

08/19/2004

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

RIGHT NUMBER: 25-91

NAME AND ADDRESS: RAY S ROBINSON FAMILY TRUST  
7342 N YELLOWSTONE HWY  
IDAHO FALLS ID 83401

SOURCE: WILLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.200 CFS

PRIORITY DATE: 04/01/1884

POINT OF DIVERSION:

T03N R39E S19 SWSWNE Within BONNEVILLE County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

1.200 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T03N R38E S26

SWNE

29.0

T03N R38E S26

SWNW

38.0

T03N R38E S26

SENE

40.0

107 ACRES TOTAL

Use of this right with Right No. 25-00090 is limited to the irrigation of a combined total of 107 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

Use of this right is combined with water from Farmers Friend Irrigation Co.

Water is delivered through Progressive Willow Creek diversion.

SCANNED

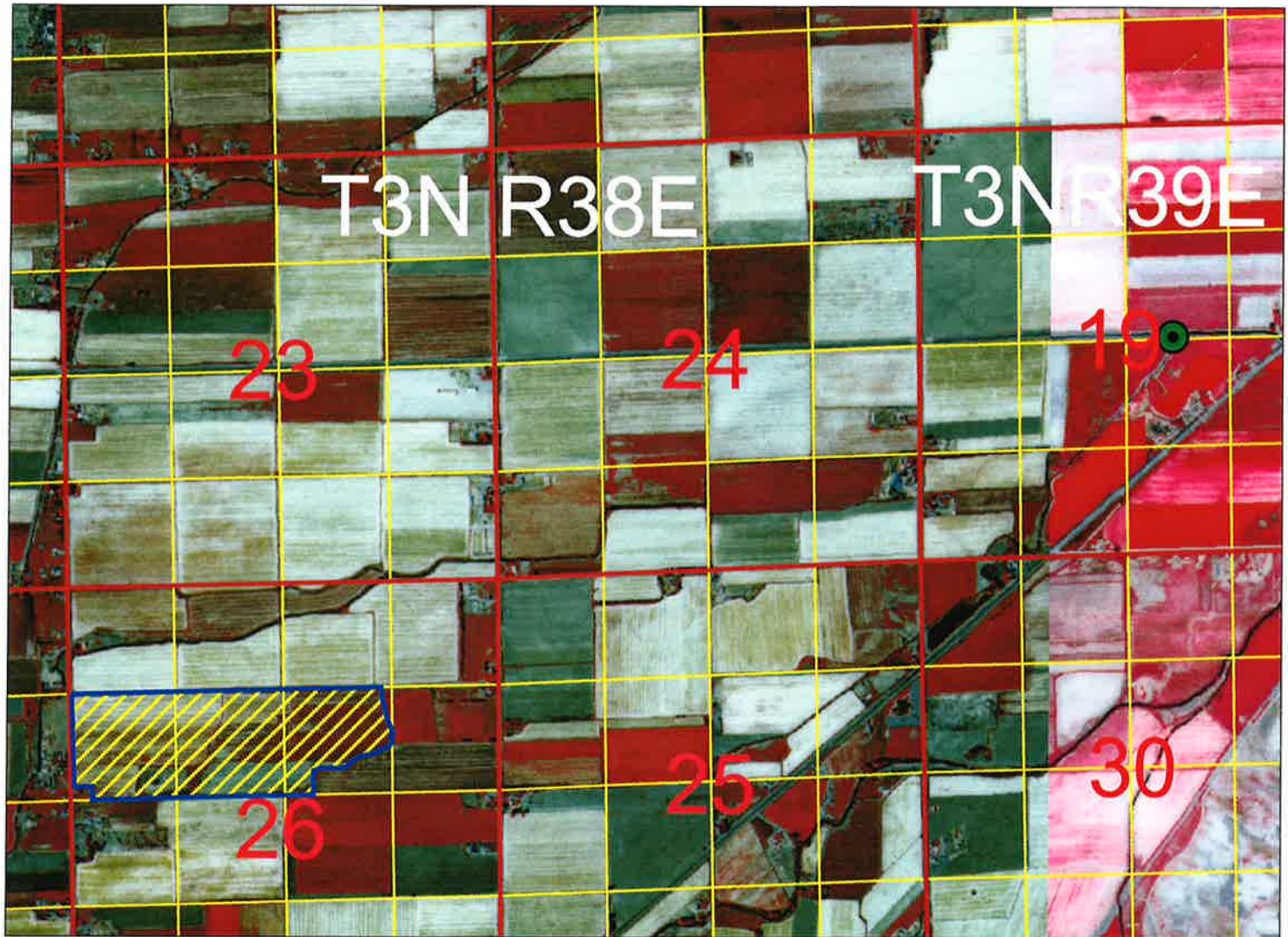
SEP 17 2004

PROFILED



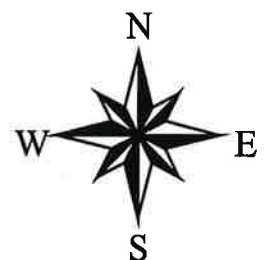
# Department of Water Resources

## Claim No.: 25-00091



0 1 2 Miles

**PROFILED**



-  Place of Use
-  Point of diversion
-  Sections
-  QQ

GIS Place of Use Illustration  
1987/88 NAPP Photography  
Prepared by M. Holliday  
Date: August 2004

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 25-91

WATER RIGHT NUMBER: 25-91

Owner Type                      Name and Address  
 Current Owner                  ROBERT IRWIN

