

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 63-8765
Date Received: 11/9/2001
Receipt No:
Received By:

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

1. Name of Claimant(s): DONALD J MARTIN Phone: (208) 459-2824
23555 TEXAS RD
CALDWELL ID USA 83607-8995

ELEANOR J MARTIN Phone: (208)459-2824
23555 TEXAS RD
CALDWELL ID USA 83607-8995

2. Date of Priority: 05/15/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	04W	34	SE NW	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.72	162

7. Total Quantity Appropriated is:
0.72 C.F.S. and/or 162 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	04W	34	SE NW		IRRIGATION	33
			NE SW		IRRIGATION	3
					Section Acres	36
					Total Acres	36

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 3/22/2002

15. Basis of Claim: License

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

JAN 18 2002

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-8765					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Stettin Family Trust A
Tracy D. Rees, Trustee
Charles J. Martin Donald J. Martin

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

23555 Tepas Rd

City, State and ZIP Code

Caldwell IDAHO 83607-8995

New Telephone Number

(208) 459-2824

5. Date you acquired the property

12-31-01

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) see page 1
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

PC42111

WARRANTY DEED

FOR VALUE RECEIVED Carolyn S. ReeseTrustee, of the TRUST A OF THE STETTLER FAMILY TRUST, U/T/A, dated
October 20, 1982the Grantor, does hereby grant, bargain, sell and convey unto Donald J. Martin and Eleanor
J. Martin, husband and wife

the Grantees, whose address is 23555 Texas Road, Caldwell, ID, 83607

the following described premises, to wit:

See attached Exhibit "A", which by this reference is made a part
hereof and is comprised of three (3) pages.TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said
premises; that said premises are free from all encumbrances, except for general taxes and assessments for the year 2001 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

DATED: December 31, 2001

Carolyn S. Reese, Trustee

Stettler Family Trust,

Trust A

by, Carolyn S. Reese, Trustee

STATE OF IDAHO

COUNTY OF CANYON

On this 31st day of December in the year 2001, before me, a Notary Public, in
and for the said State, personally appeared Carolyn S. Reese
known to me to be the person whose name is subscribed to the within
instrument as Trustee of Trust A of the Stettler Family Trust and
acknowledged to me that he executed the same as such Trustee.Donna K. Reese
Notary Public

Residing at Caldwell

My commission expires 2/3/04

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH

610 SOUTH KIMBALL

Exhibit "A"

Land Situated in Section 34, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

The Southeast Quarter of the Northwest Quarter and the following described tract:

BEGINNING at the Northeast corner of Lot 3 and running thence

West on the North line of said Lot 3 to the Northwest corner thereof, thence

South along the West line of said Lot 3 a distance of 37 feet to the North line of the right-of-way of the Oregon Shortline Railroad Co., thence

Southeasterly along the North boundary line of said Railroad right-of-way a distance of 774 feet to a stake, thence at a right angle to said right-of-way bearing

North 5° 35" East by magnetic bearing, a distance of 140 feet to stake; thence

North 52° 35" East a distance of 591 feet to the POINT OF BEGINNING, except from the foregoing, all that part lying

Southerly of the North line of tract of land conveyed to the State of Idaho by Warranty Deed dated February 19, 1959, recorded as document # 469051, Book 260 of Deeds, page 448.

EXCEPTING THEREFROM:

This parcel is a portion of Government Lot 3 and of the Southeast Quarter of the Northwest Quarter of Section 34, Township 5 North, Range 4 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 3 (also the Center One-Quarter of said Section 34); thence

North 89° 05' 31" West along the North boundary of said Government Lot 3 a distance of 967.51 feet to a point on the Northeasterly right-of-way boundary for U.S. Highway 20-26, as shown on Sheet 47 of 59, F.A.P. F-3111(3), Idaho Dept. of Transportation; thence following said right-of-way

Southeasterly 323.56 feet along the arc of a curve to the left having a central angle of 2° 10' 20", a radius of 8,534.37 feet and a long chord which bears South 61° 31' 35" East a distance of 323.54 feet to the TRUE POINT OF BEGINNING; thence

North 21° 59' 20" East a distance of 259.49 feet; thence

South 82° 29' 39" East a distance of 132.60 feet; thence

South 25° 01' 00" West a distance of 43.52 feet; thence

South 38° 31' 02" West a distance of 104.54 feet; thence

South 21° 53' 04" West a distance of 48.42 feet; thence

South 12° 13' 26" West a distance of 112.31 feet to a point on said highway right-of-way; thence

Northwesterly following said right-of-way 115.92 feet along the arc of a curve to the right having a central angle of

0° 46' 42", a radius of 8,534.37 feet and a long chord which bears North 63° 00' 06" West a distance of 115.92 feet to the TRUE POINT OF BEGINNING.

