

01/03/2005

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

RIGHT NUMBER: 25-13582
NAME AND ADDRESS: MAURICE L ROBISON
690 NORTHGATE MILE
IDAHO FALLS ID 83401
SOURCE: LONG VALLEY CREEK TRIBUTARY: LONG VALLEY CREEK
QUANTITY: 0.930 CFS
PRIORITY DATE: 06/02/1920
POINT OF DIVERSION:

T02S R40E S23 SESENE Within BINGHAM County
T02S R40E S24 SENWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	04/15 10/31	0.850 CFS

PLACE OF USE: STOCKWATER Within BINGHAM County

T02S R40E S24 NWNW

DOMESTIC Within BINGHAM County

T02S R40E S24 NWNW

IRRIGATION Within BINGHAM County

T02S R40E S23	SENE	0.5	T02S R40E S24	NENW	1.7
T02S R40E S24	NWNW	3.3	T02S R40E S24	SWNW	20.0
T02S R40E S24	SENE	15.0	T02S R40E S24	NWSW	1.6

42.1 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: Beneficial Use

Claim no. A25-13582

Claimant Contact Log

Date	Remarks	Agent initials
11-18-2004		Huf
I met on-site with Dale Prophet who rents the ground under this claim + Claim A25-14103. Dale has rented this area for 10 years as he owns adjacent ground. Mr Prophet's phone is 589-0516.		
The attached USGS map shows the possible flood irrigated grounds. Site #1 is the head of the ditch from Long Valley Creek. See photo's 1 + 2. The possible places of use are hi-lited in yellow.		
Site #2 was one of six dam spots on the Long Valley Creek which were used to back up water to irrigate property. At some point a portable pump was used at these sites to irrigate acres in red hi-lite also. (Photos 3 + 4)		
GPS data for the ditch head is ; 2685171 GPS File # 25-13582 1339614		
GPS data for Site 2 is ; 2684783 GPS File # 25-13582-2 1339112		

A25-14103

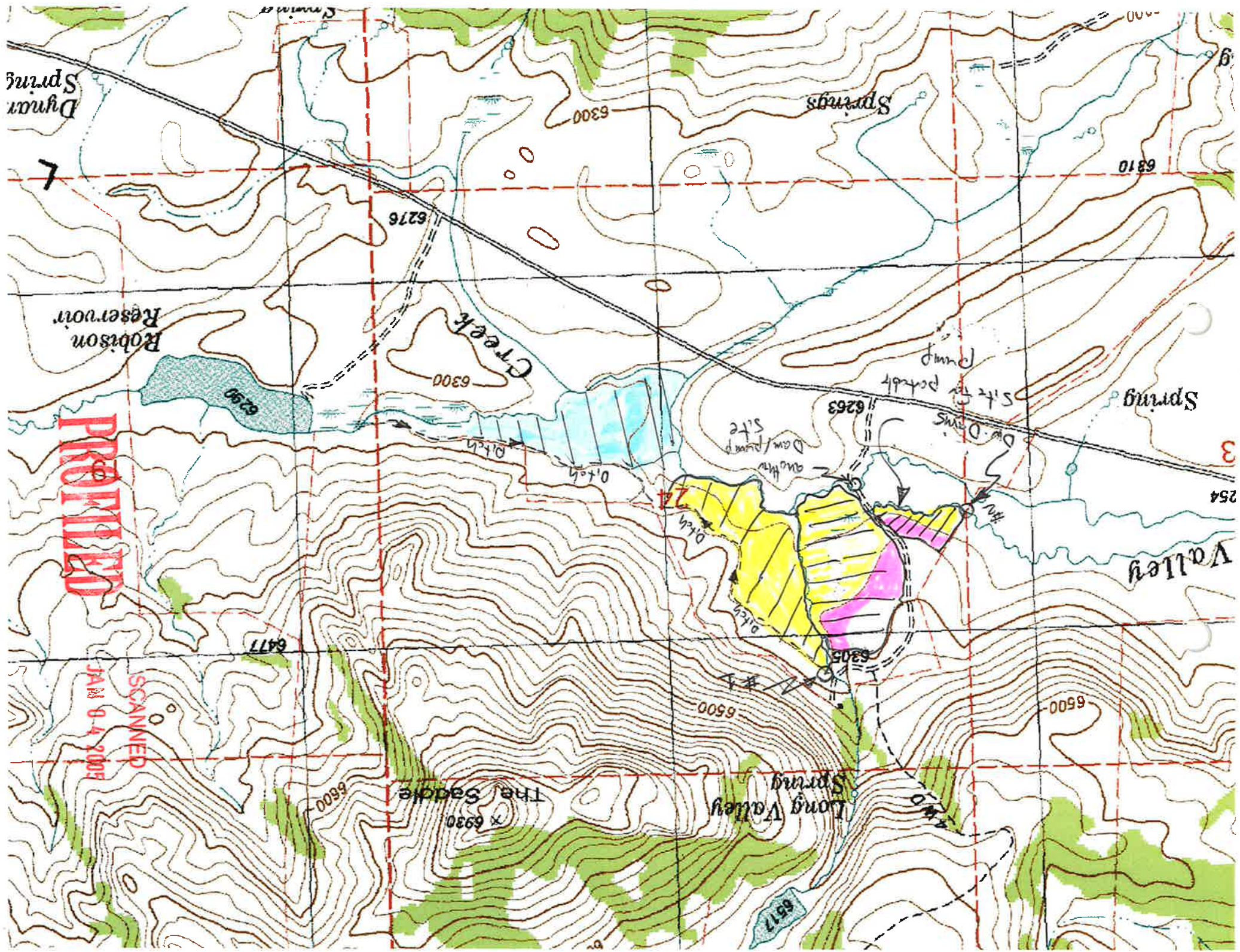
The ditch from Long Valley Creek connects to the ditch from Robison Reservoir + the blue hi-lited area could have been flooded from this ditch.

