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Department of Water Resources

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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

) Subcase: 36-15091

Case No. 39576

)
) PRELIMINARY MASTER REPORT
) AND RECOMMENDATION
)
)
)

FINDING OF FACT

James and Susan Martin filed their *Notice of Claim to a Water Right Acquired Under State Law* on August 31, 1988, claiming .06 cfs of groundwater for domestic and stockwater uses year 'round based on beneficial use. On November 2, 1992, the Director of The Idaho Department of Water Resources filed his *Director's Report for Reporting Area 3 (Basin 36)* recommending the water right as claimed.

The claimants filed their *Objection* on May 24, 1993, objecting to quantity, purpose of use, period of year, consumptive use, remarks and other. The Director's *Response to Objection*, filed August 31, 1993, proposed no changes to his recommendations. On November 3, 1995, the claimants and IDWR filed a *Standard Form 5*.

CONCLUSIONS OF LAW

The claimants are entitled to a water right as described in the *Standard Form 5*.

RECOMMENDATION

It is recommended that James and Susan Martin be adjudicated the following water right under claim no. 36-15091:

Name and address of claimant:

**James and Susan Martin
Box 356
Hagerman, ID 83332**

Source of water:

Groundwater

Quantity of water used:

**Domestic- .04 cfs
Stockwater- .02 cfs
Total quantity- .06 cfs**

Date of priority:

June 10, 1970

Point of diversion:

**T 7S, R 13E, § 11, B.M., Gooding County, Idaho,
SE¼SE¼SW¼**

Purpose of use:

Domestic and stockwater

Period of use:

January 1 to December 31

Place of use:

**T 7S, R 13E, § 11, B.M., Gooding County, Idaho.
SE¼SW¼
Parcel no. RP07S13E118750**

Conditions on exercise of water right:

None

Remarks or other matters necessary for definition of the right, for clarification of any element of the right, or for administration of the right by the director:

None

DATED April 30, 1996.



**TERRENCE A. DOLAN
Special Master, Reporting Area 3
Snake River Basin Adjudication**

RECORDED IN SNAKE RIVER BASIN ADJUDICATION

NYA 3 - 1839

**PRELIMINARY MASTER REPORT
AND RECOMMENDATION
4/30/96**