

10/09/2002

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

RIGHT NUMBER: 29-11565

NAME AND ADDRESS: KAYE H ROMRIELL
9250 S TERRELL RD
MC CAMMON ID 83250

HOWARD L ROMRIELL
9250 S TERRELL RD
MC CAMMON ID 83250

SOURCE: POND

TRIBUTARY: SINKS

QUANTITY: 0.17 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 06/05/1962

POINT OF DIVERSION:

T09S R36E S24 SWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 10/31	0.020 CFS
IRRIGATION	04/01 10/31	0.170 CFS

PLACE OF USE: T09S R36E S24 NENE 1.7 T09S R36E S24 NWNE 6.7

STOCKWATER same as IRRIGATION

8.4 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

rights This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Water Right Claim Number A29-11565

08/29/2000

Township , 9S36E



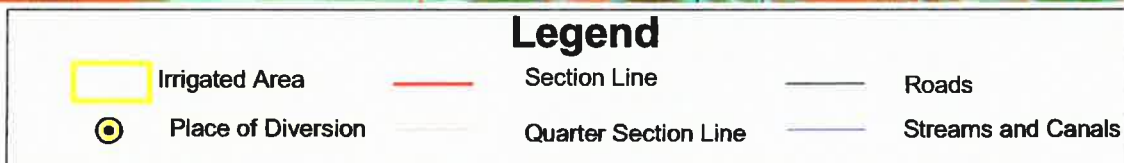
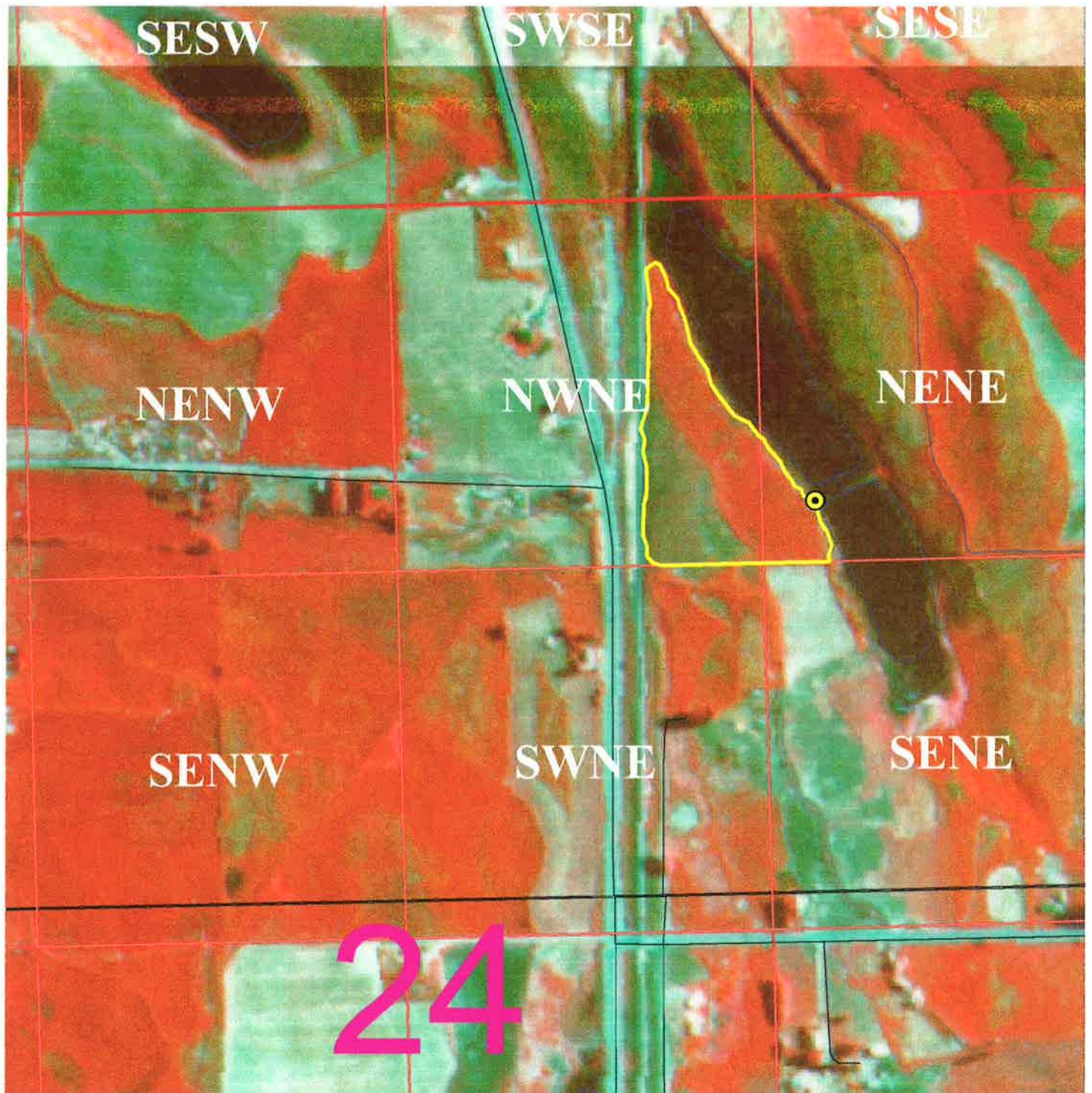
400 0 400 800 Feet



