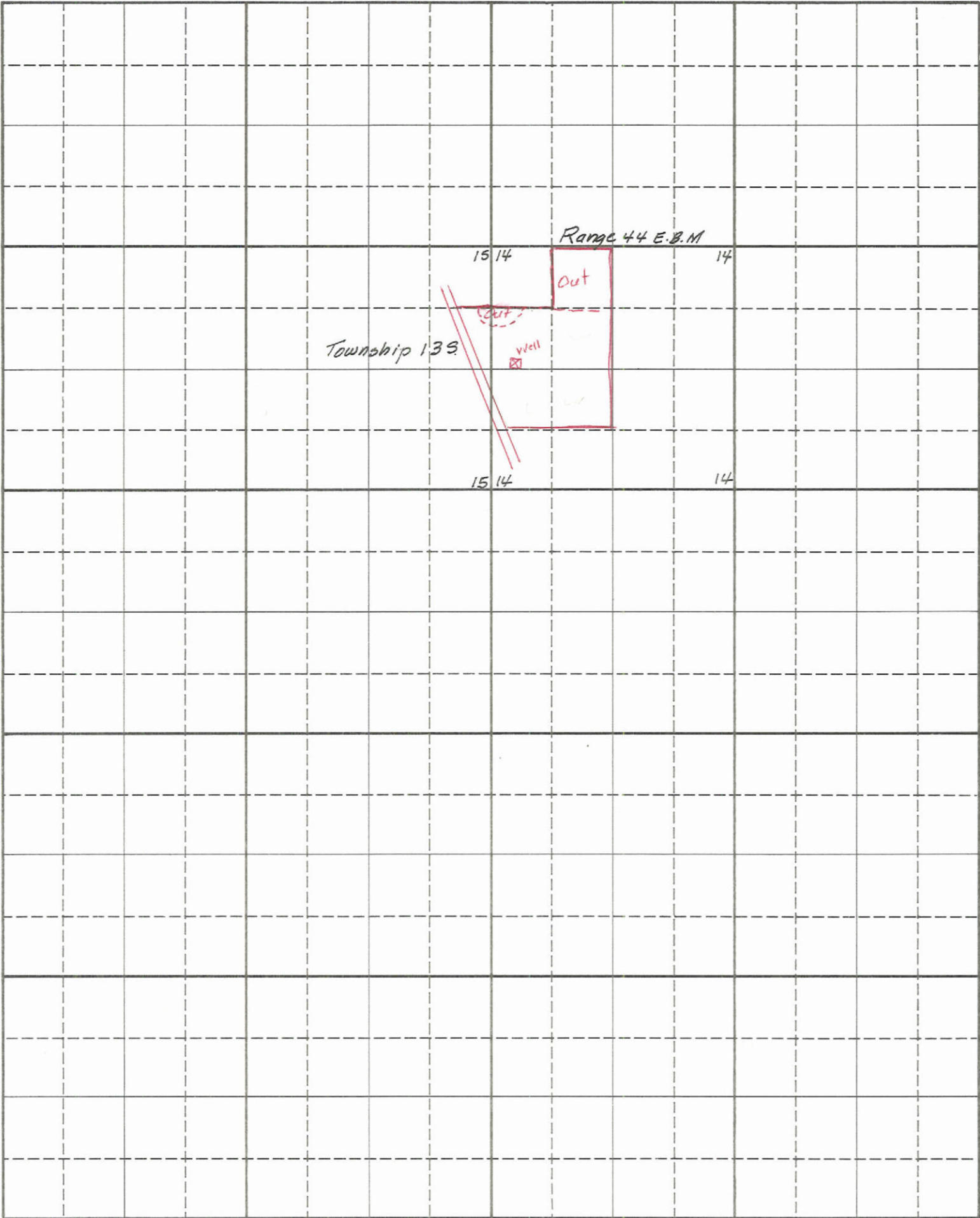


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

Weston Martineau
(Applicant)

11 7025

THE NEWS-EXAMINER

MONTPELIER, IDAHO

RECEIVED

MAR 6 1972

Department of Water Administration
Eastern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

W. Jerome Taylor

being first duly sworn, deposes and says he is
Publisher and Foreman of the News-
Examiner; that the said News-Examiner is a
weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of
general circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for two

successive weeks, commencing with the issue
dated February 10, 1972

and ending with the issue

dated February 17, 1972

W. Jerome Taylor
Publisher and Foreman

Subscribed and sworn to before me this 6th day of March, 1972.

Tom Z. Bayon
Notary Public.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. Weston Martineau, 131 North 5th, Montpelier, Idaho, has on January 27, 1972 submitted Application No. 11-7025 for a permit to appropriate 3.0 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T. 13S, R. 44E, B. M., Bear Lake County, to be used from May 15 to September 15 for the irrigation of 153 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 14; SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, T. 13S, R. 44E, B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of this permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before February 28, 1972.

