

05/25/2006

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

RIGHT NUMBER: 22-2144

NAME AND ADDRESS: ROBERT W & SHARON ORME FAMILY TRUST
1721 E 100 N
REXBURG ID 83440

SOURCE: SPRINGS

TRIBUTARY:

QUANTITY: 2.420 CFS

PRIORITY DATE: 09/07/1951

POINT OF DIVERSION:

T07N R39E S26 SESESW Lot 5 Within MADISON County
T07N R39E S26 SESESW Lot 5 Within MADISON County
T07N R39E S26 NESWSE Within FREMONT County
T07N R39E S26 NWSWSE Within FREMONT County
T07N R39E S26 NWSWSE Within FREMONT County
T07N R39E S26 NWSWSE Within FREMONT County
T07N R39E S26 NWSWSE Within FREMONT County
T07N R39E S26 NWSESE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	2.420 CFS
PLACE OF USE:	<u>IRRIGATION Within FREMONT County</u>		
	T07N R39E S26 Lot 5 SESW	57.00	T07N R39E S26 Lot 6 NWSE 13.00
	T07N R39E S26 SWSE	33.00	T07N R39E S26 SESE 18.00
	121 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: BASIS OF CLAIM - License

Right includes accomplished change in points of diversion pursuant to Section 42-1425, Idaho Code.

09/05/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-2144

ROBERT W & SHARON ORME FAMILY TRUST
1721 E 100 N
REXBURG ID 83440
Telephone Number: (208)356-5348

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: Oct 12, 2006

SIGNATURE:

Robert W. Orme

Please print your name: Robert W. Orme

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED

OCT 25 2006

Department of Water Resources
Eastern Region

KMCJ
10/25



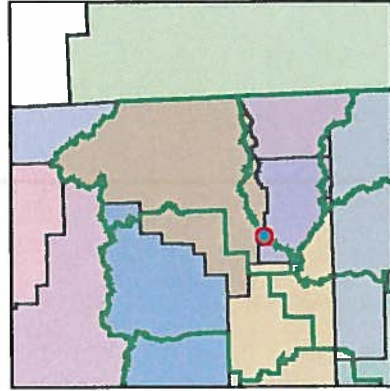
Idaho Department of Water Resources

SRBA Recommendation:

22-2144

Legend

- Point of Diversion
- ▭ Place of Use
- ▭ Townships
- ▭ PLS Sections
- ▭ Quarter Quarters



Fremont, Madison Counties
IDWR Basin 22

Prepared by K. Wilson
On Thursday, May 25, 2006
1987/88 Aerial Photography

R39E



T07N

0.6 Miles

0.3

0

Claim no. 22-2144

Claimant Contact Log

Date 5-5-06 Remarks Agent initials

AWJ

I met with claimant Robert Orme on 2 occasions. The map reflects Mr. Orme's best attempt to define the flood irrigated acres. Many adjacent acres sub heavily as this area receives much waste water flows.

No GPS Tags were placed at diversion areas. All the diversions were ditches to flood irrigation. This area was reshaped when the 1976 Teton Dam flood water came through this property. Address & phone # is still good.