Water Right Claim Number A29-11565

08/29/2000

Township , 9S36E



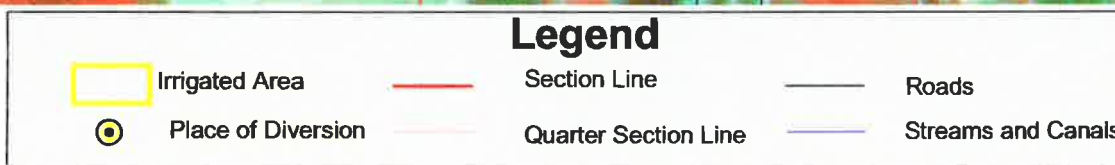
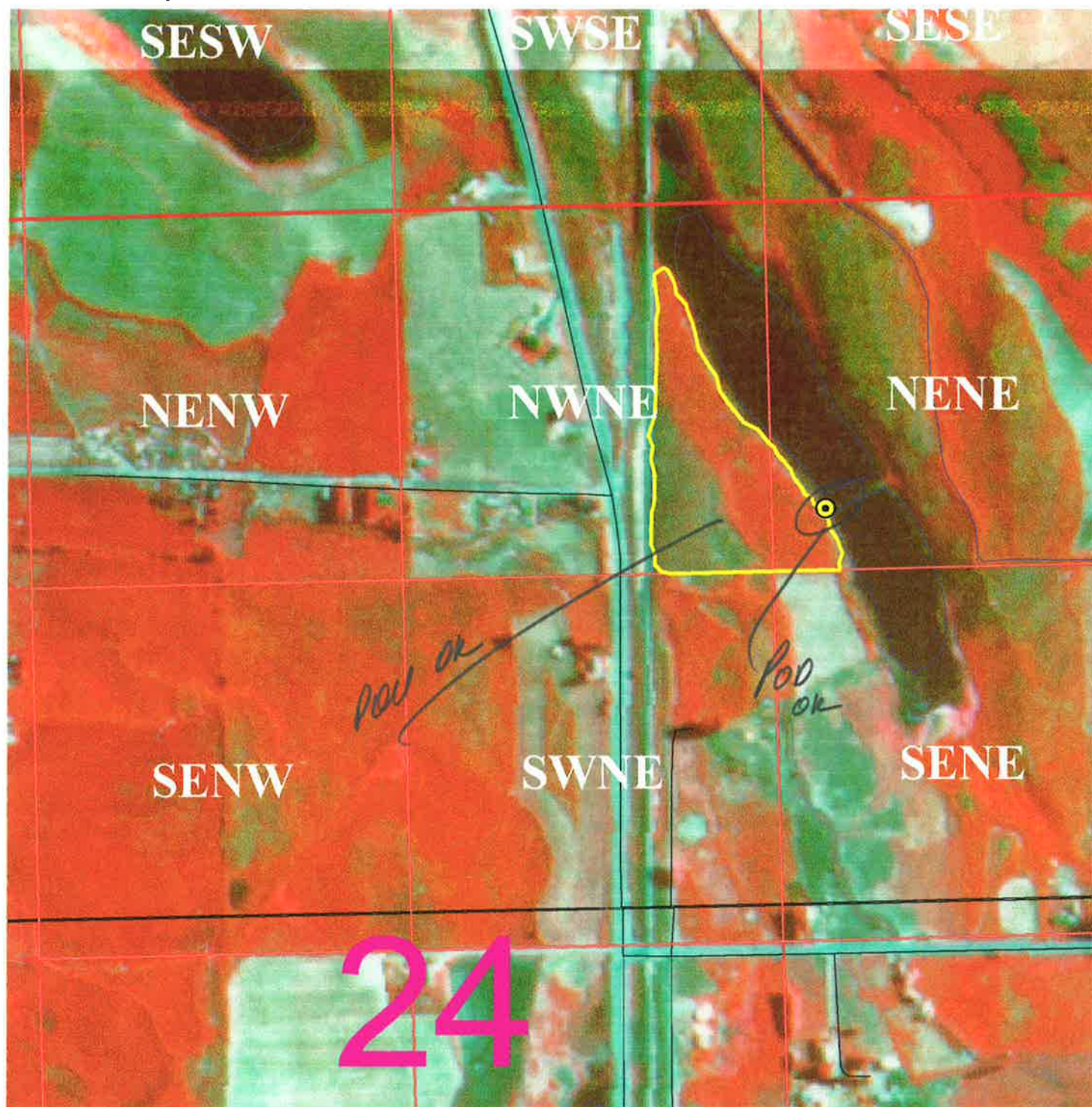
400 0 400 800 Feet