R. KEITH HIGGINSON
Director

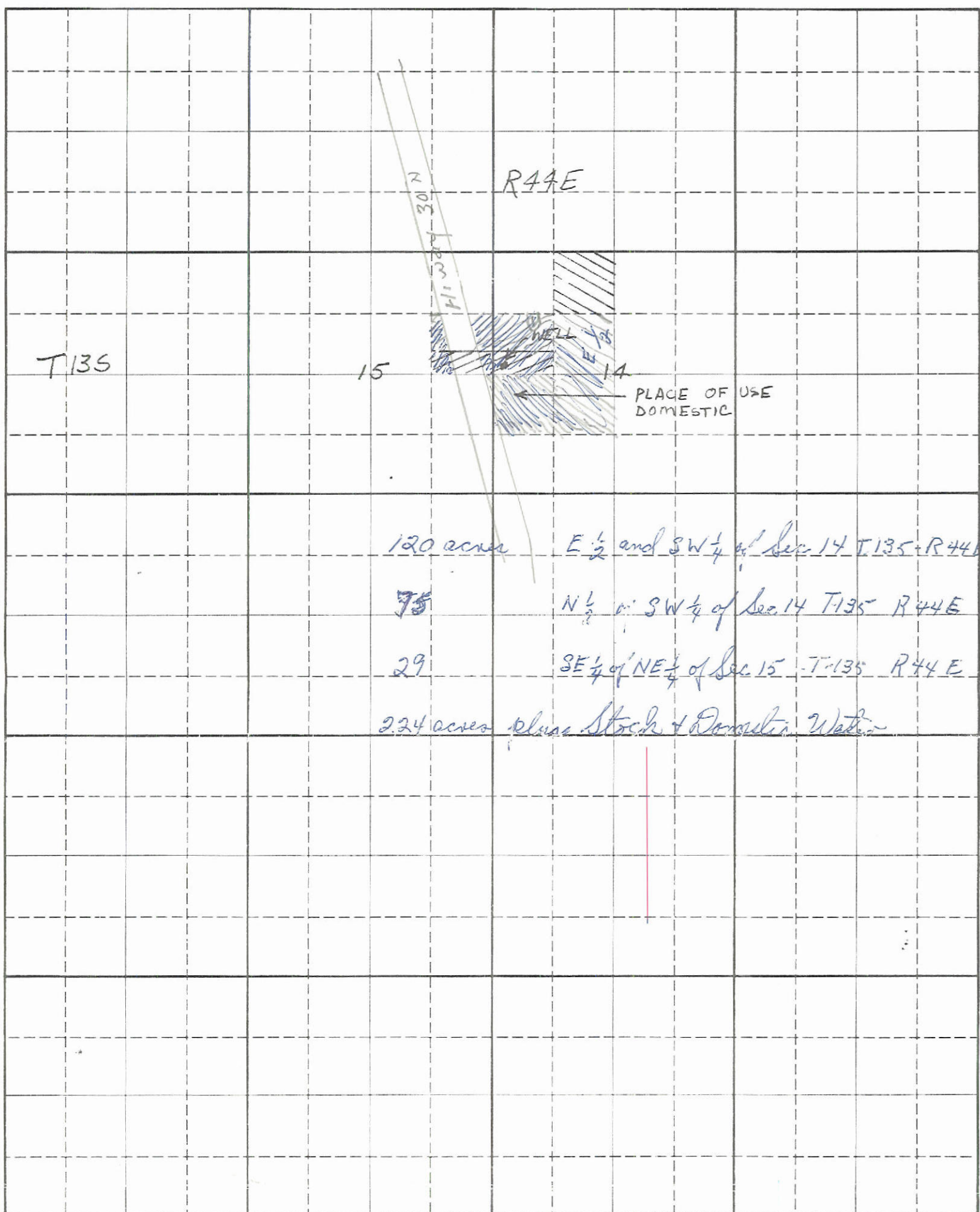
Published in The News-Examiner, Montpelier, Idaho on February 10 and 17, 1972.

(f-10|17)

11 7025

Map from Permit Application # 11-7051

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



120 acres E $\frac{1}{2}$ and SW $\frac{1}{4}$ of Sec. 14 T13S R44E

75 N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 14 T13S R44E

29 SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 15 T13S R44E

2.24 acres plus Stock & Domestic Water

Scale: 2 inches equal 1 mile

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.

MICROFILMED

Walter Martinez
(Applicant)

10-H

R. 44E.

10	11
15	14

NE NW
Irrigated by
same well for
different permit

46.0

1-104 3DIS771H
DELIVERED

40

uf=mat

2

U.S. 30 N

۱۵۸

2 trailers.
domestic use

4" DIAM. MAIN
LINE THREE
CULVERT UNDER
U.S. 30 N.

36

38

22.0

Russell Bridges

—COUNTY ROAD

Walter J. Diamond
E-112

5

THE
LIBRARY OF THE
MUSEUM OF MODERN ART
100 BROADWAY
NEW YORK, N.Y. 10013

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 11-7025 Priority Jan. 27, 1972 Amount 2.0 cfs

THIS IS TO CERTIFY, that J. WESTON MARTINEAU
of Montpelier, Idaho, has complied with the terms and conditions of Permit
No. 11-7025 issued pursuant to Application for Permit dated January 27, 1972,
and has submitted proof to the Department of Water Resources on February 13, 1974,
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 2.0 cfs of water from a ground water 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> from <u>May 15</u> to <u>Sept. 15</u> at <u>2.0</u> cfs and <u>459 acre feet or</u>			
_____ from _____ to _____ at _____ cfs and <u>3.0 af per acre</u>			
_____ from _____ to _____ at _____ cfs and _____			
(both dates inclusive)			

Subject, however, to the condition that no more than 2.0 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
459 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14,
Twp. 13 S, Rge. 44 E, B. M. in the County of Bear Lake

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 $\frac{1}{4}$	
13 S	44 E	14							30	40	38	30							138
		15				15													15

Total number of acres irrigated 153

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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 27 day of
January, 19 75.