Exam done by Harold W. Jones of Water Rights Contracting Services.

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PROFILE
Valley

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JAN 04 2005

Spring

6310

Springs

6300

6276

Creek

6300

Robison
Reservoir

6290

Dynar
Springs

Long Valley
Spring

The Saddle

6330

6600

6477

254

3

6263

6305

6500

6500

6517

24

19

L

REFILED

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Ditch head on Long Valley Creek
A25-13582





Ditch running S.E. From Long
Valley Creek - A25-13582

NOFILED

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JAN 04 2005



Diversion Dam at site #2,
Long Valley Creek A25-13582

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Long Valley Creek channel at site #2

PROFILED

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Sprinkler pipe on-site A25-13582

PROFIT

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Field Exam Summary A25-13582 November 15, 2003

Bryce Contor

Water Resources Field Services

General Comments - All Maurice Robison Claims

fac These claims are beneficial use claims for irrigation from a reservoir, streams, and springs. ~~Two~~ ³ of the claims include irrigation storage. My inspection confirmed the reservoir and some of the claimed irrigation and also confirmed stockwater use, ~~which is not claimed~~. A letter to the claimant requests a more detailed explanation of irrigation history and invites an amendment or new claim for stockwater. A copy is in paper file A25-12306.

I drove by late in the day on November 1 after looking at other claims all day. I took two photos and a GPS reading, so that if snow came early I would at least have something. These field notes are in the photos directory as A25-13582_Preliminary_Notes.jpg. Both photos are scanned in one JPEG, saved as A25-13582_Preliminary.jpg. The GPS readings are recorded in the field notes as UTM coordinates to allow direct scaling off a USGS map. They confirm that I was in the right location.

On November 6 I returned and did a more thorough investigation. Field notes are in the photos directory as A25_13582Notes_X.jpg where "X" is the page number. GPS readings are in UTM and correspond to points sketched on a copy of a USGS map in paper file A25-12306. Photo numbers in the notes refer to the red circles on a copy of the claimant's map, also filed in paper file A25-12306. GPS readings for Points of Diversion are reported in the summary write up and the data file in IDTM coordinates. My GPS unit sometimes seems to "lose" data points when I change filenames so the GPS filenames are just the names assigned by the unit.

The evidence of priority is an affidavit from Mr. Robison that describes activities that he may not have personally observed, as well as activities he undertook himself. He references coming home from WWII in 1947. This could imply a birth year of about 1920, suggesting his affidavit references personal knowledge back to 1925. This is earlier than many of the claimed priority dates.

General Comments - A25-13582

There is evidence of stockwater use and irrigation from a ditch. The ditch irrigation is just south of the home on the east side of the creek, parcel "A" on the enclosed sketch. I did not see direct evidence of irrigation parcel "B" but the creek is shallow and the land is flat and it would be easy to put a dam in the creek and irrigate at least some of the west side, lower down.

