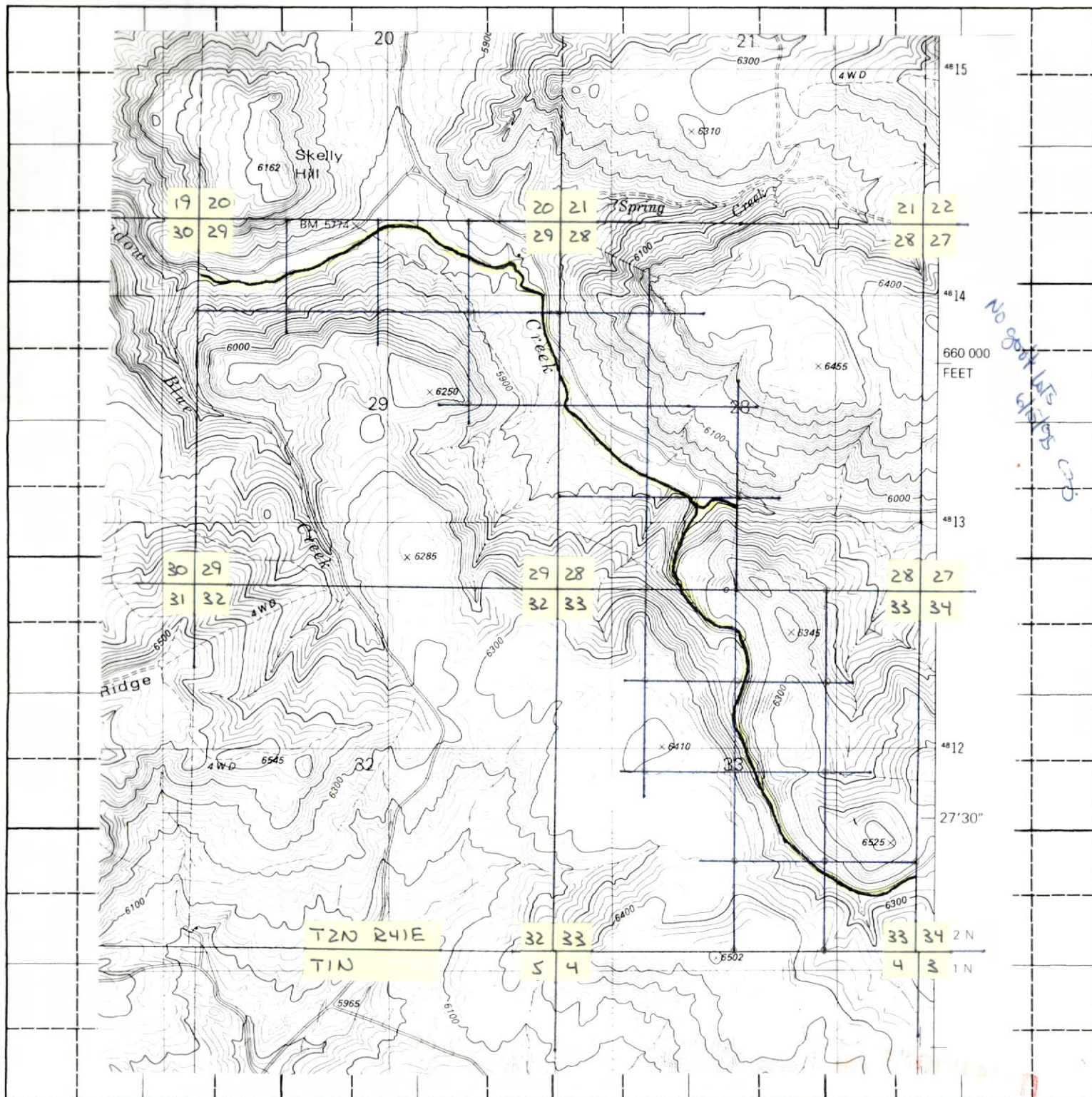


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Robert L. Hudman
(Applicant)

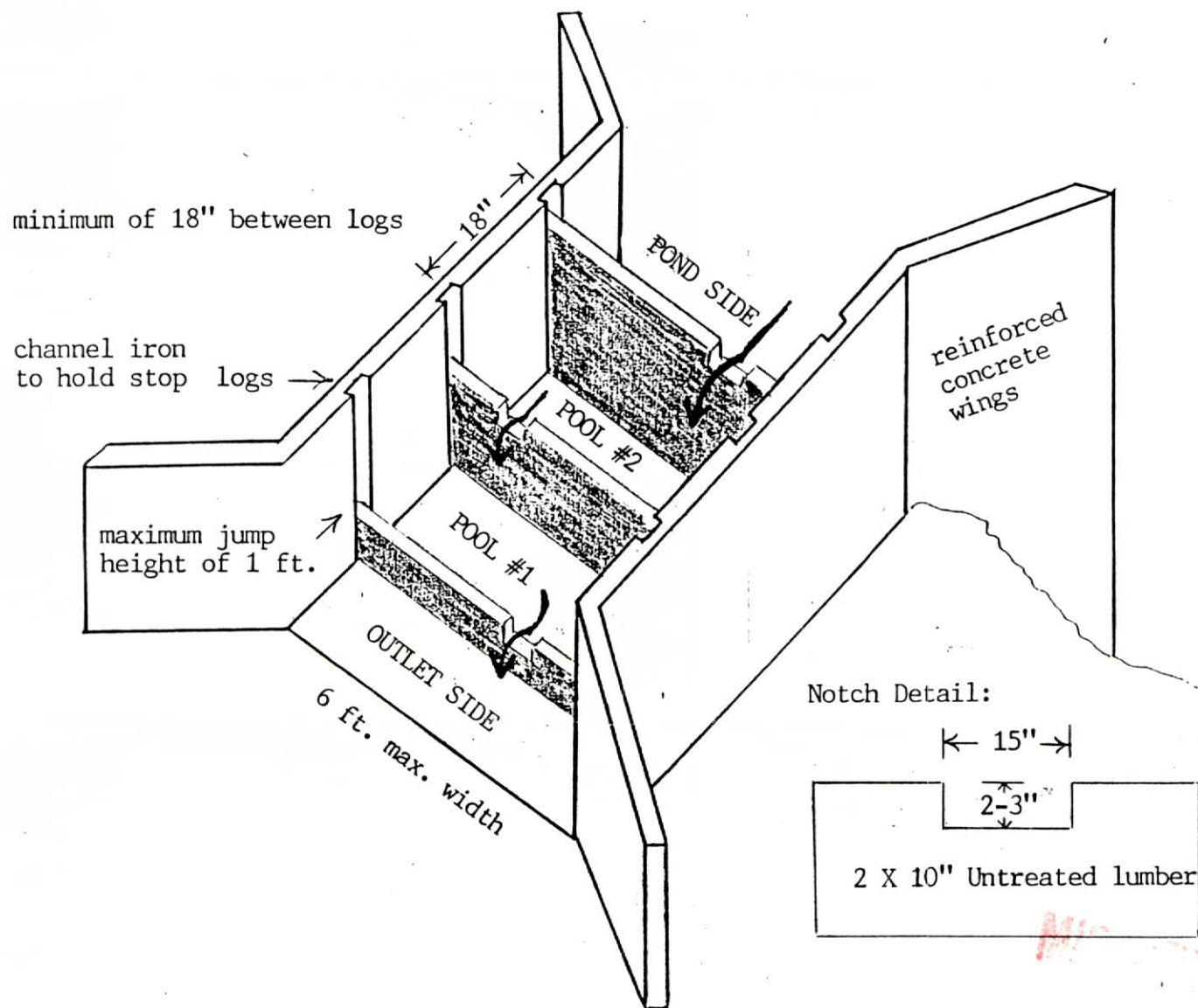
JUN 26 1995

No 800 LBS 615/95 C.C.