✓ Diversion #1 data - GPS 2674613
1413494

✓ Diversion #2 data - GPS 2674589
1413387

✓ Diversion #3 data - GPS 2674595
1413354

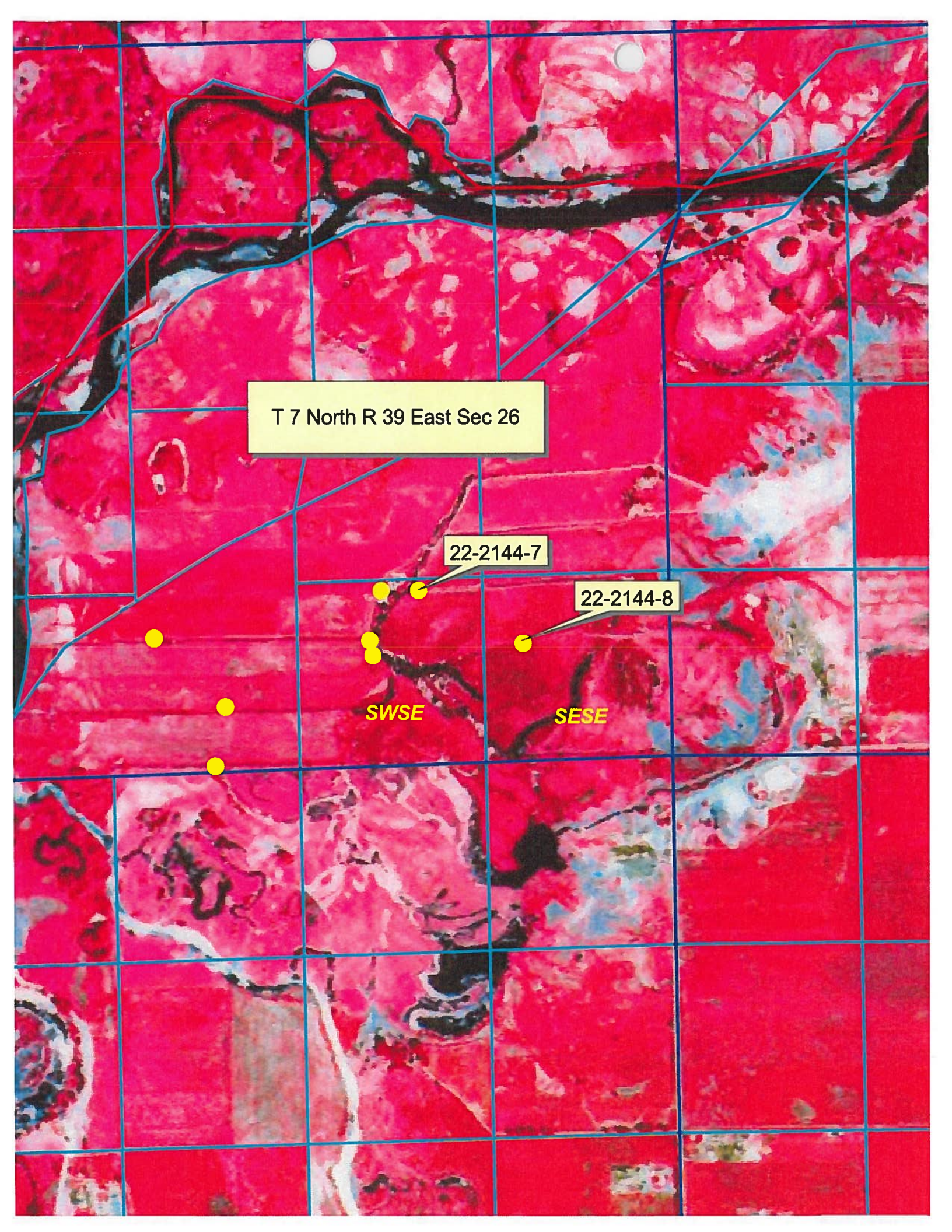
✓ Diversion #4 data - GPS 2674275
1413243

