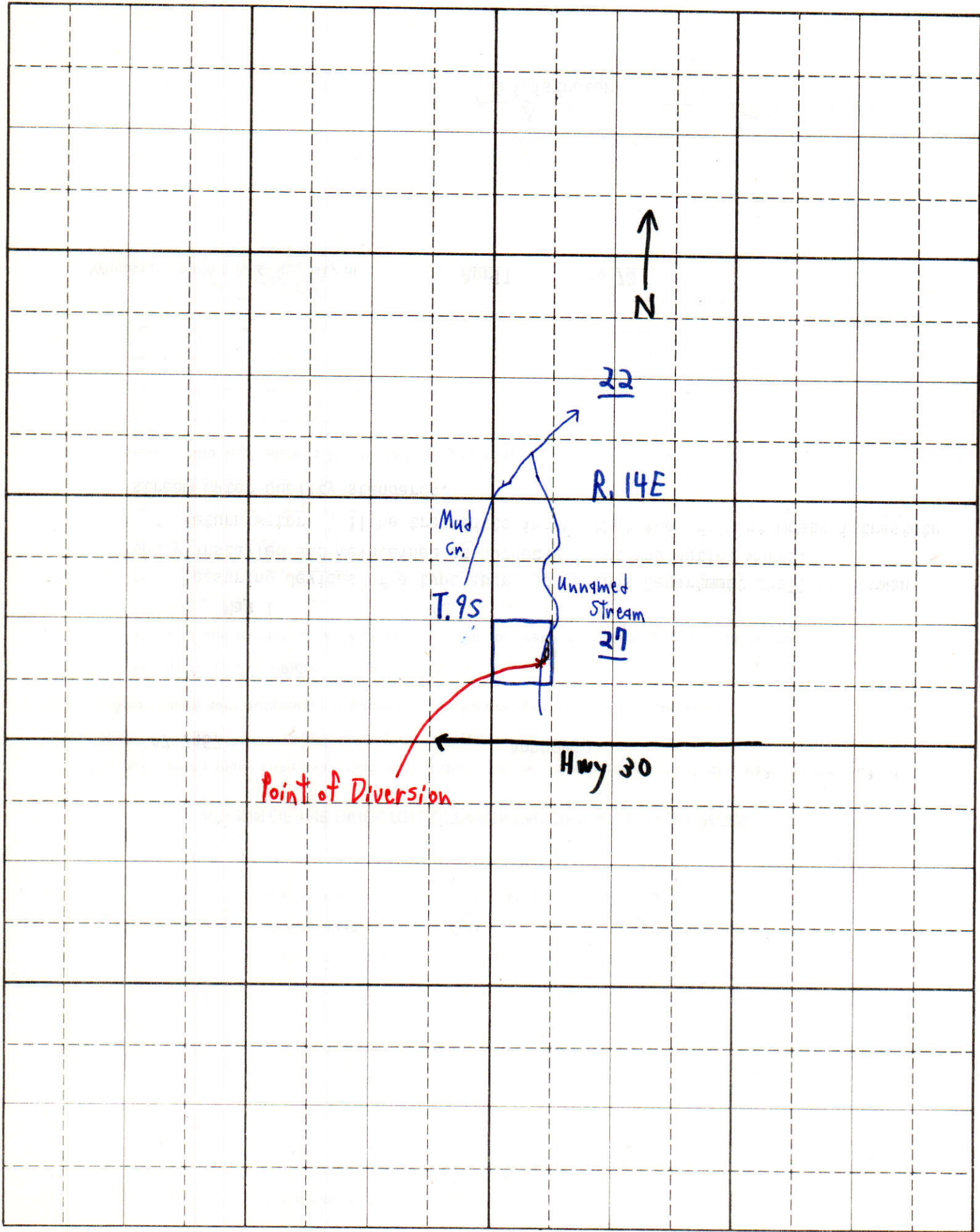


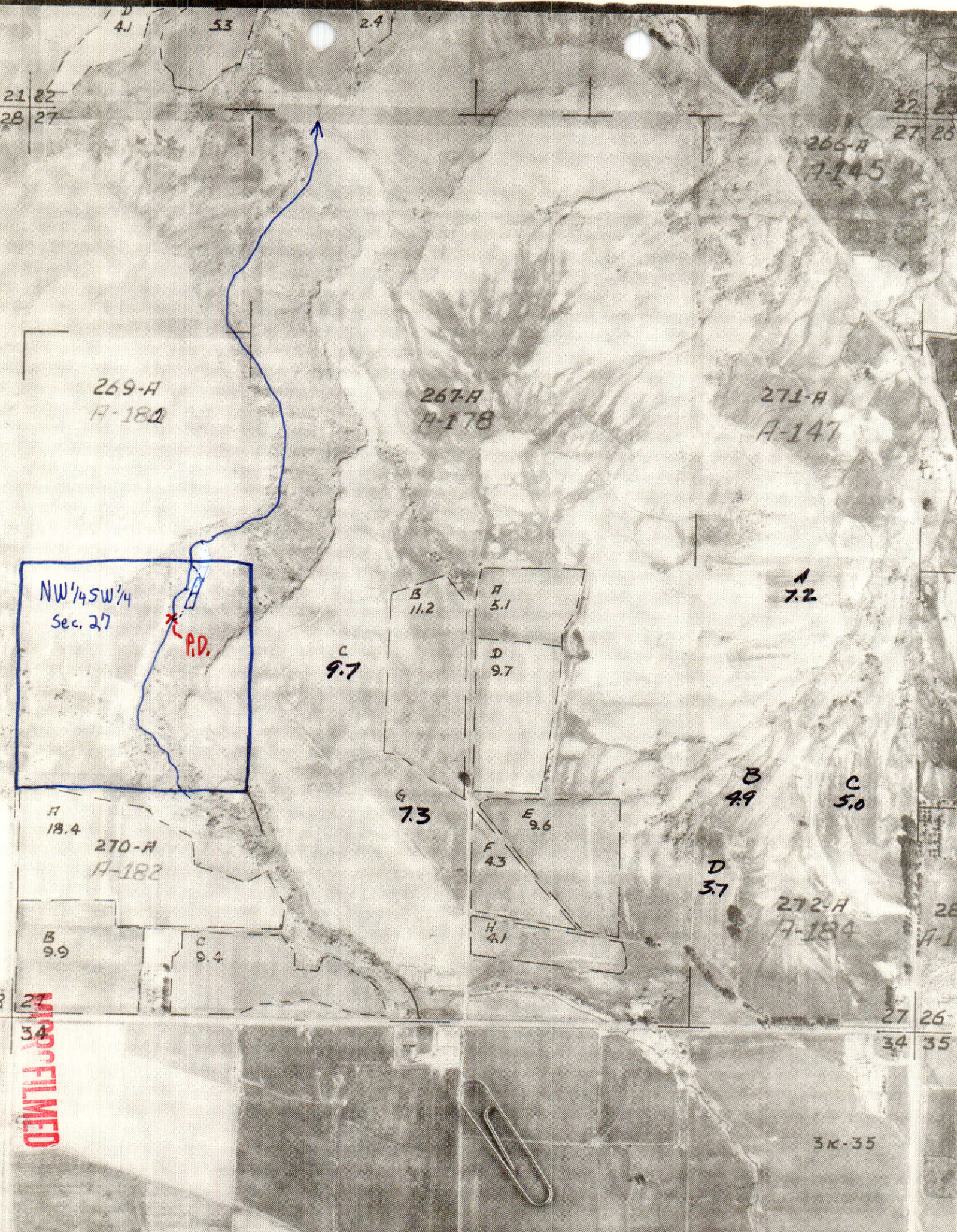
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

William S. Fullmer
(Applicant)



21 22
28 27

22 23
27 26

269-H
H-182

267-H
H-178

271-H
H-147

266-H
H-145

NW 1/4 SW 1/4
Sec. 27
RD.

