

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: **A63-08539**  
Date Received: 3/ 1/1990  
Receipt No: W010330  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: MARTENS FARM  
Address: 575 RUMPEL LN  
MERIDIAN ID

208-888-2994

83642

2. Date of Priority: MAR 14, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 03N      | 03W   | 24      |        | NE     | SE     |     | 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 | 03/15 | 11/15 | 0.780 |      | 202.50 |

7. Total Quantity Appropriated is:

0.780 C.F.S. (and/or) 202.50 A.F.A.

8. Total consumptive use is 178.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 03N      | 03W   | 24      | NE     | SE     |     | IRR | 31.0  |
|          |       |         | NW     | SE     |     | IRR | 14.0  |

**MICROFILMED**

**JUL 25 1994**

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 45.0  |
|          |       |         |            |     | Total Acres   | 45.0  |

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:  
PIONEER IRRIGATION DISTRICT

14. Remarks:

15. Basis of Claim: LICENSE

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JUL 25 1994

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

Date Received

Receipt Number

W010330

RECEIVED  
MAR 01 1990

Department of Water Resources  
Western Regional Office

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) MARTENS FARM Phone (208) 888-2994

Mailing Address 575- RUMPEL LN. Zip 83642

2. Date of Priority (Only one (1) per claim) MAR 14, 1977

3. Source of water supply (a) GROUNDWATER  
which is tributary to (b) \_\_\_\_\_

4. a. Location of existing point of diversion is: Township 5N Range 3W Section 24,  
NE 1/4 of SE 1/4 of \_\_\_\_\_ 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of CANYON

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 \_\_\_\_\_ 1/4,

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. \_\_\_\_\_

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JUL 25 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from MAR 15 to NOV 15 amount .78 or 202.5

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) .78 (cfs) and/or (b) 202.5 (acre feet)

8. Total consumptive use claimed is 178.5 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 |        |
| 3N  | 3W  | 24  |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated \_\_\_\_\_

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

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. \_\_\_\_\_ or None (✓)

14. Remarks: UNDER PERMIT NO. 63-8539 - POINT OF DIVERSION IS  
NE 1/4 SE 1/4, SEC 24, TWP 3N RANGE 3W.  
BENEFICIAL USE - IRRIGATION OF 45 ACRES WITHIN THE  
N 1/2 SE 1/4, SEC. 24, TWP 3N, RGE 3W WELL IS USED ONLY  
TO SUPPLEMENT IRRIGATION WATER FROM PIONEER  
IRRIGATION DISTRICT

MICROFILMED

JUL 25 1994

Last Name PUMPEL, BERTHA C Ident No. 518-42-4890

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 PERMIT # - 63-8539  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date APR. 28, 1977  
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) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am POWER OF ATTORNEY  
Title \_\_\_\_\_

of MARTENS FARM, that I have signed the foregoing  
Organization \_\_\_\_\_

document in the space below as POWER OF ATTORNEY of MARTENS FARM  
Title \_\_\_\_\_ Organization \_\_\_\_\_

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

Signature of Authorized Agent Dereha C Kumpel

Title and Organization Martens Farm Date 2/27/90

State of Idaho/or \_\_\_\_\_ )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 27th day of February 19 90

SEAL

Notary Public Conception B. Bevington

Residing at Bonne, Idaho

My Commission Expires 12/29/95

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ 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 \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

MICROFILMED  
JUL 25 1994

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

POOR ORIGINAL

## SPECIAL POWER OF ATTORNEY

Know All Men by These Presents: That We, LEWIS FREDERICK MARTENS, ESTHER MARIE PHILLIPS, MILDRED PAULINE BARHAM and LEONARD HERMAN MARTENS,

have made, constituted, and appointed, and by these presents do make, constitute and appoint  
BERTHA CATHARINE RUMPEL,  
of Canyon County, Idaho, our true and lawful attorney for and in our

name, place and stead, and for our use and benefit as follows: WHEREAS, Bertha Catharine Rumpel, Lewis Frederick Martens, Esther Marie Phillips, Mildred Pauline Barham and Leonard Herman Martens, as their respective sole and separate properties, are the owners, in equal shares, as tenants in common, of the real property described in Exhibit "A," attached hereto, and made a part hereof. The undersigned are appointing Bertha Catharine Rumpel as their attorney in fact in connection with the ownership of the property described in Exhibit "A," to do and perform in behalf of the undersigned, as their attorney in fact, any and all business and other acts, save and except selling the said real property or encumbering the same, including, but not limited to applying for benefits or grants for a well and water system in connection with the said real property from the Department of Agriculture of the U.S government or any branch thereof; and to sign, seal, execute, deliver and acknowledge such instruments in writing of whatever kind and nature as may be necessary or proper in the premises.

