

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that Jay H. Hulet, Murphy Flats, Murphy, Idaho, has received an approved permit No. 32347/02-2370 issued by the Idaho State Reclamation Department authorizing the diversion of 1.6 cubic feet per second of water from the Snake River subject to all prior rights. The priority to be established under this permit is April 30, 1965, and the permit was approved May 3, 1965.

Water is to be diverted by pumping plant, pipelines, canals, reservoirs, and dams from a point within Lot 3, Sec. 6, T. 3 S, R. 1 E, B. M., Owyhee County, to be used for irrigation in the N $\frac{1}{2}$ -NW $\frac{1}{4}$, Sec. 9, T. 3 S, R. 1 W, B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before May 6, 1976. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Owyhee Chronicle, Homedale, Idaho, on January 22 and January 29, 1970.

AFFIDAVIT OF PUBLICATION

RECEIVED
FEB 6 1970
Department of Reclamation

STATE OF IDAHO)
COUNTY OF OWYHEE) ss.

I, **Everett A. Colley**, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the **printer** or publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said THE OWYHEE CHRONICLE has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice

NOTICE OF EXISTING WATER PERMIT

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement thereto, in said

newspaper, in **two** (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

Jan. 22, 1970

Jan. 29, 1970

(Signed)

Everett A. Colley

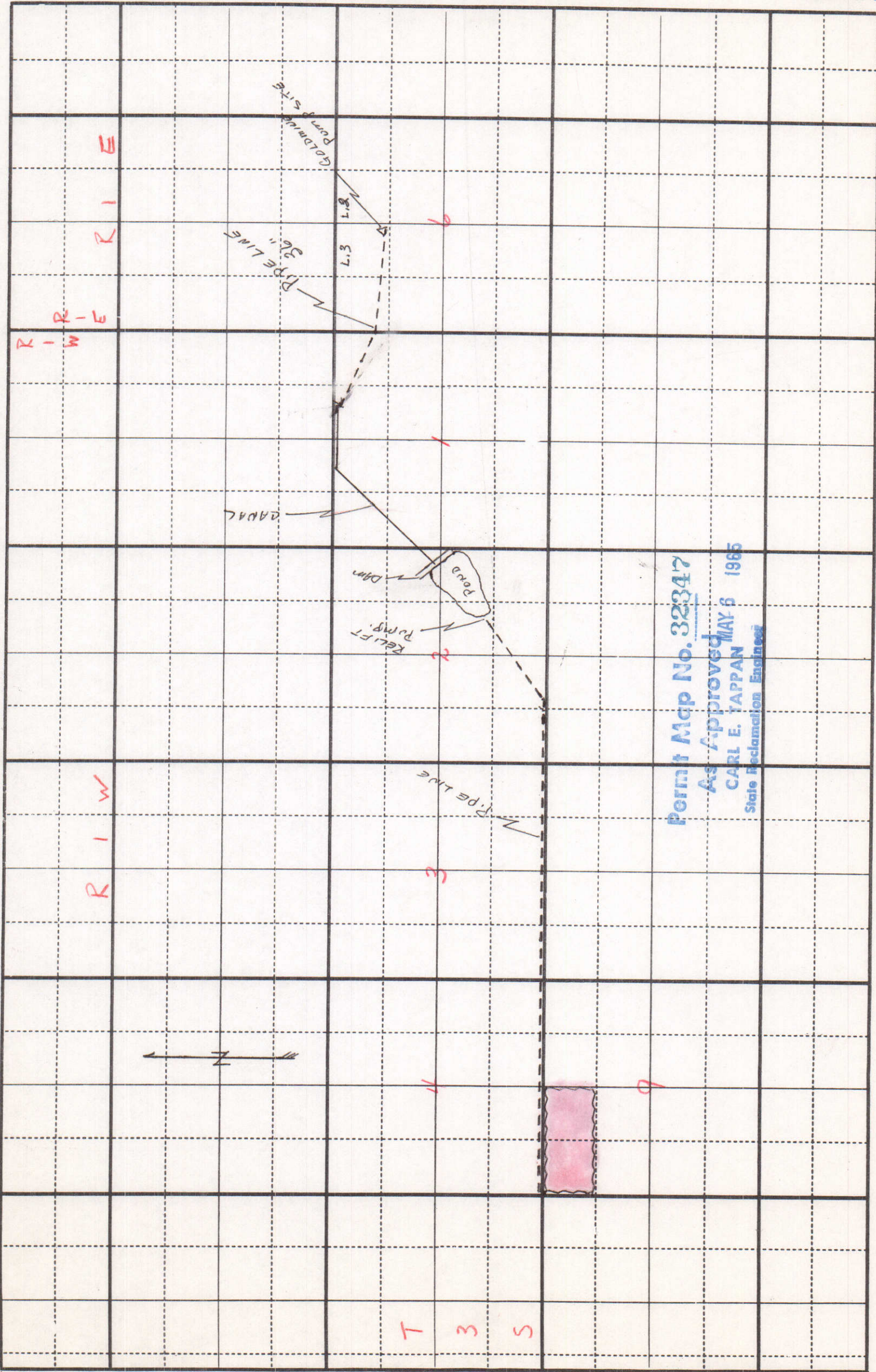
Subscribed and sworn to before me this **29th** day of **Jan.**
A. D., 19 **70**

