

# Memorandum

Date: October 21, 2010

To: File 11-7051

From: Craig L. Saxton *CLS*

RE: Review - Reinstatement of permit 11-7051

.....

Licensing FE for 11-7025 conducted on 8-6-1974. The field examiners map shows that 9 more acres than were permitted under 11-7025 were found to be irrigated within the authorized POU for 11-7025. One (1) acre was found to be irrigated in the NESE of Section 15 that wasn't permitted under 11-7025 or 11-7051.

On January 6, 1975, in response to a letter from J. Weston Martineau where he disagreed with the number of irrigated acres licensed under 11-7025, Bob Fleenor informed Mr. Martineau that at least 10 more acres were found to be irrigated but couldn't be licensed under 11-7025 because it exceeded the limit of the permitted acres. Mr. Fleenor stated that the 10 acres could be included when a license is issued for 11-7051.

In 1976, Charles Lee Nelson purchased the property and did not submit proof for 11-7051 which was due March 1, 1979.

The 10 additional acres that were found during the licensing field exam for 11-7025 were not entirely within the permitted POU for 11-7051 but could have been accounted for with an amendment.

The field exam map indicates that • 33 acres in the NENW was irrigated at the time of the field exam by the same well used by 11-7025, but that the acreage was covered by another permit (11-7051).

The field examiner verified beneficial use of water for domestic purposes for two homes. Permit 11-7051 was permitted for 0.08 cfs for domestic purposes therefore it would appear that the permit was for more than one home.

Beneficial use of water developed within the authorized development period for 11-7051:

Domestic use: 2 Homes

Irrigation: 33 acres NENW S.14  
5 acres NWSW S.14 (outside of the permitted POU)  
4 acres SENE S.15  
1 acre NESE S.15 (outside of the permitted POU)  
43 acres total.

No additional diversion rate above that which was licensed under 11-7025 can be verified at this time.

Without additional information, we could re-instate permit 11-7051 for the following:

Domestic Use: 0.04 cfs (two homes internal use only)

Irrigation: 0.74 cfs (37 acres)

Total: 0.78 cfs

Condition: Right 11-7025 and 11-7051 limited to total combine diversion rate of 2.0 cfs.

Condition 01B does not need to be carried to the license. No measuring device required.

January 6, 1975

Mr. J. Weston Martineau  
Route #1  
Montpelier, ID 83254

Dear Mr. Martineau:

Your December 27th letter contesting the issuance of a water right license on your Permit No. 11-7025 has been reviewed, and the facts you set forth agree essentially with our records.

However, at this time, we are proposing to license only Permit No. 11-7025, on which you requested the irrigation of 153 acres. Therefore, this license cannot be issued for the irrigation of more than the permitted 153 acres.

The examiner found that you were irrigating at least ten more acres, but these acres will be included when a license is issued on your Permit No. 11-7051. You have until March 1, 1979, to complete your project and irrigate the 65 acres of land included under this permit.

We hope this explains the current status of your two permits, and the reason the license is proposed for the irrigation of 153 acres of land.

If you still disagree with our findings, please let us know within 10 days, or we will issue the license as proposed in our December 23, 1974, letter.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jg

MICROFILMED

Montpelier Idaho

Dec 27, 1974

RECEIVED

DEC 30 1974

Department of Water Resources

State of Idaho  
Dept of Water Resources  
 Boise Idaho.  
Mr Bobby D Olenor  
Chief of Water Rights

Dear Sir.

I received your letter as of Dec 23, 1974. and I am writing to contest the the findings put forward therein.

I have 224 acres to irrigate instead of 153. I also asked for a permit for stock and domestic water when I applied for additional water to irrigate the acreage not originally called for in the first permit # 11-7025. The second permit is # 11-7051. I am enclosing a map of the land the intended water is to irrigate.

I think there must have been some mixup in the acreage.

