

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

MAY 17 2016

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable to the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Name of Applicant(s) LEROY ROBINSON AND/OR KARLA ROBINSON

- Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.**
- Yes N/A** *Means the item is always required and must be included with the application.
- ☐ * Completed Application for Transfer of Water Right form, Part 1.
 - ☐ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
 - ☐ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
 - ☐ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application
 - ☐ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
 - ☐ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

- Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.**
- ☐ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
 - ☐ ☐ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner.
 - ☐ ☐ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
 - ☐ ☐ #3 Documentation of authority to make the change if the applicant is not the water right owner.
 - ☐ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
 - ☐ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
 - ☐ ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
 - ☐ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
 - ☐ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
 - ☐ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
 - ☐ ☐ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
 - ☐ ☐ #9 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1DEPT OF WATER RESOURCES
SOUTHERN REGIONName of Applicant LEROY ROBINSONPhone (208) 673-5516Mailing Address PO BOX 436, ALBION ID 83311

Email _____

Name of Applicant KARLA ROBINSONPhone (208) 673-5516Mailing Address PO BOX 436, ALBION ID 83311

Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

- ☐
- No Representative

Name of Representative _____

Phone _____

Mailing Address _____

Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
- OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
- OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentation made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	45-326	No	Yes	No	No	No	No

Associated Right(s): 45-260A, 45-7183, 45-11043, 45-244A

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

MAY 17 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant LEROY ROBINSON Phone (208) 673-5516
Mailing Address PO BOX 486, ALBION ID 83311 Email _____

Name of Applicant KARLA ROBINSON Phone (208) 673-5516
Mailing Address PO BOX 486, ALBION ID 83311 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

- ☐ No Representative

Name of Representative _____ Phone _____
Mailing Address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.

OR

- ☐ Send original correspondence to the applicant and copies to the representative.

- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

 Leroy Robinson 5/17/16
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	45-326	No	Yes	No	No	No	No

Associated Right(s): 45-260A , 45-7183 , 45-11043 , 45-244A

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT TO A SEPARATE SYSTEM, DESCRIBE PORTIONS TO BE CHANGED TO A SEPARATE SYSTEM AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-326	1.220 cfs	N/A	N/A	150.0		N/A	N/A	N/A	N/A
COMBINED									
TOTALS	1.220 cfs	N/A	150.0	N/A		N/A	N/A	N/A	N/A

2. Total amount of water proposed to be transferred or changed 1.22 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 45-326

Current Water Right Owner

**KARLA ROBINSON
PO BOX 486
ALBION, ID 83311**

**LEROY ROBINSON
PO BOX 486
ALBION, ID 83311**

Priority Date: 12/1/1880

Origin: Water Right

Basis: Decreed

Status Active

Source: HOWELL CREEK Tributary: MARSH CREEK

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

1.220 CFS

Subuse Code

Total Diversion

1.220 CFS

Source and Point(s) of Diversion:

HOWELL CREEK

NWSWSE

Sec. 4 Twp 12S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	25E	4											21.0	21.0			15.0		57.0
12S	25E	5																17.0	17.0
12S	25E	9					40.0	36.0											76.0

POU Total Acres: 150.0

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future

Diversion from creek to pond with pump pressurizing sprinkler system.

- b. Who owns the property at the point(s) of diversion

Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

N/A

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

No, ☒ If Yes, ☐

Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

N/A

- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

Other rights diverted and used on same lands under rights 45-260A and 45-244A. Other rights from ground water and wastewater also irrigate same lands.

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

☐
☐
☐
☐

☒
☒
☒
☒

undergone a period of five or more consecutive years of non-use,
currently leased to the Water Supply Bank,
currently used in a mitigation plan limiting the use of water under the right, or
currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 45-326

Current Water Right Owner
GOODMAN LLC
PO BOX 543
ALBION, ID 83311

Priority Date: 12/1/1880

Origin: Water Right

Basis: Decreed

Status: Active

Source: HOWELL CREEK **Tributary:** MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	1.220 CFS	
Total Diversion			1.220 CFS	

Source and Point(s) of Diversion:

HOWELL CREEK	NESENW	Sec. 16 Twp 12S Rge 25E CASSIA County
HOWELL CREEK	SESWNE	Sec. 9 Twp 12S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	25E	4											21.0	21.0			15.0		57.0
12S	25E	5																17.0	17.0
12S	25E	9					40.0	36.0											76.0