Evelyn S. Colley
Notary Public in and for the State of Idaho.

residing at **Homedale**, Idaho

My commission expires **2-6**, 19 **72**

32347
02-2370



32347

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 32347/02-2370 Priority April 30, 1965 Amount 1.60 cfs

THIS IS TO CERTIFY, that JAY H. HULET
of Murphy, Idaho, has complied with the terms and conditions of Permit
No. 32347/02-2370 issued pursuant to Application for Permit dated April 30, 1965,
and has submitted proof to the Department of Water Administration on December 28, 1973,
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 66.04 cfs of water from the Snake River,
tributary to the Columbia River, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>Oct. 15</u>	at <u>1.60</u> cfs and	<u>400 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>5.0 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than * 1.60 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 confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
400 acre feet per year, and waters to be diverted within the Lot # 3 of Sec. 6,
Twp. 3 S, Rge. 1 E, B. M. in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 S	1 W	9					40	40											80

Total number of acres irrigated 80

* Subject to the condition that the maximum rate of diversion shall not exceed
66.04 cfs when combined with License No. 32230/02-2361.

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 20 day of
February, 19 74.

Director

62-2370

02-2370

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 40496
PERMIT No. 32347
DISTRICT No.

Assigned to

J. H. Hallett
1000 Falls Ave
American Falls
Idaho
JAN H. HALLET
MURPHY FLATS
MURPHY, IDA.
83650

1. Name of Applicant: Pacific Land Corporation

Postoffice address: Box 2864, Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: January 22, 1965, Department of State, State of Idaho, Boise, Idaho
(b) Amount of capital stock: \$300,000.00
(c) Amount paid in: \$265,000.00
(d) Names and addresses of directors: Virgil A. Russell, 1625 N.W. Greenbrier Way, Seattle, Washington
and E. V. Storey, 810 Belmont Street, Boise, Idaho; Paul R. Roesch, Abbott Road, Walla Walla, Washington

II. The financial resources of the applicant are:

(a) Cash on hand: \$4,300.00

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources: Subscription Agreements for

private and conventional commercial sources.
cubic feet per second.

2. Quantity of water claimed: 1.6

3. Source of water supply: Snake River, State of Idaho which is a tributary of

4. Location of point of diversion: S 74° 55' E 2003.2 feet distant from the Northwest

corner of Section 6, T. 3 S., R. 1 E., B.M., and is in the Lot 3

of section 6, T. 3 S., R. 1 E., B. M., County of Owyhee

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 1,000,000 for entire system, which will cover the lands premises of this permit.

8. Kind of works: Pumping plant, pipelines, canals, reservoirs, and dams

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam: See separate filing for reservoirs and dams

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom 4 feet; width at water line 12.4 feet; depth of water 4.2 feet;

dimensions of flume:

Diameter of pipe 36 inches; length of conduit 6 miles.

