

CONTRACTOR: Karan Waters

CLAIM/ID: 02-07046 F M 1 of 2 Date: 5-28-02

|       | 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 | 45  | 1E  | 1   |    |    |    |    |    |    |    |      | 36 |    | 22 | 36 |    | 40 | 40 |     | 174   |
| GIS   |     |     |     |    |    |    |    |    |    |    |      | 40 |    | 23 | 37 |    | 40 | 40 |     | 182   |
| Claim |     |     | 2   |    |    | 40 |    |    |    |    |      |    |    |    |    |    |    | 39 | 15  | 94    |
| GIS   |     |     |     |    |    | 40 |    |    |    |    |      |    |    |    |    |    |    | 40 | 8.7 | 88.7  |
| Claim |     |     | 11  | 40 | 39 | 39 | 40 |    |    |    |      |    |    |    |    | 40 | 39 | 39 | 40  | 316   |
| GIS   |     |     |     | 40 | 40 | 40 | 40 |    |    |    |      |    |    |    |    | 40 | 40 | 40 | 40  | 320   |
| Claim |     |     | 12  |    | 40 | 40 |    | 39 | 40 | 40 | 39.5 | 39 | 40 | 40 | 39 |    | 40 | 40 |     | 476.5 |
| GIS   |     |     |     |    | 40 | 40 |    | 40 | 40 | 40 | 40   | 40 | 40 | 40 | 40 |    | 40 | 40 |     | 480   |

Number of POD's 1

Total Claimed Acres: \_\_\_\_\_

Overlapping POU Claim #'s:

Total GIS Acres: \_\_\_\_\_

COMMENTS:

County indicates all acreage is owned by HFM Castle View except  
 acreage in Section 14 where there is no data available.  
 Per image interpretation, county boundaries.

POD per HFM legal.

CONTRACTOR: Karan Waters

CLAIM/ID: 02-07046F pg 2 of 2 Date: 5-28-02

|       | 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 | 45  | 1E  | 13  |    | 40 |    |    | 39 | 40 |    |    |    |    |    |    |    |    |    |    | 119 |
| GIS   |     |     |     |    | 40 |    |    | 40 | 40 |    |    |    |    |    |    |    |    |    |    | 120 |
| Claim |     |     | 14  | 40 |    |    | 20 |    |    |    |    |    |    |    |    |    |    |    |    | 60  |
| GIS   |     |     |     | 40 |    |    | 20 |    |    |    |    |    |    |    |    |    |    |    |    | 60  |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |

Number of POD's \_\_\_\_\_

Total Claimed Acres: 1239.5

Overlapping FOU Claim #'s:

Total GIS Acres: 1,256.7

COMMENTS:

1007 **Mass Photo**

1987 Napp Photo

1987 Napp Photo

1987 Napp Photo

1987 Napp Photo

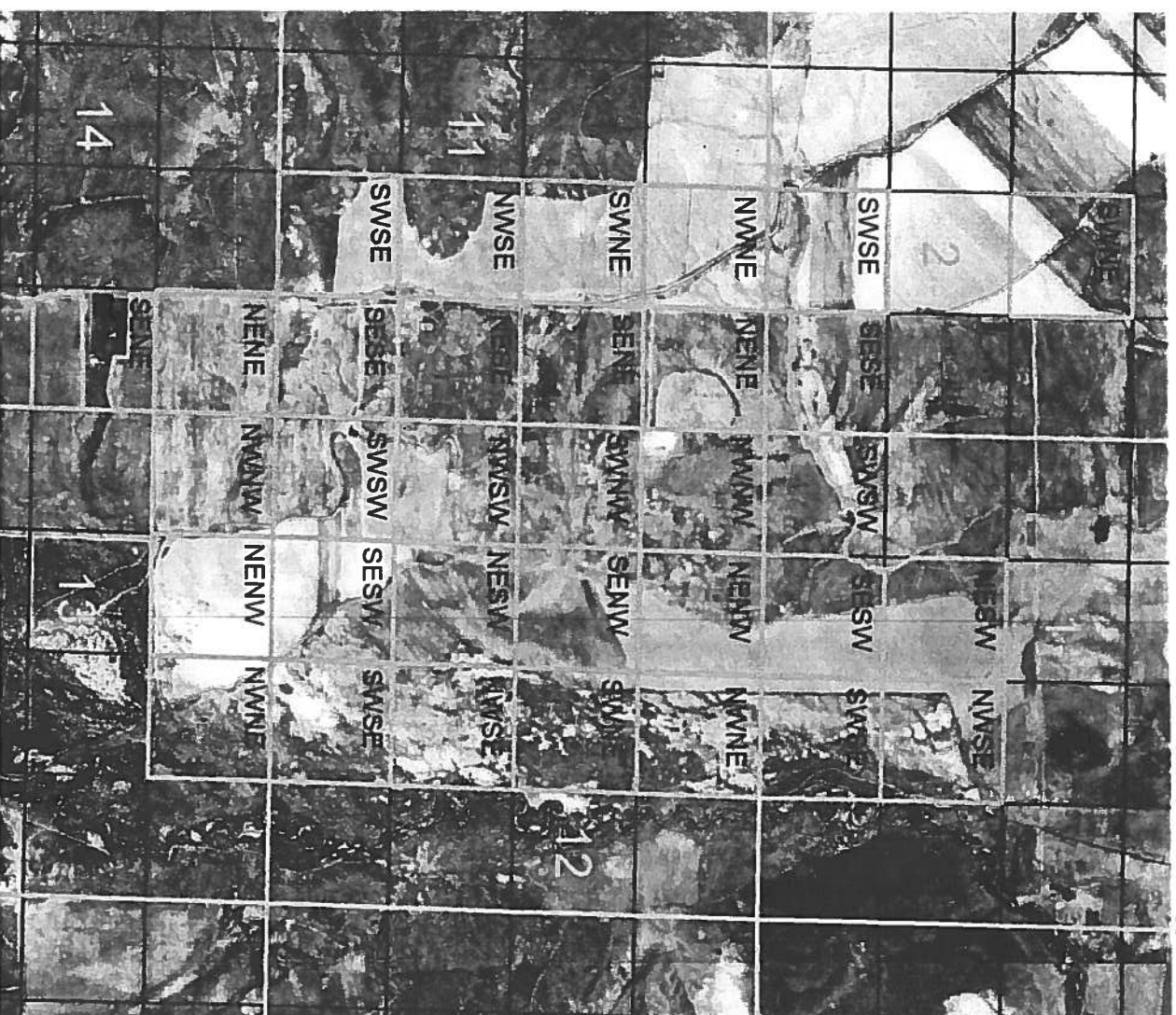
2



**1987 Napp Photo**

Legal: T04S, R01E, S01, 02,

Reviewed By:



0 0.25 0.5 0.75 1 Miles

Miles



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190  
FAX (208) 334-2348

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

March 6, 2000

JAY H HULET  
HC 79 BOX 2020  
MURPHY ID 83650

Dear Mr. Hulet:

Enclosed, for your records, you will find copies of the Notices of Claims to a Water Right that you recently filed with our office.

If you have any questions regarding these claims, please feel free to contact our office.

Sincerely,

Adjudication Section  
Western Region

LH:I  
Enclosures

WR5809NP  
No. 02-07046A

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 02/18/00  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS              | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | EST. OF HARLEY M. MC DOWELL | 07/30/1969       | IRRIGATION | 03/15 10/31           | 32.000 CFS        | 9182.00 AFA         |
| TOTAL DIVERSION: |                             |                  |            |                       | 32.000 CFS        | 9182.00 AFA         |

Water Source: SNAKE RIVER

Tributary to: COLUMBIA RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 32.000 CFS

