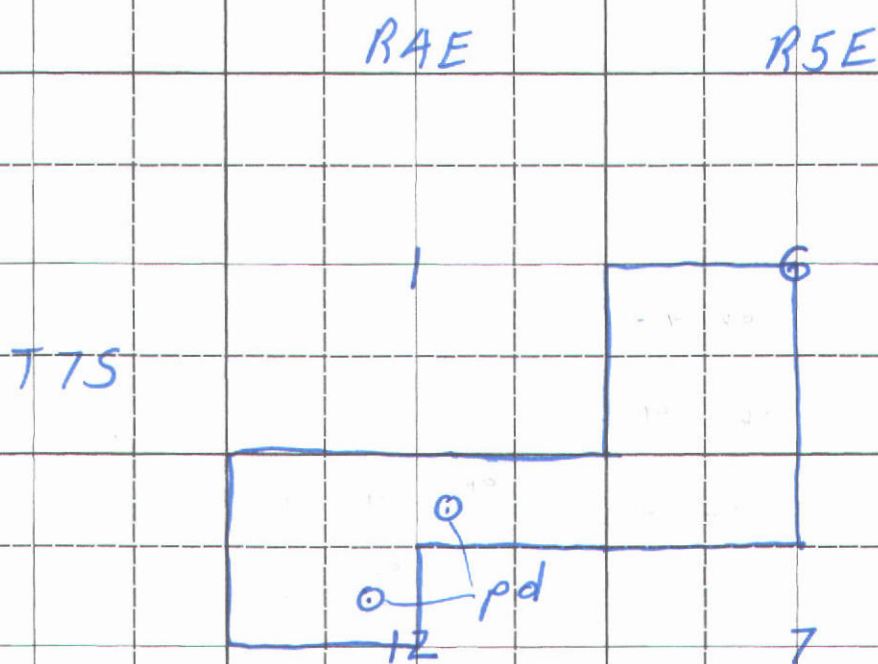


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Harmon Shotton
(Applicant)

Should questions arise during the processing of this application please contact:

SHERL L. CHAPMAN
6450 S. Orchard, Suite 144
Boise, ID 83705
344-6690

RECEIVED
MAY 16 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

A. GENERAL INFORMATION

Permit No. 51-7131

1. Owner: Carmon and/or Karen Hutton Phone No. 845-2993

Current Address: Box 146, Route B, Bruneau, Idaho 83604

2. Accompanied by: Carmon Hutton EXAM. DATE: 4/7/88

Address: same as above Phone No. _____

Relationship to Permit Holder: Owner

3. Source: Ground water tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with same place of use: 51-2121

☒ Copies Attached

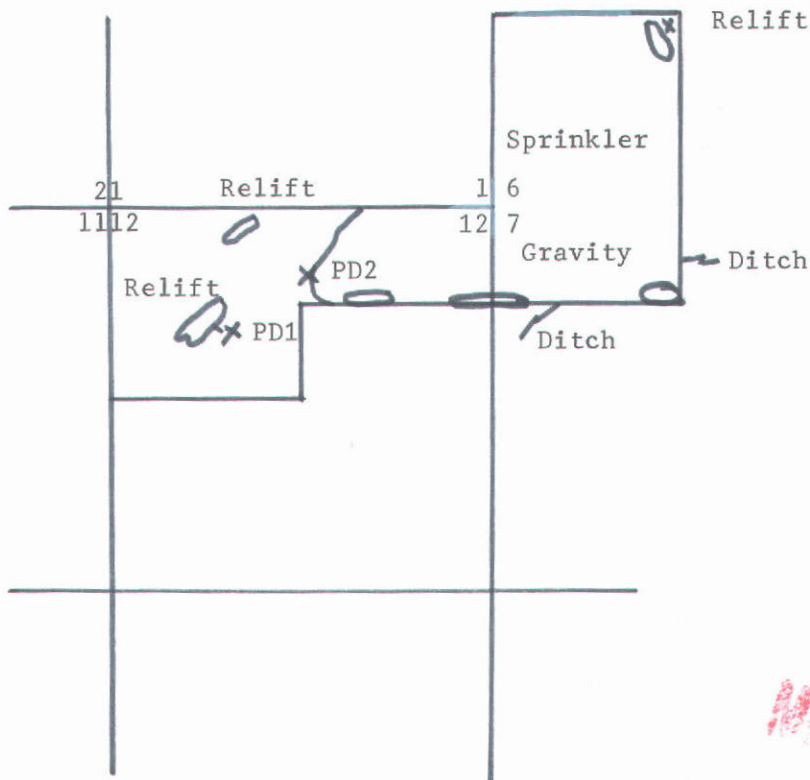
2. Other water rights with same point of diversion: 51-2121