Water Right Claim Number A29-11565

08/29/2000

Township , 9S36E



400 0 400 800 Feet

Portable Pump
to Sprinklers

7/23/02

ASR





IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

Deisel motor on Berkely pump out of ponds. Diversion rate exceeds small claim criteria (listed as small).

Assumptions

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin)
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	Concrete lined	.016
	Smooth earth	.025
	Earth	.033
	Rough bed, weeds on sides	.04
	Smooth natural stream	.033
	Rough natural stream	.1

Pumped System



HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information



New Contact Comments

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November 19, 2001

Howard Romriell
9250 S Terrell
McCammon ID 83250

RE: EVIDENCE OF PRIORITY FOR A29-11565 and A29-11564

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 29. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date"**.

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit the documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding Claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice(s) of Claim A29-11564 and A29-11565

Log for claim A29-11565

Spatial Dynamics PJM

8/29/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s36e	24	NENE	1	1.6	
09s36e	24	NWNE	5	7.2	
Totals:			6	8.8	

AJ5809NP
No. A29-11565

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 219

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KAYE H ROMRIELL	06/05/1962	IRRIGATION	03-15 11-15	0.130 CFS	
C	HOWARD L ROMRIELL					
	9250 S TERRELL RD					
	MC CAMMON ID 83250			TOTAL DIVERSION:	0.130 CFS	
	(208) 254-3352			CONSUMPTIVE USE:		16.50 AFA

Water Source: UNNAMED POND

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09S R36E S24

SWNE

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09S	36E	24	:	01		05														:	6.6
																				TOTAL ACRES	6.6

POU County: BANNOCK

Other Rights: MC CAMMON DITCH CO.

