ | _____ | _____ |
| 22. Should this claim be data entered? | <u>X</u> | _____ | _____ |

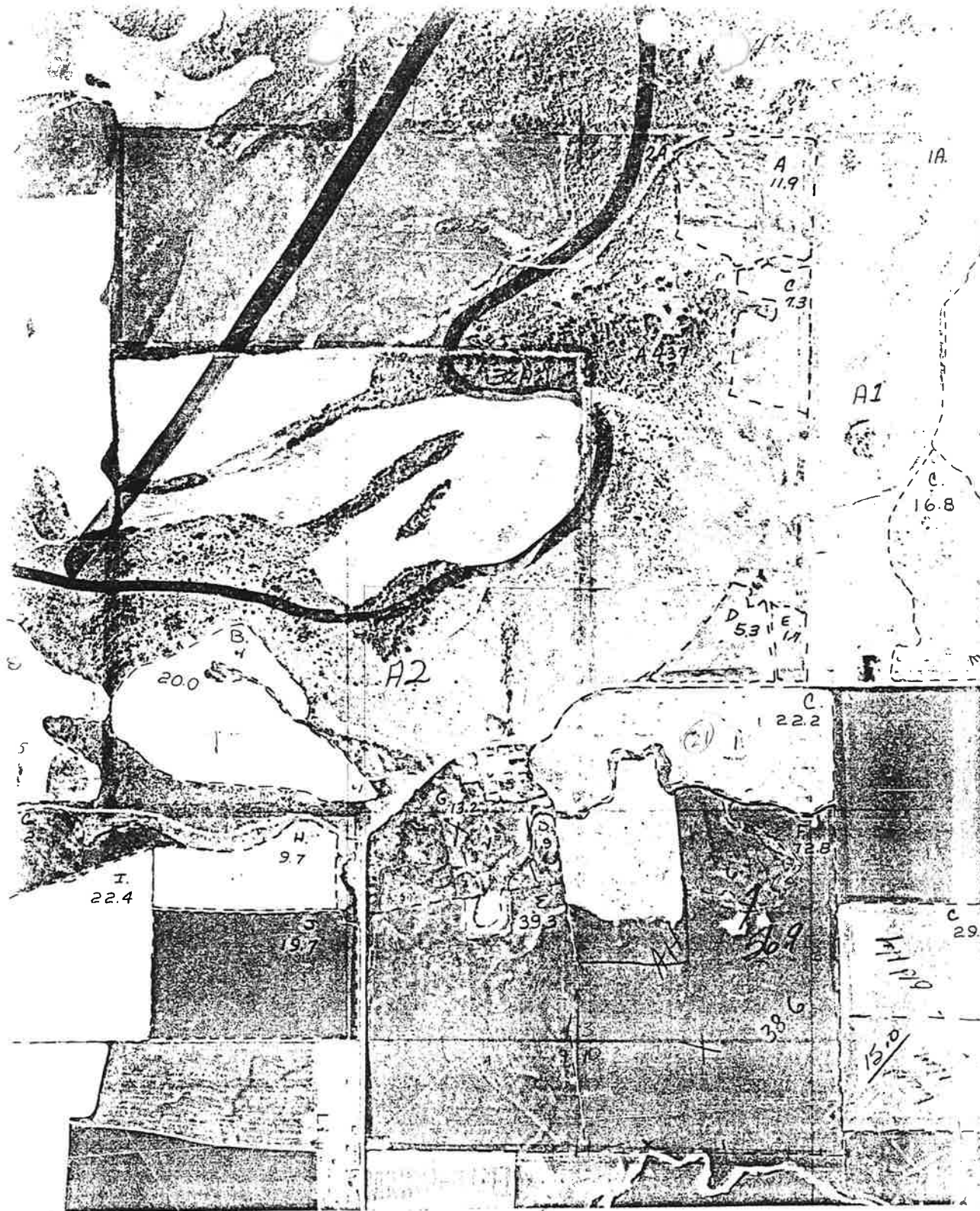
Claim checked by: TO Date: 8/25/89
 Claim must be returned to claimant: _____ (Yes) X (No)
 Claimant must be notified of modifications: _____ (Yes) X (No)

Receipt Prepared by: _____ Date: _____
 Claim data entered by: _____ Date: _____
 Sent to claimant by: _____ Date: _____
 Checked by: _____ Date: _____

Comments: (10) CODE AS CLAIMED. WATER RIGHT ONLY FOR 113 ACRES (SEE ITEM #14). (15) CODE "L" (LICENSE).

MICROFILMED

NOV 06 1992



Bird, Cindy

From: Bryce Contor [bcontor@if.uidaho.edu]
Sent: Monday, October 03, 2005 3:29 PM
To: Bird, Cindy
Subject: RE: A24-2000B

It went back to IDWR (Idaho Falls) this morning. But I bet you didn't know that!

