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JUL 21 2009

Page 1

WATER RESOURCES  
WESTERN REGION

Ident. No. 63-33147

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

1. Name: STEVEN L MARTINEAU  
6814 LYNWOOD RD  
NAMPA ID 83686  
(208) 941-4516  
AND

VICKI D MARTINEAU  
6814 LYNWOOD RD  
NAMPA ID 83686  
(208)466-1948

2. Source: GROUND WATER

3. Location of Point of Diversion:

#1 GROUND WATER  
CANYON County

SW1/4SW1/4

Sec. 35, Twp 02N, Rge 02W, B.M.

4. Water will be used for the following purposes:

| <u>Purpose</u> | <u>From</u> <u>To</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|----------------|-----------------------|--------------------------|----------------------|
| IRRIGATION     | 03/01 to 11/15        | 1.42 CFS                 |                      |

5. Total quantity to be appropriated is: 1.42 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

- a. Type and size of devices used to divert water from the source: WELL & PUMP
- b. Height of storage dam \_\_\_\_\_ feet;  
Active reservoir capacity \_\_\_\_\_ acre-feet;  
Total reservoir capacity \_\_\_\_\_ acre-feet.
- c. Proposed well diameter is \_\_\_\_\_ inches;  
Proposed depth of well is \_\_\_\_\_ feet.
- d. Is ground water with a temperature of greater than 85F being sought?
- e. If well is already drilled, when? \_\_\_\_\_;  
Drilling Firm \_\_\_\_\_;  
Drilling Permit No. \_\_\_\_\_.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8.

AMENDED

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR PERMIT**

To appropriate the public water of the State of Idaho

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |      |      | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|------|------|----|----|----|----|--------|
| 02N 02W 35  | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW   | SE   | NE | NW | SW | SE | 71.0   |
|             |    |    |    |    |    |    |    |    |    |    | 32.0 | 39.0 |    |    |    |    |        |

Total Acres: 71

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

See application for extensive remarks

11. Map of proposed point of diversion and place of use attached? ☐

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.

Steven T. Martineau  
7-18-2009

Victor D. Martineau 7-18-9  
Applicant

Received by SB Date 7-21-09 Time 11:00am Preliminary check by \_\_\_\_\_  
Publication prepared by DB Date 8/12/09 Published in PRESS TRIBUNE  
Publication approved \_\_\_\_\_ DATE: \_\_\_\_\_ Date 7 AUGUST 20 & 27, 2009

Receipt No. W037108

Date: \_\_\_\_\_

Received by: \_\_\_\_\_



# Idaho Department of Water Resources

Application  
**63-33147**  
(IRRIGATION)