Point(s) of Diversion: T03S R01E S26 SWSW OWYHEE County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE   |      |      |      | NW                    |    |    |    | SW                    |    |    |    | SE                    |    |    |    |             |     |       |       |       |  |  |  |  |  |  |  |  |  |  |  |        |
|-----|-----|----|---|------|------|------|------|-----------------------|----|----|----|-----------------------|----|----|----|-----------------------|----|----|----|-------------|-----|-------|-------|-------|--|--|--|--|--|--|--|--|--|--|--|--------|
|     |     |    |   | NENE | NWNE | SWNE | SENE | : NENW NWNW SWNW SENW |    |    |    | : NESW NWSW SWSW SESW |    |    |    | : NESE NWSE SWSE SESE |    |    |    | :           |     |       |       |       |  |  |  |  |  |  |  |  |  |  |  |        |
| T   | R   | S  | : | Lt   | Ac   | Lt   | Ac   | Lt                    | Ac | Lt | Ac | Lt                    | Ac | Lt | Ac | Lt                    | Ac | Lt | Ac | :           | SUM |       |       |       |  |  |  |  |  |  |  |  |  |  |  |        |
| 04S | 01E | 1  | : |      |      |      | 20   |                       |    |    |    |                       |    | 40 | 40 | 40                    | 39 |    | 40 | 40          | :   | 259.0 |       |       |  |  |  |  |  |  |  |  |  |  |  |        |
| 04S | 01E | 2  | : | 40   | 30   | 40   | 40   |                       |    |    |    |                       |    |    |    |                       |    |    | 39 | 40          | :   | 229.0 |       |       |  |  |  |  |  |  |  |  |  |  |  |        |
| 04S | 01E | 11 | : | 40   | 39   | 39   | 40   |                       |    |    |    |                       |    |    |    |                       |    | 40 | 39 | 39          | 40  | :     | 316.0 |       |  |  |  |  |  |  |  |  |  |  |  |        |
| 04S | 01E | 12 | : | 08   | 40   | 40   | 14   |                       | 39 | 40 | 40 | 39                    |    | 39 | 40 | 40                    | 39 |    | 15 | 40          | 40  | 20    | :     | 533.5 |  |  |  |  |  |  |  |  |  |  |  |        |
| 04S | 01E | 13 | : | 20   | 40   |      |      |                       | 39 | 40 | 40 |                       |    |    | 40 | 40                    |    |    |    |             |     |       | :     | 259.0 |  |  |  |  |  |  |  |  |  |  |  |        |
| 04S | 01E | 14 | : | 40   |      |      | 40   |                       |    |    |    |                       |    |    |    |                       |    |    | 40 |             |     | 40    | :     | 160.0 |  |  |  |  |  |  |  |  |  |  |  |        |
| 04S | 01E | 23 | : | 40   |      |      |      |                       |    |    |    |                       |    |    |    |                       |    |    |    |             |     |       | :     | 40.0  |  |  |  |  |  |  |  |  |  |  |  |        |
| 04S | 01E | 24 | : |      |      |      |      |                       |    | 40 |    |                       |    |    |    |                       |    |    |    |             |     |       | :     | 40.0  |  |  |  |  |  |  |  |  |  |  |  |        |
|     |     |    |   |      |      |      |      |                       |    |    |    |                       |    |    |    |                       |    |    |    | TOTAL ACRES |     |       |       |       |  |  |  |  |  |  |  |  |  |  |  | 1836.5 |

Pou County: OWYHEE

Conditions of Approval:

- 016 - See remarks for additional conditions of approval.
- 001 - A measuring device of a type approved by the Department shall
  - be permanently installed and maintained as part of the diverting
  - works.

Remarks: GEN THE MAX. RATE OF DIVERSION SHALL NOT EXCEED 32.0 CFS WHEN\ COMBINED WITH LICENSES 02-2173 & 02-2357.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 07/30/1969 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  | 03/27/1972         |            |

Misc: Water District Number: Field Exam Fee:

Audit: 06/09/89 CURTIS

## CONVERSATION MEMORANDUM

DATE 2/18/2000

FILE \_\_\_\_\_

NAME OF PARTY Mike Ihli for Jay HuletEMPLOYEE SLRE: Office visit & 2 SRBA Claims

MR. Ihli visited today & submitted 2 SRBA claims for Mr. Hulet. Ihli visited previously with Gary Spackman & Dan Nelson about this issue.

↳ general discussion      ↳ WRAJ research, profile reports

Basically, Hulet is claiming ACRES previously not claimed in SRBA for Rights 02-07046A and 02-07046B.

It appears that so far this much has been claimed:

A02-07046A Merrick 162 Ac.

A02-07046C Comstock 444 Ac.

(A02-07046B says "split, see C").

I got that far in d'base before it went down this morning. Ihli thinks that Merrick claim derives from 02-07046A while Comstock claim derives from 02-07046A & B ... so it's confusing.

