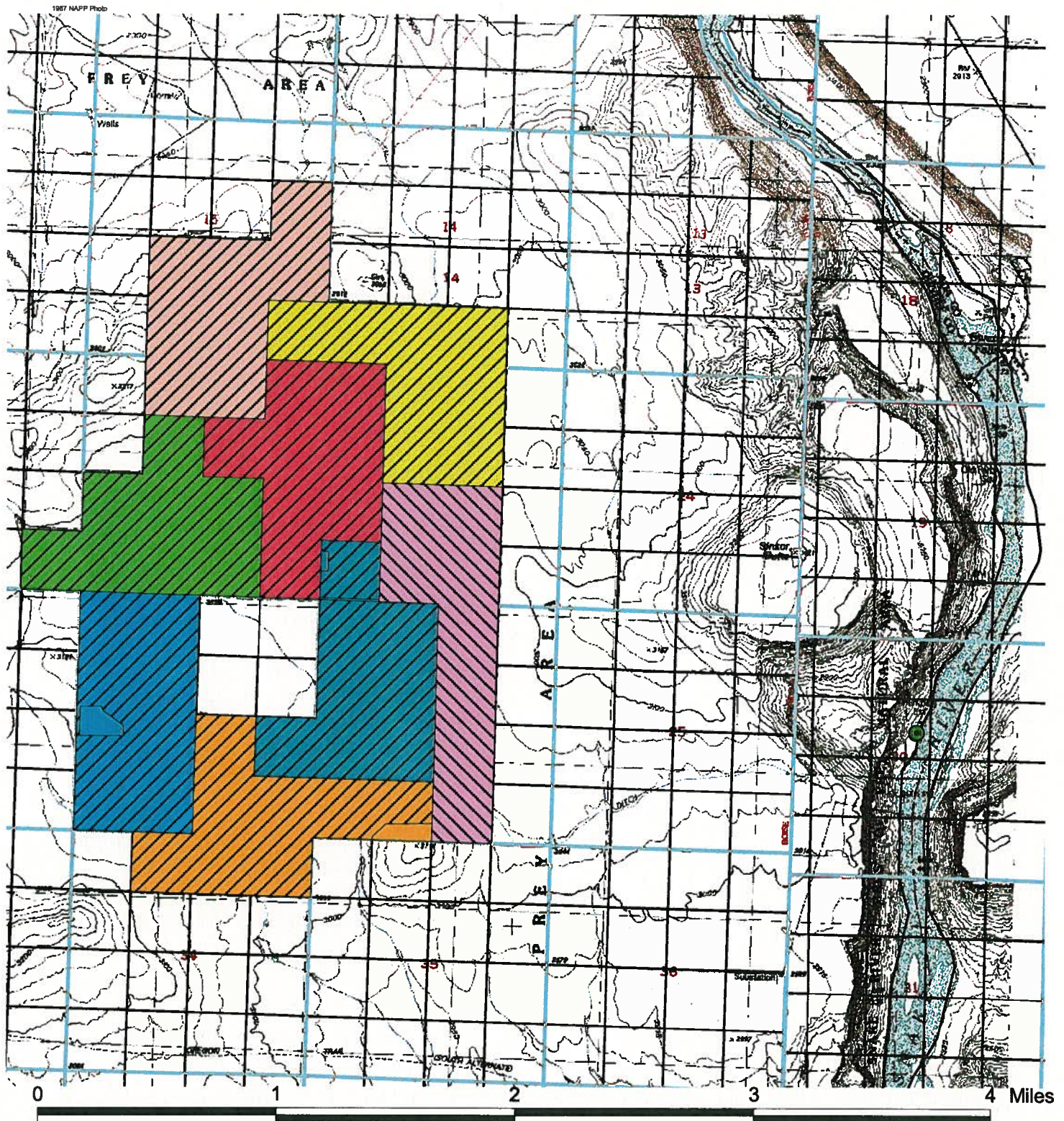


Idaho Department of Water Resources

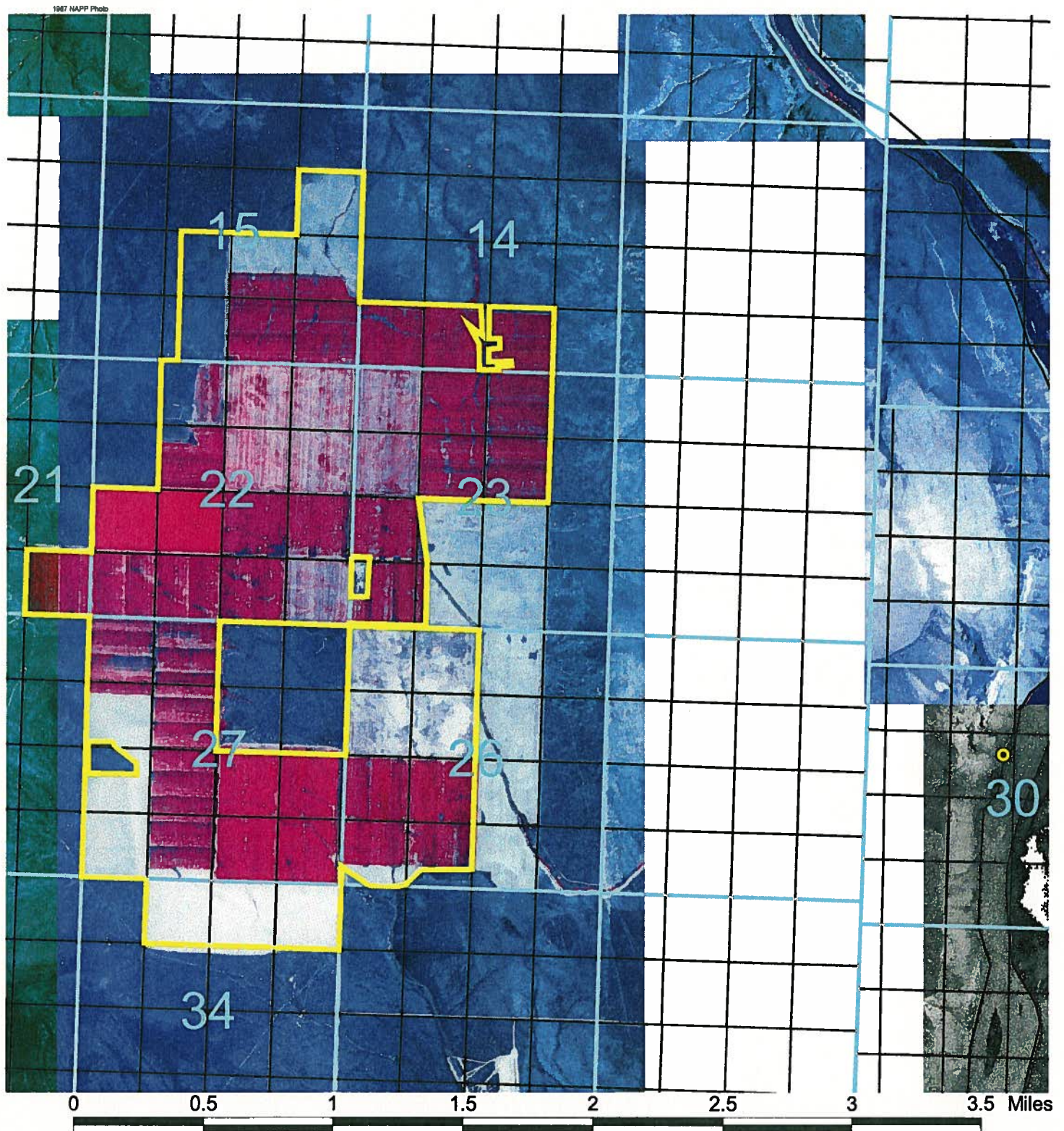


Falcon Butte Farms Offer To Sell
 Claim Numbers: 02-02251 & 2-10017
 Legal: T02S, R01W
 Reviewed By: SJR 3/9/05

- Point of Diversion
- 02_02251_claim_pou.shp
- 02_10017_claim_pou.shp
- 02_02251_right_pou.shp
- 02_02256_right_pou.shp
- 02_02255_right_pou.shp
- 02_02254_right_pou.shp
- 02_02253_right_pou.shp
- 02_02249_right_pou.shp
- 02_02250_right_pou.shp
- 02_02252_right_pou.shp
- Section Lines
- Quarter Quarter Lines



Idaho Department of Water Resources



Claim Number: 2-10017
Legal: T02S, R01E, S30
T02S, R01W, S14, 15, 21, 22, 23, 26, 27 & 34
Reviewed By: SJR 3/9/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



03/10/2005

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

RIGHT NUMBER: 2-10017

NAME AND ADDRESS: HULET FARM MANAGEMENT CO
C/O JAY H HULET
15103 MURPHY FLAT RD
MURPHY ID 83650

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 29.000 CFS
9,860.000 AFY

PRIORITY DATE: 12/04/1963

POINT OF DIVERSION:

18/3/05
T02S R01E S30 SENW Within OWYHEE County

Right 2-2251 is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

03/15 11/15

29.000 CFS
9,860.00 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

IRRIGATION Within OWYHEE County

T02S R01W S14	SWSW	40.0	T02S R01W S14	SESW	38.0
T02S R01W S14	SWSE	37.0	T02S R01W S15	SENE	40.0
T02S R01W S15	NESW	31.0	T02S R01W S15	SESW	31.0
T02S R01W S15	NESE	40.0	T02S R01W S15	NWSE	40.0
T02S R01W S15	SWSE	40.0	T02S R01W S15	SESE	40.0
T02S R01W S21	SESE	40.0	T02S R01W S22	NENE	38.0
T02S R01W S22	NWNE	40.0	T02S R01W S22	SWNE	40.0
T02S R01W S22	SENE	38.0	T02S R01W S22	NENW	40.0
T02S R01W S22	SENW	40.0	T02S R01W S22	NESW	40.0
T02S R01W S22	NWSW	40.0	T02S R01W S22	SWSW	40.0
T02S R01W S22	SESW	40.0	T02S R01W S22	NESE	38.0
T02S R01W S22	NWSE	40.0	T02S R01W S22	SWSE	40.0
T02S R01W S22	SESE	40.0	T02S R01W S23	NWNE	40.0
T02S R01W S23	SWNE	40.0	T02S R01W S23	NENW	40.0
T02S R01W S23	NWNW	40.0	T02S R01W S23	SWNW	40.0
T02S R01W S23	SENW	40.0	T02S R01W S23	NESW	2.0
T02S R01W S23	NWSW	39.0	T02S R01W S23	SWSW	34.0
T02S R01W S23	SESW	6.0	T02S R01W S26	NENW	40.0
T02S R01W S26	NWNW	40.0	T02S R01W S26	SWNW	40.0
T02S R01W S26	SENW	40.0	T02S R01W S26	NESW	40.0
T02S R01W S26	NWSW	40.0	T02S R01W S26	SWSW	40.0
T02S R01W S26	SESW	30.0	T02S R01W S27	NENW	40.0
T02S R01W S27	NWNW	40.0	T02S R01W S27	SWNW	39.0

Water Right 2-10017

1

03/10/2005

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

T02S R01W S27	NWNW	40.0	T02S R01W S27	SWNW	39.0
T02S R01W S27	SENW	40.0	T02S R01W S27	NESW	40.0
T02S R01W S27	NWSW	30.0	T02S R01W S27	SWSW	40.0
T02S R01W S27	SESW	40.0	T02S R01W S27	NESE	40.0
T02S R01W S27	NWSE	40.0	T02S R01W S27	SWSE	40.0
T02S R01W S27	SESE	40.0	T02S R01W S34	NENE	40.0
T02S R01W S34	NWNE	40.0	T02S R01W S34	NENW	40.0

2191 ACRES TOTAL

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: License

13/23/05 This right is a combined right from 2-2249, 2-2250, 2-2252 etc

13/23/05 * Build pedigree also

2-2256 is active claim will be disallowed but claim not set to see remarks / parent

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31573/02-2249 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that RONALD H. WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31573/02-2249 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on March 6, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B. M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or _____
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SE¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	1W	26										40	40					80	
		27													40	40	40	120	
		34	40	40		40												120	

Total number of acres irrigated 320

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 3rd day of

January, 19 74.


Director

02-2249

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31574/02-2250 Priority Dec. 4, 1963 Amount 5.60 cfs

THIS IS TO CERTIFY, that ROGER WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31574/02-2250 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on July 15, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 5.60 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 5.60 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 5.60 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B. M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or _____
4.5 acre feet per acre.