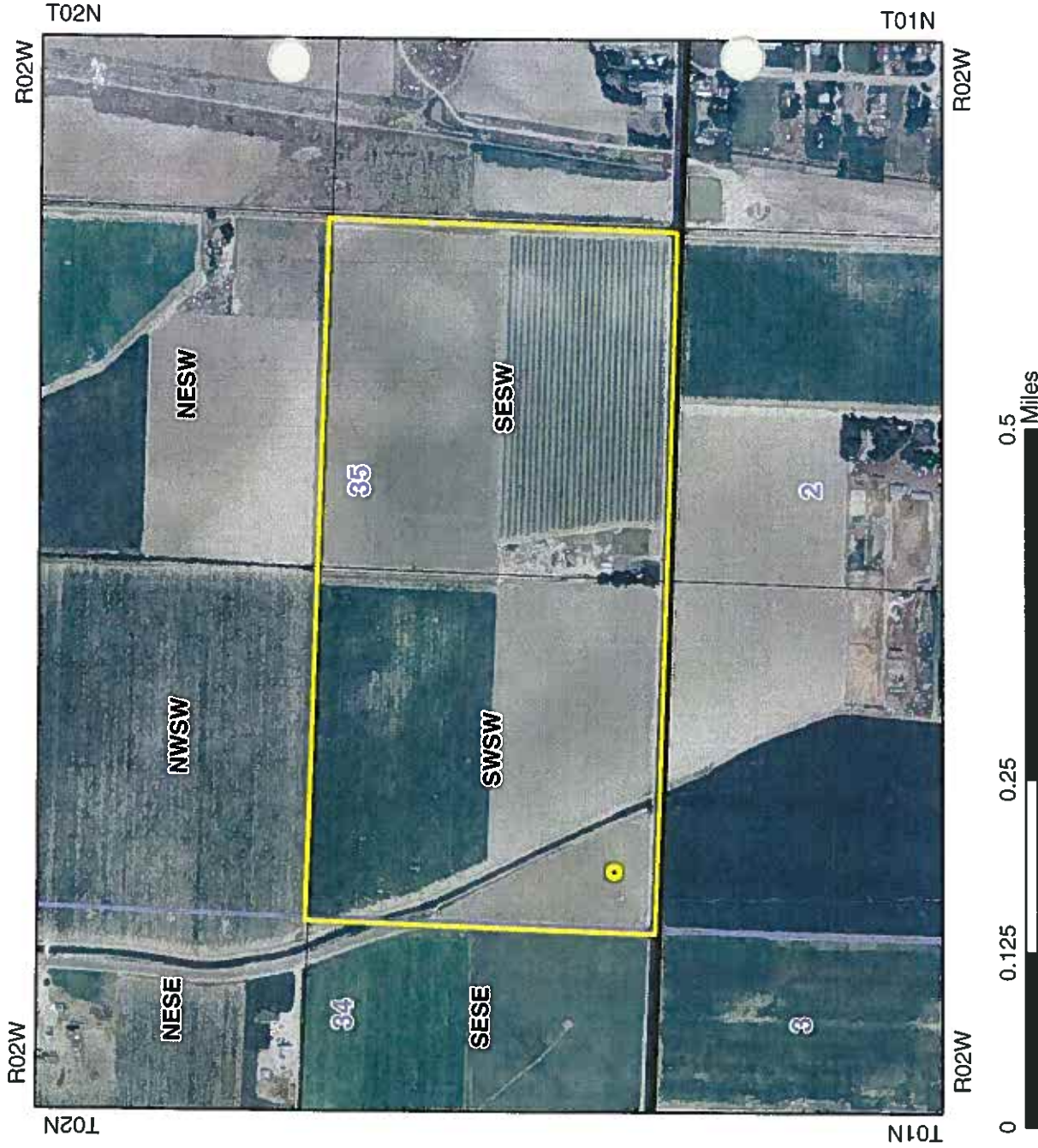
## Legend

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



Canyon County  
IDWR Basin 63

Prepared by John Westra  
On July 16, 2009  
2004 Aerial Photography



Ident. No. 63-33147

RECEIVED

DEC 18 2008

WATER RESOURCES  
WESTERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

Cell 208-941-4516

1. Name of Applicant Steven L. & Vicki D. Martineau Phone 208-466-1948  
 Mailing address 6814 Lynwood Road Nampa, Id 83686 Email stevic@heritagewifi.com
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 02N Range 02W Sec. 35 in the SW  $\frac{1}{4}$ ,  
SW  $\frac{1}{4}$ , SW  $\frac{1}{4}$ , Govt. Lot -, B.M., CANYON County;  
 additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 6.42 for IRRIGATION purposes from 03/01 to 11/15 (both dates inclusive)  
 (cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 (cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 (cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 (cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 (cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 (cfs or acre-feet per year)

5. Total quantity to be appropriated is (a)
- 1.42
- and/or (b) \_\_\_\_\_
- 
- cubic feet per second acre feet per year

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source well & Pumpb. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet;  
 total reservoir capacity \_\_\_\_\_ acre-feet

c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet

d. Is ground water with a temperature of greater than 85°F being sought? \_\_\_\_\_

e. If well is already drilled, when? 5/28/90; Drilling firm ADAMSON Pump DrillWell was drilled for (well owner) DALE LIVINGSTON; Drilling Permit No. 63-90-W-025

7. Time required for completion of works and application of water to proposed beneficial use is
- 1
- years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. \_\_\_\_\_
- b. Stockwatering; list number and kind of livestock. \_\_\_\_\_
- c. Municipal; show name of municipality. \_\_\_\_\_
- d. Domestic; show number of households. \_\_\_\_\_
- e. Other; describe fully. \_\_\_\_\_

9. 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 the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RGE | SEC | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |               |    | TOTALS |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---------------|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW            | SE |        |
| 02N | 02W | 35  |    |    |    |    |    |    |    |    |    |    | 32 | 39 |    |    | <del>38</del> |    | 71     |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |               |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |               |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |               |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |               |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |               |    |        |

Total number of acres to be irrigated: 71

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? Boise-Kuna Irrigation District - Code 643

11. a. Who owns the property at the point of diversion? APPLICANT  
b. Who owns the land to be irrigated or place of use? APPLICANT  
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: \_\_\_\_\_

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. See ATTACHED

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Steven L. Martineau  
Vicki D. Martineau  
Signature of Applicant

STEVEN L. MARTINEAU  
VICKI D. MARTINEAU  
Print Name (and title, if applicable)

**For Department Use:**

Received by JAC Date Dec. 18, 08 Time 11:11 Preliminary check by \_\_\_\_\_  
Fee \$ 290.00 Receipted by gan Receipt No. W037108 Date 12-18-08

#### QUESTION NO. 12

I would like to apply for a permit on this farm, because of the existing well on this property. I was in the process of selling the most SW part of this farm one year ago. This contained the existing well and approximately 6 acres (everything west of the East Madden canal). I went through the process of splitting the existing water rights from this parcel and the rest of the farm. I then transferred the remaining water rights to another farm because I anticipated the split in the property would leave me with no well on the remaining property. I figured the new farm could better utilize the water rights remaining. After the sale of the parcel failed, the water rights had already been transferred. I was advised to submit for new supplemental rights and utilize the existing well. If I am successful in getting the permit and then in the future selling the parcel again, I will ask for a new point of diversion at that time and drill a new well on this new permit, to continue irrigating this 71 acres.