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00057 A29-00058

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

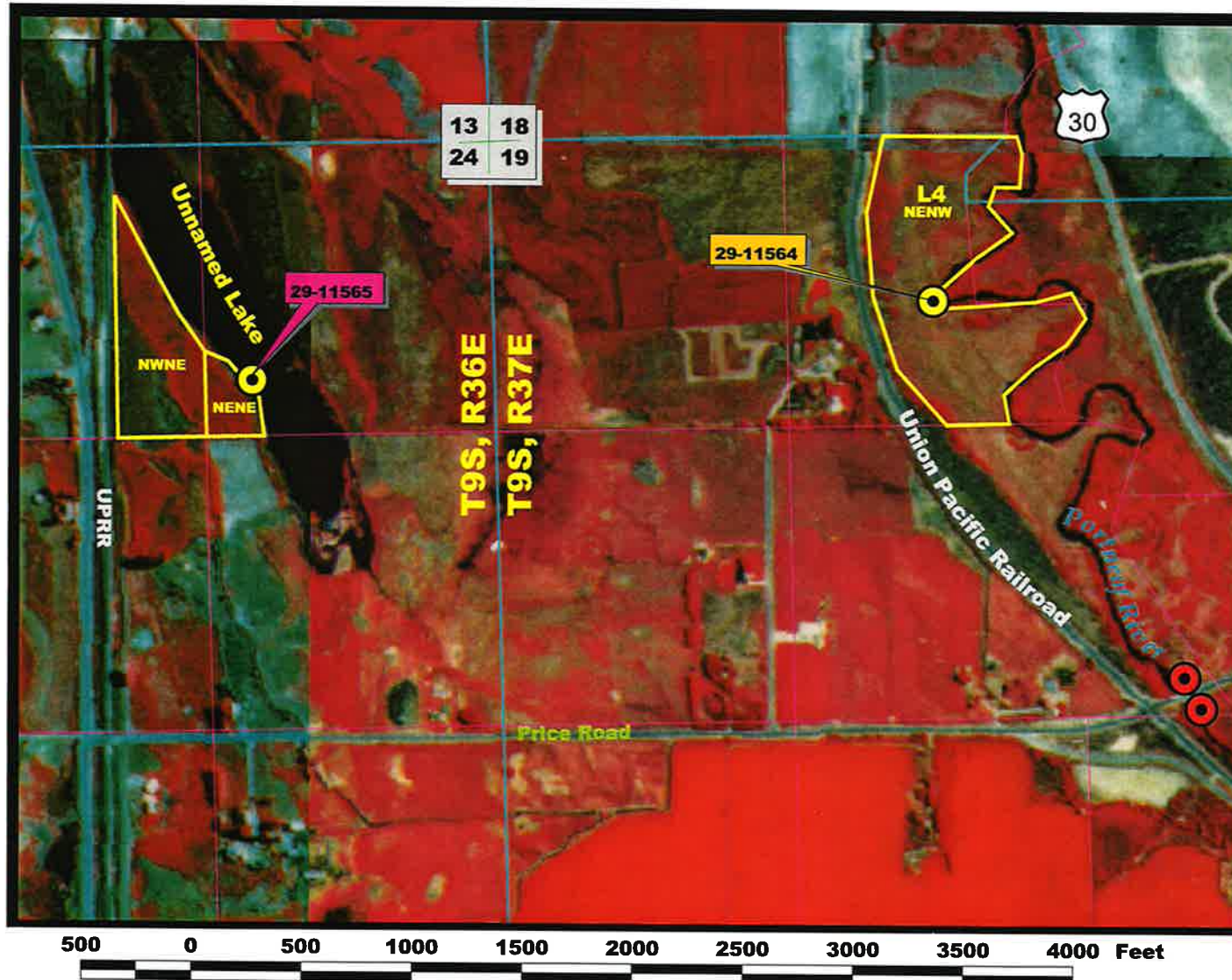
Audit: 05/03/90 ESRBA 09/07/94 JTHOMPSO 03/29/95 POST-STD 04/12/00 CVANDERM
04/13/00 CVANDERM



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

29-11564

29-11565

Place of Use: (parts of)

T9S, R36E Sec. 24 N2NE

T9S, R37E Sec. 19 NENW (L4)

Point(s) of Diversion:

T9S, R36E Sec. 24 SWNENE (Lake)

T9S, R37E Sec. 19 SWNENW (L4) (River)



LEGEND



Point of Diversion

SESE

Place of Use



Section



Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: October 2002

Contacts Data Entry Form

29-11565

Owner Type	Full Name	Address	City	State	Zip	Phone
------------	-----------	---------	------	-------	-----	-------

Current Owner	<u>Howard Romer</u>					
---------------	---------------------	--	--	--	--	--