(continued)

COMMENCING at the Northeast corner of said Government Lot 3 (also the Center One-Quarter of said Section 34); thence

North 89° 05' 31" West along the North boundary of said Government Lot 3 a distance of 967.51 feet to a point on the Northeasterly right-of-way boundary for U.S. Highway 20-26, as shown on Sheet 47 of 59, F.A.P. F-3111(3), Idaho Dept. of Transportation; thence following said right-of-way

Southeasterly 439.48 feet along the arc of a curve to the left having a central angle of 2° 57' 02", a radius of 8,534.37 feet and a long chord which bears South 61° 54' 56" East a distance of 439.43 feet to the TRUE POINT OF BEGINNING for said easement; thence

North 12° 13' 26" East a distance of 112.31 feet; thence

North 21° 53' 04" East a distance of 48.42 feet; thence

North 38° 31' 02" East a distance of 104.54 feet; thence

South 51° 28' 58" East a distance of 20.00 feet; thence

South 38° 31' 02" West a distance of 101.61 feet; thence

South 21° 53' 04" West a distance of 43.80 feet; thence

South 12° 13' 26" West a distance of 115.72 feet to a point on said highway right-of-way; thence

Northwesterly 20.64 feet along said right-of-way following a curve to the right having a central angle of 0° 08' 19", a radius of 8,534.37 feet and a long chord which bears North 63° 27' 36" West a distance of 20.64 feet to the TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM:

This parcel is a portion of Government Lot 3 and of the Southeast Quarter of the Northwest Quarter of Section 34, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 3 (also the Center One-Quarter of said Section 34); thence

North 89° 05' 31" West along the North boundary of said Government Lot 3 a distance of 967.51 feet to a point on the Northeasterly right-of-way boundary for U.S. Highway 20-26, as shown on Sheet 47 of 59, F.A.P. F-3111(3), Idaho Dept. of Transportation; thence following said right-of-way

Southeasterly 439.48 feet along the arc of a curve to the left having a central angle of 2° 57' 02", a radius of 8,534.37 feet and along chord which bears South 61° 54' 56" East a distance of 439.43 feet to the TRUE POINT OF BEGINNING; thence

North 12° 13' 26" East a distance of 112.31 feet; thence

North 21° 53' 04" East a distance of 48.42 feet; thence

North 38° 31' 02" East a distance of 104.54 feet; thence

North 25° 01' 00" East a distance of 43.52 feet; thence

South 82° 29' 39" East a distance of 73.72 feet; thence

South 80° 21' 41" East a distance of 36.04 feet; thence

South 75° 33' 31" East a distance of 100.11 feet; thence

North 87° 30' 27" East a distance of 249.47 feet; thence

South 0° 27' 19" West a distance of 54.60 feet; thence

South 1° 07' 58" West a distance of 41.31 feet; thence

North 74° 13' 05" West a distance of 91.26 feet; thence

South 79° 33' 59" West a distance of 132.60 feet; thence

South 66° 23' 33" West a distance of 184.29 feet; thence

South 70° 09' 33" West a distance of 116.77 feet; thence

(continued)

of a curve to the right having a central angle of $0^{\circ} 25' 16''$, a radius of 8,534.37 feet and a long chord which bears North $63^{\circ} 36' 05''$ West a distance of 62.72 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO:

A 20-foot-wide ingress-egress easement described as follows:
COMMENCING at the Northeast corner of said Government Lot 3 (also the Center One-Quarter of said Section 34); thence

North $89^{\circ} 05' 31''$ West along the North boundary of said Government Lot 3 a distance of 967.51 feet to a point on the Northeasterly right-of-way boundary for U.S. Highway 20-26, as shown on Sheet 47 of 59, F.A.P. F-311(3), Idaho Dept. of Transportation; thence following said right-of-way

Southeasterly 439.48 feet along the arc of a curve to the left having a central angle of $2^{\circ} 57' 02''$, a radius of 8,534.37 feet and a long chord which bears South $61^{\circ} 54' 56''$ east a distance of 439.43 feet to the TRUE POINT OF BEGINNING for said easement; thence

North $12^{\circ} 13' 26''$ East a distance of 112.31 feet; thence

North $21^{\circ} 53' 04''$ East a distance of 48.42 feet; thence

North $38^{\circ} 31' 02''$ East a distance of 104.54 feet; thence

South $51^{\circ} 28' 58''$ East a distance of 20.00 feet; thence

South $38^{\circ} 31' 02''$ West a distance of 101.61 feet; thence

South $21^{\circ} 53' 04''$ West a distance of 43.80 feet; thence

South $12^{\circ} 13' 26''$ West a distance of 115.72 feet to a point on said highway right-of-way; thence

Northwesterly 20.64 feet along said right-of-way following an curve to the right having a central angle of $0^{\circ} 08' 10''$, a radius of 8,534.37 feet and a long chord which bears North $63^{\circ} 27' 36''$ West a distance of 20.64 feet to the TRUE POINT OF BEGINNING.

AND FURTHER EXCEPTING THEREFROM:

All that part of the Southeast Quarter of the Northwest Quarter in Section 34, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, lying South and West of Highway 20-26 and North and East of the Railroad Right-Of-Way.

AND

All that part of Government Lot 3 in Section 34, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, lying South and West of Highway 20-26 and North and East of the Railroad Right-Of-Way.