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 $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	
2S	1W	21																40	40
		22								40	40	40	40	40		40	40		280

Total number of acres irrigated 320

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 11th day of

June, 19 73.


Director

2 2250

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31576/02-2252 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that PAUL C. WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31576/02-2252 issued pursuant to Application for Permit dated December 4, 1963
and has submitted proof to the Department of Water Administration on March 6, 1972
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B. M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	SE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				NE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	
2S	1W	27				40	40	40	40	40	40	40	40	40					320

Total number of acres irrigated 320

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 3rd day of
January, 19 74.


Director

02-2252

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31577/02-2253 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that MRS. CORA WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31577/02-2253 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on March 6, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B. M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	SE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				NE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	
2S	1W	15			40						40			40	40	40	40		240
		22		40			40												80

Total number of acres irrigated 320

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 3rd day of
January, 19 74.


Director

02-2253

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31578/02-2254 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that MRS. HILDA WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31578/02-2254 issued pursuant to Application for Permit dated December 4, 1963
and has submitted proof to the Department of Water Administration on March 6, 1972
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE 1/4 NW 1/4 Sec. 30, Twp. 2 S, Rge. 1 E, B.M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	SE 1/4	SW 1/4	NE 1/4	SE 1/4	SW 1/4	NE 1/4	SE 1/4	SW 1/4	NE 1/4	SE 1/4	SW 1/4	NE 1/4	SE 1/4	SW 1/4		
2S	1W	23																40	
		26					40	40	40	40	40	40						240	
		27													40			40	

Total number of acres irrigated 320

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 3rd day of

January, 19 74.

Director

02-2254

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31579/02-2255 Priority Dec. 4, 1963 Amount 5.81 cfs

THIS IS TO CERTIFY, that NORMAN MOODY
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 31579/02-2255 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on September 21, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 5.81 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 5.81 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than _____ of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B. M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or _____
4.5 acre feet per acre.

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 $\frac{1}{4}$	
2S	1W	22	40		40	40									40			40	200
		23					40	40			40								120

Total number of acres irrigated 320

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 28 day of
October, 19 72.


Director

2 2255

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31580/02-2256 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that KAYE G. DICK
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 31580/02-2256 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on October 20, 1971
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River is hereby confirmed in the following amounts:

Amount 6.40 cfs for Irrigation from Nov. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE 1/4 NW 1/4 Sec. 30 Twp. 2 S. Rge. 1 E. B.M.
in the county of Owyhee and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1.440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NW 1/4				SW 1/4				SE 1/4				TOTALS
			NW 1/4	NE 1/4	SE 1/4	SW 1/4	NW 1/4	NE 1/4	SE 1/4	SW 1/4	NW 1/4	NE 1/4	SE 1/4	SW 1/4	
2S	1W	14								40				40	120
		15												40	40
		23	40	40	40	40									160

Total number of acres irrigated 320

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.

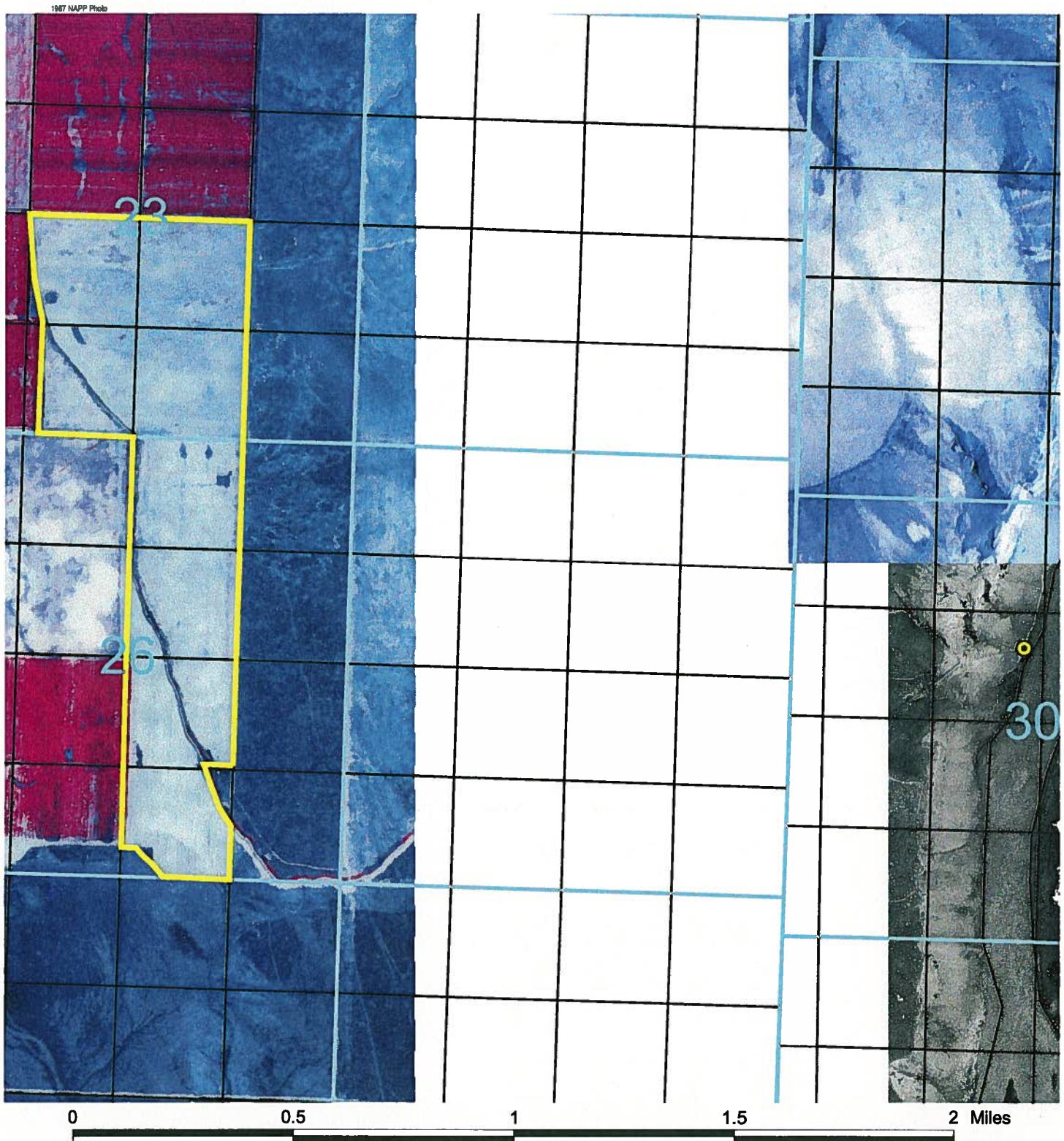
Witness the seal and signature of the Director, affixed at Boise, Idaho, this 3rd day of

January, 19 74.


Director

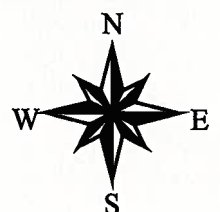
02-2256

Idaho Department of Water Resources



Claim Number: 2-02251
Legal: T02S, R01E, S30
T02S, R01W, S23 & 26
Reviewed By: SJR 3/10/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



03/10/2005

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

RIGHT NUMBER: 2-2251

NAME AND ADDRESS: HULET FARM MANAGEMENT CO
C/O JAY H HULET
15103 MURPHY FLAT RD
MURPHY ID 83650

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 6.080 CFS
1,368.000 AFY

USE OF THIS RIGHT WITH RIGHT NO. 2-10017 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 29.0 CFS.

PRIORITY DATE: 11/17/1964

POINT OF DIVERSION:

T02S R01E S30 SENW Within OWYHEE County

Right 2-10017 is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	6.080 CFS 1,368.00 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within OWYHEE County

T02S R01W S23	NESW	38.0	T02S R01W S23	SESW	32.0
T02S R01W S23	NWSE	40.0	T02S R01W S23	SWSE	40.0
T02S R01W S26	NWNE	40.0	T02S R01W S26	SWNE	40.0
T02S R01W S26	NWSE	38.0	T02S R01W S26	SWSE	36.0

304 ACRES TOTAL

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: License

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Water Right 2-2251

1

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 02-02251

Priority: November 17, 1964

Maximum Diversion Rate: 6.08 CFS
Maximum Diversion Volume: 1368.0 AF

This is to certify, that JAY H HULET

HC 79 BOX 2020

MURPHY ID 83650

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 4, 1963; and has submitted Proof of Beneficial Use on November 13, 1974. An examination indicates that the works have a diversion capacity of 29.000 cfs of water from:

SNAKE RIVER

tributary to **COLUMBIA RIVER**

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	6.08 CFS	1368.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 30, Township 02S, Range 01E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	01W	23	NESW 38	SESW 34	NWSE 40	152
		26	SWSE 40	SWNE 38	NWSE 38	152
			SWSE 36			

Total number of acres irrigated: 304

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

JUL 21 1994

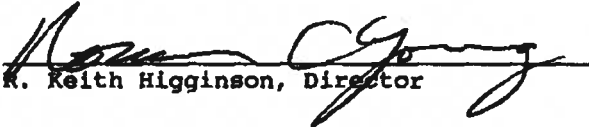
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 02-02251

CONDITIONS/REMARKS:

6. Use of this right with the rights listed below is limited to a total combined diversion rate of 29.0 cfs.
7. The combined rights include: 02-02249/02250/02252/02253/02254/02255/0256.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15th day of July, 1994.

Acting for  R. Keith Higginson, Director

RECEIVED

JUL 21 1994

Falcon Butte Farms

POD's

2-2251, 2-10017

2-2361A, 2-2370

2-7001 (near 2-2370, 2-2361A)

2-10017 = 2-2249 + 2-2250 + 2-2252 + 2-2253 + 2-2254 + 2-2255 + 2-2256

2-2252 right POI includes S27 SE5W

- "02" adjudication claim includes
- '89 SRBA claim omits
- '95 amended SRBA claim omits
- '04 amended SRBA claim includes

same	2249	12/4/63	6.4	23.8	3/15-11/15	320	1440
same	2250	12/4/63	5.60	5.60	3/15-11/15	320	1440
same	2252	12/4/63	6.4	23.8	3/15-11/15	320	1440
same	2253	12/4/63	6.4	23.8	3/15-11/15	320	1440
same	2254	12/4/63	6.4	23.8	3/15-11/15	320	1440
same	2255	12/4/63	5.81	5.81	3/15-11/15	320	1440
5x700 hp	2256	12/4/63	6.40	23.8	3/15-11/15	320	1440

spanning 2nd
portion

6x700 hp	2251	11/17/64	6.08	29.0	3/15-11/15	304	1368
spanning 2nd portion			49.49			2544	

2-2251
2-2361A (B)
2-2370
2-7001
2-10017

← ? shows up as
active claim

(Disk - .02)
also claimed @ 0.02
in 2-10017

claim file indicates
mortgage deed resolves

is in legal attach "A"
of mortgage deed

2251 has $\Sigma m \leq 29$ cfs

2251 BU field report 6@700hp
gaging station @ pipe outlet
81368997, 15-75, 1396135, 1368994
1368996, one dismantled
 $\bar{m} \ 6, 7/86 = 29$ cfs
86-88 data in license file

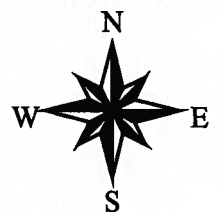
2-10017 claim 43.82 2191 9860
 $\Sigma \ 49-56 \ 43.41 \ 2240 \ 10080$