☒ 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



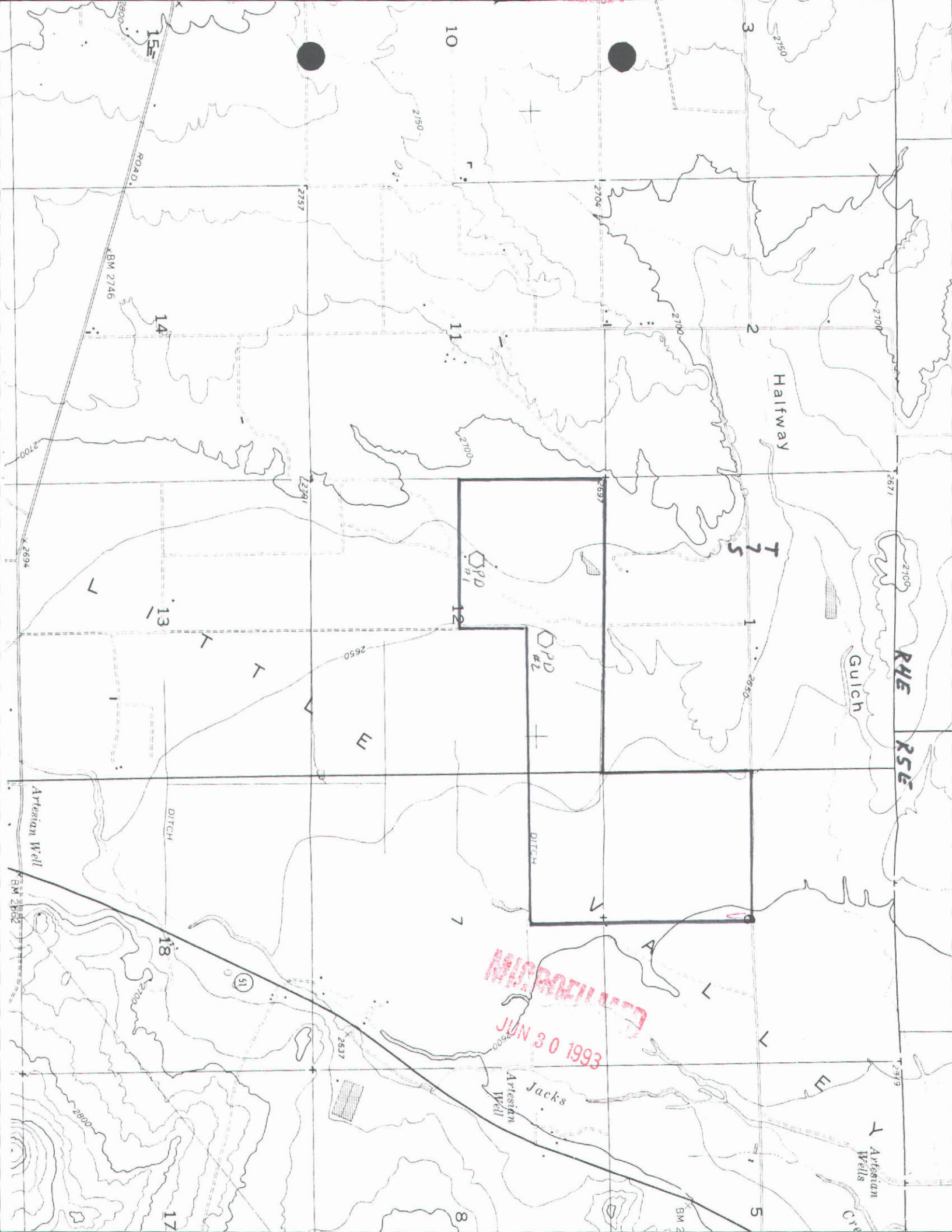
Scale: 1" = _____

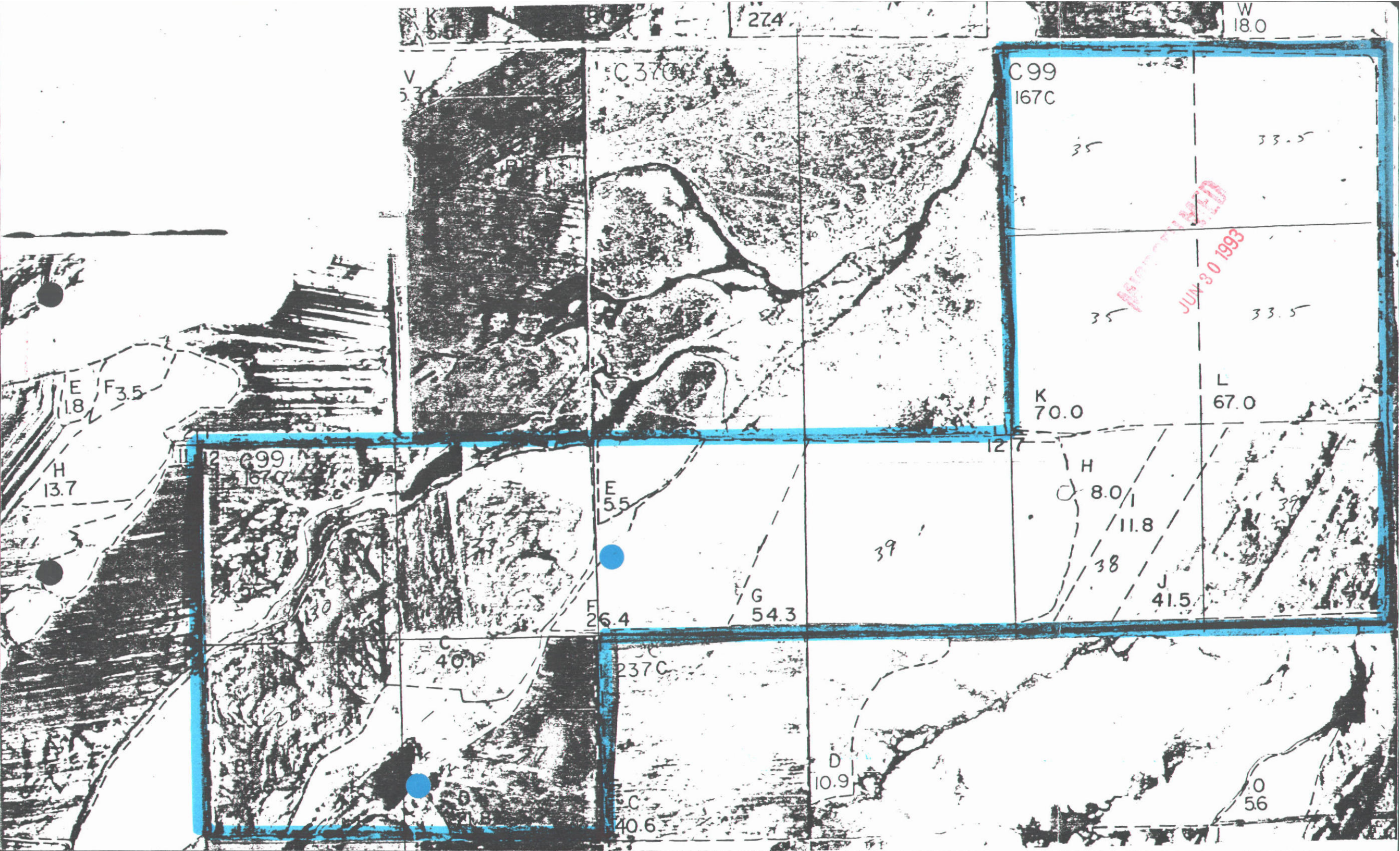
2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ 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).

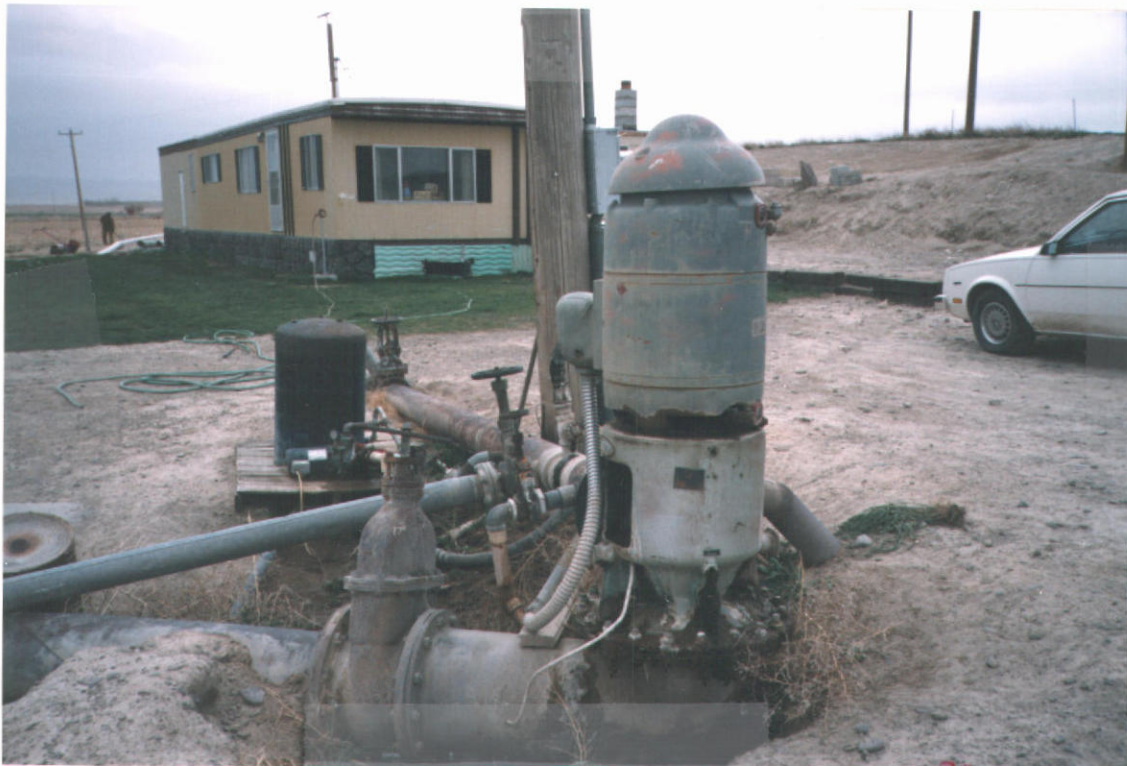
RECEIVED
JUN 30 1993







Well #1



Well #2

RECEIVED
JUN 30 1993



Northeast Relift Pump 60 HP



Relifts at Upper Pond $7\frac{1}{2}$ & 15 HP Pumps
NE/4 NW/4 Sec. 12, T7S, R4E

JUN 30 1993



Relift from Main Pond 5 HP
SW/4 NW/4 Sec. 12, T7S, R4E



Lower Pond Relift 20 HP
SW/4 NW/4 Sec. 12, T7S, R4E

JUN 30 1993

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 27 day of July, 1978, and the last publication being on the 3 day of August, 1978;

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 3 day of Aug, 1978.

Laura L. Hansen
NOTARY PUBLIC

My commission expires 9-10-80

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application has been submitted for permit to appropriate the public waters of the State of Idaho:

51 - 7131

Name: CARMON & / or KAREN HUTTON

Address: Box 146, Bruneau, ID 83604

Source: groundwater.

Date Filed: 7-19-78

County: Owyhee

Amount: 6.40 cfs

Point of Diversions: SE $\frac{1}{4}$ -NW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 12 T 7S, Sec. 12 T7S, R4E and portions of Sec. 6 & 7, T7S, R4E.

Use: 6.40 for irrigation of 480 acres from Mar. 15 to Nov. 15. 0.03 for stockwater from Jan. 1 to Dec. 31.

Place of Use: Portions of Sec. 12 T7S, R4E and portions of Sec. 6 & 7 T7S, R. 4 E.

Means: Well, pump, sprinkler system.

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before August 14, 1978.

C. STEPHEN ALLRED,
Director

Published in the Owyhee Nugget, Marsing, Idaho on July 27, 1978 and August 3, 1978.

(SEAL)

MICROFILMED

OK.
8-4-78
JH.

State of Idaho
Department of Water Resources

AMENDED

WATER RIGHT LICENSE

AMENDED

WATER RIGHT NO. 51-07131

Priority: July 29, 1978

Maximum Diversion Rate: 6.16 CFS
Maximum Diversion Volume: 1872.0 AF

This is to certify, that **CARMON HUTTON**
KAREN HUTTON

RT B BOX 146
BRUNEAU ID 83604

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 19, 1978; and has submitted Proof of Beneficial Use on August 11, 1983. An examination indicates that the works have a diversion capacity of 9.930 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	6.16 CFS	1872.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 12, Township 07S, Range 04E
SESW , Sec. 12, Township 07S, Range 04E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	04E	12	NENE 39	NWNE 38	NENW 38	232
			NNW 39	SWNW 39	SESW 39	
	05E	6	NESW 39	NWSW 40	SWSW 40	158
			SESW 39			78
		7	NENW 39			

Total number of acres irrigated: 468

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MODIFIED

OCT 22 1993

State of Idaho
Department of Water Resources

AMENDED

WATER RIGHT LICENSE
WATER RIGHT NO. 51-07131

AMENDED

CONDITIONS/REMARKS:

5. The total combined rate of diversion under this right and Right 51-02121 shall not exceed 9.36 cfs nor a combined volume of 1872 afa.