POU Total Acres: 150.0

Conditions/Remarks:

1. 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.
2. The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 150 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 45-260A, 45-7183, 45-11043 and 45-244A

☐ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

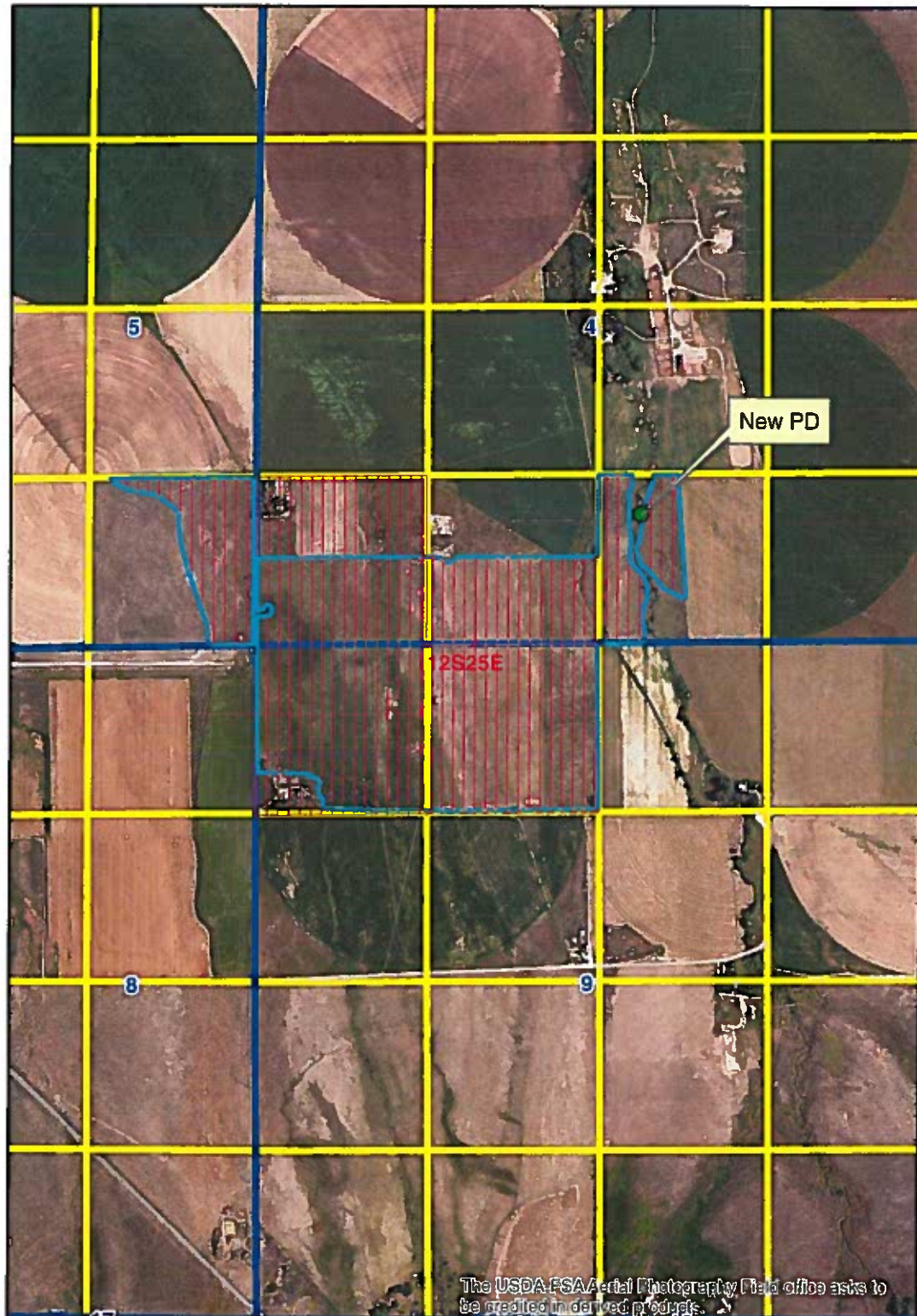
☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation.
Label it **Attachment #8b**

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

[illegible]

Transfer Contains 7 pages and 1 attachments. *Mzp*
 Received By ADm Date 5/17/2016 Prelim. Check By _____ Date _____
 Fee Paid \$605⁰⁰ Date 5/17/16 Received By ADm Receipt # 5035462
 Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