Giving and granting unto said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the above stated premises, as fully to all intents and purposes as the signer might or could do if personally present, and hereby ratifying and confirming all that said attorney shall lawfully do or cause to be done in the above stated premises by virtue of these presents.

IN WITNESS WHEREOF, we have hereunto set our hand and seal, the  
day of , 19 77 .

~~Signature of Lewis Frederick Martens~~

*Lewis Frederick Martens* (SEAL)  
Lewis Frederick Martens

*Mildred Pauline Barham* (SEAL)  
Mildred Pauline Barham

STATE OF IDAHO,

County of Canyon

ss.

*Esther Marie Phillips* (Seal)  
Esther Marie Phillips

*Leonard Herman Martens* (Seal)  
Leonard Herman Martens

On this 12th day of May in the year 19 77, before me  
the undersigned, a notary public

in and for said State, personally appeared MILDRED PAULINE BARHAM and LEONARD  
HERMAN MARTENS,

known to me to be the person whose name is subscribed to the within instrument, and  
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year  
in this certificate first above written.

(SEAL)

*Jean Ross Remington*  
Notary Public for Idaho  
Residence: Nampa, Idaho

MICROFILMED

JUL 25 1994

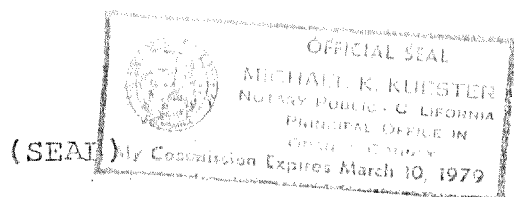
POOR ORIGINAL

2.

State of California )  
County of Orange ) SS

On this 23d day of May, 1977, before me, the undersigned, a notary public in and for said State, personally appeared ESTHER MARIE PHILLIPS, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Michael K. Kuester  
Notary Public for California  
Residence: Anaheim, California

CANADA )  
Province of British Columbia ) SS

On this 17th day of May, 1977, before me, the undersigned a notary public of the Province of British Columbia, personally appeared LEWIS FREDERICK MARTENS, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Notary Public for Province of British Columbia  
Residence: Courtenay, British Columbia

(SEAL)

EXHIBIT "A"

The East 15 acres of the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  and the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$ , in Section 24, Township 3 North, Range 3 West of the Boise Meridian, in Canyon County, Idaho.

EXCEPTING THEREFROM the following: A portion of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of said Section 24, described as follows: Beginning at the Northeast corner of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of the said Section 24, and running West on the North boundary line of the said NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$ , a distance of 326 feet, more or less, to the center line of a drain ditch, as now located and constructed; thence in a Southeasterly direction along the center line of said drain ditch, as now located and constructed, to a point on the East boundary line of the said NE $\frac{1}{4}$  of the SE $\frac{1}{4}$ ; thence North on the East boundary line of the aforesaid NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of the said Section 24 to the point of beginning.

MICROFILMED

JUL 25 1994

09/05/2006

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

RIGHT NUMBER: 63-8539

NAME AND ADDRESS: MARTENS FARM  
575 RUMPEL LN  
MERIDIAN ID 83642

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.780 CFS  
202.500 AFY

PRIORITY DATE: 03/14/1977

POINT OF DIVERSION:

T03N R03W S24 NESE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/15

0.780 CFS

202.50 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 October 15 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

T03N R03W S24

NESE

31.00

T03N R03W S24

NWSE

14.00

45 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

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Use of this right is combined with water from Pioneer Irrigation District.