Hulet is filing 2 claims to record unclaimed ACRES from W.R.'s 02-07046A & B. Each claim includes a check at \$1/acre plus \$50 with request per visit for

continued:

d'base back up  
after - WRA  
profile  
Attached

## CONVERSATION MEMORANDUM

DATE 2/18/2000

FILE \_\_\_\_\_

NAME OF PARTY IHLI continued

EMPLOYEE \_\_\_\_\_

Pg 2 of 2

RE: \_\_\_\_\_

today that late fee be waived since  
just trying to fix oversight during original  
claim taking period. I think we'd probably  
waive the late fee in this case.

IHLI helped Hulet figure out what to claim  
so that the 2 wr's will be totally covered  
in SRBA.

Need to figure out how to # these in  
SRBA. Need to see if correct fees paid, assuming  
that late fee waived. Was not able to do that today.

→ Mail receipts to Hulet. Followup with Hulet  
as needed.

\$169 check - 109 over

$\$109 + 50 = \$159$  so overpaid?

\$1289.50 check - 1239.5 over

$\$1239.5 + 50 = \$1289.5$  so ok?

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

**SEE ATTACHED MAP**

Y Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Y Aerial Photo Attached (required for irrigation of 10+ acres).

Y Photo of Diversion and System Attached

4.

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

\*Code to correspond with No. on map and aerial photo

**D. FLOW MEASUREMENTS**

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| Survey Level          |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

2. Measurements: Mannings Equation Attached

**E. NARRATIVE/REMARKS/COMMENTS**

Water is diverted from Castle Creek into a ditch/canal gravity irrigation system in the SENE S13. From there, the water flows North to a pump station in the SENW S1, then meanders North along the top of S2, dips South to the SENE S3 pump/relift station, where it then co-mingles and supplements Snake River licenses 02-7046A & B. From that point, both sources share the same irrigation system, utilizing four additional pump stations. Irrigation occurs via pivot, wheel line and handline sprinklers. CFSA photos show a planemetered area of 2103 acres irrigated. This is within 12% of the 2385 acres calculated via IDWR arc view. The river rights were licensed for a combined total of 2550.5 acres irrigation within the farm. The 2385 acres

recommended on this permit are all that can now be irrigated from the irrigation system. The SRBA files will be noted with these acre findings. The Snake River licenses should be decreed for the total 2385 acres found.

A Mannings Equation was conducted on a standard stretch of the Castle Creek ditch/canal near the P/D in S13. The calculation showed a ditch capacity of 75 cfs. At the time of the exam, Castle Creek water was not flowing into the ditch. The ditch is primarily used in the spring, during high flows, to supplement the Snake River water.

Ownership of the entire farm is currently split three ways involving Mark Comstock, Arthur Merrick, and Y T Farms c/o Mike Ihley. Because the original permit holder, Castle Butte Inc is unavailable for assignments, changes of ownership will be filed by the current owners once this permit is licensed. Please let me know when the license has been issued and I will make sure the appropriate ownership changes are filed.

SRBA claim 57-7034A was filed by Merrick for 2560 acres and 57-7034B was filed by Y T Farms for the same 2560 acres. Both claims are fortunately still pending decree due to the Basin 57 season of Use changes. A copy of this license and all ownership changes need to be sent to Western Region so that Jan Schurte can amend the SRBA claims accordingly. Once the claims match the allocation records, Jan will file an encap with the SRBA court.

No other rights are used.

Have conditions of permit approval been met? ☒ yes ☐ no

**F. FLOW CALCULATIONS**

\_\_\_Y\_\_\_ Additional Computation Sheets Attached

Measured Method:

Mannings Equation calculated ditch (canal) capacity @ 74.97 cfs. Allow 47.7 cfs (1"/acre)

**G. VOLUME CALCULATIONS**

## 1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2385 \times 4.5 = 10732.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 47.7 \times 260 = 12402$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 10732.5$$

## 2. Volume Calculations for Other Uses:

**H. RECOMMENDATIONS**

## 1. Recommended Amounts

| Beneficial Use | Period Of Use |       | Rate Of Diversion<br>Q (CFS) | Annual Volume<br>V (AFA) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| Irrigation     | 3/1           | 11/15 | 47.7                         | 10732.5                  |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
| <b>TOTAL</b>   |               |       | <b>47.7</b>                  | <b>10732.5</b>           |