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 SEPTEMBER, 1993.

Acting for

Norman C Young
R. Keith Higginson, Director

OCT 22 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 51-07131

Priority: July 19, 1978

Maximum Diversion Rate: 6.16 CFS
Maximum Diversion Volume: 1872.0 AF

This is to certify, that CARMON HUTTON
KAREN HUTTON

RT B BOX 146
BRUNEAU ID 83604

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 19, 1978; and has submitted Proof of Beneficial Use on August 11, 1983. An examination indicates that the works have a diversion capacity of 9.930 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	6.16 CFS	1872.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWNE, Sec. 12, Township 07S, Range 04E
SESW, Sec. 12, Township 07S, Range 04E
OWYHEE County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>	
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>				
07S	04E	12	NENE 39	NWNE 39	NESE 38	
			NWSE 39	SESE 39	SESE 39	232
	05E	6	NESE 39	SESE 40	SESE 40	
			SESE 39			158
		7	NESE 39	SESE 39		78

Total number of acres irrigated: 468

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MISSOURI
JUN 30 1983

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 51-07131

CONDITIONS/REMARKS:

5. The total combined rate of diversion under this right and Right 51-02121 shall not exceed 9.36 cfs nor a combined volume of 1872 afa.

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 4TH day of JUNE, 1993.

Acting for R. Keith Higginson, Director

MACP
JUN 30 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 51-7131 IN THE)
NAME OF CARMON &/OR KAREN HUTTON) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before August 1, 1983; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; 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 of the date of the notice 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 August 11, 1983;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 51-7131 be REINSTATED and the priority advanced to July 29, 1978.

Dated this 30th day of August, 1983.



L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

Form 217
03/86

MAY 16 1988

RECEIVED
MAY 13 1988

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by _____
Sent to region _____

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

Department of Water Resources
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Regional Office
PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 51-7131

Name(s) of Permit Holder: Carmon and/or Karen Hutton

Post Office Address: Box 146, Route B, Bruneau, Idaho 83604

Telephone No. 845-2993

Source of Water: Ground Water

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 468 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 6.16 cfs 2106 acre-feet

Show the date water was first diverted and beneficially used under this permit: 1978

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No
Fee enclosed \$ -0-
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

(Name)

(Telephone Number)

(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

5/13/88
Date

Carmon Hutton
Signature of Permit Holder (and title, if appropriate)

JUN 30 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Carmon &/or Karen Hutton Phone 845-2993

Post office address Box 146 Bruneau, ID ~~87.13~~ 83604

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12 Township 7S

Range 4E B.M. Owyhee County, additional points of diversion if any: _____

~~SE 1/4~~ Sec 12 T 7 S R 4 E

4. Water will be used for the following purposes:

Amount 6.40 for irrigation purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.03 for stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 6.40 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. large well with pump into gravity
ditches and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 18 inches; proposed depth of well is 1200 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: SE NW
(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12 Township 7S
Range 4E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 100 head cattle

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

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

MICROFILMED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	4E	12	40	40			40	40	40	40									240
7S	5E	6									40	40	40	40					160
7S	5E	7					40	40											80

Total number of acres to be irrigated 480

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

51-2121 is licensed for 3.2 for 480 balance being picked up on this permit

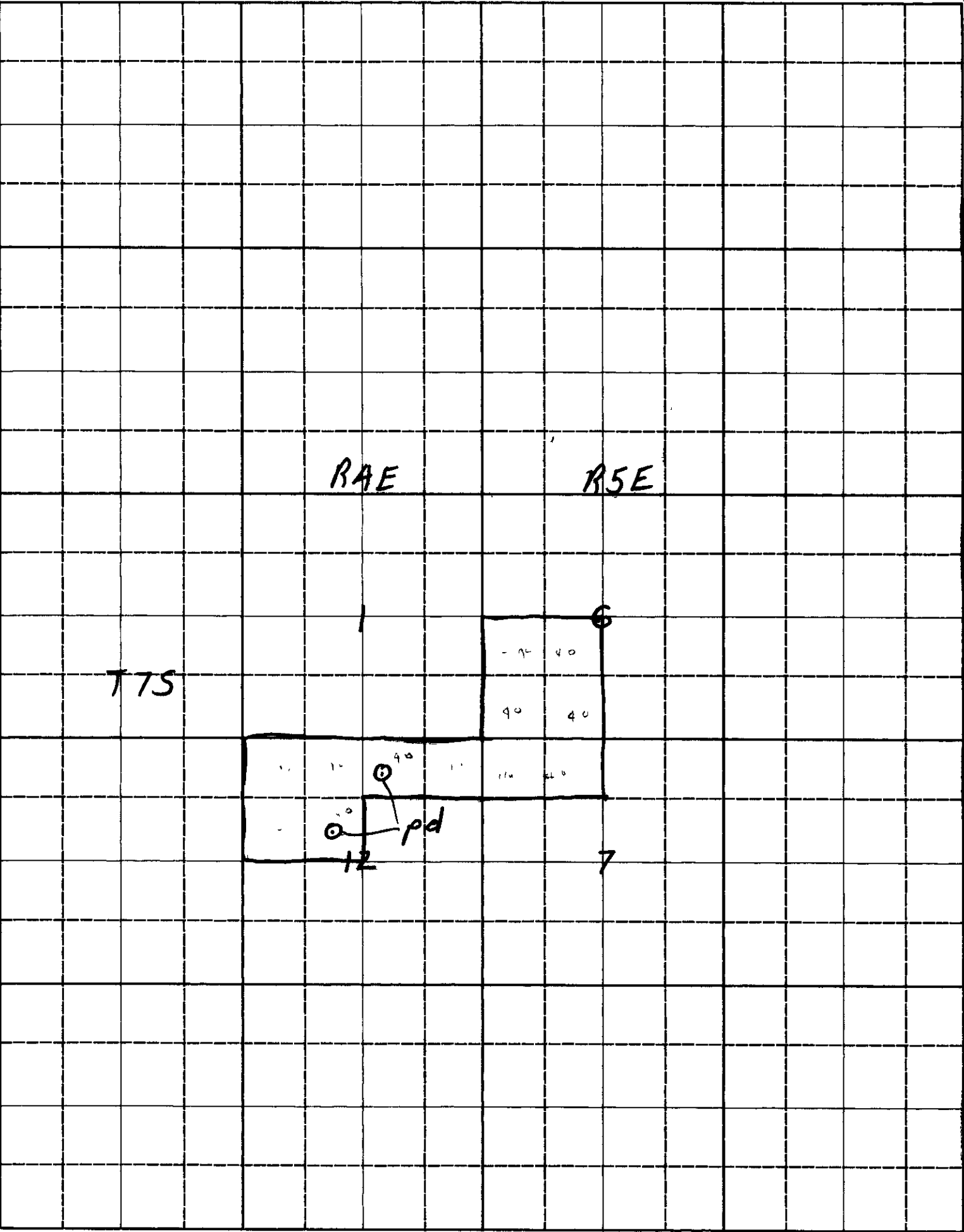
9. a. Who owns the property at the point of diversion _____ applicant

b. Who owns the land to be irrigated or place of use _____ applicant

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

10. Remarks _____

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



Scale: 2 inches equal 1 mile.

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

Harmon J. Hunter
(Applicant)

Proposed Priority 7/19/78

Received by 6LS Date 7/19/78 Time 4:30

Preliminary check by DBS Fee \$ 95.00 # 11172

Receipted by 6LS Date 7/19/78

Publication prepared by Sub Date 7-21-78

Published in Owyhee Nugget

Publication dates 7-27-78 8-2-78

Publication approved 8-14-78 Date DBS

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS ig

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. 51-7131, 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 August 1, 19 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: 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.

Witness my hand this 28 day of August, 1978.

A. Glen Saxton
Chief, Operations Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 9, 1993

CARMON HUTTON
KAREN HUTTON
RT B BOX 146
BRUNEAU ID 83604

RE: Water Right No. 51-07131

Dear Water Right Holders:

It has come to our attention that your recently issued license on the above referenced permit lists an incorrect priority date. It should coincide with the Order of Reinstatement issued August 30, 1983, which advanced the priority date to July 29, 1978.

I am enclosing an amended copy of the approved Water Right License for your reference. In addition, I will also enclose a copy of the Order of Reinstatement.

We apologize for the error. If you have any questions, please do not hesitate to call me.

Sincerely,

BRENDA L. CHAPMAN
Water Resource Agent

Enclosures

RECEIVED

OCT 22 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 7, 1993

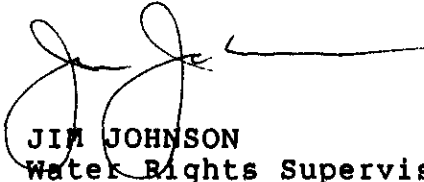
CARMON HUTTON
KAREN HUTTON
RT B BOX 146
BRUNEAU ID 83604

RE: WATER RIGHT NO. 51-07131

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

MAILED

JUN 30 1993

WR0749NP
No. L51-07131

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 05/28/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CARRION HUTTON	07/19/1978	IRRIGATION	04-01 10-31	6.16 CFS	1872.0 AFA
C	KAREN HUTTON					
	RT B BOX 146					
	BRUNEAU ID 83604			TOTAL DIVERSION:	6.16 CFS	1872.0 AFA
	(208) 845-2993					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 9.93 CFS

Point(s) of Diversion: T07S R04E S12 NW NE SE NW

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
			:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
07S	04E	12	:	39		38		:	38	39	39	39	:					:							:	232.0
07S	05E	6	:					:					:	39	40	40	39	:							:	158.0
07S	05E	7	:					:	39	39			:					:							:	78.0
																							TOTAL ACRES	:	468.0	

Pou County: OMYHEE

~~Non-Irrigation User: S/100 HEAD~~

Other Rights: LIC. 51-2121.

Other Water Rights with Same Point(s) of Diversion and Source:
51-02121 51-04005 51-07131

Other Water Rights Listing Overlapping Place(s) of use:
51-02121 51-04005 51-07131

Remarks: The total combined rate of diversion under this right and
Right 51-02121 shall not exceed 9.36 cfs nor a combined volume
of 1872 afa.

Dates:	App. Received:	07/19/1978	Priority Date:	07/19/1978	(Priority Date Advanced.)
	Proof Due Date:	08/01/1983	Proof Made Date:	08/11/1983	(Proof Received Late.)
	Exam Made Date:	04/07/1988	Exam Sent to S.O.:	05/15/1988	
	Licensed Date:				

Misc: Water District Number: Field Exam Fee:

Audit: 05/28/93 CHAPMAN

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT
(REGIONAL)

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L5107131	T07S ROSE S 7 GROUNDWATER							39	39									78
5102121	GROUNDWATE :							40	40									80
A5102121	GROUNDWATE :							40	40									80
5102143	GROUNDWATE :				30											30	40	100
A5102143	GROUNDWATE :				30											30	40	100
5102174	GROUNDWATE :								02-35				03-38					73
A5102174	GROUNDWATE :								35				38					73
5102187	WASTE WATE :	31	19															50
A5102225	JACKS CREE :	38	40															78
5104003	JACKS CREE :											40	40					80
A5104003	JACKS CREE :											40	40					80
5104004	GROUNDWATE :											40	40					80
A5104004	GROUNDWATE :											40	40					80
5104005	UNNAMED DR :							40	39									79
5104025	UNNAMED DI :				40													40
A5104025	UNNAMED DI :				40													40
5104026	JACKS CREE :															20	40	60
A5104026	JACKS CREE :															20	40	60
5104051	GROUNDWATE :				40	10									10	20		80
A5104051	GROUNDWATE :				40	10									10	20		80
5107064B	GROUNDWATE :			07														7
A5107064B	GROUNDWATE :			07														7
5107102B	GROUNDWATE :	40	40															80
A5107102B	GROUNDWATE :	40	40															80
5107131	GROUNDWATE :							40	40									80
A5107131	GROUNDWATE :							40	40									80
5107143	GROUNDWATE :														05			5
A5107143	GROUNDWATE :				04										03			7
5107146	UNNAMED DR :				07										18	15		40
5107309	WASTE WATE :									40	40							80

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT
(REGIONAL)

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L5107131	T07S R04E S12 GROUNDWATER	39	38					38	39	39	39							232
5102121	GROUNDWATE	40	40					40	40	20	40							220
A5102121	GROUNDWATE	40	40					40	40	20	40							220
5102161	GROUNDWATE											18	07	19	07			51
A5102161	GROUNDWATE											18	07	19	07			51
5102174	GROUNDWATE				40		38									40	25	143
A5102174	GROUNDWATE				40		38									40	25	143
5102207	GROUNDWATE				40							20	21	16	12			109
A5102207	GROUNDWATE				40							20	21	16	12			109
5104005	UNNAMED DR	40	40					40	40	40	40							240
5107104	GROUNDWATE													21		40	40	116
A5107104	GROUNDWATE													21		40	40	116
5107131	GROUNDWATE	40	40					40	40	40	40							240
A5107131	GROUNDWATE	40	40					40	40	40	40							240
L5107131	T07S R05E S 6 GROUNDWATER									39	40	40	39					158
A5102113	GROUNDWATE				04		13											17
5102113B	GROUNDWATE	1	1		1		1											
5102121	GROUNDWATE									40	40	40	40					160
A5102121	GROUNDWATE									40	40	40	40					160
5102122	GROUNDWATE							03-40	04-30	05-40	40							150
A5102122	GROUNDWATE							40	30	40	40							150
5102225	JACKS CREE															40	40	80
A5102225	JACKS CREE																26	26
5104005	UNNAMED DR									40	39	39	40					158
5104017	JACKS CREE															40	40	80
A5104017	JACKS CREE															39		39
5104018	GROUNDWATE															40	40	80
A5104018	GROUNDWATE															39		39
5104019	GROUNDWATE															40	40	80
A5104019	GROUNDWATE															39		39
5104020	GROUNDWATE															40	40	80
A5104020	GROUNDWATE															39		39
5104021	GROUNDWATE															40	40	80
A5104021	GROUNDWATE															39		39
5104022	GROUNDWATE															40	40	80
A5104022	GROUNDWATE															39		39
5107064A	GROUNDWATE															24		24
A5107064A	GROUNDWATE															24		24
5107064B	GROUNDWATE																35	35
A5107064B	GROUNDWATE																35	35
5107131	GROUNDWATE									40	40	40	40					160
A5107131	GROUNDWATE									40	40	40	40					160

LICENSE REVIEW CHECKLIST

Permit # 51-7131

Date 5-27-93

Brenda Chapman

NAME	<u>Yes</u>	<u>No</u>	Address Change?
PRIORITY DATE	<u>Yes</u>	<u>No</u>	Advance? <u>already done</u>
	<u>Yes</u>	<u>No</u>	Memo to Advance
	<u>Yes</u>	<u>No</u>	Order to Reinstate Needed?
TOTAL CFS	<u>NA</u>		Incorrect Fee for rate recommended?
	<u>Yes</u>		Measurement Done <u>Manometer - Open Discharge</u>
	<u>Yes</u>		Pumping Theoretical $(8.8) \times () \times ()$ SYSTEM
	<u>Yes</u>		System Capacity <u>9.93</u>
	<u>Yes</u>		* Allowable Amount: <u>8/4 amount of 6.16 CFS</u>
TOTAL VOLUME	<u>Yes</u>		Rate/ac <u>4.0</u> AFA Irr. Season <u>C</u>
	<u>Yes</u>		<u>4-1 to 10-31</u> Standard Irr. Season
	<u>Yes</u>		Season Recommended
	<u>Yes</u>		Disagree with Examiner's Calculations?
	<u>Yes</u>		<u>468 x 4 = 1872</u>
	<u>Yes</u>		Flow limit: <u>6.16 x 214 x 1.9835 = 2614 > 1872</u>
SOURCE	<u>Yes</u>		Changes? Clarification of <u>Originally</u>
	<u>Yes</u>		<u>Intended</u> source
	<u>Yes</u>		Notice of Intent to Void.
P/D	<u>Yes</u>		Amendment Needed?
	<u>Yes</u>		Overlap Analysis a Consideration?
P/U	<u>Yes</u>		Amendment Needed?
	<u>Yes</u>		Overlap Analysis for 5+ Acres Needed?
USES	<u>Yes</u>		Change(s) in Nature of Use?
	<u>Yes</u>		Amendment Needed?
REMARKS	<u>Yes</u>		Multiple P/Ds in 1/4 1/4?
	<u>Yes</u>		Non-Irr. Uses
	<u>Yes</u>		Special Overlap Condition <u>TOTAL COMBINED....</u>
	<u>Yes</u>		Other
CONDITIONS	<u>Yes</u>		Measuring Devices
	<u>Yes</u>		W/Master Control
	<u>Yes</u>		Standard/Irr/Overlap
	<u>Yes</u>		Water Quality
			Dates/Misc
			<u>NONE</u> Water Dist
			<u>7-19-78</u> App Rec'd
			<u>4-11-87</u> Exam Made
COMMENTS:	<u>Reduce acres and rate; eliminate stockwater use</u>		
LICENSE	<u>Yes</u>		AMEND
			SPECIAL PARAGRAPH

* 468 acres @ .02 CFS = 9.36 CFS
 LICENSE 51-2121 = 3.20 CFS (460 acres)
 allowable/also per B/L 6.16 CFS

(L)

Should questions arise during the processing of this application please contact:

SHERL L. CHAPMAN
680 S. Orchard, Suite 144
Boise, ID 83705
344-6690

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MAY 16 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

A. GENERAL INFORMATION

Permit No. 51-7131

1. Owner Carmon and/or Karen Hutton

Phone No. 845-2993

Current Address: Box 146, Route B, Bruneau, Idaho 83604

2. Accompanied by Carmon Hutton

EXAM. DATE. 4/7/88

Address: same as above

Phone No. _____

Relationship to Permit Holder: Owner

3. Source. Ground water tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with same place of use: 51-2121

☒ Copies Attached

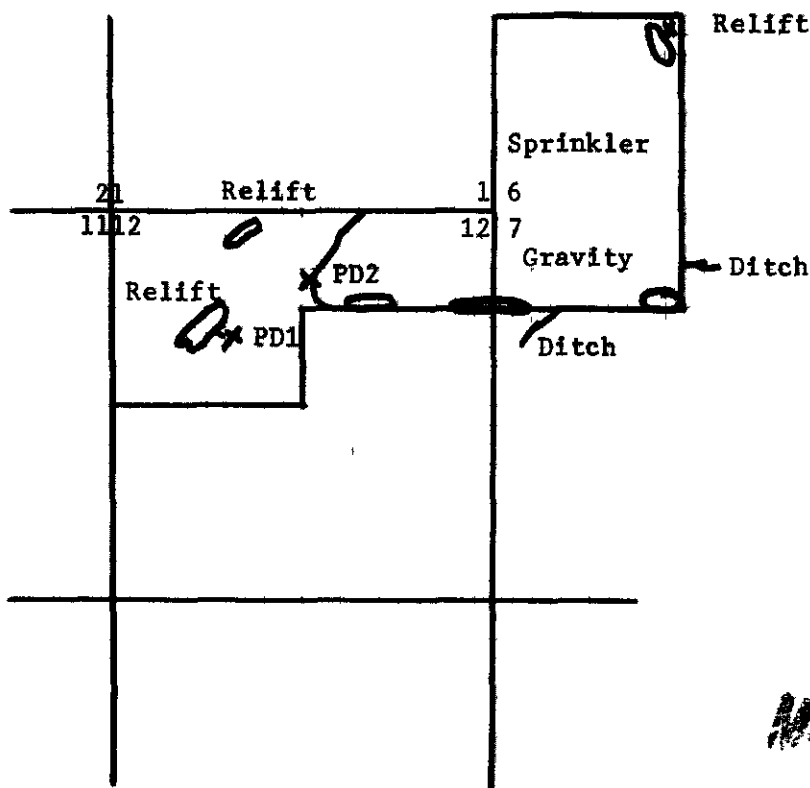
2. Other water rights with same point of diversion. 51-2121

☒ 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



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).

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
System consists of two wells and associated gated pipe and distribution ditches.
Well #1 pumps directly into ditches for distribution to the fields.. Well #2
pumps into a pond for relifting to the irrigated land. A sprinkler irrigation
system irrigates the SW/4 of Sec. 6, T7S, R5E.

☐ 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
Well #1	U.S.	20	903333	Fairbanks	PN8537
Well #2	U.S.	50	1184826	Layne	44166

*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
1		SW	SE	NW	12	7S	4E	Owyhee	Field/quadrangle map
2		NW	NW	NE	12	7S	4E	Owyhee	Field/quadrangle map

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	
7S	4E	12	39	38			38	39	39	39								232	
7S	5E	6									39	40	40	39				158	
7S	5E	7					39	39										78	

Do not use this space

MICROFILMED

JUN 30 1993

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Manometer	Air/water	Collins	36"	N/A	36"	1985

2. Measurements:

Well #1 4.38 cfs

Well #2 5.55 cfs

TOTAL 9.93 cfs

E. FLOW CALCULATIONS

☐ 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:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 468 \times 4.5 = 2106$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2975$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 2106$

2. Volume Calculations for Other Uses.

JUN 30 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

These two points of diversion provide water for gravity irrigation of a total of 468 acres under this water right. License 51-2121 (copy attached) provides additional irrigation water for these lands. The total diversion rate is for 1" per acre not to exceed 4.5 acre feet/acre.

The acreages shown on the aerial photo are incorrect. The photo was taken at a lower level of development several years ago.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	6.16	2106
Totals:			6.16	2106

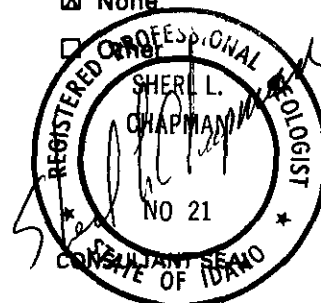
2. Recommended Amendments

- ☐ 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

J. AUTHENTICATION

Field Examiner's Name Sheri L. Chapman
Signature *Sheri L. Chapman*
Certification Date 5/5/87
Field Report Preparation Date 4/11/87



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

JUN 30 1993

COLLINS TUBE MEASUREMENT

DATE: 5/8/88 Well #1

OWNER: Cummins Hydro

CIRCUMFERENCE: _____ OUTSIDE R: 10" 20
.47

PIPE THICKNESS: .188 INSIDE R: .41

FACTOR	Mr (IR Factor)	Mp	Velocity
0.949		.97	8.95
0.837			
0.707		.82	8.15
0.547			
0.316		.77	7.45
0.316			
0.547			
0.707		.82	8.15
0.837			
0.949		.97	8.80

$\bar{V} =$ 8.3

Mp = P + Mr - O.R. where P is chosen reference point
on collins tube

$$Q = \bar{V} \pi (IR)^2 = 4.38 = 219" = 1967 \text{ gpm}$$

Pumping level 45'

Time Operating 48 hrs

Pressure at discharge 0

Pump motor type US XT

Serial No. 903333

Horsepower 20

RPM 1800

Meter Constants

K = _____

Kh = _____

Revolutions _____

Time (seconds) _____

Voltage _____

Amperage _____

L1 _____ L2 _____ L3 _____

Pump Type Fairbanks Morse

RPM 1800 SN P18537

Rated Flow _____

GPM _____

Head _____

Access Port _____

Yes _____

No _____

Location _____

JUN 30 1993

COLLINS TUBE MEASUREMENT

DATE: 4/12/88

OWNER: Cannon Hutton Well #2

CIRCUMFERENCE: _____ OUTSIDE R: .58

PIPE THICKNESS: .188 INSIDE R: .57

FACTOR	Mr (IR Factor)	Mp	Velocity
0.949	.53	.95	5.40
0.837			
0.707	.40	.82	5.45
0.547			
0.316	.18	.60	5.55
0.316			
0.547			
0.707	.40	.82	5.39
0.837			
0.949	.53	.95	5.42

$\bar{V} = 5.44$

Mp = P + Mr - O.R. where P is chosen reference point on collins tube

$$Q = \bar{V} \pi (IR)^2 = 5.55 \text{ ft}^3/\text{s}$$

Pumping level 30'
 Time Operating 48 hrs +
 Pressure at discharge 0
 Pump motor type US VT
 Serial No. 1184826
 Horsepower 50
 RPM 1800

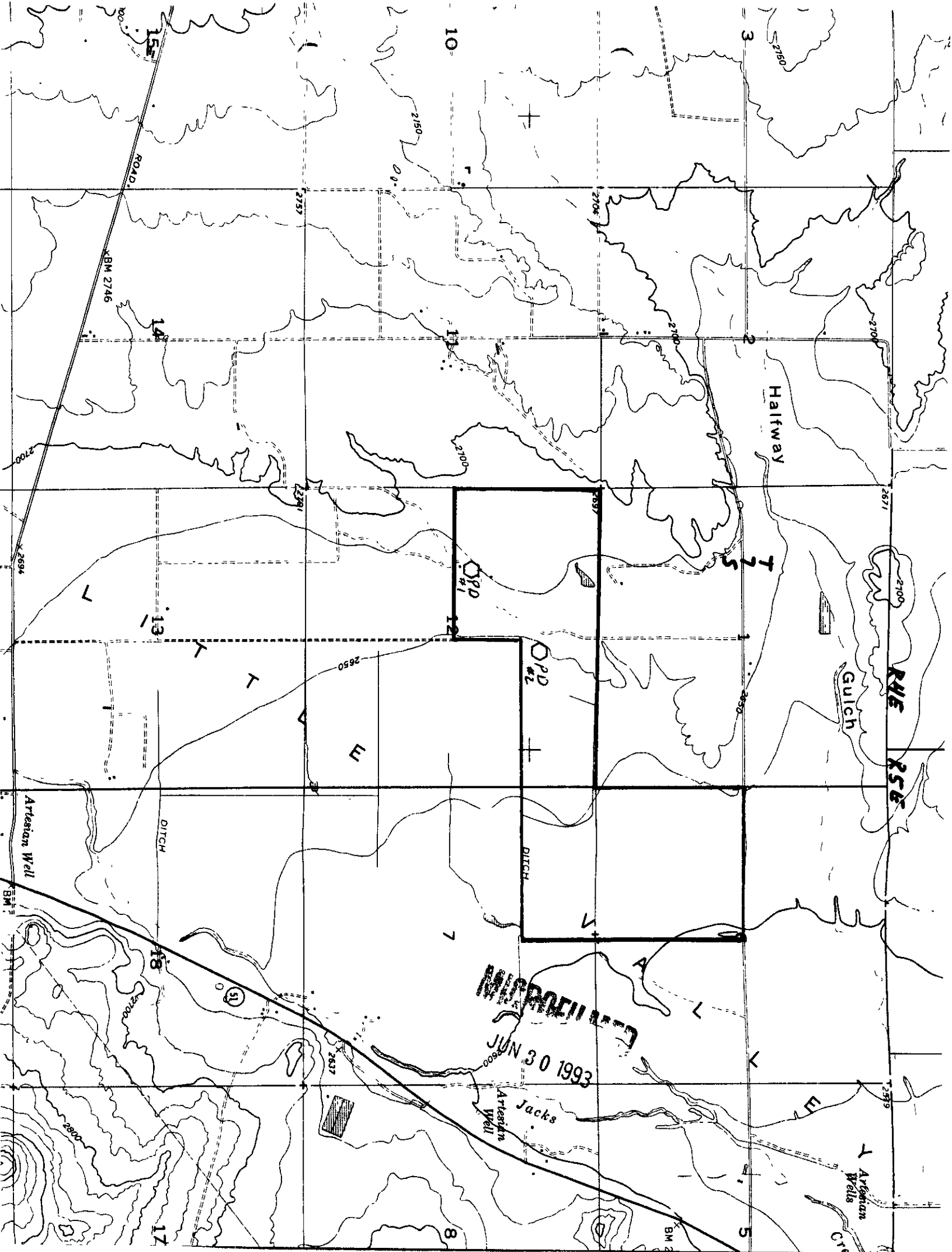
Pump Type Layne # 44166
 RPM 1800
 Rated Flow _____
 GPM _____
 Head _____
 Access Port _____
 Yes _____
 No X

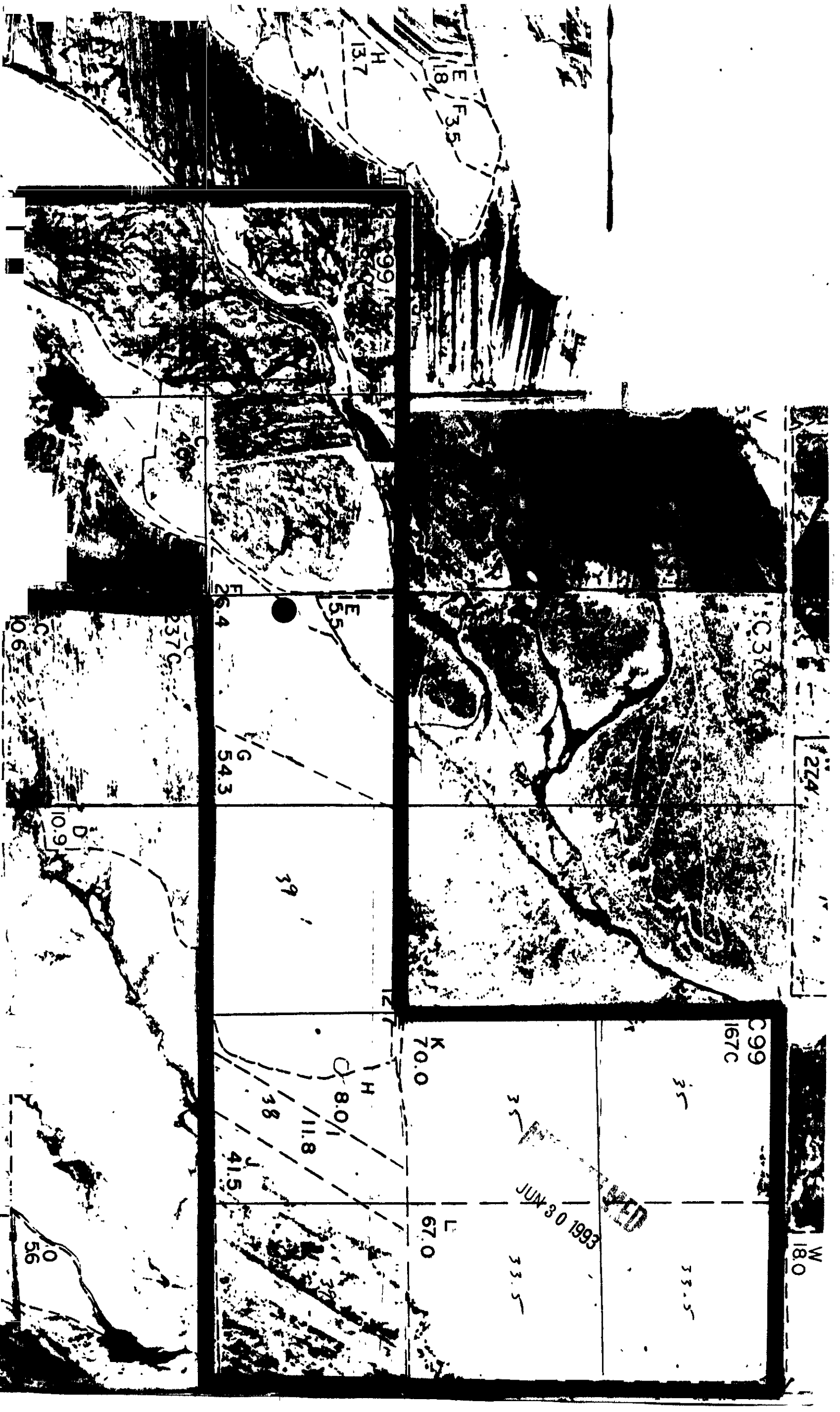
Meter Constants

K = _____
 Kh = _____
 Revolutions _____
 Time (seconds) _____
 Voltage _____
 Amperage _____
 L1 _____ L2 _____ L3 _____