RobinsonTransfer 80926 of right 45-326



TRANSFER 80926

CASSIA COUNTY
RECORDED FOR:
TITLEONE - RUPERT
04:18:34 PM 08-22-2015
2015-002782
NO. PAGES: 2 FEE: \$13.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: HYoung
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

WARRANTY DEED

15251830

FOR VALUE RECEIVED, Goodman, LLC, an Idaho limited liability company, the Grantor, does hereby grant, bargain, sell and convey unto T. LeRoy Robinson and Karleen L. Robinson, husband and wife, the Grantee, whose current address is P.O. Box 486, Albion, Idaho 83311, its undivided 61.112% interest in the property described as follows:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO,

Section 4: S~~4~~S~~4~~SW~~4~~ and W~~4~~SW~~4~~SE~~4~~

Section 5: SE~~4~~SE~~4~~

Section 9: N~~4~~NW~~4~~

Subject to easements and rights of way which are apparent or of record, including the following exceptions:

Right-of-way contained in Warranty Deed from Roland Baird, a bachelor, to D.C. Harris, whose wife's name is Hilda Harris, dated May 25, 1948, and recorded November 14, 1949, as Instrument No. 167429 in Book 55 of Deeds, Page 290, records of Cassia County, Idaho, which reads as follows: "Together with Right-of-way for live-stock to Howell Creek on the South edge of the W~~4~~SW~~4~~SE~~4~~ of Section 4, Township 12 South, Range 25 East of the Boise Meridian."

Easement conveyed to James O. Chatburn and Bethea Chatburn, his wife, by Quitclaim Deed from Kate Bridger, a widow, dated January 15, 1969, and recorded January 17, 1969, as Instrument No. 44419 on Film No. 59, records of Cassia County, Idaho, across the SW~~4~~SW~~4~~SE~~4~~ of Section 4, Township 12 South, Range 25 East of the Boise Meridian.

Agreement for Purchase of Power between the Raft River Rural Electric Cooperative, Inc., Seller, and Helen Goodman, Consumer, dated June 20, 1978, and recorded July 25, 1978, as Instrument No. 109649 on Film No. 119, records of Cassia County, Idaho, covering the S~~4~~S~~4~~SW~~4~~ of Section 4, Township 12 South, Range 25 East of the Boise Meridian.

Together with all water and water rights and ditches and ditch rights used thereon or appurtenant thereto including

but not limited to water rights nos. 45-260, 45-7183, 45-10395, 45-10406 and 45-11043 of the Idaho Department of Water Resources.

To have and to hold the said premises with its appurtenances to the said Grantee, their heirs and assigns forever. And the Grantor does hereby covenant to and with the Grantee that Grantor is the owner in fee of said premises, that said premises are free from all encumbrances and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 19th day of June, 2015.

Goodman, LLC

By: *Jon R. Goodman*
Jon R. Goodman
Managing Member

STATE OF Kansas)
County of Leavenworth) ss.

On this 19 day of June, in the year of 2015, before me the undersigned notary public in and for said state, personally appeared Jon R. Goodman, known or identified to me to be the managing member of Goodman, LLC, and 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 first above written.

(SEAL)

Kay A. Doughty
Notary Public
Residing at Leavenworth, KS
My Commission expires 05-25-2019



ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

CASSIA COUNTY
RECORDED FOR:
TITLEONE - RUPERT
04:18:39 PM 08-22-2015
2015-002783
NO. PAGES: 1 FEE: \$10.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: HYoung
Electronically Recorded by Simplifile

WARRANTY DEED

#15251830

FOR VALUE RECEIVED, Marsha Ellen Goodman, a widow, does hereby release, remise, grant, bargain, sell and convey unto T. LeRoy Robinson and Karla Robinson, husband and wife, of P.O. Box 486, Albion, Idaho 83311, her undivided 13.333% in the following described property, located in Cassia County, Idaho, to wit:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO,

Section 4: S~~2~~S~~4~~SW~~4~~ and W~~1~~SW~~4~~SE~~4~~

Section 5: SE~~4~~SE~~4~~

Section 9: N~~2~~NW~~4~~

together with appurtenances.

Subject to easements and rights of way which are apparent or of record and 2015 property taxes and assessments.