Idaho Department of Water Resources

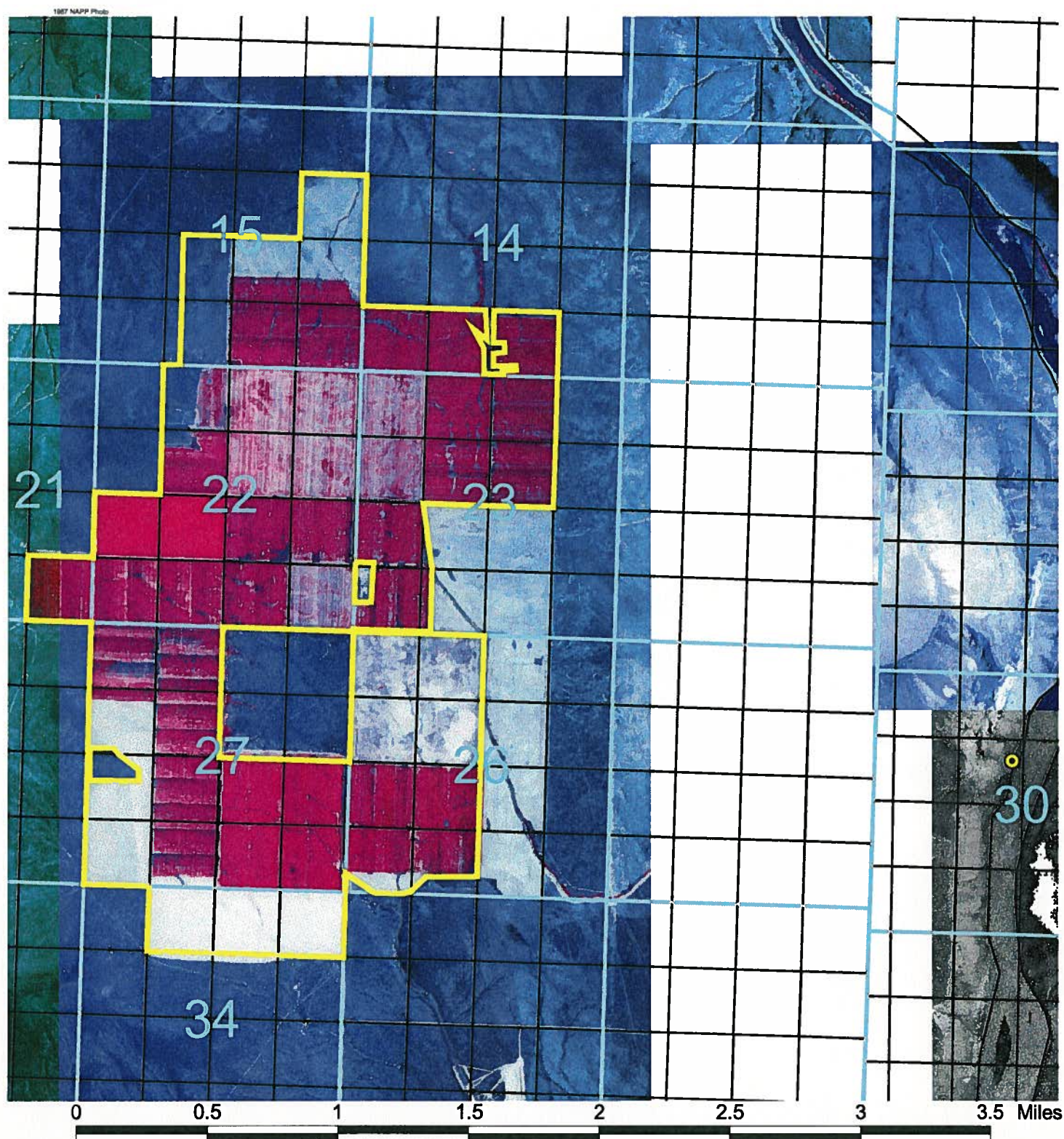


Falcon Butte Farms Offer To Sell
 Claim Numbers: 02-02251 & 2-10017
 Legal: T02S, R01W
 Reviewed By: SJR 3/9/05

- Point of Diversion
- ▨ 02_02251_claim_pou.shp
- ▨ 02_10017_claim_pou.shp
- ▨ 02_02251_right_pou.shp
- ▨ 02_02256_right_pou.shp
- ▨ 02_02255_right_pou.shp
- ▨ 02_02254_right_pou.shp
- ▨ 02_02253_right_pou.shp
- ▨ 02_02249_right_pou.shp
- ▨ 02_02250_right_pou.shp
- ▨ 02_02252_right_pou.shp
- ▬ Section Lines
- ▬ Quarter Quarter Lines

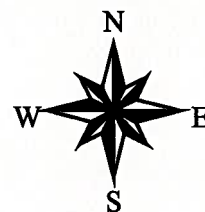


Idaho Department of Water Resources

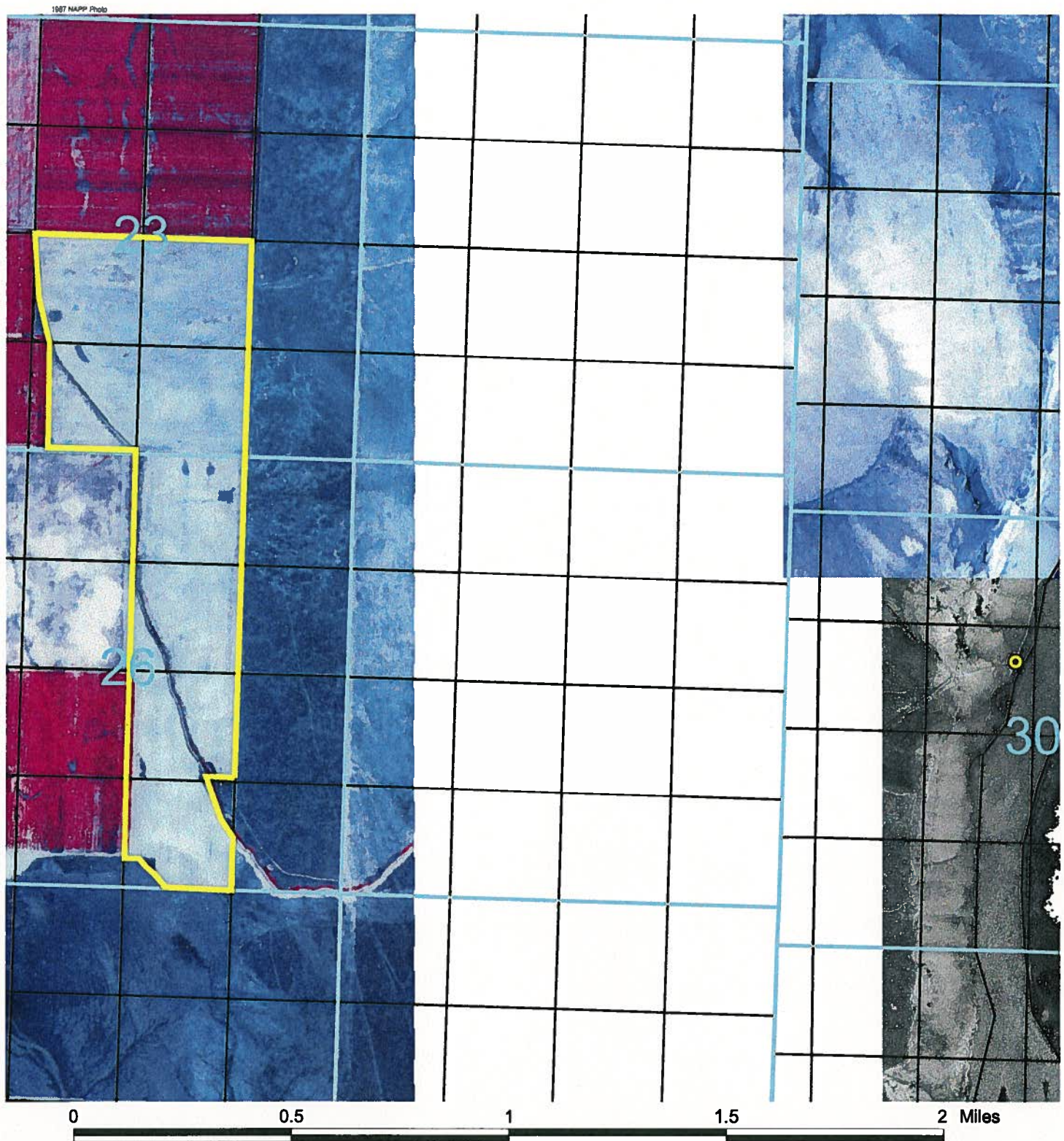


Claim Number: 2-10017
Legal: T02S, R01E, S30
T02S, R01W, S14, 15, 21, 22, 23, 26, 27 & 34
Reviewed By: SJR 3/9/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



Idaho Department of Water Resources



Claim Number: 2-02251
Legal: T02S, R01E, S30
T02S, R01W, S23 & 26
Reviewed By: SJR 3/10/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



Robischon, Steve

From: Shurte, Jan
Sent: Tuesday, May 17, 2005 11:55 AM
To: Robischon, Steve
Subject: Basin 02 phone call

Steve,

I am sorry to do this to you, however, we have 14 days left before we send out the preliminary report for Basin 63 Ada County. I received a phone call from someone named Jean (I was not at my desk and received a phone message to return the call) for Claim Nos 2-10017 and 2-2251, Hulet Farm Management. Since I know you are working on Basin 02 claims I am requesting you please call her back. Perhaps it is a question that may help you with the recommendations (that's the positive thought). Her phone number is 208-734-6622 and she called yesterday afternoon.

Thank you,
Jan Shurte
Western Region Adjudication Supervisor

2-2256 6/11/73 exam $\Rightarrow$ 23.8 fs (pressure gage) - 70#
5 pumps 700 hp 65 lines / 33 heads / line / 5 gpm / head

2-2251 advance priority
exam fee + 2 days
exam received + 346 days
+ 348 days

max @ gaging station 29 fs (6, 7/86)

TC $\rightarrow$ msg. to return call

John Westra

$\leftarrow$ Jan

10017 $\leftarrow$ 2249 - 6.4
2250 - 5.6
2252 - 6.4
2253 - 6.4
2254 - 6.4
2255 - 5.81
 $\Sigma = 43.41$ 2256 - 6.4

call Jean? Why combined
use limit.

2251 has combined in condition

2251 - 6.08 $\rightarrow$ 12/4/63
11/17/64

$\Sigma = 49.49$

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 02-02251

Priority: November 17, 1964

Maximum Diversion Rate: 6.08 CFS
Maximum Diversion Volume: 1368.0 AF

This is to certify, that JAY H HULET

HC 79 BOX 2020

MURPHY ID 83650

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 4, 1963; and has submitted Proof of Beneficial Use on November 13, 1974. An examination indicates that the works have a diversion capacity of 29.000 cfs of water from:

SNAKE RIVER

tributary to COLUMBIA RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	6.08 CFS	1368.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 30, Township 02S, Range 01E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	01W	23	NESW 38	SESW 34	NWSE 40	
			SWSE 40			152
	26		NWNE 40	SWNE 38	NWSE 38	
			SWSE 36			152

Total number of acres irrigated: 304

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

JUL 21 1994

State of Idaho
Department of Water Resources

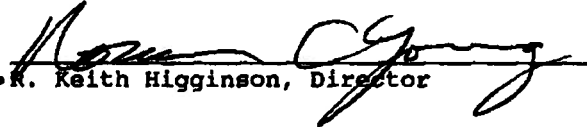
WATER RIGHT LICENSE
WATER RIGHT NO. 02-02251

CONDITIONS/REMARKS:

6. Use of this right with the rights listed below is limited to a total combined diversion rate of 29.0 cfs.
7. The combined rights include: 02-02249/02250/02252/02253/02254/02255/0256.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15th day of July, 1994.

Acting for


R. Keith Higginson, Director

RECEIVED

JUL 21 1994

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31573/02-2249 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that RONALD H. WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31573/02-2249 issued pursuant to Application for Permit dated December 4, 1963
and has submitted proof to the Department of Water Administration on March 6, 1972
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B. M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	SW¼	SE¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	1W	26											40	40				80	
		27														40	40	120	
		34	40	40			40											120	

Total number of acres irrigated 320

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 3rd day of

January, 19 74.


Director

02-2249

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31574/02-2250 Priority Dec. 4, 1963 Amount 5.60 cfs

THIS IS TO CERTIFY, that ROGER WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31574/02-2250 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on July 15, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 5.60 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 5.60 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 5.60 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B. M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or _____
4.5 acre feet per acre.

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 $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	
2S	1W	21																40	40
		22								40	40	40	40	40		40	40		280

Total number of acres irrigated 320

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 11TH day of

June, 19 73.


Director

2 2250

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31576/02-2252 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that PAUL C. WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31576/02-2252 issued pursuant to Application for Permit dated December 4, 1963
and has submitted proof to the Department of Water Administration on March 6, 1972
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B.M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	SE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				NE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	
2 S	1 W	27				40	40	40	40	40	40	40	40						320

Total number of acres irrigated 320

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 3rd day of
January, 19 74.


Director

02-2252

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31577/02-2253 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that MRS. CORA WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31577/02-2253 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on March 6, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B.M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
2S	1W	15				40					40				40	40	40		240
		22		40			40												80

Total number of acres irrigated 320

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 3rd day of

January, 19 74.


