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AUG 16 2006

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Subcase 27-12148
(Insert water right number)

Case 39576

COPY

STANDARD FORM 4

MOTION TO FILE:

☒ LATE NOTICE OF CLAIM

☐ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in **SRBA Administrative Order 1, Rules of Procedure** (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☐ I have read **SRBA Administrative Order 1, Rules of Procedure** (amended Sept. 30, 1996).

My name is _____

My address is _____

My phone number is: Work _____ Home _____

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☒ I did not file a Notice of claim to the use of water in the SRBA because:

*We did not understand at the time what needed
to be filed.*

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☒ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ 100.00.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on 11/21/06 1:30
(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☐ I must amend my Notice of Claim to the use of water in the SRBA because:

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☐ An amended Notice of Claim (available from IDWR).
- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of Idaho

County of Bannock

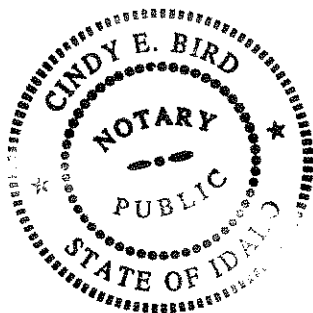
Linda Romrell, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Linda Romrell
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on Aug 14, 2006.
(Insert Date)



Cindy E. Bird
Notary Public for FDWR
Residing at: Lava Hot Springs
My Commission expires: May 1, 2007

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on Aug 14, 2006, ~~199~~, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)



Signature of person or attorney mailing the form

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 27-12148
Date Received: 8/14/2006
Receipt No:
Received By:

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

1. Name of Claimant(s)

DONALD ROMRELL Phone: (208) 785-4249

596 W 200 S
BLACKFOOT ID USA 83221

LINDA ROMRELL Phone: (208) 785-4249

596 W 200 S
BLACKFOOT ID USA 83221

2. Date of Priority: 06/21/1975

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot				County	Type
03S	35E	7	SW	SW	SW	6	BINGHAM	

5. Description of diverting works:

HOUSE WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:

0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03S	35E	7	SW	SW	6	DOMESTIC

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

27-11995

14. Remarks:

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: 3

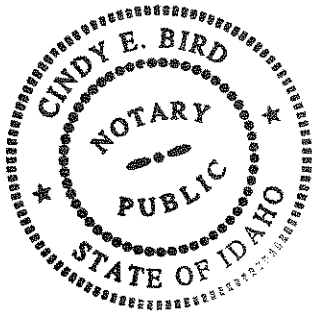
For Individuals:

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

Signature of Claimant(s): + Linda Rommel Date: 8/14/06
_____ Date: _____

State of Idaho)
County of Bannock) SS.