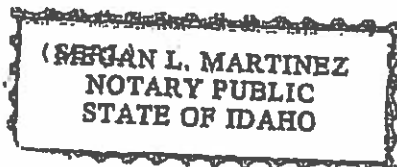
DATED this 22nd day of June, 2015.

Marsha Ellen Goodman
Marsha Ellen Goodman

STATE OF IDAHO)
) ss.
County of Cassia)

On this 22nd day of June, in the year of 2015, before me the undersigned notary public in and for said state, personally appeared Marsha Ellen Goodman, known or identified to me to be the person whose name is subscribed herein, and acknowledged to me that she executed the same.

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



Megan L. Martinez
Notary Public
Residing at Burley, ID
My Commission expires 9/27/2020

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

CASSIA COUNTY
RECORDED FOR:
TITLEONE - RUPERT
04:18:43 PM 06-22-2015
2015-002784
NO. PAGES: 1 FEE: \$10.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: HYoung
Electronically Recorded by Simpfile

WARRANTY DEED

#15251830

FOR VALUE RECEIVED, William Goodman, a married man dealing in his sole and separate property, does hereby release, remise, grant, bargain, sell and convey unto T. LeRoy Robinson and Karla Robinson, husband and wife, of P.O. Box 486, Albion, Idaho 83311, his undivided 13.333% in the following described property, located in Cassia County, Idaho, to wit:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO,

Section 4: S4S4SW4 and W4SW4SE4

Section 5: SE4SE4

Section 9: N4NW4

together with appurtenances.

Subject to easements and rights of way which are apparent or of record and 2015 property taxes and assessments.

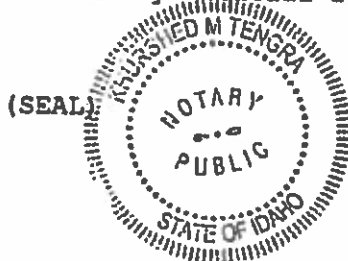
DATED this 19 day of June, 2015.


William Goodman

STATE OF IDAHO)
County of ADA) ss.

On this 19th day of June, in the year of 2015, before me the undersigned notary public in and for said state, personally appeared William Goodman, known or identified to me to be the person whose name is subscribed herein, 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 first above written.




Notary Public
Residing at Boise, ID
My Commission expires 03/26/2019

CASSIA COUNTY
RECORDED FOR:
TITLEONE - RUPERT
04:18:47 PM 06-22-2015
2015-002785
NO. PAGES: 1 FEE: \$10.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: HYoung
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

WARRANTY DEED

#1525183D

FOR VALUE RECEIVED, Jon R. Goodman, as trustee of the Corbin Goodman Trust, does hereby release, remise, grant, bargain, sell and convey unto T. LeRoy Robinson and Karla Robinson, husband and wife, of P.O. Box 486, Albion, Idaho 83311, its undivided 12.222% in the following described property, located in Cassia County, Idaho, to wit:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO,

Section 4: S4S4SW4 and W4SW4SE4

Section 5: SE4SE4

Section 9: N4NW4

together with appurtenances.

Subject to easements and rights of way which are apparent or of record and 2015 property taxes and assessments.

DATED this 19TH day of June, 2015.

Corbin Goodman Trust

By: Jon R. Goodman
Jon R. Goodman

STATE OF KANSAS)
County of Leavenworth) ss.

On this 19th day of June, in the year of 2015, before me the undersigned notary public in and for said state, personally appeared Jon R. Goodman, known or identified to me to be the trustee of the Corbin Goodman Trust, and the person whose name is subscribed herein, and acknowledged to me that he executed the same on behalf of said trust.

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

(SEAL)



Stephanie A. Gordon
Notary Public
Residing at Leavenworth, KS
My Commission expires 9.30.17

TRANSFER 80926

Matthew C Darrington, Esq.
ANTHON DARRINGTON PLLC
Attorneys at Law
P.O. Box 536
Rupert, Idaho 83350-0536
Telephone: (208) 260-5280
Facsimile: (208) 260-5281
matt@minicassialaw.com
ISB No. 7939

RECEIVED

FEB 14 2014

DEPT OF WATER RESOURCES
SOUTHERN REGION

Attorneys for Leroy and Karla Robinson

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

AFFIDAVIT OF
LEROY ROBINSON

STATE OF IDAHO)
) ss.
County of Minidoka)

Leroy Robinson, being first duly sworn on oath, deposes and states:

1. That your affiant is one of the applicants in regard to numerous transfer applications currently pending before the Department.
2. That in various records and documents I am identified as Leroy Robinson, T. Leroy Robinson or Thomas Leroy Robinson.
3. That these are all names that have been used to identify me.
4. That I request that the Department recognize each of these names in identifying me and that the Department use Leroy Robinson to identify me hereinafter.