POND OUTLET STRUCTURE

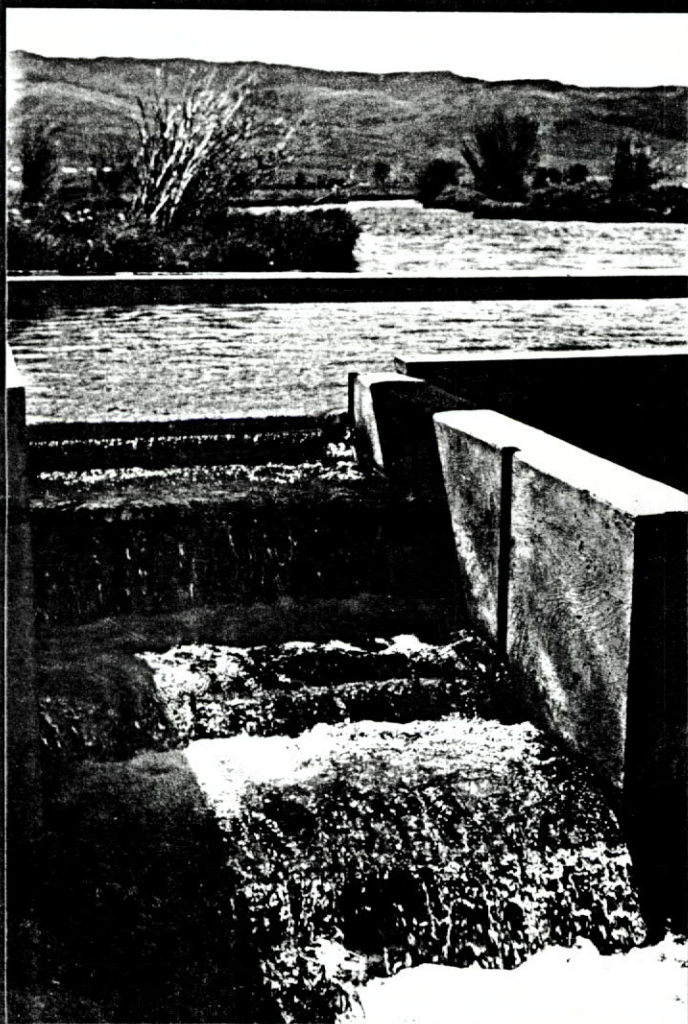
(WITH FISH LADDER)

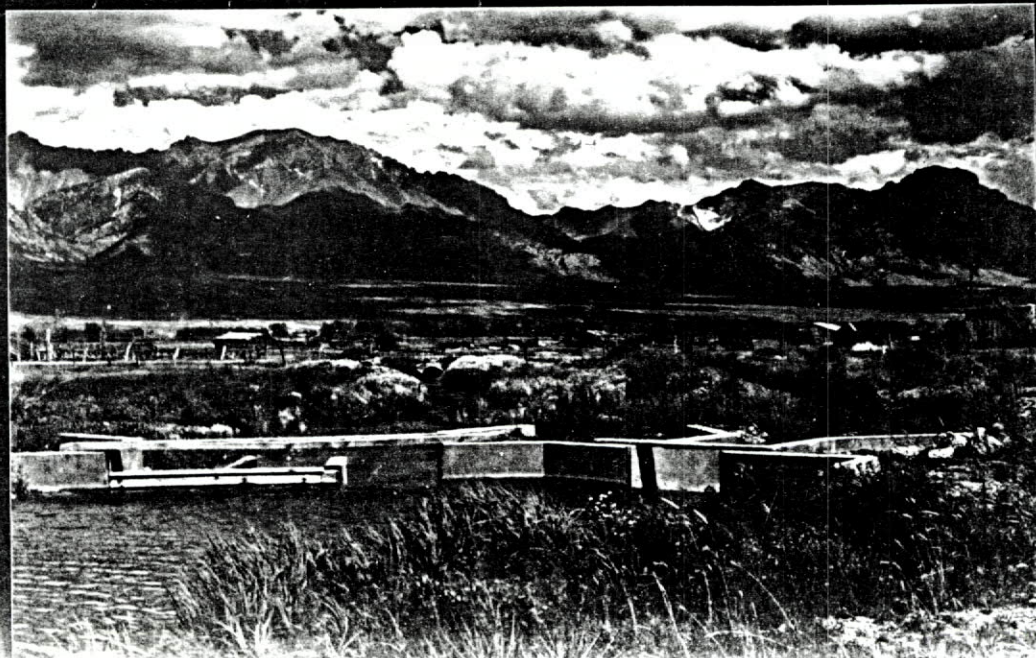
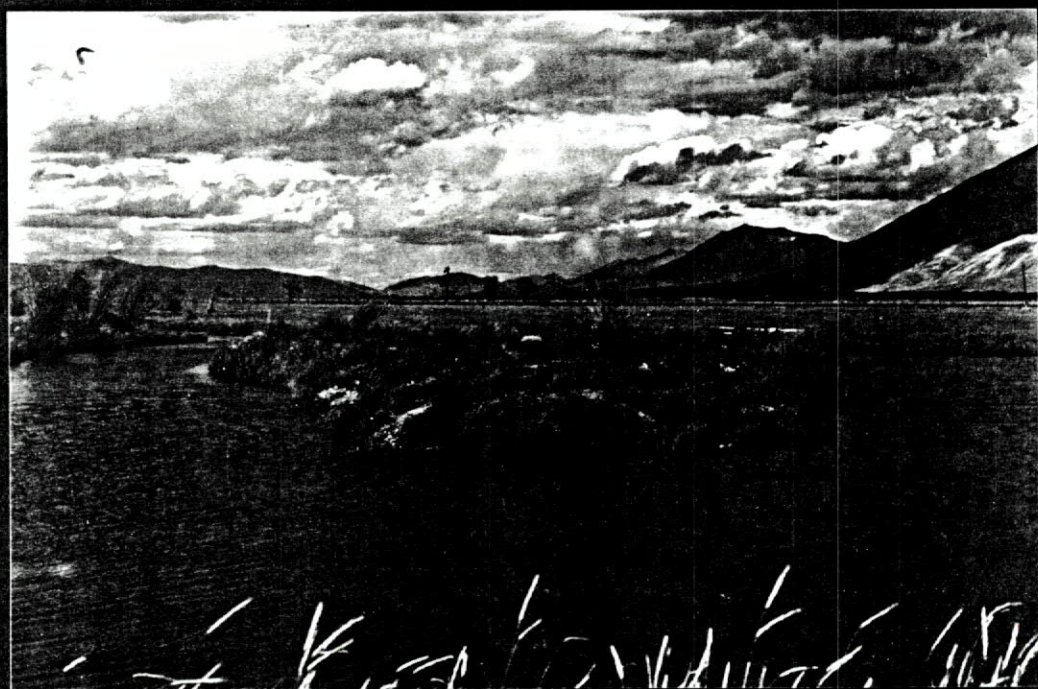
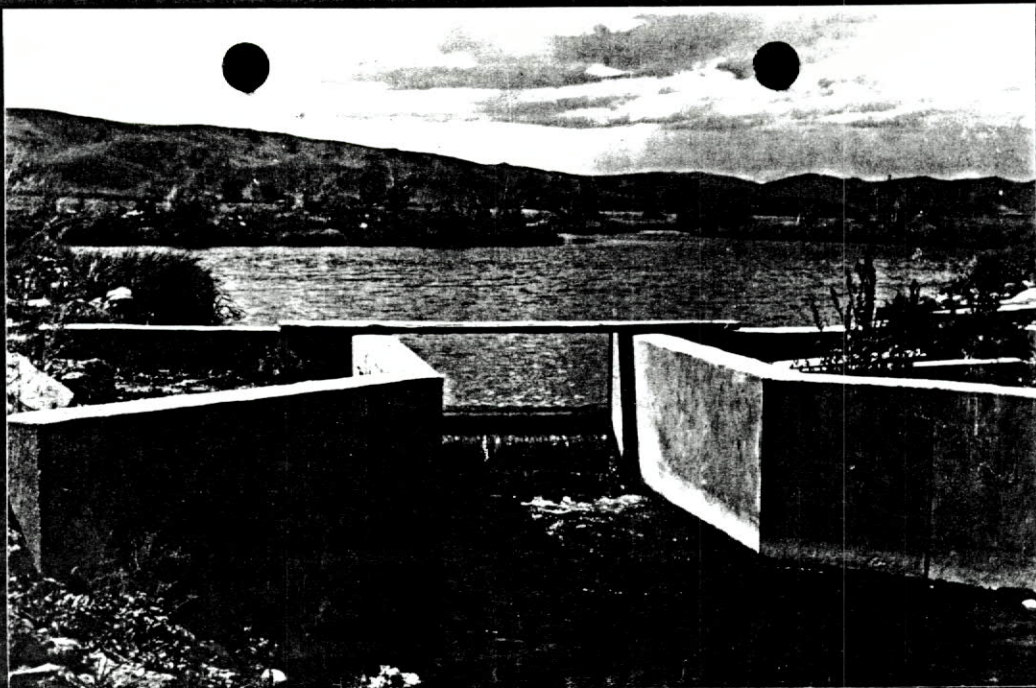
This concrete outlet structure allows for complete pond draining, precise water level control, and adequate fish passage.