MICROFILMED

Director

Identification No. 11-7025

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

LIC. USE LIMITED FOR 2.0 SEC.
USE P. _____

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant J. Weston Martineau
post office address 131 North 5th, Montpelier, Idaho 83254
2. Source of water supply Well which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 14 Township 13S
Range 44 E B.M. Bear Lake County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into N.A. at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.0 for Irrigation purpose from May 15 to Sept. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. N.A.

- b. Height of storage dam N.A. 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.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 170 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.
b. Estimated construction cost is \$ 5500.00.
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: _____

11 7025

11-7025

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	
13 S	44 E	14							30	40	38	30							138
13 S	44 E	15				15													15

Total number of acres to be irrigated 153

c. Describe any other water rights used for the same purposes as described above.

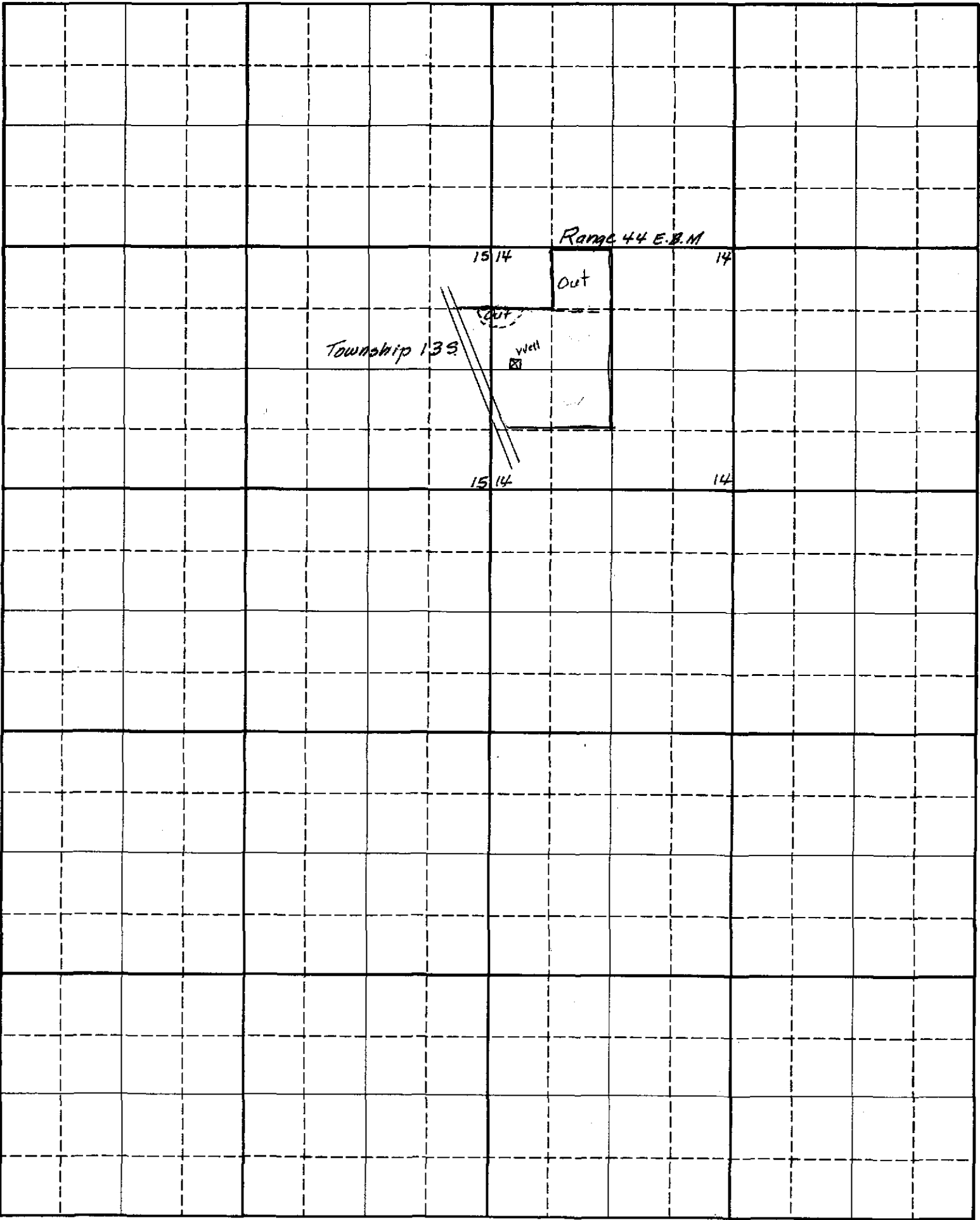
9. a. Who owns the property at the point of diversion U. Weston Martineau

b. Who owns the land to be irrigated or place of use U. Weston Martineau

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

Weston Martineau
(Applicant)