Director

02-2253

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31578/02-2254 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that MRS. HILDA WARRICK
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 31578/02-2254 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on March 6, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B.M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or
4.5 acre feet per acre.

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 $\frac{1}{4}$	
2S	1W	23											40						40
		26					40	40	40	40	40	40							240
		27												40					40

Total number of acres irrigated 320

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 3rd day of
January, 19 74.

Director

02-2254

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31579/02-2255 Priority Dec. 4, 1963 Amount 5.81 cfs

THIS IS TO CERTIFY, that NORMAN MOODY
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 31579/02-2255 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on September 21, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 5.81 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:

Amount 5.81 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than _____ of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, Twp. 2 S, Rge. 1 E, B.M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,440 acre feet per year or _____
4.5 acre feet per acre.

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 $\frac{1}{4}$	
2S	1W	22	40		40	40									40			40	200
		23					40	40			40								120

Total number of acres irrigated 320

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 28 day of
October, 19 72.


Director

2 2255

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31580/02-2256 Priority Dec. 4, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that KAYE G. DICK
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 31580/02-2256 issued pursuant to Application for Permit dated December 4, 1963,
and has submitted proof to the Department of Water Administration on October 20, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 23.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River is hereby confirmed in the following amounts:

Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE 1/4 NW 1/4 Sec. 30 Twp. 2 S. Rge. 1 E. B. M.
in the county of Owyhee and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 2,440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	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	
2S	1W	14									40	40			120
		15												40	40
		23	40	40		40			40						160

Total number of acres irrigated 320

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 3rd day of

January, 19 74.


Director

02-2256

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2251 V1

WATER RIGHT NUMBER: 2-2251 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HULET FARM MANAGEMENT CO C/O JAY H HULET 15103 MURPHY FLAT RD MURPHY, ID 83650 (208)834-2738
Original Owner	HARRY M WARRICK , ID

Priority Date: 11/17/1964

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	6.080 CFS	1,368.00 AF
	<u>Total Diversion:</u>	6.080 CFS	1,368.00 AF

Location of Point(s) of Diversion

SNAKE RIVER	SE1/4NW1/4	Sec. 30, Twp 02S, Rge 01E, B.M.
OWYHEE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	01W	23									38.0			32.0		40.0	40.0		150.0
02S	01W	26			40.0	40.0										38.0	36.0		154.0

Total Acres: 304

Conditions of Approval:

1. X36 Right 2-10017 is also diverted through the point of diversion described above.
2. E60 USE OF THIS RIGHT WITH RIGHT NO. 2-10017 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 29.0 CFS.
3. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2251 V1

4. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
5. C18 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.

Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
-------------	---------------	--------------

29

Combined Water Rights: 2-10017 , 2-2251

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	3/10/2005 1:17:45 PM	srobischon			Active
Contacts	3/10/2005 1:17:46 PM	srobischon			Active
Priority Date	3/10/2005 1:18:24 PM	srobischon			Active
POD	3/10/2005 1:18:42 PM	srobischon			Active
Source	3/10/2005 1:20:42 PM	srobischon			Active
POU	3/10/2005 1:21:09 PM	srobischon			Active
Use	3/10/2005 1:21:31 PM	srobischon			Active
Season	3/10/2005 1:29:05 PM	srobischon			Active
Quantity	3/10/2005 1:29:42 PM	srobischon			Active
Summary			03/10/2005	srobischon	Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2251 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	3/10/2005 1:21:09 PM	srobischo	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	3/10/2005 1:21:31 PM	srobischo	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POD	3/10/2005 1:16:28 PM	srobischo	Edited point location
POU	3/10/2005 1:16:52 PM	srobischo	Edited shape boundary
Contacts	3/10/2005 1:17:46 PM	srobischo	(No) 1. Do you want to schedule an appointment? Comment for 1: desk review
Contacts	3/10/2005 1:17:46 PM	srobischo	(No) 1. Do you want to schedule an appointment? Comment for 1: desk review
Priority Date	3/10/2005 1:18:24 PM	srobischo	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	3/10/2005 1:18:43 PM	srobischo	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (Yes) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2251 V1

Season	3/10/2005 1:29:05 PM	srobischo	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	3/10/2005 1:29:43 PM	srobischo	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - 304 acres * 4.5 afy/acre = 1368 afy
Summary	3/10/2005 1:35:37 PM	srobischo	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	3/10/2005 1:17:26 PM	srobischo	Edited shape boundary
Source	3/10/2005 1:20:42 PM	srobischo	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

Water Supply Bank:

Adjudication Recommendation Report 2-10017 V2

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 2-10017 V2

Total Acres: 2191

Conditions of Approval:

1. E60 USE OF THIS RIGHT WITH RIGHT NO. 2-2251 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 29.0 CFS.
2. X36 Right 2-2251 is also diverted through the point of diversion described above.
3. P29 THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 2-2249, 2-2250, 2-2252, 2-2253, 2-2254, 2-2255 and 2-2256.
4. C18 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.
5. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:

Comments:

1. srobischn 3/10/2005 quantity

Comment: claim is for combination of rights 2-2249, 2-2250, 2-2251, 2-2252, 2-2253, 2-2254, 2-2255 & 2-2256, sum rights mdot=43.41, ac=2240, v=10080, claim mdot=43.82, ac=2191, v=9860, field exams for rights indicate max mdot=23.8 (5x700 hp pumps), exam for 2-2251 indicates max mdot=29 (6x700 hp pumps), rec mdot=29

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
29		
Combined Water Rights: 2-10017 , 2-2251		

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	3/10/2005 11:39:27 AM	srobischn			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-10017 V2

Priority Date	3/10/2005 11:39:54 AM	srobischon	Active
POD	3/10/2005 11:40:28 AM	srobischon	Active
Source	3/10/2005 11:41:51 AM	srobischon	Active
POU	3/10/2005 11:42:05 AM	srobischon	Active
Use	3/10/2005 11:42:26 AM	srobischon	Active
Season	3/10/2005 11:43:24 AM	srobischon	Active
Quantity	3/10/2005 11:44:32 AM	srobischon	Active
Summary	03/10/2005	srobischon	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	3/10/2005 11:39:04 AM	srobischon	Edited shape boundary
Season	3/10/2005 11:43:25 AM	srobischon	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	3/10/2005 11:44:33 AM	srobischon	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 2191 acres * 4.5 afy/acre = 9860 afy
Priority Date	3/10/2005 11:39:54 AM	srobischon	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-10017 V2

Source	3/10/2005 11:41:52 AM	srobischo	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Summary	3/10/2005 11:50:39 AM	srobischo	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	3/10/2005 11:37:45 AM	srobischo	Edited point location
Contacts	3/10/2005 11:39:27 AM	srobischo	(No) 1. Do you want to schedule an appointment? Comment for 1: desk review
POD	3/10/2005 11:40:29 AM	srobischo	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (Yes) 10. Is a POD remark and/or condition required?
POU	3/10/2005 11:42:06 AM	srobischo	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	3/10/2005 11:42:26 AM	srobischo	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-10017 V1

WATER RIGHT NUMBER: 2-10017 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HULET FARM MANAGEMENT CO C/O JAY H HULET 15103 MURPHY FLAT RD MURPHY, ID 83650 (208)834-2738

Priority Date: 12/04/1963

Basis:

Status: Closed

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	43.400 CFS	1,440.00 AF

Total Diversion:Location of Point(s) of Diversion

SNAKE RIVER	SE1/4NW1/4	Sec. 30, Twp 02S, Rge 01E, B.M.
OWYHEE County		

Place of UseConditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-10017 V1

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Water Supply Bank:

2-2249 (6.4 cfs) - 320

- field exam 6/11/73 (Booker)

- 65 lines, 33 heads/line, $42 < P < 100$, believe $\bar{P} \approx 75$

$$-(65)(33)(5)/450 = 23.8 \text{ cfs}$$

- 2249, 52, 53 & 54 in land map

- Copy of Barron Sinker Butte CC compilation of 9/14/72

2-2250 (5.6 cfs) - 320

- field exam 9/14/72 (Barron)

- 594 rainbird 30W5, $\frac{9}{64}$ " ϕ , 55 psi $\Rightarrow$ 5.6 cfs

- 150 & 50 hp pump in holding pond

2-2252 (6.4 cfs) - 320

- field exam 6/11/73 (Booker) - see above

2-2253 (6.4 cfs) - 320

- field exam 6/11/73 (Booker) - see above

2-2254 (6.4 cfs) - 320

- field exam 6/11/73 (Booker) - see above

- Q measured result shown as 22.8 (V 23.8), same alg.

2-2255 (5.81 cfs) - 320

- field exam 9/14/72 (Barron)

- 594 rainbird 30W5, $\frac{9}{64}$ " ϕ , 60 psi $\Rightarrow$ 5.81 cfs

2-2256 (6.4 cfs) - 320

- field exam 6/11/73 (Barron) - see above

2-2251 license file - 6.08 cfs, 304 ac

1/21/89 Memo Hulet to Tutthill

- Cecil Thomas will do field exam

? permit for 6.4, 320
land list shows 304
license 6.08, 304

4/17/89 Memo Saxton to Hulet

- permit lapse (no fee or exam report)

9/2/87 Memo Shurte to Tule

- fee sheets w/ no \$ submitted 6/4/87

- no Shurte reply until 8/25/87

due 6/2
lose 2 days

8/25/87 Memo Shurte to Hulet

- fees due, no priority loss 6/4 → 8/25

- priority loss > 8/25

6/4/87 (recd stamp, also 9/21/87 stamp)

Memo, Thomas to IDWR

- Thomas will conduct exam

4/3/87 Memo, IDWR to Hulet

- exam required by 4/3/88

recd 3/15/89
lose 346 days

9/14/72 field exam compilation (M Barron?)

- 5 x 700 hp pumps

- 2- 2249, 50, 51, 52, 53, 54, 55, 56

in CRP 1990

original priority 12/4/63 final 11/17/64

field exam indicates 6 pumps (6th away for repair)

- 2320 to 3020, 36" Ø, .4 mi penstock to canal

- conducted 6/13/88, 2/27/89

- max m = 29 cfs, several days 6, 7, 1986

10/4/83 adjud. claim analysis sheet

claim file

- will measure spring 84, acres only

- prior exam (5 pumps) indicates 23.8

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: A02-02251
Date Received: 1/19/1989
Receipt No: W003113
Received By: EOR

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

1. Name: HULET FARM MANAGEMENT CO. 208-834-2738
Address: % JAY H. HULET
HC 79 BOX 2020
MURPHY, ID 83650
2. Date of Priority: DEC 04, 1963
3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	01E	30	SE	NW			OWYHEE
5. Description of diverting works:
RIVERSIDE PUMP TO PENSTOCK TO DITCH TO PRESSURIZING STATIONS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	6.400		
7. Total Quantity Appropriated is:
6.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/VARIABLE AMOUNTS AND BREEDS
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	01W	23	NE	SW		IRR	38.0
			SE	SW		IRR	34.0

A02-02251

Page 1

Date: 06/06/89

MICROFILMED
AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	01W	23	NW	SE		IRR	40.0
			SW	SE		IRR	40.0
					Section Acres		152.0
		26	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NW	SE		IRR	38.0
			SW	SE		IRR	36.0
					Section Acres		154.0
					Total Acres		306.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
A02-10017

14. Remarks:

THIS CLAIM IS BASED ON PERMIT # 02-02251 THAT WILL HAVE THE P.D. ADVANCED DUE TO FIELD EXAM BEING SUBMITTED AFTER DUE DATE. DAYS OF ADVANCEMENT NOT AVAILABLE AT THE DATE OF THIS ENTRY. THE LANDS HAVE BEEN IRRIGATED SINCE 1963. SEE A02-10018 FOR BENEFICIAL USE CLAIM BASED ON ORIGINAL P.D. OF PERMIT # 02-02251. ELR

15. Basis of Claim: PERMIT
Water Right Number: 31575

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: _____

For Organizations:

I do solemnly swear or affirm that I am Mgr. of
Hulst Farm Mgm. Co. Title
Organization, that I have signed the foregoing
document in the space below as Mgr. of
Hulst Farm Mgm. Co. Title
Organization and that the statements contained in the
foregoing document are true and correct.

