

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAL SERVICE
02 1A
0004389393 NOV 17 2006
MAILED FROM ZIP CODE 83732

RECEIVED

NOV 20 2006

DEPARTMENT OF
WATER RESOURCES

*C/O needed?
According to taxlots, owner is:
Quentin L Moser
1470 US Hwy 95
Weiser ID 83672
comment in QuickLook
mub 6/12/2007*

HELEN M ROMNEY

RICHARD D ROMNEY
1468 US HWY 95
WEISER ID 83672

*NOE
WR # 67-10770*

SCANNED

FEB 27 2007

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

RETURNED
TO SENDER
NOT DELIVERABLE
AS ADDRESSED -
UNABLE TO FORWARD

FIRST CLASS



UNITED STATES POSTAL SERVICE
HITNEY BOWES
\$ 00 070
0004389393 JAN 19 2007
MAILED FROM ZIP CODE 83702

RECEIVED
JAN 23 2007
DEPARTMENT OF
WATER RESOURCES

HELEN M ROMNEY

RICHARD D ROMNEY
1468 US HWY 95
WEISER ID 830702

Director's Report
WR # 67-16770

SCANNED

MAR 13 2007

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10770 V1

WATER RIGHT NUMBER: 67-10770 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DUDLEY ADAMS
	, ID
Current Owner	RICHARD D ROMNEY 1468 US HWY 95 WEISER, ID 83672 (208)549-3480
Original Owner	VERE ADAMS
	, ID
Original Owner	LORENE MANTOOTH 1467 MANN CREEK RD WEISER, ID 83672 (208)549-3611
Original Owner	HERMAN MANTOOTH 1467 MANN CREEK RD WEISER, ID 83672 (208)549-3611
Current Owner	HELEN M ROMNEY 1468 US HWY 95 WEISER, ID 83672 (208)549-3480

Priority Date: 04/01/1886

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MANNS CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.180 CFS	
	<u>Total Diversion:</u>	0.180 CFS	

Location of Point(s) of Diversion

MANNS CREEK	SE1/4SW1/4SE1/4	Sec. 13, Twp 12N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	05W	24			5.5	4.6													10.1

Total Acres: 10.1

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-10770 V1

Conditions of Approval:

1. C18 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. 167 This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.
3. Incorrect POD claimed by previous owner. Claimants' map indicates they get water from Adams-Saling Ditch; this POD is the one recommended. -- DLN 11/10/05
4. 168 This right is a Secondary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, is subordinate to all Primary Rights on Mann Creek.

Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number: 67
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	11/10/2005 2:10:34 PM	dnarsavage			Active
Priority Date	11/10/2005 2:11:57 PM	dnarsavage			Active
POD	11/10/2005 2:12:57 PM	dnarsavage			Active
Source	11/10/2005 2:24:02 PM	dnarsavage			Active
POU	11/10/2005 2:24:19 PM	dnarsavage			Active
Use	11/10/2005 2:28:42 PM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10770 V1

Season	11/10/2005 2:28:43 PM	dnarsavage	Active
Quantity	11/10/2005 2:28:44 PM	dnarsavage	Active
Season	11/14/2005 10:10:47 AM	dnarsavage	Active
Quantity	11/14/2005 10:12:38 AM	dnarsavage	Active
Summary	11/14/2005	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Season	11/14/2005 10:10:48 AM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?
POU	9/28/2005 11:07:07 AM	dnarsavage	Edited Season Of Use
POD	11/10/2005 2:12:57 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	11/10/2005 2:24:02 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	11/10/2005 2:24:19 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	9/28/2005 11:07:03 AM	dnarsavage	Updated shape for Active POU
POU	9/28/2005 11:07:31 AM	dnarsavage	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10770 V1

Quantity	11/14/2005 10:12:39 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required?
Summary	11/14/2005 10:13:59 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Contacts	11/10/2005 2:10:34 PM	dnarsavage	(No) 1. Do you want to schedule an appointment?
General	11/10/2005 2:11:57 PM	dnarsavage	Comment for 1: Decreed right claimed corectly. (No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (No) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	11/10/2005 2:19:01 PM	dnarsavage	Updated shape
POD	11/10/2005 2:19:32 PM	dnarsavage	Updated shape
POD	11/10/2005 2:20:41 PM	dnarsavage	Updated shape
POD	11/10/2005 2:20:57 PM	dnarsavage	Updated PLS
POU	11/10/2005 2:25:12 PM	dnarsavage	Updated shape for Active POU
Use	11/10/2005 2:28:42 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10770 V1

Season	11/10/2005 2:28:43 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License?
Quantity	11/10/2005 2:28:44 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License?

Water Supply Bank:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 67-10770

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☒ No Change ADDRESS
☐ NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

DECREED DOP = 1877. WILL RECOMMEND
AS CLAIMED

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION

☒ Point of diversion is different than the claim and/or new P/D's:

SEE MAP
& RECOMMENDATION

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

ADAM - SALINE DETCH

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

ONLY 0.18 CFS CLAIMED
(< 0.02 CFS / ACRE)

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

- ☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☐ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

SEE MAP + RECOMMENDATION

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☒ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 12 / 22 / 2005

FIELD EXAMINER: _____

GRAIG L. SAXTON
Print Name

DLN

Signature

Split Analysis

Water Right Number: 67-552

Diversion Rate: 0.52 CFS

Reviewer Name: _____ **Dan Narsavage**

Date: 12/22/2005

[illegible]

67-552A

(2.0 ac & 0.04 cfs)

67-552

(26.0 ac & 0.52 cfs)

10770

(10.0 ac & 0.18 cfs)

Only 0.18 CFS claimed / recommended

10495

(7.0 ac & 0.07 cfs)

Only 0.068 CFS claimed / recommended

Right No:	Rate of Diversion	Irrigated Acres	CFS / Acre
67-552	0.52	26	0.020
67-552A	0.04	2	0.020
10770	0.18	10	0.018
10495	0.07	7	0.010

Memorandum

Date: 12/22/2005

By: Dan Narsavage

Re: Mantooth claimed acreages

None of the claims submitted by the Mantooths included a number of acres of irrigation. I looked at the receipt for the check with which they paid for this claim. It includes the flat \$50 claim filing fee for 67-515A and others; but for 67-585A, it includes an additional \$63. See attached receipt. I shall assume that this is for the \$1/acre, and thus that they claimed a total of 63 acres for all of their irrigation claims (listed below with the acres I found for each claim):

67-515A	7 acres
67-516A	43.8 acres
67-552A	1.9 acres
67-585A (decreed land never owned by Mantooth - disallowed)	0 acres
<u>67-10770 (now owned by Romney)</u>	<u>10 acres</u>
Total	62.7 acres

Pretty sweet, huh? Works for me.

Receipt Details for ID W005998

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/19/1989 4:02:03 PM	9/19/1989	Western	\$313.00	Check
Payer		MANTOOTH, HERMAN		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
180			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$313.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
67	4534		\$25.00	Claim
67	10264		\$25.00	Claim
67	585	A	\$113.00	Claim
67	515	A	\$50.00	Claim
67	552	A	\$50.00	Claim
67	516	A	\$50.00	Claim

Print Report



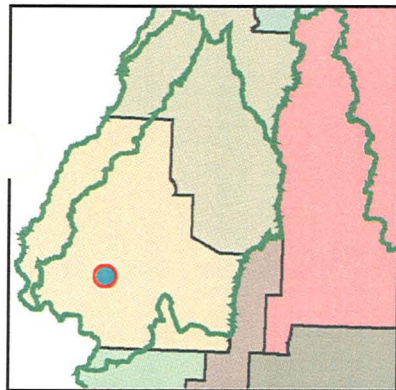
Idaho Department of Water Resources

Adjudication Claim Number: **67-10770**

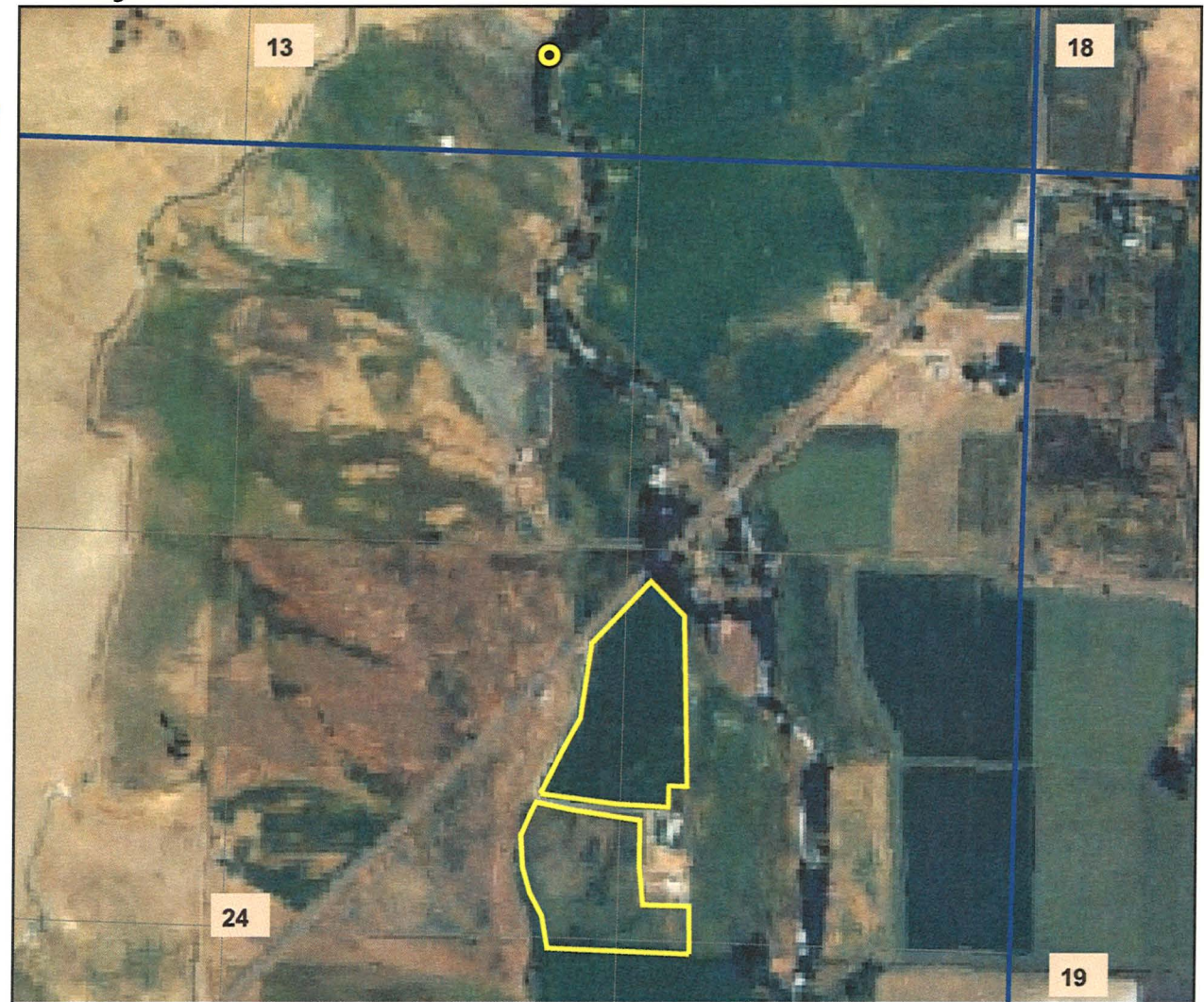
T12N R05W

Legend

-  Point of Diversion
-  Place of Use
-  PLS Sections
-  GCDBQuarter Quarters



Washington County
IDWR Basin 67



0 0.2 0.4 Miles



Prepared by D. Narsavage
On Monday, December 5, 2005
1987/88 Aerial Photography

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: A67-10770
Date Received: 9/19/1989
Receipt No: 1004916
Received By: BAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD D. ROMNEY 208-549-3480
Address: 1468 U.S. HWY 95
WEISER, ID 83672

OR

Name: HELEN M. ROMNEY 208-549-3480
Address: 1468 U.S. HWY 95
WEISER, ID 83672

2. Date of Priority: APR 01, 1886

3. Source: MANNS CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	11	NW	SE	NE		WASHINGTON

5. Description of diverting works:
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	0.180		

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

8. Total consumptive use is 42.0 Acre Feet Per Annum.

9. Non-irrigation uses:
IN-STREAM STOCK WATERING

SCANNED
APR 09 2004

A67-10770

Page 1

Date: 10/12/89

MICROFILMED
OCT 05 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	24	SW	NE		IRR	3.0
			SE	NE		IRR	9.0
Section Acres							12.0
Total Acres							12.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-00515, A67-00552, A67-00516

14. Remarks:
THIS IS A SECONDARY RIGHT.
AC. IRR.=12.
THIS CLAIM IS A COMBINED RIGHT BASED ON SPLITS FROM 67-00516,
67-00552, 67-00585 FOR A TOTAL OF 0.18 CFS

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

E. V. JEFFERSON ET. AL.
Decree Plaintiff

vs

THOMAS HIGGENBOTHAM ET. AL.
Decree Defendant

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: 0

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): William M. Romney Date: 10-12-89
_____ Date: _____

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 12 day
of Oct 19 89 Bruce A. Schuld
Notary Public

Seal

Residing at _____

My Commission Expires _____

BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1995

MICROFILMED
OCT 05 1992

INPROFILING
OCT 05 1992

well
SW 1/4 SE 1/4 NE 1/4
SEC 24
T 12N R 5W

T 12N R 5W
SEC 13
ADAMS SAL. DIV.
18