✓ Diversion #5 data - GPS 2674254
1413116

* ✓ #6 is a re diversion

Diversion #7 data - GPS 2674694 NESWSE
1413494

Diversion #8 data - GPS 2674921 NWSESE
1413381



T 7 North R 39 East Sec 26

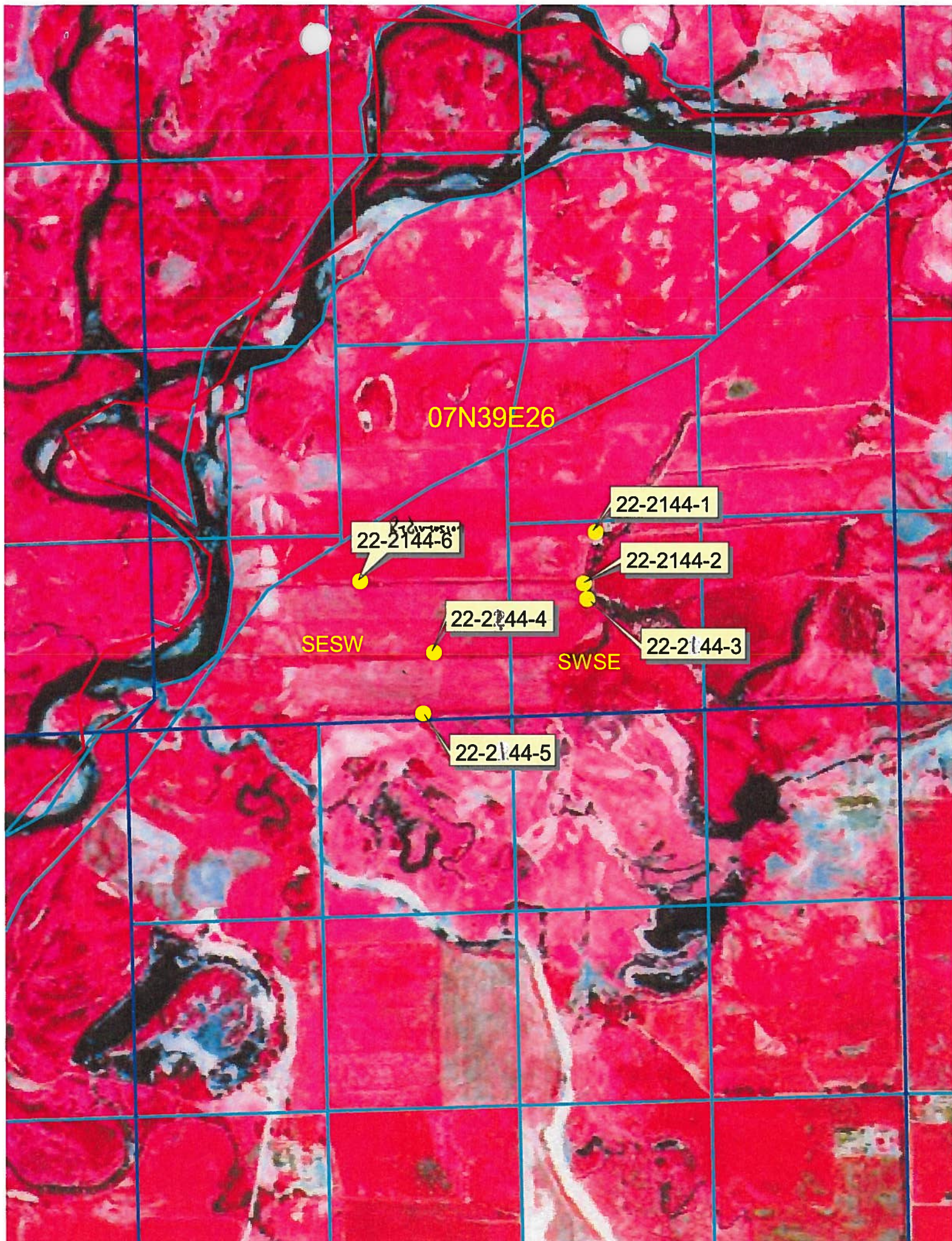
This is an aerial photograph of a rural area, likely in the United States, overlaid with a blue grid representing township and range lines. A prominent black line, possibly a road or a waterway, runs diagonally from the top left towards the bottom center. Several yellow dots are scattered across the map, with two specific ones labeled with callout boxes. The labels 'SWSE' and 'SESE' are also present in yellow text. The overall color palette is dominated by reds and pinks, suggesting a specific type of land cover or a color-corrected image.