Jay Hulst
Signature of Authorized Agent

Mgr.
Title and Organization

June 6 - 89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6 day
of June 19 89

Eldon L. Roush
Notary Public

Seal

Residing at _____

My Commission Expires _____

Eldon L. Roush
Residing at Boise, Idaho
My Commission Expires September 8, 1994

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: A02-02251
Date Received: 4/13/1989
Receipt No: _____
Received By: _____

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

1. Name: HULET FARM MANAGEMENT CO. 208-834-2738
Address: % JAY H. HULET
HC 79 BOX 2020
MURPHY, ID 83650

2. Date of Priority: DEC 04, 1963?

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	01E	30	SE	NW			OWYHEE

5. Description of diverting works:
RIVERSIDE PUMP TO PENSTOCK TO DITCH TO PRESSURIZING STATIONS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	6.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/VARIABLE AMOUNTS AND BREEDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	01W	23	NE	SW		IRR	38.0
			SE	SW		IRR	34.0

A02-02251

Page 1

Date: 04/19/89

MICROFILMED
AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	01W	23	NW	SE		IRR	40.0
			SW	SE		IRR	40.0
					Section Acres		152.0
		26	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NW	SE		IRR	38.0
			SW	SE		IRR	36.0
					Section Acres		154.0
					Total Acres		306.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
A02-10018

14. Remarks:

THIS CLAIM IS BASED ON PERMIT # 02-02251 THAT WILL HAVE THE P.D. ADVANCED DUE TO FIELD EXAM BEING SUBMITTED AFTER DUE DATE. DAYS OF ADVANCEMENT NOT AVAILABLE AT THE DATE OF THIS ENTRY. THE LANDS HAVE BEEN IRRIGATED SINCE 1963. SEE A02-10018 FOR BENEFICIAL USE CLAIM BASED ON ORIGINAL P.D. OF PERMIT # 02-02251. ELR

15. Basis of Claim: PERMIT
Water Right Number: 31575

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: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

A02-10018

Water Right Number - 02-02251 Adj. Flag Translation: Standard Water Right Number Old (D) Number - 31575
+ - - - - Last Name - - - - + - - - - - Address - - - - -

*** C - CURRENT OWNER ***
HULET
JAY H.

*** O - ORIGINAL OWNER ***
WARRICK
HARRY M.

1 -
2 -
3 -
City- MURPHY
Phone -
State- ID Zip- 83650

1 -
2 -
3 -
City-
Phone -
State- Zip-
+ - - - - Priority Date - - - +
12/04/1963
+ - - - - Source - - - - +
SNAKE RIVER
+ - - - - Stage - - - - +
P - PERMIT
+ - - - - Tributary - - - - +
COLUMBIA RIVER

TwN Rng Sec Tract Lot Rflg County Point of Diversion Stream Index (Blank if no Index Code)
02S 01E 30 SE NW (73) OWYHEE 272.0

+ - - - - Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 6.400
+ - - - - Total Div. Rate - + - - - Total Div. Volume - + - - - Total Consumptive Use - + - - - KW Usage - +
6.400

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
02S	01W	23	NE SW	40.0	01	IRRIGATION	(73)	OWYHEE	
02S	01W	23	SE SW	40.0	01	IRRIGATION	(73)	OWYHEE	
02S	01W	23	NW SE	40.0	01	IRRIGATION	(73)	OWYHEE	
02S	01W	23	SW SE	40.0	01	IRRIGATION	(73)	OWYHEE	
02S	01W	26	NW NE	40.0	01	IRRIGATION	(73)	OWYHEE	
02S	01W	26	SW NE	40.0	01	IRRIGATION	(73)	OWYHEE	
02S	01W	26	NW SE	40.0	01	IRRIGATION	(73)	OWYHEE	
02S	01W	26	SW SE	40.0	01	IRRIGATION	(73)	OWYHEE	

Total Acres: 320.0

Diversion Means - PUMP, PIPE, DITCH & SPRINKLER.

Non-Irrigation Use -

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AUG 07 1992

Claim as use
Beneficial use

MICROFILMED
AUG 07 1992

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-02251 Date: 5-6-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	25	1W	23									38			34		40	40		152
GIS												40			39		40	40		159
Claim			26		40	40											38	36		154
GIS					40	40											39	33		155
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1Total Claimed Acres: 306

Overlapping POU Claim #'s:

Total GIS Acres: 314

COMMENTS:

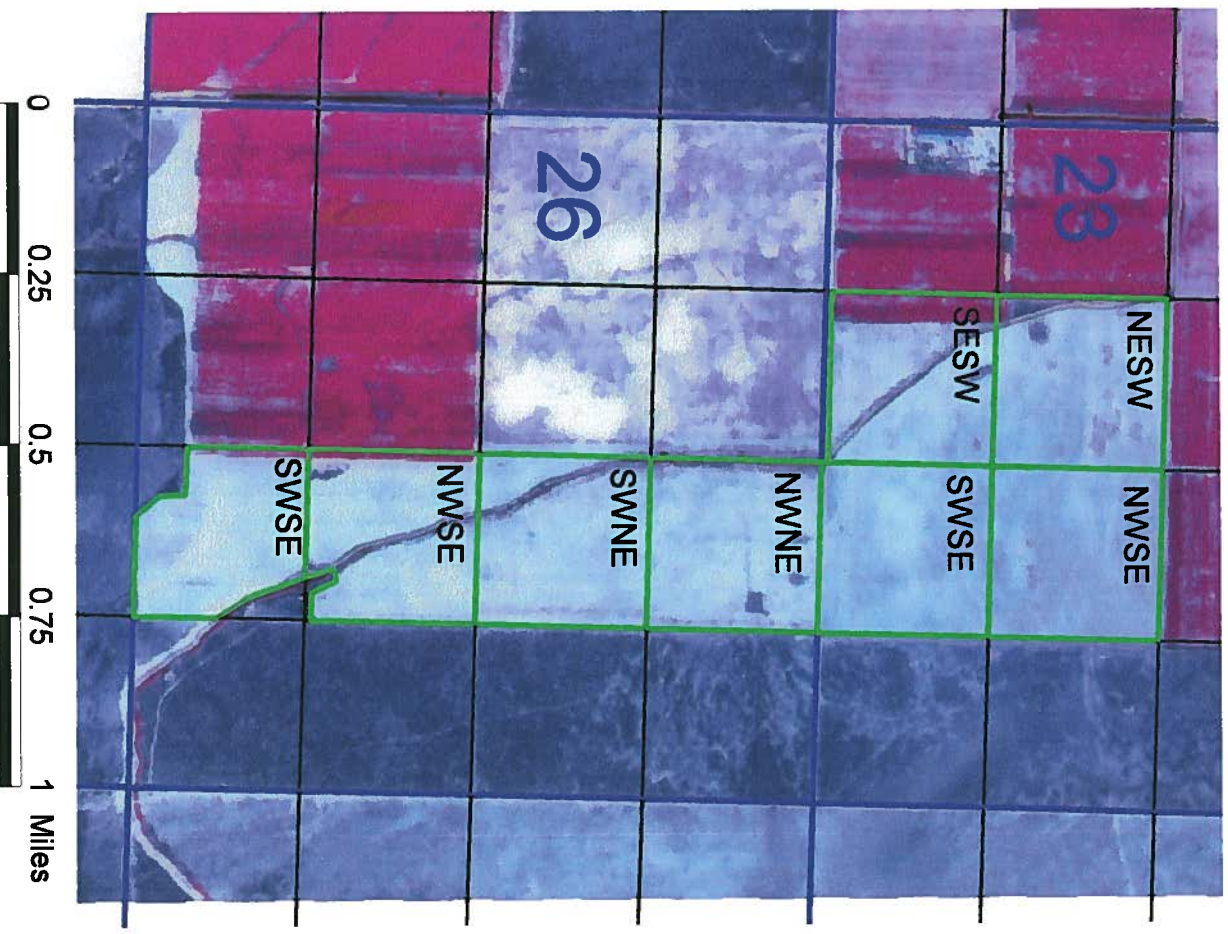
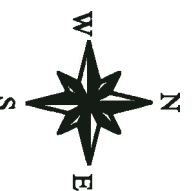
POU - per claim mapPOD - estimated per legal description - No image available

Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 02-02251
Legal: T02S, R01W, S23, 26
Reviewed By:

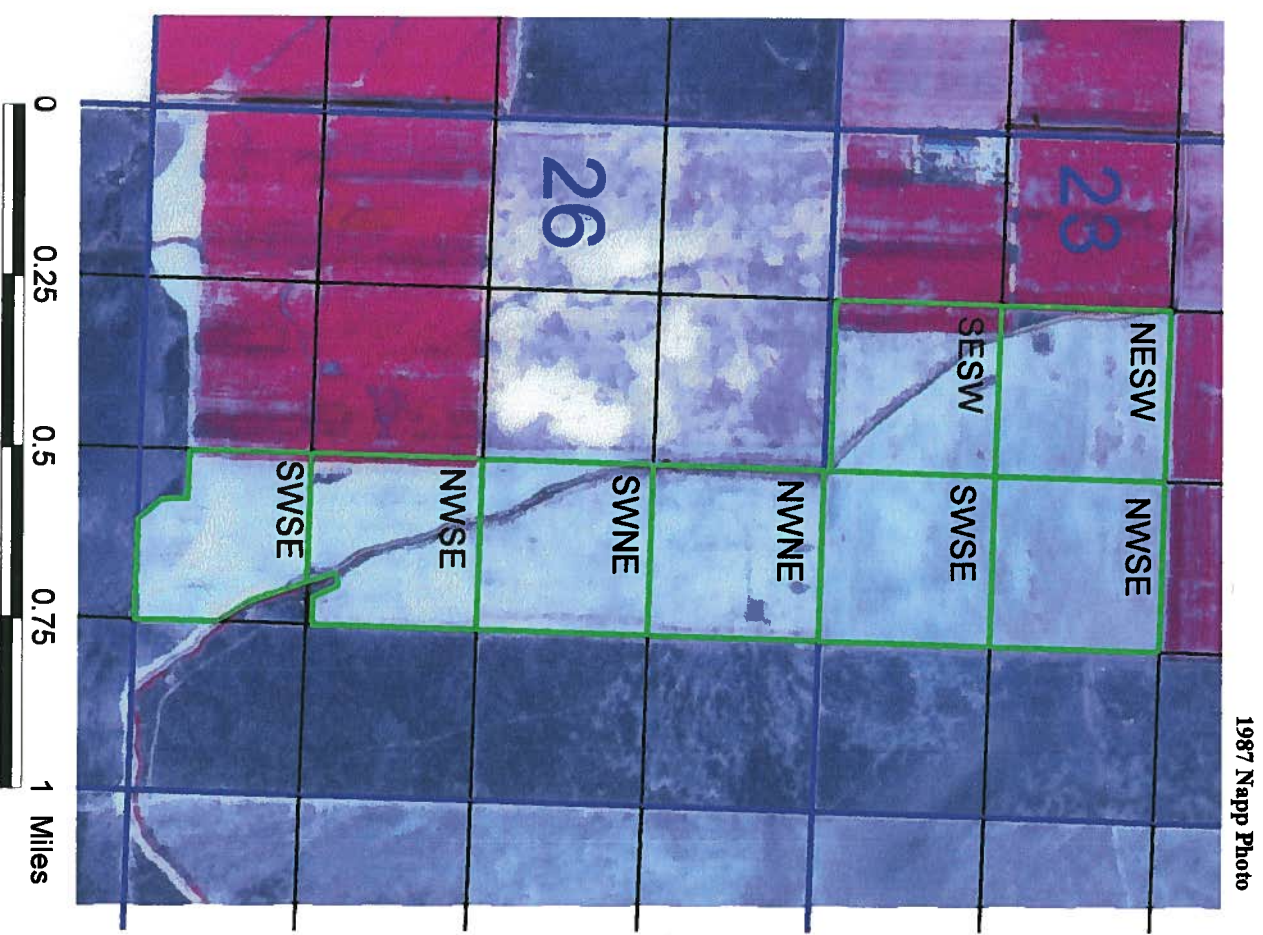
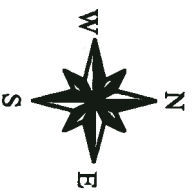
- Point of Diversion
(Located Outside View)
- Place of Use
- Section Lines
- Quarter Quarter Lines



Idaho Department of Water Resources

Claim Number: 02-02251
Legal: T02S, R01W, S23, 26
Reviewed By:

- Point of Diversion
(Located Outside View)
- Place of Use
- Section Lines
- Quarter Quarter Lines



November 21, 1974

Re: Permit No. 31575/02-2251

Bandra Nichols
2445 E. Amity Road
Meridian, ID 83642

Dear Mr. Nichols:

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

Before a water license can be issued under this permit, a field examination must be made by a representative of the 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.