Name connector: and _____, or _____, and/or _____

Current Owner	_____					
---------------	-------	--	--	--	--	--

Current Owner	_____					
---------------	-------	--	--	--	--	--

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

Be

Currently RENTS TO Randy Morris

X Amended 9/18/02 ⇒ MAILED

FE 7/23/02 w/ Mr. Romer

Reviewer: _____

Date: _____

RECEIVED
AUG 08 2002
Department of Water Resources
Eastern Region

To: Idaho Dept. of Water Resources
900 North Skyline Dr. Suite A
Idaho Falls, Idaho 83402-1718

From : Howard Romriell
9250 South Terrell Rd.
McCammon, Idaho, 83250

AFFIDAVIT

I Vernon T Harris of McCammon, Idaho, have personal knowledge that
Howard L Romriell of McCammon, Idaho, was pumping water from the Portneuf
River for irrigation onto land located in Lot 4 Twp 9 S R 37 E, and from a pond
Located in T9S, R37E onto surrounding land located in T9S, R37E.

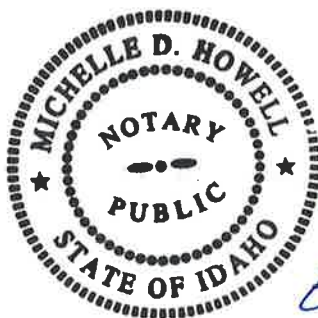
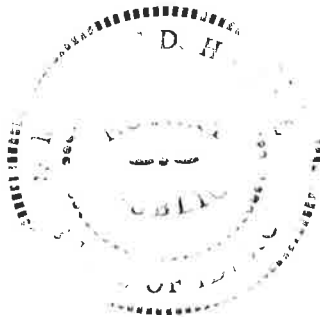
Signed

Vernon T. Harris

Vernon T Harris

Witness

Michelle D. Howell
Exp. date
10-25-07



2nd Notary
Michelle D. Howell
9-30-02
Exp date - 10-25-07

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 6/05/1962 Claimed Basis: BURecommended Priority Date: _____ Recommended Basis: BU

____ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Bought property in 1962 - Bought tractor pump
to put in river for irrig. Now uses Bonklor 4 x 3
DIESEL pump.

Awaiting on EVIDENCE OF Priority,

Photo of Pump

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 95, R 36E, Sec. 24, SW, NB, NB. County: BannockSource: UNNAMOO LAKE Tributary: Sinks

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

☐ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

Uses portable pump - Benhley 3x4" Diesel → See Photos in 29-11564
Access has been obstructed by UPRR but pump
was steady until railroad cut him over.

Source is an UNNAMOO LAKE - APPARENTLY FROM SOME ANCIENT
RIVER - FILL WHEN CANALS COME IN FROM SUB AND IRRIG RUNOFF
NO OUTLET DRAWS UP IN FALL

Transfers Changing POD _____

Reviewer: _____

Date: _____

30

L4
NENW
17.5

29-11564

13	18
24	19

T9S, R36E
T9S, R37E

Union Pacific Railroad

Portneuf River

Price Road

29-11565

Unnamed Lake

NWNE
6.7

NENE
1.7

UPRR

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
9S	36E	24	NENE		Dunn			Pring
			NWNE					

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
			NWNE				6.7	
			NENE				1.7	

Total Acres 8.4

Document how the POU was verified:

LANDS IDENTIFIED BY RIVOR (E. OR UPRR) ARE IRIG BY
RIVOR. OTHER LANDS ARE IRRIGATED FROM CANAL

Also HAS McCammon Ditch shares

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	3/15	11/15	0.13	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/1	10/31		

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

SOIL IS BY DEPT. STD. 4/1 TO 10/31.

Reviewer: _____

Date: _____

T9S, R37E

Mr. Romrell's Hs.)

13/18

24	19
----	----

lot 1

100

let's

lot 5

PM 10

101

16 May 2002

HOWARD ROMRIELL
9250 S TERRELL RD
MC CAMMON ID 83250

Re: Disallowed recommendation for 29-11564 and 29-11565

Dear Mr. Romriell;

On November 19, 2001, you were sent a letter (copy enclosed) requesting evidence of priority for the above referenced water right claims. To date, there has been no response; therefore, the above referenced claims are being recommended as Disallowed to the SRBA court.