22-2144-7

22-2144-8

SWSE

SESE



07N39E26

22-2144-6

22-2144-1

22-2144-2

22-2144-4

22-2144-3

SESW

SWSE

22-2144-5

T7N, R39E

20

20.00

21.5

20.00

canal & substation

26 25
35 36



22-2144, Diversion # 2



22-2144, Diversion # 1



22-2144, Diversion #4



22-2144, Diversion #3



22-2144, Diversion #5



22-2144, Rediversion (#6 on map)



22-2144, Diversion #8



22-2144, Diversion #7

State of Idaho

License and Certificate of Water Right

Water License No. 22362

Amount 4.4 c.f.s.

Water District No. _____

Priority September 7, 1951

THIS IS TO CERTIFY that ST. ANTHONY STARCH COMPANY
of St. Anthony, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 7, 19 51; that Permit No. 22362
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.0 second feet, was issued thereunder on September 1, 19 53, showing that said works
were completed on the 25th day of August, 19 53; and that on the 12th
day of September, 19 56, Marvin J. Aslett, President

ST. ANTHONY STARCH COMPANY

of St. Anthony, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two un-named
springs, a tributary of _____, for the purpose of Irrigation, domestic and
stock watering, under Use Permit No. 22362 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6179, on the 31st day of October, 19 57;

The right hereby confirmed dates from September 7, 19 51;

The Point of Diversion ^{are} located in the NW 1/4 SW 1/4 and
in the SW 1/4 SW 1/4, Sec. 25, Tp. 7 N., R. 39 E., B. M. County Fremont

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	39 E.	26	Lot 5	62.44	62.12
			Lot 6	26.4	26.4
			Lot 7	70	51.05
			SE 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			Total number of acres irrigated - - -		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
31st day of October, 19 57.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

22 2140

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 22362This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant St. Anthony Starch Co., Inc., (Marvin J. Aslett, Pres.) St. Anthony, Ida
2. Source of water supply: Two springs (unnamed)
400' and 1000' from SW corner Sec. 25, T.7 N., R. 39 E. and are in
3. Location of point of diversion: Is in the SW 1/4 of Section 25
T. 7 N. R. 39 E. County of Fremont SW 1/4 Sec. 25
4. Describe works as they exist, giving dimensions and capacities of same: _____

5. Water is used for: irrigation, some domestic and stock watering
6. State whether or not water has been turned into works of diversion: Yes.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

~~114 in Sec. 25, T. 7 N., R. 39 E., 4 rods by 104 rods in SW 1/4 Sec. 25~~
~~111 in Sec. 25, T. 7 N., R. 39 E., - 201 A.~~

Lots 5, 6, & 7, SW 1/4 Sec. 26, T. 7 N., R. 39 E., - 219 A.

Irrigation by subbing. Part is reclaimed by drawing

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: The only beneficial use is in Sec. 26 in Lots 5-6-7 NW 1/4 of SW 1/4
Areas given in Court House are Lot 5 - 62.12, Lot 6 - 26.4, Lot 7 - 51.05.

Tax notice gives 114 acres irrigated, 31 acres dry and 70 acres waste making
total of 221 acres.

In sec. 25 there is some bottom below the old river bank which is
devoted to pond development none of this is productively farmed. The
land above the bluff (about 10 or 12' high) cannot be irrigated with the
subterranean water. Much of it is devoted to feeding sheds where potatoe
pulp from the starch Co. is fed to cattle. (Next page)

This examination was made on the 16th day of July, 1957

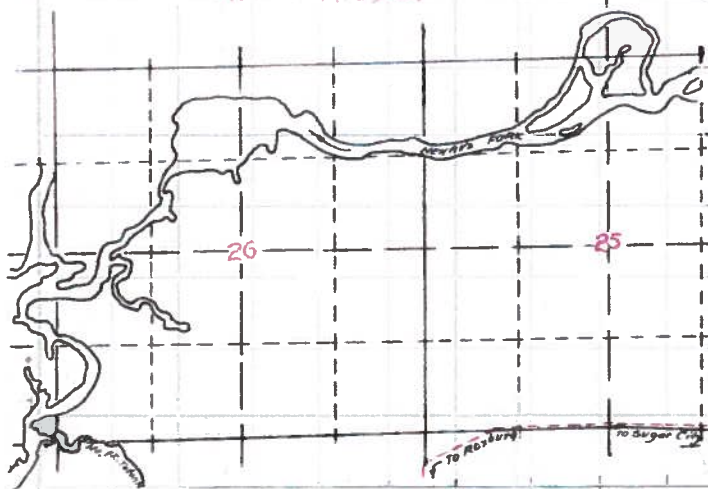
(Signed) _____

Examiner.