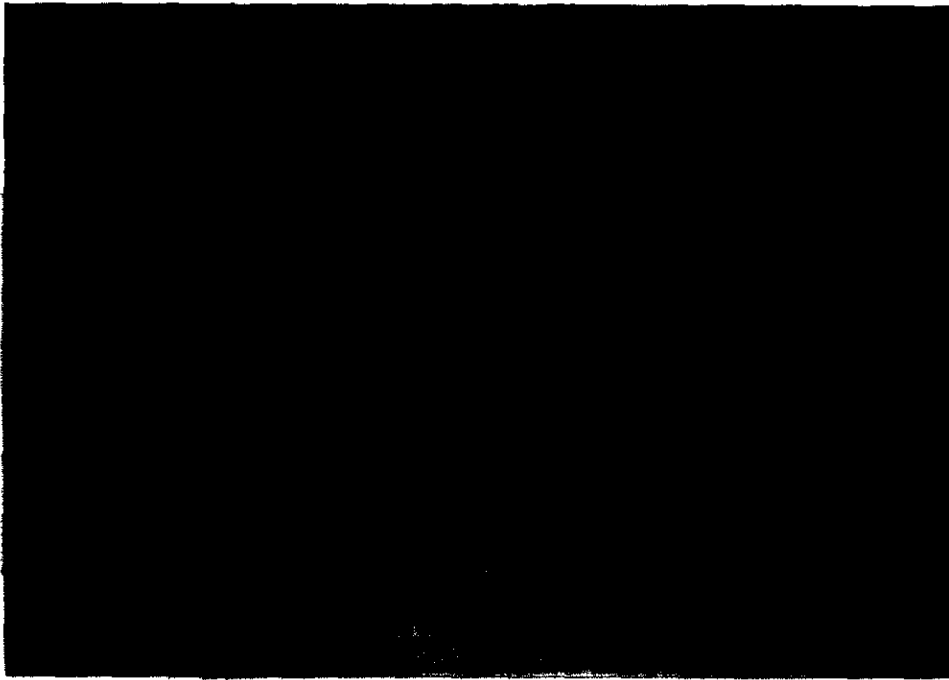
Location _____

JUN 30 1991

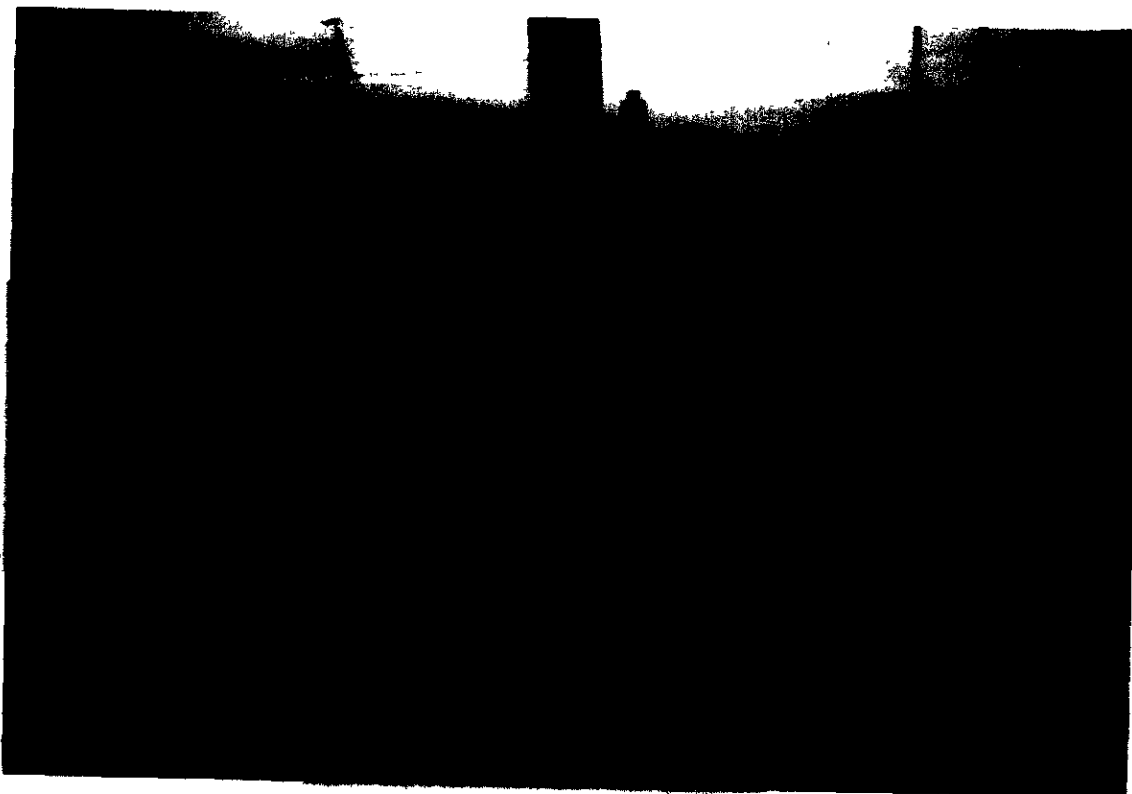




51-7131



Well #1



Well #2

JUN 30 1961



Northeast Relift Pump 60 HP



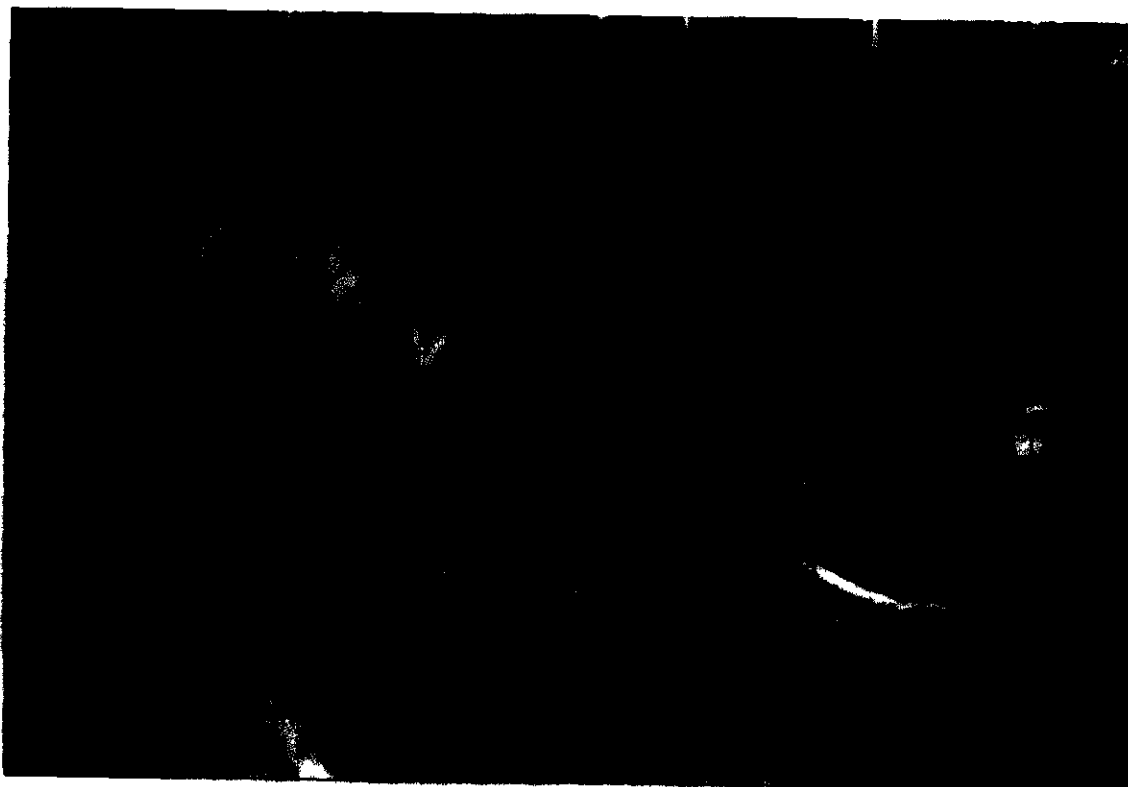
Relifts at Upper Pond $7\frac{1}{2}$ & 15 HP Pumps
NE/4 NW/4 Sec. 12, T7S, R4E

JUN 30 1993

51-7131



Relift from Main Pond 5 HP
SW/4 NW/4 Sec. 12, T7S, R4E



Lower Pond Relift 20 HP
SW/4 NW/4 Sec. 12, T7S, R4E

JUN 30 1993

4/86

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DEC 23 1987

Department of Water Resources
Western Regional Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. _____

1. Permit No. 51-7131

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: _____

3. Post Office Address: _____

Telephone No. _____

4. Source of Water: _____

5. Extent of Use:

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

Irrigation _____ (acres) Other/Remark _____

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

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

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

(Name)

(Address)

(Telephone Number)

☒ I choose to have the field examination conducted by _____ water right 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.)

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JUN 30 1993

12/19/87
Date

Ernest Whitten
Signature of Permit Holder (and title, if appropriate)

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.

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DEC 23 1987

Department of Water Resources
Western Regional Office

Mr. A. Kenneth Dunn, Director
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Dunn:

I hereby verify that I have been retained to conduct the water
right examination for water right permit # 51-7131 in accordance
with the laws and regulations of the State of Idaho.


Sherl L. Chapman

Dated: 12/10/87

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JUN 30 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

R. KEITH HIGGINSON

Director

Mailing address
Statehouse
Boise, Idaho 83720
(208) 334-4444

October 1, 1987

51-7131
Carman & Karen Hutton
HC 85
Bruneau, ID 83604

RE: Permit to Appropriate Water No. 51-7131

The Department mailed the original of the enclosed letter in an attempt to inform him that he was required to pay an examination fee on the above referenced permit. The letter was returned to the Department as undeliverable mail. Research of the records of the County Assessor reveals that you own property which may have been listed as the place of use in the permit.

Please read the enclosed letter. It may be necessary that you file an examination fee with the Department to prevent loss of a developed water right. Should we not hear from an interested party within sixty (60) days of the date of this letter, action will be initiated to remove the permit from the Department files.

Respectfully,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

CC:

MICROFILMED

JUN 30 1993

1

DEPT. OF THE ARMY
WASHINGTON, D. C.

TURNED TO WATER

REASON CHECKED

Reasons for turning to water:

1. ☐ I was sick and needed help.

2. ☐ I was lonely and needed someone to talk to.

3. ☐ I was sad and needed to cry.

4. ☐ I was angry and needed to vent.

5. ☐ I was scared and needed comfort.

6. ☐ I was confused and needed clarity.

7. ☐ I was overwhelmed and needed a break.

8. ☐ I was desperate and needed a miracle.

9. ☐ I was alone and needed connection.

10. ☐ I was lost and needed direction.

11. ☐ I was tired and needed rest.

12. ☐ I was in pain and needed relief.

13. ☐ I was hopeless and needed hope.

14. ☐ I was afraid and needed courage.

15. ☐ I was angry and needed peace.

16. ☐ I was sad and needed joy.

17. ☐ I was confused and needed understanding.

18. ☐ I was overwhelmed and needed simplicity.

19. ☐ I was alone and needed community.

20. ☐ I was lost and needed a path.

21. ☐ I was tired and needed energy.

22. ☐ I was in pain and needed healing.

23. ☐ I was hopeless and needed faith.

24. ☐ I was afraid and needed love.

25. ☐ I was angry and needed forgiveness.

26. ☐ I was sad and needed happiness.

27. ☐ I was confused and needed wisdom.

28. ☐ I was overwhelmed and needed grace.

29. ☐ I was alone and needed friendship.

30. ☐ I was lost and needed a sign.

31. ☐ I was tired and needed sleep.

32. ☐ I was in pain and needed medicine.

33. ☐ I was hopeless and needed prayer.

34. ☐ I was afraid and needed protection.

35. ☐ I was angry and needed justice.

36. ☐ I was sad and needed comfort.

37. ☐ I was confused and needed guidance.

38. ☐ I was overwhelmed and needed support.

39. ☐ I was alone and needed love.

40. ☐ I was lost and needed a way out.

41. ☐ I was tired and needed a nap.

42. ☐ I was in pain and needed a doctor.

43. ☐ I was hopeless and needed a miracle.

44. ☐ I was afraid and needed a hero.

45. ☐ I was angry and needed a fight.

46. ☐ I was sad and needed a hug.

47. ☐ I was confused and needed an answer.

48. ☐ I was overwhelmed and needed a break.

49. ☐ I was alone and needed a friend.

50. ☐ I was lost and needed a map.

51. ☐ I was tired and needed a chair.

52. ☐ I was in pain and needed a bandage.

53. ☐ I was hopeless and needed a dream.

54. ☐ I was afraid and needed a shield.

55. ☐ I was angry and needed a war.

56. ☐ I was sad and needed a tear.

57. ☐ I was confused and needed a question.

58. ☐ I was overwhelmed and needed a solution.

59. ☐ I was alone and needed a voice.

60. ☐ I was lost and needed a sign.

61. ☐ I was tired and needed a rest.

62. ☐ I was in pain and needed a cure.

63. ☐ I was hopeless and needed a faith.

64. ☐ I was afraid and needed a courage.

65. ☐ I was angry and needed a peace.

66. ☐ I was sad and needed a joy.

67. ☐ I was confused and needed a wisdom.

68. ☐ I was overwhelmed and needed a grace.

69. ☐ I was alone and needed a love.

70. ☐ I was lost and needed a way.

71. ☐ I was tired and needed a sleep.

72. ☐ I was in pain and needed a medicine.

73. ☐ I was hopeless and needed a miracle.

74. ☐ I was afraid and needed a protection.

75. ☐ I was angry and needed a justice.

76. ☐ I was sad and needed a comfort.

77. ☐ I was confused and needed a guidance.

78. ☐ I was overwhelmed and needed a support.

79. ☐ I was alone and needed a love.

80. ☐ I was lost and needed a way out.

81. ☐ I was tired and needed a nap.

82. ☐ I was in pain and needed a doctor.

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84. ☐ I was afraid and needed a hero.

85. ☐ I was angry and needed a fight.

86. ☐ I was sad and needed a hug.

87. ☐ I was confused and needed an answer.

88. ☐ I was overwhelmed and needed a solution.

89. ☐ I was alone and needed a voice.

90. ☐ I was lost and needed a sign.

91. ☐ I was tired and needed a rest.

92. ☐ I was in pain and needed a cure.

93. ☐ I was hopeless and needed a faith.

94. ☐ I was afraid and needed a courage.

95. ☐ I was angry and needed a peace.

96. ☐ I was sad and needed a joy.

97. ☐ I was confused and needed a wisdom.

98. ☐ I was overwhelmed and needed a grace.

99. ☐ I was alone and needed a love.

100. ☐ I was lost and needed a way.

6-12-68

~~ST NAME~~
~~NO NAME~~
~~NAME~~
~~ST NAME~~
~~NO NAME~~
~~NAME~~

RECEIVED
APR 27 1987

APR 27 1987

Department of Water Resources
~~Water Resources Office~~

CERTIFIED MAIL
138045
NO.

JUN 9 1993

Scull



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

51-7131
HUTTON, CARMON
HUTTON, KAREN
RT. 8 BOX 146
BRUNEAU, ID 83604

138045

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.

page 2
Examination Fee Notice

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is available from the department upon request. A listing of certified water right examiners is also available.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

240861

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The license examination fee schedule, on the back of the enclosed information sheet, shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be returned to this office. If you have questions or concerns please feel free to call at (208) 334-2190, or to visit the office at our new location near the airport, at 2735 Airport Way.

Sincerely,



DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

51-7131
HUTTON, CARMEN
HUTTON, KAREN
RT. 2 BOX 146
BRUNEAU, ID 83604

138045

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NOT REFILED

JUN 30 1993

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has continued development to the extent shown below of Permit No. 51-7131.

Name(s) of Permit Holder: CARMON & KAREN HUTTON

Post Office Address: Box 146, RT B, BRUNEAU ID 83604

Source of Water:

GROUNDWATER

Extent of Use:

☐ Domestic

(number of households)

☒ Stockwater

100 Hn MIXED

(number and type of stock)

☒ Irrigation

480

(acres)

☐ Other

REC'D
Tel. No. 845-2903
AUG 11 1983

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.

Aug 11, 1983
Date

Carmen Hutton
Signature of Permit Holder



PLACE
13 CENT
STAMP
HERE

RECEIVED

AUG 11 1983



Department of Water Resources

MICROFILME

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

CALCULATION OF NEW PRIORITY DATE

FROM: Rita Fleck *see*
TO: File *51-7131*
DATE: *8/23/83*

Date Proof Received

Aug 11

Proof Due

- Aug 1

Number of Days Proof Late

10

Priority Date

+ 7/19/78

New Priority Date

= *July 29, 1978*

Remarks

MICROFILMED

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

HUTTON, CARMON & KAREN
RT. 8 BOX 146
BRUNEAU, ID 83604

LAPSE NOTICE

AUGUST 02, 1983

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 51-7131 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED MAY 31, 1983.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

CERTIFICATION OF MAILING

I hereby certify that on 8/5/83
a copy/an original of this document was
deposited in the first class mail,
postage prepaid, addressed to the
individual(s) named above.

Shirley Curtis

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM *Polyn*

DATE *7/12*

TO *File 51-7131*

SUBJECT *Owyhee County 495-2421*

*Per Assessor's office Mr & Mrs Hutton does not
have a new address*

MICROFILMED

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

HUTTON, CARMON & KAREN
RT. 8 BOX 146
BRUNEAU, ID 83604

138649

PROOF DUE NOTICE

MAY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 51-7131 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

August 31, 1978

Re: Permit No. 51-7131

Carmon &/or Karen Hutton
Box 146, Route B
Bruneau, ID 83604

Dear Mr. and Mrs. Hutton:

Your approved copy of your Application for Permit is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. The Department will provide the specifications for the installation to you.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right. If you have any questions, please let us know.

Sincerely,


GLEN SAXTON
Chief, Operations Bureau

LGS:kw Enclosure

51-7131

STAFF REVIEW - STATE OFFICE

1. ☒ Name vs. Signature
2. G.W. Source
3. ☒ 2 Point^s of Diversion
4. ☒ Amnt. & Period of Use
5. ☒ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ☒ Place of Use for other than irrig.
8. ☒ Place of Use for irrigation (add acres)
9. ☒ Property Owner at Pt. of Div. & Pl. of Use
10. OK Map
11. 95.00 Fee & Rec't. No. OK
12. ☒ Correct Ad-No

Copies Sent To:

N/A Idaho Health Department
N/A Idaho Fish & Game Dept.
A Bureau of Land Management

N/A U.S.F.S.
N/A Dept. of Lands
A Other

Talked to Dave Shaw about Ad- w felt it was OK.

Dam Safety Information N/A (Goes to Permit Section)

9.6

Check:

Critical G.W. Area yes ☒ no

$$4800 \text{ ac} \times 0.02 \text{ cfs/ac} = 9.6 \text{ cfs}$$

$$\text{new app} = -6.4$$

$$(51211) \text{ old app} = 3.2$$

Other rights on same land 51-3121 - same land 3.2 cfs OK

N/A Withdrawals of all protests received yes no

Conditions:

ID Power Co. Letter - Snake R. No
 ID Power Co. Letter - G.W. & Tribs. Yes
 Snake River Condition NO
 Payette River Letter No
 Priority Date 7/19/78

Meas. Dev. or Sc. Meas. Yes
 Totalizing meter NO
 Supplemental Yes
 Right-of-Way Cond. No
 Watermaster Cond. No
 Wtr. Dist No.

Water Quality #16 N/A
 Water Quality #10 A
 intrastate interstate

Meas. Dev. Cond. for apps within a Water Dist. No

Jmr
 Reviewer
8/18/78
 Date

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 51-7131

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) OSB 20 July 78

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant

(4) OSB 20 July 78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use 51-2121

(10) _____

Comments: _____

(11) OSB 8-14-78

Affidavit of Publication received(date) 8-9-78

(12) _____

Final date for protests 8-14-78
Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By [Signature] Date 8-16-78

RECEIVED

AUG 18 1978

Department of Water Resources

I.P. letter (6.w).

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 27 day of July, 1978, and the last publication being on the 3 day of August, 1978;

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 3 day of Aug, 1978.

Leona L. Harris
NOTARY PUBLIC

My commission expires 9-10-80

MICROFILMED
(SEAL)

OK.
8-14-78
JH.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before August 14, 1978.

C. STEPHEN ALLRED

Director

Published in the Owyhee Nugget
on July 27, 1978 and August 3, 1978.

MICROFILM

~~51-7131~~

Name: CARMON &/or KAREN HUTTON

Address: Box 146 Bruneau, ID 83604

Source: groundwater

Date Filed: 7-19-78

County: Owyhee

Amount: 6.40 cfs

Point of Diversion: ~~SE 1/4~~ ^{SE 1/4} NW 1/4 Sec 12 T 7S R 4E B.M.

Use: 6.40 for irrigation of 480 acres from Mar 15 to Nov 15
0.03 for stockwater from Jan 1 to Dec 31

Place of Use: ~~portions of sec 12 T 7S R 4E~~ and portions of Sec 6 & 7 T 7S R 4E

Means: well, pump, sprinkler system



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

July 21, 1978

RE: Application for Water Right No.
Carmon &/or Karen Hutton 51-7131

Oyhee Nuggett

Marsing, ID 83639

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

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

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before August 14, 1978.

Sincerely,

RITA FLECK
Secretary

P.S. THERE IS 1 LEGAL NOTICE FOR 1 APPLICATION ENCLOSED.