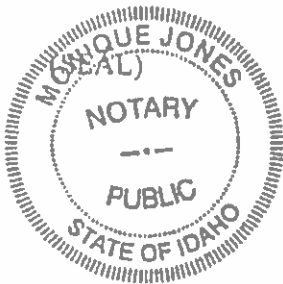
FURTHER THIS AFFIANT SAITH NAUGHT.

AFFIDAVIT OF LEROY ROBINSON--1

TRANSFER 80926

Leroy Robinson
Leroy Robinson

SUBSCRIBED AND SWORN to before me this 13 day of February, 2014.



Monique Jones
Notary Public for Idaho
Residing at: Boise, ID
My Commission expires: 7-9-18

Matthew C Darrington, Esq.
MATTHEW DARRINGTON PLLC
Attorneys at Law
P.O. Box 536
Rupert, Idaho 83350-0536
Telephone: (208) 260-5280
Facsimile: (208) 260-5281
matt@minicassialaw.com
ISB No. 7939

RECEIVED
FEB 14 2014
DEPT OF WATER RESOURCES
SOUTHERN REGION

Attorneys for Leroy and Karla Robinson

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

AFFIDAVIT OF
KARLA ROBINSON

STATE OF IDAHO)
) ss.
County of Minidoka)

Karla Robinson, being first duly sworn on oath, deposes and states:

1. That your affiant is one of the applicants in regard to numerous transfer applications currently pending before the Department.
2. That in various records and documents I am identified as Karla Robinson, Karla L Robinson, or Karleen Lenora Robinson.
3. That these are all names that have been used to identify me.
4. That I request that the Department recognize each of these names in identifying me and that the Department use Karla Robinson to identify me hereinafter.

FURTHER THIS AFFIANT SAITH NAUGHT.

AFFIDAVIT OF KARLA ROBINSON--1

TRANSFER 80926

Karla Robinson
Karla Robinson

SUBSCRIBED AND SWORN to before me this 13 day of February, 2014.



Monique Jones
Notary Public for Idaho
Residing at: Burley, Id.
My Commission expires: 7-9-18

Customer Ad Proof

60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 25192

Publication	Times News		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	180.69
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	180.69
Fax			
Section	Legals	Start/End Dates	06/02/2016 - 06/09/2016
SubSection		Insertions	2
Category	50 Legal	Size	118
Ad Key	25192-1	Salesperson(s)	Ruby Aufderheide
Keywords	Warr and Robinson transfers	Taken By	Ruby Aufderheide
Notes			

Ad Proof

**Proof of legal notice received
from Times News 5/26/2016
(4 pages total)**

✓ OK DW
5-27-2016
E-mail sent
to newspaper

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79816**

JASON WARR and WENDEE WARR, 2527 S 2400 E, MALTA, ID 83342; has filed Application No. 79816 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10388, 43-12961, 43-12962, 43-12963, 43-12964, 43-12965, 43-170C, 43-173C, 43-177D, 43-178E, 43-2294E, 43-2389, 43-2405, 43-2419, 43-2420B, 43-4034. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to create a permissible place of use for six ground water rights and ten Raft River water rights that allow for the total combined diversion of 21.88 cfs for the irrigation of 620 acres located approximately 1.8 to 2.8 miles east and 6.7 to 8.2 miles south of Malta. In addition, the transfer also proposes to add a new point of diversion for the six ground water rights. This new point of diversion will be a new well to be drilled and when combined with the three existing wells will allow for the diversion of up to 11.76 cfs of ground water. The proposed new well is located approximately 2.8 miles east and 7.2 miles south of Malta. The application also proposes to update the three existing ground water point of diversion descriptions to more accurately describe their locations.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80926**

