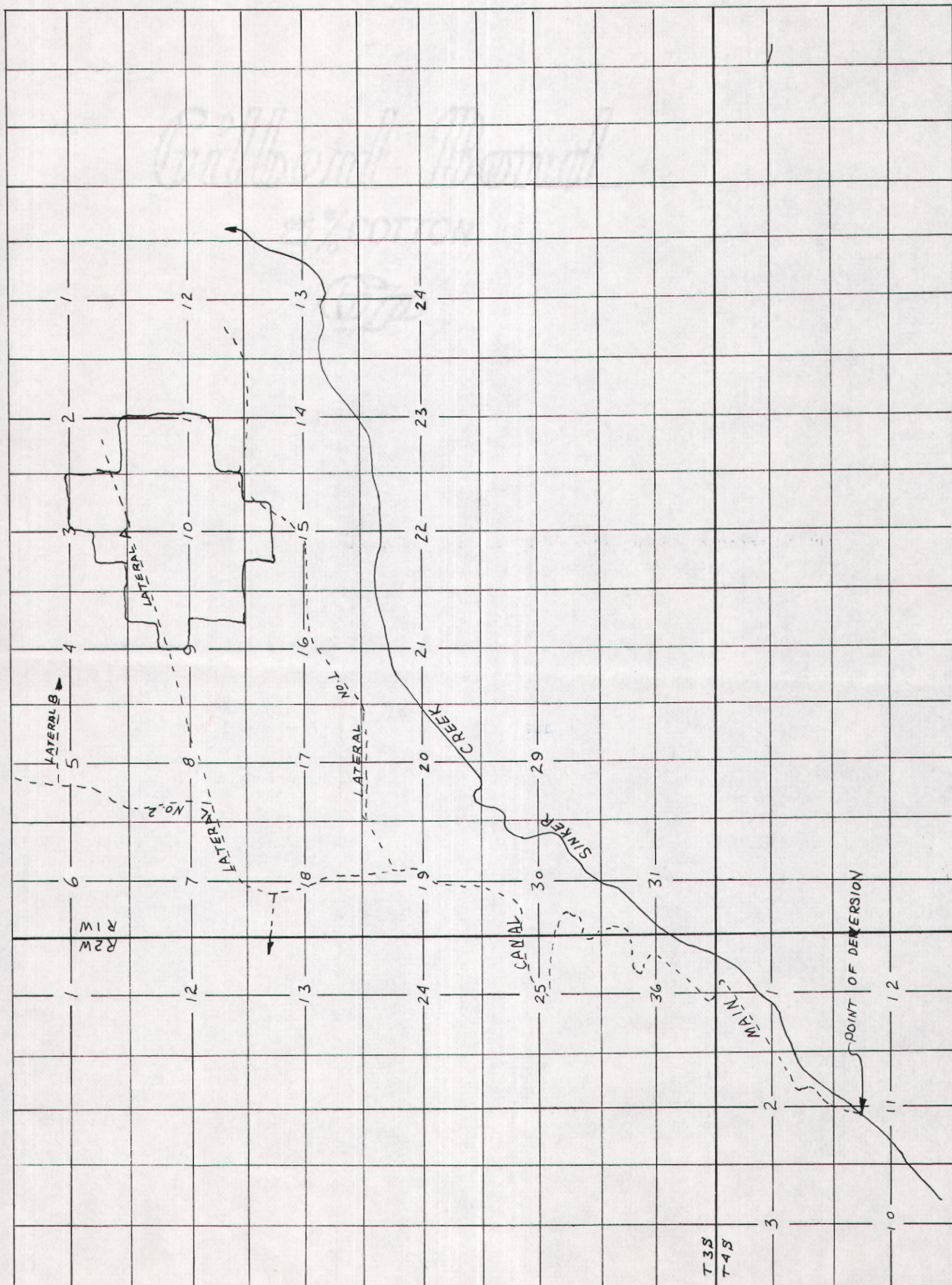
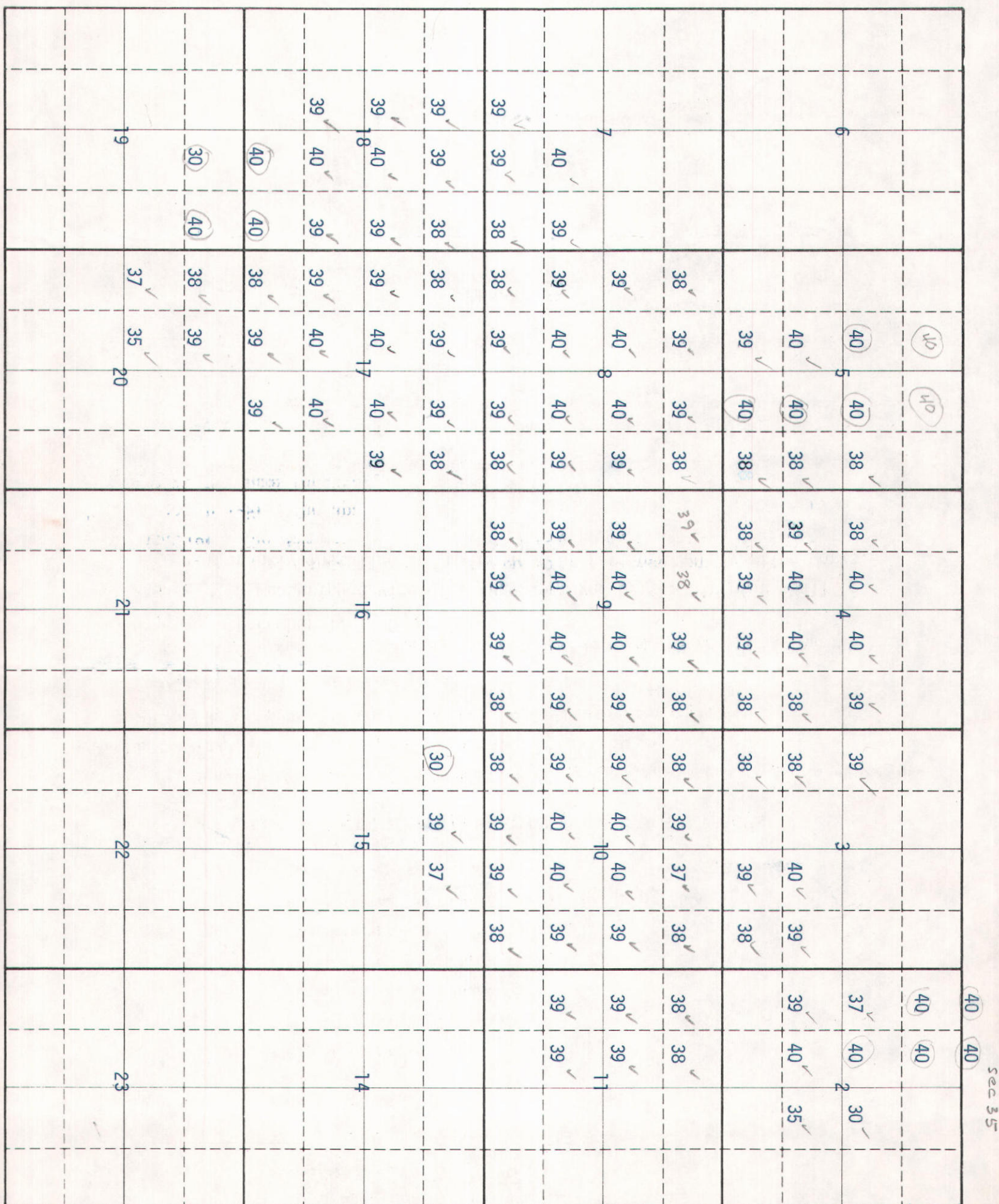




NOTE: See attached location map.

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



Scale: 2 inches equal 1 mile

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

①c = covered under this right.

KC[✓] = covered under
02-7001

Jay H. Hulet
(Applicant)

T3SR1W

T2SR1W

PROOF OF PUBLICATION

STATE OF IDAHO
County of Owyhee } s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 13 day of Nov., 1975, and the last publication being on the 20 day of Nov., 1975;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 20 day of Nov., 1975.

Lois A. Hawes
NOTARY PUBLIC

My commission expires 9-10-76

(SEAL)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that JAY H. HULET, Murphy, ID has on Oct. 28, 1975 submitted Application No. 57 - 7152 for a permit to appropriate 4035 acre feet per annum of water from Sinkers Creek, trib. to Snake River by means of diversion through an existing tunnel and ditch within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 4 S., R. 2 W., B. M. Owyhee County to be used from Jan. 1 to Dec. 31 for stockwater and storage of stockwater and from April 15 to Nov. 15 for irrigation and storage of irrigation water within the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 35, T. 2 S., R. 1 W.; SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 3, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 4, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 7, Sec. 8, Sec. 9, Sec. 10, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 11, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 15, N $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17, E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 19, NW $\frac{1}{4}$, Sec. 20, T. 3 S., R. 1 W., B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before Dec. 1, 1975.

R. KEITH HIGGINSON,
Director.

Published in the Owyhee Nugget, Marsing, ID on Nov. 13, 1975 and Nov. 20, 1975.

OK
cls
11-24-75
NOV 24 1975

MICROFILMED



Looking east down lateral which carries water from Murphy Mutual Canal to Ponds 3 and 4. p9



Pond 4 looking east
P10



Gaging station on Murphy Flat canal. G.H. 5.94 ft.
P11



Looking towards Snake River down route of pipe line feeding Murphy Flat Canal. P12

NOT FILMED

JUL 29 1992



Looking across weir pool and weir. Velocity of approach is angular & substantial.



Looking upstream at the 10 foot long cippoletti weir measuring flow from discharge tunnel to Murphy Mutual Canal



Looking downstream at the 5 foot long cippoletti weir and gage measuring flow to Creek from discharge tunnel.



Vertical pipes set in concrete with each foot marked. Spillway is at far end of dam.



Seep area below left abutment of Hulet Dam.

Photos of weirs on Murphy Mutual Canal and return to Sinker Creek and staff gages on Hulet Reservoir.

Note: WRD proposes to install enamel staff gages on reservoir to improve accuracy

MICROFILMED

JUL 29 1992

Supplement #1

Superseded

Form 219
6/86STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

MICROFILMED

A. GENERAL INFORMATION

Permit No. 57-7152

1. Owner: Jay H. Hulet Phone No. _____
 Current Address: Murphy, Idaho 83650
 2. Accompanied by: Cecil A Thomas EXAM. DATE: Various dates
 Address: 3775 N Locust Grove Phone No. 888-3087
 Relationship to Permit Holder: Certified Water Rights Examiner
 3. Source: Sinkor Creek tributary to Snake River

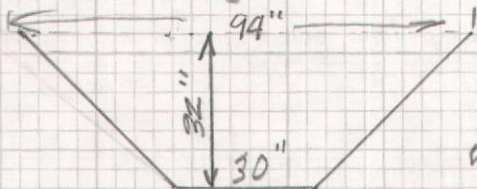
B. OVERLAP REVIEW

1. Other water rights with same place of use: 02-2361, 02-2370, 02-7001, 027409 ☐ Copies Attached
 2. Other water rights with same point of diversion: Nettleton in Murphy Mutual Canal ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached Continued from

The concrete lined ditch from the bifurcation at the lower end of Murphy Mutual canal ^{to Hulet's pond} has dimensions as follows:



$A = 11.1 \text{ ft}^2$ with 4" of freeboard
 $V = 60/11.1 = 5.4 \text{ ft/sec}$ to carry 60 cfs which is a normal diversion.