C
9.7

B 11.2
H 5.1
D 9.7

A
7.2

H 18.4
270-H
H-182

G
7.3

E 9.6
F 4.3
H 4.1

B
4.9

C
5.0

D
3.7

272-H
H-184

B 9.9
C 9.4

27
34
EXPOSED

27 26
34 35

3K-35

3/22/78
OK

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

No 6861

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that William L. Fullmer, Buhl, Idaho 83316, has on 2/28/78 submitted Application No. 47-7457 for a permit to appropriate 18.0 cubic feet per second of water from Unnamed Stream (Sometimes called Wilson Creek) tributary to Mud Creek by means of fish ponds, headgate, ditches, within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 9S, Rge. 14E, B.M. Twin Falls County, to be used from Jan. 1 to Dec. 31 for fish propagation purposes within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 9S, Rge. 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before March 27, 1978.

C. STEPHEN ALLRED
Director
PUBLISH: Mar. 9 & 16, 1978.

RECEIVED

RECEIVED

MAR 20 1978

Department of Water Resources
Southern District Office

I, Maryne Kulhanek being first duly sworn upon oath, depose and say that I am Princ Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Two consecutive Thursdays, commencing with the issue dated March 9, 1978, and ending with the issue dated March 16, 1978.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

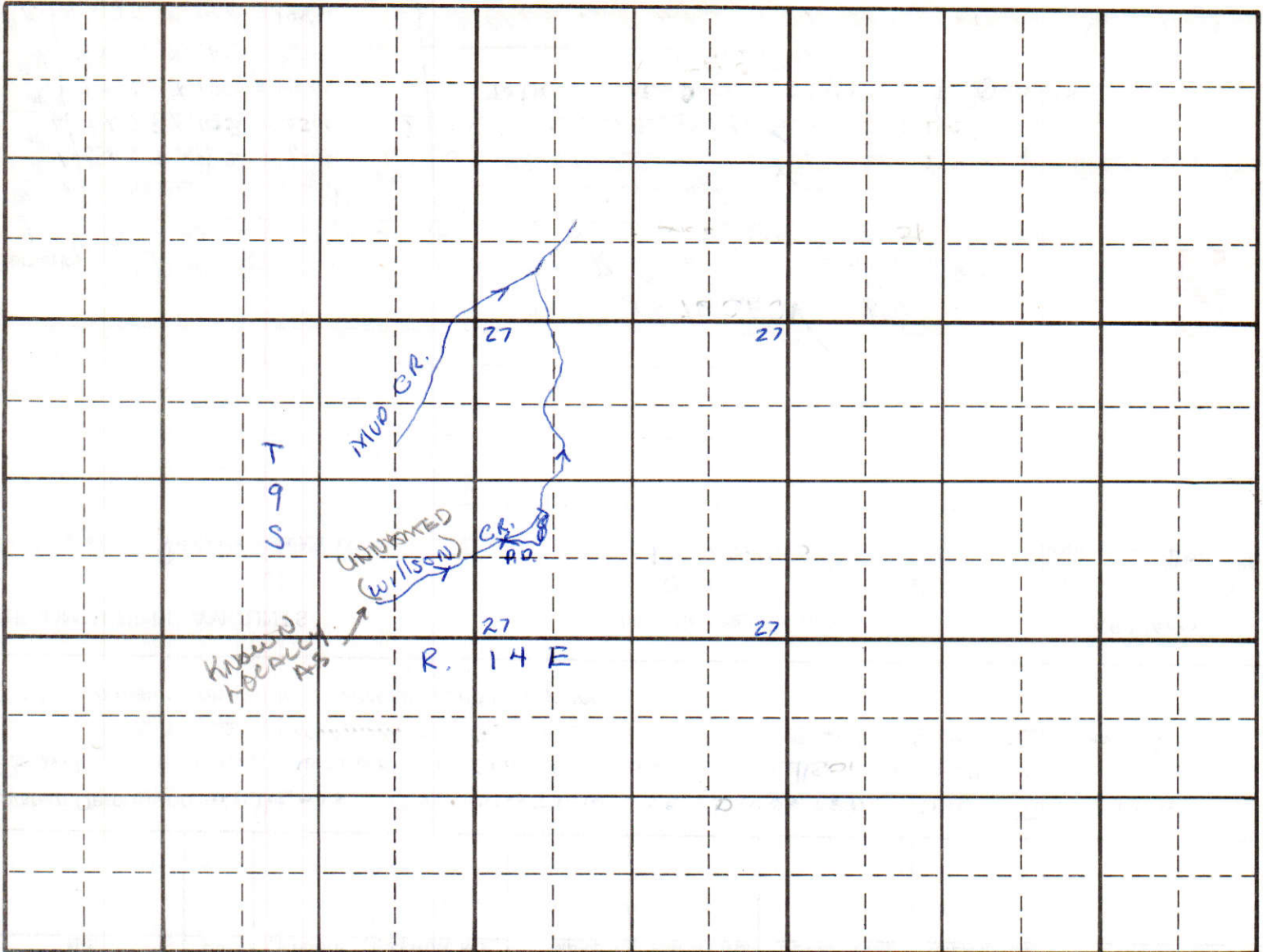
And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Maryne Kulhanek
Subscribed and sworn to before me on this 16 day of March, 1978.

Carolyn Jennings

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 SW 1/4, Sec 27 T. 9 S. R. 14 E.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	14E	27										X							

Recommended Amendments:

- ☐ Change P.D. as reflected above
 ☐ Add P.D. as reflected above
 ☒ None
- ☐ Change P.U. as reflected above
 ☐ Add P.U. as reflected above
 ☐ Other

Examiner's Signature

Checked by

Approved by

Date 08-11-1980

Date 8-13-80

ate 8/25/80

47-7457

This permit only includes ponds 7 and 8. The rest of the ponds are licensed under 47-7138.

Jim J.