200155255

RECORDED

2001 DEC 31 PM 4 11

G NOEL HALE

CANYON CITY RECORDER

BY

REQUEST PIONEER - CALDWELL
TYPED *W. J. FEE* 12/12/01

602

1/8

R 4 W

28 27
33 34

SEE
G-6

T1119

T5947

13.1

3
23.5

2
24.1

1
25.0

WELL

2
14.7

T1206

T5944

1
9.8

23.2

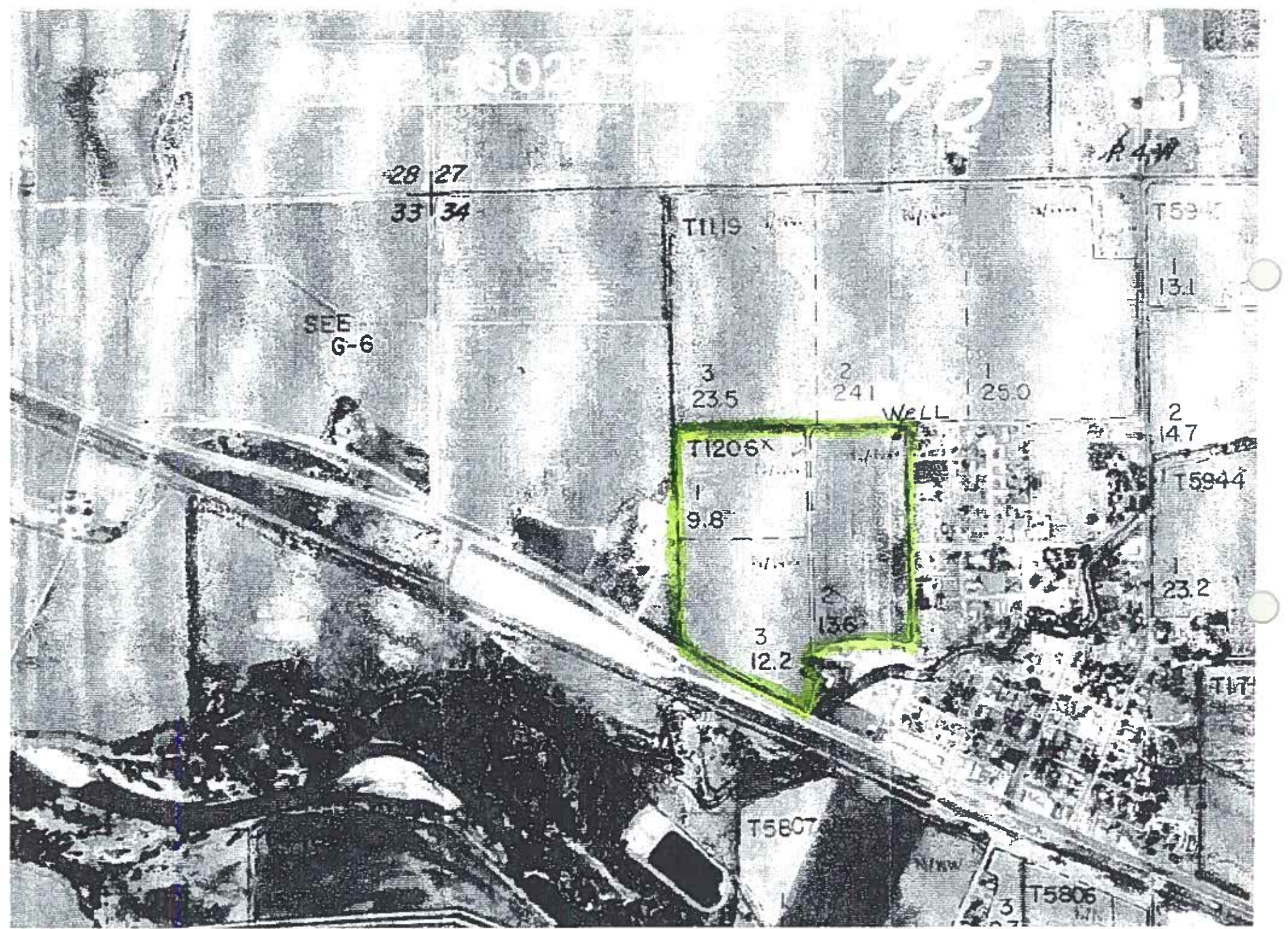
3
12.2

2
13.6

T5807

T5806

T117



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 63-8765
Date Received: 11/9/2001
Receipt No: W028489
Received By:

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

1. Name of Claimant(s): STETTLER FAMILY TRUST A Phone: (208)376-5314
5421 PAULSON CR
BOISE ID USA 83704

2. Date of Priority: 05/15/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	04W	34	SE NW	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.72	162

7. Total Quantity Appropriated is:
0.72 C.F.S. and/or 162 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section 1/4 of 1/4		Lot	Use	Acres		
05N	04W	34	SE	NW	IRRIGATION	33		
			NE	SW	IRRIGATION	3		
			Section Acres					36
			Total Acres					36

11. Place of use in counties: CANYON

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

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 63-8765
Date Received: 10/9/2001
Receipt No: W028489
Received By: *OB*

RECEIVED

NOV 09 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Stettler Family Trust A Phone: (208)376-5314

5421 PAULSON CIRCLE
Boise ID USA 83704

2. Date of Priority: 05/15/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	04W	34	SE NW	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.72	162

7. Total Quantity Appropriated is:
0.72 C.F.S. and/or 162 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	04W	34	SE	NW	IRRIGATION	33
			NE	SW	IRRIGATION	3
					Section Acres	36
					Total Acres	36

11. Place of use in counties: CANYON

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 Carolyn S. Reese of
Title
Stettler Family Trust A, that I have signed the foregoing
Organization
document in the space below as Trustee of
Title
Stettler Family Trust A and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Carolyn S. Reese TTE
Title and Organization
Trustee of Stettler Family Trust A
11-7-01
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this
of November 7 2001

Notary Public

Residing at _____

My commission Expires

11/17/2006

BRENDA MCKNIGHT
Notary Public
State of Idaho

09/29/2006

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: October 31, 2006

Water right number: 63-8765

DONALD J MARTIN
23555 TEXAS RD
CALDWELL ID 83607-8995
Telephone Number: (208)459-2824

ELEANOR J MARTIN
23555 TEXAS RD
CALDWELL ID 83607-8995
Telephone Number: (208)459-2824

RECEIVED

OCT 13 2006

WATER RESOURCES
WESTERN REGION

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: 10/9/06 SIGNATURE: Donald J. Martin
Please print your name: Donald J. Martin

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

08/18/2006

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

RIGHT NUMBER: 63-8765

NAME AND ADDRESS: DONALD J MARTIN
23555 TEXAS RD
CALDWELL ID 83607-8995

ELEANOR J MARTIN
23555 TEXAS RD
CALDWELL ID 83607-8995

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.720 CFS
162.000 AFY

PRIORITY DATE: 05/15/1977

POINT OF DIVERSION:

T05N R04W S34 SENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 11/01

0.720 CFS
162.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S34 SENW 33.00 T05N R04W S34 NESW 3.00

36 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

Use of this right is combined with water from Farmers Cooperative Irrigation Co., Ltd.



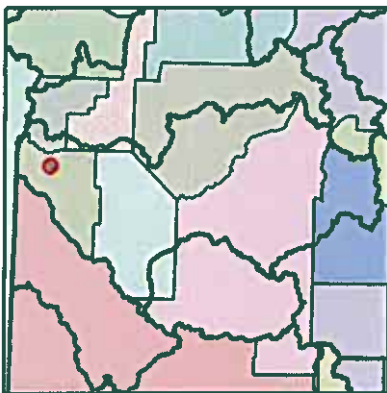
Idaho Department of Water Resources

SRBA Recommendation:

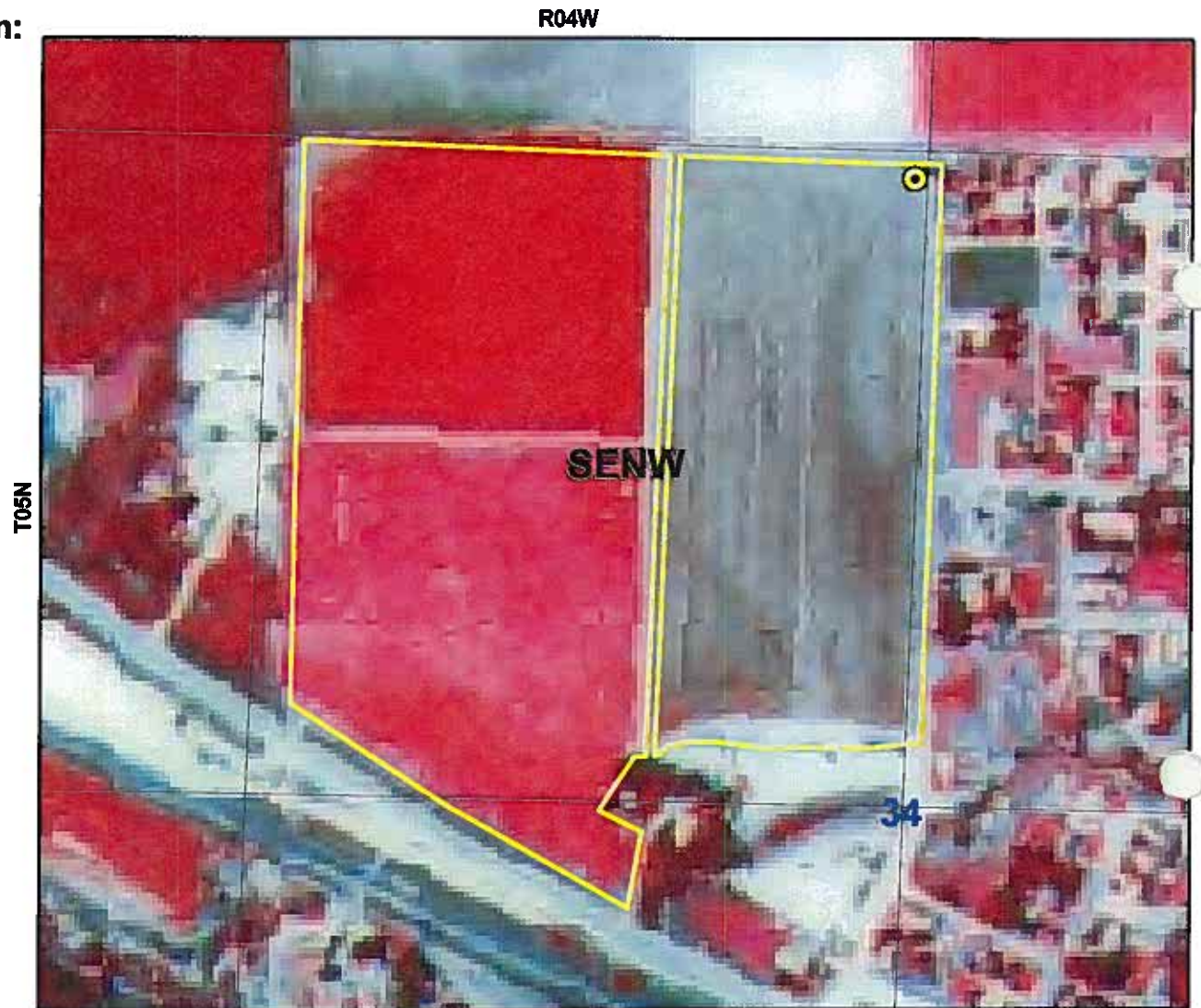
63-8765

Legend

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



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles



Prepared by S. Egbert
On Monday, August 21, 2006
1987/88 Aerial Photography



T05N, R04W, S34

DONALD & ELEANOR MARTIN

1987 NAPP

SENW

NESW

Idaho Dept. of Water Resources Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 138C	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	40	37	20	3	40	40	28	40	24			10	33	20	20	4	359
Claim	63 171	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W34										10	34	8					52
Claim	63 177	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W34										10	34	8					52
Claim	63 188	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	40	37	20	3	40	40	28	40	24			10	33	20	20	4	359
Claim	63 189	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	40	37	20	3	40	40	28	40	24			10	33	20	20	4	359
Claim	63 190	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	40	37	20	3	40	40	28	40	24			10	33	20	20	4	359
Claim	63 191	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	40	37	20	3	40	40	28	40	24			10	33	20	20	4	359
Claim	63 20563	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W34										10	34	8					52
Claim	63 20566	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W34										10	34	8					52
Claim	63 208	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W34										10	34	8					52
Claim	63 296	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	40	37	20	3	40	40	28	40	24			10	33	20	20	4	359
Claim	63 303A	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	40	37	28	37	40	40	28	40	24			10	33	20	20	4	401
Claim	63 5022	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W34										10	34	8					52
Rec	63 138C	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	X	X	X	X	X	X	X	X	X			X	X	X	X	X	0
Rec	63 171	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W34										X	X	X			X	X	0
Rec	63 177	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W34										X	X	X			X	X	0
Rec	63 188	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	X	X	X	X	X	X	X	X	X			X	X	X	X	X	0
Rec	63 189	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	X	X	X	X	X	X	X	X	X			X	X	X	X	X	0
Rec	63 190	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	X	X	X	X	X	X	X	X	X			X	X	X	X	X	0
Rec	63 191	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W34	X	X	X	X	X	X	X	X	X			X	X	X	X	X	0

5/1/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

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[illegible]

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Claim	63 9958	HOWARD T PENNINGTON,	GROUND WATER	05N04W34									12			6		8	2		28
Rec	63 2765	HOWARD T PENNINGTON,	GROUND WATER	05N04W34														2	10		12
Rec	63 8581	ROBERT KNIEFEL, C J KNIEFEL,	GROUND WATER	05N04W34		23			40												73
Rec	63 8671	WILLIE L FLETCHER,	GROUND WATER	05N04W34			1 ²														1.2
Rec	63 8765	DONALD J MARTIN, ELEANOR J MARTIN,	GROUND WATER	05N04W34								33	3								36
Rec	63 9905	ELEANOR B WINZELER, BARRY L WINZELER,	GROUND WATER	05N04W34	3			30													
Right	63 20363	RICHARD C BROCK, JUDITH A BROCK,	GROUND WATER	05N04W34	X																0
Right	63 20363	RICHARD C BROCK, JUDITH A BROCK,	GROUND WATER	05N04W34	X																0
Right	63 20485	ROBERT KNIEFEL, C J KNIEFEL,	GROUND WATER	05N04W34		X															0
Right	63 20485	ROBERT KNIEFEL, C J KNIEFEL,	GROUND WATER	05N04W34		X															0
Right	63 21838	ROSAMOND E KINGSLIEN,	GROUND WATER	05N04W34														X			0
Right	63 2765	HOWARD PENNINGTON,	GROUND WATER	05N04W34														2	10		12
Right	63 27771	GEORGIANNA BUHLER, WILMA JEAN DECHANT, BARBARA NAUMANN, EDWIN DECHANT,	GROUND WATER	05N04W34					X												0
Right	63 27771	GEORGIANNA BUHLER, WILMA JEAN DECHANT, BARBARA NAUMANN, EDWIN DECHANT,	GROUND WATER	05N04W34					X												0
Right	63 28257	BARBARA NAUMANN, EDWIN DECHANT, GEORGIANNA NAUMAN, WILMA JEAN DECHANT,	GROUND WATER	05N04W34									X								0
Right	63 28257	BARBARA NAUMANN, EDWIN DECHANT, GEORGIANNA NAUMAN, WILMA JEAN DECHANT,	GROUND WATER	05N04W34									X								0

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Right	63 4479	ESTELLE N IVERSON, P HUBERT IVERSON,	GROUND WATER	05N04W34					40			10								50
Right	63 8581	C J KNIEFEL,	GROUND WATER	05N04W34		33			40											73
Right	63 8671	WILLIE L FLETCHER,	GROUND WATER	05N04W34			1.2													1.2
Right	63 8765	ALBERT B STETTLER, ADA W STETTLER,	GROUND WATER	05N04W34								33	3							36
Right	63 9905	RICHARD C BROCK,	GROUND WATER	05N04W34	3			30												33
Right	63 9958	HOWARD T PENNINGTON,	GROUND WATER	05N04W34								12			6		8	2		22
Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	05N04W34			X	X				X	X			X	X			0
Claim	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W34	40	37	20	3	40	40	28	40	24		10	33	20	20	4	359
Rec	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W34	X	X	X	X	X	X	X	X	X		X	X	X	X	X	0
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	05N04W34			X	X				X	X			X	X			0

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8765 (late proof)
Priority May 15, 1977 Amount .72 cfs

THIS IS TO CERTIFY, that ALBERT B. &/OR ADA W. STETTLER
of Caldwell, ID, has complied with the terms and conditions of Permit
No. 63-8765 issued pursuant to Application for Permit dated April 29, 1977
and has submitted proof to the Department of Water Resources on July 17, 1978
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.9 of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>4/1</u> to <u>11/1</u>	at <u>.72</u> cfs and	<u>162.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than .72 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
162.0 acre feet per year, said waters to be diverted within the SENW Sec. 34, Twp. 5N,
Rge. 4W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	4W	34								33	3								36

Total number of acres irrigated 36

This right when combined with all other rights shall provide no more than
.02 cfs per acre nor more than 4.5 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26th day of
June _____, 19 81.

Director

TOTAL ACREAGE 36

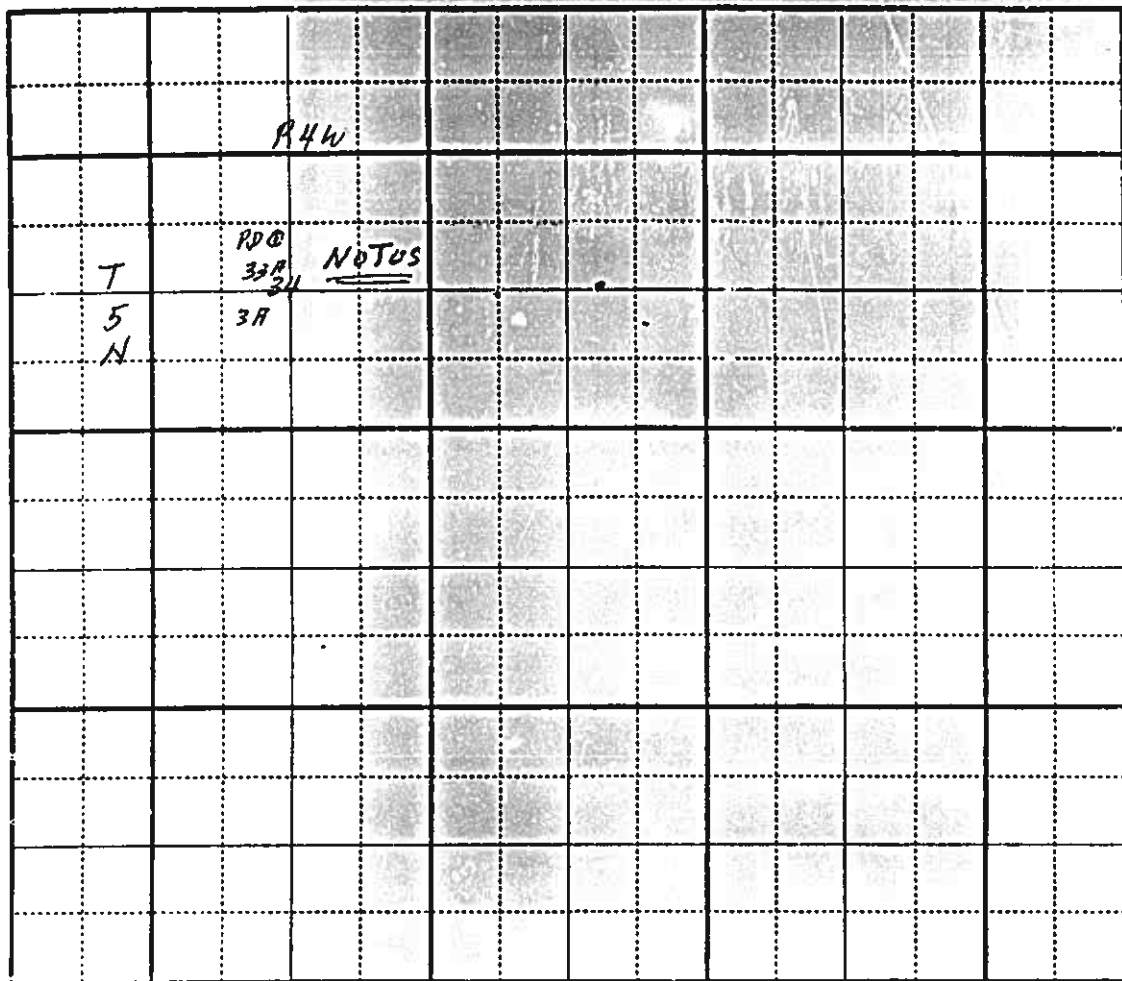
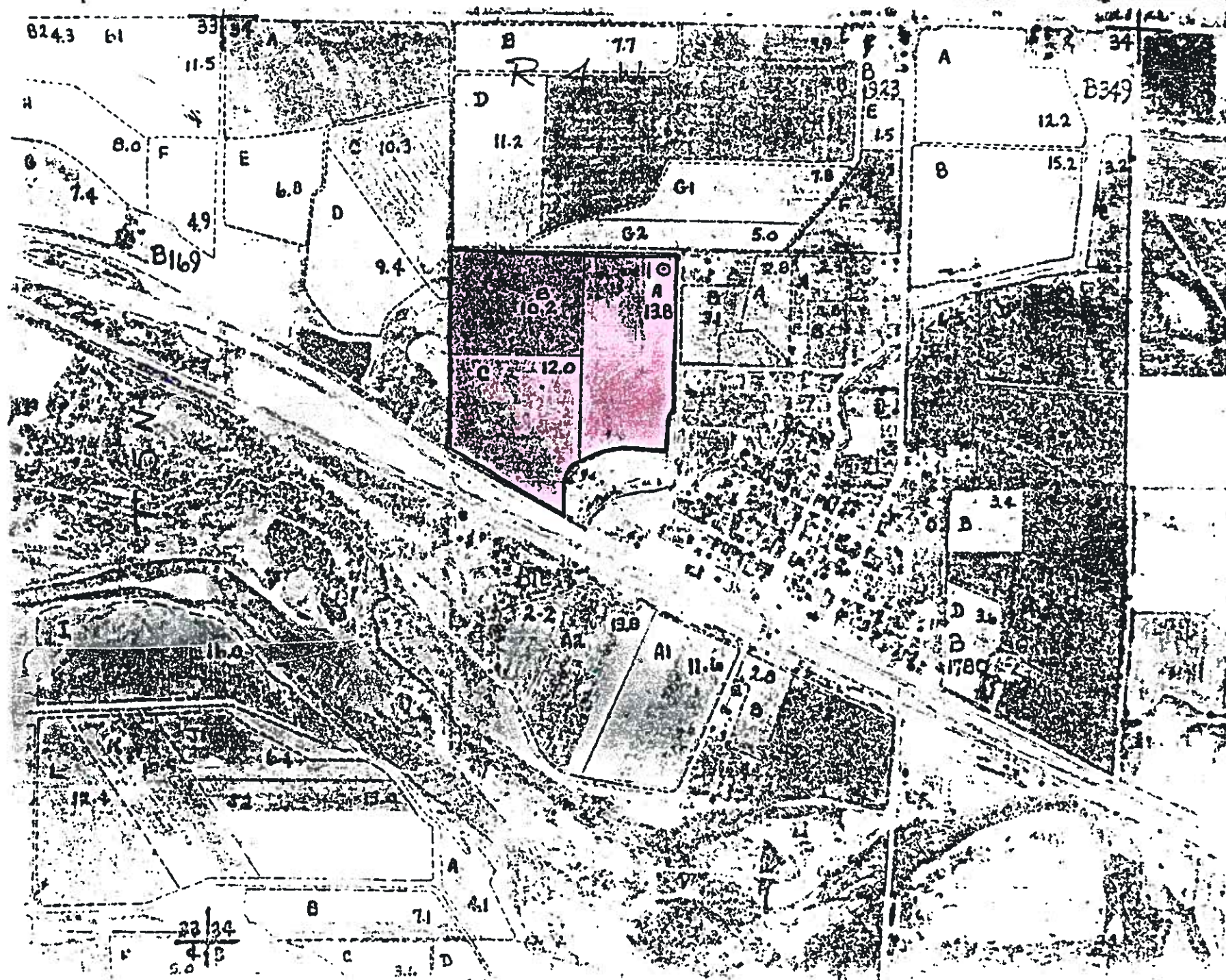
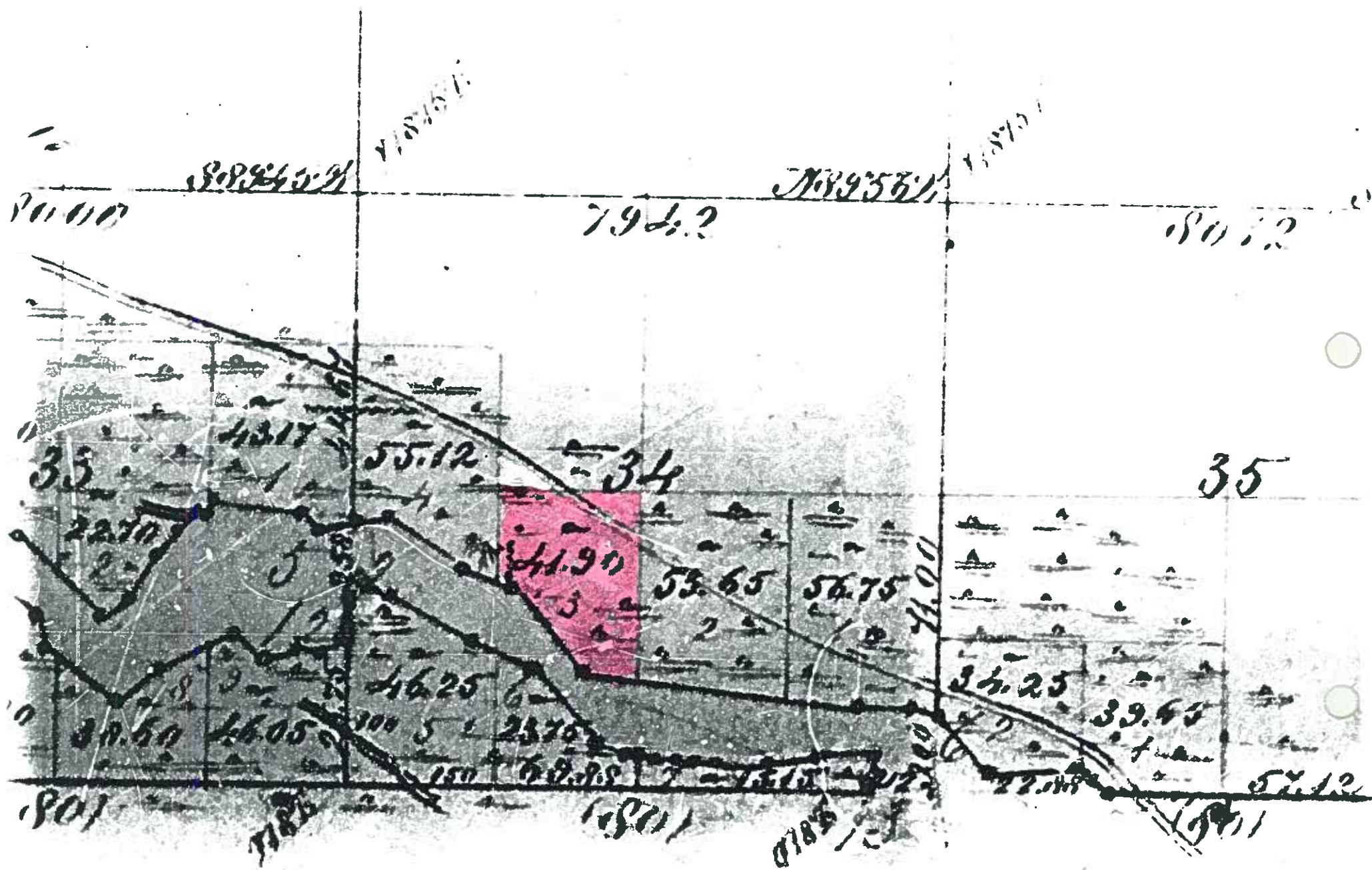