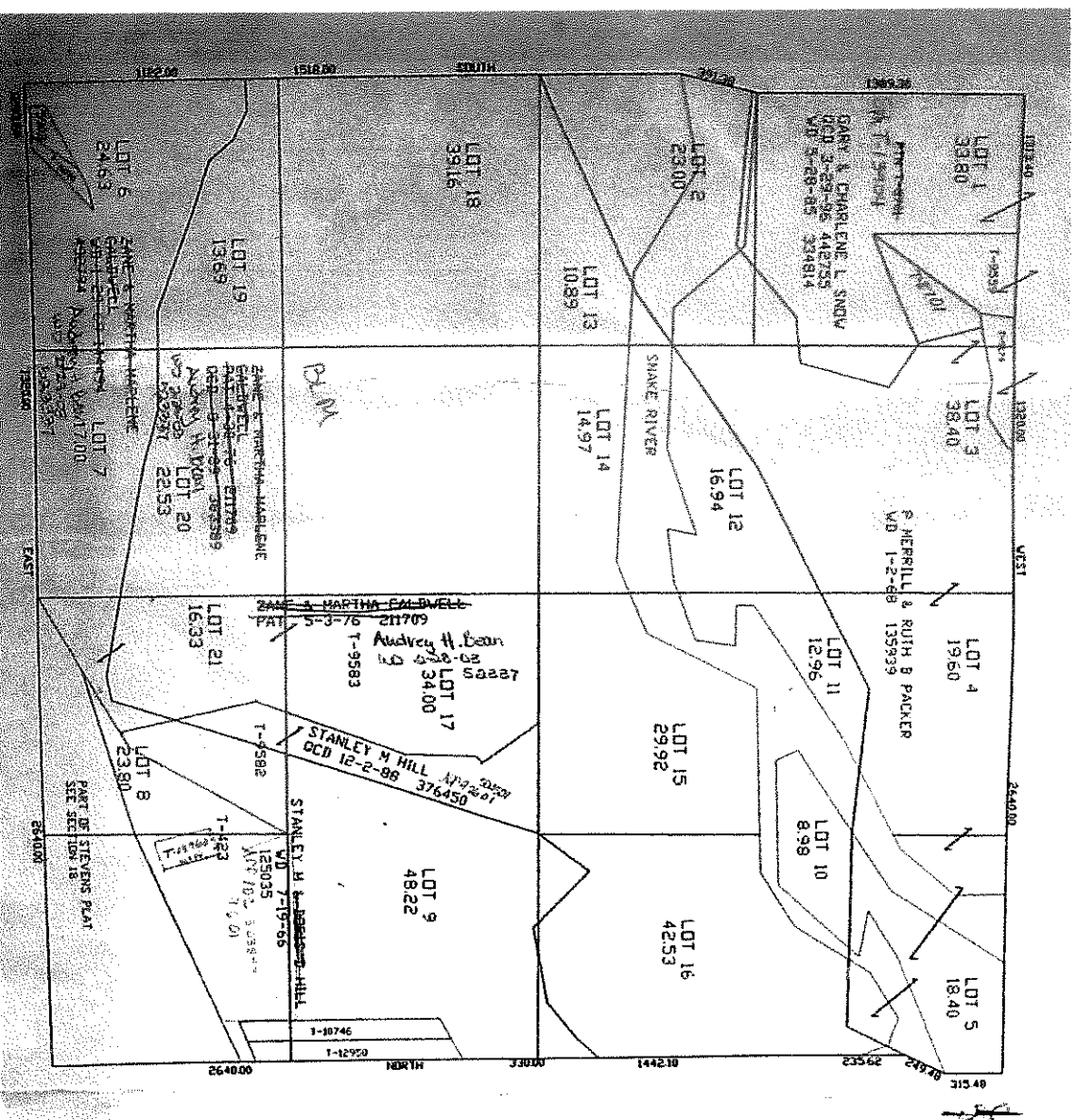
Subscribed and sworn (or affirmed) before me this 14th day of August, 2006



Cindy E. Bird
Notary Public

Residing at Lava Hot Springs
My commission Expires May 1, 2007

TOWNSHIP 3S SECTION 7 RANGE 35E



Rommell Property lot 5903 above

202909

WARRANTY DEED

For Value Received BRUCE G. HANSEN and KAREN LEE HANSEN , husband
and wife

the grantors , do hereby grant, bargain, sell and convey unto DONALD G. ROMRELL and
LINDA ROMRELL, husband and wife

whose current address is 282 Smith, Blackfoot, Idaho

the grantees , the following described premises, in Bingham County Idaho, to wit:

A tract of land located in Lot 6, SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 7, Township 3 South,
Range 35 E. B. M. , Bingham County, Idaho, more particularly described as
follows:

Beginning at a point North 78° 30' 04" East, 122.60 feet from the SW corner
of Section 7; thence North 0° 27' 33" East, 79.94 feet; thence North 63° 34' 36"
East 368.75 feet; thence South 36° 07' 57" West, 303.02 feet; thence North
89° 44' 00" West, 152.19 feet, more or less to the True Point of Beginning.

The above conveyance is made free and clear of all other encumbrances except:
rights of way and easements, reservations on Federal patents and State deeds,
or other restrictions imposed by law, building and use restrictions of record,
building and zoning regulations and ordinances of any governmental unit.

Together with an easement for ingress and egress 10 feet parallel to and Easterly
from the following described centerline: Beginning at a point that is N. 78° 30' 04"
East 122.60 feet and S. 89° 44' 00" East, 152.19 feet from the SW corner of Section
7 the same being the true point of beginning; thence N. 36° 07' 57" East 303.02 feet

Reserving unto the Grantors an easement for ingress and egress 10 feet parallel
to and Westerly from the above described centerline.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantees, that they the owners in fee simple of said premises; that they are free
from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: June 25, 1975