Add more pools and stop log barriers as needed for a greater total water drop.

Place smaller width boards beneath the notch boards to adjust pool and pond levels.





All project hand Section 1
 New Headgate with Fish Ladder
 (see back side)
 One Island construction

6 1995

RECEIVED

APR 6 - 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

208-357-7477 Business

1. Permit No. 25-07637 Telephone No. 208-529-0728 Home

2. Name of Permit Holder(s): ROBERT L. AND SANDRA HUDMAN

3. Mailing Address: 1424 N 1100 E

City SHELLEY State Idaho Zip 83274

4. Source of Water: Meadow Creek If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit): permit No. 25-07637

Domestic (No. of households): _____ Stockwater (No. and type of stock): 20 Acres

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No /

Has the measuring device been installed?

Yes _____ or No /

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Robert L. Hudman Telephone Number: 208-357-7477 Bus.

Address: 1424 N 1100 E SHELLEY, IDAHO 83274

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Robert L. Hudman

(include your title, if on behalf of company or organization)

OWNER

MICROFILMED

Date: 4-4-2000

APR 17 2000

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 25-07637

Proposed Priority: April 24, 1995

Maximum Storage Volume:

20.0 AF

This is to certify, that **ROBERT L HUDMAN**
SANDRA HUDMAN
1424 N 1100 E
SHELLEY ID 83427

has applied for a permit to appropriate water from:

UNNAMED STREAM
MEADOW CREEK

tributary of **MEADOW CREEK**
tributary of **WILLOW CREEK**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31		20.0 AF
WILDLIFE	01/01 to 12/31		20.0 AF
Totals			20.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 28, Township 02N, Range 41E
NESW , Sec. 28, Township 02N, Range 41E
NWSW , Sec. 28, Township 02N, Range 41E
SESW , Sec. 28, Township 02N, Range 41E
NENE , Sec. 29, Township 02N, Range 41E
NWNE , Sec. 29, Township 02N, Range 41E
SENE , Sec. 29, Township 02N, Range 41E
NENW , Sec. 29, Township 02N, Range 41E
NWNW , Sec. 29, Township 02N, Range 41E
NWNE , Sec. 33, Township 02N, Range 41E
SWNE , Sec. 33, Township 02N, Range 41E
NENW , Sec. 33, Township 02N, Range 41E
SENW , Sec. 33, Township 02N, Range 41E
NWSE , Sec. 33, Township 02N, Range 41E
SWSE , Sec. 33, Township 02N, Range 41E
SESE , Sec. 33, Township 02N, Range 41E
BONNEVILLE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

02N 41E 28

SWNW

NESW

NWSW

SESW

29

NENE

NWNE

SENE

NENW

NWNW

33

NWNE

SWNE

NENW

SENW

NWSE

SWSE

SESE

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 2000.

RECEIVED
JUN 26 1995

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 25-07637

CONDITIONS/REMARKS:

2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this right is subject to control by the watermaster of State Water District No. 01.
5. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder shall contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
6. Stockwater use is for 300 range cattle.
7. This permit authorizes an annual volume of water to fill the ponds and the amount required to replace losses through evaporation.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

20th day of June, 1995

Karl J. Dreher

for
Karl J. Dreher, Director

RECORDED
INDEXED

JUN 26 1995

RECEIVED
JUN 13 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 25-7637

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant ROBERT L. AND/OR SANDRA HUDMAN Phone (208) 357-7477

Post office address 1424 N 1100 E, SHELLEY ID 83427

2. Source(s) of Water Supply: MEADOW CREEK
UNNAMED STREAM Tributary to: WILLOW CREEK
MEADOW CREEK

3. Point(s) of Diversion:

Twn	Rge	Sec	Tract	Lot	Tract	Lot	Tract	Lot	Tract	Lot
02N	41E	28	SW NW		NE SW		NW SW		SE SW	
02N	41E	29	NE NE NW NW		NW NE		SE NE		NE NW	
02N	41E	33	NW NE NW SE		SW NE SW SE		NE NW SE SE		SE NW	

4. Water will be used for the following purposes:

Amount 20 for Stockwater Storage purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 20 for Wildlife Storage 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 is (a) _____ and/or (b) 20.0
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc.: Several small instream stockwater and wildlife ponds along creek to provide water for stock and wildlife habitat enhancement. May include as many as eight ponds to be constructed in various indeterminable locations along creek channel. Total storage capacity not to exceed 20 acre-feet.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

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

d. Is ground water with a temperature of greater than 85°F being sought? Mineral Spring

e. If well is already drilled, when? _____; Drilling firm _____

Well was drilled for (well owner) _____

JUN 26 1995

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

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. UP TO 300 RANGE CATTLE
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. WILDLIFE: SEVERAL HEAD OF LARGE GAME SPECIES.
POSSIBLY AS MANY AS 1000 HEAD OF MIXED DEER AND ELK