Facility Volume #7

Assume ave depth of 4' in ponds

Pond #7

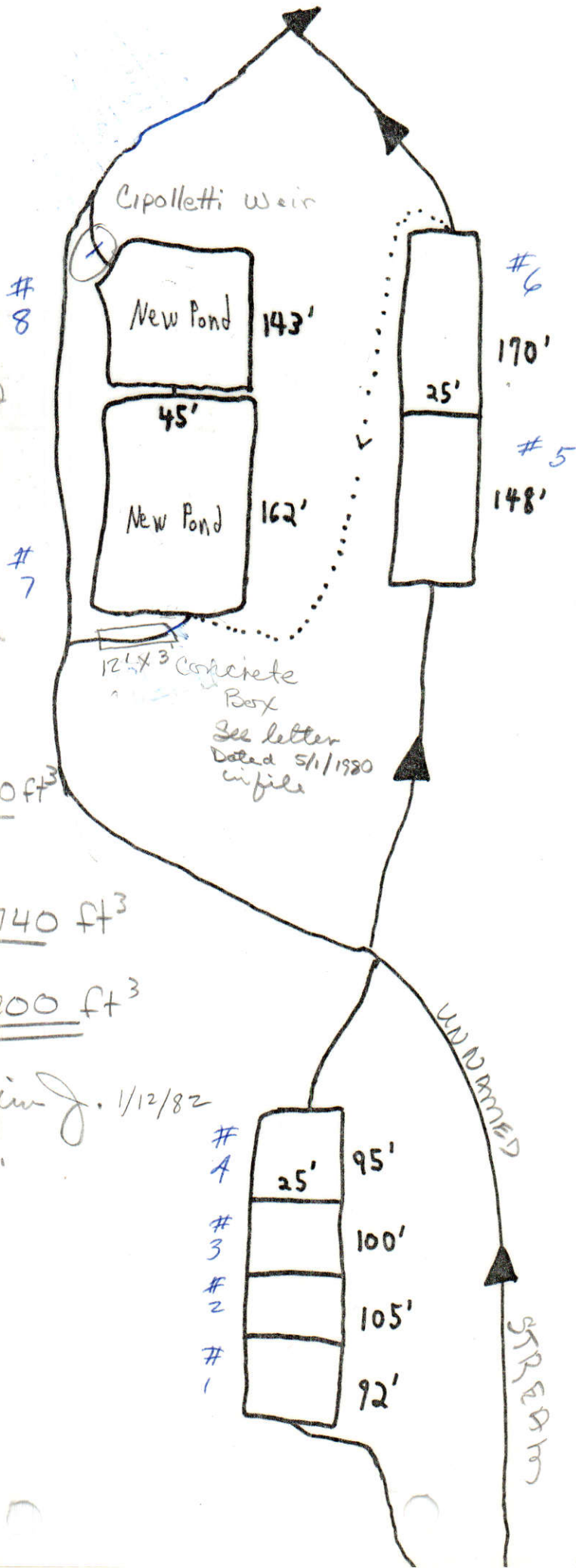
$$45 \times 162 \times 4 = \underline{29,160 \text{ ft}^3}$$

Pond #8

$$45 \times 143 \times 4 = \underline{25,740 \text{ ft}^3}$$

Total 54,900 ft³

Jim J. 1/12/82



MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7457 Priority February 28, 1978 Amount 15.76 cfs

THIS IS TO CERTIFY, that Dale E. Van Winkle
of Buhl, Idaho, has complied with the terms and conditions of Permit
No. 47-7457 issued pursuant to Application for Permit dated February 28, 1978,
and has submitted proof to the Department of Water Resources on May 2, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 15.76 cfs of water from unnamed stream,
tributary to Mud Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Fish Prop.	from January 1 to December 31	at 15.76 cfs and	n/a
	from to	cfs and	
	from to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 15.76 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confined to for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
n/a acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27 Twp.
9S, Rge. 14E in the County of Twin Falls

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	14E	27									X								

Total number of acres irrigated _____

Facility Volume = 54,900 cubic feet.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of
January, 19 82.

Director

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT C.F.S.
~~Permit~~	~~47-7457~~	~~William L. Fullmer~~	~~18.0 cfs~~
Full Assignment	47-7457	Dale E. Van Winkle	18.0 cfs

RECEIVED

RECEIVED

State of Idaho
Department of Water Resources

AUG 6 1981

ASSIGNMENT OF PERMIT

RECEIVED
AUG 4 1981
Department of Water Resources
Southern District Office

I, William L. Fullmer, hereby assign to Dale E. Van Dinkle
of Route 3, Box 229 A, Buhl, Idaho 83316
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 47-7457
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 21st day of July, 1981.

William L. Fullmer
Permit Holder

Beverly J. Fullmer
Spouse of Permit Holder

State of Idaho)
County of Twin Falls) ss.

On this 21st day of July, 1981, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Hermi L. Myers
Notary Public residing at
Twin Falls, Idaho

My commission expires:
with oath

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

RECEIVED

To provide additional time in which to submit
proof of beneficial use on a water right permit

MAR 2 1979

Department of Water Resources
Southern District Office

William E. Fullmer of Route 3 Box 229A, Buhl
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 47-7457.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before May 1, 19 79.

That he has heretofore performed the following work described under said permit: _____

was

System ~~1/2~~ complete, but was damaged by a recent flood.

Costing \$ 26,500.

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Flood damage in February washed out access road and damaged the ponds.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to May 1, 19 80.

William E. Fullmer
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to May 1, 19 80.

Signed this 7th day of March, 19 79.

D. Glen Saxton
CHIEF, OPERATIONS BUREAU

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant William L. Fullmer Phone: 543-6798
post office address Route 3 Box 229A, Buhl, Idaho 83316
(sometimes called Wilson Cr.)
2. Source of water supply Unnamed Stream which is a tributary of Mud Creek
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27 Township 9S
Range 14E B.M. Twin Falls County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into Unnamed Stream at a point in NW $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 27 Township 9S Range 14E B.M. _____
4. Water will be used for the following purposes:
Amount 18cfs for fish prop. purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 18.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. existing fish ponds (2), headgate,
ditches

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ N/A
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27 Township 9S
Range 14E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(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: commercial fish propagation

MICROFILMED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. Claim 47-4017 & License 47-7138

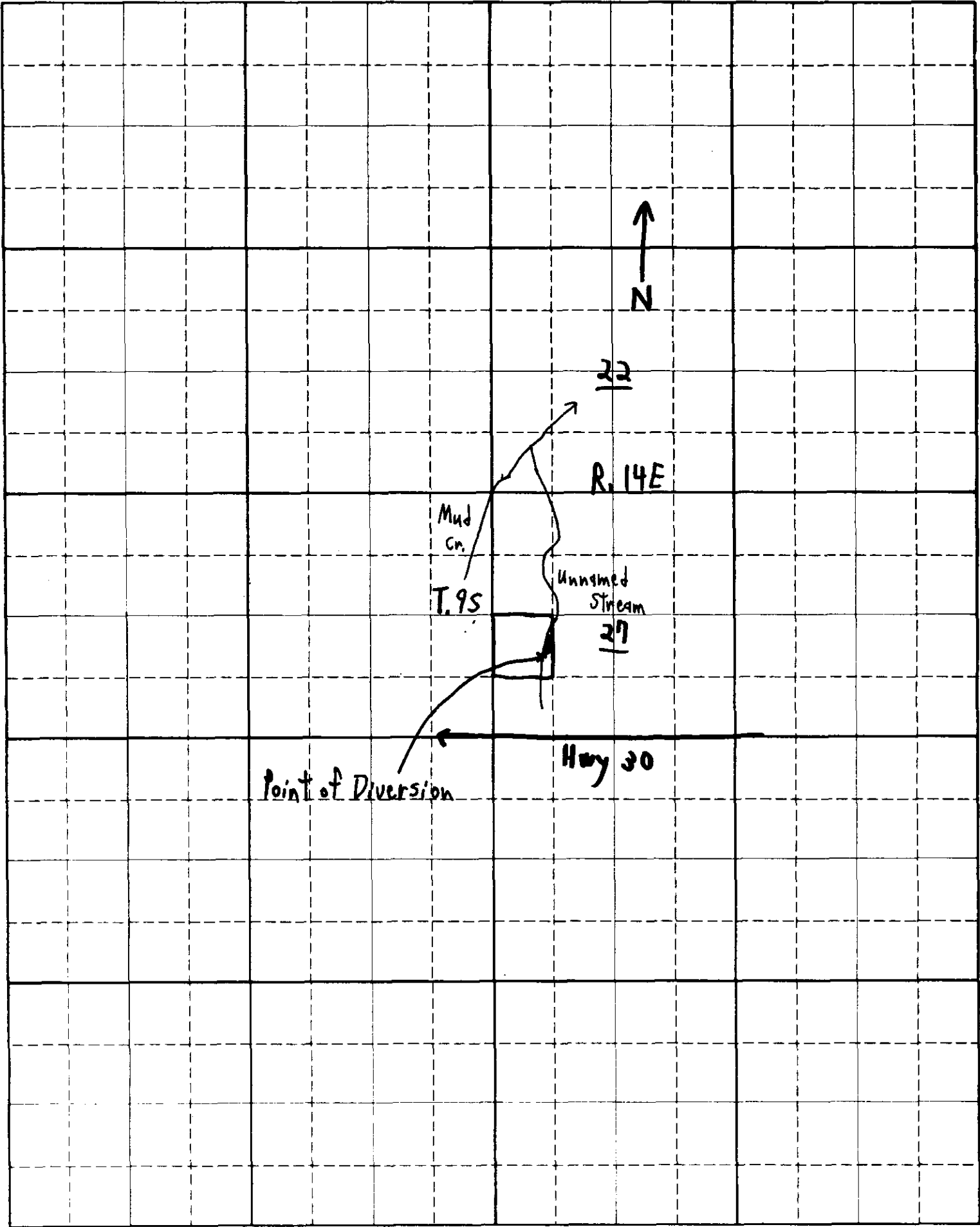
9. a. Who owns the property at the point of diversion applicant