At 03:06 PM 10/3/2005, you wrote:

We don't have the file. It went to I.F. 7-18-05?

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

From: Bryce Contor [<mailto:bcontor@if.uidaho.edu>]
Sent: Monday, October 03, 2005 2:32 PM
To: cindy.bird@idwr.idaho.gov
Cc: ernie.carlsen@idwr.idaho.gov
Subject: A24-2000B

Scott Wolfley has a claim on Tincup Creek that likely would be junior to A24-2000B. I've turned the files in & don't have Scott's claim number.

He noticed the set up of sprinkler pipes and pump that I e-mailed you about earlier (on the Dean Robinson place, A24-2000B) and called to tell me that this is the first time he has ever seen irrigation applied to that property. He asked for objection forms and instructions and asked me to pass on to you the information that he believes the right has been forfeited and he objects to the attempt at resumption. I told him to be sure to come to the settlement conference during the Notice of Error period and talk to an agent.

Scott can be reached at (303) 987-4180. His mailing address is 8346 W Eastman Pl, Lakewood CO 80227.

Bryce.

12/29/2005

Bird, Cindy

From: Bryce Contor [bcontor@if.uidaho.edu]
Sent: Monday, October 03, 2005 11:01 AM
To: cindy.bird@idwr.idaho.gov
Cc: ernie.carlson@idwr.idaho.gov
Subject: A24-2000B

When I did the field exam it looked like this could be irrigated but I didn't actually see irrigation taking place. The claimant called today and says he will be mailing you photos showing irrigation taking place this fall. He says there will be a witness signature on the back of the photos with a date and location. One of the photos should show the ranch buildings which I think will let you compare with the photos in the claim file (which I've already turned in), to see that it is the same property.

The claimant is Dean Robinson (Robison?). His cell phone is 801-360-7521.

Bryce

Bird, Cindy

From: Bryce Contor [bcontor@if.uidaho.edu]
Sent: Monday, October 03, 2005 11:01 AM
To: cindy.bird@idwr.idaho.gov
Cc: ernie.carlson@idwr.idaho.gov
Subject: A24-2000B

file
24-2000B

Robinson

When I did the field exam it looked like this could be irrigated but I didn't actually see irrigation taking place. The claimant called today and says he will be mailing you photos showing irrigation taking place this fall. He says there will be a witness signature on the back of the photos with a date and location. One of the photos should show the ranch buildings which I think will let you compare with the photos in the claim file (which I've already turned in), to see that it is the same property.

The claimant is Dean Robinson (Robison?). His cell phone is 801-360-7521.

Bryce

Bird, Cindy

From: Bird, Cindy
Sent: Tuesday, February 28, 2006 10:26 AM
To: Spencer, Nick
Subject: 24-2000B

good morning Nick,

I had a long discussion yesterday with L. Scott Wolfley and his father about this claim. Under the original license the point of diversion was on the Wolfley land. Scott and his father both stated that there has not been a ditch or a diversion point as far back as 1968 that they can recall. They also said that the transfer that Dean Robinson filed in 1983 (T2941) was bogus. They stated that they were moving the POD and using a sprinkler system. According to the Wolfleys they have not irrigated the land. They also stated that the photos that Mr. Robinson sent me are "staged". They borrowed the pump and pipe to take the pictures. When Bryce went out there he stated that he didn't actually see "irrigation taking place". Is this enough to disallow the claim?

Cindy

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 24-2000B
Date Received: 8/23/1989
Receipt No: E009953
Received By:

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

1. Name of Claimant(s)

ROBINSON FAMILY RANCH Phone: (801)225-6103

C/O R. DEAN ROBINSON
1856 SOUTH 180 WEST

OREM UT USA 84058

2. Date of Priority: 04/22/1904

3. Source: TINCUP CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	46E	10	NW NW NW	CARIBOU	

5. Description of diverting works:

DITCHES FOR FLOOD OR TO PUMP FOR SPRINKLER IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3.03	

7. Total Quantity Appropriated is:
3.03 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED

FEB 27 2009

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	46E	3	NE	SW	IRRIGATION	2.5
			NW	SW	IRRIGATION	21
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	5
Section Acres						68.5
05S	46E	4	NE	SE	IRRIGATION	5
			SE	SE	IRRIGATION	37
Section Acres						42
05S	46E	9	NE	NE	IRRIGATION	18.5
			Section Acres 18.5			
05S	46E	10	NE	NW	IRRIGATION	2.5
			NW	NW	IRRIGATION	20
Section Acres						22.5
Total Acres						151.5

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR. = 151.5.
TRANS. 2941.