In a review of our records, we find that you hold Permit No. 02-7058 which is for the irrigation of the same land and is the same project as covered under Permit No. 31575/02-2251. Permit No. 02-7058 was issued to you before the assignment was executed on Permit No. 31575/02-2251 conveying the permit to you. Therefore, Permit No. 02-7058 appears to be unnecessary, and we therefore request that it be relinquished in order that the Department may remove it from our records.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/DDR:jjs
Enc: Relinquishment form

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AUG 07 1992

IN THE DISTRICT COURT OF THE FourthJUDICIAL DISTRICT JUN 10 1981OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF AdaDepartment of Water Resources
Western Regional OfficeIN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon ~~WRANGLING~~
Border.**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-2251 I.D. No.	Map No.
\$ <u>10-</u> Fee Paid	<u>19420</u> Receipt No.

Notice is hereby given that Jay H. Hulet

(Name of Claimant)

Murphy Idaho 83650

(Mailing Address)

Telephone No. 834-2738

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 12/4/1963
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---|--|---|
| Quantity <u>6.4 cfs</u>
(CFS, GPD, AF) | Use <u>irrigation</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates Inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates Inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates Inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates Inclusive) |
- (4) 6.4 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 30, Twp. 2S, Rge. 1E, B.M., Owyhee County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. _____
pump, pipeline, ditch sprinkler system
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			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 $\frac{1}{4}$	
2S	1W	23									40			40		40	40		160
		26		40	40											40	40		160

Total no. of acres 320

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks This right will reflect same acreage and rate of diversion as license to be issued.
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
FEL
- ☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-2251

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

May 6, 1981

(Date)

Individual

Jay H. Hulet
(Signature of Claimant)

(Signature of Spouse)

Organization

State of Idaho

Organization

County of Owyhee

ss.

Seal

(Signature of Authorized Agent)

On this 6th day of May, in the year 1981 before me
a notary public, personally appeared Jay H. Hulet

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they), corporation, partnership or _____ executed the same.

My commission expires LifeNotary Public residing at Boise

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AUG 07 1992



208-HOP-KINS (467-5467)
800-597-7154
FAX 208-323-0667
www.hopkinsfs.com

"The Common Sense Lender"

111 Auto Drive, Suite 105
Boise, ID 83709

RECEIVED

JUN 21 2000

Department of Water Resources

To: Department of Water Resources
1301 N. Orchard
Boise, ID. 83720

Re: Hulet Farm Management Co.
HC 79 Box 2020
Murphy, ID. 83650
(208) 834-2738

RECEIVED

JUL 12 2000

WATER RESOURCES
WESTERN REGION

A02-02251
A02-10017

Attn: ~~Sharla Curtis~~ SRBA staff

Dear Sharla:

We are notifying the Department of Water Resources to let you know that we are the first position lien holder on the property described in the mortgage note. Please review the mortgage note and legal and if ever any circumstances arise regarding water rights to this land we ask that we be notified immediately.

Thank you for you help,

Terence Woods
Loan Officer
Hopkins Financial Services, Inc.

No changes made
in database -
would not allow me
to add Hopkins
as lien holder.

9-5-00

PC 22816
P03209

QUEST OF
Promissory
21

231090

FILED - RECORDED

00 JAN 14 PM 1:44

MORTGAGE

CHITEN
BY B. A. A.

THIS MORTGAGE is made this 31st day of January, 2000, between Jay H. Hulet, also known as Jay Hulet and Gertrude Hulet, husband and wife, herein called Mortgagor; whose address is HC 79 Box 2020, Murphy ID 83650 and Hopkins Growth Fund, L.L.C., A Limited Liability Company, "As Trustee On A Parity For The Benefit Of All Series "G" Debenture Holders", Mortgagee, whose address is 111 Auto Drive Suite#105; Boise, ID 83709 and herein referred to as "Lender".

FOR VALUE RECEIVED, Mortgagor hereby grants, bargains, sells and conveys to Lender, that property (which is hereinafter referred to as the "Property") located in the County of Owyhee, State of Idaho, which is described as follows:

See Attached Exhibit "A" containing Legal Description on approximately 2,720 acres in Owyhee County, Idaho

Together With

- (i) water rights appertaining thereto;
- (ii) all rents, issues, profits and income derived from the Property (collectively called "Rents") subject to the right given to Lender to collect and apply such Rents;
- (iii) all leasehold estate, right and interest of Mortgagor in and to all leases or subleases on the Property or any portion thereof now existing or hereafter entered into;
- (iv) with all easements, rights-of-way and rights used in connection with the Property or as a means of access thereto; and
- (v) any and all buildings and improvements now existing or hereafter erected on the Property, including, but not limited to, the fixtures, attachments, appliances, equipment, machinery, and other articles attached to said buildings and/or improvements.

For the Purpose of Securing:

- a. Payment of indebtedness in the principal amount of FIVE HUNDRED FIFTY THOUSAND DOLLARS and NO CENTS (\$550,000.00) with interest thereon, evidenced by that Promissory Note (Note) dated January 13, 2000, with a maturity date of January 13, 2002, executed by Jay H. Hulet, also known as Jay Hulet and Gertrude Hulet, husband and wife (Mortgagor) and which has been delivered to and is payable to the order of Lender;
- b. Payment of all sums advanced by Lender to protect the Property, with interest thereon at the rate provided in the Note;
- c. Performance of all obligations of Mortgagor contained in this Mortgage, or any other Loan Documents or instruments given to evidence or further secure the payment and performance of any obligation secured hereby; and
- d. Payment of all other sums, with interest thereon, which may hereafter be loaned (solely in the discretion of Lender) to Mortgagor, or its successors or assigns, by Lender, when evidenced by a promissory note or notes reciting that it is secured by this Mortgage.

To Protect the Security of this Mortgage, Mortgagor Hereby Covenants and Agrees:

1. **Payment of Secured Obligations:** To pay when due the principal of, and the interest on, the indebtedness evidenced by the Note, charges, fees and all other sums as provided in the Loan Instruments, and the principal of, and interest on, any future advances secured by this Mortgage, and to pay when due any and all charges, indebtedness, obligations and charges which at any time are senior in priority to the security of this Mortgage.

2. **Maintenance, Repair and Alterations:** To keep the Property in good condition and repair, not to remove, demolish or substantially alter (except such alterations as may be required by laws, ordinances or regulations) any of the improvements; to complete promptly and in good and workmanlike manner any building or other improvement which may be constructed on the Property and promptly restore in like manner any improvement which may be damaged or destroyed thereon, and to pay when due all claims for labor performed and materials furnished therefore; to comply with all laws, ordinances, regulations, covenants, conditions and restrictions now or hereafter affecting the Property or any part thereof or requiring any alterations or improvements; not to commit or permit any waste or deterioration of the Property, to keep and maintain abutting grounds, roads, parking and landscape areas in good and neat order and repair; and not to commit, suffer or permit any act to be done in or upon the Property in violation of any law, ordinance or regulation.

3. **Required Insurance:** To at all times provide, maintain and keep in force the following policies of insurance:
a. Public Liability Insurance covering Mortgagor, Lender, and other senior beneficiaries named by Lender, and the Property in the amounts deemed prudent by Mortgagor, but in any event such limits shall not be less than \$500,000 for personal injury and death and \$250,000 for property damage, and \$350,000 for hazard insurance on the improvements of the Property.
b. Such other insurance, and in such amounts, as may from time to time be reasonably required by Lender against the same or other hazards.
c. All policies of insurance required by the terms of this Mortgage shall contain an endorsement or agreement by the insurer that any loss shall be payable in accordance with the terms of such policy notwithstanding any act or negligence of Mortgagor which might otherwise result in forfeiture of said insurance and the further agreement of the insurer waiving all rights of set off, counterclaim or deductions against Mortgagor.

- d. All policies of insurance shall be issued by companies satisfactory to Lender.
- e. All policies shall have attached thereto a Lender's loss payable endorsement for the benefit of Lender and any other senior loans of the subject property named by Lender in form satisfactory to Lender.

After the happening of any casualty to the Property or any part thereof, Mortgagor shall give prompt written notice thereof to Lender.

4. **Taxes And Assessments:** To pay, at least ten (10) days prior to delinquency, all real property taxes and assessments, general and special, and all other taxes and assessments of any kind or nature whatsoever, including without limitation non-governmental levies or charges resulting from covenants, conditions and restrictions affecting the Property, which are assessed or imposed upon the Property, or become due and payable, and which create, may create or appear to create a lien upon the Property, or any part thereof. In addition to the payments due in accordance with the terms of the Note hereby secured the Mortgagor shall at the option, and on demand of the Lender, pay each month 1/12th of the estimated annual taxes, assessments, insurance premiums, maintenance and other charges upon the Property, nevertheless in trust for Mortgagor's use and benefit and for the payment by Lender of any such items when due. Mortgagor's failure so to pay shall constitute a default under the terms of this Mortgage.

5. **Utilities:** To pay when due all utility charges which are incurred by Mortgagor for the benefit of the Property or which may become a charge or lien against the Property for any utilities or services whatsoever furnished to the Property and all other assessments or charges of a similar nature, whether public or private, affecting the Property or any part thereof, whether or not such taxes, assessments or charges are liens or may become such thereon.

6. **Preservation:** Should Mortgagor fail to make any payment or to do any act as and in the manner provided in this Mortgage or any of the Loan Instruments which are part of this security transaction, Lender, without obligations so to do and without notice to or demand upon Mortgagor and without releasing Mortgagor from any obligation, may make or do the same in such manner and to such extent as Lender may deem necessary to protect the security hereof. In connection therewith Lender shall have the right, but not the obligation, to

- (i) enter upon and take possession of the Property;
- (ii) make additions, alterations, repairs and improvements to the Property which the Lender may consider necessary or proper to keep the Property in good conditions and repair;
- (iii) appear and participate in any action or proceeding affecting or which may affect the security hereof or the rights or powers of Lender;
- (iv) pay, purchase, contest or compromise any encumbrance, claim, charge, lien or debt which in the judgment of Lender may affect or appears to affect the security of this Mortgage or be prior or superior hereto; and
- (v) in exercising such powers, to pay necessary expenses, including employment of legal counsel or other necessary or desirable consultants.

Mortgagor shall, immediately upon demand therefore by Lender pay all costs and expenses incurred by Lender (together with interest thereon at the rate of 15% per annum until paid) in connection with the exercise by Lender of the foregoing rights, including without limitation costs of evidence of title, court costs, appraisals, surveys and attorney fees.

7. **Survival of Warranties:** To fully and faithfully satisfy and perform the obligations of Mortgagor contained in Mortgagor's and Lender's loan agreement, and any application and/or commitment of Mortgagor, and each agreement of Mortgagor incorporated by reference therein or herein, and any modification or amendment thereof, all representations, warranties and covenants of Mortgagor contained in any of the foregoing loan instruments, or incorporated therein by reference, shall survive the close of escrow and funding of the loan evidenced by the Note and shall remain continuing obligations, warranties and representations of Mortgagor during any time when any portion of the obligations secured by this Mortgage remain outstanding.

8. **Eminent Domain:** Should the Property, or any part thereof or interest therein, be taken or damaged by reason of any public improvement or condemnation proceeding, or in any other manner, or should Mortgagor receive any notice or other information regarding such proceeding, Mortgagor shall give prompt written notice thereof to Lender.

8.1 Lender shall be entitled to all compensation, awards and other payments or relief therefore, and shall be entitled at its option to commence, appear in and prosecute in its own name any action or proceedings. Lender shall also be entitled to make any compromise or settlement in connection with such taking or damage. All such compensation, awards, damages, rights of action and proceeds awarded to Mortgagor are hereby assigned to Lender, and Mortgagor agrees to execute such further assignments of such proceeds as Lender may require.

8.2 In the event any portion of the Property is so taken or damaged, Lender shall have the option, in its sole and absolute discretion, to apply all the proceeds therefrom, after deducting therefrom all costs and expenses (regardless of the particular nature thereof and whether incurred with or without suit) including attorney's fees, incurred by it in connection with such proceeds, upon any indebtedness secured hereby and in such order as Lender may determine, or to apply all such proceeds, after such deductions, to the restoration of the Property upon such conditions as Lender may determine. Such application or release shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.