## 2. Recommended Amendments

☒ Change P.D. as reflected above    ☐ Add P.D. as reflected above    ☒ None☐ Change P.U. as reflected above    ☐ Add P.U. as reflected above    ☐ Other**I. AUTHENTICATION**

Lori Graves - Senior Agent

Field Examiner's Name Lori Graves Date 9/10/01

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

MANNING EQUATION CHANNEL CAPACITY RESULTS

07-26-2001

File Number: 57-7034

Claimant: Merrick

Channel measured: Castle Creek Diversion

Date of measurement: 7/18/2001

Measurement location:

On fence line between Geisla Schall's farm and Hulet's farm.

Calculation prepared by: Lori Graves

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 200 feet.

The upstream and downstream rod readings are 4.60 and 5.34 feet.

The channel cross section is 27.65 ft-sq.

The wetted perimeter is 15.11 feet.

The hydraulic radius is 1.83 feet.

The slope is 0.0037

The roughness coefficient is 0.0500

The flow velocity is 2.712 ft/sec.

The rate of flow is ~~74.97 cfs~~.

# CROSS SECTION NUMBER 2

For File Number 57-7034 for the Castle Creek Diversion

| Number | Rod<br>Reading | Water<br>Depth | Distance |
|--------|----------------|----------------|----------|
| 1      | 0.00           | 0.00           | 0.00     |
| 2      | 1.00           | 1.00           | 1.00     |
| 3      | 1.42           | 1.42           | 2.00     |
| 4      | 2.14           | 2.14           | 3.00     |
| 5      | 2.45           | 2.45           | 4.00     |
| 6      | 2.87           | 2.87           | 5.00     |
| 7      | 3.00           | 3.00           | 6.00     |
| 8      | 2.90           | 2.90           | 7.00     |
| 9      | 2.82           | 2.82           | 8.00     |
| 10     | 2.85           | 2.85           | 9.00     |
| 11     | 2.80           | 2.80           | 10.00    |
| 12     | 2.52           | 2.52           | 11.00    |
| 13     | 1.72           | 1.72           | 12.00    |
| 14     | 1.10           | 1.10           | 13.00    |
| 15     | 0.00           | 0.00           | 14.00    |

The area for this cross section is 29.59 square feet  
and the wetted perimeter is 15.86 feet.

# CROSS SECTION NUMBER 1

For File Number 57-7034 for the Castle Creek Diversion

| Number | Rod<br>Reading | Water<br>Depth | Distance |
|--------|----------------|----------------|----------|
| 1      | 0.00           | 0.00           | 0.00     |
| 2      | 1.39           | 1.39           | 1.28     |
| 3      | 2.33           | 2.33           | 2.28     |
| 4      | 2.98           | 2.98           | 3.28     |
| 5      | 3.13           | 3.13           | 4.28     |
| 6      | 3.14           | 3.14           | 5.28     |
| 7      | 2.94           | 2.94           | 6.28     |
| 8      | 2.93           | 2.93           | 7.28     |
| 9      | 2.75           | 2.75           | 8.28     |
| 10     | 2.00           | 2.00           | 9.28     |
| 11     | 1.32           | 1.32           | 10.28    |
| 12     | 0.60           | 0.60           | 11.28    |
| 13     | 0.00           | 0.00           | 12.28    |