, ZZ

Priority Date: 04/01/1884

Basis: Decreed

Status: Active

Source                                              Tributary  
 WILLOW CREEK                                  SNAKE RIVER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| STOCKWATER            | / to /                  |                       |                      |
| DOMESTIC              | / to /                  |                       |                      |
| IRRIGATION            | / to /                  | 1.200 CFS             |                      |
|                       | <u>Total Diversion:</u> | 1.200 CFS             |                      |

Location of Point(s) of Diversion

WILLOW CREEK                                  SE1/4SW1/4                      Sec. 19, Twp 03N, Rge 39E, B.M.  
 BONNEVILLE County

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 03N | 38E | 26  |    |    | X  | X  |    |    | X  | X  |    |    |    |    |    |    |    |    |        |

STOCKWATER same as IRRIGATIONDOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

1. General                  P/D NOT GIVEN IN DECREE. SOURCE WD01.  
 P/U INCOMPLETE IRR. AC. NOT STATED.

**PROFILED**  
**SCANNED**

SEP 17 2004

A25-00091

9/18/03

Please see A25-00090 for field inspection notes

PROFILED

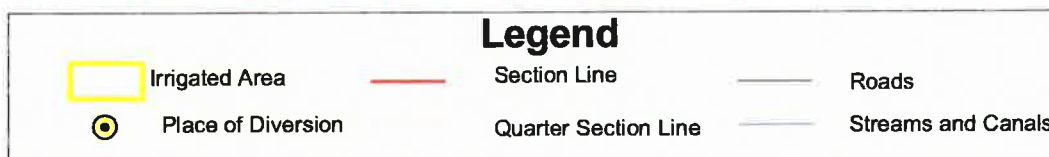
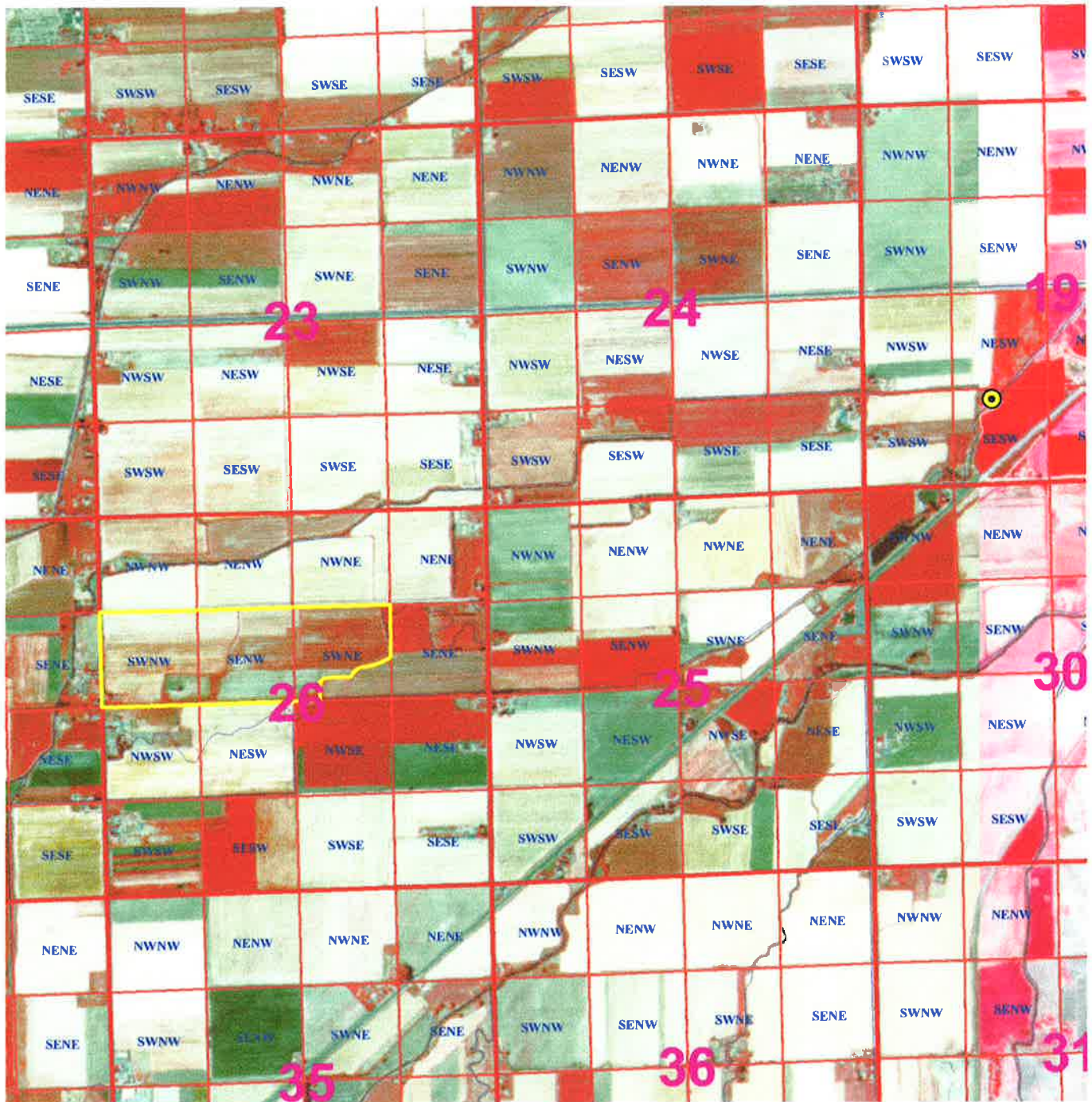
Water Resources  
Field Services  
208 663 4667