11 7028

11 7025

Received by J.C. Date 1-27-72 Time 9:30.2
Preliminary check by JB Fee \$ 4.50 # 8757
Receipted by JL Date 1-27-72
Publication prepared by bj Date 2-1-72
Published in News-Examiner, Montpelier, ID
Publication dates 2-10&17-72
Publication approved cl Date 3-16-72
Priority reduced to 1-27-72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DE EDF MA

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 11-7025, 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 April 1, 1974.
 - c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
2. Denial of said application is for the following reasons: _____

Witness my hand this 28th day of March, 1972.


Deputy Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Page 1 of 1

Application No. 11-7025 Name J. Weston Martineau

Source ground water

Point of Diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T. 13S, R. 44E, B.M., Bear Lake County

Quantity 3.0 cfs Use irrigation Period May 15 to Sept. 15

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use Irrigation of 153 acres.

Date Forwarded Date Returned Received by

COMMENTS: Significant ground water level declines have not been noted (W.B. #24).
The water right plats indicate only limited ground water developed in the area.
Well location is near boundary separating two geologic units - Salt Lake formation
and Holocene alluvium. Alluvium has good yields with little drawdown. The Salt
Lake formation often does not produce sufficiently for irrigation. Static depth
to water is about 50-75 ft.

RECOMMENDED:

Applied: Qty. 3.00 cfs Use irrig. Period 5/15-9/15 AF/A 3.0 AF 459

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 3.06 cfs Use irrig. Period 4/15-10/15 AF/A 3.0 AF 459

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial:

By Norman C. Young Title District Engineer
 NORMAN C. YOUNG Date 2-1-72

11 7025

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 11-7025 Name J. Weston Martineau

Source Groundwater

Point of Diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T. 13S, R. 44E, B.M., Bear Lake County

Quantity 3.0 Use Irrigation Period May 15 - Sept. 15

Quantity Use Period

Quantity Use Period

Well Size Diameter 16 Proposed Depth 170 Feet

Use 153 acres

Date Forwarded 2-7-72 Date Returned Received by

COMMENTS: Water levels show some fluctuation, but no
net declines.

RECOMMENDED:

Applied: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved ☒ Denied

Conditions of approval or reason for denial:

INVESTIGATION By Paul M. Casteln Title W.R.I. - I

Date Feb. 22, 1972

11 7025

THE NEWS-EXAMINER

MONTPELIER, IDAHO

RECEIVED

MAR 6 1972

Department of Water Administration
Eastern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

W. Jerome Taylor

being first duly sworn, deposes and says he is
Publisher and Foreman of the News-
Examiner; that the said News-Examiner is a
weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of
general circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for two
successive weeks, commencing with the issue
dated February 10, 1972
and ending with the issue

dated February 17, 1972

W. Jerome Taylor
Publisher and Foreman

Subscribed and sworn to before me this 6th day of March, 1972

Don L. Bayon
Notary Public.

FOR WATER PERMIT

Notice is hereby given that J. Weston Martineau, 131 North 5th, Montpelier, Idaho, has on January 27, 1972 submitted Application No. 11-7025 for a permit to appropriate 3.0 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T. 13S, R. 44E, B. M., Bear Lake County, to be used from May 15 to September 15 for the irrigation of 153 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 14, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, T. 13S, R. 44E, B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of this permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before February 28, 1972.

R. KEITH HIGGINSON
Director

Published in The News-Examiner, Montpelier, Idaho on February 10 and 17, 1972.

11 7025

January 27, 1975

Re: Permit No. 11-7025

J. Weston Martineau
Route 1
Montpelier, Idaho 83254

Dear Mr. Martineau:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

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. Billy D. Olsen
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 # 11-7031. I am enclosing a map of the land the intended water is to irrigate.