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 Applicant has constructed two new ponds in addition to those covered by water rights shown in Item 8c.

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.

William R. Fullmer
(Applicant)

Proposed Priority 2/28/78
Received by JL Date 2-28-78 Time 2:45
Preliminary check by JS Fee \$ 195.00
Received by JL Date 2-28-78 # 7546
Publication prepared by JL Date 3/1/78
Published in Ames News
Publication dates 3/9 & 3/16/78
Publication approved JL Date 3/22/78
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by mls jo

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. 47-7457, and said application is hereby APPROVED.

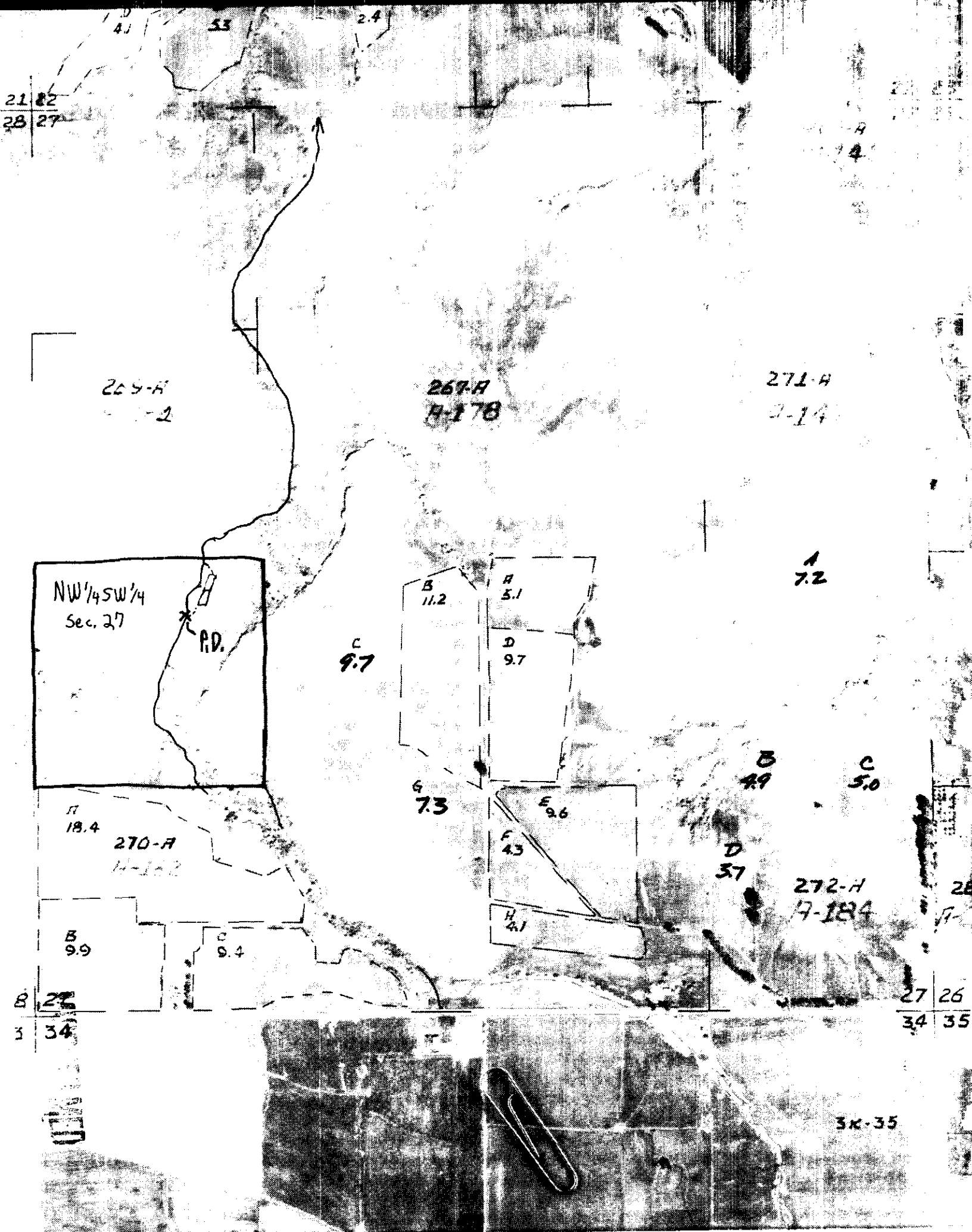
1. Approval of said application is subject to the following limitations and conditions:

- 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 May 1, 19 79.
- c. Other: Measuring devices of a type approved by this Department shall be permanently installed and maintained at both the inlet and outlet works.
Return water shall be treated to insure that the effluent meets intrastate stream water quality standards.

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

Witness my hand this 26TH day of April 19 78.

Norman C. Young
Administrator



21	82
28	27

269-A
-2

267-A
A-178

271-A
-14

NW 1/4 SW 1/4
Sec. 27
A.D.

C
9.7

B 11.2
A 5.1
D 9.7
G 7.3
E 9.6
F 4.3
H 4.1

A
7.2

A 18.4
270-A
A-182

B
4.9

C
5.0

B 9.9
C 9.4

D
3.7

272-A
A-184

27	26
34	35

27	26
34	35

3K-35

ASSIGNMENT

IT IS AGREED this day by and between MELVIN M. MELTON and LENA M. MELTON, Husband and Wife, Salmon, Idaho, hereinafter referred to as Assignors, and WILLIAM L. FULLMER and BEVERLY FULLMER, Husband and Wife, Twin Falls, Idaho, hereinafter referred to as Assignees,

The following facts are acknowledged by these parties and considered by these parties in the execution of this instrument.

(a) The Assignors are buyers by virtue of an Agreement dated July 27, 1973, by and between Max Olson, a single man, Buhl, Idaho, Vendor and the Assignors as Purchasers.

(b) The subject matter of the Agreement specified is certain real estate property situated in the County of Twin Falls, State of Idaho, more particularly described as follows:

Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho.