Average grade per mile 10 feet. Pipe lines under pressure

12. The time required for the completion of such work is Five years.

13. The time required for the complete application of the water to the proposed use is Six additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

Water from Sinker Creek

16. (a) Is reservoir to be used? Yes If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit: R-1196
 (c) Date of filing of Application for Storage Permit and Name of Applicant: February 3, 1965; Pacific Land Corporation

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

PACIFIC LAND CORPORATION *Applicant.*

By s/ Paul R. Roesch Agent.

Date of first receipt at Department of Reclamation: 11:00 A.M. April 30, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32347

Recorded in Book 113 Page 32347 Approved May 6, 1965

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before July 6, 1965 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before November 6, 1967

The whole of said work to be completed on or before May 6, 1970

Beneficial use of water appropriated in accordance herewith, to be made on or before May 6, 1976

WITNESS My hand this 6th day of May, 1965

s/ CARL E. TAPPAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We,.....ROBERT E. SMYLE....., Governor of the State of Idaho,
and ARNOLD WILLIAMS....., Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....6th.....
day of May....., 19 65..

STATE OF IDAHO

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor.

REMARKS:

14.

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 $\frac{1}{4}$	
3 S	1 W	9					40 40												80

LICENSE ISSUED FOR 1.60 SEC. FT.
 LICENSE PAGE NO. _____

A S S I G N M E N T ✓

For value received, Howard Humphrey, Trustee of the Estate of Pacific Land Corporation, a Bankrupt, hereby assigns all of the right, title and interest of said Pacific Land Corporation in and to Permit to appropriate the Public Waters of the State of Idaho, Permit No. 32347, to J. H. Hulet, whose address is 1000 Falls Avenue, American Falls, Idaho.

/s/ HOWARD HUMPHREYS,
Trustee of the Estate of Pacific Land Corporation,
a Bankrupt.

State of Idaho)
 : ss
County of Ada)

On this 28th day of March, 1967, before me, the undersigned, a Notary Public for the State of Idaho, personally appeared Howard Humphrey, Trustee of the Estate of Pacific Land Corporation, an Idaho Corporation, Bankrupt, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same for and on behalf of the Estate of Pacific Land Corporation, an Idaho corporation, Bankrupt.

In witness whereof, I have hereunto set my hand and affixed my official notarial seal the day and year in this certificate first above written.

/s/ CHERYL L. CORNWALL
Notary Public residing at
Idaho, Boise, Idaho.

(S E A L)

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

I, Everett A. Colley, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the printer or publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said THE OWYHEE CHRONICLE has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice
NOTICE OF EXISTING WATER PERMIT

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement thereto, in said newspaper, in two (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

Jan. 22, 1970

Jan. 29, 1970

(Signed)

Everett A. Colley

Subscribed and sworn to before me this 29th day of Jan.
A. D., 19 70

Evelyn S. Colley
Notary Public in and for the State of Idaho.

residing at Homedale, Idaho

My commission expires 2-6, 19 72

32347
02-2370

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

February 21, 1974

Re: Permit No. 32230/02-2361
32347/02-2370
02-7001

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

Dear Mr. Hulet:

Enclosed herewith are copies of the water licenses issued on the above referenced permits.

We are also enclosing a copy of the approved amendment for Permit No. 02-7001 along with Receipt #13710 in the amount of \$10.00.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosures

02-2370

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2190



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 30, 1974

Re: Permits No. 02-2361 (32230)
02-2370 (32347)
02-7001

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

Dear Mr. Hulet:

We acknowledge receipt of your affidavits submitted as proof of beneficial use for Permits 02-2361 and 02-2370.

A representative of this Department has made an examination of the works covered by the above referenced permits and has found the following:

Permit 02-2361

Quantity of water diverted: 66.04 cfs

Amount of water that can be recognized as beneficially used under Idaho law: * 66.04 cfs

The maximum quantity diverted shall not exceed 22,300 acre feet per year.

Beneficial use: Irrigation of 4,460 acres (see enclosed copy of land list)

Point of diversion: Lot # 3 of Sec. 6, Twp. 3 S, Rge. 1 E, B. M.