The claim also references irrigation further west, near letter "D" on the sketch map. It is possible that this could have historically been irrigated from a ditch up in the canyon, but from walking up the east side of the canyon and walking out into the field near letter "D" to take photo 27, I did not see a ditch. The lands near "D" could possibly have been irrigated by sprinkler (see claim A25-13584 write-up).

Ownership

Appears to be correct

POD

The claim states there is a "headgate," but what I found was just a split in the creek. The GPS location is waypoint 119, 685,100E 240,058E IDTM. Stock can drink from the creek or directly from a pond near waypoint 120, which is the inlet for a pipeline that serves a stock tank near the home. Waypoint 120 coordinates are 685,114E 240,160N IDTM.

If sprinkler irrigation is recommended for the west POU, the PODs will be the ponds at "D" on the sketch map, as sketched by claimant.

POU

The gravity-irrigated POU I found is marked on the USGS map. By dot count I estimate about 12.9 acres. If sprinkler irrigation is recommended, the entire claimed POU could potentially be irrigated by sprinklers.

Overlap

East of the ditch the POU overlaps A25-12306. Stockwater POD is shared with domestic POD of A25-12306.

Conflict

None noted.

Priority

Claimed priority is 1920. Affidavit may refer to "personal knowledge" back to 1925.

Quantity

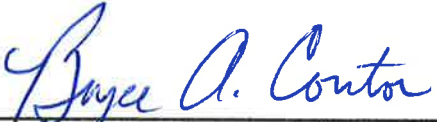
Manning's equation supports ditch capacity for the east side of creek of about 0.75 cfs. Damming creek directly should support adequate flow for the west side of the creek. I propose 0.02 cfs/acre for all recommended acres.

Water Use

Inspection confirms stockwater and irrigation use.

List of Photos

A25-13582_Preliminary.jpg	These two photos were taken from the road late on November 1. They actually relate to A25-12306 more directly than to this claim. These are looking generally north from near the point marked "X" in blue ballpoint on the sketch map.
A25-13582_1.jpg	Ditch that serves east side of creek, looking uphill (north). Photo 16 on map and in notes.
A25-13582_2.jpg	Domestic POU. The back side of the house is a very old appearing cabin.
A25-13582_3.jpg	Irrigation POD. This is tough to see. The ditch is the rocky channel on the camera side of the fence. The natural stream channel goes to the left in the middle ground of the photo. The split (POD) is about where the aspen tree is about halfway back on the right side of the photo.
A25-13582_4.jpg	Stock pond up in canyon near spring box.
A25-13582_5.jpg	Looking west at west part of claimed POU, photo 27 on sketch.
A25-12306_10.jpg	Stockwater POD. This is shared with domestic POD for A25-12306.