Section 27: $SW\frac{1}{4}NW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$, $SW\frac{1}{4}SW\frac{1}{4}$ and the $SE\frac{1}{4}SW\frac{1}{4}$

EXCEPTING FROM said $SE\frac{1}{4}SW\frac{1}{4}$ three tracts of land which are bounded and described as follows:

- (1) Beginning at the Northeast corner of the $SE\frac{1}{4}SW\frac{1}{4}$ of said Section 27, and running thence South 1159 feet; thence West 225 feet; thence North 730.5 feet, more or less, to a certain diagonal fence; thence in a Northwest direction to a point 554 feet due West of the place of beginning; thence East 554 feet to the point of beginning.
- (2) Beginning at a point 225 feet West and 246 feet North of the quarter corner common to Sections 27 and 34, Township 9 South, Range 14 EBM, Twin Falls County, Idaho; thence West across a coulee a distance of 265 feet to a point marked with a Rock and Cross thereon; thence North $20^{\circ}30'$ West back across Coulee A for a distance of 194 feet to a stone marked with a cross; thence North $60^{\circ}30'$ West 280 feet to a stone marked with a cross; thence North $42^{\circ}25'$ West 185 feet along the Northwest rim of said coulee to a stone marked with a cross; thence North $24^{\circ}35'$ West along said rim rock a distance of 743 feet to a point on the North line of said $SE\frac{1}{4}SW\frac{1}{4}$ of Section 27, Township 9 South, Range 14; thence East along North line of said $SE\frac{1}{4}SW\frac{1}{4}$ of Section 27, Township 9 South, Range 14 a distance of 679 feet to a point which is 554 feet West of the Northeast corner of said $SE\frac{1}{4}SW\frac{1}{4}$ of Section 27, Township 9 South, Range 14 EBM; thence South $39^{\circ}00'$ East 530 feet to a point; thence South 720 feet to the point of beginning.

MICROFILMED

(3) Commencing at the Southeast Section Corner of Section 27, Township 9 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho; then North 89 49' West 4,354.46 feet along the south boundary of said Section 27; then North 0 29' West, 25.00 feet to the northerly right-of-way line of U. S. Highway 30, said point being the REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING continuing North 0 29' West 520.53 feet; then North 89 49' West, 173.59 feet; then South 0 29' East, 520.53 feet; then South 89 49' East, 173.59 feet to the REAL POINT OF BEGINNING.

For consideration heretofore received Assignor does sell, assign and transfer to Assignees all of their right, title and interest in and to the above subject real property, water rights and appurtenances thereto, and that certain agreement of sale.

Assignees do hereby agree to pay the balance due on said agreement of sale dated July 27, 1973, said balance due being the sum of \$77,151.73 as of February 19, 1975.

Assignees do hereby agree to assume all other obligations as per the terms of the above agreement.

Assignors fully authorize and empower the Assignees on performance of the said covenants and conditions to demand and receive of the Twin Falls Bank & Trust, Twin Falls, Idaho the deeds covenanted to be given in the said agreement and all other papers necessary to deliver marketable title in the name of the Assignees.

DATED this 11 day of June, 1975.

ASSIGNORS

William R. Fullmer
Ernest M. Fullmer

ASSIGNEES

William R. Fullmer
Ernest M. Fullmer

STATE OF IDAHO,

County of Twin Falls

ss.

On this 6 day of June in the year of 1975, before me,

the undersigned a Notary Public

in and for said County, personally appeared

Melvin M. Melton and Lena M. Melton

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

My commission expires on the

day of

April

1977

H. F. Lemay
Notary Public in and for the State of Idaho,

Residing at Twin Falls, Idaho

STATE OF IDAHO,

County of Twin Falls

ss.

On this 6 day of June in the year of 1975, before me,

the undersigned a Notary Public

in and for said County, personally appeared

William L. Fullmer and Beverly Fullmer

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

My commission expires on the

day of

April

1975

H. F. Lemay
Notary Public in and for the State of Idaho,

Residing at Twin Falls, Idaho

INTER-DEPARTMENT MEMO — 1

DATE 2-28-78

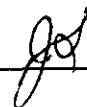
FROM Jim Stanton

TO File

SUBJECT Financial Statement Required For Application For Permit 47-7457

I have on this date examined the financial statement of William Fullmer in connection with Application For Permit 47-7457, by which the applicant proposes to divert water for fish propagation. The applicant appears to have sufficient finances to complete the project.

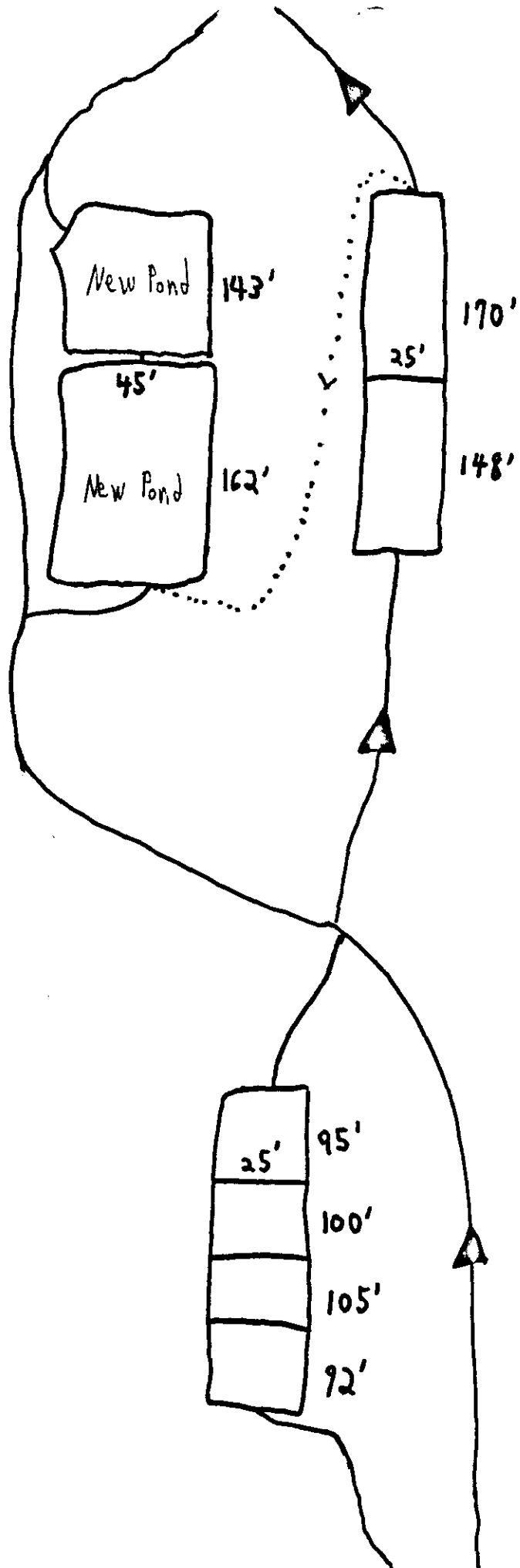
MICROFILMED



SIGNATURE

47-7138

1
N



3/22/78
OK

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

No 6861

I, Maryne Kulhanek being first duly sworn upon oath, depose and say that I am Print Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Two consecutive Thursdays, commencing with the issue dated March 9, 1978, and ending with the issue dated March 16, 1978.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Maryne Kulhanek
Subscribed and sworn to before me on this 16 th day of March, 1978.