Priority date established: Jan. 8, 1965

* Subject to the condition that the maximum rate of diversion shall not exceed 66.04 cfs when combined with License No. 32347/02-2370.

Permit 02-2370

Quantity of water diverted: 66.04 cfs

Amount of water that can be recognized as beneficially used under Idaho law: * 1.60 cfs

The maximum quantity diverted shall not exceed 400 acre feet per year.

02-2370

Page 2
Mr. Jay H. Hulet
Re: 02-2361, 23-2370, 02-7001
January 30, 1974

Beneficial use: Irrigation of 80 acres within the N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9,
Twp. 3 S, Rge. 1 W, B.M.

Point of diversion: Lot # 3 of Sec. 6, Twp. 3 S, Rge. 1 E, B.M.

Priority date established: April 30, 1965

* Subject to the condition that the maximum rate of diversion shall not
exceed 66.04 cfs when combined with License No. 32230/20-2361.

Permit 02-7001

Quantity of water stored: 235 acre feet

Amount of water that can be recognized as beneficially used under
Idaho law: 235 acre feet

Beneficial use: Storage for irrigation of 4,540 acres (see land list
under 02-2361 and 02-2370)

Point of diversion: Lot # 3 of Sec. 6, Twp. 3 S, Rge. 1 E, B.M.

Priority date established: July 15, 1967

As Permit 02-7001 now stands, it does not cover all the land presently irrigated as
listed under 02-2361 and 02-2370. Therefore, it will be necessary to amend 02-7001
to include the 72 acres in the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 20 before a water license can be issued.
We have enclosed a partially completed application for amendment for your use in this
matter. Please sign the application and return it to this office with a \$10.00 filing fee
within 20 days of the date of this letter in order that licenses may be issued for all
three permits as set forth above.

If you do not concur with these findings or have any questions, please contact us within
the 20-day period.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: App for amend
Land list for 02-2361