Corrected the legal description in sec. 4 from 37 acres in the NESE to the SESE. cb

15. Basis of Claim: License

SCANNED

FEB 27 2009

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: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20____

Notary Public

Residing at _____

My commission Expires _____

SCANNED

FEB 27 2009

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 24-2000B
Date Received: 8/23/1989
Receipt No: E009953
Received By:

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

1. Name of Claimant(s)

ROBINSON FAMILY RANCH Phone: (801)225-6103

C/O R. DEAN ROBINSON
1856 SOUTH 180 WEST

OREM UT USA 84058

2. Date of Priority: 04/22/1904

3. Source: TINCUP CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	46E	10	NW NW NW	CARIBOU	

5. Description of diverting works:

DITCHES FOR FLOOD OR TO PUMP FOR SPRINKLER IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3.03	

7. Total Quantity Appropriated is:
3.03 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05S	46E	3	NE	SW		IRRIGATION	2.5
			NW	SW		IRRIGATION	21
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	5
						Section Acres	68.5
05S	46E	4	NE	SE		IRRIGATION	5
			NE	SE		IRRIGATION	37
						Section Acres	42
05S	46E	9	NE	NE		IRRIGATION	18.5
						Section Acres	18.5
05S	46E	10	NE	NW		IRRIGATION	2.5
			NW	NW		IRRIGATION	20
						Section Acres	22.5
						Total Acres	151.5

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR. = 151.5.
TRANS. 2941.

15. Basis of Claim: License

SEARCHED
FEB 27 2009

SCANNED

AUG 8 2001

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: A24-02000B
Date Received: 8/29/1989
Receipt No: E009953
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBINSON FAMILY RANCH
Address: C/O RIDEAN ROBINSON
164 LINCOLN AVE.
SAN LUIS OBISPO, CA 93401 208-543-4686

2. Date of Priority: APR 22, 1904

3. Source: TINCUP CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	46E	10	NW	NW	NW		CARIBOU

5. Description of diverting works:
DITCHES FOR FLOOD OR TO PUMP FOR SPRINKLER IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.030		

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

8. Total consumptive use is 378.7 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	46E	3	NE	SW		IRR	2.5
			NW	SW		IRR	21.0

A24-02000B

Page

08/29/89

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A2402000B



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	46E	3	SW	SW		IRR	40.0
			SE	SW		IRR	5.0
			Section Acres				68.5
		4	NE	SE		IRR	5.0
			NE	SE		IRR	37.0
			Section Acres				42.0
		9	NE	NE		IRR	18.5
			Section Acres				18.5
		10	NE	NW		IRR	2.5
			NW	NW		IRR	20.0
			Section Acres				22.5
			Total Acres				151.5

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
NONE

14. Remarks:
AC. IRR. = 151.5.
TRANS. 2941.

15. Basis of Claim: LICENSE
Water Right Number: 551

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: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

\$202²

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

A24-02000B

Date Received

8-23-89

Receipt Number

E009953EV 7-13

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 23 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

X 1. Name of Claimant (s) ROBINSON Family Ranch Phone (805) 543-4686
Mailing Address 96 R. Dean Robinson
164 Lincoln Ave. San Luis Obispo, Calif. Zip 93401

2. Date of Priority (Only one (1) per claim) APRIL 22, 1904

3. Source of water supply (a) TINICUP CREEK
which is tributary to (b) SALT RIVER

4. a. Location of existing point of diversion is: Township SS Range 46E Section 10,
NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of CARIBOU

Additional points of diversion if any: _____

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.

DITCHES FROM STREAM TO
DITCHES FOR FLOOD IRRIGATION. or Pump for sprinkling system

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 3.03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 378.75 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) INCIDENTAL STOCK WATERING. ~~FR~~

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	
SS	46E	3									2.5	21	40	5					68.5
		4													5.0			*37	42.0
		9	18.5				2.5												18.5
		10					2.5	20.0											22.5

Total number of acres irrigated 151.5

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

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.

or None (X)

14. Remarks: * TRANSFER 2941. (APPARENT ERROR IN LAND LIST. TRANSFER
ITEM 3C MISTAKENLY ELIMINATED 37 W/1 SE 1/4 SE 1/4 SEC. 4.
ADDING THIS INTO OTHER ACERS, EQUALS 151.5 TOTAL
W/ ITEM 3C.

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NOV 06 1992

Last Name ROBERTS

Ident No.

A24-2000B

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ 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 _____ 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) Robert Rabenson Date 8/18/89

Date _____

For Organizations: I do solemnly swear or affirm that I am Robinson Family Ranch Title _____

Organization _____, that I have signed the foregoing

document in the space below as Robinson Family Ranch Title _____ Organization _____

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

Signature of Authorized Agent Robert Rabenson

Title and Organization Executor of Estate Date 8/18/89

State of Calif.)
County of San Luis Obispo) SS.