Bruce G. Hansen
BRUCE G. HANSEN

Karen Lee Hansen
KAREN LEE HANSEN

STATE OF IDAHO COUNTY OF Bingham
On this 25th day of June, 1975,
before me, a notary public in and for said State, personally
appeared Bruce G. Hansen and Karen
Lee Hansen

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledge to
me that they executed the same

Reading at
Comm. Expires

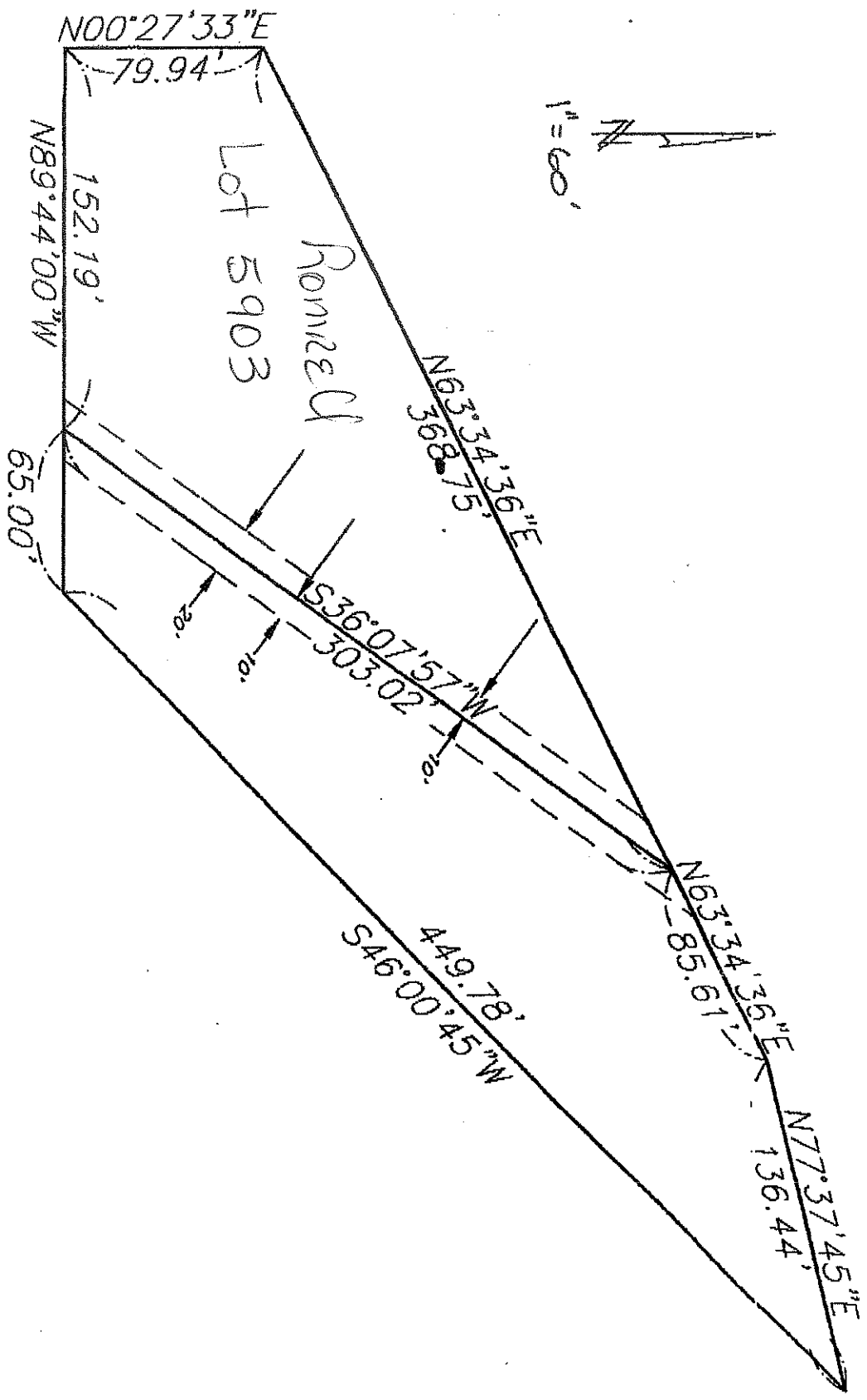
Blackfoot

Notary Public
Idaho

202909

100 9w
AMERICAN LAND TITLE CO.

Furnished by the AMERICAN LAND TITLE CO., Postville, Idaho



1" = 60'