02-2370

FIELD REPORT

- 02-2370

R 1W

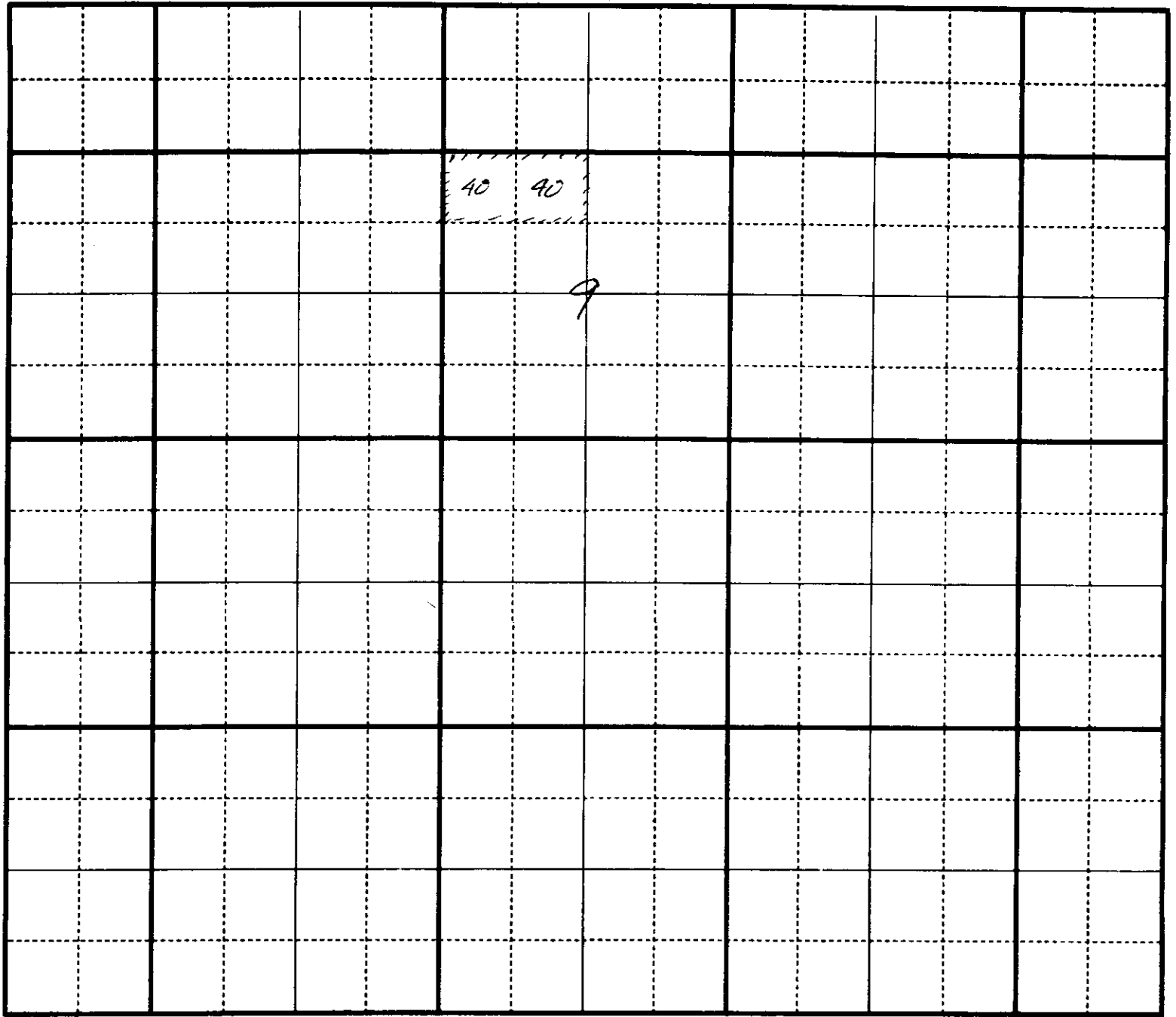


Diagram of System

02-2370

DATE OF EXAM _____

ACREAGE

Found 8.00
Recommended 8.00

Irrigation Requirement 5.0 Ac Ft/Ac

USE

Irrigation Q = 1.60 c.f.s. V = 400.0 AF/Ann. from 4/1 to 10/31
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 66.04 cfs Method of measurement Trapezoidal Flume

Total Q recommended 1.6 cfs Meter No. _____ Type Flume Condition good

Total V recommended 400.0 A.F./Ann.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$Q = 66.04 \text{ cfs}$ (Trapezoidal Flume $H = 3.15'$) Sec 02-7001
 $V = (80)(5.0) = 400 \text{ A.F./Ann.}$

SYSTEM DESCRIPTION:

Seven 700 HP Holooshaft Pumps & Motors at River Pumping Station, 36" Penstock lifts water approx 200' to concrete canal w/ Flume, four holding reservoirs w/ relief pumps & sprinkler systems.

REMARKS:

This filing is to cover additional lands irrigated by a large ~~the~~ system covered by permit 02-2361

Total Q of Permits 02-2370 & 02-2361 shall not exceed 66.04 cfs when combined.

Examiner's Signature M. Clayton Barron Date _____

Checked by _____ Date _____

Approved by _____ Date _____

02-2370

Identification No. _____

Permit No. 02-2370

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
DEC 28 1973

Department of Water Administration

1. a) Name of Permit Holder Jay H. Hulet
b) Post Office Address Murphy Flats, Murphy, Idaho 83650
2. Permit Number 02-23
3. Date of Priority that you are prepared to establish April 30, 1965
4. a) Source from which water was appropriated Snake River
b) Location of the point of diversion: Lot 3 $\frac{1}{4}$ Section 6
Township 3 S, Range 1 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 1.6 cfs for irrigation purposes from March 15 to Nov. 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.6 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pumping plant, pipelines, canals, reservoirs with relift pumps and sprinkler systems.

b) Describe the type and size of measuring device which you have installed at your point of diversion: Trapazoidal Flume (USDA design)

c) Give well drillers name and address and date the well was completed _____

02-2370

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

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 $\frac{1}{4}$	
3S	1W	9					40	40											80

Total number of acres irrigated 80

10. Remarks: _____

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

(Date)

(Signature)

State of Idaho)
County of Ada) ss.