28.8

T5347 H/NW

Livingston Pl.  
29.0

4  
12.6

1  
20.0

5  
3.5

4  
7.3

3  
12.2

24.1

2  
5.2

7  
3.0  
8  
1.4  
9  
6.1

T5573 NW  
6.2

T3708 NW  
7.2

4  
6.3

2  
4.8

3  
4.3

820

H/NW  
6.4

2  
17.8

H/NW

T5603 H/NW

T5348 H/NW

EAST  
MADISON  
CANYON

2  
11.0

1  
10.7

well

H/NW

T5604

31.0

SEE P-15

IDAHO PRESS TRIBUNE  
AD AUTHORIZATION

Salesperson: MARISSA MCNEAL

Printed at 08/17/09 12:10 by \$LOGIN

-----  
Acct#: 29512 Ad#: 38754 Status: N  
1 IDAHO DEPT. OF WATER RESOURCES Start: 08/20/09 Stop: 08/27/09  
2735 AIRPORT WAY Times Ord: 2 Times Run: \*\*\*\*  
BOISE ID 83705 LEG 4.00 X 32.00 Words: 164  
Contact: DENISE BUFFINGTON Rate: L4 Cost: 203.94  
Phone: (208)334-2190 Class: 0001 LEGAL NOTICES  
Fax#: Descript: 63-33147  
Email: Denise.Buffington@idwr.idaho.gov Given by: \*  
Created: mmc14 08/17/09 12:06  
Agency: Last Changed: mmc14 08/17/09 12:09  
-----

PUB ZONE ED TP START INS STOP SMTWTF  
IPT A 96 S 08/20,27  
-----

AUTHORIZATION

Under this agreement rates are subject to change with 30 days notice. In the event of a cancellation before schedule completion, I understand that the rate charged will be based upon the rate for the number of insertions used.

\_\_\_\_\_  
Name (print or type)

DB  
\_\_\_\_\_  
Name (signature)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:  
63-33147

STEVEN L MARTINEAU  
VICKI D MARTINEAU  
6814 LYNWOOD RD  
NAMPA, ID 83686

Point of Diversion SWSW S35 T02N R02W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 1.42 CFS  
Total Diversion: 1.42 CFS

Date Filed: 12/18/2008

Place Of Use: IRRIGATION

T02N R02W S35 SWSW SESW

Number of Acres: 71

Water bearing zone to be appropriated is from 260 to 300 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 9/8/2009. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

August 20, 27, 2009

28754

E-mailed press Tribune ✓ ok 8/17

**Buffington, Denise**

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**From:** Buffington, Denise  
**Sent:** Wednesday, August 12, 2009 2:58 PM  
**To:** 'Legals'  
**Subject:** LEGAL NOTICES - CANYON COUNTY  
**Attachments:** Canyon County Ads - Cover Letter.doc; X-fer 73810 Ad.doc; X-fer 75674 Ad.doc; 63-32646 Ad.doc; 63-33125 Ad.doc; 63-33126 Ad.doc; 63-33130 Ad.doc; 63-33147 Ad.doc; 63-33160 Ad.doc; 63-33205 Ad.doc

Attached please find (9) legal notices being submitted for publication. If you have any questions or are not able to run the notices on the dates requested, please contact me immediately.

Thank You in advance,

Denise Buffington  
Administrative Assistant  
Dept of Water Resources  
Western Region

8/12/2009

August 12, 2009

**LEGAL NOTICE DEPARTMENT**

PRESS-TRIBUNE  
PO BOX 9399  
NAMPA, ID 83652

**RE:** Transfer No. 75674  
Water Right No(s). 63-33146

**RE:** Transfer No. 73810  
Water Right No(s). 63-3599D, 63-7825A, 63-7825C, 63-32076

**RE:** Application For Permit No.: 63-32646, 63-33125, 63-33126, 63-33130, 63-33147, 63-33160 & 63-33205

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 9/8/2009. Your cooperation is appreciated.

Sincerely,

Denise Buffington  
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

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VICKI D MARTINEAU  
6814 LYNWOOD RD  
NAMPA, ID 83686

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Place Of Use: IRRIGATION

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GARY SPACKMAN, Interim Director

Published on 8/20/2009 and 8/27/2009