Awaiting your reply

I remain

Robert Martinson  
RT 1

Montpelier Ida 83254

RECEIVED

1-555 : 212

100  
 101  
 102  
 103  
 104  
 105  
 106  
 107  
 108  
 109  
 110  
 111  
 112  
 113  
 114  
 115  
 116  
 117  
 118  
 119  
 120  
 121  
 122  
 123  
 124  
 125  
 126  
 127  
 128  
 129  
 130  
 131  
 132  
 133  
 134  
 135  
 136  
 137  
 138  
 139  
 140  
 141  
 142  
 143  
 144  
 145  
 146  
 147  
 148  
 149  
 150  
 151  
 152  
 153  
 154  
 155  
 156  
 157  
 158  
 159  
 160  
 161  
 162  
 163  
 164  
 165  
 166  
 167  
 168  
 169  
 170  
 171  
 172  
 173  
 174  
 175  
 176  
 177  
 178  
 179  
 180  
 181  
 182  
 183  
 184  
 185  
 186  
 187  
 188  
 189  
 190  
 191  
 192  
 193  
 194  
 195  
 196  
 197  
 198  
 199  
 200  
 201  
 202  
 203  
 204  
 205  
 206  
 207  
 208  
 209  
 210  
 211  
 212  
 213  
 214  
 215  
 216  
 217  
 218  
 219  
 220  
 221  
 222  
 223  
 224  
 225  
 226  
 227  
 228  
 229  
 230  
 231  
 232  
 233  
 234  
 235  
 236  
 237  
 238  
 239  
 240  
 241  
 242  
 243  
 244  
 245  
 246  
 247  
 248  
 249  
 250  
 251  
 252  
 253  
 254  
 255  
 256  
 257  
 258  
 259  
 260  
 261  
 262  
 263  
 264  
 265  
 266  
 267  
 268  
 269  
 270  
 271  
 272  
 273  
 274  
 275  
 276  
 277  
 278  
 279  
 280  
 281  
 282  
 283  
 284  
 285  
 286  
 287  
 288  
 289  
 290  
 291  
 292  
 293  
 294  
 295  
 296  
 297  
 298  
 299  
 300  
 301  
 302  
 303  
 304  
 305  
 306  
 307  
 308  
 309  
 310  
 311  
 312  
 313  
 314  
 315  
 316  
 317  
 318  
 319  
 320  
 321  
 322  
 323  
 324  
 325  
 326  
 327  
 328  
 329  
 330  
 331  
 332  
 333  
 334  
 335  
 336  
 337  
 338  
 339  
 340  
 341  
 342  
 343  
 344  
 345  
 346  
 347  
 348  
 349  
 350  
 351  
 352  
 353  
 354  
 355  
 356  
 357  
 358  
 359  
 360  
 361  
 362  
 363  
 364  
 365  
 366  
 367  
 368  
 369  
 370  
 371  
 372  
 373  
 374  
 375  
 376  
 377  
 378  
 379  
 380  
 381  
 382  
 383  
 384  
 385  
 386  
 387  
 388  
 389  
 390  
 391  
 392  
 393  
 394  
 395  
 396  
 397  
 398  
 399  
 400  
 401  
 402  
 403  
 404  
 405  
 406  
 407  
 408  
 409  
 410  
 411  
 412  
 413  
 414  
 415  
 416  
 417  
 418  
 419  
 420  
 421  
 422  
 423  
 424  
 425  
 426  
 427  
 428  
 429  
 430  
 431  
 432  
 433  
 434  
 435  
 436  
 437  
 438  
 439  
 440  
 441  
 442  
 443  
 444  
 445  
 446  
 447  
 448  
 449  
 450  
 451  
 452  
 453  
 454  
 455  
 456  
 457  
 458  
 459  
 460  
 461  
 462  
 463  
 464  
 465  
 466  
 467  
 468  
 469  
 470  
 471  
 472  
 473  
 474  
 475  
 476  
 477  
 478  
 479  
 480  
 481  
 482  
 483  
 484  
 485  
 486  
 487  
 488  
 489  
 490  
 491  
 492  
 493  
 494  
 495  
 496  
 497  
 498  
 499  
 500  
 501  
 502  
 503  
 504  
 505  
 506  
 507  
 508  
 509  
 510  
 511  
 512  
 513  
 514  
 515  
 516  
 517  
 518  
 519  
 520  
 521  
 522  
 523  
 524  
 525  
 526  
 527  
 528  
 529  
 530  
 531  
 532  
 533  
 534  
 535  
 536  
 537  
 538  
 539  
 540  
 541  
 542  
 543  
 544  
 545  
 546  
 547  
 548  
 549  
 550  
 551  
 552  
 553  
 554  
 555  
 556  
 557  
 558  
 559  
 560  
 561  
 562  
 563  
 564  
 565  
 566  
 567  
 568  
 569  
 570  
 571  
 572  
 573  
 574  
 575  
 576  
 577  
 578  
 579  
 580  
 581  
 582  
 583  
 584  
 585  
 586  
 587  
 588  
 589  
 590  
 591  
 592  
 593  
 594  
 595  
 596  
 597  
 598  
 599  
 600  
 601  
 602  
 603  
 604  
 605  
 606  
 607  
 608  
 609  
 610  
 611