On this 28 day of December, 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Boise, Idaho

My commission expires June 15, 1977

RECEIVED

JAN 12 1970 gms

NOTICE to the Department of Reclamation

Department of Reclamation

Gentlemen:

As of this date, you are requested to change my name from J. H. Hulet to Jay H. Hulet with my mailing address changed to Murphy Flats, Murphy, Idaho 83650.

Please make this change in the following permits: 02-2360, 02-2342, 02-2361, 02-2370.

Dated this 2nd date of Jan -, 1970.

Jay H. Hulet
Jay H. Hulet

Matthew McElroy
Witnessed by

02-2370
32347

February 6, 1970

Re: Permit No. 32347/02-2370

Jay H. Hulet
Murphy Flats
Murphy, Idaho 83650

Dear Mr. Hulet:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until May 6, 1976, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

32347
02-3370

January 13, 1970

Re: Permit No. 32222/02-2360
32165/02-2342
32347/02-2370

Jay H. Hulet
Murphy Flats
Murphy, Idaho 83650

Dear Mr. Hulet:

The legal notice for the above referenced permit is being published in the Owyhee Chronicle, Homedale, Idaho, on January 22 and January 29, 1970.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

02-2370
32347

January 13, 1970

Re: Permits No. 32222/02-2360, 32165 02-2342, 32347/02-2370 - Jay H. Hulet

Owyhee Chronicle
20 East Idaho Avenue
Homedale, Idaho 83628

Gentlemen:

Enclosed is a legal notice which we wish to have published 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 our 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 date. If you cannot publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by ~~Jay H. Hulet,~~
~~Murphy Flats, Murphy, Idaho 83650~~,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DWM:JMB

Enc. Legal Notices (3)

02-2370
32347

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that Jay H. Hulet, Murphy Flats, Murphy, Idaho, has received an approved permit No. 32347/02-2370 issued by the Idaho State Reclamation Department authorizing the diversion of 1.6 cubic feet per second of water from the Snake River subject to all prior rights. The priority to be established under this permit is April 30, 1965, and the permit was approved May 3, 1965.

Water is to be diverted by pumping plant, pipelines, canals, reservoirs, and dams from a point within Lot 3, Sec. 9, T. 3 S., R. 1 E., B. M., Owyhee County, to be used for irrigation in the NW 1/4, Sec. 9, T. 3 S., R. 1 W., B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before May 6, 1976. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Owyhee Chronicle, Homedale, Idaho, on January 22 and January 29, 1970.

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that

~~Joseph H. Hulet, 1000 Falls Avenue, Boise, Idaho~~
MURPHY FLATS, MURPHY

~~Falls, Idaho,~~ has received an approved permit No.

32347/02-2370 issued by the Idaho State Reclamation Department authorizing the

diversion ~~999999~~ of 1.6 cubic feet per second ~~acre/feet/per/annum/~~
of water from the Snake River

subject to all prior rights. The priority to be established under this permit is

April 30, 1965 and the permit was approved May 6, 1965.

Water is to be diverted by pumping plant, pipelines, canals, reservoirs, and dams
from a point within ~~the~~ Lot 3, Sec. 6, T. 3 S., R. 1 E., B. M., Owyhee County,

to be used for irrigation

in the N¹/₄ NW¹/₄, Sec. 9, T. 3 S., R. 1 W., B. M.

Proof of the application of the water to beneficial use is to be submitted to the
department on or before May 6, 1976. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Owyhee ~~Nugget~~ ^{CHRONICLE} ~~Marling~~ ^{HOME DALE}, Idaho, on

Jan 22 and Jan 29 - 70.

State Reclamation Engineer:

Permit No. 32347/02-2370

You are hereby authorized to have the attached notice published at my expense in
the Owyhee ~~Nugget~~ ^{CHRONICLE} of ~~Marling, Idaho~~ ^{Homedale};

published in the county in which the works are situated.