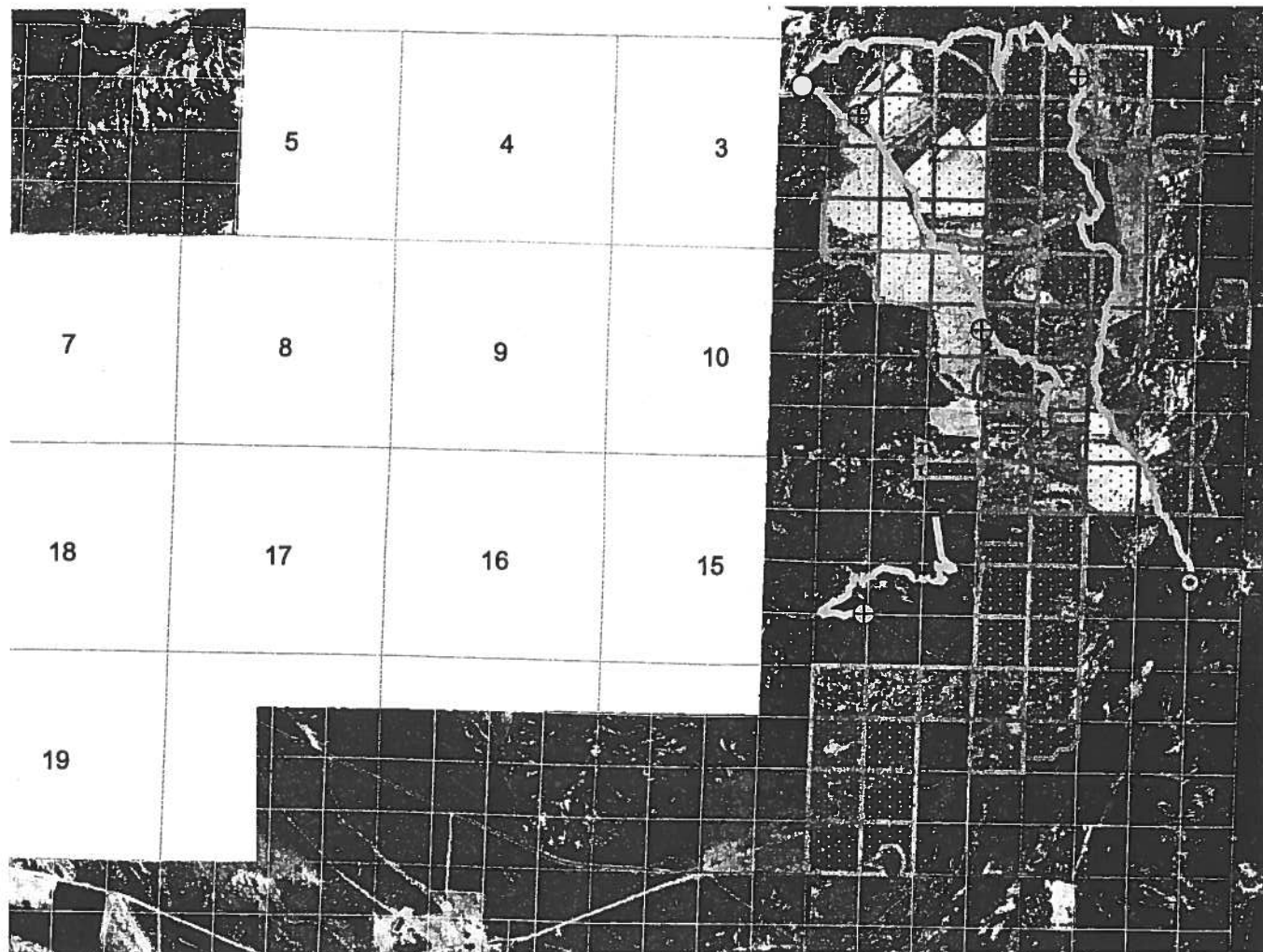
The area for this cross section is 25.70 square feet  
and the wetted perimeter is 14.36 feet.