SCANNED

SEP 17 2004

Water Right Claim Number 25-00091  
Township , 3N38E

11/27/2000



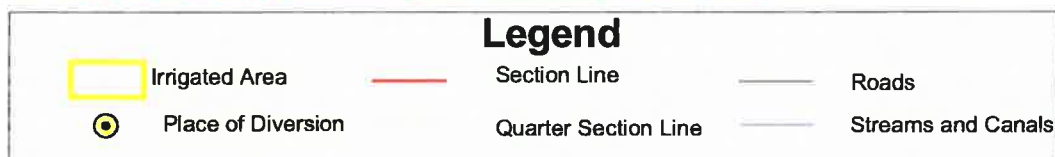
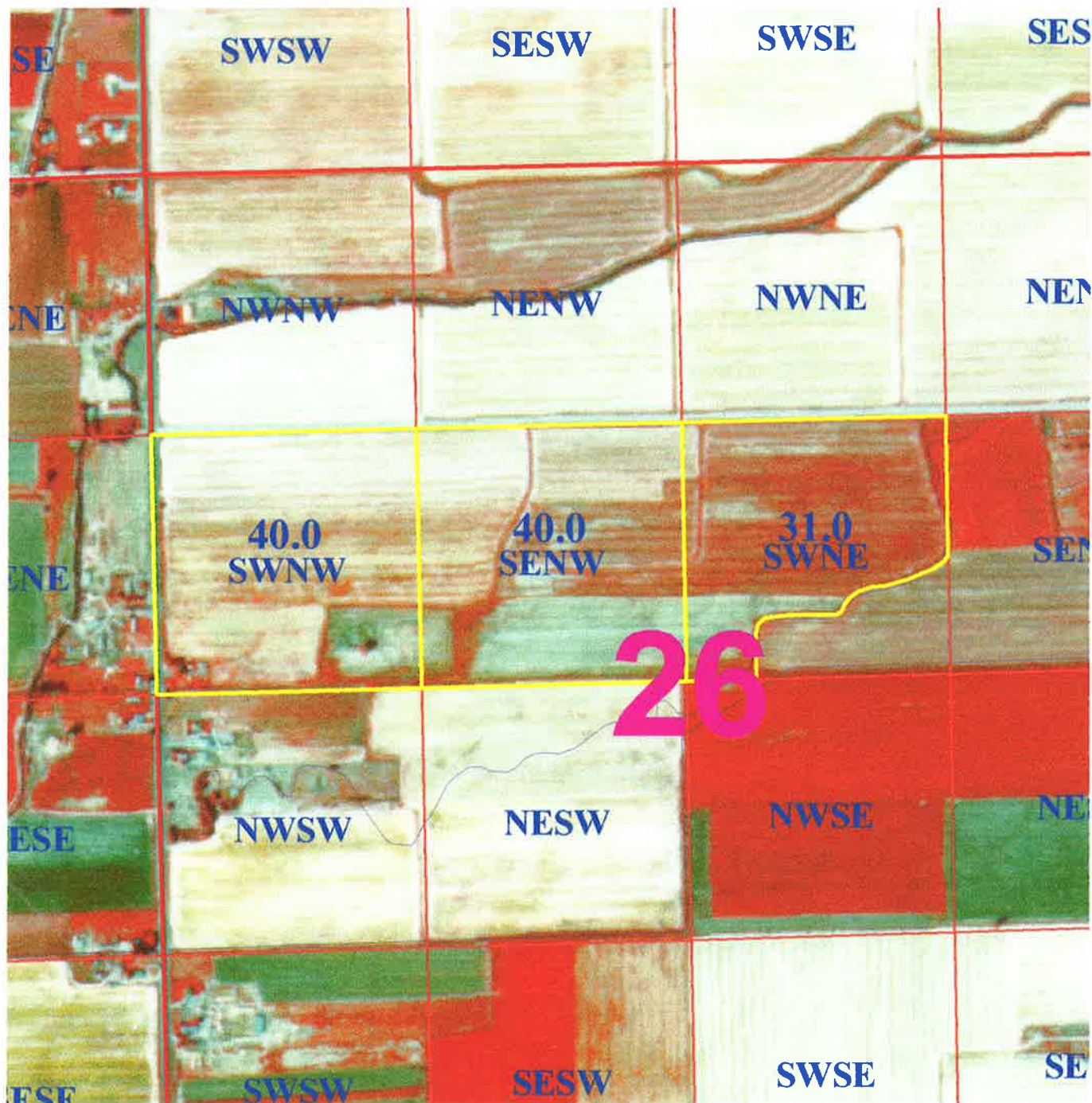
1000 0 1000 2000 3000 Feet