(Signature)

(Address)

(Date)

W. K. Chowge

11-12-70

02-2370
32347

January 2, 1970

Re: Permit No. 32347 (New No. 02-2370)

J. H. Hulet
1000 Falls Avenue
American Falls, Idaho

Dear Mr. Hulet:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit. ~~and are now submitting proof of beneficial use.~~ Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Order
Advertising Package

cc. William F. Ringert, Attorney

02-2370
32347

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32347/02-2370)

in the name of J. H. Hulet, 1000 Falls)

Avenue, American Falls, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32347 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of
works as originally specified, but will be required to submit proof
to the Department of Reclamation of the application of the water to
beneficial use on or before May 6, 1976. The permit holder should
be aware that failure to complete one-fifth (1/5) of the works within
one-half (1/2) of the time originally set for Completion of Works may
be grounds for cancellation at the instance of the department.

Dated this 24TH day of DECEMBER, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

02-2370
32347

March 31, 1967

RE: Permits 32230, 32222, 23165 and 32347
J. H. Hulet of American Falls

Anderson, Kaufman, Anderson and Ringert
Attorneys at Law
Idaho Building
Boise, Idaho 83701

Dear Mr. Ringert:

Enclosed herewith are the assignment on the above referenced permit which have been recorded in this office under each number.

Also enclosed is departmental receipt No. 33717 in the amount of \$2.00 which covers the recording fees.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Enclosures

32347

RECORDED
MAR 31 1967

A S S I G N M E N T

Department of Reclamation

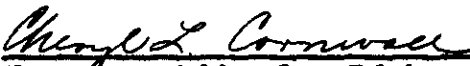
For value received, Howard Humphrey, Trustee of the Estate of Pacific Land Corporation, a Bankrupt, hereby assigns all of the right, title and interest of said Pacific Land Corporation in and to Permit to appropriate the Public Waters of the State of Idaho, Permit No. 32347, to J. H. Hulet, whose address is 1000 Falls Avenue, American Falls, Idaho.


Howard Humphrey, Trustee of the Estate
of Pacific Land Corporation, a
Bankrupt

STATE OF IDAHO)
) ss.
County of Ada)

On this 28th day of March, 1967, before me, the undersigned, a Notary Public in and for said State, personally appeared Howard Humphrey, Trustee of the Estate of Pacific Land Corporation, an Idaho corporation, Bankrupt, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same for and on behalf of the Estate of Pacific Land Corporation, an Idaho corporation, Bankrupt.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official not arial seal the day and year in this certificate first above written.


Notary Public for Idaho
Residing at Boise, Idaho

ANDERSON, KAUFMAN, ANDERSON AND RINGERT

LAWYERS

IDAHO BUILDING

BOISE, IDAHO 83701

EUGENE H. ANDERSON
SAMUEL KAUFMAN
RICHARD ANDERSON
WILLIAM F. RINGERT

AREA CODE 208
TELEPHONE 342-4591
POST OFFICE BOX 2773

March 30, 1967

RECEIVED
MAR 31 1967

Department of Reclamation

State of Idaho Department
of Reclamation
State House
Boise, Idaho

Gentlemen:

Herewith, in duplicate, with respect to each Permit,
are Assignments of Water Permits Nos. 32165, 32222, 32230
and 32347, from Howard Humphrey, Trustee of the Estate of
Pacific Land Corporation, a Bankrupt, to J. H. Hulet. Please
record each such assignment in your office and return Mr.
Hulet's copies to me.

Our check for \$2.00 is herewith in payment of your
fees.

Very truly yours,

ANDERSON, KAUFMAN, ANDERSON & RINGERT

By

William F. Ringert
William F. Ringert

WFR:sm

Encl.

32347

May 12, 1965

Re: Permit No. **32347**
Pacific Land Corporation

Mr. Paul Roesch,
212 Jones Building,
Walla Walla, Washington.

Dear Mr. Roesch:

We enclose Permit No. **32347** in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. **32758** which was issued covering payment in the amount of \$ **5.25** for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.