Diagram of System

Approved by [Signature] Date 6/5/81





curves	When observed in the
links	When observed in the



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 22, 2002

DONALD J MARTIN
ELEANOR J MARTIN
23555 TEXAS RD
CALDWELL ID 83607-8995

Re: Notice of Claim to a Water Right No. 63-8765

Dear Claimants:

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 22, 2002

DONALD J MARTIN
ELEANOR J MARTIN
23555 TEXAS RD
CALDWELL ID 83607

RE: Water Right No. 63-8765

Dear Mr. & Mrs. Martin:

This office has received your Notice of Change of Water Right Ownership (copy enclosed), recently submitted. We also received check number 4008 in the amount of \$25; however, we are returning it to you, as the ownership change fee is not required for this particular water right claim. This claim has not yet been decreed by the SRBA Court. The ownership change is being processed and a copy will be mailed to you upon completion.

Thank you for your patience and cooperation. If you have any questions regarding this letter, feel free to contact this office at (208) 334-2190.

Sincerely,


Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB: db

Enclosures

DONALD J. OR ELEANOR J. MARTIN
23555 TEXAS RD.
CALDWELL, ID 83607

The
SOVEREIGN
Club

4008

92-6/1241
84

DATE Jan 14, 2002

BY TO THE ORDER OF

Idaho Dept. of Water Resources \$ 25⁰⁰
Twenty-five and no/100

DOLLARS



Security features
are included.
Details on back.

**First
Security
Bank.**

First Security Bank, N.A.
1-800-574-4200

FOR

Transfer Water Right on Statler
Place
Donald J. Martin

⑆124100064⑆084 10450 40⑈ 4008