Subscribed and sworn (or affirmed) before me this 18th day of August 19 89

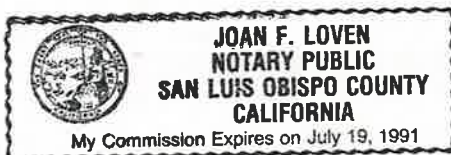
SEAL

Notary Public Joan F. Loven JOAN F. LOVEN

Residing at 995 Higuera, San Luis Obispo CA 93401

My Commission Expires July 19, 1991

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 _____

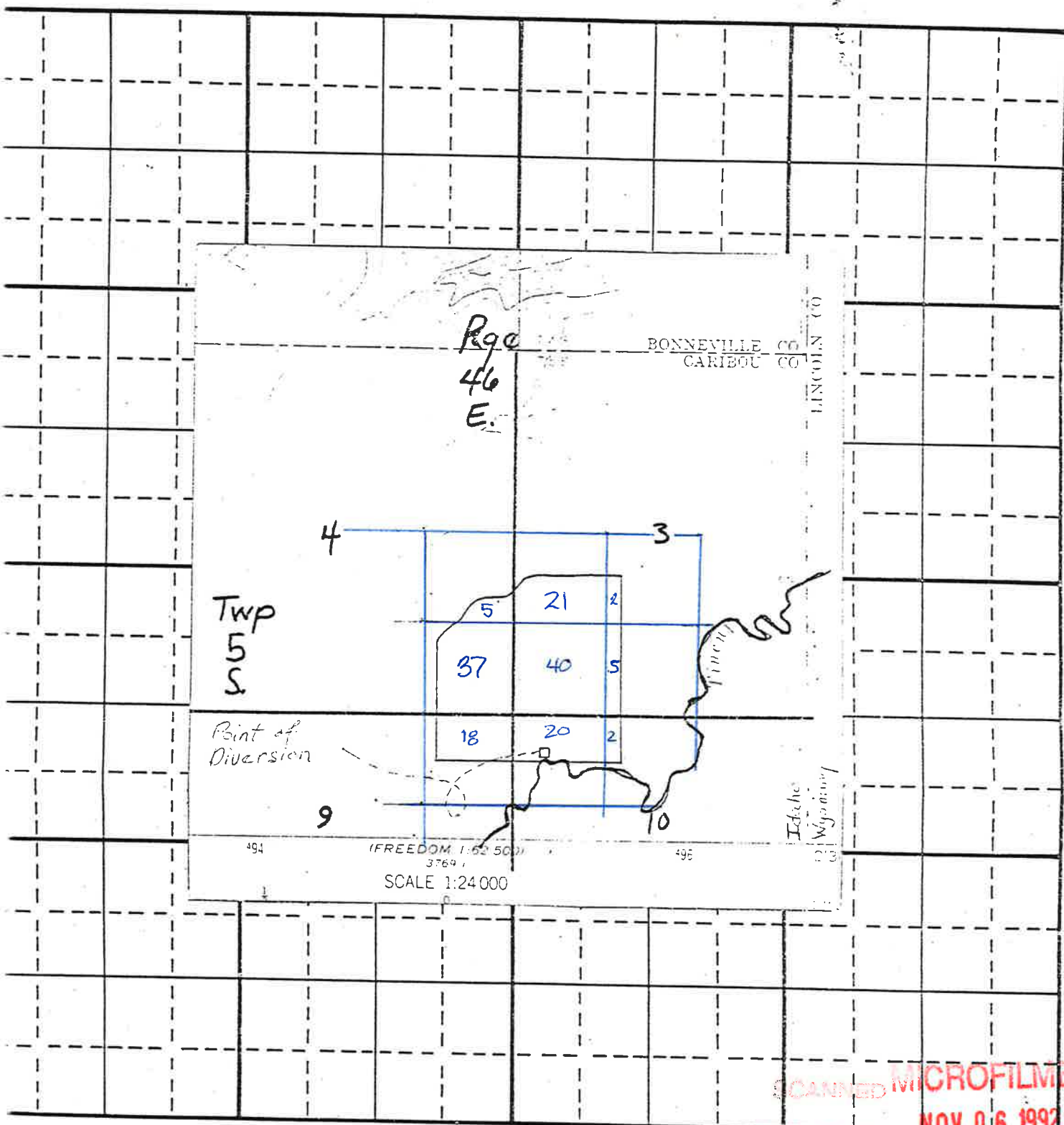
Date _____

Last Name _____ Ident. Number _____

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FEB 27 2000 NOV 06 1992
Copies White-State, Yellow-Claimant

Total number of acres to be irrigated 151.5

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



1" = 2 inches equal 1 mile. Draw plan in ink.

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NOV 06 1992
FEB 27 2003