2385 Tot  
her

4 S 1E

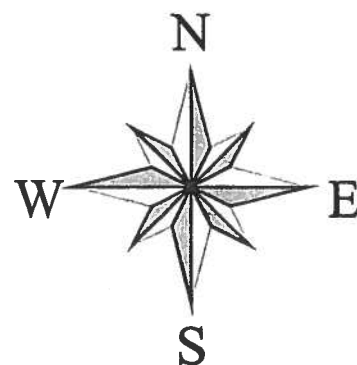
|   |         |               |          |          |          |               |    |    |
|---|---------|---------------|----------|----------|----------|---------------|----|----|
|   | 44<br>8 | 43<br>35      | 42<br>28 | 41<br>30 | 44<br>40 | 43<br>40      |    |    |
|   | 28      | 40            | 40       | 40       | 40       | 38            | 11 |    |
|   |         | <div>25</div> |          |          |          | <div>7</div>  |    |    |
|   | 30      | 40            | 40       | 40       | 34       | 29            | 16 |    |
| 3 | 40      | 36            | 35       | 35       | 33       | 23            | 5  |    |
| 1 | 13      | 40            | 40       | 40       | 40       | 37            | 6  | 14 |
|   |         |               | 40       | 32       | 40       | 40            | 5  | 15 |
|   |         | <div>11</div> |          |          |          | <div>12</div> |    |    |
|   |         |               | 20       | 30       | 31       | 36            | 1  |    |
|   |         | 3             | 4        | 37       | 30       | 31            | 12 | 11 |
|   |         | 2             | 14       | 38       | 37       | 38            | 37 | 12 |
|   |         |               |          | 15       | 40       |               |    |    |
|   |         | <div>14</div> |          |          |          | <div>13</div> |    |    |
|   |         |               |          | 38       | 40       |               |    |    |
|   |         |               |          | 39       | 40       |               |    |    |
|   | 40      | 40            | 40       | 38       | 40       |               |    |    |
|   | 40      | 40            |          | 35       | 26       |               |    |    |
|   |         | <div>23</div> |          |          |          | <div>24</div> |    |    |
|   | 40      | 40            |          |          |          |               |    |    |
|   | 40      | 30            |          |          |          |               |    |    |

# 57-7034



1 0 1 2 Miles

-  Buried pipe
-  Pump stations
-  Co-mingle point
-  P/D
-  Canal
-  Sections
-  P/U
- 1/41/4**



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 2-10235  
Date Received: 12/29/2003  
Receipt No:  
Received By:

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

1. Name of Claimant(s)

HFM CASTLE DAIRY LLC Phone: (208)867-5736

C/O MIKE IHLE  
11854 W FLINTLOCK DR  
BOISE ID USA 83713

2. Date of Priority: 07/30/1969

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 | Type |
|----------|-------|---------|-----------------------|--------|------|
| 03S      | 01E   | 26      | SW SW 7               | OWYHEE |      |

5. Description of diverting works:

PUMP FROM RIVER INTO CANALS, PENSTOCK, TO HANDLINES AND PIVOTS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 03/01 | 10/31 | 0.8    |            |

7. Total Quantity Appropriated is:  
0.8 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use        | Acres |
|----------|-------|---------|----------------|------------|-------|
| 04S      | 01E   | 14      | SE NE          | IRRIGATION | 20    |
|          |       |         | NE NE          | IRRIGATION | 20    |

Section Acres 40

Total Acres 40

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:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 2-7046F.

15. Basis of Claim: License

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: **A02-07046F**  
Date Received: 2/18/2000  
Receipt No: W026150  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: JAY H HULET  
Address: HC 79 BOX 2020  
MURPHY ID

208-834-2738

83650

2. Date of Priority: JUL 30, 1969

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 |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 03S      | 01E   | 26      | SW     | SW     | SW  | 7   | OWYHEE |

5. Description of diverting works:

PUMP FROM RIVER INTO CANALS, PENSTOCK, TO HANDLINES AND PIVOTS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S  | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/01 | 10/31 | 24.790 |      |        |