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	41E	28							S/W		S/W	S/W		S/W					
		29	S/W	S/W		S/W	S/W	S/W											
		33		S/W	S/W		S/W			S/W					S/W	S/W	S/W		

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? APPLICANTS

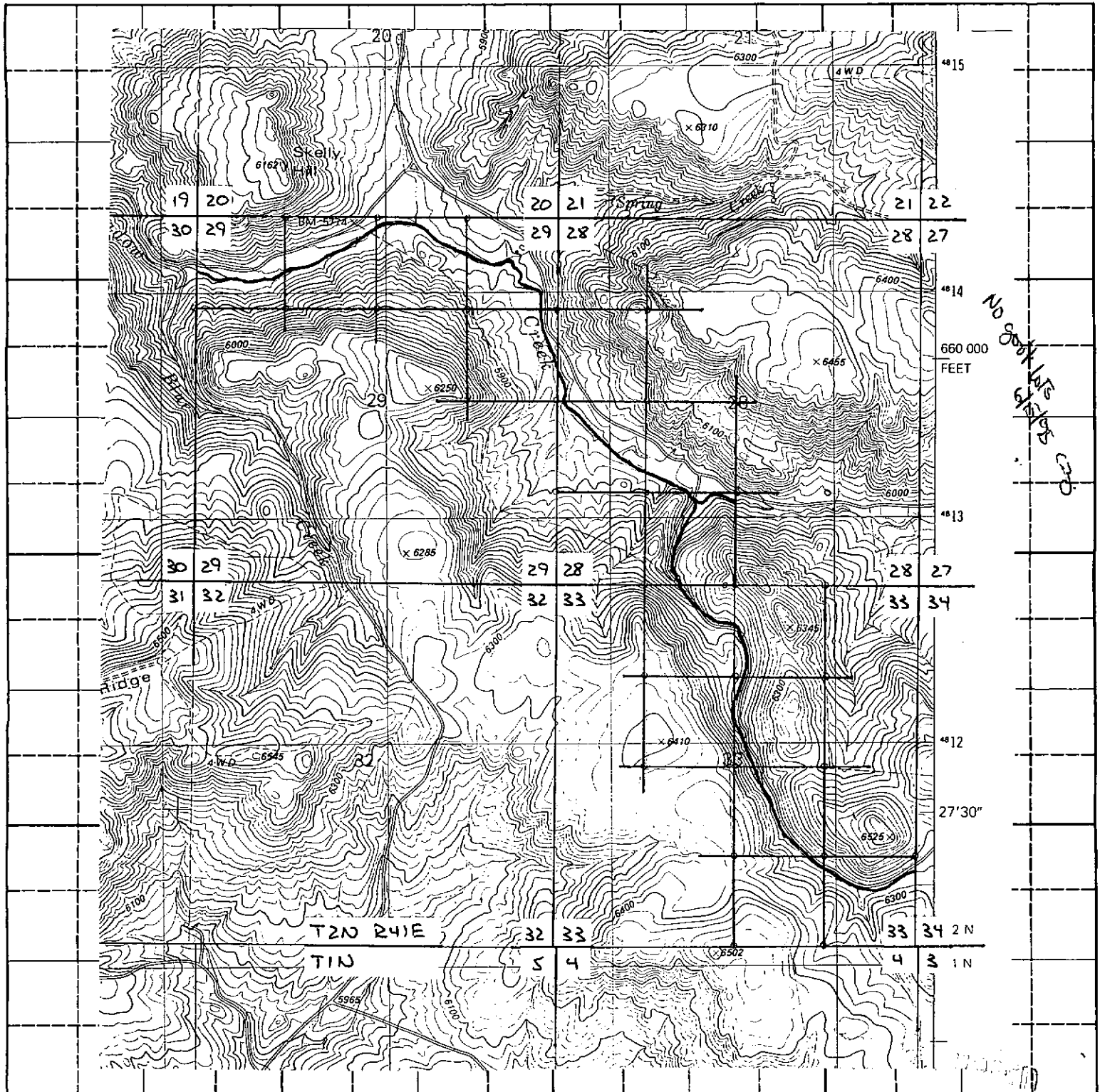
b. Who owns the land to be irrigated or place of use? APPLICANTS

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

12. Remarks: _____

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JUN 26 1995

13. 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.

JUN 26 1995

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.

Robert L. Hudman
(Applicant)

Received by JEM Date 4-24-95 Time 11:20 Preliminary check by _____
Fee \$ 50⁰⁰ Received by JEM # E020940 Date 4-24-95
Publication prepared by LB Date 5-11-95 Published in Post Register
Publication approved _____ Date _____

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. _____, and said application is hereby _____.

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 _____, 19____.
- 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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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JUN 26 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

April 10, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT L HUDMAN
SANDRA HUDMAN
1424 N 1100 E
SHELLEY ID 83274

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07637

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the Eastern Regional Office of the department in Idaho Falls at (208) 525-7161.

Sincerely,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
APR 17 2000

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 25-07637 Reviewed by D. Ellis Date 4/7/00

GENERAL CONSIDERATIONS

Yes Name same as permit?

No Address same as permit? (Change zip) uses

Yes Proof timely received?

Correct Uses? Yes

If not, complete calculation below.

TYPES OF USE

Stockwater & wildlife

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No. _____

☐ Amount paid for permit _____ Correct?

☐ Well log in the file?

LICENSE EXAMINATION FEE

Yes Required?

\$50 Amount Submitted

Yes Correct?

MEASURING DEVICE

No Required?

☐ Installed?

☐ Waiver requested?

PRIORITY CALCULATION

Date proof received 4/6/2000

Date proof due _____ - _____

No. of days late _____ = _____

Priority Date _____ + _____

New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof.

DATA ENTRY

New Address Change zip only to:
83274

Proof Made 4/6/2000

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

C04873B

Date:

Time: 4/ 6/2000

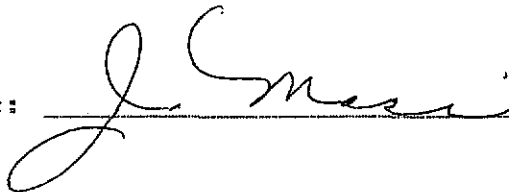
14:50:48

Received

From: PAINTED PORCH RANCH

Type of Payment	Program A cct	Amount
BENEFICIAL USE # 25-07637	56104 229 21 1155	50.00
CHECK 1461		
	Total \$	50.00

Region: STATE

Signature: 

MICROFILMED
APR 17 2000

March 31, 2000

ROBERT L HUDMAN
SANDRA HUDMAN
1424 N 1100 E
SHELLEY ID 83427

PROOF DUE NOTICE

RE: PERMIT NO. 25-07637

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 2000.