Bryce A. Contor

11/15/03
Date

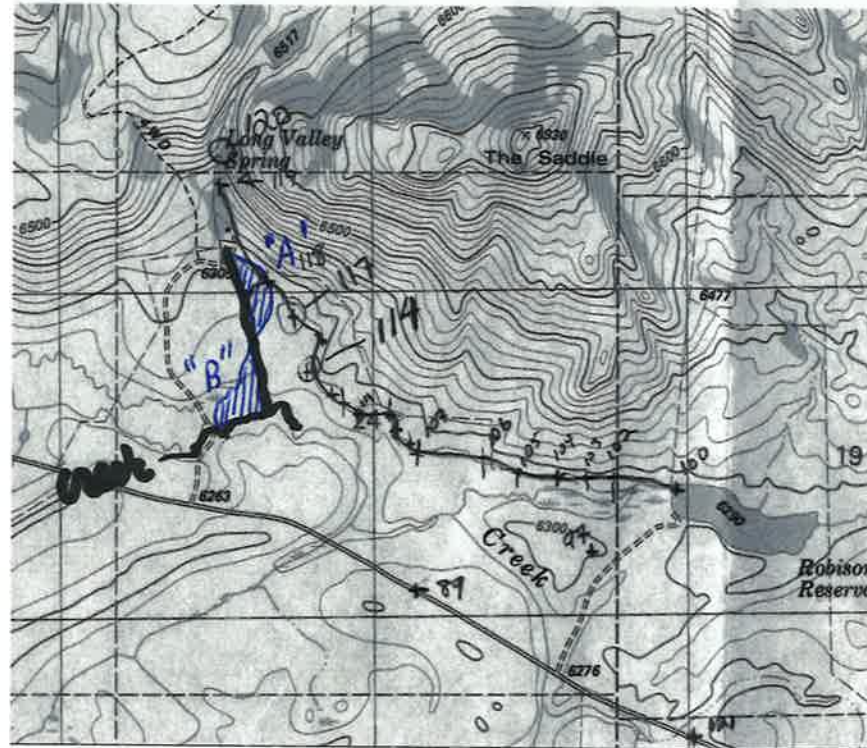
A25-13582 POU 11/15/03 bac

Water Resources
Field Services
208 663 4667

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PROFILED

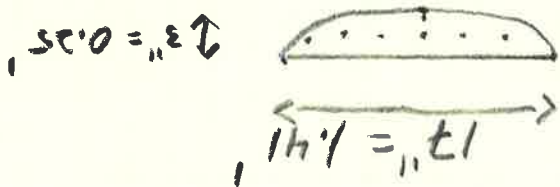


A25-13582 Manning, Catherine 11/8/03

I did not have my laser level so I measured the ditch dimensions w/ a tape measure & planned to take the slope off the USGS quad. (See marked copy in file A25-12306). Ditch crosses 6300 and 6250 contours in a distance of about 600 ft.

$$0.0333 = \frac{900}{20}$$

Cross-section from field notes (A25-13582 Notes-5.dwg) drawn to scale 1" = 1'.



$$\text{Area} \approx 7 \text{ dots} = 0.25 t + 2$$

$$+ + st' = dm$$

$$H_{12} = \text{Area/cup} = 0.28 + \frac{1.75^2}{2} = 0.16 \text{ ft}$$

Manning: $n = 0.030$ for "earth, some weeds"

from Peng Civil Engineering 1959

$$Q = \frac{1.486 n}{A R^{2/3} S^{1/2}} = \frac{1.486 (0.03)}{(0.25)(0.16)^{2/3}(0.0333)^{1/2}}$$

0.75 ± 0.5

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A25-~~135~~ 13582 # Preliminary
Maurice Robison initial drive-by 11/1/03

Photo #1 looking N from ~~wp~~ waypoint 089
at what appears to be a ditch (may be a road?)



Photo #2 looking NE at same ditch (road?)



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PROCT

RECEIVED

NOV 14 1991

Department of Water Resources
Eastern District Office

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 No. 39576

AFFIDAVIT OF
MAURICE L. ROBISON

(CLAIMS: A25-12306;
A25-13582; A25-13583;
A25-13584; A25-13585;
and A25-13586.)

STATE OF IDAHO)
: ss.
County of Bonneville)

Maurice L. Robison, being first duly sworn, deposes
and states that:

I am one of the owners of certain real property
situated in Bingham County, Idaho.

In approximately 1916, Alex Robison homesteaded
certain real property situated in Bingham County, Idaho.

In 1920, Alex Robison and Roy A. Robison built a
home on the following described property situated in Bingham
County, Idaho, to-wit:

N1/2 NW1/4, Section 24, Township 2 South, Range
40 East Boise Meridian.

In 1920, in conjunction with the construction of the
foregoing home, Alex Robison and Roy A. Robison diverted water
from Long Valley Spring and appropriated it to beneficial use
as follows:

AFFIDAVIT OF MAURICE L. ROBISON - 1.

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MICROFILMED

NOV 11 1992

Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4			Lot	County
02S	40E	13	SE	SW	SW		Bingham

Description of
Diverting Works: Headgate and open ditch

Water Used for following purposes:

Purpose	From	To	Cubic Feet Per Second
Irrigation	04/01	09/01	1.550
Stock water	01/01	12/31	0.040
Domestic	01/01	12/31	0.040

Total Quantity Appropriated: 1.630 C.F.S.

Total consumptive use is 194 Acre Feet Per Annum.

Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
02S	40E	23	SW	NE		IRR	7.3
			SE	NE		IRR	23.0
			Section Acres				30.3
		24	NE	NW		IRR	4.3
	NW		NW		IRR	4.5	
	NW		NW		STOCK		
	NW		NW		DOMEST		
	SW		NW		IRR	18.4	
	SE		NW		IRR	20.0	
			Section Acres				47.2
			Total Acres				77.5

In 1930, Alex Robison and Roy A. Robison diverted water from Long Valley Creek and appropriated it to beneficial use as follows:

Point of Diversion:

Township	Range	Section	1/4 of 1/4		Lot	County
02S	40E	23	SW	NE		Bingham
			SE	NE		Bingham
		24	SW	NW		Bingham
			SE	NW		Bingham
			NW	SE		Bingham
			SE	SE		Bingham

Description of
Diverting Works: Headgate and open ditch

Water Used for following purposes:

Purpose	From	To	Cubic Feet Per Second
Irrigation	04/01	09/01	2.280

Total Quantity Appropriated is: 2.280 C.F.S.