Carryne Jennings

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

RECEIVED

MAR 20 1978

Department of Water Resources
Southern District Office

February 8, 1982

RE: Permit No. 47-7457

Dale E. Van Winkle
Route #3, Box 229A
Buhl, ID 83316

Dear Mr. Van Winkle:

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Johnson".

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

January 13, 1982

RE: Permit No. 47-7457

Dale E. Van Winkler
Route #3, Box 229A
Buhl, ID 83316

Dear Mr. Van Winkle:

A representative of this Department has made an examination of the works covered by your Permit No. **47-7457**, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: **15.76 cfs** Source: **unnamed stream**

The maximum quantity diverted shall not exceed **n/a** acre feet per year.

Point(s) of diversion: **NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 9S, Rge. 14E, Twin Falls County**

Beneficial use: **Fish propagation within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 9S,
Rge. 14E**

Priority date established: **February 28, 1978**

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

47-7457

Permit No. _____

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:		<i>[Signature]</i>	
☐ Telephone call made: (List Telephone No. used)	<i>543-6798</i>	<i>[Signature]</i>	
☐ Appointment scheduled for; (Date, time, location)	<i>06-27-1980</i>		

EXAMINATION

Date 06-27-1980 Accompanied by ✓ Total Q measured 15.76 CFS ✓

If source is surface water, estimate total flow of source ←

Methods of measurement PROFESSIONAL ENGINEERS Meets Permit requirements? yes
THOMAS K. SCHAFER P.E.

Measurement calculations: See DISCHARGE NOTES FROM THOMAS SCHAFER
ALLOW 15.76 GFS. ✓

[illegible]

System Description Willson Cr. Water is diverted into the fish ponds which discharge back into Willson Cr. ✓
Source is unnamed stream known locally as Willson Cr.

**Code with map on reverse side. Disregard code if only one.*

RECOMMENDED AMOUNTS

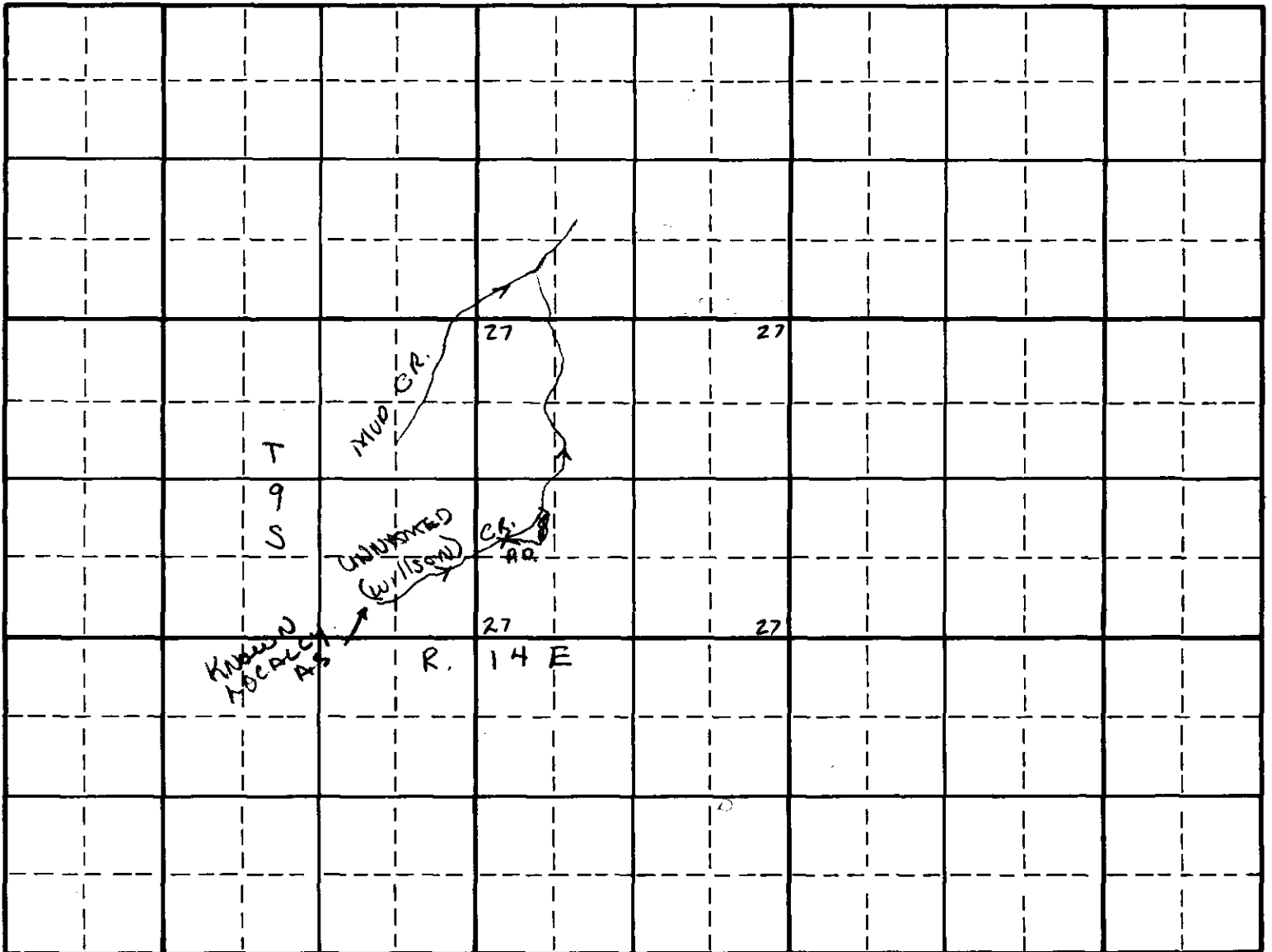
USE	Q (cfs)	V (afa)	FROM	TO
FISH PROPAGATION	15.76 cfs ✓	N/A	JAN 1	DEC 31

Total	15.76 CES ✓	N/A
-------	-------------	-----

Remarks THERE IS ANOTHER RIGHT FOR THIS USE
Lic # 47-7138 - No overlap - SEE DIAGRAM OF SYSTEM

#	Size	Volume	sq ft	#	Size	Volume	sq ft
#1	4x25	92 = 9,200		7	4x45	162 = 29,160 ✓	
#2	4x25	105 = 10,500		8	4x45	143 = 25,740 ✓	
#3	4x25	100 = 10,000		Total ~~12,900~~ Volume of ponds. 54,900 ft ³			
#4	4x25	95 = 9,500					
#5	4x25	148 = 14,800		A check was made with admin memo from 1/12/82 of 8/7/79 and flow appears reasonable for size of ponds.			
#6	4x25	170 = 17,000					

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

NOT FILLED

Point(s) of diversion: NW 1/4 SW 1/4, Sec 27 T. 9 S. R. 14 E.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	14E	27										X							

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

Examiner's Signature *Sam J. Jundenburg* Date 08-11-1980
 Checked by *Al D. North* Date 8-13-80
 Approved by *Robyn* Date 8/25/80

47-7457

This permit only includes ponds 7 and 8. The rest of the ponds are licensed under 47-7138.

Jim J.