(See last page of your approved permit or your last approved extension request.). Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

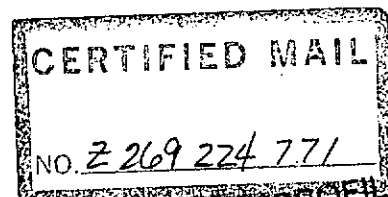
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable 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,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures



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APR 17 2000



IDAHO FISH & GAME

UPPER SNAKE REGION

1515 Lincoln Road

Idaho Falls, Idaho 83401-2198

Idaho Relay Service - TDD 1-800-377-8529

Philip E. Batt / Governor
Stephen P. Mealey / Director

April 22, 1997

Eric Verner
Idaho Department of Water Resources
900 North Skyline Drive
Idaho Falls, Idaho 83402

Dear Eric:

On Friday, April 18, 1997, Steve Schmidt and I inspected an impoundment dike constructed last year by Bob Hudman. The pond is located on Meadow Creek, a tributary to Ririe Reservoir and is about 10 miles from Ririe dam.

Mr. Hudman's dam is inadequate for the watershed and is already seriously compromised by erosion from overflow through a spillway pipe. There is also very little freeboard to absorb all the water still left in the drainage snowpack.

It is our opinion that this pond will breach before the runoff season is over. Have you had an opportunity to assess the situation? What recommendations could you give to Mr. Hudman to help protect his investment, Meadow Creek downstream of his pond site from the impacts failure of his dam would cause?

Also, it is our understanding that the permit that allowed Mr. Hudman to build this pond on a live stream required him to include approved fish passage in the dam. This has not been done. We urge that this requirement be enforced as the drainage has been cut in half by his pond.

Sincerely,

Terry Thomas
Habitat Biologist, Tex Creek District

c: Bob Martin
Steve Schmidt
Mark Gamblin

MEMORANDUM

Date: October 11, 1995
From: Jim Johnson
To: File 25-07637
Subject: Correction to Permit

=====

In follow up to a letter received from Mr. Ferguson I reviewed this file and uncovered an minor error on the approved permit. The error does not warrant issuing an amended permit. The correct uses listed on the permit can be placed on the license if and when the license is issued. The database has been changed to show the correct uses.

MICROFILMED

MAY 20 1997



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

October 12, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Brent Ferguson
PO Box 57
Ririe, Idaho 83443

RE: Meadow Creek

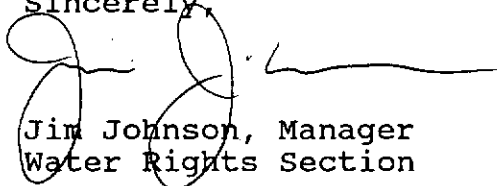
Dear Mr. Ferguson,

I have received your letter and placed it in the water right record. Unfortunately, since the permit has already been approved, I cannot take any further action on your listed concerns. We have notified Fish and Game and they are aware of Mr. Hudman's plans. They have also expressed concern, and this Department has required Mr. Hudman to obtain a Stream Canal Alteration permit which controls the impact to the stream caused by facility construction.

In the future, I suggest that you check the legal notices published in your local paper for any applications similar to this one. The Idaho Code requires that all applications for permit to appropriate the public water of the State of Idaho be listed in the local paper once a week for two weeks. Protests against the approval of applications can be accepted by the Department up to two weeks after the last date of publication. If protest(s) are received in this period, the protest(s) will be reviewed and if necessary, a formal hearing will be scheduled where all parties have an opportunity to record their issues. The Department uses this information when taking final action on the application for permit.

If there is anything further I can do or if you have any questions, please let me know.

Sincerely,



Jim Johnson, Manager
Water Rights Section

MICROFILMED
MAY 28 1997

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OCT 10 1995

DEPARTMENT OF WATER RESOURCE

Department of Water Resources

I am very concerned about putting dams on Meadow Creek. It is my understanding that Mr. Bob Hudman, would like to put dams on a portion of Meadow Creek.

The portion of land he would like to dam is a small area that would stop the natural flow of Meadow Creek.

Meadow Creek at this time is the only natural flowing creek in this area.

I feel it would hurt the fish habitat that is now in this fragile eco-system, if he is permitted to dam Meadow Creek at the point he has designated I feel he should be required to install fish ladders and maintain a natural flow year round.

Meadow Creek at this time and throughout the year has a constant flow of water.

If Mr. Hudman is allowed to dam off Meadow Creek I feel and so do others that at critical times the creek will be dry beyond his dams.

People in this area that I have talked to were not aware of his request to stop or dam the flow of Meadow Creek. I think you should check with the Bureau of Reclamations as to the flow of Meadow Creek into the Ririe Dam.

I also feel you should check on water rights on Mr. Hudmans property.

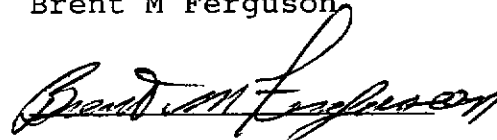
He is taking water from the Ririe Dam and from people who have water rights on Willow Creek which the Ririe Dam maintains the water flow.

I am at this time requesting that Mr. Hudman be denied permits to dam off Meadow Creek.

If you feel that he should be permitted to build these dams please do or request an environmental impact study on what it could do to this stream of natural flowing water.

Brent M Ferguson
P.O. BOX 57
Ririe, ID 83443
(208) 538-7300 Bus.
(208) 538-7241 Home

Thank You
Brent M Ferguson



MICROFILMED

MAY 20 1997



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 20, 1995

ROBERT L HUDMAN
SANDRA HUDMAN
1424 N 1100 E
SHELLEY ID 83427

PERMIT APPROVAL NOTICE

RE: PERMIT NOS. 25-07635/25-07636/25-07637

Dear Permit Holder:

Enclosed are copies of your approved applications for permits. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on each permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permits were issued, and you must proceed diligently until the projects are completed. The date shown under condition no. 1 is the date when the projects must be completed.

The Department will send you "Proof Due Notices" approximately 60 days prior to the above referenced date requesting you to file either Proof of Beneficial Use forms or Request for Extension of Time forms.

Regarding permit no. 25-07637, please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right. Applications for stream channel alteration permits must be filed at least 60 days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

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JUN 26 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 25-7637 Name: Hudman Date: 6/15/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: ED20040 Priority: 4/24/95 ✓ Gvmt Lts: ✓

AREA OF CONCERN? Exempt? - No/Yes ESEP Mor GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
- 0.2 cfs - No MD
+ 5 a. (POU cmp) - 01M, 803(if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. , P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink):

Water District(~~dem~~) - 005 (req) WD # 01 <SEE MAP & LISTING>
+ 0.2 cfs - 01J-P08 or 01M
- 0.2 cfs - 01H-P01 or No MD
+ 5 a. irr. - 01M (POU cmp)
~~In WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
+ 5 a. irr. - 01M (POU cmp)

RIVER BASINS (*Surface water):

Snake R (01) - 11A-P04, NA
(02/03) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(consump. use), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - 021(Boise R + L Peak); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), ~~18B~~-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - S <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner

OTHER CONDITIONS:

STANDARD REMARKS:

- 004 (PD/PU)
- 030 per Region request.
- 1) WO 2/300 RC @ WO 7

BENEFICIAL USE DUE:

- 6-1-1992000

COMMENTS:

Send Copies

Dist. for staffing 4-27-95
Submitted for advertising 4-27-95

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWT DATE 4-27-95 APPLICATION NO. 25-7637
Robert : /or Sandra Hudman
REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt
- RECEIVED**
JUN 13 1995
Department of Water Resources

ADDITIONAL INFORMATION

- Overlapping place of use (Describe source & relationship to present application on the back.)
Overlapping point of diversion
Yes ☒ No ☐ Field check required
Field check by _____
Yes ☒ No ☐ Field report attached
Yes ☒ No ☐ Critical groundwater area
Yes ☒ No ☐ Groundwater management area
Yes ☒ No ☐ Send dam safety information
Yes ☒ No ☐ Send power requirement letter
Yes ☒ No ☐ Send fish farm requirement letter
Yes ☒ No ☐ Power residency affidavit
Yes ☒ No ☐ Power efficiency form
Yes ☒ No ☐ Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
Yes ☒ No ☐ Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
See reverse side for additional information
*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

Date Requested _____

PROCESSING ☒ Yes ☐ No In form for advertising
☒ Yes ☐ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☒ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☒ Water District 01
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☐ Yes ☐ No Affidavit of publication received
☐ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 6-5-95
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations, attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information
Date of priority recommended 4-24-95
By HWT Date 6-6-95

STATE OFFICE REVIEW

See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

* Condition of Approval - Applicant must secure a Stream Channel
030 Alteration permit From EDWR.