LEROY ROBINSON and KARLA ROBINSON, PO BOX 486, ALBION, ID 83311; has filed Application No. 80926 for changes to the following water rights within CASSIA County(s): Right No(s). 45-326. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing two points of diversion for an irrigation water right for 1.22 cfs from Howell Creek to a single location downstream on Howell Creek. The first point of diversion is currently located approximately 2.0 miles south and 1.9 miles east of the center of the City of Albion (Main and Market streets). The application proposes to move this point of diversion approximately 1.6 miles downstream to the new point of diversion. The second point of diversion is currently located approximately 1.1 miles south and 2.1 miles east of the center of the City of Albion. The application proposes to move this point of diversion approximately 0.7 miles downstream to the same new point of diversion. The new point of diversion is located approximately 0.5 miles south and 2.0 miles east of the center of the City of Albion. The proposed point of diversion on Howell Creek will be used to divert up to 1.22 cfs for irrigation of the current places of use for this water right.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before June 20, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
PUBLISH: June 2 and 9, 2016

✓ OK
DM

Customer Ad Proof

#Error

Publication	Online		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	180.69
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	180.69
Fax			
Section	Legals	Start/End Dates	06/02/2016 - 06/09/2016
SubSection		Insertions	2
Category	50 Legal	Size	118
Ad Key	25192-1	Salesperson(s)	Ruby Aufderheide
Keywords	Warr and Robinson transfers	Taken By	Ruby Aufderheide
Notes			

Ad Proof

✓ OK
DM

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79816**

JASON WARR and WENDEE WARR, 2527 S 2400 E, MALTA, ID 83342; has filed Application No. 79816 for changes to the following water rights within CASSIA County(s): Right No(s), 43-10388, 43-12961, 43-12962, 43-12963, 43-12964, 43-12965, 43-170C, 43-173C, 43-177D, 43-178E, 43-2294E, 43-2389, 43-2405, 43-2419, 43-2420B, 43-4034. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to create a permissible place of use for six ground water rights and ten Raft River water rights that allow for the total combined diversion of 21.88 cfs for the irrigation of 620 acres located approximately 1.8 to 2.8 miles east and 6.7 to 8.2 miles south of Malta. In addition, the transfer also proposes to add a new point of diversion for the six ground water rights. This new point of diversion will be a new well to be drilled and when combined with the three existing wells will allow for the diversion of up to 11.76 cfs of ground water. The proposed new well is located approximately 2.8 miles east and 7.2 miles south of Malta. The application also proposes to update the three existing ground water point of diversion descriptions to more accurately describe their locations.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80926**

LEROY ROBINSON and KARLA ROBINSON, PO BOX 486, ALBION, ID 83311; has filed Application No. 80926 for changes to the following water rights within CASSIA County(s): Right No(s), 45-326. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing two points of diversion for an irrigation water right for 1.22 cfs from Howell Creek to a single location downstream on Howell Creek. The first point of diversion is currently located approximately 2.0 miles south and 1.9 miles east of the center of the City of Albion (Main and Market streets). The application proposes to move this point of diversion approximately 1.6 miles downstream to the new point of diversion. The second point of diversion is currently located approximately 1.1 miles south and 2.1 miles east of the center of the City of Albion. The application proposes to move this point of diversion approximately 0.7 miles downstream to the same new point of diversion. The new point of diversion is located approximately 0.5 miles south and 2.0 miles east of the center of the City of Albion. The proposed point of diversion on Howell Creek will be used to divert up to 1.22 cfs for irrigation of the current places of use for this water right.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before June 20, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
PUBLISH: June 2 and 9, 2016

✓ SK
DM



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 26, 2016

LEROY ROBINSON
KARLA ROBINSON
PO BOX 486
ALBION, ID 83311

RE: Transfer No. 80926
Water Right No(s). 45-326

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS** on **6/2/2016** and **6/9/2016**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**June 20, 2016**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant

Maline, Denise

From: Maline, Denise
Sent: Thursday, May 26, 2016 9:52 AM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News cover letter.docx; Times News Ad.doc

Attached please find (1) legal notice being submitted for publication on June 2nd & 9th, 2016. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

*Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 26, 2016

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Transfer No. 79816

Water Right No(s): 43-10388, 43-12961, 43-12962, 43-12963, 43-12964, 43-12965, 43-170C,
43-173C, 43-177D, 43-178E, 43-2294E, 43-2389, 43-2405, 43-2419, 43-2420B,
43-4034

RE: Transfer No. 80926

Water Right No(s): 45-326

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before June 20, 2016. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79816**