9. **Additional Security:** In the event Lender at any time holds additional security for any of the obligations secured hereby, it may enforce the sale thereof or otherwise realize upon the same, at its option, either before or concurrently herewith or after a sale is made hereunder.

10. **Successors And Assigns:** This Mortgage applies to, inures to the benefit of and binds all parties hereto, their heirs, legatees, devisees, administrators, executors, successors and assigns. The term Lender shall mean the owner and holder of the Note, whether or not named as Lender herein. In this Mortgage, whenever the context so requires, the masculine gender includes the feminine and/or neuter, and the singular number includes the plural.

11. **Inspections:** That Lender or its agents, representatives or workmen, are authorized to enter at any reasonable time upon or in any part of the Property for the purpose of inspecting the same and for the purpose of performing any of the acts it is authorized to perform under the terms of any of the Loan Instruments.

12. Liens: To pay and promptly discharge, at Mortgagor's cost and expense, all liens, encumbrances and charges upon the Property, or any part thereof or interest therein; provided that the existence of any mechanic's, laborer's, materialman's, supplier's or vendor's lien or right thereto shall not constitute a violation of this paragraph if payment is not yet due under the contract which is the foundation thereof, and if such contract does not postpone payment for more than fifty-five (55) days after the performance thereof. Mortgagor shall have the right to contest in good faith the validity of any such lien, encumbrance or charge, provided Mortgagor shall first deposit with Lender a bond or other security satisfactory to Lender in such amounts as Lender shall reasonably require, but not more than one and one-half (150%) of the amount of the claim, and provided further that Mortgagor shall thereafter diligently proceed to cause such lien, encumbrance or charge to be removed and discharged. If Mortgagor shall fail to discharge any such lien, encumbrance or charge, then, in addition to any other right or remedy of Lender, Lender may, but shall not be obligated to, discharge the same, either by paying the amount claimed to be due, or by procuring the discharge of such lien by depositing in court a bond for the amount claimed or otherwise giving security for such claim, or in such manner as is or may be prescribed by law.

13. Lender's Powers: Without affecting the liability of any other person liable for the payment of any obligation herein mentioned, and without affecting the lien or charge of this Mortgage upon any portion of the Property not then or theretofore released as security for the full amount of all unpaid obligations, Lender may, from time to time and without notice

- (i) release any person so liable,
- (ii) extend the maturity or alter any of the terms of any such obligation,
- (iii) grant other indulgences,
- (iv) release or reconvey, a parcel, portion or all of the Property,
- (v) take or release any other or additional security for any obligation herein mentioned, or
- (vi) make compositions or other arrangements with debtors in relation thereto.

14. Status And Use Of The Property: Environmentally Hazardous Materials:

That the Property complies and will continue to comply during the time any amount of the Note remains unpaid with all requirements of applicable comprehensive plan, zoning, use, building and environmental and protection laws, regulations and ordinances. There are no environmentally hazardous materials, wastes or substances contained on or deposited on or under the surface of the Property. There are no potentially hazardous environmental conditions on the Property and there are no underground storage tanks located at the Property. The Property has not been identified by any governmental agency as a site upon which, or potentially upon which, environmentally hazardous materials have been (or may have been) located or deposited. Mortgagor agrees that no hazardous materials, wastes or substances will be generated, stored, used or disposed of on the Property, nor will the same be transported to or over the Property. "Hazardous" materials, wastes and substances shall be interpreted broadly to include, without limitation, those designated as hazardous under the Comprehensive Environmental Response, Compensation and Liability Act of 1980 ("CERCLA"), as amended by the Superfund Amendments and Reauthorization Act of 1986 ("SARA"), and the Idaho Hazardous waste Management Act of 1983 ("IHWMA"). Mortgagor agree to comply with all federal, state and local legislation, rules and regulations now or hereafter in effect relating to environmental protection, including, without limitation, CERCLA, SARA and IHWMA, as the same may be applied to Mortgagor, the Property or occupancy or use thereof. Mortgagor agrees to indemnify Lender and hold it harmless from and against any and all claims, costs and expenses (including attorney fees) relating to such environmental provisions, notwithstanding any exculpatory or non-recourse language in this Mortgage or any of the other Loan Instruments.

15. Due on Sale: So long as any obligation secured hereby remains unpaid, Mortgagor shall not sell, lease, convey or alienate, or further encumber the Property, or any part thereof, or any interest therein (except as allowed in the Loan Instruments), without the prior written consent of Lender, which consent will not be unreasonably withheld, and if consented to by Lender, then Lender shall be entitled to modify, at its discretion, the terms and conditions of the Note evidencing the obligation secured hereby, including an increase in the interest rate otherwise payable on the Note, by up to three percent (3%) per annum, to compensate for the increased risk. The provisions hereof shall apply to Mortgagor's successors and assigns. Should the Property, or any part thereof, be sold or conveyed or become the subject of any agreement to sell or to encumber prior to the maturity of the Note secured hereby, without the consent of Lender, then the entire indebtedness and obligations secured hereby shall become due and payable immediately at the option of Lender. In the event ownership of the Property or any portion thereof becomes vested in a person other than the Mortgagor, Lender may, without notice to the Mortgagor, whether or not Lender has given written consent to such change in ownership, deal with such successor(s) in interest with reference to this Mortgage and the obligations secured hereby, and in the same manner as with the Mortgagor, without in any way vitiating or discharging Mortgagor's liability hereunder or the obligations secured hereby. A transfer to another corporate entity which is a corporation in which Mortgagor owns a majority of the common stock shall not be deemed a violation of this paragraph, however in such instance, a transfer of the control of such corporation shall be a violation of this paragraph. A transfer by devise, descent or operation of law upon the death of the Mortgagor, shall not be considered a violation of this paragraph.

16. Court Appearances: To appear in and defend any action or proceeding purporting to affect the security of this Mortgage or the rights or powers of Lender and to pay all costs and expenses, including cost of evidence of title and attorneys fees, in any such action or proceeding in which Lender may appear.

17. Rents, Issues and Profits: As Additional security, Mortgagor hereby gives to and confers upon Lender the right, power and authority, during the continuance of this Mortgage, to collect the rents, issues and profits of said Property, reserving unto the Mortgagor the right, prior to any default in payment of any indebtedness secured hereby or in performance of any agreement hereunder, to collect and retain such rents, issues and profits at they become due and payable. Upon any default, Lender may at any time without notice, either in person, by agent, or by a receiver to be appointed by a court, and without regard to the adequacy of any security for the indebtedness hereby secured, enter upon and take possession of said Property or any part thereof, in his own name sue for or otherwise collect such rents, issues and profits including those past due and unpaid, and apply the same, less costs and expenses of operation and collection, including reasonable attorney's fees, upon an indebtedness secured hereby, and in such order as Lender may determine. The entering upon and taking possession of said property, the collection of such rents, issues and profits and the application thereof as aforesaid, shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.

18. Acceptance of Payment: By accepting payment of any sum secured hereby after its due date, Lender does not waive his right either to require prompt payment when due of all other sums so secured or to declare default for failure to pay.

19. Effect of Modification: The interest rate, payment terms, and/or balance due on the loan may be indexed, adjusted, renewed or renegotiated and the mortgage lien herein granted shall not be affected as provided in Idaho Code Section 45-116.

REMEDIES UPON DEFAULT:

1. Events of Default: Any of the following events shall be deemed an event of default:

a. A default in the payment of any installment of principal or interest, late fees or other charges, or any other sum secured hereby when due.

b. Mortgagor files a voluntary petition in bankruptcy or shall be adjudicated a bankrupt or insolvent, or shall file any petition or answer seeking or acquiescing in any reorganization, arrangement, composition, readjustment, liquidation, dissolution or similar relief under present or future federal, state or other statute, law or regulation relating to relief for debtors; or shall seek or consent to or acquiesce in the appointment of any trustee, receiver or liquidator of Mortgagor, or of all or any part of the Property, or of any or all of the rents, issues or profits thereof, or shall make any general assignment for the benefit of creditors, or shall admit in writing its inability to pay its debts generally as they become due;

c. A court of competent jurisdiction enters an order, judgment or decree approving a petition filed against Mortgagor seeking any reorganization, dissolution or similar relief under any present or future federal, state, or other statute, law or regulation relating to bankruptcy, insolvency or other relief for debtors, and such order, judgment or decree shall remain unvacated and unstayed for an aggregate of thirty days from the first date of entry thereof; or any trustee, receiver or liquidator of Mortgagor or of all or any part of the Property, or of any or all of the rents, issues or profits thereof, shall be appointed without the consent or acquiescence of Lender and such appointment shall remain unvacated and unstayed for an aggregate of thirty days;

d. A writ of execution or attachment or any similar process shall be issued or levied against all or any part of or interest in the Property, or any judgment involving monetary damages shall be entered against Mortgagor which shall become a lien on the Property or any part thereof or interest therein and such execution, attachment or similar process or judgment is not released, bonded, satisfied, vacated or stayed within thirty days after its entry or levy;

e. There has occurred a breach of or default under any term, covenant, agreement, condition, provision, representation or warranty contained in this Mortgage or any other Loan Instruments of this transaction.

- f. There has occurred a breach of or default under any term, covenant, agreement, condition, or provision of any
- (i) deed of trust, mortgage, or other security document which additionally secures the Note secured by this Mortgage, or
 - (ii) any deed of trust, mortgage, or other security document which is senior in priority to this Mortgage or to any deed of trust or mortgage which additionally secures the said Note.

2. Acceleration upon Default, Additional Remedies: In the event of default, Lender may declare all indebtedness secured hereby to be accelerated and immediately due and payable and the same shall thereupon become due and payable without any presentment, demand, protest, or notice of any kind. Thereafter, Lender may:

a. Either in person or by agent, with or without bringing any action or proceeding, or by a receiver appointed by a court and without regard to the adequacy of its security, enter upon and take possession of the Property, or any part thereof, in their own name or in the name of a receiver, and do any acts which they deem necessary or desirable to preserve the value, marketability or rentability of the Property, or part thereof or interest therein, increase the income therefrom or protect the security thereof and, with or without taking possession of the of the Property, sue for or otherwise collect the rents, issues and profits thereof, including those past due and unpaid, and apply the same, less costs and expenses of operation and collection including attorney's fees, upon any indebtedness secured hereby, all in such order as Lender may determine. The entering upon and taking possession of the Property, the collection of such rents, issues and profits and the application thereof as aforesaid, shall not cure or waive any default or notice of default hereunder or invalidate any act done in response to such default or pursuant to such notice of default and, notwithstanding the continuance in possession of the Property or the collection, receipt and application of rents, issues or profits, Lender shall be entitled to exercise every right provided for in this Mortgage or any other instruments which are part of this transaction, or by law upon occurrence of any event of default;

b. Commence an action or proceeding under power of sale or otherwise to foreclose this Mortgage, appoint a receiver, or specifically enforce any of the covenants hereof; Mortgagor shall, immediately upon demand therefor by Lender pay all costs and expenses incurred by Lender (together with interest thereon at the applicable rate under the terms of the Note, until paid) in connection with the exercise by Lender of the foregoing rights, including without limitation costs of evidence of title, court costs, appraisals, surveys and attorney fees.

MISCELLANEOUS:

1. Governing Law: This Mortgage shall be governed by the laws of the state of Idaho. In the event that any provision or clause of this Mortgage conflicts with applicable law, such conflict shall not affect other provisions of this Mortgage, and to this end the provisions of this Mortgage are declared severable.

2. Notices: Notices to any party hereunder shall be in writing and shall be effective only if the same is delivered by personal service or mailed by certified mail, postage prepaid, return receipt requested, addressed to the address set forth on the signature page of this Mortgage. Any party may at any time change its address for such notice by delivering or mailing to the other party hereto, as aforesaid, a notice of such change.

3. Captions: The captions or heading at the beginning of some paragraphs are for the convenience of the parties and are not a part of this Mortgage.

4. Invalidity of Certain Provisions: If the lien of this Mortgage is invalid or unenforceable as to any part of the indebtedness, or if the lien is invalid or unenforceable as to any part of the Property, the unsecured or partially secured portion of the debt shall be completely paid prior to the payment of the remaining and secured or partially secured portion of the debt, and

all payment made on the debt, whether voluntary or under foreclosure or other enforcement action or procedure, shall be considered to have been first paid on and applied to the full payment of that portion of the debt which is not secured or fully secured by the lien of this Mortgage.

