

09/17/2006

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

RIGHT NUMBER: 73-12075

NAME AND ADDRESS: VIRGINIA K MARTINY
159 HOOPER LN
MAY ID 83253

SOURCE: PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.880 CFS

PRIORITY DATE: 02/10/1893

POINT OF DIVERSION:

T14N R22E S8 SWNNWN Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 05/14	0.630 CFS0.880
	05/15 07/09	CFS0.440 CFS
	07/10 10/31	

PLACE OF USE: IRRIGATION Within LEMHI County

T14N R22E S06	NESW	39.00	T14N R22E S06	NWSE	2.40
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41.4 ACRES TOTAL

Right Nos. 73-12069 and 73-12075 are limited to the irrigation of a combined total of 82.3 acres in a single irrigation season.

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 - Decreed

This right is a split from former right 73-43 .

Source is also known as Spring Creek.



Idaho Department of Water Resources

SRBA Recommendation:

73-12075

Legend

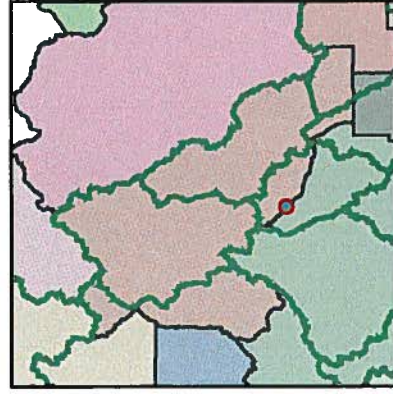
● Point of Diversion

□ Place of Use

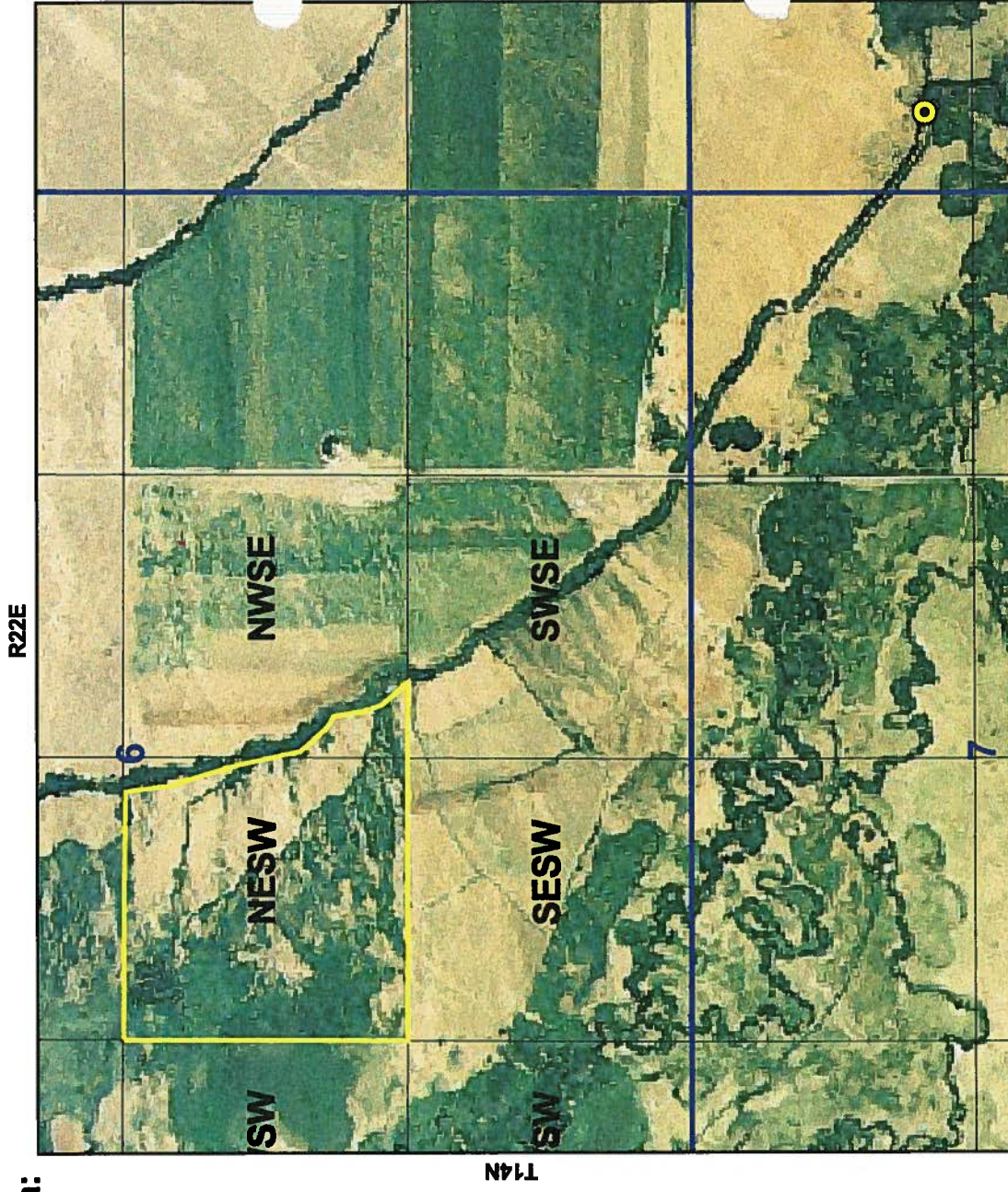
□ Townships

□ PLS Sections

□ Quarter Quarters



Lemhi County
IDWR Basin 73



0 0.3 0.6 Miles

Prepared by R. Brown
On Sunday, September 17, 2006
1987/88 Aerial Photography

Water Right Number:

73-43

Season: 4/1-5/14

Diversion Rate: 2 CFS

2 CFS

Reviewer Name: _____ **R. Brown**

R. Brown

Date: 9/17/2006

9/17/2006

Acreage Analysis

[illegible]

Division Rate: 2 CFS
Reviewer Name: R. Brown
Date: 38977

(38.7 ac & 0.59 cfs)

(26.3 ac & 0.40 cfs)

(0.0 ac & 0.00 cfs)

(41.4 ac & 0.63 cfs)

(25.0 ac & 0.38 cfs)

(131.4 ac & 2.00 cfs)

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
73-43	2	131.4	0.015
73-12072	0.59	38.7	0.015
73-12073	0.40	26.3	0.015
73-12074	0.00	0	
73-12075	0.63	41.4	0.015
73-12076	0.38	25	0.015

Water Right Number:

73-43

Season: 5/15-7/9

Diversion Rate: 2.8 CFS

2.8 CFS

Reviewer Name: _____ **R. Brown**

R. Brown

Date: 9/17/2006

9/17/2006

Acreage Analysis

[illegible]

73-43

2.8 CFS

R. Brown

38977

Summary

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
73-43	2.8	131.4	0.021
73-12072	0.82	38.7	0.021
73-12073	0.56	26.3	0.021
73-12074	0.00	0	
73-12075	0.88	41.4	0.021
73-12076	0.53	25	0.021

Water Right Number:

73-43

Season: 7/10-10/31

Diversion Rate: 1.4 CFS

1.4 CFS

Reviewer Name: _____ **R. Brown**

R. Brown

Date: 9/17/2006

/17/2006

Acreage Analysis

[illegible]

Water Right Number: 73-43

Diversion Rate: 1.4 CFS

Reviewer Name: R. Brown

Date: 38977

Split Tree

73-12072 (38.7 ac & 0.41 cfs)	
73-12073 (26.3 ac & 0.28 cfs)	
73-12074 (0.0 ac & 0.00 cfs)	
73-12075 (41.4 ac & 0.44 cfs)	
73-12076 (25.0 ac & 0.27 cfs)	
73-43 (131.4 ac & 1.40 cfs)	

Summary

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
73-43	1.4	131.4	0.011
73-12072	0.41	38.7	0.011
73-12073	0.28	26.3	0.011
73-12074	0.00	0	
73-12075	0.44	41.4	0.011
73-12076	0.27	25	0.011

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 73-12075
Date Received: 5/2/1990
Receipt No:
Received By:

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

1. Name of Claimant(s)

VIRGINIA K MARTINY Phone: (208)876-4235

159 HOOPER LN
MAY ID USA 83253

2. Date of Priority: 02/10/1893

3. Source: SPRING CREEK Trib. to: PAHSIMEROI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	22E	8	SW NW NW	LEMHI	

5. Description of diverting works:

HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	05/14	0.47	
IRRIGATION	05/15	07/09	0.66	
IRRIGATION	07/10	11/01	0.33	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	22E	6	NE	SW	IRRIGATION	40
			SW	SE	IRRIGATION	16.6
					Section Acres	56.6
					Total Acres	56.6

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

P/D NOT SPECIFIED AMOUNT DECREED = 0.02CFS/IRRIGATED ACRES

This right is a split from former right 73-43.

15. Basis of Claim: Decreed

SCANNED

AUG 29 2001

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: A73-00043

Date Received: 5/02/1990

Receipt No: MO06862

Received By: DAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GILMAN MARTINY 208-876-4403
Address: HC 62 BOX 2270
MAY, ID 83253

OR

Name: JIM MARTINY 208-876-4403
Address: HC 62 BOX 2270
MAY, ID 83253

2. Date of Priority: FEB 10, 1893

3. Source: SPRING CREEK Trib. to: PAHSIMEROI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	22E	8	SW	NW	NW		LEMHI

5. Description of diverting works:
HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	05/14	2.000		
IRRIGATION	05/15	07/09	2.800		
IRRIGATION	07/10	11/01	1.400		

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

A.F.A.

8. Total consumptive use is 840.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

A73-00043

Page

1

Date: 05/02/90

A7300043



MICROFILMED

DEC 14 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	22E	6	NE SW		IRR	40.0
			NW SW		IRR	40.0
			SW SW		IRR	40.0
			SE SW		IRR	40.0
			SW SE		IRR	40.0
					Section Acres	200.0
		7	NW NE		IRR	40.0
					Section Acres	40.0
					Total Acres	240.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/D NOT SPECIFIED
AMOUNT DECREED = 0.02CFS/IRRIGATED ACRES

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

<u>J.B. MORROW</u>	vs	<u>JOSEPH WAGONER</u>
Decree Plaintiff		Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Jim Martiny Date: May 2, 1990
Date:

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of May 19 90
Seal

Bruce A. Schell
Notary Public

Residing at Boise Idaho
My Commission Expires 4/11/95

85
2255

POD
00085

BM
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LANE

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POD

Polish

BM 165

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19

MAY 52

MICROFILMED
DEC 14 1992