Mr. Hulet reports he has used the reservoir since 1976 as follows:

Year	Storage	Year	Year
1976	58'	1980	62.8
1977	Very little	1981	39
1978	70.1	1982	Full Spilled 4 mos.
1979	60.5	1983	Full Spilled 5 mos.
Note: 72 foot stage is full		1984	Full spilled 4 mos.
		1985	Evacuated in winter
		1986	Filled
		1987	35' max

MICROFILMED

Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

JUL 29 1992

Jay H. Hulet
Murphy Flat Road
Murphy, Idaho 83650

RECEIVED

DEC 3 1980

Department of Water Resources



MICROFILM

*Idaho Dept. Water Resources
Statehouse
Borice, Idaho 83720*

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 57-7152

Name(s) of Permit Holder: Jay Hulot

Post Office Address: Murphy Flat Road, Murphy Idaho
83650 Tel. No. 834-2738

Source of Water: Sinker Creek

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 10 AF (number and type of stock)
☒ Irrigation 4500 (acres) (Supplemental)
☐ Other

Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No
Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

Dec. 1 - 80
Date

Jay H. Hulot
Signature of Permit Holder

Jay Hulet

PLACE
TEN CENT
STAMP
HERE

RECEIVED

DEC 3 1980

Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 57-07152

T, K, L
57, 53, 54

Priority: March 25, 1976 Maximum Storage Volume: 4035.0 AF

This is to certify, that HULET FARM MANAGEMENT CO.

C/O JAY 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 October 25, 1975; and has submitted Proof of Beneficial Use on January 15, 1981. An examination indicates that the works have a storage capacity of 4290.000 af of water from:

SINKER CREEK tributary to SNAKE RIVER

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

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION STORAGE	01/01 to 12/31		4035.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		4035.0 AF
STOCKWATER STORAGE	01/01 to 12/31		10.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		10.0 AF
Totals			4035.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 11, Township 04S, Range 02W
OWYHEE County

PLACE OF USE: IRRIGATION FROM STORAGE

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
03S	01W	2	SWNE 13	SWNW 27	NWSW 40	101
		3	NWSE 21	NWSW 40	SWSW 40	
			SWNW 40	NWSE 40	SWSE 40	
			NESE 40			280
		4	SESE 40	SENE 40	SWNW 40	
			SWNE 40	NESW 40	NWSW 40	
			SESW 40	SESW 40	NESE 40	
			NWSE 40	SWSE 30	SESE 40	470
		5	SENE 40	NESE 40	SESE 40	120
		7	SESW 40	NESE 40	NWSE 40	
			SWSE 40	SESE 40		200
		8	NENE 35	NWNE 40	SWNE 40	
			SENE 35	NENW 40	NWNW 40	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 35	NWSE 40	SWSE 40	
			SESE 35			620
		9	NENE 40	NWNE 40		

NOT RECORDED

JUL 29 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 57-07152

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
	SENE 40	NENW 40	NWNW 40	
	SWNW 40	SESW 40	NESW 40	
	NWSW 40	SWSW 40	SESW 40	
	NESE 40	NWSE 40	SWSE 40	
	SESE 40			640
10	NENE 35	NWNE 35	SWNE 40	
	SENE 40	NENW 37	NWNW 40	
	SWNW 40	SESW 40	NESW 40	
	NWSW 40	SWSW 40	SESW 40	
	NESE 40	NWSE 40	SWSE 40	
	SESE 40			627
11	NENW 40	NWNW 40	SWNW 40	
	SESW 40	NESW 40	NWSW 40	240
15	NWNE 34	NENW 40	NWNW 30	104
17	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	NWNW 35	
	SWNW 40	SESW 40	NESW 40	
	NWSW 40	SWSW 40	SESW 40	
	NWSE 40	SWSE 40		555
18	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	SESW 40	
	NESW 40	NESE 40	NWSE 40	
	SWSE 40	SESE 40		440
19	NENE 35	NWNE 25		60
20	NENW 40	NWNW 40		80

Total number of acres irrigated: 4537

PLACE OF USE: STOCKWATER FROM STORAGE, same as IRRIGATION FROM STORAGE use

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

JUL 29 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 57-07152

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 9TH
day of July, 1992.

Acting for Keith Higginson, Director

MILWAUKEE
JUL 29 1992

RECEIVED
FEB 3 1992

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 57-07152

APPROVED

Date of Priority: March 25, 1976

Maximum Storage Volume: 4035.0 AF

Comes now

HULET FARM MANAGEMENT CO.

C/O JAY HULET
HC 79 BOX 2020
MURPHY ID 83650

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 57-07152, and requests that the permit be changed as follows:

Source: SINKER CREEK

tributary to SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		4035.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		4035.0 AF
STOCKWATER STORAGE	01/01 to 12/31		10.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		10.0 AF
	Totals		4035.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SE1/4, Sec. 11, Township 04S, Range 02W
OWYHEE County

<u>PLACE OF USE:</u>		<u>IRRIGATION FROM STORAGE</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>		<u>TOTAL</u>
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>								
03S	01W	2	SWNE	13	SWNW	27	NWSW	40		
			NWSE	21						101
		3	SWNW	40	NWSW	40	SWSW	40		
			NESE	40	NWSE	40	SWSE	40		
			SESE	40						280
		4	SWNE	40	SENE	40	SWNW	40		
			SE1/4	40	NESW	40	NWSW	40		
			SWSW	40	SESW	40	NESE	40		
			NWSE	40	SWSE	30	SESE	40		470
		5	SENE	40	NESE	40	SESE	40		120
		7	SESW	40	NESE	40	NWSE	40		
			SWSE	40	SESE	40				200
		8	NENE	35	NWNE	40	SWNE	40		
			SENE	35	NENW	40	NWNW	40		
			SWNW	40	SE1/4	40	NESW	40		
			NWSW	40	SWSW	40	SESW	40		
			NESE	35	NWSE	40	SWSE	40		
			SESE	35						620
		9	NENE	40	NWNE	40	SWNE	40		
			SENE	40	NENW	40				

RECEIVED

JUL 29 1992

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 57-07152

<u>PLACE OF USE:</u>		IRRIGATION FROM STORAGE							
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>		<u>TOTAL</u>
			SWNW 40		SENE 40		NESW 40		
			NWSW 40		SWSW 40		SESW 40		
			NESE 40		NWSE 40		SWSE 40		
			SESE 40						640
10			NENE 35		NWNE 35		SWNE 40		
			SENE 40		NENW 37		NWNW 40		
			SWNW 40		SENE 40		NESW 40		
			NWSW 40		SWSW 40		SESW 40		
			NESE 40		NWSE 40		SWSE 40		
			SESE 40						627
11			NENW 40		NWNW 40		SWNW 40		
			SENE 40		NESW 40		NWSW 40		240
15			NWNE 34		NENW 40		NWNW 30		104
17			NENE 40		NWNE 40		SWNE 40		
			SENE 40		NENW 40		NWNW 35		
			SWNW 40		SENE 40		NESW 40		
			NWSW 40		SWSW 40		SESW 40		
			NWSE 40		SWSE 40				555
18			NENE 40		NWNE 40		SWNE 40		
			SENE 40		NENW 40		SENE 40		
			NESW 40		NESE 40		NWSE 40		
			SWSE 40		SESE 40				440
19			NENE 35		NWNE 25				60
20			NENW 40		NWNW 40				80

Total number of acres irrigated: 4537

PLACE OF USE: STOCKWATER FROM STORAGE, same as IRRIGATION FROM STORAGE use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Murphy Idaho, this 30th day of January, 1992.

Hedley Mgm Co By Jay Hulel
(Signature)

JUL 29 1992

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 57-07152

FOR DEPARTMENT USE ONLY

#C023108

Preliminary check by SW Fee = \$20.00 Received by dbilbas Date 2/3/92

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 57-07152 with the following;

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 9TH day of JULY, 1992.


Acting for R. Keith Higginson, Director

JUL 29 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 57-7152)
IN THE NAME OF JAY H. HULET)

ORDER OF REINSTATEMENT

WHEREAS, on October 28, 1975, Jay H. Hulet applied to the Department of Water Resources for a permit to appropriate 4035 acre feet per annum of water from Sinker Creek to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Twp. 4S, Rge. 2W B.M., Owyhee County, to be used for storage, irrigation and stockwatering purposes; and,

WHEREAS, on December 5, 1975, the Department approved said application and issued Permit No. 57-7152 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1980; and,

WHEREAS, on September 30, 1980, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on December 1, 1980, the permit automatically lapsed for failure of the permit holder to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days from the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on December 3, 1980;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 57-7152 be REINSTATED and the priority advanced to October 30, 1975.

Dated this 14th day of January, 1981.


L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 57-7152 }

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILM

Identification No. _____

Application No. 57-7152

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1 Name of applicant Jay H. Hulet Phone. 834-2738

post office address Murphy, Idaho 83650

2 Source of water supply Sinker Creek which is a tributary of Snake River

3 a Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 4S

Range 2W B M Owyhee County; additional points of diversion if any _____

b If water is not consumed, it will be discharged into Sinker Creek at a point in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 4S Range 2W B.M. Owyhee County

4 Water will be used for the following purposes.

C.L.S. Amount 4035 AF for Storage for Irrigation purpose from April 15 to Nov. 15 (both dates inclusive)
See letter Amount 10 AF for Stockwater purpose from January 1 to Dec. 31 (both dates inclusive)
Amount 4035 AF for Irrigation purpose from April 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum) Amount 10 AF for Stockwater purpose from January 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated.

a _____ cubic feet per second and/or

b 4035 AF acre feet per annum.

6 Proposed diverting works

a Description of ditches, flumes, pumps, headgates, etc Diversion through an existing tunnel and ditch.

b Height of storage dam 100 feet, active reservoir capacity 3,882 acre feet, total reservoir capacity 4,035 acre feet, materials used in storage dam: Earth fill

Period of year during which storage will occur November 15 to June 15 inclusive.
(Mo Day) (Mo Day)

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

7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years

b Estimated construction cost is \$ 500,000

8 Description of proposed uses

a If water is **not** for irrigation

(1) Give the place of use of water _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B M

(2) Amount of power to be generated _____ hp under _____ feet of head

(3) List number of each kind of livestock to be watered 50 to 1,500 head of cattle

(4) Name of municipality to be served NA, or number of families to be supplied with domestic water NA

(5) If water is to be used for other purposes describe NA

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

TWP	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3S	1W	5		40	40		40			40						40	40		240
		2					40	40		40									120
		15						30											30
		18															40	40	80
		19	40	30															70
2S	1W	35											40	40					80