- 847-1467

- (name spring, stream, etc.)

- 2 mi south of Montpelier  
1st houses on the left mobile  
homes

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

---

- Max Rate of Diversion 3.0 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

- Township 13S N/S, Range 44E E/W, B.M., Section 14, Subdivision SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Bear Lake County  
 Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_ County  
 Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_ County

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

Description of diverting works: 8" pump, 75 hp elec. motor, 16" well casing, 150' depth.

300-500 gal/min

6. Lands to be irrigated or place of use.

12-11-50

153

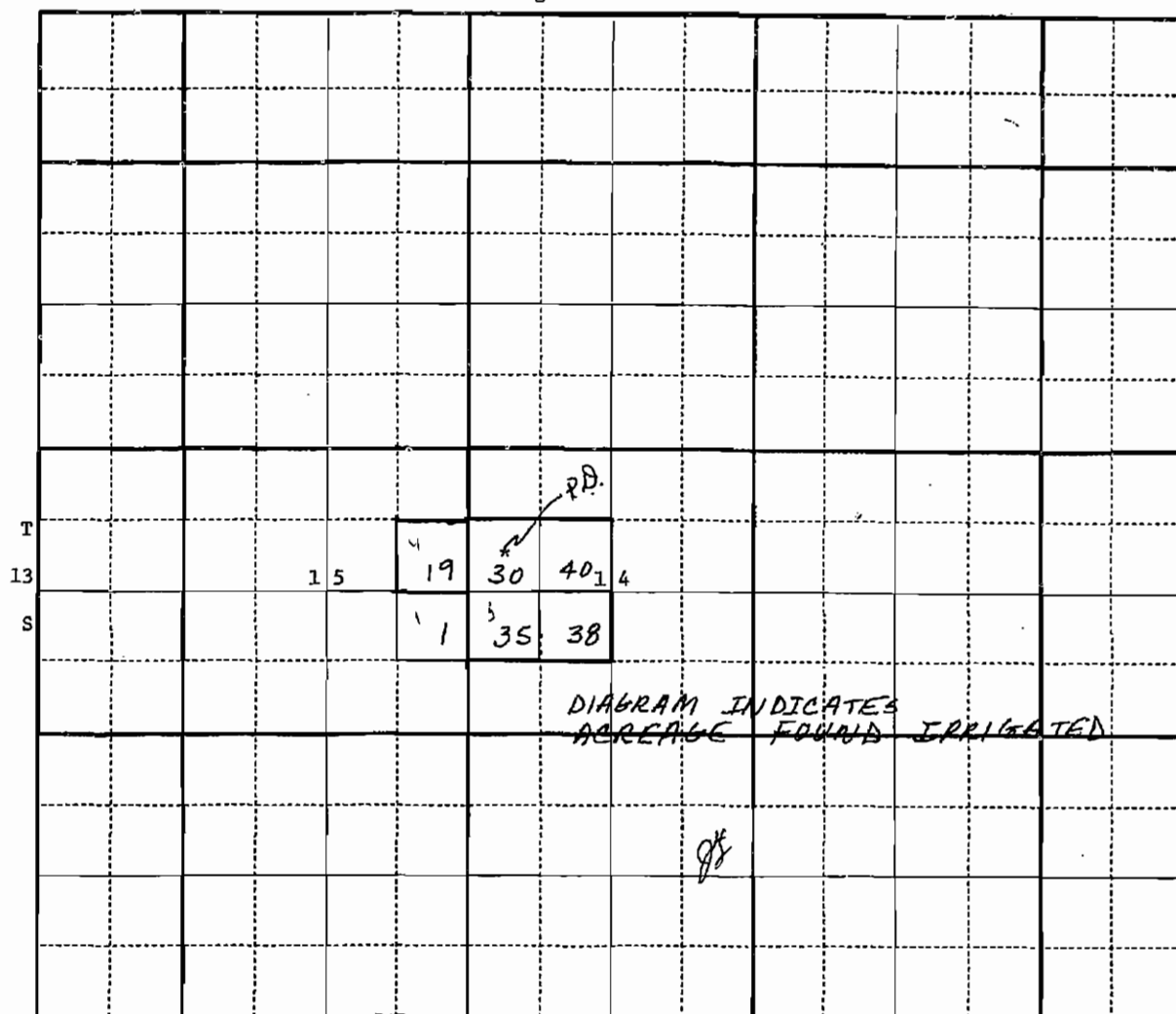
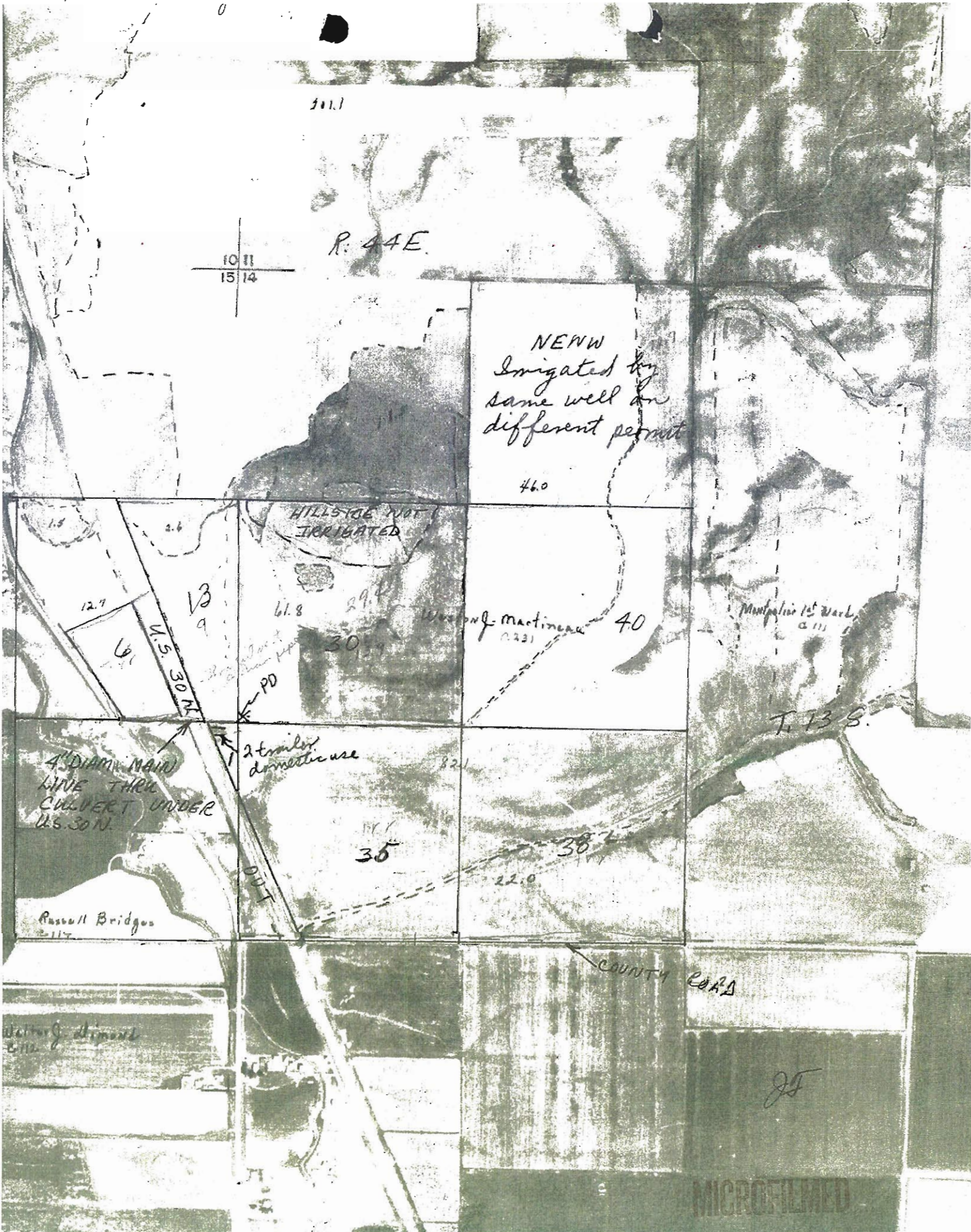