Please contact this office if you have any questions regarding this matter.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

Cc; file

Enclosures; Letter dated November 19, 2001, Requesting Evidence of Priority
GIS illustration of the claimed Place of Use and Points of Diversion

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 29-11565
Date Received: 5/2/1990
Receipt No: E014036
Received By:

AMENDED

AMENDED

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

1. Name of Claimant(s)

KAYE H ROMRIELL Phone: (208)254-3352
9250 S TERRELL RD
MC CAMMON ID USA 83250

HOWARD L ROMRIELL Phone: (208)254-3352
9250 S TERRELL RD
MC CAMMON ID USA 83250

RECEIVED
OCT 2 2002
Department of Water Resources
Eastern Region

2. Date of Priority: 06/05/1962

3. Source: UNNAMED LAKE Trib. to: SINKS

4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County Type
09S 36E 24 SW NE NE BANNOCK

5. Description of diverting works:

PORTABLE PUMP FROM UNNAMED LAKE TO SPRINKLERS .

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.17	
STOCKWATER	04/01	10/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 15

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	36E	24	NE	NE	IRRIGATION	1.7
			NW	NE	IRRIGATION	6.7
Section Acres						8.4
Total Acres						8.4

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED TO ADD 1.8 ACRES AND STOCKWATER.

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: _____

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):

Howard Bonnell

Date: 9-30-2002

Kaye H. Bonnell

Date: 9-30-2002

State of Idaho

County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this
of Sept. 2002

30th day

Michelle D. Howell

Notary Public

Residing at

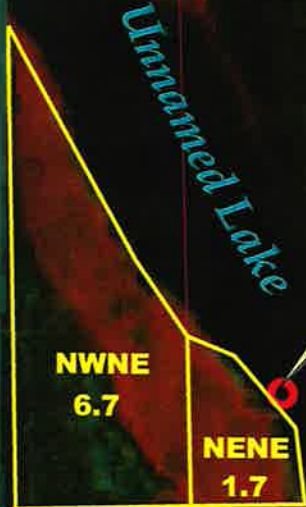
208 3rd St. McClammon, Id.

My commission Expires

10-25-07



13	18
24	19



29-11565

T9S, R36E
T9S, R37E

29-11564



NENW
17.5

Portneuf River

Union Pacific Railroad

52

5th paid A29-00058.
McCammon Ditch Co.

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: A29-11565

Date Received: 4/20/1990

Receipt No: E014036

Received By: BB

CK# 2097

528/138

MAY - 1 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOWARD L. ROMRIELL 208-254-3352
Address: 9250 S. TERRELL RD.
MC CAMMON, ID 83250

AND/OR

Name: KAYE H. ROMRIELL 208-254-3352
Address: 9250 S. TERRELL RD.
MC CAMMON, ID 83250

2. Date of Priority: JUN 05, 1962

3. Source: UNNAMED LAKE Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	36E	24	SW	NE	NE		BANNOCK

5. Description of diverting works:
PORTABLE PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.130		

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

8. Total consumptive use is 16.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A291565



MICROFILMED

NOV 16 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	36E	24	NE	NE	IRR	1.0
			NW	NE	IRR	5.6
Section Acres						6.6
Total Acres						6.6

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
MC CAMMON DITCH CO.

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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: - / -

For Individuals:

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

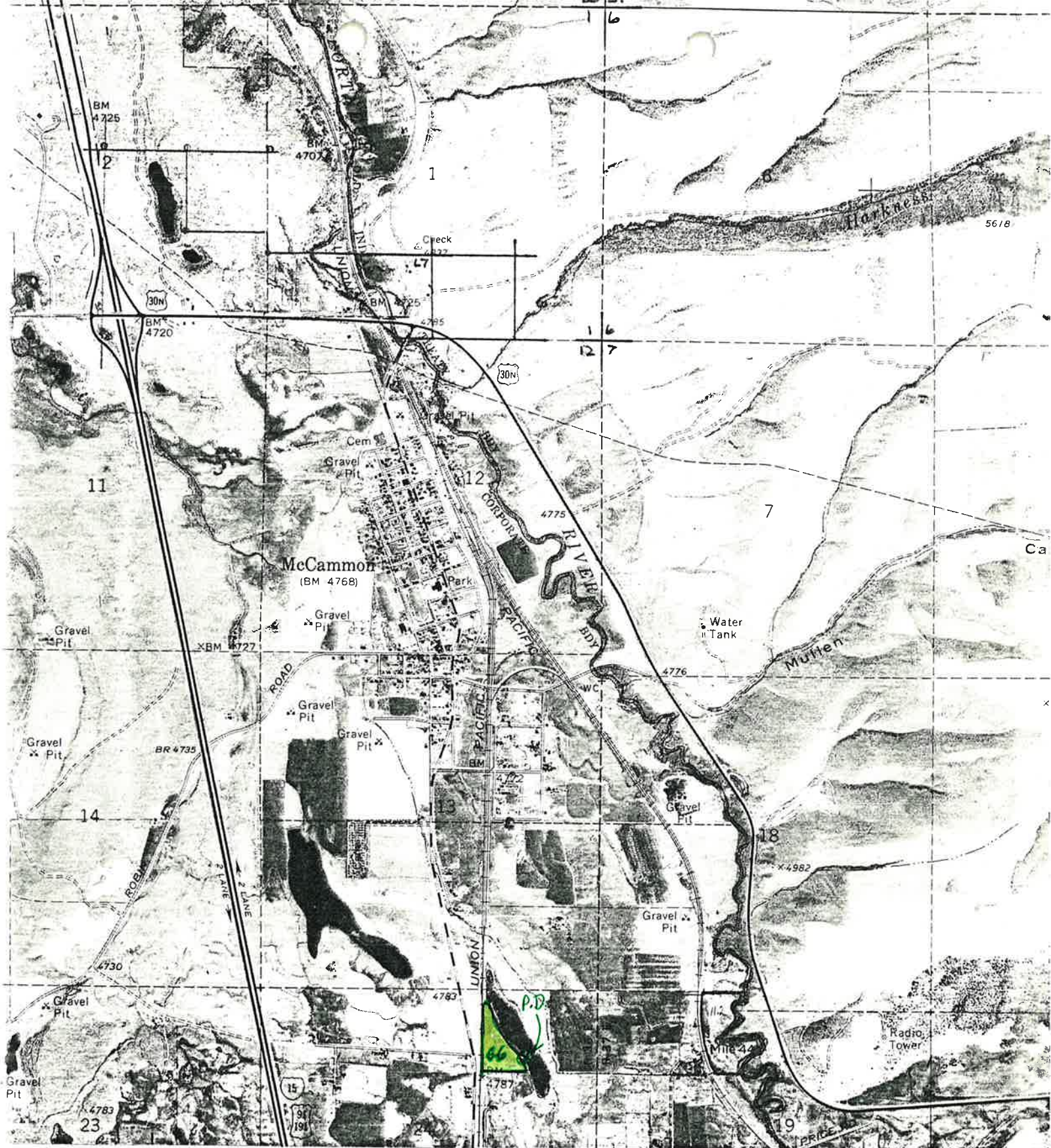
Signature of Claimant(s): Howard Bonnell Date: 4-20-90
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of April 19 90
Arthur Fritsch
Notary Public

Seal

Residing at Eagle, Id.
My Commission Expires 3-21-90



12' 30"

ARIMO 5 MI 02
PRESTON (VIA U.S. 91) 39 MI

403

404

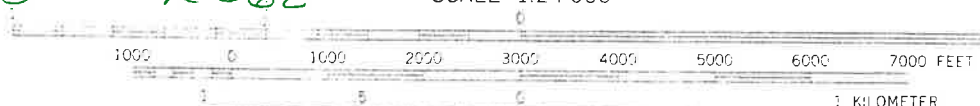
10'

405

T 9 S

R 36 E

SCALE 1:24 000



MICROFILMED

NOV 16 1992

A29-11565

Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho