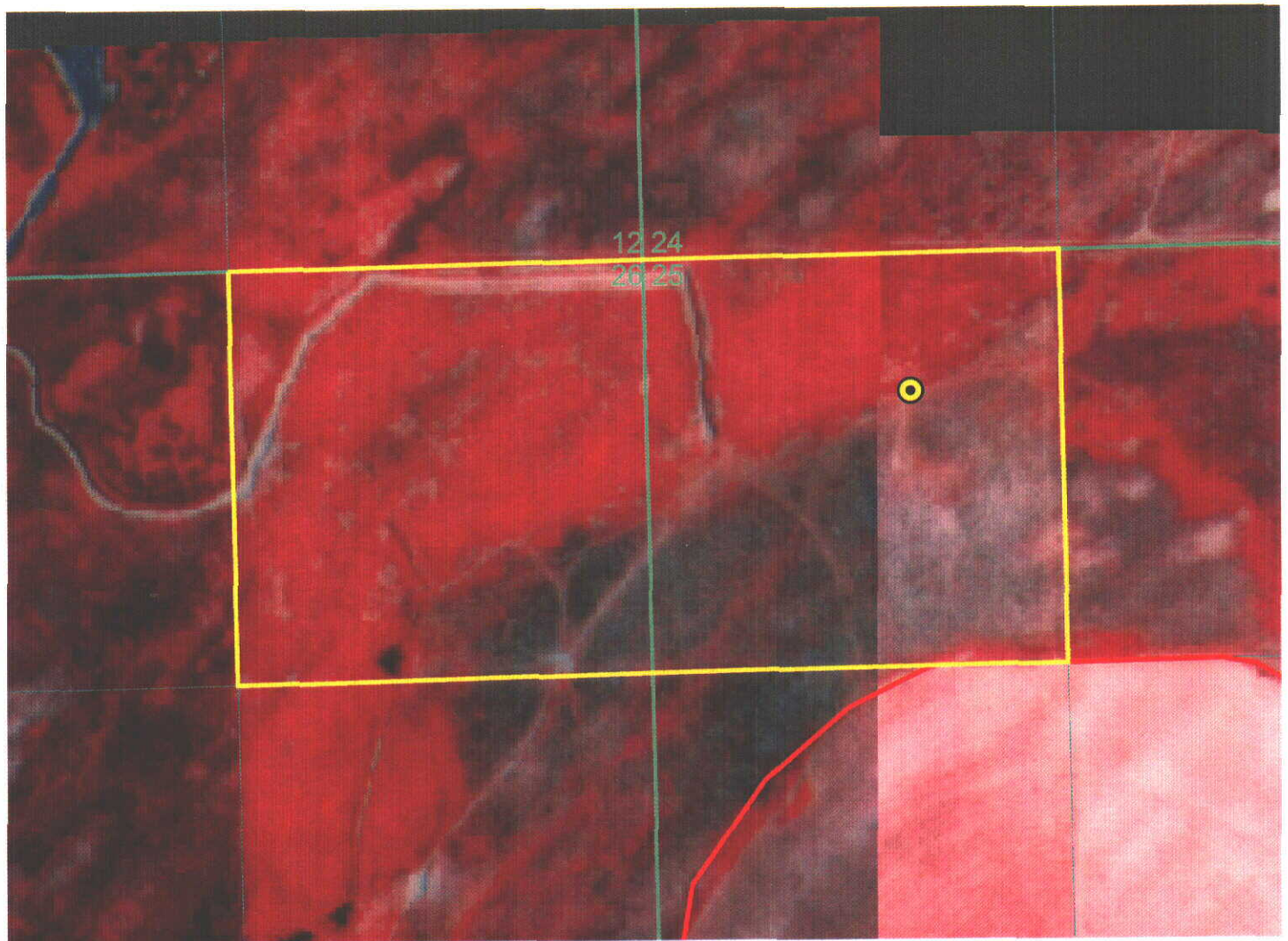


Idaho Department of Water Resources

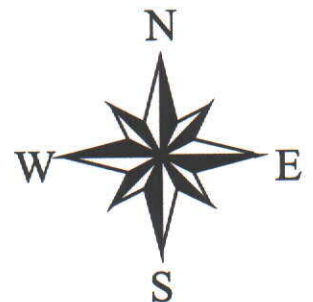
Water Right 31-7324

Township 7N Range 35E, Section 25 and 26



0 1320 Feet

-  Point of Diversion
-  Point of Diversion - Other Rights
-  Place of Use
-  Place of Use - Other Rights
-  Quarter-quarter Sections
-  Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

12/04/2000

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

RIGHT NUMBER: 31-7324
NAME AND ADDRESS: ELLA MARTY
JOSEPH M MARTY
1775 E 1500 N
HAMER, ID 83425

SOURCE: GROUND WATER

QUANTITY: 1.33 CFS
240 AFY

PRIORITY DATE: 08/24/1979

POINT OF DIVERSION: T07N R35E S25 NENWNW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	1.33 CFS 240.0 AFY

PLACE OF USE:

<u>IRRIGATION Within JEFFERSON County</u>					
T07N R35E S25	NWNW	40	T07N R35E S26	NENE	40

80 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

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-7324

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOSEPH M MARTY
Current Owner	ELLA MARTY
	1775 E 1500 N
	HAMER, ID 83425
	(208)663-4319

Priority Date: 08/24/1979
Basis: License
Status: Valid

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	11/01	1.33 CFS	240 AFA	
Total Diversion			1.33 CFS	240 AFA	

Point(s) of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07N	35E	25	NE NW NW		JEFFERSON

IRRIGATION Use:
Acre Limit: 80

Place(s) of use:

Place of Use Legal Description: IRRIGATION

JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	35E	25		NWNW	40									
		26		NENE	40									

Total Acres: 80

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.

Dates:

Licensed Date: 11/19/1990
 Claim Received Date: 12/12/1988
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date:
 Date Filed with Court:
 Objection Filed Date:
 SF5 Filed:
 Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Review Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/4/00 11:35:28 AM	csaxton			In Process
POD	12/4/00 11:36:44 AM	csaxton			In Process
POU	12/4/00 11:40:38 AM	csaxton			In Process
Priority Date	12/4/00 11:36:29 AM	csaxton			In Process
Quantity	12/4/00 11:43:26 AM	csaxton			In Process
Season	12/4/00 11:42:30 AM	csaxton			In Process
Source	12/4/00 11:39:39 AM	csaxton			In Process
Summary	12/4/00 11:45:34 AM		12/4/00 11:45:34 AM	csaxton	In Process
Use	12/4/00 11:40:15 AM	csaxton			Complete
					In Process

Other Information:

Receipt Number(s):
 State or Federal: S
 Owner Name Connector: OR
 Overall Max Diversion Rate: 1.33
 Overall Max Diversion Volume: 240
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log Text</u>
Contacts	12/4/00 11:35:26 AM	csaxton	1. Appointment has not been scheduled. Comment for 1: In house Review Edited point location
POD	12/4/00 11:38:59 AM	csaxton	1. (NO) The basis is not beneficial use.
POD	12/4/00 11:36:43 AM	csaxton	2. (YES) Parent right has a Point of Diversion. 3. (YES) The claimed Point of Diversion can be verified using the water right file. 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POU	12/4/00 11:40:37 AM	csaxton	1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (YES) The claimed POU can be verified using the water right file. 12. (NO) POU remark was not required. 13. (NO) POU condition was not required.
Priority Date	12/4/00 11:36:06 AM	csaxton	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
Quantity	12/4/00 11:43:24 AM	csaxton	1. (NO) The basis of claim is not beneficial use. 2. (NO) The basis of claim is not a posted notice. 3. (YES) The parent right has a diversion rate and/or diversion volume. 4. (YES) The claimed diversion rate and/or volume can be verified using the water right file. 7. (YES) The parent right has an annual diversion volume limit. 8. (YES) Irrigation is a purpose of use.

Season 12/4/00 11:42:28 AM csaxton

- 9. (NO) Quantity remark was not required.
- 10. (NO) Quantity condition was not required.
- 1. (NO) The basis of claim is not beneficial use.
- 2. (YES) The parent right has a period of use.
- 3. (YES) The claimed Period of Use can be verified using the water right file.
- 12. (YES) Irrigation is the purposed use.
- 14. (NO) The period of use on the decree, license or transfer is not shorter on either the start or end date than allowable under IDWR's current standard.

Source 12/4/00 11:39:39 AM csaxton

- 15. (NO) Period of Use remark was not required.
- 16. (NO) Period of Use condition was not required.

Summary 12/4/00 11:45:33 AM csaxton

- 1. (NO) The basis is not beneficial use.
- 2. (YES) Parent right has a source.
- 3. (YES) The claimed source can be verified using the water right file.
- 8. (NO) The source is not surface water.
- 10. (NO) Source remark was not required.
- 11. (NO) Source condition was not required.

Use 12/4/00 11:40:14 AM csaxton

- 1. (NO) The basis of the claim is not beneficial use.
- 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.
- 5. (NO) General remark was not required.
- 6. (NO) Explanatory remark was not required.
- 7. (YES) Additional condition was required.
- 8. (YES) Wanted to view the recommended right.
- 9. (NO) This is not a split right.
- 10. (NO) This is not a combined right.
- 11. (NO) Documents were not linked or attached to this file.
- 12. (YES) Set the verification date.
- 1. (NO) The basis of claim is not beneficial use.
- 2. (YES) The parent right has a purpose of use.
- 3. (YES) The claimed purpose of Use can be verified using the water right file.
- 11. (NO) Purpose of Use remark was not required.
- 12. (NO) Purpose of Use condition was not required.

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: **A31-07324**

Date Received: 12/12/1988

Receipt No: E005164

Received By: _____

COPY FOR
YOUR FILES

NO. 1

*Recommended
as
licensed
post 1987*

WATER RIGHT
STATE LAW

COPY FOR
YOUR FILES

1. Name: JOSEPH M MAR1
Address: 1775 E 1500 N
HAMER ID

208-663-4319

83425

OR

Name: ELLA MARTY
Address: 1775 E 1500 N
HAMER ID

208-663-4319

83425

2. Date of Priority: AUG 24, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	35E	25	NE	NW	NW		JEFFERSON

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.330		

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

A.F.A.

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	25	NW	NW		IRR	40.0
						Section Acres	40.0
		26	NE	NE		IRR	40.0
						Section Acres	40.0
						Total Acres	80.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

THIS CLAIM WAS AMENDED BECAUSE THE PLACE OF USE IN THE DATABASE WAS NOT CORRECT. ORIGINAL CLAIM THAT WAS FILED WAS CORRECT WHEN IT SHOWED THE 80 ACRES IN SECTIONS 25 & 26. GJT 11-18-94 THE DIVERSION AMOUNT WAS ALSO AMENDED TO REFLECT THE ORIGINAL AMOUNT ON THE LICENSE.

CHANGED ADDRESS PER REQUEST 5/27/97/JT

15. Basis of Claim: LICENSE

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: A31-07324
Date Received: 12/12/1988
Receipt No: E005164
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ELLA MARTY 208-663-4319
Address: H.C. BOX 2450
HAMER ID 83425
OR
Name: JOSEPH M. MARTY 208-663-4319
Address: H.C. BOX 2450
HAMER ID 83425

2. Date of Priority: AUG 24, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	35E	25	NE	NW	NW		JEFFERSON

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.330		

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

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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NOV 14 1988

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	25	NW	NW		IRR	40.0
						Section Acres	40.0
		26	NE	NE		IRR	40.0
						Section Acres	40.0
						Total Acres	80.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

THIS CLAIM WAS AMENDED BECAUSE THE PLACE OF USE IN THE DATABASE WAS NOT CORRECT. ORIGINAL CLAIM THAT WAS FILED WAS CORRECT WHEN IT SHOWED THE 80 ACRES IN SECTIONS 25 & 26. GJT 11-18-94 THE DIVERSION AMOUNT WAS ALSO AMENDED TO REFLECT THE ORIGINAL AMOUNT ON THE LICENSE.

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 Individuals:

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

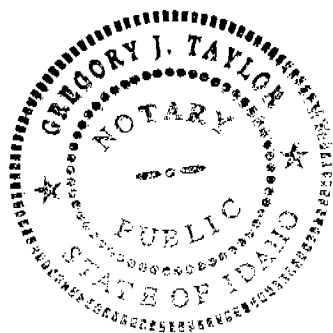
Signature of Claimant(s): X Joseph M. Martz Date: 12/1/95
MICROFILMED
Date: NOV 14 1996

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of February 19 95

Gregory J. Taylor
Notary Public

Seal



Residing at Idaho Falls, Id.

My Commission Expires 3/3/98

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NOV 14 1990

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: A31-07324
Date Received: 12/12/1988
Receipt No: E005164
Received By: Carol E. [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEPH M. MARTY
Address: H.C. BOX 2450
HAMER, ID 83425
OR
Name: ELLA MARTY
Address: H.C. BOX 2450
HAMER, ID 83425
208-633-4319
208-633-4319
2. Date of Priority: AUG 24, 1979
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
07N 35E 25 NE NW NW JEFFERSON
5. Description of diverting works:
SEE REMARKS
6. Water is used for the following purposes:
Purpose From To C.F.S. (or) A.F.A.
IRRIGATION 04/01 11/01 1.600
7. Total Quantity Appropriated is:
1.600 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 200.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

A31-07324

Page 1

Date: 02/06/89

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NOV 17 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres			
06N	35E	4	NE	NW		IRR	30.0			
			NW	NW		IRR	15.0			
						Section Acres	45.0			
07N	35E	27	SW	NE		IRR	40.0			
			SE	NE		IRR	40.0			
			SW	NW		IRR	40.0			
			SE	NW		IRR	40.0			
			NE	SW		IRR	40.0			
			NW	SW		IRR	40.0			
			SW	SW		IRR	40.0			
			SE	SW		IRR	40.0			
								Section Acres	320.0	
		28	SW	NE		IRR	40.0			
			SE	NE		IRR	40.0			
			NE	SE		IRR	40.0			
			NW	SE		IRR	40.0			
			SW	SE		IRR	40.0			
SE	SE			IRR	40.0					
						Section Acres	240.0			
32	NE	SE		IRR	17.9					
							Section Acres	17.9		
33			NE	NE		IRR	40.0			
			NW	NE		IRR	40.0			
			SW	NE		IRR	40.0			
			SE	NE		IRR	40.0			
			NE	NW		IRR	33.0			
			NW	NW		IRR	1.0			
			SW	NW		IRR	20.0			
			SE	NW		IRR	40.0			
			NE	SW		IRR	40.0			
			NW	SW		IRR	37.0			
			SW	SW		IRR	33.0			
			SE	SW		IRR	40.0			
			NE	SE		IRR	40.0			
			NW	SE		IRR	40.0			
			SW	SE		IRR	40.0			
			SE	SE		IRR	40.0			
									Section Acres	564.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	34	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	25.0

Section Acres 305.0

Total Acres 1491.9

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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 431 07324Date Received 12-12-88Receipt Number 5005164

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Joseph M. Marty and Ella Marty Phone (208) 633-4319Mailing Address H.C. Box 2450, Hamer, Idaho Zip 834252. Date of Priority (Only one (1) per claim) August 24, 19793. Source of water supply (a) Groundwater

which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 7N Range 35E Section 25,
NE 1/4 of NW 1/4 of NW 1/4, Govt. Lot, E B.M., County of Jefferson

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 30 h.p. Aurora pump to mainline
to sprinkler system. There is also some flood irrigation on the
northerly portion of the 80 acre tract.

A3107324

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NOV 17 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr. 1 to Nov. 1 amount 1.6 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 200 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7N	35E	25						40											40
7N	35E	26	40																40

Total number of acres irrigated 80

11. In which county (ies) are lands listed above as place of use located? Jefferson

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

14. Remarks:

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NOV 17 1992

Last Name Marty Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

T
O
W
N
S
H
I
P
7
N[illegible]

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 31-7324

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

Joseph M. Marty
Ella Marty

Date 11-30-88

Date 11-30-88

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of Muleba) SS.

Subscribed and sworn (or affirmed) before me this 30th day of November 19 88

SEAL

Notary Public [Signature]

Residing at Rupert

My Commission Expires 9/2/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Mark A. Ingram will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature

Mark A. Ingram

Address

P.O. Box 386, Rupert, Idaho 83350

Date

11-30-88

Last Name

Marty

Ident. Number _____

MICROFILMED

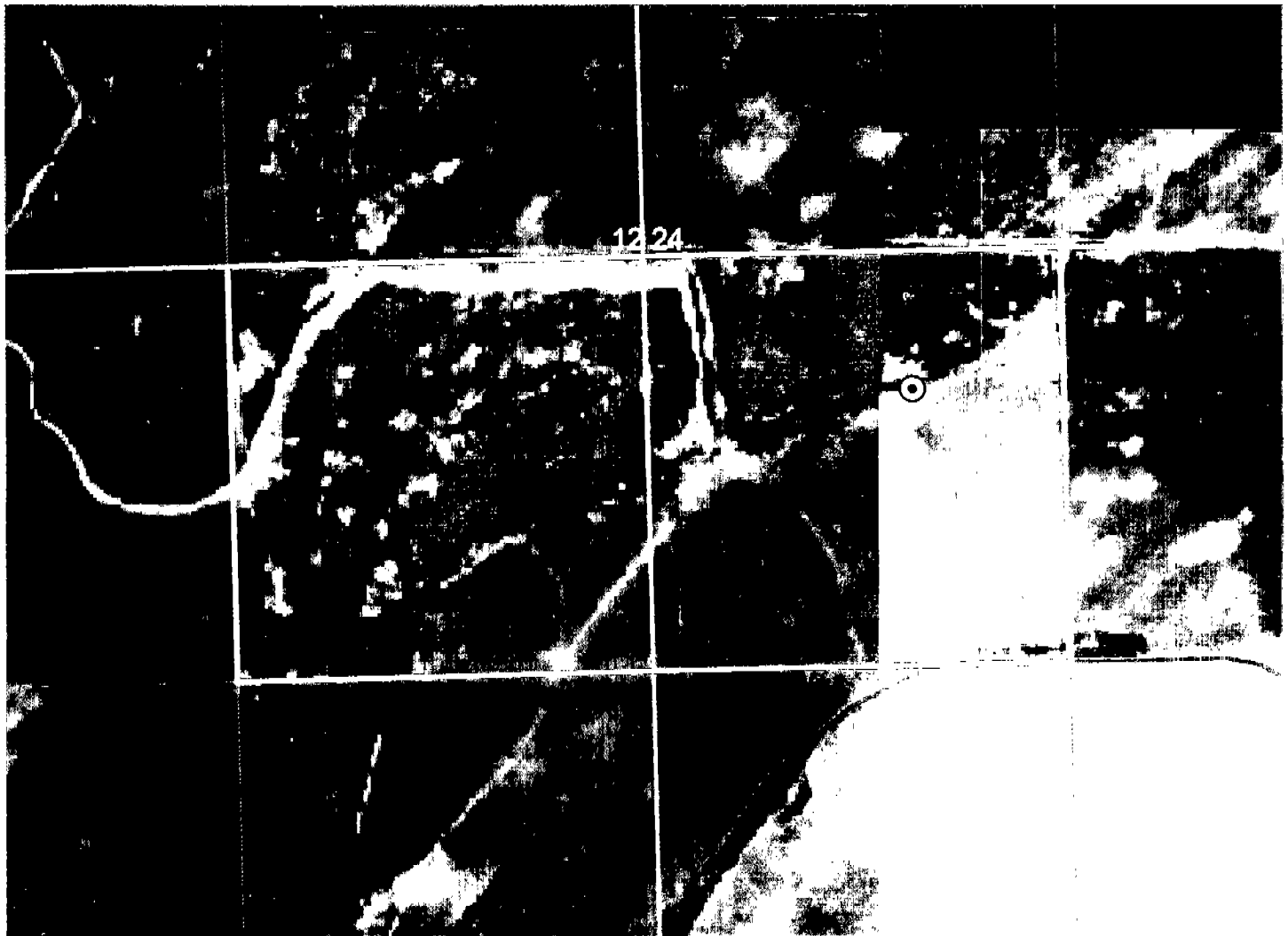
NOV 17 1992

Copies White-State, Yellow-Claimant

Idaho Department of Water Resources

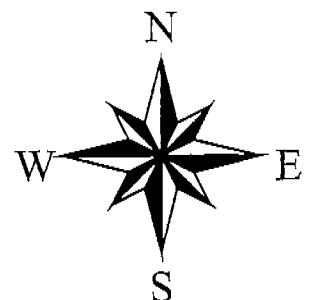
Water Right 31-7324

Township 7N Range 35E, Section 25 and 26



0 1320 Feet

- ⊙ Point of Diversion
- ⊙ Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-quarter Sections
- Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 31-07324

Priority: August 9, 1979

Maximum Diversion Rate: 1.33 CFS
Maximum Diversion Volume:¹ 240.0 AF

This is to certify, that JOSEPH M. MARTY
ELLA M. MARTY

HC 69 BOX 2450
HAMER, ID 83425

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 9, 1979; and has submitted Proof of Beneficial Use on October 23, 1984. An examination indicates that the works have a diversion capacity of 1.330 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	1.33 CFS	240.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWNW , Sec. 25, Township 07N, Range 35E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	35E	25	NWNW	40		40
		26	NENE	40		40

Total number of acres irrigated: 80

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

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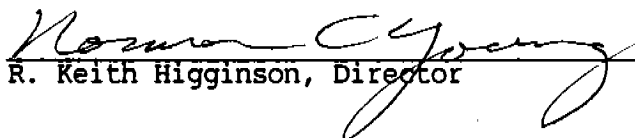
NOV 26 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 31-07324

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 19TH
day of NOVEMBER, 1990.


R. Keith Higginson, Director

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NOV 8 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 13 1990

A. GENERAL INFORMATION

1. Owner: Joseph & Elita Martz
Current Address: 663 Holden, Lowell, Idaho & Co., Box 29, Idaho Falls, Idaho 83401
2. Accompanied by: Joseph Martz
Address: Same
Relationship to Permit Holder: Owner
3. Source: Groundwater tributary to _____

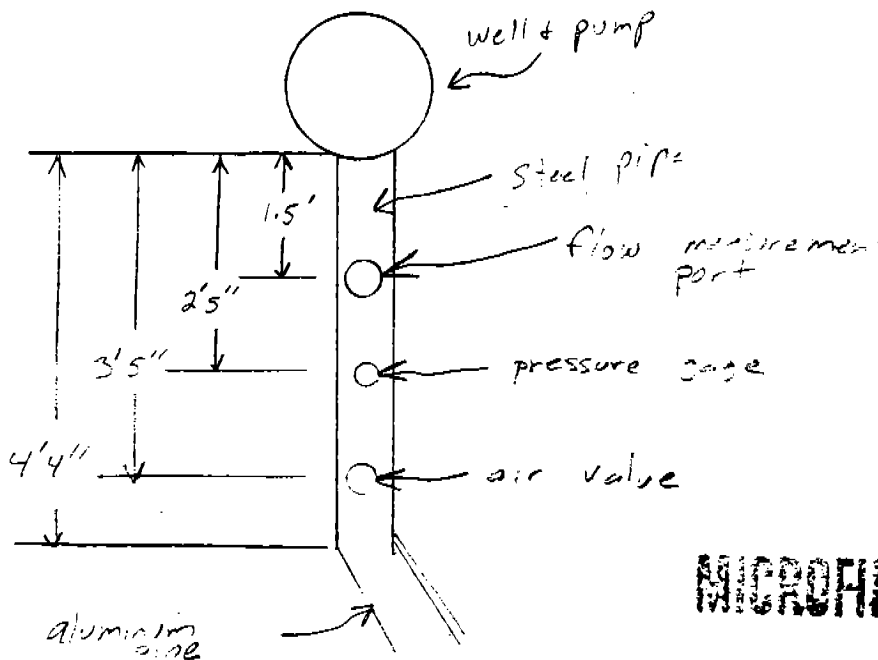
Department of Water Resources
Permit No. 31-2332
Phone No. 663-4317
EXAM. DATE: 6-27-89
Phone No. Same

B. OVERLAP REVIEW

1. Other water rights with same place of use: None
2. Other water rights with same point of diversion: 31-2332, 2358, 0372 (different pumps)
☐ Copies Attached
☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



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NOV 26 1990

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Halls meter				120385	5"	
Monometer					62"	
pressure gage					0-100	

2. Measurements:

54 psi Their gage read 52 psi
 44" - 22" = 22"
 Dia 5 7/8" 52 - 100 = 48 = 48"

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = 1.33 \text{ cfs}$$

see attached sheet

2. Alternate Method for Checking Purposes:

$$Q_{\text{Theor.}} = \frac{\text{hp} (8.84) (\text{eff})}{1.17 + \text{psi} (2.31)} =$$

$$\frac{43 (8.84) (2)}{5 + (54 (2.31))} = 2.16 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (40) (2.5) = 100 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.33 (214) (1.9835) = 564.54 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 100 \text{ afa}$$

2. Volume Calculations for Other Uses:

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NOV 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

31-7324

PERMIT NO.

Item E,

MANOMETER READING TO HALLS Vh

$$Q_{cfs} = \frac{11 (id)^2}{4} (V_h) / 448.8$$

$$id = 5.75 \quad V_h = 23$$

$$Q = \frac{0.78539 (5.75)^2 (23)}{448.8}$$

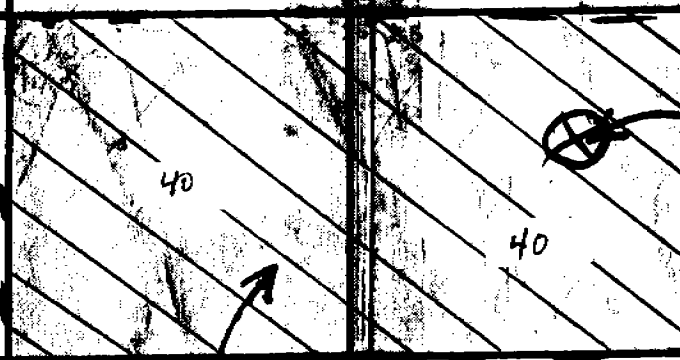
$$Q = 1.33 \text{ cfs}$$

	.0	.1	.2	.3	.4	.5	.6	.7	.8	.9
0	0.0	0.8	1.3	1.8	2.2	2.5	2.9	3.3	3.7	4.0
1	4.3	4.5	4.8	5.0	5.2	5.4	5.6	5.8	6.0	6.2
2	6.3	6.5	6.7	6.9	7.0	7.2	7.3	7.5	7.6	7.7
3	7.9	8.0	8.2	8.3	8.5	8.6	8.7	8.8	9.0	9.1
4	9.3	9.4	9.5	9.6	9.7	9.8	10.0	10.1	10.2	10.3
5	10.4	10.5	10.6	10.7	10.9	11.0	11.1	11.2	11.3	11.4
6	11.5	11.6	11.7	11.8	11.9	12.0	12.1	12.2	12.3	12.4
7	12.5	12.6	12.7	12.8	12.9	13.0	13.1	13.2	13.3	13.4
8	13.5	13.5	13.6	13.7	13.8	13.9	14.0	14.0	14.1	14.2
9	14.3	14.4	14.5	14.5	14.6	14.7	14.8	14.9	15.0	15.0
10	15.1	15.2	15.3	15.4	15.5	15.5	15.6	15.7	15.8	15.9
11	15.9	16.0	16.1	16.2	16.3	16.3	16.4	16.5	16.5	16.6
12	16.7	16.7	16.8	16.9	17.0	17.0	17.1	17.2	17.3	17.3
13	17.4	17.5	17.5	17.6	17.7	17.8	17.8	17.9	18.0	18.1
14	18.1	18.2	18.3	18.3	18.4	18.5	18.5	18.6	18.7	18.7
15	18.8	18.9	18.0	19.0	19.1	19.1	19.2	19.3	19.3	19.4
16	19.5	19.5	19.6	19.6	19.7	19.7	19.8	19.9	19.9	20.0
17	20.1	20.1	20.2	20.2	20.3	20.4	20.4	20.5	20.5	20.6
18	20.7	20.7	20.8	20.9	20.9	21.0	21.0	21.1	21.2	21.2
19	21.3	21.3	21.4	21.4	21.5	21.6	21.6	21.7	21.7	21.8
20	21.9	21.9	22.0	22.0	22.1	22.2	22.2	22.3	22.3	22.4
21	22.4	22.5	22.5	22.6	22.6	22.7	22.7	22.8	22.9	22.9
22	23.0	23.0	23.1	23.1	23.2	23.2	23.3	23.4	23.4	23.5
23	23.5	23.6	23.6	23.7	23.7	23.8	23.8	23.9	23.9	24.0
24	24.0	24.1	24.2	24.2	24.3	24.3	24.4	24.4	24.5	24.5
25	24.6	24.6	24.7	24.7	24.8	24.8	24.9	24.9	25.0	25.0
26	25.1	25.1	25.2	25.2	25.3	25.3	25.4	25.4	25.5	25.5
27	25.6	25.6	25.7	25.7	25.8	25.8	25.9	25.9	26.0	26.0
28	26.1	26.1	26.2	26.2	26.3	26.3	26.4	26.4	26.5	26.5
29	26.6	26.6	26.7	26.7	26.8	26.8	26.9	26.9	26.9	27.0
30	27.0	27.1	27.1	27.2	27.2	27.3	27.3	27.4	27.4	27.5
31	27.5	27.5	27.6	27.6	27.7	27.7	27.8	27.8	27.9	27.9
32	28.0	28.0	28.0	28.1	28.1	28.2	28.2	28.3	28.3	28.4
33	28.4	28.5	28.5	28.5	28.6	28.6	28.7	28.7	28.8	28.8
34	28.9	28.9	29.0	29.0	29.0	29.1	29.1	29.1	29.2	29.2
35	29.3	29.3	29.3	29.4	29.4	29.5	29.5	29.5	29.6	29.6
36	29.7	29.7	29.8	29.8	29.9	29.9	30.0	30.0	30.0	30.1
37	30.1	30.2	30.2	30.3	30.3	30.4	30.4	30.5	30.5	30.5
38	30.6	30.6	30.7	30.7	30.8	30.8	30.8	30.9	30.9	31.0
39	31.0	31.0	31.1	31.1	31.2	31.2	31.2	31.3	31.3	31.4
40	31.4	31.5	31.5	31.5	31.6	31.6	31.7	31.7	31.7	31.8
41	31.8	31.9	31.9	31.9	32.0	32.0	32.1	32.1	32.1	32.2
42	32.2	32.3	32.3	32.3	32.4	32.4	32.4	32.5	32.5	32.5
43	32.6	32.6	32.7	32.7	32.7	32.8	32.8	32.9	32.9	33.0
44	33.0	33.0	33.1	33.1	33.2	33.2	33.2	33.3	33.3	33.4
45	33.4	33.5	33.5	33.5	33.6	33.6	33.7	33.7	33.7	33.8
46	33.8	33.9	33.9	33.9	34.0	34.0	34.0	34.1	34.1	34.1
47	34.2	34.2	34.2	34.3	34.3	34.4	34.4	34.4	34.5	34.5
48	34.6	34.6	34.6	34.7	34.7	34.8	34.8	34.8	34.9	34.9

SIGNATURE

Page 1 of Page 1

A6
A18



point of
diversion

A105
place of
use (crosshatch)

A13
A12

T
7
N

R35E

31-7324

26 25

35 36

1.8.13

13

MASSACHUSETTS

18

Buck Springs	Wells
--------------	-------

Two-way
Pond ✓

ATLANTIC WORLD

T
7
N 235E

31-7324

point of diversion

place of
26 use

Bunker

4-1

L-2

L-3

WILDLIFE



REFUGE

CREEK

Flume

We

Flume

35

-36-

31

RECEIVED

NOV 26 1990

We

479

7.60

35E

36E

GN

To: Joe Marty Claims
Fr: Bryce Contor
Date: 2/21/2000 

Re: Place of Use, Enlargement

It appears from the attached review that Joe Marty's claims are filed on two different places of use.

Claim A31-07324 is claimed on 80 acres in sections 25 and 26 or 7N 35E, which appear to correspond with the 80 acres on the license in the WR database.

All other claims appear to be claimed on a Permissible Place of Use of 1491.9 acres that do not overlap the claimed acres for A31-07324.

The underlying water rights are of four classes:

- 31-07324 80 acres as claimed, separate from other POU.
- 31-00095 40 quarter-quarter sections (no acres, approx 640 acres),
separate from other POU.
- 31-00335 No POU in decree.
- 31-00340 and 31-00365 33 quarter-quarter sections (no acres, approx
1320 acres), separate from other POU.

Because the POU of '95 does not overlap the POU of '340 and '365, it appears that the original rights authorize at least 2080 acres of irrigation. Marty's claims sum to 1571.9 acres. There does not appear to be any enlargement. I did not investigate the possibility of accomplished transfers.

The claimed diversion rates sum to 0.022 cfs/acre. These rights are all applied to flood irrigation, some with long ditches. I think a simple Worstel Analysis of ditch loss should justify the additional diversion rate.

Marty Enlargement Review

<u>Claims</u>	<u>c/s</u>	<u>Acres</u>	<u>Overlap group</u>	<u>WR acres</u>
2242			remembered, split to 335A (Lundholm)	B (Marty)
7324	1.33	80	7N35E 25 NWNW 40 26 NENE 40	80 acres
00095 (00096) 335B	5.57 2.40	1491.9 1491.9	7N35E ★ 4, 27, 28, 32, 33, 34	16 x 40 = 640, no overlap w/ 365
340	10.0	1491.9	★ (Same as 85)	no POA increase
365	10.0	1491.9	★ (Same as 95)	33 x 40 = 1320 Same POA as 365
	<u>34.3</u>	<u>1571.9</u>	★ (Same as 95)	33 x 40 = 1320
0.022/acre				

WR5809NP
No. 31-07324

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	JOSEPH M. MARTY	08/09/1979	IRRIGATION	04/01 11/01	1.330 CFS
C	ELLA M. MARTY HC 69 BOX 2450 HAMER ID 83425			TOTAL DIVERSION:	1.330 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LI

Point(s) of Diversion Capacity: 1.330 CFS

Point(s) of Diversion: T07N R35E S25 NWNW

JEFFERSON

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac
07N	35E	25	:					:		40			:					:				
07N	35E	26	:	40				:					:					:				

TOTAL ACRES

Pou County: JEFFERSON

Conditions of Approval:

- R29 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.0 afa per acre for
- irrigation of the lands above.

Dates:	App. Received:	08/09/1979	Priority Date:	08/09/1979
	Proof Due Date:	11/01/1984	Proof Made Date:	10/23/1984
	Exam Made Date:	06/27/1989	Exam Sent to S.O.:	
	Licensed Date:	11/19/1990		

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 09/22/87 05/22/88 CONVERT 07/12/89 WRAY 10/09/90 CURTIS

CHANGE THE ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number (s): A31-00095, 00335B-1

00340, 00365, 07324,

10743

[] Old Mailing Address: HC 69 Box 2450

HAMER, IDAHO 83425

[] New Mailing Address: 1775 E 1500 N

HAMER, IDAHO 83425

New Telephone Number: (208) 663-4319

[] Signature of Claimant: Joseph M. Morley

Date: 5-19-97

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

RECEIVED

MAY 20 1997

Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MAY 15, 1997

JOSEPH M MARTY
1775 E 1500 N
HAMER ID 83425

RE: CHANGE IN ADDRESS FOR A31-00095, -00335B,
-00340, -00365, -07324, -10743

Dear Mr. Marty:

Your Eastern Water Measurement District bill was recently returned to our office because there was an old address on file. I have updated my records with information obtained from the phone book, but my original information came from the records of the Snake River Basin Adjudication (SRBA).

I have enclosed the change of address form the SRBA uses to change their records. I recommend that you complete this form and return it to Jo Thompson, Department of Water Resources, 900 N Skyline Dr.; Idaho Falls, ID 83402, so that all future correspondence regarding your water right is mailed to the correct address.

Please do not hesitate to contact this office if you have any questions regarding this matter (525-7161).

Respectfully submitted,

Wendy Murphy
Administrative Assistant

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

November 18, 1994

JOE/ELLA MARTY
HC BOX 2450
HAMER ID 83425

Re: Amendment of A31-07324

Dear Mr. & Mrs. Marty:

Please find enclosed claim #A31-07324 that has been amended to reflect the 80 acres that the original license covered, and, that you confirmed was the actual place of use when you were in our office 11-18-94. If you agree that the claim is correct as amended, simply sign in the presence of a Notary Public and return it to our office.

I have also enclosed a computer generated copy of A31-00335B so you can review the place of use for that claim and the other claims that are on the same place of use.

If you have any questions regarding this matter or any other matter, please do not hesitate to contact us.

Sincerely,

Gregory J. Taylor
Sr. Water Agent, Adjudications

Enclosures: A31-07324 & A31-00335B

*The diversion rate was also amended to
1.33 cfs as per Marty's and license.*

2 December 1988

Joseph Marty
H.C. Box 2450
Hamer, ID 83425

RE: Notices of Claims

Dear Mr. Marty:

Enclosed are the Notices of Claims you filed with this office on 30 November 1988 and check #10838 in the amount of \$1940.90. These items are being returned because of modifications needed on each claim and the check was not sufficient to cover the filing fee. Please note that each Notice of Claim has been given an identification number and the filing fee annotated in the upper right corner of the first page.

A common discrepancy, on each Notice of Claim for irrigation, is the place of use listed under item 10 does not correspond with the area illustrated on the accompanying map. Should the map be correct, it will be necessary to modify item 10 to reflect the place of use as illustrated. To assist you in making this correction, I have enclosed a photocopy of item 10 with the appropriate changes noted in red. Should the place of use be correct, then the map for each Notice needs to be changed accordingly.

Also, attached to the first page of each Notice of Claim is a yellow tag identifying modifications or changes peculiar to that claim. These items need your attention before returning them to this office.

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NOV 17 1992

Joseph Marty
2 December 1988
Page 2

The filing fee for the Notices of Claims as they were originally submitted totals \$1960.90. Should you change the land list as discussed above the filing fee would be reduced \$1921.90.

Feel free to call or come to this office should you have questions concerning any of the above matters. To avoid being assessed a late fee please return your Notices of Claims prior to 1 January 1989.

Respectfully submitted,



Ernest Carlsen
Water Rights Supervisor

Enclosures

MICROFILMED

NOV 17 1992

JOE OR ELLA M. MARTY

HC 69/BOX 2450 663-4311

HAMER, ID 83425

10808

11-20 1988

92-1/1241

cfs)

(acre feet)

PAY TO THE
ORDER OF

Right of Water Purchase

\$ 1940

DOLLARS

IDAHO FIRST NATIONAL BANK
REXBURG OFFICE 47
P.O. Box 125
Rexburg, Idaho 83440

FOR

11-24 1000 19: 110047066832 8380

acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	35E	34					30	15											45
7N	35E	33	40	40	40	40	40	33	20	40	40	37	33	40	40	40	40	40	603
7N	35E	34					40	40	40	40	40	40	40	25					305
7N	35E	32										17.9			17.9				17.9
7N	35E	27			40	40			40	40	40	40	40	40					320
7N	35E	28			40	40									40	40	40	40	240

Total number of acres irrigated 1530.9

1491

11. In which county (ies) are lands listed above as place of use located? Jefferson

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
31-0340, 31-0095, and 31-0335 or 31-2242 or None ()

14. Remarks: This water is co-mingled with waters from the three rights described above. All of the waters are applied to all of claimants' irrigated acres.

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NOV 17 1992

Last Name Marty Ident No.

Copies: White -State, Yellow-Claimant