 SPATIAL  
DYNAMICS

Water Right Claim Number 25-00091  
Township , 3N38E

11/27/2000



600 0 600 1200 1800 Feet



SPATIAL  
DYNAMICS



AJ5809NP  
No. A25-00091

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00  
PAGE: 30

| OWNER<br>CODE    | NAME & ADDRESS                                                                                  | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | RAY S ROBINSON FAMILY TRUST<br>7342 N YELLOWSTONE HWY<br>IDAHO FALLS ID 83401<br>(208) 522-9139 | 04/01/1884       | IRRIGATION | 04-01 11-01           | 1.200 CFS         |                     |
| TOTAL DIVERSION: |                                                                                                 |                  |            |                       | 1.200 CFS         |                     |

Water Source: WILLOW CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03N R39E S19 SESW BONNEVILLE County

Place of use Legal Description for: IRRIGATION

| NE          |     |      |    | NW   |    |      |    | SW   |    |      |    | SE   |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |       |       |  |
|-------------|-----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|-------|-------|--|
| NENE        |     | NWNE |    | SWNE |    | SENE |    | NENW |    | NWNW |    | SWNW |    | SENW |    | NESW |    | NWSW |    | SWSW |    | SESW |    | NESE |    | NWSE |    | SWSE |    | SESE  |       |  |
| T           | R   | S    | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac    | SUM   |  |
| 03N         | 38E | 26   | :  |      |    |      | 28 | :    |    |      |    | 39   | 40 | :    |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |       | 107.0 |  |
| TOTAL ACRES |     |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    | 107.0 |       |  |

POU County: BONNEVILLE

Other Rights: A25-00090, A25-00182A

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
25-12608 A25-12608

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00059 A01-00060 A01-00061 A01-00233 A01-00248 A01-10200 A01-10201 A01-10202 A01-10203 A25-00090  
A25-00177

Dates: Exam Made Date: Verified Date: 03/05/1985 Objection Filed Date:

Misc: Water District Number: 01 Field Inspection Flag:  
Presumption Flag:

Audit: 06/13/89 ESRBA 03/29/95 POST-STD

RAY S. ROBINSON  
FAMILY TRUST

ARTICLE I

1.1 Parties This Agreement is made and entered into this 5<sup>th</sup> day of August, 1980, by and between the following parties:

1.1.1 Husband and Wife RAY S. ROBINSON and MYRNA THORNTON ROBINSON, husband and wife, of Route #8, Box 158, Idaho Falls, Idaho, both being hereinafter referred to as "Husband and Wife" and

1.1.2 Trustee RAY S. ROBINSON and MYRNA THORNTON ROBINSON, husband and wife, of Route #8, Box 158, Idaho Falls, Idaho, acting together and any other Successor Trustee named or provided for as herein stated together and individually herein-after being referred to as "Trustee".