# Idaho Department of Water Resources

SRBA Recommendation:

**63-8539**

*Acres = 45*

## 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 K. Walker  
On Tuesday, September 5, 2006  
1987/88 Aerial Photography

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8539

WATER RIGHT NUMBER: 63-8539

Owner Type

Current Owner

Name and Address

MARTENS FARM ✓  
 575 RUMPEL LN ✓  
 MERIDIAN, ID 83642 ✓  
 (208)888-2994 ✓

Priority Date: 03/14/1977 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

Beneficial Use

IRRIGATION ✓

From To

3/15 to 11/15

Diversion Rate

0.780 CFS ✓

Annual Volume

202.50 AF ✓

Total Diversion:

0.780 CFS ✓

202.50 AF ✓

Location of Point(s) of Diversion

GROUND WATER

CANYON County ✓

NE1/4SE1/4 ✓

Sec. 24, Twp 03N, Rge 03W, B.M. ✓

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE   | NW   | SW | SE | Totals |
|-----|-----|-----|------|------|----|----|--------|
| 03N | 03W | 24  | 31.0 | 14.0 |    |    | 45.0   |

Total Acres: 45

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 aia per acre for irrigation of the lands above.

Remarks:Comments:Dates and Other Information:

*claimed as licensed -  
 in office verification  
 by kw 9/5/06*

*Pioneer - W40  
 R65*

*per license  
 sec. "539"*

*4/1 - 10/15*

*Tributary*

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8539

WATER RIGHT NUMBER: 63-8539

|                   |                                                                              |
|-------------------|------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                      |
| Current Owner     | MARTENS FARM<br>C/O LEONARD H MARTENS<br>575 RUMPEL LN<br>MERIDIAN, ID 83642 |

Priority Date: 03/14/1977

Basis: License

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|

GROUND WATER

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | 4/01 to 10/15           | 0.780 CFS             | 202.50 AF            |
|                       | <u>Total Diversion:</u> | 0.780 CFS             | 202.50 AF            |

Location of Point(s) of Diversion

|               |            |                                 |
|---------------|------------|---------------------------------|
| GROUND WATER  | NE1/4SE1/4 | Sec. 24, Twp 03N, Rge 03W, B.M. |
| CANYON 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 |        |
| 03N | 03W | 24  |    |    |    |    |    |    |    |    |    |    |    |    | 31.0 | 14.0 |    |    | 45.0   |

Total Acres: 45

Conditions of Approval:

1. R32 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 irrigation of the lands above.

Remarks:Comments:

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**

License of Water Right No. 63-8539 Priority March 14, 1977 Amount .78 cfs

THIS IS TO CERTIFY, that MARTENS FARM C/O LEONARD MARTENS  
of Nampa, Idaho, has complied with the terms and conditions of Permit  
No. 63-8539 issued pursuant to Application for Permit dated March 14, 1977,  
and has submitted proof to the Department of Water Resources on April 28, 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 .78 cfs 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          |
|-------------------|-----------------------------------|-------------------------|------------------------|
| <u>Irrigation</u> | <u>from April 1 to October 15</u> | <u>at .78 cfs and</u>   | <u>202.5 acre feet</u> |
| _____             | <u>from _____ to _____</u>        | <u>at _____ cfs and</u> | _____                  |
| _____             | <u>from _____ to _____</u>        | <u>at _____ cfs and</u> | _____                  |

(both dates inclusive)

Subject, however, to the condition that no more than .78 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  
202.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 24, Twp. 3N,  
Rge. 3W, B.M. in the County of \_\_\_\_\_ Canyon

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 3N   | 3W    | 24   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 31               | 14               |                  |                  | 45     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 45

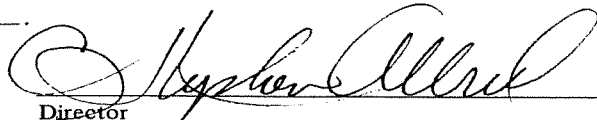
The rate of diversion of water for irrigation under this license and all other  
water rights on the same land shall not provide more than 0.02 cubic feet per  
second per acre nor more than 4.5 acre feet per acre/annum.

**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 26 day of  
January, 19 81.

Director



**RECORDED**

1. Name of permit holder Martens Farm  
Post office address 575 Rumpel Ln., Meridian, ID 83612 Phone \_\_\_\_\_  
Person to contact Bertha Rumpel Phone \_\_\_\_\_

3. Water will be used for the following purposes:

Period of Use: from 4/01 to 10/15  
(mo.-day) inclusive (mo.-day)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Permit No. 63-8539

Examination for 6/4

4. Total amount to be appropriated:

Max Rate of Diversion 2.1 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3n N/S, Range 360 E/W, B.M., Section 24, Subdivision Ne  $\frac{1}{4}$  Se  $\frac{1}{4}$ , Chapman County

Township\_\_\_\_\_N/S, Range\_\_\_\_\_E/W, B.M., Section\_\_\_\_\_, Subdivision\_\_\_\_\_1/4\_\_\_\_\_1/4,\_\_\_\_\_

Township \_\_\_\_\_ N/S. Range \_\_\_\_\_ E/W. B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: 12" x 78' well, 5hp elec. mtr.  
6" pipe

Measuring device required:    yes ☒    no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE

45. 4

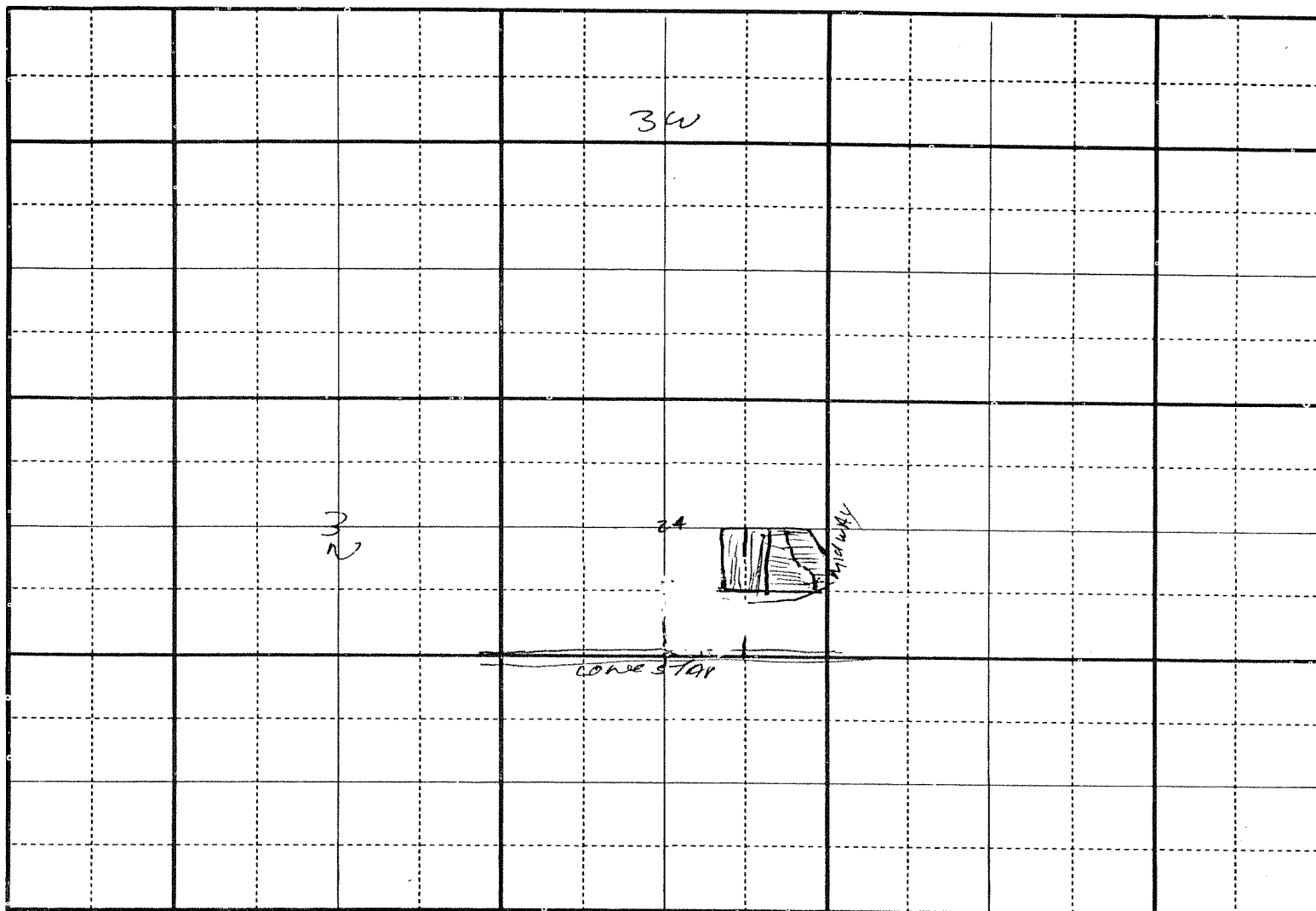


Diagram of System

DATE OF EXAM 2 AUG

JOHN J MARTENS 6.5

ACREAGE  
Found 45.4  
Recommended 45.4 > ROUND TO 45 AC

Irrigation Requirement 4.5 Ac Ft/Ac

USE  
Irrigation Q = .78 c.f.s. V = 202.5 AF/Ann. from 3-15 to 11-15  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes X no X

Name source: PHYLLIS CANAL  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County

Exchange? yes \_\_\_\_\_ no \_\_\_\_\_

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County

Point of injection:  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County

Point of exchange:  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County

Total Q measured .78 Method of measurement ORIFICE & PIEZOMETER

Total Q recommended .78 Meter No. \_\_\_\_\_ Type PIEZOMETER Condition O.K.

Total V recommended 204.3

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None X

MEASUREMENT CALCULATION:

6" pipe 5" orifice 8" head = 350 gpm = .78 CFS  
45 AC x .02 cfs/AC = 0.90 cfs 446.8

V = .78 x 245 day x 1.9835 = 379.0 / 45 AC x 4.5 in 100 = 202.5

SYSTEM DESCRIPTION:

5 HP 78' STATIC AT 12' pump into 6" pipe  
into concrete ditch w/ siphon tubes

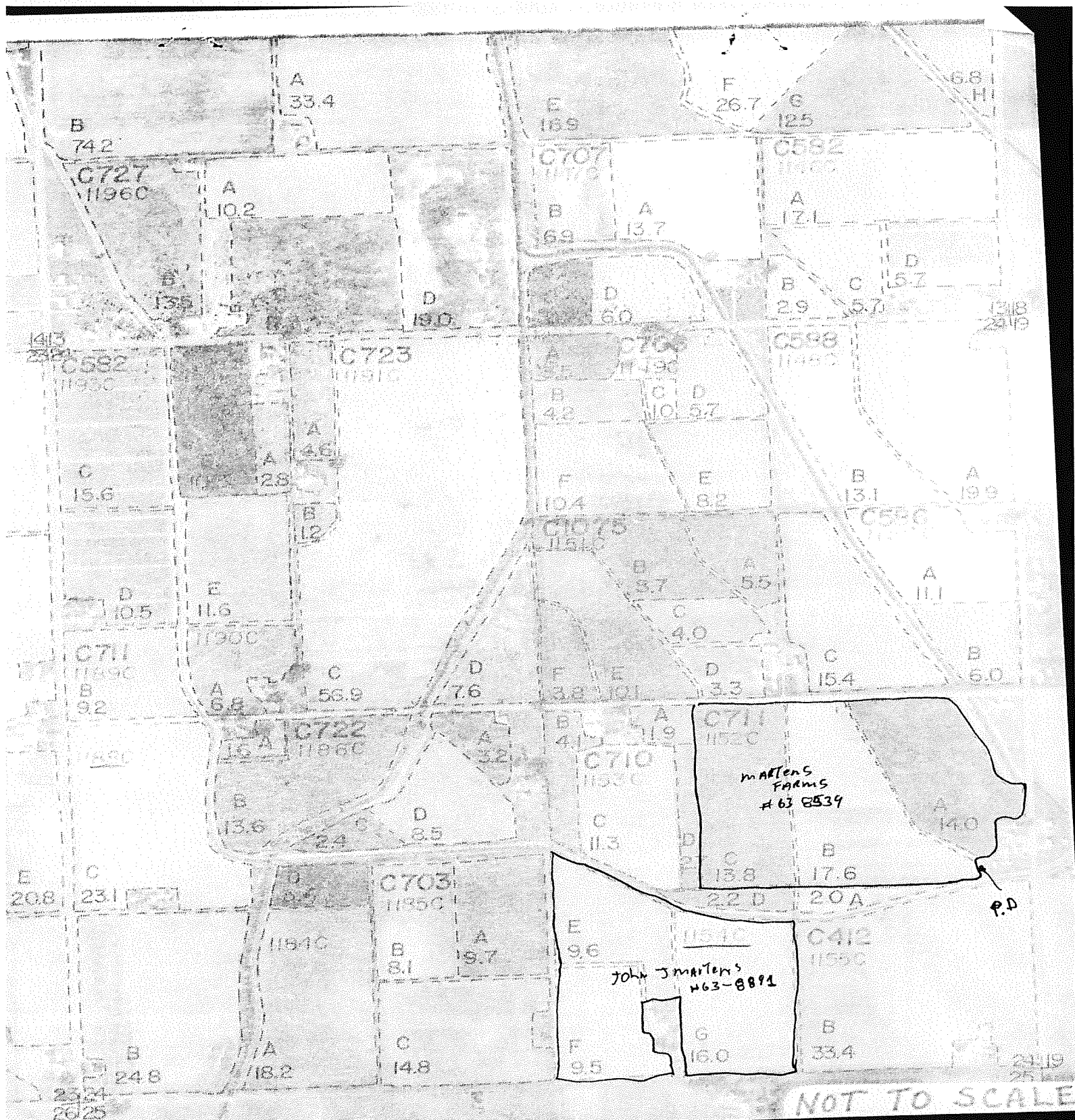
REMARKS:

Recommend beneficial use for irrigation w/ condition  
for use w/ canal water.