7. Total Quantity Appropriated is:

24.790 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 4958.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 04S      | 01E   | 1       | NE     | SW  |     | IRR | 36.0  |
|          |       |         | SW     | SW  |     | IRR | 22.0  |
|          |       |         | SE     | SW  |     | IRR | 36.0  |
|          |       |         | NW     | SE  |     | IRR | 40.0  |
|          |       |         | SW     | SE  |     | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
|          |       |         |        |     |     | Section Acres | 174.0 |
|          |       | 2       | SW     | NE  |     | IRR           | 40.0  |
|          |       |         | SW     | SE  |     | IRR           | 39.0  |
|          |       |         | SE     | SE  |     | IRR           | 15.0  |
|          |       |         |        |     |     | Section Acres | 94.0  |
|          |       | 11      | NE     | NE  |     | IRR           | 40.0  |
|          |       |         | NW     | NE  |     | IRR           | 39.0  |
|          |       |         | SW     | NE  |     | IRR           | 39.0  |
|          |       |         | SE     | NE  |     | IRR           | 40.0  |
|          |       |         | NE     | SE  |     | IRR           | 40.0  |
|          |       |         | NW     | SE  |     | IRR           | 39.0  |
|          |       |         | SW     | SE  |     | IRR           | 39.0  |
|          |       |         | SE     | SE  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 316.0 |
|          |       | 12      | NW     | NE  |     | IRR           | 40.0  |
|          |       |         | SW     | NE  |     | IRR           | 40.0  |
|          |       |         | NE     | NW  |     | IRR           | 39.0  |
|          |       |         | NW     | NW  |     | IRR           | 40.0  |
|          |       |         | SW     | NW  |     | IRR           | 40.0  |
|          |       |         | SE     | NW  |     | IRR           | 39.5  |
|          |       |         | NE     | SW  |     | IRR           | 39.0  |
|          |       |         | NW     | SW  |     | IRR           | 40.0  |
|          |       |         | SW     | SW  |     | IRR           | 40.0  |
|          |       |         | SE     | SW  |     | IRR           | 39.0  |
|          |       |         | NW     | SE  |     | IRR           | 40.0  |
|          |       |         | SW     | SE  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 476.5 |
|          |       | 13      | NW     | NE  |     | IRR           | 40.0  |
|          |       |         | NE     | NW  |     | IRR           | 39.0  |
|          |       |         | NW     | NW  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 119.0 |
|          |       | 14      | NE     | NE  |     | IRR           | 40.0  |
|          |       |         | SE     | NE  |     | IRR           | 20.0  |
|          |       |         |        |     |     | Section Acres | 60.0  |

10. Place of Use: Continued

Total Acres 1239.5

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:  
57-07034

14. Remarks:  
THIS CLAIM IS A PORTION OF 02-07046A.

15. Basis of Claim: LICENSE

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 A02-07046F  
Date Received 2-18-2000  
Receipt Number W026150 -82

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

Please type or print clearly

1. Name of Claimant (s) Jay H. Hulet Phone (208) 834-2738  
Mailing Address H.C. 79, Box 2020, Murphy, Idaho Zip 83650
2. Date of Priority (Only one (1) per claim) July 30, 1969
3. Source of water supply (a) Snake River  
which is tributary to (b) Columbia River
4. a. Location of existing point of diversion is: Township 3 S Range 1 E Section 26,  
1/4 of 1/4 of SW 1/4, Govt. Lot, 07 B.M., County of Owyhee  
Additional points of diversion if any: None
- b. If instream flow, beginning point of claimed instream flow is:  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,  
Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_  
ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_  
\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. A five bay pump station on  
Snake River lifts water into canal which carries water to relift  
station. At relift station four pumps lift water through penstock  
to canal on level with subject property. From there to various  
pressurization and relift stations into handlines and pivots.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 03-01 to 10-31 amount 24.79 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 24.79 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 4958 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 4 S | 1 E | 1   |        |       |       |       |        |       |       |       | 36     |       | 22    | 36    |        | 40    | 40    |       | 174    |
|     |     | 2   |        |       | 40    |       |        |       |       |       |        |       |       |       |        |       | 39    | 15    | 94     |
|     |     | 11  | 40     | 39    | 39    | 40    |        |       |       |       |        |       |       |       | 40     | 39    | 39    | 40    | 316    |
|     |     | 12  |        | 40    | 40    |       | 39     | 40    | 40    | 39    | 39     | 40    | 40    | 39    |        | 40    | 40    |       | 476.5  |
|     |     | 13  |        | 40    |       |       | 39     | 40    |       |       |        |       |       |       |        |       |       |       | 119    |
|     |     | 14  | 40     |       |       | 20    |        |       |       |       |        |       |       |       |        |       |       |       | 60     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 1239.5

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
57-07034 or None ( )

14. Remarks: This is a subdivision of original 07046 Part "A". A portion  
of 07046 Part "A" has been claimed by Merrick under 07046 A  
and by Comstock under 07046 C.

Last Name Hulet Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License ☒ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 02-07046 Part "A"  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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 None

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X *Jerry Hulet* Date 11-19-99  
\_\_\_\_\_  
Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_ Title \_\_\_\_\_  
of \_\_\_\_\_, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of Owyhee ) SS.

Subscribed and affirmed before me this 19<sup>th</sup> day of November 19 99

Notary Public *Nicholas K. Ishli*

Residing at *Murphy, Id*

My Commission Expires *1/31/2000*

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Hulet

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