Facility Volume #7

Assume an depth of 4' in ponds

Pond #7

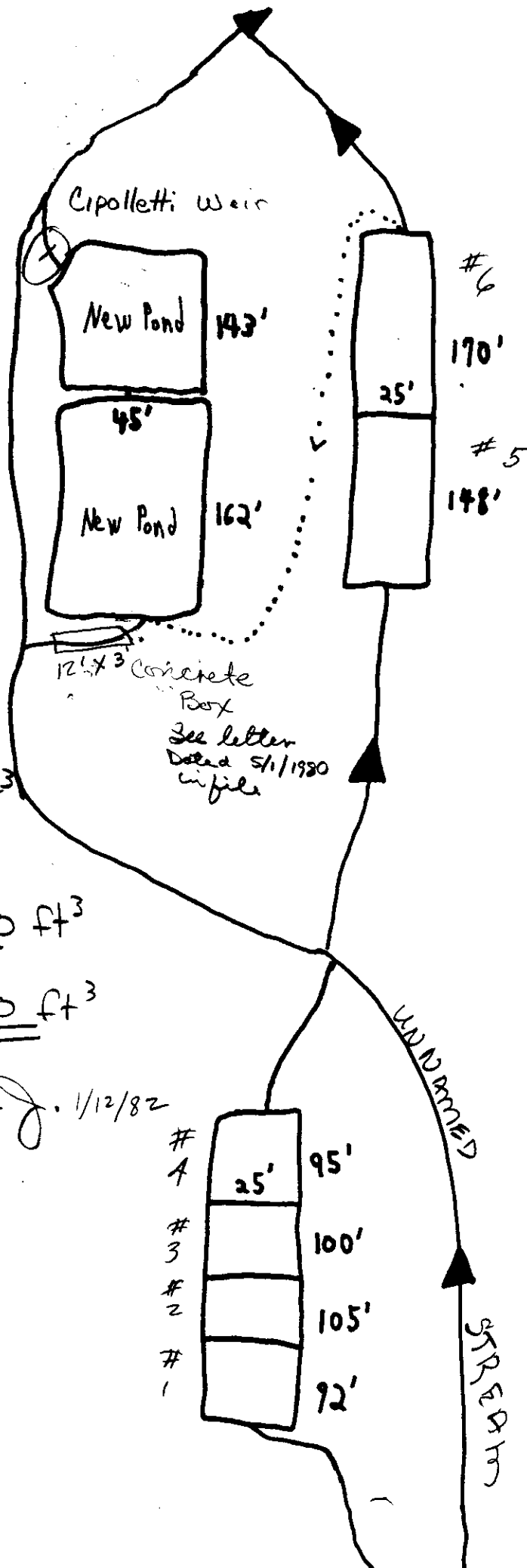
$$45 \times 162 \times 4 = \underline{29,160 \text{ ft}^3}$$

Pond #8

$$45 \times 143 \times 4 = \underline{25,740 \text{ ft}^3}$$

Total 54,900 ft³

Jim J. 1/12/82



MICROFILMED



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

September 2, 1981

Dale E. Van Winkle
Rt 3 Box 229 A
Buhl, ID 83316

RE: Permit No. 47-7457

Dear Mr. Van Winkle,

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:jg

Enclosure

RECEIVED
SEP 10 1981
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

August 22, 1980

William E. Fullmer
Route 3, Box 229A
Buhl, ID 83316

Dear Mr. Fullmer:

Re: Permit No. 47-7457

This office acknowledges receipt of the statement of beneficial use received on May 2, 1980.

Please be advised that a field examination of your system has been completed. The results of that examination or a water right license will be forthcoming.

Sincerely,

RITA FLECK
Sr. Secretary

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 47-7457.

Name(s) of Permit Holder: William L. Fullmer

Post Office Address: Route 3 Box 229A

Buhl, Id 83316 Tel. No. 914-6798

Source of Water: Wilson Creek tributary to Wild Creek

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acreage)
☒ Other fish propagation

Measuring Device: Required? ☒ Yes ☐ No

Access Port: Required? ☐ Yes ☐ No

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

May 7, 1980
Date

MICROFILMED

William L. Fullmer
Signature of Permit Holder

RECEIVED
MAY 2 1980
Department of Water Resources
Southern District Office

RECEIVED

MAY 2 1960

Department of Water Resources
Southern District Office

MICROFILMED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

RECEIVED
MAY 6 1960

PLACE
TEN CENT
STAMP
HERE

THOMAS K. SCHAFER, P.E.

156 Third Avenue North

P. O. Box 283

Twin Falls, Idaho 83301

Telephone (208) 734-6951

May 1, 1980

RECEIVED

MAY 1 1980

Department of Water Resources
Southern District OfficeMr. William L. Fullmer
West of City
Buhl, Idaho 83316

RECEIVED

MAY 6 1980

RE: Flow Measurement at Fish Ponds
Fullmer Property - Buhl, Idaho

Department of Water Resources

Dear Mr. Fullmer:

At your request, I have completed measurement and computation of the quantity of water flowing into your Pond No. 7 and out of your Pond No. 8 for the purpose of submittal to the Idaho Department of Water Resources to perfect a water right for fish propagation at your existing farm ponds.

The basis of my calculations were measurements made by you in September, October, and November of 1979, at the Cipolletti weirs located at the outlet end of your most northerly pond (Pond No. 8). In addition to your measurements, a copy of which is attached as Exhibit A, I personally measured the flow over the weirs at the outlet end of Pond No. 8 on April 30, 1980, together with measurement of flow through the 12 foot long by 3 foot wide concrete open channel leading into your Pond No. 7. The purpose of measurement at the open channel inlet was to establish a correlation between inlet and outlet flows and to verify flow computations based on your weir measurements during peak flows of September, October, and November of 1979, as evidenced by the mean high water mark on the walls of the concrete open channel inlet to Pond No. 7.

Based upon my measurements, observation of physical evidence, and computations of flow on April 30, 1980, and computations based on your measurements during 1979, I have arrived at the following conclusions:

1. Flow at the outlet end of Pond No. 8 on April 30, 1980, was 3.36 cfs.
2. Flow at the inlet end of Pond No. 7 on April 30, 1980, was 3.26 cfs.
3. Maximum flow at the outlet end of Pond No. 8 during September 1979, and based on your measurement was 13.62 cfs.

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Mr. William L. Fullmer
May 1, 1980
Page 2

4. Maximum flow at the outlet end of Pond No. 8 during October 1979, and based on your measurement was 15.35 cfs.
5. Maximum flow at the outlet end of Pond No. 8 during November 1979, and based on your measurement was 15.76 cfs.
6. Maximum flow at the inlet end of Pond No. 7 based on the mean high water mark was 17.50 cfs.

In my opinion, flow measurements and computations of April 30, 1980, established a correlation and reliability between inlet and outlet flows. Further, the inlet flow computed on the basis of the mean high water mark established flow into your Pond No. 7 in excess of flows based on your measurements at the outlet weirs during September, October, and November of 1979. I, therefore, conclude that flow through your ponds was measured to be at least 15.76 cfs at the Cipolletti weirs and serves as evidence of perfection of your water right to at least that level.

Computation work sheets are attached as Exhibit B.

If I can be of further assistance in this matter, feel free to call.