ARTICLE II

2.1 Recital - Husband and Wife have acquired Assets The husband and wife have acquired various assets during their lives which they desire to place in Trust for the benefit of themselves and their child, and

2.2 Recital - Husband and Wife desire to Plan the Distribution of their Estate The husband and wife, by this trust, have planned the distribution of their estate so as to provide for their own needs and the needs of their child or other issue.

2.3 Consideration NOW, THEREFORE, in consideration of the mutual agreements, covenants and promises contained herein, the parties hereto agree as is stated in the following paragraphs.

ARTICLE III

3.1 Transfer in Trust For good and valuable consideration, Husband and Wife hereby transfer and deliver to the Trustee and their successors, as herein stated, the property listed in Schedule "A", annexed hereto and incorporated herein by refer-

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NOV 06 1992

amended, revoked, or terminated.

20.2 Interest of Beneficiaries The interest of the Beneficiaries is a present interest which shall continue until this Trust is revoked or terminated other than by death. As long as this Trust subsists, the Trust properties and all rights and privileges thereunder shall be controlled and exercised by the Trustee named herein.

ARTICLE XXI

21.1 Separate Property to Remain Separate Property All property now or hereafter conveyed or transferred to the Trustee to be held by the Trustee pursuant to this Trust Agreement that was community property or separate property at the time of such conveyance or transfer shall remain, respectively, community property or the separate property of the Husband and Wife transferring such property to the Trustee.

IN WITNESS WHEREOF, the Husband and Wife and the Trustee have executed and sealed this agreement.

HUSBAND AND WIFE:

Ray S. Robinson  
Ray S. Robinson

Myrna Thornton Robinson  
Myrna Thornton Robinson

TRUSTEE:

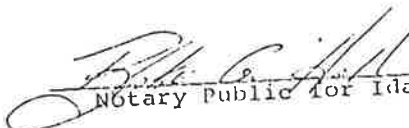
Ray S. Robinson  
Ray S. Robinson

Myrna Thornton Robinson  
Myrna Thornton Robinson

STATE OF IDAHO                    )  
County of Bonneville        )

On this 5 day of August, 1980, before me the under-  
signed, a Notary Public in and for said State, personally  
appeared RAY S. ROBINSON and MYRNA THORNTON ROBINSON, known to me  
to be the persons whose names are subscribed to the foregoing  
instrument, and acknowledged to me that they executed the same.

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

  
\_\_\_\_\_  
Notary Public for Idaho

(Seal)

JUL 25 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: A25-00091  
Date Received: 6/13/1989 AB 9-13-89 RRT  
Receipt No: E010314  
Received By: RRT

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RAY S. ROBINSON FAMILY TRUST 208-522-9139  
Address: 7342 N. YELLOWSTONE HWY  
IDAHO FALLS, ID 83401

2. Date of Priority: APR 01, 1884

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

|          |       |         |        |        |     |     |            |
|----------|-------|---------|--------|--------|-----|-----|------------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
| 03N      | 39E   | 19      | SE     | SW     |     |     | BONNEVILLE |

5. Description of diverting works:  
HEAD GATES, DELIVERED BY THE MCGILL DITCH

6. Water is used for the following purposes:

|            |       |       |        |      |        |
|------------|-------|-------|--------|------|--------|
| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 1.200  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

|               |       |         |        |     |     |     |       |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
| 03N           | 38E   | 26      | SW     | NE  |     | IRR | 28.0  |
|               |       |         | SW     | NW  |     | IRR | 39.0  |
|               |       |         | SE     | NW  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 107.0 |

A25-00091

Page 1

Date: 06/13/89

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A2500091



10. Place of Use: Continued

Total Acres 107.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:  
A25-00090, A25-00182A

14. Remarks:

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date:

EAGLE ROCK & WILLOW CR WATER C  
Decree Plaintiff

vs

HENRY KIEFER ET AL.  
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

For Organizations:

I do solemnly swear or affirm that I am Trustee of Ray S. Robinson Family Trust, that I have signed the foregoing document in the space below as Trustee of Ray S. Robinson Family Trust and that the statements contained in the foregoing document are true and correct.

Myrna Thornton Robinson  
Signature of Authorized Agent

Trustee of Ray S. Robinson Family Trust  
Title and Organization

June 13, 1989  
Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 13<sup>th</sup> day of June 19 89

Anna Baumhoff  
Notary Public

Seal

Residing at Bosco Idaho  
My Commission Expires 12/7 1994

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