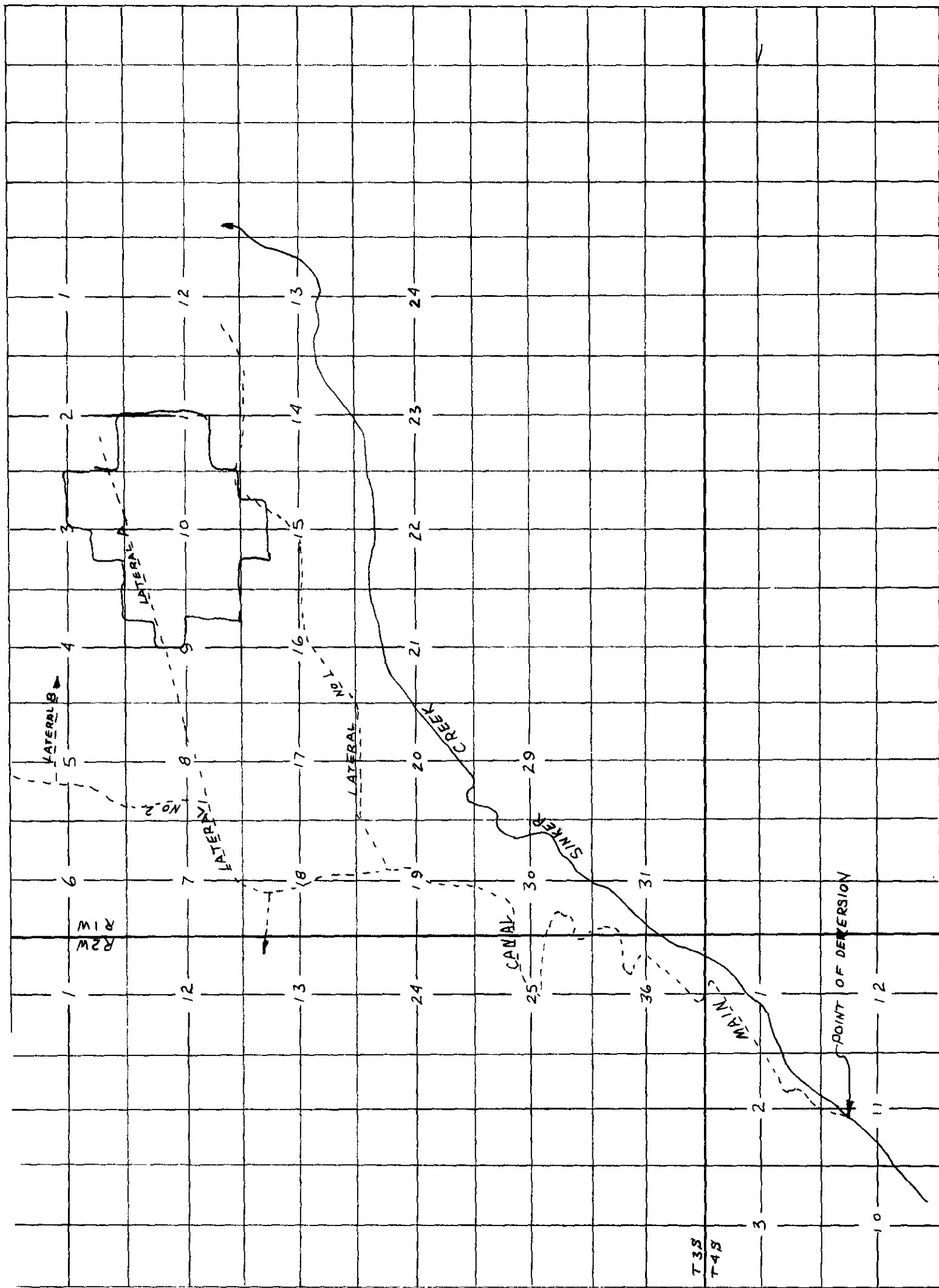
Total number of acres to be irrigated 620

c Describe any other water rights used for the same purposes as described above. The above are additional acreages to that described under License No. 02-7001. Copy attached. The total area is shown under item 11.

- 9 a Who owns the property at the point of diversion Murphy Mutual Canal Co.
b. Who owns the land to be irrigated or place of use Applicant
c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing The applicant owns 68 percent of the total shares of the Murphy Mutual Canal Co.

10. Remarks Originally in 1910 a dam of about 80 feet high was constructed at this same location. The dam stored runoff water for irrigational purposes. The dam failed in 1943. The applicant is in the process of building a 100 foot high dam at the same location to store runoff for irrigation purposes.

The applicant has a total of 401.6 CFS of decreed rights to waters of Sinker Creek. The purpose of this application is for right to store water.



License No. 02-7001
LAND LIST ATTACHMENT

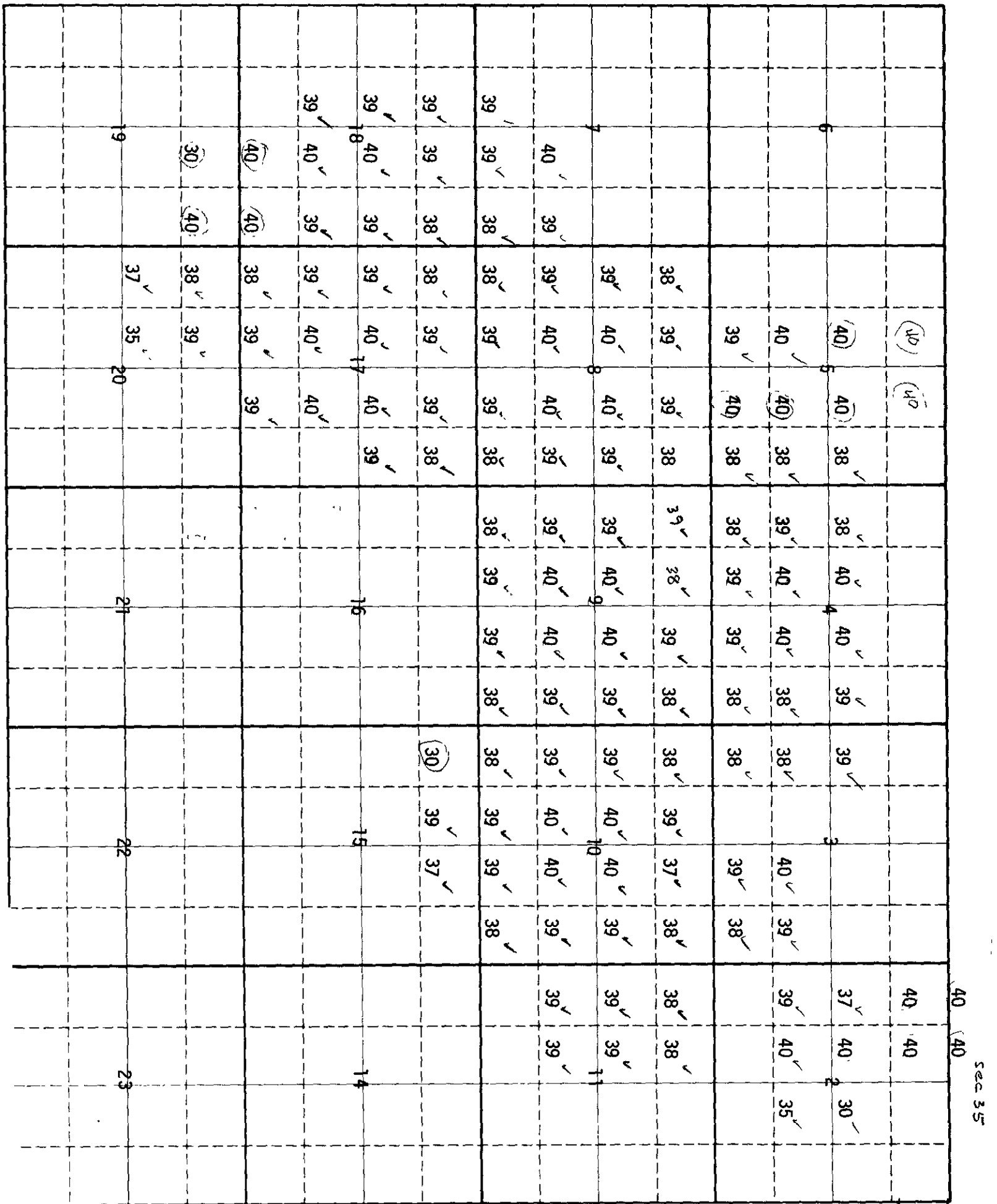
Description and location of place of use

[illegible]

Total number of acres irrigated 4,540

NOTE: See attached location map.

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



Scale 2 inches equal 1 mile

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

HC = covered rider
02-7001
(85) = covered water
this right.

Jay H. Hulet
(Applicant)

Proposed Priority 10-28-75

C/S 10-28-75 11:00 AM
Received by MAB Date 10-16-75 Time 11:10 AM
Preliminary check by RWH Fee \$ 320.00
Receipted by C/S Date 10-28-75 # 1361
Publication prepared by C/S Date 11-7-75
Published in Owyhee Nugget
Publication dates Nov. 13 & 20
Publication approved C/S Date 11-24-75
Priority reduced to 10-28-75 Reason Late fee

Protests filed by _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JH

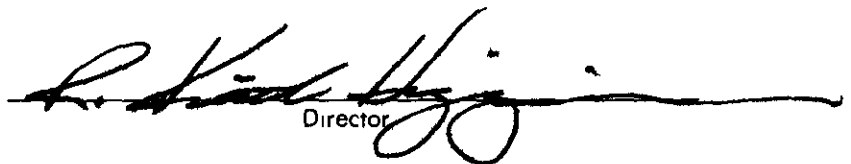
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 57-7152, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions
 - a. SUBJECT TO ALL PRIOR WATER RIGHTS.
 - b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 80.
 - c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons _____

Witness my hand this 5 day of December 19 75.


Director

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

} s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 13 day of July, 1975, and the last publication being on the 20 day of Nov., 1975;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 20 day of Nov., 1975.

Lois L. Hawes
NOTARY PUBLIC

My commission expires 9-10-76

(SEAL)

CLW
CLS
11-24-75

1975

July 13, 1992

HULET FARM MANAGEMENT CO.
C/O JAY HULET
HC 79 BOX 2020
MURPHY ID 83650

RE: WATER RIGHT NO. 57-07152

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED
J 3 1992

January 15, 1992

HULET FARM MANAGEMENT CO.
C/O JAY HULET
HC 79 BOX 2020
MURPHY ID 83650

RE: WATER RIGHT NO. 57-07152

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

SHARLA CURTIS
Water Resource Agent

SC:blm

Enclosure

MICROFILMED
JUL 29 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 57-07152

1. Owner: Jay H. Hubert Phone No. 834-2738

Current Address: HC 79 Box 2020 Murphy, Idaho 83650

2. Accompanied by _____ EXAM. DATE: 10-15-1990

Address. _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source Sinker Creek tributary to SNAKE RIVER

B. OVERLAP REVIEW SEE Cecil A. Thomas Exam dated 6-13-1988

1. Other water rights with same place of use: _____

☐ Copies Attached

2. Other water rights with same point of diversion: _____

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION SEE Cecil A. Thomas Exam dated 6-13-1988

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe id as applicable ☐ Alternative diagram attached

K

MICROFILMED

JUL 29 1992

Scale: 1" = _____

2 ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater)

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

3. Narrative: Description (As operating at time of measurement Indicate pressure, number of sprinklers, etc.)

SEE Cecil A. Thomas Exam 6-13-1988

☐ See Remarks on page 4 for continuation

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

- 5 Point(s) of Diversion: SEE Cecil A. Thomas Exam 6-13-1988

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

"R" CLAIM
HAS BEEN GENERATED for
SEE R57-07152 legal land description
correct and number of acres
for each parcel

MICROFILMED

JUL 29 1992

Do not use this space

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	01W	2	SW	NE		IRR FS	13.0
			SW	NW		IRR FS	27.0
			NW	SW		IRR FS	40.0
			NW	SE		IRR FS	21.0
Section Acres							101.0
		3	SW	NW		IRR FS	40.0
			NW	SW		IRR FS	40.0
			SW	SW		IRR FS	40.0
			NE	SE		IRR FS	40.0
			NW	SE		IRR FS	40.0
			SW	SE		IRR FS	40.0
			SE	SE		IRR FS	40.0
Section Acres							280.0
		4	SW	NE		IRR FS	40.0
			SE	NE		IRR FS	40.0
			SW	NW		IRR FS	40.0
			SE	NW		IRR FS	40.0
			NE	SW		IRR FS	40.0
			NW	SW		IRR FS	40.0
			SW	SW		IRR FS	40.0
			SE	SW		IRR FS	40.0
			NE	SE		IRR FS	40.0
			NW	SE		IRR FS	40.0
			SW	SE		IRR FS	30.0
			SE	SE		IRR FS	40.0
Section Acres							470.0
		5	SE	NE		IRR FS	40.0
			NE	SE		IRR FS	40.0
			SE	SE		IRR FS	40.0
Section Acres							120.0
		7	SE	SW		IRR FS	40.0
			NE	SE		IRR FS	40.0
			NW	SE		IRR FS	40.0
			SW	SE		IRR FS	40.0
			SE	SE		IRR FS	40.0
Section Acres							200.0
		8	NE	NE		IRR FS	35.0
			NW	NE		IRR FS	40.0

80
NW 157
79
75
381

150
115
211

FILED
JUL 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	01W	8	SW	NE		IRR FS	40.0
			SE	NE		IRR FS	35.0
			NE	NW		IRR FS	40.0
			NW	NW		IRR FS	40.0
			SW	NW		IRR FS	40.0
			SE	NW		IRR FS	40.0
			NE	SW		IRR FS	40.0
			NW	SW		IRR FS	40.0
			SW	SW		IRR FS	40.0
			SE	SW		IRR FS	40.0
			NE	SE		IRR FS	35.0
			NW	SE		IRR FS	40.0
			SW	SE		IRR FS	40.0
			SE	SE		IRR FS	35.0

Section Acres 620.0

9	NE	NE	IRR FS	40.0
	NW	NE	IRR FS	40.0
	SW	NE	IRR FS	40.0
	SE	NE	IRR FS	40.0
	NE	NW	IRR FS	40.0
	NW	NW	IRR FS	40.0
	SW	NW	IRR FS	40.0
	SE	NW	IRR FS	40.0
	NE	SW	IRR FS	40.0
	NW	SW	IRR FS	40.0
	SW	SW	IRR FS	40.0
	SE	SW	IRR FS	40.0
	NE	SE	IRR FS	40.0
	NW	SE	IRR FS	40.0
	SW	SE	IRR FS	40.0
	SE	SE	IRR FS	40.0

Section Acres 640.0

10	NE	NE	IRR FS	35.0
	NW	NE	IRR FS	35.0
	SW	NE	IRR FS	40.0
	SE	NE	IRR FS	40.0
	NE	NW	IRR FS	37.0
	NW	NW	IRR FS	40.0
	SW	NW	IRR FS	40.0
	SE	NW	IRR FS	40.0
	NE	SW	IRR FS	40.0
	NW	SW	IRR FS	40.0
	SW	SW	IRR FS	40.0
	SE	SW	IRR FS	40.0

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	01W	10	NE	SE		IRR FS	40.0
			NW	SE		IRR FS	40.0
			SW	SE		IRR FS	40.0
			SE	SE		IRR FS	40.0
						Section Acres	627.0
		11	NE	NW		IRR FS	40.0
			NW	NW		IRR FS	40.0
			SW	NW		IRR FS	40.0
			SE	NW		IRR FS	40.0
			NE	SW		IRR FS	40.0
			NW	SW		IRR FS	40.0
						Section Acres	240.0
		15	NW	NE		IRR FS	34.0
			NE	NW		IRR FS	40.0
			NW	NW		IRR FS	30.0
						Section Acres	104.0
		17	NE	NE		IRR FS	40.0
			NW	NE		IRR FS	40.0
			SW	NE		IRR FS	40.0
			SE	NE		IRR FS	40.0
			NE	NW		IRR FS	40.0
			NW	NW		IRR FS	35.0
			SW	NW		IRR FS	40.0
			SE	NW		IRR FS	40.0
			NE	SW		IRR FS	40.0
			NW	SW		IRR FS	40.0
			SW	SW		IRR FS	40.0
			SE	SW		IRR FS	40.0
			NW	SE		IRR FS	40.0
			SW	SE		IRR FS	40.0
						Section Acres	555.0
		18	NE	NE		IRR FS	40.0
			NW	NE		IRR FS	40.0
			SW	NE		IRR FS	40.0
			SE	NE		IRR FS	40.0
			NE	NW		IRR FS	40.0
			SE	NW		IRR FS	40.0
			NE	SW		IRR FS	40.0
			NE	SE		IRR FS	40.0
NW	SE		IRR FS	40.0			

MICROFILMED

JUL 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
03S	01W	18	SW	SE		IRR FS	40.0	
			SE	SE		IRR FS	40.0	
		Section Acres						440.0
		19	NE	NE		IRR FS	35.0	
NW	NE			IRR FS	25.0			
Section Acres						60.0		
20		NE	NW		IRR FS	40.0		
		NW	NW		IRR FS	40.0		
Section Acres						80.0		
Total Acres						4537.0		

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:

57-00172; 00174A; 00175; 00176; 00181; 02015

14. Remarks:

15. Basis of Claim: PERMIT

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: _____

Do not use this space

SEE Cecil A. Thomas Exam dated 6-13-1988

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

SEE Cecil A. Thomas Exam dated 6-13-1988

☐ Additional Computation Sheets Attached

1. Measured Method

2. Alternate Method for Checking Purposes

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure _____ psi x 2.31 = _____ ft (1), Dynamic pumping level _____ ft (2)

Total Head, (1) + (2) = _____ (3) ; Flow rate _____ cfs (4)

Water HP (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

This is a Storage Right, the maximum Volume will be 4035 A.F.A. for Irrigation and 10 A.F.A. for Stockwater. This is the amount requested in the Permit. The Storage Capacity of the Reservoir is 4290 Acre Feet

MICROFILMED

JUL 29 1992

H. REMARKS AND OVERLAP VIEW ANALYSIS SEE CECIL THOMAS Exam dated 6-13-1988

The recommendations below ARE BASED ON THE STORAGE CAPACITY OF THE RESERVOIR ACCORDING TO THE DAM CONSTRUCTION SPECIFICATIONS. THESE SPECIFICATIONS ARE FOUND IN THE DAM SAFETY FILE # 57-07152 SINKER CREEK. THE PERIOD OF USE IS BASED ON ESTABLISHED PERIODS OF USE BY DECREES OF THE AREA.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION STORAGE	1-1	12-31		4035.0
IRRIGATION FROM STORAGE	4-1	10-31		4035.0
STOCKWATER STORAGE	1-1	12-31		10.0
STOCKWATER FROM STORAGE	4-1	10-31		10.0
Totals:				4035.0

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

J. AUTHENTICATION

Field Examiner's Name MELVIN GENE GIBSON
Signature Melvin Gene Gibson
Certification Date 4-28-1991
Field Report Preparation Date _____

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

JUL 29 1992

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 57-7152
FROM: ROXANNE MC CARTHY
RE: PRIORITY ADVANCE REVIEW
DATE: 03-APR-1990

=====

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

Permit priority Date: OCTOBER 30 1975

Exam Fee Notice Date: APRIL 03 1987
Exam Fee Info. Due: JUNE 03 1987
Exam Fee Info. Rec'd.: JUNE 04 1987
Days Late: 1 DAY(S)

Exam Rec'd. Date: APRIL 03 1988
Exam Due Date: APRIL 03 1988
Days Late: 0 DAY(S)

Exam Returned
Exam Due Date: FEBRUARY 15 1989
Exam Rec'd. Date: JULY 10 1989
Days Late: 145 DAY(S)

TOTAL DAYS LATE: 146 DAY(S)

New Priority Date: MARCH 25 1976

PROCESSED

JUL 29 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 10, 1989

Cecil A. Thomas
Box 868
Homedale, Idaho 83628

RE: Permit No. 57-7152

Dear Mr. Thomas:

This letter is an acknowledgment of your delivery to the department on July 6, 1989 of a beneficial use field report for permit no. 57-7152.

Earlier, I had returned the field report to you because of deficiencies. I had also sent you a letter informing you that priority was being lost on the permit for a failure to return the field report within thirty (30) days.

Now that the field report has been lodged with the department again, Mr. Hulet will not lose priority while the field report is in the possession of the department.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

cc. Western

J.H. Hulet
Murphy, Idaho 83650

RECORDED

JUL 29 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 06 1989

Department of Water Resources

A. GENERAL INFORMATION

Permit No 57-7152
1 Owner Jay H. Hulet Phone No. (208) 834-2738
Current Address Murphy, Idaho 83650
2 Accompanied by Cecil A. Thomas P.E. EXAM. DATE June 13, 1988 and others
Address 3775 N Locust Grove, Meridian, Idaho 83642 Phone No. (208) 888-3087
Relationship to Permit Holder: Water rights examiner
3. Source Sinker Creek tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use 02-2361, 02-2370, 02-7001, 57-00185, 57-02015
☒ Copies Attached
2. Other water rights with same point of diversion 57-00172, 57-00174A, 57-00175, 57-00176, 57-00181, 57-02015
☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

Diversion is through an unlined tunnel through the rocks beneath the left abutment and discharge is controlled by a hydraulically operated steel slide gate 36" square.

Dam
Hulet
Murphy Mutual Canal 8.5 miles
Flume
Pond 4
pipe
Pond 3
Schematic of the system watered by Murphy Mutual Canal is shown.
Flow is diverted immediately below tunnel to fill rights down Sinker Creek.

Pond 3 cont'd
pipe
Pond 2
pipe
Pond 1
Murphy Flat Canal
36" pipe
Pumps in Snake River

Note: System is gravity except for pump at bifurcation from Murphy Mutual Canal to Pond 1 and is reversible with pumps.
See list of pumps attached.

Scale: 1" = 1 mile

2 ☒ Copy of U.S.G.S. Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and place(s) of use (required) (required for irrigation of 10 acres or more)
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Flow in Sinker Creek during non-irrigation seasons and during high runoff is stored in Hulet Reservoir and released through the slide gate and tunnel through the dam for irrigation and stockwater. The diversion is through the original tunnel and dam used prior to 1943 when the dam washed out. The dam is in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11, T.4S. R.2W. The dam is 94 feet high. Storage is 4250 acre-feet at 72 feet gage height. Zero on the reservoir gage is the elevation of the sill of the outlet tunnel. Dead storage is 33 acre-feet. Water from the reservoir is diverted into Murphy Mutual Canal or into Sinker Creek below the dam. Murphy Mutual Canal is a typical earth-lined canal maintained with a tractor blade and has a flat slope which follows the ☐ See Remarks on page 4 for continuation

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NW	11	4S	2W	Owyhee	U.S.G.S. Quadrangle maps and Engineer's drawings.

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			See land list attachment and S.C.S. aerial photos.																
			In addition to irrigation, water is needed for livestock. The irrigated acreage as shown herein produces considerable residue which is gleaned by cattle and other livestock during the non-irrigation periods. Tanks and ponds convenient to the acreage as shown on the land list attachment should be watered to fill livestock requirements.																

Do not use this space

JUL 29 1992

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
A 10 foot sharp crested weir measures the flow into Murphy Mutual Canal at the outlet of the tunnel through the left abutment of the Hulet Dam. Also the flow diverted into Sinker Creek from the outflow through the tunnel is measured at a 5 foot Cippolletti weir. These measure-						

ments are described further on attached sheets attached.

2. Measurements:

See attached 2 sheets Measurement of Outflow from Hulet Dam.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1 Measured Method. Inflow-outflow figures can be calculated from gage readings on the 10 foot and 5 foot cippolletti weirs below the reservoir

2. Alternate Method for Checking Purposes: outlet and the reservoir contents from staff gages on the reservoir using shift adjustments on the 10 foot weir and

F. PUMP EFFICIENCY DATA (Optional) the contents from the reservoir rating table.

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4544 \text{ acres} \times 4.5 \text{ acre feet} = 20450 \text{ ac.ft}$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 60 \times 180 \times 1.9835 = 21,420 \text{ ac.ft}$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses.

JUL 29 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

3280 foot contour on the topographic map closely for the 8.5 miles from the dam to the bifurcation where the water is pumped into the Hulet flume or passes on downstream to fill other rights. The water diverted to the Hulet flume flows downstream to Pond 4 as shown on the schematic of page 1 and then will flow to Ponds 3, 2, and 1, from which water is pressurized into sprinklers to irrigate the whole Murphy Flat tract as shown on the S.C.S. photos and the U.S.G.S. topographic map. Horsepower for the pumps and locations of the pumping stations are shown. Total rated horsepower on the distribution pumps including the seven 200 horsepower motors at Pond 2 at the end of the Murphy Flat Canal and the 100 horsepower pump at the bifurcation at the head of the Hulet Flume is 4115 horsepower. Large quantities of energy are required to pump water from Snake River to Pond 1 and thence through the system to Pond 4 and on to the bifurcation that are not

I. RECOMMENDATIONS required when the discharge is furnished from Murphy Mutual Canal.

1. **Recommended Amounts** There are seven 700 horsepower pumps in Snake River at the lower end of the 36" pipe to lift the water to Pond 1 in the system.

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
4.5 acre-feet on 4544 acres	April 1	Nov. 1	49.1	20,450 acre-feet
Livestock 1500 head	Jan. 1	Dec. 31	0.02	15 acre-ft plus
				large conveyance losses
				in long delivery lines
				especially in winter.

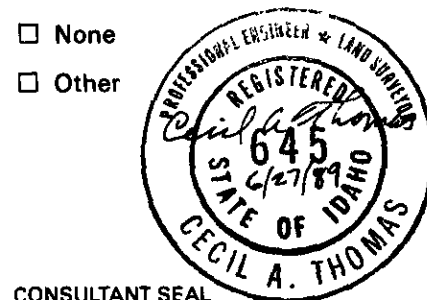
Totals: _____

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 |

J. AUTHENTICATION

Field Examiner's Name Cecil A Thomas
Signature Cecil A Thomas
Certification Date March 1, 1989
Field Report Preparation Date June 27, 1989



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

JUL 29 1992

LAND LIST ATTACHMENT

Description and location of place of use	Acreage	Value	Remarks
Irrigated Acreage on Murphy Flat near Murphy	-	Permit No.57-	

[illegible]

Total number of acres irrigated 4544 acres

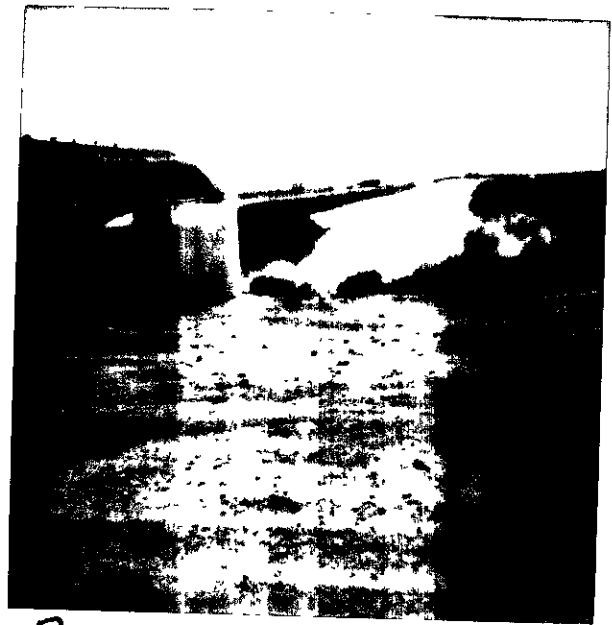
Prepared by Cecil A. Thomas

MICROFILMED

JUL 29 1992



Looking east down lateral which carries water from Murphy Mutual Canal to Ponds 3 and 4. P9



Pond 4 looking east
P10



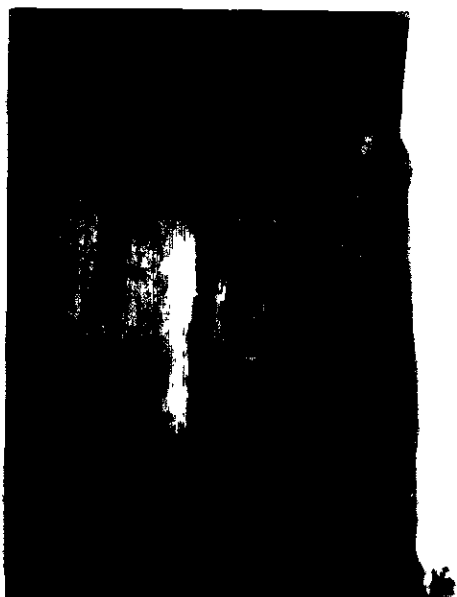
Gaging station on Murphy Flat canal. G.H. 5.94 ft.
P11



Looking towards Snake River down route of pipe line feeding Murphy Flat Canal. P12



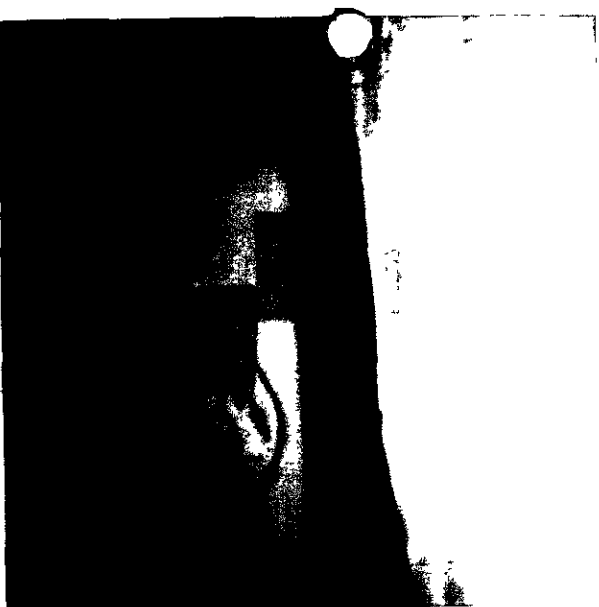
Looking across weir pool and weir.
Velocity of approach is angular &
substantial.



Looking upstream at the 10 foot
long Cipolletti weir measuring
flow from discharge tunnel
to Murphy Mutual Canal



Looking upstream at the 5 foot
long Cipolletti weir and gage.
Measuring flow to Creek
from discharge tunnel.



Vertical pipes set in concrete
with each foot marked. Spillway
is at far end of dam.



Seep area below left abutment
of Hulet Dam.

Photos of weirs on
Murphy Mutual Canal
and return to Sinker
Creek and staff gages
on Hulet Reservoir.

Note: WRD proposes to install
enamel staff gages on
reservoir to improve
accuracy

MICROFILMED

JUL 29 1992

Cecil A. Thomas

Consulting Hydrologist, Civil Engineer, Land Surveyor

Idaho License No. 645

Box 868

Homedale, Idaho 83628

Ph. 337-3206

June 27, 1989

RECEIVED
JUL 06 1989

Department of Water Resources

State of Idaho
Department of Water Resources
1301 N. Orchard Street
Boise, Idaho 83720
Attn. Gary Spackman

Re: Permit to appropriate water no.57-7152

Dear Gary:

I refer to your letter of January 16, 1989 in which you refer to the several deficiencies in my report relating to this permit. Water year 1989 has permitted inspections, etc., which now permit a more complete inspection and report than was practible during the drought years of 1987 and 1988.

Referring to your above mentioned letters by paragraph number:

1. An affidavit is enclosed.
 3. The stockwater component is discussed under I on Form 219.
 4. The distribution is described on Form 219 supplemented by 2 maps and the schematic on Form 219.
 5. All acres shown on the land list attachment for Murphy Flat can be irrigated from the Murphy Mutual Canal when pressurized by the pumps as shown. The whole tract can likewise be irrigated as it was in the recent drought years by pumping water from Snake River into the Murphy Flat Canal as shown on the topographic map.
 6. I understand that the Department has agreed that measuring devices at the outlet is sufficient to determine outflow versus inflow at the site. I agree this is a good practical answer to the problem in view of difficulties measuring in the shifting alluvium at the inlet to the reservoir. I have prepared a rating table of contents for the reservoir and a discussion of the measurements of the outflow (2 pages) which are attached.
 7. The land list has been prepared and is attached.
 8. The aerial photograph has been prepared and is attached.
 9. The contents table has been prepared for each foot of storage and contents for any gage reading can be determined by interpolating.
- See Measurement of Outflow at Outlet Reservoir, 2 pages, attached.

MICROFILMED

JUL 29 1992 *Cecil A. Thomas*

Sincerely, Cecil A. Thomas P. E.

RECEIVED
JUL 06 1989

(1)

Cecil A. Thomas

Consulting Hydrologist, Civil Engineer, Land Surveyor

Idaho License No. 645

Box 868

Homedale, Idaho 83628

Ph. 337-3206

Department of Water Resources

MEASUREMENT OF OUTFLOW FROM HULET RESERVOIR

Mr. Gibson of the Western Region office determined the following information in the field on June 8, 1989:

water surface on the staff gage at the 10 foot Cippoletti weir below the tunnel outlet	5.22 ft
weir crest	<u>4.02 ft</u>

Head on weir	1.20 ft
I find Discharge from table for 10 ft Cippoletti	44.3 cfs

Discharge by current meter in canal below the weir (Measured by Gibson)	47.8 cfs
--	----------

Weir table shows that the head on a 10 foot Cippoletti weir to give 47.8 cfs is 1.26 feet.

This is 0.06 feet more than the gage height observed so the shift adjustment is + 0.06 as shown by the current meter measurement.

In other words, we are using discharge from measurement to correct for the velocity which can be observed in the approach to the weir. Approximations by me show that the shift adjustment is somewhat larger than +0.06 feet with more water in the canal and somewhat less than +0.06 feet with less water in the canal. This can be determined by measuring flows at lower and higher stages. I believe that a stage-discharge relation defined by current meter measurements based on shift adjustments to a Cippoletti curve will be a usable method to utilize the equipment at the site.

It appears to me that besides the velocity of approach the flow lines are affected by angles in the approach which in turn are affected by the quantity of flow in the gate opposite the weir which regulates the water delivered to Sinker Creek. This amount should also be observed to note whether changes in the diversion to Sinker Creek affects the shift adjustments as determined from the current meter measurements.

Flow diverted into Sinker Creek above the 10 foot weir can be determined readily by reading the staff gage in the weir pool above the 5.0 foot weir and subtracting the gage height of the 5 foot weir crest.

RECEIVED
JUL 29 1992

(See following page).

Measurement of outflow from Hulet Reservoir, Cont'd.

I believe the Cipolletti weir table adjusted by a shift adjustment defined by measurements in the canal will give results well within the 10% requirements for measuring. I would say they should be within 5% if you define the shift adjustment adequately.

However there are real inadequacies in the reservoir changes in order to determine water budgets and inflows from the outflow data. I have reworked the Area-capacity data from the contour map furnished by the engineers and ~~smoothed~~ the **differences on the capacity table** and computed contents for each foot as shown on the accompanying table. Now if WRD will install porcelain staff gages on the steel pipes at datum the reservoir contents could be determined to small tolerances by interpolating. Of course, the table could be expanded to read contents for each hundredth of a foot if desired.

This improvement on the reservoir rating will allow dependable inflow-outflow computations on the system if you keep current on datum changes on the staff gages which often are affected by ice.

Cecil A. Thomas P.E.

MICROFILMED

JUL 29 1992

January 21, 1989

State of Idaho
Department of Water Resources Western Region
2735 Airport Way, Boise, Idaho 83705

Re: Permits to appropriate water nos. 57-7152 and 02-2251

Attention Mr. David Tuthill, manager:

In accordance with rule 3,1, I hereby file this affidavit authorizing Cecil A. Thomas, P.E., to conduct the work relating to applications 57-7152 and 02-2251. Mr. Thomas is a certified examiner.

Sincerely,

Jay Hulet
Jay Hulet

MICROFILMED

JUL 29 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Supplement #1

Superseded

A. GENERAL INFORMATION

1. Owner: Jay H. Hulet Permit No. 57-7152
Current Address: Murphy, Idaho 83650 Phone No. _____
2. Accompanied by: Cecil A. Thomas EXAM. DATE: Various dates
Address: 3775 N Locust Grove Phone No. 888-3087
Relationship to Permit Holder: Certified Water Rights Examiner
3. Source: Sinker Creek tributary to Snake River

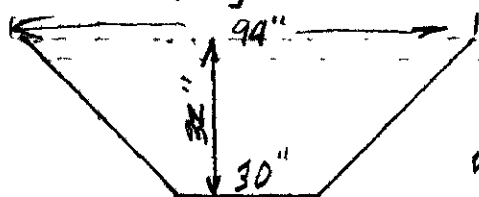
B. OVERLAP REVIEW

1. Other water rights with same place of use: 02-2361, 02-2370, 02-7001, 02-7409
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: Nettleton in Murphy Mutual Canal
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached Continued from

The concrete lined ditch from the bifurcation at the lower end of Murphy Mutual canal ^{to Hulet's pond} has dimensions as follows:



$A = 11.1 \text{ ft}^2$ with 4" of freeboard
 $V = 60/11.1 = 5.4 \text{ ft/sec}$ to carry 60 cfs
which is a normal diversion.

Mr. Hulet reports he has used the reservoir since 1976 as follows:

Year	Storage	Year	Year
1976	58'	1980	62.8
1977	Very little	1981	39
1978	70.1	1982	Full Spilled 4 mos.
1979	60.5	1983	Full Spilled 5 mos.
Note: 72 foot stage is full		1984	Full spilled 4 mos
		1985	Evacuated in winter
		1986	Filled
		1987	95' max

MICROFILMED

Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)
☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

JUL 29 1992

02-2361

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Mr. Hulet has pumped large quantities from Snake River in 1986 and '87 when Sinter Creek flow was deficient. These data are in files of U.S. Geological Survey and measure how much water is needed to serve the Murphy Flat tract.

☐ See Remarks on page 4 for continuation

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

5 Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Do not use this space

MICROFILMED
JUL 29 1992

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

U.S.G.S. has operated gaging stations to measure the water pumped from Snake River into Murphy Flat Canal and Sinker Butte Canal as shown on the map attached. These records of daily flow are attached and show that more than 10,000 acre feet in 1986 and more than 17,000 acre feet in 1987

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

were pumped in the 2 canals.

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

MICROFILMED

JUL 29 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Stockwater is requested by application 57-7152 for stockwater and stockwater storage for 50 to 1500 head of cattle at points along the system between the bifurcation and pond 1. See topographic map and A S C S photo attached. The distribution system is also shown on the map and photo. Pumps necessary to actuate the system are listed on the sheet Hulet-Summary of pumps on Murphy Flat and Sinker Butte which is attached.

I. RECOMMENDATIONS

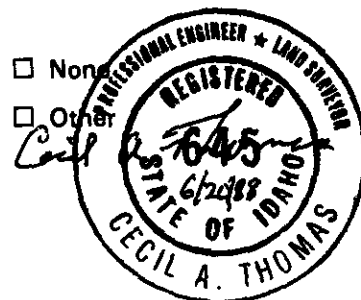
1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Totals:				

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☐ None
☐ Other



CONSULTANT SEAL

J. AUTHENTICATION

Field Examiner's Name Cecil A Thomas
Signature Cecil A Thomas
Certification Date March 1, 1989
Field Report Preparation Date June 27, 1989

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

JUL 29 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 9, 1989

Cecil Thomas
3775 N. Locust Grove
Meridian, ID 83642

RE: Permit to appropriate water no. 57-7152

Dear Mr. Thomas:

This letter is just a reminder that over one month has expired since I returned field examination no. 57-7152 to you for correction of deficiencies. The permit is now again losing one day of priority for every day that it is late. If I can assist you further, please call.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman, Manager
Water Right Permits Section

MIPOOUMED

JUL 29 1992

MEMORANDUM

TO: File No. 57-7152
FROM: Gary Spackman *Gary*
DATE: January 27, 1989
RE: Field examination conducted by Cecil Thomas

In May or June of 1988, Cecil Thomas submitted a rough field examination for permit no. 57-7152. I was slow in reviewing the examination, but finally was able to identify deficiencies in the exam. I sent a letter to Mr. Thomas on January 16, 1989, identifying the deficiencies. Approximately one week later, Mr. Thomas visited in the department offices, and requested that I return the field examination to him for further work. I returned the examination at that time. On approximately February 15, 1989 if the field examination has not been returned with the deficiencies corrected the permit will begin to lose one day of priority for every day it is late.

MICROFILMED

JUL 29 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 16, 1989

Cecil A. Thomas
3775 North Locust Grove
Meridian, ID 83642

RE: Permit to appropriate water no. 57-7152; also reference to
permit to appropriate water no. 02-2251

Dear Mr. Thomas:

I have reviewed the field examinations which you conducted for Jay Hulet regarding permit to appropriate water no. 57-7152. I apologize that my review has taken so long. According to the beneficial use field examination rules and regulations, the following deficiencies have been identified:

1. Rule 3, 1. Requires that the owner shall file an affidavit with the field examination which authorizes the certified examiner to conduct the work.
2. Rule 3, 2. Requires that an "acceptable" field report be submitted. Technically, the field report may not be acceptable under the rules and regulations, but because of my previous representations to you that priority would not be lost until I notified you, Mr. Hulet will not be penalized during the time I retained to exam. I will discuss this later in the letter.
3. Rule 5, 1, 2. Requires that all permitted uses be described. The permit authorizes development for irrigation and stockwater uses. The stockwater component of the permit has not been discussed in the field examination.
4. Rule 5, 1, 3. Requires a concise description of the diversion works and a general description of the distribution works. In reading the beneficial use report, the diversion is fairly well described. The distribution system, however, is not clear from the report. It is unclear how the entire system ties together. The measuring devices for the diversion are also not adequately described.
5. Rule 5, 1, 4. Requires that any interconnection of the water use being examined with other water rights or with other conveyance system shall be described. Your report describes some interconnection between the diversion on the Snake River and the Sinker Creek water. It is difficult to understand by reviewing the field examination what acres are irrigated by each system. As I recall during our discussion in my office, you indicated that water from Sinker Creek could be used to irrigate a limited

RECEIVED
JUL 29 1992

portion of the land. The field report also indicates that there is the possibility of full irrigation. A distinction should be drawn between the acres that were irrigated prior to the proof due date of December 1, 1980 and those irrigated later in time. Only acres irrigated prior to December 1, 1980, are eligible to be identified as appurtenant land under this permit. References in the field examination to future possible irrigation or development should not be considered as a legitimate proposal under this filing.

6. Rule 5, 1, 6. Requires explanation of the method of compliance with conditions of approval. One of the conditions on the permit is that a measuring device of a type approved by the director shall be permanently installed and maintained as part of the diverting works. Serious animosities have developed between water users of Sinker Creek in recent years. I have spoken to Dave Tuthill, Manager of our Western Regional Office, about the measuring device requirements. We normally require devices that adequately measure inflow to and outflow from an onstream storage reservoir. I understand that the reservoir has been rated, and that a measuring device at the outlet may be sufficient to determine inflow versus outflow.

The existing outflow measuring device may be located where at a place where hydraulic conditions prevent an accurate measurement. I also understand that the existing weir is not accurate because it does not have a sharp crested blade which will create flow conditions that can be measured accurately. Please discuss in the beneficial use report the location of the measuring device and possible flow conditions that might skew measurement values. The proper sharp crested blade on his measurement weir must also be installed.

7. Rule 5, 1, 7. Requires that various irrigated areas be described for each legal subdivision of 40 acres. Rule 5, 1, 8 also states that the acreage shall be shown on the field report to the nearest whole acre for each legal subdivision. The beneficial use report contains a grid on page two where both the point of diversion and the places of use can be written in. The place of use grid should contain the acres in each 40 acre tract. I have enclosed a full page grid because of the size of the system. You may use the full page grid and attach to the beneficial use field report if you desire.

8. Rule 5, 1, 17. Requires that an aerial photograph accompany the field report. The land that is irrigated under the examined permit should be outlined and the acres irrigated within each forty (40) acre tract should be written on the aerial photography.

9. Rule 6, 1, 2. Requires that the volume of water storage be measured. The volume shall be shown in acres with three significant figures but no more precision than tenths of an

MTC
JUL 29 1992

acre-foot. An actual measurement of the storage in the reservoir is preferable. If an actual measurement is not available at the time the examiner examines the system, then the historical volume of storage since the reservoir was constructed may be substituted. The basis of determining the storage volume measured shall be explained.

The beneficial use examination rules and regulations require that when additional information is requested, that it shall be submitted to the department within thirty (30) days of the written deficiency notice. If the information is not submitted within thirty (30) days, the priority date of the permit will be advanced one day for each day the information submittal is late. I request that you submit the information I have asked for within thirty (30) days of the date of this letter.

In my review of field examine for permit no. 57-7152, I have also been informed that a related water right permit no. 02-2251, has lapsed because of failure to submit a beneficial use field report. You notified the department that you would conduct the field examination for water right no. 02-2251. The water right proposes diversion of water from the Snake River to lands that are similar to those described in permit 57-7152. I hope that you have not misunderstood the additional requirement of filing a beneficial use field report for 02-2251. The field exam that was delivered to me only addresses water use under permit no. 57-7152.

I will look forward to your response.

Sincerely,



Gary Spackman, Manager
Water Rights Permits Section

WICK
JUL 26 1961



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

June 30, 1988

Cecil A. Thomas
3775 N. Locust Grove
Meridian, ID 83642

Re: Field Examination for Permit No. 57-7152 in the name of J.
H. Hulet

Dear Mr. Thomas:

This letter confirms our conversation regarding the field examination you conducted for 57-7152. I represented to you that, upon receiving the field examination, that Mr. Hulet would not continue to lose one day of priority for every day that the filed examination is in my possession.

I also represented to you that I would review the file within approximately three weeks, and notify you of deficiencies.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

CC: Western Region

Department of Water Resources
Western Regional Office

MICROFILMED

JUL 29 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

June 15, 1988

Cecil A. Thomas
3775 No. Locust Grove
Meridian, ID 83642

Re: Permit 57-7152 - Jay H. Hulet

Dear Mr. Thomas:

This letter confirms our telephone conversation on June 7, 1988. I acknowledged that we had received your letter dated April 19, 1988. I also informed you that the field examination for permit no. 57-7152 was due on or before June 4, 1988, and that since the deadline had passed, permit no. 57-7152 had lapsed.

You stated that you could complete the exam within approximately one week. I told you that for every day the examination is late, one day of priority will be lost. I also informed you that we must send out a lapse notice granting a sixty day reinstatement period. Sixty (60) days after notice of lapsing, the permit can still be reinstated, but the priority of the permit must be advanced to the day of the field examination is filed with the Department. Finally, I represented that I would defer sending the lapse notice for approximately three weeks to allow you ample time to complete the exam and file it with the Department.

I implore you to submit the examination as soon as possible. Loss of priority can be serious for water rights diverted from sources of water that are water short and which may have junior appropriators.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

CC: Western Region

NOT RECORDED

JUL 29 1992

Cecil A. Thomas
Consulting Hydrologist, Civil Engineer, Land Surveyor
Idaho License No. 645

3775 N. Locust Grove
Meridian, ID 83642
Ph. (208) 888-3087

April 19, 1988

RECEIVED

APR 25 1988

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES, STATE OFFICE
1301 NORTH ORCHARD STREET
BOISE, IDAHO 83706-2337

Regarding Application for Permit No. 57-7152 by applicant
Jay H. Hulet:

Beneficial Use Field Report was due at your office on April 3, 1988. Construction on the dam and diversion works have been completed but details of the proof of completion appear inadequate at this time. This application was made to divert storage water stored by the old Sinker Creek Dam which failed years ago. The water was to replace more expensive water pumped from Snake River at a considerable lower elevation. No storage water was available for the permit in the low water year of 1987. Some storage is available for this year but no diversions are being made yet.

In order to obtain pictures of the diversion system, the diversion gates, storage in the reservoir, and pertinent pictures of the overlap systems including interconnections with previous permits it is desirable to have the integrated system operating.

Mr. Hulet advises me that the system will be operating fully in May or June.

We request an extension of the date in order that a satisfactory report and application can be made.

Sincerely, *Cecil A. Thomas*

Cecil A. Thomas, P.E.

4/86

SEP 21 1987

RECEIVED

JUN 3 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Western Regional Office

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received _____

Date _____

Receipt # _____

Receipt by _____

Sent to S.O. _____

1. Permit No. 57-7152

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Jay Helet

3. Post Office Address: HC 79 Box 2020 Murphy, Idaho
83650 Telephone No. 834-2738

4. Source of Water: Senker Creek

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation Farm Storage (acres) Other/Remark Storage
4500

6. Total rate &/or volume for which proof is submitted _____ cfs 5035 PERMIT AMOUNT 6000 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

April 1-1976

8. Person to contact to accompany the department representative during the field examination:

Same

(Name)

(Address)

(Telephone Number)

MICROFILMED

JUL 29 1992

☐ I choose to have the field examination conducted by a _____ examiner. Attached is a statement from the certified examiner. I have selected _____ verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

RECEIVED

SEP 11 1987

Date June 3 - 87

Signature of Permit Holder (and title if appropriate) Jay H. Helet
Department of Water Resources
Western Regional Office

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

September 18, 1987

Jay Hulet
HC 79, Box 2020
Murphy, ID 83650

Dear Mr. Hulet:

This letter is in response to your letter received in our office on August 20, 1987, and also the letter recently received on September 11, 1987.

Concerning your letter of August 20, 1987, for Application for Permit No. 57-7470 I would like to further clarify and correct the position I gave you of your application's status. In my letter of August 6, 1987, I stated that the proposed well would fall within the Mountain Home Groundwater Management Area. In checking our maps, after reading your letter, it appears the well is not within this area. I hope this error did not cause problems for you. This error, however, does not change the status of your permit application, since it is still located in the Snake River drainage area above Swan Falls Dam. We are still holding these applications in this area until FERC signs the Swan Falls Agreement. However, we have heard recently that FERC is leaning towards signing very soon. You had requested that we approve this filing on a temporary basis. A temporary permit is only issued if the well is being drilled to supplement surface water which has been cut back to the point that it is now necessary to drill a well. You have indicated in your letter that the drilling of this well is to eliminate the high lift you normally have when pumping from the river to conserve costs. This is a good reason to drill a well, however, we cannot approve the permit on a temporary basis for this reason. If the Murphy Mutual Canal Co. supplied all the water to the lands covered in this application and have cut your water to where you must drill a well, please inform us immediately and a temporary permit can be issued.

If, after reading this letter, you still wish to withdraw your application, please complete the enclosed withdrawal form. We can hold the application pending the outcome of the agreement signing by FERC and then process the application as we normally do. There should not be a problem with approval, since it is not in a groundwater management area, as long as no protests are received.

Also, in response to your letter of September 11, 1987, I checked the files for Water Right No's 02-2249 thru 02-2256 and found that field exams were conducted and licensing issued for all of these except Permit No. 02-2251. The exams were conducted on the other permits in 1972 and 1973, where Permit No. 02-2251 had a proof due date in December, 1974, or not until after the exams were conducted on all of the other permits. Therefore, Permit No. 02-2251 still needs to have a

MICROFILMED

JUL 29 1992

field examination conducted. We acknowledge receipt of the letter from Cecil Thomas and will document our files accordingly.

Please contact us at your earliest convenience concerning the action you wish to take on Application for Permit No. 57-7470. If you have any questions, feel free to call, or come in.

Sincerely,

JAN SHURTE
Sr. Water Resource Agent

JS:j
Encl.

NOT REFILED

JUL 29 1992

September 5-1987

Attention: Jan Shurte
Senior Water Resource Agent
2735 Airport Way
Boise, Idaho 83705

Reference to August 25, 87 letter

Dear Ms. Shurte,

Enclosed is a copy of the signed statement by Mr. Thomas verifying that he has been retained by me to conduct a field examination on permit #02-2251 and permit #57-7152. As you can see this was delivered to your office on June 4-87.

I am returning the original examination fee reports to your office as I have the copies which were made in your office in my file.

At the time the Examination fee reports and the statement signed by Mr. Thomas were delivered to your office a letter concerning permit #02-2251 was also left to be answered. I have not heard from your office concerning this and am enclosing a copy of the letter I am referring to.

I would appreciate hearing from you.

Sincerely,

Jay Hulet

Jay Hulet
HC 79 Box 2020
Murphy, Idaho 83650

*Answered
See letter in
02-2251*

RECEIVED
SEP 11 1987

Department of Water Resources
Western Regional Office

MICROFILMED

JUL 29 1992

Cecil A. Thomas
Consulting Hydrologist, Civil Engineer, Land Surveyor
Idaho License No. 645

3775 N. Locust Grove
Meridian, ID 83642
Ph. (208) 888-3087

State of Idaho
Department of Water Resources

RECEIVED

JUN 4 1987

Department of Water Resources
Western Regional Office

Dear sirs:

*I have been retained to conduct
an examination on permits No. 57-7152
and 02-2251 for Mr Jay Heulet of
HC -79 Box 20 20, Murphy, Idaho 83650*

Cecil A Thomas, P.E.

RECEIVED

JUL 29 1992

FROM *Jan Shute*

DATE

*9/2/87*TO *Permit No's 02-2251 & 57-7152*SUBJECT *Cyan-fec*

Ray Shute submitted photocopies on these permits on June 4, 1987 with no fee. I did not reply until Aug. 25, 1987 due to work overload. Mr. Shute stated that Cecil Thomas of Meridian will be conducting these exams & a copy of that letter was & is enclosed with the photocopies. We couldn't find it & Mr. Shute is sending a copy in. I feel no loss in privacy should be given due to my late reply. Shute

SIGNATURE

MICROFILMED

JUL 29 1992

INTER-DEPARTMENT MEMO — 1

FROM Brad Dingee
TO 57-7152
SUBJECT Exam

DATE 9/1/87

Jay Hulet visited the office today + indicated that he has retained Cecil Thomas to conduct the field examination for this permit. I told him that we need a statement ~~from~~ Mr. Thomas verifying this.

JUL 29 1992



SIGNATURE



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

August 25, 1987

Jay Hulet
HC 79, Box 2020
Murphy, ID 83650

Dear Mr. Hulet:

We received the exam fee information sheets you submitted for Permit No.'s 02-2251 and 57-7152 on June 4, 1987. The delay in replying is due to a water short summer and we hope it has not caused an inconvenience.

There is a fee that is due when the exam fee information sheets are submitted. This fee is based on the amount of water you are actually using. The fee sheet filed for Permit No. 02-2251 shows 6.4 cfs which has a \$250.00 fee and Permit No. 57-7152 was issued for 4035 acre feet which has a \$600.00 fee.

Since the fee sheets were submitted within the 60-day period, and we have delayed replying, no priority will be lost for the time from June 4th until now. However, since the fees were to be submitted with the exam fee sheets, a day of priority will be lost for each day the fees are late past the date of this letter.

If you have any questions or problems with this matter, please feel free to contact our office.

Sincerely,

Jan Shurte
Senior Water Resource Agent

JS:gg

RECEIVED

JUL 29 1992



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

May 4, 1987

Re: Permit No. 57-7152

Jay Hulet
HC 79, Box 2020
Murphy, ID 83650

Dear Mr. Hulet:

Mike Stubblefield has referred your letter concerning the Hulet Sinker Creek Reservoir permit to me.

If your reservoir is only one-third full this year, we can wait until next year to complete the examination for this permit. However, the exam fee information and exam fee should be submitted within 60 days from the date of the April 3, 1987, certified letter you received. This will avoid losing a day of priority for each day the exam fee and sheet is late after the 60-day period is up. If no fee is submitted within one year from the date of that letter, then a lapse notice will be sent to you.

Unfortunately, Mike's visit was for the safety examination on the dam itself. A field exam for licensing purposes is to verify your water use for final proof to license the water right. It involves verification by the Department of the number of acres being irrigated from the reservoir, where these acres are located by quarter-quarter, section, township and range, how much water is being diverted from Sinker Creek to the reservoir and how many acre feet your reservoir holds. A detailed description of your pumps, sprinkler system, etc., will also be needed. Once this exam is conducted, the water right license will be issued based on the examiner's findings and will remain with the land it covers as long as it is being used.

Please submit the exam fee and sheet at your earliest convenience and do not hesitate to contact us if you have any further questions.

Sincerely,

Jean Shurte
JAN SHURTE

Sr. Water Resource Agent

RECEIVED
MAY 11 1987

JUL 29 1992

JS:j

57-7152

April 20-1987

Mike Stubblefield
Idaho Dept. Water Resource
2735 Airport Way
Boise, Idaho 83705

Mr. Stubblefield,

Would your examination of the HULET SINKER CREEK RESERVOIR in 1986 serve as a field examination for proof of beneficial use to be submitted to the department ?

I ask this because an examination is due for the reservoir; but this year (1987) it is only about 1/3 full of water.

May I hear from you concerning this .

Sincerely,

Jay Hulet
Jay Hulet

HC 79 Box 2020
Murphy, Idaho 83650

RECEIVED
APR 22 1987

Department of Water Resources
Western Regional Office



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

57-7152
HULFT, JAY H.
MURPHY, ID 83650

138087

April 3, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information set showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Sheet

JUL 29 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

January 20, 1981

Jay Hulet
Murphy Flat Road
Murphy, Idaho 83650

RE: Permit No. 37-7152

Dear Mr. Hulet:

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

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Kay Walker
Secretary

MICROFILMED

Jay H. Hackett
Murphy Flat Road
Murphy, Idaho 83850

Idaho Dept. Water Resources
Stableman
Boree, Idaho 83420

RECEIVED

DEC 3 1980

Department of Water Resources



DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 37-7152

Name(s) of Permit Holder: Jay H. Hulet

Post Office Address: Murphy Flat Road Murphy Idaho

83650 Tel. No. 834-2738

Source of Water: Stream

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 10 AF (number and type of stock)
☒ Irrigation 4500 (acres) (Supplemental):
☐ Other

Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No
 Accessory Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

Dec. 1 - 80
 Date

Jay H. Hulet
 Signature of Permit Holder

RECEIVED

DEC 3 1980

Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Jay Hulet

PLACE
TEN CENT
STAMP
HERE

CONVERSATION MEMORANDUM

DATE Dec. 2, 1980FILE 57-7152

NAME OF PARTY

EMPLOYEE

Jay Hulet
Pete Fleck

RE:

Statement of Beneficial Use

Mr. Hulet called today to see what the status of this permit. I informed him that proof had not been submitted. After a discussion of the permit, Mr. Jay discovered he had confused this permit with another. He stated that he would send in the statement immediately. He questioned the fact that we will be advancing the priority date the number of days the proof was late. I stated that in the past, telephone conversations had not been sufficient notice to stop lapping.

11/11/80

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

HULET, JAY H.
MURPHY, ID 83650

L. B. 7

SEPTEMBER 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 57-7152 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

May 19, 1980

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL JR., P.E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

Northern Region Office
Rt. #5 Box 203, Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301

Western Region Office
92 South Cole Road
Boise, Idaho 83705

MICROFILMED

August 6, 1979

Mr. James W. Kiser
Attorney at Law
5000 Fairview Avenue
Boise, ID 83704

Dear Mr. Kiser:

In response to your letter of July 20, 1979, enclosed are copies of pertinent documents and correspondence of Permits R-320/57-2315 and 57-2191. Included is a copy of "Abstract of Water Rights Granted Under Decrees for the Waters of Sinker Creek."

A research of our records did not disclose any recorded rights for storage in or near Section 11, T. 4 S., R. 2 W. between the years 1923 and 1975. Permit No. 57-7152 dated October 28, 1975, listed in our Inventory of Dams in Idaho, and Permit No. R-320/57-2315 dated August 15, 1923, identify storage in the same section, township, and range.

Determining water rights held by Pacific Land Company to the waters of Sinker Creek is more difficult since decreed rights, licensed rights, and claims are considered real property and appurtenant to the land with the ownership of a water right evidenced by proof of ownership of the land unless specifically reserved. There is no provision in our statutes for a change of name on this type of water right when a transfer of ownership of lands is involved. We do have in file an agreement between Nettleton and Pacific Land Company involving decreed waters of Sinker Creek of which a copy is enclosed. Listed below are existing rights as referenced in permits and licenses held by Pacific Land Company or assignee:

File No.

R-1196 (cancelled)
32222/02-2360 (lapsed)
26520/57-2217 (unnamed lake)
25414 (cancelled) - groundwater

Reference to Existing Water Rights
Appurtenant to the Same Lands

See other rights - Application 40308
Sinker Cr., 1885 26520 and 27314
None
None

UNRECORDED

Mr. Kiser

2

August 6, 1979

File No.

Reference to Existing Water Rights
Appurtenant to the Same Lands

32165/02-2342	None
40308/32230/02-2361	Sinker Creek
32347/02-2370	Sinker Creek - 02-2361
02-7001	See other filing - Application 40308
31756/02-2283 (cancelled)	None
57-7152 (Sinker Creek)	02-7001

A comparison of the lands listed in the water rights referencing Sinker Creek with the lands listed in the rights for the waters of Sinker Creek and transfers is necessary to determine the rights in question. I have taken the liberty of enclosing copies of water right Nos. 02-2360 and 02-2361.

Please feel free to visit our office if you wish to review the rights named and Sinker Creek decrees more thoroughly. You may also want to contact Bob Hamilton at Western Region, 92 South Cole Road, phone 384-2190, as he is familiar with the dams located in Basin 57.

There is a duplicating cost of 25¢ per sheet for IBM copies and 50¢ per sheet for microfilm copies. The fee for the enclosed copies is \$15.75 which you may remit to this office. Please contact me if you need copies of additional rights or feel I did not include enough information in those sent to meet your needs.

Sincerely,

Roberta Garrett
Records Supervisor

Enclosures

cc Bob Hamilton

JAMES W. KISER

ATTORNEY AT LAW

5000 FAIRVIEW AVE.

(FAIRVIEW AT MTN. VIEW DR.)

BOISE, IDAHO 83704

208 376-3100

RECEIVED

JUL 24 1979

Department of Water Resources
57-2315

July 20, 1979

Idaho Department of Water Resources
373 W. Franklin
Boise, Idaho 83702

Sirs:

57-2315
57-2315
57-2191
Would you please supply me with copies of any and all documents and what information you have regarding an application of Murphy Irrigation District for Permit to Construct Reservoir and Store Unappropriated Waters of the State of Idaho apparently dated August 14, 1923 as Application No. R22535 and Approval of State Engineer regarding the same, dated August 20, 1923 and Certificate of Completion of Reservoir and Right to Store Water dated December 7, 1923.

Also, what information do you have regarding any storage of water in or near this same location from 1923 to 1975?

I also need copies of any and all documents regarding the application for Permit to Appropriate Public Waters of the State of Idaho, Permit No. 20551 (57-2191) dated June 19, 1948 and Approval of State Reclamation Engineer, Dated July 23, 1948.

Also Application for Amendment to Permit dated February 25, 1954 by Murphy Mutual Canal Company and Certificate of Completion of Workds, dated March 15, 1954. Apparently this all regards Permit No. 20551.

Also, how can I find out what water rights were ever held by Pacific Land Company to the water of Sinker Creek in Owyhee County.

Please send me your bill for copying expenses, etc.

Sincerely,



James W. Kiser

JWK/clb

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

File: 57-7152

November 7, 1977

Mr. Jay Hulet
Murphy, Idaho
83650

Dear Mr. Hulet:

Please accept my apology for the delayed response to your letters. The drought related problems raised this summer have interfered with our normal office response time.

In your letter you asked whether or not your stored water could be used without the regulation and assessment by a special deputy or watermaster provided that a "separate outlet" were installed to release the water from storage.

If the watermaster has been called on and is delivering natural flow to you, there would be an assessment charge based on the pro-rated volume delivered. As far as special deputy assessments are concerned (refer to Section 42-801, Idaho Code) it is conceivable that if the release of stored water did not in any way involve the use of the natural channel or what is considered to be the natural channel, that the water could be utilized without the appointment of a special deputy. Such a proposal, however, would require the review and approval of the Department. An example of a situation not requiring a special deputy would be an offstream reservoir from which the water is directly released to the place of use. In your letter you make reference to "providing a separate outlet". I'm not sure what is meant by that or whether that would waive the requirements of Section 42-801, Idaho Code.

With regard to legal interpretation of the applicability and interrelationship of Sections 42-610 and 42-801, Idaho Code, beyond the Department's past explanation to you, I would suggest that you contact your legal counsel.

I trust this answers your questions satisfactorily.

Sincerely,

L. GLEN SAXTON
Western Region Supervisor

LGS:ldt

CC: IDWR - State Office

MICROFILMED

August 22-1977

Attorney Joesphine Beeman
92 S. Cole Road
Boise, Idaho 83705

Dear Attorney Beeman;

In response to your letter of August 8-77 to the Water Master of Sinker Creek of which I received a copy.

I would like an explanation of the reasoning behind being able to use code 42-610 and 42-801 when they both cover the same actual point of origin. It appears to me one or the other should apply; but not both.

In the closing of the next to last paragraph of your letter it states "Since the stored water and the natural water are both confined to the same outlet when they exit the reservoir the outlet constitutes the bed of the stream". In view of this I take it to mean that if I provided a separate outlet for the Sinker Creek water that I would then be able to utilize my stored water without going through a water master or special deputy.

May I get your opinion on this and who I need to contact to clear construction of such an outlet.

As of this date I have not received any response to my letters dated May 19, June 14th, and June 21st. These letters were written to the Idaho Water Dept. Resource-western Region. May I hear from you on these questions?

Sincerely,

Jay H. Hulet
Jay H. Hulet
Murphy, Idaho 83650

*25 August 1977. sent copy to Elva & Bob H.
at Preston*

RECEIVED
AUG 23 1977

Department of Water Resources
Western Regional Office

INTER-DEPARTMENT MEMO

FROM R. Hamilton

DATE 2.22.77

TO File D57-7152

SUBJECT Measuring Device below dam.

MICROFILMED

There was a mis understanding by Mr Hulet on the need for a measuring device replacement below the dam. He was under the impression he only needed to move the upper one. Nettleton wants water down the creek and this will hamper installation of a device. I told him we would discuss this pro and advise him.

R. W. H. SIGNATURE

December 8, 1975

Re: Permit No. 57-7152

Jay H. Hulet
Murphy,
Idaho 83650

Dear Mr. Hulet:

Enclosed is a copy of your approved Application for Permit No. **57-7152**. We direct your attention to the conditions of approval as listed on the fourth page.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2190

R. Keith Higginson
Director

November 7, 1975

Owyhee Nugget
Marsing, ID 83639

RE: Application for Permit No. 02-7206 - Triangle Dairy, Inc.
57-7152 - Jay H. Hulet

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear in the bill:

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

(Signature of Claimant)

Sincerely,

Bill submitted

11-24-75
cks

NOT FILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that JAY H. HULET

Murphy, ID

has on Oct. 28, 1975 submitted Application No. 57-7152

for a permit to appropriate XXXXXX cubic feet per second XXXXXXXX 4035 acre feet

per annum of water from Sinker Creek, trib. to Snake River

by means of diversion through an existing tunnel and ditch

within the SE1/4, Sec. 11, T. 4 S, R. 2 W, B.M. Owyhee County

to be used from Jan. 1 to Dec. 31 for stockwater and XXXXX storage of stockwater
XXX and from April 15 to Nov. 15 for irrigation and storage of irrigation water

within the S1/2SW1/4, Sec. 35, T. 2 S, R. 1 W; S1/2NE1/4, NW1/4, N1/2SW1/4, NW1/4SE1/4, Sec. 2,
SW1/4NW1/4, W1/2SW1/4, SE1/4, Sec. 3, S1/2NE1/4, S1/2NW1/4, S1/2, Sec. 4, W1/2NE1/4, SE1/4NE1/4, E1/2NW1/4,
E1/2SW1/4, SE1/4, Sec. 5, SE1/4SW1/4, SE1/4, Sec. 7, Sec. 8, Sec. 9, NW1/4, N1/2SW1/4,
Sec. 11, NW1/4NE1/4, N1/2NW1/4, Sec. 15, N1/2, SW1/4, W1/2SE1/4, Sec. 17, E1/2, E1/2NW1/4, NE1/4SW1/4,
Sec. 18, N1/2NE1/4, Sec. 19, NW1/4, Sec. 20, T. 3 S, R. 1 W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before
Dec. 1, 1975.

R. KEITH HIGGINSON

Director

Published in the Owyhee Nugget, Marsing, ID

on Nov. 13, 1975 and Nov. 20, 1975.

NOT RECORDED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

November 6, 1975

Jay H. Hulet
Murphy, ID 83650

Dear Mr. Hulet:

Enclosed is your Receipt No. 1361 in the amount of \$ 320.00
for Application for Permit No. 57-7152 which was received in this
office on Oct. 28, 1975.

Sincerely,

CATHY L. SHAW
Senior Clerk

CLS:cs

Enclosure

RECEIVED
NOV 11 1975

JACK S. HAMMOND
A.A.C.E.

HAMILTON AND VOELLER, INC.
CONSULTING ENGINEERS
OFFICES IN POCATELLO, BOISE AND MOSCOW, IDAHO

FRANK R. LEIBROCK
A.A.S.C.E.

DANNY FOULADPOUR
A.A.S.C.E.

5255 OVERLAND ROAD
PHONE 208-345-5328
BOISE IDAHO 83705

RECEIVED

October 27, 1975

OCT 28 1975

Department of Water Resources

Mr. Robert W. Hamilton
Supervisor of Water Distribution
Department of Water Resources
Statehouse
Boise, Idaho 83720

RE: Application For Permit
Hulet Dam

Dear Bob:

Attached is a \$320.00 filing fee from Mr. Jay Hulet for 4,035 A.F. of storage in regards to the above referenced project. Please change Mr. Hulet's pending application accordingly.

Your consideration of this matter is appreciated.

Sincerely,

HAMILTON AND VOELLER, INC.



Danny Fouladpour, P.E.

DF/1h

Attachment

cc: Mr. Jay Hulet
Murphy, Idaho 83650

RECEIVED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 8372

October 22, 1975

Hamilton & Voeller, Inc.
Consulting Engineers
5255 Overland Rd.
Boise, ID 83705

RE: Application for Permit - Hulet Dam

Attention: Danny Fouladour, P.E.

Dear Danny:

Before we can process Mr. Hulet's application, we must have a filing fee. We would advise you to file on the acre feet capacity of the reservoir rather than a diversion rate from the creek. Since the reservoir is on stream, a diversion rate is not necessary and the filing fee will be less than half the amount for the 401.6 c.f.s. The filing fee for 4,035 A.F. will be \$320.00. We can change the application if this meets with Mr. Hulet's approval.

Please send the fee as soon as possible and we can start processing the application.

Sincerely,

Robert W. Hamilton

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:cls

CC: Jay H. Hulet
Murphy, ID 83650

MICROFILMED

JACK S. HAMMOND
A ASCE

HAMILTON AND VOELLER, INC.

CONSULTING ENGINEERS

OFFICES IN POCA TELLO, BOISE AND MOSCOW, IDAHO

DANNY FOULADPOUR
A ASCE

5255 OVERLAND ROAD
PHONE 208-345-5328
BOISE, IDAHO 83705

FRANK R. LEIBROCK
A ASCE

RECEIVED

October 15, 1975

OCT 16 1975

Department of Water Resources

Mr. R. Keith Higginson, Director
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

ATTENTION: Mr. Robert Hamilton

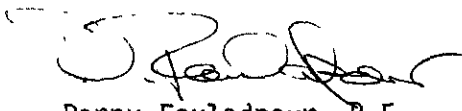
Dear Mr. Hamilton:

Per your instructions, the enclosed Application For Permit to store water is being submitted for processing.

As I discussed with you, we are in the process of completing the design of the dam and anticipate to complete construction during the balance of 1975. Therefore, we would appreciate acknowledgement regarding the status of this application as soon as possible.

Sincerely,

HAMILTON AND VOELLER, INC.


Danny Fouladpour, P.E.

DF/1h

Enclosure

cc: Mr. Jay Hulet

RECEIVED