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

Awaiting your reply
I remain

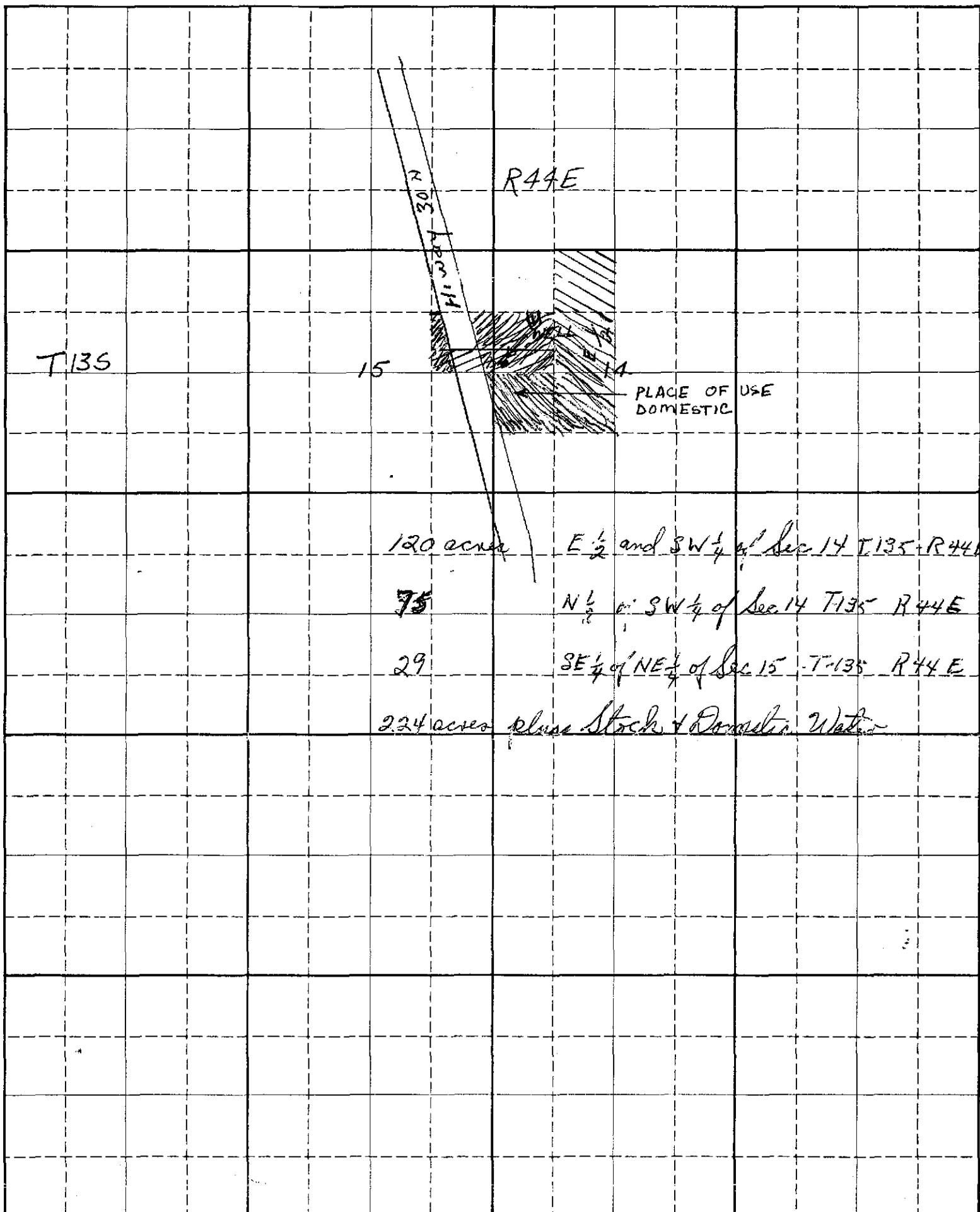
Newton Martineau
RT1

Montpelier-Ida 83254

MICROFILMED

Map from Permit Application # 11-7051

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

MICROFILMED

(Applicant)

Walter R. Martineau

December 23, 1974

J. Weston Martineau
131 North 5th
Montpelier, Idaho 83254

Dear Mr. Martineau:

A representative of this Department has made an examination of the works covered by your Permit No. 11-7025 and has found the following:

Quantity of water diverted: 2.0 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.0 cfs

The maximum quantity diverted shall not exceed 459 acre feet per year.

Beneficial use: ~~For irrigation of 153 acres within the S₁ NW₄, Sec. 14, N₂ SW₄, Sec. 14, SE₁ NE₄, Sec. 15, Twp. 13S, Rge. 44E~~

Point of diversion: ~~SW₁ NW₄, Sec. 14, Twp. 13S, Rge. 44E, B.M.~~

Priority date established: January 27, 1972

If you do not concur with these findings, please advise us within 10 days; otherwise a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jr

MICROFILMED

10:00 A. M.

Tues Aug 6

1-555-1212

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder J. Weston Martineau
Post office address 131 North 5th, Montpelier, ID 83254 Phone 847-1461
Person to contact _____ Department Phone _____
Fax _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes: 2 mi south of Montpelier
1st houses on the left mobile homes
Amount 3.0 c.f.s. for irrigation
_____ AF/Annum (nature of use)
Period of Use: from May 15 to Sept. 15
(mo.-day) inclusive (mo.-day)
Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)
Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)
Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)
Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)
Other uses: _____

Permit No. 11-7025
Examination for b/u

4. Total amount to be appropriated:
Max Rate of Diversion 3.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:
Township 13S N/S, Range 44E E/W, B.M., Section 14, Subdivision SW 1/4 NW 1/4, Bear Lake
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County
Other Points of Diversions: _____

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

Measuring device required: yes ☒ no ☐

800,000 gal/min

6. Lands to be irrigated or place of use.

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	
13S	44E	14							30	40	38	30							138
		15				15													15