Diagram of System



DATE OF EXAM Aug 6, 1974

ACREAGE

Found 163  
Recommended 153

Irrigation Requirement 3 Ac Ft/Ac

USE

Irrigation Q = 1.97 c.f.s. V = 459.0 AF/Ann. from May 15 to Sept 15  
~~Domestic Q = .28 c.f.s. V = 2.4 AF/Ann. from Jan 1 to Dec 31~~  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

No - domestic is covered by 11-7051

Is water co-mingled? yes \_\_\_\_\_ no ✓

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

Exchange? yes \_\_\_\_\_ no ✓

Name source exchanged with: N/A  
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. N/A, 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 1.97 CFS. Method of measurement Petot tube

Total Q recommended 2.05 CFS Meter No. M0538971 Type Badger Condition not operating

Total V recommended 461.4 AF/Ann

Recommended Amendments: Not needed included under permit 11-7051

P.D.

Place of Use See remarks for expansion  
Other Change in nature of use to include domestic see remarks  
None ✓

MEASUREMENT, CALCULATION:

2 - 1/4 mi. wheel lines, 32 nozzles/line 1/64" D. 64 x 6.01 gal/min = 385 gal/min  
1 - 1/4 mi. hand line 1/64" D. 33 nozzles/line 33 x 6.01 gal/min = 198 "  
1 - 1/2 mi. 50 heads 1/64" D. 50 x 6.01 gal/min = 301 "  
50 psi average through system  
All model 30 Rainbirds  
884 gal/min ÷ 448.8 = 1.97 CFS  
V = (153)(3) = 459 < (1.97)(19835)(123 days) = 481

SYSTEM DESCRIPTION:

75 HP Newman Motor #V1116203 with Johnston pump  
#GE14092 Static water 32' Drawdown 5' Total depth 150'  
8" discharge south thru meter to buried main east  
west

REMARKS:

System shown by Mr. Martineau  
Domestic use for 2 single family dwellings  
On the following acreage should irrigated in addition to permit:  
4 acres in SE 1/4 NE 1/4 Sec 15, 1 acre in NE 1/4 SE 1/4 S. 15, & 5 acres in  
NW 1/4 SW 1/4 Sec 14, all in Twp 13 S. R. 44 E.

Examiner's Signature John Ferchauer Date Aug 6, 1974

Checked by L O Hulme Date Sept 9, 1974

Approved by \_\_\_\_\_ Date \_\_\_\_\_

UNRECORDED