Total consumptive use is 285 Acre Feet Per Annum.

Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres	
02S	40E	23	SW	NE		IRR	12.6	
			SE	NE		IRR	8.1	
			NE	SE		IRR	10.0	
			NW	SE		IRR	1.0	
		Section Acres						31.7
		24	SE	NW		IRR	3.0	
			NE	SW		IRR	28.6	
			NW	SW		IRR	17.4	
			NW	SE		IRR	11.2	
			SW	SE		IRR	10.5	
			SE	SE		IRR	11.8	
Section Acres						82.5		
Total Acres						114.2		

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AFFIDAVIT OF MAURICE L. ROBISON - 3.

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JAN 04 2005

MICROFILMED

NOV 11 1992

In 1937, in conjunction with the construction of the dam forming Robison Reservoir, Roy A. Robison diverted water from Robison Reservoir and appropriated it to beneficial use as follows:

Point of Diversion:

Township	Range	Section	1/4 of 1/4	Lot	County
O2S	41E	19	NW SW	3	Bingham

Description of Diverting Works: Earth filled dam; 30' high, 300' long

Water Used for following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
Irrigation from storage	04/01	09/01		100.00
Irrigation storage	01/01	12/31		100.00
Irrigation	04/01	09/01	1.06	

Total Quantity Appropriated:

1.06 C.F.S. (and/or) 100.00 A.F.A.

Total consumptive use is 134 Acre Feet Per Annum.

Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
O2S	40E	24	SW NE		IRR FS	5.3
			SE NW		IRR FS	23.6
			NE SW		IRR FS	1.0
			NW SE		IRR FS	23.6
Section Acres						53.5
Total Acres						53.5

In 1941, Roy Robison and I diverted water from Robison Reservoir and appropriated it to beneficial use as follows:

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AFFIDAVIT OF MAURICE L. ROBISON - 4.

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NOV 11 1992

Point of Diversion:

Township	Range	Section	1/4 of 1/4	Lot	County
02S	41E	19	NE SW		Bingham

Description of Diverting Works: Earth filled dam; 30' high, 300' long; tractor PMP, pipe/sprinkler

Water Used for following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
Irrigation	04/01	09/01	2.080	
Irrigation from storage	04/01	09/01		100.00
Irrigation storage	01/01	12/31		100.00

Total Quantity Appropriated:

2.080 C.F.S. (and/or) 100.00 A.F.A.

Total consumptive use is 260 Acre Feet Per Annum.

Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	40E	24	SE SE		IRR FS	11.8
					Section Acres	11.8
	41E	19	NE SW		IRR FS	13.5
			NW SW	3	IRR FS	17.9
			SW SW	4	IRR FS	28.5
			SE SW		IRR FS	32.3
					Section Acres	92.2
					Total Acres	104.0

In 1947, following my return from military service in World War II, I diverted water from an unnamed stream flowing into Long Valley Creek and appropriated it to beneficial use as follows:

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Point of Diversion:

Township	Range	Section	1/4 of 1/4		Lot	County
02S	40E	24	SW	SW		Bingham
			SE	SW		Bingham

Description of Diverting Works: Dam; flood irrigation, portable PMP and sprinkler system

Water Used for following purposes:

Purpose	From	To	C.F.S. (or) A.F.A.
Irrigation	04/01	09/01	5.840

Total Quantity Appropriated:

5.840 C.F.S. (and/or) A.F.A.

Total consumptive use is 730 Acre Feet Per Annum.

Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
02S	40E	23	NE	SE		IRR	29.0
			NW	SE		IRR	38.5
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		147.5
		24	NE	SW		IRR	9.4
			NW	SW		IRR	20.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	28.5
			SE	SE		IRR	6.7
					Section Acres		144.6
			Total Acres		292.1		

In 1948, I diverted water from several springs, including dynamite spring, which are tributaries to Long Valley Creek, and appropriated it to beneficial use as follows:

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SCANNED

Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	41E	30	SE	NW	NE		Bingham
			NW	SE	NW		Bingham
		19		NE	SW		Bingham

Description of Diverting Works: Dam; 30'H, 300'L; open ditches and sprinkler irrigation

Water Used for following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
Irrigation	04/01	09/01	2.350	
Irrigation from storage	04/01	09/01		100.00
Irrigation storage	01/01	12/31		100.00

Total Quantity Appropriated:

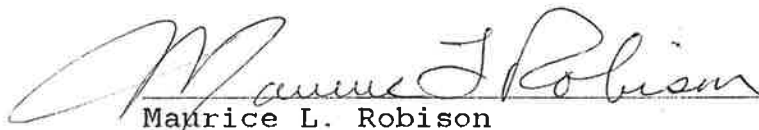
2.350 C.F.S. (and/or) 100 A.F.A.