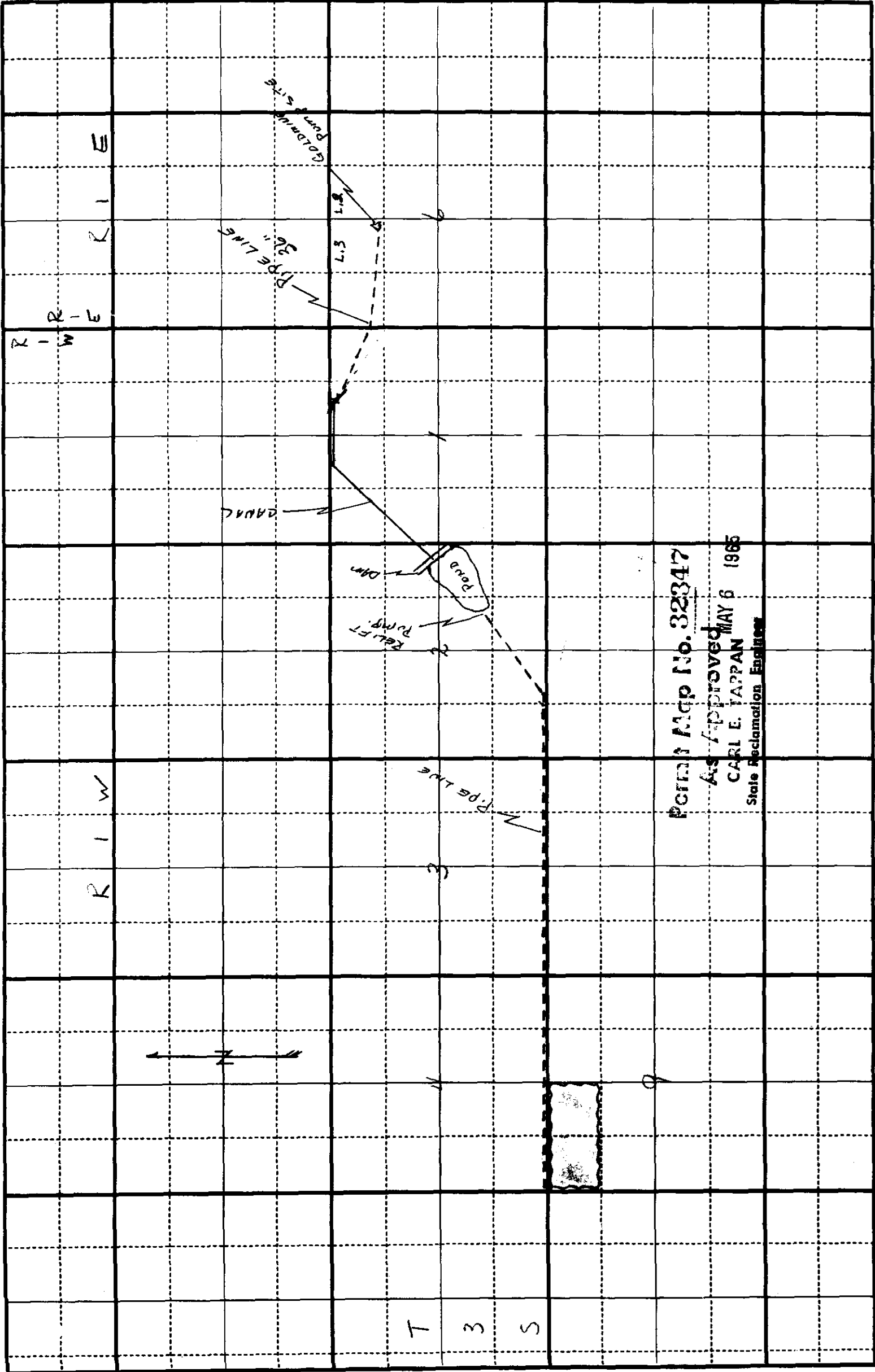
EPR:pmk

cc: Pacific Land Corporation
Box 2864,
Boise, Idaho

Returned 5/19/65
Mailed to E. V. Storey
810 Belmont St.,
Boise, Idaho

5-19-65

32347



Permit App No. 32347
As Approved
CARL E. YAPPAN
State Reclamation Engineer
MAY 6 1965