Examiner's Signature Carl E. Martin Date 2 AUG 1980

Checked by D. J. S. Date 8/26/80

Approved by Robyn Date 11/7/81



Identification No. \_\_\_\_\_

Application No. 63-8539

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

(IN CARE OF LEONARD H. MARTENS)

1. Name of applicant MARTENS FARM Phone: 466-4981  
post office address RT #1, Box 1340 Nampa, Idaho 83651

2. Source of water supply WELL (GROUND WATER) which is a tributary of \_\_\_\_\_

3. a. Location of point of diversion is NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 24 Township 3N  
Range 3W B.M. Canyon County; additional points of diversion if any: \_\_\_\_\_

b. If water is not consumed, it will be discharged into Jonah Drain at a point in NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 24 Township 3 Range 3 B.M. \_\_\_\_\_

4. Water will be used for the following purposes: also some will be dropped on upper Embury Creek drain in SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of SEC. 24 SAME as existing water right.

Amount 16.5 for irrigation purpose from Apr 1 to Oct 15 (both dates inclusive)

Amount 1.1 for irrigation purpose from " to " (both dates inclusive)

Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

5. Total quantity to be appropriated:

a. 1.1 cubic feet per second and/or

b. 165-200 acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well would drop water into existing structures

b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_

Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.

c. Proposed well diameter is 12 inches; proposed depth of well is 90 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is one year, month

b. Estimated construction cost is \$ 1800-2000.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_

(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.

(3) List number of each kind of livestock to be watered \_\_\_\_\_

(4) Name of municipality to be served \_\_\_\_\_, or number of families to be supplied with domestic water \_\_\_\_\_.

(5) If water is to be used for other purposes describe: \_\_\_\_\_

RECEIVED

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

| 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 |        |
| 3    | 3     | 24   |        |        |        |        |        |        |        |        |        |        |        |        | ✓      |        |        |        | 40     |
| 3    | 3     | 24   |        |        |        |        |        |        |        |        |        |        |        |        |        | ✓      |        |        | 15     |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 55

c. Describe any other water rights used for the same purposes as described above. Phyllis Canal owned by Pioneer Irrigation Co. Years of shut water we do not have enough water from Phyllis canal.

9. a. Who owns the property at the point of diversion MARTENS FARM IS OWNED BY \*

b. Who owns the land to be irrigated or place of use " " " "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing I farm the place and my brother and sisters have given me permission to file for permit for a well.

Leonard H Martens

10. Remarks This farm is a good place for a well because we have a rather high water table and at times water will come up in the basement of house.

Coil Broomfield will be the one to drill well and he thinks there is a lot of water available. He has drilled domestic wells in that area and they are all good wells.

\* BERTHA RUMPEL, LEWIS MARTENS, ESTHER PHILLIPS, MILDRED BARHAM AND LEONARD MARTEKS

[illegible]

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

(Applicant)

Proposed Priority 3/14/77

Received by eg Date 3/14/77 Time 10:00 A  
Preliminary check by RW Fee \$ 35 # 6791  
Receipted by CS Date March 8, 1977  
Publication prepared by lp Date 3/9/77  
Published in Idaho Free Press - Nampa, Id  
Publication dates March 17 & March 24, 1977  
Publication approved if Date 4-4-77  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by MS

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8539, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 78.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 26 day of April, 19 77.

  
\_\_\_\_\_  
Director



**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

December 27, 1999

RE: Water Right No. 63-28268

RUBEN HEREDIA  
14309 MIDWAY RD  
NAMPA ID 83651

Dear Property Owner:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

In addition, while reviewing this ownership change, it was noted that a portion of water right number A63-08539 is also covered by the Warranty Deed submitted. If you acquired all or a portion of this water right, please contact this office. I have enclosed a profile report for your review.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, 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

DB:db

Enclosures

cc: Martens Farm