Total consumptive use is 294 Acre Feet Per Annum.

Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	41E	19	SE	SW		IRR	7.7
						Section Acres	7.7
		30	NE	NE		IRR	39.0
			NW	NE		IRR	31.9
			NE	NW		IRR	39.0
						Section Acres	109.9
						Total Acres	117.6

DATED this 30 day of October, 1991.


Maurice L. Robison

PROFILED

SCANNED

JAN 04 2005 MICROFILMED

AFFIDAVIT OF MAURICE L. ROBISON - 7.

NOV 11 1992

SUBSCRIBED AND SWORN TO before me this 30th day of
October, 1991.

Gregory S. Anderson
Notary Public for Idaho
Residing at: Idaho Falls, Idaho
My commission expires: 9/30/94

135.14/GSAP

PROFILED

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JAN 04 2005

AFFIDAVIT OF MAURICE L. ROBISON - 8.

MICROFILMED

NOV 11 1992

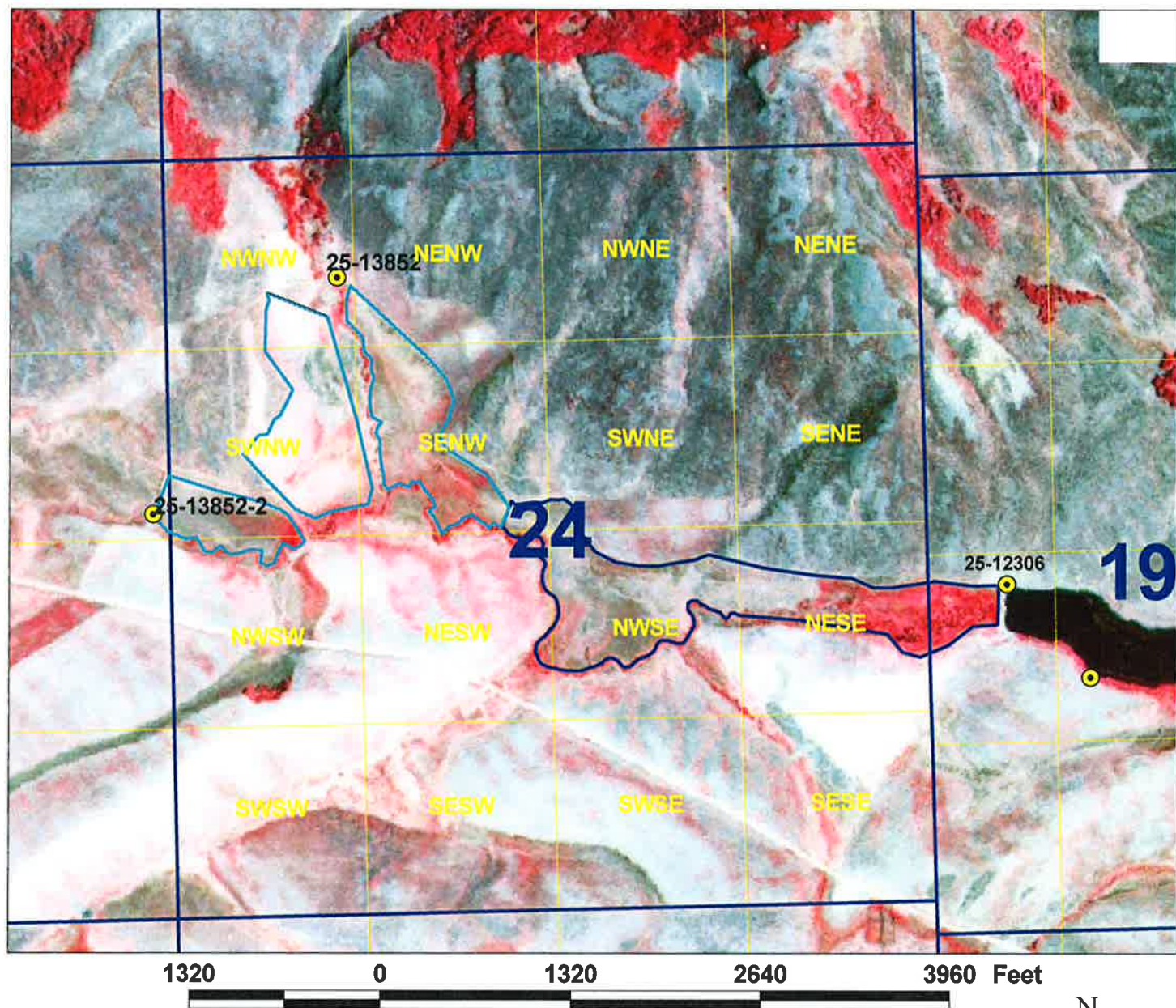


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-12582 ^{13582 KMS} and 25-12306