JASON WARR and WENDEE WARR, 2527 S 2400 E, MALTA, ID 83342; has filed Application No. 79816 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10388, 43-12961, 43-12962, 43-12963, 43-12964, 43-12965, 43-170C, 43-173C, 43-177D, 43-178E, 43-2294E, 43-2389, 43-2405, 43-2419, 43-2420B, 43-4034. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to create a permissible place of use for six ground water rights and ten Raft River water rights that allow for the total combined diversion of 21.88 cfs for the irrigation of 620 acres located approximately 1.8 to 2.8 miles east and 6.7 to 8.2 miles south of Malta. In addition, the transfer also proposes to add a new point of diversion for the six ground water rights. This new point of diversion will be a new well to be drilled and when combined with the three existing wells will allow for the diversion of up to 11.76 cfs of ground water. The proposed new well is located approximately 2.8 miles east and 7.2 miles south of Malta. The application also proposes to update the three existing ground water point of diversion descriptions to more accurately describe their locations.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80926**

LEROY ROBINSON and KARLA ROBINSON, PO BOX 486, ALBION, ID 83311; has filed Application No. 80926 for changes to the following water rights within CASSIA County(s): Right No(s). 45-326. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing two points of diversion for an irrigation water right for 1.22 cfs from Howell Creek to a single location downstream on Howell Creek. The first point of diversion is currently located approximately 2.0 miles south and 1.9 miles east of the center of the City of Albion (Main and Market streets). The application proposes to move this point of diversion approximately 1.6 miles downstream to the new point of diversion. The second point of diversion is currently located approximately 1.1 miles south and 2.1 miles east of the center of the City of Albion. The application proposes to move this point of diversion approximately 0.7 miles downstream to the same new point of diversion. The new point of diversion is located approximately 0.5 miles south and 2.0 miles east of the center of the City of Albion. The proposed point of diversion on Howell Creek will be used to divert up to 1.22 cfs for irrigation of the current places of use for this water right.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx . Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before June 20, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on June 2nd & 9th, 2016



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 26, 2016

DONALD GUNDERSON
WATER DISTRICT #45F
1047 E 1000 S
ALBION, ID 83311

RE: Transfer No. 80926
Water Right No(s). 45-326

Dear Don:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

M E M O R A N D U M

Date: May 23, 2016
To: Transfer 80926 File
From: Benny Walker
Re: Evaluation of Sufficiency of Information Submitted

Application proposes changing two points of diversion for an irrigation water right, 45-326 for 1.22 cfs from Howell Creek to a single location downstream on Howell Creek. The first point of diversion is currently located approximately 2.0 miles south and 1.9 miles east of the center of the City of Albion (Main and Market streets). The application proposes to move this point of diversion approximately 1.6 miles downstream to the new point of diversion. The second point of diversion is currently located approximately 1.1 miles south and 2.1 miles east of the center of the City of Albion. The application proposes to move this point of diversion approximately 0.7 miles downstream to the same new point of diversion. The new point of diversion is located approximately 0.5 miles south and 2.0 miles east of the center of the City of Albion. The proposed point of diversion on Howell Creek will be used to divert up to 1.22 cfs for irrigation of the current places of use for this water right. The points of diversion involved with the application are located within Water District 45F so water master comments will be solicited. The application also proposes to change the ownership of water right 45-326. Note this is the same point of diversion as recently approved in transfer 80419.

- **Authority to File:**
The department has on file from a previous ownership change the associated deeds which have been included with this transfer. The ownership of water right 45-326 will change to the Applicant.
- **Water Right Validity:**
The right involved with this transfer was decreed in 2005. Aerial photography indicates that the lands involved with the transfer have been irrigated in recent years.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated. No change is proposed to the place of use of the water rights.
- **Local Public Interest:**
Application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as beneficial use of water.
- **Effect on Economy of the Local Area:**
No issues anticipated
- **Effect of the Agricultural Base of the Local Area:**
None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

MEMORANDUM

TO: Transfer # 80926 File

FROM: Benny Walker

DATE: May 23, 2016

SUBJECT: Filing Fee

The filing fee of, \$605.00, for this transfer is based on the amount of water proposed to be transferred or changed, 1.22 cfs. The transfer fee schedule for a transfer involving 1.01-2.00 cfs indicates that the filing fee is \$580.00. The application also proposes to change the ownership of the water right which requires an additional fee of \$25.00, total fee for this transfer is \$605.00 (Receipt S035462).