5. Further Documents: The Mortgagor agrees to sign and execute such further documents as may be required from time to time to evidence the intent of the parties to this transaction.

IN WITNESS WHEREOF, Mortgagor has executed this Mortgage as of the day and year first above written.

Mortgagor:

Jay H. Hulet
Jay H. Hulet, also known as Jay Hulet

Gertrude Hulet
Gertrude Hulet

STATE OF IDAHO, County of Ada, ss.

On this 13th day of January 2000, before me, a Notary Public in and for said State, personally appeared Jay H. Hulet, also known as Jay Hulet and Gertrude Hulet known to me to be the person that executed this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Kimberley C. Hulet
Notary Public
Residing at: Bozler
Commission expires: 1-27-05

The undersigned, Beneficiary, hereby accepts and approves the above Deed of Trust.

Hopkins Growth Fund, L.L.C., An Idaho Limited Liability Company, "As trustee on a parity for the benefit of all Series "G" Debenture Holders"

Aaron L. Van Der Aa

By: Aaron L. Van Der Aa

Title: Authorized Officer and Agent

PO 3209

Exhibit "A"

All in Township 2 South, Range 1 West, Boise Meridian, Owyhee County, Idaho.

- Section 14:** The SW1/4SE1/4 and the S1/2SW1/4
- Section 15:** The SE1/4NE1/4, the SE1/4 and the E1/2SW1/4
- Section 21:** The SE1/4SE1/4
- Section 22:** The E1/2, the SW1/4, and the E1/2NW1/4
- Section 23:** The W1/2 and the W1/2E1/2
- Section 26:** The W1/2 and the W1/2E1/2
- Section 27:** All
- Section 34:** The N1/2NE1/4 and the NE1/4NW1/4



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 12, 1996

RECEIVED

APR 16 1996

WATER RESOURCES
WESTERN REGION

JAY H HULET
HC 79 BOX 2020
MURPHY ID 83650

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 02-02251

Dear Mr. Hulet:

Pursuant to your telephone call of April 11, 1996, I have enclosed a copy of License No. 02-02251 and the associated field report. The license issued in 1994 had Condition No. 6 stating the maximum diversion of 29 cfs for the water rights. I would direct you to the last page of the field report for the measurement description.

Please contact Jim Johnson of this office if you have reservations about the field report and license.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager, Adjudication Section

DVS:ss:region

Enclosures:

Copy of License No. 02-02251

Copy of Field Report for License No. 02-02251

cc: Jim Johnson

MICROFILMED
SEP 19 1996

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

Department of Water Resources
Western Regional Office

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon ~~DRAINAGE BASIN~~
Border.

NOTICE OF CLAIM
TO A
WATER RIGHT

02-2251	
I.D. No.	Map No.
\$ 10-	19420
Fee Paid	Receipt No.

Notice is hereby given that Jay H. Hulet

(Name of Claimant)

Murphy Idaho 83650

(Mailing Address)

Telephone No. 834-2738

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 12/4/1963

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 6.4 cfs Use irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 6.4 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 NW 1/4
Sec. 30, Twp. 2S, Rge. 1E, B.M., Owyhee County

Additional Points: SE 1: 3720 (1) 459.0

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

pump, pipeline, ditch sprinkler system

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
2S	1W	23									40			40		40	40		151 160
											38			35					
		26		40	40											40	40		160 148
					39											35	34		

Total no. of acres 320

299

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks This right will reflect same acreage and rate of diversion as license to be issued.

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-2251

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

May 6, 1981

(Date)

Individual

Jay H. Hulet
(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

Organization

County of Owyhee

Seal

(Signature of Authorized Agent)

On this 6th day of May, in the year 1981, before me a notary public, personally appeared Jay H. Hulet

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that he, she, they, corporation, partnership or executed the same

My commission expires Life

Notary Public residing at Boise

FIELD REPORT

1. Name of permit holder Sandra Nichols

Post office address 2445 E. Amity Road, Meridian, ID

Phone _____

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Snake River
(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 6.4 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 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: _____

4. Total amount to be appropriated:

Max Rate of Diversion 6.4 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2S N/S, Range 1E E/W, B.M., Section 30, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$, Owyhee
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: Pump lifts the water by way of a penstock to a canal that carries the water to the land. Water is taken from the canal by 3 relift pumps & irrigated by sprinklers.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 320

Permit No. 31575/02-2251

Examination for b/u

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

DATE OF EXAM _____

ACREAGE

Found _____

Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____

Domestic Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____

Livestock Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____

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: _____

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. _____, 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 _____ Method of measurement _____

Total Q recommended _____ Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____

Place of Use _____

Other _____

None _____

MEASUREMENT CALCULATION:

SYSTEM DESCRIPTION:

REMARKS:

APR 12 1984
MICHOIGAN

Examiner's Signature _____ Date _____

Checked by _____ Date _____

Approved by _____ Date _____

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by 2K11

Date 10/4/83

Right No. 02-2251

Claimant Jay H. Hulet

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☐ Disallow

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☐ License

☐ Previous Statutory Claim.

☒ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☐ A.S.C.S. Records. Year & Photograph No. 1977 photo with update ^{acres.}

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 10/4/83 acres only

☐ Adj. Report in file ☐ Beneficial Use Report in License (S.O.) File

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. ONE 1 P 1324

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. _____, _____, _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks Will measure water spring 1984
if proposed finding report is made before
measurement and acreage file as
shown on permit. See 02-2249 for
map.

Note
used circled
acres for permit

APR 1 8 1964
MICROFILMED

CONVERSATION MEMORANDUM

DATE 11/10/82FILE 02-2251 PermitNAME OF PARTY Jay H. HuletDeiber RuttEMPLOYEE John A. Hayes

RE: Need to measure system as there are
now 6-700 HP motors. Prior examination
shows system has a capacity of 23.9 cfs.
with 5-700 HP motors.

Present motors	NOTA	Previous
1- 700 HP U.S. electric #1403699		Different
2- 700 HP " " #51422720		Same
3- 700 HP Westinghouse		Different

South side

1- 700 HP 1306135 U.S. electric	Same
2- 700 HP 1368996 " "	Different
3- 700 HP 1388755 " "	Same

9/15/83 JKN

met with Mr. Hulet & he stated that one
of his pumps is down. He will have them
all operating Spring 1984.

MICROFILMED

AUG 16 1994

POOR ORIGINAL

8-7001
2370
2361
other pump site

SINKER BUTTE MUTUAL CANAL COMPANY

Point of Diversion: SE 1/4, Sec. 30, T. 2 S., R. 1 E., N.M.
Source: Snake River (approx. 1/2 mile upstream from Swan Falls)
System Description: The system has 5 Johnsten Vertical Pumps with
Hollowshaft 700 H.P., 2300 V., 60 cys., 3 ph.,
1800 R.P.M., Type HP Motors.
Serial Numbers: 1388 755 ✓
1396 135 ✓
J1417913
J1419324
J1422720 ✓

Each pump has a 14" discharge into a 36" penstock which lifts the water
680 to 710 feet to outlet in canal. Approximately 1 miles of canal carries
the water to two holding ponds which are 3/4 mile and 1/2 mile long and
80' - 100' across. Members of the canal company divert water from various
redirection points on the holding ponds.

Permits: 02-2249
02-2260
02-2251
02-2352
02-2253
02-2254
02-2255
02-2256

Information compiled from field exam
made the 14th day of September, 1972.

W. Wayne Berman
Water Resource Examiner

NOV 1 2 1972
MICROFILMED
88

POOR ORIGINAL

RIW

Hallett

02-2251

NO
ETOP

53
17
6

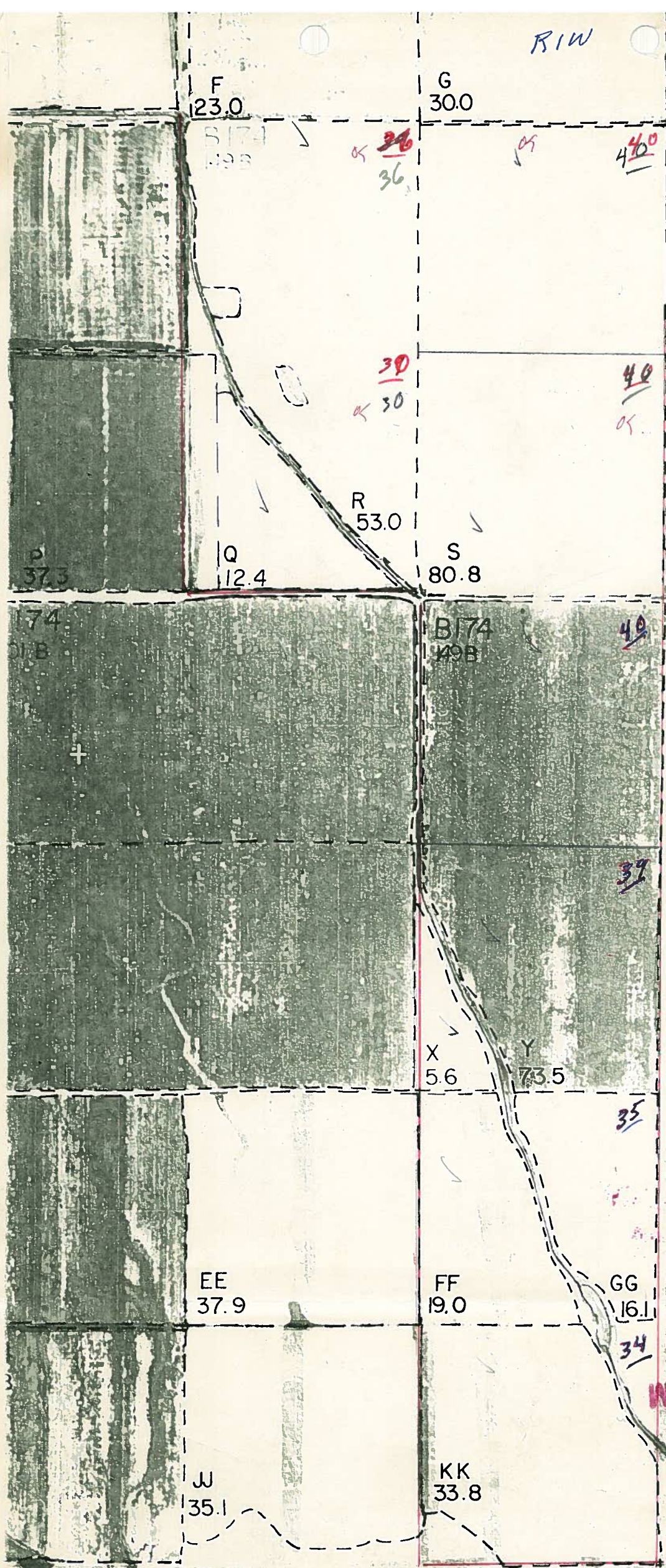
23|24
26|25

17.0
13
30

13.1
19.0
35.1

RECEIVED
JAN 1 1974

26|25
35|36



RECEIVED
JUN 10 1981

IN THE DISTRICT COURT OF THE
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF

JUDICIAL DISTRICT

Department of Water Resources
Western Regional Office

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon x DRAINAGE BASIN.
Border.

NOTICE OF CLAIM
TO A
WATER RIGHT

02-2251	
I.D. No.	Map No.
\$ 10-	19420
Fee Paid	Receipt No.

Notice is hereby given that Jay H. Hulet

(Name of Claimant)

Murphy Idaho 83650

(Mailing Address)

(Zip Code)

Telephone No. 834-2738

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 12/4/1963

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity 6.4 cfs Use irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity (CFS, GPD, AF) Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)
(Both dates inclusive)

Quantity (CFS, GPD, AF) Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)
(Both dates inclusive)

Quantity (CFS, GPD, AF) Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)
(Both dates inclusive)

(4) 6.4 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SE ¼ NW ¼
Sec. 30, Twp. 2S, Rge. 1E, B.M., Owyhee County

Additional Points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

pump, pipeline, ditch sprinkler system

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	1W	23									40			40		40	40		160
		26		40	40											40	40		160

Total no. of acres 320

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks This right will reflect same acreage and rate of diversion as license to be issued.

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.

FEL

☐ B) Right decreed by court, cite title of case.

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-2251

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

May 6, 1981

(Date)

Individual

(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

Organization

County of Owyhee

ss.

Seal

(Signature of Authorized Agent)

On this 6th day of May, in the year 1981 before me

a notary public, personally appeared Jay H. Hulet

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

My commission expires Life Notary Public residing at Boise