TOTAL ACREAGE 153

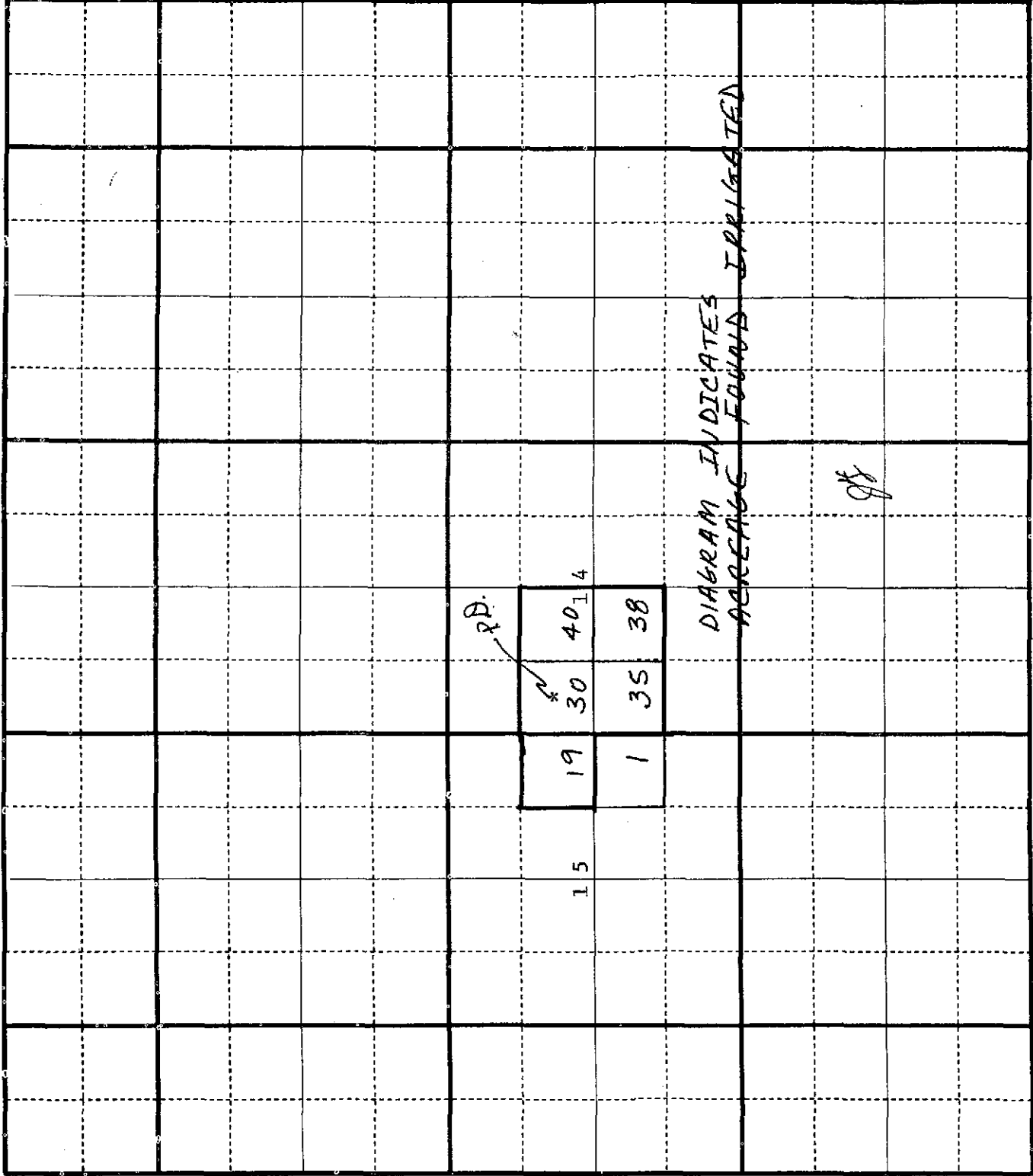
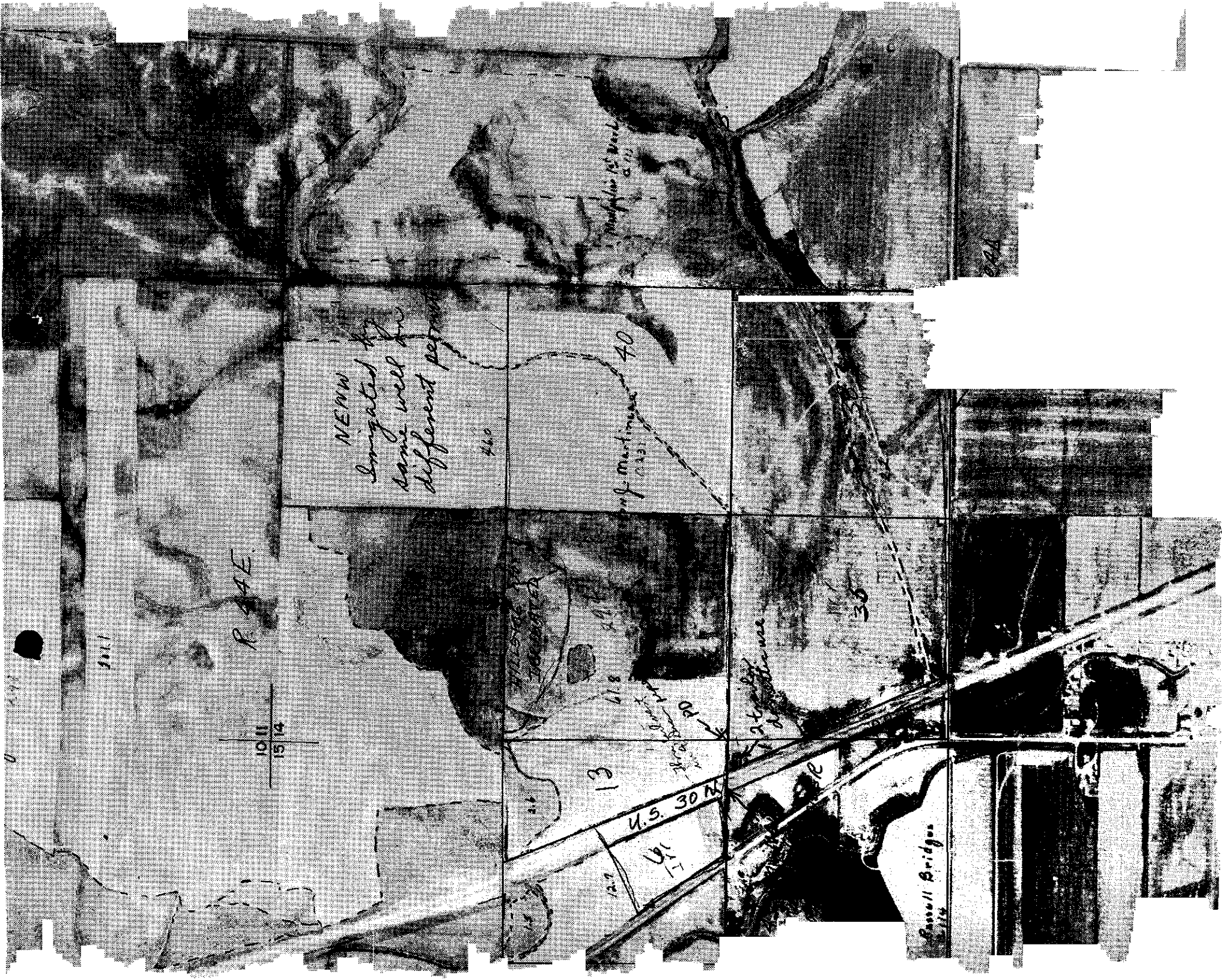