Very truly yours,

Thomas H. Schaefer, P.E.
Idaho License No. 1919
Professional Engineer - Land Surveyor
HOMES K. SCHAEFER 1919

TKS/mw

Enclosures 2

RECEIVED
MAY 1 1980
IDAHO DEPARTMENT OF LAND
CONSERVATION

Water Measurements
Outlet Pond 8

SEPT 1979

1	—	7 1/8"
8	—	7 3/8"
15	—	7 1/2"
22	—	7 5/8" $\pm$ maximum (then)
26	—	7 1/2"

OCT 1979

6	—	8 1/8"
13	—	8 1/2"
20	—	8 1/4" $\pm$ maximum (then)
27	—	8 1/4"

NOV 1979

3	—	8 1/2"
10	—	8 3/8" $\pm$ maximum (then)
17	—	8 1/4"
24	—	8 1/8"

EXHIBIT A

NOTE: These measurements were provided to
THOMAS K. SCHAFER, P.E. on April 30, 1980
and represented to be made at the
Cipolletti weirs at the outlet of Pond
No. 8 - William L. Fullmer fish ponds. then 5/1/80

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EXHIBIT B

WATER MEASUREMENT & COMPUTATIONS

FOR WILLIAM L. FULLMER

AT FISH PONDS LOCATED NW of Buhl, IDAHO

4/20
4-30-80
1 of 2

CIPOLLETTI WEIR AT OUTLET OF POND NO. 8:

Basis of Computation: $Q = 3.367 B h^{3/2}$
where "B" = 48" (Each of 2 weirs)
and "h" varies as measured.

1. Computed flow at $2 \frac{30}{pm}$ April 30, 1980:
 $h = 0' - 3"$

$$\therefore Q = [2] [(3.367)(4.00)(0.25)^{3/2}] = \underline{\underline{3.36 cfs}}$$

2. Computed flow at Sept. 22, 1977:
 $h = 0' - 7 \frac{5}{8}"$

$$\therefore Q = [2] [(3.367)(4.00)(0.635)^{3/2}] = \underline{\underline{13.62 cfs}}$$

3. Computed flow at October 20, 1979:
 $h = 0' - 8 \frac{1}{4}"$

$$\therefore Q = [2] [(3.367)(4.00)(0.688)^{3/2}] = \underline{\underline{15.35 cfs}}$$

4. Computed flow at November 10, 1979:
 $h = 0' - 8 \frac{3}{8}"$

$$\therefore Q = [2] [(3.367)(4.00)(0.625)^{3/2}] = \underline{\underline{15.76 cfs}}$$

MEASURED

WATER MEASUREMENT & COMPS. CONT'D.
— FILLMORE —

160
4-30-8
2 of 2

RECTANGULAR OPEN CHANNEL AT INLET TO POND No. 7:

Channel Dimensions: Length 12'; Width (I.O.) 36";
Wall height 24"; slope $\frac{1}{8}$ " per ft.

Basis of Computations:

Manning Formula: $V = \frac{1.486}{n} R^{\frac{2}{3}} S^{\frac{1}{2}}$

$Q = A_{H_2O} V$

1. Computed flow at 2 $\frac{30}{pm}$ April 5, 1930:

Water Depth = $5\frac{1}{2}" = 0.458'$

$S = \frac{1}{8}" / ' \text{ or } 0.01 / '$

$n_{corr} = 0.013$

$R = \frac{A_{H_2O}}{\text{Wet Perim}} = \frac{(6)(h_{H_2O})}{(2)(h_{H_2O}) + 3} = \frac{(3)(0.458)}{(2)(0.458) + 3} = 0.35$

$\therefore V = \left(\frac{1.486}{0.013} \right) (0.35)^{\frac{2}{3}} (0.01)^{\frac{1}{2}} = 2.37 \text{ fps}$

$Q = (A_{H_2O})(V) = (3)(0.458)(2.37) = \underline{\underline{3.26 \text{ cfs}}}$

2. Computed flow based on Mean High Water Mark as observed on 4/21/30:

Water Depth (mean) = $9\frac{1}{2}" = 0.79'$

$R = \frac{(3)(0.79)}{(2)(0.79) + 3} = \frac{2.375}{4.58} = 0.519$

$\therefore V = \left(\frac{1.486}{0.013} \right) (0.519)^{\frac{2}{3}} (0.01)^{\frac{1}{2}} = 7.37 \text{ fps}$

$Q = (2.375)(7.37) = \underline{\underline{17.50 \text{ cfs}}}$

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FULLMER, WILLIAM L.
RT. 3 BOX 229A
BUHL, ID 83316

1018-0

FEBRUARY 28, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 47-7457 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

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

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

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

March 7, 1979

William E. Fullmer
Route 3, Box 229A
Buhl, ID 83316

Dear Mr. Fullmer: Re: Permit No. 47-7457
Enclosed is a copy of the approved application for extension of time in
connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been
extended to

May 1, 1980.

Sincerely,

Jan Grover
Water Rights Supervisor



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

CERTIFIED MAIL

February 28, 1979

Re: Permit No. 47-7457

100643

William L. Fullmer
Route 3, Box 229A
Buhl, ID 83316

Dear Mr. Fullmer:

One of the conditions of approval of your water Permit No. 47-7457 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.


RITA FLECK
Water Rights

Encl: Proof affidavit



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

May 3, 1978

Re: Permit No. 47-7457

William L. Fullmer
Route #3, Box 229A
Buhl, ID 83316

Dear Mr. Fullmer:

Your approved copy of Application for Permit No. 47-7457 is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

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,

A handwritten signature in black ink, reading "L. Glen Saxton". The signature is written in a cursive, flowing style.

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

PRE-PERMIT SURFACE-WATER EXAMINATION DATA SHEET

Date 3-28-78 Examiner Jim Stanton Application No. 47-7457

Applicant(s) Interviewed Mr. Fullmer interviewed during hatchery exam last summer

Upstream Users Interviewed None

&/or Upstream Diversions Inspected _____

Downstream Users Interviewed None, since this water use has occurred for some time.

&/or Downstream Diversions Inspected _____

Legal Description Verified By Map (or give proper description) Yes

Water Flow: Visual Estimate 10 cfs Channel Width _____ Average Depth _____

Water Velocity _____ Channel Slope _____

Do Additional Inflows Enter Downstream From This Diversion? No, not until stream enters Mud Creek

Does This Water Enter Canal-Company Waterways? No Canal Co. Approval? N/A

Source Of Waste Water: Legal Description N/A

Proportion Of Water Flow Arising On Applicant's Land _____

Does There Appear To Be Sufficient Water To Fulfill This Application Without Harming Downstream Users? Yes XX No _____

Do Other Aspects Of The Application Appear To Be As Stated? Yes XX No _____

Notes Applicant is already licensed for 11.33 cfs at same place of use; this filing is for two additional ponds built since original right was licensed. These two ponds have been in use for about two years. Flow estimated at 10 cfs under another filing on Wilson Cr., & flow is probably higher at other times of year. Water was going past diversion point during hatchery exam (stream was carrying more than licensed amount).

Signed 

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that William L. Fullmer

Buhl, Idaho 83316

has on 2/28/78 submitted Application No. 47-7457

for a permit to appropriate 18.0 cubic feet per second ~~XXXXXX~~ ~~XXXXXX~~ ~~XXXXXX~~

of water from Unnamed Stream (Sometimes called Wilson Creek) tributary to Mud Creek

by means of fish ponds, headgate, ditches.

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 9S, Rge. 14E, B.M. Twin Falls County

to be used from Jan. 1 to Dec. 31 for fish propagation purposes

~~XXXX~~

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 9S, Rge. 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before March 27, 1978.

C. STEPHEN ALLRED

Director

Published in the Times News

on 3/9 and 3/16/78

MICROFILMED

March 1, 1978

Times News
P. O. Box 548
Twin Falls, Idaho 83301

Re: Application for Permit No. 47-7458 - Fred F. &/or Betty Kippes
47-7457 - William L. Fullmer

Gentlemen:

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

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

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLDS:dj

Bill submitted: _____

MICROFILMED