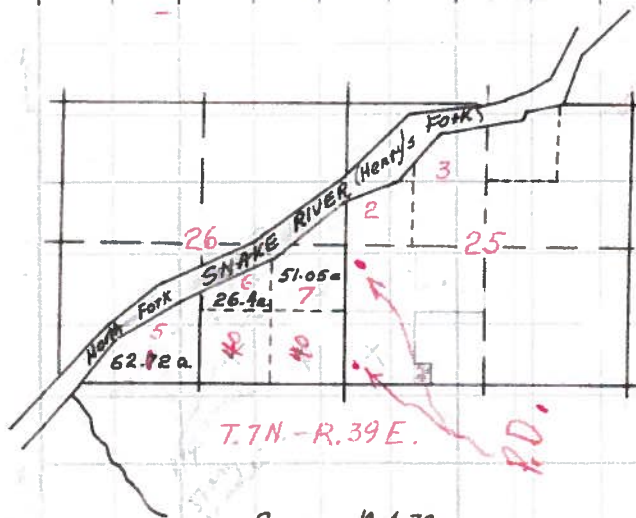
22362

New quadrangle - U.S.G.S. - survey of 1948

T.7N. - R.39E.



62.12
6.64
21.25
219.5



T.7N. - R.39E.

Survey: 10-4-79

sub-irrigation = fine
Area = 220 acres
Q = 21957 inches
4.45 ft.

The irrigation is accomplished by ponding and ditching in a manner to cause subirrigation. There is ponding throughout the length of the bluff for about 1/2 mile and 5 ditches run westward from this ponding.

There is no surface irrigation. The land has been leveled and reclaimed - Mr. Joe Andraen is ranch foreman. and is in a very good state of cultivation.

J.C. Marr

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

22362

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 22-2144
Date Received: 1/19/2006
Receipt No: E031572
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT W & SHARON ORME FAMILY TRUST Phone: (208) 356-5348
1721 E 100 N
REXBURY ID USA 83440

2. Date of Priority: 09/07/1951

3. Source: SPRINGS Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	39E	26	NW SW SE	FREMONT	
07N	39E	26	SE NW SE 6	FREMONT	
07N	39E	26	SW SW SE	FREMONT	
07N	39E	26	NE SE SE	FREMONT	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	2.42	

7. Total Quantity Appropriated is:
2.42 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07N	39E	26	SE SW 5	IRRIGATION	54
			NE SE 7	IRRIGATION	10
			NW SE 6	IRRIGATION	14

SW	SE	IRRIGATION	25
SE	SE	IRRIGATION	18

Section Acres	121
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Total Acres	121
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11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am TRUSTEE of
Title
ROBERT W & SHARON ORME FAMILY TRUST, that I have signed the foregoing
Organization
document in the space below as TRUSTEE of
Title
ROBERT W & SHARON ORME FAMILY TRUST and that the statements contained in the
Organization
foregoing document are true and correct.

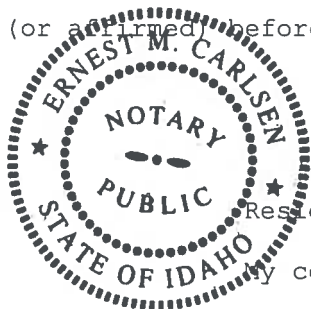
Sharon Orme
Signature of Authorized Agent

TRUSTEE, ROBERT W & SHARON ORME FAMILY TRUST
Title and Organization

January 19, 2006
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19 of January, 2006



Ernest M. Carlsen
Notary Public

Residing at Adabo Falls RD
My commission Expires 8-21-2009.