Diagram of System

11-7025

H-21



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 = .08 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 = 301 "
50 psi average through system 884 gal/min ÷ 448.8 = 1.97 CFS
All model 30 Rainbirds
V = (153)(3) = 459 < (1.97)(1.9835)(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
1/4 west

REMARKS:

System shown by Mr. Martineau
Domestic use for 2 single family dwellings
The following acreage found 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 13S. R. 44E.

Examiner's Signature John Ferebauer Date Aug 6, 1974

Checked by L O Hulme Date Sept 9, 1974

Approved by _____ Date _____

MICROFILMED

February 22, 1974

Re: Permit No. 11-7025

J. Weston Martineau
131 North 5th
Montpelier, ID 83254

Dear Mr. Martineau:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

11-7625

Identification No. _____
Permit No. 11-7025

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder J. Weston Martineau
b) Post Office Address 131 North 5th, Montpelier, Idaho 83254
2. Permit Number 11-7025
3. Date of Priority that you are prepared to establish June 1, 1972
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: SW 1/4 NW 1/4, Section 14
Township 13S, Range 44E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 3.0 for Irrigation purposes from May 15 to Sept. 15 incl.
(cfs and/or ~~acre feet per annum~~) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.0 cfs and ~~XXXXXX acre feet per annum~~
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Badger Flow Meter 8" installed in discharge pipe
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: N.A.
b) Describe the agreement or understanding by which you take water from the works: N.A.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 8" pump, 75 h.p. Electric Motor
16" well casing 150' Depth
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger 8" Flow Meter installed in discharge pipe from well
c) Give well drillers name and address and date the well was completed Bert Westlake, Bennington, Idaho. Well completed on March 31, 1972.

Exam typed 3/21/74 by js

11-7025

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				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	
13S	44E	14							30	40	38	30							138
13S	44E	15				15													15

Total number of acres irrigated 153

10. Remarks: Application for permit covering the additional 65 acres of cultivated land, has been filed.

The above information is a true statement of the extent to which the above numbered permit has been developed.

2/13/74 (Date) Walter Martineau (Signature)

State of IDAHO)
County of Bonneville ss.

On this 13th day of FEBRUARY, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Norman C. Young
Notary Public residing at IDAHO Falls

My commission expires 6/14/75

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)



Show address
where delivered



Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

1

25114

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Virginia Martinez

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

FEB 5 1974

3

11-7025 su

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

955-18-81277-2

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

RETURN
TO



U.S. DEPARTMENT OF JUSTICE

STATIONHOUSE - ANNEX #2

BOISE, IDAHO 83707

RECORDED

Sep. 1972

3811

PS Form

January 31, 1974

CERTIFIED MAIL

#25114

Re: Permit No. 11-7025

J. Weston Martineau
131 North 5th
Montpelier, ID 83254

Dear Mr. Martineau:

One of the conditions of approval of your water Permit No. 11-7025 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1974. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

11-7025

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]

State of Idaho
Department of Water Administration

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 29, 1972

Re: Permit No. 11-7025 - J. Weston Martineau

J. Weston Martineau
131 North 5th
Montpelier, Idaho 83254

Dear Mr. Martineau:

Enclosed is a copy of your approved Application for Permit No. 11-7025. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

11 7025

RECEIVED

FEB 28 1972

Department of Water Administration
Eastern District Office

Montpelier, Idaho
Feb 26, 1972

State of Idaho Dept. of Water Admin.