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other

Project impacts/implications report

COMMENTS

[illegible]

**NOTICE OF
APPLICATION FOR
WATER RIGHT**

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

25-07635

HUDMAN, ROBERT L
HUDMAN, SANDRA
1424 N 1100 E
SHELLEY, ID 83274
Source: SPRING
Tributary: SINKS
Diversion Pt: NESWSW Sec 29 T 02N R
41E in BONNEVILLE County.
Use: STOCKWATER (0.070 CFS)
WILDLIFE (0.070 CFS)
Total Diversion: (0.070 CFS)
Date Filed: 4/24/1995
In: BONNEVILLE County
T02N R41E S29 SWSW

25-07636

HUDMAN, ROBERT L
HUDMAN, SANDRA
1424 N 1100 E
SHELLEY, ID 83274
Source: SPRING
Tributary: SINKS
Diversion Pt: NWSNW Sec 32 T 02N R
41E in BONNEVILLE County.
Use: STOCKWATER (0.070 CFS)
WILDLIFE (0.070 CFS)
Total Diversion: (0.070 CFS)
Date Filed: 4/24/1995
In: BONNEVILLE County
T02N R41E S32 SENW

25-07637

HUDMAN, ROBERT L
HUDMAN, SANDRA
1424 N 1100 E
SHELLEY, ID 83274
Source: MEADOW CREEK
Tributary: WILLOW CREEK
Source: UNNAMED STREAM
Tributary: MEADOW CREEK
Diversion Pt: SWNW Sec 28 T 02N R
41E in BONNEVILLE County.
NESW Sec 28 T 02N R 41E in BONNEVILLE County.
NWSW Sec 28 T 02N R 41E in BONNEVILLE County.
SESW Sec 28 T 02N R 41E in BONNEVILLE County.
NENE Sec 29 T 02N R 41E in BONNEVILLE County.
NWNE Sec 29 T 02N R 41E in BONNEVILLE County.
SENE Sec 29 T 02N R 41E in BONNEVILLE County.
NENW Sec 29 T 02N R 41E in BONNEVILLE County.
NWNW Sec 29 T 02N R 41E in BONNEVILLE County.
NWNE Sec 33 T 02N R 41E in BONNEVILLE County.
SWNE Sec 33 T 02N R 41E in BONNEVILLE County.
NENW Sec 33 T 02N R 41E in BONNEVILLE County.
SENE Sec 33 T 02N R 41E in BONNEVILLE County.
NWSE Sec 33 T 02N R 41E in BONNEVILLE County.
SWSE Sec 33 T 02N R 41E in BONNEVILLE County.
SESE Sec 33 T 02N R 41E in BONNEVILLE County.
Use: STOCKWATER (20.00 AF)
WILDLIFE (20.00 AF)
Total Diversion: (20.00 AF)
Date Filed: 4/24/1995
In: BONNEVILLE County
T02N R41E S28 SWNW NESW NWSW
SESW
S29 NENE NWNE SENE NENW
NWNW
S33 NWNE SWNE NENW SENW
NWSE SWSE SESE

*Storage
not fatal

25-07638

MILLER, LOWELL GILBERT
2519 E 97TH N
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 15 T 03N R
38E in BONNEVILLE County.
Use: DOMESTIC (0.100 CFS)
Total Diversion: (0.100 CFS)
Date Filed: 4/25/1995
In: BONNEVILLE County
T03N R38E S15 SWSW

25-07639

MILLER, LOWELL GILBERT
2519 E 97TH N
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 15 T 03N R
38E in BONNEVILLE County.
Use: DOMESTIC (0.100 CFS)
Total Diversion: (0.100 CFS)
Date Filed: 4/25/1995
In: BONNEVILLE County
T03N R38E S15 SWSW

25-07640

MILLER, LOWELL GILBERT
2519 E 97TH N
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 15 T 03N R
38E in BONNEVILLE County.
Use: DOMESTIC (0.100 CFS)
Total Diversion: (0.100 CFS)
Date Filed: 4/25/1995
In: BONNEVILLE County
T03N R38E S15 SWSW

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before JUNE 5, 1995.

R. KEITH HIGGINSON, Director
Published: May 18, 25, 1995

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Department of Water Resources

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JUN 26 1995



IDAHO FISH & GAME

UPPER SNAKE REGION
1515 Lincoln Road
Idaho Falls, Idaho 83401-2198

Philip E. Batt / Governor
Jerry M. Conley / Director

June 1, 1995

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JUN 05 1995

Department of Water Resources
Eastern District Office

Mr. Harold Jones
Water Right Supervisor
Idaho Department of Water Resources
900 No. Skyline Drive
Idaho Falls, ID 83402-1718

Dear Harold:

Thank you for the opportunity to comment on the Robert Hudman water right application (Identification number 25-7637). We have reviewed the application and discussed the project with Mr. Hudman and have the following comments.

In the Meadow Creek area, the value of ponds for wildlife is severely compromised by the presence of livestock. We do not feel that the ponds can serve the dual purpose of livestock and wildlife needs. The ponds themselves should be protected from livestock, and any water necessary for the livestock operation should be pumped or gravity fed from the ponds into tanks outside the pond area and only when livestock are present. Small water gaps to the ponds could be acceptable provided the livestock are restricted from the shallow water and cannot access the dams. In discussion with Mr. Hudman, it is our understanding that he intends to fence livestock off of Meadow Creek and develop the ponds for aesthetic and wildlife values. We recommend this be required in his permit.

We recommend that any impoundments in this watershed be built to withstand the major storm events that frequently occur in the Meadow Creek drainage. The washout of a single dam could seriously degrade the lower reaches of the stream for many years. There is no mention of the type of dam, the height, capacity, water control structures, or other engineering requirements. This application should require the ponds be designed by the Natural Resources Conservation Service (formerly the Soil Conservation Service) in accordance with NRCS specifications.

Trout from Ririe Reservoir use Meadow Creek for spring spawning. In fact, spawning cutthroat trout were noted in Meadow Creek above the South Fork even in 1994, which was a very low water year. Years with normal to above normal precipitation could foster significant spawning runs from the reservoir and possibly re-establish fishable resident populations. Keeping the extra water on site may create a private fishery for Mr. Hudman, but the dams will block passage of spawning trout, thereby impacting a significant public resource.

