

**BEFORE THE CITY COUNCIL
OF CITY OF ALBION, IDAHO**

RESOLUTION NO. 2015-02

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF ALBION, IDAHO AUTHORIZING USE OF
LEROY ROBINSON'S PRIVATE WATER RIGHT
ON CITY LAND FOR IRRIGATION PURPOSES.**

Whereas, the City of Albion is a political subdivision of the state of Idaho, located within Cassia County; and

Whereas, the City has city land that is used for application of waste water from City lagoons as part of its waste water plans, which is generally located at SW1/4, Section 5, Township 12 South, Range 25 East of the Boise Meridian, Cassia County, Idaho ; and

Whereas, Leroy Robinson farms that City land by agreement with the City and utilizes the waste water as part of the irrigation needs of the land; and

Whereas, Robinson desires and needs to use some of his private water right to irrigate some city land to supplement the waste water and to achieve appropriate productivity in raising crops on the land, without cost or obligation to the City for his use of his water right and without amendment otherwise to the agreement between Robinson and the City of Albion;

Whereas, the City previously authorized Resolution No. 2014-02 to give effect to limited acres and this Resolution amends the earlier resolution to not limit the number of acres that can be irrigated;

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF ALBION, IDAHO ADOPTS RESOLUTION NO. 2015-02 TO AMEND AND REPLACE CITY OF ALBION RESOLUTION NO. 2014-02 AND FURTHER:

1. Hereby authorizes Leroy Robinson to utilize some of his private water right to irrigate city land adjacent to the city lagoons during such time as he shall farm the city land, which city land is located generally at SW1/4, Section 5, Township 12 South, Range 25 East of the Boise Meridian, Cassia County, Idaho; and

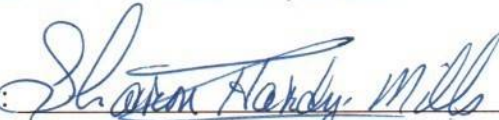
2. That such water right as held by Mr. Robinson, which shall be used on City land shall be and remain as Mr. Robinson's right in the event he no longer farms the city land adjacent to the city lagoons; and

3. That use of the water right by Robinson on the City land shall be without cost or obligation to the City of Albion and shall not otherwise cause amendment to any existing agreement between Robinson and the City of Albion.

This Resolution No. 2015-02 hereby replaces Resolution No. 2014-02 and shall be of full force and effect upon its execution by the Mayor and Clerk for the City of Albion.

APPROVED AND ADOPTED this 7 day April, 2015.

THE CITY OF ALBION, IDAHO

By: 
Sharon Hardy-Mills, Mayor

ATTEST:


Mary Yeaman, Clerk