Dear sir,

I wish to withdraw my protest against Mr. Weston Martineau's application for permit to drill a well. I have no intention to stop him from drilling his well. I only wish to protect the free flowing water I have on the property all ready described to you in my previous letter.

Yours Truly

Marshall Bateman
Rt. 1. Montpelier Idaho

11 7025

February 29, 1972

Re: Application for Permit No. 11-7025

Mr. Marshall Bateman
Route #1
Montpelier, ID 83254

Dear Mr. Bateman:

We have received your letter protesting the issuance of permit under Application No. 11-7025, and then, subsequent to our telephone conversation of February 24, we received your withdrawal of the protest. It is our understanding that you have withdrawn the protest based upon the condition that if development of the water on the above referenced application interferes with the flow of your spring, you will be entitled to call for a local ground water board (Section 42-237d, Idaho Code). Copies of your protest letter and withdrawal letter have been forwarded to Mr. Weston Martineau.

We appreciate your cooperation in this matter, and if you have any questions, please do not hesitate to contact this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:bj

11 7025

February 29, 1972

Re: Application for Permit No. 11-7025

Mr. Weston Martineau
131 N 5th
Montpelier, ID 83254

Dear Mr. Martineau:

We are enclosing a copy of a protest filed by Mr. Marshall Bateman of Montpelier, Idaho. As the result of a telephone discussion with Mr. Bateman, he has withdrawn his protest with the condition that if the development has adverse affects upon the flow from his spring, he will be entitled to call for a local ground water board (Section 42-237d, Idaho Code). We are also enclosing a copy of Mr. Bateman's withdrawal letter; thus, issuance of your permit will not be held up by Mr. Bateman's actions.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:bj

Enc: Protest letter
Withdrawal letter

11 7025

February 24, 1972

Re: Application for Permit No. 11-7025

Mr. Marshall Bateman
Route #1
Montpelier, Idaho 83254

Dear Mr. Bateman:

This letter is to confirm our telephone conversation of this day, in which you indicated that you would withdraw your protest against the above referenced application for permit. If you have not already done so, please submit to this Department a written statement of your protest withdrawal.

Also, you indicated you wish to file a claim to a water right. Enclosed please find the necessary form to do so.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BJ

.Enc: Claim form

11 7025

RECEIVED

FEB 23 1972

Department of Water Administration
Eastern District Office

Department of Water Administration
Montpelier, Idaho
Feb 22, 1972

Idaho Dept. of Water Administration
Idaho Falls, Idaho

Dear sir,

I am writing in protest against the granting of water right, by pumping underground water to irrigate ground on the Weston Martineau farm, because it may dry up the springs on my property located about 1 1/2 miles north. Springs are located on the East half of the North East Quarter of Section Ten in township thirteen south of Range forty four East of the Boise Meridian, containing eighty acres, more or less, of land.

also I wish to have a well recorded which has been in operation for culinary purposes at our home for thirty five years.

11 7025

Commencing at a point 27 Chains
and 64 Links North from the
Southeast corner of the North West
Quarter of Section 18 in Townships
13 South of Range 44 East of Boise
Meridian and running thence West
6 Chains and 36 Links; $\therefore$ hence North
 $6\frac{1}{2}$ rods; thence East 5 Chains and
20 Links; more or less to the
State Highway; $\therefore$ hence South 9
degrees $45'$ East $6\frac{1}{2}$ rods, more or
less, to the place of beginning,
and containing One acre of ground
more or less.

Yours Truly

Marshall Bateman
Montpelier, Idaho
At 1

February 1, 1972

Re: Application No. 11-7025 - J. Weston Martineau

The News-Examiner
P.O. Box 278
Montpelier, ID 83254

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

Bill submitted to Boise Office 3-16-72 by CR

NCY:BJ

Enc: Legal notice

11 7025

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. Weston Martineau, 131 North 5th, Montpelier,
Idaho

has on 1-27-72 submitted Application No. 11-7025

for a permit to appropriate 3.0 cubic feet per second ~~100 cubic feet per second~~
of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$, Sec. 14, T. 13S, R. 44E, B.M., Bear Lake County:

to be used from May 15 to Sept. 15

for the irrigation of 153 acres

within the S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 14; SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, T. 13S, R. 44E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of this permit must be filed with the Idaho Department of
Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before
February 28, 1972.

R. KEITH HIGGINSON

Director

JD
CMR

Published in the The News-Examiner, Montpelier, Idaho
on February 10 and 17, 1972.

11 7025

January 28, 1972

J. Weston Martineau
131 North 5th
Montpelier,
Idaho 83254

Dear Mr. Martineau:

Attached herewith is your receipt No. 8738 in the amount of \$ 45.00
for your application for permit

which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

11 7025