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JUN 26 1995

Mr. Harold Jones
June 1, 1995
Page 2

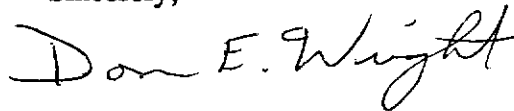
Fish passage structures must be required for all instream impoundments. We have enclosed a sample design that has proven workable. Final dam and fish passage structure designs must be approved by Idaho Department of Fish and Game prior to construction.

This permit application is for up to eight ponds to be built over a period of five years. This number of impoundments in a short distance could prove to hamper up and downstream migration by causing the fish to become disoriented. Three ponds should be the maximum number allowed under the previously mentioned conditions.

The permit should note that authorization to construct approved impoundments is not authorization to stock the impoundments with fish of any species or origin. Private stocking of fish into waters that are not completely screened from upstream or downstream movement is illegal. Since fish passage structures will be required in the impoundments, it is apparent that movement by native fish is expected, and private stocking will not be considered.

Please inform us about your decision. Thank you for providing us with an opportunity to comment on this proposal.

Sincerely,



Don E. Wright
Regional Supervisor
Upper Snake Region

DEW:TT:sd

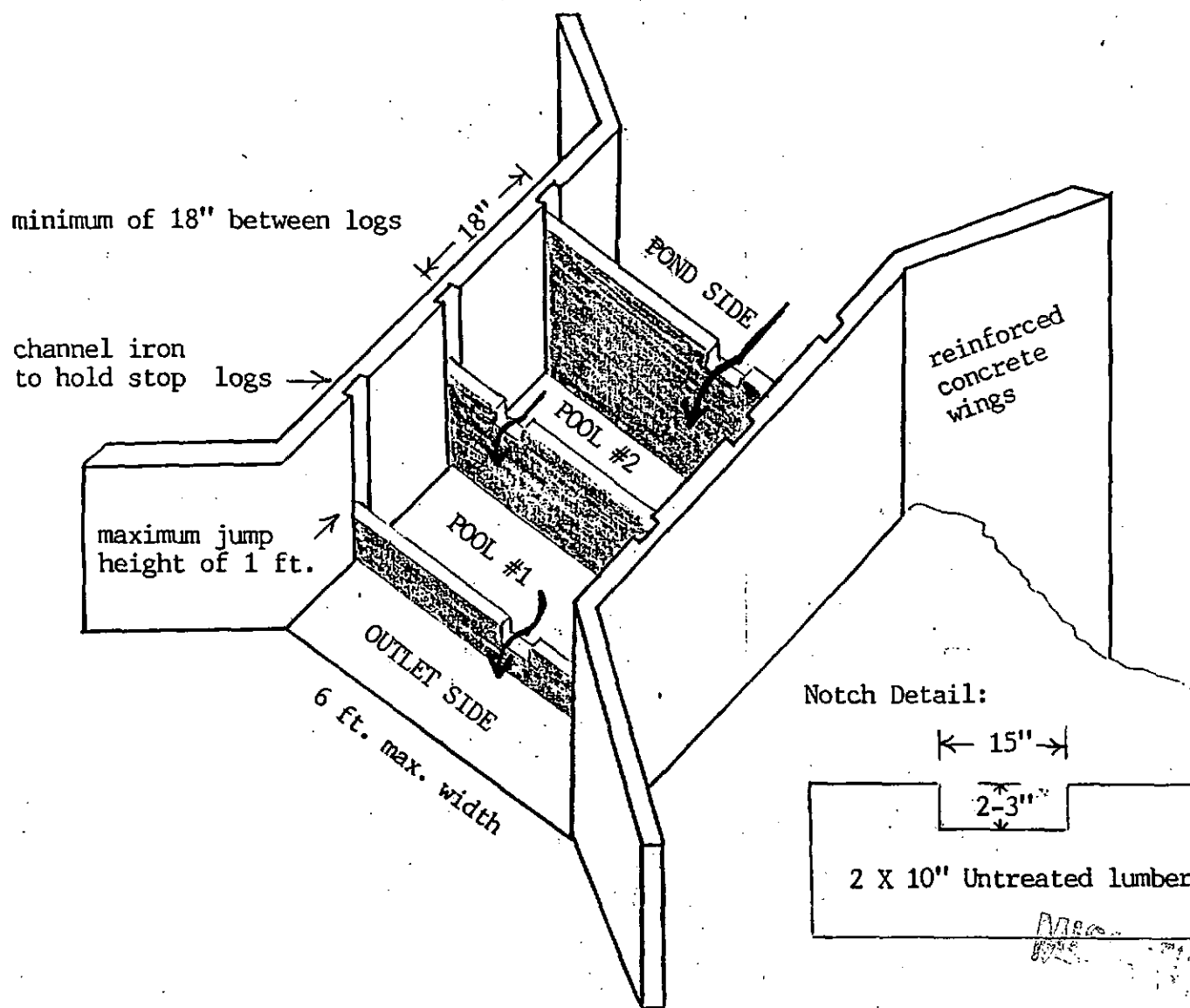
CC: Steve Schmidt, IDFG
Mark Gamblin, IDFG
Bob Martin, IDFG
Dan Duggan, IDFG
Terry Thomas, IDFG
Natural Resources Policy Bureau, IDFG (Robertson)

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POND OUTLET STRUCTURE

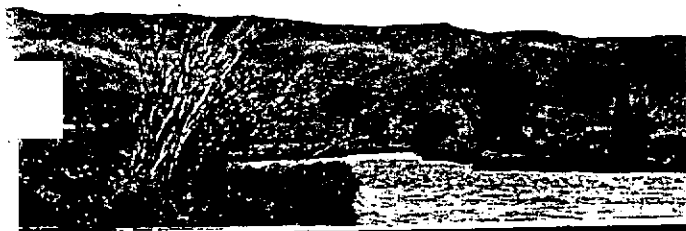
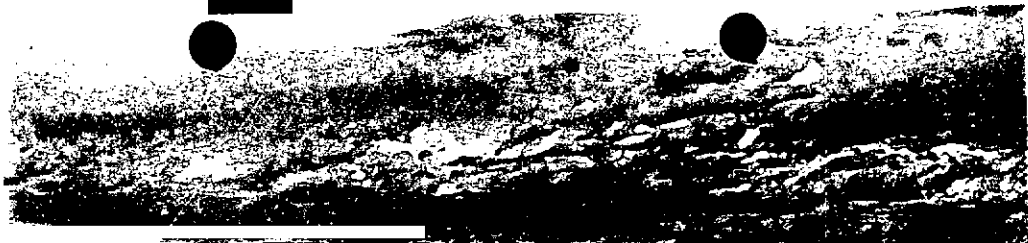
(WITH FISH LADDER)