- Point of Diversion
- 25-13582
- 25-12306
- Sections
- QQ

30 FILED

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JAN 04 2005



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: January 2005

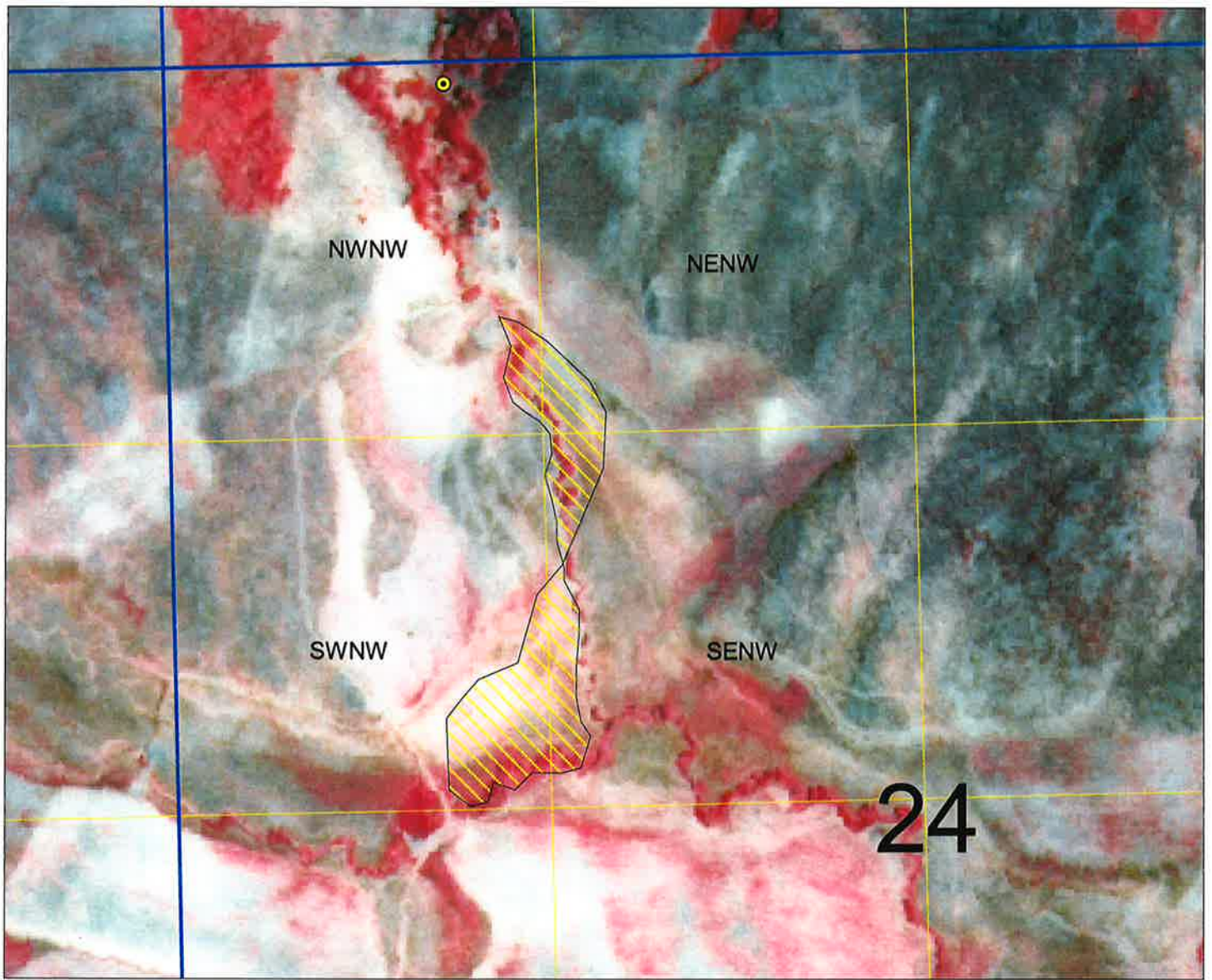


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-13582



1320 0 1320 Feet

- Point of Diversion
- Place of Use
- Sections
- QQ

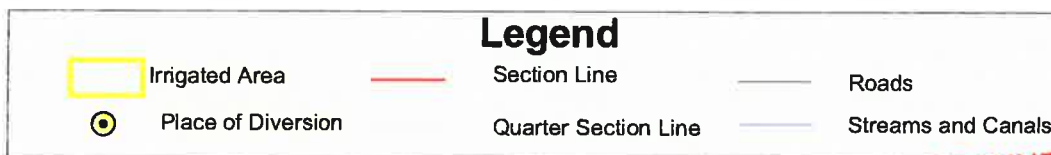
SCANNED
AUG 20 2004



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: April 2004

Water Right Claim Number 25-13582
Township , 2S40E

11/13/2000



500 0 500 1000 1500 Feet



PROFILED

SCANNED
SPATIAL DYNAMICS
JAN 04 2005



SCANNED

AUG 03 2007

Log for claim 25-13582

Spatial Dynamics CAT

11/13/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s40e	23	SWNE	7	4.8	
02s40e	23	SENE	23	27	
02s40e	24	NENW	4	8.4	
02s40e	24	NWNW	4	9.6	
02s40e	24	SWNW	18	22	
02s40e	24	SENW	20	18	
Totals:			76	89.8	

SCANNED

AUG 03 2001

107²²

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: **A25-13582**
Date Received: 7/17/1991
Receipt No: E008007
Received By: _____

AMENDED

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

AMENDED

1. Name: MAURICE ROBISON 208-522-6757
Address: 690 NORTHGATE MILE
IDAHO FALLS, ID 83401

2. Date of Priority: JUN 2, 1920

3. Source: LONG VALLEY SPRING Trib. to: LONG VALLEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	40E	13	SE	SW	SW		BINGHAM

5. Description of diverting works:
HEADGATE AND OPEN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	09/01	1.550		
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 194 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 800 TO 900 SHEEP

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	40E	23	SW	NE		IRR	7.3