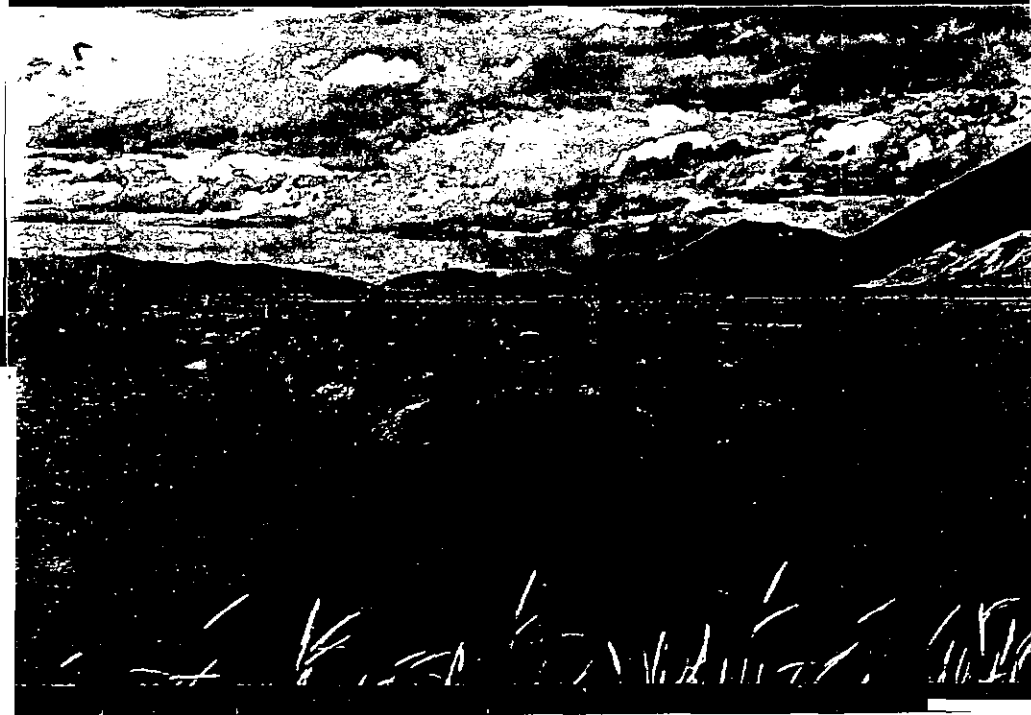
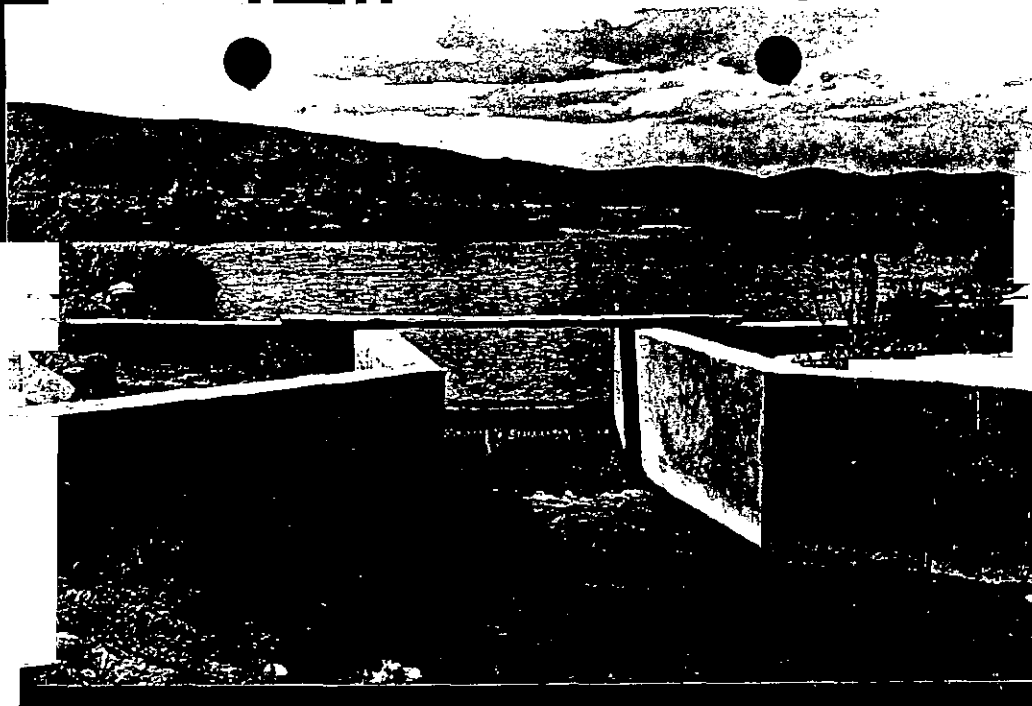
This concrete outlet structure allows for complete pond draining, precise water level control, and adequate fish passage.



Add more pools and stop log barriers as needed for a greater total water drop.

Place smaller width boards beneath the notch boards to adjust pool and pond levels.





HIP project Band Section Gathering
 New Headgate with Fish Ladder
 (see back side for
 One Island construction)

6/1995

25-07637

HUDMAN, ROBERT L
HUDMAN, SANDRA
1424 N 1100 E
SHELLEY, ID 83427

Source: MEADOW CREEK
Source: UNNAMED STREAM

Tributary: WILLOW CREEK
Tributary: MEADOW CREEK

Diversion Pt:	SWNW	Sec 28	T 02N R 41E	in BONNEVILLE County.
	NESW	Sec 28	T 02N R 41E	in BONNEVILLE County.
	NWSW	Sec 28	T 02N R 41E	in BONNEVILLE County.
	SESW	Sec 28	T 02N R 41E	in BONNEVILLE County.
	NENE	Sec 29	T 02N R 41E	in BONNEVILLE County.
	NWNE	Sec 29	T 02N R 41E	in BONNEVILLE County.
	SENE	Sec 29	T 02N R 41E	in BONNEVILLE County.
	NENW	Sec 29	T 02N R 41E	in BONNEVILLE County.
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	NWNE	Sec 33	T 02N R 41E	in BONNEVILLE County.
	SWNE	Sec 33	T 02N R 41E	in BONNEVILLE County.
	NENW	Sec 33	T 02N R 41E	in BONNEVILLE County.
	SENE	Sec 33	T 02N R 41E	in BONNEVILLE County.
	NWSE	Sec 33	T 02N R 41E	in BONNEVILLE County.
	SWSE	Sec 33	T 02N R 41E	in BONNEVILLE County.
	SESE	Sec 33	T 02N R 41E	in BONNEVILLE County.

Use: STOCKWATER	(	20.00 AF)
WILDLIFE	(	20.00 AF)
Total Diversion:	(	20.00 AF)

Date Filed: 4/24/1995

In: BONNEVILLE County

T02N R41E S28	SWNW	NESW	NWSW	SESW
S29	NENE	NWNE	SENE	NENW
	NWNW			
S33	NWNE	SWNE	NENW	SENE
	NWSE	SWSE	SESE	

RECORDED

JUN 26 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 5, 1995

ID DEPT OF FISH & GAME
REGION 6
1515 LINCOLN RD
IDAHO FALLS ID 83401

RE: Application No. 25-07637

Dear Sir:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is June 6, 1995, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold W. Jones *rb*
Harold W. Jones
Water Right Supervisor

HWJ/rb
enc.

RECEIVED
JUN 26 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 5, 1995

ROBERT L HUDMAN
1424 N 1100 E
SHELLEY ID 83427

RE: Applications for Permit No.'s 25-07635, 25-07636, & 25-07637

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Post Register on May 18 & 25, 1995. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the applications and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Harold W. Jones
Water Right Supervisor

HWJ/rb

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JUN 26 1995