			SE	NE		IRR	23.0

A25-13582

Page 1

Date: 07/17/91

A2513582



MICROFILMED

NOV 12 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
----------	-------	---------	------------	-----	-----	-------

Section Acres 30.3

24	NE	NW	IRR	4.3
	NW	NW	IRR	4.5
	NW	NW	STOCK	
	NW	NW	DOMEST	
	SW	NW	IRR	18.4
	SE	NW	IRR	20.0

Section Acres 47.2

Total Acres 77.5

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? YES²

13. Other Water Rights Used:

NONE

14. Remarks: None.

15. Basis of Claim: BENEFICIAL USE

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 Individuals:

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

Signature of Claimant(s): W/ Anne Kobern Date: 9-11-91

Date:

MICROFILMED

NOV 12 1992

State of Idaho)
) SS.
County of Bonneville)

Subscribed and sworn (or affirmed) before me this 17th day
of September, 19 91

Gregory S. Anderson
Notary Public

Seal

Residing at Idaho Falls, Idaho
My Commission Expires 4/30/94

1. This claim was originally filed as part of Claim Number A25-12306 on May 25, 1989.
2. The property is owned by the following:

Evelyn M. Robison, an undivided 1/2 interest and a life estate in the remaining 1/2 undivided interest; Shirley R. Robison, an undivided 1/14 remainder interest; Maurice L. Robison, an undivided 1/14 remainder interest; Richard C. Robison, an undivided 1/14 remainder interest; Rulon D. Robison, an undivided 1/14 remainder interest; Weston K. Robison, an undivided 1/14 remainder interest; Alex Val Robison, an undivided 1/14 remainder interest; and Steven R. Robison, an undivided 1/14 remainder interest.

Maurice Robison is the agent of and manages the property for the remaining owners. Maurice Robison is authorized by the remaining owners to file this claim on their behalf.